

Application for Assignment Peat Harvest Licence



Forestry and Peatlands Branch
200 Saulteaux Crescent, Box 70
Winnipeg, MB R3J 3W3

Peat Harvest Licence # _____

I/We _____, of _____
holder(s) of the above noted Peat Harvest Licence, hereby request that an assignment form be prepared and forwarded to me since it is my/our intention to assign the above mentioned Peat Harvest Licence to:

Name (Full legal name): _____

Company: _____

Address: _____

Phone (Work): _____ Phone (Mobile): _____

Email address: _____

Specific Details/Requests related to the Assignment

(If more space is required please attached additional pages)

SIGNATURE OF APPLICANT

WITNESSED BY

PRINT NAME

PRINT NAME

DATE

DATE

ASSIGNMENT PROCEDURE

Pursuant to Section 25 of The Peatlands Stewardship Act, peat harvesting rights can only be transferred or assigned by the Director:

Restriction on transfer or assignment

25 A peat harvesting licence is transferable or assignable only with the written consent of the director.

Section 19 of the Peatlands Stewardship Regulation outlines the conditions by which a Peat Harvest Licence may be transferred or assigned:

Transfer or assignment of peat harvesting licence

19(1) A licensee who proposes to transfer or assign its peat harvesting licence must make application to the director in the approved form.

19(2) In considering the application, the director must consider

(a) whether the past or present conduct of the following persons affords reasonable grounds for belief that the person who is proposed to become the licence holder will carry out the activities authorized by the licence, the applicable peatland management plan and applicable peatland recovery plan in accordance with the Act and Regulation:

- (i) if the licence is proposed to be transferred or assigned to an individual, the individual,
- (ii) if the licence is proposed to be transferred or assigned to a corporation, the officers and directors of the corporation and each person who holds more than 10% of the equity shares of the corporation,
- (iii) if the licence is proposed to be transferred or assigned to a partnership, the partners; and

(b) any other factor that the director considers relevant in the circumstances.

Application

1. The Assignor of the Peat Harvest Licence must complete this application form in full and submit to the Forestry and Peatlands Branch (FPB). This application only deals with the transfer of the Peat Harvest Licence. All other applicable land tenures must be transferred in accordance with the respective legislation.

Branch Review and Approval

2. All royalties, dues and charges must be paid in full and any enforcement issues must be resolved. The recovery security must be transferred in full, if applicable. FPB will review the file and accounts to ensure there are no outstanding issues.
3. The Assignee must be capable of fulfilling all applicable peatland management plans, peatland recovery plans and all other requirements associated with the Peat Harvest Licence.
4. If approved, the final Assignment Form will be prepared by FPB and forwarded to the Assignor and Assignee for confirmation and signature.

Completing the Assignment

5. Three (3) copies of the Assignment Form must be completed (signed by Assignor, Assignee and FPB).
6. The Peat Harvest Licence must be surrendered to the Assignee
7. The Assignee of the Peat Harvest Licence will receive:
 - One (1) copy of the Assignment Form
 - The Assignor's copy of the Peat Harvest Licence