

BY-LAW NO 200 -2004

CORPORATION OF THE MUNICIPALITY OF CHATHAM-KENT

A By-law for the licensing and regulating of hunting, during the open season, small game being pheasants and rabbits in the Municipality of Chatham-Kent

FINALLY PASSED the 7th day of September 2004

WHEREAS Section 79(1) of the Fish and Wildlife Conservation Act, Chapter 41, Statutes of Ontario 1997, as amended, provides that the Minister of Natural Resources may, in writing, authorize any municipality to pass by-laws for issuing and fixing the maximum number licences to hunt, during the open season, pheasants and rabbits, and for charging such fees therefore as he or she authorizes; the Minister may also fix the minimum number of such licences that the By-law shall provide for.

BE IT THEREFORE ENACTED by the Council of the Corporation of the Municipality of Chatham-Kent as follows:

1. Definitions:
 - a) Resident shall mean a person who has a permanent residence within the Municipality of Chatham-Kent.
 - b) Non-Resident shall mean a person who is not a Resident.
 - c) Licence Issuer shall mean Municipality of Chatham-Kent and/or a person appointed as Licence Issuer by the Municipality of Chatham-Kent.
 - d) Licence Fee shall mean the fees attached as Schedule "A" hereto.
2. All residents of the Municipality of Chatham-Kent may hunt pheasants or rabbits within the Municipality of Chatham-Kent and do not require a Municipal hunting licence in accordance with this by-law.
3. No non-resident shall hunt pheasants or rabbits within the Municipality of Chatham-Kent without a licence issued in accordance with this by-law.
4. The Issuer of Licences shall issue a Hunting Licence to a non-resident on receipt of the following:
 - 1) Valid Outdoors Card issued by the Ministry of Natural Resources
 - 2) proof of residence
 - 3) licence fee
5. The Issuer of Licences shall receive, from the Municipality of Chatham-Kent, \$1.50 for each licence issued.
6. A minimum of 200 hunting licences shall be made available for use of non-residents.
7. This By-law does not apply to any land of the Crown, and any land commonly known as wildlife extension land owners agreement area, situated within the Municipality of Chatham-Kent.
8. This By-law shall come into full force and effect upon the approval of the Minister of Natural Resources.
9. TRANSITION
 - i. Every licence issued pursuant to by-law 368-2002 shall be deemed to be a licence issued under this by-law and every such licence shall continue to be valid until its normal date of expiry.

- ii. Every act taken pursuant to the predecessor to this by-law shall, as necessary, be deemed to have been taken pursuant to this by-law and every such act may be carried to its conclusion pursuant to the authority granted by this by-law.
 - iii. If an act has been validly commenced pursuant to the predecessor to this by-law and authority for such act does not exist pursuant to this by-law then such act may be continued to its conclusion and the portions of the predecessor to this by-law necessary to permit such act to be concluded shall be deemed to remain in effect for the purposes of bringing such act to a conclusion.
10. By-law 368-2002 shall be repealed on the date this by-law comes into full force and effect.

READ A FIRST, SECOND AND THIRD TIME this 7th day of September, 2004

SIGNED

Mayor – Diane Gagner

SIGNED

Clerk – Elinor Mifflin

SCHEDULE "A"

LICENCE FEES
(inclusive)

Non-Resident	\$15.00
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Schedule "A" to By-law 200-2004 passed this 7th day of September, 2004.

Mayor – Diane Gagner

Clerk – Elinor Mifflin