

MICMAC OF MARIA

BAND COUNCIL RESOLUTION

Chronological No.	
# 10	1981-82
H.Q. Reference	
E-4584-1	

NOTE: The words "From our Band Funds" must appear in all resolutions requesting expenditures from Band Funds.

		FOR HEADQUARTERS USE ONLY
COUNCIL OF THE	Micmacs of Maria	BAND
AGENCY	Quebec Regional Office	
PROVINCE	Quebec	
PLACE	Maria Indian Reserve	
DATE	06	05
	DAY	MONTH
		AD 19 81
		YEAR

DO HEREBY RESOLVE:

By-law No. #1A and Amendments
Salmon Fishing by-law

Under the Section 81, paragraph o, q, r, of the Indian Act (S.R.C. 1970 ch. 1-6). It has been established and resolved to make amendments to by-law 1A. in accordance to the preservation, protections and management of fish and game on the reserve. The amendments made to by-law #1A passed and approved by the Maria Band Council on the 9th day of June, 1976.

Therefore by-law # 1A and its amendments shall read as follows;

Fishing territory: Article # 1

A. Starting at a point alligned at the Eastern hand of the Northern limit of the Reserve and extending South Easterly to the Old Boom Pier Line. Then in a South Westerly direction following the Old Boom Pier Line of its projection to a Point where it forms a 90 degree angle with Kilmore Point on the Western side and Duthie Point on the Eastern side.

B. Salmon fishing will be carried out by means of gill-nets only...

C. Jointly with the District Conservation Chief of the Department of Tourism Fish and Games of the Province of Quebec (or an officer delegated by him), a designated Band Member will identify the defined fishing area by suitable markers or buoys.

Fishing Regulations: Article # 2

A. There will be no restriction on the net-mesh size nor on the lenthg of the nets.

B. There will be no other restrictions as to the number of nets.

C. Nets must be stationary, set individually and perpendicular to the shore (river band.)

D. Fishing will be carried out on a 24 hours basis.

E. Whenever fishing, each net will have affixed to it a marker and an identification number indicating that the net belongs to the Maria Band.

F. Fishing in the defined area will be carried out 6 days per week on a 24 hr. basis.

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DO HEREBY RESOLVE:

F. (to be revised at the end of the commercial fishing ban). However the Band Council must inform two (2) weeks in advance the District Conservation Chief of the Department of Tourism, Fish and Game of the Province of Quebec (or a person delegated by him) of the weekly closure period.

G. The quota for 1981 is set a 10,000 pounds. This salmon quota will be revised subsequently for Maria Reserve on the basis of population (families), reasonable fishing opportunities consumption needs and past performances.

H. Pursuant to this by-law, no person shall sell, attempt to sell, barter or otherwise dispose of any salmon.

Control: Article # 3

A. A member of the band designated by the Band Council, hired on a seasonal basis by the Quebec Department of Tourism, Fish and Game will assist the Conservation Officer to report data on catches of salmon on a daily basis.

B. Any Conservation or Fishery Officer accompanied by a band member designated by the Band Council may inspect any or all nets set under the authority of this by-law.

C. Any net found to be fishing within approved area contrary to the conditions as outlined herein, or outside the described zone, shall be deemed to be fishing illegally and such net shall be subject to seizure and legal procedures shall be taken against the persons involved.

D. Arrangements between the Dept. of Tourism, Fish and Game and Ameridndian Police and the Band Council shall be made in order to supervise and enforce the by-law.

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DATE	06 DAY	05 MONTH		

DO HEREBY RESOLVE:

Article # 4.

This by-law shall come into force on June 1st - 1981, starting date for salmon fishing on the reserve boundary. Unless the Minister declares it void, within the allowed 40 day period.

Penalties: Article # 5

Any person who violated any provisions of this by-law shall on a summary conviction be liable to a fine not exceeding \$100.00 (one hundred dollars) or imprisonment for a term not exceeding 1 month, or both fine and imprisonment.

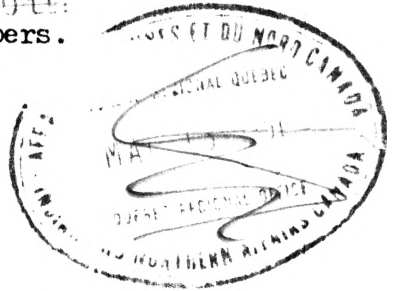
This Band Council Resolution # 1A amends by-law # 1.

This Band Council resolution establishing by-law 1A with its amendments was passed at a duly meeting held meeting of the Council of the Micmacs of Maria this 6th day of May 1981.

quorum for this band council consists of (3) council members.

SECTION REGISTER

REQUIRE:



Maxime Martin

(Councillor)

(Councillor)

(Councillor)

(Councillor)

Bernard Jerome

Francis Jerome (Chief)

(Councillor)

(Councillor)

(Councillor)

(Councillor)

Albert Condo

(Councillor)

(Councillor)

(Councillor)

(Councillor)

FOR HEADQUARTERS USE ONLY					
1. TRUST ACCT	2. CURRENT BALANCES		3. Expenditure	4. Authority Indian Act Sec.	5. Source of Funds <input type="checkbox"/> Capital <input type="checkbox"/> R
	A. Capital	B. Revenue			
6. Recommended			7. Approved		
Date	Authorized Officer		Date	Assistant Deputy Minister.	