



The Corporation of the District of North Cowichan

Fire Protection Bylaw Amendment Bylaw

BYLAW NO. 4043

A bylaw to amend Fire Protection Bylaw No. 3841, to update definitions, and legislative references, to align with the Fire Safety Act

The Council of The Corporation of The District of North Cowichan, enacts in open meeting assembled, as follows:

Citation

1 This Bylaw may be cited as *"Fire Protection Bylaw Amendment Bylaw No. 4043, 2026"*.

Amendment

- 2 Fire Protection Bylaw No. 3841, 2021 is amended by making the following changes to PART 2 – DEFINITIONS:
- (a) For the definition of "ASSISTANT FIRE CHIEF", replace 'Fire Chief' with 'Deputy Fire Chief';
 - (b) Insert the following definition in alphabetical order:
"BUILDING ACT means the *'Building Act, S.B.C. 2015, c. 2'*, as amended from time to time;"
 - (c) For the definition of "BUILDING CODE", replace *'Building Act, S.B.C. 2015, c.2'* with *'Building Act'*;
 - (d) Insert the following definition in alphabetical order:
"WILDFIRE REGULATION means the *'Wildfire Regulation, B.C. Reg. 38/2005, Under the Authority of the Wildfire Act'*, as amended from time to time;"
 - (e) Insert the following definition in alphabetical order:
"CATEGORY 1 CAMP FIRE shall have the same meaning as defined in the *Wildfire Regulation'*;"
 - (f) Replace the definition of 'CATEGORY 3 OPEN FIRE' with the following:
"CATEGORY 3 OPEN FIRE shall have the same meaning as defined in the *Wildfire Regulation'*;"
 - (g) Replace the definition of 'DELEGATION OF AUTHORITY BYLAW' with the following:
"DELEGATION OF AUTHORITY BYLAW means Delegation of Authority Bylaw No. 3814, 2021, as amended from time to time;"
 - (h) Insert the following definition in alphabetical order:
"DEPUTY FIRE CHIEF means a person appointed by the Fire Chief and includes any person designated by the Fire Chief to act in the Fire Chief's absence; more than one Deputy Fire Chief may be appointed";
 - (i) Replace the definition of 'FEES AND CHARGES BYLAW' with the following:

- "FEES AND CHARGES BYLAW means Fees and Charges Bylaw No. 3784, 2020, as amended from time to time;"
- (j) For the definition of Fire Chief, remove 'powers of a Local Assistant' and replace with 'powers under the *Fire Safety Act*';
 - (k) Replace the definition of 'FIRE CODE', with the following:
"FIRE CODE means the British Columbia Fire Code established under the *Fire Safety Act*, as amended from time to time.
 - (l) For the definition of 'FIRE COMMISSIONER', replace '*Fire Services Act*' with '*Fire Safety Act*';
 - (m) Insert the following definition in alphabetical order:
"FIRE INVESTIGATION OFFICER means the Fire Department member appointed by the Fire Chief to perform fire investigations;"
 - (n) For the definition of 'FIRE OFFICER, add 'Deputy Fire Chief' to the list after 'Fire Chief' and before 'Assistant Fire Chief' and renumber the list accordingly;
 - (o) Delete the definition of "FIRE SERVICES ACT" and insert the following:
"FIRE SAFETY ACT means the *Fire Safety Act, S.B.C. 2016, c. 19*, as amended from time to time;"
 - (p) Replace the definition of 'FOREST AND RANGE PRACTICES ACT', with the following:
"FOREST AND RANGE PRACTICES ACT means *Forest and Range Practices Act S.B.C. 2002, c.69*, as amended from time to time;"
 - (q) Delete the definition of 'LOCAL ASSISTANT';
 - (r) Replace the definition of 'MOTOR VEHICLE ACT', with the following:
"MOTOR VEHICLE ACT means *Motor Vehicle Act, R.S.B.C. 1996, c.318*, as amended from time to time;"
 - (s) Replace the definition of 'OFFICIAL COMMUNITY PLAN', with the following:
"OFFICIAL COMMUNITY PLAN means Official Community Plan Bylaw No. 3900, 2022, as amended from time to time;"
 - (t) Replace the definition of 'PLAYBOOK', with the following:
"PLAYBOOK means the Structure Firefighter Minimum Training Standards which identifies the minimum training competencies required of all firefighters at each service level, as established by the Office of the *Fire Commissioner* pursuant to the *Fire Safety Act*;"
 - (u) Replace the definition of 'PRIVATE MANAGED FOREST LAND ACT', with the following:
"PRIVATE MANAGED FOREST LAND ACT means *Private Managed Forest Land Act, S.B.C. 2003, c.80*, as amended from time to time;"
 - (v) Insert the following definition in alphabetical order:
"RECREATIONAL FIRE shall have the same meaning as defined in CATEGORY 1 CAMP FIRE;"
 - (w) Insert the following definition in alphabetical order:
"TRANSPORT OF DANGEROUS GOODS ACT means *Transport of Dangerous Goods Act, R.S.B.C. 1996, c.458*, as amended from time to time;"
 - (x) Replace the definition of 'WORKERS COMPENSATION ACT', with the following:
"WORKERS COMPENSATION ACT means *Workers Compensation Act, R.S.B.C. 2019, c.1*, as amended from time to time;"
 - (y) Replace the definition of 'ZONING BYLAW', with the following:
"ZONING BYLAW means Zoning Bylaw, 1997, No. 2950, as amended from time to time;"

- 3 Fire Protection Bylaw No. 3841, 2021 is amended by making the following changes to PART 3 - ADMINISTRATION:
- (a) In section 5 to 7, replace the words 'section 21 of the *Fire Services Act*' with '*Fire Safety Act*'
 - (b) In section 6, replace the words '*Fire Services Act*' with '*Fire Safety Act*'
 - (c) Replace subsection 8(b), with the following:
"(b) the appointment of a *Fire Officer, Fire Inspection Officer, Fire Investigation Officer, and Firefighter*;"
 - (d) In section 10, replace the words '*Fire Services Act*' with '*Fire Safety Act*', and remove the words 'and shall assume the responsibilities of a Local Assistant to the Fire Commissioner'
 - (e) In section 11, replace the words '*Assistant Fire Chief*' with '*Deputy Fire Chief*'
 - (f) In section 12, add '*Deputy Fire Chief*' to the list after '*Fire Chief*' and renumber the list accordingly
- 4 Fire Protection Bylaw No. 3841, 2021, is amended by making the following changes to PART 5 – FIRE INCIDENT RESPONSE AND OPERATIONS:
- (a) In subsection 22(h), replace the words '*Transport of Dangerous Goods Act, R.S.B.C. 1996, c. 458*' with '*Transport of Dangerous Goods Act*'
- 5 Fire Protection Bylaw No. 3841, 2021 is amended by making the following changes to PART 6 – PREVENTION OF HAZARDS:
- (a) In section 36, add the words 'or designate' after '.....the *Fire Inspection Officer*';
 - (b) In subsection 37(g), remove the words 'Section 17 of'
- 6 Fire Protection Bylaw No. 3841, 2021 is amended by making the following changes to PART 7 – FIRE INSPECTIONS:
- (a) In section 41, replace the words 'Section 36(1) of the *Fire Services Act*' with 'the *Fire Safety Act*'
- 7 Fire Protection Bylaw No. 3841, 2021 is amended by making the following changes to PART 8 – LIFE SAFETY EQUIPMENT AND STANDARDS:
- (a) In subsection 55(g), remove the words 'Section 17 of'
- 8 Fire Protection Bylaw No. 3841, 2021 is amended by making the following changes to PART 9 – OPEN BURNING:
- (a) In subsection 64(a), remove the words ', Schedule H [Nuisance Abatement Fees]'
- 9 Fire Protection Bylaw No. 3841, 2021 is amended by making the following changes to PART 11 – INSPECTION AND PERMIT FEES:
- (a) In section 76, remove the words ', Schedule A, Section 2 [Miscellaneous Fees] and Schedule G, Section 1 [Fire Equipment Fees]'
 - (b) In section 77, remove the words ', Schedule H [Nuisance Abatement Fees]'

READ a first time on _____.

READ a second time on _____.

READ a third time on _____.

ADOPTED on _____.

CORPORATE OFFICER

PRESIDING MEMBER