

Mayne Island Fallow Deer Meeting

Notes and Action Items

Date of Meeting: Tuesday February 14, 2017 1:00 pm - 3:30 pm

Location: Mary Winspear Centre, Sidney, B.C.

Participants:

Derek Masselink, Ministry of Agriculture (AGRI)
Jim Marsh Mayne Island Fallow Deer Committee (MIFDC)
Ian Dow (MIFDC)
Peter Pauwels Conservation Officer Service (COS)
Scott Norris (COS)
Nathan Cardinal Parks Canada (PC)
David Maude (MIFDC)
Gary Richardson Islands Trust (IT)
Billy Wilton Ministry of Forests, Lands and Natural Resource Operations (FLNRO)
Sean Pendergast (FLNRO)
Dominique Sigg Ministry of Environment (ENV)
Marilyn Winterbottom (MIFDC)
Jeanine Dodds (MIFDC)*
Jeff Weightman Capital Regional District (CRD)
David Howe (CRD)**
Mike Badry (COS)

Regrets:

Helen Schwantje (FLNRO)
Sue Hallat (CRD)
Val Miller (FLNR)
Jane Pritchard (AGRI)
Everett McLachlan (RCMP)

1. **The meeting was called to order at 1:30 pm.**

2. **Introductions**

Participants provided their name, affiliation and reason for attending the meeting.

3. **Meeting Purpose**

Derek provided a concise statement of the purpose of the meeting: To collectively agree that the presence of Fallow deer on Mayne Island **is** an issue and establish a multi-agency/interest Mayne Island Fallow Deer Working Group to address it.

4. **Background Information**

Derek and Ian provided an abbreviated history of the fallow deer situation on Mayne Island.

- 1987 Paula Buccholtz applies and receives for a permit to farm fallow deer from the then BC Ministry of Environment, Lands and Parks
- 1988 (spring) Ms. Buccholz receives fallow deer (from Sidney Island)
- 1990 Game Farm Act (in 1991 became a Regulation) established. BC Ministry

of Agriculture responsible for management of fallow deer farms. The then BC Ministry of Environment, Lands and Parks (MELP) (and now Ministry of Forests, Lands and Natural Resource Operations) responsible for fallow deer that have been 'at large' for more than 30 days.

- 1994 (December) CRD Animal Control Bylaw Officer reports fallow deer outside of Ms. Buccholz' farm
- 1995 (February) sightings of escaped fallow deer reported to Ministry of Agriculture.
- 1997 reports that a special permit has been provided by MELP to local hunter to shoot fallow deer that are 'at large.'
- Late 1990s growing community discussion and concerns about situation.
- 2007 Ms. Buccholz permit cancelled by that time only a handful of animals remained behind fences on the farm.

Ian Dow provided additional comments including:

- 2013 a community education was conducted with 200+ questionnaires filled out. 2/3 of respondents had no objections with hunting. There were concerns about opening up Mayne Island to hunting (currently it is closed – since the 1970s).
- This was followed by a number of very well attended town hall meetings which effectively built community support for a hunting/control program.
- 6 special hunting permits currently provided to local hunters by FLNRO these have resulted in approximately 1500+ deer being shot since 1997. These efforts are not sufficient to control the population. Hunters are getting older. This activity may be educating the deer population.
- Fallow deer have now been reported on Galiano and Saturna Islands in addition to some of the smaller surrounding islands and islets. There has been an unconfirmed sighting on Pender Island.

5. What Have We Learned from Sidney Island, BC

Nathan Cardinal from Parks Canada provided a brief overview of the fallow deer situation on Sidney Island – located just offshore from Sidney, BC. 50 Fallow deer were first introduced to neighbouring James Island in 1907. In 1927 deer were translocated to Sidney Island where they flourished in the absence of predators. (see page 4 of Parks Canada Fallow Deer Backgrounder). Sidney Spit Provincial Marine Park was established in 1961 to protect about 19% (172 ha) of the north end of the island; this area became part of the Gulf Island National Park Reserve, managed by Parks Canada in 2003. The remainder of the island (730 ha) was private and is now owned by the Sallas Forest Strata Corporation.

Starting in 1981, about 14,000 fallow deer have been removed from the Sidney Island. Current management of the fallow deer population includes a First Nations hunt – initiated in 2005 - in combination with a focused cull program (hunting and trapping involving a mobile abattoir) conducted from 2009-2012. These programs resulted in a significant population decrease and today there is an estimated population of 200-300 fallow deer remaining, kept in check with Indigenous and non-Indigenous hunting programs. Native Black-tail deer are still present in large numbers – approximately 3.7 deer/ha (a healthy deer population is 0.8 deer/ha). In 2013 an eradication feasibility study was completed with an estimated cost of \$3 million.

While eradication is ultimately preferred it is:

- Expensive as effort per animal increases as the population is reduced;
- Local residents may be resistant as it is not a 'pleasant' activity that involves a military style approach focused on killing animals and generally is unable to consider 'salvaging' carcasses;
- Removal of fallow deer will likely result in increase in native black-tailed deer and emergence of invasive plants like broom – both of which are suppressed by the presence of fallow deer; and
- Eradication programs also need to consider and protect against the re-introduction of fallow deer from neighbouring islands where they are present.

6. General Discussion

The preceding presentations were followed by an energetic but respectful discussion. Some of the key points made include:

- This is an ecological disaster in the making – particularly with the apparent spread of fallow deer to neighbouring islands.
- Need for outside attention, expertise and resources – Mayne Islanders are not in a position to address this situation. The Province has the regulatory responsibility and authority to address the problem.
- Need for a multi-agency and stakeholder working group
- Desire for First Nations involvement – especially Tsartlip First Nation that has Reserve Lands on Mayne Island.
- Need for a short-term and long-term plan. CRD has been working on a Terms of Reference which should be reviewed and further developed by the proposed Working Group
- There will likely be concerns with an eradication program due to the populated nature of Mayne Island and the surrounding Islands.

7. Next Steps

1. Establish Mayne Island Fallow Deer Working Group

a. Proposed Membership made up of representatives from:

- Conservation Officer Service (COS)
 - Mike Badry and Peter Pauwels
- Inter-Ministry Invasive Species Group (IMISG)
 - Dominique Sigg (MoE)
- Mayne Island Fallow Deer Committee (MIFDC)
 - Ian Dow
 - Marilyn Winterbottom
- Capital Regional District
 - Jeff Weightman
- Parks Canada
 - Nathan Cardinal
- Ministry of Forest, Lands and Natural Resource Operations
 - Sean Pendergast
- Island Trust
 - Gary Richardson
- Ministry of Agriculture
 - Derek Masselink

b. Establish additional supporting sub-committees i.e. technical, as required.

2. Convene a meeting of the Working Group to:

- a. Establish Terms of Reference for the Working Group;**
- b. Establish short-term plan (permits, management plan, etc.); and**
- c. Begin work on a long-term management plan.**
- Nathan offered the use of Parks Canada's boardroom in their Sidney office for the next meeting – Derek to coordinate determination of date (April or early May).
- There was some discussion that the MIFDC would reimburse permit holders for any fees charged by FLNRO.

8. Meeting Adjourned 3:30pm

Derek Masselink, facilitator

DRAFT

Ministry of Agriculture
BRIEFING NOTE FOR INFORMATION FOR MINISTER'S MEETING
with < **MLA's Holman and Popham** > on <May 8, 2015>

Ref: 182146

Date: May 7, 2015

Issue: Escaped Fallow Deer

Background:

- Fallow deer are one of three species of wildlife that are allowed to be farmed under licensing through the Game Farm Regulation under the *Animal Health Act*. (reindeer, fallow deer and bison).
- Licensing allows for an exemption under the *Wildlife Act* to house and raise wildlife
- Licensing occurs after application and confirmation of suitable fencing to contain the animals. Licensing is renewed annually after submission of herd inventory information and the license fee.
- The Game Farm Regulation, previously the *Game Farm Act* and Regulation, was recently brought under the Animal Health Act. At that time clarity was brought to the penalties and issues around escaped or unconfined animals.

Arbutus Bay Estates – 777 Beechwood Drive, Mayne Island, Paula Buchholz

- Information on this farm was FOI'd in 2003 and again in 2014 (AFF-03-058, AGR-2014-50069)
- Last site inspection 2007, last license issued 2006
- Issues of lack of confinement of animals, not feeding animals and chronic lack of communication on these issues from the owner
- Conservation officers, the Ministry of Environment, and the local RCMP have been involved in this case since 2006
- In 2006/07 5 Island residents had hunting permits and reports of 30 animals shot in 05 and 45 to 50 shot in 06 are part of the record for this license. Meat was distributed to First Nations and 'needy'. At that time it was estimated that there were upwards of 200 deer roaming as a result of the escapes. The licensee reported having 6 deer on the farm
- Game farm had been present since at least 1984 as evidenced by receipt for purchase of ear-tags

Discussion:

- Currently the new Game Farm Regulation clearly puts the responsibility for the escaped game farm animals on the owner and clearly indicates that escaped game farm animals are no longer the property of the game farmer licensee after 30 days from notification of escape. The ownership defaults to the Crown and the responsibility to the Ministry of Environment and Conservation Officers.
- The Minister now clearly has the ability to suspend, remove, or decline to relicense a game farm if offences are documented.
- The Ministry of Environment may remove game farm animals if they remain on an unlicensed property.

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- The Ministry of Environment may allow limited hunting by permit of game farm animals in cases where they have been at large for longer than 30 days if the owner is not making every attempt to recapture them (some extenuating circumstances occur seasonally that impact the ability to recapture animals in a timely manner and these would be dealt with on a case by case basis)
- The fallow deer at large on Mayne Island became the responsibility of the MoE in 2007
- Currently new licenses are not issued without clear evidence of appropriate fencing and inspections are being carried out as resources allow.

Next Steps:

Contact:

DIR JP ADM DM

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Control of game

- 11** (1) A licensed game farmer must ensure that the licensed game farmer's game
- (a) are confined to the game farm described in the game farm licence, or
 - (b) remain, while outside the game farm, in the custody of the licensed game farmer or a person acting for the licensed game farmer.
- (2) A licensed game farmer must ensure that any place in which game are intended to be kept is fenced or otherwise secured in a manner that
- (a) prevents the escape of game from the place, and
 - (b) protects the game in the place from other animals.

Report of unconfined game

- 12** (1) For the purposes of this section, game are unconfined if, for any reason, the game are not
- (a) confined to the game farm of a licensed game farmer, or
 - (b) in custody as described in section 11 (1) (b) [*control of game*].
- (2) A licensed game farmer must report to an inspector
- (a) if any of the licensed game farmer's game are unconfined, within 36 hours after becoming aware that the game are unconfined, and
 - (b) any recapture of unconfined game within 7 days after the recapture.
- (3) A licensed game farmer who receives notice under section 13 (1) [*notice of unconfined game and ownership of escaped game*] of unconfined game, or who has reason to believe that the licensed game farmer's game may be unconfined, must
- (a) inventory the licensed game farmer's game within 24 hours, and
 - (b) if the inventory indicates or confirms that game are unconfined, make a report under subsection (2).
- (4) Reports to the inspector made under this section must be made in the form and manner required by the chief veterinarian.
- (5) For each report made under this section, a licensed game farmer must ensure that records are kept detailing
- (a) the date of the report, and
 - (b) the number and species of game reported as unconfined.

Notice of unconfined game and ownership of escaped game

- 13** (1) The chief veterinarian may give notice to one or more licensed game farmers if the chief veterinarian has reason to believe that game is unconfined within the meaning of section 12 [*report of unconfined game*].
- (2) Whether or not a notice is issued under subsection (1) of this section, for the purposes of section 76 (2) and (3) of the *Wildlife Act*,
- (a) game as defined in this regulation that are owned by a licensed game farmer are game farm animals as referred to in that section, and
 - (b) the prescribed period during which an owner retains ownership of escaped game is 30 days, beginning on the day a report is made under section 12.
- (3) Despite subsection (2) (b), the chief veterinarian, in the notice referred to in subsection (1), may provide for a shorter period than that provided for in subsection (2) (b) if the chief veterinarian is of the opinion that
- (a) escaped game may endanger persons, property, other animals or the genetic integrity of wildlife, or
 - (b) the owner failed
 - (i) to comply in a timely manner with one or more requirements of section 12, or
 - (ii) to take reasonable measures to prevent the owner's game from escaping.

PART 4 – OFFENCES

Offences

- 19** A person who contravenes any of the following provisions commits an offence:
- (a) section 2 (2) [*engaging in game farming without a licence*];
 - (b) section 2 (3) [*possessing game without authorization*];
 - (c) section 7 (1) or (2) [*failure to affix ear tag as required*];
 - (d) section 7 (3), 9, 10 (3), 12 (5), 14 (2), 17 (3) or 18 [*failure to keep records as required*];
 - (e) section 8 [*removal of antlers contrary to veterinary advice*];
 - (f) section 10 (2) [*import of game without certificate of health*];
 - (g) section 11 (1) or (2) [*failure to control game*];
 - (h) section 12 (2) or (3) (b) [*failure to report as required*];

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- (i) section 12 (3) (a) *[failure to inventory game as required];*
- (j) section 15 *[moving game if subject to licensing action];*
- (k) section 16 *[hunting game];*
- (l) section 17 (1) or (2) *[killing game except as authorized].*

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8. Meeting Adjourned 3:30pm

Derek Masselink, facilitator

DRAFT

Mayne Island Fallow Deer Committee,
530 Montrose Road,
Mayne Island BC,
Attn: Ian Dow,
s.22

Honorable Steve Thomson,
Minister, Forests Lands and Natural Resources Operations,
Finr.minister@gov.bc.ca

C.C.
Honorable Norm Letnik,
Minister of Agriculture
Agr.minister@gov.bc.ca

Mr. Gary Holman, MLA
Saanich and the Gulf Islands
Gary.Holman.MLA@leg.bc.ca

September 27, 2015

Dear Minister Thomson

These comments are in response to your reply to MLA Holman regarding the request of the Mayne Island Fallow Deer Committee for assistance in dealing with an increasing fallow deer problem. I was copied on this as my inquiry was the originating correspondence.

We thank MLA Holman for his efforts to bring attention to and garner some long needed assistance for Mayne Island in our battle with invasive fallow deer. The fallow deer on Mayne Island were released or escaped from a private game farm which was licensed by the Ministry of Agriculture. Fallow deer are a non-native, invasive species unrelated to local blacktail deer.

- The Ministry of Agriculture issued many warning letters of regulation infractions to the game farm licensee over fallow deer treatment and escapement.
- The Ministry delivered a written commitment to our community, to use professionals to capture or dispatch all escaped deer.

Fallout;

- The Ministry has to date, failed to follow up in the capture or dispatching of the escaped fallow deer.
- Fallow deer populations have increased dramatically and are now causing significant property damage and environmental destruction. Loss of many native species, declines in under-story animals and bee populations and the threat to agriculture and native deer populations and more, have resulted.
- Fallow deer are swimming to other Southern Gulf Islands due to overpopulation on Mayne.
- Fallow deer have swum to Saturna Island and Galiano Island. They are reported on Samuel and Pender Islands.
- Fallow deer are in small numbers on other Islands as yet, but the trend is clear and it is a short hop from Galiano to Salt Spring and even shorter to Vancouver Island at Sansum narrows or Vesuvius.

This current situation is a result of lack of enforcement. Rules existed at the time to prevent this.

- The Department of Agriculture failed to adequately enforce their own regulations.
- The Department of Agriculture failed in follow up, to capture or dispatch escaped fallow deer.

The Fallow Deer Committee have extensive documentation of the correspondence between the Ministry of Agriculture and the Game farm owner.

Minister Thomson, you have put the responsibility for assisting Mayne Island into the hands of FLNR Biologist Sean Pendergast.

Mr. Pendergast informed us many times that he has;

- 1) No authority to provide direct assistance, except through special hunting permits, an inadequate measure,
- 2) No budget to provide any funding for Mayne Island special permit holders,
- 3) No time to deal with fallow deer on a regular basis as it is not part of his scheduled work obligations,
- 4) No authority or commitment from superiors to provide expert personnel to help Mayne Island.

In short Sean Pendergast has been given no authority or budget other than to keep renewing special permits. These permits, although extremely important in slowing population growth, are by themselves, an inadequate measure, requiring additional programs

Minister Thomson, considering the extraordinary amount of work that we, as a community have expended on this issue, your response is underwhelming and disappointing.

What is needed immediately;

We request one permanent SGI full time conservation officer.

Funding for one or two, professional hunters, during the annual rut.

Community support;

- We have held 3 town hall meetings, 2 workshops, 2 public surveys which resulted in volunteers who have populated the Fallow Deer Committee.
- The Town Hall meetings delivered unanimous community support for the eradication of these invasive fallow deer.

The difficult community work has been done, now we need professional boots on the ground, that is all. Not a huge request is it?

Respectfully,
Ian Dow,
on behalf of,
Mayne Island Fallow Deer Committee,
s.22

Ministry of Agriculture
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Date: May 7, 2015

Issue: Escaped Fallow Deer

Background:

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Arbutus Bay Estates, 777 Beechwood Drive, Mayne Island, Paula Buchholz

- Information on this farm was requested via FOI in 2003 and again in 2014 (AFF-03-058, AGR-2014-50069)
- Last license issued in 2006; last site inspection conducted in 2007
- Issues: lack of confinement of animals, animals not fed, as well as chronic lack of communication on these issues from the owner
- The Ministry of Environment, Conservation Officers, as well as the local RCMP, have been involved in this case since 2006
- In 2006/07, 5 Island residents had hunting permits; reports of 30 animals shot in '05 and 45 to 50 shot in '06, are part of the record for this license. At that time it was estimated that there were upwards of 200 deer roaming as a result of the escapes; the licensee reported having 6 deer on the farm. Meat was distributed to First Nations and 'needy'
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- The fallow deer at large on Mayne Island became the responsibility of the MoE in 2007.
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Contact: Jane Pritchard, Director, Plant and Animal Health, (604) 556-3013

DIR JP ADM JM DM DS

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Control of game

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Report of unconfined game

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- 13 (1) The chief veterinarian may give notice to one or more licensed game farmers if the chief veterinarian has reason to believe that game is unconfined within the meaning of section 12 *[report of unconfined game]*.
- (2) Whether or not a notice is issued under subsection (1) of this section, for the purposes of section 76 (2) and (3) of the *Wildlife Act*,
- (a) game as defined in this regulation that are owned by a licensed game farmer are game farm animals as referred to in that section, and
 - (b) the prescribed period during which an owner retains ownership of escaped game is 30 days, beginning on the day a report is made under section 12.
- (3) Despite subsection (2) (b), the chief veterinarian, in the notice referred to in subsection (1), may provide for a shorter period than that provided for in subsection (2) (b) if the chief veterinarian is of the opinion that
- (a) escaped game may endanger persons, property, other animals or the genetic integrity of wildlife, or
 - (b) the owner failed
 - (i) to comply in a timely manner with one or more requirements of section 12, or
 - (ii) to take reasonable measures to prevent the owner's game from escaping.

PART 4 – OFFENCES

Offences

- 19 A person who contravenes any of the following provisions commits an offence:
- (a) section 2 (2) *[engaging in game farming without a licence]*;
 - (b) section 2 (3) *[possessing game without authorization]*;
 - (c) section 7 (1) or (2) *[failure to affix ear tag as required]*;
 - (d) section 7 (3), 9, 10 (3), 12 (5), 14 (2), 17 (3) or 18 *[failure to keep records as required]*;
 - (e) section 8 *[removal of antlers contrary to veterinary advice]*;
 - (f) section 10 (2) *[import of game without certificate of health]*;
 - (g) section 11 (1) or (2) *[failure to control game]*;
 - (h) section 12 (2) or (3) (b) *[failure to report as required]*;

CONFIDENTIAL
ADVICE TO MINISTER

Ministry of Agriculture
BRIEFING NOTE FOR INFORMATION FOR MINISTER'S MEETING
With: MLA's Holman and Popham **On: May 8, 2015**

- (i) section 12 (3) (a) *[failure to inventory game as required];*
- (j) section 15 *[moving game if subject to licensing action];*
- (k) section 16 *[hunting game];*
- (l) section 17 (1) or (2) *[killing game except as authorized].*

CONFIDENTIAL
ADVICE TO MINISTER

Hare, Lynette E AGRI:EX

From: Kline, Rob AGRI:EX
Sent: Monday, October 20, 2014 1:52 PM
To: jdodds@islandstrust.bc.ca
Cc: Hare, Lynette E AGRI:EX
Subject: Mayne Island Fallow deer file

Hello Jeanine

Thank you for you voice msg on the fallow deer item. The last email I have on the fallow deer file was from 2011 where I had indicated to an inquiry from a Mr. Maude that... " *I reviewed the Ministry of Agriculture's file for the Arbutus Bay Deer Farm on Mayne Island and the Ministry of Agriculture closed the file for Arbutus Bay Deer Farm in 2006 as the owner did not apply for a continuance of a fallow deer licence.*

I contacted Mr. Kim Brunt, Senior Wildlife Biologist, BC Ministry of Environment, about the feral fallow deer on Mayne Island. Mr. Brunt informed me the escaped feral fallow are regulated by the Ministry of Environment's Wildlife Act The Game Farm Act and Game Farm Regulation indicate escaped game farm animals that are not recaptured and contained within 30 days will come under the regulations of the Wildlife Act.

At this stage, the fallow deer will be considered wildlife and come under the Wildlife Act. I have cc'd Lynette Hare, Operations and Data Coordinator in the Plant and Animal Health Branch in our Abbotsford office who manages the game farm files...If you have further questions about the closed fallow deer file for Mayne Island please send her an email with your request.

Rob

Rob Kline, P. Ag.
Regional Agrologist
BC Ministry of Agriculture
Ph 250 356-5861

Assessing the effects of deer browse on Mayne Island's Ecosystems

Prepared by Rob Underhill for the Mayne Island Conservancy Society

May 2013

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Page 021 of 234 to/à Page 030 of 234

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Hare, Lynette E AGRI:EX

From: Carder, Judith FLNR:EX
Sent: Tuesday, February 5, 2013 1:41 PM
To: Herborg, Matthias ENV:EX; Huot, Bill CSCD:EX; Millar, Judy ENV:EX; Miller, Val FLNR:EX; Moody, Anne EMNG:EX; Pritchard, Jane AGRI:EX; Sampogna, Ben FLNR:EX; Sendall, Kelly RBCM:EX; Sigg, Dominique ENV:EX; Chadburn, Crystal TRAN:EX
Cc: Burleigh, Jennifer FLNR:EX; Caswell, Cassandra ABR:EX; Collins, Martin J ALC:EX; Dale, Alec R ENV:EX; Dolhaine, Daphne ENV:EX; Govindarajulu, Purnima ENV:EX; Howe, Diane J MEM:EX; Purdon, Bob OGC:IN
Subject: IMISWG: FYI: Fallow deer in the Gulf Islands - LiveMtg Agenda Item

From: Miller, Val FLNR:EX
Sent: Tuesday, February 5, 2013 10:20 AM
To: Carder, Judith FLNR:EX
Subject: FW: IMISWG: proposed agenda item; fallow deer

Please share with the IMISWG. Thank you

Val Miller P.Ag.

Provincial Invasive Plant Officer
Chair, Inter-Ministry Invasive Species Working Group
Ministry of Forests, Lands and Natural Resource Operations
Range Branch
1907 Ridgewood Road
Nelson, B.C. V1L 6K1
ph: (250) 825-1166
<http://www.for.gov.bc.ca/hra/Plants/index.htm>

From: Huot, Bill CSCD:EX
Sent: Monday, January 21, 2013 2:58 PM
To: Miller, Val FLNR:EX
Cc: Sigg, Dominique ENV:EX
Subject: IMISWG: proposed agenda item; fallow deer

Val,

Deer management is emerging for local governments as an important and difficult issue all across the province. Generally, the issue involves an overpopulation of native species' of deer, but the following article from Saturday's newspaper relates to a still-localized problem with infestation by an introduced species -- fallow deer.

Based upon the information in the article it appears that they would meet the criteria for being an invasive species, and that eradication is still possible (if it is politically palatable), and in this case we might be able to partner with Parks Canada and the Islands Trust) as well as community groups and the regional district in implementing EDRR.

As you suggested, I phoned Dominique about this. She told me that that a UBC biologist has been calling for provincial action on this issue for some time, citing their threat to natural ecosystems.

I suggest that we put this issue on the agenda for our next meeting, and consider initiating a risk assessment.

Bill

Fallow deer eating their way across Gulf Islands

Judith Lavoie / Times Colonist January 18, 2013

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Page 033 of 234

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jlavoie@timescolonist.com

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This column is one of many about the general deer management issue:

Jim Hume: It's time to take our deer problem more seriously

Jim Hume / Times Colonist January 13, 2013

Copyright

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Hare, Lynette E AGRI:EX

From: Hare, Lynette E AGRI:EX
Sent: Wednesday, January 19, 2011 2:08 PM
To: Pritchard, Jane AGRI:EX
Subject: FW: Mayne Island Deer

Lynette Hare

Operations Coordinator

Livestock Health Management & Regulation

Tel: (604) 556-3093 | Fax: (604) 556-3015 | Toll: 1-877-877-2474

Ministry of Agriculture | 1767 Angus Campbell Road | Abbotsford, BC V3G 2M3

From: Kline, Rob AL:EX
Sent: Wednesday, January 19, 2011 1:43 PM
To: 'dmaude@hotmail.com'
Cc: Fowler, Graeme AL:EX; MacDonald, Leslie S AL:EX; Kojima, Robert ISLT:IN; 'Alison Fox'; Brunt, Kim ENV:EX; Hare, Lynette E AL:EX
Subject: Mayne Island Deer

Hello Mr. Maude,

I am following up on your January 16th email to Mr. Graeme Fowler with some more information about the fallow deer situation on Mayne Island.

I reviewed the Ministry of Agriculture's file for the Arbutus Bay Deer Farm on Mayne Island and the Ministry of Agriculture closed the file for Arbutus Bay Deer Farm in 2006 as the owner did not apply for a continuance of a fallow deer licence.

I contacted Mr. Kim Brunt, Senior Wildlife Biologist, BC Ministry of Environment, about the feral fallow deer on Mayne Island. Mr. Brunt informed me the escaped feral fallow are regulated by the Ministry of Environment's Wildlife Act. The Game Farm Act and Game Farm Regulation indicate escaped game farm animals that are not recaptured and contained within 30 days will come under the regulations of the Wildlife Act.

Here are the sections of the BC Ministry of Agriculture's Game Farm Act that deal with game farm escapes:

Game Farm Act

Game at large

- 6 Section 76 of the *Wildlife Act* does not apply to game that escapes from a farm being operated by a person who holds a valid licence issued under this Act, if the licensee recaptures the game within a prescribed period after its escape.

Game Farm Regulation – Game Farm Act

Game at large

7 (1) A licensee must recapture game that escapes from the licensee's farm within 30 days of the escape of the game to avoid application of section 76 of the *Wildlife Act* to that game.

(2) Despite subsection (1), section 76 of the *Wildlife Act* applies to escaped game if, in the opinion of the game farm coordinator, the escaped game may constitute a danger to property, the health or safety of an animal or individual or to the genetic integrity of wildlife.

[en. B.C. Reg. 227/94.]

Here are web links to the Game Farm Act, Game Farm Regulation and the Wildlife Act:

http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/00_96168_01

http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/10_232_91

http://www.bclaws.ca/EPLibraries/bclaws_new/document/ID/freeside/00_96488_01

Any native and/or fallow deer hunt, capture or "cull" program will have to be permitted by the Ministry of Environment and recommend you contact Ministry of Environment staff with respect to initiating a Mayne Island deer cull program.

If you have further questions please feel free to contact me via email or phone.

Rob Kline, P.Ag.
Regional Agrologist
Ministry of Agriculture
Victoria BC
Ph 250 356-2521

Hare, Lynette E AGRI:EX

From: Hare, Lynette E AGRI:EX
Sent: Friday, December 10, 2010 4:15 PM
To: Pritchard, Jane AGRI:EX
Subject: FW: Mayne Island Deer Community Forum

Eyi, Hope Paula isn't keeping illegal deer ☺

Lynette Hare

Operations Coordinator
Livestock Health Management & Regulation
Tel: (604) 556-3093 | Fax: (604) 556-3015 | Toll: 1-877-977-2474

Ministry of Agriculture, 1767 Angus Campbell Road | Abbotsford BC V3G 2M5

From: Kline, Rob AL:EX
Sent: Friday, December 10, 2010 4:03 PM
To: McLaren, Solveig AL:EX; MacDonald, Leslie S AL:EX
Cc: Gregg, Pam AL:EX; Hare, Lynette E AL:EX
Subject: RE: Mayne Island Deer Community Forum

I'm getting Lynette Hare to send over the Mayne Island Fallow Deer Farm file to review and copy what I need and will be contacting Min of Environment staff to get further information on this situation. Currently, there is no active fallow deer licenced farm on Mayne – and has not been one for awhile according to Lynette..

Rob

From: McLaren, Solveig AL:EX
Sent: Friday, December 10, 2010 2:49 PM
To: MacDonald, Leslie S AL:EX; Kline, Rob AL:EX
Cc: McLaren, Solveig AL:EX; Gregg, Pam AL:EX
Subject: FW: Mayne Island Deer Community Forum

Leslie and Rob,

For your consideration. Could you let me know if Rob plans to attend and if not, why not? The date has been revised to Friday, January 14, 2011.

Thanks and have a great weekend!
Solveig

From: Murry, Sean ENV:EX
Sent: Friday, December 10, 2010 12:43 PM
To: Ehl, Cameron FOR:EX; Loiacono, Sabrina AGRI:EX
Subject: FW: Mayne Island Deer Community Forum

Hello Sabrina/Cameron,

There is a nuisance deer problem on the island that is becoming increasingly troubling for the residents.

I suspect this may be on your staff's radar as an invitation was sent out to them from David Maude. Can you check to see if your staff have RSVP'd yet. It was originally planned for the weekend but not surprisingly people were not able to make that date.

Please Advise if staff can make the revised date and I will do the same ☺

Sean Murry

Assistant, Assistant to the Honourable David Maude, Minister of Environment
Ministry of Environment
111-118-111-111

From: Coell.MLA, Murray [mailto:Murray.Coell.MLA@leg.bc.ca]
Sent: Wednesday, December 8, 2010 2:35 PM
To: Murry, Sean ENV:EX
Subject: FW: Mayne Island Deer Community Forum

FYI – Also note change of date from Jan 15th to Jan 14th.

From: David Maude [mailto:dmaude@hotmail.com]
Sent: December-08-10 10:35 AM
To: Coell.MLA, Murray
Subject: Re: Mayne Island Deer Community Forum

Colombe;

That you very much for letting me know, it is critical that the Province be well represented in what is becoming a critical issue on many of the islands.

Please note I just sent a change of date to January 14 (Friday) as some of the key stakeholders could not make a weekend meeting date.

Thank you for your efforts to make this meeting successful.

Dave

From: Coell.MLA, Murray
Sent: Tuesday, December 07, 2010 11:52 AM
To: David Maude
Subject: RE: Mayne Island Deer Community Forum

Dear Mr. Maude,

I apologize for not getting back to you before now, but I was waiting to hear back from Minister Coell's staff at the legislature.

Minister Coell has a rep from the environment ministry lined up to go. They are checking with the other 2 ministries.

Colombe

From: David Maude [mailto:dmaude@hotmail.com]
Sent: December-03-10 11:49 AM
To: Coell.MLA, Murray
Subject: Re: Mayne Island Deer Community Forum

Colombe;

I just wanted to follow up to see if Minister Coell will be assisting in having representatives from the Ministries attend.

Thank you.

David Maude

From: David Maude
Sent: Friday, November 26, 2010 3:10 PM
To: Coell, MLA, Murray
Subject: Re: Mayne Island Deer Community Forum

Columbe;

Thank you for the reply, we appreciate that Minister Coell is very busy and unable to attend.

We certainly would welcome a representative to attend on his behalf and would request his assistance in having representatives from the Ministry of Environment, Lands and Forests and Agriculture attend. This is a critical environmental issue on many of the gulf Islands and it is important that all stakeholders are at the table as we explore potential solutions to the native Black Tail and invasive Fallow deer.

David Maude

From: Coell, MLA, Murray
Sent: Friday, November 26, 2010 1:38 PM
To: David Maude
Subject: RE: Mayne Island Deer Community Forum

Minister Coell would like to thank you for the invitation to attend the Mayne Island Community Forum on Jan 15, 2011. He regrets he is unable to attend.

Thank you,

Colombe Lane
Constituency Assistant to
Murray Coell, MLA
Saanich North and the Islands
Toll Free: (866) 655-5711
Phone (250) 655-5711
www.murraycoellmla.bc.ca

From: David Maude [mailto:dmaude@hotmail.com]
Sent: November-22-10 2:42 PM
To: dmaude@hotmail.com
Subject: Mayne Island Deer Community Forum

Attached please find an invitation to participate as a resource person at a community forum on Mayne Island to discuss the increasing population of Fallow and Black Tail deer.

There are a variety of stakeholders concerned with this issue, the goal is to bring everyone together in an effort to open communications, explore options and see if we can develop a working group to move forward with solutions. We anticipate that this working group will act as a template for other islands and communities that wish to address deer overpopulation.

The organizations invited include:

- **BC Ministry of Environment**
- **BC Ministry of Agriculture and Lands**
- **BC Ministry of Forests and Range**
- **CRD**
- **Islands Trust**
- **RCMP**
- **Parks Canada**
- **VIHA**
- **Mayne Conservancy**
- **Galiano Conservancy**
- **Saltspring Conservancy**
- **Pender Conservancy**

As well as local politicians and island stakeholders that have expressed an interest have been invited. If you know of a resource person / organization that should be invited please contact me.

We would appreciate it if you could RSVP at your earliest convenience so we can insure we have proper representation from all interested parties.

David Maude
Forum Coordinator

January 23, 2007

File: 74800-40/Arbutus

Paula Buchholz
Arbutus Bay Deer Farms
770 Beechwood Drive
Mayne Island, BC
V0N 1J0

Re : Inspection and renewal of licence

This letter is to confirm our conversation On January 17, 2007. We had discussed my letter to you regarding an inspection of your facility. You had requested that we give you a bit of time to settle after your six week absence. I would ask that you contact me when you are ready so we can set up a time. The inspection must be done prior to your renewal of your licence which will expire January 31, 2007.

Please contact me, toll free, at 1 877-877-2474 to determine a time for the inspection.

Yours truly,



Debra Sand
Operations Coordinator

Cc: Cst. Mike Holmes, Mayne Island RCMP
Kim Brunt, Ministry of Environment
Rob Kline, Ministry of Agriculture and Lands

> via email

Date January 31, 2007 # of pages (including this sheet) 5

To Paula Buchholz
Arbutus Bay Deer Farms
fax (250) 539-2301

From Debra Sand
Operations Coordinator
Livestock Health Management & Regulatory Unit
Ministry of Agriculture & Lands
Phone: (604)556-3014; toll free 1-877-877-2474 (within BC)
FAX: (604)556-3015

Subject Inspection

Material contained in this fax transmission may be confidential, and should be delivered only to the addressee. If all pages are not received, please call: **Debi Sand, (604)556-3014**

Hi Paula,
as discussed, I am confirming that
Dr. Merv Wetzstein, will be arriving on Mayne Island at 11:45
to conduct an inspection of your Fallow Deer Farm.
If there are any problems with this please call me toll free
1-877-877-2474

Debi

Paula Nichols

- Wed November 29th, MOE sent email regarding Paula's deer at large.
- Mon Dec 4, responded to email – left message for Paula to call
 - Spoke to Cst Mike Holmes. He advised that on Sunday he saw 3 deer only on Paula's land. He said he previously has seen as many as 20 deer on her property, including fawns.
- Tues Dec 5 – sent a letter double registered and regular mail. Followed up with another call cc'd MOE and Rob Kline AL. Also faxed letter to Paula's home
- Tues Dec 12 – 'Registered Mail' returned with a note: This customer is out of the country until mid Jan 2007.
 - Contacted Kim Brunt (MOE) to advise her

Options:

1. Licence is up for renewal as of January 31, 2007. We can discuss her responsibilities and may consider not renewing if she doesn't comply:

Responsibilities include:

- Ensure game farm animals to not escape from the approved facilities
 - Prevent game farm animals from coming into contact with wildlife
 - Welfare of the game farm animals – water, feed, health, shelter
2. Suspension/Cancel licence – Game Farm Act – Section 4
 - The Minister may, in writing if (b) the licensee neglects or refuses to comply with a term or condition of the licence or a provision of this Act or the regulations.
 - Fencing and escaped deer
 - Welfare of the deer

s.22

s.22

s.22

what 30 last yr
45-50 this year

2 yrs ago - 22 in front yard
118 in area

walked around
area fence is lifted

200 animals

Sand, Debra AL:EX

Subject: Arbutus Bay - Paula Bucholz
Start Date: Wed, November 29, 2006
Due Date: Wed, November 29, 2006

Status: In Progress
Percent Complete: 50%

Total Work: 0 hours
Actual Work: 0 hours

Owner: Sand, Debra AL:EX

Dec. 18, I spoke with Jeanie Dodds 250-539-2411, Island Trust, requesting cancellation of Paula's fallow deer licence. Hired help is feeding the sheep but not the deer, fence is "full of holes and no deer inside"

Plan: 1.) contact environment & set up a meeting or conference call re removal of escaped animals and animals that are contained at the point of licence cancellation.

2.) verify regulatory process to cancel/not renew licence

3.) Set up an inspection meeting for me with Paula in January when she returns, -Dec. 4. letter

Merv

Suspension/cancel

Minister -

1. false information - fawns?
2. compliance - escape - coming in contact
3. failed to do - fencing

Suspension and cancellation of licence

← renewal - must meet requirements - so

4 (1) The minister may, in writing, suspend or cancel a licence if

(a) a person knowingly gives false information on an application for the licence,

- transaction reports consistently show only 7 deer

(b) the licensee neglects or refuses to comply with a term or condition of the licence or a provision of this Act or the regulations, or

- ensure game farm animals do not escape from the approved facilities

- prevent game farm animals from coming into contact with wildlife, for example, by:

a) maintaining perimeter and facilities

- fence is full of holes

(c) the minister believes the licensee has done or failed to do something that the minister considers inconsistent with the responsibilities of a licensee,

- responsible for the welfare of the game farm animals; for example, by providing water, feed, health, shelter as required

- did not leave instructions with hired help to feed the deer

(2) If a licence has been suspended, the minister may lift the suspension and may attach additional terms and conditions to the licence.

(3) Notice of suspension or cancellation of a licence must be served personally on the licensee or sent by registered mail to the licensee's last known address.

(4) If the notice is sent by registered mail, it is deemed to be received by the licensee 14 days after the day it is mailed.

Appeal of suspension or cancellation

5 (1) Not more than 30 days after receiving a notice of suspension or cancellation, a licensee may appeal the suspension or cancellation by sending to the minister a written notice of appeal.

(2) The notice must be received by the minister before the end of the 30 day period.

(3) Not more than 30 days after receiving notice of the appeal, the minister must appoint to hear the appeal an appeal board consisting of not more than 3 persons, one of whom must be appointed as the chair.

(4) An appeal board may confirm, reverse or vary the decision being appealed.

(5) The Lieutenant Governor in Council must set the remuneration to be received by a chair and members for each day they are engaged in an appeal.

(6) The Lieutenant Governor in Council may establish the procedure to be followed on an appeal.

(7) By application made to the Supreme Court within 21 days after a decision of an appeal board is received, the appellant or the minister may appeal the decision of the appeal board on a question of law or jurisdiction.

(8) An appeal from a decision of the Supreme Court lies to the Court of Appeal with leave of a justice of the Court of Appeal.

Game at large

6 Section 76 of the *Wildlife Act* does not apply to game that escapes from a farm being operated by a person who holds a valid licence issued under this Act, if the licensee recaptures the game within a prescribed period after its escape.

Regulations:

Notification of escape, possible escape and recapture

5 (1) If game escapes from the farm or custody of a licensee and is not recaptured within 24 hours after that escape, the licensee must report the escape to an inspector within 36 hours after the discovery by the licensee of the escape.

(2) If a licensee becomes aware of information that suggests that game might have escaped from the farm or custody of the licensee, the licensee must

(a) complete an inventory of the herd of game for which the game farm licence is held within 24 hours, and

(b) report any shortages in the herd disclosed by that inventory to an inspector within 36 hours

after becoming aware of the information that suggested the possibility of an escape.

(3) A licensee must provide to the coordinator a written report of

(a) an escape to which subsection (1) applies, or

(b) a shortage to which subsection (2) applies

within 7 days after becoming aware of the escape or shortage.

Notification of recapture

6 A licensee that is required under section 5 (2) to make a report to the coordinator must provide to the coordinator a written report of the recapture of escaped game within 7 days after the recapture.

Game at large

7 (1) A licensee must recapture game that escapes from the licensee's farm within 30 days of the escape of the game to avoid application of section 76 of the *Wildlife Act* to that game.

(2) Despite subsection (1), section 76 of the *Wildlife Act* applies to escaped game if, in the opinion of the game farm coordinator, the escaped game may constitute a danger to property, the health or safety of an animal or individual or to the genetic integrity of wildlife.

[en. B.C. Reg. 227/94.]

Shooting of game

8 (1) Subject to subsection (2), a licensee must not shoot or authorize the shooting of the licensee's game other than

(a) to end the suffering of the animal, or

(b) if the licensee is a natural person, to provide food for the licensee and the licensee's family.

(2) The licensee, or an agent or employee of the licensee who has been authorized by the licensee to do so, may shoot the licensee's game if

(a) the game is at large,

(b) the licensee has first obtained the written permission of the minister to do so, and

(c) the game is shot in such a way as to cause its death in a quick and humane manner.

EQ Book
meet with ^{s.22}

s.22

- Sueing dept of fisheries right now.
- SPCA called in about sheep.
 - RCMP went & ^{s.22}
 - ^{s.22}

• Dec. 19 - 3pm

• Call to Jeannie Dodds - 250-539-2411

s.22

Escape, etc., of captive animal

76 On the escape from captivity or the release or abandonment of an animal that is not a domestic animal, the government acquires the ownership of that animal.

Release or escape of animals

77 (1) A person who releases or abandons an animal or from whose captivity an animal escapes

(a) is, despite section 11 (4) of the *Livestock Act*, liable to the government for loss or damage to wildlife or wildlife habitat caused by the animal, and for all costs incurred by the government in pursuing, recovering, holding or destroying it, and

(b) is not entitled to any compensation from the government if the animal is destroyed under section 79.

(2) If a person releases or abandons an animal, other than a domestic animal, the person commits an offence.

(3) If an animal, other than a domestic animal, escapes from the possession of a person, the person commits an offence if he or she fails to make every reasonable effort to recover the animal.

(4) This section does not apply if the person is authorized by the regional manager to release the animal.

Dogs hunting game

78 A person commits an offence if the person causes or allows a dog to hunt or pursue

(a) wildlife or an endangered species or threatened species, or

(b) game, except in accordance with the regulations.

Destruction of animals

79 (1) An officer may kill an animal, other than a domestic animal, that is at large and is likely to harm persons, property, wildlife or wildlife habitat.

(2) An officer may kill a dog that is

(a) at large in a wildlife management area, or

(b) at large and harassing wildlife.

(3) An officer may kill a cat at large where wildlife is usually found.

Obstructing licensed persons

80 A person commits an offence if the person interferes with or obstructs a person licensed or permitted to capture wildlife or to hunt, fish, guide or trap while that person is lawfully so engaged.

Sand, Debra AL:EX

From: Brunt, Kim ENV:EX
Sent: Wed, December 20, 2006 9:03 AM
To: Sand, Debra AL:EX
Subject: RE: Mayne Island fallow deer

We have been permitting a small number of Mayne Island property owners (including Mike Holmes) to kill free-ranging fallow deer on the island for the past 4 or 5 years. The meat is distributed to FNs and the needy. We have a core few people doing this who know the island very well, and where they can gain access to control deer numbers without raising the hackles of residents who might not want to see this happen. This has been successful in keeping the population from exploding, but will unlikely ever be successful in removing all free-ranging fallow deer (which would be our preference). We spent quite a bit of time exploring other options for deer control before coming up with this program, but are always open to fresh ideas on how we might achieve our objective.

I think it is a very positive step to not renew Paula's license as it appears that her operation is contributing to the existing problem (which she originally created) through ongoing escapes. There aren't significant costs involved in the current program that Paula might be held responsible for, and having dealt with her in the past s.22

s.22 If that cooperation were to be obtained, it would probably be best to have her bait animals into one of her pens that has sound fencing, and then once they are coming regularly, close the gate and then deal with the captured group. That would be by euthanizing and/or removing to another deer farm - not to be used by her as seed stock to start the cycle all over again. However, I believe it is highly unlikely that Paula would support this scenario.

Cheers, Kim

From: Sand, Debra AL:EX
Sent: Wed, December 20, 2006 8:47 AM
To: Brunt, Kim ENV:EX
Subject: RE: Mayne Island fallow deer

Hi Kim, do you see any possibility of MAL, MOE and the RCMP to get together to develop a plan to find a solution to this problem. There are obvious road blocks, such as, residents, while recognizing the deer are pests, are not in favour of having them shot, the logistics of tracking and shooting the possibly 200 deer, and taking into consideration Paula's role in this.

I would appreciate any comments, suggestions as I don't see this going away.

If we choose not to renew Paula's licence, that will probably not have a lot of effect as I understand from Mike Holmes that he has not seen a lot of deer on Paula's property. We don't have the authority to do anything other than licencing issues.

Thanks,
Debi

From: Brunt, Kim ENV:EX
Sent: Tue, December 19, 2006 4:14 PM
To: Sand, Debra AL:EX
Cc: 'Michael.Holmes@rcmp-grc.gc.ca'; Wetzstein, Merv A AL:EX
Subject: RE: Mayne Island fallow deer

It's probably academic at this point, but at least some of these particular deer (and probably several generations of their predecessors) have probably been "at large" for many years since the original escape that led to the establishment of fallow deer on Mayne Island originated from Paula's property close to a decade ago.

Kim
Kim Brunt, RP Bio.
Wildlife Biologist
Ministry of Environment
2080 Labieux Road
Nanaimo, BC
V9T 6J9
ph. (250) 751-3213
fax (250) 751-3208

email: kim.brunt@gov.bc.ca

From: Sand, Debra AL:EX
Sent: Tue, December 19, 2006 4:11 PM
To: Brunt, Kim ENV:EX
Cc: 'Michael.Holmes@rcmp-grc.gc.ca'; Wetzstein, Merv A AL:EX
Subject: Mayne Island fallow deer

Hi Kim, as of January 4, 2007, it will be 30 days since Paula was advised that her fallow deer are at large. I have confirmed with s.22 and with Cst Mike Holmes that the deer are still at large. You don't have to wait for the 30 days to pass since / (2) would probably apply.

Under the *Game Farm Act Regulations*:

Game at large

7 (1) A licensee must recapture game that escapes from the licensee's farm within 30 days of the escape of the game to avoid application of section 76 of the *Wildlife Act* to that game.

(2) Despite subsection (1), section 76 of the *Wildlife Act* applies to escaped game if, in the opinion of the game farm coordinator, the escaped game may constitute a danger to property, the health or safety of an animal or individual or to the genetic integrity of wildlife.

Are you considering application of the *Wildlife Act*?

Thanks,

Debi

Operations Coordinator,
Ministry of Agriculture and Lands
Health Management & Regulatory
(604)556-3014; fax: (604)556-3015
mailto:Debra.Sand@gov.bc.ca

RCMP

Sand, Debra AL:EX

From: Michael HOLMES [Michael.Holmes@rcmp-grc.gc.ca]
Sent: Tue, December 12, 2006 11:46 AM
To: Sand, Debra AL:EX
Subject: Re: Arbutus Bay Estates - Paula Bucholz

Debi,

My home phone number is s.22 I havent been up to the area since December 1st when I noticed 3 deer in the pens. I had seen 20+ the week before.
Call if you need anything else feel free to call me at work as I am working days this week.

Michael HOLMES, Cst
Outer Gulf Islands Detachment
Mayne Island Sub-Office
Site 9 Comp 26
Mayne Island, BC V0N 2J0
(250)539-2155
Fax (250)539-2957

"The information contained in this email is confidential. It is intended only for the individual(s) named above. If the reader of this email is not the intended recipient, any distribution or copying of this email is prohibited. If you have received this email in error, please notify the writer by return email and delete all copies."

>>> "Sand, Debra AL:EX" <Debra.Sand@gov.bc.ca> 12/11/06 2:02 PM >>>
Hi Mike, do you have any update on Paula's fallow deer. I seem to have misplaced your phone number - would appreciate you sending it again.
Thanks,
Debi
Debra Sand
Operations Coordinator,
Ministry of Agriculture and Lands
Health Management & Regulatory
(604)556-3014; fax: (604)556-3015
mailto:Debra.Sand@gov.bc.ca

Kim Brunt - MOE 250 75

Paula 250-539-2301

Sand, Debra AL:EX

From: Brunt, Kim ENV:EX
Sent: Tue, December 12, 2006 10:18 AM
To: Sand, Debra AL:EX
Subject: RE: Mayne Island fallow deer

Thanks, Debi.

There is a prime opportunity here to bait an area with a sound fence around it that the animals are regularly using on her property and then trap some of these free-ranging critters for subsequent disposal (to the game farming industry or just for culling) but considering our past relationship with Paula, and the fact that her license will not likely be renewed (which I agree is the right thing to do), the chances of her agreeing to such an undertaking are likely somewhere between slim and none!!

Kim

TODO:

From: Sand, Debra AL:EX
Sent: Tue, December 12, 2006 10:14 AM
To: Brunt, Kim ENV:EX
Subject: RE: Mayne Island fallow deer

Hi Kim, I am preparing a letter for her this week, that will be advising her that we will not be renewing her licence this year unless she can ensure her fencing is adequate and that she is advising us of the fawns. I will be cc'ing you in the letter as well as the RCMP.

Thanks,
Debi

From: Brunt, Kim ENV:EX
Sent: Tue, December 12, 2006 10:11 AM
To: Sand, Debra AL:EX
Subject: RE: Mayne Island fallow deer

All of the free-ranging fallow deer on Mayne Island (and they are quite numerous and very widespread at this point) originated from Paula's farm, and they have been treated as property of the Crown for many years now. There are a number of permitted hunters that taken several dozen deer from the island each year for distribution (primarily) to FNs and families in need. They are permitted by us as an attempt to try and limit the increase in numbers and distribution of fallow deer on the island.

This latest review of Paula's situation came about from a question raised by the local RCMP officer (who is also one of the permitted fallow deer controllers) who regularly noticed up to 20 animals going in and out of Paula's property which has open gates as well as breaks in the fence along the back side. In my opinion, her current permit for 7 deer being kept in captivity does not reflect reality, and is being kept active on the speculation that her farm may at some point in the future become operational once again.

Cheers, Kim
Kim Brunt, RP Bio.
Wildlife Biologist
Ministry of Environment
2080 Labieux Road
Nanaimo, BC
V9T 6J9
ph. (250) 751-3213
fax (250) 751-3208
email: kim.brunt@gov.bc.ca

From: Sand, Debra AL:EX
Sent: Tue, December 12, 2006 9:05 AM
To: Brunt, Kim ENV:EX

Subject: Mayne Island fallow deer

Hi Kim, I just received my 'returned' registered mail to Paula Bucholz and the post office wrote:
"this customer is out of the county until mid January 2007"

At this point it would appear that any fallow deer at large would not fall under the 30 day protection (Section 7 of the Game Farm Act Regulations; as the escaped game may constitute a danger to property, the health or safety of an animal or individual or to the genetic integrity of wildlife.

Comments???

Debi

Operations Coordinator,
Ministry of Agriculture and Lands
Health Management & Regulatory
(604)556-3014; fax: (604)556-3015
<mailto:Debra.Sand@gov.bc.ca>

Sand, Debra AL:EX

Arbutus Farms

To: Wetzstein, Merv A AL:EX
Subject: Arbutus - Paula Bucholz

Hi Merv, I spoke to Marilyn from the CRD for Mayne Island. There are 6-8 fallow deer enclosed on Paula's property. I advised Marilyn that Paula is not licensed as a Game Farm, nor would we be approving a licence for Paula because of her history of allowing the deer to escape and not making attempts to capture. I said the deer would probably be considered property of the Crown and she should speak to the CO for the area. The RCMP are also aware of the situation and have shot one of the deer when they left Paula's property.
Debi

Operations Coordinator,
Ministry of Agriculture and Lands
Health Management & Regulatory
(604)556-3014; fax: (604)556-3015
<mailto:Debra.Sand@gov.bc.ca>

Sand, Debra AL:EX

Arbutus Game

From: Sand, Debra AL:EX
Sent: Friday, December 8, 2006 2:55 PM
To: Wetzstein, Merv A AL:EX
Subject: Task Status Report: Mayne Island fallow deer

Attachments: RE: Mayne Island fallow deer

December 4 - sent a letter advising of possible suspension or cancellation of licence as well as Wildlife Act being invoked earlier.

December 5, 6, 7, 8 - left message to call.

December 8 - email to Cst Mike Homes

Have still not had any response from Paula.

Subject: Mayne Island fallow deer

Start date: Wed 29-11-2006

Due date: Wed 29-11-2006

Status: In Progress

% Complete: 50%

Total work: 0 hours

Actual work: 0 hours

Requested by: Sand, Debra AL:EX



RE: Mayne Island
fallow deer

From: Schwantje, Helen ENV:EX
Sent: Mon, December 4, 2006 9:32 AM
To: Sand, Debra AL:EX; Kline, Rob AL:EX; Betts, Michael AL:EX; Haddow, Wayne AL:EX
Cc: Brunt, Kim ENV:EX; McHarg, Pat ENV:EX
Subject: RE: Mayne Island fallow deer

Debi,

There are a large number of fallow deer outside of Paula's fencing. Ask any Mayne Islander. These animals are escapees.

From: Sand, Debra AL:EX
Sent: Mon, December 4, 2006 8:20 AM
To: Kline, Rob AL:EX; Schwantje, Helen ENV:EX; Betts, Michael AL:EX; Haddow, Wayne AL:EX
Cc: Brunt, Kim ENV:EX; McHarg, Pat ENV:EX
Subject: RE: Mayne Island fallow deer

Hi everyone, Paula has a game farm licence under Arbutus Bay Deer Farms. Her last inventory showed 7 deer. I will call her today and address all of the issues.

I will let you know what transpired; however, Paula is usually not willing to give information freely. She sends in her transaction reports on time as well as her renewals. She always tells me that she only has 7 female and never any births.

Thanks,

Debi

From: Kline, Rob AL:EX
Sent: Fri, December 1, 2006 3:59 PM

To: Schwantje, Helen ENV:EX; Betts, Michael AL:EX; Haddow, Wayne AL:EX; Sand, Debra AL:EX
Cc: Brunt, Kim ENV:EX; McHarg, Pat ENV:EX
Subject: RE: Mayne Island fallow deer

I have an email into Deb Sand but she is s.22 Hopefully, when she will be able to provide information on this item. Helen, Wayne does not cover Mayne Island anymore and I will be following up on this item...and I think Wayne is relieved :)

Rob

From: Schwantje, Helen ENV:EX
Sent: Fri, December 1, 2006 3:18 PM
To: Betts, Michael AL:EX; Haddow, Wayne AL:EX; Sand, Debra AL:EX; Kline, Rob AL:EX
Cc: Brunt, Kim ENV:EX; McHarg, Pat ENV:EX
Subject: RE: Mayne Island fallow deer

Deb must know if she has a current Game Farm permit???

From: Betts, Michael AL:EX
Sent: Fri, December 1, 2006 1:57 PM
To: Haddow, Wayne AL:EX; Schwantje, Helen ENV:EX; Sand, Debra AL:EX; Kline, Rob AL:EX
Cc: Brunt, Kim ENV:EX; McHarg, Pat ENV:EX
Subject: RE: Mayne Island fallow deer

I have not been back since the visit many years ago, so can add no new info.

Michael

Michael Betts PAg
Weed Specialist
BC Ministry of Agriculture and Lands
808 Douglas Street
Victoria, BC
V8W 9B4
Telephone: (250) 356-1533
Fax: (250) 387-5130

<http://www.weedsbc.ca/>
<http://www.agf.gov.bc.ca/cropprot/weeds.htm>

From: Haddow, Wayne AL:EX
Sent: Fri, December 1, 2006 1:52 PM
To: Schwantje, Helen ENV:EX; Sand, Debra AL:EX; Kline, Rob AL:EX
Cc: Brunt, Kim ENV:EX; McHarg, Pat ENV:EX; Betts, Michael AL:EX
Subject: RE: Mayne Island fallow deer

Hi Deb. or Rob, have you heard anything re Paula's Fallow Deer Farm on Mayne Island?
I was there about 14 years ago with Michael Betts. At that time the deer had nothing to graze and were being poorly supplemented. Escapes had preceded our visit.
Her property was in need of: top soil, a waters supply to assist forage growth and some pasture and livestock management skills.
Wayne

From: Schwantje, Helen ENV:EX
Sent: Wed, November 29, 2006 12:47 PM
To: Haddow, Wayne AL:EX
Cc: Brunt, Kim ENV:EX; McHarg, Pat ENV:EX
Subject: FW: Mayne Island fallow deer

Wayne???

Lets open a season!!

Eradication is an option as they are now wildlife.

Have we written her a letter from the region telling her she is out of time?

Gary and Pat would love to help

From: Brunt, Kim ENV:EX
Sent: Wed, November 29, 2006 12:36 PM
To: Schwantje, Helen ENV:EX
Subject: Mayne Island fallow deer

Hi Helen:

Do you know who I might contact about the status of Paula Bucholz' fallow deer farm on Mayne Island - maybe Wayne right there in the Duncan office where I understand you are hiding out today?

The local (Mayne Is.) RCMP officer called to say that there was about 20+ deer in her lower fenced area, none with ear tags. He's one of our permitted "fallow deer controllers" and was just wondering if she is back in the business of having deer in her pens, or whether these are previous escapees that have come back for a dose of nostalgia.....

He thought the gates between all the paddocks were open - also not sure if the fences are intact back where the trees fell on them in past years.

Thanks, Kim

Date December 4, 2006 # of pages (including this sheet) 2

To Paula Buchholz cc: Cst. Holmes, Mayne Island
Arbutus Bay Deer Farms Kim Brunt, MOE
Fax: 250 539-2301

From Debra Sand, Operations Coordinator
Livestock Health Management & Regulatory Unit
Ministry of Agriculture & Lands
Phone: (604)556-3014; toll free 1-877-877-2474 (within BC)
FAX: (604)556-3015

Subject Fallow Deer at large and Ear Tag Requirements

Material contained in this fax transmission may be confidential, and should be delivered only to the addressee. If all pages are not received, please call: **Debi Sand, (604)556-3014**

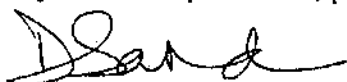
Under the *Game Farm Act Regulation 5, 6 and 7*, you are required to notify our office of any escapes of your heard. I have attached those specific sections of the *Regulations*. The *Game Farm Act* does allow you 30 days to recapture game that escapes, however, if it is determined that the escaped bison constitute a danger to property, the health or safety of an animal or individual or to the genetic integrity of wildlife as outlined under Section 7(2) of the *Game Farm Regulation*, Section 79 of the *Wildlife Act* (destruction of animals) may be invoked earlier.

It is the licensee's responsibility to ensure the fencing is adequate for animal containment and failure to maintain such fencing could result in the suspension of your Game Farm licence. We certainly hope that you can correct any fencing deficiencies and avoid such action. I would also ask that you report any shortages to your heard.

The Ministry of Environment on Vancouver Island, the local RCMP, and our ministry office in Duncan, are aware of your fallow deer being at large. Please make every possible effort to regain captivity of your fallow deer in order to avoid them becoming the property of the Crown.

You are also required to have all your fallow deer tagged. Please call if you require replacement and/or new tags.

If you have questions, please call me toll free at 1-877-877-2474.



Notification of escape, possible escape and recapture

5 (1) If game escapes from the farm or custody of a licensee and is not recaptured within 24 hours after that escape, the licensee must report the escape to an inspector within 36 hours after the discovery by the licensee of the escape.

(2) If a licensee becomes aware of information that suggests that game might have escaped from the farm or custody of the licensee, the licensee must

(a) complete an inventory of the herd of game for which the game farm licence is held within 24 hours, and

(b) report any shortages in the herd disclosed by that inventory to an inspector within 36 hours

after becoming aware of the information that suggested the possibility of an escape.

(3) A licensee must provide to the coordinator a written report of

(a) an escape to which subsection (1) applies, or

(b) a shortage to which subsection (2) applies

within 7 days after becoming aware of the escape or shortage.

Notification of recapture

6 A licensee that is required under section 5 (2) to make a report to the coordinator must provide to the coordinator a written report of the recapture of escaped game within 7 days after the recapture.

Game at large

7 (1) A licensee must recapture game that escapes from the licensee's farm within 30 days of the escape of the game to avoid application of section 76 of the *Wildlife Act* to that game.

(2) Despite subsection (1), section 76 of the *Wildlife Act* applies to escaped game if, in the opinion of the game farm coordinator, the escaped game may constitute a danger to property, the health or safety of an animal or individual or to the genetic integrity of wildlife.

[en. B.C. Rég. 227/94.]



October 4, 2006

File: 74800-40/Arbutus

Paula Buchholz
Arbutus Bay Deer Farms
770 Beechwood Drive
Mayne Island, BC
V0N 1J0

Re : Fallow Deer at large and untagged

We have been advised of the following; you have fallow deer at large, deer that aren't tagged, your fallow deer come in contact with wildlife and you have fawns on your farm. As a Game Farm licence holder, you are responsible for tagging, ensuring your game farm animals do not escape from the approved facilities, and preventing game farm animals from coming into contact with wildlife. Failure to abide by those conditions could result in licence suspension or cancellation.

You could also be liable for any and all damage to Crown land, equipment and facilities, as well as damage to private property, resulting from the capture and transportation of escaped game farm animals

Under the *Game Farm Act Regulation 5, 6 and 7*, you are required to notify our office of any escapes of your heard. The *Game Farm Act* does allow you 30 days to recapture game that escapes, however, if it is determined that the escaped fallow deer constitute a danger to property, the health or safety of an animal or individual or to the genetic integrity of wildlife as outlined under Section 7(2) of the *Game Farm Regulation*, Section 79 of the *Wildlife Act* (destruction of animals) may be invoked earlier.

... 2

Page 2

December 4, 2006

Arbutus Bay Estates Ltd.

Your recent transaction report shows that you have 7 female deer and have ear tags numbered 1028, 1029, 1031, 1032, 1043, 1044, 1055. Please confirm in writing that these tags are still on the livestock and there are no additions to your herd. Should you require replacement tags, please phone and I will forward new tags.

Please contact me, toll free, at 1 877-877-2474 so we may set up an inspection to inspect your operation.

Yours truly,

A handwritten signature in cursive script, appearing to read "Sand".


Debra Sand
Operations Coordinator

BC MAIL PLUS REGISTERED MAIL TRACE SHEET

Mailed by

Ministry Name	B.C. MINISTRY OF AGRICULTURE AND FOOD
Address	1767 ANGUS CAMPBELL ROAD ABBOTSFORD, B.C. V3G 2M3

Branch	L. Hall
Telephone	

 RW 117 745 301 CA Arbutus Fallow Deer	BC MAIL PLUS COQUITLAM, B.C. DEC 06 2006 MINISTRY OF MANAGEMENT SERVICES

Please photocopy "Registered Mail Trace Sheet" for your use.

Sand, Debra AL:EX

Subject: Debi - Arbutus Bay Estates - Mayne Island fallow deer
Start Date: Wed, November 29, 2006
Due Date: Fri, December 22, 2006
Priority: High

Status: In Progress
Percent Complete: 50%

Total Work: 0 hours
Actual Work: 0 hours

Owner: Sand, Debra AL:EX

Contact Paula to set up inspection. Letter sent December 4th.

From: Sand, Debra AL:EX
Sent: Mon, December 18, 2006 1:55 PM
To: Sand, Debra AL:EX
Subject: Task Status Report: Mayne Island fallow deer

Importance: High

Follow Up Flag: Follow up
Due By: Fri, December 22, 2006 12:00 AM
Flag Status: Red

Attachments: RE: Mayne Island fallow deer

Sent an email to Kim Brunt, MOE, Cst Mike Holmes, RCMP, Mayne, to set up a meeting to discuss fallow deer at large. Debi

Dec. 18, I spoke with Jeanie Dodds 250-539-2411, Island Trust, requesting cancellation of Paula's fallow deer licence. Hired help is feeding the sheep but not the deer, fence is "full of holes and no deer inside"

Plan: 1.) contact environment & set up a meeting or conference call re removal of escaped animals and animals that are contained at the point of licence cancellation.
2.) verify regulatory process to cancel/not renew licence
3.) Set up an inspection meeting for me with Paula in January when she returns,

Merv



RE: Mayne Island
fallow deer

From: Schwantje, Helen ENV:EX
Sent: Mon, December 4, 2006 9:32 AM
To: Sand, Debra AL:EX; Kline, Rob AL:EX; Betts, Michael AL:EX; Haddow, Wayne AL:EX

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Cc: Brunt, Kim ENV:EX; McHarg, Pat ENV:EX
Subject: RE: Mayne Island fallow deer

I have not been back since the visit many years ago, so can add no new info.

Michael

Michael Betts PAG
Weed Specialist
BC Ministry of Agriculture and Lands
808 Douglas Street
Victoria, BC
V8W 9B4
Telephone: (250) 356-1533
Fax: (250) 387-5130

<http://www.weedsbc.ca/>
<http://www.agf.gov.bc.ca/cropprot/weeds.htm>

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Eradication is an option as they are now wildlife.
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He thought the gates between all the paddocks were open - also not sure if the fences are intact back where the trees fell on them in past years.

Thanks, Kim











ARBUTUS BAY DEER FARMS

Ministry of Environment
Duncan B.C.
Fax (250) 746 - 1295
Attn. Mr. Ken Broadland

July 4, 2001

Dear Mr. Broadland:

Re: Agreement respecting Mayne Island fallow deer

This afternoon I tried in vain five or six times to reach you by phone. But there was no response, no answering machine, no person.

I was appalled to discover today in the presence of a tenant that in two of my deer pens dead logs had been placed on the fences' backside, partly ripping them apart and pulling them at least two feet down. My agreement with you clearly was that none of the people allowed to shoot the escapees from my farm on Mayne Island would enter my property. I very clearly denied any authorization to do that.

I consider the action discovered today to be a criminal act. I demand a full investigation by your office immediately. I suspect that one or more of the men allowed to shoot the fallow deer were not satisfied with their hunt elsewhere and simply shortcut the process. As there were no storms, there is no other explanation. Please contact me a.s.a.p.

Sincerely

ARBUTUS BAY DEER FARMS

B.

PAULA M. BUCHHOLZ
President

cc: Dr. Mervyn Wetzstein, DVM, Manager, Ministry of Agriculture & Food
Fax 604-556-3015

777 Beechwood Drive, Mayne Island, B.C., V0N 2J0, Phone/Fax (250) 539-2301, A division of Arbutus Bay Estates Ltd., e-mail: arbutusbay@gulfislands.com * internet: www.arbutusbay.ca

Transaction Register January 15, 2001

A. Bay

Slaughters 2000:

<u>Date</u>	<u>Sex</u>	<u>Eartag</u>	<u>Abattoir</u>
12.4.00	?	2875 D	Westholme Meat Packers, Crofton
"	"	2793 D	"
"	"	2808 D	"
"	"	2784 D	"
"	"	1001 I	"
"	"	1378 F	"
9.5.00	F	1002 I (R)	Westholme Meat Packers, Crofton
"	F	2849 D	"
"	M	1003 I	"
25.5.00	M	1005 I (R)	Maplewood Farms, Metchosin
"	M	1006 I	"
"	M	1356 F	"
"	M	1007 I	"
"	M	1381 F	"
29.5.00	M	1385 F	"
"	M	2749 D	"
"	M	1008 I	"
"	F	1009 I	"
"	F	1010 I	"
31.5.00	F	1354 F	Westholme Meat Packers, Crofton
"	F	2621 E	"
"	F	1013 I	"
"	F	1366 F	"
"	M	1011 I	"
"	M	1012 I	"
5.6.00	M	1371 F	Maplewood Farms, Metchosin
"	F	2623 E	"
"	F	2765 D	"
"	F	2818 D	"
"	F	2627 E	"
8.6.00	F	1345 F	Maplewood Farms, Metchosin
"	F	2778 D	"
"	F	1014 I	"
"	F	1389 F	"
"	F	2782 D	"
"	F	2742 D	"
"	M	1015 I	"
"	M	1016 I	"
"	F	1017 I	"
"	M	1018 I	"
12.6.00	M	1372 F	"
"	M	1357 F	"
"	M	1382 F	"
"	M	4356 E	"
"	<u>M</u>	1363 F	"

RECEIVED
AGRICULTURAL FOOD
JAN 21 2001
ASSOCIATION, E.C.

14.6.00	F	1355 F	Westholme Meat Packers, Crofton
"	F	2824 D	"
"	F	01648 B	"
"	F	2807 D	"
"	F	2857 D	"
"	F	1364 F	"
"	F	1325 F	"
"	F	2753 D	"
"	F	1048 I (R)	"
"	F	1049 I	"
"	F	1050 I	"
15.6.00	F	1033 I	Maplewood Farms, Metchosin
"	M	1034 I	"
"	M	1035 I	"
"	M	1036 I	"
"	M	1037 I	"
"	F	1038 I	"
"	F	1039 I	"
"	M	1040 I	"
"	F	1041 I	"
"	F	1335 F	"
"	M	1042 I	"
19.6.00	M	1345 I	Maplewood Farms, Metchosin
"	M	1384 F	"
"	M	1046 I	"
"	M	1047 I	"
"	M	1330 F	"
"	F	1338 F	"
"	F	1370 F	"
"	M	1051 I	"
"	M	1052 I	"
"	F	1341 F	"
"	M	1053 I	"
22.6.00	M	---	"
"	F	1379 F	"
"	F	1368 F	"
"	M	---	"
"	F	---	"
"	M	---	"
"	F	1339 F	"
"	F	---	"
"	F	1386 F	"
"	M	---	"
"	M	---	"
"	M	---	"
"	<u>F</u>	1342 F	"

26.6.00	M	1059 I	"
"	F	---	"
"	M	---	"
"	F	---	"
"	F	1323 F	"
	<u>96</u>		

Inventory March 2000 total 142 Deer

total deer slaughtered 96

reported vandalism in June 2000
gate opened with resultant escapees 24

remaining breeding herd on farm 22

~~DAIRY INDUSTRY~~
Reg. PROGRAM
FIELD REPORT

NAME Arbutus Bay May 18/00 PRODUCER No.

--	--

--	--	--	--	--

ADDRESS _____

PURPOSE OF CALL

W MELP (Ken Broadland) to advise def.
W licence

ISSUES DISCUSSED/SOLUTIONS/FOLLOWUP/DIAGRAMS

- Solin to escaped deer - K.B.
- restricted use of licensed area. to meet fencing assessment. m-w
- reduction of herd (20%) m-w
- tagging / necessary to tag m-w before slaughter but assign a tag at plant.
- request for letter of intent to in 2 weeks in regard to # of deer & pen usage.

ADDITIONAL COMMENTS:

May. 23 / Vaccination & more deer out.

SIGNATURE

DATE



May 16, 2000

HAND-DELIVERED

File: 9806996

Ms. P. M. Buchholz
Arbutus Bay Estates Ltd.
777 Beechwood Drive
Mayne Island, B.C.
V0N 2J0

Dear Ms. Buchholz:

Re: ARBUTUS BAY DEER FARMS, MAYNE ISLAND
- Continuing Investigation into Fallow Deer Escapements

In my last letter of September 23, 1999, you were critical of my interpretation of several sections of the Wildlife Act that are relevant to this investigation. In this letter, I have chosen to simply reproduce the appropriate sections of the Wildlife Act and part of the B.C. Regulation (made pursuant to the Wildlife Act) and you can draw your own conclusions. Please find enclosed those sections.

Since last fall, you have made an effort to recapture some of your escaped Fallow deer, nevertheless some are still at large on Mayne Island.

2 With respect to the issue of the Fallow deer still at large on Mayne Island, there is still some discussion about possible charges under Section 77(3) of the Wildlife Act. The discussion centers around "make every reasonable effort to recover the animal(s)". While we appreciate your efforts to bait some of the Fallow deer back into your deer farm enclosure, the fact remains there are some Fallow deer still loose that have no intention of ever returning to your farm. In order for you to satisfy "every reasonable effort", it may be necessary for you to arrange for somebody to hunt or trap the remaining Fallow deer. To satisfy your responsibility to make "every reasonable effort to recover the animal(s)", could you please arrange to hire, delegate or appoint somebody as your agent to hunt, trap the remaining escaped Fallow deer on Mayne Island. Due to the fact that Mayne Island has a 'NO SHOOTING OR HUNTING' closure, arrangements for a permit to discharge a firearm in a 'No Shooting Area' will have to be made with Mike Lambert, Acting Regional Manager of our Fish, Wildlife and Habitat Protection Section in Nanaimo. Providing your agent is satisfactorily qualified,

Ministry of
Environment,
Lands and Parks

Conservation Officer Service
Vancouver Island Region

Mailing Address:
5785 Duncan Street
Duncan BC V9L 3W6

Telephone: (250)746-1236
Facsimile: (250)746-1295

Ms. P. M. Buchholz
Arbutus Bay Deer Farms
Mayne Island, B.C.

- 2 -

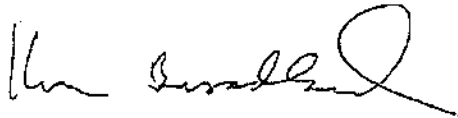
May 16, 2000

Re: ARBUTUS BAY DEER FARMS, MAYNE ISLAND - Continuing Investigation into Allow
Deer Escapements cont'd...

Mr. Lambert may then exempt the agent from the limitations imposed by the No Shooting Regulations. Your agent would still be required to obtain permission to hunt from all private property owners, as well as comply with all local, Provincial and Federal laws and regulations.

If you have any questions, I can be reached at (250)746-1236.

Yours truly,



K. R. Broadland
District Conservation Officer
Duncan - Vancouver Island Region

KRB/mab

Enclosure: *Pertinent Sections of Wildlife Act*

RS CHAP. 488

WILDLIFE

45 ELIZ. 2

Section 1

- "animal" means a mammal, reptile, amphibian or bird;
- "appeal board" means the Environmental Appeal Board established under the *Environment Management Act*;
- "assistant angling guide" means a person licensed as an assistant angling guide under this Act;
- "assistant director" means the assistant director of the Wildlife Branch of the ministry;
- "assistant guide" means a person licensed as an assistant guide under this Act;
- "big game" means
- (a) any member of the family Cervidae,
 - (b) mountain sheep, mountain goat, bison or pronghorn antelope,
 - (c) bear, cougar or wolf, or
 - (d) a mammal prescribed as big game;
- "bird" means an animal of the class Aves, and its eggs;
- "bow" means a longbow or crossbow;
- "camp" includes a hunting or fishing camp, logging camp, construction camp or camp established in connection with developing the oil, gas or mineral resources of British Columbia;
- "carry" includes the storing of or having in possession of, in a boat, aircraft, motor vehicle, trailer or all terrain vehicle, even though the boat, aircraft, motor vehicle, trailer or all terrain vehicle is used as temporary living quarters;
- "closed season" means a specified period during which a species of wildlife must not be hunted or taken;
- "cold storage plant" means a facility where, for compensation or reward received or promised, wildlife or fish or parts of them are processed and stored, either fresh or frozen, for later consumption;
- "conservation officer" means a conservation officer designated under the *Environment Management Act* and includes a deputy conservation officer appointed under this Act;
- "constable" includes a special constable and an officer, member and constable of the Provincial police force and of a municipal police department in British Columbia and a member of the Royal Canadian Mounted Police;
- "critical wildlife area" means land in a wildlife management area that is designated as a critical wildlife area;
- "crossbow" means a bow fixed across a stock with a groove for the arrow or bolt and a mechanism for holding and releasing the string;
- "Crown land" means land, whether or not it is covered by water, or an interest in land, vested in the government;
- "director" means the director of the Wildlife Branch;
- "domestic animal" means an animal that is prescribed as a domestic animal;

RS CHAP. 488

WILDLIFE

45 ELIZ. 2

Section 1

- "habitat" or "wildlife habitat" means the air, soil, water, food and cover components of the environment on which wildlife depend directly or indirectly in order to carry out their life processes;
- "harass" includes worry, exhaust, fatigue, annoy, plague, pester, tease or torment, but does not include the lawful hunting, trapping or capturing of wildlife;
- "hunt" includes shooting at, attracting, searching for, chasing, pursuing, following after or on the trail of, stalking or lying in wait for wildlife, or attempting to do any of those things, whether or not the wildlife is then or subsequently wounded, killed or captured,
- (a) with intention to capture the wildlife, or
 - (b) while in possession of a firearm or other weapon;
- "hunting licence" means a licence to hunt under section 11, but does not include a limited entry hunting authorization;
- "Indian" means a person defined as an Indian by the *Indian Act* (Canada);
- "limited entry hunting authorization" means an authorization issued under section 16;
- "longbow" includes a longbow, recurve bow and a compound bow;
- "mammal" means a vertebrate of the class Mammalia other than humans;
- "meatcutter" means a person who, for compensation or reward received or promised, processes wildlife or fish for consumption;
- "no shooting area" means a designated area in which the discharge of a firearm is prohibited;
- "non resident" means a person who is not a resident of British Columbia but who
- (a) is a Canadian citizen, or
 - (b) makes his or her home and is ordinarily present in Canada and has resided in Canada for the 12 month period immediately before making an application under this Act or the regulations or doing another thing relevant to the operation of this Act;
- "non resident alien" means a person who is neither a resident nor a non resident;
- "officer" means a person who is
- (a) a conservation officer or constable, the director, an assistant director, a regional manager of the fish and wildlife program of the ministry or a biologist or biological technician in the ministry, or
 - (b) an employee of the ministry designated by name or position as an officer;
- "open season" means a specified period of time during which a species of wildlife may be hunted or taken;
- "person", for the purpose of issuing a licence, limited entry hunting authorization or a registration of a trapline, means a natural person;

B.C. Reg. 168/90

WILDLIFE ACT
DESIGNATION AND EXEMPTION REGULATION

Domestic animals under sections 76, 77 and 79 of the Act

- 12 For the purposes of sections 76, 77 and 79 of the *Wildlife Act*, the following are domestic animals:
- (a) a horse of the genus Equus;
 - (b) cattle of the genus Bos;
 - (c) sheep of the genus Ovis, except Ovis canadensis and Ovis dalli.

Endangered species

- 13 The following species are designated as endangered species:
- (a) Marmota vancouverensis – Vancouver Island marmot;
 - (b) Enhydra lutris – sea otter;
 - (c) Athene cunicularia – burrowing owl;
 - (d) Pelecanus erythrorhynchos – white pelican.

Game birds

- 14 The following birds are designated as game birds:
- (a) upland game birds of the following genera of the order Galliformes:
 - (i) grouse
 - (A) Dendragapus – blue grouse, spruce grouse and Franklin grouse;
 - (B) Bonasa – ruffed grouse;
 - (C) Tympanuchus – prairie chicken and sharp-tailed grouse;
 - (D) Centrocercus – sage grouse;
 - (ii) Lagopus – willow, rock and white tailed ptarmigan;
 - (iii) quail
 - (A) Colinus – Northern bobwhite;
 - (B) Callipepla – Gambel's, scaled and California quail;
 - (C) Oreortyx – mountain quail;
 - (D) Cyrtonyx – harlequin quail;
 - (iv) Phasianus – pheasant;
 - (v) partridge
 - (A) Alectoris – Chukar partridge;
 - (B) Perdix – grey or Hungarian partridge;
 - (iv) Meleagris – wild turkey;
 - (b) migratory game birds as defined in the *Migratory Birds Convention Act, 1994* (Canada).
- [am. B.C. Reg. 130/99, App. 1, s. 3.]

Small game

- 15 The following animals are designated as small game:

RS CHAP. 488

WILDLIFE

45 E.L.Z. 2

Section 74

Seizure of pelt or skin

- 74 A conservation officer or constable may seize a pelt or skin on which he or she believes on reasonable grounds that the royalty payable under this section has not been paid.

Accidental killing of wildlife

- 75 A person commits an offence if the person
- (a) kills or wounds wildlife, other than prescribed wildlife, by accident or for the protection of life or property, and
 - (b) does not report promptly to an officer the killing or wounding and the location of the wildlife.

Escape, etc., of captive animal

- 76 On the escape from captivity or the release or abandonment of an animal that is not a domestic animal, the government acquires the ownership of that animal.

Release or escape of animals

- 77 (1) A person who releases or abandons an animal or from whose captivity an animal escapes
- (a) is, despite section 11 (4) of the *Livestock Act*, liable to the government for loss or damage to wildlife or wildlife habitat caused by the animal, and for all costs incurred by the government in pursuing, recovering, holding or destroying it, and
 - (b) is not entitled to any compensation from the government if the animal is destroyed under section 79.
- (2) If a person releases or abandons an animal, other than a domestic animal, the person commits an offence.
- (3) If an animal, other than a domestic animal, escapes from the possession of a person, the person commits an offence if he or she fails to make every reasonable effort to recover the animal.
- (4) This section does not apply if the person is authorized by the regional manager to release the animal.

Dogs hunting game

- 78 A person commits an offence if the person causes or allows a dog to hunt or pursue
- (a) wildlife or an endangered species or threatened species, or
 - (b) game, except in accordance with the regulations.

Destruction of animals

- 79 (1) An officer may kill an animal, other than a domestic animal, that is at large and is likely to harm persons, property, wildlife or wildlife habitat.

Dr. Mervyn Wetzstein
Animal Health and Regulatory
Ministry of Agriculture
Animal Industry Branch
1767 Angus Campbell Road
Abbotsford
V3G 2M3

24 April 2000

Petition from Mayne Island Farmers Regarding the Problem of
Escaped Fallow Deer

Dear Dr. Wetzstein,

Enclosed with this letter is the hard copy of the petition from Mayne Island farmers which I faxed to your office in Abbotsford on April 23, 2000. Additionally, I wanted you to know that it is the farmers themselves of thought of the option contained in the Petition. I have served only to write up documents and do the mailing and cover letters.

We very much hope, indeed expect, an ongoing solution to this problem in the very near future.

s.22

RECEIVED
B.C. MINISTRY OF
AGRICULTURE & FOOD

APR 28 2000

ABBOTSFORD, B.C.

To: Dr. Mervyn Wetzstein Fax: 604. 556.3015
From: s.22

23 April, 2000

Regarding Fallow Deer on Mayne Island

Dear Dr. Wetzstein:

In the event that you are meeting with Mr. Sundquist early in the week, I wanted you both to have the attached petition from the farmers on Mayne Island when you discuss the escaped Fallow Deer situation here.

I will be mailing hard copies to both of you and to all the copied individuals listed in the petition when I am in Victoria on the 24th of April.

We are suggesting something which might – both in the short and long run – be the simplest method of eliminating the deer still at large. I have not heard a murmur of objection to the elimination of these destructive animals from the Island. All local people understand that they are not capture-able by anyone other than their former owner, and that only during the rut.

Additionally, last Fall, the former owner of the escaped deer mentioned to me that the owner intended to cut the farm herd down to 35 animals. This intention, if it is still in force, would suggest that the motivation to recapture animals still at large is less than urgent.

Please note that the deer farm owner no longer lives in the cottage in the middle of the pastures, but has moved about ¼ mile away to a new house on the water, from which what is happening in the pens can now longer be seen.

I also want to urge you to discard any idea of "returning the fawns to the farm" if the mothers are shot. These animals have been pasturing for many years on the grass and trees of other people. *Any such action would arouse outrage here on the Island.*

Wishing you well during your upcoming meeting. We want action before fawns are born in June.

s.22

(Attached, 4 pages of the Petition.)

Mr. Lance Sundquist
Regional Conservation Officer
Ministry of the Environment
2080 Labeux Road
Nanaimo BC V9T 6J9

22 April 2000

**REGARDING THE SERIOUS PROBLEM
OF ESCAPED FALLOW DEER ON MAYNE ISLAND.**

Dear Mr. Sundquist

We, the undersigned farmers on Mayne Island, have been concerned for several years with the presence of escaped Fallow Deer on our island. As is well known, these animals are extremely destructive to pasture and trees; grazing the former down to the roots and girdling the latter of bark, causing the death of the tree. These incidents put these animals (which are now the "property of the government" in direct competition with the interests of farmers and fruit tree growers on Mayne.

Both the Ministry of Agriculture and the Ministry of the Environment have clear responsibilities to help us with this growing problem.

An Abridged Quotation of **The Ministry of Agriculture's** Game Farm Regulations reads:

Control of Game

4

A licensee must

- (a) confine to the farm the game for which the game farm license is held.....

Notification of escape

(various stringent requirements involving accurate reporting of the escape within hours to 7 days)

Notification of recapture

(notification of recapture within 7 days)

Game at large

7

- (1) A licensee must recapture game that escapes from the licensee's farm within 30 days of the escape of the game to avoid application of section 76 of the Wildlife Act to that game. (see section 76, to follow)

(continued)

RECEIVED
B.C. MINISTRY OF
AGRICULTURE & FOOD

APR 28 2000

Ministry of the Environment, Lands and Parks' Wildlife Act, section 76 reads:

Section 76 On the escape from captivity or the release or abandonment of an animal that is not a domestic animal, the government acquires the ownership of that animal.

We request that the Ministry of the Environment and the Ministry of Agriculture confer together and do their jobs as outlined in the regulations which govern their activities or issue specific hunting permits to farm owners to eliminate these escaped animals. Fallow deer directly compete with our farming efforts on Mayne. Further, we remind you of the shocking devastation caused by Fallow Deer on Sidney Island.

s.22

Copies to:

Mervyn Wetstein, Regulatory Officer, Ministry of Agriculture
Doug Janz, Wildlife Biologist, Ministry of the Environment
MLA Murray Coell
MP Gary Lunn
Gary Richardson, Senior Planner, Islands Trust
Richard Dallon, Southern Gulf Islands CRD Representative
The Honorable Joan Sawicki, Minister of the Environment, Lands and Parks
The Honorable Corky Evans, Minister of Agriculture

RECEIVED
B.C. MINISTRY OF
AGRICULTURE & FOOD

APR 28 2000

ABBOTSFORD, B.C.

RECEIVED
B.C. MINISTRY OF
AGRICULTURE & FOOD

APR 18 2000

ABBOTSFORD, B.C.

Dr. Mervyn Wetzstein
Animal Health and Regulations
Animal Industry Building
1767 Angus Campbell Road
North Abbotsford, BC
V3G 2M3

6 April 2000

Regarding Escaped Fallow Deer on Mayne Island **RECEIVED**
B.C. MINISTRY OF
AGRICULTURE & FOOD

Dear Dr. Wetzstein,

APR 10 2000

I am enclosing picture documentation of damage caused by the escaped Fallow
Deer here on Mayne Island. ^{s.22}

s.22

ABBOTSFORD, B.C.

I urge you to read the letters, particularly the earlier one about the devastation
caused by some 1000+ Fallow Deer on Sidney Island, south east of the Saanich
Peninsula. The situation there was a result of insouciant oversight by the
appropriate authorities at an earlier time.

I am sending copies of these photos and appropriate variations on this letter to
someone at Wildlife and also to Gary Richardson at the Islands Trust. I will pass
a copy on to our CRD representative who lives here on Mayne. His name is
Richard Dalon.

As someone in the Ministry of Agriculture, I hope you will note particularly the
damage done to the pear tree and to pasture.

Please do all you can to further the crack down on this situation. I have read with
interest the requirements for farming game animals. I would be amazed if all
those requirements were being met here locally. If there is another escape, I will
be pursuing this permitting matter.

s.22

ps:

I am receiving helpful calls
from Island residents
regarding the locations of the
separate family groups (7 -
12+ individuals per group)
and will be sending a road
map of the Island to the
Ministry of Wildlife with
locations of sightings noted
on it.

Damage to Cedar caused by escaped Fallow Deer on Mayne Island, early Spring 2000



The cedar, at the edge of a farmer's field, has been stripped of its bark on the half facing the field. The trampled earth around the tree is characteristic of Fallow Deer, who seem to find bark stripping a social activity as well as a nutritional one.

Below, a closer look



Closer still. Note characteristic teeth scrapes.

Needless to say, Red Cedars are highly characteristic of Mayne Island. I would call this clear "environmental damage".



Escaped Fallow Deer Damage to Trees and Pasture on Mayne Island

Mayne Island has many old orchards, planted in the settlement days. The King Apple – a local, delicious and historical apple – is often found among the trees.

New orchards, of many species, are being planted on the Island.

An old pear tree in a farmer's Orchard has been completely stripped of bark as far up as the deer can reach: 5'8 inches. The whitish trunk stands out, to the right



A closer look reveals the bark completely stripped up to a height of 5'8", together with the characteristically trampled ground of a herd of 6-7 fallow deer often seen in this field.

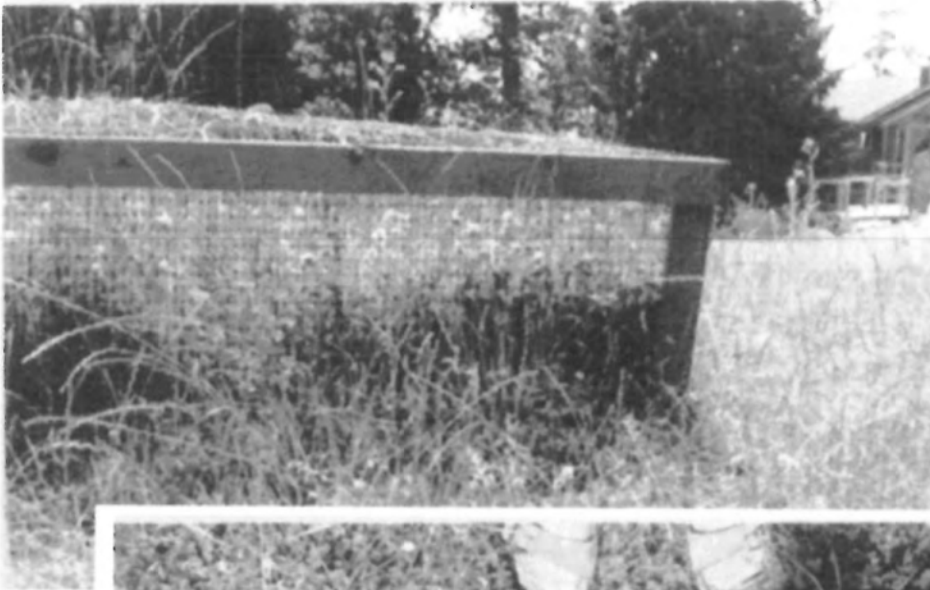


The scrapes go through the vital cambium layer, down to the wood.. The tree will die.

PASTURE DAMAGE



During the summer of 1999, we* put a cage on the lawn where we saw 7 Fallow Deer grazing almost every day (above).



After a month, the results were impressive. Clover and grasses grew profusely within the cage; outside of it, the grass was sparse, cropped close with only a few seed stalks and weeds left.

Please note clover



NATIVE

Tree Damage caused by Escaped Fallow Deer on Mayne Island

These young fir trees are on a property adjacent to the deer farm. They have been de-barked by escaped deer hanging around the periphery of the fence.

Fallow Deer are herd animals and hungry during the fall, winter and spring of the year, returning to the enclosure where their relatives are for various reasons.

As more generations of Fallow Deer, bred and conceived *outside* the fence are born, the feel the need to return home.



Young
girdled fir



Second
girdled
fir

OPR

NOV - 4 2003

File: 0280-30

Ref: 67804

Judy Brownoff, Chair
Capital Regional District
524 Yates St
PO Box 1000
Victoria BC V8W 2S6

RECEIVED
B.C. MINISTRY OF
AGRICULTURE & FOOD
NOV 13 2003
ABBOTSFORD, B.C.

Dear Ms. Brownoff:

Thank you for the letter of September 30, 2003 from Mr. Rich Tamboline, Regional Director, expressing concerns about the feral fallow deer on Mayne Island.

The feral fallow deer on Mayne Island are the result of escaped animals from a licensed fallow deer farm that have not been recaptured. Several unfortunate circumstances that ranged from unusual storms to vandalism were responsible for the escapes. The Ministry of Agriculture, Food and Fisheries (MAFF) has been actively working with the farm, ensuring inventory identification, and reducing the risk of escapes, since the original permit from the Ministry of Environment, Lands and Parks was transferred to MAFF with the development of the *Game Farming Act*.

Game farmed animals that have escaped confinement and are not recaptured by the owner are the responsibility of the Ministry of Water, Land and Air Protection (WLAP). For further information, you may wish to contact Dick Heath, Regional Manager, at 250 751-3211. MAFF staff continues to support WLAP staff, wherever possible, in the reduction of the feral fallow deer population on Mayne Island.

Yours sincerely,

ORIGINAL SIGNED BY

John van Dongen
Minister

pc: Honourable Joyce Murray, Minister of Water, Land and Air Protection
Honourable Murray Coell, Minister of Human Resources
Merv Wetzstein, Manager, Livestock Health Management and Regulation Unit
Dick Heath, Regional Manager, Ministry of Water, Land and Air Protection
Rich Tamboline, Regional Director, Capital Regional District



Capital Regional District

524 Yates Street PO Box 1000 Victoria, BC V8W 2S6 Telephone (250) 360-3000

CRD Web Site: <http://www.crd.bc.ca>

Southern Gulf Islands Electoral Area

260 Georgina Point Road Site 25 Comp 9 Mayne Island BC V0N 2J0

September 30, 2003

Honourable John van Dongen
PO Box 9043
STN PROV GOVT
Victoria, BC V8W 9E2

Honourable Joyce Murray
PO Box 9047
STN PROV GOVT
Victoria, BC V8W 9E2

Dear Ministers van Dongen and Murray;

Re: Fallow deer - Mayne Island

As the elected representative for our Electoral Area in the Capital Regional District, I have been receiving a large number of complaints about the damage that is being caused by escaped Fallow Deer on Mayne Island.

The original animals were brought to Mayne Island under the Game Farm Legislation, which was enacted in the 1990's. The Ministry of Agriculture issued the license and permit to Arbutus Bay Deer Farms which is owned and operated by Ms. Paula Buchholtz.

Very early in the operation of this farm it became evident that the management of the farm was not complying with the intent of the permit and legislation to ensure that the Fallow Deer did not escape. Wind-fall trees damaged fences, which were not repaired immediately, incidents of gates being unsecured and deficient operating practices allowed significant numbers of deer to escape.

Some years after the farm had been established the mounting number of complaints precipitated the first inspection of this farm. It was observed that none of the progeny from the original herd had been tagged for identification, significant portions of the fencing did not meet regulation requirements and record keeping regarding the herd was virtually nonexistent.

MINISTER OF AGRICULTURE, FOOD AND FISHERIES			
Referral #	67804		
Refer to:			
Received:	OCT - 7 2003		
MIN Response <input checked="" type="checkbox"/>	Reply Direct <input type="checkbox"/>	Info/File <input type="checkbox"/>	N/A <input type="checkbox"/>
DM Response <input checked="" type="checkbox"/>	Briefing Note <input type="checkbox"/>	Speaking Notes <input type="checkbox"/>	
Other:	BL		

Tel: 250-539-2730 Fax: 250-539-2735 email: directorsgi@crd.bc.ca

Municipalities And Electoral Areas

Central Saanich • Colwood • Esquimalt • Highlands • Juan De Fuca • Langford • Metchosin • North Saanich
Oak Bay • Southern Gulf Islands • Saanich • Salt Spring Island • Sidney • Sooke • Victoria • View Royal



The only action taken by the Ministry of Agriculture, at that time, was to order a reduction in the herd to a number, which could be accommodated in the relatively small area where regulation fencing had been installed.

Under the Game Farm Legislation escaped animals, after 30 days, become the responsibility of the Wildlife Branch of the Environment Ministry. To date the only program of control offered by this Ministry has been to issue four permits to individuals allowing them to shoot the escaped deer (currently only two hunters reside on Mayne Island and the other two are non-residents who only visit the island periodically). This is the only action that has been taken in spite of petitions from affected residents and researched submissions outlining damage caused by this species (not only on Mayne Island but elsewhere) and has been completely inadequate in resolving the problem.

The population of feral Fallow Deer is increasing on Mayne Island. They have now spread over the entire island from that one farm and many fawns have been observed this spring. Several cases of the Fallow Deer aggressively displacing the native black tail deer, in traditional foraging areas, have been reported. The damage to fruit trees and other vegetation has reached the point where the public is demanding action be taken to eradicate this exotic species.

There are a number of people on the island who are willing to assist in a control program. It is impossible to undertake any such operation without the support and commitment of your Ministries to develop the plans and organize the strategies to carry out a successful program.

On behalf of the community I would ask that you please address this issue, on a priority basis, with your staff in an effort to develop a solution which will benefit the natural environment of this island and restore the traditional harmony of the area.

Yours sincerely,

A handwritten signature in dark ink, appearing to read 'Rich Tamboline', written in a cursive style.

Rich Tamboline
Regional Director

Pc: Hon. Murray Coell, Minister of Human Resources
Linda Adams, Islands Trust



Ministry of Agriculture,
Food and Fisheries
Office of the Assistant Deputy Minister
Risk Management &
Competitiveness Division

FAX SHEET

Pages: 5 (including cover)
Date: October 16, 2003

To: Rosemary Pede
Branch/Company: Food Safety & Quality
Phone:
Fax: 604-556-3117

RUSH/URGENT

From: Charlene Evers
Administrative Assistant
Phone: (250) 356-1821
Fax: (250) 356-7279
E-Mail ID: Charlene.Evers@gems4.gov.bc.ca

Message:

Hi Rosemary,

Please find attached RUSH Minister's assignment #67804. This assignment (after asking several people who should be handling this one) should go to Merv Wetzstein as it is related to game farming and licensing. Jane has sent an email to WLAP to find out if they are also replying or if they can provide a contact name in order to coordinate a response. I will let you know what info I get from her.

Cheers!

Charlene

Assigned to Merv Oct 16/03 ✓

Due date to Rosemary is Oct 22nd.
extended to Oct 30/03

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THE GOVERNMENT OF BRITISH COLUMBIA IS AN "EMPLOYMENT EQUITY EMPLOYER"

Ministry of Agriculture, Food & Fisheries

ADM-Risk Management

Oct 16, 2003

Action: MSS-Minister's Assign. SPECIAL

Due: 10/23/2003

Id No: 67804

Rich Tamboline
Reg. Director
Capital Regional District
524 Yates St
PO box 1000
Victoria BC V8W 2S6

Type: ML-Mail

Written:

Office: MN-Minister

Received: 10/9/2003

Entry By: samiller

Sign By: Minister van Dongen

Reply Date:

Batch:

Closed:

Phone: 250 360-3000

FAX:

Email:

File No:

Subject: Fallow deer - Maine Island

RUSH/URGENT

X-Ref #:

Addressed to: MIN-van Dongen

Issue: General Agriculture Issues

Drafted By:

MLA: Bray, Jeff (BC Liberal)

Copied to: MIN-Murray

Electoral Dist: Victoria-Beacon Hill

Referrals

From: MN-Minister	Action: UR-Under Review @MO	Due: 10/14/2003
To: MA-Minister's Assist	Status: Completed	Received: Completed: 10/15/2003
From: MA-Minister's Assist	Action: MIN - Draft Response	Pending Due: 10/23/2003
To: CU-Corr Unit	Status: Sent	Received: 10/15/2003 Completed:
From comments: 2003/10/15 smill (MN-Minister) to CU for priority Minister's response as per Minister/Blake		
From: CU-Corr Unit	Action: RE-Reassigned	Due:
To: DPLS-Policy&Leg Serv	Status: Completed	Received: Completed: 10/16/2003
From: CU-Corr Unit	Action: MIN - Draft Response	Pending Due: 10/23/2003
To: ADM-Risk Management	Status: Sent	Received: Completed:
From comments: 2003/10/15 JBARN (CU-Corr Unit) Draft response is priority. Please pc: Hon. Coell		
From: ADM-Risk Management	Action: MIN - Draft Response	Active Due: 10/23/2003
To: FS-Food Safety Qual	Status: Sent	Received: Completed:

Notes

2003/10/15 JBARN (CU-Corr Unit) Have sent an email inquiry to WLAP to find out if WLAP is also replying or can provide a contact name in order to coordinate a response. Will let you know.

Date December 29, 2003 # of pages (including this sheet) 16

To Charlene Evers
Risk Management and Competitiveness Division
fax: (250) 356-7279 phone: 250 356-1821

From Debra Sand
Livestock Health Management & Regulatory
FS&Q Branch
Ministry of Agriculture, Food & Fisheries
Phone: (604)556-3014; toll free 1-877-877-2474
FAX: (604)556-3015

Subject FOI Request -- AFF-03-058

Hi Charlene, please find the documentation for the above FOI Request. I have also put a copy in the mail.

If you have any questions, please call.

Debi

REQUEST IDRequest Number 292- 30 / AFF - 03- 058**Request Description**

Re: Arbutus Bay Deer Farm, Mayne Islands

"Further to Minister van Dongen's correspondence of Nov. 4/03 to Ms. Brownoff, of Capital Regional District, I would like to obtain a copy of the original license issued to this farm for fallow deer under the Game Farm Act and a record of the inspections which have been carried out from that time to present."

Note: This form must be completed for each formal FOI request. It should be completed by the program area and/or the FOI contact.

SEARCH DETAILS**Areas Searched**

Please identify all areas searched. Be specific, e.g., program files, e-mail records, off-site records, etc.

Program files -- request was specific to inspections and original licence. The Game Farm has a current licence.

Summary Of Records Retrieved

Please specify whether all records requested were retrieved and list any records not found.

Search Performed By (See page 3 for list of tasks to be included in TIME SPENT here)Name: Debra Sand Position: Operations Coordinator Time Spent 1 (hrs)Signature  Telephone Number 604 556-3014

Name: _____ Position: _____ Time Spent _____ (hrs)

Signature _____ Telephone Number _____

ACCESS REVIEW SHEET

Records Prepared for Disclosure By (See page 3 for list of tasks to be included in TIME SPENT here)

Name: _____ Position: _____ Time Spent _____ (hrs)

Telephone Number _____

HARMS ASSESSMENT

Please identify any possible harms in releasing the records and/or issues that FOI Branch needs to consider before making a final recommendation regarding release of the records.

I checked to ensure that the parties requesting the inspections were government employees and not private citizens. I also checked to ensure there was no personal information of the Game Farm that was not relevant to the request.

Records Reviewed By (Note: Time spent reviewing for harms and recommending severing is not chargeable)

Name: _____ Position: _____ Time Spent _____ (hrs)

Signature _____ Telephone Number _____

PROGRAM AREA RECOMMENDATION

Approved By

Signature

Print Name

Date (yyyy/mm/dd)

Position Title



RECEIVED
B.C. MINISTRY OF
AGRICULTURE & FOOD

JAN 20 2000

ABBOTSFORD, B.C.

January 17, 2000

File: 9806996

Dr. Mervyn A. Wetzstein
Manager, Regulatory Unit
Ministry of Agriculture and Food
Abbotsford Agriculture Centre
1767 Angus Campbell Road
Abbotsford, B.C.
V3G 2M3

Dear Dr. Wetzstein:

Re: ARBUTUS BAY DEER FARMS, MAYNE ISLAND

Last fall I sent you a copy of my September 23, 1999 letter to Ms. Paula Buchholz at Arbutus Bay Deer Farms. Ms. Buchholz pleaded that we allow her to recapture the escaped Fallow deer, rather than us attending to shoot the deer. We agreed and have waited patiently while she recaptured over 35 Fallow deer.

While this is admirable, it has come to our attention during the course of the investigation that some of the perimeter fencing on the deer farm may be too large a mesh size, thus allowing some of the smaller deer to push their way through the perimeter fence. When asked about this situation, Ms. Buchholz did not deny that some of the deer were able to push through some areas of the perimeter fence, rather she simply stated that some Ministry of Environment (MOE) staff had apparently approved the perimeter fencing at the time when MOE staff were responsible for such approval.

Could we please discuss this issue. We are interested in hearing what the approved mesh size is for perimeter fencing on Fallow deer farms. There is a need for a field inspection to identify the proportion of the perimeter fence meets standards. It seems pointless to allow Ms. Buchholz to play "the recapture game" if some Fallow deer are free to leave whenever they decide to leave. We understand there are still about 10 escaped Fallow deer near the deer farm.

.../2

Ministry of
Environment,
Lands and Parks

Conservation Officer Service
Vancouver Island Region

Mailing Address:
5785 Duncan Street
Duncan BC V9L 3W6

Telephone: (250)746-1236
Facsimile: (250)746-1295

Dr. Mervyn A. Wetzstein
Ministry of Agriculture and Foods
Abbotsford, B.C.

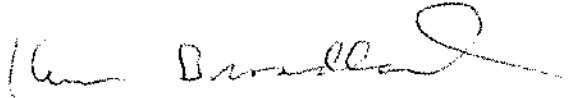
- 2 -

January 17, 2000

Re: ARBUTUS BAY DEER FARMS, MAYNE ISLAND cont'd...

I can be reached at (250)746-1236.

Yours truly,



K. R. Broadland
District Conservation Officer
Duncan - Vancouver Island Region

KRB/mab

cc: Doug Janz, Regional Wildlife Biologist, MOELP, Nanaimo
Kim Brunt, Wildlife Biologist, MOELP, Nanaimo
Jamie Stephen, Senior Conservation Officer, MOELP, Duncan
Paula Buchholz, Arbutus Bay Deer Farms, Mayne Island



ARBUTUS BAY DEER FARMS

Ministry of Environment
Attn. Mr. Ken Broadland
Duncan B.C.
Fax (250) 746 - 1295

October 14, 1999

Dear Mr. Broadland:

Re: Recapture of storm related escapees of fallow deer from my pastures

I have received your letter dated September 23, 1999 as ordinary mail in my mailbox on September 28, 1999, addressed to a Mr. Buchholz. As I informed you in detail since the very first time you contacted me, I am constantly on the alert to recapture my escaped deer back into my fenced pens. I have been quite successful so far. In addition to the numbers I have reported to you before in September with a total of 12, I have caught a big rutting buck last week. My efforts continue on a daily basis in this regard.

I was glad to hear from you that the Ministry's biologists are also not happy with the results on Sidney Island. However, to take this dissatisfaction out on me, a deer farmer punished already with the storms and escapes of my property, the deer, is just not right. As you are aware, the complaints from Mayne Island were instigated by public articles written with false facts in our local newspaper by one person who made it her goal to pursue fallow deer, after she had seen the devastation created by Sidney Island fallow deer under your management. But you cannot compare apples with oranges.

It is unacceptable when you personally interpret the law and threaten me, a law abiding citizen, with jail for six months or a fine of \$ 5,000.00 if I fail to recover the escaped deer. The law reads differently: "... the person commits an offense if he or she fails to make every reasonable effort to recover the animal". This is a big difference, Mr. Broadland.

777 Beechwood Drive, Mayne Island, B.C., V0N 2J0, Phone/Fax (250) 539-2301, A division of Arbutus Bay Estates Ltd., e-mail: arbutusbay@gulfislands.com * internet: www.arbutusbay.bc.ca

- 2 -

It is unexplained, why you highlighted in the attached section of the Wildlife Act, which you named "pertinent", under 77 (2) "If a person releases or abandons an animal, other than a domestic animal, the person commits an offense". Why did you highlight that? Are you insinuating a release or abandon by me? I find this part of your letter also very offending and unacceptable.

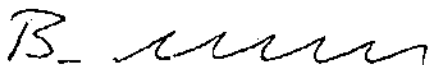
However, reading further under section 79, I raise the question, how can you justifiably say that my escaped fallow deer at large are likely to harm persons, property, wildlife or wildlife habitat - so far having been caught eating flowers - and are therefore to be killed by you, when you are undoubtedly aware that the grossly overpopulated black tail deer are definitely constantly causing all of these damages, including several car accidents on the island and nothing is being done about that proven harm to persons and property? I have provided you with my response article which included constructive suggestions how to properly manage our black tail population.

As you wrote: "this matter is under investigation, with the possibility of charges", I would like to know what exactly you are investigating and what charges are being contemplated? I think, it is only fair to answer my question in this regard at your earliest convenience.

As I did before, I can assure you that I have the utmost interest of capturing my escaped deer, thus getting my property back behind my fences. Accordingly, my efforts are not only reasonable but I extend every possible effort to recapture them. I look forward to get answers to my questions from you.

Sincerely

ARBUTUS BAY DEER FARMS



PAULA M. BUCHHOLZ
President

cc: Dr. Mervyn Wetzstein, DVM, Manager, Ministry of Agriculture & Food
Ministry of Agriculture & Food, Brent Warner, Fax (250) 655-5657
Jamie Stephen, Senior Conservation Officer, MOELP, Fax (250) 746-1236
Doug Janz, Head, Wildlife Section, MOELP, Fax (250) 751-3103
Kim Brunt, Wildlife Biologist, MOELP, Fax (250) 746-1295
Dr. Jim Hatter, Wildlife Biologist, Fax (250) 721-1029

777 Beechwood Drive, Mayne Island, B.C., V0N 2J0, Phone/Fax (250) 539-2301, A division of Arbutus Bay Estates Ltd., e-mail: arbutusbay@gulfislands.com * internet: www.arbutusbay.bc.ca



ARBUTUS BAY DEER FARMS

Ministry of Agriculture and Food
Health Management and Regulatory Unit
Attn. Debra Sand, Operations Coordinator
1767 Angus Campbell Road
Abbotsford, B.C., V3G 2M3
Fax (604) 556 - 3015

September 23, 1999

Dear Ms. Sand:

Re: Re-capture of escaped fallow deer

As discussed today with Dr. Murph Wetzstein, I want to report that in addition to the ten deer recaptured by the end of August, as reported to the Ministry of Environment Mr. Ken Broadlynn, two further deer were caught in the meantime. The last one was a spiker buck, clearly related to the start of the rut activities.

So, I am confident that with the onset of the rut just starting, I will get more of the escapees back behind my fences, as they come back to the farm now for the selection of other deer to breed with. I will continue to inform you of further recaptures.

Sincerely

ARBUTUS BAY DEER FARMS

P. M. BUCHHOLZ
President

777 Beechwood Drive, Mayne Island, B.C., V0N 2J0, Phone/Fax (250) 539-2301, A division of Arbutus Bay Estates Ltd., e-mail: arbutusbay@gulfislands.com * internet: www.arbutusbay.bc.ca



September 23, 1999

Certified No. LC 014 580 125

File: Arbutus Bay Deer Farms

RECEIVED
B.C. MINISTRY OF
AGRICULTURE & FOOD

SEP 29 1999

ABBOTSFORD, B.C.

CERTIFIED MAIL

Ms. P. M. Bucholz
Arbutus Bay Estates Ltd.
777 Beechwood Drive
Mayne Island, B.C.
V0N 2J0

Dear Mr. Bucholz:

**Re: ARBUTUS BAY DEER FARMS, MAYNE ISLAND
- INVESTIGATION INTO FALLOW DEER ESCAPEMENTS**

On June 8, 1999, Senior Conservation Officer Jamie Stephen, Wildlife Biologist Kim Brunt and I visited your fallow deer farm on Mayne Island. I am writing this letter to clarify our position. We realize you are licenced by the Ministry of Agriculture and Food to operate a fallow deer farm on Mayne Island. We are also aware that this licence carries with it certain responsibilities. You have advised us that fallow deer have escaped from the perimeter fence of your deer farm on three separate occasions due to blow-down during windstorms. Due to our experience with attempting to live-trap wildlife, we realize that it is not an easy task to recapture all your fallow deer escapees. In spite of your efforts, we continue to receive complaints from residents of Mayne Island about your escaped fallow deer.

While we are aware that there is a growing blacktailed deer population on Mayne Island due to the Island's no shooting or hunting closure, it is your escaped fallow deer that are the focus of the public complaints we receive.

As you are no doubt aware, Ministry of Environment Lands and Parks (MOELP) is having to spend considerable time and effort to address a growing fallow deer population on Sidney Island. In spite of heavy hunting pressure, Sidney Island's fallow deer population continues to grow. MOELP Wildlife Biologists simply do not want a repeat of the Sidney Island situation on Mayne Island. They do not want any fallow deer on Mayne Island unless they are inside the confines of your deer farm's perimeter fence.

So, in spite of complaints from Mayne Islanders about your escaped fallow deer, we are trying to push aside those complaints and deal with the issue. Our Ministry simply insists that you continue to work toward reducing the number of non-captive fallow deer on Mayne Island to zero. It is your responsibility.

You should be aware that I have contacted Dr. Mervyn Wetzstein of Ministry of Agriculture and Food in the Abbotsford office to obtain a copy of your Game Farm Licence, as well as the manual which outlines your responsibilities as a licensee.

You should also be aware of sections 76 and 77 of the Wildlife Act, copies of which are enclosed for your perusal. The definition of "domestic animal" used in both sections is defined by Section 12 of B.C. Reg.

.../2

Ministry of
Environment,
Lands and Parks

Conservation Officer Service
Vancouver Island Region

Mailing Address:
5785 Duncan Street
Duncan BC V9L 3W6

Telephone: (250)746-1236
Facsimile: (250)746-1295

September 23, 1999

**Re: ARBUTUS BAY DEER FARMS, MAYNE ISLAND
- INVESTIGATION INTO FALLOW DEER ESCAPEMENTS cont'd...**

168/90 and includes horse, cattle and sheep. Therefore, fallow deer are not considered domestic animals. The offence sections are 77(2) which states "release or abandon other than domestic animal" and 77(3) which states "fail to recover escaped non-domestic animal", and can both be dealt with by way of \$115 tickets. In more serious cases, charges under these sections can be dealt through the Courts where, upon conviction, penalties can range up to \$5000 and/or six months imprisonment.

As discussed by telephone, this matter is under investigation, with the possibility of charges.

As you can see from Section 76, your escaped fallow deer are really the property of the Crown. In our recent telephone discussion, you indicated that the fallow deer rut starts near the end of September and runs until mid December. You have indicated you are most successful in baiting the fallow deer during the rut. Bearing in mind that we can shoot your escaped fallow deer at any time (see Section 79) since they are now the property of the Crown, we will tentatively give you until the end of October 1999, to try and recapture your escaped fallow deer.

If you have any questions about the investigation or the fallow deer issue, please do not hesitate to contact me in Duncan at (250)746-1236 or by fax at (250)746-1295.

Yours truly,



K. R. Broadland
District Conservation Officer
Duncan - Vancouver Island Region

KRB/mab

Enclosures: *Pertinent Sections of the Wildlife Act*

cc: Jamie Stephen, Senior Conservation Officer, Southern Vancouver Island, MOELP, Duncan
Kim Brunt, Wildlife Biologist, MOELP, Nanaimo
Doug Janz, Head, Wildlife Section, MOELP, Nanaimo
→ Mervyn Wetzstein, DVM, Manager, Health Management & Regulation, MOFF, Abbotsford



September 16, 1999

Ms. P. M. Bucholz
Arbutus Bay Estates Ltd.
777 Beechwood Drive
Mayne Island, B.C.
V0N 2J0

REGISTERED

COPY

Dear Ms. Bucholz:

I have the following concerns regarding your Fallow Deer licence:

Section 2.26.1 of the Game Farming Manual states that if escaped animals are not recaptured within 24 hours the licensee is to report the escape to any officer or inspector appointed under the *Game Farm Act*. Mr. Ken Broadland from MELP indicates that your animals have been at large since a wind storm sometime proceeding July of this year. We have no record of you reporting escaped animals.

Sections 2.2.3.1 and 2.2.3.2 in the manual deal with transaction reports and annual inventory reports. Section 2.2.3.1.2 states that all newborns shall be permanently identified and recorded no later than April 30 of the next year following birth. Notwithstanding, an approximate inventory of fawns must be reported on the second transaction report. If you refer to the attached reports that you have sent in there are no fawns on the 13/07/98, 23/01/99 or 01/06/99 reports. The January 23 inventory report does not have any animals younger than "F". This indicates to me that we have no record of fawns born in 1997 and 1998.

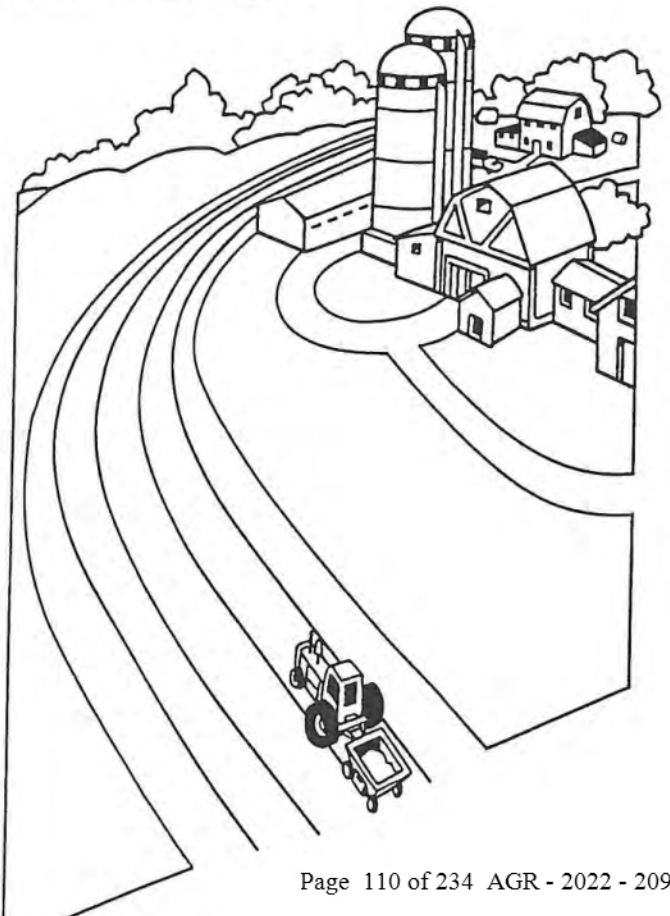
Because of the concerns listed above I am requesting a complete inventory of your herd by October 1, 1999.

Sincerely;

M.A. Wetzstein DVM
Manager
Health Management & Regulation

Attach.

cc: Ken Broadland



Date: Wed, 08 Sep 1999 16:01:50 -0700
From: Debra Sand <Debra.Sand@gems2.gov.bc.ca>
Subject: Arbutus Bay
To: Merv Wetzstein <Merv.Wetzstein@gems9.gov.bc.ca>
Status:

I had a call from s.22 He was inquiring about the
31 escaped animals and stated that he was asked to look into the situation
from other residents. He also stated he had a letter from Arbutus Bay
stating they had recaptured 10 deer in July and August.

s.22

FYI

I have a note regarding Mayne Island deer that Roland Brown of Mayne Island
has a permit to shoot fallow deer when 'at large'. The note was sent in
March of 1997.

Debi

Debra Sand, Operations Coordinator
Health Management & Regulatory Unit, (604)556-3014

MELP Kim Bount

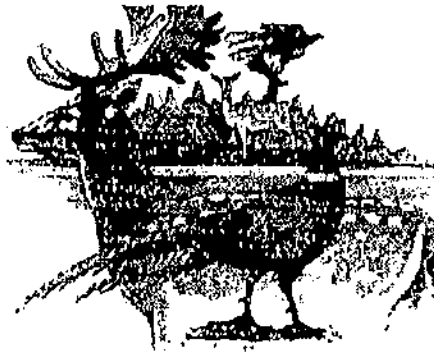
N →
■ South End Corn - spread all over the Island
Ken Brodwin in Duncan. MELP

Complaint regarding deer at large.

Aug. 13/98 - 84 (June 98)

Aug

F - 96
G - 97
H - 98
I - 99



ARBUTUS BAY DEER FARMS

Ministry of Environment
Attn. Mr. Ken Broadland
Duncan B.C.
Fax (250) 746 - 1295

May 8, 1999

Dear Mr. Broadland:

Re: Recapture of storm related escapees of fallow deer from my pastures

Today I can advise you that we have recaptured two more deer, one spiker buck, and a doe on April 25 and on May 5, 00. I will keep recapturing. Dr. Merv Wetzstein has advised me today that he and you will be coming to Mayne Island for further discussions with me. We have tentatively agreed to next week, May 18, 00. Please advise me in advance, if you can keep this appointment, thank you.

Sincerely

ARBUTUS BAY DEER FARMS



PAULA M. BUCHHOLZ
President

cc: Dr. Mervyn Wetzstein, DVM, Manager, Ministry of Agriculture & Food
Fax 604-556-3015

777 Beechwood Drive, Mayne Island, B.C., V0N 2J0, Phone/Fax (250) 539-2301, A division of Arbutus Bay Estates Ltd., e-mail: arbutusbay@gulfislands.com * internet: www.arbutusbay.bc.ca

Note to file

Date: Nov 26/98

Re: Escape

Paula advised of escape on Nov 24
due to high winds falling 3 trees
over fence line & @ ventilation. 2
gates were opened wide (Nov 17-20).
KMP investigated.

About 30-35 still at large-
mixed sex.

L.

Note to File
Date: Oct 27/97

s.22

Danmore adjuster called to inquire about possible liability due to the escaped deer from Paula's. Main concerns were (1) interbreeding and (2) disease

S.

Oct 28-

Ken Broadland, CO, Duxon called on behalf of Kim Brunt, CO, Noraine. They are concerned about so many fallow deer having escaped. They asked that I keep them informed

NOTE TO FILE

DATE: OCTOBER 20/97

SUBJECT: Paula's Escaped Deer

Upon returning home today, Paula informed that a buck that had previously escaped, ripped a hole in the perimeter fence while trying to get to the does. His antlers became tangled and he could not release himself and was found dead. However, 25 does escaped from the hole that he had created.

They are in the process of repairing the fence now and when completed, will open the raceway and put feed out to lure the females back. She'll report upon successful capture.

Sharon

Oct 24/97

*Since Paula has not reported recapture,
I left ^{info} ~~messages~~ in voicemail for*

- 1) Kim Brunt; M.E.P. Phoenix 751-3213*
- 2) Sean McManus, Wildlife Control Officer,
Rural District*

L.

INTEROFFICE MEMORANDUM

Created: 03-Mar-1997 11:07am PST
Sent: 03-Mar-1997 11:23am PST
From: Sharon Oliver of AGF
SOLIVER
Title. Operations Mgr, Game Farm/LPA
Dept: Agriculture, Fisheries & Food
Tel No: 356-1677

TO: Dan Ireland of AGF
TO: Dana Charlton of AGF

(s.15)
()

Subject: Mayne Island deer

I have spoken with MELP who advised that Mr. Roland Brown of Mayne Island has a permit to shoot fallow deer when "at large". Therefore, people reporting sightings of escaped fallow deer on Mayne Island could be referred to Mr. Brown directly at s.22 home and s.22 work so the two parties can coordinate their efforts in locating the animals.

However, we should contact Paula first to verify if she has had a recent escape since she retains ownership of the animals for 30 days from date of escape. However, during the last couple of years, she has been quite prompt in reporting escapes so probably the animals seen off her premises have been at large for quite some time.

I N T E R O F F I C E M E M O R A N D U M

Created: 19-Feb-1997 11:40am PST
Sent: 19-Feb-1997 11:55am PST
From: Sharon Oliver of AGF
SOLIVER
Title. Operations Mgr, Game Farm/LPA
Dept: Agriculture, Fisheries & Food
Tel No: 356-1677

TO: Ken Broadland of ENV at MSmail (KRBROAD@DUNCAN.ENV.GOV.BC.CA@GEMS
Subject: Mayne Island

Our office has been contacted numerous times over the past years regarding fallow deer that have escaped from a licensed game farm on Mayne Island, and again as recently as this week. In speaking with Kim Brunt yesterday, he informed me that your office may have issued a permit to a Mr. Brown to allow the shooting of fallow deer that have been at large for a considerable length of time. If this authorization has been granted, I would like to put him in contact with residents that contact our office to make him aware of locations of recent sitings. Mr. Brunt gave me Mr. Brown's phone numbers but I want to confirm first that he does indeed have a permit. Or, has a permit been issued to any one else that I may contact?

Thanks for any assistance you can offer.

Sharon Oliver

NOTE TO FILE

RE: Arbutus Bay Estates - escapes

Date: March 8, 1996

On March 1, Paula responded to my note (regarding inventory reconciliation difficulty) by saying she would like to wait until April 30 to handle the animals to get an accurate inventory count.

After checking with Dan, I responded with the following:

"April 30 is too late since we have received more complaints of deer at large. There is now hard evidence that the deer are definitely fallow, especially since eartags have been seen in their ears. This issue is increasing in seriousness and concern, and escalating since young ones have been born in the wild. The fear is that another situation like Sidney Island could develop if not checked. Since your attempts at recapture have been minimal, as to your own admission when you said to me 'how is it possible to try to recapture on an island like Mayne', we have no option but to request that you conduct an inventory immediately, preferable within the next 2 weeks, definitely before the end of April. The does will be too far in their pregnancy to be handled so late as the end of April anyway. Also, I have to remind you that any costs incurred for attempts by government personnel to recapture or dispose of the animals, can be charged back to you."

Her response:

"1 doe was recaptured Tuesday, March 5, 2 does were captured previously, and 1 buck was reported as recaptured on the Transaction Report. This makes a total of 4 deer recaptured. Total herd inventory is not possible to do now. Escapes are not her fault because trees fell fences which is beyond her control. There is no other way of recapture except to put out corn, she can't go on to other people's properties with a 4x4 and a capture gun, and this would be the only way possible. The bucks are with antlers that will drop by mid-April so if handled before then, there will be mortalities. Of course she is concerned about her deer being out. She has gates open and corn right to the public road. They are still around because she has seen them so it's just a matter of time before the rest of the ones at large will come in."

Comments:

As of February 1995, there was a total of approximately 9 deer at large, this number has never been validated. With the recapture of 4 deer, there remains a possible 5 deer still at large, plus their offspring that were born in the wild.

Although she has stated she is making every effort to recapture, I reminded her of our conversation of February 1995 where she repeatedly

stated that "she didn't know how recapture could be possible." I also reminded her that I mentioned some various ways that other producers had used.

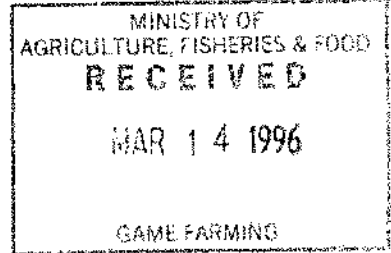
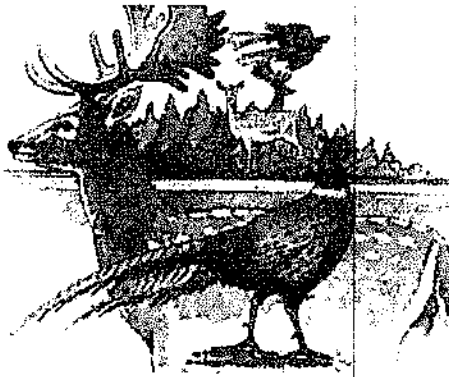
Her letter stating that I suggested she "round up by horse" is not correct. She stated that the ONLY way she could recapture is to put out grain along her fenceline and at her gates to entice the animals inside the fenced areas. I then tried to convey to her that producers have come up with a considerable amount of initiative and imagination when it comes to recapturing their animals and mentioned various techniques used but that they would vary with the animal species and the location of the farm. That is when I had mentioned a bison farmer had used horses in their search and subsequent round-up but I was not stating that she should do this on Mayne Island.

The topic of "setting up a capture net over a public road" was definitely not discussed in any conversation I've had with her.

I was sympathetic about trees felling fences and commended her on her diligent checking of the fences. However, our main concern was for the recapture of the animals once they had escaped.

The conversation was polite throughout and I ended by saying that I'd discuss the matter in detail with Dan and get back to her.

S.



ARBUTUS BAY DEER FARMS

Ministry of Agriculture
Game Farming
Attn. Ms. Sharon Oliver
Game Farm Operations Manager
Victoria, B.C.
Fax 387 - 3522

8.3.1996

Dear Ms. Oliver:

Re: Escape of Fallow Deer

Your letter of February 23, which I received yesterday, surprised me very much. I have reported two incidents of escapes very detailed to you. There is nothing in my power to prevent such a thing as a tree falling on the deer fences. I have kept you informed about my many attempts of recapture. I also informed you about three successes at recapture and, yesterday again about one more.

Of course I was not present when the storm occurred and the fence was hit, which in turn led to the escape of the deer. And it is also obvious that several deer having escaped will be seen on the island by many people. If everyone phones you, then you get repeated reports of fallow deer outside the deer farm fence.

But it escapes me, how anyone will have determined that there would have been no attempts of recapture. This is simply untrue. The buck escaped was reported to you immediately, together with the other deer. The recapture was reported within two or three days with my report to you, so was now the young doe, the latest recapture.

The facilities are inspected each time after a strong wind. Trees on the farm are being watched, if they might bend or fall. But, Ms. Oliver that does not prevent some of them from bending or falling in the next storm hitting the island. The fences are being constantly monitored. Please do not forget, this is my valuable property, which is at large. It is foremost in my own interest, so secure whatever I am able to do, especially since no insurance is available for such occurrences.

I am unable however to fall all trees close to a fence. The deer outside the farm are being baited with grains, and especially with whole corn. This is being distributed at quite substantial costs around some perimeter fence line, on the driveway towards the farm, at the gate to the raceway and even on the public road.

As I have informed you, I had a very successful capture contract with Alaska Airlines on Spieden Island in Washington State for three years. I used 1). the construction of a capture pen, 2). a suspended capture net being blown down with dynamite and 3). the running down with a 4 x 4 truck and tranquilizer guns. The method described in 1). is equivalent to my Mayne Island methods. The other two methods are not applicable in a rural residential area.

Your suggestion of a deer farmer using round ups by horse is also not possible on Mayne Island. Mayne Island consists of mostly private property, often fenced. Trespass is forbidden here. The setting up of a capture net over a public road with the consequential blowing down using dynamite would clearly mean colliding with the public, if not with the criminal code.

At a round up I get help from outside Mayne Island from men who are very well trained. They have assisted me as well as John Berkes of White Stag Game Farms for many years. Nevertheless they have a job and are not immediately available. To plan a round up needs time and also a lot of money, often up to \$ 1,000.00. The deer industry is not at a stage that it supports the farmers easily at all. I still have to fully support the farm with funds raised from property sales. I cannot afford, on top of being burdened with the escapes to invest even more for additional round ups except if absolutely necessary.

I sincerely hope that I have answered all your questions satisfactorily, if not, please let me know, so that I can further address them.

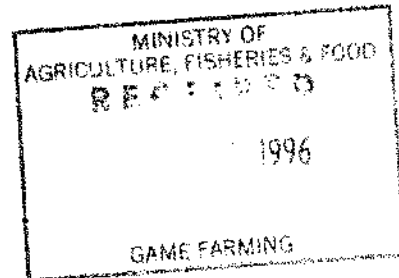
Sincerely

ARBUTUS BAY DEER FARMS



PAULA BUCHHOLZ
President

uphoned @ 9:45 A.M.



ARBUTUS BAY DEER FARMS

Ministry of Agriculture
Game Farming
Attn. Ms. Sharon Oliver
Game Farm Operations Manager
Victoria, B.C.
Fax 387 - 3522

8.3.1996

Dear Ms. Oliver:

Re: Escape of Fallow Deer

Your letter of February 23, which I received yesterday, surprised me very much. I have reported two incidents of escapes very detailed to you. There is nothing in my power to prevent such a thing as a tree falling on the deer fences. I have kept you informed about my many attempts of recapture. I also informed you about three successes at recapture and, yesterday again about one more.

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But it escapes me, how anyone will have determined that there would have been no attempts of recapture. This is simply untrue. The buck escaped was reported to you immediately, together with the other deer. The recapture was reported within two or three days with my report to you, so was now the young doe, the latest recapture.

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777 Beechwood Drive, Mayne Island, B.C., V0N 2J0, Phone/Fax (604) 539-2301

A Division of Fish and Game Management

- 2 -

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*I DID NOT
SUGGEST
WE DO
THIS!
S.O.* Your suggestion of a deer farmer using round ups by horse is also not possible on Mayne Island. Mayne Island consists of mostly private property, often fenced. Trespass is forbidden here. The setting up of a capture net over a public road with the consequential blowing down using dynamite would clearly mean colliding with the public, if not with the criminal code.

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I sincerely hope that I have answered all you questions satisfactorily, if not, please let me know, so that I can further address them.

Sincerely

ARBUTUS BAY DEER FARMS



PAULA BUCHHOLZ
President



February 23, 1996

Arbutus Bay Estates Ltd.
777 Beechwood Drive
Mayne Island, British Columbia
V0N 2J0

Attention: Ms. Paula Buchholz

Dear Ms. Buchholz:

Re: Escape of Fallow Deer

As you have been informed on previous occasions, incidences of fallow deer having escaped from your game farm have been reported. We were advised on January 9, 1996 of escapes and seemingly no attempts of recapture. Numerous reported sightings of fallow deer outside your licensed premises have also been made.

The procedure for reporting escapes and recapture of game animals is outlined as follows:

- (1) It is the licensee's responsibility to ensure that fences and facilities are maintained in good condition at all times to prevent animals from escaping. Although preventative measures can be difficult to maintain, especially in heavily forested areas, it is the licensee's responsibility to take whatever measures necessary to prevent escapes. Also, when handling animals, it is imperative that personnel be sufficiently trained.
- (2) Reporting: If a game animal escapes from the licensed premises and remains at large for longer than 24 hours, the escape is to be reported to the Game Farm office within 36 hours from the time of the escape.

If an escape is suspected to have occurred, although not confirmed (for example, a fence is down, a gate is open, etc.), it is required that a complete herd inventory be taken within 24 hours to determine (a) if animals have escaped and (b) an accurate number of animals at large. Any shortage is to be reported within 36 hours.

As of January 29, 1996, you have been unable to determine the accurate number of animals remaining at large.

- (3) Further, a written report is to be forwarded to the Game Farm office within 7 days of the escape.
- (4) Recapture: Producers are required to take immediate efforts at recapture and to ensure the Game Farm office is updated as to attempts of recapture. Animals that have been recaptured are to be reported in writing within 7 days after the recapture.

For instance, the buck that you recaptured was reported on your last Transaction Report but had not been reported immediately following its escape and recapture. Reporting and recapture procedures are conditions of a Game Farm Licence (refer to Sections 5 and 6 of the Game Farm Regulation).

I request that you conduct a thorough inspection of your facilities to identify problematic areas where escapes have occurred, and may occur in the future, and take the necessary actions to correct these areas. Furthermore, I request that you contact me in writing and outline your attempts to recapture the animals at large.

Failure to comply with these directives may result in licence suspension or cancellation. Costs incurred to capture or dispose of the animals at large may be charged to your operation pursuant to Section 79(a) of the Wildlife Act.

If you require further clarification on any of the above, please contact me at 604-356-1677. Thank you.

Yours truly,



Sharon Oliver
Operations Manager

cc: Dan Ireland, P. Ag.
Game Farm Coordinator

Earl Warnock, Regional Director, Nanaimo
Ministry of Environment, Lands and Parks

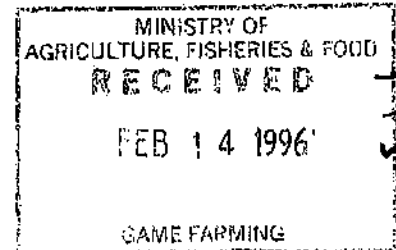
Doug Turner, Regional Enforcement Manager
Conservation Officer Service, Nanaimo
Ministry of Environment, Lands and Parks

COPY

originals are
on 020-30/min
BR/REG COPY
Game Farming

File: 0280-30/MIN
MT96-000083

February 07.1996



s.22

Victoria Fish & Game Protective
Association
P.O. Box 93
Victoria, British Columbia
V8W 2M1

Dear ^{s.22} :

Thank you for your letter of January 3, 1996, outlining your concerns of the situation involving fallow deer from Arbutus Bay Deer Farm on Mayne Island. I have instructed the ministry's game farm staff to investigate the matter immediately.

The Game Farm Act requires all game animals (fallow deer, reindeer and bison) to be kept in facilities adequate to prevent escape. For example, 7 foot fences are a licence requirement for fallow deer.

Mr. Dan Ireland, this ministry's Game Farm Coordinator, has advised me that a previous reported escape from this facility was investigated in February 1995. The investigation did not identify any fallow deer at large. However, black tailed deer were seen in close proximity to the farm. Also, to improve husbandry practices, the licensee was instructed to reduce the fallow deer population on the farm to comply with the maximum stocking density permitted of ten adult animals per acre.

/2

A. C. Fleury

Page 2

Should you have any further questions or concerns, please contact Mr. Ireland at (604) 356-1672.

Again, thank you for bringing this issue to my attention.

Sincerely,

ORIGINAL
SIGNED BY

David Zirnhelt
Minister

cc: Mr. Dan Ireland

Mr. Earl Warnock, Regional Director
Ministry of Environment, Lands and Parks

Mr. Jim Walker
Assistant Deputy Minister
Ministry of Environment, Lands and Parks

Ms. Rita Walls, President
British Columbia Wildlife Foundation

Mr. John Holdstock, Vice-President
British Columbia Wildlife Foundation

bcc: T. Pringle, ADM-AG
P. Hewitt, Animal Health - Abbotsford
Game Farming Branch (OPR)

direland/phewitt/dcharlton/khazlehurst/hlanderson

NOTE TO FILE

Date: January 29, 1996

Re: Arbutus Bay Estates Ltd. - escaped fallow deer

Paula returned my call regarding my telephone message that we had received a report of her fallow deer escaping and her lack of attempt to recapture.

She advised that she has caught 3 although she ~~is~~ does not know the exact number that are still at large. She has seen a group of 3 or 4 that have come close to her premises but they did not enter into the fenced area. The buck that she indicated on her Annual Inventory Report that was recaptured is in full antler and will be tagged at the next roundup.

She is upset that people believe she is not trying to recapture the deer. Also, since they are of financial value to her, it is in her best interest to get them back.

To prevent escapes, she checks the fencelines frequently. Whenever there is a storm, she always walks the fenceline to check for areas that have been downed or damaged by fallen branches.

To recapture, she sprinkles corn on the ground in the raceway as far as the public road. The gate is left open so the animals can wander in. Additionally, she has spoken with MELP in Victoria and the Animal Control Officer, Bob Knapman on Mayne Island. They have agreed that as soon as any fallow deer are spotted, they will contact her immediately so she can try to recapture.

Sharon

*Reported 7:28 PM
Do our inventory
- George → [unclear]
→ Presentative [unclear]*

Jan 18/96 , 9:00 am.

Note to File

Re: Arbutus Bay

I left a message on Paulina's recorder that we had received a report that she has had deer at large that have not been recaptured nor have there been any attempts to recapture.

② we may have to send an investigating officer and if allegations are proven truthful, she could be charged with the costs incurred to recapture (or shoot) the animal found at large.

S.

P.S. I believe Paula ^{s.22}



VICTORIA FISH & GAME PROTECTIVE ASSOCIATION

P.O. BOX 93, VICTORIA, B.C. V8W 2M1

Ministry of Agriculture, Fisheries and Food
CORRESPONDENCE UNIT

JAN 09 1996

RECEIVED
VICTORIA, BC

January 3, 1996

The Honourable David Zirnelt
Minister of Agriculture, Fisheries and Food
Room 137, Parliament Buildings
Victoria, B.C.
V8V 1X4

Minister of Agriculture,
Fisheries and Food

Referral Number: 96-0083

Reference: CU

Draft Response ☒ NA ☐

Reply Direct ☐ Info/File ☐

Other

Received JAN 8 1996

Remarks:

Dear Mr. Zirnelt

The Victoria Fish and Game Protective Association, with a current membership of nearly 1200, has a seventy-six year history of working for the conservation of British Columbia's fish and wildlife. Game farming is an activity with which our Association and our affiliated body, the British Columbia Wildlife Federation, has had particular concerns. It is also an activity for which your Ministry has responsibility.

We have recently become aware of a situation involving fallow deer on Mayne Island that is intolerable. The Arbutus Bay Deer Farm, 777 Beechwood Drive, Mayne Island, has imported fallow deer from the United States, presumably under permit by your Ministry. Unfortunately the quality of husbandry practised on this farm appears to be very poor as escapes are common. Of even more concern to us is that there appears to be no attempt by the farm to recapture these escaped deer. We have reports of as many as six fallow deer being observed ranging free in direct violation of the permitting process as we understand it.

Having observed the conditions created by fallow deer on Sidney Island, we are concerned about the impact these animals may have on native blacktail deer and other wildlife and wild plants on Mayne Island. Further, given this lack of compliance with deer farming permits issued by the Ministry of Agriculture, Fisheries and Food, we feel even more justified with our opposition to many of the salmon farming practices for which your Ministry is also responsible.

We look forward to learning what measures you have taken to solve this mismanagement of fallow deer farming on Mayne Island.

cc via fax

Earl Warnock, Regional Director, MOELP, 751-3103
Jim Walker, ADM Fisheries Wildlife and Habitat Dept, MOELP, 387-5669
Rita Walls, President, Vancouver Island Region, BCWF, 339-6044
John Holdstock, Vice President, BCWF, 763-7370

INTEROFFICE MEMORANDUM

Date: 17-Feb-1995 09:54am PST
From: Sharon Oliver
SOLIVER
Dept: Agriculture, Fisheries & Food
Tel No: 356-1677

TO: Dan Ireland (s.15)

CC: Reg Miller ()

CC: Dr. Peter Hewitt ()

Subject: Mayne Island-fallow deer escape

'Tis the season! Another report of escaped game animals, this time Paula Buchholz' fallow deer on Mayne Island. Since this game farmer has had previous complaints against her that have also involved the SPCA due to overstocking and lack of pasture, and previous escapes (although not confirmed by her), I thought it best to inform all of you.

On February 12, 5 to 8 fallow deer escaped. In the snow and wind storm, a tree fell and toppled a section of the fence. To date, there is a maximum of 9 deer at large (one doe escaped on January 27 while being crew was rounding up animals).

I informed the Wildlife Control Officer on Mayne Island and MELP, Nanaimo. After 30 days, MELP has "given the order for the animals to be shot since their ministry does definitely does not want another species of deer on Mayne Island."

Sharon

NOTE TO FILE

Subject: Paula Buchholz - escape
Date: January 27, 1995

Paula called to inform that one doe escaped from the raceway while a crew was rounding up the animals. They couldn't get it back although they put hat/grain outside the fenceline.

Date: February 13, 1995

Paula called to advise that 5 to 8 fallow deer had escaped yesterday. In the snow and wind storm of yesterday, a tree fell on a section of the perimeter fence. She has talked to 2 highway crew who sited the deer on 2 occasions. With the previous animal that escaped, there is a possible maximum total of 9 deer at large.

Although I emphasized the responsibility of all licensees to make a concerted effort to recapture escaped game animals, she repeated several times that she doesn't know how that could be possible. I outlined some basic alternatives to her:

- 1) put grain/hay outside the perimeter fence in an attempt to lure them back "home"
- 2) leave a gate open and have food at entrance and also leading into the fenced area so the animals are lured to area and then once inside, the gate could be closed behind them
- 3) make every attempt to try to locate the animals by
 - (a) driving around Mayne Island herself
 - (b) contacting neighbours and friends on Island and ask them to "keep their eyes open" and then inform her of the location
- 4) once spotted, immediately go to the location
- 5) depending on the situation and location, she could try rounding them up by luring them into an area where she could catch them, possibly herding them into a corner of a fenced area and/or luring them with food to try to load them into truck.

I reminded her that she is an experienced person that has handled her animals for years and would have a much better idea than I would on various methods she could employ to capture the animals. However, she still remained baffled as to how to recapture any animal.

I informed (1) Sean Freeman (539-5207), Wildlife Control Officer with the Regional District on Mayne Island and (2) Kim Brunt (751-3213), Wildlife Biologist with MELP, Nanaimo. Mr. Brunt stated that even though she has denied that any of her deer have escaped in the past, there have been reported sightings by people that are knowledgeable as to the appearance of a fallow deer. After 30 days (March 14), MELP has given the order to Sean Freeman to shoot the animals because their ministry does definitely does not want another species of deer on Mayne Island.

Sharon



November 4, 1994

s.22

RE: Arbutus Bay Deer Farm - Mayne Island, B.C.

Your letter of September 3, 1994, has been forwarded to me for review and investigation of your complaints.

I am pleased to advise that an investigation was conducted on October 14, 1994, with the owner in attendance. Arbutus Bay Estates Ltd. operates Arbutus Bay Deer Farms and is licensed under the Game Farm Act. The legislation stipulates conditions for confinement and husbandry practices of game animals. You may be interested to know that game farming is within the Animal Health Branch of the Ministry of Agriculture, Fisheries and Food for disease control purposes.

The complaints you cited which fall within the jurisdiction of the Game Farm Act are inhumane treatment and overstocking problems. Upon my investigation, I observed and concluded the following:

- * for all practical purposes, pastures were non-existent;
- * the premise occupies the side of a mountain with a tremendous amount of rock - very difficult to facilitate any vegetation;
- * the premise should be considered typical of a 'feedlot' rather than a grazing setup;
- * nevertheless, the animals were all in good body condition and did not demonstrate any apparent stress;

.../2

Page Two
November 4, 1994

- * all of the feedstuffs are purchased off farm which makes the venture extremely expensive. The owner has indicated she will be lowering the number of animals due to the extremely high cost of production;
- * the facility has sections of second growth timber which facilitates shelter; and
- * the facility is not in a stocking density violation based on regulations. The facility is, however, far overstocked to support the animals on the given vegetation.

As humaneness and stocking density conditions are not being violated, no action is required pursuant to the Game Farm Act. This operation was investigated previously by the Society for the Prevention of Cruelty to Animals (SPCA). Their previous inspection resulted in a similar conclusion.

Although some may believe that animals would be happier in a free ranging environment, game ranching in British Columbia is not authorized. Additionally, British Columbia does not enjoy the opportunity of having an abundance of agricultural land - only 4% of the total land mass is arable. Consequently, game farming operations are typically confined to smaller properties of between 10 to 50 acres, and because of the animals' nature, are capable of utilizing forested parklands.

For your information, I have attached a copy of the B.C. Game Farm Procedures Manual which forms an integral part of a producers Game Farm License. Thank you for bringing this matter to our attention.

Yours sincerely,



Dan Ireland, P. Ag.
Game Farm Coordinator

cc: Mr. John Van der Hoeven, S.P.C.A.

Attachment

NOTE TO FILE

DATE: July 30, 1996

SUBJECT: Arbutus Bay Estates - escaped deer

s.22

Steve MacDonald, of the Fish & Game Association called our office to inform that they have received a call from a resident that "several fallow deer were seen on his property within 1 mile of the Mayne Island ferry terminal" which is a considerable distance from the fallow deer farm.

As per Dan Ireland's instructions, I advised Nancy Bircher of MELP of the situation and the complaints that have been received by our office. She has been aware of the situation on the Island. These animals have long been the property of the Crown so actions can be taken as appropriate. She will inform the Conservation Officer and will cc our office on the email. I also gave her Steve MacDonald's phone number.

Sharon

NOTE TO FILE

April 15/96

Paula called to say that she has seen 4 fallow deer at large. This includes 2 yearlings; ages of the other 2 remain unknown because she wasn't able to get a close enough look at them.

April 22/96

Paula called Dan to ask if she could delay the handling of her animals until the fall. He agreed to allowing the deadline to the weekend of May 11/12 but not until the fall. She will submit an inventory report the week of May 13.



Province of
British Columbia

Ministry of
Agriculture, Fisheries
and Food

Victoria
British Columbia
V8W 2Z7

March 26, 1996

Ms. Paula Buchholz
Arbutus Bay Estates Ltd.
777 Beechwood Drive
Mayne Island, British Columbia
V0N 2J0

Dear Ms. Buchholz:

Thank you for your prompt notification of recapture of four more fallow deer on March 21, 1996.

The Ministry of Environment, Lands and Parks has also been informed of your recapture. As we understand, there are still one or two mature does at large.

Thank you for your efforts in the recapture of animals at large. If you wish to discuss this further, please contact me at (604) 356-1677.

Yours truly,

Sharon Oliver
Operations Manager

Enclosure

cc: Dan Ireland, P. Ag.
Game Farm Coordinator

/djc



MEMORANDUM

March 26, 1996

TO: Earl Warnock, Regional Director
Vancouver Island Regional Headquarters
Ministry of Environment, Lands and Parks

Doug Turner, Regional Enforcement Manager
Conservation Officer Service
Ministry of Environment, Lands and Parks

RE: FALLOW DEER FARM - MAYNE ISLAND

Further to this issue, I wish to update you as to the fallow deer remaining at large from the above premises.

Some animals have been recaptured during the past few months. As of March 21, 1996, there remains one or two mature does at large. Our office has received reports that offspring have been sighted with the mature animals but an exact count is not known.

The licensee has been requested to conduct an accurate herd inventory to determine the exact number of animals still at large. Ms. Paula Buchholz has agreed and will forward a detailed report by April 30, 1996.

However, since the 30-day "grace" period extended for game at large under the Game Farm Act has expired some time ago, the remaining animals fall under the jurisdiction of your ministry. Ms. Buchholz has been advised that any costs incurred by government personnel for recapture or disposal may be charged to her should your ministry decide to take action under Section 79 of the Wildlife Act.

If you wish to discuss this further, please contact me at 356-6238. Thank you.

Yours sincerely,

Dan Ireland, P. Ag.
Game Farm Coordinator

s.22

Victoria Fish & Game Protective Association

Sharon Oliver, Operations Manager



ARBUTUS BAY DEER FARMS

Ministry of Agriculture
Game Farming
Attn. Ms. Sharon Oliver
Game Farm Operations Manager
Victoria, B.C.
Fax 387 - 3522

21.3.1996

Dear Ms. Oliver:

Re: Escape of Fallow Deer

Today I am pleased to report the re-capture of another 4 does early this morning. This amounts now to a total of 8 deer since the escapes.

I continue of course with the proceedings started and described to you in detail in my letter of March 8th, 1996.

Sincerely

ARBUTUS BAY DEER FARMS

A handwritten signature in cursive script, appearing to read "PB" followed by a series of loops and flourishes.

PAULA BUCHHOLZ
President

777 Beechwood Drive, Mayne Island, B.C., V0N 2J0, Phone/Fax (004) 539-2301
A division of Arbutus Bay Estates Ltd.

Arbutus Bois d'ile

So ✓
DC ✓

SHOWCASE Flavours

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showing up in
good restaurants**

Copyright

Copyright

A CATALOGUE OF
HAUTE CUISINE,
ELEGANT DEER LEATHER
CLOTHING & RARE
HAND-CRAFTED GIFTS
BROUGHT TO YOU BY
ARBUTUS BAY DEER FARMS

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Page 143 of 234 to/à Page 145 of 234

Withheld pursuant to/removed as

Copyright

Arbutus Bay
Sept. 23/95 Bercholz

- called - attitude improved
has caught a few more deer (2)
- has not received my letter yet - told
her to call when she received it so
that I can discuss it to her.

Several calls: Sept 23 -> Oct 14

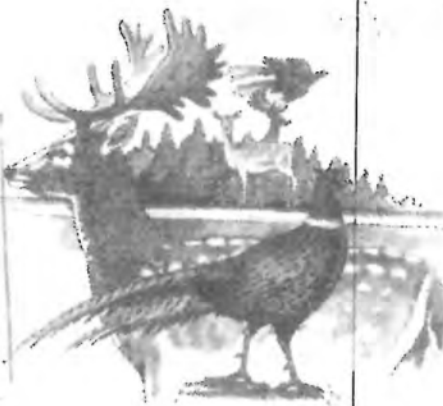
Deer are in rut & difficult to handle.
rough count 122-126 plus this year's fawns.

- Count was 84 - 60 ♀

$126 - 84 = 42 \uparrow$ or 21%. $2/60 = 33\%$ fawns.

- would anticipate that 30-40 head must
be out of the fenced area.

Pilot is to slaughter - will move
through in several small groups & log &
remove for slaughter.

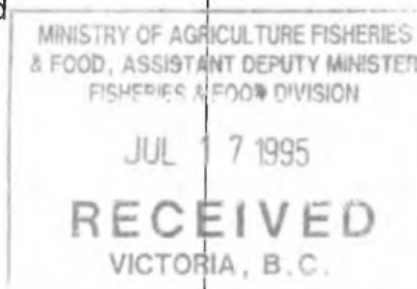


*Don't understand
how farming is Ag.*
95-2960
Adviser: *CW*
Draft Response ☐ NA ☐
Reply Direct ☐ Info/File ☒
Other
Received JUL 12 1995
Remarks:

ARBUTUS BAY DEER FARMS

The Honourable David Zirnhelt
Minister of Agriculture, Fisheries & Food
Parliament Buildings
Victoria, B.C., V8V 1X4

7.7.1995



Dear Minister Zirnhelt:

Thank you for your letter of June 23rd, 1995 in which you appoint me as a member to the British Columbia Fallow Deer Industry Development Council and the trust in my abilities.

I promise, to do my very best to further the good of the industry specifically and the public in general interested in the products from Deer.

Kind regards

ARBUTUS BAY DEER FARMS

B. Buchholz

PAULA BUCHHOLZ
President

Note to File

Re: Paula Buckholz - escaped deer

Date: Dec. 22/94

Animal Control Officer for the CRD
had been contacted by a "highways person".
He had seen 2 fallen deer - 1 buck w/
antlers and 1 doe - outside of perimeter
fence. It was obvious these 2 animals
were the same type as were inside
the fence. He had seen these type of deer
before to at large.

A.

Dec 22 -

11:50 am - left message to Paula's number
to call re ~~see~~ 2 deer at large
spotted outside her fence.

Jan 3/95 - Paula is not convinced that the deer that have
been seen are her deer. Her boyfriend saw 2 deer outside
fence but he wasn't sure what species because it was
dark. They have put out some grain to lure the deer
so they can get a closer look.

NOTE TO FILE

Re: Arbutus Bay (Paula Buchholz)

December 1/94 -

Wildlife Control Officer for Regional District informed Dan Ireland that fallow deer have been spotted at large in vicinity of Arbutus Bay's fallow deer farm. I left message on Paula's telephone recorder to return my call as soon as possible regarding escaped deer from her farm.

December 6 -

Paula returned my call. She is sure that none of her animals are at large because she checks her fences, especially after any stormy weather she walks the fencelines to ensure they are in good repair. I advised her that I'd inform the C.O. but warned that his ministry (MELP) can take whatever action they think is necessary which could include shooting the animals. She replied that she is confident that none of her animals are out and thinks people have mistaken these ~~animals~~ deer for fallow deer.

However, about 3 months ago, hired help inadvertently let animals out but hadn't told her about the suspected escape. She saw 2 does outside the perimeter fence. She opened the raceway gate and they came in but she is positive there are no more of her animals at large.

I reported this information to the Wildlife Control Officer who will call our office immediately if they receive any further reports. They have received reports from various neighbors recently of 3 fallow deer being on their properties.

The Game Farm office can contact Paula directly to advise of area of sightings if she wants to investigate herself.

Sharon

INTE OFFICE MEMORANDUM

Date: 01-Nov-1994 02:51pm PST
From: Dan Ireland
DIRELAND
Dept: Agriculture, Fisheries & Food
Tel No: (604) 356-1672

TO: Helen Ropponen (s.15)
CC: Reg Miller (s.15)
CC: Dr. Peter Hewitt ()
CC: Sharon Oliver ()

Subject: RE: Mayne Island Deer Farm

Yes.

I investigated the complaint of September 3/94 on October 14/94. The operation is registered to Arbutus Bay Deer Farm Ltd., Ms. Paula Bucholtz, president. The complaint cited inhumane conditions and overstocking problems.

I observed:

- * for all practical purposes, pastures were non-existent.
- * the premise occupies the side of a mountain with a tremendous amount of rock - very difficult to facilitate any vegetation.
- * the premise should be considered typical of a 'feedlot' rather than a grazing setup.
- * nevertheless, the animals were all in good body condition and did not demonstrate any stress.
- * all of the feedstuffs are purchased which makes the venture extremely expensive. The owner has indicated she will be lowering the number of animals due to cost of production concerns.
- * the facility is not in a stocking density problem basis regulations. The facility is, however, far overstocked to support the animals on the given vegetation.

No action on this operation is required pursuant to the Game Farm Act.

cheers,
Dan



INSPECTION REPORT

Pre-Inspection ☐

Final Inspection ☐

Re-Inspection ☒

Applicant's Name

ARBUTUS BAY DEER FARMS

Mailing Address

MAYNE ISLAND

Farm Location (if different from above)

Note: If no road/number is available, the exact legal description of properties inspected is to be recorded.

Species of game to be farmed:

FALLOW DEER.

INVESTIGATING COMPLAINT - HUMANE CONDITIONS, STOCKING DENSITY.
SEPT 3/94.

Fencing

Cervidae (Fallow Deer/Reindeer): Perimeter fences (including gates) must be 7 ft. high, of which 6 ft. must be page wire approved deer fence. Alternative fence material must be approved by the Game Farm Department. Fences should be taut and flush to the ground. Hollows should be filled with suitable material (e.g., rock, logs, etc.).

Bison: A "legal" fence (see Trespass Act for specific region) capable of ensuring that bison are contained on the game farm. Onus is on the game farmer to keep bison contained.

Comments:

ADEQUATE

Retention Facilities

A corral or paddock with a chute and "squeeze" (bison) or "crush" (deer) or equivalent is required for handling animals individually and humanely. Fallow deer can be handled more effectively in a darkened barn or shed.

Comments:

ADEQUATE

Fencing and Facilities Completed

Satisfactory ☐

Unsatisfactory ☐

Recommendations and/or Deficiencies:

"PASTURES" ARE NON-EXISTENT. EXTREME ROCK "PASTURE" THAT HAS NO VEGETATION EXCEPT FOR CROPPINGS OF TREES. FEEDLOT SITUATION. NEVERTHELESS, ALL ANIMALS WERE IN GOOD CONDITION, AMPLE FEEDSTUFFS ARE PROVIDED (HAY, GRAIN/H₂O). OWNER INDICATED SHE WILL BE REDUCING HERD SIZE DOWN TO APPROX 50 ANIMALS DUE TO HIGH FEED COSTS ASSOCIATED.

Inspected by:

D. IRELAND

(Name Printed)

Date of Inspection:

94/10/14

(Signature)

Re-Inspection Fee Required Yes ☐ No ☐

Post-It Fax Note	7671	Date	9/9/94	# of pages	1
To	JOHN VAN DER HOEVEN		From s.22		
Co/Dept.	BC SPLA		Co.		
Phone #			Phone #		
Fax #			Fax #		
			FOR YOUR RESPONSE ?		

s.22

Dear Sir/Madam,

s.22

bring to
your attention the appalling conditions on a private Deer Farm
on Mayne Island. s.22

s.22

s.22

deer being kept in
the conditions seen at Arbutus Bay Farms, is substandard to
say the least.

The pamphlets distributed by the farms, are no indication
of the reality we witnessed. The animals are under unnecessary
stress due to overstocking, lack of vegetation and no natural
environment. If this is seen as an acceptable level of farming
practice in your country and what is promoted as a tourist attraction
we believe this is an ineffective method of promoting either.

Should this be allowed to continue, you will see more of
your beautiful country being raped by an attitude where the
immediate dollar is of greater importance than animals' welfare
and the long term good of the Island.

This situation had obviously been missed by your authorities
and we feel obliged to draw this unacceptable situation to your
attention for the good of the animals and the land. It surprises
us that these conditions have gone unattended for so long.

We hope this letter will be acknowledged and followed by a
visit to the Deer Farm from someone in your department to
investigate and act accordingly.

We would appreciate hearing from you.

s.22

C.C.
Greater Victoria Animals' Crusader
Times-Colonist
S.P.C.A.
Ministry of Health
Ministry of Agriculture
Ministry of Tourism
B.C. Wild Life Federation.

s.22

Note to file

Re: Paula Buchholz Inspection of March 3/93 by Dorla Malo

(A) Date: March 24/93

- Dorla reported that there were only 3 of the 5 paddocks complete, raceway was not complete either. Paula had indicated to me by phone and correspondence that facilities would be totally complete by February 28. A re-inspection will require \$75 (page 14 of Procedures Manual).

- Note: check stocking density, maybe animals sent to slaughter have reduced numbers sufficiently to allow for present animals.

Calculations:

Each of expanded paddocks =
200 m x 50 m = 10,000 sq.m = 1 hectare = 25 animals

Total expanded area =
3 paddocks x 1 ha = 3 ha = 75 animals

Original fenced area of 11 to 13 acres @ 10 animals =
110 to 130 animals

Original + expanded areas = 185 to 200 animals allowed

According to 1st quarter transaction report 1993, Paula had 231 animals, therefore she is still overstocked unless she has sent additional animals to slaughter.

(B) Date: March 24 4:45 p.m.

I called Paula. She said:

(1) All perimeter fencing was complete when she and I scheduled inspection and therefore complete when Dorla did inspection.

(2) The 2 paddocks shown on the left side of her development plan only needed gaps to be filled, and interior fencing and interior raceway needed to be completed, and 2 posts needed to be anchored better.

(3) At this date, all deficiencies have been corrected.

(4) Deer are still held in original paddocks and 3 of the 5 expanded paddocks. If all paddocks are complete, the total is 26 acres therefore stocking density allowed is 26~~30~~ and she now has 230 deer (1 died since last transaction report).

(C) Date: March 29

I called Dorla to get further clarification. She said that the fencing material was "there" but, along one side of the 2 unfinished paddocks, it was lying on the ground. On other areas the fencing material was up but not tightened; had it been tightened, the posts would have pulled out of the ground because the posts were not anchored yet. Also, there were 2-foot gaps under some areas of the fencing. Dorla could not pass the inspection as she saw it.



INSPECTION REPORT



Pre-Inspection ☐

Final Inspection ☒

Re-Inspection ☐

Applicant's Name

Arbutus Bay Estates

Mailing Address

777 Brechwood Drive
Mayne Island, BC

Farm Location (if different from above)

Note: If no road/number is available, the exact legal description of properties inspected is to be recorded.

Species of game to be farmed:

Fallow Deer

Fencing

Cervidae (Fallow Deer/Reindeer): Perimeter fences (including gates) must be 7 ft. high, of which 6 ft. must be page wire approved deer fence. Alternative fence material must be approved by the Game Farm Department. Fences should be taut and flush to the ground. Hollows should be filled with suitable material (e.g., rock, logs, etc.).

Bison: A "legal" fence (see Trespass Act for specific region) capable of ensuring that bison are contained on the game farm. Onus is on the game farmer to keep bison contained.

Comments:

Posts are not into ground as deep as necessary due to extreme rocky conditions. Many posts on exterior are braced to trees along fence or held down by framework built around bottom of post at ground level. Rocks are then piled on framework to hold post in ground & stabilize.

Retention Facilities

A corral or paddock with a chute and "squeeze" (bison) or "crush" (deer) or equivalent is required for handling animals individually and humanely. Fallow deer can be handled more effectively in a darkened barn or shed.

Comments:

Expansion - So OK

Fencing and Facilities Completed

Satisfactory ☐

Unsatisfactory ☒

Recommendations and/or Deficiencies:

See attached. Exterior Fences to be completed on 2 paddocks furthest from house. Water lines to be put in and hooked up.

Inspected by:

D. E. Malo

(Name Printed)

Date of Inspection:

Mar 3/93

(Signature)

Re-Inspection Fee Required Yes ☐ No ☐

Mar. 3/93 -
Paula Buckholz inspection as per
Dora -
Has 3 paddocks finished, but not
last 2 ~~posts~~ paddocks.

Posts not able to be driven down as far
as they'd like because of bedrock - but they have
built up ~~up~~ ~~upward~~ ~~posts~~ ~~to~~ at base of them ~~posts~~ to
Racway - not finished. ~~make sturdy~~.

Inspect report to follow.

P.S. Paula indicated that everything
was complete & ready for inspection
when she called me for inspection -
also see her letter of Feb 15.

GAME FARMING
Sharon Oliver, Operations Manager

Ministry of Agriculture, Fisheries and Food
808 Douglas Street
Victoria, British Columbia, Canada V8W 2Z7
Telephone: (604) 356-1677 Fax: (604) 387-3522

TO: Doris Molo
ORGANIZATION: MAFF, Abbotsford
FAX NO: 852-5428 TEL. NO: _____
DATE: Mar. 2/93 TIME: 9:00am NO. OF PAGES: 8

MESSAGE:

Following is Revision Application
and Development Plan for the
inspection of Paula Buckholz'
game farm.

Because she was considerably
overstocked, we gave her special
allowance to move deer into
the expanded area before it
was inspected.

Her original game farm was
11 to 13 acres; her expansion is
about 13 acres.

I N T E R O F F I C E M E M O R A N D U M

Date: 24-Feb-1993 01:22pm PST
From: Sharon Oliver
s.15
Dept: Agriculture, Fisheries & Food
Tel No: 356-1677

TO: Dortehea Malo
Subject: Game Farm Inspection

(s.15)

A change of pace for you - an inspection of a fallow deer farm on Mayne Island. Paula Buchholz has expanded her existing game farm by about 13 acres so the perimeter fencing needs inspection. s.22
so March 2 or 3 would be ideal. Her licence had been suspended because of overstocking and Game Farming gave her a deadline of February 28 to expand so the sooner the inspection the better.

The ferry schedule from March 2 is:

Tsawwassen to Mayne Island -
Monday to Thursday (better than Friday)
Leave Tsawwassen 9:55 a.m.
Arrive Mayne Island 11:20 a.m.

Mayne Island to Tsawwassen -
Leave Mayne Island 5:20 p.m.
Arrive Tsawwassen 6:40 p.m.

What's your schedule? If the first week of March is not good, we could postpone until the next week. Give me a call so we can finalize. I'll send you the appropriate documents by house mail.

Sharon



ARBUTUS BAY DEER FARMS

777 Beechwood Drive
Mayne Island, B.C., Canada, V0N 2J0
Phone/Fax (604) 539-2301

Ministry of Agriculture, Attn: Ms.
Sharon Oliver, Game Farm Oper. Manager
Victoria, B.C., V8W 2Z7

25.1.93

Dear Ms. Oliver:

Re: Annual Inventory Report and Licence Re-
newal Application

As discussed with you today I enclose here-
with the inventory report as of today together
with the licence renewal application and cheque
in the amount of \$100.00, so that you can
issue the new licence in time. The marks
marked with a K in the report will be slaugh-
tered together with another 9 or 10, which I
will round up with my remaining herd on
the weekend. Thanking you for your co-opera-
tion I remain

Sincerely

B. Buchholz
(PAULA BUCHHOLZ)



December 11, 1992

Arbutus Bay Estates Ltd.
755 Beechwood Drive,
Mayne Island, British Columbia
V0N 2J0

Re: Game Farm Licence Renewal

Your Game Farm Licence 92-008 expires on January 31, 1993. A new licence will be issued pursuant to the Game Farm Act upon receipt of the following:

- 1) cheque or money order payable to the Minister of Finance and Corporate Relations for the prescribed renewal fee of \$100.00,
- 2) completed Licence Renewal Application form (enclosed), and
- 3) completed Annual Inventory Report form (enclosed).

To facilitate timely issuance of new licences, it would be appreciated that the above be forwarded prior to January 15. For information on completing these forms, please refer to pages 43 to 45 of the British Columbia Game Farm Procedures Manual.

Record keeping is a condition of a Game Farm Licence. Therefore, before a new licence will be issued, any outstanding Transaction Reports must be forwarded. Failure to comply with this requirement before expiration of your Game Farm Licence will require re-application for a Game Farm Licence with the prescribed application fee of \$200.

Should you require further clarification or have any questions, please contact me at 356-1677.

Yours truly,

Sharon Oliver
Game Farm Operations Manager

Enclosures

cc: Dan Ireland, P.Ag.
Game Farm Coordinator



December 9, 1992

Ms. Paula Buchholz, President
Arbutus Bay Deer Farms
777 Beechwood Drive
Mayne Island, British Columbia
V0N 2J0

Dear Ms. Buchholz:

Re: Suspension of Game Farm Licence #92-008

Pursuant to Section 10 of the Game Farm Regulation, suspension of a game farm licence indicates that "A licensee whose game farm has been suspended must not move game in or out of the farm without the prior approval of the minister."

Dan Ireland and myself have discussed your suspension and your subsequent request to decrease animal stocking densities. The following actions have been authorized:

- (1) movement of animals from your farm for slaughter or for sale; and
- (2) as your expansion will be completed by December 31, 1992, one of the paddocks of the expansion area may be utilized although it has not been inspected. This action is authorized on your advising Mr. Ireland that the fencing meets the necessary inspection criteria.

Should you require further clarification or have any questions, please contact me at 356-1677.

Yours truly,

Sharon Oliver
Game Farm Operations Manager

cc: Dan Ireland, P.Ag.
Game Farm Coordinator

Note to file

Subject: Paula Buchholz - Sequence of events leading to her
licence suspension

Date: December 8, 1992

- (1) November 1991, a newspaper article stated that she raises 320 head of fallow deer. At that time, we didn't know if that included her deer in Washington. Dan Ireland said we should monitor this operation for animal densities when game farming's reporting system was in place, early in 1992.
- (2) Her annual inventory report showed 203 animals at January 31, 1992 with a projected inventory of 400 for next fiscal year. Her first quarter transaction report showed no change. Her original licence application showed 130 acres but her development plan did not indicate exact acreage.
- (3) June 5:
 - (a) ^{s.22} Britco, reported that one of her deer escaped from their slaughter facility;
 - (b) the Canadian Wildlife Service reported a complaint from a private individual who was concerned about the bloody state the deer were in while being transported on the ferry;
 - (c) ^{s.22} confirmed that the deer were in velvet that was over the recommended 3" length for transport and that the deer were more highly stressed than any animals he had seen in his plant.
- (4) It was decided that a site inspection be performed. My visit was July 16. I then had this file to bring forward in mid September. She sent a note dated Sept 4 saying expansion should be finished in 4 to 6 weeks which would have been October 2 to 16
- (2) Her 2nd quarter transaction report shows 190 adult animals with 80 to 100 fawns.
- (3) We have not yet received a Licence Revision Application form and revised development plan from her. I sent her a letter dated July 31/92 with the form and instructions to return it with a revised development plan for approval - I even sent her the original development plan to make it easier for her to make revisions and show the expanded area. Should we mention something about this in letter since we are asking her to expand but we have not approved her plan?]

Date: December 7, 1992

Just a few comments in reference to Paula's letter:

The tone of my conversation on November 19, 1992 with Paula began on a friendly tone. I started by saying that I was following up on my previous correspondence/conversations with her. I proceeded to ask her about the status of her expansion to which she replied it would be ready in "about a month", that being on Mayne Island she has trouble getting laborers to which I was sympathetic.

However, I reminded her that:

- (1) IF her inventory remained as per her 2nd quarter Transaction Report that shows "190 adult animals plus 100? fawns", at January 1, 1993 when the fawns become "adults", her inventory would be 290 adult animals, and
- (2) IF she did not decrease her herd by that time, and/or
- (3) IF she did not expand her paddock acreage, then

she would have 290 adult animals (her letter states 155 adult deer) being raised on 13 acres of fenced paddocks which exceeds the stocking density requirement of a maximum of 10 adult animals.

s.22 she replied that I was not taking into account the animals that would be slaughtered to which I responded that I was only stating the facts of which I have current knowledge and that she had not notified me of her future intentions, specifically her intention to decrease her herd. I reiterated that I was merely telling her IF her status remained as I know it at this time, these were the facts.

I told her that the situation needed to be remedied quickly since it was now even more serious a matter because the Game Farm Department had received complaints about her operation. s.22

s.22 at this point and wanted to know what the content of the complaints were, so I briefly outlined them. She repeatedly said that I was accusing her of these things. At least 3 times, I told her that "I was NOT accusing her of anything, but that I was merely passing on to her what others had said". Also, I never said "several complaints", just "complaints".

Sharon

Note to file

Date: Dec 7/92

Re: Paula Buckholz, Arbutus Bay

Dec 6, Sunday, Paula called Don Ducland at home. He has given her permission to:

- ① transport deer to slaughter to reduce herd size to in her attempt to comply with stocking density requirement, and
- ② move animals into newly fenced paddock before formally inspected. This is part of larger expansion. She stated to Don that the fencing is more than adequate.

Sharon

British Columbia Society for the Prevention of Cruelty to Animals

DISTINGUISHED PATRON — THE HONOURABLE LIEUTENANT-GOVERNOR OF BRITISH COLUMBIA

FIELD DIRECTOR'S OFFICE
501 MAIN STREET, PENTICTON, B.C. V2A 5C8
TELEPHONE (804) 493-4082



MEMBER
CANADIAN FEDERATION
OF HUMANE SOCIETIES



4 December 92

Mr Dan Ireland
Game Farm Coordinator

Re: Licence # 92-008
(Buchholz) Mayne Island

I have received a copy of your suspension notice with the included ultimatum of cancellation on December 31st if the necessary steps are not taken to correct the "density" requirement.

Please be advised that two senior representatives from our Society, J. van der Hoeven of the Provincial Office (681-7271) and Rick West (Victoria Branch- 388-7722) visited the Buchholz property recently with a Search Warrant and carried out an inspection under the provisions of the Prevention of Cruelty to Animals Act. They did not find sufficient cause to take further action at this time under our Act but the matter of density was noted and it was a concern. Thank you for taking such decisive action under the provisions of the Game Farm Procedures Manual.

It is important that our two Agencies be in touch as this matter is resolved. Please feel free to communicate directly with J. van der Hoeven or Rick West at Victoria, both of whom were at the Buchholz premises and made personal contact with Paula Buchholz.

Sincerely,

Stuart A. Ramage

c.c. J. van der Hoeven
Rick West

FAX: TO
387-3522



OFFICE SERVICE INC.

456 Main Street
Penticton, B.C., V2A 5C5
FAX # (604) 492-4334
TEL # (604) 493-1755

DATE _____

TIME _____

TRANSMISSION DESTINATION Game Farming BranchFAX # 387-3522NUMBER OF PAGES INCLUDING THIS ONE 1FROM L.A. Lammage TO San Ireland

COMMENTS _____

CUSTOMER'S SIGNATURE L.A. Lammage

FOR QUICK SERVICE - FAX IT THROUGH -
THE TIME MACHINE

Note to file

Subject: Paula Buchholz

Date: November 9, 1992

Stu Rammage, SPCA, has been contacted ^{s.22}

s.22

s.22

about the apparent inhumane treatment of her animals. ^{s.22}

- (1) the deer are being kept in a feedlot-type operation
- (2) there is an overstocking problem
- (3) all feed has to be supplemented
- (4) paddocks are very wet and muddy.

I informed Stu that I had visited her facility earlier this year regarding overstocking. She is aware that she is overstocked and is in the process of expanding her fenced acreage. Her defense is that there was no stocking density requirement before the Game Farm Act was proclaimed in August 1991; therefore, she would require some time to decrease her herd size either by sales and/or slaughter. Dan Ireland has spoken with her about this matter as well and we have allowed her some leniency to allow her to decrease her herd size and to expand her facilities.

I confirmed that all feed has to be supplemented since there is no pasture growth in the heavily treed paddocks.

Since I was there in the summer, the ground was very dry so, of course, I would not be able to confirm the alleged muddy conditions. However, it could be assumed that, since there is no pasture in the fenced areas, the land could become very muddy in rainy weather.

Stu will send a fax outlining his conversation ^{s.22}

s.22

At this time, he feels that it is a game farm matter. If we want the SPCA to get involved in an inhumane aspect, he certainly will do so. He suggested that if we send an inspector to investigate her premises, we could get in contact with Rick West, Senior Operations Manager, SPCA Victoria and have someone from the SPCA go along on the site visit.

Sharon

British Columbia Society for the Prevention of Cruelty to Animals

DISTINGUISHED PATRON — THE HONOURABLE LIEUTENANT-GOVERNOR OF BRITISH COLUMBIA

FIELD DIRECTOR'S OFFICE
501 MAIN STREET, PENTICTON, B.C. V2A 5C8
TELEPHONE (604) 493-4082



MEMBER
CANADIAN FEDERATION
OF HUMANE SOCIETIES

9 Nov 92

Ministry of Agriculture and Fisheries
(Game Farming) attention Dan Ireland and Sharon

Re: Arbutus Deer Farms - Main Island
Proprietor - Paula Buchholz - Licensee

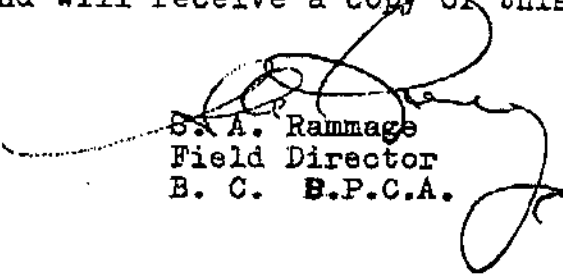
s.22

s.22 the conditions at this establishment.
s.22 assessment of the situation is as follows:

- (a) a density problem
- (b) the animals are being raised in a "feed-lot" situation
- (c) the pens in which the animals are kept present nothing but mud with no dry area available
- (d) irregular feeding - the proprietor has another game farm in Washington State and is away part of the tin
- (e) the animals have no access to grazing whatsoever
- (f) even the troughs are full of mud
- (g) raises pheasants - the gravity feeding trough has no top causing the feed to become wet and will not feed down to the birds

The density issue can readily be dealt with as a violation of the Procedures Manual date 1 Nov 1991 - page 13 - 2.Game Farm Licence - Licensee Responsibilities Section 2.1.

Could this complaint be dealt with by an Inspector appointed under the Act? The S.P.C.A. is prepared to dispatch an Inspector as well - please contact Senior Inspector Rick West at 388-7722 to arrange a co-ordinated visit to the Licensee's premises on Main Island. Rick West has been advised of the particulars and will receive a copy of this Fax.


B.A. Ramage
Field Director
B. C. S.P.C.A.



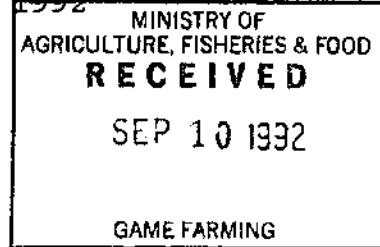
Province of
British Columbia

Ministry of
Agriculture,
Fisheries and Food

Animal Health Centre
1874 Gladwin Road, Box 100
Abbotsford, British Columbia
Canada
V2S 4N8
Telephone: (604) 854-4400
Fax: (604) 853-4357

September 4, 1992

Ms Paula Bucholz
Arbutus Bay Estates Ltd.
777 Beachwood Drive
Mayne Island, B.C.
V0N 2J0



Dear Ms Bucholz:

Please allow me to respond to your query regarding importation of fallow deer from Washington State.

First of all, all Agriculture Canada requirements must be met and a Federal import permit received. Please contact Dr. Olson at Ag. Canada in New Westminster (666-7500) for further information if required. In addition, we require from you a notarized statement that all animals to be imported are identified by eartags, originate from within Washington State, and have not been in contact with fallow deer from P. tenuis-enzootic areas. P. tenuis-enzootic areas are defined as all U.S. States east of North Dakota, South Dakota, Nebraska, Kansas and New Mexico, and that Johne's Disease has not been diagnosed on the premises on which these animals have been raised.

We also require a Health Certificate from a licensed veterinarian practising in Washington State declaring that the animals to be imported are clinically healthy and free of infectious disease. The Health Certificate must identify the deer by eartag number. This Health Certificate must be sent to the Animal Health Centre at least 14 days prior to importation. The imported animals must also have been treated by a veterinary practitioner with an anthelmintic such as ivermectin at least two weeks prior to importation.

Please forward to me a statement regarding the origin of these animals as required above, and have your practitioner forward the Health Certificate also to us.

If you should have any further questions regarding import requirements, please do not hesitate to contact us at your convenience.

Yours truly

M. P. Hewitt, M.A., M.V.B.
Dip. Vet. Path., MRCVS
Chief Veterinarian

cc: Dr. Olson

MPH/ljm



August 14, 1992

Paula Buchholz, President
Arbutus Bay Deer Farms
777 Beechwood Drive
Mayne Island, British Columbia
V0N 2J0

Dear Ms. Buchholz:

As discussed on my visit of July 16, 1992 and subsequently by telephone, there is a stocking density restriction for cervids. The total number of adult animals must not exceed 10 per acre (25 per hectare) (please refer to section 2.1 "Licensee Responsibilities" on page 13 of the British Columbia Game Farm Procedures Manual).

Your Annual Inventory Report dated January 31, 1992 shows a total number of 203 fallow deer on your premises. You advised that the fenced area of your game farm is a maximum of 13 acres; this would allow a maximum stocking density of 130 adult animals. Therefore, as at January 31, 1992, and at the present time, you are overstocked by 73 animals. An "adult" animal is defined as an animal born prior to January 1 of the current year (refer to the Glossary on page 87 of the Procedures Manual); consequently, the fawns of 1991 were considered adult animals at January 1, 1992.

Furthermore, you have estimated the number of fawns born this year is approximately 100. If there are no deletions from your herd, the total number of adult animals on your farm at January 1, 1993 would total 303. Therefore, to meet stocking density requirements, you would need at least 30 acres. Since you are presently expanding your game farm area, it is necessary that you allow for the correct acreage to meet these stocking density requirements.

To ensure your Game Farm Licence remains in good standing, it is necessary to comply to the requirements outlined in the Procedures Manual.

If you have any questions, please contact me at 356-1677.

Yours truly,

Sharon Oliver
Game Farm Operations Manager



ARBUTUS BAY DEER FARMS

777 Beechwood Drive
Mayne Island, B.C., Canada, V0N 2J0
Phone/Fax (604) 539-2301

AGRICULTURE

JUN 13 1992

Ministry of Agriculture, Attn.
Sharon Oliver, Game Farm Oper. Manager

Victoria, B.C., V8W 2Z7

June 12, 1992

Dear Ms. Oliver:

Re: Annual Inventory Report per 31.1.1992 and Transaction
Report 1. quarter 1992

As discussed please find included my revised annual inventory report as per 31.1.1992. All males marked with a K have been slaughtered in June and will be deleted in the 2. transaction report.

All remaining deer recorded with blue tags only will be ear-tagged with the B.C. tags at the next roundup in fall or winter, since they were already rounded up in 1991 before your request arrived by mail.

But I still would like to have one answer given orally confirmed in writing: that all imported deer with the american eartags similar to the B.C. eartags and recorded as such for some time now do not need to have these tags removed out of their ears and replaced with B.C. tags somewhere else in the same ear, the other ear being used already for colour plastic tags.

Looking forward to your further reply I remain

sincerely

ARBUTUS BAY DEER FARMS

B. Buchholz

PAULA BUCHHOLZ

Encl.

Note to file Page 1 of 2
Subject: Escaped Deer from Britco.
- Paula Brucholz
Date: June 5/92 8:30 a.m.

DG: Dorth Meldrum of Britco's called (533-39).
One of Paula's deer, ^(quadrant) escaped ~~last~~ ^{last night} yesterday.
The animals were being taken into plant from
off truck but one rolled back wanting to get
on to truck. Their facilities are such that
the animal was free to get into open area.
They tried chasing it but to no avail. They
searched for it afterwards but couldn't find it.
They'll put out some grain in hope of luring
it back but doubt it will return.

② Gary Dick of Canadian Wildlife Service (federal
government) called to see if Paula had license.
There was a complaint lodged by person on ferry
(Mayne Island to Vancouver) who reported to RCMP
that these animals were being inhumanely held
on truck: 13 in 3/4 ton pickup and that they
were bleeding. Dick also said Paula had no
documentation for transport but I found out
that she did have the Form 3 but was missing
the E Movement Permit.

③ Paula called. Said ~~the~~ the animals were in velvet
and if they hit side of truck, they would bleed.
There was hay on floor of truck. Movement
Permit had been faxed by AG Canada but ~~she~~ ^{it} ~~was~~ ^{wasn't} ~~sent~~ ^{received}.

Page 282

did not have in time for truck departure, but she has now. She said the animal was already inside the plant and was trying to get out and did escape. The police + Wildlife Service pulled the truck over shortly after she had left the ferry. They were rude, especially Wildlife rep. She explained animals were not in any way being mistreated and that they didn't have all the correct facts. She explained it was velvet bleeding, etc. She is going to call Wildlife Service directly to ward off any possible negative publicity.

Sharon

P.S. - ⁸²² called around 3:00. He also had been contacted re escape but didn't feel Ag Canada need get involved and didn't feel matter was of any concern to ^{other} animals or to business or property so they weren't do anything.

I also contacted Bruce Cox of MOE, Surrey. He passed me to ^{Ralph Cross} C.O. in Rod Olson's office + I explained circumstances and Wildlife Act 30-day clause, etc. Also faxed then G.F. Act and Regulation to attention of Bruce Cox and Bruce Lemke.



April 20, 1992

Ms. Paula Buchholz
Arbutus Bay Estates Ltd.
755 Beechwood Drive
Mayne Island, British Columbia
V0N 2J0

Dear Ms. Buchholz:

Re: Expansion of Game Farm

Enclosed is your copy of the Inspection Report as completed by Dorla Malo on March 3, 1993. It indicates that the perimeter fencing for two of the five paddocks of the expanded area were not complete at time of inspection; therefore, the inspection was "unsatisfactory".

As per our telephone conversation of March 24, 1993, you advised that all deficiencies have been corrected and the two paddocks are now complete and meet the necessary inspection criteria. Therefore, we authorize the use of all five paddocks without conducting a further inspection.

If you have any questions, please call me at 356-1677.

Yours truly,

Sharon Oliver
Game Farm Operations Manager

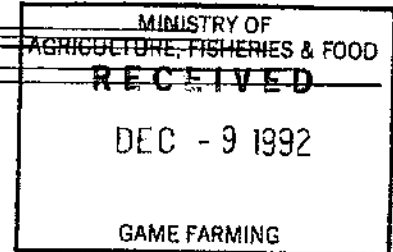
Enclosures

cc: Dan Ireland, P.Ag.
Game Farm Coordinator



ARBUTUS BAY DEER FARMS

777 Beechwood Drive
Mayne Island, B.C., Canada, V0N 2J0
Phone/Fax (604) 539-2301



Ministry of Agriculture, Fisheries
and Food, Attn. Mr. Dan Ireland
Game Farm Coordinator, Douglas St.

Victoria, B.C., V8W 2Z7

4.12.1992

Dear Mr. Ireland:

Re: Game Farm Licence # 92-008

Your letter dated November 27, postdated December 1st 1992 advising me of the immediate effective suspension of my game farm licence was received yesterday afternoon, hours before the scheduled transport of the majority of this fall's yearlings to the slaughterhouse. Of this intention I had advised your Game Farm Operations Manager Ms. Sharon Oliver at her phone call on November 19, 1992. The intended slaughter of today and subsequent next week with a total of 33 yearling bucks will bring the number of adult deer in the presently fenced area of my farm down to 155.

Because of your suspension of the game farm licence, and you particularly refer me to the B.C. Game Farm Procedures Manual, Section 10, which says that I can not move animals out of the farm without prior approval of the Minister, I had to cancel the slaughter.

At her phone call November 19th, 1992 I had also informed your Game Farm Operations Manager, Ms. Oliver, that the extension of the new fencing area presently under construction with 13 acres will be finished in approximately one month. I repeated that the number of deer at the present time and after slaughter as well as after the extension of the newly fenced area are less than what she had calculated they would be.

I estimate to have 80 to 100 fawns in addition to the 155 adult deer (of which 37 are last years doe fawns) after slaughter on a total fenced acreage of 26, i.e. 235 to 255 deer. This number is in accordance with the new regulation of 10 deer per acre, a regulation which is not valid even one year now.

When I received my original licence in 1988 no provisions were made for this density, which came quite unexpectedly first with a phone call from yourself. I started to clear another 13 acres of land, take the tree stumps out and seed it for pasture. The land then has to lay dormant during the first growth period as to not damage the young root system before I can put deer on the new pasture. It came as another big surprise to me, to learn from the letter of August 14, 92 mereley three and a half month ago, that fawns are being considered adult deer already at an age of five months or less.

This does not mean, that I would object in any way to this new regulation, but living on a relatively small island with only a very limited labour force, where I have to hire help off island commuting here to work, it is much more difficult for me to comply fast to changes in regulations.

Because of this reason I had started to offer does for sale in order to also reduce my breeding herd besides extending the fenced area. But this route proved futile so far, there are no inquiries for breeding stock at all, despite several ads in different papers. I do not see neglect or ommissions of any sort in my immediate actions, attempting to fully comply with all regulations as fast as humanly and biologically possible.

At her phone call November 19th, 92 your Game Farm Operations Manager accused me of ill treating my animals, of being away most of the time and the deer not receiving suitable and adequate feed, water and shelter, of being undernourished and standing overcrowded in deep mud all the time. Ms. Oliver stated that she and the SPCA had received several complaints about these facts.

None of these accusations have any truth to it, they are slanderous and defamatory. My animals receive the highest possible standard of care. All waterers of all animals are automatic and in good working order. The deer are fed so well that the slaughterhouse reported to me in three consecutive years, that my carcass weights have been the highest of all deer slaughtered at their plant, averaging 69, 68 and this spring even 86 lbs. The grain mix was developed as a 17 % protein, high energy pellet between the University of Saskatchewan, myself and the feed company. The concept of raising my deer the way I actually operate the farm was advised with Dr. Geoff Asher of Ruakura Research Station, NZ, known as probably the most knowledgable expert on fallow deer farming.

I take regularly fecal samples of the deer to scrutinize any worm appearance and are being advised by my veterinarian, that I have a very good situation on the farm in this regard also.

All the paddocks are partly forested, which is the best natural shelter in this climate, fallow deer can have. When I am off island to haul in feed or attending other business matters a handiperson is available. As to mud this appears on any soil in frequently used areas after heavy rains, but I installed culverts in some of my paddocks to diminish it as far as possible.

The SPCA investigated my farm operation on November 19th very thoroughly. They declared everything in proper condition and stated that the recent complaint is as unfounded as the first one about my Washington operation was unsubstantiated last year. In a letter confirming this, the SPCA stated how sincerely my "patience in this matter is appreciated".

Both complaints at the SPCA, now and last year were made by irresponsible revengeful man one of whom at least is a drug addict. The other person fouled a labour contract; none of them had any concern for the animals but were only trying to harm or at least bother me.

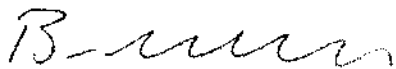
I am very well aware and appreciative of the Code of Practice of my B.C.Fallow Deer Association, the deer on my farm receive the highest possible standard of care in all aspects under every circumstances.

There is no justification for the suspension of my game farm licence whatsoever, it is also in contradiction to your and my concern of reduction of the stocking rate. How can I bring the bucks to slaughter, if I cannot move them out of the farm?

Your immediate reply is appreciated, I will keep trying to reach you by phone.

Sincerely

ARBUTUS BAY DEER FARMS



PAULA BUCHHOLZ
PRESIDENT



January 26, 1992

Ms. Paula Buchholz
Arbutus Bay Estates Ltd.
755 Beechwood Drive
Mayne Island, British Columbia
V0N 2J0

Dear Ms Buchholz:

Re: Suspension of Game Farm Licence #92-008

Our letter of December 9, 1992 authorized you to utilize one 'uninspected' paddock of your expansion. Assuming that the conditions under the original approval remain the same, and the fencing meets the necessary inspection criteria, we hereby authorize your requested usage of the second uninspected paddock.

The time for completion of your expansion was extended from December 30, 1992 to January 18, 1993, due to winter weather conditions causing construction difficulties. We further extend the date for completion to February 28, 1993 to allow sufficient time to complete these facilities. You are advised that the stocking densities must be in compliance by this date, through any means, or your Game Farm licence will be cancelled.

Should you require further clarification or have any questions, please contact me at 356-1677.

Yours truly,

Sharon Oliver
Game Farm Operations Manager

cc: Dan Ireland, P.Ag.
Game Farm Coordinator

SO:mlm

British Columbia Society for the Prevention of Cruelty to Animals

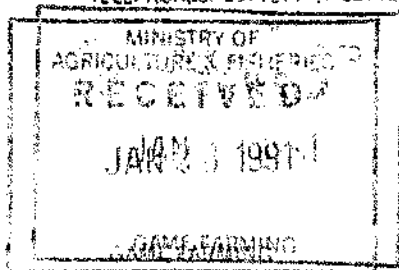
DISTINGUISHED PATRON — THE HONOURABLE LIEUTENANT GOVERNOR OF BRITISH COLUMBIA

PROVINCIAL OFFICE — 322 470 GRANVILLE ST., VANCOUVER, B.C. V6C 1V5

TELEPHONES: 681-7271 or 681-7272 FAX: (604) 681-7022



MEMBER
CANADIAN FEDERATION
OF HUMANE SOCIETIES



FAX TRANSMISSION IDENTIFIER

TO: Game Farm Specialist
Dan Ireland, Ministry of Food & Agriculture (387-3522)

FROM: John van der Hoeven, Director of Field Operations

DATE: January 28, 1991 # OF PAGES: This Page Only
(Excluding Cover Sheet)

As per your conversation with Field Officer, Stu Rammage, please be advised of the following:

s.22

states that 70 Fallow Deer have been kept in a barn on Spieden Island (next to Mayne Island) for some six months.

Made reference to manure build up, poor lighting, etc.

Animals there due to Quarantine Regulations of Agriculture Canada as per T.B. or Blue Tongue.

Owner of animals has deer farm on Mayne Island as well, and her name is: Paula Buchholz.

I am further informed by local R.C.M.P. s.22

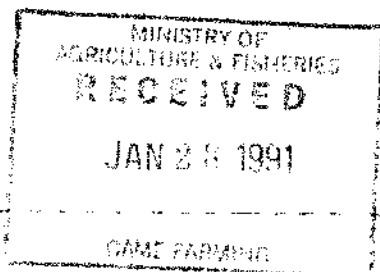
s.22

Ms. Buchholz.

R.C.M.P. have a vessel on patrol in area that may(?) be used for transportation to Island.

May I please ask that you contact me at 681-7271, once you have found out some more details. Thanks very much.

John van der Hoeven
Director of Field Operations



APPENDIX A

Page 1 of 3

SUNDRY PERMIT NUMBER C045533

Date March 23, 1991

1. The permittee shall keep records of all game farm animals held in captivity, a record of all game farm animals slaughtered, and the persons or companies to whom or which the slaughtered fallow deer were transferred. (Note: When purchasing animals within B.C., ensure that the sales agent has a valid Game Farm permit). Any live fallow deer sold or by-products or fallow deer otherwise removed from the captive stock must be similarly recorded. A record of all transactions shall be submitted annually to the Game Farming Section, Ministry of Agriculture and Fisheries, 808 Douglas St., Victoria, B.C., V8W 2Z7, within 15 days following the expiration date on this permit.
2. All game farm animals covered by this permit shall be permanently marked so that ownership can be determined. Ear tags are provided or requested by the Recorder of Brands, Ministry of Agriculture and Fisheries, 162 Oriole Road, Kamloops, B.C., V2C 4N7.
3. a) Fallow deer held under this permit, if imported to British Columbia from outside of Canada, must comply with Health and Animal Regulations established by the Government of Canada.
 b) Game farm animals in Canada must be checked and declared disease free treated as indicated below at the permittee's expense as indicated following and as recommended by the Ministry of Agriculture and Fisheries before being imported to British Columbia and transported to the permittee's commercial game farm:
 - 1) A general health check of animals proposed for import to British Columbia must be conducted and reported on in writing by a veterinarian licensed to practice in the province or territory of origin. The written statement on the health check must be delivered to the issuer of this permit and include information regarding the general health status of the game farm animals' herd of origin and confirm that the veterinarian has determined that the animals for importation into British Columbia are free from disease.
 - 2) The permittee must confirm in writing to the issuer before importing any game farm animals to British Columbia of the proposed movement and that all animals to be imported are individually identified by ear tags and are treated with ivermectin at the dose level recommended by the veterinarian.
 - 3) A minimum of 10 ml. of blood serum must be collected by the veterinarian into a separate vial from each of 10 separate animals from each source of animals and from the square root of the remainder of the animals from each separate source. Those vials of serum must be identified as to individual animals. The serum must be frozen and shipped in a frozen state to the Animal Health Branch, Ministry of Agriculture and Fisheries, 1874 Gladwin Rd., Abbotsford, B.C., V2S 4N8, Attention: Dr. R.J. Lewis.

APPENDIX A (cont'd)

SUNDRY PERMIT NUMBER C045533 Date March 23, 1991

- c) The permittee (at the permittee's expense) may be required to provide treatment(s) to his fallow deer as recommended by the Ministry of Agriculture and Fisheries for specific diseases and/or parasites in the future.
 - d) A copy of this permit must accompany animals being imported to and transported within the province.
4. For the purposes of sale of meat, the following provisions apply:
- a) The permittee shall keep records of:
 - all game farm animals slaughtered, and the persons or companies to whom or which the slaughtered game farm animals were transferred. A record of all transactions shall be submitted annually.
 - b) All packages of meat must be clearly marked:
 - 1) where the meat is inspected by the Ministry of Health or Agriculture Canada, their stamp plus the permit number must appear in indelible ink on the carcass; and
 - 2) when sold by package, the permit number must appear in indelible ink on all packages (label).
 - c) A sales receipt is required for proof of purchase and origin, followed by telephone verification, if required.
 - d) The permit number must be placed on all packages of meat sold to consumers.
5. a) Hides and other parts (except meat) of slaughtered fallow deer held under this permit must be accompanied in transit to final destination by a letter from the permittee stating the permittee's name, address, permit number and date of sale and list of part(s).
- b) Game farm animals may only be processed at provincially or federally licensed slaughter houses.
6. Game farm animals are to be confined at all times on deeded fenced land:
- Owned by Paula Buchholz
- Located Fractional Southeast 1/4 of Section 2, Mayne Island, Cowichan District,
Except that part included within the boundary of Plan 6166
(description of farm)
- except for transporting these animals and locating them at health facilities or other game farms for breeding purposes.

APPENDIX A (cont'd)

SUNDRY PERMIT NUMBER C045533 Date March 23, 1991

7. The permittee assumes all necessary steps:
 - a) to ensure that the fallow deer do not escape from the deeded land;
 - b) to prevent members of the general public from coming into personal contact with the fallow deer;
 - c) to prevent wild ungulates from coming into contact with the fallow deer; and
 - d) to notify the Regional Manager of the Ministry of Environment immediately on the escape of any fallow deer.
8. The permittee assumes all responsibility for damage to Crown-owned land, equipment or facilities or to property owned by others caused by escaped fallow deer or the permittee or his agents and employees engaged in capturing and transporting escaped fallow deer.
9. The permittee assumes all responsibility for costs incurred by the Crown or its agents and servants to capture, hold in captivity or to transport escaped farm animals.
10. The permittee shall at all times accept full responsibility for any accident that may occur or damage that may be done to any person or property whatsoever caused directly or indirectly by keeping of fallow deer pursuant to this permit and shall save harmless and keep indemnified the Crown from all claims and demands whatsoever in respect of the permit.
11. Hunting of game farm animals covered by this permit is prohibited at all times.
12. This permit does not exempt the permittee from the provisions of any other Provincial or Federal Act.
13. Failure to comply with any of the conditions of this permit is a violation of the Wildlife Act and Regulations.
14. It is an offence when the permittee fails to comply with any of the conditions of this permit.
15. The permit expires on the date one year after granting of this permit.
16. This permit shall not be transferred or assigned.

Dated March 12, 1991 at Victoria, B.C.

*Fallow deer provide healthy lifestyle
for farmers and consumers alike*

Copyright

**MOUTH-TO-
MOUTH:
Paula
Buchholz
feeds some of
her more
than 200
fallow deer
with apples**

JOHN YANYSHYN

FARMING

UCR SUN NOV. 21/91 B1

THE GAME PLAN

Copyright

... .. is approved deer fence

MARG LeGUILLLOUX

Special to the Sun

Copyright

Copyright

' GAME: Future of farming

Continued from B1

Copyright

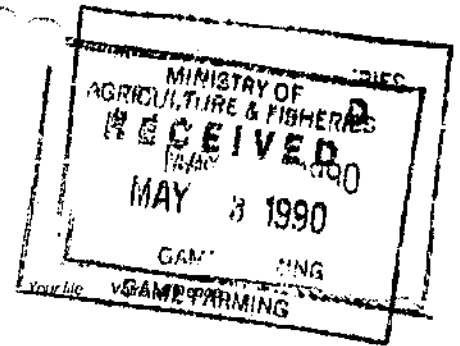


Agriculture
Canada

Food Production and
Inspection Branch

Direction générale,
Production et inspection des aliments

VETERINARY INSPECTIONS DIRECTORATE
#202 17637 - 1st Ave
SURREY, B.C.
V3S 5J9



Our file Notre référence


APRIL 30, 1990

DAN IRELAND
Livestock Marketing Specialist
Ministry of Agriculture & Fisheries
Parliament Building
VICTORIA, B.C.
V8W 2Z7

RE: IMPORT DEER

This is to inform you of the following shipment of deer
arriving at the PACIFIC HIGHWAY BORDER, SURREY, B.C.

IMPORTER:	PAULA BUCHHOLZ	PERMIT # C 026972	EXPIRY DATE MAR 22/90	<u>EXPIRED</u>
DESTINATION:	GLENBROOK MEATS, 224th St. LANGLEY			
ORIGIN OF SHIPMENT:	SPIEDEN ISLAND WASHINGTON, USA			
NO. OF ANIMALS:	10 DEER (for immediate slaughter)			
DATE OF ARRIVAL:	April 26, 1990			


DR. D. G. FELIUS
District Veterinarian
PACIFIC HIGHWAY, SURREY, B.C.

DGF/th

cc Dr. P. CLARKE, District Veterinarian, Victoria, B.C.

Canada



Agriculture
Canada

Food Production and Direction générale;
Inspection Branch Production et inspection des aliments

VETERINARY INSPECTIONS DIRECTORATE
#202 17637 - 1st Ave
SURREY, B.C.
V3S 5J9

Your file Votre référence

Our file Notre référence

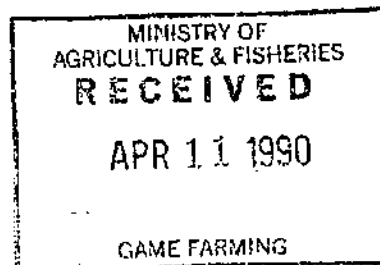
APRIL 2, 1990


DAN IRELAND
Livestock Marketing Specialist
Ministry of Agriculture & Fisheries
Parliament Building
VICTORIA, B.C.
V8W 2Z7

RE: IMPORT DEER

This is to inform you of the following shipment of deer
arriving at the PACIFIC HIGHWAY BORDER, SURREY, B.C.

IMPORTER:	PAULA BUCHHOLZ
DESTINATION:	Horton Bay Rd, MAYNE ISLAND BC V0N 2J0
ORIGIN OF SHIPMENT:	P.O. Box 171 FRIDAY HARBOR, Washington USA
NO. OF ANIMALS:	51 deer
DATE OF ARRIVAL:	March 28, 1990




DR. D. C. FELIUS
District Veterinarian
PACIFIC HIGHWAY, SURREY, B.C.

DCF/th

Canada

FEBRUARY 6/90

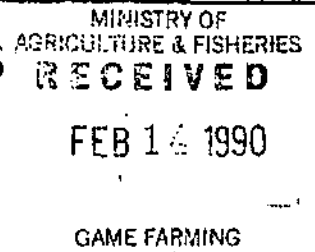
TELEPHONED PAULA BUCHHOLZ RE FOLLOWING:

1. MS. BUCHHOLZ IMPORTED DEER FROM WASHINGTON RATHER THAN INDIANA.
2. HER DEER FROM OREGON HAVE NOT ARRIVED YET.
3. REGARDING THE WISCONSIN IMPORTATION, THEY HAVE ARRIVED AND SHE CHECKED WITH DR. LEWIS AS FAR AS WISCONSIN BEING IN AN AUTHORIZED AREA OF THE U.S.



ARBUTUS BAY DEER FARMS

Beechwood Drive
Mayne Island, B.C. Canada V0N 2J0
Phone (604) 539-2301



Ministry of Agriculture and
Fisheries, Attn. Mr. Dan Ireland
Game Farm Coordinator

Victoria, B.C., V8W 2Z7

January 31, 1990

Dear Mr. Ireland:

Re: Fallow deer import from the U.S.

Referring to my letter of September 12, 1989 I want to inform you, that I did not import the deer from Indiana.

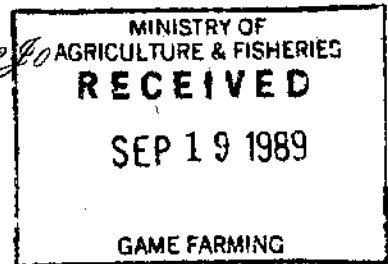
Instead I expect 51 does and yearlings from Washington. They will arrive sometime during the month of March.

Yours truly

PAULA BUCHHOLZ



Arbutus Bay Estates Ltd.
Horton Bay Road, Mayne Island, B.C. Canada V0N 2J0
Tel: (604) 539-2301



Ministry of Agriculture and
Fisheries, Attn. Mr. Dan Ireland
Game Farm Coordinator

Victoria, B.C. V8W 2Z7

September 12, 1989

Dear Mr. Ireland:

Fallow Deer import from the U.S.

This is to inform you, that I intend to import the following
shipments from the U.S.:

from Oregon 1 buck, 1 doe within the next few weeks as per
discussion,

from Wisconsin 1 buck, 19 does, 9 fawns around November 15, 89,

from Indiana 80 does as contracted in August, shipment in
December.

All animals certainly undergo the necessary 4 way tests as
required and I am aware of the demanded blood sample. Please
contact me, if there should still be any question open.

Yours truly

Paula Buchholz
Arbutus Bay Estates Ltd.
PAULA BUCHHOLZ
President

*also sent
by Buchholz
to Ag Canada*



GAME FARM ANNUAL INVENTORY REPORT

Name: Paula Buchholz PERMIT NO.: C019310
Expiration: March 23

Mailing Address: Horton Bay Road, Maida
Island, B.C., V0N 2J0

Farm Address: Horton Bay Estate Rd.
Maida Island, B.C. V0N 2J0

Game Farm Species: Fallow Deer

Date of Inventory Evaluation: March 5, 83

No. head on hand (yearlings & older)	Male	Female	M&F	> 35
No. head on hand (less than 1 year)	Male	Female	M&F	
No. head purchased:	+ Male	Female	M&F	
No. head disposed:				
i) sold live	Male	Female	M&F	
ii) slaughtered	Male	Female	M&F	
iii) mortalities	Male	Female	M&F	
TOTAL (i-iii)			() () ()	

Handwritten notes: 172 + mortalities 4 = 176

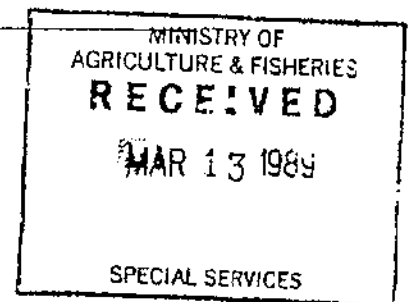
Velvet/Antlers sold: Kg.

Name of Abbatoirs utilized:

Projections for next fiscal year

Herd size: 104 Male 3 Female 101

Sales:
 i) slaughter 15
 ii) breeding stock 10
 iii) velvet production kg.



General Comments you feel would enhance the development of this industry

*Assistance in the construction of a
mobile, Government inspected slaughter facility*

Please return this form along with payment for your next fiscal permit
to:

Game Farming Section
Ministry of Agriculture & Fisheries
Attention: Dan Ireland
Livestock Marketing Special

Paula Buckholty

Issues

- has been funded \approx 196 tags to date. If animals are purchased locally, no 'Letter of movement' is required. However, if out of province, letter required prior. What are plans?
- Ag Canada needs to be notified of ~~move~~ importation as well - also origin of animals birth and last location prior to shipment for disease purposes.
- if imported, quarantine conditions will prevail.
- if being fed to different location eg. sold to someone else, then that permitted requires tags to be allocated to them. Also, they will need quarantine info.
- in future, tags will only be issued at time of animal purchase/shipment.



Province of
British Columbia

Ministry of
Agriculture
and Fisheries

Victoria
British Columbia
V8W 2Z7

August 31, 1989

Ms. Paula Buchholz
Horton Bay Road
Mayne Island, B.C.
V0N 2J0

Dear Ms. Buchholz:

Re: Game Farm Permit No. C 026972

As discussed with you in our telephone conversation several weeks ago, you have undertaken activities that violate your Game Farm Permit under the Wildlife Act Regulations 337/82.

Specifically you have the responsibility to inform this office, as well as Dr. Ron Lewis at the Animal Health Centre in Abbotsford, and Larry Reay, Recorder of Brands in Kamloops of importation of animals into British Columbia. This is to be done 60 days prior to importing any animals so the necessary health checks can be undertaken. The responsibility remains with the permit holder and not the exporter, for example, Mr. Paul Drake of Oregon. Additionally, advising Agriculture Canada does not indemnify the Permittee from any responsibility required by the Crown.

In future, please operate according to the Game Farm Permit Appendix 'A' since future violations may result in the seizure of animals and prosecution.

Yours truly,

Dan Ireland
Game Farm Coordinator

/mb

July 11/88

Dan

Paula Bucholtz of Wayne
Island telephoned me.

She plans to buy 52 fallow
Deer from Lucky Star Ranch
later this year and needs tags.
Her ph. no. is 539-2301

Hugh

* called ^{Jerry Dean} 7-13/88. He will contact.



Province of
British Columbia

RECEIPT

253494 J

THE SUM OF

One-hundred

DOLLARS

00

\$ 100⁰⁰

ON ACCOUNT OF

COMMERCIAL GAME FARM PERMIT # C019310

Horton Bay Road

Mayne Island, B.C.

RECEIVED FROM

PAULA BUCHHOLZ

ON MARCH 23

1988

ISSUING OFFICE

VICTORIA

ISSUING OFFICER'S SIGNATURE

C. Wen

FIN 48 REV 8/86

WHITE: CUSTOMER

PINK: MINISTRY FILE

CANARY: RETAIN IN BOOK FOR AUDIT

APPENDIX A Sundry Permit Number C019310, Date March 23/88

- 1) The permittee shall keep records of all game farm animals held in captivity, a record of all game farm animals slaughtered, and the persons or companies to whom or which the slaughtered fallow deer were transferred. Any live fallow deer sold or byproducts or fallow deer otherwise removed from the captive stock must be similarly recorded. A record of all transactions shall be submitted annually to the Wildlife Branch, Game Farm Section, Victoria, within 15 days following the expiration date on this permit, on a form entitled "Commercial Game Farm Transaction Report".
- 2) All game farm animals covered by this permit shall be permanently marked so that ownership can be determined. Ear tags are provided or requested by the Recorder of Brands, Ministry of Agriculture and Fisheries, 162 Oriole Road, Kamloops, B.C., V2C 4N7.
- 3 a) Fallow deer held under this permit, if imported to British Columbia from outside of Canada, must comply with Health and Animal Regulations established by the Government of Canada.
 - b) Game farm animals in Canada must be checked and declared disease free treated as indicated below at the permittee's expense as indicated following and as recommended by the Ministry of Agriculture and Fisheries before being imported to British Columbia and transported to the permittee's commercial game farm:
 - 1) A general health check of animals proposed for import to British Columbia must be conducted and reported on in writing by a veterinarian licensed to practise in the province or territory of origin. The written statement on the health check must be delivered to the issuer of this permit and include information, regarding the general health status of the game farm animals herd of origin and confirm that the veterinarian has determined that the animals for importation into British Columbia are free from disease.
 - 2) The permittee must confirm in writing to the issuer before importing any game farm animals to British Columbia that all animals to be imported are individually identified by ear-tags and are treated with ivermectin at the dose level recommended by the veterinarian.
 - 3) A minimum of 10 ml. of blood serum must be collected by the veterinarian into a separate vial from each of 10 separate animals from each source of animals and from the square root of the remainder of the animals from each separate source. Those vials of serum must be identified as to individual animals. The serum must be frozen and shipped in a frozen state to the Veterinary Branch, Ministry of Agriculture and Fisheries, Abbotsford, B.C. Atten: Dr. R.J. Lewis.

APPENDIX A (cont'd) Sundry Permit Number C019310 , Date Mar. 23/88

- c) The permittee (at the permittee's expense) may be required to provide treatment(s) to his fallow deer as recommended by the Ministry of Agriculture and Fisheries for specific diseases and/or parasites in the future.
 - d) A copy of this permit must accompany animals being imported to and transported within the province.
- 4 For the purpose of sale of meat, the following provisions apply:
- a) The permittee shall keep records of:
all game farm animals slaughtered, and the persons or companies to whom or which the slaughtered game farm animals were transferred. A record of all transactions shall be submitted annually on the farm entitled "Commercial Game Farm Transaction Report".
 - b) All packages of meat must be clearly marked:
 - a) where the meat is inspected by Ministry of Health, their stamp plus the permit number must appear in indelible ink on the carcass; and
 - b) when sold by package, the permit number must appear in indelible ink on all packages (label).
 - c) A sales receipt is required for proof of purchase and origin, followed by telephone verification, if required.
 - d) The permit number must be placed on all packages of meat sold to consumers.
- 5 a) Hides and other parts (except meat) of slaughtered fallow deer held under this permit must be accompanied in transit to final destination by a letter from the permittee stating the permittee's name, address, permit number and date of sale and list of part(s).
- b) Game farm animals may only be processed at provincially licenced slaughter houses.
- 6) Game farm animals are to be confined at all times on deeded fenced land

owned by Mrs. Paula Buchholz
located Horton Bay Road, Mayne Island, B. C.
(description of farm)

except for transporting these animals and locating them at health facilities or other game farms for breeding purposes.

APPENDIX A (cont'd) Sundry Permit Number C019310, Date Mar. 23/88

- 7) The permittee assumes all necessary steps:
 - a) to ensure that the fallow deer do not escape from the deeded land;
 - b) to prevent members of the general public from coming into personal contact with the fallow deer;
 - c) to prevent wild ungulates from coming into contact with the fallow deer; and
 - d) to notify the Regional Manager of the Ministry of Environment and Parks immediately on the escape of any fallow deer.
- 8) The permittee assumes all responsibility for damage to Crown-owned land, equipment or facilities or to property owned by others caused by escaped fallow deer or the permittee or his agents and employees engaged in capturing and transporting escaped fallow deer.
- 9) The permittee assumes all responsibility for costs incurred by the Crown or its agents and servants to capture, hold in captivity or to transport escaped game farm animals.
- 10) The permittee shall at all times accept full responsibility for any accident that may occur or damage that may be done to any person or property whatsoever caused directly or indirectly by keeping of fallow deer pursuant to this permit and shall save harmless and keep indemnified the Crown from all claims and demands whatsoever in respect of the permit.
- 11) Hunting of the game farm animals covered by this permit is prohibited at all times.
- 12) This permit does not exempt the permittee from the provisions of any other Provincial or Federal Act.
- 13) Failure to comply with any of the conditions of this permit is a violation of the Wildlife Act and Regulations.
- 14) It is an offence when the Permittee fails to comply with any of the conditions of this permit.
- 15) The permit expires on the date one year after granting of this permit.
- 16) This permit shall not be transferred or assigned.

Dated March 23, 1988 at Victoria, B.C.



Province of
British Columbia

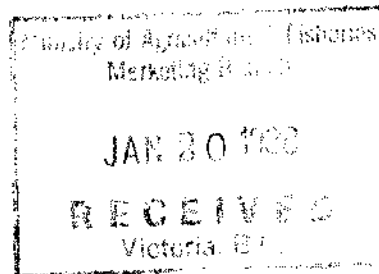
Ministry of
Environment
and Parks
WILDLIFE BRANCH

Parliament Buildings
Victoria
British Columbia
V8V 1X5

File: 1123

January 13, 1988

Ms. Paula Buchholz
Arbutus Bay Estates Ltd.
Horton Bay Road
Mayne Island, B.C.
V0N 2J0



Dear Ms. Buchholz :

Re: Provisional Approval for a
Commercial Game Farm Permit

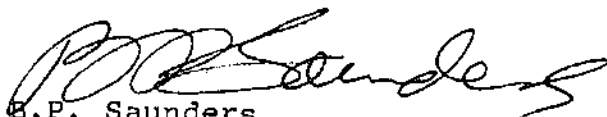
Your application has been provisionally approved for the farming of fallow deer. The following are the necessary conditions (further conditions may be required under special circumstances) which are required and must be completed before a permit will be issued by the Director:

- 1) A woven wire fence, at least 7 feet high around perimeter of the game farm. Game farmers must keep their stock contained.
- 2) Capture facilities where individual animals may be held for examination, ear-tagging, etc.
- 3) A source of water readily available.

Please inform this office when the conditions have been completed. When these conditions are met, an inspection of the farm is required before the permit is issued.

When the permit is issued, you will receive further information including the appropriate policies, procedures and reporting requirements.

Yours truly,


E.P. Saunders
Game Farm Specialist

cc: Mr. Hugh Bryce, Ministry of Agriculture and Fisheries
Livestock Marketing Specialist
K. Morrison, Wildlife Branch, Nanaimo
RPS/dl

Help British Columbia Celebrate Canada's Wildlife Centennial



Province of British Columbia
Ministry of Agriculture, Fisheries and Food

GAME FARM LICENCE

Licence Number 93-043 Farm I.D. 88F002

This certifies that *Arbutus Bay Estates Ltd. of 777 Beechwood Drive, Mayne Island, British Columbia* having made an application and paid the prescribed fee, is licensed pursuant to Sections 2, 4 and 8 of the *Game Farm Act* (R.S.B.C. - 1990 Chapter 48) to operate a game farm at the location described herein for the purpose of raising a type of game as indicated below for agricultural purposes. This licence is subject to the *Game Farm Act*, the Regulations made pursuant thereto, and all requirements set out in the *British Columbia Game Farm Procedures Manual* published by the Ministry of Agriculture, Fisheries and Food dated November 1, 1991 including the Development Plan(s) filed with and approved by the Game Farm Department. This licence is also subject to all additional conditions identified herein.

Development Plan Approved 01/13/88 Species Fallow Deer

Location and Legal Description

Fractional South East 1/4 of Section 2 Mayne Island Cowichan District
except those parts in Plans 6166 49353 51014 VIP52279 & VIP55242
Tax folio C01-764-05034.000-1-5 P.I.D. 009-626-786

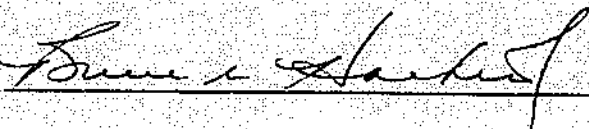
Effective Date: February 1, 1993

Expiry Date: January 31, 1994

Issued at: Victoria, British Columbia on February 1, 1993.

This licence is not assignable.

Minister of Agriculture, Fisheries and Food

Per 

- (1) AFTER WRITING remove green sheet and forward the balance of set intact.
(2) WHEN REPLYING after writing your reply keep pink sheet for your file, forward white sheet.

ISLAND BUSINESS FORMS LTD.

71755



Province of
British Columbia

MEMORANDUM

TO:

B SAUNDERS, VICTORIA

FROM:

KEMORRISON, NANAIMO

SUBJECT:

GAVE FARM, MAYNE ISLAND (DOCKHOLE)

DATE:

11/01/88

FILE:

1123

☐ For Your Information

☐ Please O.K. and Return

☐ Please Discuss With Me

☐ Per Your Request

☐ For Your Signature

☐ Please Process

☐ Return With More Details

☐ Investigate and Report

☐ Please Answer

☐ For Your File

NO CONFLICTS SITED REGARDING ABOVE APPLICATION.

Karen

Barry: I'd appreciate it if you would consider doing the inspection on this one as it's closer to your neck of the woods! Pls let me know when you send the copy of provisional approval. Thanks

REPLY:

Prelim Insp. Nov 10/88 - need to complete fence, barn & shed
Paula to phone - all other okay/OKS

WRITE YOUR REPLY AND RETURN THIS SHEET

ISLAND BUSINESS FORMS LTD.

32

Paula
BUCHHOLZ

GFS - OK'd BRS Nov 30/87

Lands - sent Nov 30/87 OK ✓ Nov 30/87

Aggr - OK'd H Boyle Nov 30/87

Region - sent Nov 30/87 OK'd Jan 11/88

COMMERCIAL GAME FARM PERMIT* APPLICATION

1. Applicant(s) Name(s) (in Full) Paula Buchholz
 (If applicant is a company the)
 (full name and address(es) of)
 (the officers of the company)
 (must be listed, list on the)
 (back of the application form)
 (if necessary.)

2. Address Horton Bay Road, Mayne Island, B.C.
Tel.: 539 - 2301

3. Size of proposed commercial game farm 155 acres or Hectares.

4. Exact Legal Description of land where commercial game farm is to be situated. Include property tax folio number. Fractional South East 1/4 of Section 2, Mayne Isl., Cowichan District, Except that part included within the DL boundaries of Plan 6166 Sect. Twp.
 Range Meridian Land Dist. Folio No. C01-764-05034.000-

5. Proposed commercial game farm operation. In this section, please describe your proposal:

A. Species of game farm animals to be raised: Bison

Fallow deer

X

B. Facilities Drawing: Sketch on back of form or on a separate sheet, with suitable descriptions the proposed farm, paddocks, holding area and capture facilities.

C. Breeding Stock source - Name probably Lucky Star Ranch, v. Kerckerj
 - Address Chaumont, N.Y. 13622, U.S.A.

D. If you wish to provide additional information, please do so by including it on a separate sheet and attaching it to this application.

I/we recognize that this application does not imply approval for the issuance of a Commercial Game Farm Permit. I/we also authorize the Ministry of Environment and Parks and/or the Ministry of Agriculture and Fisheries to investigate information and/or obtain further information if necessary.

Signature(s)** B. Buchholz Date Signed Nov. 24th, 1987

* Permits will not be issued for environmentally sensitive areas. Permit fees are \$100.00 per annum.

** All applications must be signed.

OK [Signature]

Nov 25/87

PAULA BUCHHOLZ c/o

Arbutus Bay Estates Ltd.

*Horton Bay Road, Mayne Island, B.C. Canada V0N 2J0
Tel. (604) 539-2301*

Ministry of Environment and Parks
Game Farm Section
780 Blanshard Street

Victoria, B.C. V8V 1X5

November 24th, 1987

Dear Mr. Saunders:

Re: Fallow Deer Game Farm on Mayne Island, Horton Bay

Please receive enclosed my application as discussed together
with a sketch about the planned facilities in phases 1, 2
and 3.

Looking forward to your further communication I remain

yours truly



PAULA BUCHHOLZ

1 - 400 FT

NORTH BAY

new road →

WOOD BAY ROAD

A

B

C

EXISTING ROAD

FRACTIONAL SOUTH EAST
1/4 SECTION 2 MAYNE ISL.

COTTAGE

Lot 3 Lot 2 Lot 1
X
125'
X

racingway

1. paddock
2. paddock

chuck
calving

red col
= 1. phase

yellow =
2. phase

blue =
3rd. phase

150' 150'

680'

NEW HOUSE SITE

Mayne Island Fallow Deer Meeting

Minutes and Action Items

Date of Meeting: Tuesday February 14, 2017 1:00 pm - 3:30 pm

Location: Mary Winspear Centre, Sidney, B.C.

Participants:

Derek Masselink (AGRI)
Jim Marsh (Mayne Island Fallow Deer Committee)
Ian Dow (MIFDC)
Peter Pauwels (COS)
Scot Norris (COS)
Nathan Cardinal (PC)
David Maude (MIFDC)
Gary Richardson (IT)
Billy Wilton (FLRO)
Sean Pendergast (FLRO)
Dominique Sigg (ENV)
Marilyn Winterbottom (MIFDC)
Jeanine Dodds (MIFDC)*
Jeff Weightman (CRD)
David Howe (CRD)**
Mike Badry (COS)

Regrets:

Helen Schwantje (FLNRO)
Sue Hallat (CRD)
Val Miller (FLNR)
Jane Pritchard (AGRI)
Everett McLachlan (RCMP)

1. **The meeting was called to order at 1:30 pm.**
2. **Introductions**
Participants provided their name, affiliation and reason for attending the meeting.
3. **Meeting Purpose**
Derek provided a concise statement of the purpose of the meeting: To collectively agree that the presence of Fallow deer on Mayne Island **is** an issue and establish a multi-agency/interest Mayne Island Fallow Deer Working Group to address it.
4. **Background Information**
Derek and Ian provided an abbreviated history of the fallow deer situation on Mayne Island.
5. **What Have We Learned**

Nathan Cardinal from Parks Canada provided a brief

6. **General Discussion**

7. **Next Steps**

1. **Establish Mayne Island Fallow Deer Working Group**

a. **Proposed Membership made up of reps from:**

- Conservation Officer Service (COS)
- Inter - Ministry

2.

8. **Meeting Adjourned 3:30pm**

1.

2.2 A list of ground rules was brainstormed, as follows:

practice respect, listening, good manners
all ideas are welcome
willingness
positive and evidence-based contributions
seek and provide clarity
be succinct, avoid repetition
show agreement with twinkling hand motion (demonstrated)

8.1 Group members introduced themselves and included some reason for their interest in participating in this group.

Members ^{s.22}

arrived at 9:45am.

The facilitator stated that outcomes of the working group would be used to inform the decision-makers at Local Trust Committee (LTC) as to the value of the draft bylaw(s), and to explain and evidence alternatives to achieve the goal of increased watershed protection in Rural Watershed Zones 1 and (RW1/2).

Q: A group member queried whether the working group might also investigate the evidence that would support the need for regulatory changes at all.

A: Planner Youmans and Trustee Grove each reiterated that the LTC chose a regulatory approach; draft Bylaw 487 was created as a response to community suggestions that under current zoning regulations for RW1 and RW2, activities that might negatively impact drinking water quality and watershed health are currently permitted. This group was intended to identify evidence to support or challenge proposed Bylaw 487 (and secondarily, Bylaw 496), and to propose alternatives and recommendations to the LTC.

After some discussion, the general consensus in the room was that as a result of working group deliberations, alternatives could be considered and delivered to the LTC (e.g. tools other than bylaws, recommendations to re-write the draft bylaw as required to reflect best management practices for certain agricultural activities, etc.).

2.3.1 Expressed values held by the group:
- sustainability (of community)

- options to protect water and food together
- consider agricultural activities that enhance water conservation and protection of quality e.g. practices that result in improved water quality (speed-slow). [by altering speed of surface runoff and percolation through soils]
- This group (and Islands Trust) needs to become aware of laws, bylaws and regulations that already do exist for agricultural practices regarding water protection (to avoid duplication of what is currently regulated).

2.3.2 Concerns and suggestions by group members, from small group brainstorms:

- definition of "intensive" agriculture is unclear (may not be applicable as used in Bylaw 487)
- cost to dissect a large farm [under several existing land use zones] to meet proposed bylaws
- focus on agriculture is too narrow – need to consider other impacts (road building, clear cutting, etc.)
- A major risk to water quality is exposed soil, whether from ditch clearing, land clearing for development, forestry, gardening, hobbies, or agriculture. A focus on agriculture alone will not address other causes of exposed soils.
- Concern that agriculture is currently allowed on very small lots next to drinking water lakes (that are not in ALR)
- poor agricultural practices next to streams, wetlands and lakes
- impact of homesteading (clearing land)
- how to protect water and 'real' farmers at the same time? (RAR exemptions)
- registration of livestock & poultry [might assist with determination of density impacts]
- enforcement issues: lax enforcement, refusal of landowners to comply even when aware of bylaws
- any bylaws must be enforceable from a practical perspective

3. Planner Youmans offered a brief presentation about the history of the project, including slides of the RW1 and RW2 areas affected by the draft bylaw, and properties as well, on maps.

Questions and needs for further research will be recorded that Planner Youmans can investigate between working group meetings, in order to report back to the group.

Planner Youmans reported that approximately 30 properties wholly or partially within the RW zones have farm tax status. He will report back with the combined acreage that these 30 properties represent.

4.1 What kind of farming is currently taking place in RW zones? What are current/potential impacts of these practices?

4.1.1 A list of current farming practices or crops known to be taking place (by property owners or renters) in RW zones on SSI was created:

- orchards
- poultry

- hay
- sheep
- equestrian
- cattle
- blackberries
- mushroom production
- greenhouses
- market gardens with / without composted manure application [or other fertilization and soil amendment practices]
- forestry/silviculture (e.g. selective logging)

[The discussion was not limited to those areas within the proposed setback distance of waterways (15m) and lakes and wetlands (30m). The list refers to practices known to occur throughout the land area zoned RW1 or RW2.]

4.1.2 A list of agricultural practices that may hypothetically cause moderate to severe negative impacts to water quality if practiced in RW zones [alone or in conjunction with others]:

- exposed soil, land clearing
- runoff and soil compaction
- scale of operation [i.e. density of livestock production]
- nature of the activity [i.e. timing and per area volume of nutrient applications, type of tillage practice, distance from waterways, etc.]
- poor manure storage practices [under Waste Management Act]
- Failure to apply existing best management practices
- uncovered livestock (with no shelter) [during rainy months (Oct-Apr)]
 - o compaction of soils related to management of livestock
- uncovered manure [during rainy months (Oct-Apr)]
- cultivation (tillage) during wet times of year [Oct-Apr]
 - o compaction of soils related to poor cultivation practices
- practices that have downstream effects (*nature of the activity is more important than scale per unit area, and whether or not following Best Management Practices) – Regional Agrologist
- current permissibility under DPA4 to clear within 3m of a waterway, exemptions under the RAR for agricultural activities that contravene the intent of RAR in RW1 are problematic

4.1.3 A list of the impacts from the above would include: [The list was not completed.]

- increased cyanobacterial blooms as a result of turbidity of inflow streams [associated increases to nutrient loading]

4.1.4 The following non-agricultural practices or behaviours are: i) known to be taking place in RW zones on SSI, and ii) known to have negative impacts on water quality [when practiced in certain ways]:

(Note from member - A major risk to water quality is exposed soil, whether from ditch clearing, land clearing for development, forestry, gardening, hobbies, or agriculture. A focus on agriculture alone will not address other causes of exposed soils).

- road-building and road-repair practices (e.g. Blackburn bridge, Blackburn Rd.

- ditching practices)
- forestry [if not following B.C. Forest Practices Code]
- land clearing for non-agricultural purposes (especially in conjunction with weather events, e.g. Sunrise subdivision building projects, in Cusheon Watershed)
- lack of meaningful education [to landowners, road maintenance workers]
- New farmers sometimes begin without considering watershed impacts/some land owners not receptive to education initiatives
- vehicle leakage / pollutants
- [inappropriate percentage of] impervious surfaces on RW zoned lands

4.1.5 Suggestions to this point in the meeting:

- a) Working group could research and report back on definitions of practices already listed in this meeting, and to consider possible regulatory and non-regulatory approaches or solutions [to such practices and/or their negative impacts].
- b) Some members suggested changing the objectives of the working group, namely the wording that “ensuring that agriculture is an ecologically-responsible land use” be replaced in the terms of reference. [Suggested from discussion notes: “enhanced education and programmatic support may positively affect the potential for agricultural uses to be ecologically-responsible land uses”]. The suggestion included the assertion that programmatic support and education might be more effective than regulatory approach.
- c) Properties in the Agricultural Land Reserve should not have Rural Watershed zoning. There is one lot in the ALR that is currently zoned RW1 [172 Cusheon Lake Rd. Lot B Plan VIP29679 Section 86 Land District 16 Portion SOUTH SALT SPRING PID: 000-721-611] that would better protect water quality if it were zoned A2. As ALR land zoned RW1, it has no drainage plan, no restrictions to practices that might have negative water quality impacts. Even the proposed draft bylaw for RW1 lands would not apply to this particular property, because it is in the ALR. The zoning RW1 is inconsistent with ALR parcels.
- d) Re-write the bylaw from the perspective that certain steps (best management practices) are required in RW1 and RW2 to practice specific types of agriculture [or other land modifying actions (e.g. forestry, road building and repair, etc.)]. Best Management Practices must be enforceable.

4.5 What are the shortcomings of draft bylaw 487?

- Refer to the Agricultural Alliance letter dated January 6, 2017 to the LTC (hard copies were provided to those working group members who had not yet viewed this communication).
- Lot sizes are not distinguished (e.g. ¼ acre lots should be under different regulations than much larger lots where setbacks for agriculture are more feasible).
- Introduce a new zoning (suggested as Watershed Protection, WP, for example) for

lots near the lakes that are small (e.g. 1 acre or less). Agriculture should not be permitted to be a primary use on lots that are too small to allow for appropriate setback distances for most agricultural activities.

- It does not address 211 of all 538 properties in a Rural Watershed zone (this number represents those with land area within 15m to 30m of one or more waterways) that are exempt from Riparian Areas Regulation Bylaw.
- Interpretation of "intensive agriculture" is unclear as currently found in table of Bylaw 487, and it may not capture issues of relevance
- Farm buildings 465 meters squared could allow too many impervious areas.
e.g. no drainage plan
- Current bylaw draft is lacking indication of % coverage by greenhouses, etc.
- Agriculture was made a primary use, not an accessory use in RW 1 and RW 2 during drafting of Land Use Bylaw No. 355.
- Bylaw approach could raise taxation issues

Suggestions about this draft bylaw 487:

- Rezone some RW lots that are below some acreage amount to disallow agriculture as a primary use.
- Create a buffer zone requirement.
- # livestock related to lot size (concern that large numbers of livestock allowed on small lots directly adjacent water bodies)
- Rename the zoning to a watershed recharge zone, instead of RW.
- Agricultural Land Commission or Ministry of Agriculture may need consulting before approval.
- Working group should consider delivering recommendations away from only an "agricultural" focus.

4.6 Research Areas:

The following were loosely assigned to Planner Youmans, but it was acknowledged in the meeting that input by Ministry of Agriculture or the Regional Agrologist, or other agencies, may apply.

1. What is the acreage of current properties that have farm tax status in RW1, RW 2?
2. Clarify "intensive" as a definition (whether it is to remain in the bylaw or not).
3. What tools exist for protection of watershed recharge areas under Galiano bylaws, OCP?
4. Mapping of the RW zones and properties affected does not effectively align with drainage patterns. Might the zoning be adjusted so those areas that do not drain into the drinking watershed are not considered in this zoning? What are necessary steps for this to occur?
5. Is there a way to clarify "grandfathering" - which activities might not be affected by any potential bylaw to limit agriculture in RW1,2 (or other activities detrimental to watershed health and water quality)?
6. Research what agricultural activities have minimal impacts on water quality.
7. What current forestry practices are allowable activities in RW1/2 under current regulatory regime? [What are the best management practices for such forestry activities?]
8. Clarify whether Bylaw 487 limitations would apply to "Forestry practices" as in the BC Forest Practices Code.

9. Which of the currently allowable agricultural practices in RW1,2 have water quality impacts? Be specific. What are the impacts? [Create a table.]
 - 9.1.1 Research what are acceptable best management practices (BMPs), case by case for each agricultural practice?
 - 9.1.2 What can be done to implement the BMPs, as an alternative or complement to bylaw regulation? Can BMPs be made enforceable?
 - 9.1.3 Research and report back appropriate means/best management practices for a range of soil exposure procedures. (ag and non-ag)
- 10 Describe the provincial Waste Management Act as it applies to agricultural practices and surface or groundwater resources – What is the intersection with local enforcement, local bylaws?
- 11 Where are critical points for hazardous activities? Identify impacts with specifics (Suggest the use of Hazard Analysis and Critical Control Points (HACCP) approach –an international certification system for food safety).[

Agenda items that were not addressed this meeting:

- 4.2 How are surface water sources currently protected from *negative impacts of* agricultural uses, in RW land use zones?
- 4.3 How will Bylaw no. 487 help to achieve the LTC's objectives (for protection of water resources and minimizing potentially negative impacts of agriculture)?
- 4.4 How will draft Bylaw no. 496 help to achieve the LTC's objectives (for protection of water resources and minimizing potentially negative impacts of agriculture)?

5. Next Steps:

1. See list of research areas (4.6 these minutes) loosely assigned to Planner Youmans.

2. Consider draft minutes of this meeting. [Before the end of the month], working Group members will provide feedback on draft minutes and on draft agenda for second meeting to be held March 14, 2017.

- 6 **The next meeting of the working group will be held** Tuesday March 14, 2017, location and time to be announced with agenda.

- 7 **The meeting was adjourned at 12:35 pm.**

Certified Correct:

Shannon Cowan, Recorder

Mayne Island Fallow Deer Backgrounder

- Mar. 23rd, 1988 –Arbutus Bay Deer Farms (owned and operated by Paula Buchholtz, Arbutus Bay Estates Ltd., Horton Bay Rd. Mayne Island, BC, V0N2J0) is granted a permit (C019310) for a commercial game farm to farm fallow deer (*Dama dama*) on a 155 acre property on Mayne Island (Fractional SE ¼ of Section 2, Mayne Island, Cowich District, Except that part included within the boundaries of Plan 6166. Folio No. C01-764-05034.000-1) by the BC Ministry of Environment, Lands and Parks, Wildlife Branch. At the time of the permit, game farms were the responsibility of the BC Environment, Lands and Parks and regulated under the *Wildlife Act* and its Regulations. Provisional approval was given January 13th, 1988. The application was submitted Nov. 24th, 1987. Indication was provided that the deer would be sources from Lucky Star Ranch, v. Kerckerin, Chaumont, NY 13622, USA.
- 1990 *Game Farm Act* established, thus transferring responsibility of the permit/licence to the BC Ministry of Agriculture, Fisheries and Food – now the Ministry of Agriculture. In 1991 *Game Farm Regulation* was established.
- Apr. 30th, 1990 records indicate that P. Buchholtz was importing Fallow deer from Speiden Island in Washington State for slaughter in BC.
- Under the *Game Farm Act*, escaped animals become the responsibility of the BC Ministry of Forests, Lands, Natural Resource Operations' Wildlife Branch.
- June 4th, 1992 Fallow deer escapes during transport to abattoir Langley, BC (Britco).
- Aug. 14th, 1992 letter from S. Oliver to P. Buchholtz indicating a concern with the current stocking rate (max. 25/hectare allowed – overstocked by 73 animals – 203 animals on 13 acres).
- Sept.
- Nov. 9th, 1992 letter of concern from S. Rammage, BC SPCA Field Director about the density and rereading conditions of animals at Arbutus Bay Deer Farms on Mayne Island. Apparently generated by a complaint^{s.22}
- Nov. 27th, 1992 letter licence suspended due to overstocking. Deadline of Feb. 28, 1993 given to complete expansion. Extensions were granted from Dec. 1992 – Feb. 28th, 1993 to “allow sufficient time” for the expansion.
- Mar. 3, 1993 D. Malo inspects farm. Expansion not complete so inspection was “unsatisfactory.” A follow-up telephone conversation on Mar. 24th, 1993 between P. Buchholz and S. Oliver, MAFF Game Farm Operations Manager, indicated that all deficiencies had been corrected and the expansion of the farm was subsequently authorized “without conducting a further inspection.” 230 deer reported at this time.
- October 14th, 1994 D. Ireland, in response to Sept. 3, 1994 complaint about humane conditions and stocking density, visits farm and observes that, “‘Pastures’ are non-existent.” “Feedlot situation. Nevertheless all animals are in good condition, ample feedstuffs are provided (hay, grain/H2O). Owner indicated she will be reducing herd size down to approx. 50 animals due to high feed costs associated (sic).”
- Dec. 1st and 22nd, 1994 report from the CRD Animal Control Bylaw Officer about a sighting of 2 fallow deer outside of the perimeter fence of the farm.

- June 23rd, 1995 P. Buchholtz nominated by Minister Zirnelt as a member of the BC Fallow Deer Industry Development Council.
- Feb. 17th, 1995 an email report from S. Oliver to D. Ireland of a Feb. 12th, 1995 escape of 5-8 Fallow deer due to a snow and wind storm. "To date, there is a maximum of 9 deer at large (one doe escaped on Jan. 27 while crew was rounding up animals.)"
- Mar. 1st, 1996 note to file indicates that P. Buchholtz is having reconciling problems with Fallow deer numbers.
- Sept. 23rd, 1995 note to file (likely D. Ireland) reports a call received from P. Buchholtz, "- attitude improved. Has caught a few more deer (2). Has not received my letter yet."
- Jan. 3rd, 1996 letter of complaint from s.22 the Victoria Fish and Game Protective Association to D. Zirnelt, Minister of MAFF. Contained within the complaint is the importation of Fallow deer from the States, their subsequent care and reports of as many of six Fallow deer ranging free.
- July 30th, 1996 report that "several fallow deer were seen... within 1 mile of the Mayne Island ferry terminal."
- Mar. 03rd, 1997 email from S. Oliver to D. Ireland stating that Roland Brown of Mayne Island has a special permit from MELP to shoot fallow deer "at large." Email also indicates that farm owner has reported escapes of the "last couple of years" and suggests that animals "seen off her premises have been at large for quite some time."
- Oct 20th, 1997 P. Buchholtz reports to S. Oliver that a previously escaped buck had ripped a hole in the perimeter fence allowing 25 does to escape. Had not been reported recaptured on Oct. 24th, 1997
- Nov. 24th, 1998 P. Buchholtz reports to S. Oliver escaped animals via phone on Nov. 26th, 1998 due to high winds that dropped two trees on fences in combination with an apparent act of vandalism between or from Nov. 17th – 20th, 1998 that left 2 gates open wide. 30-35 animals at large at time of phone call.
- June 1999 to the July 1999 Mayneliner by S. Laundry Sexsmith describing the Fallow situation and history on Sidney Island. The long descriptive letter ends with a claim that there are about 30+/- escaped Fallow deer on Mayne Island and draws a potential connection between the "ecological disaster" on Sidney and Mayne's situation.
- Sept. 16th, 1999 letter to P. Buchholtz by Dr. M. Wetzstein expressing concerns with her Fallow deer licence. Specifically: that animals from the farm have been reported to be at large following a July windstorm and were not reported within 24 hrs as per the requirements of the licence; and that fawns born in 1997 and 1998 have not been reported or tagged. Dr. Wetzstein concludes by requesting a complete inventory of the herd by Oct. 1st, 1999.
-
- Sept. 23rd 1999 letter sent to P. Buchholtz by K. Broadland , District CO
- Oct. 26th, No. 12th, Nov. 21st and Dec. 1st, 1999 letters from P. Buchholtz to K. Broadland (cc'd to Dr. M. Wetzstein) describing the recapture of 36 deer. The Dec. 1st letter suggests that there are still Fallow deer loose - "The rut is still not finished, as I see my bucks still fighting the typical rut fights. I will keep recapturing."

- Jan. 17th, 2000 letter sent to Dr. M. Wetzstein by K. Broadland RE: Arbutus Bay Deer Farms, Mayne Island recalling his letter Sept. 23rd, 1999 letter to P. Buchholtz and describing her subsequent response as “pleaded that we allow her to recapture the escaped Fallow deer, rather than us attending to shoot the deer. We agreed and have waited patiently while she recaptured over 35 Fallow deers). He goes on to suggest that while this is “admirable” it has come to his attention that the mess size of the perimeter fencing maybe too large, and thus allowing some of the smaller deer to push through. He goes on to indicate that P. Buchholtz that MELP staff had approved the mess size at the time the farm was originally established. At the time of the letter Broadland indicates that there are still about 10 escaped Fallow deer near the deer farm.
-
- April 2000 letter to the Mayneliner newspaper by^{s.22} complaining of 12-17 Fallow deer at large
- Apr. 23rd, 2000 faxed petition from^{s.22} to Dr. M. Wetzstein (originally sent to L. Sunquist, Regional CO on April 22nd, 2000) signed by 9 Mayne Island farmers calling attention to escaped fallow deer.
- July 17, 2000 letter from P. Buchholtz to Dr. M. Wetzstein providing an inventory of existing animals on June 25, 2000 (20 females and 2 males) and accounting of the animals sent to slaughter between Apr. 12th, 2000 and June 26th, 2000 (96).
- July 4th, 2001 P. Buchholtz writes K. Broadland, MoE complains that two of her deer pens had been subject to vandalism. In this letter she suggests that the “one or more of the men allowed to shoot the fallow deer were not satisfied with their hunt elsewhere and simply shortcut the process.”
- By 2003 there is correspondence indicating that the fallow deer have spread all over the island. There is concern about their impact to native vegetation and agricultural crops, as well as their impact on the native Columbian back-tailed deer (*Odocoileus hemionus columbianus*), with reports of them “aggressively displacing” them.
- Jan 31st, 2005 letter from O. Buchholtz renewing her licence.
- July 14th, 2005 fax from P. Buchholtz indicating 8 female fallow deer in Jan. 31st, 2005 and 7 on May 31st, 2005 having lost one older doe to natural causes.
- Jan 20th, 2006 letter from P. Buchholtz renewing her licence with an inventory of 7 female fallow deer.
- Jul. 17th, 2006 fax from P. Buchholz to D. Sand stating that her inventory on May 31st, 2006 was 6 female fallow deer.
- Oct. 4, 2006 Letter from D. Sand, Operations Coordinator, MAL to the farm owner indicating that she had fallow deer at large, deer that weren’t tagged, that were coming into contact with wildlife and fawns were present on the farm. The responsibilities of a game farm licence holder were outlined and consequence for not doing so were clearly stated, “Failure to abide by those conditions could result in licence suspension or cancelation. You could also be liable for any and all damage to Crown land, equipment and facilities, as well as damage to private property, resulting from the capture and transportation of escaped game farm animals.”

- No. 29th, 2006 email from K. Brunt to H. Schwantje indicates that Mayne Is RCMP officer (Michael Holmes) was a permitted “fallow deer controller.” A Dec. 20th, 2006 email from K. Brunt to D. Sand confirms these special permits, “We have been permitting a small number of Mayne Island property owners (including Mike Holmes) to kill free-ranging fallow deer on the island for the past 4-5 years. The meat is distributed to FNs and the needy.” Brunt continues on to explain that this is a stop gap measure to keep the population “from exploding.” His desire is to remove all of the free-ranging fallow deer but recognizes that it is unlikely that they ever be successful in achieving this.
- Dec. 4, 2006 internal correspondence indicates that Paula still has a game farm licence under Arbutus Bay Deer Farms with the last inventory showing 7 female deer.
- Dec. 18th, 2006 Mayne Island Trustee J. Dodds requests MAL by phone (D. Sand) to cancel fallow deer licence noting that hired help is feeding the sheep but not the deer and that the fence is full of holes with no deer inside.
- Dec. 20th, 2006 D. Sand suggested to K. Brunt via email the idea of bring together AGRI, FLNRO/MoE and RCMP together to “develop a plan to find a solution to this problem. There are obvious road blocks, such as, residents, while recognizing the deer are pests, are not in favour of having them shot, the logistics of tracking as shooting the possibly 200 deer, and taking into consideration Paula’s role in this.” The further adds, “I would appreciate any comments, suggestions as I don’t see this going away.” It is also clear that Paula’s licence is still active.
- Oct. 20th, 2014 – Rob Kline from AGRI responds to Islands Trustee J. Dodds indicating a former response to an inquiry made by D. Maude in 2011. In both responses, R. Kline indicates that the escaped fallow deer are now considered wildlife and come under the *Wildlife Act*.
-



[DATE SIGNED]

File: 0280-30

Ref: 185730

Marilyn Winterbottom
Mayne Island Fallow Deer Committee
mainland@shaw.ca

Dear Ms. Winterbottom:

Thank you for your letter of January 9, 2017, addressed to Minister Letnick, regarding your concerns with fallow deer on Mayne Island. As Assistant Deputy Minister of Agriculture, I am pleased to respond.

The feral fallow deer on Mayne Island are the result of escaped animals from a licensed fallow deer farm that operated from 1988 to 2007. This population was not recaptured. Game farmed animals that have escaped confinement for more than 30 days become the responsibility of the Ministry of Forests, Lands and Natural Resource Operations.

I understand that this situation has been a concern for the residents of Mayne Island since the farms' closure. Our Ministry is actively working with members of your Committee, wildlife biologists and officials from the Ministry of Forests, Lands and Natural Resource Operations, Ministry of Environment and Conservation Officer Service, along with other affected local and regional governments, First Nations and community organizations, to find a solution. This issue has also been brought to the attention of the Inter-Ministry Invasive Species Working Group.

I would encourage you to continue to work with government to develop an appropriate response. Our Ministry will continue to provide support to these efforts through Derek Masselink, Vancouver Island South, Regional Agrologist, Sector Development Branch. Derek's email address is derek.masselink@gov.bc.ca. His direct phone line is (250) 746-1212.

Thank you for writing and sharing your concerns with Minister Letnick. I look forward to receiving a report back on your discussions.

Sincerely,

Arif Lalani
Assistant Deputy Minister

pc: [PC COPIES]

From: s.22
To: [Pepper, Doug AGRI:EX](#)
Subject: Re: Mayne Island Fallow deer
Date: September 15, 2020 10:54:17 AM

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Give me a call sometime and we can talk
s.22

Sent from my iPhone

On Sep 10, 2020, at 12:09 PM, Pepper, Doug AGRI:EX <Doug.Pepper@gov.bc.ca> wrote:

Hello s.22

Sorry for the cold-call...I'm hoping you might be able to provide some feedback regarding the agriculture impact you experience from the Fallow deer on the island. I'd appreciate any info both from your farm and others you know.

Thanks,

Doug

Doug Pepper, P.Ag.
Regional Agrologist, Vancouver Island South
Ministry of Agriculture
(250)737-2417

From: [Boss, Angela AFF:EX](#)
To: [Pepper, Doug AFF:EX](#)
Cc: [Lussier, Jason AFF:EX](#); [Carmichael, Emily AFF:EX](#)
Subject: RE: Fallow deer contact
Date: February 3, 2022 3:31:03 PM

My understanding from my call with Shelley and friends yesterday is that Parks Canada is taking a larger funding role to tackle the social side of the fallow deer issue on Sidney Island and there may be funds to do something on Mayne.... Might be worth connecting to see if anything new is coming up. I am not sure what role AFF would play other than maybe helping with outreach.

Angela

Angela Boss, P.Ag - Regional Agrologist (North Island/Sunshine Coast)
B.C. Ministry of Agriculture, Food and Fisheries - Courtenay
Angela.Boss@gov.bc.ca **Office: 250-331-5208**

For information on AgriService BC webinars, workshops and resources, [sign up here](#).

From: Pepper, Doug AFF:EX <Doug.Pepper@gov.bc.ca>
Sent: February 3, 2022 3:20 PM
To: Boss, Angela AFF:EX <Angela.Boss@gov.bc.ca>
Cc: Lussier, Jason AFF:EX <Jason.Lussier@gov.bc.ca>; Carmichael, Emily AFF:EX <Emily.Carmichael@gov.bc.ca>
Subject: RE: Fallow deer contact

A bit of an odd request. I've talked to Shelley more than once about the Mayne fallow deer. While Mayne is Emilys, we had talked about leaving the Fallow deer issue with me for continuity...but nothing has ever evolved, so if Emily wants to be the connection that is fine with me.

There is very little we can do on this situation however. Feral animals like the Fallow deer and the sheep do not qualify for BRMB Agriculture Wildlife Program compensation. MAFF deer farms permitting section takes no responsibility for the released animals...Shelley has asked me this before.

Jeff Weightman was dealing with some of this when he was with CRD. He was working toward a deal with FN for harvesting Fallow deer among other projects.

That is what I know.
Doug

Doug Pepper, P.Ag.
Regional Agrologist, Vancouver Island South Central
B.C. Ministry of Agriculture, Food and Fisheries
(250)737-2417

From: Boss, Angela AFF:EX <Angela.Boss@gov.bc.ca>
Sent: February 3, 2022 3:07 PM
To: Pepper, Doug AFF:EX <Doug.Pepper@gov.bc.ca>
Cc: Lussier, Jason AFF:EX <Jason.Lussier@gov.bc.ca>
Subject: FW: Fallow deer contact

Hi there,

I was on a call yesterday regarding wild domestic sheep on Lasqueti Island and I met a good group of wildlife people from ENV and FLNRORD. Shelley is actively working on the issue of fallow deer on Mayne – apparently they were on a farm that the owner neglected and now there are fallow deer causing problems all over the island.

Is Mayne island Doug's area or Emily's?

Angela

Angela Boss, P.Ag - Regional Agrologist (North Island/Sunshine Coast)
B.C. Ministry of Agriculture, Food and Fisheries - Courtenay
Angela.Boss@gov.bc.ca **Office: 250-331-5208**

For information on AgriService BC webinars, workshops and resources, [sign up here](#).

From: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Sent: February 3, 2022 2:52 PM
To: Boss, Angela AFF:EX <Angela.Boss@gov.bc.ca>; Forbes, Christina D AFF:EX <Christina.Forbes@gov.bc.ca>
Cc: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Subject: Fallow deer contact

Hi Angela and Christina

It was great to meet you on the call yesterday re/ sheep on Lasqueti. As I mentioned on the call, we are continually receiving complaints about the fallow deer on Mayne Island that resulted from an improperly managed game farm. Could you please tell me who I can work

with in Ag to address the problems these fallow deer are causing?

Thanks very much!

Cheers

Shelley

Shelley Marshall

Senior Wildlife Biologist – West Coast Region

Ministry of Forests, Lands, Natural Resource Operations and Rural Development

Nanaimo, BC

250-739-8428, shelley.marshall@gov.bc.ca

From: [Jeff Weightman](#)
To: [Pepper, Doug AGRI:EX](#)
Subject: RE: Mayne Island Fallow deer
Date: February 9, 2021 11:52:50 AM

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Yes and yes.

Sent from my Galaxy

----- Original message -----

From: "Pepper, Doug AGRI:EX" <Doug.Pepper@gov.bc.ca>
Date: 2021-02-09 11:52 a.m. (GMT-08:00)
To: Jeff Weightman <jweightman@crd.bc.ca>
Subject: Mayne Island Fallow deer

Hi Jeff,

Shelley Marshall (senior wildlife bio with FLNR) is wanting to do some work around the Fallow deer on Mayne. She is looking for contacts to work with. Are you still involved in that file? Would you like to have her reach out?

Thanks,

Doug

Doug Pepper, P.Ag.

Regional Agrologist, Vancouver Island South
B.C. Ministry of Agriculture, Food and Fisheries
(250)737-2417

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From: [Hughes, Marie Julie AFF:EX](#)
To: [Pepper, Doug AFF:EX](#)
Subject: RE: fallow deer work
Date: March 2, 2021 3:59:21 PM
Attachments: image001.jpg
image004.jpg

Hi Doug,

No worries, yes I am the connection for game farms (fallow deer, reindeer and bison). Ursula (Executive Director) did reply directly to Shelley and unfortunately there is no CAP funding available at this time.

Julie

(Marie) Julie Hughes
Compliance, Operations and Data Officer
British Columbia Ministry of Agriculture, Food and Fisheries
1767 Angus Campbell Road, Abbotsford, BC V3G 2M3
Tel: 778-666-0560
Mariejulie.hughes@gov.bc.ca
www.gov.bc.ca/animalhealthcentre



From: Pepper, Doug AFF:EX <Doug.Pepper@gov.bc.ca>
Sent: March 2, 2021 3:55 PM
To: Hughes, Marie Julie AFF:EX <MarieJulie.Hughes@gov.bc.ca>
Subject: RE: fallow deer work

Hello Julie,

I apologize for not connecting sooner on this. Hopefully I didn't dig a hole for you, but understood that you were the connection for game farms. Please let me know if you have any thoughts on Shelley's request. I don't see agriculture being impacted very much, but have offered to help with her project.

Thanks

Doug

Doug Pepper, P.Ag.
Regional Agrologist, Vancouver Island South
B.C. Ministry of Agriculture, Food and Fisheries
(250)737-2417

Where ideas work

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2018
TOP
WORKING UNIT
AWARD



Page 224 of 234 AGR - 2022-12097 NIT

Where ideas work

From: Hughes, Marie Julie AFF:EX <MarieJulie.Hughes@gov.bc.ca>
Sent: March 1, 2021 2:07 PM
To: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>; Pepper, Doug AFF:EX <Doug.Pepper@gov.bc.ca>; Carmichael, Emily AFF:EX <Emily.Carmichael@gov.bc.ca>; Shaw, Andrea AFF:EX <Andrea.E.Shaw@gov.bc.ca>
Subject: RE: fallow deer work

Good afternoon Shelley,

I have sent your email to Ursula Viney, Executive Director, Plant and Animal Health Branch; and Rayna Gunvaldsen, Chief Veterinarian as financial decisions would come from them.

Julie

(Marie) Julie Hughes
Compliance, Operations and Data Officer
British Columbia Ministry of Agriculture, Food and Fisheries
1767 Angus Campbell Road, Abbotsford, BC V3G 2M3
Tel: 778-666-0560
Mariejulie.hughes@gov.bc.ca
www.gov.bc.ca/animalhealthcentre



From: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Sent: March 1, 2021 10:09 AM
To: Pepper, Doug AFF:EX <Doug.Pepper@gov.bc.ca>; Hughes, Marie Julie AFF:EX <MarieJulie.Hughes@gov.bc.ca>; Carmichael, Emily AFF:EX <Emily.Carmichael@gov.bc.ca>; Shaw, Andrea AFF:EX <Andrea.E.Shaw@gov.bc.ca>
Subject: RE: fallow deer work

Good morning

I wanted to follow-up again on this request for funds. I am drafting my funding submission to our internal Together for Wildlife program. This program encourages partnership funding and partnership funding helps rank projects higher for funding (more details below).

Can you please confirm whether Agriculture can provide funding (or will commit to requesting funds) to support the project described below in 2021/22?

Please let me know before the end of tomorrow (March 2nd).

Thank you and looking forward to working with Ag on addressing this long-term issue.

Cheers
Shelley

From: Pepper, Doug AGRI:EX <Doug.Pepper@gov.bc.ca>
Sent: February 9, 2021 2:16 PM
To: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Cc: Carmichael, Emily AGRI:EX <Emily.Carmichael@gov.bc.ca>; Shaw, Andrea AGRI:EX <Andrea.E.Shaw@gov.bc.ca>
Subject: RE: fallow deer work

Hello Shelley,
Sorry for the delay. Happy to continue working on the Fallow deer issue.

I have a couple people that you could connect with:

Jeff Weightman; CRD Planner. He is involved with the Mayne Island fallow deer issue:
jweightman@crd.bc.ca

Marie Julie Hughes; Compliance, Operations and Data Officer. She is the contact for Game farming licences: MarieJulie.Hughes@gov.bc.ca

I've also cc'd Emily Carmichael who is our Resource Development Agrologist in Victoria.

Thanks
Doug

From: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Sent: January 29, 2021 12:23 PM
To: Shaw, Andrea AGRI:EX <Andrea.E.Shaw@gov.bc.ca>; Pepper, Doug AGRI:EX <Doug.Pepper@gov.bc.ca>
Subject: fallow deer work

Good afternoon Andrea and Doug

The issues with the fallow deer on Mayne Island that escaped the game farm continue – the predominant issues are ecological degradation (significant vegetation loss which is tracking towards the “desert” forest that Sidney Island currently has), vehicle collisions, crop depredation (to a very small extent), and outcompeting native black-tailed deer. We know there are fallows on Sidney and

James, and there are reports from other Gulf Islands as well.

I will be requesting funding for 21/22 that can focus on the fallow deer issue. I will request funding through our Together for Wildlife initiative but am hoping Ministry of Agriculture can cost-share the work for 2 reasons: (1) the fallow deer issue arose from a game farm and (2) we are encouraged to leverage our Together for Wildlife funding with other funding sources.

The project I have in mind for next fiscal is to have a contractor develop a document that describes:

- Current distribution of fallow deer on the Gulf Islands
- For each island with fallow deer, outline the rightsholders, stakeholders, and legal jurisdictions to inform the sociopolitical complexities of undertaking any form of fallow deer management on those islands
- Rank islands based on the above to find the low sociopolitical complex island(s) and potential key partners. I suspect Mayne would rank high here given the predominance of folks on the island wanting fallow deer “dealt with”
- For top ranking island(s), conduct rightsholder/stakeholder consultations to better understand values/perspectives on fallow deer issues and gauge the desire to address fallow deer impacts
- Based on the above point, recommend mgmt. actions (or none) based on community perspectives/values
- Report results to each island community

The goal of this contract would be to get a community to the stage of wanting a technical assessment for fallow deer mgmt. that outlines three options: do nothing, do some population control, or undertake an eradication, including the advantages/disadvantages/challenges of each option. There are a variety of reasons we should proceed with the social component before the technical feasibility work which has been highlighted in other similar projects.

So that turned out to be a far longer email than I had hoped – sorry.

For funding, the contract for next fiscal would likely be around \$80K. Of course any control/eradication efforts that came in the subsequent years would be far more expensive but let’s not get too concerned about that yet – just in early stages of wading through the social complexities.

I am happy to arrange a time to discuss if you’d like or we can stick to email – either way works for me.

I also don’t know who the right Ag contacts are but Andrea suggested I start with you both.

Cheers
Shelley

Shelley Marshall

Senior Wildlife Biologist – West Coast Region

Ministry of Forests, Lands, Natural Resource Operations and Rural Development

Nanaimo, BC
250-739-8428, shelley.marshall@gov.bc.ca

From: [Marshall, Shelley FLNR:EX](#)
To: [Pepper, Doug AFF:EX](#)
Subject: RE: Mayne Island Hunting Regulation Options - implications for farmers
Date: September 7, 2021 6:38:59 PM

Thanks Doug. And no its not too late. Thanks for reviewing and following up!

Cheers
Shelley

From: Pepper, Doug AFF:EX <Doug.Pepper@gov.bc.ca>
Sent: September 7, 2021 8:42 AM
To: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Subject: RE: Mayne Island Hunting Regulation Options - implications for farmers

Hello Shelley,
I was working remote and my message was sitting in the outbox for a week – delete and try again.
Hopefully it isn't too late.
Option 1.
I've not heard any feedback from producers on the island, so don't think there's a big concern about the existing hunting season.
Thanks,
Doug

From: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Sent: August 16, 2021 11:47 AM
To: Pepper, Doug AFF:EX <Doug.Pepper@gov.bc.ca>
Cc: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Subject: Mayne Island Hunting Regulation Options - implications for farmers

Hi Doug

I am hoping that based on our prior conversations, you are the correct Ag contact (if not, please let me know who is).

The Province of BC is considering 3 options regarding hunting regulations on Mayne Island. These may have implications for Agriculture activities on Mayne Island. Recognizing the divergent views of residents regarding fallow deer and safety relating to hunting on Mayne Island, these options are diverse. Could you please provide any relevant comments from an Agriculture perspective on the options below? Please send comments via email directly to me.

Please respond to me via email **no later than September 3rd**.

Mayne Island Hunting Regulation Options

Fallow deer became feral on Mayne Island after escaping a game farm. This invasive fallow deer

population on Mayne Island grew free from predation and extensive hunting as Mayne Island was closed to hunting in the 1970s. Fallow deer have caused ecological damage, agriculture conflicts, vehicle collisions, and competition with native black-tailed deer. Beginning in the early 2000s, some permits were issued to kill nuisance fallow deer on Mayne Island. In 2018, a General Open Season (GOS) for fallow deer was enacted (no closed season, no bag limit, archery/shotgun only). Permits continued to be issued alongside the GOS authorizing the use of rifles. The Mayne Island community has divergent views regarding the GOS and issuance of rifle permit authorizations.

There was an influx of inquiries about rifle permits for Mayne Island in 2021 focussed on an interest in harvesting male fallow deer and retaining the meat by hunters. This deviates from the original intent of these permits to protect crops and control an invasive species by prioritizing removal of females. The West Coast Region will be reviewing the use of permits to control fallow deer populations on Mayne Island. In the interim, the permits for fallow deer on Mayne Island will only be considered in exceptional circumstances.

Given the divergent views and issues surrounding fallow deer on Mayne Island, the following 3 regulation changes are being considered. If comments from this consultation and engagement period result in an option that could impact First Nation rights (Option 4.2 below), the Province will begin extensive consultation with potentially impacted First Nations.

Option 1: Maintain the existing GOS for fallow deer

Considerations:

s.13

Option 2: Close Mayne Island to hunting and shooting

Considerations:

s.13

s.13

Option 3: Close the fallow deer GOS during peak summer activity (Jun-Aug)

Considerations:

s.13

Please let me know if you have any questions and thanks for your time.

Cheers

Shelley

Shelley Marshall

Senior Wildlife Biologist – West Coast Region

Ministry of Forests, Lands, Natural Resource Operations and Rural Development

Nanaimo, BC

250-739-8428, shelley.marshall@gov.bc.ca

From: [Barbara Johnstone](#)
To: [Pepper, Doug AGRI:EX](#)
Subject: Re: Mayne Island contact
Date: September 15, 2020 5:18:57 PM

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Hi Doug

The best people to talk to would be Jeannine Dodds, or Don and Shanti McDougall from the Farm Gate Store/Deacon Vale Farm.

jdodds@islandstrust.bc.ca

info@farmgatestore.com

Barb

From: Pepper, Doug AGRI:EX <Doug.Pepper@gov.bc.ca>
Sent: September 10, 2020 11:19 AM
To: Barbara Johnstone <firhill@live.ca>
Subject: Mayne Island contact

Hello Barbara,

I was hoping you might have a contact or 2 from Mayne Island that could give me a run-down on the agriculture scene over there. I'd like to hear a bit on the impact to agriculture that the deer are having.

Appreciate your help,
Doug

Doug Pepper, P.Ag.
Regional Agrologist, Vancouver Island South
Ministry of Agriculture
(250)737-2417

From: [Marshall, Shelley FLNR:EX](#)
To: [Pepper, Doug AGRI:EX](#)
Subject: RE: Mayne Island question
Date: September 14, 2020 2:49:28 PM

Thanks Doug. I am back in the office Sep 28 so will catch up with you then. Thanks for following up with me.

Cheers
Shelley

From: Pepper, Doug AGRI:EX <Doug.Pepper@gov.bc.ca>
Sent: September 14, 2020 2:24 PM
To: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Subject: RE: Mayne Island question

Hello Shelley,
Sorry for the delay. I've reached out to a few producers on Mayne to try and get a feel for the ag impact from the Fallow deer. So far, haven't heard back. I do know there is a couple pretty decent sized farms over there.

A couple thoughts: Min of AGRI has the Business Risk Management Branch, and a program under that is the Agriculture Wildlife Program which provides producers with compensation for losses to standing forage/grain/silage corn....but this is only to native wildlife species like Black-tailed deer, Black bears, and Canada geese...does not apply to Fallow deer.

I would expect there to be forage losses to both deer species, but the extent would be hard to know with out exclusion cages. I've not had the opportunity to got Mayne and see for myself, but seeing the effect deer have on other islands, I would think it's tough for the bigger farms – fencing is expensive.

Happy to have a chat anytime. I will keep you updated with any feedback I get.

Thanks,
Doug

From: Marshall, Shelley FLNR:EX <Shelley.Marshall@gov.bc.ca>
Sent: August 28, 2020 2:51 PM
To: Pepper, Doug AGRI:EX <Doug.Pepper@gov.bc.ca>
Subject: Mayne Island question

Hi Doug

Scott Norris suggested I contact you regarding the Mayne Island file I'm working on. We haven't met but I'm a wildlife biologist for the region based in Nanaimo. I've been here 4 months now but unfortunately haven't met many people in person because of COVID.

I have a call with the Friends of Public Safety on Mayne Island group on Tues. They have ongoing concerns regarding the current deer hunting regulations and their perception of hunting-related safety issues.

Most of the hunting is focussed on fallow deer both as an invasive species and for crop protection. We continue to provide permits to landowners and individuals interested in killing fallow deer in addition to the current hunting regulations.

Could you provide some information on number of reports, or crop damage, etc caused by deer on Mayne Island? I'm interested in some background to show that the farmers have legitimate concerns caused by the deer on Mayne. I don't know what type of info your office would track.

I'm happy to chat if that's easier for you.

Thanks for your help and have a great weekend.

Cheers
Shelley

Shelley Marshall

Senior Wildlife Biologist – West Coast Region
Ministry of Forests, Lands, Natural Resource Operations and Rural Development
Nanaimo, BC
250-739-8428, shelley.marshall@gov.bc.ca