

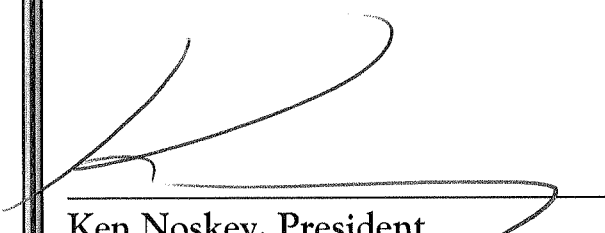
Metis Settlements General Council

Hunting, Fishing, Trapping and Gathering Policy

Policy GC-P9001

In accordance with section 8.4 (2) of the Metis Settlements General Council Rules and Procedures, by our signatures we confirm the following is the official copy of the *Hunting, Fishing, Trapping and Gathering Policy* which was adopted by the Metis Settlements General Council on the 1st day of November, 1990 and came into effect on the 15th day of November, 1990.

Signed this 15th day of May, 2000.



Ken Noskey, President
Metis Settlements General Council



Floyd Thompson, Secretary
Metis Settlements General Council

METIS SETTLEMENTS GENERAL COUNCIL HUNTING, FISHING, TRAPPING AND GATHERING POLICY

PART 1 - CONTEXT

1.1 Background

This Policy is made under Section 226(2) of the *Metis Settlements Act*.

1.2 Purpose

The purpose of this Policy is to provide for the use, preservation and protection of wildlife, fish and wild plants so that the settlement areas will continue to provide a base for traditional Metis pursuits.

1.3 Definitions

In this Policy

- *Act* means the *Metis Settlements Act*;
- *fur-bearing animal* means a fur-bearing animal as defined under the *Wildlife Act*;
- *hunt* means hunt as defined in the *Wildlife Act*;
- *to trap* means to capture in a trap or snare;
- *wild plants* means naturally occurring plants used for food, medicine, spiritual or other traditional pursuits, and does not include trees suitable for logging;
- *wildlife* means wildlife as defined under the *Wildlife Act*;

and all other words defined in the Act have the same meaning in this Policy.

1.4 Game preserves

In order to implement the purpose of this Policy a settlement can pass bylaws reserving parts of the settlement area as game preserves and providing for the maintenance and development of fish, wildlife, and wild plants in those preserves.

1.5 Special permits

Provided that it is enabled by a settlement bylaw, a settlement can issue special permits

- (a) to allow the immediate family of a member to hunt, fish or trap in the settlement area;
- (b) to allow other non-members to hunt or fish for specified animals or fish at specified times or places.

1.6 Settlement bylaws

Any settlement bylaw with respect to hunting, fishing, trapping or gathering must be consistent with the provisions of Part 2 of this Policy.

PART 2 - SETTLEMENT BYLAW PROVISIONS

2.1 Non-members

No one can hunt, fish or trap in the settlement area unless they are a member with a license or are the holder of a special permit.

2.2 Licenses

Any member can get an Metis Game License, Metis Food Fishing License, or Metis Trapper's License from the settlement office allowing them to hunt, fish or trap in the settlement area.

2.3 Hunting for food

- (1) Any member with a Metis Game License can hunt wildlife in the settlement area during any season in order to provide food for their family.
- (2) Hunting wildlife for any other purpose is subject to the *Wildlife Act*.
- (3) Any hunting in a settlement area is subject to local by-laws, including restrictions on hunting in game preserves.

2.4 Trapping

- (1) Any member with a Metis Trapper's License can trap fur-bearing animals in the settlement area.
- (2) Any trapping within a settlement area is subject to bylaws, including restrictions on trapping in game preserves.
- (3) Any selling or disposing of a fur or wildlife hide taken in the settlement area must follow a procedure approved by the settlement council.

2.5 Unauthorized traps or snares

Anyone who finds a trap or snare belonging to someone without a Metis Trapper's Licence can take the trap or snare to the settlement office to be dealt with as the settlement council sees fit.

2.6 Gathering of Wild Plants

Subject to local by-laws and the laws of trespass, a member can gather wild plants and their produce within the settlement area during any season.

2.7 Application of model by-law

The model by-law set out in Schedule 1 applies to all settlement areas.

SETTLEMENT HUNTING, FISHING AND TRAPPING BYLAW

PART 1 - CONTEXT

1.1 Purpose

The purpose of this bylaw is to provide for the use, preservation and protection of wildlife, fish and wild plants so that the settlement area will continue to provide a base for traditional Metis pursuits.

1.2 Definition

In this bylaw

- *Act* means the *Metis Settlements Act*;
- *fur-bearing animal* means a fur-bearing animal as defined under the *Wildlife Act*;
- *hunt* means hunt as defined in the *Wildlife Act*;
- *to trap* means to capture in a trap or snare;
- *wild plants* means naturally occurring plants used for food, medicine, spiritual or other traditional pursuits, and does not include trees suitable for logging;
- *wildlife* means wildlife as defined under the *Wildlife Act*;

and all other words defined in the Act have the same meaning in this bylaw.

PART 2 - CONTENT

2.1 Non-members

- (1) No one except a member, or the holder of a special permit, can hunt, fish or trap in the settlement area.
- (2) The settlement council can approve special permits
 - (a) to allow someone in the immediate family of a member to hunt, fish or trap in the settlement area;
 - (b) to allow other non-members to hunt or fish for specified animals or fish at specified times or places.

2.2 Licenses

- (1) Any member can get a Metis Game License, Metis Food Fishing License or Metis Trapper's License at no charge from the settlement office allowing them to hunt,

fish or trap in the settlement area.

- (2) All hunting, fishing and trapping licenses expire at the end of March of each year.

2.3 Hunting for food

- (1) Any member with a Metis Game License can hunt in the settlement area during any season in order to provide food for their family.
- (2) Hunting wildlife for any other purpose is subject to the *Wildlife Act*.
- (3) Any hunting in a settlement area is subject to local by-laws, including restrictions on hunting in game preserves.

2.4 Trapping

- (1) Any member with a Metis Trapper's License can trap or kill fur-bearing animals in the settlement area.
- (2) Any trapping within a settlement area is subject to bylaws, including restrictions on trapping in game preserves.
- (3) Any selling or disposing of a fur or wildlife hide taken in the settlement area must follow a procedure approved by the settlement council.

2.5 Unauthorized traps or snares

Anyone who finds a trap or snare belonging to someone without a Metis Trapper's Licence can take the trap or snare to the settlement office to be dealt with as the settlement council sees fit.

2.6 Gathering of Wild Plants

Subject to local by-laws and the laws of trespass, a member can gather wild plants and their produce within the settlement area during any season.

2.7 Cancelling licenses

- (1) The settlement council can cancel the hunting, fishing and trapping privileges of a member who is convicted of an offence under this bylaw or the *Wildlife Act*.
- (2) Anyone whose privileges are cancelled under subsection (1) can be denied any right to hunt, fish or trap in the settlement area for up to 5 years.

2.8 Offences and penalties

- (1) A person who contravenes any provision of this bylaw is guilty of an offence.
- (2) A person convicted of an offence under this bylaw is liable to a fine of not more than \$2500.