

THE LEGAL CAPTURE OF SALMON IN BRITISH COLUMBIA Douglas C. Harris

Siddappa N.Byrareddy

Fish, Law, and Colonialism Douglas C. Harris, 2011 This is a study of the human conflict over fish in late nineteenth and early twentieth century British Columbia and of how that conflict was shaped by law Law understood broadly to include both the legal forms of the Canadian state and those of Native peoples defined and in part created both Native and state fisheries When those fisheries clashed one finds conflict between legal systems When one fishery sought to replace the other its laws had to replace the other Thus this is a study of law and colonialism seen through a close analysis of the conflict over fish Native fisheries and the web of regulation surrounding them preceded non Native interest in British Columbia's fish The fishery was not an open access resource but rather a commons defined by entitlements prohibitions and sanctions that allowed certain activity proscribed others permitted one group to catch fish at certain times in particular locations with particular technology and prohibited others The Canadian state denied the legitimacy and even the existence of Native fisheries law in imposing its law on the fishery This study based largely on government records and a secondary anthropological literature describes the legal apparatus constructed by the Canadian state to reduce Native control of the fisheries in British Columbia through the creation in law of the Indian food fishery Law became a means of constructing a particular economic and social order that marginalized Native participation in the fishery and eliminated Native control It was a rhetoric of legitimation that supported state domination but also local resistance Native peoples and their supporters used law both Native and state law to defend their fisheries The history of the conflict over fish is the history of competing legal cultures and the struggle on the Cowichan River and the Babine River over fish weirs reveals those cultures constructed in opposition to each other The study concludes by integrating the local conflicts over fish into a wider literature on law and colonialism reflecting on the role of law in particular colonial settings **Fish, Law, and Colonialism** Douglas Colebrook Harris, 2001 Harris s study a revision of his dissertation in law at the U of British Columbia examines the creation of laws regulating salmon rights in British Columbia Harris is expansive on the political commercial and ultimately ethnic struggles that characterized the milieu within which the laws were made and which continue today Initial chapters describe the earliest laws and their circumstances with lengthy treatment of the Lake Babine story Law and colonialism are discussed and the last chapters detail the present state of salmon laws in B C Annotation copyrighted by Book News Inc Portland OR

Fish, Law, and Colonialism Douglas Colebrook Harris,2001-01-01 An engrossing history Fish Law and Colonialism recounts the human conflict over fish and fishing in British Columbia and of how that conflict was shaped by law Pacific salmon fisheries owned and managed by Aboriginal peoples were transformed in the late nineteenth and early twentieth centuries by commercial and sport fisheries backed by the Canadian state and its law Through detailed case studies of the conflicts over fish weirs on the Cowichan and Babine rivers Douglas Harris describes the evolving legal apparatus that dispossessed Aboriginal peoples of their fisheries Building upon themes developed in literatures on state law and local

custom and law and colonialism he examines the contested nature of the colonial encounter on the scale of a river In doing so Harris reveals the many divisions both within and between government departments local settler societies and Aboriginal communities Drawing on government records statute books case reports newspapers missionary papers and a secondary anthropological literature to explore the roots of the continuing conflict over the salmon fishery Harris has produced a superb and timely legal and historical study of law as contested terrain in the legal capture of Aboriginal salmon fisheries in Liberalism and Hegemony Michel Ducharme, Jean-François Constant, 2009-01-01 The essays collected here explore the possibilities and limits presented by The Liberal Order Framework for various segments of Canadian history and within them the paramount influence of liberalism throughout the nineteenth and twentieth centuries is debated in Illustrated History of Canada's Native People, Fourth Edition Arthur J. Ray, 2016-05-01 Canada's Native people have inhabited this land since the Ice Age and were already accomplished traders artisans farmers and marine hunters when Europeans first reached their shores Contact between Natives and European explorers and settlers initially presented an unprecedented period of growth and opportunity But the two vastly different cultures soon clashed Arthur Ray charts the history of Canada's Native people from first contact to current land claims The result is a fascinating chronicle that spans 12 000 years and culminates in the headlines of today In the preface to this new edition Ray elaborates on the increasing effectiveness of Indigenous peoples and their leaders in bringing demands for justice to centre stage He discusses recent court decisions the final report of the Truth and Reconciliation Commission of Canada and the hope for change An Illustrated History of Canada's Native People Arthur J. following promises made by the new Trudeau government Ray, 2011 Canada's Native people have inhabited this land since the Ice Age and were already accomplished traders artisans farmers and marine hunters when Europeans first reached their shores Contact between Natives and European explorers and settlers initially presented an unprecedented period of growth and opportunity But the two vastly different cultures soon clashed Arthur J Ray charts the history of Canada's Native people from first contact to current land claims The result is a fascinating chronicle that spans 12 000 years and culminates in the headlines of today Resurgence and Reconciliation Michael Asch, John Borrows, James Tully, 2018-11-05 The two major schools of thought in Indigenous Settler relations on the ground in the courts in public policy and in research are resurgence and reconciliation Resurgence refers to practices of Indigenous self determination and cultural renewal whereas reconciliation refers to practices of reconciliation between Indigenous and Settler nations such as nation with nation treaty negotiations Reconciliation also refers to the sustainable reconciliation of both Indigenous and Settler peoples with the living earth as the grounds for both resurgence and Indigenous Settler reconciliation Critically and constructively analyzing these two schools from a wide variety of perspectives and lived experiences this volume connects both discourses to the ecosystem dynamics that animate the living earth Resurgence and Reconciliation is multi disciplinary blending law political science political economy women s studies ecology history

anthropology sustainability and climate change Its dialogic approach strives to put these fields in conversation and draw out the connections and tensions between them By using earth teachings to inform social practices the editors and contributors offer a rich innovative and holistic way forward in response to the world's most profound natural and social challenges This timely volume shows how the complexities and interconnections of resurgence and reconciliation and the living earth are often overlooked in contemporary discourse and debate The Industrial Transformation of Subarctic Canada Liza Piper,2010-01-01 Between 1821 and 1960 industrial economies took root in the North transgressing political geographies and superseding the historically dominant fur trade Imported southern scientists and sojourning labourers worked the Northwest and its industrial history bears these newcomers imprint This book reveals the history of human impact upon the North It provides a baseline grounded in historical and scientific evidence for measuring subarctic environmental change Liza Piper examines the sustainability of industrial economies the value of resource exploitation in volatile ecosystems and the human consequences of northern environmental change She also addresses northern communities historical resistance to external resource development and their fight for survival in the face of intensifying environmental and economic pressures

Towards a New Ethnohistory Keith Thor Carlson, John Sutton Lutz, David M. Schaepe, Naxaxalhts'i - Albert "Sonny" McHalsie, 2018-04-20 Towards a New Ethnohistory engages respectfully in cross cultural dialogue and interdisciplinary methods to co create with Indigenous people a new decolonized ethnohistory This new ethnohistory reflects Indigenous ways of knowing and is a direct response to critiques of scholars who have for too long foisted their own research agendas onto Indigenous communities Community engaged scholarship invites members of the Indigenous community themselves to identify the research questions host the researchers while they conduct the research and participate meaningfully in the analysis of the researchers findings The historical research topics chosen by the St l community leaders and knowledge keepers for the contributors to this collection range from the intimate and personal to the broad and collective But what principally distinguishes the analyses is the way settler colonialism is positioned as something that unfolds in sometimes unexpected ways within St l history as opposed to the other way around This collection presents the best work to come out of the world's only graduate level humanities based ethnohistory field school The blending of methodologies and approaches from the humanities and social sciences is a model of twenty first century interdisciplinarity Canada and Arctic North America Graeme Wynn, 2006-11-10 This comprehensive treatment of the environmental history of northern North America offers a compelling account of the complex encounters of people technology culture and ecology that shaped modern day Canada and Alaska From the arrival of the earliest humans to the very latest scientific controversies the environmental history of Canada and Arctic North America is dramatic diverse and crucial for the very survival of the human race Packed with key facts and analysis this expert guide explores the complex interplay between human societies and the environment from the Aleutian Islands to the Grand Banks and from the Great Lakes to the Arctic Islands How has the challenging

environment of America's most northerly regions with some areas still dominated by native peoples helped shape politics and trade What have been the consequences of European contact with this region and its indigenous inhabitants How did natives and newcomers cope with and change this vast and forbidding territory Can a perspective on the past help us in grappling with the conflict between oil exploration and wilderness preservation on the North Slope of Alaska Part of ABC CLIO s Nature and Human Societies series this unique work charts the region s environmental history from prehistory to modern times and is essential reading for students and experts alike The Oxford Handbook of Environmental History Andrew C. Isenberg, 2017 The Oxford Handbook of Environmental History draws on a wealth of new scholarship to offer diverse perspectives on the state of the field The Archive of Place William Turkel, 2011-11-01 The Archive of Place weaves together a series of narratives about environmental history in a particular location British Columbia's Chilcotin Plateau In the mid 1990s the Chilcotin was at the centre of three territorial conflicts Opposing groups in their struggle to control the fate of the region and its resources invoked different understandings of its past and different types of evidence to justify their actions These controversies serve as case studies as William Turkel examines how people interpret material traces to reconstruct past events the conditions under which such interpretation takes place and the role that this interpretation plays in historical consciousness and social memory It is a wide ranging and original study that extends the span of conventional Advances in Marine Biology, 2007-10-02 Advances in Marine Biology was first published in 1963 Now edited by David W Sims Marine Biological Association UK the serial publishes in depth and up to date reviews on a wide range of topics which will appeal to postgraduates and researchers in marine biology fisheries science ecology zoology oceanography Eclectic volumes in the series are supplemented by thematic volumes on such topics as The Biology of Calanoid Copepods and Restocking and Stock Enhancement of Marine Invertebrate Fisheries New information on the offspring size in marine invertebrates Discusses important information on the social structure and strategies of delphinids More than 250 pages of the latest discoveries in marine science Fragile Freedoms Steven Lecce, Neil McArthur, Arthur Schafer, 2017-04-03 This book is based upon a lecture series that took place between September 2013 and May 2014 to inaugurate the new Canadian Museum for Human Rights It brings together some of the most influential contemporary thinkers on the theory and practice of human rights Let Right Be Done Hamar Foster, Heather Raven, Jeremy Webber, 2011-11-01 In the early 1970s many questioned whether Aboriginal title existed in Canada and rejected the notion that Aboriginal peoples should have rights different from those of other citizens But in 1973 the Supreme Court of Canada issued a landmark decision in the Calder case confirming that Aboriginal title constituted a right within Canadian law Let Right Be Done examines the doctrine of Aboriginal title thirty years later and puts the Calder case in its legal historical and political context both nationally and internationally With its innovative blend of scholarly analysis and input from many of those intimately involved in the case this book should be essential reading for anyone interested in Aboriginal law treaty

negotiations and the history of the BC Indian land question Wildlife, Conservation, and Conflict in Quebec, **1840-1914** Darcy Ingram, 2013-04-29 Despite the popular assumption that wildlife conservation is a recent phenomenon it emerged over a century and a half ago in an era more closely associated with wildlife depletion than preservation In Wildlife Conservation and Conflict in Quebec Darcy Ingram explores the combination of NGOs fish and game clubs and state administered leases that formed the basis of a unique system of wildlife conservation in North America Inspired by a longstanding belief in progress improvement and social order based on European as well as North American models this system effectively privatized Quebec s fish and game resources often to the detriment of commercial and subsistence hunters The mediated Arctic Johannes Riquet, 2024-09-24 The mediated Arctic analyses the multiple relations and fishers between geography and cultural production that have long shaped and are currently transforming the circumpolar world It explores how twenty first century cultural practitioners imagine and poeticise various elements of Arctic geography and in doing so negotiate pressing environmental geo political and social concerns From the plasmatic force of ice in Disney s Frozen films to the spatial vocabulary of circumpolar Indigenous hip hop it addresses Arctic geographical imaginaries in a wide range of media including literature cinema comic books music videos and cartographic art The book brings together a plurality of voices from within and outside the circumpolar North both in terms of the works analysed and in its own collaborative scholarly practice The book bridges Indigenous and Southern mediations of the Arctic and combines different epistemologies to do justice to these imaginaries in their diversity Ancient Pathways, Ancestral Knowledge Nancy J. Turner, 2014-06-01 Volume 1 The History and Practice of Indigenous Plant Knowledge Volume 2 The Place and Meaning of Plants in Indigenous Cultures and Worldviews Nancy Turner has studied Indigenous peoples knowledge of plants and environments in northwestern North America for over forty years In Ancient Pathways Ancestral Knowledge she integrates her research into a two volume ethnobotanical tour de force Drawing on information shared by Indigenous botanical experts and collaborators the ethnographic and historical record and from linguistics palaeobotany archaeology phytogeography and other fields Turner weaves together a complex understanding of the traditions of use and management of plant resources in this vast region She follows Indigenous inhabitants over time and through space showing how they actively participated in their environments managed and cultivated valued plant resources and maintained key habitats that supported their dynamic cultures for thousands of years as well as how knowledge was passed on from generation to generation and from one community to another To understand the values and perspectives that have guided Indigenous ethnobotanical knowledge and practices Turner looks beyond the details of individual plant species and their uses to determine the overall patterns and processes of their development application and adaptation Volume 1 presents a historical overview of ethnobotanical knowledge in the region before and after European contact The ways in which Indigenous peoples used and interacted with plants for nutrition technologies and medicine are examined Drawing connections between similarities across languages

Turner compares the names of over 250 plant species in more than fifty Indigenous languages and dialects to demonstrate the prominence of certain plants in various cultures and the sharing of goods and ideas between peoples She also examines the effects that introduced species and colonialism had on the region s Indigenous peoples and their ecologies Volume 2 provides a sweeping account of how Indigenous organizational systems developed to facilitate the harvesting use and cultivation of plants to establish economic connections across linguistic and cultural borders and to preserve and manage resources and habitats Turner describes the worldviews and philosophies that emerged from the interactions between peoples and plants and how these understandings are expressed through cultures stories and narratives Finally she explores the ways in which botanical and ecological knowledge can be and are being maintained as living adaptive systems that promote healthy cultures environments and indigenous plant populations Ancient Pathways Ancestral Knowledge both challenges and contributes to existing knowledge of Indigenous peoples land stewardship while preserving information that might otherwise have been lost Providing new and captivating insights into the anthropogenic systems of northwestern North America it will stand as an authoritative reference work and contribute to a fuller understanding of the interactions between Law's Indigenous Ethics John Borrows, 2019-01-01 Law's Indigenous Ethics examines the cultures and ecological systems revitalization of Indigenous peoples relationship to their own laws and in so doing attempts to enrich Canadian constitutional law more generally Organized around the seven Anishinaabe grandmother and grandfather teachings of love truth bravery humility wisdom honesty and respect this book explores ethics in relation to Aboriginal issues including title treaties legal education and residential schools With characteristic depth and sensitivity John Borrows brings insights drawn from philosophy law and political science to bear on some of the most pressing issues that arise in contemplating the interaction between Canadian state law and Indigenous legal traditions In the course of a wide ranging but accessible inquiry he discusses such topics as Indigenous agency self determination legal pluralism and power In its use of Anishinaabe stories and methodologies drawn from the emerging field of Indigenous studies Law s Indigenous Ethics makes a significant contribution to scholarly debate and is an essential resource for readers seeking a deeper understanding of Indigenous rights societies Be of Good Mind Bruce Granville Miller, 2011-11-01 In this book anthropologists archaeologists historians and cultures linguists and Aboriginal leaders describe the Coast Salish Aboriginal peoples living in western British Columbia and Washington State They focus on how Coast Salish lives and identities have been influences by the two colonizing nations and on by shifting Aboriginal circumstances The volume builds on new scholarship to move beyond existing academic views of the Coast Salish which largely derive from ecological anthropology in creating a new view of the Coast Salish world Contributors point to the continual reshaping of Coast Salish identities and our understandings of them through litigation and language revitalization as well as community efforts to reclaim their connections with the environment Equally important is the development of much more detailed local and regional history and archaeology They point to significant continuity of

networks of kinfolk spiritual practices and understandings of landscape This is the first book length effort to directly incorporate Aboriginal perspectives and a broad interdisciplinary approach to research about the Coast Salish

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