



**City of Richmond**

**Report to Committee**

**To:** General Purposes Committee  
**From:** Terry Crowe  
Manager, Policy Planning  
**Re:** **Casino Consultation Program**

*To General Purposes - July 7/03*  
**Date:** July 2, 2003  
**File:** 4040-04

**Staff Recommendation**

That, as per the Manager, Policy Planning report, dated July 2, 2003, staff implement the proposed Consultation Program with adjacent municipalities and the Musqueam First Nation.

Terry Crowe  
Manager, Policy Planning

Att. 2

FOR ORIGINATING DIVISION USE ONLY		
<b>ROUTED TO:</b>	<b>CONCURRENCE</b>	<b>CONCURRENCE OF GENERAL MANAGER</b>
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## Staff Report

### Origin

#### 1. Purpose

The purpose of this report is to advise Council regarding a Provincial legal requirement concerning the proposed casino relocation in Richmond.

The BC Gaming Control Act and Regulations, and the Provincial Government's July 25, 2002 policy regarding the Casino Relocation Process apply.

The City has been advised by the British Columbia Lottery Corporation (BCLC) of the need to consult with immediately adjacent municipalities and First Nations regarding the proposed casino relocation (see **Attachment 1**).

#### 2. Affected Parties

The Affected Parties with which Richmond is to consult are those municipalities which are immediately adjacent to Richmond and the affected First Nations, namely:

- (1) Burnaby,
- (2) Delta,
- (3) New Westminster,
- (4) Vancouver, and
- (5) the Musqueam First Nation.

#### 3. Proposed Affect Party Consultation Program

In consultation with the BCLC, a Consultation Program is proposed (see **Attachment 2**).

The purpose of the Consultation Program is to enable Richmond to:

- (i.) meet the legal requirements of the BC Gaming Control Act, Regulations and policies
- (ii.) inform the Affected Parties of the proposed casino relocation in Richmond
- (iii.) enable the Affected Parties to:
  - identify how they may be "materially affected" by the proposed casino relocation, and
  - raise any concerns with Richmond
- (iv.) provide an opportunity for Richmond to address those concerns
- (v.) enable Richmond to advise the BCLC of its success in meeting the consultation requirements
- (vi.) provide an appeal process for Affected Parties
- (vii.) if necessary, provide for a BCLC appointed arbitrator and a non-binding dispute resolution process to address any unresolved matters, if the City and any Affected Parties cannot resolve them on their own.

#### 4. What Concerns Are To Be Addressed?

**Defining "Materially Affected" - (BC Gaming Control Act and Regulations)**

"Materially affected" means a likelihood that the affected Parties will:

1. incur significant new:
  - infrastructure, or
  - policing costs
2. experience increased traffic with a significant impact on its highways, or
3. experience a significant adverse impact on the amenities and character of one or more of its neighbourhoods.

Given the focus of these consultations, any concerns which may be raised would be considered to be mainly technical in nature (e.g., traffic). As such, staff anticipate that any raised concerns can be satisfactorily addressed.

#### 5. What Is Not the Subject of the Affected Party Consultation?

This means that matters relating to:

- whether not Richmond should establish a relocated casino with slots,
  - the financial impact of the proposed casino relocation on other municipalities and First Nations, and
  - on the moral merits of relocating a casino with slots,
- are **not** the subject of the proposed consultation exercise.

This focus has been verified with the BCLC.

#### Analysis

The BC Gaming Control Act, Regulations and related policies establish the gaming requirements in British Columbia.

To date, Richmond has held public consultations regarding the proposed casino relocation, as follows:

- in May 29 and June 3, 2002 - regarding the City's casino policy change, and
- in May 12, 2003 - the public hearing process regarding the casino relocation rezoning.

In addition, Richmond must now consult with immediately adjacent municipalities and First Nations to determine if they think that they will be "materially affected" by the proposal casino relocation.

Adjacent municipality and First Nations consultations were not conducted before with this "materially affected" focus, because Richmond considered that it had met all the requirements. In conducting a review to make sure that everything is in order, the BCLC has now identified the need to consult with immediately adjacent municipalities and First Nations. Some of the confusion appears to have been caused by changing legislation and policies, and their application (e.g., from April - August 2002, the Province changed the Provincial Gaming Control Act and Regulations. As well, in July 25, 2002, the Province established the Casino Relocation Process, after Richmond had already changed its gaming policy a month earlier in June 2002).

The recommended Consultation Process has been established in discussion with the BCLC, to ensure that it is adequate.

City staff will work diligently and quickly to address all concerns, so as to avoid delays.

This appears to be the only outstanding consultation requirement.

**Financial Impact**

The required consultation can be conducted within the City's approved 2003 budget.

**Conclusion**

The City has been advised of the Provincial legal requirement to consult with immediately adjacent municipalities and the Musqueam First Nation concerning matters of their likelihood of being materially affected, regarding the proposed casino relocation.

A Consultation Program is proposed.



Terry Crowe, Manager  
Policy Planning Department (4139)

TTC:cas

**Correspondence**



**City of Richmond**  
Urban Development Division

**Memorandum**

**To:** Mayor and Council  
**From:** Terry Crowe  
Manager, Policy Planning

**Date:** June 26, 2003

**File:** -

**Re:** **Casino**

The purpose of this memorandum is to inform you that Richmond has been advised by BCLC that it must consult with adjacent municipalities and the Musqueam First Nations regarding the proposed new Casino (see attached information).

To assist Council in addressing this matter, I will be bringing a report to the General Purposes meeting on Monday, July 7<sup>th</sup>, 2003.

For further clarification, please contact me at (604) 276-4139.

Terry Crowe  
Manager, Policy Planning

TTC:rs

Att.

cc: TAG members  
Paul Kendrick  
Richard McKenna  
Joe Erceg  
Rick Bortolussi  
Gordon Chan  
Alan Clark  
Kari Huhtala



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Phone: (250) 828-5500

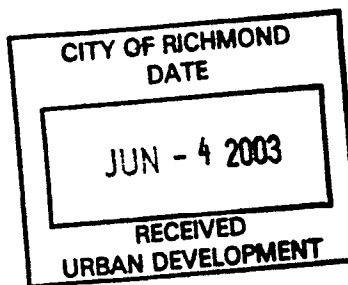
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DATE: June 3, 2003	TIME: 5:00	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Page 1 of 10
TO: City of Richmond			
ATTENTION: Mr. David McLellan		FAX NO.: 604-276-4222	
FROM: Brian Lynch		LOCAL: (250) 828-5551	
RETURN FAX (KAMLOOPS): (250) 828-5637 - Executive Services			NOTE: For internal dialing, use the last four digits only.

If you encounter any problems with this transmission, please call the appropriate office.

MESSAGE:



THIS TRANSMISSION IS INTENDED ONLY FOR THE ADDRESSEE. IT MAY CONTAIN PRIVILEGED OR CONFIDENTIAL INFORMATION. ANY UNAUTHORIZED DISCLOSURE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE NOTIFY US IMMEDIATELY SO THAT WE MAY CORRECT OUR TRANSMISSION. PLEASE DESTROY THE ORIGINAL. THANK YOU.





May 29, 2003

Mr. David McLellan  
General Manager, Urban Development  
City of Richmond  
6911 No. 3 Road  
RICHMOND, BC V6Y 2C1

Dear Mr. McLellan:

**Re: Relocation Requirements – Richmond Casino**

As you are aware as part of a settlement agreement between British Columbia Lottery Corporation (BCLC), Great Canadian Gaming Corporation (GCGC) and the Province, BCLC has authority to relocate the Richmond Casino within the City of Richmond as a full service casino subject to approval from the City of Richmond.

As part of any relocation of the Richmond Casino to the Bridgepoint Market property, BCLC must receive the written approval of the City of Richmond in the form required under the *Gaming Control Act (BC)* (GCA). In this regard we have attached for your reference a copy of Section 19 of the GCA and Section 13 of the regulations under the GCA which set forth the statutory requirements for this approval.

With respect to obtaining the approval of the City of Richmond as described above, BCLC plans to follow a process generally similar to the process described in Parts 2, 3 and 4 of BCLC's Casino Relocation Process for Community Casinos dated July 25, 2002 (copy attached). Part 2 of the process incorporates the statutory requirements for approval as described above as well as some additional administrative requirements. Section 3 of the Relocation Process generally describes the process to be followed if there is an objection received from a neighboring local government as referred to in Section 21 of the GCA.

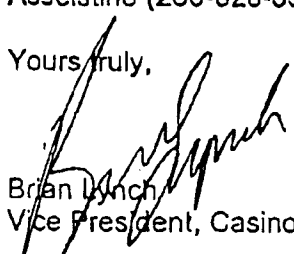
BCLC will not make its final decision regarding the Richmond relocation until it has received the approval of the City of Richmond in the required form.

.... /2

Mr. David McLellan  
May 29, 2003  
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We look forward to receiving written approval from the City of Richmond as discussed herein at your earliest convenience. If you have any questions, please do not hesitate to contact Norm Asselstine (250-828-5500 Ext. 5169) or myself (250-828-5601).

Yours truly,



Brian Lynch  
Vice President, Casino Gaming

/dp

cc: D. Penrose  
J. Moore  
N. Asselstine

**BILL 6 -- 2002: GAMING CONTROL ACT**

(b) relocate an existing facility, or

(c) substantially change the type or extent of lottery schemes or horse racing at a gaming facility.

(2) Despite subsection (1), the lottery corporation may develop, use and operate a facility as a gaming facility without the authorization referred to in subsection (1) if the facility was a lawful gaming facility in existence immediately before the coming into force of this section.

(3) A written authorization to develop, use or operate a facility as a gaming facility, or to develop, use or operate a gaming facility at another location, or to make a substantial change to a gaming facility, which authorization was in effect immediately before the coming into force of this section, remains in effect until

(a) the date on which its term ends, or

(b) the date which is 24 months after the coming into force of this section,

whichever date is earlier.

(4) A written authorization described in subsection (3) that was in effect immediately before the coming into force of this section ceases to have effect if the facility that is the subject of the authorization is not ready for occupancy by the earlier of the dates referred to in subsection (3).

**Local government or first nation approval required for gaming facilities**

19 (1) The lottery corporation must not, under section 18, develop, use or operate a facility, other than as permitted under section 18 (2), as a gaming facility, relocate an existing gaming facility or substantially change the type or extent of lottery schemes or horse racing at a gaming facility, unless the lottery corporation

(a) first receives the approval, in the prescribed form and manner, of the municipality, regional district or first nation that has authority over land use planning at the place where

(i) under section 18 (1) (a), the facility is proposed to be developed, used or operated as a gaming facility,

→ (ii) under section 18 (1) (b), the existing facility is proposed to be relocated, or

(iii) under section 18 (1) (c), the substantial change referred to in that provision is proposed to be made,

(b) is satisfied that the municipality, regional district or first nation referred to in paragraph (a) has consulted each municipality, regional district or first nation that is immediately adjacent or that the lottery corporation considers will be materially affected by the gaming facility or proposed gaming facility and its location, relocation or substantial change, as the case may be, and

(c) is satisfied, in the case of the location or relocation of a gaming facility, that any applicable requirements of Division 2 of Part 8 respecting the registration of any proposed gaming

**BILL 6 -- 2002: GAMING CONTROL ACT**

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services provider have been complied with.

(2) A municipality, regional district or first nation must not give an approval referred to in subsection (1) (a) unless, before or concurrently with giving the approval, the municipality, regional district or first nation satisfies the lottery corporation that adequate community input has been sought and considered.

**Matters relevant to location or relocation of gaming facilities**

20 In deciding under section 18 whether to develop, use or operate a facility as a gaming facility, to relocate an existing facility or substantially change the type or extent of lottery schemes or horse racing at a gaming facility, the lottery corporation may take into account factors that the lottery corporation considers relevant.

**Dispute resolution as to location or relocation of gaming facility**

21 (1) A municipality, regional district or first nation that is immediately adjacent to the municipality, regional district or first nation that has authority over land use planning at the place where a gaming facility is proposed to be located or relocated may file an objection with the lottery corporation in the form and manner required by the lottery corporation, setting out how the objector will be materially affected by a gaming facility at the proposed location.

(2) If the lottery corporation receives an objection under subsection (1), then, within 30 days after the filing of the objection, the lottery corporation must require the municipality, regional district or first nation in which the gaming facility is to be located or relocated to participate in a form of non-binding dispute resolution with any immediately adjacent municipalities, regional districts or first nations.

(3) The results of the alternate dispute resolution proceedings under this section must

(a) be reported to the lottery corporation within a prescribed period after the date on which the lottery corporation requires the non-binding dispute resolution under subsection (2), and

(b) be considered by the lottery corporation before the lottery corporation decides whether to locate or relocate the gaming facility.

(4) The lottery corporation, within 30 days after receiving the report under subsection (3) (a), must decide whether or not to locate or relocate the gaming facility.

**Part 4 -- Gaming Policy and Enforcement Branch****Gaming Policy and Enforcement Branch continued**

22 (1) The Gaming Policy and Enforcement Branch is continued as an office of the government under the direction of the general manager.

(2) The purpose of the branch is to carry out the responsibilities given to it under this Act.

**Exercise of powers in the public interest**

- GAMING REGULATIONS -

- (ii) if there is no such specific number currently approved for the gaming facility by the authority, the number of slot machines or table games originally permitted for gaming facilities under the applicable law and policy at the time when the authority permitted the facility to be operated as a gaming facility.

**Requirements for local government or first nation approval of gaming facilities**

- 13 The approval that may be granted under section 19 (1) (a) of the Act by the municipality, regional district or first nation that has the authority referred to in section 19 (1) (a) of the Act must
- (a) be in the form of a resolution or of a letter on the official letterhead of the municipality, regional district or first nation and delivered in duplicate to
    - (i) the lottery corporation, and
    - (ii) the general manager,
  - (b) specify the effective date of the approval, if different from the date of the resolution or letter,
  - (c) be executed by the duly authorized official or officials of the municipality, regional district or first nation,
  - (d) confirm that the approving municipality, regional district or first nation has consulted all immediately adjacent municipalities, regional districts or first nations,
  - (e) specify any municipalities, regional districts or first nations that it considers will be materially affected by the proposal,
  - (f) summarize the outcome of the consultations, and
  - (g) confirm the manner in which it obtained community input.

**Time limit for delivery of results of non-binding dispute resolution proceedings**

- 14 For the purpose of section 21 (3) (a) of the Act, the prescribed period is 60 days.

**PART 4 – GAMING POLICY AND ENFORCEMENT BRANCH**

**Publication of minister's directives to general manager**

- 15 Written directives issued under section 26 (1) of the Act to the general manager by the minister must be published by the general manager
- (a) in one issue of the Gazette, and
  - (b) on the branch's website over a period of at least 12 months.

**Publication of general manager's directives**

- 16 Written directives issued under section 28 (1) of the Act to the branch, the lottery corporation or both must be published by the general manager
- (a) in one issue of the Gazette, and
  - (b) on the branch's website over a period of at least 12 months.



## CASINO RELOCATION PROCESS FOR COMMUNITY CASINOS ELIGIBLE TO RELOCATE OR EXPAND CAPACITY

The Province has determined that four community casinos (Royal Diamond, Vancouver; Royal Towers, New Westminster; The Grand, Vancouver; and Casino Hollywood, Prince George) are eligible to relocate to or to relocate/expand within a willing host local government and may acquire additional slot machines (to a maximum of 300) as part of that process.

The Province has established a broad framework for the relocation of, or changes to, an existing gaming facility which includes:

- a. a requirement for host local government support for a relocated casino or expansion of the capacity of an existing casino;
- b. the opportunity for public input into the decision-making process; and
- c. a requirement for dispute resolution if a host local government experiences a problem with a neighbouring local government.

British Columbia Lottery Corporation (BCLC) will initiate and manage the relocation of the four eligible casinos through an open process, based on business case principles, within government's broad framework. Management of this process and the final decisions rest with BCLC.

This document is intended to describe in general terms the process which BCLC will implement for the relocation of each of the eligible casinos. All relocations will be completed in accordance with the relevant provisions of the new *Gaming Control Act (BC)* and any related regulations.

### 1. Market Analysis and Selection of Service Provider and Site

BCLC has completed a casino marketplace analysis and has determined that the Lower Mainland and the Prince George area offer the best marketplace opportunities for the four casinos to be relocated. As a result, BCLC intends to relocate the three existing eligible Lower Mainland Casinos within the Lower Mainland and the Hollywood Casino in Prince George within the Prince George area. Through market analysis BCLC has also identified preferred market areas in the Lower Mainland to relocate the three eligible Lower Mainland casinos to best service the marketplace.

To begin the process the Corporation will notify municipalities, regional districts and First Nations with authority over land use planning (referred to as local governments) within a preferred market area of its desire to potentially relocate a casino into the area and will request that those local governments within the preferred market area which are interested in hosting a

relocated casino notify the Corporation of such interest within 45 days. BCLC will accept such notification in a variety of formats including by way of correspondence, facsimile transmission or e-mail. The Corporation will be available to meet with interested local governments in the preferred market areas to provide information on the process and discuss matters such as potential sites and the local government's desired method of consultation and public input if selected.

Following receipt of the notices from local governments in the preferred market area of their willingness to host an eligible casino, BCLC will consider and evaluate some potential sites in the preferred market area. As a part of this evaluation a preferred host local government whose jurisdiction contains sites acceptable to BCLC that has indicated a willingness to host a relocated casino will be selected by the Corporation based on factors such as:

- ▶ Marketplace analysis;
- ▶ Business case analysis;
- ▶ Site selection criteria (see attached); and
- ▶ Anticipated timeframe for the opening of a relocated casino.

The Corporation will then notify the casino service providers at the casinos eligible to be relocated (referred to as service providers) of the preferred host local government selected by BCLC for a relocated casino and the scope of the casino project desired by BCLC. BCLC will request that the service providers notify BCLC within a specified time period whether they are interested in providing operational services at the relocated casino. If a service provider is interested in providing operational services at the relocated casino, the service provider must submit to BCLC a preliminary business plan for a relocated casino, within the timeframe specified by BCLC, for a casino project in the preferred host local government's jurisdiction which meets BCLC's objectives with respect to the scope of the casino project desired.

The Corporation will then select a service provider for the relocated casino based primarily upon the following criteria:

- ▶ BCLC's business case analysis;
- ▶ A preliminary business plan which satisfies BCLC's objectives with respect to the scope of the project to be developed;
- ▶ The attractiveness of the business plan proposal to BCLC and the preferred host local government; and
- ▶ Demonstrated ability by the service provider to finance the project at a level acceptable to the Corporation.

Following the selection of a preferred host local government and the proposed service provider, a detailed proposal for the relocated casino must be developed by the selected service provider which is satisfactory to both BCLC and the preferred host local government. BCLC will then publicly announce the preferred host local government, the proposed site and the service provider selected and will request the preferred host local government to undertake a public consultation process and provide final approval.

2. Local Government Process For Approval And Public Input

After a detailed proposal has been received from the service provider, the preferred host local government will have up to 120 days to provide BCLC with its approval to host the proposed relocated casino. Prior to providing its approval to BCLC, the preferred host local government must undertake a public consultation process which allows the opportunity for broad based community input. This public consultation process must include public notice of the proposal and particulars of the proposal and provide an opportunity for residents and representatives to provide comments, information and representations concerning the proposal. The specific process to be used will be determined by the preferred host local government and must be undertaken in accordance with any requirements set forth under applicable law.

The preferred host local government must also consult each municipality, regional district or First Nation that is immediately adjacent or that BCLC considers may be materially affected.

Following completion of the public consultation process, the preferred host local government must notify BCLC whether it is prepared to approve BCLC's proposed casino relocation and become the host local government for the relocated casino. The approval must be in the form of a properly executed resolution or a letter on official letterhead and delivered to BCLC and the Gaming Policy and Enforcement Branch (GPEB) and must include at least the following:

- ▶ The effective date of the approval;
- ▶ The identity of any local government that may be materially affected;
- ▶ Confirmation that immediately adjacent local governments have been consulted;
- ▶ A summary of the outcome of the consultations described above; and
- ▶ Confirmation of the manner in which community input was obtained.

The form of approval must also meet any other requirements set forth under applicable law. A copy of the approval must also be provided to all immediately adjacent local governments. If the preferred host local government is not prepared to approve BCLC's proposed casino relocation then the relocation process will terminate with respect to that local government.

3. Objection by Neighbouring Local Government and Dispute Resolution Process

If the objections of the local government of a municipality, regional district or First Nation which is immediately adjacent to the preferred host local government are not resolved during the period of the public consultation process referred to above, then the neighbouring local government may file a written objection with BCLC to the proposed relocated casino, setting out how the objector will be materially affected. The written objection must be filed within 10 days after BCLC receives the approval of the preferred host local government as described in paragraph 2. To be materially affected the objector must be able to demonstrate that if the proposed relocation is completed there is a likelihood that the objector will incur significant new infrastructure or policing costs, experience increased traffic with a significant impact on its highways or experience a significant adverse impact on the amenities and character of one or more of its neighbourhoods.

If BCLC receives an objection within the proper time period, then BCLC will require the preferred host local government and the objector to participate in a non-binding resolution process in the manner specified by BCLC.

The results of any non-binding dispute resolution process must be reported to BCLC and will be considered by BCLC before it makes a final decision about the relocation of the eligible casino in question.

#### **4. Final Decision on Relocation of an Eligible Casino**

Prior to making a final decision about the proposed relocation of the eligible casino to a site within the preferred host local government's jurisdiction, BCLC must be satisfied that the preferred host local government has undertaken a public consultation process. In addition, if the preferred host local government's approval is conditional, BCLC will review the conditions with the proposed casino service provider to ensure that the conditions satisfy all parties. BCLC will then make a final decision about whether to relocate the casino to the site within the preferred local government's jurisdiction and will publicly announce its decision.

BCLC will then work with the selected casino service provider to implement the relocation of the casino to the proposed new site.

**Consultation Program  
Immediately Adjacent Municipalities and The Musqueam First Nation  
Regarding The Proposed Casino Relocation  
Richmond, BC**

**1. Purpose**

(1) General

The purpose of this Consultation Program is to establish a process by which Richmond can meet the Provincial consultation requirements, for the proposed casino relocation, under the BC Gaming Control Act, Gaming Control Regulations and policies.

(2) Specific

The purpose of the Consultation Program is to enable Richmond to:

- (i.) meet the legal requirements of the BC Gaming Control Act, Regulations and policies
- (ii.) inform the Affected Parties of the proposed casino relocation in Richmond
- (iii.) enable the Affected Parties to:
  - identify how they may be "materially affected" by the proposed casino relocation, and
  - raise any concerns with Richmond
- (iv.) provide an opportunity for Richmond to address those concerns
- (v.) enable Richmond to advise the BCLC and others of its success in meeting the consultation requirements
- (vi.) provide an appeal process for Affected Parties
- (vii.) provide for a BCLC appointed arbitrator and a non-binding dispute resolution process to address any unresolved matters, if such becomes necessary, if the City and any Affected Parties cannot resolve them on their own.

**2. Who Must Be Consulted?**

Richmond must consult with the following immediately adjacent municipalities and First Nations, namely:

- (1) Burnaby,
- (2) Delta,
- (3) New Westminster,
- (4) Vancouver, and
- (5) the Musqueam First Nation.

**3. Focus of Consultations**

The consultations are to focus on the likelihood of whether or not an Affected Party will be "Materially Affected."

**Defining "Materially Affected" - (BC Gaming Control Act and Regulations)**

"Materially affected" means a likelihood that the affected Parties will:

- 1. incur significant new:
  - infrastructure, or
  - policing costs
- 2. experience increased traffic with a significant impact on its highways, or
- 3. experience a significant adverse impact on the amenities and character of one or more of its neighbourhoods.

4. Consultation Program

<b>Consultation Program with Affected Parties Regarding The Proposed Richmond Casino Relocation</b>	
<b>Approximate Dates (These dates are general and may change based on interpretation by the BCLC)</b>	<b>Activity</b>
<b>July</b>	
<b>by July 31</b>	<ul style="list-style-type: none"> <li>• Richmond advises Affected Parties of the proposed casino relocation (description and City 2002- 2003 casino policy changes and the 2003 rezoning approval to date ).</li> <li>• Richmond sends to the Affected Parties:                             <ul style="list-style-type: none"> <li>- a letter requesting:                                     <ul style="list-style-type: none"> <li>- their opinions regarding whether or not they think that they will be materially affected by the proposed casino relocation</li> <li>- that they send their response to Richmond.</li> </ul> </li> <li>- relevant information (e.g., the Richmond policy approvals for the proposed casino relocation, the public hearing package).</li> </ul> </li> </ul>
<b>August</b>	
<b>by August 30</b>	<ul style="list-style-type: none"> <li>• Affected Parties directly advise Richmond whether or not they consider that they will be materially affected by the proposed casino relocation.</li> </ul>
<b>September</b>	
<b>By September 30</b>	<ul style="list-style-type: none"> <li>• <b><u>A - If No Concern</u></b></li> <li>• If the Affected Parties indicate that they are not materially affected, Richmond completes a Provincial form advising:                             <ul style="list-style-type: none"> <li>- the Gaming Policy &amp; Enforcement Branch, Ministry of Public Safety and the Solicitor General (the enforcement agency), and</li> <li>- BCLC</li> <li>- with copies to the Affected Parties.</li> </ul> </li> <li>• The Affected Parties have 10 days appeal to the BCLC.</li> <li>• <b><u>B - If There Is A Concern</u></b></li> <li>• If the Affected Parties indicate that they consider themselves to be materially affected, Richmond will meet with the Affected Parties (e.g., staff), to attempt to address their concerns.</li> <li>• <b><u>B 1 - If their concerns are addressed</u></b></li> <li>• Richmond completes the proper form and advises:                             <ul style="list-style-type: none"> <li>- the Gaming Policy &amp; Enforcement Branch, Ministry of Public Safety and the Solicitor General (the enforcement agency), and</li> <li>- BCLC</li> <li>- with copies to the Affected Parties.</li> </ul> </li> <li>• The Affected Parties have 10 days appeal to the BCLC.</li> <li>• <b><u>B2 - If their concerns are not addressed</u></b></li> <li>• Richmond completes the proper form and advises:                             <ul style="list-style-type: none"> <li>- the Gaming Policy &amp; Enforcement Branch, Ministry of Public Safety and the Solicitor General (the enforcement agency), and</li> <li>- BCLC</li> <li>- with copies to the Affected Parties.</li> </ul> </li> <li>• The Affected Parties have 10 days appeal to the BCLC.</li> </ul>
<b>October</b>	
	<ul style="list-style-type: none"> <li>• The Affected Parties have 10 days from the date of receiving Richmond's letter (see above) to file a written objection with BCLC setting out how they will be materially affected.</li> </ul>
<b>by October 31</b>	<ul style="list-style-type: none"> <li>• BCLC reviews the information and within 30 days after the BCLC receives the objection, it may , if the objection is valid, require Richmond to participate in a form of non-binding dispute resolution with the objecting Affected Party.</li> <li>• BCLC notifies the Affected Parties of the need for dispute resolution.</li> <li>• BCLC establishes a non binding arbitration process, time, place etc.</li> </ul>

<b>Consultation Program with Affected Parties Regarding The Proposed Richmond Casino Relocation</b>	
<b>Approximate Dates (These dates are general and may change based on interpretation by the BCLC)</b>	<b>Activity</b>
<b>November</b>	
<b>by November 30</b>	<ul style="list-style-type: none"> <li>• The non-binding arbitration process occurs.</li> <li>• The dispute resolution process must be held in less than 60 days from the date on which BCLC notified the Affected Parties of the need for dispute resolution.</li> </ul>
	<ul style="list-style-type: none"> <li>• The Arbitrator reports the results of the arbitration process to BCLC, within 60 days of BCLC initially requiring Richmond to participate in the dispute resolution process.</li> </ul>
<b>December</b>	
<b>by December 31</b>	<ul style="list-style-type: none"> <li>• BCLC must consider the dispute resolution information</li> <li>• BCLC makes a final decision within 30 days of receiving the Arbitrator's dispute resolution report</li> </ul>

Prepared by:  
Policy Planning Department  
City of Richmond