

Northwest Territories Reindeer Regulations -- C.R.C., C. 1238

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Northwest Territories Reindeer Regulations

C.R.C., c. 1238 No amendments since the Consolidation of 1978

NORTHWEST TERRITORIES ACT

Northwest Territories Reindeer Regulations

(C.R.C., c. 1238)

REGULATIONS FOR THE MANAGEMENT AND PROTECTION OF REINDEER IN THE
NORTHWEST

TERRITORIES

SHORT TITLE

1. These Regulations may be cited as the Northwest Territories Reindeer

Regulations.

INTERPRETATION

2. In these Regulations,

"export" means to send, ship or otherwise convey or cause to be sent, shipped or

otherwise conveyed from or out of the Territories to any place outside the

Territories; (exporter)

"grazing allotment" means an area described in a grazing licence; (étendue de

pâturage)

"herder" means a person who has been engaged by the Minister or his representative or by an owner to herd reindeer; (gardien)

"hunting" includes chasing, pursuing, molesting, worrying, injuring, following

after or on the trail of, stalking or lying in wait for the purpose of taking

reindeer, and any shooting at reindeer whether or not the reindeer is then or

subsequently captured, killed or injured; (chasser)

"licence" means a licence issued under these Regulations; (licence)

"maverick" means an unmarked reindeer; (renne errant)

"Minister" means the Minister of Indian Affairs and Northern Development;
(ministre)

"officer" means a Superintendent, game officer, member of the Royal
Canadian

Mounted Police or other person authorized by the Minister for the purpose
of

carrying out the provisions of these Regulations; (fonctionnaire)

"owner" means a person or a group of persons who own reindeer in the
Territories; (propriétaire)

"permit" means a valid and subsisting permit to export reindeer or parts
thereof, issued under these Regulations; (permis)

"reindeer" means deer of the species Rangifer tarandus, native of
Northern

Europe, or the race Rangifer arcticus asiaticus, native of Northern Asia;
(renne)

"reserve" means a reindeer grazing reserve established by order of the
Governor

in Council; (réserve)

"stray" means a reindeer, found during an annual roundup of a herd held
by the

owner, that bears the registered mark of another owner; (renne égaré)

"Superintendent" means the officer in charge of a reserve or person acting in

that capacity designated by the Minister. (surintendant)

RESERVE

3. The Superintendent may divide a reserve into grazing allotments and may

change or modify the boundaries of the allotments or reduce or increase the

number of allotments.

AGREEMENTS

4. (1) The Minister may enter into agreements with Eskimos or Indians or persons

with Eskimo or Indian blood living the life of an Eskimo or Indian for the

herding of reindeer that are the property of Her Majesty.

(2) Such agreements shall be in the form prescribed by the Minister and may, if

deemed advisable by him, include provisions for the transfer of such portions of

the herd as are therein specified to the herders upon satisfactory completion of

the agreement.

(3) The Minister may enter into agreements with Eskimos or Indians or with

corporations controlled by Eskimos or Indians for the sale of reindeer that are

the property of Her Majesty to those Eskimos, Indians or corporations.

(4) Agreements entered into pursuant to subsection (3) shall contain

(a) provisions for the maintenance by the purchaser of a herd of reindeer of a

minimum number to be prescribed by the Minister and for the inspection by the

Minister of that herd; and

(b) such other provisions as the Minister may deem necessary.

LICENCES AND PERMITS

5. (1) The Minister or any person authorized by him may issue the following

licences:

(a) Class 1-a licence to hunt reindeer;

(b) Class 2-a licence to a reindeer owner for a grazing allotment within a

reserve;

(c) Class 3-a licence to transport by any means any reindeer or part thereof

from a reserve.

(2) The Minister or any person authorized by him shall indicate in the licence

the period for which it shall be valid unless sooner cancelled and the conditions to which it is subject.

(3) A Class 2 licence shall be issued subject to any rights granted to another

person under the Territorial Lands Act or the Territorial Lands Regulations.

(4) A licence may be suspended, cancelled or the conditions thereof altered at

any time by the Minister or any person authorized by him for any cause that to

him seems sufficient.

6. An officer may issue a permit for the exportation of reindeer or any part

thereof.

PROHIBITIONS

7. (1) Except as authorized by licence, no person shall hunt reindeer.

(2) Subsection (1) does not apply to

(a) an officer or herder while acting in the course of his duties; or

(b) an owner in so far as his own reindeer are concerned.

(3) Except as authorized by licence, no person shall

(a) graze reindeer on a grazing allotment; or

(b) transport by any means reindeer or any part thereof from a reserve.

8. An owner shall not allow his reindeer to run at large or at any time to be

without herding protection satisfactory to the Superintendent.

9. No person shall have in his possession any reindeer or part thereof killed or

taken in violation of these Regulations.

10. No owner shall permit or allow his reindeer to graze outside a reserve,

unless he has obtained the consent of the Minister.

11. (1) No reindeer meat shall be sold except under a marketing plan approved by

the Minister or a person designated by him.

(2) Subsection (1) does not apply in the case of sales to individuals for their

own use and not for re-sale.

12. No person shall transfer or ship by any means reindeer or their carcasses or

parts thereof from any place in the Territories to any other place within the

Territories, other than in a reserve, without the consent of the Minister or

some person authorized by him.

13. No person shall export reindeer or any part thereof unless he has received a

permit for the exportation of such reindeer or part thereof.

14. No person, transportation company or common carrier shall accept for transportation reindeer or their carcasses or any part thereof for export unless

a permit for such exportation is attached thereto.

15. (1) No dog shall be allowed to run at large within a reserve.

(2) Subsection (1) does not apply to a dog that is being used for herding.

(3) Any dog, not used for herding, found running at large within a reserve may

be destroyed by the Superintendent or anyone acting under his instructions.

(4) No damage or compensation may be recovered in respect of the destruction of

a dog under this section.

(5) The owner of any dog chasing, killing or in any manner molesting any reindeer within a reserve shall be liable to Her Majesty or other owner of

reindeer for any damage that such dog may have caused to any reindeer within a

reserve.

ROUNDUPS

16. (1) Unless prevented by conditions beyond his control, the owner of a reindeer herd shall hold an annual roundup for the purpose of checking the health of the reindeer, counting, classifying and recording the stock, applying the registered herd mark, balancing the herd with regard to breeding stock, selecting animals for slaughter in the winter, and checking and marking strays, but no roundup shall be held without the permission of the Superintendent.

(2) The owner shall notify the Superintendent at least 60 days prior to the roundup of the proposed time and place of such roundup.

(3) The Superintendent, unless prevented by circumstances beyond his control, shall attend each roundup where reindeer are to be counted, classified and marked, and shall check the records of the herd with particular reference to the strays from other herds.

(4) When the Superintendent is unable to attend a roundup he shall designate some other person to act in his stead.

MARKINGS

17. (1) An application for the approval and registration by the Superintendent

of a herd mark shall be made on the form provided for the purpose, and shall

include a drawing and a description of the mark.

(2) An owner of a reindeer herd shall cause each animal in the herd to bear an

identifying herd mark, as approved and registered by the Superintendent.

(3) The registered mark shall be applied to the reindeer of each owner as soon

as practicable after his ownership of the reindeer is established, with the

exception of marked strays.

(4) A stray mark selected and approved by the Superintendent shall be applied to

strays found during a roundup.

STRAYS

18. (1) A record of all strays found at the annual roundup of each herd shall be

made and retained by the Superintendent.

(2) As each stray is handled at the roundup, a stray mark selected by the Superintendent shall be applied to the stray to indicate that it has been recorded as a stray.

(3) Mavericks shall be marked with the herd mark of the herd in which they are

found.

(4) After all the roundups for the season have been made, the Superintendent

shall send to the owner of each herd a statement showing the strays found in his

herd and the strays from his herd which have been located in other herds, together with the adjustments which the Superintendent proposes in order to

effect an equitable settlement between the owners.

(5) When an adjustment has been made between herd owners, in accordance with the

advice of the Superintendent, the marked strays in each of their herds shall be

the property of the herd owner.

(6) Any disputes which may arise between owners with respect to strays, which

cannot be settled between them, shall be referred to the Superintendent and his

decision shall be final.

19. Where an owner does not provide for adequate protection for or abandons his

reindeer, the Superintendent on behalf of the Crown may take such action as he

deems necessary for the protection of the reindeer.

