



# COMPARING PROPOSED CHANGES

RESTORING LOST PROTECTIONS	
BEFORE PROPOSED AMENDMENTS	AFTER PROPOSED AMENDMENTS
Not all fish and fish habitat protected; only those related to a commercial, recreational or Aboriginal fishery protected	Protection of all fish and fish habitat
NEW MODERN SAFEGUARDS	
BEFORE PROPOSED AMENDMENTS	AFTER PROPOSED AMENDMENTS
No explicit reference to consideration of the rights of Indigenous peoples, and their unique knowledge, to inform decision making	Provided Indigenous traditional knowledge must inform habitat decisions
Ability to enter into certain agreements restricted to provinces and territories only	Requirement to consider adverse effects of decisions on the rights of Indigenous peoples
No provisions regarding the independence of inshore licence holders	Added ability to enter into agreements with Indigenous governing bodies as well as provinces and territories
	Provisions allowing for recognition of social, economic and cultural factors, as well as the preservation or promotion of the independence of licence holders in commercial inshore fisheries
	Enabling regulations to support independent inshore licence holders
No tools to quickly implement in-season fisheries restrictions to address unforeseen conservation and management issues	Ability to put in place targeted short-term measures to quickly and effectively respond to unforeseen threats to the management of fisheries and to the conservation of fish
Uncertainty as to when authorizations are required for development projects	Clarity on which types of projects require authorizations through permitting and codes of practice
Lack of transparency regarding authorization decisions for projects; no requirement to publicly release information on these decisions	Requirement to publicly release information on project decisions through an online registry
No tools to address long-term marine conservation	Ability to create long-term area-based restrictions on fishing activities to protect marine biodiversity
No specific provisions to address whales in captivity	A prohibition on fishing cetaceans with intent to take them into captivity unless authorized by the Minister in circumstances where the animal is injured, in distress or in need of care
No legal requirements related to rebuilding fish stocks	Minister must consider whether stock rebuilding measures are in place when making a fisheries management decision that would impact a depleted stock
	Enabling regulations respecting the rebuilding of fish stocks
Antiquated provision for the management offences under the <i>Fisheries Act</i> , often leading to costly and long court processes	Ability to address <i>Fisheries Act</i> offences outside of court using alternative measures agreements, which reduces costs and repeat offences
No provisions to restore degraded habitat as part of development project reviews	Provisions to consider restoration priorities as part of development project reviews
Insufficient capacity to enforce provisions under the Act	Enhanced enforcement and monitoring capacity on the water and for projects

