



Licence Number: XFSC 460 2014

File Number: LFA-14-CL234-Lower Fraser First Nations

Valid From: 29-Aug-2014

Expiry Date: 31-Aug-2014

ABORIGINAL COMMUNAL COMMERCIAL FISHING LICENCE FOR LOWER FRASER FIRST NATION GROUPS FOR SOCKEYE SALMON

This licence is issued under authority of the Fisheries Act and section 4 of the Aboriginal Communal Fishing Licences Regulations.

This licence does not define an Aboriginal right to fish or its scope; however, for the fishing season, it is intended to provide a mechanism, for reasons of proper management and control of the fisheries and conservation and protection of fish, for requiring compliance with the provisions of this licence.

This licence is issued to the Aitchelitz, Chawathil, Cheam, Katzie, Kwantlen, Kwaw Kwaw Apilt, Matsqui, Peters, Popkum, Seabird Island, Shxw'ow'hamel, Skawahlook, Skowkale, Skwah, Shxwha:y, Soowahlie, Squiala, Sumas, Tzeachten, Union Bar Yakweakwoose, and the Yale First Nations for and on behalf of the members of those First Nations and subject to the Fisheries Act and Regulations thereunder, confers the authority to fish for the following purpose:

Period of Activity:

Subject to amendments to the conditions of this licence and subject to close times as may be varied by the Director-General, Pacific Region, DFO in accordance with the Fishery (General) Regulations, species of fish set out in this licence may be harvested under this licence. Subject to closures and other terms and conditions of this licence, the authority to fish under this licence will expire on August 31, 2014 or earlier if DFO, after consultation with the First Nation, has determined that the maximum quantity has been reached.

Licence Holders:

FIN: 108212	Aitchelitz First Nation
FIN: 108213	Chawathil First Nation
FIN: 108214	Cheam First Nation
FIN: 108217	Katzie First Nation
FIN: 108218	Kwantlen First Nation
FIN: 129310	Kwaw Kwaw Apilt
FIN: 108222	Matsqui First Nation
FIN: 108223	Peters First Nation
FIN: 108224	Popkum First Nation C/O Sto:Lo Nation
FIN: 108226	Seabird Island First Nation
FIN: 108678	Shxw'Ow'Hamel First Nation



FIN: 129860	Shxwhá:y Village
FIN: 108674	Skawahlook First Nation
FIN: 129908	Skowkale
FIN: 108228	Skwah First Nation
FIN: 108230	Soowahlie First Nation
FIN: 108232	Squiala First Nation
FIN: 108233	Sumas First Nation
FIN: 108235	Tzeachten First Nation
FIN: 108236	Union Bar First Nation
FIN: 108237	Yakweakwioose First Nation
FIN: 108238	Yale First Nation

Species, Quantity of Fish, Area(s) and Gear:

Licence Holder: All
Species: SOCKEYE SALMON (*Oncorhynchus nerka*)
Allowable Fishing Times: Start: Friday, August 29, 2014 at 18:00
End: Sunday, August 31, 2014 at 12:00
Details: Set Nets: 18:00 hours, Friday, August 29, 2014 to 12:00 hours, Sunday, August 31, 2014

Gear: Net, Set
Licence Area: Lower Fraser
Additional Descriptions: **Gear and Gear Identification:** The following gear is permitted:

During each opening in the Fishery, each Participant may fish using either one Drift Net or one Set Net, but not both.

(a) They do not exceed a maximum of 16.6 fathoms or 100 feet in length; and a maximum depth of 60 meshes with a 3:1 hang ratio.

(b) They are identified by a floating buoy prominently displaying the Participant's designation number. The



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Participant's designation number shall be the only
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displayed on the buoy.

(c) All Set Nets fished from poles shall have buoys attached
to the end of the net farthest from the beach by means of a
tag line of sufficient length to allow the buoys to be on the
surface of the water and clearly visible for inspection at all
times.

Licence Holder:

All

Species:

SOCKEYE SALMON (*Oncorhynchus nerka*)

Allowable Fishing Times:

Date: Saturday, August 30, 2014

Times: 08:00 - 15:00

Details: Drift Net: 08:00 hours to 15:00 hours,
Saturday, August 30, 2014

Date: Sunday, August 31, 2014

Times: 08:00 - 15:00

Details: Drift Nets: 08:00 hours to 15:00 hours,
Sunday, August 31, 2014

Gear:

Net, Drift

Licence Area:

Lower Fraser

Additional Descriptions:

Drift Nets on condition that:

(a) They do not exceed a maximum of 50 fathoms or 300
feet in length; and a maximum depth of 60 meshes with a
3:1 hang ratio.

(b) There may be only one Drift Net fished from any vessel.

(c) Each Drift Net shall be attended at all times by the
Participant who is fishing the net.

(d) No vessel fishing under the authority of the Licence may
have on board, in a hung condition (on the drum), any Drift
Net without a 3:1 hang ratio, or in excess of 50 fathoms in
length.

(e) Spare nets on board a vessel actively fishing must be
kept in a stowed condition.

Additional Information:

AREA: Drift net and Set net Fishing is permitted in the following area(s):

Subarea 3 - Port Mann Bridge to Kanaka Creek

Those waters of the Fraser River downstream of a line projected from a red boundary sign located at Kanaka Creek (north side of Fraser River), to a red boundary sign at the upstream end of Derby Reach (south side of Fraser River), to the Port Mann Bridge.

Subarea 4 - Kanaka Creek to Mission Bridge

Those waters of the Fraser River downstream of the Canadian Pacific Railway Bridge at Mission and bounded on the west by a line projected from a red boundary sign located at Kanaka Creek (north side of Fraser River), to a red boundary sign at the upstream end of Derby Reach (south side of Fraser River).

Subarea 5 - Mission Bridge to Sumas River mouth

Those waters of the Fraser River bounded on the west by the downstream side of the Canadian Pacific Railway



Bridge at Mission and on the east by a line from a white boundary sign on the upstream side of the Fraser River at the mouth of the Sumas River, thence true north to a white boundary sign on the opposite shore.

In sub-area 5 drift net fishing is prohibited between the boundary signs located 250 meters down stream and 250 meters up stream of the Pacific Salmon Commission's hydro-acoustic transect site.

Subarea 6 - Sumas River to Harrison

Those waters of the Fraser River bounded on the west by a line from a white boundary sign on the upstream side of the Fraser River at the mouth of the Sumas River, thence true north to a white boundary sign on the opposite shore and bounded on the east by a line from a white boundary sign on the upstream side of the Fraser River at the mouth of the Harrison River, thence true south to a white boundary sign on the southern shore of the Fraser River and those waters of the Harrison River downstream of the Highway Number 7 Bridge.

Subarea 7 - Harrison to Agassiz Bridge

Those waters of the Fraser River bounded on the west by a line from a white boundary sign on the upstream side of the Fraser River at the mouth of the Harrison River, thence true south to a white boundary sign on the southern shore of the Fraser River and bounded on the east by the downstream side of the bridge across the Fraser River at Agassiz.

Subarea 8 - Agassiz Bridge to Hope Bridge

Those waters of the Fraser River bounded on the west by the downstream side of the bridge across the Fraser River at Agassiz, and on the east by the downstream side of the bridge across the Fraser River at Hope.

Subarea 9 - Hope Bridge to Emory Creek

Those waters of the Fraser River bounded on the south by the downstream side of the bridge across the Fraser River at Hope, and on the north at the upstream confluence of Emory Creek.

Subarea 10 - Emory Creek to Yale Creek

Those waters of the Fraser River bounded on the south by the upstream confluence of Emory Creek and bounded on the north at the upstream confluence of Yale Creek.

In sub-area 10 drift net fishing is prohibited between the boundary signs located 400 meters down stream and 400 meters upstream of the Qualark Gill Net Test Fishing site.

Subarea 11 - Yale Creek to Sawmill Creek

Those waters of the Fraser River bounded on the south by the upstream confluence of Yale Creek and bounded on the north at red boundary signs located at Sawmill Creek.

Terms and Conditions:

Definitions

'**Drift Net**' means a gillnet free floating in the water, not attached in any manner to the shore, operated from a boat;

'**DFO**' means Fisheries and Oceans Canada;

'**First Nation**' means the First Nations;

'**First Nations**' means the Aitchelitz, Chawathil, Cheam, Katzie, Kwantlen, Kwaw Kwaw Apilt, Matsqui, Peters, Popkum, Seabird Island, Shxw'ow'hamel, Skawahlook, Skowkale, Skwah, Shxwha:y, Soowahlie, Squiala, Sumas, Tzeachten, Union Bar, Yakweakwioose and the Yale First Nations;

'**Fishery**' means fishing under the authority of this licence;

'**FVAFS**' means the means the Fraser Valley Aboriginal Fisheries Society that will deliver the area catch monitoring program for FSC fisheries, except those fisheries conducted by the Yale,

'**Landing Site**' means a site designated by the Planning Committee that has an observer on duty during the Fishery; and, 'Participant' means an individual designated in accordance with this licence to fish under the authority of this licence;



'Landing Slip' means a form that must be completed when selling, transporting or possessing fish caught during a fishery under the authority of this licence, except while on the water actively fishing or on the water transporting fish to a designated landing site.

'Monitor' means an individual hired by Yale First Nation or FVAFS to carry out monitoring activities in accordance with this Agreement;

'Sales Slip' means the form commonly known as a fish slip, which is acquired from the Province of British Columbia or DFO and used to report all fish caught and retained under authority of a licence that authorizes sale, including fish that are sold to the public or retained for personal use.

'Set Net' means a gillnet that is either tied to shore at one end and anchored in the river at the other end, or anchored in the river at both ends, or tied to the shore at one end and tied to a net pole at the other end.

Use of Fish

Sockeye and chinook salmon caught under this licence are for food, social, ceremonial and sales purposes. Without prejudice to future agreements or regulations, the sale of Sockeye and chinook salmon caught under this licence is permitted.

Species

The Fishery is limited to the harvest of Sockeye salmon and incidental harvest of Chinook salmon.

All efforts and attempts shall be made to return all non-target species including Coho salmon, Steelhead, and Sturgeon to the water alive and unharmed. Coho salmon, Steelhead and Sturgeon must not be retained.

Subject to closures and other terms and conditions of this licence, the authority to fish under this licence will expire on August 31, 2014 or earlier if DFO, after consultation with the First Nation has determined that the maximum quantity has been reached.

Designation of Participants

The First Nation will designate all persons who may fish in the Fishery by issuing each designated person a designation document. The Designation Cards provided to each Participant will be in a form that specifies that the card is personal and non-transferable, identifies the Participant and the card number and includes a photograph of the Participant and the Participant's date of birth. The designation under this card is restricted to the conditions of the licence under which the Participant is fishing.

Between normal office hours of 0800 hours to 1600 hours, Monday to Thursday and prior to 1300 hours on Friday and not less than six hours before fishing in the Fishery to which the information pertains commences, the Bands will provide to DFO, through the Planning Committee, a list of:

(i) the names of the Participants, together with their Designation Card numbers;

(ii) where required under a licence, a designated Landing Site will be used by each Participant, and each Participant will transport fish immediately and directly to his or her designated Landing Site and will travel on the most direct route between the area fished by the Participant and the designated Landing Site; and

(iii) the name and designation number of a Participant or an individual identified to transport salmon, or who is authorized to deliver salmon to a Monitoring Site on behalf of the Participant.

The Bands will provide the amended list to DFO between normal office hours of 0800 to 1600 hours, Monday to Thursday and prior to 1300 hours on Friday, and not less than six hours before the newly designated Participants set out therein commence fishing activities referred to in this Schedule, before a Participant commences landing at another designated Landing Site or before a Participant delivers salmon to a Landing Site on behalf of another Participant.



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The Designation Cards provided to each Participant will be in a form that specifies that the card is personal and non-transferable, identifies the Participant and the card number and includes a likeness of the Participant and the Participant's date of birth. The designation under this card is restricted to the conditions of the licence under which the Participant is fishing.

The Bands will inform each Participant of the conditions of this Agreement, the conditions of the licence under which the Participant is fishing, any amendments to this Agreement and any amendments to the conditions of the licence.

It is acknowledged that for administrative purposes, the Bands may arrange for FVAFS to carry out activities referred to in this section; however, it is understood and agreed that it remains the responsibility of the Bands to carry out their separate and collective obligations in accordance with the Agreement.

Landing of Salmon

All salmon caught by a Participant under the authority of this licence must be inspected by a Monitor, an observer, or a DFO fishery officer at the Participant's Landing Site, and the Participant must obtain a landing slip ("Landing Slip") from such person. The Participant must obtain a Landing Slip each and every time that salmon caught under the authority of this licence are landed. The Landing Slip will specify:

- (a) the Landing Site;
- (b) the date and time of landing;
- (c) the designated individual's name, designation number, designating Band and signature;
- (d) a piece count of the number of Salmon Landed, for each species;
- (e) the number and species of Salmon and other species released;
- (f) the name and signature of the inspecting DFO fishery officer or Monitor;
- (g) the dates and times at which fishing started and ended associated with the catch being Landed;
- (h) the type of gear being used;
- (i) in the case of Drift Net Fishing, the vessel name, vessel registration number or Ministry of Transport identification number;
- (j) in the case of Set Net Fishing, the number of nets being fished;
- (k) the name and designation document number of any other designated individual for whom the designated individual is transporting Fish;
- (l) in the case of Fish sold at the Landing Site, the number and weight of Fish sold as well as the word "sold"; and
- (m) in the case of Fish taken home (not sold at the Landing Site), the Landing Slip will identify the number of Fish taken home.

(b) Proof of Landing:

Where the Participants have possession of salmon harvested under the authority of this licence, the Participant must carry the Landing Slip issued for those salmon. This condition does not apply while the Participant is fishing or transporting salmon to the Landing Site. The Participant shall show Landing Slips to any DFO Fishery Officer, Monitor or Observer upon request.

(c) Transportation of Salmon

A Participant will transport all fish caught under the Communal Commercial Licence from the fishing site where, or the boat from which, the fish were caught immediately and directly to a Landing Site for inspection and counting by species within one hour after the closing time as set out by the Communal Commercial Licence.

(d) Landing/Sales Sites

The following is a list of Landing/Sales Sites:

Port Mann Bridge to Mission:



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- Katzie Dock;
- David Hilborn on the Chilco Lake , world wide fish (or seafood)
- Steve Lasota on the Lofoten , Gold River seafood
- Rob St Louis on the Elva M II , French creek seafood
- Kwantlen - Pacific Seafood Fort Langley Government Dock; (Packer Boat)
- Kwantlen - Shearingham fisheries LTD (Packer Boat)

Mission to Harrison:

- Sumas First Nation
- Sumas - Ridgedale (Packer Boat).
- Skwah - Joe Pinder – Louise Mussell and Lester Mussell

Harrison to Hope:

- Cheam Trading/Worldwide Seafoods (Darwin Douglas)
- Martha Fredette – Cheam
- Chester Douglas - Cheam
- Peters Reserve
- Pat John's Chow-quin with Andy Hebert located at the church station or Chawathil #1.
- Johnathan Thompson's Buying Station with Cheam Trading Inc. (Darwin Douglas)/World Wide Seafoods (Dave Hilburn) located at 60355 Lougheed Highway #7
- Larry Pete's Buying Station with Joe Pender located at 61835 Lougheed Highway #7.

Hope to Sawmill Creek:

- Yale Landing Station

Catch Monitoring and Harvest Reporting

The Monitor shall record the following information to be collected for each set on the form provided by DFO: crew leader, crew leader designation number, fishing location, date, landing slip numbers, set time (start, finish), species retained, and species released.

The Monitor shall not participate in any fishing activity while on duty. FVAFS and Yale First Nation will collect all catch statistics and report this information on a daily basis to Matt Parslow, Management Biologist, at the DFO office at Annacis Island (Tel: (604) 666-6608 Fax: (604) 666-7112) daily on the Fishery on the 'Catch Reporting Form' provided by DFO.

Other Provisions

Pursuant to subsection 22(6) of the Fishery (General) Regulations, compliance with the Fisheries Act and the regulations made under the Act is a condition of this licence.

28 August 2014



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Issued by: Brian Matts, Resource Manager - Lower Fraser Area
Fisheries and Oceans Canada

Date

Licence Issued: 28 August 2014

Licence Printed: 28 August 2014