

**WILDLIFE ACT**

R-005-2021

Registered with the Registrar of Regulations

2021-02-26

**DOLPHIN AND UNION CARIBOU HERD TOTAL ALLOWABLE HARVEST ORDER**

Whereas there has been a continued decline in the population of the Dolphin and Union Caribou herd, from an estimated 34,500 animals in 1997 to an estimated 4,105 animals in 2018;

Whereas the Dolphin and Union Caribou herd risk continued population decline and extirpation if conservation measures are not undertaken;

Whereas the Minister has accepted the decision of the NWMB on the total allowable harvest for the Dolphin and Union Caribou herd;

Whereas the NWMB has not yet made a decision respecting the basic needs level for the Dolphin and Union Caribou herd;

And whereas the Minister is of the opinion that urgent and unusual circumstances exist requiring an immediate modification in harvesting activities with respect to the Dolphin and Union Caribou herd;

Now, therefore, the Minister, in accordance with the accepted decision of the NWMB, under sections 120, 121, 156 and 157 of the *Wildlife Act* and every enabling power, makes the annexed *Dolphin and Union Caribou Herd Total Allowable Harvest Order*.

1. In this order,

"Dolphin and Union Caribou herd", except in paragraph 3(b), means all caribou found within the boundaries of the Dolphin and Union Harvest Management Area set out in the schedule; (*harde de caribous de Dolphin et Union*)

"harvest period" means an annual period commencing on July 1 of each year and ending on June 30 of the following year. (*période de récolte*)

2. (1) A total allowable harvest is established for the Dolphin and Union Caribou herd in accordance with this order.

(2) The total allowable harvest from the population of the Dolphin and Union Caribou herd is 105 caribou for the harvest period.

(3) It is presumed that Inuit have a basic need for at least the full amount of the total allowable harvest set in subsection (2).

(4) The full amount of the total allowable harvest for the harvest period is allocated to Inuit.

3. Despite any other provision of this order, a caribou harvested within the boundaries of the Dolphin and Union Harvest Management Area set out in the schedule is, for the purposes of this order, not harvested from the Dolphin and Union Caribou herd if

- (a) the harvested caribou was
  - (i) harvested in an area subject to multiple total allowable harvests under the Act, and
  - (ii) attributed to the total allowable harvest of a herd with a total allowable harvest lower than or equal to that provided for in subsection 2(2); or

- (b) in the opinion of a conservation officer,
  - (i) the caribou was harvested from a herd other than the one commonly known as the Dolphin and Union Caribou herd which, in Nunavut, generally migrates within the Dolphin and Union Caribou Harvest Management Area set out in the schedule, and
  - (ii) the Dolphin and Union Caribou herd which, in Nunavut, generally migrates within the Dolphin and Union Caribou Harvest Management Area set out in the schedule was not present in the area where the caribou was harvested.

4. Subsections 2(3) and (4) are subject to review as soon as practicable by the NWMB in accordance with section 158 of the Act, but remain in effect until the earlier of:

- (a) the coming into force of an order to implement an accepted decision of the NWMB respecting the basic needs level for the Dolphin and Union Caribou herd; or
- (b) the coming into force of a subsequent order of the Minister respecting the basic needs level for the Dolphin and Union Caribou herd.

5. ***The Dolphin and Union Caribou Herd Total Allowable Harvest Interim Order, R-021-2020, is repealed.***

# SCHEDULE

(Section 1)



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