



PLEASE NOTE

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CHAPTER W-4.1
WILDLIFE CONSERVATION ACT
ANGLING REGULATIONS

Pursuant to section 28 of the *Wildlife Conservation Act* R.S.P.E.I. 1998, Cap. W-4.1, Council made the following regulations:

- | 1. In these regulations | Definitions |
|---|----------------|
| (a) “Act” means the <i>Wildlife Conservation Act</i> R.S.P.E.I. 1998, Cap. W-4.1; | Act |
| (b) “artificial fly” means a single hook or a double hook that is dressed with materials likely to attract fish; | artificial fly |
| (c) “chumming” means the use of any material to attract fish to a location; | chumming |
| (d) “grilse” means a salmon that is less than 63 cm, but not less than 35 cm in length; | grilse |
| (e) “hook” means, in relation to angling, a single, double or treble hook, with or without barbs, on one shank or shaft; | hook |
| (f) “jigging” means the fishing for, catching or killing of fish with a hook or hooks manipulated so as to pierce and hook a fish in any part of the body other than the mouth; | jigging |
| (g) “length” means, in relation to a trout or salmon, the distance measured in a straight line from the tip of the nose to the fork of the tail; | length |
| (h) “litter” as a verb, means to discard trash, garbage, rubbish or any other objects, and, as a noun, means trash, garbage or other objects so discarded; | litter |
| (i) “salmon” means the species of Atlantic salmon having the scientific name <i>Salmo salar</i> ; | salmon |
| (j) “lock seal tag” means a tag, issued with a license, that is designed to be affixed to a salmon to identify the source and year of capture of the salmon; | lock seal tag |
| (k) “trout” means the species of trout known as | trout |
| (i) Arctic char having the scientific name <i>Salvelinus alpinus</i> , | |
| (ii) brook trout having the scientific name <i>Salvelinus fontinalis</i> , | |
| (iii) brown trout having the scientific name <i>Salmo trutta</i> , | |

(iv) rainbow trout having the scientific name *Oncorhynchus mykiss*. (EC180/02)

LICENSES

- License seller **2.** (1) The Minister may issue trout angling licenses and salmon angling licenses, and collect the fees for such licenses, as set out in the Schedule to these regulations.
- Idem* (2) Seven serially numbered lock seal tags shall be issued to each purchaser of a salmon angling license. (EC180/02)
- Validity of license **3.** An angling license shall be valid only
 (a) during the open seasons prescribed by these regulations; and
 (b) while the license holder is in compliance with the Act and these regulations. (EC180/02)

TROUT

- Prohibitions - trout **4.** (1) No person shall on any one day catch by angling and retain
 (a) more than 10 trout, of which not more than five shall be rainbow trout, or
 (b) more than one trout that has a length of 40 cm or more.
- Exception (2) Notwithstanding clause 4(1)(a), no person shall on any one day catch by angling and retain more than six trout in the area from Trout River below Leard's Pond (Route 140) to Carleton (Route 2 Bridge). (EC180/02)
- Angling through ice **5.** When angling for trout through the ice, no person shall
 (a) leave any shelter materials unattended;
 (b) use shacks for the purpose of angling; or
 (c) leave holes cut in the ice unless marked with a spruce bough or some other appropriate natural vegetation. (EC180/02)

SALMON

- Prohibitions - salmon **6.** (1) No person shall
 (a) angle for salmon except with an artificial fly;
 (b) angle for salmon with an artificial fly to which a weight, spinning device or natural bait is attached; or
 (c) catch by angling and retain
 (i) a salmon that is greater than 63 cm or less than 35 cm in length, or
 (ii) in any one day, more than one grilse.

- (2) No person shall, after September 15 in any year, angle for salmon with an artificial fly to which barbed hooks are attached. Prohibition, barbed hooks
- (3) No person who is the holder of a salmon angling license shall *Idem*
- (a) transfer a lock seal tag issued in respect of that license to any other person;
 - (b) angle for, attempt to angle for or catch salmon, unless at that time the person is in possession of at least one unused lock seal tag; or
 - (c) attach to a salmon a lock seal tag that is illegible or that has been tampered with.
- (4) Every person who is the holder of a salmon angling license shall Duties of license holder
- (a) if required by a conservation officer, produce a lock seal tag for inspection; and
 - (b) immediately upon killing a salmon, attach a lock seal tag to it by inserting one end of the tag through the salmon's mouth and locking the tag. (EC180/02)

GENERAL PROHIBITIONS

- 7.** No person shall Prohibitions
- (a) damage or obstruct
 - (i) any fish-way,
 - (ii) any device used to monitor fish passage, or
 - (iii) any device used by fish to pass over or around any obstruction;
 - (b) do anything to stop or hinder fish
 - (i) from entering or passing any fish-way, or
 - (ii) from surmounting any obstacle or leap;
 - (c) angle for or attempt to catch fish in any manner in any fish-way;
 - (d) catch or attempt to catch trout or salmon by means of jigging, chumming, netting, spearing, or by the use of a torch or other artificial light;
 - (e) while angling, use more than one line or a line with more than three separate hooks;
 - (f) while angling, be in possession of a salmon or trout unless it is immediately killed or released into the water;
 - (g) sell, possess or use fish eggs as bait for angling; or
 - (h) litter while angling. (EC180/02)
- 8.** (1) No person shall, in the areas described in subsection (2), continue to angle for salmon or trout on any one day after Prohibition
- (a) catching by angling and retaining more than one grilse on that day; or
 - (b) catching and releasing during that day

- (i) two salmon,
- (ii) two grilse, or
- (iii) one salmon and one grilse.

Prohibited areas	<p>(2) The prohibitions established pursuant to subsection (1) apply to the following areas of the Morell River:</p> <ul style="list-style-type: none"> (a) Leard's Pond, Riverton, and all that section of the west branch below Leard's Pond; (b) all that section of the east branch below Hazelgreen Road (Route 329); (c) the main section of the Morell River from the confluence of the east and west branches to MacKay's Pool (Bangor). (EC180/02)
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ANGLING SEASONS AND LIMITS

Open season, trout	<p>9. (1) The open season for trout angling extends from the Saturday closest to April 15 until September 15 in each year.</p>
Winter open season	<p>(2) There shall be a special winter open season for angling rainbow trout on Glenfinnan and O'Keefe's Lakes between the first Saturday in January and the last Sunday in March of each year. (EC180/02)</p>
Open season, salmon	<p>10. (1) The open season for Atlantic salmon angling extends from June 1 to October 31 for the following areas:</p> <ul style="list-style-type: none"> (a) Midgell River, below MacDonald's Pond, Southampton (Route 313); (b) Naufrage River, below Larkin's Pond, Selkirk (Route 307); (c) Valleyfield River, below old MacRae's Pond dam site, Heatherdale (Route 206); (d) West River, below Green Bay highway culvert (Route 249); (e) Dunk River, below Scales' Pond, West Newton (Route 109); (f) Mill River, below Howlan highway culvert (Route 148); (g) Morell River, main branch below the confluence of east and west branches (the Forks); (h) Morell River downstream from Grant's Bridge (Route 320) to Saint Peter's Bay; (i) Morell River, east branch below Hazelgreen Road (Route 329); (j) Trout River, below Leard's Pond, Coleman (Route 140) to Carleton (Route 2 Bridge).
<i>Idem</i>	<p>(2) The open season for Atlantic salmon angling extends from June 1 to October 15 for the Morell River downstream from Leard's Pond, Riverton to the confluence of the east and west branches (the Forks).</p>
<i>Idem</i>	<p>(3) The open season for Atlantic salmon angling extends from June 1 to November 30 for Leard's Pond (Riverton).</p>

(4) The open season for Atlantic salmon angling extends from June 1 to September 15 for all parts of the province not referred to in subsections (1), (2) or (3). (EC180/02) *Idem*

11. Angling times in the open seasons described in sections 9 and 10 shall commence two hours before sunrise and end two hours after sunset on each day. (EC180/02) *Angling times*

12. These regulations do not apply to licensed private fishing preserves. (EC180/02) *Exception*

13. The following regulations made pursuant to the *Fish and Game Protection Act* R.S.P.E.I. 1988, Cap. F-12 are revoked: *Revocation*

- (a) sections 1, 2, 3 and 59, and Schedule I of the General Regulations (EC818/66);
- (b) Fish Eggs Regulations (EC542/93);
- (c) Morell River Fly Fishing Regulations (EC316/86);
- (d) Morell River Salmon Regulations (EC110/91);
- (e) Tagging of Atlantic Salmon Regulations (EC174/84);
- (f) Trout and Salmon Regulations (EC105/92);
- (g) Winter Angling Regulations (EC22/93). (EC180/02)

**SCHEDULE
LICENSE FEES**

	LICENSE	Fee-GST Excluded
	1. TROUT ANGLING	
	(i) Resident	\$9.35
	(ii) Non-resident (season)	18.70
	(iii) Non-resident (day)	6.51
	(iv) Courtesy resident (65 years of age or older, includes spouse)	Free
	(v) Winter angling	4.67
	2. ATLANTIC SALMON ANGLING	
	(i) Resident	\$9.35
	(ii) Non-resident	9.35
Definitions	3. Revoked by EC461/05. (EC461/05)	
Family of non-resident	4. (1) The family of a non-resident (season) trout angling license bearer is permitted to angle trout, free of charge, for a period of 14 days from the date of license issue.	
"family"	(2) For the purpose of subsection (1), "family" is considered to include the license bearer's spouse and dependants.	
Salmon license - requirements	5. All persons applying for an Atlantic salmon angling license must also have a trout license or be exempt under the Act.	
	(EC180/02; 461/05)	