

## WILDLIFE ACT

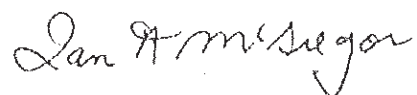
### PERMIT KA11-70822

<b>PERMIT HOLDER</b>	City of Salmon Arm John T. Rosenberg PO Box 40 Salmon Arm BC V1E 4N2  PHONE: (250) 803-4088
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IS AUTHORIZED UNDER s. 2.1 (2) of the *Permit Regulation*, B.C. Reg. 253/2000

<b>TO</b>	Transport rainbow trout from a licenced aquaculture facility in British Columbia to a pond* and to hold rainbow trout in that pond.  *See s. 2.1 in Appendix B for definition of pond.
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#### SUBJECT TO THE FOLLOWING:

<b>TERMS OF PERMIT</b>	This permit is only valid for the rainbow trout pond located at McGuire Lake - 500 6 <sup>th</sup> St NE, Salmon Arm BC situated in Management Unit 3-26.  The permit holder must comply with the terms in Appendix A.	
<b>COMPLIANCE ADVISORY</b>	Failure to comply with any term of this permit is an offence under the <i>Wildlife Act</i> , and may result in any or all of prosecution, suspension of the permit, cancellation of the permit, ineligibility for future permits, and denial of future permit requests.	
<b>PERIOD OF PERMIT</b>	This permit is only valid from May 17, 2011 to May 17, 2016.	
<b>DATE OF ISSUE</b>	May 17, 2011	
 <b>SIGNATURE OF ISSUER</b>	Ian McGregor, Fish & Wildlife Section Head A person authorized by the Regional Manager Recreational Fisheries & Wildlife Programs Thompson/Okanagan Region	<b>PERMIT FEE</b> \$50.00  <b>HCTF SURCHARGE</b> \$5.00

## APPENDIX A TERMS OF PERMIT

PERMIT KA11-70822

### GENERAL CONDITIONS:

1. The permit holder must comply with all laws applicable to the activities carried out under this permit.
2. The pond must not be used for commercial aquaculture.
3. The pond must be a CLOSED SYSTEM that is NOT connected to a natural watercourse in any way.
4. Rainbow trout held in the pond must not be able to escape to tidal or non-tidal waters if the pond overflows or is flooded.
5. The permit holder must take all reasonably necessary steps to ensure that public safety is not jeopardized and fish or wildlife habitat is not damaged by any action taken under authority of this permit.
6. The permit holder must ensure that the fish are treated in a humane manner, and are not subjected to any unnecessary harm or suffering.
7. The permit holder must transport the fish only by the most direct route from the licenced facility to the pond.
8. The permit holder must not release to public waters, water from any shipping container used to transport the fish.
9. The permit holder must provide at his or her own expense, for disease control, any prophylactic treatment for the fish or fish eggs that is prescribed by an Officer under the *Wildlife Act*.
10. The outlet system on McGuire Lake must be screened to ensure that no trout will be able to leave the lake and move downstream into the Shuswap.

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## APPENDIX B ADVISORY

### PERMIT KA11-70822

#### GENERAL

- It is the permit holder's responsibility to be aware of all applicable laws and the limits of this permit. For example, this permit does not give the permit holder authority to access or travel through any private land without permission from the landowner.
- The Province is not liable for any illness contracted through wildlife handling. It is the responsibility of the permit holder to inform themselves of possible health hazards, and to ensure that all reasonably necessary safety measures are undertaken.
- If applicable, the permit holder is responsible for renewing his or her own permit. The issuer is not obliged to send a reminder notice.

#### LEGISLATION

Here are some, but not all, relevant excerpts from the **Wildlife Act**:

##### Documents not transferable

81 Except as authorized by regulation or as otherwise provided under this Act, a licence, permit or limited entry hunting authorization is not transferable, and a person commits an offence if the person

- (a) allows his or her licence, permit or limited entry hunting authorization to be used by another person, or
- (b) uses another person's licence, permit or limited entry hunting authorization.

##### Failure to pay fine

85 (1) This section applies if a person

- (a) fails to pay, within the time required by law, a fine imposed as a result of the person's conviction for an offence under this Act or the *Firearm Act*, and
- (b) has been served with notice of this section.

(2) In the circumstances referred to in subsection (1),

- (a) the person's right to apply for or obtain a licence, permit or limited entry hunting authorization under this Act is suspended immediately and automatically on the failure to pay the fine,
- (b) all licences, permits and limited entry hunting authorizations issued to that person under this Act are cancelled immediately and automatically on the failure to pay the fine, and
- (c) the person commits an offence if, before that fine is paid, the person
  - (i) applies for, or in any way obtains, a licence, permit or limited entry hunting authorization under this Act, or
  - (ii) does anything for which a licence, permit or limited entry hunting authorization under this Act is required.

##### Production of licence or permit

97 If a person who is required to hold a licence, permit or limited entry hunting authorization issued under this Act

- (a) fails to produce it for inspection to an officer on request, or
- (b) fails or refuses to state his or her name and address to an officer on request,

the person commits an offence.

## REGULATIONS

This excerpt from the **Permit Regulation**, made under the Wildlife Act, is relevant:

2.1 (1) In this section "pond" means an artificially created pool of water

- (a) that is a closed-system for holding rainbow trout,
- (b) that is not connected to a natural watercourse,
- (c) from which rainbow trout cannot escape to tidal or non-tidal waters if the pond overflows, and
- (d) that is not used for commercial aquaculture.

8 A person who holds a permit under the Act or the Permit Regulation commits an offence if he or she fails to comply with a term of the permit.



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Operations

Wildlife Act of British Columbia  
**RAINBOW TROUT POND PERMIT APPLICATION**

For use by individuals applying to possess and/or purchase and transport rainbow trout from a licenced aquaculture facility to keep in a private pond.

RECEIVED  
MAY 17 2011  
FW-14  
Front Counter

Please complete all sections of this form. Type or print legibly. Attach additional sheets as needed.

**APPLICANT:** City of Salmon Arm

Legal Last Name: Rosenberg Legal First Name: John Legal Middle Initial: T  
Street or PO Box: PO Box 40  
City or Town: Salmon Arm Postal Code: V1E4N2 E-mail: j.rosenberg@salmonarm.ca  
Phone (day): 1-250-803-4088 Date of Birth (MM/DD/YYYY): \_\_\_\_\_

Location of pond: as above or indicate street address or legal property description as appropriate

500 6th St. NE Salmon Arm BC

Indicate region: Shuswap

**RENEWAL APPLICATIONS:**

**Renewal** → Have there been structural changes to this pond?  
☐ No → Go to Authorization Section at end of application  
☐ Yes (complete full application)

**NEW APPLICATIONS - FISH POND DESCRIPTION:**

Is the pond artificially created (excavated)? Yes ☒ No ☐  
If the pond loses structural integrity, could the pond water or rainbow trout enter a natural watercourse? Yes ☐ No ☒  
Could flood waters cause the pond water or rainbow trout to enter a natural watercourse? Yes ☐ No ☒  
What is the water source for the pond?  
☒ Standing water or seasonal runoff (i.e. catchment basin)  
☐ Municipal water supply  
☐ Pumped from a well  
☐ From a lake, stream or flowing spring  
Pumped ☐ or gravity flow ☐  
Lake or stream's name: \_\_\_\_\_  
(if stream is not named, provide details below)  
Water Licence Number \_\_\_\_\_ Licenced Flow \_\_\_\_\_ m<sup>3</sup>  
Does the Water Licence allow fish rearing? Yes ☐ No ☐  
Intake screen installed? Yes ☐ No ☐  
Is the pond connected to a natural watercourse? Yes ☐ No ☒

- Attach detailed information showing locations of your property lines, roads, ponds and buildings, as well as any nearby natural watercourses, including the direction of water flow in the natural watercourse.  
- Include several photographs showing the pond and all lands immediately surrounding the pond. An aerial photograph may be included, but this is not required.

For further information: <http://www.env.gov.bc.ca/pasb/>  
Phone: 1-866-433-7272 (within BC) or 1-250-387-2928 (outside of BC)

12-13-10



Ministry of  
Natural Resource  
Operations

**Wildlife Act of British Columbia**  
**RAINBOW TROUT POND PERMIT APPLICATION**

FW-14

For use by individuals applying to possess and/or purchase and transport rainbow trout from a licenced aquaculture facility to keep in a private pond.

Please complete all sections of this form. Type or print legibly. Attach additional sheets as needed.

The information required by this form and any documents you provide with it are collected under the authority of the *Freedom of Information and Protection of Privacy Act* to process your permit application under the *Wildlife Act*. This information will be used to verify your eligibility for the permit you are seeking and for other purposes related to the administration of the *Wildlife Act*. If you have any questions about the collection or use of this information, contact the Director of Wildlife.

**ACKNOWLEDGEMENT:**

J. Duly (Dependent on City Council approval) April 28, 2011  
Signature of Applicant Date of Application

It is an offence to knowingly make a false statement in order to obtain a permit. Violations may result in prosecution under the *Wildlife Act*, refusal of future permit requests or both. Any permit obtained knowingly using false information is void.

**PLEASE FORWARD MY PERMIT TO:**

Address: (as above): or

Mail to: \_\_\_\_\_

or Fax: \_\_\_\_\_ or E-mail: \_\_\_\_\_  
(your e-mail address or location of Government Agent/FrontCounter BC office to be picked up at)

**FEES:**

Payment: \$ 55.00 (for up to 5 year's duration)

Total Enclosed: \$ 55.00

Method of Payment: Cheque/Money Order  
Credit Card (Visa/MasterCard)  
Cash/Debit

- ☐ Payable to Minister of Finance  
☒ (attach credit card authorization sheet)  
☐ at Service BC – Government Agent Only  
☐ at FrontCounter BC office

**Incomplete applications may delay processing time for a permit. Resubmitted applications are processed in resubmitted date order.**

Please send completed application, fees and any supporting documents to the Permit and Authorization Service Bureau at one of the following:

By Mail: PO Box 9372 STN PROV GOVT, Victoria BC, V8W 9M3

By Courier: 4<sup>th</sup> Floor, 2975 Jutland Road, Victoria BC, V8W 9M3

By Fax: (250) 387-1814 or through any Service BC - Government Agent Office or through any FrontCounter BC Office

**WARNING**

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