

The Fisheries Regulations

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Chapter F-16.1 Reg 1 (effective May 9, 1995) as amended by Saskatchewan Regulations [13/96](#), [102/96](#), [26/97](#), [56/98](#), [32/1999](#), [22/2000](#), [27/2001](#), [67/2002](#), [65/2004](#), [48/2006](#), [46/2009](#), [129/2010](#), [59/2011](#) and [16/2012](#).

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER F-16.1 REG 1
The Fisheries Act (Saskatchewan), 1994

PART I
Preliminary

Title

- 1** These regulations may be cited as *The Fisheries Regulations*.

Interpretation

- 2** In these regulations:

- (a) **“Act”** means *The Fisheries Act (Saskatchewan), 1994*;
- (b) **“angling”** means:
 - (i) fishing by means of a line and hook or a rod, line and hook;
 - (ii) bow fishing; or
 - (iii) underwater spear fishing;
- (c) **“bait fish”** means those species of fish set out in Table 8;
- (d) **“bait fishing”** means commercial fishing for bait fish or the commercial fishing of crayfish, leeches, or aquatic invertebrates for use as bait;
- (e) **“commercial aquaculture”** means aquaculture for the purpose of marketing fish and includes fee-for-fishing operations;
- (f) **“commercial aquaculturist”** means the holder of a commercial aquaculture licence;
- (g) **“commercial fisherman’s helper”** means a person who is employed by, assists or acts for a commercial fisherman;
- (h) **“commercial fishing”** means fishing for the purpose of marketing all or any portion of the catch;
- (h.1) **“competitive fishing event”** means an angling competition, including a tournament or derby, where:
 - (i) there are 25 or more entrants; and
 - (ii) prizes are awarded on the basis of fish caught;
- (i) **“consumer”** means:
 - (i) an individual who obtains or purchases fish for personal consumption; or
 - (ii) a non-profit organization that obtains or purchases fish for the purpose of consumption by or distribution to its members or members of the public without charge;

- (j) **Repealed.** 5 Apr 2012 SR 16/2012 s3.
- (k) **“dip net fishing”** means fishing by means of a dip net;
- (l) **“dressed”** means the form of a fish after the entrails have been removed;
- (l.1) **“fish exporter”** means a person approved by the minister pursuant to section 2.1 to purchase fish caught in Saskatchewan where that fish is primarily intended to be processed or sold outside Saskatchewan;
- (m) **“fish pedlar”** means a person who markets fish by direct sale or transient trade but does not include a commercial fisherman, fish processor or commercial aquaculturist;
- (n) **“fish processor”** means the holder of a fish processing licence issued pursuant to these regulations;
- (o) **“fresh fish”** means fish that has not been processed;
- (p) **“headless dressed”** means the form of a fish after the head, gills and entrails have been removed;
- (q) **“length”** means, for the purpose of measuring:
 - (i) round and dressed fish, the distance from the tip of the snout with the jaws closed to the tip of the tail with the lobes compressed so as to give the maximum possible measurement;
 - (ii) headless dressed fish, the distance from the furthest anterior point on the body to the tip of the tail with the lobes compressed so as to give the maximum possible measurement;
 - (iii) a fish fillet, the total length of the fillet;
- (r) **“mesh size”** means the distance between diagonally opposite angles of a single mesh of a net, measured inside and between the knots, after the net has been immersed in water and extended without straining the twine;
- (s) **“non-resident”** means a person who is not a resident or a resident Canadian;
- (t) **“processing”** means preparing fish for market and includes the icing, packing, cleaning, dressing, filleting, freezing, deboning, smoking, salting, canning, pickling, drying and storing of fish;
- (u) **“resident”** means a person who:
 - (i) has his or her principal residence in Saskatchewan and has resided in Saskatchewan for the three months preceding the date of his or her application for a licence;
 - (ii) is a member of the Royal Canadian Mounted Police and is stationed and residing in Saskatchewan; or

- (iii) is a member of a regular force of the Canadian Armed Forces and:
 - (A) is stationed and residing in Saskatchewan; or
 - (B) at the time the person was recruited or deployed by a regular force of the Canadian Armed Forces, met the requirements of subclause (i);
- (v) **“resident Canadian”** means a person other than a resident who has resided continuously in Canada for the one-year period preceding the application for a licence;
- (w) **“retail store”** means a business establishment that is equipped with operating refrigeration facilities and equipment and is licensed or otherwise authorized to serve or market food, and includes a restaurant, food store or chain of food stores;
- (x) **“rough fish”** means any fish of the species set out in Table 9;
- (y) **“round fish”** means the form of a fish as it is taken from the water;
- (z) **“set line”** means an unattended line that is anchored and that has a series of hooks attached to it;
- (aa) **“shipping manifest”** means an authorization to transport fish;
- (aa.1) **“shorelunch”** means fish consumed on the day it was caught;
- (bb) **“subsistence fishing”** means fishing solely for the personal use of the person fishing or for a member of that person’s immediate family;
- (cc) **“trap”** means a device or net that catches fish by impoundment, and includes nets commonly known as hoop nets, pound nets and minnow traps but excludes cans or sacks used to take leeches;
- (dd) **“zone”** means a fishing zone set out in Table 5.

7 Apr 95 cF-16.1 Reg 1 s2; 27 Dec 96 SR 102/96 s3; 2 May 97 SR 26/97 s3; 21 May 99 SR 32/1999 s3; 25 May 2001 SR 27/2001 s3; 24 Dec 2010 SR129/2010 s2; 5 Apr 2012 SR 16/2012 s3.

Approval by minister

2.1(1) A person who intends to become approved as a fish exporter shall:

- (a) apply to the minister for approval in a form acceptable to the minister; and
 - (b) provide the minister with any other information the minister may require.
- (2) The minister may:
- (a) approve a person as a fish exporter if:
 - (i) the minister receives a completed application pursuant to subsection (1);

(ii) the applicant demonstrates to the satisfaction of the minister that it has the ability to purchase, handle, process or sell fish in accordance with these regulations; and

(iii) the minister is satisfied that it is not contrary to the public interest to do so; or

(b) refuse to approve a person as a fish exporter.

5 Apr 2012 SR 16/2012 s4.

Application

3(1) In this section, “**aquarium fish**” means any fish that is not indigenous to Saskatchewan and that is imported for aquarium purposes or kept for aquarium purposes, but does not include any species of fish listed in Table 10 of the Appendix.

(2) These regulations do not apply:

(a) to processed fish that are imported for sale; or

(b) to aquarium fish.

19 Aug 2011 SR 59/2011 s3.

Retained fish

4 For the purposes of these regulations, a fish is retained when:

(a) it is given away;

(b) it is eaten for shorelunch; or

(c) it is not immediately released to the body of water from which it was taken.

7 Apr 95 cF-16.1 Reg 1 s4.

PART II Licences

Licences

5 Every licence is to include:

(a) the licensee’s name;

(b) the licensee’s permanent mailing address;

(c) the licensee’s date of birth; and

(d) the date on which the licence was issued.

7 Apr 95 cF-16.1 Reg 1 s5.

Fees for licences

6 The fees for licences are set out in Table 1.

7 Apr 95 cF-16.1 Reg 1 s6.

Expiry of licences

7 The expiry date for a licence is the date set out in Table 1 following its date of issue or as otherwise specified on the licence.

7 Apr 95 cF-16.1 Reg 1 s7.

Replacement licences

8 The minister, on being satisfied that a person to whom a licence has been issued has lost that licence, may issue a replacement licence to that person on payment of the fee set out in Table 1.

7 Apr 95 cF-16.1 Reg 1 s8.

Disqualification

9 No person shall apply for or obtain a licence while disqualified or prohibited from doing so.

7 Apr 95 cF-16.1 Reg 1 s9.

Terms and conditions of licence

10(1) Subject to the Act, these regulations and any other regulations made pursuant to the Act, the minister, as a term or condition of a licence, may limit or specify:

- (a) the species of fish that may be taken, held in captivity, processed or marketed pursuant to that licence;
- (b) the maximum or minimum size of any species of fish that may be taken pursuant to that licence;
- (c) the number or weight of each species that may be taken on a daily or other basis pursuant to that licence respecting any area of land, zone, body of water or portion of a body of water in Saskatchewan;
- (d) the number of each species of fish that may be in the possession of the licensee for any area of land, zone, body of water or portion of a body of water in Saskatchewan;
- (e) the body or bodies of water or portion of a body of water to which the licence is limited or relates;
- (f) the time of the year when the holder of a licence may fish in any area of land, zone, body of water or portion of a body of water in Saskatchewan;
- (g) the manner in which fish are to be taken pursuant to that licence;
- (h) the type, quantity or construction of any fishing gear or other equipment that is to be used in connection with that licence and the manner in which the gear or equipment is to be used;

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- (i) the type, quantity or construction of any gear or other equipment that is prohibited from use in connection with that licence;
 - (j) the manner in which fish taken and retained or processed pursuant to that licence are to be marked and transported; and
 - (k) any other terms or conditions that the minister may consider appropriate.
- (2) No person shall fail to comply with the terms and conditions of his or her licence.
- (3) No person to whom a licence has been issued shall fail to produce that licence on being requested to do so by an officer.

7 Apr 95 cF-16.1 Reg 1 s10; 25 May 2001 SR 27/2001 s4.

PART III
Angling
GENERAL

Licence required for angling

11(1) Subject to subsection (1.1), no person 16 years of age or older shall angle in Saskatchewan waters unless that person holds an angling licence.

(1.1) Subsection (1) does not apply to residents 65 years of age or older.

(2) Subject to subsection (1.1), no person shall angle on Lac La Ronge, including Hunter Bay of Lac La Ronge, unless that person holds:

- (a) a Lac La Ronge angling endorsement licence; and
- (b) if the person is 16 years of age or older, the angling licence mentioned in subsection (1).

(3) If the holder of an angling licence for a jurisdiction adjacent to Saskatchewan is fishing in portions of the waters set out in Table 2 that are Saskatchewan waters, that person is deemed to be the holder of an angling licence pursuant to these regulations.

(4) No person to whom an angling licence or a Lac La Ronge angling endorsement licence has been issued shall fail to carry that licence while fishing or while possessing fish taken pursuant to that licence.

19 July 2002 SR 67/2002 s3; 6 Aug 2004 SR 65/2004 s3; 8 May 2009 SR 46/2009 s3.

Licence required for competitive fishing event

11.1 No person shall conduct a competitive fishing event without a competitive fishing event licence.

21 May 99 SR 32/1999 s5.

Prohibitions re angling

12 No holder of an angling licence or a Lac La Ronge angling endorsement licence shall allow any other person to use his or her licence.

7 Apr 95 cF-16.1 Reg 1 s12; 2 May 97 SR 26/97 s5; 21 May 99 SR 32/1999 s6; 19 July 2002 SR 67/2002 s4; 6 Aug 2004 SR 65/2004 s4.

Prohibitions re closed times and possession limits

13(1) No person shall angle in a zone or in any Saskatchewan waters during the closed times as designated by the minister or varied by the director pursuant to section 14.

(2) The closed times as designated by the minister or varied by the director pursuant to section 14 do not apply to bow fishing unless otherwise specified in a director's order.

(3) No person shall take and retain in one day by angling more fish of a number, weight or size than the maximum as designated by the minister or varied by the director pursuant to section 14.

(4) No person shall possess more fish of a number, weight or size than the maximum as designated by the minister or varied by the director pursuant to section 14.

27 Dec 96 SR 102/96 s4; 3 Jly 98 SR 56/98 s3.

Designations by minister

14(1) The minister may:

(a) designate the maximum number, weight or size of any species of fish that may be taken by angling from any body of water, portion of any body of water or zone;

(b) designate the maximum number, weight or size of any species of fish that may be possessed from any body of water, portion of any body of water or zone; and

(c) designate the closed times for angling in any body of water, portion of any body of water or zone.

(2) The director may vary any angling limit or closed time designated pursuant to subsection (1).

(3) A designation by the minister pursuant to subsection (1) or an order by the director pursuant to subsection (2) is to be published in the Gazette.

(4) Notwithstanding subsection (3), where, in the opinion of the director, an emergency exists, the director is not required to publish in the Gazette an order made pursuant to subsection (2) but shall give notice by:

(a) posting the notice in the vicinity of the body of water or portion of the body of water affected by the emergency and in the communities within which the majority of the fishermen may reasonably be expected to reside;

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- (b) publishing the notice in a newspaper published or having general circulation in the area of the emergency where the majority of the fishermen may reasonably be expected to reside; or
- (c) providing a radio or television announcement giving notice in the area affected by the emergency.

27 Dec 96 SR 102/96 s5; 3 Jly 98 SR 56/98 s4.

Determination of angling limits and possession limits

15 For the purpose of determining possession limits pursuant to these regulations:

- (a) the length of a fish taken is to be determined as set out in Table 3;
- (b) two fillets are to be considered one fish; and
- (c) where a person catches and retains fish of any species from any waters common to Saskatchewan and an adjoining province, state, territory, national park or Indian reserve, the fish taken and retained from any part of those waters that are not Saskatchewan waters are to be counted in determining whether any limits have been exceeded for the purposes of these regulations.

7 Apr 95 cF-16.1 Reg 1 s15; 26 Apr 96 SR 13/96 s5; 27 Dec 96 SR 102/96 s6.

Lake trout restriction

16(1) No person who catches and retains a lake trout from the waters of Lac La Ronge, including Hunter Bay of Lac La Ronge, pursuant to subsection 11(2) shall:

- (a) fail to immediately:
 - (i) cut out and remove a notch from the edge of his or her licence; or
 - (ii) record the appropriate information respecting that catch on his or her licence; or
- (b) give the lake trout to another person.

(2) No person shall apply for more than one Lac La Ronge angling endorsement licence in any year.

2 May 97 SR 26/97 s6; 21 May 99 SR 32/1999 s7; 6 Aug 2004 SR 65/2004 s5.

Fish identification

17(1) No person shall transport or possess any fish taken by angling unless:

- (a) there is sufficient skin and scales attached to the fish to permit the species to be readily identified; and
- (b) the fish are packed in a manner that will permit the number and length to be readily determined.

(2) Subsection (1) does not apply to fish stored at a person's private residence.

(3) No transportation company, common carrier or other person shall receive for shipment or transport any fish taken by angling unless the shipment is tagged or marked with the name and address of the angler, the licence number pursuant to which the fish were taken and a list of the contents.

(4) Any person who receives a shipment that is not tagged and marked pursuant to subsection (3) shall notify the nearest officer and shall hold the shipment until it is dealt with by an officer.

7 Apr 95 cF-16.1 Reg 1 s17.

Release of fish taken

18 Subject to subsection 24(2) and clause 25(c), no person shall fail to return a fish immediately to the waters in which it was taken in a manner that causes the least harm to the fish where:

- (a) the fish was taken at a time when or place where that person is prohibited from fishing for that fish;
- (b) the fish was taken by a method or with fishing gear that the person is prohibited from using respecting that fish; or
- (c) the possession or retention of that fish is prohibited.

7 Apr 95 cF-16.1 Reg 1 s18.

Prohibitions re possession and use of bait

19(1) Subject to subsection (2), no person shall possess for use as bait or use as bait any live fish.

(2) The following persons may possess for use as bait or use as bait live crayfish, leeches or other aquatic invertebrates:

- (a) a resident who:
 - (i) has a valid angling licence;
 - (ii) is under 16 years of age; or
 - (iii) is 65 years of age or older;
- (b) a non-resident who has a valid angling licence or is under 16 years of age if the live crayfish, leeches or other aquatic invertebrates were purchased in Saskatchewan.

(3) No person other than a resident who has a valid angling licence, is under 16 years of age or is 65 years of age or older shall collect, for his or her own use as bait, live crayfish, leeches or other aquatic invertebrates.

(4) A resident who has a valid angling licence, is under 16 years of age or is 65 years of age or older and who collects, for his or her own use as bait, live crayfish or leeches shall:

- (a) legibly mark his or her angling licence number, if he or she is required to hold an angling licence, and name on any unattended gear that is used to take leeches or crayfish; and

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- (b) check any gear that impounds or entraps leeches or crayfish and remove all crayfish and leeches at least once every 48 hours.
- (5) No person shall possess for use as bait or use as bait any frog or salamander, whether alive or dead, or any part of any frog or salamander.

7 Apr 95 cF-16.1 Reg 1 s19; 21 May 99 SR 32/1999 s8; 6 Aug 2004 SR 65/2004 s6; 8 May 2009 SR 46/2009 s4.

Prohibitions re angling

20 No person, while angling, shall:

- (a) use more than one fishing line in open waters;
- (b) use more than two fishing lines in ice-covered waters;
- (c) possess or use any hook that is spring-loaded or otherwise designed to set the hook mechanically when bitten by a fish;
- (d) possess or use a spring-loaded gaff;
- (e) attach more than four hooks to any line;
- (f) use any hook other than a barbless hook in any body of water, portion of any body of water or zone designated by the minister for angling with barbless hooks only;
- (g) be more than 25 metres from any fishing line set or used by that person;
or
- (h) be in any place where his or her fishing line or lines are not visible to him or her at all times.

7 Apr 95 cF-16.1 Reg 1 s20; 27 Dec 96 SR 102/96 s7; 2 May 97 SR 26/97 s7.

Fish taken by angling

21 No person shall market any fish taken by angling.

7 Apr 95 cF-16.1 Reg 1 s21.

ICE FISHING**Prohibitions re ice fishing**

22 No person, while angling on ice-covered waters, shall possess or use:

- (a) a spear; or
- (b) a gaff:
 - (i) that is more than 1.5 metres in total length; or
 - (ii) that has an end other than a J-hook.

7 Apr 95 cF-16.1 Reg 1 s22.

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Prohibitions re shelters

23(1) No person shall leave an ice fishing shelter unattended on ice-covered waters unless that person's name, address, and telephone number are clearly and permanently marked on the outside surface of the shelter in letters and numbers not less than 2.5 centimetres in height.

(2) No person shall fail to remove the shelter:

(a) by March 15, if placed in any part of the Southern Zone south of Highway No. 16;

(b) by March 31, if placed in any part of Saskatchewan other than the area mentioned in clause (a); or

(c) at any time at the direction of an officer.

7 Apr 95 cF-16.1 Reg 1 s23.

SPEAR FISHING

Prohibitions re spear fishing

24(1) No person shall engage in underwater spear fishing unless that person:

(a) is swimming or is fully immersed in the water;

(b) uses a spear that is tied to the spear gun or that person by a line that:

(i) is not more than five metres in length; and

(ii) is of sufficient strength to withstand all operating tensions of the spear gun or hand-operated spear and to retrieve any fish struck by the spear;

(c) displays a scuba diver's flag; and

(d) is more than 100 metres from a buoyed swimming area.

(2) No person shall release to the water any fish taken by spear fishing.

7 Apr 95 cF-16.1 Reg 1 s24; 2 May 97 SR 26/97 s8.

BOW FISHING

Prohibitions re bow fishing

25 No person shall:

(a) engage in bow fishing unless that person:

(i) uses a fish arrow that is attached to the bow by a line of sufficient strength to retrieve any fish struck by the arrow; and

(ii) is more than 100 metres away from a buoyed swimming area or a public dock;

(b) take or attempt to take any fish, other than rough fish, by bow fishing; or

(c) release to the water any fish taken by bow fishing.

7 Apr 95 cF-16.1 Reg 1 s25; 2 May 97 SR 26/97 s9.

PART IV
Commercial Fishing

Licence required for commercial fishing

26 No person shall engage in commercial fishing in Saskatchewan waters unless that person holds a commercial fishing licence.

7 Apr 95 cF-16.1 Reg 1 s26.

Commercial fishing licence

27(1) No individual to whom a commercial fishing licence has been issued shall fail to carry the licence while fishing or while possessing fish taken pursuant to that licence.

(2) No corporation to which a commercial fishing licence has been issued shall fail to place the licence on public display at its head office.

(3) Every commercial fishing licence shall list all commercial fisherman's helpers who may be authorized to fish pursuant to the licence.

7 Apr 95 cF-16.1 Reg 1 s27.

Designation, limits and mesh size for commercial fishing

28(1) The minister may:

- (a) designate any body of water for commercial fishing;
- (b) designate the maximum quantity of any species of fish that may be taken by commercial fishing respecting any body of water;
- (c) designate the maximum percentage of any species of fish that may be included in the commercial catch for any body of water;
- (d) designate a minimum net mesh size limit for commercial fishing in any body of water; and
- (e) designate a closed time respecting commercial fishing for any body of water.

(2) A designation by the minister pursuant to subsection (1) is to be published in the Gazette.

(3) Where the minister makes a designation pursuant to clause (1)(b) by weight, or limits the weight of each species that may be taken pursuant to clause 10(1)(c), that weight is with respect to round fish and the weight of dressed fish and, headless dressed fish and filleted fish is to be converted to the weight of round fish by multiplying the weight by the following factors:

- (a) in the case of dressed fish, 1.2;
- (b) in the case of headless dressed fish, 1.4; and
- (c) in the case of filleted fish, 2.4.

7 Apr 95 cF-16.1 Reg 1 s28; 27 Dec 96 SR102/96 s8; 25 May 2001 SR 27/2001 s5; 6 Aug 2004 SR 65/2004 s7.

Opening bodies of water to commercial fishing

29(1) An officer, at any time during the year other than the closed times designated pursuant to clause 28(1)(e), may open any body of water that has been designated for commercial fishing pursuant to clause 28(1)(a).

(2) An officer may close any body of water or portion of any body of water that has been opened to commercial fishing pursuant to subsection (1) where, in the opinion of that officer:

- (a) the maximum quantity for any species of fish designated pursuant to section 28 has been taken by commercial fishing from that body of water;
- (b) the maximum percentage of any species of fish designated pursuant to section 28 has been taken by commercial fishing from that body of water;
- (c) it has become unsafe or impractical to continue with commercial fishing on that body of water; or
- (d) fish cannot be properly cared for so as to prevent spoilage.

(3) The minister or director may close any body of water or portion of any body of water that has been opened to commercial fishing pursuant to subsection (1) where there is evidence of extensive violations of the Act or regulations.

(3.1) A body of water or portion of a body of water that has been opened to commercial fishing pursuant to subsection (1) may be closed for fisheries management purposes:

- (a) by an officer, if a majority of the commercial fishermen licensed to fish the affected water requests the closing; or
- (b) by the director.

(4) Where a body of water or portion of a body of water is opened or closed pursuant to subsection (1), (2), (3) or (3.1), an officer shall give notice to the commercial fishermen affected or likely to be affected by:

- (a) posting the notice in the vicinity of the body of water affected or in the communities within which the majority of the commercial fishermen may reasonably be expected to reside; or
- (b) giving verbal notice of the opening or closing to those persons.

7 Apr 95 cF-16.1 Reg 1 s29; 27 Dec 96 SR 102/
96 s9; 6 Aug 2004 SR 65/2004 s8.

Closed waters

30 Every body of water or portion of a body of water is closed to commercial fishing unless the body of water or portion of a body of water has been opened to commercial fishing pursuant to subsection 29(1).

7 Apr 95 cF-16.1 Reg 1 s30.

Prohibitions re commercial fishing

31 No person engaged in commercial fishing shall:

- (a) **Repealed.** 20 Apr 2000 SR 22/2000 s3.
- (b) take fish on a body of water:
 - (i) that has not been opened to commercial fishing pursuant to subsection 29(1);
 - (ii) during a period other than that period when it has been opened to commercial fishing pursuant to subsection 29(1); or
 - (iii) after it has been closed to commercial fishing pursuant to subsection 29(2), (3) or (3.1);
- (c) catch and retain any fish in excess of the quantity or percentage specified in that person's licence;
- (d) fish by means of any fishing gear or equipment other than that specified in that person's licence;
- (e) allow any other person to use his or her licence, except a person listed on the licence;
- (f) **Repealed.** 20 Apr 2000 SR 22/2000 s3.
- (g) **Repealed.** 20 Apr 2000 SR 22/2000 s3.

7 Apr 95 cF-16.1 Reg 1 s31; 20 Apr 2000 SR 22/2000 s3; 6 Aug 2004 SR 65/2004 s9.

32 Repealed. 20 Apr 2000 SR 22/2000 s4.

Incidentally taken fish

33(1) Subject to subsection (2), no person engaged in commercial fishing who catches fish, the taking or possession of which is prohibited, shall fail to immediately return the fish to the waters from which it was taken in a manner that causes the least harm to the fish.

(2) Where the fish cannot be released alive into the waters from which it was taken, no person shall fail to report the occurrence to an officer immediately.

(3) An officer may direct any person mentioned in subsection (2):

- (a) to donate the fish for a humanitarian or charitable purpose;
- (b) to destroy the fish in a manner that will not pollute fisheries waters; or
- (c) to dispose of the fish by any other means that is in keeping with the proper management and control of the fisheries and that will not result in an economic benefit to that person.

(4) No person mentioned in subsection (2) shall fail to dispose of the fish in accordance with a direction issued by an officer pursuant to subsection (3).

7 Apr 95 cF-16.1 Reg 1 s33.

Storage of fish taken by commercial fishing

34(1) Where a person is engaged in commercial fishing in open water pursuant to a commercial fishing licence, that person shall pack crushed ice on the top, the bottom and throughout each container holding fish that have been taken.

(2) No person engaged in commercial fishing shall store fish at a place other than that person's residence without clearly identifying the fish with the name and address of the commercial fisherman and the licence number pursuant to which the fish were taken.

7 Apr 95 cF-16.1 Reg 1 s34.

PART V
Subsistence fishing

Subsistence fishing licence

35(1) No person shall engage in subsistence fishing in Saskatchewan waters unless that person is the holder of a licence issued by the minister for that purpose.

(2) No person to whom a subsistence fishing licence has been issued shall fail to carry the licence while fishing or while possessing fish taken pursuant to that licence.

7 Apr 95 cF-16.1 Reg 1 s35.

36 Repealed. 20 Apr 2000 SR 22/2000 s5.

Prohibitions re subsistence fishing

37(1) No person engaged in subsistence fishing shall:

- (a) **Repealed.** 20 Apr 2000 SR 22/2000 s6.
- (b) **Repealed.** 20 Apr 2000 SR 22/2000 s6.
- (c) engage in subsistence fishing in a location or at a time other than the location or time specified on that person's licence;
- (d) fish for or possess any species other than those species specified in that person's licence;
- (e) take any fish in excess of the amount specified in that person's licence;
- (f) take any fish from locations other than those specified in that person's licence;
- (g) fish during any period other than that specified in that person's licence;
- (h) fish by means of any fishing gear or equipment other than that specified in that person's licence; or
- (i) allow any other person to use his or her licence.

(2) No person who is licensed for both subsistence fishing and commercial fishing shall engage in subsistence fishing and commercial fishing at the same time.

7 Apr 95 cF-16.1 Reg 1 s37; 20 Apr 2000
SR 22/2000 s6.

F-16.1 REG 1**FISHERIES****Fish taken by subsistence fishing**

38(1) No person shall market any fish taken pursuant to a subsistence fishing licence.

(2) No person engaged in subsistence fishing shall provide any fish caught while engaged in subsistence fishing to any person other than a member of his or her immediate family.

(3) No person shall store or possess fish taken pursuant to a subsistence fishing licence or pursuant to subsection 4(2) or (3) of the *Saskatchewan Fisheries Regulations, 1995* (Canada) at any place other than:

- (a) the residence of the licensee or the person who has taken the fish pursuant to subsection 4(2) or (3) of the *Saskatchewan Fisheries Regulations, 1995* (Canada);
- (b) the residence of the licensee's immediate family or the immediate family of the person who has taken the fish pursuant to subsection 4(2) or (3) of the *Saskatchewan Fisheries Regulations, 1995* (Canada); or
- (c) a place authorized by an officer.

7 Apr 95 cF-16.1 Reg 1 s38; 26 Apr 96 SR 13/96 s.7.

PART VI
Bait Fishing

Licence required for bait fishing

39(1) No person shall engage in bait fishing in Saskatchewan waters unless that person is the holder of a bait fishing licence.

(2) No person engaged in bait fishing in waters that are not Saskatchewan waters shall sell any bait fish, crayfish, leeches or aquatic invertebrates unless that person is the holder of a bait fishing licence.

7 Apr 95 cF-16.1 Reg 1 s39; 25 May 2001 27/2001 s6.

Licensing re bait fishing

40(1) No individual to whom a bait fishing licence has been issued shall fail to carry the licence while fishing or while possessing fish taken pursuant to that licence.

(2) No corporation to which a bait fishing licence has been issued shall fail to place the licence on public display at its head office.

7 Apr 95 cF-16.1 Reg 1 s40.

Bait fishing

41 No person engaged in bait fishing shall fail to:

- (a) immediately kill all bait fish taken and preserve the fish by salting or freezing;
- (b) return all fish that are not bait fish unharmed to water from which they were taken, except crayfish or leeches where the person is licensed to engage in commercial fishing for crayfish or leeches;
- (c) clearly and permanently mark all bait fishing gear and all containers of bait fish product with that person's name and address; and
- (d) check any gear that impounds or entraps bait fish, leeches or crayfish and remove all bait fish, crayfish and leeches at least once every 48 hours.

7 Apr 95 cF-16.1 Reg 1 s41; 26 Apr 96 SR 13/96 s.8; 21 May 99 SR 32/1999 s9.

Prohibitions re bait fishing

42 No person, while bait fishing, shall:

- (a) take or possess any species of fish other than bait fish;
- (b) fish for or possess any species other than those species specified in that person's licence;
- (c) take any fish in excess of the amount specified in that person's licence;
- (d) take any fish from locations other than those specified in that person's licence;
- (e) fish during any period other than that specified in that person's licence;
- (f) fish by means of any fishing gear or equipment other than that specified in that person's licence; or
- (g) allow any other person to use his or her licence.

7 Apr 95 cF-16.1 Reg 1 s42.

PART VII
Dip net fishing

Licence required for dip net fishing

43(1) No person shall engage in dip net fishing in Saskatchewan waters unless that person is the holder of a dip net fishing licence.

(2) No person to whom a dip net fishing licence has been issued shall fail to carry the licence while fishing or while possessing fish taken pursuant to that licence.

7 Apr 95 cF-16.1 Reg 1 s43.

Prohibitions re dip net fishing

44 No person, while dip net fishing, shall:

- (a) fish for or possess any species other than rough fish;
- (b) take any fish in excess of the amount specified in that person's licence;
- (c) take any fish from locations other than those specified in that person's licence;
- (d) fish during any period other than that specified in that person's licence;
- (e) fish by means of any fishing gear or equipment other than that specified in that person's licence; or
- (f) allow any other person to use his or her licence.

7 Apr 95 cF-16.1 Reg 1 s44.

PART VIII
Aquaculture

Prohibitions re live fish

45(1) Subject to subsection (2), no person shall obtain, transport, raise or possess any live fish of any species without an aquaculture licence.

(2) Subject to the Act, these regulations or any other regulations made pursuant to the Act, any person other than a commercial aquaculturist, without an aquaculture licence, may obtain, transport, raise or possess, within Saskatchewan, live fish of any species set out in Table 4 obtained from a commercial aquaculturist if that person holds those fish in contained waters that are under the control of that person.

(3) For the purposes of this section, "**contained waters**" means:

- (a) a tank, raceway or other container, whether inside or outside a building;
- (b) a dugout, artificial pond, natural pond or lake that is screened at the inlet and outlet to prevent the escape of fish; or
- (c) a body of water that does not flow directly or indirectly into another body of water or a watercourse.

7 Apr 95 cF-16.1 Reg 1 s45; 27 Dec 96 SR 102/
96 s10.

Licensing

46(1) The minister, as a term or condition of an aquaculture licence, may limit or specify:

- (a) the species of fish that may be held in captivity pursuant to that licence;
- (b) the number of each species of fish that may be held in captivity by the holder of that licence respecting any body of water, zone or area in Saskatchewan;
- (c) the size, type or construction of facilities;

- (d) the procedures for disposal of diseased fish and other waste;
 - (e) the requirements for approvals or licences from other agencies;
 - (f) that the licence is for commercial aquaculture;
 - (g) the species or numbers of any species that may be sold;
 - (h) a requirement to provide production and sales reports to the department and the format, frequency and contents of those reports; and
 - (i) any other terms and conditions that the minister considers appropriate.
- (2) If the minister considers it appropriate, the minister may issue an aquaculture licence for a term not exceeding 10 years.
- (3) The fee for an aquaculture licence issued pursuant to subsection (2) is the annual fee specified in Table 1 for an aquaculture licence multiplied by the term of the licence.
- (4) An aquaculture licence issued pursuant to subsection (2):
- (a) is not transferable; and
 - (b) expires on the earlier of:
 - (i) the expiry date shown on the licence; or
 - (ii) the date on which the aquaculture business for which the licence is issued ceases to operate or is sold.
- (5) If an aquaculture licence issued pursuant to subsection (2) is cancelled or expires before the expiry date shown on the licence, any fees for the unused term of the licence are non-refundable.

7 Apr 95 cF-16.1 Reg 1 s46; 6 Aug 2004 SR 65/
2004 s10.

Prohibitions re release of aquacultured fish

- 47(1)** No person shall release aquacultured fish into Saskatchewan waters other than in accordance with the Act, these regulations or the terms and conditions of any licence issued to that person pursuant to the Act.
- (2) Any aquacultured fish that are released or escape into Saskatchewan waters are wild fish for the purposes of the Act or these regulations.

7 Apr 95 cF-16.1 Reg 1 s47.

Prohibitions re sale

- 48** No person shall market aquacultured fish unless that person is the holder of a commercial aquaculture licence.

7 Apr 95 cF-16.1 Reg 1 s48.

F-16.1 REG 1**FISHERIES****Acquisition of live fish**

49 Subject to the Act and any terms and conditions of his or her licence, an aquaculturist may acquire live fish of any species set out in Table 4 from:

- (a) a commercial aquaculturist; or
- (b) a source outside Saskatchewan if the aquaculturist has a Live Fish Import Permit issued pursuant to the *Fish Health Protection Regulations*, C.R.C. 1978, c.812.

7 Apr 95 cF-16.1 Reg 1 s49; 27 Dec 96 SR 102/96 s11.

Sale of fish

50(1) A commercial aquaculturist may market fish of his or her own production:

- (a) to consumers;
 - (b) to fish processors; and
 - (c) subject to federal regulations, in export trade.
- (2) No commercial aquaculturist shall market processed fish to a retail store unless he or she is also the holder of:
- (a) a fish processing licence issued pursuant to these regulations; or
 - (b) a plant registration certificate issued pursuant to the *Fish Inspection Regulations*, C.R.C. 1978, c.802.

7 Apr 95 cF-16.1 Reg 1 s50.

Fee-for-fishing operations

51(1) No person shall operate a fee-for-fishing operation for aquacultured fish without a commercial aquaculture licence authorizing fee-for-fishing.

(2) No operator of a fee-for-fishing operation shall fail to provide to every person taking and retaining any aquacultured fish a receipt that identifies:

- (a) the name and address of the operator;
- (b) the date the fish was taken; and
- (c) the number of fish retained.

7 Apr 95 cF-16.1 Reg 1 s51.

Marketing of live fish

52(1) No person shall market live fish for aquaculture purposes without a commercial aquaculture licence authorizing the marketing of live fish.

(2) No person who markets live fish for aquaculture purposes shall fail to issue a receipt for the sale that includes the following:

- (a) the name and licence number of the commercial aquaculturist;
- (b) the name of the purchaser;

- (c) the number, size and species of fish purchased;
- (d) the date of the sale;
- (e) the land location of the destination water body.

7 Apr 95 cF-16.1 Reg 1 s52.

Cage culture

53(1) In this section and section 54, “**cage culture**” means the aquaculture of fish held in cages, net pens or similar enclosures in Saskatchewan waters.

(2) No person shall culture fish by cage culture unless that person holds a commercial aquaculture licence allowing cage culture.

7 Apr 95 cF-16.1 Reg 1 s53.

Prohibitions re cage culture

54 No person who cultures fish by cage culture shall fail to:

- (a) remove and dispose of, as specified in the licence, dead, dying, or diseased fish immediately on discovering those fish; or
- (b) report any escape of fish into Saskatchewan waters to the director immediately on becoming aware of the escape.

7 Apr 95 cF-16.1 Reg 1 s54.

Disease

55 No holder of an aquaculture licence shall fail to report to an officer that disease has appeared in the fish at the facility to which his or her licence relates immediately on becoming aware of the disease in the fish.

7 Apr 95 cF-16.1 Reg 1 s55.

Powers of the minister

56 The minister, on becoming aware that there is a disease in the fish at a facility operated by the holder of an aquaculture licence, may order any or all of the following:

- (a) a prophylactic treatment of fish or fish eggs to control or eradicate the disease;
- (b) the disinfection of all fish-handling equipment, containers, and transportation tanks to prevent transmission of the disease;
- (c) the destruction of fish or fish eggs held at the facility;
- (d) the observation of quarantine conditions at the facility;
- (e) the closure of the facility.

7 Apr 95 cF-16.1 Reg 1 s56.

Prohibitions re minister's order

57 No person to whom an order is made pursuant to section 56 shall fail to comply with that order.

7 Apr 95 cF-16.1 Reg 1 s57.

Records re treated fish

58 No commercial aquaculturist who administers any drug or prophylactic treatment to fish shall fail to keep a record of the treatment, including the nature of the treatment, the drug or chemical used, the date of the treatment and the fish treated.

7 Apr 95 cF-16.1 Reg 1 s58.

Prohibitions re sale of treated fish

59(1) The minister may specify a withdrawal period following the application of a drug or chemical treatment for aquacultured fish sold for human consumption.

(2) No person shall market fish for human consumption that have been treated with a drug or other chemical unless the fish have been withdrawn from treatment for the withdrawal period specified by the minister.

7 Apr 95 cF-16.1 Reg 1 s59.

PART IX
Fish Marketing

Fish marketing

60 No person shall market any fish taken in Saskatchewan or produced by commercial aquaculture in Saskatchewan except in accordance with these regulations.

7 Apr 95 cF-16.1 Reg 1 s60.

Minister may prohibit marketing

61(1) The minister may prohibit the marketing of any species of fish from any water.

(2) No person shall market any species of fish if marketing that species has been prohibited.

(3) Subsection (2) does not apply to persons marketing:

(a) whitefish or cisco that have been processed so that the incidence of *Triacnophorus crassus* infestation is less than 80 cysts per 45 kilograms of fish, or that are sold for the purposes of that processing; or

(b) fish to a fish exporter.

- (4) No person shall market any walleye or sauger weighing:
- (a) 0.350 kilograms or less, as round fish;
 - (b) 0.315 kilograms or less, as dressed fish with head;
 - (c) 0.230 kilograms or less, as headless dressed fish; or
 - (d) 0.150 kilograms or less, as two fillets.
- (5) No person shall market sturgeon weighing 5.4 kilograms or less, as round fish.

27 Dec 96 SR 102/96 s12; 5 Apr 2012 SR 16/
2012 s5.

Marketing requirements

62(1) Subject to subsections (2) and (3), no person other than the following shall market fish for human consumption without a fish processing licence:

- (a) a fish exporter;
 - (b) a retail store;
 - (c) a fish pedlar.
- (2) A commercial fisherman, subject to the provisions of the Act, these regulations and any terms and conditions of his or her commercial fishing licence, may:
- (a) market fish of his or her own harvest within Saskatchewan:
 - (i) for human consumption:
 - (A) in round or dressed form to a fish processor or a fish exporter; or
 - (B) in round, dressed or processed form directly to a consumer; or
 - (ii) other than for human consumption to:
 - (A) a fish processor;
 - (B) a user of fish for animal feed; or
 - (C) a producer of pet food, fish meal, fertilizer or other non-edible products made from fish;
 - (b) market fish of any person's lawful harvest, with the consent of that person, to a fish processor or fish exporter; and
 - (c) market fish outside Saskatchewan.
- (3) Subject to subsection (4), no retail store shall buy fish taken from Saskatchewan waters unless those fish have been processed through a licensed fish processing plant.
- (4) A retail store may buy fish from a commercial fisherman or commercial aquaculturist as long as the retail store is the holder of a fish processing licence.
- (5) A fish exporter may buy fish from a commercial fisherman for export outside Saskatchewan.

7 Apr 95 cF-16.1 Reg 1 s62; 20 Apr 2000
SR 22/2000 s7; 5 Apr 2012 SR 16/2015 s6.

Purchasing and marketing by fish processor

63 Subject to the provisions of the Act, these regulations and any terms and conditions of any other licence that a fish processor holds in connection with obtaining and marketing fish, a fish processor may:

- (a) buy fish from:
 - (i) a fish exporter;
 - (ii) a commercial fisherman;
 - (iii) a commercial aquaculturist; or
 - (iv) another fish processor; and
- (b) market fish to:
 - (i) a fish exporter;
 - (ii) another fish processor;
 - (iii) a retail store;
 - (iv) a fish pedlar;
 - (v) a consumer;
 - (vi) a user of fish for animal feed; or
 - (vii) a producer of pet food, fish meal, fertilizer or other non-edible products made from fish.

7 Apr 95 cF-16.1 Reg 1 s63; 5 Apr 2012 SR 16/2012 s7.

Processing fish

64(1) No person, other than the operator of a retail store, shall operate a processing plant without a fish processing licence.

(2) No person shall operate a processing plant unless the plant meets the requirements set out in Table 6.

(3) Subsection (2) does not apply to:

- (a) the holder of a registration certificate issued pursuant to the *Fish Inspection Regulations*, C.R.C. 1978, c.802; or
- (b) the operator of a retail store who dresses or processes fish for marketing in his or her retail store.

(4) Subsections (1) and (2) do not apply to a commercial fisherman who dresses and processes fish of his or her own harvest for marketing directly to a consumer.

7 Apr 95 cF-16.1 Reg 1 s64; 27 Dec 96 SR 102/96 s13; 5 Apr 2012 SR 16/2012 s8.

Prohibitions re processing of fish, etc.

65 No operator of a processing plant shall process any fish at any location other than within the facility with respect to which the fish processing licence was issued.

7 Apr 95 cF-16.1 Reg 1 s65.

Prohibitions re purchasing fish for export

65.1 No person, other than a fish exporter or a consumer, shall purchase fish from a commercial fisherman for export.

5 Apr 2012 SR 16/2012 s9.

Fish pedlar

66(1) No person shall engage in fish peddling unless that person holds a fish pedlar's licence.

(2) Subject to the provisions of the Act, these regulations and any terms and conditions of any licence that a person holds in connection with obtaining and marketing fish, a fish pedlar may:

- (a) buy packaged, processed fish from:
 - (i) **Repealed.** 5 Apr 2012 SR 16/2012 s10.
 - (ii) a retail store; or
 - (iii) a fish processor; and
- (b) market that fish for human consumption to consumers.

7 Apr 95 cF-16.1 Reg 1 s66; 26 Apr 96 SR 13/96 s.9; 5 Apr 2012 SR 16/2012 s10.

Prohibitions re fish pedlar

67 No fish pedlar shall:

- (a) market fish or fish products that are not packaged with a label including:
 - (i) the name of the packager;
 - (ii) the species of fish; and
 - (iii) the net weight of the fish or fish products;
- (b) process, reprocess or repackage any fish or fish products; or
- (c) market fish or fish products other than frozen fish or frozen fish products.

7 Apr 95 cF-16.1 Reg 1 s67.

Documentation regarding sales

68(1) No fish pedlar, fish processor, commercial fisherman, commercial fisherman's helper or commercial aquaculturist who markets fish to a consumer shall fail to:

- (a) display the licence or a copy of the licence authorizing the sale at the point of sale;
 - (b) issue an invoice or sales slip stating:
 - (i) the name, address and licence number of the licensee authorized to make the sale;
 - (ii) in the case of:
 - (A) a commercial fisherman or commercial fisherman's helper, the name of the body of water from which the fish was taken; or
 - (B) a fish pedlar or fish processor, the name of the packager;
 - (iii) the fish species and the form in which it is sold;
 - (iv) the quantity and the sale price of the fish;
 - (v) the date of the sale; and
 - (vi) signature of the seller; and
 - (c) keep a copy of every invoice or sales slip issued pursuant to this section for not less than one year following the date on which it was issued.
- (2) Every fish processor and fish exporter, on buying fish, shall:
- (a) verify that the seller holds a licence;
 - (b) issue a purchase record for the fish, countersigned by the seller or his or her agent or helper, stating:
 - (i) the name, address and licence number of the seller;
 - (ii) the name of the body of water from which the fish was taken;
 - (iii) the fish species and the form in which it is bought;
 - (iv) the quantity and purchase price of the fish;
 - (v) the date of the purchase; and
 - (vi) the quantity, form and species of fish culled at the processing plant and not purchased;
 - (c) obtain a copy of any shipping manifest required by these regulations;
 - (d) provide a copy of the purchase record and shipping manifest to the officer responsible for the body of water from which the fish was taken within 48 hours or as otherwise directed by the officer; and
 - (e) keep a copy of every purchase record issued pursuant to this section for not less than two years following the date on which it was issued.

(3) Every fish processor and fish exporter, on receiving fish that cannot immediately be purchased, shall:

- (a) issue a receipt for the fish, countersigned by the seller or his or her agent or helper, stating:
 - (i) the name, address and licence number of the seller;
 - (ii) the date;
 - (iii) the name of the body of water from which the fish was taken; and
 - (iv) the quantity of fish received;
- (b) retain a copy of the receipt until the fish is purchased and a purchase record is issued pursuant to clause (2)(b); and
- (c) clearly mark the name, address, and licence number of the seller on the container or structure storing the fish.

7 Apr 95 cF-16.1 Reg 1 s68; 26 Apr 96 SR 13/96 s.10; 2 May 97 SR 26/97 s10; 5 Apr 2012 SR 16/2012 s11.

69 Repealed. 5 Apr 2012 SR 16/2012 s12.

70 Repealed. 5 Apr 2012 SR 16/2012 s12.

71 Repealed. 5 Apr 2012 SR 16/2012 s12.

72 Repealed. 5 Apr 2012 SR 16/2012 s12.

73 Repealed. 5 Apr 2012 SR 16/2012 s12.

False or misleading representations

74 No person shall represent the origin or species of fish or mark, label, package or market fish in a manner that is false or misleading.

7 Apr 95 cF-16.1 Reg 1 s74.

Unclean fish

75(1) No person shall store, package, process or transport any fish intended for marketing for human consumption that is unclean, tainted, unwholesome, diseased, decomposed or otherwise unfit for human consumption.

(2) No person shall market or possess fish that is intended for marketing that is not protected from insects, dust, contamination or decomposition.

7 Apr 95 cF-16.1 Reg 1 s75.

Transportation and packaging

76(1) No person shall transport any fish intended for marketing, other than live fish, unless the fish is packaged in boxes or containers:

- (a) made of washable, smooth, non-absorbent and non-corrosive material, other than wood; and
- (b) constructed in a manner that provides drainage and protects the fish from damage by crushing.

F-16.1 REG 1**FISHERIES**

(2) Notwithstanding subsection (1), frozen fish or fish parts kept in a frozen condition may be packed in clean cardboard boxes for the purpose of storing for, or transporting to, market.

7 Apr 95 cF-16.1 Reg 1 s76.

Containers

77 No person operating a vessel, vehicle, establishment or plant that is used to store, transport or market fish shall fail to ensure that fish containers, vessels and vehicles are and remain clean and sanitary and that they are washed and disinfected before every use.

7 Apr 95 cF-16.1 Reg 1 s77.

Preventing spoilage

78 No person in possession of fresh fish, other than live fish, intended for marketing shall fail to ensure that it is kept chilled at all times at a temperature not exceeding 4° Celsius.

7 Apr 95 cF-16.1 Reg 1 s78.

Dressed fish

79 No person marketing fish in a dressed form shall fail to ensure that the fish:

- (a) has the entrails, kidneys and gills completely removed;
- (b) is clean; and
- (c) where it is to be frozen, is washed with clean water before freezing.

7 Apr 95 cF-16.1 Reg 1 s79.

Transport of fish

80(1) No person shall, unless authorized on his or her licence, transport any fish, other than live fish or fish eggs, for the purposes of marketing unless the person has in his or her personal possession a completed shipping manifest obtained from the department for the fish being transported.

(2) Subject to subsection (1), no person delivering fish to a fish processor or a fish exporter shall fail to give a completed copy of the shipping manifest to the purchaser.

(3) No person shall fail to return to the department all shipping manifest books assigned to that person by May 15 of each year.

7 Apr 95 cF-16.1 Reg 1 s80; 26 Apr 96 SR 13/96 s.11; 21 May 99 SR 32/1999 s10; 5 Apr 2012 SR 16/2012 s13.

Suspension of fish processing licence

81(1) The minister may suspend any fish processing licence where the processing plant to which the licence relates does not meet the requirements set out in these regulations.

(2) Where a fish processing licence is suspended pursuant to subsection (1) no person shall operate the processing plant until the minister:

- (a) is satisfied that the processing plant meets the requirements set out in these regulations; and
- (b) lifts the licence suspension.

7 Apr 95 cF-16.1 Reg 1 s81.

Protection of human health

82(1) The minister may order the destruction or disposal of any fish or fish container that poses a hazard to human health.

(2) No person shall fail to comply with an order made pursuant to subsection (1).

7 Apr 95 cF-16.1 Reg 1 s82.

Tagging

83(1) An officer may place an identification tag on any fish or fish container to preserve its identity or may order that fish or fish container to be detained.

(2) No person shall alter, move or remove, cause to be altered, moved or removed or consent to the alteration, moving or removal of any identification tag or tagged fish or fish container without the permission of an officer.

7 Apr 95 cF-16.1 Reg 1 s83.

Report to department

84 No commercial fisherman who disposes of fish other than by delivery to a fish processor or a fish exporter shall fail to submit to the department a complete report setting out the details of all fish taken and any shipping manifests for the report period by the date specified on the licence or as otherwise directed by an officer.

7 Apr 95 cF-16.1 Reg 1 s84; 5 Apr 2012 SR 16/2012 s14.

**PART X
General****Salvage fishing**

85 Notwithstanding any other provision in these regulations, where the minister or director determines that all fish of a species or a population in a body of water are likely to die, the minister may authorize the taking of those fish on any terms and conditions that the minister or director considers appropriate.

7 Apr 95 cF-16.1 Reg 1 s85.

Disposal of equipment, etc.

85.1 Any fishing gear, equipment, vehicle, aircraft, boat or other watercraft may be disposed of by auction, tender or any other means the minister considers appropriate where:

- (a) the item has been forfeited to the Crown pursuant to the Act; or
- (b) the item is to be returned to the person from whom it was seized and that person and anyone authorized to act on that person's behalf cannot be located.

25 May 2001 SR 27/2001 s7.

Special licences

86(1) The minister may issue a licence to any person or the government of any province, territory or country, to secure fish by any method for propagation or for scientific purposes.

(2) The minister may issue a complimentary angling licence or Lac La Ronge angling endorsement licence to any person.

(3) The minister may specify the terms and conditions of a licence issued pursuant to subsection (1) or (2).

7 Apr 95 cF-16.1 Reg 1 s86; 2 May 97 SR 26/97 s11; 25 May 2001 SR 27/2001 s8.

Agents

87(1) The minister may authorize any person to issue angling licences or Lac La Ronge angling endorsement licences on behalf of the Government of Saskatchewan.

(2) The minister may provide remuneration in a manner and in an amount the minister considers appropriate from the proceeds of licence sales to persons authorized by the minister to sell licences.

7 Apr 95 cF-16.1 Reg 1 s87; 2 May 97 SR 26/97 s12; 25 May 2001 SR 27/2001 s9.

Importation and transportation of live fish

88(1) For the purposes of this section, "**live freshwater fish**" does not include any species of fish listed in Table 10 of the Appendix.

(2) Subject to subsection (3) and subsection 45(2), no person shall:

- (a) import into Saskatchewan, or attempt to import into Saskatchewan, any live freshwater fish; or
- (b) transport any live freshwater fish, other than leeches, crayfish or aquatic invertebrates, within Saskatchewan.

(3) The minister may issue a licence to any person authorizing that person to carry out any activity described in subsection (2) if that person satisfies the minister that the activity is in keeping with the conservation and protection of fish and fish habitat and the proper management of fisheries.

19 Aug 2011 SR 59/2011 s4.

Prohibition re certain species of fish

88.1 No person shall:

- (a) import into Saskatchewan, or attempt to import into Saskatchewan, fish of any species listed in Table 10 of the Appendix;
- (b) buy or sell, or attempt to buy or sell, or possess fish of any species listed in Table 10 of the Appendix;
- (c) transport fish of any species listed in Table 10 of the Appendix; or
- (d) introduce or dispose of fish of any species listed in Table 10 of the Appendix into Saskatchewan waters.

19 Aug 2011 SR 59/2011 s4.

Disposal of fish offal

89 No person shall dispose of fish offal in a body of water within 300 metres of a buoyed swimming area or public boat launch.

7 Apr 95 cF-16.1 Reg 1 s89.

Prohibitions re methods of fishing

90(1) No person shall, unless authorized by the minister:

- (a) use a firearm or explosive material to fish for or kill fish;
- (b) use a chemical or electric shocker to fish for or kill fish;
- (c) grapple or otherwise use hands alone to fish;
- (d) fish by snagging or snaring;
- (e) use a gaff to fish except when landing fish taken by angling;
- (f) use a spear to fish except when underwater spear fishing;
- (g) use a dip net to fish except when landing fish taken by angling;
- (h) use a light to attract fish for the purpose of fishing, other than a light that is part of a fishing lure attached to a line used in angling;
- (i) use a minnow trap or minnow seine except when engaged in bait fishing;
- (j) set or use a trap to fish;
- (k) set or use a gill net or set line;
- (l) fish in any water stocked with exotic fish by any method other than angling;
- (m) use a gill net in any body of water that has a mesh size:
 - (i) less than the size specified for that body of water pursuant to a Minister's Designation or as varied by a Director's Order for commercial fishing lakes;
 - (ii) less than 12.7 centimetres where a mesh size has not been specified by a Minister's Designation for commercial fishing lakes; or
 - (iii) less than that specified in that person's licence;

- (n) use a trap net, gill net, set line or set of nets for fishing unless that person places at the outermost extremity of each trap net, gill net, set line or set of nets:
- (i) a buoy with a flag, the top of which is at least one metre above the surface of the water, where the trap net, gill net, set line or set of nets is used for open water fishing;
 - (ii) a stake, the top of which is at least one metre above the surface of the ice, where the net, set line or set of nets is used for fishing in ice-covered water; or
 - (iii) any other buoy, stake or other identification specified as a condition of the licence; or
- (o) use a buoy, stake or other identification mentioned in clause (n) unless that buoy, stake or other identification is clearly and permanently marked with the number of the licence pursuant to which the use of the trap net, gill net, set line or set of nets is authorized.
- (2) In subsection (1), “**exotic fish**” means fish that are not indigenous to Saskatchewan and in their natural habitat are usually found wild in nature, but does not include the species of fish listed in Table 10 of the Appendix.

7 Apr 95 cF-16.1 Reg 1 s90; 2 May 97 SR 26/97 s13; 3 Jly 98 SR 56/98 s5; 20 Apr 2000 SR 22/2000 s8; 6 Aug 2004 SR 65/2004 s11; 19 Aug 2011 SR 59/2011 s5.

Prohibitions re possession or purchase of fish

91(1) No person shall possess or buy or attempt to buy fish:

- (a) that the person knows or ought to have known were taken or obtained contrary to the provisions of the Act or these regulations; or
 - (b) that are represented or held out by a person as having been taken, or as being sold or disposed of, contrary to the provisions of the Act or these regulations.
- (2) No person shall obtain possession of or buy or attempt to buy fish by a transaction that is contrary to the provisions of the Act or these regulations.

20 Apr 2000 SR 22/2000 s9.

General prohibitions

92 No person shall:

- (a) tag or mark live fish without the permission of the minister;
- (b) destroy, deface, tear down or damage any poster, notice or sign that has been authorized by the minister, the director or an officer that has been erected or posted for the purpose of informing the public of any provision of the Act, these regulations or the provisions of any notice or order issued pursuant to these regulations;

- (c) abandon, handle, transport or dispose of any fish in a way that wastes, spoils or otherwise renders those fish unsuitable for human consumption except as authorized on a licence or authorized by an officer;
- (d) counterfeit, backdate, alter or change any licence;
- (e) transfer or assign his or her licence or permit to any other person without the consent of the minister;
- (f) fish in, or remove fish from, any fish holding facility or fish collection structure owned or operated by the Government of Saskatchewan unless authorized by the minister;
- (g) remove fish from a net, set line, trap or fish holding device or tamper with any net, set line, trap or fish holding device without permission of the owner; or
- (h) fish within 100 metres of any net, trap or fish holding device unless otherwise specified on the licence or authorized by an officer;
- (i) fail to check each trap net, gill net, set line or set of nets and remove all fish at least once every 48 hours or as otherwise specified on the licence or directed by an officer; or
- (j) have, without lawful excuse, a net with leads and floats attached within 500 metres of any water if that net is of a smaller mesh size than the mesh size permitted to be used for fishing in those waters pursuant to these regulations.

7 Apr 95 cF-16.1 Reg 1 s92; 26 Apr 96 SR 13/96 s.12; 20 Apr 2000 SR 22/2000 s10.

PART XI

Repeal and Coming into Force

R.R.S. c.F-16 Reg 1 repealed

93 *The Fish Marketing Regulations* are repealed.

7 Apr 95 cF-16.1 Reg 1 s93.

Sask. Reg. 83/70 repealed

94 Saskatchewan Regulations 83/70 are repealed.

7 Apr 95 cF-16.1 Reg 1 s94.

Appendix

TABLE 1
[Sections 6 to 8]

Type of licence	Licence Fee	Southern and Central Zones Expiry Dates	Northern Zone Expiry Dates
1 Angling Licence			
(a) Resident under 65 years of age	\$28.04	March 31	April 15
(b) Repealed. 8 May 2009 SR 46/2009 s5.			
(c) Resident Canadian	56.07	March 31	April 15
(d) Non-resident	74.77	March 31	April 15
(e) Resident for Southern Zone and Central Zone only (three-day)	14.02	*	N/A
(f) Resident Canadian for Southern Zone and Central Zone only (three-day)	28.04	*	N/A
(g) Non-resident for Southern Zone and Central Zone only (three-day)	37.38	*	N/A
(h) Complimentary	No Fee	March 31	April 15
(i) Replacement	5.00	March 31	April 15
2 Special Angling Licences			
Lac La Ronge Angling Endorsement Licence	No Fee	March 31	
3 Aquaculture Licence	15.00	*	*

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4	Net Fishing Licence			
	(a) Commercial fishing			
	(i) for each 1000 m or portion of gill net	10.00	April 15	April 15
	(ii) for a trap or pound net	20.00	April 15	April 15
	(iii) for each set line of 100 hooks or portion for sturgeon or burbot fishing	10.00	April 15	April 15
	(b) Subsistence fishing	No Fee	April 15	April 15
	(c) Bait fishing	20.00	March 31	March 31
	(d) Dip net fishing	5.00	*	*
5	Fish Processing Licence	25.00	March 31	March 31
6	Other Licences			
	(a) Scientific collection	No Fee	*	*
	(b) Live fish import or transport	No Fee	*	*
	(c) Fish pedlar	25.00	April 15	April 15
	(d) Competitive Fishing Licence	No Fee	*	*

* As specified on the licence.

6 Aug 2004 SR 65/2004 s12; 9 Jne 2006 SR 48/2006 s2; 8 May 2009 SR 46/2009 s5.

TABLE 2
[Subsection 11(3)]

Border Waters

Athapapuskow Lake	NL 54°33' WL 101°40'	Central Zone
Cold Lake	NL 54°33' WL 110°00'	Central Zone
Lake of the Prairies	NL 51°15' WL 101°32'	Southern Zone

7 Apr 95, c.F-16.1 Reg 1 Table 2.

TABLE 3
[Clause 15(a)]

Conversion Factors to Determine Fish Length

Species	Conversion Factor for Fillets	Conversion Factor for Headless Dressed
Arctic Grayling	1.45	1.15
Lake Trout	1.53	1.18
Northern Pike	1.57	1.25
Rainbow Trout	1.49	1.20
Splake	1.46	1.21
Walleye and Sauger	1.59	1.24

Fish Length = Conversion Factor x Fillet Length or Conversion Factor x Headless Dressed Length

7 Apr 95, c.F-16.1 Reg 1 Table 5; 27 Dec 96 SR 102/96 s15.

TABLE 4
[Subsection 45(2) and section 49]

Fish that may be cultured without a licence in Contained Waters

Common Name	Species Name
Rainbow trout	<i>Oncorhynchus mykiss</i>
Cutthroat trout	<i>Salmo clarki</i>
Atlantic salmon	<i>Salmo salar</i>
Brown trout	<i>Salmo trutta</i>
Brook (Speckled trout)	<i>Salvelinus fontinalis</i>
Arctic char	<i>Salvelinus alpinus</i>

and hybrids of the above species.

7 Apr 95, c.F-16.1 Reg 1 Table 7; 27 Dec 96 SR 102/96 s15.

TABLE 5
[Clause 2(dd)]

Fishing Zones

Northern Zone	<p>The waters intersected by or lying north of a line commencing at the intersection of the provincial boundary between Saskatchewan and Alberta and 57°00'N. latitude, thence easterly in a straight line to a point at 57°00'N. latitude and 108°00'W. longitude, then southerly in a straight line to a point at 56°40'N. latitude, 108°00'W. longitude, thence easterly in a straight line to a point at 56°40'N. latitude, 106°00'W. longitude, thence southerly in a straight line to a point at 56°10'N. latitude, 106°00'W. longitude, thence easterly in a straight line ending at the intersection of the provincial boundary between Saskatchewan and Manitoba and 56°10'N. latitude, but not including those waters of the Clearwater River and its tributaries south of 57°00'N. latitude and those waters of the Mudjatik River and the Haultain River south of 56°40'N. latitude.</p>
Central Zone	<p>The waters intersected by or lying north of a line commencing at the intersection of the provincial boundary between Saskatchewan and Alberta and Highway 55, thence easterly along the centre-line of Highway 55 to its intersection with the Saskatchewan River near Nipawin, thence approximately 5 km southerly along the left bank of the Saskatchewan River to its intersection with the François-Finlay Dam at approximately 53°21'N. latitude, 104°02'W. longitude, thence easterly along the François-Finlay Dam to its intersection with the right bank of the Saskatchewan River, thence northerly along the right bank of the Saskatchewan River to its intersection with the centre-line of Highway 55, thence easterly along the centre-line of Highway 55 to its intersection with Highway 9, thence easterly along the centre-line of Highway 9 and ending at the intersection of the centre-line of Highway 9 and the provincial boundary between Saskatchewan and Manitoba and the waters lying south of a line commencing at the intersection of the provincial boundary between Saskatchewan and Alberta and 57°00'N. latitude, thence easterly in a straight line to a point at 57°00'N. latitude, 108°00'W. longitude, thence southerly in a straight line to a point at 56°40'N. latitude, 108°00'W. longitude, thence easterly in a straight line to a point at 56°40'N. latitude, 106°00'W. longitude, thence southerly in a straight line to a point at 56°10'N. latitude, 106°00'W. longitude, thence easterly in a straight line ending at the intersection of the provincial boundary between Saskatchewan and Manitoba and 56°10'N. latitude, but not including any waters set out in item 1 as part of the Northern Zone or those waters of the tributaries of the Saskatchewan River and those waters of the Beaver River and its tributaries south of the centre-lines of Highways 55 and 9.</p>

Southern Zone The waters in that portion of Saskatchewan lying between the International Boundary between Canada and the United States of America and lying south of a line commencing at the intersection of the provincial boundary between Saskatchewan and Alberta and Highway 55, thence easterly along the centre-line of Highway 55 to its intersection with Highway 9, thence easterly along the centre-line of Highway 9 to the provincial boundary between Saskatchewan and Manitoba, but not including any waters set out in item 2 as part of the Central Zone.

7 Apr 95, c.F-16.1 Reg 1 Table 9; 27 Dec 96 SR 102/96 s15.

TABLE 6
[Subsection 64(2)]

Processing Plant Requirements

- 1 Floors are to be constructed of concrete and are to be:
 - (a) sloped to one or more drains of sufficient size to carry off processing effluent; and
 - (b) smooth and free of cracks or crevices.
- 2 Floor drains are to be equipped with traps and are to be connected to a sewer, cesspool, or holding tank approved by an officer for this purpose and adequate for the volume of effluent to be discarded.
- 3 Inside wall surfaces are to be:
 - (a) constructed of smooth and waterproof washable material of light colour; and
 - (b) sealed at all joints with each other and with the floor and ceiling by continuous caulking or other impervious sealant in good repair.
- 4 Ceilings are to be free of cracks and crevices, constructed of smooth and waterproof washable material of light colour.
- 5 The plant is to be constructed so as to be inaccessible to rodents and other animals.
- 6 Windows that open are to be equipped with insect-proof screens.
- 7 A sanitary toilet with toilet paper is to be provided on the premises.
- 8 A sanitary wash basin, equipped with hot and cold running water, soap, and single-service towels, is to be provided on the premises.
- 9 An adequate supply of hot and cold running water under pressure is to be provided:
 - (a) from an approved municipal supply; or
 - (b) from a well or other source having a coliform bacteria count of not more than two per 100 millilitres.

- 10** For storage of fresh fish that cannot be immediately processed or otherwise handled and fresh fish that cannot be immediately marketed, the plant is to be provided with a holding room, separate from the processing area, which is refrigerated or supplied with adequate ice for properly icing all fish.
- 11** Freezing facilities are to be capable of maintaining air temperatures of -26° Celsius.
- 12** A kiln for smoking fish is to be:
- (a) constructed of or covered with concrete or stainless steel; and
 - (b) located in a smoking room that has an independent source of ventilation and, if enclosed in a building or structure, is separated from other areas of the building or structure by permanent enclosed walls.
- 13** Each material, including sawdust, salt, or woodchips, that is used for the smoking of fish must be stored in a separate container that is to be constructed of a material adequate to prevent absorption of moisture and contaminants by the material in the container.
- 14** All surfaces of work areas, including dressing or cutting boards or tables, are to be constructed of washable, non-corrodible material, other than wood, and all joints are to be smooth and watertight.
- 15** Dressing or cutting boards or tables are to be installed in such a way that they and the area below them are easily cleaned.
- 16** All receptacles, trays and utensils are to be constructed of washable, non-corrodible material, other than wood or enamelled metal, and are to be free of cracks or crevices.
- 17** Boxes for fish storage and handling are to be made of smooth, non-absorbent, non-corrodible material, other than wood, free from cracks and crevices and so constructed as to provide drainage and protect the fish from damage by crushing when the boxes are stacked.
- 18** Watertight, drainable and washable offal and waste containers of sufficient size and number, with well-fitted covers, constructed of non-corrodible material other than wood, are to be provided.
- 19** An offal and waste disposal site approved by an officer is to be available nearby or near the plant.
- 20** All fish delivered to a processing plant that cannot be immediately processed or otherwise handled is to be iced or refrigerated during storage at a temperature not exceeding 4° Celsius.
- 21** All fish that has been processed or otherwise handled, but that is not marketed immediately, is to be frozen or stored at a temperature not exceeding 4° Celsius.
- 22** Fish fillets and steaks are to be properly washed with clean water before freezing, packaging, packing or storing, and fish or fish parts are to be properly washed with clean water before further processing.
- 23** All fish shipped from the plant for human consumption is to be packaged in a fashion that will protect the fish from contamination.

- 24** Protective hand coverings worn by employees engaged in processing are to be washed and disinfected at each break in the work shift.
- 25** Headcovers and waterproof garments are to be worn by employees while processing fish and are to be washed daily while fish processing takes place.
- 26** Working surfaces, used containers, trays, vats, and other utensils are to be washed and disinfected not less than once daily while processing takes place.
- 27** Floors in processing areas are to be washed daily while fish processing takes place.
- 28** Fish storage boxes are to be washed and disinfected whenever emptied.
- 29** Offal and other waste is to be removed from any processing area not less than once daily while processing takes place and disposed of at a site approved by an officer.
- 30** Containers used for storage of offal and other waste are to be washed and disinfected whenever emptied.
- 31** Floors in fish storage areas are to be washed not less than once weekly while fish processing takes place and on termination of processing operations.
- 32** Unnecessary equipment or material is not to be stored in the working area of a processing plant.
- 33** Brushes, brooms, mops and other cleaning equipment and material necessary for proper cleaning are to be available at all times in a processing plant.
- 34** No dogs, cats or other animals are to be allowed in a processing plant.
- 35** No smoking is to be allowed in a processing plant.
- 36** Every person engaged in fish processing shall wash his or her hands and immerse them in disinfectant:
- (a) on entry to the fish processing area; and
 - (b) each time that his or her fish processing activity is interrupted by his or her engaging in any other activity.

7 Apr 95, c.F-16.1 Reg 1 Table 10; 27 Dec 96 SR 102/96 s15.

TABLE 7
[Subsection 69(1)]

Fish Marketing Royalties

Repealed. 5 Apr 2012 SR 16/2012 s15.

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TABLE 8
[Clause 2(c)]

Bait Fish

- 1 Any species of the minnow family, *Cyprinidae*, except carp, *Cyprinus carpio*, silvery and brassy minnows of the genus *Hybognathus* and goldfish, *Carassius auratus*.
- 2 The sucker family, *Catostomidae*, except bigmouth buffalo, *Ictiobus cyprinellus*.
- 3 The stickleback family, *Gasterosteidae*.
- 4 The trout-perch family, *Percopsidae*.
- 5 The darter subfamily, *Etheostomatidae*.
- 6 The smelt family, *Osmeridae*.
- 7 The cisco subfamily, *Coregoninae*, except shortjaw cisco, *Coregonus zenithicus*.

7 Apr 95, c.F-16.1 Reg 1 Table 12; 27 Dec 96 SR 102/96 s15; 25 May 2001 SR 27/2001 s10; 6 Aug 2004 SR 65/2004 s12.

TABLE 9
[Clause 2(x)]

Rough Fish

- 1 Carp (*Cyprinus carpio*)
- 2 All species of the sucker family (*Catostomidae*), except bigmouth buffalo, *Ictiobus cyprinellus*.

7 Apr 95, c.F-16.1 Reg 1 Table 13; 27 Dec 96 SR 102/96 s15; 25 May 2001 SR 27/2001 s11.

TABLE 10

[Section 88.1]

Prohibited Species of Fish in Saskatchewan

Common Name	Species Name
Northern snakehead	<i>Channa argus</i>
Round goby	<i>Neogobius melanostomus</i>
Silver carp	<i>Hypophthalmichthys molitrix</i>
Chinese mitten crab	<i>Eriocheir sinensis</i>
Fishhook water flea	<i>Cercopagis pengoi</i>
Channeled applesnail	<i>Pomacea canaliculata</i>
Zebra mussel	<i>Dreissena polymorpha</i>
Asian clam	<i>Corbicula fluminea</i>
Asian tapeworm	<i>Bothriocephalus acheilognathi</i>
Conrad's false mussel	<i>Mytilopsis leucophaeata</i>
Spiny water flea	<i>Bythotrephes longimanus</i>
New Zealand mud snail	<i>Potamopyrgus antipodarum</i>
Quagga mussel	<i>Dreissena bugensis</i>
Rusty crayfish	<i>Orconectes rusticus</i>
Facet snail	<i>Bithynia tentaculata</i>
Freshwater jellyfish	<i>Craspedacusta sowerbyi</i>

19 Aug 2011 SR 59/2011 s6.

Editorial Appendix

The tables listed in Part A of this Appendix have been repealed and are not included in this consolidation. The appendix references the name of the table, the number of the regulation and the date of the Gazette in which it or any amendments can be found.

Table	Name	Gazette Information
PART A		
TABLE 3	Closed Times for Angling other than Bow Fishing	7 Apr 95, c.F-16.1 Reg 1 Table 3; Repealed by 27 Dec 96 SR 102/96 s15.
TABLE 4	Angling Limits	7 Apr 95, c.F-16.1 Reg 1 Table 4; Repealed by 27 Dec 96 SR 102/96 s15.
TABLE 6	Commercial Fishing Closed Times	7 Apr 95, c.F-16.1 Reg 1 Table 6; Repealed by 27 Dec 96 SR 102/96 s15.
TABLE 8	Fish that may not be Marketed for Human Consumption	7 Apr 95, c.F-16.1 Reg 1 Table 8; Repealed by 27 Dec 96 SR 102/96 s15.

PART B

Table 5 is renumbered as Table 3.

Table 7 is renumbered as Table 4

Tables 9 to 13 are renumbered as Tables 5 to 9.

27 Dec 96 SR 102/96 s15.

