

PROVINCE OF BRITISH COLUMBIA

REGULATION OF THE MINISTER OF  
ENVIRONMENT

Ministerial Order No. M 081

I, Barry Penner, Minister of Environment, order that,

- (a) effective March 16, 2009, the Controlled Alien Species Regulation set out in Schedule A is made, and
- (b) effective April 1, 2010, the Controlled Alien Species Regulation is amended as set out in Schedule B.

Original signed by Barry Penner

February 26, 2009  
Date

\_\_\_\_\_  
Minister of Environment

*(This part is for administrative purposes only and is not part of the Order.)*

Authority under which Order is made:

Act and section:- Wildlife Act, R.S.B.C. 1996, c. 488, ss. 6.4, 6.6, 108 and 109

Other (specify):- OIC 135/2003

February 26, 2009

R 172/2009/12

## SCHEDULE A

# CONTROLLED ALIEN SPECIES REGULATION

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### SCHEDULE

#### Definitions

- 1 (1) In this regulation:
  - “**Act**” means the *Wildlife Act*;
  - “**species individual**” means a single live member of a controlled alien species, at any developmental stage;
  - “**zoo**” has the same meaning as in the Permit Regulation.
- (2) In Schedule 1, if a reference to a species is followed by italicized text in square brackets that is or purports to be descriptive of the species, the italicized text in square brackets is not part of this regulation and is to be considered to have been added editorially for convenience of reference only.

#### Designation of species as controlled alien species

- 2 For the purposes of paragraph (a) of the definition of “**controlled alien species**” in section 1 (1) of the Act, the species listed in Schedule 1 are designated as controlled alien species.

#### Possession

- 3 A person must not possess a species individual that was not in British Columbia on March 16, 2009 unless
  - (a) the person operates a zoo or is an educational or research institution, or
  - (b) the person holds a permit authorizing the possession of that species individual.

#### Breeding

- 4 (1) Subject to subsection (2), a person who possesses a species individual must prevent the species individual from breeding.
- (2) A person who possesses a species individual may allow the species individual to breed if
  - (a) the person operates a zoo or is an educational or research institution, or
  - (b) the person holds a permit authorizing the person to allow that species individual to breed.

**Release prohibited**

- 5 A person must not release a species individual or allow a species individual to be released.

**Offences**

- 6 (1) A person who contravenes any of the following sections commits an offence:
- (a) section 3;
  - (b) section 4 (1);
  - (c) section 5.
- (2) An offence under subsection (1) (b) or (c) is prescribed as an offence for the purposes of section 84 (1) (a) (ii) of the Act.
- (3) An offence under subsection (1) (a) is prescribed as an offence for the purposes of section 84 (1) (b) (ii) of the Act.

## SCHEDULE 1

[section 2]

- 1 Mammals of the following species:
  - (a) all species of the order *Primate* [monkeys, gorillas and chimpanzees] except humans;
  - (b) all species of the order *Proboscidae* [elephants];
  - (c) all species of the family *Canidae* [dingos, jackals and raccoon-dogs], except the following:
    - (i) *Alopex lagopus* [arctic fox];
    - (ii) *Canis latrans* [coyote] that are native species;
    - (iii) *Canis lupus* [wolf] that are native species;
    - (iv) *Canis lupus familiaris* [domestic dog];
    - (v) *Urocyon cinereoargenteus* [grey fox];
    - (vi) *Vulpes macrotis* [kit fox];
    - (vii) *Vulpes vulpes* [red fox];
  - (d) all species of the family *Giraffidae* [giraffes and okapi];
  - (e) all species of the family *Hippopotamidae* [hippopotamus];
  - (f) all species of the family *Hyaenidae* [hyenas and aardwolves];
  - (g) all species of the family *Rhinocerotidae* [rhinoceros];
  - (h) all species of the family *Ursidae* [bears], except the following:
    - (i) *Ursus americanus* [black bear];
    - (ii) *Ursus arctos* [grizzly bear];
  - (i) all species of the subfamily *Pantherinae* [big cats such as lions, tigers and panthers];
  - (j) *Acinonyx jubatus* [cheetah];
  - (k) *Bos frontalis* [gaur];
  - (l) *Lynx lynx* [Eurasian lynx];
  - (m) *Lynx pardinus* [Iberian lynx];
  - (n) *Syncerus caffer* [African buffalo].
- 2 Birds of the following species:
  - (a) all species of the genus *Casuarius* [cassowaries].
- 3 Amphibians of the following species:
  - (a) *Phyllobates aurotaenia* [kokoe poison arrow frog];
  - (b) *Phyllobates bicolour* [two-toned poison arrow frog];
  - (c) *Phyllobates terribilis* [golden poison arrow frog].
- 4 Reptiles of the following species:
  - (a) all species of the order *Crocodylia* [alligators, crocodiles and caimans];
  - (b) all species of the family *Boidae* [boa constrictors and anacondas] that can grow to be more than 3 metres in length when measured from the front of the snout to the tip of the tail while the animal is fully extended;
  - (c) all species of the family *Crotalidae* [pit vipers] except *Crotalus oreganus* [western rattlesnake];

- (d) all species of the family *Elapidae* [*death adders, cobras, kraits and mambas*];
- (e) all species of the family *Helodermatidae* [*gila monsters and beaded lizards*];
- (f) all species of the family *Pythonidae* [*pythons*] that can grow to be more than 3 metres in length when measured from the front of the snout to the tip of the tail while the animal is fully extended;
- (g) all species of the family *Varanidae* [*komodo dragons, crocodile monitors and water monitors*] that can grow to more than 2 metres in length when measured from the front of the snout to the tip of the tail;
- (h) all species of the family *Viperidae* [*vipers*];
- (i) all species of the subfamily *Aparallactinae* [*mole vipers*];
- (j) all species of the subfamily *Boiginae* [*brown tree snake*];
- (k) all species of the subfamily *Hydrophiinae* [*sea snakes*];
- (l) all species of the subfamily *Philodryas* [*green racers*];
- (m) all species of the genus *Dispholidus* [*boomslang snakes*];
- (n) all species of the genus *Thelotornis* [*twig snakes*].

## SCHEDULE B

- 1** *Section 3 of the Controlled Alien Species Regulation is repealed and the following substituted:*

### **Possession**

- 3** A person must not possess a species individual unless the person holds a permit authorizing the possession of that species individual.
- 2** *Section 4 (2) is amended by striking out “or” at the end of paragraph (a), by adding “, and” at the end of paragraph (b) and by adding the following paragraph:*
- (c) the breeding is in accordance with a management plan approved by a regional manager.
- 3** *The following section is added:*

### **Shipping or transportation**

- 5.1** A person must not ship or transport in British Columbia a species individual unless the person holds a permit authorizing the shipping or transportation of the species individual.
- 4** *Section 6 (1) is amended by adding the following paragraph:*
- (d) section 5.1.