

Consolidated Statutes and Regulations
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National Parks Act

CHAPTER N-14

An Act respecting National Parks

SHORT TITLE

Short title **1.** This Act may be cited as the *National Parks Act*.
R.S., c. N-13, s. 1.

INTERPRETATION

Definitions **2.** In this Act,
"director-
general"
«*directeur*
général» "director-general" means an officer appointed under
the *Public Service Employment Act* and holding the
office of director-general in the Department of the
Environment;

"Minister" «
ministre » "Minister" means the Minister of Canadian Heritage;

"park" «*parc*» "park" means a National Park or National Marine
Park described in Schedule I;

"park warden" «
gardien de parc
» "park warden" means a person appointed under the
Parks Canada Agency Act whose duties include the
enforcement of this Act;

"public lands"
«*terres*
domaniales» "public lands" means lands belonging to Her Majesty
in right of Canada or of which the Government of
Canada has, subject to the terms of any agreement
between the Government of Canada and the
government of the province in which the lands are
situated, power to dispose, including any waters on
or flowing through, and the natural resources of,
those lands;

"superintendent"
«*directeur de*
parc » "superintendent" means a person appointed under the
Parks Canada Agency Act who holds the office of
superintendent of a park, and includes any other
person appointed under that Act who is authorized
by that person to act on that person's behalf.
R.S., 1985, c. N-14, s. 2; R.S., 1985, c. 39 (4th
Supp.), s. 1; 1995, c. 11, s. 26; 1998, c. 31, s. 55.

PART I

NATIONAL PARKS OF CANADA

Additions to Parks

3. (1) [Repealed, R.S., 1985, c. 39 (4th Supp.), s. 2]
(2) Subject to subsections (3) to (6), the Governor in
Council may, by proclamation, amend Schedule I by
adding to any park described therein lands described
in the proclamation where the Governor in Council
is satisfied that

(a) clear title to the lands described in the proclamation is vested in Her Majesty in right of Canada;

(b) agreement has been reached with the province in which the lands are situated that the lands are suitable for addition to a National Park; and

Governor in Council may add lands to existing parks

(c) notice of intention to issue a proclamation under this section, together with a description of the lands proposed to be described in the proclamation, has been published in the *Canada Gazette* at least ninety days before the day on which the Governor in Council proposes to issue the proclamation and, where the area of the lands described in the proclamation is significant in relation to the park, has been published, during that period of at least ninety days, in a newspaper or alternative medium serving the area in which the lands are situated and in two major daily newspapers in each of the five regions of Canada, namely, the Atlantic provinces, Quebec, Ontario, the Prairie provinces and British Columbia, at least once a week for a period of four consecutive weeks in both official languages and in any other language that, in the opinion of the Minister, is appropriate.

Notice to be tabled and referred

(3) A notice of intention to issue a proclamation that is published in the *Canada Gazette* pursuant to subsection (2) shall stand tabled in the House of Commons and, on being tabled, shall stand referred to the committee of that House that normally considers environmental matters.

Consideration by Standing Committee

(4) On receipt of a notice of intention referred to in subsection (3), the committee shall without delay meet, hear witnesses, consider relevant evidence and then report to the House of Commons approving or disapproving of the proposed proclamation.

Disposition of report

(5) Under Routine Proceedings of the House of Commons on the sitting day next following the presentation of the report referred to in subsection (4), a motion to concur therein standing in the name of the chairman of the committee shall be put and disposed of without debate.

Where proclamation not to issue

(6) Where the House of Commons concurs in a report referred to in subsection (4) disapproving of the proposed proclamation or does not concur in a report approving of the proposed proclamation, the Governor in Council shall not issue the proclamation.

R.S., 1985, c. N-14, s. 3; R.S., 1985, c. 39 (4th Supp.), s. 2.

General Purposes

Parks to be public possessions

4. The National Parks of Canada are hereby dedicated to the people of Canada for their benefit, education and enjoyment, subject to this Act and the regulations, and the National Parks shall be maintained and made use of so as to leave them

unimpaired for the enjoyment of future generations.
R.S., c. N-13, s. 4.

Park Administration

Administration	<p>5. (1) Subject to section 8.2, the administration, management and control of the parks shall be under the direction of the Minister.</p>
Management plan	<p>(1.1) The Minister shall, within five years after the proclamation of a park under any Act of Parliament, cause to be laid before each House of Parliament a management plan for that park in respect of resource protection, zoning, visitor use and any other matter that the Minister considers appropriate.</p>
Ecological integrity	<p>(1.2) Maintenance of ecological integrity through the protection of natural resources shall be the first priority when considering park zoning and visitor use in a management plan.</p>
Review of plan	<p>(1.3) The Minister shall review the management plan of a park every five years and shall cause any amendments to the plan to be laid with the plan before each House of Parliament.</p>
Public participation	<p>(1.4) The Minister shall, as appropriate, provide opportunities for public participation at the national, regional and local levels in the development of parks policy, management plans and such other matters as the Minister deems relevant.</p>
Report	<p>(1.5) The Minister shall report to Parliament every two years on the state of the parks and progress towards establishing new parks.</p>
Powers of park wardens	<p>(2) A park warden may exercise the powers of and is entitled to the protection provided by law to peace officers for the purpose of maintenance of the public peace in parks and in the enforcement of this Act.</p>
Powers of other persons	<p>(2.1) Any person or class of persons appointed under the <i>Parks Canada Agency Act</i> or the <i>Public Service Employment Act</i> and designated by the Minister may exercise the powers of and is entitled to the protection provided by law to peace officers in the enforcement of this Act.</p>
Free transportation on railways	<p>(3) Every park officer whose duties include patrolling a line of railway under construction or in operation shall be furnished, by the person constructing or operating the railway, with free transportation on all trains running on the railway in a park while in the discharge of his duty, whether they are passenger, freight or construction trains.</p>
Appointment of stipendiary magistrates	<p>(4) The Governor in Council, on the recommendation of the Minister of Justice, may appoint, by Commission under the Great Seal, qualified persons to be stipendiary magistrates within the parks, and those magistrates may exercise any jurisdiction conferred on them by or under an Act of a provincial legislature in matters coming within the exclusive legislative jurisdiction of the province, in so far as the exercise of that jurisdiction is consistent with the powers conferred by subsection</p>

	(5).
Powers of stipendiary magistrates	(5) Every stipendiary magistrate appointed pursuant to subsection (4) has within the parks all the powers, authority and jurisdiction appertaining by law to a provincial court judge or to two justices of the peace.
Justices of the peace	(6) The Governor in Council may vest in any person the powers of a justice of the peace for the purposes of this Act.
Traditional resource harvesting	(7) The Minister may authorize persons of designated classes to engage in traditional renewable resource harvesting activities in any National Park established (a) in the district of Thunder Bay in the Province of Ontario; or (b) in the districts of St. Barbe and Humber West in the Province of Newfoundland.
Wilderness areas	(8) The Governor in Council may, by regulation, declare any region of a park that exists in a natural state or is capable of returning to a natural state to be a wilderness area.
Maintaining character	(9) The Minister may not authorize any activity to be carried on in a wilderness area that is likely to impair the wilderness character of the area. (10) Notwithstanding subsection (9), the Minister may authorize activities to be carried on in a wilderness area, subject to such conditions as the Minister considers necessary, for purposes of (a) park administration; (b) public safety;
Exceptions	(c) the provision of basic user facilities including trails and rudimentary campsites; (d) the carrying on of traditional renewable resource harvesting activities authorized pursuant to subsection (7) or any other Act of Parliament; or (e) access by air to remote parts of such areas.
	R.S., 1985, c. N-14, s. 5; R.S., 1985, c. 39 (4th Supp.), s. 3; 1992, c. 1, s. 100; 1998, c. 31, s. 56.
	Park Lands
Restrictions	6. (1) Public lands within the parks shall not be disposed of or located or settled on, and no person shall use or occupy any part of such lands, except under the authority of this Act or the regulations. (2) The Governor in Council may authorize (a) the sale, lease or other disposition of public lands within a park that are already used for or as (i) the right-of-way of a railway or the site of a railway station, (ii) the right-of-way of an oil or gas pipeline or the site of any tank, reservoir, pump, rack, loading facility or other installation connected with an oil or gas pipeline, or

Disposition of public lands	<p>(iii) the right-of-way of a telephone, telegraph or electrical transmission line or the site of any exchange, office, substation or other installation connected therewith;</p> <p>(b) the sale, lease or other disposition of public lands within a park that are required for an alteration to or deviation from any right-of-way referred to in paragraph (a) or for the relocation of any station or installation referred to in that paragraph; or</p> <p>(c) the lease or the granting of licences of occupation of public lands within a park for the installation and operation of radio and television repeater stations, microwave towers and weather, telemetry and cosmic ray stations.</p>
Lands part of park and reversion to Crown	<p>(3) The lands referred to in subsection (2) shall remain part of the park within which they are situated, and if they cease to be used for the purpose for which they were disposed of they shall thereupon revert to the Crown.</p>
Acquisition of lands for parks	<p>(4) The Governor in Council may authorize the Minister to acquire otherwise than by expropriation any lands or interests therein for the purpose of enlarging a park or establishing a new park and to purchase, expropriate or otherwise acquire any lands or interests therein for other park purposes.</p>
<i>Expropriation Act</i>	<p>(5) The <i>Expropriation Act</i> applies to any expropriation proceedings taken under this section.</p> <p>(6) The Minister may enter into an agreement with the government of a province for the use of public lands within a park for the delivery of services by that government under such conditions as are stipulated in the agreement, and if they cease to be used for the purpose stipulated in the agreement, the agreement is terminated.</p>
Provincial services	<p>R.S., 1985, c. N-14, s. 6; R.S., 1985, c. 39 (4th Supp.), s. 4.</p> <p>Regulations</p> <p>7. (1) The Governor in Council may, as he deems expedient, make regulations for</p> <p>(a) the preservation, control and management of the parks;</p> <p>(b) the protection of the flora, soil, waters, fossils, natural features, air quality and cultural, historical and archaeological resources;</p> <p>(c) the protection of the fauna, the taking of specimens thereof for scientific or propagation purposes and the destruction or removal of dangerous or superabundant fauna;</p> <p>(d) the management and regulation of fishing, and the protection of fish, including the prevention and remedying of any obstruction or pollution of waterways;</p>

(e) the prevention and extinguishing of fire on or threatening park lands, and requiring persons residing or being in the vicinity to report any such fire or to assist in its extinguishment;

(f) the fire protection measures to be observed and complied with by any company not under the jurisdiction of the Canadian Transportation Agency constructing or operating a railway on or across any park lands and the payment by the company of

(i) all expenses incurred by the Crown in extinguishing and controlling any fire that originated by reason of the construction, operation or maintenance of the railway or by reason of the action of the company's employees, and

(ii) the whole or any part of the expense of any fire protection carried on by the Minister in pursuance of this Act along or near the railway while under construction;

(g) the granting, amending and surrender of leases and licences of occupation of public lands in towns and visitor centres for the purposes of residence, trade, tourism, schools, churches, hospitals and places of recreation or entertainment, and of public lands in resort subdivisions for the purpose of residence;

(h) the granting, amending and surrender of leases and licences of occupation of public lands outside towns, visitor centres and resort subdivisions for the purposes of tourism, schools, churches, hospitals, service stations and places for the accommodation, recreation or entertainment of visitors to the parks;

(i) the granting of permits and licences for activities carried on in parks, in particular,

(i) the grazing of horses, mules and donkeys used for recreational purposes in parks,

(ii) the removal of sand, stone and gravel for construction purposes within a park,

(iii) the cutting and removal of dead or diseased timber and such green timber as may be necessary for the protection and management of forests in a park,

(iv) the use in the parks of water for domestic, business and railway purposes, and

(v) [Repealed, R.S., 1985, c. 39 (4th Supp.), s. 5]

(vi) the use of public camp grounds by persons visiting the parks;

(j) the establishment, operation, maintenance and administration by the Minister of public works and utility services and the use of those works and services within the parks, including water supply, sewage, telephone, electric power, natural gas service, streets, street-lighting, sidewalks, fire protection, garbage removal, cemeteries and any other works, improvements or services of a public character;

(k) the administration and use of roads, streets, highways, sidewalks, trails, wharves, docks, bridges and other ways within the parks, and the circumstances under which those ways shall be open or may be closed to public traffic or use, but the establishment or use of any such existing ways or any additional ways shall in no case operate to withdraw those ways from the parks within which they are situated;

(l) the control of traffic on roads, streets and highways and elsewhere within the parks, including the regulation of the speed, operation and parking of vehicles;

(m) prohibiting persons who have been convicted of violating any regulation relating to the speed or operation of a vehicle, or who have voluntarily entered a plea of guilty pursuant to regulations made under paragraph (l) in respect of any such violation, from operating a vehicle in the parks for a period not exceeding one year or at such times or for such periods within a period not exceeding one year as are specified in the regulations in relation to any class or classes of cases;

(n) prescribing, for the purposes of subsection 8(1), maximum amounts in respect of contraventions of regulations made under this Act;

(o) prescribing the conditions under which any building, sign, placard, advertisement or other structure may be erected, the design and location of any such structure and the materials of which it may be constructed, the general maintenance and improvement of properties in the parks that have been leased, and the defining of zones for residential buildings, business buildings or areas in which only buildings of fire-proof or fire-resisting construction may be erected;

(p) controlling trades, business, amusements, sports, occupations and other activities or undertakings and prescribing the places where any such activities or undertakings may be carried on, and the levying of licence fees in respect thereof;

(q) the summary removal from a park and the

Regulations

preventing of the return to a park of any person guilty of a contravention of such provisions of the Park Regulations or the *Criminal Code* as the Governor in Council may specify;

(r) the preservation of public health and the prevention of disease;

(s) authorizing agreements with any person, municipality or provincial government for the installation or operation of public utilities, other than hydroelectrical, or the provision of health and welfare services within a park;

(t) [Repealed, R.S., 1985, c. 39 (4th Supp.), s. 5]

(u) levying taxes on any residents of a park or on the interest of any persons in land in a park in order to defray in whole or in part

(i) the cost of health and welfare services supplied to those residents by a province pursuant to an agreement made under paragraph (s) or supplied to those residents by the Government of Canada, and

(ii) the cost of hospital services supplied to those residents of a park in a province pursuant to a municipal hospital scheme established under the laws of that province;

(v) levying taxes on the interest of any person in land in a park in order to defray, in whole or in part, the cost of the establishment, operation, maintenance and administration of any public works, improvements or utility services referred to in paragraph (j) and prescribing that the taxes may be levied with respect to any of the following lands:

(i) all lands in the park,

(ii) lands in such area or areas in the park as may be designated by regulations, and

(iii) lands benefited by those public works, improvements or utility services;

(w) the sale or forfeiture of lands for non-payment of taxes;

(x) the abatement and prevention of nuisances;

(y) the survey of public lands in parks, the making of plans of surveyed lands, the delimitation in such plans of the boundaries of towns, resort subdivisions, visitor centres and cemeteries, the designation of surveyed lands as towns, resort subdivisions or visitor centres and the subdividing of lands so designated;

(z) the granting of plots in cemeteries;

(aa) [Repealed, R.S., 1985, c. 39 (4th Supp.), s. 5]

(bb) authorizing agreements with a province or any person for the development, operation and maintenance in a park of hydro-electrical power pursuant to the *Dominion Water Power Act* for the use of the power only in the park;

(cc) authorizing agreements with municipalities or water districts adjacent to a park for the supply of water from the park;

(dd) authorizing agreements with persons residing on land adjacent to a park for the supply of water from the park for domestic purposes and for use in establishments providing tourist accommodation;

(ee) the control of traditional renewable resource harvesting activities authorized pursuant to subsection 5(7);

(ff) determining or prescribing the manner of determining fees, rates, rents and other charges for the use of resources and facilities in parks, for the issuance of licences and permits and for the provision of services, materials and works, and setting a rate of interest payable on any amount thereof in arrears;

(gg) the use, transportation and temporary storage of pesticides and other toxic substances;

(hh) the acquisition or disposition of prehistoric and historic objects and of reproductions thereof, and the sale of publications, souvenirs and consumer articles;

(ii) the establishment of development plans for the towns referred to in section 8.1;

(jj) the control of domestic animals brought into parks, including the impounding or destruction of such animals found at large;

(kk) public safety and the control of firearms within parks;

(ll) designating offences under this Act or the regulations in respect of which

(i) notwithstanding the provisions of the *Criminal Code*, a park warden, superintendent, peace officer or any person vested with the powers of a peace officer under subsection 5(2.1) may lay an information and issue and serve a summons by completing a ticket in the form prescribed by regulation, affixing his signature thereto and

delivering the ticket to the person alleged to have committed the offence specified therein at the time of its alleged commission, or

(ii) a summons may be sent by mail to the latest known address of the person alleged therein to have committed an offence,

and any regulation made under this paragraph shall establish a procedure for voluntarily entering a plea of guilty and paying a fine in respect of such offences and shall fix the fine payable in respect of each such offence;

(mm) amending Part I or Part II of Schedule II by adding thereto or deleting therefrom the name of any species of animal;

(nn) authorizing a director-general or a superintendent to vary the requirements of any of the regulations made under this subsection in the circumstances described and to the extent provided therein; and

(oo) the control of aircraft access to national parks.

Purposes of taxes

(2) The purposes for which taxes may be levied under subsection (1) include provision for uncollectable taxes, for taxes that will not be collected during the year in which they are levied and for the costs and expenses of assessment and collection.

R.S., 1985, c. N-14, s. 7; R.S., 1985, c. 28 (3rd Supp.), s. 359, c. 39 (4th Supp.), s. 5; 1996, c. 10, s. 246.

Contravention of Act or regulations

Offences, Punishment and Procedure

8. (1) Subject to subsections (1.1) and (1.2), every person who contravenes any provision of this Act or the regulations is guilty of an offence and liable on summary conviction to a fine not exceeding two thousand dollars or, in the case of a contravention of the regulations, such lesser amount, if any, as is prescribed by regulation in respect of a contravention thereof.

Poaching of threatened species

(1.1) Subject to the regulations, every person who, in a park, hunts, disturbs, confines or is in possession of wildlife of any species included in Part I of Schedule II, or who is in possession either in or outside a park of such wildlife killed or captured in a park, is guilty of an offence and liable

(a) on summary conviction, to a fine not exceeding one hundred and fifty thousand dollars; or

(b) on conviction on indictment, to a fine not exceeding one hundred and fifty thousand dollars or to imprisonment for a term not exceeding six months or to both.

(1.2) Subject to the regulations, every person who, in a park, hunts, disturbs, confines or is in possession of

Poaching of protected species	wildlife of any species included in Part II of Schedule II, or who is in possession either in or outside a park of such wildlife killed or captured in a park, is guilty of an offence and liable (a) on summary conviction, to a fine not exceeding ten thousand dollars; or (b) on conviction on indictment, to a fine not exceeding ten thousand dollars or to imprisonment for a term not exceeding six months or to both.
Definitions	(1.3) In subsections (1.1) and (1.2),
"hunt" « <i>chasser</i> »	"hunt" means to kill, injure, trap or capture, to attempt any of the foregoing or to stalk with a weapon;
"wildlife" « <i>animal sauvage</i> »	"wildlife", in relation to a species, includes any part of an individual of the species or an egg thereof.
Pollution	(1.4) Where any substance capable of degrading the natural environment, injuring the flora or fauna or endangering human health is discharged or deposited within a park, any person who has charge or control of the substance shall take reasonable measures to prevent any degradation of the environment and any danger to the flora or fauna or to persons resulting therefrom. (1.5) If a superintendent is of the opinion that a person described in subsection (1.4) is not taking the measures required by that subsection, the superintendent may direct the person to take those measures.
Power of superintendent	(1.6) Where a person fails to comply with a direction given by a superintendent, the Minister may take the measures referred to in subsection (1.4).
Power of Minister	(1.7) Any person who fails to comply with a direction given by a superintendent is liable for any costs incurred by Her Majesty in taking the measures referred to in subsection (1.4), and such costs may be recovered as a debt due to Her Majesty in any court of competent jurisdiction.
Costs of cleanup	(2) A peace officer or any person having the powers of a peace officer under this Act or the regulations may, (a) on view, arrest any person found committing an offence against this Act or the regulations or found committing within a park any unlawful act; (b) with a warrant issued under subsection (2.1), at any time during the day or, if so specified in the warrant, at any time during the night, enter and search any building, premises, structure, camp, vessel, boat, vehicle, conveyance or other place, and open and examine any trunk, box, barrel, parcel or other package or receptacle, whether within or outside the boundaries of any park, where the constable or other person believes on reasonable grounds there is any fish, mammal or bird or any parts thereof, or any firearms, traps or other devices for capturing or destroying fish, birds or mammals in
Arrest, search and seizure	

respect of which a breach of this Act or of the regulations may have been committed; and

(c) on view, seize, within or outside the boundaries of any park, any timber, hay, mineral, fish, mammal or bird, or any part thereof, arms, ammunition, explosives, traps, nets, rods, vessels, boats, vehicles, equipment, outfit, appliance or any other article what-ever that the constable or other person believes on reasonable grounds are or have been possessed or used in connection with the commission of a contravention of any of the provisions of this Act or the regulations.

(2.1) Where on *ex parte* application a justice of the peace is satisfied by information on oath that there are reasonable grounds to believe that there is in any building, premises, structure, camp, vessel, boat, vehicle, conveyance or other place or in any trunk, box, barrel, parcel, package or receptacle, whether within or outside the boundaries of any park,
 (a) anything referred to in paragraph (2)(b) in respect of which a breach of this Act or the regulations has been or is believed on reasonable grounds to have been committed, or
 (b) anything that there are reasonable grounds to believe will afford evidence with respect to any breach of this Act or the regulations involving anything referred to in paragraph (2)(b),

Authority to
issue warrant

the justice of the peace may issue a warrant under his hand authorizing a person referred to in subsection (2) and named therein to enter and search the building, premises, structure, camp, vessel, boat, vehicle, conveyance or other place or to open and examine the trunk, box, barrel, parcel, package or receptacle, subject to such conditions as may be specified in the warrant.

Where warrant
not necessary

(2.2) A person referred to in subsection (2) may exercise any of the powers referred to in that subsection without a warrant issued under subsection (2.1) if the conditions for obtaining the warrant exist but by reason of exigent circumstances it would not be practical to obtain the warrant.

Exigent
circumstances

(2.3) For the purposes of subsection (2.2), exigent circumstances include circumstances in which the delay necessary to obtain a warrant under subsection (2.1) would result in danger to human life or safety or the loss or destruction of evidence.

Disposal of
things seized

(3) Where any chattel is seized under this Act, the chattel shall, without undue delay, be taken before a magistrate or two justices of the peace who, on satisfactory proof that the chattel was in possession or used contrary to this Act, or used in connection with the commission of any offence under this Act or the regulations, may order the chattel to be forfeited to Her Majesty, or, in the case of timber, trees, hay or minerals, to be held for such time as may be

deemed proper, pending payment of any fine in lieu of forfeiture.

R.S., 1985, c. N-14, s. 8; R.S., 1985, c. 31 (1st Supp.), s. 39, c. 39 (4th Supp.), s. 6; 1992, c. 1, s. 101.

Towns of Banff and Jasper

Boundaries of towns

8.1 The Governor in Council may, following the holding of a public hearing in the town of Banff in relation to the boundaries thereof, or in the town of Jasper in relation to the boundaries thereof, fix those boundaries by an order adding a description of them as a schedule to this Act, but a schedule so added is not subject to amendment by the Governor in Council.

R.S., 1985, c. 39 (4th Supp.), s. 7.

Local government

8.2 The Governor in Council may authorize the Minister to enter into agreements with the government of Alberta for the establishment of local government bodies for the towns of Banff and Jasper and to entrust to those bodies such local government functions as are specified in those agreements.

R.S., 1985, c. 39 (4th Supp.), s. 7.

Ski Areas

Boundaries

8.3 (1) The portions of parks specified in Schedule III are hereby designated commercial ski areas.

Commercial ski facilities

(2) The Minister may not grant a lease or licence of occupation of public lands in a park, other than lands situated within a commercial ski area referred to in subsection (1), for the purpose of a commercial ski facility.

Additional ski areas

(3) The Governor in Council may, by an order amending Schedule III, designate a portion of Banff National Park in the vicinity of Mount Norquay and in the vicinity of Sunshine Village Ski Area a commercial ski area, but that Schedule is not subject to subsequent amendment by the Governor in Council.

R.S., 1985, c. 39 (4th Supp.), s. 7.

Wildlife Advisory Board -- Wood Buffalo National Park

Constitution of Board

8.4 (1) The Governor in Council may, by order, constitute a Wildlife Advisory Board for the traditional hunting grounds of Wood Buffalo National Park described in Schedule V.

Permits

(2) Notwithstanding any other regulations made under this Act, permits for hunting, trapping or fishing in the traditional hunting grounds may be issued to members of the Cree Band of Fort Chipewyan by the superintendent of the Park in accordance with regulations of the Wildlife Advisory Board.

Regulations

(3) The Wildlife Advisory Board may, subject to the approval of the Governor in Council, make regulations respecting the issuance, amendment and revocation of permits referred to in subsection (2)

and prescribing the number of permits that may be issued and the qualifications for permits.

1992, c. 23, s. 1.

Reserve for a National Park on the Gwaii Haanas Archipelago

Agreement with Haida Nation

8.5 (1) The Governor in Council may authorize the Minister to enter into an agreement with the Council of the Haida Nation respecting the management and operation of the lands described in Schedule VI, referred to in this section as the Gwaii Haanas Archipelago.

Reserve for National Park

(2) Pending the resolution of the disputes outstanding between the Haida Nation and the Government of Canada respecting their rights, titles and interests in or to the Gwaii Haanas Archipelago, the Governor in Council may, by order, set aside as a reserve for a National Park any portion of the Gwaii Haanas Archipelago or add to such a reserve any other portion of the Archipelago.

Application of this Act

(3) This Act applies in respect of the reserve as if it were a park, subject to any regulations made under subsection (4).

Resource harvesting and cultural activities

(4) For the purposes of implementing an agreement referred to in subsection (1), the Governor in Council may make regulations applicable to the reserve respecting the continuance of traditional renewable resource harvesting and Haida cultural activities by people of the Haida Nation to whom subsection 35(1) of the *Constitution Act, 1982* applies.
1992, c. 23, s. 1.

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