



Mathias Colomb Band Government

MISSISSIPPI RIVER
PUKATAWAGAN, MANITOBA
ROB 1G0

THE MATHIAS COLOMB BAND BY-LAW

FOR

The Protection, Preservation,
and Management of Fish.

By; Joel Molin
Mathias Colomb,
Resource Management Committee
PUKATAWAGAN, Manitoba.
ROB 1G0

January 15, 1990

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For the protection, preservation, and management of fish

The Band council of ~~the~~ The Mathias Colomb Indian Band enacts as follows:

1. In this by-law, unless the content otherwise provides:
 - A. THE MATHIAS COLOMB INDIAN BAND WATERS MEANS;
all waters situated upon or within the boundaries of the Reserves of The Mathias Colomb Band.
 - B. FISH includes all marine animals.
 - C. FISHING MEANS; fishing for or catching fish by any methods.
 - D. BAND COUNCIL MEANS; the council of ~~the~~ The Mathias Colomb Band.
 - E. FISHERY OFFICER MEANS; a person appointed by the Band Council to enforce this by-law, regulations and amendments, made thereunder.
2. This by-law applies over all of The Mathias Colomb Band waters.
3. The Band Council may appoint fishery officers whose acts and duties are as defined by this by-law and amendments hereto and whose titles are as specified in their appointments.
4. No person other than a member of ~~the~~ The Mathias Colomb Band shall engage in fishing upon ~~the~~ The Mathias Colomb Band waters without a permit issued under the authority of the Band Council.

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5. Members of The Mathias Colomb Band shall be permitted to engage in fishing upon The Mathias Colomb Band waters at any time and by any means except by the use of rockets, explosive materials, projectiles or by shells.
6. The eggs of fish shall not be at any time be destroyed.
7. Sieves, nets or other fishing apparatus shall not be set or used in such manner or in such place as to obstruct the navigation of boats and vessels and no boats or vessels shall destroy or wantonly injure any sieves, nets or fishing apparatus.
8. Any fishery Officers appointed hereunder may direct, either in writing or orally on site, that nets or other fishing apparatus be reduced in size to occupy less than one third of the width of any streams or rivers.
9. Every person using stakes, posts, buoys or other materials placed for the purposes in any waters, shall remove the same within forty-eight hours after ceasing to use them.
10. No one shall throw overboard, coal ashes, stones or other prejudicial or deleterious substances in any river or waters where fishing is carried on/ or leave or deposit or cause to be thrown, left or deposit, upon the shores, beach, or banks of any water or upon the beach between high and low water marks, remains or offal of fish, or of marine fishing apparatus; such as remains or offal may be buried ashore, above high water marks.

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11. For the purpose of section deleterious substance means;
 - A. Any substance that, if added to any water, would degrade or alter or form part of a process of degradation or alteration of the quality of that water so that it is rendered or is likely to be rendered deleterious to fish or fish habitat or to the use of man, animals, or fish that frequent that water.
12. No one shall sell, trade or barter or offer to sell, trade, or barter fish, except those taken under a licence or permit authorizing the sale of fish issued by the Band Council.
13. No one shall fish by means of a net unless the net is approved and a permanently marked with the fishermans name and treaty no.; otherwise, the net is subject to seizure by the Fishery Officers.
14. No one shall have fish in his possession cought from The Mathias Colomb Band waters except;
 - A. At the place where the fish was caught or is temporarily or permanently stored.
 - B. At his residence.
 - C. On a direct route between the place where the fish were caught and his residence.
15. No one shall fish for a species of fish in any waters with a gill net of a mesh size other than the mesh size specified in respect of that species and those waters in any notice pursuant to section-18, of the Manitoba Fishery Regulations.

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16. No one shall have in his possession a quantity of fish caught from the Mathias Colomb Band waters greater than 400 lbs.
17. Any Fishery officer appointed here under may enforce the provisions of this by-law or any regulations made hereunder.
18. The Band Council may make regulation for carrying out the proposes and provisions of this by-law and in particular, but without restricting the generality of the foregoing, may make regulations;
 - A. Respecting the conservation and protection of fish;
 - B. Respecting the catching, transporting, possession and disposal of fish;
 - C. Respecting the use of fishing year and equipment;
 - D. Respecting the obstruction and pollution of any waters frequented by fish;
 - E. Prescribing the powers and duties of persons engaged or employed in the administration or enforcement of this by-law and providing for the carrying out of those duties and powers.
19. Everyone who violates or attempts to violate any provisions of this by-law, or any regulations, is guilty of an offense punishable on summary conviction and is liable to a fine of not more than \$100.00.
20. Penalties incurred under this by-law or amendments hereto shall be sued for within two years from the commission of the offense.

21. Except insofar as in this by-law is especially provided all penalties and forfeitures incurred under this by-law or amendments hereto and recoverable and enforceable by summary proceedings taken under the provisions of the Criminal Code relating to summary convictions.
22. Should any violation of this by-law or of any regulation continue for more than one day, then each day during which such violation continues, constitutes a separate offense and may be punishable as such.

 Chief Pascall Bighetty
 The Mathias Colomb Band
 Pukatawagan, Manitoba

 Councillor

 Councillor

 Councillor

 Councillor

 Councillor

 Councillor

Witness by: _____