

RESOLUTIONS of the Chief and Council of the Beardy's & Okemasis First Nation...
...the preservation, protection and management of Big Game on the reserve, matters ancillary thereto, and penalty for the violation thereof.
...it is considered to be expedient and necessary to provide for the preservation, protection, and management of Big Game on the reserve.

**BY-LAW NO. 1999-2000/01
OF THE BEARDY'S & OKEMASIS FIRST NATION**

**A BY-LAW FOR THE OPERATION OF BIG GAME OUTFITTING
AND RULES AND REGULATIONS FOR OUTFITTING**

WHEREAS: the Chief and Council of the Beardy's & Okemasis First Nation desires to make a by-law governing the operation of Big-Game outfitting for the preservation, protection and Management of Big-Game on the reserve, matters ancillary thereto, and penalty for the violation thereof;

AND WHEREAS: the Chief and Council of the Beardy's & Okemasis First Nation has the power to make such by-law pursuant to paragraphs 81 (1)(0) and (q) and (r) in the Indian Act,

AND WHEREAS: it is considered to be expedient and necessary to provide for the preservation, protection, and management of Big Game on the reserve;

NOW THEREFORE: the Chief and Council of the Beardy's & Okemasis First Nation hereby make the following by-law:

Short Title:

1. This by-law may be cited as the "Outfitting" By-Law on the Beardy's & Okemasis First Nation.

Interpretation:

2. In this by-law,

"Band" means the Beardy's & Okemasis First Nation.

"Big Game" means Deer, Moose, Elk, and Antelope together with such other vertebrate animals that are wild by nature as may be designated by resolution of the Chief and Council

"Predator" means any fur-bearing animal who preys on big game such as coyotes, fox, wolf, etc.

"Chief and Council" means the Chief and Council, of the fore-named Band as defined in the *Indian Act*.

"Games Officer" means a game officer appointed under Section 4, and includes an officer who has been designated by the Chief and Council, pursuant to Section 5, to administer and enforce the by-law.

"Hunting" means taking, wounding, killing, chasing, pursuing, worrying, capturing, following after or on the trail of, search of, shooting at, stalking or laying in wait for any Big Game, whether or not the game is subsequently captured, wounded or killed;

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"Officer" means a police officer, police constable or other person charged with the duty to preserve and maintain the public peace, and a by-law enforcement officer or any other person appointed by the Chief and Council for the purpose of maintaining law and order on the reserve;

"Reserve" means the reserve of the Beardsley's & Okemasis First Nation as it may exist from time to time and includes all land added to the reserve after the date of this by-law.

"Take" includes the capturing or the taking into possession of Big Game, whether dead or alive.

"Baiting" means the use of grains, grasses, salt or hay materials for hunting purposes;

"Dress" means the clothing worn during hunting;

"Outfitter" means a licensed professional who takes clients hunting.

"Client" means a customer of the outfitter.

Repeal Previous By-Law

3. BY-LAW NO. 1 - 96 is repealed.

Administration:

4. The Chief and Council may, by resolution, appoint one or more game officers to perform such functions in respect of the administration and enforcement of this by-law as are prescribed herein.

5. The Council may designate any officer to perform such functions in respect of the administration and enforcement of this by-law as prescribed herein to be performed by a game officer.

6. **Outfitter**

- (a) The Band will allow no said limit to operate on these lands.
- (b) The outfitter will be allowed to take a suitable amount of clientele in accordance to their agreement with the Band.
- (c) The outfitter has to be a licenced outfitter with the Province of Saskatchewan.
- (d) The outfitter must obey the regulations set forward in this document.

7. **Species**

- (a) An outfitter will be allowed to purchase Licences for any Big Game species found on these lands.
- (b) An outfitter will be allowed, also, to have clients shoot predators to help control their population. At this point we will not expect to have licences in place for predator control.

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8. Dates

- (a) All Big Game seasons will run from the first Monday of September to December 31 of the given year.
- (b) These dates will be open for muzzle, Archery, Rifle and Cross-Bow.
- (c) Hunting of predators may be done year round.

9. Hunting Times

- (a) Hunters will be allowed to shoot between the hours of one-half hour before sunrise until one-half hour after sunset.
- (b) Hunting will be allowed 7 days a week.

10. Baiting

- (a) Baiting will be allowed on these lands for the hunting of Big Game species and for predator control.
- (b) There will be no set limit to amount of bait used as it is a quality food source.
- (c) Bait may also be used for the hunting of predators.

11. Dress Code

- (a) Clients and Guides plus other individuals involved with the outfitting operation may use camouflage clothing or regular while hunting.
- (b) NO specific colors required.

12. Limits

- (a) The outfitter is allowed to have each client purchase one Big Game licence per species.
- (b) At this time, predators will not be allowed.

13. Licences

- (a) The outfitter may purchase licences from the band for each client.
- (b) Each Big Game Licence will have a fee of \$ 300.00 Canadian.
- (c) These licences can be purchased before hunting season.
- (d) Each client must carry their licence with them while hunting for proof of legal hunting.
- (e) A tag must be attached to the carcass of the animal immediately upon taking possession of same. The tag must show the date the animal was killed and the name of the hunter who killed it. In the event that the carcass is seperated from the hide a tag bearing this information must be attached to each item.

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14. Firearms

- (a) No loaded firearms in a vehicle.
- (b) Firearms do not have to be encased.
- (c) Unloaded firearms will be allowed on all terrain vehicles, they may be carried uncased.

15. All Terrain Vehicles

- (a) Four wheel drive vehicles will not be allowed for transportation while hunting.
- (b) Three wheelers, quads, Argos or snowmobiles will be allowed for transportation purposes during hunting or baiting activities.

16. Violations

- (a) Anyone who fails to comply with the provisions of this By-Law commits an offence that is subject on summary conviction to a fine not exceeding \$ 1,000.00.

THIS BY-LAW IS HEREBY made at a duly convened meeting of the Chief and Council of the Beardy's & Okemasis First Nation this 5th day of October, 1999.

Voting in favour of the by-law are the following members of Council.

[Signature]
(Chief)

[Signature]
(Councillor)

[Signature]
(Councillor)

[Signature]
(Councillor)

[Signature]
(Councillor)

[Signature]
(Councillor)

[Signature]
(Councillor)

[Signature]
(Councillor)

[Signature]
(Councillor)

[Signature]
(Councillor)

being the majority of those members of the Council of the Beardy's & Okemasis First Nation present at the aforesaid meeting of Council.

The quorum of the Chief and Council is five (5) members. Number of members of the Chief and Council present at the meeting: 8.

I, Garnet Eyahgoise Chief / Councillor of the Band, do hereby certify that a true copy of the foregoing by-law was mailed to the Minister of Indian Affairs and Northern Development at the District / Regional / Hnil office (as the case may be) pursuant to subsection 82 (1) of the *Indian Act*, this 5th day of October, 1999.

[Signature]
Witness

[Signature]
Chief / Councillor



Beardy's & Okemasis Band

Box 340 • Duck Lake, Saskatchewan S0K 1J0 • Tel: (306) 467-4523

Chronological Number:

1999-2000/0057

1999-00/16

File References:

L. 4216-369

NOTE: the words "From our Band Funds", "Capital" or "Revenue" whichever is the case, must appear on all resolutions requesting expenditures from Band Funds

The Council of the: Beardy's & Okemasis Band 96 & 97

Current Capital Balance \$ _____

District: North Central District

Committed \$ _____

Province: Saskatchewan

Current Revenue Balance \$ _____

Place: Beardy's & Okemasis Reserve

Committed \$ _____

Date: 05/10/99

Day / Month / Year

DO HEREBY RESOLVED:

WHEREAS Chief and Council of Beardy's & Okemasis First Nation deem it expedient to provide for the proper management and control of wildlife on Reserve Lands and to provide more opportunities for outfitting.

BE IT THEREFORE RESOLVED that the attached By-Law No. ^{1999-2000/01} 1 be enacted as a By-Law of the Beardy's and Okemasis First Nation under the authority of Section 81 (1) (O), (q) and (r) of the *Indian Act*.

(Chief) [Signature]

(Councillor) [Signature] (Councillor) [Signature] (Councillor) [Signature]

(Councillor) [Signature] (Councillor) [Signature] (Councillor) [Signature]

(Councillor) (Councillor) (Councillor)

FOR DEPARTMENTAL USE ONLY

1. Band Fund Code	2. Computer Balances A. Capital	B. Revenue	3. Expenditure	4 Authority Indian Act Sec.	5. Source of Funds Capital Revenue
	\$	\$			
6. Recommended			7. Approved		
Date	Recommending Officer		date	Approving Officer	