

TOURISM ACT

R-012-2018

Registered with the Registrar of Regulations

2018-05-24

MARINE TOURISM REGULATIONS

The Commissioner, on the recommendation of the Minister, under section 14 of the *Tourism Act* and every enabling power, makes the attached *Marine Tourism Regulations*.

INTERPRETATION

1. In these regulations,

"passenger" means a person carried on a vessel, but does not include an employee;

"employee" means a member of the crew or a person employed or engaged in any capacity on board the vessel.

APPLICATION

2. These regulations do not apply to a pleasure craft or a commercial passenger vessel based in Nunavut.

DUTIES OF OPERATORS OF PLEASURE CRAFT

3. (1) An operator of a pleasure craft carrying 12 passengers or more shall, at least 48 hours prior to the first expected disembarkation of passengers or employees in a municipality in Nunavut, submit an itinerary to the municipal corporation.

(2) The operator of the pleasure craft is not required to comply with subsection (1) if prevented from doing so by urgent and compelling circumstances, including those related to inclement weather or mechanical issues.

(3) The itinerary must include the following information:

- (a) the expected disembarkation date;
- (b) the expected length of stay;
- (c) the number of passengers and employees on board.

(4) The operator of the pleasure craft shall notify the municipal corporation of changes to the itinerary as soon as practicable.

DUTIES OF OPERATORS OF COMMERCIAL PASSENGER VESSEL

4. (1) An operator of a commercial passenger vessel carrying 12 passengers or more shall, at least eight weeks before the first expected disembarkation of passengers or employees in a municipality in Nunavut, submit a pre-trip report to the Chief Tourism Officer.

(2) The pre-trip report must contain the following information:

- (a) a proposed itinerary, including the municipalities in which passengers or employees are expected to disembark;
- (b) if applicable, a list of the goods and services proposed to be purchased by the operator in Nunavut and their estimated total value;
- (c) if applicable, a copy of a contract between the operator and a municipal corporation;
- (d) if applicable, a list of the services proposed to be provided by the operator to Nunavummiut;
- (e) the expected number of passengers and employees on board the vessel.

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(3) The operator shall notify the Chief Tourism Officer of changes to the itinerary as soon as practicable prior to disembarkation.

5. (1) An operator of a commercial passenger vessel carrying 12 passengers or more shall, within 12 weeks of leaving Nunavut, submit a post-trip report to the Chief Tourism Officer.

(2) The post-trip report must contain the following information:

- (a) the actual itinerary, including the municipalities in which passengers or employees disembarked;
- (b) if applicable, a list of goods and services purchased by the operator in Nunavut and their total value;
- (c) if applicable, a list of services provided by the operator to Nunavummiut;
- (d) if applicable, a general description and approximate value of donations made by the operator to a person or organization in Nunavut in the year of the trip up until the time the post-trip report is submitted;
- (e) the number of passengers and employees on board the vessel;
- (f) the number of passengers and employees who disembarked in each municipality.

6. An operator of a commercial passenger vessel carrying 12 passengers or more shall maintain liability insurance coverage in an amount not less than \$5 million.

CODES OF CONDUCT

7. An operator of a commercial passenger vessel and an operator of a pleasure craft must follow the code of conduct set out in Schedule A.

8. A passenger must follow the code of conduct set out in Schedule B.

SCHEDULE

SCHEDULE A

(Section 7)

CODE OF CONDUCT FOR OPERATORS

- 1.** Remember that alcohol is prohibited or controlled in some municipalities. Do not bring alcohol into municipalities or provide alcohol to anyone in municipalities without first ensuring that it is lawful to do so.
- 2.** Respect the privacy of the local people.
- 3.** Ask permission before taking pictures of the local people.
- 4.** Stay with your tour guides.
- 5.** Your spending is important to the livelihoods of the local people. Give fair value for local arts, crafts and cultural activities.
- 6.** Sled dogs are working animals, not pets. Watch sled dogs from an appropriate distance only. Do not interact with them unless you are invited to do so.
- 7.** Do not remove stones, bones or other objects that you may find on the ground.
- 8.** Follow all legal requirements with respect to waste disposal. Do not litter.
- 9.** Ensure that passengers comply with the code of conduct for passengers.
- 10.** Comply with all applicable laws, including territorial and federal legislation and municipal by-laws.
- 11.** Ensure that any required permits are obtained before visiting such places as Inuit owned lands, national parks, and archeological and paleontological sites.
- 12.** Ensure that employees are properly trained.
- 13.** Ensure that all equipment used for landings and land-based activities is well-maintained.
- 14.** Ensure that landings and land-based activities have minimal or no negative impacts on the environment.
- 15.** Ensure that landings and land-based activities have no negative impacts on cultural heritage.
- 16.** Ensure that the vessel has no negative impact on sealift and fuel resupply activities.
- 17.** To the degree possible, hire Inuit enrolled under the Nunavut Land Claims Agreement and use local services.

SCHEDULE B

(Section 8)

CODE OF CONDUCT FOR PASSENGERS

1. Remember that alcohol is prohibited or controlled in some municipalities. Do not bring alcohol into municipalities or provide alcohol to anyone in municipalities without first ensuring that it is lawful to do so.
2. Respect the privacy of the local people.
3. Ask permission before taking pictures of the local people.
4. Stay with your tour guides.
5. Your spending is important to the livelihoods of the local people. Give fair value for local arts, crafts and cultural activities.
6. Dog teams are working animals, not pets. Watch sled dogs from an appropriate distance only. Do not interfere with them while they are being fed or talk to their owners while they are working with the teams, unless you are specifically invited to do so.
7. Do not remove stones, bones or other objects that you may find on the ground.

Follow all legal requirements with respect to waste disposal. Do not litter.