

Draft Regulations

Draft Regulation

An Act respecting threatened or vulnerable species (R.S.Q., c. E-12.01)

Threatened or vulnerable wildlife species and their habitats

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation respecting threatened or vulnerable wildlife species and their habitats, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The purpose of the draft Regulation is to designate or modify the designation of 21 wildlife species, determine the features by which the habitat of 6 species already designated or about to be designated may be identified and determine that those habitats must be demarcated on a chart prepared by the Minister of Natural Resources and Wildlife.

Study of the matter has shown that the designation of those 21 species and the determination of features by which the 6 habitats may be identified have no negative impact on enterprises, including small and medium-sized businesses, on the general public or Aboriginals. As for habitats, the determination of features by which they may be identified is not sufficient to grant them legal protection because a chart must be prepared by the Minister to that effect. Such a chart is subject to interdepartmental consultations before being published, by notice in the *Gazette officielle du Québec*.

Further information on the draft Regulation may be obtained by contacting Gaétan Roy, Ministère des Ressources naturelles et de la Faune, Service de la réglementation, de la tarification et des permis, 880, chemin Sainte-Foy, 2^e étage, Québec (Québec) G1S 4X4; telephone: 418 627-8691, extension 7394; fax: 418 646-5179; e-mail: gaetan.roy@mrnf.gouv.qc.ca

Any person wishing to comment on the draft Regulation is requested to submit written comments to Pierre Bérubé, Acting Director General responsible for Faune Québec, Ministère des Ressources naturelles et de la Faune, 880, chemin Sainte-Foy, 10^e étage, Québec (Québec) G1S 4X4, within the 45-day period.

SERGE SIMARD,
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Regulation respecting threatened or vulnerable wildlife species and their habitats

An Act respecting threatened or vulnerable species (R.S.Q., c. E-12.01, s. 10)

DIVISION I THREATENED WILDLIFE SPECIES

1. The following species are designated as threatened wildlife species:

(1) among fish,

(a) the copper redhorse (*Moxostoma hubbsi*);

(b) the Eastern sand darter (*Ammocrypta pellucida*);

(c) the Northern brook lamprey (*Ichthyomyzon fossor*);

(2) among amphibians, the mountain dusky salamander (*Desmognathus ochrophaeus*);

(3) among turtles,

(a) the Eastern spiny softshell (*Apalone spinifera*);

(b) the Blanding's turtle (*Emys blandingii*);

(c) the common musk turtle (*Sternotherus odoratus*);

(d) the leatherback turtle (*Dermochelys coriacea*);

(4) among birds,

(a) the horned grebe (*Podiceps auritus*); the habitat of the horned grebe corresponds to “a territory consisting of lakes, ponds, marshes, bodies of brackish water or floodplains used for nesting, feeding, moulting or raising the young, as demarcated on a chart prepared by the Minister”;

(b) the cerulean warbler (*Dendroica cerulea*);

(c) the red-headed woodpecker (*Melanerpes erythrocephalus*);

(d) the loggerhead shrike (*Lanius ludovicianus*);

(e) the piping plover (*Charadrius melodus*); the habitat of the piping plover corresponds to “a territory consisting of beaches, sand flats or coastal dunes covered with gravel, pebbles, stones, shell fragments, algae or any other natural substratum used for nesting, feeding or raising the young, as demarcated on a chart prepared by the Minister”;

(f) the yellow rail (*Coturnicops noveboracensis*);

(g) the Caspian tern (*Sterna caspia*);

(h) the roseate tern (*Sterna dougallii*); the habitat of the roseate tern corresponds to “a territory consisting of wholly or partly vegetated islands, present in the lagoons or bays of the Magdalen Islands, used for nesting or raising the young, as demarcated on a chart prepared by the Minister”;

(5) among mammals,

(a) the beluga, St. Lawrence population (*Delphinapterus leucas*);

(b) the wolverine (*Gulo gulo*);

(c) the woodland caribou, mountain ecotype, Gaspésie population (*Rangifer tarandus caribou*); the habitat of the woodland caribou, mountain ecotype, Gaspésie population, corresponds to “a territory consisting of alpine and subalpine environments used by caribou for calving, breeding, feeding or migrating, as demarcated on a chart prepared by the Minister”;

(6) among insects, the Maritime ringlet butterfly (*Coenonympha nipisiquit*).

DIVISION II VULNERABLE WILDLIFE SPECIES

2. The following species are designated as vulnerable wildlife species:

(1) among fish,

(a) the American shad (*Alosa sapidissima*);

(b) the river redhorse (*Moxostoma carinatum*);

(c) the rainbow smelt, population in the area south of the St. Lawrence estuary (*Osmerus mordax*);

(d) the channel darter (*Percina copelandi*);

(e) the bridle shiner (*Notropis bifrenatus*);

(2) among amphibians,

(a) the Western chorus frog (*Pseudacris triseriata*); the habitat of the Western chorus frog corresponds to “a territory consisting of permanent or temporary wetlands and lands used by that amphibian for breeding, feeding, resting or hibernating, as demarcated on a chart prepared by the Minister”;

(b) the spring salamander (*Gyrinophilus porphyriticus*);

(3) among turtles,

(a) the wood turtle (*Glyptemys insculpta*); the habitat of the wood turtle corresponds to “a territory consisting of a watercourse and a strip of land, on each side of the watercourse, used by that turtle for breeding, feeding or resting, as demarcated on a chart prepared by the Minister”;

(b) the map turtle (*Graptemys geographica*);

(4) among birds,

(a) the golden eagle (*Aquila chrysaetos*);

(b) the harlequin duck (*Histrionicus histrionicus*);

(c) the peregrine falcon (*Falco peregrinus anatum*); the habitat of the peregrine falcon corresponds to “a territory consisting of rock faces, cliffs and perches used for hunting, nesting, feeding or raising the young, as demarcated on a chart prepared by the Minister”;

(d) the Barrow’s goldeneye (*Bucephala islandica*);

(e) the Bicknell's thrush (*Catharus bicknelli*);

(f) the least bittern (*Ixobrychus exilis*);

(g) the bald eagle (*Haliaeetus leucocephalus*);

(5) among mammals,

(a) the woodland caribou, woodland ecotype (*Rangifer tarandus caribou*); the habitat of the woodland caribou, woodland ecotype, corresponds to "a forest territory frequented by caribou and used by caribou for calving, breeding or winter feeding, as demarcated on a chart prepared by the Minister";

(b) the polar bear (*Ursus maritimus*).

DIVISION III

FINAL

3. This Regulation replaces the Regulation respecting threatened or vulnerable species and their habitats made by Order in Council 950-2001 dated 23 August 2001.

4. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.