

**YUULU?IL?ATH GOVERNMENT**

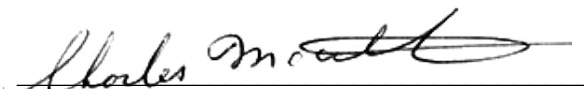
**Enacted under the Resources Harvesting Act section 9.1**

**RESOURCES HARVESTING FORMS  
REGULATION**

**YFNR 54/2022**

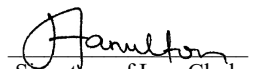


This regulation enacted on May 31, 2022

Signed   
Charles McCarthy, President of the  
Yuułu?il?ath First Nation

DEPOSITED IN THE  
REGISTRY OF LAWS

ON 01/JUNE/2022

  
Signature of Law Clerk



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## PART 1 - INTRODUCTORY PROVISIONS

### Short title

1.1 This regulation may be cited as the Resources Harvesting Forms Regulation.

### Application

1.2 This regulation prescribes

- (a) the forms for
  - (i) applying for Yuulu?il?ath harvesting documentation under section 2.6(a)(i) of the Act,
  - (ii) authorizing a tl'unim hunt under section 4.6(a) of the Act,
  - (iii) providing notice of intent to harvest renewable resources under the Renewable Resource Harvesting Permit,
- (b) the manner in which forms under the Act must be completed, and
- (c) the setting of fees under section 2.6(a)(ii) of the Act.

### Definitions

1.3 In this regulation

“Act” means the Resources Harvesting Act, YFNS 14/2011;

“Fisheries Regulation” means the Fisheries Regulation, YFNR 5/2011;

“Renewable Resource Harvesting Permit” means the Maa-nulth Permit for Renewable Resource Harvesting Activities of Yuulu?il?ath First Nation in Pacific Rim National Park Reserve; and

“Wildlife and Migratory Birds Regulation” means the Wildlife and Migratory Birds Regulation YFNR 7/2011.



## PART 2 - PRESCRIBED FORMS

### Prescribed forms

- 2.1**
- (a) The form numbered RH-1 in Schedule 1 is prescribed for the purposes of section 2.6(a)(i) of the Act for applying for Yuulu?il?ath harvesting documentation.
  - (b) The form numbered RH-2 in Schedule 1 is prescribed for the purposes of section 2.6(a)(i) of the Act for applying for Yuulu?il?ath fishing documentation for use with a high-capacity fishing vessel.
  - (c) The form numbered RH-3 in Schedule 1 is prescribed for the purposes of authorizing a tl'unim hunt under section 4.6(a) of the Wildlife and Migratory Birds Regulation.
  - (d) The form numbered RH-4 in Schedule 1 is prescribed for the purpose of providing notice of intent to harvest renewable resources under the Renewable Resource Harvesting Permit.
  - (e) An application for Yuulu?il?ath harvesting documentation must be in Form RH-1,
  - (f) An application for Yuulu?il?ath fishing documentation for use with a high-capacity fishing vessel must be in Form RH-2.
  - (g) A tl'unim hunt authorization must be in Form RH-3.
  - (h) A notice of intent to harvest renewable resources under the Renewable Resource Harvesting Permit must be in Form RH-4.
  - (i) Every form prescribed by this regulation must be executed and completed in compliance with
    - (i) the Act,
    - (ii) this regulation, and
    - (iii) the instructions on the form, as applicable.

### Fees

- 2.2**
- (a) A person applying for Yuulu?il?ath harvesting documentation must pay the applicable fee as set out in Schedule 2.
  - (b) The fees set out in Schedule 2 are non-refundable.
  - (c) For certainty, a Yuulu?il?ath institution need not pay any fee contemplated in Schedule 2 unless that Yuulu?il?ath institution is an applicant.





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## PART 3 - COMPLETION OF FORMS

### Interpretation

**3.1** In this part, “form” means a form in Schedule 1.

### Completion of forms

- 3.2**
- (a) Every form, including any attachments, must be on durable paper 27.9 cm x 21.5 cm in size.
  - (b) Every form must be completed
    - (i) by printing or typing in legible characters of 10 or 12 pitch, but not smaller than 12 point, and
    - (ii) by printing or typing in black or dark ink that is compatible for electronic scanning, optical character recognition or micrographic technology of the kind used by the Yuulu?il?ath Department of Lands and Resources.
  - (c) Every form must contain a blank space not less than 3 cm deep and 7.6 cm wide in the top right corner of the first page for use by the Yuulu?il?ath Department of Lands and Resources.
  - (d) The name of an individual on a form must be the individual’s full legal name, being the individual’s first name, middle name(s) and last name, without the use of initials or nicknames.
  - (e) No abbreviation of any word on a form may be used unless
    - (i) the abbreviation is permitted by the lands manager, and
    - (ii) the abbreviation does not obscure the meaning, intent or legal effect of the form.
  - (f) Every form must be in the English language.



**SCHEDULE 1 – FORMS**

**RH-1 – Harvesting Documentation Application**

**RH-2 – High-Capacity Fishing Documentation Application**

**RH-3 – Tl'unim Hunt Authorization and Reporting**

**RH-4 – Notification of Intent to Harvest Renewable Resources in the Pacific Rim National  
Park Reserve**



**Form RH-1**

<p><b>YUULU?IL?ATH FIRST NATION</b>                  Resources Harvesting Act                  Form RH-1</p> <p><b>HARVESTING DOCUMENTATION APPLICATION</b></p>		<p><b>Date received:</b></p> <p><i>(for Department of Lands and Resources use only)</i></p>
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Application Type (Check all that apply)	<input type="checkbox"/> Hunting <input type="checkbox"/> Fishing <input type="checkbox"/> Park Gathering <input type="checkbox"/> Youth
Name (First & Last):	
Enrollee Number:	
Date of Birth: DD / MM / YYYY	
Address:	
Telephone:	
Email:	
Previous Yuulu?il?ath Harvesting Documentation Type & ID:	
Emergency Contact: (Name & Number)	
<b>FISHING</b> (e.g. salmon, groundfish, shellfish, prawn, crab)	
Fishing Gear: (e.g. angling, by trap, hand-picking, long line, troll)	
Intent: (e.g. salmon/finfish, groundfish, shellfish, crab, prawn):	
Vessel Length and Make:	
Vessel Name:	
Transport Canada Registration Number:	
Registered Owner & Address:	
Commercial Fishing License Number:	
<b>WILDLIFE AND MIGRATORY BIRD HARVEST</b>	
Name of YOUTH if 12 years old & under:	
Possession Acquisition License (P.A.L.) Number:	
BC C.O.R.E. Hunter Education certified?	Yes <input type="checkbox"/> No <input type="checkbox"/>

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<b>Hunting Target:</b> (e.g. deer, black bear)	
<b>Hunting Gear:</b> (e.g., rifle and ammunition type, snare, other)	
<b>Vehicle Make/Model:</b>	
<b>Vehicle Plate Number:</b>	
<b>PARK GATHERING</b>	
<b>Area:</b> (e.g., Pacific Rim National Park Reserve (PRNPR))	
<b>Intent:</b> (e.g., cedar strips, medicinal plants, mushroom foraging, mussels, seaweed, etc.)	
<b>AFFIRMATION</b>	
<p>I certify that the information provided by me in this application is true. I acknowledge that I am responsible for informing myself and complying with the Maa-nulth Treaty, Resources Harvesting Act, Regulations, Harvest Documents, Wildlife Harvest Plan and any direction or conditions that may be issued by the Yuulu?il?ath Fisheries and Wildlife Manager, Director of Lands and Resources, or Director of Operations.</p> <p>I declare I will: Prepare and deliver by paper, email, or telephone a weekly catch report form (for the period Sunday to Saturday) to the Director before 16:00 hours the following Monday of each week during the term of this Authorization and Designation for all allocated fish and wildlife species, notwithstanding voluntary reporting of unallocated species.</p> <p>If I fail to comply with any of the aforementioned laws, regulations, documents, directions or conditions (including reporting on all allocated species), I understand that my documentation may be suspended, and that I will be responsible for any enforceable repercussions, including fines.</p> <p><b>Harvest Card Fees (5 years membership for Yuulu?il?ath citizens):</b>                  An applicant who has never been issued a harvesting document: No fee is payable;                  An applicant for renewal or reissuance of a harvesting document: \$25;                  A holder of harvesting documentation who has applied for replacement documentation: \$50</p>	
<b>Signature:</b>	
<b>Guardian Signature (if youth)</b>	
<b>Date: DD/MM/YYYY</b>	
<b>OFFICE USE ONLY</b>	
<b>Approved by:</b>	
<b>Signature:</b>	
<b>Date Issued:</b>	
<b>Date Expires:</b>	
<b>Conditions (if any):</b>	
<b>Fee Paid (if any):</b>	
<b>Yuulu?il?ath Harvesting/ Fishing/ Park Gathering Documentation Number:</b>	

**Form RH-2**

<p><b>YUULU?IL?ATH FIRST NATION</b></p> <p><b>Resources Harvesting Act</b>  <b>Form RH-2</b></p> <p><b>HIGH CAPACITY FISHING DOCUMENTATION</b>  <b>APPLICATION</b></p>		<p><b>Date received:</b></p>  <p><i>(for Department of Lands and Resources use only)</i></p>
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<i>Fish harvested under this Authorization are for Domestic Purposes (as defined in the Maa-Nulth Harvest Document) only and are not to be sold</i>			
Commercial Fishing Licence Number (if applicable):			
Yuulu?il?ath Fishing Authorization Number (if any):			
Vessel Name:			
Transport Canada Registration Number or DFO VRN/CFV Number:			
Vessel Master and DOB:		DOB:	
Crew Names:			
Address of Vessel Master:			
Telephone Number:			
<b>Fishing Gear</b>			
Gear Type:		Maximum Mesh Size:	
Gear Amount:		Maximum Net Length:	
Signature:			
Date:			
<b>This Authorization and Designation is NOT valid unless accompanied by a copy of the Yuulu?il?ath Catch Book</b>			

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I certify that the information provided by me in this application is true.

I declare I will:

- (a) comply with this Authorization and Designation and any conditions and harvest details of the director as written below, the Maa-nulth Treaty, the Maa-nulth Harvest Document, the Yuulu?il?ath Resources Harvesting Act and its Fisheries Regulation, the Maa-nulth Fisheries Operational Guidelines and all orders and directives given by the director in exercising this Authorization and Designation; and
- (b) prepare deliver by paper, email, or telephone a weekly catch report form (for the period Sunday to Saturday) to the director before 16:00 hours the following Monday of each week during the term of this Authorization and Designation.

OFFICE USE ONLY	
Fishing area:	
Salmon species and quantity: (pieces)	
Other species and quantity: (pounds)	
Conditions: (if any)	
Date Issued:	
Date Expires:	
Fee Paid (if any)	
Yuulu?il?ath Fishing Authorization Number:	
Yuulu?il?ath Catch Book Number:	
Signature of Director:	

**Registered Vessels:**

No registered vessel will be used to harvest fish under authority of this Authorization and Designation for a species of fish:

- (a) within a period of six (6) hours prior to that vessel being used to harvest fish of the same species under the authority of a commercial fishing licence;
- (b) while that vessel is being used to harvest fish of the same species under the authority of a commercial licence; or
- (c) within a period of twelve (12) hours after that vessel has been used to harvest fish of the same species under the authority of a commercial fishing licence.

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Gill nets will be marked as follows:

- (a) a buoy floating on the surface of the water shall be attached to each end of every gill net that is not attached to a vessel;
- (b) the buoys referred to in subparagraph (a) shall be orange and at least 125 cm in circumference and;
- (c) the end of the gill net that is not attached to a vessel shall be marked with a lantern that gives a steady white light during the period beginning one hour after sunset and ending one hour before sunrise.

The buoys referred to above will be identified with the name of the Authorization and Designation holder and Yuulu?il?ath in characters not less than 75 mm in height.

**Catch Reporting:**

The Authorization and Designation holder will receive a Yuulu?il?ath Catch Book as an attachment to this Authorization and Designation.

The Authorization and Designation holder will maintain catch records of all harvest operations in the Yuulu?il?ath Catch Book.

The Authorization and Designation holder will include the following information in the Yuulu?il?ath Catch Book in order to prepare a weekly catch report to be delivered to the director:

<u>Fields Names</u>	<u>Examples</u>
• Date fished	Aug 25, 2012
• Sub-area(s) fished	23-4 & 23-7
• Number of hours fished	4 hrs
• Number of sets	3 sets
• Number of fish caught and retained by species	3,000 sockeye, 28 pinks
• Number of fish caught and released by species	5 chinook

**Vessel Identification Flag:**

A vessel designated to harvest fish under this Authorization and Designation must be identified by the Identification Number specified by the Authorization and Designation and by affixing a Vessel Identification Flag. The Vessel Identification Flag shall be mounted as high as practicable and be clearly visible, legible, and unobstructed from view.

To receive payment the Authorization and Designation holder shall return the Vessel Identification Flag to the director upon expiry of this Authorization and Designation.

This Authorization and Designation will be carried on the designated vessel at all times while the vessel is used for fishing and transporting fish under this Authorization and Designation and will be presented on request of an enforcement officer.



**FORM RH-3**

**YUULU?IL?ATH FIRST NATION**

**Resources Harvesting Act  
Form RH-3**



**TL'UNIM HUNT AUTHORIZATION AND REPORTING**

**THIS SECTION OFFICE USE ONLY**  
AUTHORIZATION #: \_\_\_\_\_

VALID FROM: \_\_\_\_\_ VALID UNTIL: \_\_\_\_\_

By our signatures below, the Yuulu?il?ath First Nation authorizes  
(Name) \_\_\_\_\_ to harvest ONE (sex) \_\_\_ tl'unim from the  
\_\_\_\_\_ River Valley (Area \_\_\_\_\_ in the Provincial hunting regulation maps).

Conditions:

1. IMMEDIATELY UPON HARVESTING AN ANIMAL YOU MUST SIGN AND DATE THIS AUTHORIZATION AND CONTACT THE YUULU?IL?ATH FIRST NATION ADMINISTRATION OFFICE SO THAT ANY FURTHER HUNTING IN YOUR HARVEST AREA IS CURTAILED TO AVOID OVERHARVESTING.
2. You must have this authorization letter with you at all times while hunting.
3. When you harvest tl'unim you must return this authorization along with the lower jawbone and/or a front incisor tooth from your harvested animal. You will be asked to mark on a map where the animal was killed. You will also be asked to report tl'unim and (other species) sightings (numbers, dates, location, sex and ages) to the best of your ability.

\_\_\_\_\_  
Lands Manager

\_\_\_\_\_  
Wildlife Manager

**THIS SECTION TO BE FILLED OUT ONLY BY SUCCESSFUL HUNTER**

SUCCESSFUL HUNTER'S SIGNATURE: \_\_\_\_\_ Date of Kill: \_\_\_\_\_

\_\_\_\_\_  
Print name:

(Must be signed immediately upon harvesting a tl'unim)

Sex of tl'unim (check one): Male  Female

**THIS SECTION OFFICE USE ONLY**

Check here if jaw or tooth and map location given after kill.

This authorization is part of our own tl'unim management initiative. It is intended to ensure that the elk herds are sustained and that we are able to practice our treaty harvesting rights. It is in no way intended to limit our treaty harvesting rights. The number of hunting authorizations issued is based on the best tl'unim management knowledge available. Thank you for your cooperation.



**Form RH-4**

<p><b>YUULU?IL?ATH FIRST NATION</b> <b>Resources Harvesting Act</b> <b>Form RH-4</b></p> <p><b>NOTIFICATION OF INTENT TO HARVEST RENEWABLE RESOURCES IN THE PACIFIC RIM NATIONAL PARK RESERVE</b></p>		<p><b>Date received:</b></p> <p><i>(for Department of Lands and Resources use only)</i></p>
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1. Enrollee Number: \_\_\_\_\_
  2. Enrollee Name: \_\_\_\_\_
  3. Address: \_\_\_\_\_
  4. Telephone: \_\_\_\_\_
  5. Email: \_\_\_\_\_
  6. Date of Notification: \_\_\_\_\_
  7. Date(s) and Time(s) of Proposed Harvest: \_\_\_\_\_
  8. Location of Proposed Harvest (Please use map provided and circle around proposed harvest area in the Pacific Rim National Park Reserve):
  9. Method of Proposed Harvest (e.g. rifle calibre, shotgun, bow, crossbow...):  
\_\_\_\_\_  
\_\_\_\_\_
  10. Park Gathering Documentation Number: \_\_\_\_\_
  11. Vehicle Description (Make, Model, Colour, Year, Licence Number):  
\_\_\_\_\_  
\_\_\_\_\_
- OR:
- Vessel description and K-Number:  
\_\_\_\_\_

\_\_\_\_\_  
Signature of Director of Lands and Resources  
(or designate)



**SCHEDULE 2 – FEES**

Application Type	Fee
Harvesting Documentation Application (RH-1), or High-Capacity Fishing Documentation Application (RH-2) *By an applicant who has never been issued Yuulu?il?ath harvesting documentation	\$0
Harvesting Documentation Application (RH-1), or High-Capacity Fishing Documentation Application (RH-2) *For renewal or reissuance of the applicant’s Yuulu?il?ath harvesting documentation	\$25
Harvesting Documentation Application (RH-1), or High-Capacity Fishing Documentation Application (RH-2) *For replacement of the applicant’s Yuulu?il?ath harvesting documentation	\$50