



DECISION NO. 1996-FAB-001(a)

IN THE MATTER OF AN APPEAL UNDER THE *FOREST ACT*, R.S.B.C. 1979, C.140

AN APPEAL BY MR. SONNY LULUA TO AN APPEAL BOARD APPOINTED UNDER SECTION 155.2(1) OF THE *FOREST ACT* (1995) REGARDING A DECISION OF THE DEPUTY CHIEF FORESTER MADE PURSUANT TO SECTIONS 138(1), 154 AND 155 OF THE *FOREST ACT* (1993)

CONSENT ORDER

WHEREAS:

- (a) all parties have consented to this order, and
- (b) no person involved is under any legal disability

THIS BOARD DIRECTS THAT:

- (a) pursuant to section 154(5) of the *Forest Act*, RSBC 1979, c.140 the finding of a trespass by the Appellant pursuant to section 138(1) of that Act be reversed and his Appeal be allowed; and
- (b) the Appellant, Mr. Sonny Lulua, shall have his costs of the Appeal to this Board.

FOREST APPEAL BOARD Dated: April 30, 2009

"Rob Kyle"

Rob Kyle
Chair of the Forest Appeal Board

APPROVED AND CONSENTED TO

"David Robbins"

David Robbins
Counsel for the Appellant, Sonny Lulua

"Erin Christie"

Erin Christie
Counsel for the Respondent,
Deputy Chief Forester,
Ministry of Forests and Range