



**WILDLIFE ACT**  
**PERMIT FJ14-154018**

<b>PERMIT HOLDER</b>	BC Hydro Suite 1100, 1055 Dunsmuir Street Vancouver BC V7X 1V5  ATTENTION: Karen von Muehldorfer PHONE: (250) 695-5234
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**IS EXEMPT UNDER** s. 3 (1)(d)(ii) of the *Permit Regulation*, B.C. Reg. 253/2000,

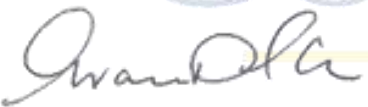
<b>FROM</b>	The prohibitions in section 34(b) of the <i>Wildlife Act</i> against possessing, taking, or destroying the nests of <b>Bald Eagles</b> ( <i>Haliaeetus leucocephalus</i> ) in the Peace Region, specifically nests located within MUs 7-31 through 7-35.
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**AND,**

**IS AUTHORIZED UNDER** s. 2 (k)(i) and 2 (k)(ii) of the *Permit Regulation*, B.C. Reg. 253/2000,

<b>TO</b>	Possess and dispose of dead <b>Bald Eagle</b> ( <i>Haliaeetus leucocephalus</i> ) feathers in the Peace Region, specifically within Management Units 7-31 through 7-35.
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**SUBJECT TO THE FOLLOWING:**

<b>TERMS OF PERMIT</b>	The permit holder must comply with the terms in Appendix A.	
<b>COMPLIANCE ADVISORY</b>	Failure to comply with any term of this permit is an offence under the <i>Wildlife Act</i> , and may result in any or all of prosecution, suspension of the permit, cancellation of the permit, ineligibility for future permits, and denial of future permit requests. The Province is not liable for any illness contracted through actions taken under authority of this permit. It is the responsibility of the permit holder to inform themselves of possible health hazards, and to ensure that all reasonably necessary safety measures are undertaken.	
<b>PERIOD OF PERMIT</b>	This permit is only valid from March 10, 2021 to March 31, 2023.	
<b>DATE OF ISSUE</b>	March 10, 2021 This permit supersedes FJ14-154018 issues on January 11, 2018.	
 <b>SIGNATURE OF ISSUER</b>	Greg Van Dolah Regional Manager Recreational Fisheries & Wildlife Programs Peace Region	<b>PERMIT FEE</b> \$300.00  <b>HCTF SURCHARGE</b> \$30.00

# APPENDIX A TERMS OF PERMIT

## PERMIT FJ14-154018

### REPORTING REQUIREMENTS:

1. The permit holder must maintain an accurate up to date record of all activities conducted under authority of this permit that includes the following information:
  - a) location\* where a bald eagle nest was removed or destroyed;
  - b) date and time an inactive bald eagle nest was removed or destroyed;
  - c) the number of bald eagle feathers that were recovered from each nest,
  - d) confirmation of the inactive status of a bald eagle nest if required under General Conditions;
  - e) First Nation receiving the feathers;
  - f) First Nation representative receiving the feathers;
  - g) date the feathers were received by the First Nation community.

\*includes a UTM grid location in NAD83 to + or – 100m accuracy (zone 2 digits, easting 6 digits, northing 7 digits)
2. The permit holder must submit an up to date copy of the above record to Front Counter BC annually. The record must be submitted by January 31 of each year, containing all records from the previous calendar year. The permit holder must also submit the comprehensive summary of all activities undertaken under the authority of this permit within **21 days** of the permit's expiry.
3. The permit holder must produce a copy of the record referred to in paragraph 1 on the demand of an officer.

### GENERAL CONDITIONS:

1. The permit holder must comply with all laws applicable to the activities carried out under this permit.
2. This permit extends to the permit holder's employees or contractors only when they are engaged in the direct performance of their duties on behalf of the permit holder.
3. All work is to be undertaken or supervised by trained professionals with suitable experience.
4. The permit holder must take all reasonably necessary steps to ensure that public safety is not jeopardized and fish or wildlife habitat is not damaged by any action taken under authority of this permit.
5. This permit **does not** authorize the molestation or destruction of **active** bald eagle nests. The removal or destruction of nests must be undertaken and completed outside of the critical period for raptors (April 1<sup>st</sup> to July 31<sup>st</sup>). If removal or destruction of a bald eagle nest must be conducted within the raptor cautionary period (March 1<sup>st</sup> to March 31<sup>st</sup> and August 1<sup>st</sup> to September 30<sup>th</sup>) a qualified professional must confirm the nest *is inactive*.
6. The permit holder must compensate for the removal or destruction of documented bald eagle nests by installing a minimum of **38** artificial nesting platforms as detailed in documents included in BC Hydro's October 24, 2014 permit application. Locations of artificial nesting platforms must also consider the existing spatial distribution of the documented nests to be removed or destroyed.
7. No removal of bald eagle nests in the Peace River Valley upstream of the confluence of the Peace River and Wilder Creek prior to July 31, 2016.

8. Where feasible and safe, the permit holder will remove inactive nest structures intact from trees before felling and subsequently install such nests on nesting platforms installed as compensation. For every nest successfully relocated onto a nesting platform, one nesting platform will be taken off the total specified in condition 6.
9. Any eagle feathers which are contained within removed or destroyed nests must be documented as per the above *Reporting Requirements* 1, collected (provided it is safe to do so) and distributed to local Indigenous communities within 30 days of nest removal or destruction.
10. To allow construction of the BC Hydro Site C clean energy project, this permit authorizes the removal or destruction of necessary:
  - a. bald eagle nests spatially identified within BC Hydro's October 24, 2014 *Wildlife Act* permit application;
  - b. additional nests, either not documented or newly constructed, provided requirements detailed in *General Conditions #5* above are adhered to.
11. The permit holder to notify Treaty 8 First Nations at least 30 days prior to the planned removal or destruction of a bald eagle nest.
12. On an annual basis, the permit holder share with Treaty 8 First Nations their plans for removal of identified eagle nests for the coming year as indicated by their latest eagle nest survey information and provide annually to the Ministry of Forests, Lands and Natural Resource Operations (NE Region) records of such communication with Treaty 8 First Nations.
13. If there are active bald eagle nests within and/or proximal to areas subject to forest cover removal, appropriate no-clearing buffers as determined by a qualified professional, must be implemented and maintained for as long as necessary to avoid disturbance to subject active nests.
14. During project construction and operations, retain all bald eagle nests outside of the Site C Clean Energy Project Activity Zone, including those newly active or newly constructed.
15. On an annual basis, the permit holder report to the Ministry of Forests, Lands and Natural Resource Operations (NE Region) the number and location of bald eagle nests removed or destroyed during the construction phase of the Site C Clean Energy Project.

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# ADVISORY

## PERMIT FJ14-154018

### GENERAL

- It is the permit holder's responsibility to be aware of all applicable laws and the limits of this permit.
- The Province is not liable for any illness contracted through wildlife handling. It is the responsibility of the permit holder to inform themselves of possible health hazards, and to ensure that all reasonably necessary safety measures are undertaken.

### LEGISLATION

Below is a non-exhaustive list of provisions under the *Wildlife Act* and regulations that are relevant to this permit. It is the permit holder's responsibility to be aware of any provisions under the Act or regulations that may apply to this permit.

#### Wildlife Act

##### Property in Wildlife

2 (1) Ownership in all wildlife in British Columbia is vested in the government.

##### Documents not transferable

81 Except as authorized by regulation or as otherwise provided under this Act, a licence, permit or limited entry hunting authorization is not transferable, and a person commits an offence if the person

- (a) allows his or her licence, permit or limited entry hunting authorization to be used by another person, or
- (b) uses another person's licence, permit or limited entry hunting authorization.

##### Failure to pay fine

85 (1) This section applies if a person

- (a) fails to pay, within the time required by law, a fine imposed as a result of the person's conviction for an offence under this Act or the Firearm Act, and
- (b) has been served with notice of this section.

(2) In the circumstances referred to in subsection (1),

- (a) the person's right to apply for or obtain a licence, permit or limited entry hunting authorization under this Act is suspended immediately and automatically on the failure to pay the fine,
- (b) all licences, permits and limited entry hunting authorizations issued to that person under this Act are cancelled immediately and automatically on the failure to pay the fine,
  - (b.1) the person must not apply for employment as an assistant guide,
  - (b.2) the person must not guide as an assistant guide, and
- (c) the person commits an offence if, before that fine is paid, the person
  - (i) applies for, or in any way obtains, a licence, permit or limited entry hunting authorization under this Act,
  - (ii) does anything for which a licence, permit or limited entry hunting authorization under this Act is required,
  - (iii) applies for employment as an assistant guide, or
  - (iv) guides as an assistant guide.

##### Proof of identity and authorization

97 (1) In this section, "authorization" means a licence, permit or limited entry hunting authorization issued under this Act.

(2) Subject to subsection (5), a person who is required to hold an authorization must, on the request of an officer,

- (a) state the person's name and address,
- (b) produce prescribed photo identification, and
- (c) demonstrate in accordance with subsection (3) that the person holds the authorization.

- (3) A person may demonstrate that the person holds an authorization by
- (a) producing the authorization, or
  - (b) unless the regulations require that the original authorization be produced,
    - (i) producing a legible copy of the authorization, or
    - (ii) if authorized by the regulations, stating a number assigned to the person by the director as an identification number for the person.
- (4) Subject to subsection (5), a person who would be required to hold a licence or permit issued under this Act were the person not exempt under section 11 (9) or 12 (b) must, on the request of an officer,
- (a) state the person's name and address, and
  - (b) produce prescribed photo identification.
- (5) Subsections (2) (b) and (4) (b) do not apply to a person in a prescribed class of persons.
- (6) A person who contravenes subsection (2) or (4) commits an offence.

### **Permit Regulation**

#### **General offence – failure to comply with permit**

**8** A person who holds a permit under the Act or the Permit Regulation commits an offence if he or she fails to comply with a term of the permit.

### **Wildlife Act General Regulation**

#### **Proof of identity**

**21.01** (1) For the purposes of section 97 (2)(b) and (4)(b) of the Act, the following photo identification is prescribed:

- (a) valid photo identification issued to a person by any of the following:
  - (i) the government of Canada;
  - (ii) the government of a province or territory, or an agent of the government of a province or territory, in which the person has a current address;
  - (iii) the Nisga'a Lisims Government, if the person is a Nisga'a citizen;
  - (iv) a treaty first nation, if the person is a treaty first nation member of the treaty first nation;
- (b) in the case of a person who is a non-resident alien, valid photo identification in the form of
  - (i) a passport, or
  - (ii) a driver's licence issued to the person by a foreign jurisdiction in which the person has a current address;
- (c) in any case, a valid NEXUS card.

(2) For the purposes of section 97 (5) of the Act, persons under 16 years of age are prescribed as exempt from the requirement to produce photo identification.