Birds protected in Canada

under the Migratory Birds Convention Act

Occasional Paper Number 1 Third edition

Canadian Wildlife Service

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List of Birds
Protected in Canada
under the Migratory Birds
Convention Act

Canadian Wildlife Service Occasional Paper Number 1 Third edition Issued under the authority of the Honourable Jack Davis, P.C., M.P. Minister of the Environment

John S. Tener, Director Canadian Wildlife Service

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Foreword

Each province has general jurisdiction over wild-life within its boundaries. The government of Canada is, however, responsible for wildlife in national parks and migratory birds in bird sanctuaries established by regulations related to the Migratory Birds Convention Act. This act was passed in 1917 to enable Canada to fulfill obligations incurred under the Migratory Birds Treaty with the United States of America and empowers the Governor-in-Council to make regulations necessary to protect migratory birds which inhabit Canada for all, or part of the year.

Birds protected under the Migratory Birds Treaty and Act are in three categories as follows:

Migratory game birds—Anatidae or waterfowl, including brant, wild ducks, geese and swans; Gruidae or cranes, including Little Brown, Sandhill and Whooping cranes; Rallidae or rails, including Coots, gallinules, sora and other rails; Limicolae or shorebirds, including avocets, curlew, dowitchers, godwits, knots, lapwings, oyster catchers, phalaropes, plovers, sandpipers, snipe, stilts, surf birds, turnstones, willet, woodcock and yellowlegs; Columbidae or pigeons, including doves and wild pigeons.

Migratory insectivorous birds—bobolinks, buntings, cathirds, chickadees, creepers, cuckoos, flickers, flycatchers, grosbeaks, humming birds, juncos, kinglets, larks, longspurs, martins, meadowlarks, nighthawks or bull bats, nuthatches, orioles, robins, shrikes, siskins, indigenous sparrows, swallows, swifts, tanagers, titmice, thrushes, vireos, warblers, waxwings, whip-poorwills, woodpeckers, wrens and all other perching birds which feed entirely or chiefly on insects.

Migratory non-game birds—albatrosses, auks, auklets, bitterns, fulmars, gannets, grebes, guillemots, gulls, herons, ibises, jaegers, loons, murres, petrels, puffins, shearwaters and terns.

This booklet lists species protected under federal law. Protection means that hunting of these species, or collecting their eggs or their nests, is illegal, except in the case of migratory game birds which may be hunted during the open seasons as defined by the migratory birds regulations. Information on federal migratory birds hunting regulations may be obtained from the Canadian Wildlife Service (addresses on page 15). Most birds not included in this list are protected under provincial law and information on the degree of protection is available from game authorities of the province concerned. A list of chief provincial game officers is given on page 14.

Birds are generally classified in alphabetical order. The names under general headings and the numbers preceding the names are listed numerically according to the number used by the CWS Bird Banding Office.

Hunting or collecting the eggs, nests or birds is subject to the Migratory Birds Convention Act and Regulations for every species in this list. The species marked by an asterisk are endangered.

This third edition contains 73 more species than the second edition. The Migratory Birds Convention Act was revised in 1970 to include these species.

Birds Protected in Canada under the Migratory Birds Convention Act

A.O.U. 1	No. Common Name	A.O.U. No	o. Common Name
	Albatross		Ducks
81	Black-footed Albatross	129	Common Merganser
82	Short-tailed Albatross*	130	Red-breasted Merganser
. 83	Yellow-nosed Albatross	131	Hooded Merganser
. 05		132	Mallard
,	Auks	133	Black Duck
12	Tufted Puffin	133.1	Mexican Duck (New Mexican)*
13	Common Puffin	134	Mottled Duck (Florida and Louisiana)
14	Horned Puffin	135	Gadwall
15	Rhinoceros Auklet	136	European Widgeon
16	Cassin's Auklet	137	American Widgeon
17	Parakeet Auklet	138	Common Teal
18	Crested Auklet	139	Green-winged Teal
19	Whiskered Auklet	140	Blue-winged Teal
20	Least Auklet	141	Cinnamon Teal
21	Ancient Murrelet	142	Shoveler
23	Marbled Murrelet	143	Pintail
	Black Guillemot	144	Wood Duck
	Pigeon Guillemot	146	Redhead
30	Common Murre	147	Canyasback
- 5 eg e	(Atlantic and California)	148	Greater Scaup
31	Thick-billed Murre (Brünnich's)	149	Lesser Scaup
. 32	Razorbill	150	Ring-necked Duck
- 34	Doyekie	151	Common Goldeneye
		152	Barrow's Goldeneye
	Cranes	153	Bufflehead
$20\widetilde{4}$. Whooping Crane*	154	Oldsquaw
205	Greater Sandhill Crane	155	Harlequin Duck
206	Lesser Sandhill Crane	157	Steller's Eider
~66 ·	(Little Brown and Florida)	158	Spectacled Eider
		160	Common Eider
- ·	Creepers		(Northern, American, etc.)
-726	Brown Creeper	162	King Eider
		163	Common Scoter
•	Cúckoos	165	White-winged Scoter
386	Mangrove Cuckoo (Maynard's)	166	Surf Scoter
387	Yellow-billed Cuckoo	167	Ruddy Duck
388	Black-billed Cuckoo	168	Masked Duck
		177	Black-bellied Tree Duck
•	\$1	178	Fulvous Tree Duck
	•		

11.0.0.	No. Common Name	A.O.U. 1	No. Common Name
	Flycatchers	169.9	Greater Snow Goose
442	Fork-tailed Flycatcher	170	Ross' Goose
443	Scissor-tailed Flycatcher	171	White-fronted Goose
444	Eastern Kingbird	172	Canada Goose
445	Gray Kingbird	173	Brant
446	Tropical Kingbird (Couch's)	174	Black Brant
447	Western Kingbird (Arkansas)	175	Barnacle Goose
448	Cassin's Kingbird	176	Emperor Goose
449	Kiskadee Flycatcher (Derby)	180	Whistling Swan
451	Sulpher-bellied Flycatcher	181	Trumpeter Swan
452	Great Crested Flycatcher	102	Trumpeter Swart
	(Northern and Southern)		Goatsuckers
453	Wied's Crested Flycatcher	416	Chuck-will's-widow
454	Ash-throated Flycatcher	417	Whip-poor-will
455	Olivaceous Flycatcher	418	Poor-will
456	Eastern Phoebe	419	
457	Say's Phoebe	420	Pauraque
458	Black Phoebe	-120	Common Nighthawk
459	Olive-sided Flycatcher	421	(Eastern, Western, etc.)
460	Coues' Flycatcher	121	Lesser Nighthawk (Texas)
461	Eastern Wood Pewee		Grebes
462	Western Wood Pewee	1	Western Grebe
163	Yellow-bellied Flycatcher	$\hat{f 2}$	
164	Yellow-green Flycatcher (Western)	3	Red-necked Grebe (Holboell's) Horned Grebe
165	Acadian Flycatcher	4	Eared Grebe
166	Traill's Flycatcher (Little and Alder)	6	Pied-billed Grebe
167	Least Flycatcher	U	r rea-billed Grebe
168	Hammond's Flycatcher		Cunchasha 6 1
169	Dusky Flycatcher		Grosbeaks, finches, sparrows
169.1	Gray Flycatcher	514	and buntings
170	Buff-breasted Flycatcher	514 515	Evening Grosbeak
71	Vermilion Flycatcher	513 517	Pine Grosbeak
72	Beardless Flycatcher	517 518	Purple Finch
	2 221 diobb 1 ly cutofics	516 519	Cassin's Finch
	Gannets	-	House Finch
17	Gannet-	521g	Red Crossbill
		522	White-winged Crossbill
	Geese and swans	524d	Gray-crowned Rosy Finch
69.0	Lesser Snow Goose	526.1	European Goldfinch
69.1	Blue Goose	527	Hoary Redpoll
~ / • 1	- 144 G0056	528	Common Redpoll

AOU No	Common Name	A.O.U. No.	. Common Name
529	American Goldfinch	604	Dickcissel
	Lesser Goldfinch	605	Lark Bunting
530 533	Pine Siskin		-
534	Snow Bunting		Gulls
536	Lapland Longspur	39	Ivory Gull
537	Smith's Longspur	40	Black-legged Kittiwake
538	Chestnut-collared Longspur	41	Red-legged Kittiwake
539	McCown's Longspur	42	Glaucous Gull
539 540	Vesper Sparrow	43	Iceland Gull
540 541	Ipswich Sparrow*	44	Glaucous-winged Gull
541 542	Savannah Sparrow	47	Great Black-backed Gull
545	Baird's Sparrow	48	Slaty-backed Gull
547	Henslow's Sparrow	49	Western Gull
548	Le Conte's Sparrow	51.0	Herring Gull
540 549	Sharp-tailed Sparrow	51.6	Thayer's Gull
550	Seaside Sparrow	53	California Gull
552	Lark Sparrow	54	Ring-billed Gull
552 553	Harris' Sparrow	55.0	Mew Gull (Short-billed)
554	White-crowned Sparrow	55.1	Black-headed Gull
558	White-throated Sparrow	57	Heermann's Gull
559	Tree Sparrow	58	Laughing Gull
560	Chipping Sparrow	59	Franklin's Gull
561	Clay-coloured Junco	60	Bonaparte's Gull
567.0	Slate-coloured Junco	60.1	Little Gull
567.9	Oregon Junco	61	Ross' Gull
573	Black-throated Sparrow	62	Sabine's Gull
574	Sage Sparrow	65	Royal Tern
575	Bachman's Sparrow	75	Sooty Tern
581	Song Sparrow	76	Bridled Tern
583	Lincoln's Sparrow		
584	Swamp Sparrow		Herons
585	Fox Sparrow	190	American Bittern
587	Rufous-sided Towhee*	191	Least Bittern
592.1	Green-tailed Towhee	194	Great Blue Heron
592.1 593	Cardinal	196	Egret (American)
595	Rose-breasted Grosbeak	197	Snowy Egret
596	Black-headed Grosbeak	200	Little Blue Heron
597	Blue Grosbeak	200.1	Cattle Egret
598	Indigo Bunting	201	Green Heron
599	Lazuli Bunting		
0,,			

A.O.U. No.	. Common Name		. Common Name
202	Black-crowned Night Heron	503	Black-headed Oriole (Audubon's)
203	Yellow-crowned Night Heron	504	Scott's Oriole
	•	505	Hooded Oriole (Sennett's and Arizona
	Hummingbirds	506	Orchard Oriole
126	Rivoli's Hummingbird	507	Baltimore Oriole
127	Blue-throated Hummingbird	508	Bullock's Oriole
428	Ruby-throated Hummingbird		
429	Black-chinned Hummingbird		Mockingbirds and Thrashers
430	Costa's Hummingbird	702	Sage Thrasher
431	Anna's Hummingbird	703	Mockingbird
432	Broad-tailed Hummingbird	704	Catbird
433	Rufous Hummingbird	705	Brown Thrasher
434	Allen's Hummingbird	706	Long-billed Thrasher (Sennett's)
435	Heloise's Hummingbird	707	Curve-billed Thrasber
436	Calliope Hummingbird	708	Bendire's Thrasher
437	Lucifer Hummingbird	710	California Thrasher
439	Buff-bellied Hummingbird	711	Le Conte's Thrasher
440.1	White-eared Hummingbird	712	Crissal Thrasher
441	Broad-billed Hummingbird		
	0		Nuthatches
	Ibises and spoonbills	727	White-breasted Nuthatch
184	White Ibis	728	Red-breasted Nuthatch
186	Glossy Ibis	730	Pygmy Nuthatch
187	White-faced Ibis		
			Petrels and shearwaters
•	Larks	86	Fulmar (Atlantic and Pacific)
473	Skylark	88	Cinereous Shearwater (Cory's)
474	Horned Lark	89	Greater Shearwater
		91	Pink-footed Shearwater
•	Loons	93	Black-vented Shearwater
7	Common Loon	95	Sooty Shearwater
8	Yellow-billed Loon	95.1	Pale-footed Shearwater
10	Arctic Loon (Pacific)	96	Slender-billed Shearwater
îĭ	Red-throated Loon	96.2	New Zealand Shearwater
		98.3	Cook's Petrel
	Meadowlarks, orioles and	99	Scaled Petrel
	blackbirds	105	Fork-tailed Petrel
494	Bobolink	106	Leach's Petrel
501	Meadowlark (Eastern, Southern, etc.)	109	Wilson's Petrel
OUL	1,104.40 ,141.11 (1,140.101.11, 0.001)		

A.O.U. No	. Common Name	A.O.U. No	. Common Name
	Pigeons and doves	238	Sharp-tailed Sandpiper
312	Band-tailed Pigeon	239	Pectoral Sandpiper
313	Red-billed Pigeon	240	White-rumped Sandpiper
314	White-crowned Pigeon	241	Baird's Sandpiper
316	Mourning Dove	242	Least Sandpiper
317	Zenaida Dove	242.2	Rufous-necked Sandpiper
318	White-fronted Dove	243	Dunlin (Red-backed Sandpiper)
319	White-winged Dove	244	Curlew Sandpiper
320	Ground Dove	246	Semipalmated Sandpiper
321	Inca Dove	247	Western Sandpiper
322.1	Quail Dove (Ruddy)	248	Sanderling
	. , , , , ,	249	Marbled Godwit
	Plovers, turnstones, surfbirds	250	Bar-tailed Godwit (Pacific)
	(See shorebirds)	251	Hudsonian Godwit
	,	252	Black-tailed Godwit
	Rails and gallinules	254	Greater Yellowlegs
208	King Rail	255	Lesser Yellowlegs
210	Clapper Rail	256	Solitary Sandpiper
212	Virginia Rail	258	Willet
214	Sora	259	Wandering Tattler
215	Yellow Rail	260	Ruff
216	Black Rail	261	Upland Plover
218	Purple Gallinule	262	Buff-breasted Sandpiper
219	Common Gallinule	263	Spotted Sandpiper
221	American Coot	264	Long-billed Curlew
		265	Whimbrel (Hudsonian Curlew)
	Shorebirds	266	Eskimo Curlew*
222	Red Phalarope	268	Bristle-thighed Curlew
223	Northern Phalarope	269	Lapwing
224	Wilson's Phalarope	270	Black-bellied Plover
225	American Avocet	271	Eurasian Golden Plover
226	Black-necked Stilt	272	American Golden Plover
228	American Woodcock		(Atlantic and Pacific)
230	Common Snipe (Wilson's)	273	Killdeer
231	Short-billed Dowitcher	274	Semipalmated Plover
232	Long-billed Dowitcher	275	Ringed Plover
233	Stilt Sandpiper	277	Piping Plover
234	American Knot	278	Snowy Plover
235.0	Purple Sandpiper	280	Thick-billed Plover (Wilson's)
235.6	Rock Sandpiper (Aleutian)	28 1	Mountain Plover

282	Surfbird	609	Hepatic Tanager
283	Turnstone (Ruddy)	610	Summer Tanager
284	Black Turnstone		
286	American Oystercatcher		Terns
287	Black Oystercatcher	63	Gull-billed Tern
	·	64	Caspian Tern
	Shrikes	67	Sandwich Tern (Cabot's)
621	Gray Shrike (Northern)	69	Forster's Tern
622	Loggerhead Shrike	70	Common Tern
		71	Arctic Tern
	Skimmers	72	Roseate Tern
80	Black Skimmer	73	Aleutian Tern
		74	Least Tern
	Skuas and jaegers	77	Black Tern
35	Skua (Great and Northern)		
36	Pomarine Jaeger		Thrushes
37	Parasitic Jaeger	754	Townsend's Solitaire
38	Long-tailed Jaeger	755	Wood Thrush
		756	Veery
	Swallows	757	Gray-cheeked Thrush
611	Purple Martin	758	Swainson's Thrush (Olive-backed
611.2	Gray-breasted Martin		Russet-backed, etc.)
612	Cliff Swallow	759	Hermit Thrush
612.1	Cave Swallow (Cuban and	761	Robin
	Coahuila Cliff)	761.2	Fieldfare
613	Barn Swallow	763	Varied Thrush
614	Tree Swallow	764	Bluethroat
615	Violet-green Swallow	765	Wheatear
616	Bank Swallow	766	Bluebird (Eastern, etc.)
617	Rough-winged Swallow	767	Western Bluebird
		768	Mountain Bluebird
	Świfts		
422	Black Swift		Titmice
423	Chimney Swift	731	Tufted Titmouse
424	Vaux's Swift	732	Black-crested Titmouse
425	White-throated Swift	733	Plain Titmouse
	THE STATE OF THE S	734	Bridled Titmouse
	Tanagers '	735	Black-capped Titmouse
607	Western Tanager	737	Mexican Chickadee

A.O.U. No	. Common Name	A.O.U. No	o. Common Name
739	Gray-headed Chickadee (Alaska)	648	Parula Warbler
740	Boreal Chickadee (Hudsonian,	649	Olive-backed Warbler (Sennett's)
	Acadian, etc.)	650	Cape May Warbler
741	Chestnut-backed Chickadee	651	Olive Warbler
743	Bushtit (Coast, California, etc.)	652	Yellow Warbler
745	Black-eared Bushtit (Lloyd's)	654	Black-throated Blue Warbler
746	Verdin	655	Myrtle Warbler
		656	Audubon's Warbler
	Vireos	657	Magnolia Warbler
624	Red-eyed Vireo	658	Cerulean Warbler
625	Yellow-green Vireo	659	Chestnut-sided Warbler
626	Philadelphia Vireo	660	Bay-breasted Warbler
627	Warbling Vireo	661	Blackpoll Warbler
628	Yellow-throated Vireo	662	Blackburnian Warbler
629	Solitary Vireo (Blue-headed, etc.)	663	Yellow-throated Warbler
630	Black-capped Vireo	664	Grace's Warbler
631	White-eyed Vireo	665	Black-throated Gray Warbler
632	Hutton's Vireo	666	Golden-cheeked Warbler
633	Bell's Vireo	667	Black-throated Green Warbler
634	Gray Vireo	668	Townsend's Warbler
		669	Hermit Warbler
	Wagtails and pipits	670	Kirtland's Warbler*
696	Yellow Wagtail (Alaska)	671	Pine Warbler
697	Water Pipit (American)	672	Palm Warbler
700	Sprague's Pipit	673	Prairie Warbler
		674	Ovenbird
	Warblers	675	Waterthrush (Northern, Grinnell's)
636	Black-and-White Warbler	676	Louisiana Waterthrush
637	Prothonotary Warbler	677	Kentucky Warbler
638	Swainson's Warbler	678	Connecticut Warbler
639	Worm-eating Warbler	679	Mourning Warbler
641	Blue-winged Warbler	680	MacGillivray's Warbler
642	Golden-winged Warbler	681	Common Yellowthroat (Maryland, etc.)
643	Lucy's Warbler	$\boldsymbol{682.1}$	Ground Chat (Rio Grande Yellowthroat)
644	Virginia's Warbler	683	Yellow-breasted Chat
645	Chestnut-crowned Warbler	684	Hooded Warbler
	(Nashville and Calaveras)	685	Pileolated Warbler (Wilson's)
646	Orange-crowned Warbler	686	Canada Warbler
647	Tennessee Warbler	687	Redstart (American)
647.1	Colima Warbler		

A.O.U. No.	Common Name	A.O.U. No.	Common Name
688	Painted Redstart	412	Yellow-shafted Flicker
690	Red-faced Warbler		(Northern and Southern)
		413	Red-shafted Flicker
	Waxwings	414	Gilded Flicker
618	Greater Waxwing (Bohemian)		
619	Cedar Waxwing		Wrens
		713	Cactus Wren
	Willow warblers, kinglets and	715	Rock Wren
	gnatcatchers	717	Cañon Wren
747	Arctic Willow Warbler (Kennicott's)	718	Carolina Wren
748	Golden-crowned Kinglet	719	Bewick's Wren
749	Ruby-crowned Kinglet	721	House Wren
751	Gnatcatcher (Blue-gray, etc.)	721.1	Brown-throated Wren
752	Black-tailed Gnatcatcher	722	Winter Wren
	(Plumbeous)	724	Sedge Wren (Short-billed Marsh)
		725	Marsh Wren (Long-billed)
	Woodcock, snipe and sandpipers (See shorebirds)		
	Woodpeckers		
393	Hairy Woodpecker		
394	Downy Woodpecker		
396	Ladder-backed Woodpecker	•	
0,0	(Texas, Cactus, etc.)		
397	Nuttall's Woodpecker		
398	Arizona Woodpecker		
399	White-headed Woodpecker		
400	Black-backed Three-toed Woodpecker		
401	Northern Three-toed Woodpecker		
402	Sapsucker (Yellow-bellied,		
	Red-naped, etc.)		
404	Williamson's Sapsucker		
405	Pileated Woodpecker		
406	Red-headed Woodpecker		
407	Acorn Woodpecker (ant-eating,		
	California, etc.)		
408	Lewis' Woodpecker		
409	Red-bellied Woodpecker		
410	Golden-fronted Woodpecker		

List of chief provincial game officers

Information regarding birds protected by provincial game laws may be obtained from the chief game officials in the several provinces, as listed below:

British Columbia

Director
Fish and Wildlife Branch
Department of Recreation and Conservation
Victoria

Alberta

Director
Fish and Wildlife Branch
Department of Lands and Forests
109th Street and 99th Avenue
Edmonton

Saskatchewan

Director Wildlife Branch Department of Natural Resources Regina

Manitoba

Director Wildlife Branch Department of Mines and Natural Resources Winnipeg

Ontario

Chief Fish and Wildlife Branch Ministry of Natural Resources Toronto

Quebec

Director
Wildlife Division
Fish and Game Branch
Department of Tourism, Fish and Game
Quebec City

New Brunswick

Director
Fish and Wildlife Branch
Department of Natural Resources
Fredericton

Nova Scotia

Director
Wildlife Conservation Division
Department of Lands and Forests
P.Ö. Box 516
Kentville

Prince Edward Island

Director
Fish and Wildlife Division
Department of the Environment and Tourism
Charlottetown

Newfoundland

Director of Wildlife
Department of Mines, Agriculture,
and Resources
Confederation Building
St. John's

Northwest Territories

Superintendent of Game Government of the Northwest Territories Yellowknife

Yukon Territory

Director
Game Branch
Yukon Territorial Government
Box 2703
Whitehorse

Canadian Wildlife Service offices

For publications regarding the federal migratory birds regulations:

Director Canadian Wildlife Service 400 Laurier Avenue West Ottawa, Ontario K1A 0W1

For further information contact CWS enforcement co-ordinators at the following addresses:

Eastern Region Canadian Wildlife Service 2721, Highway 31 Ottawa, Ontario K1A 0W1

Eastern Region Canadian Wildlife Service Federal Building Wellington Street East Aurora, Ontario

Eastern Region Canadian Wildlife Service Suite 801, Place Laurier 2700 Blvd. Sir Wilfrid Laurier Ste. Foy, Quebec

Eastern Region Canadian Wildlife Service P.O. Box 1590 Sackville, N.B.

Western Region Canadian Wildlife Service 515 Centennial Building 10015—103rd Avenue Edmonton, Alberta T5J 0H1

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Observations on duck hunting in eastern Canada in 1968

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Evaluation of ecological effects of recent low water levels in the Peace-Athabasca Delta by H. J. Dirschl. Cat. No. CW69-1/13
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The Great Cormorants of eastern Canada by Anthony J. Erskine.
Cat. No. CW69-1/14

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No. 12

Cat. No. R69-1/11

and 1969 by H. J. Boyd. Cat. No. R69-1/12