

SUMMARY CONVICTION PROCEDURES ACT

R-015-2015

Registered with the Registrar of Regulations

2015-05-11

SUMMARY CONVICTION PROCEDURES REGULATIONS, amendment

The Commissioner, on the recommendation of the Minister, under sections 8 and 12 of the *Summary Conviction Procedures Act* and every enabling power, makes the attached amendment to the *Summary Conviction Procedures Regulations*.

1. The *Summary Conviction Procedures Regulations*, registered under the *Statutory Instruments Act* (Northwest Territories) as regulation numbered R-014-92, as duplicated for Nunavut by section 29 of the *Nunavut Act* (Canada), are amended by these regulations.

2. Paragraph 2(f) is repealed and the following is substituted:

- (f) conservation officers within the meaning of the *Wildlife Act*, while enforcing that Act or the regulation under that Act;

3. Part 13 of Schedule A is repealed and Part 13 set out in the schedule to these regulations is substituted.

4. Parts 14 to 17 of Schedule A are repealed.

5. These regulations come into force on July 1, 2015.

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Schedule
(Section 3)

Part 13 - Wildlife Act					
Item	Provision	Fine \$	Surcharge \$	Specified Penalty \$	General Description of the Offence
1.	19(1)	200	30	230	Engaging in regulated activity without a licence
2.	36(3)	200	30	230	Purporting to transfer a licence or tag that is not transferable
3.	36(4)	200	30	230	Soliciting or receiving a transfer of a licence or tag that is not transferable
4.	40(1)	200	30	230	Failure to properly register the assignment
5.	42(1)	100	15	115	Failure to carry or possess a copy of a required licence while harvesting wildlife or engaging in licensed activity
6.	42(2)	100	15	115	Failure to carry proper ID
7.	42(3)	100	15	115	Failure to carry copy of assignment document while harvesting wildlife
8.	42(4)	100	15	115	Failure to display or show licence for commercial activity
9.	43(1)	100	15	115	Failure to produce the licence or document upon the request of a conservation officer
10.	43(2)	300	45	345	Failure to cease activity upon the request of a conservation officer
11.	54(1)	200	30	230	Applying for, obtaining or holding a licence, or a document that purports to be a licence, knowing that he or she is ineligible
12.	54(2)	200	30	230	Applying for or holding more than one licence of the same type at the same time
13.	54(3)	200	30	230	Possession of licence or document that does not identify the holder or is undated, improperly dated, incomplete, false, defaced, altered or void
14.	54(4)	200	30	230	Using, displaying or allowing to be displayed a void licence
15.	54(5)	200	30	230	Contravening any term or condition of a licence
16.	55(1)	200	30	230	Wrongful use of a licence or tag
17.	55(2)	300	45	345	Defacement or alteration of a licence or document
18.	56(1)	200	30	230	Issuing an incomplete licence
19.	56(2)	200	30	230	Possessing a blank licence
20.	57(1)	300	45	345	Knowingly making a false or misleading statement

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21.	57(2)	300	45	345	Obliterating, altering, imitating or duplicating a stamp, tag, seal, brand, mark or signature
22.	57(3)	200	30	230	Knowingly creating a document evidencing an assignment with false or misleading information
23.	58(3)	200	30	230	Failure of parent or guardian to ensure child respects Act, regulations or orders
24.	59(1)	200	30	230	Harvesting game or other prescribed wildlife without a licence or other authority
25.	59(2)	500	75	575	Doing anything requiring the authority of a licence with a void, cancelled or suspended licence
26.	60(1)	200	30	230	Interfering with or obstructing a person lawfully engaged in harvesting wildlife or in guiding
27.	60(2)	100	15	115	Removing, springing or otherwise interfering with a lawfully set trap without consent
28.	62(1)	500	75	575	Engaging in unlawful activity respecting an extinct or extirpated species
29.	63(1)	500	75	575	Engaging in unlawful activity during period of interim protection for an endangered or threatened species
30.	65(1)	300	45	345	Contravening a regulation or order respecting a critical habitat, wildlife sanctuary or special management area
31.	65(2)	400	60	460	Substantially altering, damaging or destroying habitat
32.	66(1)	500	75	575	Engaging in prohibited activities in a critical habitat
33.	67	100	15	115	Depositing waste or litter in or near a habitat
34.	68	200	30	230	Harvesting wildlife in excess of the amount allocated to him or her or allowed under the <i>Wildlife Act</i>
35.	69	200	30	230	Harvesting wildlife contrary to any licence, regulation or order restricting harvesting in relation to location
36.	70(1)	200	30	230	Harvesting wildlife contrary to any licence, regulation or order restricting harvesting in relation to the characteristics of that wildlife
37.	71	200	30	230	Killing swimming big game
38.	72(1)	200	30	230	Injuring, molesting or destroying bird's egg
39.	72(2)	300	45	345	Injuring, molesting or destroying bird's nest
40.	73(1)(a)	300	45	345	Significantly disturbing a substantial number of wildlife
41.	73(1)(b)	300	45	345	Breaking into, destroying or damaging any abode of a bear, fox, beaver, muskrat, weasel, wolf or wolverine
42.	74(1)	500	75	575	Chasing, wearying, harassing or molesting a wild animal

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43.	76(1)	300	45	345	Failure to retrieve dead or wounded game
44.	76(2)	500	75	575	Wasting, destroying, abandoning or allowing meat, etc. to spoil
45.	78(1)	100	15	115	Feeding the edible portions of game to any domestic animal or to a captive wild animal
46.	80(1)	300	45	345	Using or having illegal weapons, etc. in his or her possession while harvesting wildlife
47.	80(2)	300	45	345	Using prohibited weapons and methods for big game
48.	81(1)	300	45	345	Failure to comply with regulations on harvesting equipment, methods, etc.
49.	82(1)	200	30	230	Harvesting game using a non-certified trap
50.	83	200	30	230	Possessing wildlife in excess of the quantity allowed under the Act
51.	84	400	60	460	Possessing, keeping captive or feeding any live wild animal contrary to the regulations
52.	85(1)	400	60	460	Illegal possession of dead wild animal
53.	86	200	30	230	Possessing a wild animal without complying with the tagging requirements
54.	87(1)(a)	300	45	345	Harvesting game from a vehicle or other conveyance
55.	87(1)(b)	300	45	345	Discharging a weapon within or from a vehicle or other conveyance
56.	87(1)(c)	300	45	345	Having a loaded weapon in or on a vehicle or other conveyance
57.	87(1)(d)	300	45	345	Using a vehicle or other conveyance to harass wildlife
58.	87(1)(e)	500	75	575	Using a vehicle or other conveyance as a weapon to harvest wildlife
59.	87(3)	500	75	575	Harvesting a polar bear by vehicle or other conveyance
60.	88(1)	500	75	575	Using an aircraft to spot, etc.
61.	88(2)	500	75	575	Using a helicopter to transport wild animals or people without authority
62.	88(3)	500	75	575	Breach of 12 hour aircraft rule
63.	89(1)	300	45	345	Dangerous harvesting
64.	90(1)	100	15	115	Intentionally feeding a wild animal
65.	90(2)	300	45	345	Improperly placing or depositing attractants
66.	91(1)	200	30	230	Releasing a captive wild animal or a domestic animal, or allowing it to escape
67.	91(2)	500	75	575	Releasing an invasive species
68.	91(3)	200	30	230	Failure to make every effort to recover the escaped or released animal or member of the species
69.	93(5)	300	45	345	Failure to comply with dangerous wildlife protection order

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70.	94(4)	400	60	460	Contravening a closure or stop harvesting order
71.	95(2)	200	30	230	Failure to surrender weapons and other articles
72.	99	200	30	230	Harvesting out of season
73.	100(1)	200	30	230	Failure to report emergency kills, etc.
74.	101	200	30	230	Unlawful removal or posting or signs
75.	102	200	30	230	Failure to provide information and specimens on request
76.	103	200	30	230	Failure to provide individual harvesting report
77.	105(1)	200	30	230	Importing without a licence
78.	105(2)	200	30	230	Importing without proper documentation
79.	106(1)	200	30	230	Exporting without a licence
80.	106(3)	200	30	230	Exporting more than prescribed limit
81.	106(5)	200	30	230	Exporting without proper licence attached
82.	108(1)	500	75	575	Operating a meat business without a licence
83.	108(2)	500	75	575	Trafficking in prescribed wildlife.
84.	109	500	75	575	Buying wildlife commercially or above prescribed rate or quantity without a licence
85.	110	500	75	575	Buying raw pelts or hides without a licence
86.	111(1)(a)	500	75	575	Non-resident harvesting big game without a licensed big game outfitter
87.	111(1)(b)	500	75	575	Non-resident harvesting big game without a big game guide
88.	111(3)	500	75	575	Resident hunting big game without a big game guide
89.	111.1(1)	500	75	575	Big game outfitting without a licence
90.	111.1(2)	500	75	575	Not ensuring guides or clients are licensed
91.	112(1)	500	75	575	Guiding without a licence
92.	112(2)	500	75	575	Guiding for an unlicensed person
93.	112(3)	200	30	230	Unauthorized harvesting by guide
94.	115(1)	200	30	230	Tanning without a licence
95.	115(2)	200	30	230	Taxidermy without a licence
96.	116(1)	200	30	230	Organizing harvesting instruction courses without a licence
97.	117(1)	200	30	230	Conducting research on wildlife or collect wildlife specimens for research without a licence
98.	117(2)	200	30	230	Organizing activity to interact, manipulate or closely observe wildlife without a licence
99.	118(1)	200	30	230	Failure by outfitter to give special report
100.	118(2)	200	30	230	Failure by big game guide to give special report

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101.	119	300	45	345	Failure to provide commercial report
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