

On behalf of the Minister of Indian Affairs and Northern  
Development I HEREBY DECLARE the following by-law made by the  
Council of the Squamish Band of Indians, in the Province of  
British Columbia at a meeting held on June 2, 1989 TO BE  
DISALLOWED pursuant to subsection 82(2) of the Indian Act.

- By-law No. 15 (amending No. 10) respecting fishing  
Dated at Hull, Quebec

this 10<sup>th</sup> day of July 1989



Harry Swain

*Jeanne Aubé*  
Witness:

Canada



# Squamish Nation

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June 2, 1989

The Honourable Pierre Cadieux,  
Minister of Indian and Northern Affairs,  
Room 2100, North Tower,  
Les Terrasses de la Chaudiere,  
10 Wellington Street,  
HULL, Quebec  
K1A 0A6

Dear Sir:

Re: Squamish Band Fishing Bylaw No. 10;  
Amending Bylaw No. 15

I enclose, pursuant to Section 82(1) of the Indian Act, a copy of Squamish Band Bylaw No. 15, which Bylaw was made under the authority of Section 81 of the Indian Act on June 2, 1989.

Yours truly,

SQUAMISH INDIAN BAND

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

Richard Williams  
Band Councillor

SQUAMISH INDIAN BAND

BYLAW NO. 15

A BYLAW TO AMEND THE SQUAMISH INDIAN BAND  
FISHING BYLAW, 1977, NO. 10

W H E R E A S:

A. It is in the interests of conservation of chinook salmon that Fishing Bylaw 1977 No. 10 be amended to introduce temporary restrictions on fishing within Squamish Indian Band Waters, and to provide the means for the regulation of such fishing in response to changing local conditions, and;

B. It is in the interests of the preservation, protection and management of fish that a scheme of regulation of fishing within Squamish Indian Band Waters by Persons who are not members of the Squamish Indian Band be established:

The Band Council of the Squamish Indian Band enacts as follows:

1. Effective on the coming into force of this Bylaw, Sub-section 1(a) of Fishing Bylaw 1977 No. 10 (hereinafter referred to as "Bylaw No. 10") is revoked and replaced by the following:

1(a) "Squamish Indian Band Waters" means all streams, rivers, channels, lakes, ponds and any other tidal or non-tidal bodies of water situated on, upon, appurtenant to, or within

any Reserve set aside for the use and benefit of the Squamish Indian Band, and, without limiting the generality of the foregoing, includes any place determined by law to be a Fishery appurtenant to or forming part of any such Reserve.

2. Effective on the coming into force of this Bylaw, Sub-section 1(b) of Bylaw No. 10 is revoked and replaced by the following:  

"1(b) "Fish" means all marine animals, and, without limiting the generality of the foregoing, includes shellfish and crustaceans."
3. Sections 5, 14 and 16 of Bylaw No. 10 are, effective upon the coming into force of this Bylaw, repealed.
4. Sub-section 1 of Bylaw No. 10 is amended by the addition of the following sub-sections:
  - (f) "Jack Chinook" means a chinook salmon weighing five kilograms or less.
  - (g) "Fishery Officer" means a Fishery Officer appointed pursuant to section 3.
  - (h) "Jigging" means fishing by the use of a hook or hooks attached to a line and drawn through the water for the purpose of catching fish.
  - (i) "Person" means any natural person, corporation, and, except where stated otherwise, any

person who is a member of the Squamish Indian Band.

5. Bylaw No. 10 is amended by the addition of the following as Section 5:
  5. No Person shall fish within Squamish Indian Band Waters except as permitted by this Bylaw.
  
6. Effective on the coming into force of this Bylaw, Section 6 of Bylaw No. 10 is revoked and replaced by the following:
  6. Subject to sections 4, 10, 11 and 37, and to such variations or restrictions as may be made or established pursuant to sections 14 or 22, members of the Squamish Indian Band shall be permitted to engage in fishing within Squamish Indian Band Waters at any time and by any means except by the use of spear guns, explosive materials, rockets, combustibles, projectiles, shells or like substances.
  
7. Bylaw No. 10 is amended by the introduction of the following as Section 14.
  14. The Band Council may impose temporary variations or restrictions on fishing by Persons authorized by this Bylaw to fish within Squamish Indian Band Waters in accordance with the following procedures:

all Persons fishing in Squamish Indian Band Waters:

- (a) subject to section 40, no Person shall, between January 1, 1989 and December 31, 1989, fish in the Capilano River by means of a seine or gill net,
- (b) subject to section 38, no Person shall, between September 15, 1989 and November 15, 1989, fish in the Capilano River, by means of Jigging,
- (c) no Person shall, between August 1, 1989 and August 31, 1989, fish in the Squamish or Cheakamus Rivers by means of Jigging,
- (d) no Person shall:
  - (i) between August 1, 1989 and August 31, 1989 fish for chinook salmon, other than Jack Chinook, in the Squamish or Cheakamus Rivers,
  - (ii) subject to section 38, between September 1, 1989 and October 31, 1989, fish for chinook salmon, other than Jack Chinook, in the Capilano River.

38. The restrictions set out in sub-sections 37(b) and 37(d)(ii) will terminate and be of no further effect on the date that the Capilano Fish Hatchery

This Bylaw is hereby enacted at a duly convened meeting of the Council of the Squamish Indian Band at which a quorum of the Councillors of the Band are present and voting in favour of this Bylaw, this 2nd day of June, 1989.

Chippa Mathis  
Chief

Chippa Mathis  
Chief

Albert Jacob  
Chief

John Henry  
Councillor

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Councillor

David Henry  
Councillor

Richard Williams  
Councillor

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Councillor

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Councillor

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Councillor

Frank A. Quinn  
Councillor

\_\_\_\_\_  
Councillor

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Councillor

Pauline Spence  
Councillor

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Councillor

John Henry  
Councillor