



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

FISH AND GAME PROTECTION ACT GENERAL REGULATIONS

PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this regulation, current to December 9, 2006. It is intended for information and reference purposes only.

This document is *not* the official version of these regulations. The regulations and the amendments printed in the *Royal Gazette* should be consulted on the Prince Edward Island Government web site to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the *Table of Regulations* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

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FISH AND GAME PROTECTION ACT
Chapter F-12

GENERAL REGULATIONS

Made by the Lieutenant Governor in Council under the *Fish and Game Protection Act* R.S.P.E.I. 1988, Cap. F-12.

- 1. Definitions**
Revoked by EC180/02.

LICENSE VENDORS

- 2. License vendors**
Revoked by EC180/02.

LICENSE FEES

- 3. License and permit fees**
Revoked by EC180/02.
- 3.1 Wildlife Conservation Fund**
Revoked by EC211/99.

OPEN SEASONS

- 4. Open seasons, daily and possession limits**
Revoked by EC330/99.



EXOTIC ANIMALS

5. Exotic animals importation

No person shall import into the province any exotic animals without the written permission of the Minister. (EC818/66)

6. Permit requirements

Any person applying for a permit to import exotic animals into the province, must indicate in his application, the purpose for which the animals are to be imported, the species, number and sex of the animals to be imported, and the period for which the permit will be required. (EC818/66)

7. Exotic animals not disposable

Exotic animals imported into the province, under authority of a permit issued under section 5, are not disposable in any manner by the applicant without the written consent of the Minister. (EC818/66)

8. Penalties

The possession of exotic animals in captivity, without a permit in writing from the Minister, is considered an offence under the Act and these regulations and subject to penalties prescribed in section 61 of the Act. (EC818/66)

WILDLIFE

9. Wildlife is hereby designated in these regulations as follows:

Division 1

Game

(a) Game Birds

ruffed grouse

spruce grouse

Hungarian partridge

Chuckar partridge

pheasant

ptarmigan

sharp-tailed grouse

prairie chicken

bob-white quail

wild turkey

migratory game birds

protected in Canada under the *Migratory Birds Convention Act*

(b) Game Mammals

moose

black bear



- deer
- caribou
- bison
- antelope
- polar bear
- (c) Fish
- trout
- bass
- salmon
- snowshoe hare
- fox
- raccoon
- coyote

Division 2

Non-game birds protected by *Fish and Game Protection Act* and regulations:

- cormorants
- turkey vulture
- hawks
- eagles
- owls
- osprey
- sparrows (except English, or house sparrow)
- buntings
- longspurs
- juncos
- falcons
- kingfisher
- horned larks
- Canada jay
- blue jay
- finches
- crossbills
- migratory non-game birds protected
in Canada under the *Migratory Birds Convention Act*

Division 3

Exotic Animals

Division 4 Revoked by EC663/04.

(EC733/77; 467/87; 484/91; 663/04)

9.1 Release of non-native wildlife

- (1) Where any person is in possession in captivity of any exotic animal or other wildlife that is not native to the province, that person shall not release the animal or other non-native wildlife except with the permission of the Minister.

Recapture, costs

- (2) If any animal or wildlife referred to in subsection (1) is released or escapes, the person appearing to the Minister to have been in possession thereof is responsible for the recapture

of the animal or wildlife, and, in the event that resources of the Department are used for the purpose of recapture, that person shall pay all the costs incurred by the Department in securing the recapture. (EC225/94)

9.2 Penalties

Any person who contravenes section 5, 7, 8 or 9.1 of these regulations, clause 43(b) of the Act or an order under section 8.1 of these regulations is guilty of an offence and liable on summary conviction to a fine not exceeding \$10,000. (EC225/94)

WILDLIFE IN CAPTIVITY

Sections **10 to 21** - Revoked by EC634/85

PRIVATE SHOOTING PRESERVES

Sections **22 to 36** - Revoked by EC534/86

37. Sunset and sunrise

For the purposes of the Act sunrise and sunset times shall be as follows:

Dates	Sunrise (AST) (A.M.)	Sunset (AST) (P.M.)
Jan. 1-10	7:54	4:42
Jan. 11-20	7:50	4:52
Jan. 21-30	7:42	5:06
Jan. 31-Feb.9	7:32	5:22
Feb. 10-19	7:17	5:37
Feb. 20-28	7:01	5:50
Mar. 1-10	6:44	6:04
Mar. 11-20	6:24	6:18
Mar. 21-31	6:05	6:32
Apr. 1-10	5:46	6:46
Apr. 11-20	5:27	7:00
Apr. 21-30	5:10	7:12
May 1-10	4:52	7:25
May 11-20	4:40	7:37
May 21-30	4:30	7:49
May 31-June 09	4:23	7:58
June 10-19	4:20	8:04
June 20-30	4:22	8:08
July 1-10	4:27	8:05
July 11-20	4:36	8:00
July 21-31	4:46	7:50
Aug. 1-10	4:58	7:37
Aug. 11-20	5:10	7:20
Aug. 21-31	5:24	7:03
Sept. 1-10	5:37	6:43
Sept. 11-20	5:50	6:24
Sept. 21-30	6:02	6:04
Oct. 1-10	6:14	5:44
Oct. 11-20	6:29	5:27



Oct. 21-30	6:43	5:09
Nov. 1-10	6:57	4:53
Nov. 11-20	7:12	4:41
Nov. 21-30	7:26	4:32
Dec. 1-10	7:37	4:27
Dec. 11-20	7:47	4:27
Dec. 21-31	7:52	4:32
<i>(EC633/72; 673/75)</i>		

38. Trapping license

(1) Revoked by EC663/04.

Fee

(2) Revoked by EC510/82.

39. Junior trapping

(1) Revoked by EC663/04.

Fee

(2) Revoked by EC510/82.

40. Requirement for licenseSections **40 to 46** revoked by EC663/04. *(EC818/66; 946/73; 1005/73; 696/79; 626/95; 663/04)***47. Checking traps**

Revoked by EC531/99.

48. FoxesSections **48 to 50** revoked by EC663/04. *(EC14/73; 1005/73; 696/79; 665/88; 616/89; 663/04)***51. Fee**

Revoked by EC510/82.

52. OffencesSections **52 to 56** revoked by EC663/04. *(EC14/73; 663/04)***57. Export of game**

Revoked by EC710/88.

EXPORT PERMITS

57.1 Game export permit

- (1) The Minister may issue to any person a game export permit authorizing that person to remove game from the province.

Class of permit

- (2) A game export permit shall be of one of the following classes:
- (a) a general export permit authorizing the export of any game;
 - (b) a ranched fur export permit authorizing the export of domestically raised fur bearing animals only;
 - (c) a non-resident hunter's export permit authorizing a non-resident hunter to export from the province any game bird or snowshoe hare legally taken in the province under a non-resident hunting license.

Authority to issue

- (3) A game export permit may be issued by any person authorized by the Minister whether or not that person is an employee of the department.

Conditions

- (4) The Minister may attach such conditions to a game export permit as he considers appropriate.

Authority under permit

- (5) A game export permit issued under this section is authority to remove game from the province subject to the provisions of the *Game Export Act* (Canada) R.S.C. 1985, Chap. G-1.

Definition of game

- (6) In this section "game" means the carcass or any part of the carcass, including the skin of any wild animal, domestically raised fur-bearing animal, wild fowl or wild bird. (EC710/88)

MIGRATORY WATERFOWL

58. Hunting waterfowl near highway

It is an offence for any person to hunt migratory waterfowl from a location within 100 yards of the centre line of any highway right-of-way constituting a boundary of one of the following wildlife management areas:

- (a) Indian River Wildlife Management Area;
- (b) Revoked by EC684/95;
- (c) Rollo Bay Wildlife Management Area;
- (d) New Glasgow Wildlife Management Area (EC570/89);
- (e) Pisquid River Wildlife Management Area (EC627/95). (EC628/86; 684/95)



FISH-WAYS

59. Offences in relation to fish-ways

Revoked by EC180/02.

SHOT SIZE - HUNTING GAME BIRDS

60. Offences, prohibited shot

While hunting game birds, cormorants, crows or ravens, no person shall use or have in his or her possession any shot of a size larger than "BB" in the case of lead shot or size "T" in the case of steel shot. (EC428/92)

LEAD SHOT PROHIBITED AREA

61. Definitions

Revoked by EC330/99

CONTINUING OFFENCES

62. *Idem*, continuing offence

Where a contravention of any provision of the Act or these regulations or any conditions of an order thereunder continues for more than one day, the offender is guilty of a separate offence for each day that the contravention continues and is liable on summary conviction to a fine not exceeding \$200. (EC225/94)

63. Hunting, etc., wildlife using vehicle

- (1) No person shall use any air, land or water vehicle to chase, pursue, worry, molest, take, hunt or kill any wildlife or wilfully destroy wildlife habitat.

Exception, nuisance wildlife

- (2) Subsection (1) does not apply to wildlife in respect of which the Minister has issued a permit pursuant to clause 7(3)(a) of the Act.

Penalty

- (3) A person guilty of an offence under subsection (1) is liable on summary conviction to a fine of not less than \$500. (EC508/95)

SCHEDULE I revoked by EC180/02.

SCHEDULES II and III revoked by EC330/99.

SCHEDULE IV revoked by EC684/06.

SCHEDULE V revoked by EC330/99.

