

#1636-93

**BAND COUNCIL RESOLUTION
RÉSOLUTION DE CONSEIL DE BANDE**

NOTE: The words "From our Band Funds" "Capital" or "Revenue", which ever is the case, must appear in all resolutions requesting expenditures from Band Funds
 NOTA: Les mots "des fonds de notre bande" "Capital" ou "revenu" selon le cas doivent paraître dans toutes les résolutions portant sur des dépenses à même les fonds des bandes

THE COUNCIL OF THE LE CONSEIL DE LA BANDE INDIENNE	WALPOLE ISLAND FIRST NATION	Current Capital Balance Solde de capital	\$ _____
AGENCY DISTRICT	SOUTHERN	Committed - Engagé	\$ _____
PROVINCE	ONTARIO	Current Revenue balance Solde de revenu	\$ _____
PLACE NOM DE L'ENDROIT	Walpole Island Reserve	Committed - Engagé	\$ _____
DATE	<u>12th</u> <u>July</u> AD 19 <u>93</u> DAY - JOUR MONTH - MOIS YEAR - ANNEE		

DO HEREBY RESOLVE:
 DÉCIDE, PAR LES PRÉSENTES:

MOVED BY: **Joseph Gilbert:**
 SECONDED BY: **Roger Williams:**

**WALPOLE ISLAND FIRST NATION
 WALPOLE ISLAND INDIAN RESERVE
 HUNTING AND FISHING AMENDMENT BY-LAW**

The Council of the Walpole Island First Nation, which is a recognized Indian Band under the Indian Act, hereby enacts the following By-Law pursuant to paragraph (c) of subsection 81(1) of the Indian Act, R.S.C. 1985, c. I-6;

SHORT TITLE

1. This By-Law is called the Hunting and Fishing Amendment By-Law.

SECTIONS REPEALED

2. Section 2 and section 10 of By-Law No. 5, passed on February 7, 1955 by the Walpole Island Band Council, are hereby repealed effective immediately upon proclamation of this By-Law.
3. This By-law is hereby made at a duly convened meeting of the Council of Walpole Island First Nation, this 18th day of May, 1993.

CARRIED

A quorum for this Band
 Pour cette bande le quorum est
 consists of 5
 fixé à
 Council Members
 Membres du Conseil

Joseph Gilbert
 (Councillor - conseiller)

Walter Kewasch
 (Councillor - conseiller)

.....
 (Councillor - conseiller)

.....
 (Councillor - conseiller)

David W. H. Hall
 (Chief - Chef)

Joseph J. D. Jean
 (Councillor - conseiller)

Walter Kewasch
 (Councillor - conseiller)

Herbert Jones
 (Councillor - conseiller)

.....
 (Councillor - conseiller)

.....
 (Councillor - conseiller)

Reginald King
 (Councillor - conseiller)

.....
 (Councillor - conseiller)

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE					
1. Band Fund Code Code du compte de bande	2. COMPUTER BALANCES - SOLDES D'ORDINATEUR		3. Expenditure Dépenses	4. Authority - Autorité Indian Act Sec Art. de la Loi sur les Indiens	5. Source of Funds Source des fonds <input type="checkbox"/> Capital <input type="checkbox"/> Revenue Revenu
	A. Capital \$	B. Revenue - Revenu \$			
6. Recommended - Recommandable			Approved - Approuvable		
Date			Date		
Recommending Officer - Recommandé par			Approving Officer - Approuvé par		

The Council of the Amalgamated Walpole Island Band of Indians at a meeting held the 7th day of February 1955, makes the following by-law pursuant to paragraphs (o) and (r) of Section 80 of the Indian Act.

By-law No. 5

A by-law to provide for the preservation, protection and management of fish and game in the Walpole Island Indian Reserve in the Province of Ontario.

FISHING

1. No person, other than a member of the band, shall be permitted to fish in the reserve without first obtaining a written permit to so do from the person authorized by the Council to grant such permission.
2. Permits may be obtained only on production of a valid and subsisting Ontario Provincial Licence, if such is required by the person applying, to fish in provincial waters contiguous to the reserve.
3. Such permit shall authorize the permittee to fish by angling only and may be subject to a fee established from time to time by resolution of the Council of the band.
4. No person, under authority of such permit, shall fish for, take or attempt to take in one day,
 - (a) more than six large mouth or six small mouth black bass or any combination of six thereof
 - (b) more than two maskinonge
 - (c) more than six yellow pickerel
 - (d) more than six pike
 - (e) more than five lake trout
 - (f) more than one sturgeon
 - (g) more than ten perch
 - (h) more than twenty crappies
 - (i) more than twenty fish in the aggregate in all species mentioned above.
5. No person shall retain, keep out of water or have in his possession,
 - (a) any black bass of a total length less than eleven inches
 - (b) any maskinonge of a total length less than thirty inches
 - (c) any yellow pickerel of a total length than fifteen inches
 - (d) any pike of a total length less than eighteen inches

- (e) any lake trout of a total length less than fifteen inches
 - (f) any sturgeon other than the first sturgeon taken or caught regardless of size
6. No person shall retain, keep out of water or have in his possession more than one day's limit as set out in Section 4 and 5 of this by-law.
 7. The definition of angling, open and close season, course fish, game fish, resident, total length, yellow pickerel and all other matters not specifically mentioned in this by-law shall be as provided in the Special Fishery Regulations for the Province of Ontario.

HUNTING

8. No person, other than a member of the band or the holder under lease of shooting rights in any part of the reserve, shall be permitted to hunt in the reserve without first obtaining a written permit so to do from the person authorized by the Council to grant such permission.
9. Holders of permits to hunt as outlined in Section 8 must be accompanied by a member of the Amalgamated Walpole Island Band duly licensed to act as a guide.
10. Permits may be obtained only on production of a valid and subsisting Ontario Provincial Licence, if such is required by the person applying, and may be subject to a fee established from time to time by the Council of the band.
11. Open season, bag limits, possession limits and all other matters not provided for in this by-law shall be, with respect to ducks, as set out in regulations for the Province of Ontario made under authority of the Migratory Birds Convention Act and, with respect to other game, as provided in the regulations made under the Ontario Game Act for the contiguous provincial lands.
12. All band members before being permitted to act as guides must register with the person authorized by the Council to receive such registration who will issue free of charge to each band member who registers a licence to guide on the Walpole Island Indian Reserve.
13. Every guide licensed under Section 12 of the by-law is required to abide by the rules and regulations set down by the Council for the instruction of guides and failure to do so will result in the revoking of the licence to guide.
14. Any person who violates the provisions of this by-law contained in items 1 to 11 inclusive shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding \$100.00 or imprisonment for a term not exceeding thirty days or both fine and imprisonment.

Signatures of the Chief and Council of the
Amalgamated Walpole Island Indian Band for the passing
of By-law No. 5 on the 7th day of February 1955.

Edward Nickerson
CHIEF - - - - -

COUNCILLORS - ; *Parker E. Pinnace*
Clarence F. Oliver
Merland Johnson
Earl Harbo
Gabriel Kewagoh
Raymond H. Hilde
Peter Jacobs
Roy E. Johnson

