



PRINCE EDWARD ISLAND  
ÎLE-DU-PRINCE-ÉDOUARD

# **FISH AND GAME PROTECTION ACT PRIVATE FISHING PRESERVES REGULATIONS**

## PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this regulation, current to February 1, 2004. It is intended for information and reference purposes only.

This document is *not* the official version of these regulations. The regulations and the amendments printed in the *Royal Gazette* should be consulted on the Prince Edward Island Government web site to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the *Table of Regulations* on the Prince Edward Island Government web site ([www.princeedwardisland.ca](http://www.princeedwardisland.ca)).

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**FISH AND GAME PROTECTION ACT**  
**Chapter F-12**

**PRIVATE FISHING PRESERVES REGULATIONS**

Pursuant to section 28 of the *Fish and Game Protection Act* R.S.P.E.I. 1988, Cap. F-12, Council made the following regulations:

**1. Private fishing preserve**

- (1) A private fishing preserve is a preserve for the angling of the following game fish:  
brook (speckled) trout;  
rainbow trout.

***Idem***

- (2) The preserves described in the Schedule are designated as private fishing preserves. *(EC535/86)*

**2. Requirement for license**

No person shall operate a private fishing preserve unless he holds a license issued under these regulations. *(EC535/86)*

**3. License**

- (1) The Minister may, upon application, issue a license authorizing the holder to operate a private fishing preserve on privately owned or leased land.

**Conditions**

- (2) The Minister may attach such conditions to a license as he considers appropriate. *(EC535/86)*

**4. Application**

An application for a license shall

- (a) indicate the source of the game fish to be used in the operation of the private fishing preserve;
- (b) provide a description of the security measures contemplated by the applicant to prevent the introduction into the province of undesirable fish species and fish diseases;

- (c) be accompanied by a map or diagram showing the location and extent of the lands and waters which the applicant intends to use for the operation of a private fishing preserve and a statement of the total acreage and the title and interest of the applicant;
- (d) indicate the fees or charges to be levied for angling in the private fishing preserve. *(EC535/86)*

**5. Fees**

The fee for a license is \$25.00. *(EC535/86)*

**6. Expiration**

A license expires on March 31 next following the date of issue. *(EC535/86)*

**7. Posting**

The holder of a license shall give notice that the private fishing preserve is not open to angling by the public at large by posting and maintaining signs in the form approved by the Minister at the approach to each usual point of access to the private fishing preserve. *(EC535/86)*

**8. Records**

The holder of a license shall

- (a) maintain a daily register showing the name and address of each person authorized on that day to angle and the species and number of game fish removed from the private fishing preserve by each person;
- (b) issue to each person authorized to angle a certificate indicating the species and number of game fish removed from the private fishing preserve by that person;
- (c) make available to a game officer all records and information relating to the operation of the private fishing preserve that he may require. *(EC535/86)*

**9. Application of Fish and Game Act General Regulations**

- (1) Subject to subsection (2), the provisions of the Fish and Game Act General Regulations *(EC818/66)* do not apply on a private fishing preserve.

**Wild fish**

- (2) Wild fish that are native to a private fishing preserve or that have not been introduced thereto by the holder of the license may be taken by persons angling in the private fishing preserve but subject to all the applicable fishing regulations pertaining to licenses, open seasons and bag and possession limits. *(EC535/86)*

**10. Inspection**

Any game officer may enter upon any private fishing preserve licensed under these regulations for the purpose of enforcing the Act and these regulations and inspecting all game fish and facilities used in connection with the private fishing preserve. *(EC535/86)*



**11. Offence**

- (1) Any person who fails to comply with these regulations or any condition of a license is guilty of an offence and is liable to the penalties set out in section 59 of the Act.

**Revocation**

- (2) The Minister may by notice revoke the license of any person convicted of an offence under subsection (1). *(EC535/86)*

**SCHEDULE**

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