

Policy & Regulations Fisheries Management

Purpose

High Bar First Nations has an interest in preserving the wild salmon stocks of the Fraser River as well as, an interest in upholding their traditional rights and practises. Through a partnership with Fisheries and Oceans Canada and High Bar First Nations, together they will manage the river fisheries utilizing the provisions of the Fisheries Act in conjunction with the following regulations.

Policy Statement

It is the policy of High Bar First Nation to manage and preserve the wild salmon stocks of the Fraser River for the present and future generations to the benefit of both the salmon and First Nations as a people. This management will utilize the tools and information that are available through control of the fishing through their communal licence both on and off reserve.

Regulations

To achieve the goal of sound Fisheries Management the following regulations will apply to fishing under the communal Licence issued to High Bar First Nation both on and off reserve. The areas under direction of High Bar First Nation are as follows:

On-Reserve:

Which includes the exclusive Fishing rights allocated in 1881 by Commissioner O'Reily
Chisholm Canyon to Barney Creek on both sides of the Fraser

Off-Reserve:

Jack Jones Rock to the Northern end of Chisholm Canyon

As shown on the attached map

1. Fishing Permits

In the interest of fisheries management a certain level of control must be exercised in the use of High Bar fishing sites. In order to achieve this, every individual using the sites must obtain a permit from High Bar office. This permit system, in addition to authorizing fishing under High Bar communal licence, is also intended to monitor the level of use and as well as access to High Bar reserve lands for non-members.

- a) High Bar Members
 - i. Any member of High Bar First Nation shall be entitled to fish for the entire season without a limit on the number of fish caught provided proper conservation is exercised and all fish caught are utilized. High Bar Members do not require a permit but will need to have their status card with them.
 - ii. Any disabled member of High Bar must provide a letter of authorization containing the name of 1(one) helper they choose to fish for them. The helper must be prepared to take on the same responsibilities of the individual that they are fishing for and must have the letter with them when they are fishing.
 - iii. A non-disabled band member may identify a helper but the helper is restricted to cleaning, packing or carrying but may not actually fish.

b) Non members

Any First Nation with a valid status card may obtain a visitors permit, which will allow access on the reserve and the use of High Bar First Nation Traditional Fishing sites under the High Bar Communal Fishing Licence.

- i. A visitor permit shall be limited to 40 fish per season.
- ii. Only 100 visitor permits shall be issued.
- iii. A visitor permit will be valid for 3 days only. It can be renewed by coming in to the High Bar First Nation office.
- iv. Further permits for the applicant will be denied when the applicant shows disregard for HBFN members priority to fish on HBFN traditional fishing areas
- v. A visitor permit will not allow for helpers or for a designate.
- vi. A visitor permit shall allow the permittee access to High Bar reserve.
- vii. Visitor permits will be charged an administration fee of \$30.00 to cover the cost of processing. If this fee causes a hardship, then an application can be made to Chief and Council to waive the fee for compassionate reasons.

2. General Provisions

- a) **One dip net or set net** can be used with this permit
- b) The fishing site must be kept clean. All garbage must be removed from reserve lands.
- c) Fishing sites are not exclusive to one individual or family. Fishers should endeavor to share sites whenever possible.
- d) You must stay with your net at all times. If a net is found "abandoned" it will be pulled from the river, and fish found in the net will be given to the office for elders, and the net will be taken to the office until claimed.
- e) Fish must not be taken from another fishers net.
- f) Previously named person will cooperate fully with the High Bar First Nation Fish Monitors and provide all information requested.
- g) This Permit must be carried at all times when fishing in High Bar territory and while transporting fish from the fishing area.
- h) Gillnets will be marked with the permit number and fishers band number.
- i) No monofilament net may be used.

- j) Absolutely **NO alcohol** or **firearms** at fishing sites.
- k) Non-High Bar fisherperson are allowed a **total of forty (40) sockeye** per season. If you are found over your limit, you will not be issued another permit for 5 years.

3. Enforcement

High Bar First Nation has entered into an Enforcement Protocol with Fisheries and Oceans Canada in the interests of consistency. Fisheries and Oceans Canada is authorised to enter on to reserve lands and areas held under the Communal Licences held by High Bar First Nation to enforce this policy and regulations as they pertain to the act of fishing.

- a) Fisheries and Oceans Canada will enforce the provisions of the regulations as they pertain to fishing under the permit issued.
- b) Any action taken by Fisheries and Ocean will be governed by the current enforcement protocol.
- c) Non-compliance with these regulations will result in cancellation of a fishing permit and may lead to further legal action and/or a sentencing circle.

4. Appeal Provisions

Anyone who is denied a permit or is accused of violating these regulations or who has had a permit cancelled may submit a letter of appeal to the High Bar First Nation Chief and Council. Upon receipt of a letter of appeal, the administration will carry out an investigation of the circumstances and provide a written statement of fact for consideration at the next council meeting. The appellant may request a personal hearing.

Approved:

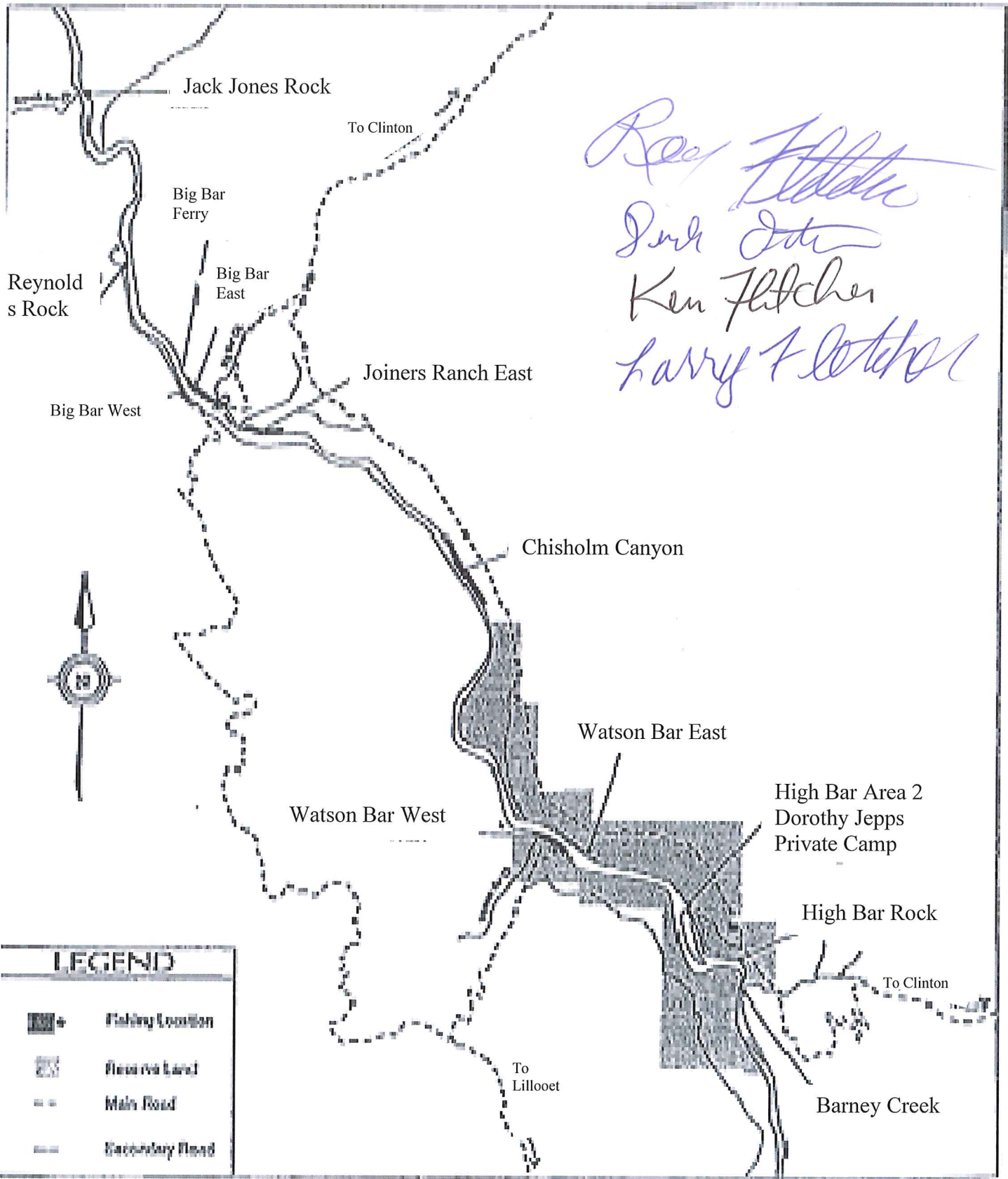
_____ Chief

_____ Councillor

_____ Councillor

_____ Councillor

_____ Date:



Ray Fletcher
Dick Jett
Ken Fletcher
Harry Fletcher

Highbar Fishing Areas