



Agricultural Land Commission
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June 23, 2016

ALC File: 53688

Nickolas Deanovic and Denise Kuzyk
Box 90
116 Narvaez Bay Road
Saturna Island, BC V0N 2Y0

Dear Mr. Deanovic and Ms. Kuzyk:

Re: Reconsideration Request – ALC Resolution #97/2015

A meeting of the Executive Committee of the Agricultural Land Commission (“the Executive Committee”) was held on May 24, 2016 as it relates to the request for reconsideration of Application #53688. All members of the Executive Committee were in attendance.

The Executive Committee received correspondence dated April 15, 2016 requesting reconsideration of its decision recorded as Resolution #97/2015, by which, the proposal to subdivide the 6.1 ha property into one 2 ha lot and one 4.1 ha lot for a family member and estate planning was refused.

The Executive Committee considered your request for reconsideration pursuant to section 33(1) of the *Agricultural Land Commission Act* which provides an applicant with the opportunity to submit a request for reconsideration based on specific criteria.

33(1) On the written request of a person affected or on the commission's own initiative, the commission may reconsider a decision of the commission under this Act and may confirm, reverse or vary it if the commission determines that:

- (a) evidence not available at the time of the original decision has become available,
- (b) all or part of the original decision was based on evidence that was in error or was false.

After reviewing the file material and the request for reconsideration, the Executive Committee did not believe your submission constituted evidence that was not available at the time of the previous decision or demonstrated that all or part of the original decision was based on evidence that was in error or was false. The Executive Committee concluded that the request for reconsideration did not meet the requirements for reconsideration pursuant to s. 33(1) of the *Agricultural Land Commission Act*. Your request for reconsideration and a meeting is therefore dismissed.

Further correspondence with respect to this application is to be directed to Liz Sutton at (Elizabeth.Sutton@gov.bc.ca).

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per: 

Colin J. Fry, Director of Policy and Planning

cc: Islands Trust - Victoria (File:SA-ALR-2013.2)

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