

WILDLIFE ACT

R-006-2019

Registered with the Registrar of Regulations

2019-06-12

BATHURST CARIBOU HERD TOTAL ALLOWABLE HARVEST ORDER, amendment

The Minister, in accordance with the accepted decision of the NWMB, under sections 120, 121, 150, 156, and 157, and paragraph 121(b) of the *Wildlife Act* and every enabling power, makes the annexed amendment to the *Bathurst Caribou Herd Total Allowable Harvest Order*.

1. **This order amends the *Bathurst Caribou Herd Total Allowable Harvest Order*, Nu.Reg. R-017-2017.**
2. **The definition of "Bathurst Caribou Herd" in section 1 is amended by adding "**, except in paragraph 5(b), **" before "means".**
3. **The following is added after section 4:**
5. Despite any other provision of this order, a caribou harvested within the boundaries of the Bathurst Caribou Herd Harvest Management Area set out in the Schedule is, for the purposes of this order, not harvested from the Bathurst 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 Bathurst Caribou Herd which, in Nunavut, generally migrates within the Bathurst Caribou Herd Harvest Management Area set out in the Schedule, and
 - (ii) the Bathurst Caribou Herd which, in Nunavut, generally migrates within the Bathurst Caribou Herd Harvest Management Area set out in the Schedule was not present in the area where the caribou was harvested.
4. **The Schedule is amended by replacing "Section 1" with "Sections 1 and 5".**