

Classes of Land Use Licence

A land Use licence grants a person a non-exclusive right to enter onto IOL for commercial purposes. There are three classes of licence: a Class 1 licence for low-level activities that generally would not require a permit if the work were done under the TLUR; a Class 2 licence similar to a Class B land use permit under the TLUR, and a Class 3 licence, which is similar to a Class A land use permit. The activities that trigger each class of licence are listed below:

A Class 1 Land Use Licence is required for:

1. prospecting or exploration for minerals; or
2. the carrying out of investigative or preliminary work for possible later development activities.

A Class 2 Land Use Licence is required for:

1. the use of any vehicle other than a snowmobile or all-terrain vehicle;
2. the establishment of a campsite to be used for up to 100 person-days (e.g., 4 people for 25 days);
3. the use of any explosives;
4. the use of any power-driven machinery for drilling, digging, grading, or removal of earth or clearing or cutting of brush;
5. the placement or storage on the land of any fuel in connection with commercial activity;
6. the establishment of scientific instruments or the carrying out of scientific investigations;
7. the surveying of lands or the prospecting or exploration for or extraction of any specified substances;
8. the construction of any dwelling or object;
9. the crossing of IOL for commercial purposes to exercise rights of a casual nature, relating to investigative and preliminary work on lands that are not IOL; or
10. any other commercial activity not related to recreational use.

A Class 3 Land Use licence is required for:

1. the use, in any 30-day period, of more than 50 kilograms of explosives;
2. the use, except on a public road or trail subject to a Right-of-Way Agreement, of any vehicle that exceeds 5 tonnes net vehicle weight or the use of any vehicle of any weight that exerts pressure on the ground in excess of 35 kilopascals;
3. the use of any power-driven machinery for earth drilling purposes whose operating weight, excluding the weight of drill rods or stems, bits, pumps and other ancillary equipment, exceeds
4. 500 kilograms;
5. the establishment of any campsite that is to be used for more than 100 person-days;
6. the establishment of any petroleum storage facility exceeding 4,000 litres capacity or the use of a single container for the storage of petroleum that has a capacity exceeding 2,000 litres;
7. the levelling, grading, clearing, cutting or snow ploughing of any line, trail or right-of-way exceeding 1.5 metres in width but not exceeding 4 hectares in area;

8. the use of any self-propelled power-driven machine for moving earth or clearing land of vegetation; or
9. the use of any stationary power-driven machine for hydraulic prospecting, moving earth or clearing land, other than a power saw.

Terms of a Land Use Licence

A Land Use Licence is usually issued for the period of time stated in the application, not exceeding two years. If a holder of a Land Use Licence has complied with all material obligations, the licence may be extended prior to the expiry date upon payment of the applicable fee and on such additional terms and conditions as the RIA requires for a maximum term of one year to enable the completion of the land use operation. A licence may also be amended. A licence is subject to a fee and annual rents (Table 4) and other requirements.

