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MEMORANDUM

Provincial Parks and Conservation Reserves -- Ontario's Living Legacy

DATE: September 20, 2000
TO: Regional Planning Managers
 Park Zone Managers
 District Managers
FROM: Adair Ireland-Smith
 Managing Director, Ontario Parks
CC: Director, Fish and Wildlife Branch
 Director, Lands and Waters Branch
 Director, Forest Management Branch
 A/Director, Policy and Planning Coordination Branch
 Manager, Planning and Research, Ontario Parks
 Regional Directors
RE: Policy Clarification

Please find attached material that provides clarification on the management and use policies for provincial parks and conservation reserves within the area covered by the Ontario's Living Legacy Land Use Strategy. This clarification consolidates the direction that is presented in the Strategy and other existing policy documents and provides additional information on the implementation of some of the changes in direction that were established in the Strategy.

This material has been prepared with input from other programme areas as well as the field organization. I would like to thank those who took the time to contribute.

While this material is intended to guide decisions, it is a "work in progress". New issues may be identified or experience with application may suggest modifications that are necessary. Your ongoing assistance in identifying any required changes would be appreciated. The material will be posted on the Ministry's OLL Implementation intranet site (<http://mnrweb.mnr.gov.on.ca/mnr/OLL/>) and will be updated as required. Over time, the Ontario Provincial Parks Planning and Management Policies and Conservation Reserves Policy and Procedure will be revised to incorporate policy direction arising from the Land Use Strategy. In the meantime, I believe staff will find the enclosed tables helpful.

Please direct any comments or questions regarding this matter to Barton Feilders at (705) 755-1730.

Adair Ireland Smith

Clarification of Management Policies for Provincial Parks and Conservation Reserves:

1. Introduction and General Policies
2. Ontario Provincial Park Policy (MS Word97 Table)
 - As Amended By The OLL Land Use Strategy
3. Conservation Reserves Policy (MS Word97 Table)
 - As Amended By The OLL Land Use Strategy

Ontario's Living Legacy "Staff Net"

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Clarification of Management Policies for Provincial Parks and Conservation Reserves in the Ontario's Living Legacy Planning Area

Introduction

This paper provides clarification on the management policies for provincial parks and conservation reserves within the area covered by the Ontario's Living Legacy Land Use Strategy. This clarification is necessary because the Land Use Strategy (LUS) has modified some policies for both new and existing provincial parks and conservation reserves within the LUS planning area. The attached tables consolidate the direction that is presented in the LUS and the existing policy documents and provide additional information on the implementation of some of the new policies that were established in the Land Use Strategy.

The policy changes outlined in this paper were effective immediately on the release of the approved Land Use Strategy in July 1999. Over time, the documents that outline policy for Provincial Parks (Ontario Provincial Parks Planning and Management Policies) and for Conservation Reserves (Conservation Reserves Policy and Procedure 3.03.05) will be revised to reflect these changes.

The policy changes outlined in the Land Use Strategy only apply to the Ontario's Living Legacy (OLL) planning area, which was the same as the Area of the Undertaking for the Timber Class EA. Within the planning area there are some differences between the LUS policies for existing protected areas and new protected areas. Existing policies will continue to guide the management of provincial parks and conservation reserves that are located north and south of the OLL planning area.

General Policies

This section provides policy interpretation that is applicable to both provincial parks and conservation reserves. General advice on interpretation of policies with respect to Aboriginal use of new protected areas is provided in the following section.

Where the Land Use Strategy is silent on a specific activity or use in a park or conservation reserve, existing policy applies.

Where the Land Use Strategy indicates that a specific use is permitted, more detailed planning for individual parks or conservation reserves may determine that it is appropriate to apply some temporal or geographic limitations on the activity. For example, if a decision is made to establish public use facilities in a park or conservation reserve, some incompatible uses may be restricted. However, this further planning should not completely alter the original intent of the policy – it would not normally be appropriate to use zoning to completely eliminate a specific use from a park or conservation reserve where this use has been permitted by the policies in the Land Use Strategy. Until such time as planning is undertaken to determine the nature and extent of uses and activities, permitted uses will be governed by the LUS, and provincial park and conservation reserve policies as clarified by this paper.

Throughout the paper, reference is made to "existing use". With regard to commercial activities, "existing use" must be supported by an active licence, permit or other formal authorization. If this authorization lapses the activity is no longer considered an existing use. Transfers of active licences, permits or other types of authorization would be permitted, subject to a review of potential impacts, and the normal types of transfer or renewal conditions that would apply within a protected area. "Transfers" includes situations where a licence is surrendered with a request that it be immediately reissued to another individual or organization that is assuming an existing operation.

In the Land Use Strategy and the tables there are references to "prior commitments". This refers to a written undertaking by authorized MNR staff that clearly establishes a responsibility by the Ministry to complete a particular action or transaction. In the context of the Land Use Strategy, "prior" means commitments that were made before the release of the proposed strategy on March 29, 1999. Any time limits that were associated with the commitments, e.g., a six month period for deciding on leasing a property, should not normally be extended or renewed.

The Land Use Strategy contains a number of references to "authorized", particularly in the context of existing access. The authorization that is referred to may have been granted by the Ministry of Natural Resources in a variety of forms, including formal tenure documents such as leases, licences of occupation or land use permits, or through other means such as letters of permission. In many cases the access may be ancillary to the primary purpose of the grant of tenure. For example, the authorization of Private Recreation Camps grants an implicit right of access to tenure holders but the tenure document does not usually identify the specific type or location of access.

Some of the policies will be subject to additional interpretation or elaboration. For example, the policy on mineral exploration in the new protected areas requires further development and refinement through a consultative process to be lead by the Ministry of Northern Development and Mines. Until this occurs, mineral exploration will not be allowed in the new parks and conservation reserves.

Aboriginal Rights

The Constitution Act 1982 recognizes and affirms the existing Aboriginal and treaty rights of the Aboriginal people of Canada. Many Aboriginal peoples have a treaty or Aboriginal right to hunt, trap, fish and gather within their traditional or treaty area, within Ontario. Governments may not unjustifiably infringe upon such rights. Aboriginal rights are community rights.

Where there are existing Aboriginal rights the establishment of a new provincial park or conservation reserve does not extinguish these rights. In certain circumstances the Ontario Government could restrict an existing Aboriginal or treaty right if the infringement can be justified. Governments are held to a high standard in justifying such infringements. Examples of situations that might give rise to justifiable infringements include the operation of an intensively used public facility where public safety would be jeopardized by hunting activity, and the need to protect significant ecological values that would otherwise be specifically and adversely affected by hunting.

References

Ontario Provincial Park Planning and Management Policies, 1992.

Conservation Reserves Policy and Procedure (PL 3.03.05), February 1997. (1)

Ontario's Living Legacy Land Use Strategy, July, 1999. (2)

Letter from ADM, Field Services re. Ministry Direction on the Interim Protection of Proposed Provincial Parks, Conservation Reserves and Forest Reserves, May 1999. (3)

Letter from Director, Lands and Natural Heritage Branch, re. Supplemental Direction for Enhanced Tenure for Private Recreation Campsites within Proposed Parks, Conservation Reserves and Forest Reserves, March 2000. (3)

Letter from ADMs, Natural Resource Management, and Field Services Divisions, re. Ontario's Living Legacy Land Use Strategy – Direction Regarding Proposals for Private Roads and Enhanced Tenure in Protected Areas, Prior to Plans Being in Place, September 2000. (3)

1. Available on the intranet – currently located under Lands and Natural Heritage Branch/Land Management Section/Publications.
2. Available at www.mnr.gov.on.ca/MNR/oll/ALUS/content.htm

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2. Available at: www.mnr.gov.on.ca/mnr/oll/ALDS/contents.html.
3. Available at: <http://mnrweb.mnr.gov.on.ca/mnr/oll/meetings/implement.htm>

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Ontario Provincial Park Policy As Amended By The Ontario Living Legacy Land Use Strategy

September 26, 2000

Introductory Notes:

- The following detailed clarification of provincial park policies should be read in the context of the general policies, and notes on Aboriginal rights, that are outlined at the beginning of the paper.

Definitions:

- *Existing Policy:* Statements of policy for provincial parks established prior to the Ontario's Living Legacy Land Use Strategy (OLL-LUS) primarily as documented in Ontario Provincial Parks Planning and Management Policies (1992)
- *OLL-Land Use Strategy Policy:* Statements of policy in the LUS (July 1999) applicable to the recommended provincial parks and, in certain instances, to existing provincial parks in the OLL-planning area.
- *Policy Clarification:* Statements that clarify policy direction with respect to new and/or existing OLL provincial parks within the CLL planning area.

Issue and Activity	Existing Policy	OLL: Land Use Strategy Policy	Policy Clarification
Land Use Strategy – Authority	Ontario's Provincial Park Policy was approved by Cabinet (1978, amended 1988). This park policy is provincial in scope.	<p>The Ontario Living Legacy-Land Use Strategy (OLL-LUS) is Cabinet-approved policy.</p> <p>It has changed selected permitted use policies within the OLL planning area for:</p> <ul style="list-style-type: none"> • Existing provincial parks. • New provincial parks. • Park additions. <p>It does not apply outside the planning area.</p> <p>The existing Ontario Provincial Park Policy governs all uses and management activities not listed in the tables or text of the OLL-LUS.</p>	<p>Ontario's Provincial Park Policy is now a three-tiered policy. Policies apply differently to:</p> <ul style="list-style-type: none"> • All provincial parks outside the OLL planning area. • Pre-existing provincial parks inside the OLL planning area. • New provincial parks and park additions inside the OLL planning area. <p>The OLL-LUS makes some decisions that in the past would have been determined by a management plan (e.g. hunting will occur in all new parks, except nature reserves).</p> <p>Government has agreed in principle to undertake a review of the provincial park legislation and policy as part of its response to the Lands for Life Round Table Recommendation #13. On an interim basis, these tables define current provincial park policy.</p>

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Issue and Activity	Existing Policy	OLL: Land Use Strategy Policy	Policy Clarification
Land Use Strategy – Amendment	<p>The Ontario Cabinet sets Provincial Park Policy. Amendments are made from time-to-time to reflect changing societal values.</p> <p>Provincial policy is implemented at a park level through management planning. These plans are amended from time-to-time to reflect public input.</p>	<p>MNR staff approve minor amendments.</p> <p>Minister approves major amendments after public consultation including EBR notice.</p> <p>Comprehensive reviews may be carried out, if required.</p>	<p>Provincial park management plans and plan amendments will be written to reflect existing park policies and new OLL-LUS directions as they apply to policy tiers 1,2 and 3 above.</p> <p>The Ontario Provincial Park legislation and policy will be amended to reflect the results of future comprehensive public reviews.</p>
Sale of Crown Land in Provincial Parks	<p>No land disposition for the private use of individuals or corporations will be permitted in a regulated park.</p>	<p>Recreation camps in new parks and parks additions in the OLL planning area will continue and be eligible for enhanced tenure, but not purchase.</p> <p>Implementation of policy needs to consider existing commitments (i.e. land sales in progress).</p>	<p>No new sales of Crown land for the private use of individuals or corporations will be permitted in a regulated park.</p> <p>A written commitment to sell Crown land in a new provincial park or park addition in the OLL planning area authorized by MNR staff prior to the release of the OLL-LUS (i.e., March 29, 1999) will be implemented, subject to meeting all other necessary requirements.</p>
Cottages Lets (Patented Land)	<p>All patented private lands including cottages within regulated provincial park boundaries will be acquired from willing sellers as funds permit.</p>	<p>The sale of small parcels of Crown land in new provincial parks to support subsistence needs of existing cottages will be considered on a case-by-case basis, (e.g. road allowances in front of cottages and small areas needed for septic systems).</p>	<p>No new cottage lots will be sold in regulated provincial parks.</p> <p>In new parks and park additions in the OLL planning area, small parcels of Crown land that support subsistence needs of existing cottages may be sold, on a case-by-case basis, providing park values are not detrimentally affected.</p>
Private Recreational Camps, including Hunt Camps	<p>Existing cottage leases, licenses of occupation and land use permits, except in Rondeau and Algonquin, will be phased-out by December 31, 2009.</p> <p>Except in wilderness and nature reserve class parks, hunt camps will be allowed</p>	<p>In existing provincial parks, existing camps may continue as permitted by existing policy.</p> <p>In new provincial parks and park additions, existing camps are permitted to continue and are eligible for enhanced</p>	<p>In existing provincial parks, except nature reserves class parks, all recreational camps will be permitted to remain until a management plan has been prepared and reviewed. If hunting is not supported by public consultation, hunt camps will be phased out within one year of the passing of a no hunting regulation. Hunt camps supported through public consultation and</p>

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Issue and Activity	Existing Policy	O.L.L.: Land Use Strategy Policy	Policy Clarification
Commercial Timber Harvest	<p>to remain until the park management plan is prepared and reviewed.</p> <p>If hunting is not supported through public consultation during the plan or review, hunt camps will be phased out within one year of the passage of a no hunting regulation.</p> <p>While hunting may be supported in a park management plan, existing private camps on leases, licenses of occupation, or land use permits must be phased out by December 31, 2009.</p>	<p>tenure, but not purchase of land.</p>	<p>recreation camps will be phased out by December 31, 2009.</p> <p>In new parks and park additions in the O.L.L. planning area, existing private recreational camps, including hunt camps are eligible for enhanced tenure, but not purchase of lands. Only camps in new O.L.L. parks and park additions are eligible for enhanced tenure. Enhanced tenure is defined as anything beyond the term and form of current tenure.</p> <p>Enhanced tenure is not guaranteed. If lands were needed to protect significant natural or recreational values, enhanced tenure would not be granted.</p> <p>A decision to grant enhanced tenure, or to transfer recreational camps will be addressed through a screening process, and preferably in the context of an Interim Management Statement (IMS).</p> <p>In the absence of an IMS, decisions arising from the application of screening criteria will be limited to an extension of the term only (up to 10 years) and will not include any change in the nature of the tenure from that existing at the time of the request.</p> <p>A change in tenure does not convey a commitment to provide for a change in the type or the standard of existing access to the private recreation camp.</p> <p>Requests for the transfer of recreation camp tenure may be approved subject to the application of the screening criteria.</p> <p>If an existing recreation camp holder wishes to relinquish their tenure and to sell any existing improvements, MNR will consider purchase of the improvements.</p>
Commercial Timber Harvest	Commercial forest operations will not	Commercial forest harvest is not	Commercial forest operations will not be permitted

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Issue and Activity	Existing Policy	OLL: Land Use Strategy Policy	Policy Clarification
	be permitted except in recreational utilization zones in Algonquin Park.	permitted in new provincial parks.	except in recreational utilization zones in Algonquin Park.
Timber Salvage/Sunken Log Retrieval	Trees may be removed from development, access, and historical or natural environment zones to facilitate capital construction or for resource management purposes, and may be marketed if economical.	OLL-LUS is silent.	Standing, fallen or sunken trees may be removed from development, access, historical, or natural environment zones to facilitate capital construction or for resource management purposes, and may be marketed if economical.
Fuelwood Cutting	Provincial Park Policy is silent. Regulation 2a) under <i>The Provincial Parks Act</i> states that except with the written permission of the Minister, no person shall cut or remove any plant or tree.	OLL-LUS is silent.	Fuelwood cutting is not permitted in provincial parks. Exceptions may be made in new provincial parks and park additions in the OLL planning area, where an authorized fuelwood cutting permit has been continuously maintained prior to the OLL-LUS being approved and where the property does not have road access. Such permits may be renewed on an interim basis. Where possible, alternative fuelwood areas outside of the park should be sought. The future status of permits will be determined on a case-by-case basis as part of a management planning process. If deemed acceptable permission will be granted by the Minister under the authority of <i>The Provincial Parks Act</i> and appropriate fees charged.
Forest Renewal in Recently Harvested Areas	Commercial forest operations will not be permitted except in recreational utilization zones in Algonquin Park.	Commercial forest harvest is not permitted in new provincial parks.	Ontario Parks will work with Forest Resources Branch, Regions and industry to develop and implement renewal plans that satisfy industry commitments and that meet park objectives.
New Roads (Road Construction)	Road, rail and utility crossings may be necessary in many waterway class parks to maintain essential public.	Road construction across existing waterway parks is permitted but not encouraged; often dealt with through	Decisions on new roads in provincial parks will be made as part of the park management planning process. In existing waterway class parks, road, rail and utility

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Issue and Activity	Existing Policy	OLL: Land Use Strategy Policy	Policy Clarification
	<p>service and commercial forest operations outside park boundaries.</p> <p>Decisions on new roads will be made as part of the management planning process.</p>	<p>management planning.</p> <p>In new waterway class parks and park additions efforts will be made to specifically identify required crossings for forestry purposes prior to regulation.</p> <p>Necessary access to existing claims or leases for mineral exploration or development purposes will be permitted, while ensuring environmental values are protected.</p>	<p>crossings, may be necessary to maintain essential public service and commercial forest operations outside park boundaries.</p> <p>In new waterway class parks and park additions in the OLL planning area, efforts will be made to identify required road crossings for forest purposes prior to regulation. New roads also may be constructed in any new park to provide access to an operating mine. All new roads and road crossings will be subject to provisions of the <i>Environmental Assessment Act</i>.</p> <p>Where MNR made a commitment, prior to March 29, 1999, to permit a private access road within a recommended protected area, the road proposal will be subject to completion of a public planning process. The Field Environmental Planning Procedure from the Small Scale Class E.A. is recommended as a suitable process. In addition, the Ministry will concurrently prepare an Interim Management Statement (IMS) or a Statement of Conservation Interest (SCI), depending on whether the area in question is a park or a conservation reserve.</p>
Existing Roads	<p>Use of existing roads is determined through management planning.</p> <p>The Provincial Parks Act, Section 12(6) permits the superintendent to open and close any roads not under the control of the M.O.E.</p>	<p>Where alternative road access does not exist or road relocation is not feasible, existing roads will continue to be available for access including maintenance and upgrading.</p>	<p>The use of existing roads (i.e., roads currently in use and not previously closed or abandoned) in all parks will be determined as part of the management planning process.</p> <p>In new parks and park additions in the OLL planning area, where alternative road access does not exist, or road relocation is not feasible; existing roads will continue to be available for access. In such cases, management plans will take direction from the OLL-LUS.</p>
Tourism Facilities	<p>Existing tourism operations in wilderness parks, and related activities will remain, but may be subject to relocation within the park as a result of park management planning.</p>	<p>In existing parks in the OLL planning area, tourism facilities continue, as permitted by existing policy.</p> <p>In new parks and park additions in the</p>	<p>In all existing wilderness class parks, existing tourism operations and related activities will remain, but may be subject to relocation within the park as a result of park management planning.</p>

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Issue and Activity	Existing Policy	OLL: Land Use Strategy Policy	Policy Clarification
	<p>Existing tourism operations in other classes of parks, except nature reserve parks, may be permitted to remain, subject to park management planning. Such operations may also be subject to relocation as a result of management planning.</p> <p>In all classes of parks new tourism developments and major expansion of existing facilities will be decided during park management planning.</p>	<p>OLL planning area, existing authorized tourism facilities continue, subject to management prescriptions determined through management planning. Existing tourism facilities may be eligible for enhanced tenure, and decisions will be made in management planning.</p> <p>New tourism facilities can be considered where consistent with existing policy.</p>	<p>In all other existing parks, except nature reserves, existing tourism operations may be permitted to remain, subject to park management planning. Such operations may also be subject to relocation as a result of management planning.</p> <p>In new provincial parks and park additions in the OLL planning area, existing authorized tourism facilities continue, subject to management prescriptions determined through management planning. Existing tourism facilities may be eligible for enhanced tenure, and decisions will be made in management planning.</p>
Sport Fishing	Permitted in all park classes, except in fish sanctuaries.	Permitted in all park classes, except in fish sanctuaries.	Permitted in all park classes, except in fish sanctuaries established under the <i>Fish and Wildlife Conservation Act</i>
Commercial Fishing and Bait Harvesting	<p>Commercial fishing and bait fishing will not be permitted within provincial parks, except in waterway class parks (where supported in the park management plan) and in lakes not wholly enclosed within a park's boundary.</p> <p>Licenses operated on park-encompassed water bodies will be phased-out by December 31, 2009 when the current licensee dies, or when the license is surrendered, whatever comes first.</p> <p>Owners of tourism operations located within wilderness parks are permitted by license to bait fish in designated water bodies within the park for in-park consumption.</p>	<p>In existing parks in the OLL planning area, commercial fishing and bait fishing will be permitted to continue indefinitely, except in wilderness and nature reserve zones and parks, where these activities will be phased-out by 2010 (except for aboriginal use, subject to applicable legislation and regulation). No new operations permitted.</p> <p>In new parks in the OLL planning area, commercial fishing and bait fishing will be permitted to continue indefinitely, except in new nature reserves. No new operations permitted.</p>	<p>Commercial fishing and bait harvesting will not be permitted in nature reserve or wilderness class parks, except in the OLL wilderness additions to Killarney and Woodland Caribou.</p> <p>Commercial fishing and bait harvesting will not be permitted in other classes of parks outside the OLL planning areas, except in waterway class parks and other parks where lakes are not wholly enclosed within a park's boundary.</p> <p>Licenses operating in all nature reserve and wilderness parks (except OLL wilderness additions) and in park-encompassed water bodies outside the OLL planning area, will be phased out by December 31, 2009.</p> <p>Commercial fishing and bait harvesting will be permitted to continue indefinitely in other new parks and park additions in the OLL planning area, subject to possible conditions identified in Provincial Park and Fisheries Management Plans.</p>

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Issue and Activity	Existing Policy	OLL: Land Use Strategy Policy	Policy Clarification
Sport Hunting	<p>Hunting is not permitted in nature reserve or wilderness class parks or zones.</p> <p>Decisions on hunting in natural environment zones in other classes of parks will be made during management planning with public involvement.</p>	<p>The Ministry will consider in future park management planning for existing parks, the opportunity to provide additional hunting opportunities.</p> <p>Where there is a demonstrated local public support for hunting in existing wilderness parks, this will be addressed as part of the planning for individual parks. <i>(Note: Subsequent direction by the Minister per March 29, 2000 letter to the Partnership for Public Lands) is that broad public consultation on hunting in wilderness parks will be undertaken prior to any discussion regarding individual parks as part of local park management planning)</i></p> <p>Permitted in all new parks, except nature reserve parks and zones. Hunting permitted in additions to wilderness parks.</p>	<p>No new commercial fishing or bait harvesting licenses will be permitted in any park. However, active licenses may be transferred where commercial fishing and bait harvesting are established permitted uses.</p> <p>Sport hunting is not permitted in any nature reserve class parks and zones, or in any wilderness class parks and zones outside the OLL planning area (with the exception of native-run tourism camps in Polar Bear Park).</p> <p>Sport hunting is permitted in natural environment zones in all other classes of provincial parks. Consideration of safety and conservation with respect to hunting will be made during management planning with public involvement.</p> <p>Broad public consultation on hunting in wilderness parks will be undertaken prior to any discussion regarding individual parks as part of local park management planning.</p>
Renewal/Transfer of Bear Management Area (BMA) Licenses	<p>Provincial Park Policy silent.</p> <p>Sport hunting is permitted in natural environment zones in natural environment, waterway, recreation and</p>	<p>OLL: LUS silent.</p> <p>Sport hunting permitted in all new parks, except nature reserves.</p>	<p>New BMA licenses will not be issued in any provincial park.</p> <p>An existing authorized BMA license may be renewed or transferred in all park classes, except in nature reserves</p>

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Issue and Activity	Existing Policy	OLL: Land Use Strategy Policy	Policy Clarification
	<p>historical classes of park.</p> <p>Existing tourism operations in all parks, except nature reserves will be allowed to remain subject to management planning.</p> <p>Land disposition for commercial use may occur if that use is complementary to the park goal and objectives and is subject to public consultation through management planning.</p>	<p>Existing authorized tourism facilities can continue subject to management planning.</p>	<p>class parks and zones and in wilderness class parks and zones. The exception to this, are the new OLL wilderness additions to Killarney and Woodland Caribou.</p> <p>Renewal and transfer will be addressed through management planning and will consider conservation principles and public safety.</p>

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Commercial Fur Harvest	<p>Licensed commercial trapping, <i>except for trapping by Status Indians</i>, exercising treaty rights will be phased out of all classes of parks no later than December 31, 2009.</p> <p>If a license is revoked, surrendered, or an application for transfer is not received prior to the due date, all portions of the registered trap line within the park will be rescinded from the trap line's legal description.</p> <p>Transfer of existing trap lines inside provincial parks will be permitted only between or to Status Indians. Only Status Indian trappers' helpers are permitted to assist Status Indian trappers.</p>	<p>In existing parks in the OLL planning area, existing commercial fur harvesting will be permitted to continue indefinitely, except in wilderness and nature reserve zones and parks, where these activities will be phased out by 2010 (except for aboriginal use, subject to applicable legislation and regulation).</p> <p>In new parks and parks additions in the OLL planning area, existing commercial fur harvest will be permitted to continue indefinitely, except in nature reserves.</p> <p>No new operators permitted.</p>	<p>Status Indians exercising treaty rights are permitted to continue commercial fur harvesting in all parks, subject to applicable legislation and regulation.</p> <p>Commercial fur harvesting is not permitted in parks outside of the OLL planning area.</p> <p>Commercial fur harvesting will continue indefinitely in existing parks in the OLL planning area, except in nature reserve and wilderness class parks and zones, where these activities will be phased out by December 31, 2009.</p> <p>Commercial fur harvesting will continue indefinitely in new parks and park additions in the OLL planning area, except nature reserve class parks, where these activities will be phased out by December 31, 2009.</p> <p>New operations including trap line cabins and trails will not be permitted. The relocation of existing trails and cabins will be subject to ecological principles and management planning.</p> <p>The transfer of trap lines in existing parks outside the OLL planning area and nature reserve and wilderness parks inside the OLL planning area will be permitted only between Status Indians.</p> <p>If a commercial license is revoked or surrendered, all portions of the registered trap line within the park will be rescinded from the trap line's legal description.</p>
Use of ATV, Snowmobiles and Existing Authorized Trails	<p>In wilderness and nature reserve class parks, mechanized use (ATV and snowmobiles) will be restricted to access zones.</p> <p>In the other four classes of parks mechanized travel (ATV and snowmobiles) will be decided during</p>	<p>In existing parks in the OLL planning area, recreation trails will be permitted by existing policy.</p> <p>In new parks and park additions in the OLL planning area, existing authorized recreation trails (motorized and non-motorized) continue subject to</p>	<p>In existing wilderness and nature reserve class parks, mechanized use (including ATV and snowmobiles) will be restricted to access zones. In existing natural environment, waterway, recreation and historical class parks, mechanized travel (including ATV and snowmobile) will be decided during park management planning.</p>

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Issue and Activity	Existing Policy	OLL: Land Use Strategy Policy	Policy Clarification
	<p>park management planning.</p> <p>No person shall operate an ATV in a provincial park except, in an area operated by the superintendent for that purpose, and under a daily vehicle permit O.Reg. 587/92.</p>	<p>management prescriptions determined through management planning. New trails can be considered where consistent with existing park policy.</p> <p>Existing authorized recreational trails will be permitted to continue in all land use categories.</p>	<p>In new parks and park additions in the OLL planning area, the use of ATV and snowmobiles on existing authorized trails will be permitted to continue subject to prescriptions determined through management planning. New ATV and snowmobile trails may be considered where consistent with policy.</p> <p>Off-road or off-trail use of ATV is prohibited unless authorized by the superintendent under the authority of OR 587/92 of the <i>Provincial Parks Act</i>.</p>
Commercial Hydro Development	<p>No new commercial hydroelectric development will be permitted in any park.</p> <p>Small-scale hydroelectric generators may be installed for in-park consumption where this proves more economically and environmentally feasible than other forms of generated electricity.</p>	<p>Not permitted in existing or new provincial parks or park additions.</p>	<p>No new commercial hydroelectric development will be permitted in any park. Commitments made to First Nations regarding potential hydro sites in the White Lake (P1506) recommended park addition will be honored.</p> <p>Small-scale hydroelectric generators may be installed for in-park consumption where this proves more economically and environmentally feasible than other forms of generated electricity.</p>
Mineral Exploration	<p>New mining activity including prospecting, staking of mining claims, or development of mines will not be permitted in provincial parks.</p> <p>MNR may carry out mining operations in historic zones, which depict authentic activities, associated with the history of the mining industry in Ontario.</p> <p>"Prospecting or the staking out of mining claims or the development of mineral interests or the working of mines in provincial parks is prohibited except as provided by regulations made</p>	<p>Mineral exploration may occur under controlled conditions in portions of new provincial parks that are identified through further analysis and consultation as having provincially significant mineral potential.</p> <p>If part of a new park is to be developed for a mine, it would be deregulated as part of the park, and appropriate replacement lands would be placed in regulations.</p> <p>Prior to permitting exploration in portions of the new provincial parks, procedures will be developed that will</p>	<p>In existing provincial parks, prospecting or the staking out of claims or the development of mineral interest is not permitted.</p> <p>In new provincial parks and park additions in the OLL planning area, mineral exploration may occur under controlled conditions in areas of these parks identified as having provincially significant mineral potential.</p> <p>If part of a new park or park addition is to be developed for a mine, it would be deregulated as part of the park, and appropriate replacement lands would be placed in regulation.</p> <p>MNDM will lead multi-party discussions to determine how the OLL direction regarding mineral exploration</p>

Ontario Provincial Park Policy
As Amended By The Ontario Living Legacy Land Use Strategy
 September 26, 2000

Issue and Activity	Existing Policy	O.L.L.: Land Use Strategy Policy	Policy Clarification
	<p>under the <i>Provincial Parks Act</i> (<i>Mining Act and Provincial Parks Acts.</i>)</p>	<p>include:</p> <ul style="list-style-type: none"> • Criteria for designating areas of provincially significant mineral potential • Claim staking regulations for use in new provincial parks • Guidelines for exploration which will consider the environmental sensitivity of the site • Procedures for monitoring, inspecting, and reporting • Procedures to be followed in taking a find to the advanced stages of exploration • Procedures for replacing park land that may be removed to permit development of a mine, and • Conditions for restoring land to the parks system when mining is finished. 	<p>will be implemented.</p>