



**STATUTES**  
of the  
**YUKON TERRITORY**

PASSED BY THE YUKON COUNCIL  
IN THE YEAR  
1981

BEING THE SECOND SITTING OF THE FOURTH SESSION  
OF THE TWENTY-FOURTH COUNCIL  
November 12 - December 17, 1981

DOUGLAS L. BELL

COMMISSIONER

# **SECOND 1981**

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ORDINANCES OF THE YUKON TERRITORY

1981 Second Sitting

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**NOTE:** The following Bills are still on the Order Paper:

- #1 - An Ordinance to Perpetuate a Certain Ancient Right
- #77 - Municipal Capital Expenditures Ordinance
- #80 - An Ordinance to Amend the Interpretation Ordinance

Private Member's Bills still on the Order Paper:

- #101 - An Ordinance to Amend the Consumers' Protection Ordinance
- #108 - An Ordinance to Amend the Motor Vehicles Ordinance
- #109 - Equal Status of Children Ordinance

The 1981 Second Sitting of the Fourth Session of the Twenty-fourth Council was adjourned on December 17, 1981.

**ORDINANCES OF THE YUKON TERRITORY**  
**1981 (2nd), Chapter 1**

**AN ORDINANCE TO AMEND**  
**THE BUILDING STANDARDS ORDINANCE**

(Assented to November 30, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) Subsection 3(1) of the **Building Standards Ordinance** is amended by striking out the expression "or local improvement district".
  
  - 2(1) Subsection 4(1) of the Ordinance is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council."
  
  - (2) Paragraph 4(1)(a) of the Ordinance is amended
    - (a) by adding, immediately after the word "code", the expression "in whole or in part, with or without modifications," and
    - (b) by striking out the expression "or local improvement district".
  
  - (3) Paragraph 4(1)(b) of the Ordinance is amended by striking out the expression "or local improvement district".
-

ORDINANCES OF THE YUKON TERRITORY  
1981 (2nd), Chapter 2

BULK SALES ORDINANCE

(Assented to November 30, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1(1) This Ordinance may be cited as the **Bulk Sales Ordinance**.

2(1) In this Ordinance,

"buyer" "buyer" means a person who acquires stock under a sale in bulk;

"creditor" "creditor" means any creditor, including an unsecured trade creditor and a secured trade creditor;

"proceeds of the sale" "proceeds of the sale" includes the purchase price and any security therefor or for any part thereof, and any other consideration payable to the seller or passing from the buyer to the seller on a sale in bulk, and the moneys realized by a trustee under a security or by the sale or other disposition of any property coming into his hands as the consideration or part of the consideration for the sale, less the proper and reasonable costs of the seller's solicitor for completing the sale;

"registrar" "registrar" means the registrar of personal property appointed under the **Personal Property Security Ordinance**;

"sale" "sale", whether used alone or in the expression "sale in bulk", includes a transfer, conveyance, barter or exchange, but does not include a pledge, charge or mortgage;

"sale in bulk" "sale in bulk" means a sale of stock or part thereof, out of the usual course of business or trade of the seller;

"secured trade creditor"		<p>"secured trade creditor" means a person to whom a seller is indebted, whether or not the debt is due,</p> <p>(a) for stock, money or services furnished for the purpose of enabling the seller to carry on business, or</p> <p>(b) for rental of premises in or from which the seller carries on business,</p> <p>and who holds security or is entitled to a preference in respect of his claim;</p>
"seller"		<p>"seller" means a person who sells stock under a sale in bulk;</p>
"stock"		<p>"stock" means</p> <p>(a) the goods, wares, merchandise or chattels in which a person trades or that he produces or that are the output of business, or</p> <p>(b) the fixtures, goods and chattels with which a person carries on a trade or business; and</p>
"unsecured trade creditor"		<p>"unsecured trade creditor" means a person to whom a seller is indebted for stock, money, or services, furnished for the purpose of enabling the seller to carry on a business, whether or not the debt is due, and who holds no security or who is entitled to no preference in respect of his claim.</p>
Application of Ordinance	3(1)	<p>This Ordinance applies only to sales in bulk by</p> <p>(a) persons who, as their ostensible occupation or part thereof, buy and sell goods, wares or merchandise,</p> <p>(b) commission merchants,</p> <p>(c) manufacturers, and</p> <p>(d) proprietors of hotels, motels, autocourts, rooming houses, restaurants, motor vehicle service stations, oil or gasoline stations, or machine shops.</p>
Exception	(2)	<p>Nothing in this Ordinance applies to or affects a sale in bulk by an executor, an administrator, a trustee of the estate of a mentally incompetent or incapable person, a creditor realizing upon his security, a receiver, an assignee or trustee for the benefit of creditors, a trustee under the Bankruptcy Act (Canada), a liquidator or official</p>

receiver, or a public official acting under judicial process.

- |                           |      |  |
|---------------------------|------|--|
| Judicial exemption        | 4(1) | A seller may apply to the Court for an order exempting a sale in bulk from the application of this Ordinance and the Court, if it is satisfied on such evidence as it thinks necessary that the sale is advantageous to the seller and will not impair his ability to pay his creditors in full, may make the order, and thereafter this Ordinance, except section 8, does not apply to the sale.  |
| Notice                    | (2)  | The Court may require notice of the application for the order to be given to the creditors of the seller or such of them as it directs and it may in the order impose such terms and give such directions with respect to the disposition of the proceeds of the sale or otherwise as it thinks fit.   |
| Statement as to creditors | 5(1) | The buyer, before paying or delivering to the seller any part of the proceeds of the sale other than the part mentioned in section 7, shall demand of and receive from the seller, and the seller shall deliver to the buyer, a statement as to the seller's creditors in the prescribed form verified by the affidavit of the seller.   |
| Contents of statement     | (2)  | The statement shall show the names and addresses of the unsecured trade creditors and the secured trade creditors of the seller and the amount of the indebtedness or liability due, owing, payable or accruing due, or to become due and payable by the seller to each of them and, with respect to the claims of the secured trade creditors, the nature of their security and whether their claims are due or, in the event of sale, become due on the date fixed for the completion of the sale. |
| Preference or priority    | 6(1) | From and after the delivery of the statement mentioned in section 5, no preference or priority is obtainable by any creditor of the seller in respect of the stock, or the proceeds of the sale thereof, by attachment, garnishment proceedings, contract or otherwise.  |

- Down payment 7(1) The buyer may, before he receives the statement mentioned in section 5, pay to the seller on account of the purchase price a sum not exceeding ten per cent of the purchase price which shall form part of the proceeds of sale and which the seller shall hold in trust
- (a) for the buyer until completion of the sale, or if the sale is not completed and the buyer becomes entitled to repayment of it, until it is repaid to the buyer, or
  - (b) where the sale is completed and a trustee has been appointed, for the trustee until the seller complies with paragraph 12(1)(b).
- Particulars for creditor 8(1) Any creditor of a seller is entitled to demand of the buyer particulars in writing of the sale in bulk in which case the buyer shall forthwith deliver such particulars in writing to the creditor.

#### Completion of Sale

- Payment to seller 9(1) Where the buyer has received the statement mentioned in section 5, he may pay or deliver the proceeds of the sale to the seller and thereupon acquire the property of the seller in the stock.
- (a) if the statement discloses that the claims of the unsecured trade creditors of the seller do not exceed a total of \$2,500 and that the claims of the secured trade creditors of the seller do not exceed a total of \$2,500 and the buyer has no notice that the claims of the unsecured trade creditors of the seller exceed a total of \$2,500 or that the claims of the secured trade creditors of the seller exceed a total of \$2,500,
  - (b) if the seller delivers a statement verified by his affidavit showing that the claims of all unsecured trade creditors and all secured trade creditors of the seller of which the buyer has notice have been paid in full, or
  - (c) if adequate provision has been made for the immediate payment in full of
    - (i) all claims of the unsecured trade creditors of the seller of which the buyer has notice, and



(ii) all claims of secured trade creditors of the seller which are or become due and payable upon completion of the sale of which the buyer has notice,

but, where any such creditor has delivered a waiver in the prescribed form, no provision need be made for the immediate payment of his claim.

Payment of  
creditors

(2)

Where a sale is completed in accordance with paragraph (1)(c), the buyer shall ensure that all such claims are paid in full forthwith after the completion of the sale.

Payment to  
trustee

10(1)

Where the buyer has received the statement mentioned in section 5 and if section 9 does not apply, he may pay or deliver the proceeds of the sale to the trustee appointed under subsection 11(1) and thereupon acquire the property of the seller in the stock, if the seller delivers to the buyer

(a) the consent to the sale in the prescribed form of unsecured trade creditors of the seller representing not less than sixty per cent in number and amount of the claims that exceed \$500 of all the unsecured trade creditors of the seller of whose claims the buyer has notice, and

(b) an affidavit of the seller deposing

(i) that he has delivered to all unsecured trade creditors and secured trade creditors personally or by certified mail addressed to them at their latest known addresses at least 14 days before the date fixed for the completion of the sale copies of the contract of the sale in bulk, or if there is no written contract, written particulars of the sale, the statement mentioned in section 5, and the statement of affairs in the prescribed form, and

(ii) that the affairs of the seller as disclosed in the statement of affairs have not materially changed since it was made.

- Exhibits to affidavit (2) Copies of the documents mentioned in paragraph (1)(b) shall be attached as exhibits to the affidavit mentioned therein.
- Appointment of trustee 11(1) Where a sale in bulk is being completed under section 10, a trustee shall be appointed
- (a) by the seller with the consent in the prescribed form of his unsecured trade creditors representing not less than sixty per cent in number and amount of the claims that exceed \$500 of the unsecured trade creditors as shown by the statement mentioned in section 5, or
  - (b) by the Court upon the application of any person interested where the unsecured trade creditors of the seller representing not less than sixty per cent in number and amount of the claims that exceed \$500 as shown by the statement mentioned in section 5, have consented to the sale in bulk but have not consented to the appointment of a trustee, or where the trustee appointed under paragraph (a) is unable or unwilling to act.
- Security (2) Every trustee shall, unless the Court otherwise orders, forthwith give security in cash or by bond satisfactory to the Court for the due accounting for all property received by him as trustee and for the due and faithful performance of his duties, and the security shall be deposited with the clerk of the Court and shall be given in favour of the creditors generally and may be enforced by any succeeding trustee or by any one of the creditors on behalf of all by direction of the Court and the amount of the security may be increased or decreased by the Court at any time.
- Sale with trustee 12(1) Where a sale in bulk is being completed under section 10,
- (a) the seller shall deliver to the trustee a statement verified by the affidavit of the seller showing the names and addresses of all creditors of the seller and the amount of the indebtedness or liability due, owing, payable or accruing due, or to become due and payable by the seller to each of them,

- (b) the seller shall pay to the trustee all moneys received by him from the buyer on account of the purchase price under section 7, and
- (c) the buyer shall pay or deliver the balance of the proceeds of the sale to the trustee.

**After Completion**

- |                         |       |   |
|-------------------------|-------|---|
| Affidavit to be filed   | 13(1) | Within five days after the completion of a sale in bulk, the buyer shall file in the office of the registrar an affidavit setting out the particulars of the sale, including the subject matter thereof and the name and address of the trustee, if any, and exhibiting copies of the statement mentioned in section 5, the statement, if any, mentioned in paragraph 9(1)(b), the waivers, if any, mentioned in paragraph 9(1)(c) and the consent and affidavit, if any, mentioned in section 10.  |
| Failure to file notice  | (2)   | <p>If the buyer fails to comply with subsection (1), the Court may at any time,</p> <ul style="list-style-type: none"> <li>(a) upon the application of the trustee or any creditor, order the buyer to comply therewith,</li> <li>(b) upon the application of the buyer, extend the time for compliance with subsection (1), or</li> <li>(c) upon the application of the buyer after the lapse of one year from the date of the completion of the sale in bulk and upon being satisfied             <ul style="list-style-type: none"> <li>(i) that the claims of all unsecured trade creditors and secured trade creditors of the seller existing at the time of the completion of the sale, have been paid in full,</li> <li>(ii) that no action or proceeding is pending to set aside the sale or to have the sale declared void, and</li> <li>(iii) that the application is made in good faith and not for any improper purpose,</li> </ul>             make an order dispensing with compliance with subsection (1).           </li> </ul> |
| Distribution by trustee | 14(1) | Where the proceeds of the sale are paid or delivered to a trustee under section 12, the   |

trustee is a trustee for the general benefit of the creditors of the seller and he shall distribute the proceeds of the sale among the creditors of the seller, and in making the distribution all creditors claims shall be proved in like manner and are subject to like contestation before a judge and are entitled to like priorities as in the case of a distribution under the Bankruptcy Act (Canada), as amended or re-enacted from time to time, and shall be determined as of the date of the completion of the sale.

- Notice (2) Before making the distribution, the trustee shall cause a notice thereof to be published in at least two issues of a newspaper having general circulation in the locality in which the stock was situated at the time of the sale, and the trustee shall not make the distribution until at least 14 days after the last of such publications.
- Fee of trustee 15(1) The Commissioner in Executive Council may make regulations establishing a tariff of fees for trustees and when any of the fees payable to a trustee is to be deducted from the money to be paid to the creditors, the fee paid may not exceed the amount fixed by the tariff.
- Deduction from proceeds (2) Subject to subsection (3) and in the absence of an arrangement between the seller and the trustee to the contrary, the fee, together with any disbursements made by the trustee, shall be deducted by him from the moneys to be paid to the creditors.
- Deduction from excess (3) Where the proceeds of the sale exceed the amount required to pay in full all indebtedness of the seller to his creditors, the fee of the trustee together with any disbursements made by the trustee shall be deducted by him from the excess proceeds to the extent of that excess, and any portion of the trustee's fee remaining unpaid thereafter shall be deducted as provided in subsection (2).

## Miscellaneous

Affidavit of seller	16(1)	Subject to subsections (2) and (3), an affidavit required to be made under this Ordinance by a seller may be made by an authorized agent of the seller and, if the seller is a corporation, by an officer, director or manager of the corporation.
Affidavit of partnership	(2)	Where the seller is a partnership, the affidavit shall be made severally by each of the partners or his authorized agent.
Other affidavits	(3)	An affidavit by a person other than the seller may be made only by a person who has a personal knowledge of the facts sworn to, and the fact that he has the personal knowledge shall be stated in the affidavit.
Sale may be set aside	17(1)	Unless the buyer has complied with this Ordinance, a sale in bulk is voidable as against the creditors of the seller.
Liability of buyer	(2)	Where a sale in bulk is set aside or declared void and the buyer has received or taken possession of the stock in bulk, he is personally liable to account to the creditors of the seller for the value thereof, including all money, security or property realized or taken by him from, out of, or on account of, the sale or other disposition by him of the stock in bulk.
Action to set aside	18(1)	An action or proceeding to set aside or have declared void a sale in bulk may be brought or taken by any creditor of the seller, and, if the seller is adjudged bankrupt, by the trustee of his estate.
Burden of proof	19(1)	In an action or proceeding in which a sale in bulk is attacked or comes in question, whether directly or indirectly, the burden of proof that this Ordinance has been complied with is upon the person upholding the sale in bulk.
Limitation period	20(1)	No action shall be brought or proceeding taken to set aside or have declared void a sale in bulk for



**ORDINANCES OF THE YUKON TERRITORY  
1981 (2nd), Chapter 3**

**AN ORDINANCE TO AMEND  
THE COURT OF APPEAL ORDINANCE**

(Assented to November 30, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) Subsection 4(2) of the Court of Appeal Ordinance is repealed.
-

ORDINANCES OF THE YUKON TERRITORY  
1981 (2nd), Chapter 4

AN ORDINANCE TO AMEND  
THE ELECTIONS ORDINANCE, 1977

(Assented to November 30, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1(1) This Ordinance amends the Elections Ordinance, 1977.

2(1) Subsection 1(1) is repealed and the following is substituted for it:

"1(1) This Ordinance may be cited as the Elections Ordinance."

3(1) Subsection 2(1) is amended by adding the following new definitions:

"ballot" "ballot" means a ballot paper actually or apparently placed in a ballot box under subsection 54(8);

"candidate" 'candidate' means a person nominated to be a candidate at an election pursuant to section 31;

"electoral district" 'electoral district' means an area established as an electoral district under the Electoral District Boundaries Ordinance;

"member" 'member' means a member of the Council;

"polling division" 'polling division' means a polling division established under section 14;

"vote" 'vote' means cast a ballot;".

(2) The definition of "election officer" in subsection 2(1) is amended by striking out the expression "poll clerk, interpreter or constable" and substituting for it the expression "poll clerk, interpreter or poll attendant".



**An Ordinance to Amend  
the Elections Ordinance, 1977**

**Chp. 4**

- "poll book"
- (3) The definition of "poll book" in subsection 2(1) is repealed and the following is substituted for it:  
"poll book" means the book referred to in paragraph 44(1)(h);".
- (4) The definition of "polling station" in subsection 2(1) is amended by striking out the word "vote" and substituting for it the word "poll".
- 4(1) Subsections 4(2), (3), (4), (6), (7) and (8) are amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 5(1) Subsection 7(1) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 6(1) Subsection 8(1) is amended  
(a) by striking out the word "every" and substituting for it the word "each", and  
(b) by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 7(1) Subsection 9(1) is repealed and the following is substituted for it:  
"9(1) For each electoral district the Board shall, after consultation with the returning officer for that electoral district, appoint an assistant returning officer."
- Assistant returning officers
- 8(1) Subsection 10(4) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 9(1) Subsection 11(2) is repealed.
- 10(1) Subsection 13(1) is amended  
(a) by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council", and  
(b) by striking out the expression "poll clerks, interpreters, constables" and substituting for

An Ordinance to Amend  
the Elections Ordinance, 1977 Chp. 4

it the expression "poll clerks, interpreters,  
poll attendants".

11(1) Paragraph 14(4)(a) is amended by striking out the word "votes" and substituting for it the word "ballots".

12(1) Subsection 16(2) is repealed.

13(1) The heading immediately before section 18 is amended by striking out the word "VOTERS" and substituting for it the word "ELECTORS".

14(1) Subsection 20(4) is amended by striking out the expression "apply in person during the sittings for revision" and substituting for it the expression "apply in person or by representative during the hearing of revisions".

15(1) Subsection 21(1) is amended by striking out the expression "in and".

- (2) Subsection 21(5) is amended
- (a) by striking out the expression "for each polling division" and substituting for it the expression "for all polling divisions", and
  - (b) by striking out the expression "who has been nominated".

(3) Subsection 21(6) is repealed and the following is substituted for it:

Posting  
of list

"(6) Each returning officer shall, not later than the 29th day after the issue of the writ, cause one copy of the preliminary lists of electors for all polling divisions in his electoral district to be posted in a prominent place within each polling division in his electoral district."

(4) Subsection 21(7) is repealed and the following is substituted for it:

Copy of list

"(7) Each returning officer shall, not later than the 29th day after the issue of the writ, deliver or mail to the Board one copy of the preliminary lists of electors

**An Ordinance to Amend  
the Elections Ordinance, 1977** **Chp. 4**

for all polling divisions in his electoral district."

- Copy of statement
- (5) Subsection 21(8) is repealed and the following subsections are substituted for it:
- "(8) Each returning officer shall, upon receipt of the copies of the statements of changes and additions for all polling divisions in his electoral district delivered to him under subsection 25(3),
- (a) keep one copy of each statement on file in his office, where it shall be available for public inspection during the hours his office is open, and
- (b) deliver or mail one copy of each statement to the Board.
- Lists for taking poll
- (8.1) Each returning officer shall, upon receipt of the certified revised preliminary lists of electors for all polling divisions in his electoral district delivered to him under subsection 25(3), deliver to each deputy returning officer the appropriate list of electors for use at the taking of the poll."
- Official list
- (6) Subsection 21(9) is repealed and the following is substituted for it:
- "(9) The revised copy of the list of electors as certified by the revising officer under paragraph 25(3)(a) shall be the official list of electors to be used at the taking of the poll."
- 16(1) Subsection 22(13) is amended by striking out the expression "notification card" and substituting for it the word "notice".
- (2) Paragraph 22(13)(b) is amended by striking out the expression "address and telephone number, if any".
- (3) Paragraph 22(13)(d) is amended by striking out the word "address" and substituting for it the expression "address and telephone number".

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the Elections Ordinance, 1977** **Chp. 4**

- (4) Subsection 22(16) is amended by striking out the expression "shall prepare at least three copies" and substituting for it the expression "shall prepare, in the prescribed form, a complete list of".
- (5) Subsection 22(18) is amended by striking out the expression "to distinguish the two electors either by their ages" and substituting for it the expression "to distinguish the two electors by sex, by their ages".
- (6) Subsection 22(20) is repealed and the following is substituted for it:
- Completion  
of list      "(20) Upon completion of the preliminary list of electors and not later than the 26th day after the issue of the writ, every enumerator shall transmit to the returning officer
- (a) the original of the preliminary list of electors prepared under subsection (16) for the polling division for which he was appointed, together with his record books containing the copies of the notices left by him under subsections (7) and (13), and
- (b) an oath, in the prescribed form, stating that the list is complete and correct."
- (7) The following new subsection is added to section 22:
- Retention  
of copy      "(21.1) Every enumerator shall, for the duration of the election period, keep a copy of the preliminary list of electors prepared under subsection (16)."
- (8) Subsection 22(21) is amended by striking out the expression "copies of".
- (9) Subsection 22(24) is amended by striking out the expression "of the two copies of."
- 17(1) Subsection 23(6) is repealed.

An Ordinance to Amend  
the Elections Ordinance, 1977

Chp. 4

- 18(1) Subsection 24(3) is amended
- (a) by striking out the expression "If any revising officer or returning officer at any time after the posting up of the list of electors and before the time fixed for the closing of the revision of the list" and substituting for it the expression "If any revising officer or the returning officer during the hearing of revisions.", and
  - (b) by striking out the expression "attest such addition by his initials" and substituting for it the expression "initial the addition".
- (2) Subsection 24(4) is amended
- (a) by striking out the expression "at anytime after the posting up of the list of electors and before the time fixed for the closing of the list" and substituting for it the expression "during the hearing of revisions.", and
  - (b) by striking out the expression "attest such removal by his initials" and substituting for it the expression "initial the removal".
- (3) Subsection 24(5) is amended by striking out the expression "attest the change by his initials" and substituting for it the expression "initial the correction".
- (4) Paragraph 24(6)(a) is amended by striking out the word "omit" and substituting for it the expression "omit or delete".
- 19(1) Subsection 25(1) is amended by striking out the expression "subsection 22(22)" and substituting for it the expression "subsections 22(22) and (23)".
- (2) Subsection 25(2) is amended by striking out the expression "in person, by agent or counsel" and substituting for it the expression "in person or by representative".
- (3) Subsection 25(3) is repealed and the following new subsections are substituted for it:
- "(3) At five o'clock in the afternoon of the last day as specified in subsection

Completion  
of hearings

An Ordinance to Amend  
the Elections Ordinance, 1977

Chp. 4

22(23), or as soon thereafter as all applications of persons present at that time have been disposed of, the revising officer shall

- (a) certify the revised preliminary list of electors by means of a certificate in the prescribed form,
- (b) attach the certificate referred to in paragraph (a) to the revised preliminary list immediately after the last name on the list,
- (c) complete two copies of his statement of changes and additions in the prescribed form, and
- (d) deliver the certified list and the two copies of his statement to the returning officer for the electoral district.

Further  
changes

(3.1) Where a revising officer has certified the revised preliminary list of electors under subsection (3), he shall make no further changes to the list."

(4) Section 25 is amended by adding the following new subsection:

Amendment  
of list

"(4.1) The returning officer shall amend the certified revised preliminary list of electors and the revising officer's statement of changes and additions to reflect his decisions on appeals under subsection (4), and he shall initial all such amendments."

20(1) Subsection 26(1) is amended

- (a) by striking out the word "constable" and substituting for it the expression "poll attendant", and
- (b) by striking out the word "voter" and substituting for it the word "elector".

21(1) Subsection 27(1) is amended

- (a) by striking out the expression "two days" and substituting for it the expression "four days".

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the Elections Ordinance, 1977

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- (b) by striking out the word "votes" in paragraph (b) and substituting for it the word "ballots", and
  - (c) by striking out the word "voting" wherever it occurs in paragraph (b) and substituting for it in each case the expression "a poll", and
  - (d) by striking out the expression "add up the number of votes given to each candidate" in paragraph (e) and substituting for it the expression "conduct the official addition".
- (2) Subsection 27(2) is amended by striking out the expression "a court house, city or town hall or other public or private building in the most central place in the electoral district or the place that is most convenient" and substituting for it the expression "the office of the returning officer or some other place in the electoral district convenient".
- 22(1) Subsection 30(4) is repealed and the following is substituted for it:
- Time for  
by-election
- "(4) Where a vacancy occurs in the representation of an electoral district, an election to fill the vacancy shall be held within 180 days after the vacancy occurs."
- 23(1) Subsection 31(5) is amended by striking out the expression "peace officer or the returning officer" and substituting for it the expression "peace officer, returning officer or assistant returning officer".
- (2) The following new subsection is added to section 31:
- Candidate  
may witness
- "(5.1) A person being nominated as a candidate is entitled to be the witness under subsection (5) for the persons nominating him."
- (3) Paragraph 31(6)(a) is amended by striking out the expression "peace officer or returning officer" and substituting for it the expression "peace officer, returning officer or assistant returning officer".

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- Corrections  
by candidate
- (4) Paragraph 31(6)(e) is amended by striking out the expression "or a statement pursuant to subsection 29(1)" and substituting for it the expression "subject to any statement he has filed under subsection 29(1)".
  
  - (5) Paragraph 31(6)(g) is repealed and the following is substituted for it:
    - "(g) it is accompanied by a deposit of \$200 in the form of Bank of Canada notes, a certified cheque drawn on a Canadian chartered bank, a money order, or any combination thereof."
  
  - (6) Section 31 is amended by adding, immediately after subsection (15.1), the following new subsection:
    - "(15.2) Any candidate may, before the expiration of one hour after the close of nominations, supply in writing to the returning officer any particulars of the candidate's name, address or political affiliation or interest that he considers to have been insufficiently or inaccurately given in his nominating paper, or the candidate may, within that time, in writing direct the returning officer to omit any of his given names from the ballot paper or to indicate those names by initial only, and the returning officer shall comply with any such direction and include in the ballot paper any such additional or corrected particulars."
  
  - 24(1) Subsection 37(1) is amended
    - (a) by adding the word "and" at the end of paragraph (b), and
    - (b) by striking out all of the words following the expression "list of electors" in paragraph (c).
  
  - 25(1) Subsection 38(2) is amended by striking out the word "votes" and substituting for it the word "ballots".



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- (2) Subsection 38(3) is amended by striking out the word "ballots" and substituting for it the expression "ballot papers".
- (3) Paragraph 38(3)(a) is amended by striking out the expression "officer of his electoral district" and substituting for it the expression "officer in his electoral district".
- (4) Paragraph 38(4)(b) is amended by striking out the word "ballot" and substituting for it the expression "ballot paper".
- 26(1) Subsection 40(5) is repealed and the following is substituted for it:
  - "(5) Every polling station shall be located so that
    - (a) access to it is convenient to all persons, including handicapped persons,
    - (b) if possible, it is at street level, and
    - (c) if possible, it has separate doors for electors to enter to cast their ballots and to leave after having done so."
- (2) Subsections 40(6) and (8) are amended by striking out the expression "voting compartments" wherever it appears and substituting for it in each case the expression "polling booths".
- (3) Subsection 40(7) is amended
  - (a) by striking out the expression "voting compartment" and substituting for it the expression "polling booth", and
  - (b) by striking out the word "ballots" and substituting for it the expression "ballot papers".
- (4) Subsection 40(10) is repealed and the following is substituted for it:
  - "(10) Outside each polling place there shall be placed, during the time that the poll is open, a conspicuous sign identifying the polling place."

Access to  
station

Sign  
required

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- 27(1) Subsection 41(3.1) is repealed.
- (2) Subsection 41(4) is amended by striking out the expression "and the reasons therefor".
- 28(1) The heading immediately preceding section 42 is amended by striking out the word "BALLOTS" and substituting for it the expression "BALLOT PAPERS".
- 29(1) Paragraph 42(1)(b) is amended by striking out the expression "the returning officer" and substituting for it the expression "each returning officer".
- (2) Subsection 42(3) is repealed and the following is substituted for it:
- (3) Each ballot box shall be provided with a sealing plate, permanently attached, to affix the special seal provided by the Board for sealing the ballot box."
- 30(1) Subsection 43(3) is repealed.
- (2) Subsection 43(6) is repealed.
- (3) Subsection 43(7) is amended
- (a) by striking out the word "ballots" and substituting for it the expression "ballot papers", and
- (b) by striking out the word "voters" and substituting for it the word "electors".
- (4) Subsection 43(8) is amended by striking out the expression "ballot paper" and substituting for it the expression "ballot papers".
- (5) Subsection 43(8.1) is amended
- (a) by striking out the word "deputy", and
- (b) by striking out the word "ballots" and substituting for it the expression "ballot papers".
- 31(1) Paragraph 44(1)(c) is amended by striking out the word "ballots" and substituting for it the expression "ballot papers".

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- (2) Paragraph 44(1)(d) is amended by striking out the expression "at least ten copies" and substituting for it the expression "a sufficient supply".
  - (3) Paragraph 44(1)(f) is repealed and the following is substituted for it:
    - "(f) the official list of electors referred to in subsection 21(9)."
  - (4) Paragraph 44(1)(h) is amended by striking out the expression "poll book" and substituting for it the expression "poll book in the prescribed form".
  - (5) Paragraph 44(1)(i) is amended by striking out the expression "to electors printed together on a card".
  - (6) Subsection 44(3) is amended by striking out the word "ballots" and substituting for it the expression "ballot papers".
- 32(1) Subsection 45(1) is amended by adding the expression "referred to in subsection 21(9)" at the end of the subsection.
- (2) Subsection 45(3) is amended
    - (a) by striking out the expression "the preliminary list of electors and one copy of the statement of revisions" and substituting for it the expression "the certified revised preliminary list of electors",
    - (b) by striking out the word "vote" and substituting for it the word "poll",
    - (c) by striking out the expression "the preliminary list of electors as amended by the statement of revisions" and substituting for it the expression "the certified revised preliminary list of electors", and
    - (d) by striking out the word "them" and substituting for it the word "it".
- 33(1) Subsection 46(1) is amended by striking out the word "place" and substituting for it the word "station".

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- (2) Subsection 46(2) is amended
  - (a) by striking out the word "constables" and substituting for it the expression "poll attendants", and
  - (b) by striking out the expression "votes are given" and substituting for it the expression "ballots are cast".
  
- (3) Subsection 46(3) is amended by striking out the expression "votes are given" and substituting for it the expression "ballots are cast".
  
- (4) Subsection 46(8) is amended by striking out the word "vote" and substituting for it the word "poll".
  
- (5) Subsection 46(9) is amended by striking out the word "vote" and substituting for it the word "ballot".
  
- 34(1) Subsection 48(1) is amended by striking out the expression "voting compartment" and substituting for it the expression "polling booth".
  
- (2) Subsection 48(4) is amended by striking out the word "paper" and substituting for it the word "papers".
  
- (3) Subsection 48(8) is amended by striking out the expression "voting compartment" and substituting for it the expression "polling booth".
  
- (4) Subsection 48(9) is amended by striking out the word "vote" and substituting for it the word "poll".
  
- 35(1) Subsection 50(2) is amended by striking out the word "deleting".
  
- 36(1) Subsection 51(1) is amended by striking out the word "ballot" wherever it occurs and substituting for it in each case the expression "ballot paper".
  
- 37(1) Subsection 52(1) is amended by adding, immediately after paragraph (a) the following new paragraph:

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"(a.1) enter in the poll book the name and address of every person who applies for or receives a ballot paper;".

- (2) Paragraph 52(1)(b) is amended
  - (a) by striking out the word "voter" and substituting for it the word "elector", and
  - (b) by striking out the word "voter's" and substituting for it the word "elector's".
  
- 38(1) Subsection 53(1) is amended by striking out the expression "at the counting of the votes" wherever it occurs and substituting for it in each case the expression "at the counting of the ballots".
  
- (2) Paragraph 53(1)(d) is amended
  - (a) by striking out the word "voter" and substituting for it the word "elector", and
  - (b) by striking out the word "vote" and substituting for it the word "ballot".
  
- (3) Paragraph 53(1)(f) is amended
  - (a) by striking out the word "votes" and substituting for it the word "ballots", and
  - (b) by striking out the expression "vote is given in any particular ballot paper" and substituting for it the expression "particular ballot is cast".
  
- 39(1) Subsection 54(1) is amended by striking out the word "Voting" and substituting for it the expression "The taking of the poll".
  
- (2) Paragraphs 54(7)(a) and 54(13)(b) are amended by striking out the expression "voting compartment" and substituting for it in each case the expression "polling booth".
  
- (3) Subsection 54(16) is amended by striking out the word "ballot" wherever it occurs, except in paragraph (b), and substituting for it in each case the expression "ballot paper".
  
- (4) Subsection 54(20) is amended by striking out the expression "present at the poll" and substituting

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for it the expression "present at the polling place".

- (5) Subsection 54(21) is amended by striking out the expression "polling station" and substituting for it the expression "polling place".
- 40(1) Subsection 55(1) is amended by striking out the expression "the hours of voting" and substituting for it the expression "polling hours".
- (2) Paragraph 55(11)(d) is amended by adding the word "or" to the end of the paragraph.
- 41(1) Paragraph 55.1(1)(a) is amended by striking out the word "or".
- (2) Section 55.1 is amended by adding, immediately after subsection (1), the following new subsection:  
    "(1.1) No elector whose name is on the list may make more than two declarations under paragraph (1)(b) at an election."
- 42(1) Subsection 56(1) is amended by striking out the word "vote" and substituting for it the word "ballot".
- (2) Subsection 56(4) is amended by striking out the word "vote" and substituting for it the word "ballot".
- 43(1) Section 57 and the heading immediately preceding it are repealed and the following heading and section are substituted for them:

**"CONDUCT AT POLLING PLACES**

Poll attendants

- 57(1) The returning officer or deputy returning officer may appoint one or more poll attendants to promote the orderly movement of electors to and from their polling stations in a polling place.

Appointment and oath

- (2) Poll attendants shall be appointed and sworn in the prescribed form.

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Reason for  
appointment

- (3) Every returning officer or deputy returning officer who has appointed a poll attendant shall state his reason for making the appointment in the place provided for that purpose on the polling station account."
- 44(1) Subsection 58(2) is repealed.
- (2) Subsection 58(3) is amended by striking out the expression "one kilometre" and substituting for it the expression "100 metres".
- 45(1) The heading immediately preceding section 59 is amended by striking out the word "VOTES" and substituting for it the word "BALLOTS".
- 46(1) Paragraph 59(1)(d) is amended by striking out the word "voters" and substituting for it the word "electors".
- (2) Paragraph 59(1)(f) is amended
- (a) by striking out the expression "votes given to" and substituting for it the expression "ballots cast for", and
- (b) by striking out the word "paper".
- (3) Subsection 59(2) is amended by striking out the expression "each vote" and substituting for it the expression "the name of the candidate for whom each ballot is cast".
- (4) Subsection 59(3) is amended
- (a) by striking out the expression "counting the votes" and substituting for it the expression "counting the ballots",
- (b) by striking out the expression "ballot papers" and substituting for it the word "ballots", and
- (c) by striking out the expression "ballot paper" and substituting for it the word "ballot".
- (5) Subsection 59(4) is amended by striking out the word "paper".
- (6) Subsection 59(5) is amended

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- (a) by striking out the word "votes" and substituting for it the word "ballots", and
  - (b) by striking out the word "paper".
- (7) Subsection 59(6) is amended by striking out the word "paper".
- (8) Subsection 59(7) is amended by striking out the word "vote" and substituting for it the word "ballot".
- (9) Subsection 59(8) is amended
- (a) by striking out the word "votes" and substituting for it the word "ballots", and
  - (b) by striking out the word "paper" wherever it occurs except in paragraph (c).
- (10) Subsection 59(10) is amended by striking out the word "paper".
- (11) Subsection 59(12) is amended by striking out the word "paper".
- (12) Subsection 59(13) is repealed and the following new subsections are substituted for it:
- Rejected ballots                    "(13) The deputy returning officer shall place all the rejected ballots in a special envelope which then shall be sealed by the deputy returning officer with a seal in the prescribed form signed by the deputy returning officer and the poll clerk.
- Ballots counted                    (13.1) The deputy returning officer shall place all the ballots counted for each candidate in a special envelope for each candidate, and each of the envelopes then shall be sealed by the deputy returning officer with a seal in the prescribed form signed by the deputy returning officer and the poll clerk.
- Agents' signatures                (13.2) Agents present at the sealing of envelopes under subsection (13) or (13.1) may sign the seals if they wish to do so."



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- (13) Subsection 59(14) is amended
- (a) by striking out the word "votes" and substituting for it the word "ballots", and
  - (b) by striking out the expression "the oaths in the prescribed forms" and substituting for it the expression "the oath in the prescribed form".
- (14) Subsections 59(16) to (22) are repealed and the following new sections are substituted for them:
- Envelope for  
all papers
- "59.1(1) Upon completion of the counting of the ballots and ballot papers under subsections 59(1) to (15), the deputy returning officer shall place the following things in an envelope supplied for this purpose:
- (a) the poll book;
  - (b) the envelopes containing the unused and spoiled ballot papers, the rejected ballots and the ballots counted for each candidate;
  - (c) the proxy applications;
  - (d) the statutory declarations made under subsection 55.1(1);
  - (e) the envelope containing the official list of electors; and
  - (f) the appointments of candidates' agents.
- Security  
of papers
- (2) Upon compliance with subsection (1), the deputy returning officer shall
- (a) seal the envelope in the prescribed form,
  - (b) sign the envelope,
  - (c) place the sealed envelope in the ballot box,
  - (d) place all other documents used at the poll in the ballot box,
  - (e) record in the prescribed form the serial number of the special seal supplied for sealing the ballot box,
  - (f) place the record of the serial number in the ballot box.

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- (g) seal the ballot box with the seal referred to in paragraph (e), and
- (h) subject to subsections (3) and (4), deliver the ballot box personally to the returning officer, or send it to him by registered mail.

Delivery method

- (3) A returning officer may, with the advance written approval of the Board, direct a deputy returning officer to return a ballot box otherwise than by personal delivery or registered mail.

Collection of boxes

- (4) A returning officer may appoint in writing one or more persons to collect ballot boxes from polling stations specified in the appointment.

Oath of collector

- (5) A person who collects a ballot box under subsection (4) shall, upon delivery of the ballot box to the returning officer, subscribe to an oath in the prescribed form to the effect that the ballot box has not been opened while in his care.

Penalty

- (6) Where a deputy returning officer fails to comply with this section, he shall, in addition to any other penalty to which he may be liable, receive no remuneration under section 13, unless the Board is of the opinion that his failure to comply with this section was made in good faith.

Accounting

- 59.2(1) Upon his compliance with section 59.1, each deputy returning officer shall mail or deliver to the returning officer
  - (a) the polling station account, in the prescribed form, and
  - (b) his fee and expense claims, and the fee and expense claims of the poll clerk."

- 47(1) Subsection 60(1) is amended by striking out the word "constable" and substituting for it the expression "poll attendant".

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- 48(1) The heading immediately preceding section 61 is amended by striking out the expression "OF THE VOTES".
- 49(1) Paragraph 61(1)(b) is amended by striking out the expression "subsection 59(17)" and substituting for it the expression "subsection 59.1(2)".
- (2) Paragraph 61(1)(c) is amended by striking out the expression "as prescribed".
- (3) Subsection 61(2) is amended
- (a) by striking out the expression "of the votes",
  - (b) by striking out the word "attended" and substituting for it the word "attend",
  - (c) by striking out the word "votes" and substituting for it the word "ballots", and
  - (d) by adding the expression "and the number of rejected ballots" to the end of the subsection.
- (4) Subsection 61(4) is amended by striking out the expression "ballot papers" and substituting for it the word "ballots".
- (5) Subsection 61(5) is amended
- (a) by striking out the expression "of the votes",
  - (b) by striking out the expression "who has obtained the largest number of votes" in paragraph (a) and substituting for it the expression "for whom the greatest number of ballots has been cast", and
  - (c) by striking out the word "votes" in paragraph (b) and substituting for it the word "ballots".
- (6) Subsection 61(6) is amended
- (a) by striking out the expression "of the votes",
  - (b) by striking out the expression "votes between" and substituting for it the expression "ballots cast for",
  - (c) by striking out the word "votes" wherever else it occurs and substituting for it in each case the word "ballots",

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- (d) by striking out the word "vote" and substituting for it the expression "ballot cast", and
  - (e) by striking out the word "largest" and the word "highest" and substituting for each of them the word "greatest".
- 50(1) Subsection 62(1) is amended
- (a) by striking out the expression "of the votes", and
  - (b) by striking out the expression "section 59" and substituting for it the expression "section 59 or 59.1".
- (2) Subsection 62(2) is amended
- (a) by striking out the expression "of the votes", and
  - (b) by striking out the word "votes" wherever else it occurs and substituting for it in each case the word "ballots".
- (3) Subsection 62(4) is amended by striking out the expression "votes given to" and substituting for it the expression "ballots cast for".
- (4) Subsection 62(5) is amended by striking out the expression "votes given" and substituting for it the expression "ballots cast".
- (5) Subsection 62(6) is amended
- (a) by striking out the expression "appearing to have obtained the largest number of votes" and substituting for it the expression "for whom the greatest number of ballots appears to have been cast", and
  - (b) by striking out the word "votes" and substituting for it the word "ballots".
- (6) Subsection 62(7) is amended by striking out the expression "votes given to" and substituting for it the expression "ballots cast for".
- 51(1) Subsection 64(1) is amended
- (a) in paragraph (a), by striking out the expression "of votes",

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- (b) in paragraph (b), by striking out the expression "addition of votes" and substituting for it the word "addition",
  - (c) in clause (b)(i), by striking out the word "votes" and the expression "ballot papers" wherever they occur and substituting for them in each case the word "ballots",
  - (d) in clause (b)(ii), by striking out the expression "added up the votes" and substituting for it the expression "conducted the official addition", and
  - (e) by striking out the expression "to recount the votes" and substituting for it the expression "for the recount".
- (2) Subsection 64(2) is amended by striking out the expression "of the votes".
  - (3) Subsection 64(3) is amended by striking out the expression "recount the votes" and substituting for it the expression "conduct the recount".
  - (4) Subsection 64(5) is amended by striking out all of the words following the expression "the envelopes containing" and substituting for them the expression "all the ballot papers and ballots, and the statements of the poll signed by the deputy returning officers".
  - (5) Subsection 64(8) is repealed and the following is substituted for it:
    - "(8) At the time and place appointed pursuant to this section, and in the presence of such of the persons authorized by this Ordinance to attend as do attend, the judge shall proceed to make the addition from the statements of the poll contained in the ballot boxes returned by the deputy returning officers, and to recount all the ballot papers and ballots returned by the deputy returning officers and, in doing so, the judge
      - (a) shall open the sealed envelopes containing the ballot papers and ballots, and

Cognizance  
of documents

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(b) shall not take cognizance of any  
other election documents."

- (6) Paragraph 64(9)(a) is amended by striking out the word "votes" and substituting for it the word "ballots".
- (7) Paragraphs 64(9)(b) and (c) are amended by striking out the expression "votes given" and substituting for it in each case the expression "ballots cast".
- (8) Subsection 64(12) is amended by striking out the word "paper".
- (9) Subsection 64(15) is amended
  - (a) by striking out the expression "ballot papers" and substituting for it the expression "ballot papers, ballots", and
  - (b) by striking out the word "parcels" and substituting for it the word "packages".
- (10) Subsection 64(16) is amended
  - (a) by striking out the word "parcelling" and substituting for it the word "packaging", and
  - (b) by striking out the expression "ballot papers" and substituting for it the expression "ballot papers, ballots".
- (11) Paragraph 64(18)(a) is repealed and the following is substituted for it:
  - "(a) seal all the ballot papers and ballots in the appropriate envelopes, add the number of ballots cast for each candidate as ascertained at the recount, and certify forthwith in writing in the prescribed form the result of the recount to the returning officer, who shall, as prescribed in subsection 65(1), declare the election of the candidate for whom the greatest number of ballots has been cast:".
- (12) Subsection 64(19) is amended

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- (a) by striking out the expression "votes being received by" and substituting for it the expression "ballots having been cast for", and
  - (b) by striking out the expression "votes cast" and substituting for it the expression "ballots cast".
- 52(1) Subsection 65(1) is amended
- (a) by striking out the expression "of the votes", and
  - (b) by striking out the expression "who has obtained the largest number of votes" and substituting for it the expression "for whom the greatest number of ballots has been cast".
- (2) Paragraph 65(2)(a) is repealed and the following is substituted for it:
- "(a) the election writ with his return in the prescribed form endorsed on the writ to the effect that the candidate for whom the greatest number of ballots has been cast has been duly elected;"
- (3) Paragraph 65(2)(c) is amended by striking out the word "votes" and substituting for it the word "ballots".
- (4) Paragraph 65(2)(d) is amended by striking out the expression "of the votes".
- (5) Paragraph 65(2)(h) is amended
- (a) by striking out the expression "section 59" and substituting for it the expression "section 59.1",
  - (b) by striking out the expression "ballot papers cast" and substituting for it the expression "ballots cast",
  - (c) by striking out the expression "rejected ballot papers" and substituting for it the expression "rejected ballots", and
  - (d) by adding the word "and" to the end of the paragraph.
- (6) Paragraph 65(2)(i) is repealed.

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- (7) Paragraph 65(7)(a) is repealed and the following is substituted for it:

"(a) transmit it, together with the writ of election, to the Clerk of the Council, who shall advise the Commissioner of the return forthwith, and".

- (8) Subsection 65(8) is amended

(a) by striking out the word "general",

(b) by striking out the expression "votes polled" and substituting for it the expression "ballots cast",

(c) by striking out the word "and" at the end of paragraph (a), and

(d) by striking out paragraph (b).

- 53(1) Subsection 67(1) is amended by striking out the word "any" and substituting for it the word "each".

- 54(1) Subsection 68(5) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".

- (2) Subsection 68(8) is amended by striking out the word "audit" and substituting for it the word "review".

- 55(1) Paragraph 70(1)(l) is amended by striking out the expression "made or".

- (2) Paragraph 70(1)(r) is amended by striking out the word "voters" and substituting for it the word "electors".

- (3) Subsection 70(2) is amended by striking out the word "vote" wherever it occurs and substituting for it in each case the word "ballot".

- (4) The following new subsection is added to section 70:

"(3) Every person is guilty of an offence who disturbs the peace and good order at an election."

Disturbing  
the peace



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the Elections Ordinance, 1977**

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- Arrest for disturbance
- 56(1) The following new section is added immediately after section 70:  
"70.1(1) A peace officer may, on the complaint of a returning officer, assistant returning officer or deputy returning officer, arrest without warrant any person alleged by the complainant to have committed, or to be committing, an offence under subsection 70(3)."
- 57(1) Subsection 77(2) is amended by striking out the word "vote" wherever it occurs and substituting for it the word "ballot".
- 58(1) Paragraph 81(3)(b) is amended by striking out the word "votes" and substituting for it the word "ballots".
- 59(1) Section 89 is repealed.
- 60(1) Paragraph 90(1)(c) is amended by striking out the word "magistrates" and substituting for it the expression "judges of the Territorial Court".
- 61(1) Subsection 91(1) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 62(1) Subsection 93(1) is amended by striking out the expression "a magistrate".
- 63(1) Subsection 99(1) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 64(1) Subsection 100(1) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
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**ORDINANCES OF THE YUKON TERRITORY**  
**1981 (2nd), Chapter 5**

**FIRST APPROPRIATION ORDINANCE, 1982-83**

(Assented to November 30, 1981)

Whereas it appears by message from the Commissioner and in the estimates accompanying the message that the sums mentioned in Schedule "A" of this Ordinance are required for the purpose of defraying certain expenses of the public service of Yukon and for related purposes for the period of 12 months ending on March 31, 1983:

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) This Ordinance may be cited as the **First Appropriation Ordinance, 1982-83.**
  
  - 2(1) From and out of the Yukon Consolidated Revenue Fund there may be paid and applied a sum not exceeding in the whole \$37,438,000 for defraying the several charges and expenses of the public service of Yukon for the period of twelve months ending on March 31, 1983, as set forth in Schedule "A" of this Ordinance and that sum shall not be paid or applied except in accordance with Schedule "A".
  
  - 3(1) The due application of all monies paid or applied pursuant to section 2 shall be accounted for.
-

First Appropriation Ordinance, 1982-83

SCHEDULE "A"

<u>Appropriation or Item</u>	<u>\$ (Dollars)</u>
Education	7,509,000
Consumer & Corporate Affairs	2,000
Health & Human Resources	364,000
Municipal & Community Affairs	12,829,000
Tourism & Economic Development	5,306,000
Justice	1,068,000
Highways & Public Works	7,110,000
Intergovernmental Relations	15,000
Library & Information Resources	190,000
Renewable Resources	512,000
Government Services	864,000
Yukon Housing Corporation	1,572,000
Yukon Liquor Corporation	<u>97,000</u>
Total	<u>37,438,000</u>

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**ORDINANCES OF THE YUKON TERRITORY**  
**1981 (2nd), Chapter 6**

**FOURTH APPROPRIATION ORDINANCE, 1980-81**

(Assented to November 30, 1981)

Whereas it appears by message from the Commissioner and in the estimates accompanying the message that, in addition to the sums previously appropriated, the sums mentioned in Schedule "A" of this Ordinance are required for the purpose of defraying certain expenses of the public service of Yukon and for related purposes for the period of 12 months ending on March 31, 1981.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) This Ordinance may be cited as the **Fourth Appropriation Ordinance, 1980-81.**
  
- 2(1) In addition to the sum of \$29,164,000 provided for in the **First Appropriation Ordinance 1980-81**, the sum of \$108,987,900 provided for in the **Second Appropriation Ordinance, 1980-81**, and the sum of \$4,855,300 provided for in the **Third Appropriation Ordinance, 1980-81**, from and out of the Yukon Consolidated Revenue Fund there may be paid and applied a sum not exceeding in the whole, \$1,746,400 for defraying the several charges and expenses of the public service of Yukon for the period of twelve months ending on March 31, 1981, as set forth in Schedule "A" of this Ordinance and that sum shall not be paid or applied except in accordance with Schedule "A".
  
- 3(1) The due application of all monies paid or applied pursuant to section 2 shall be accounted for.

Fourth Appropriation Ordinance, 1980-81

SCHEDULE "A"

<u>Appropriation or Item</u>	<u>\$ (Dollars)</u>
Consumer & Corporate Affairs	94,500
Executive Council	6,200
Finance	1,042,400
Library & Information Resources	1,000
Municipal & Community Affairs	74,800
Tourism & Economic Development	238,100
Renewable Resources	64,200
Loan Amortization	<u>225,200</u>
Total	<u>1,746,400</u>

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ORDINANCES OF THE YUKON TERRITORY  
1981 (2nd), Chapter 7

AN ORDINANCE TO AMEND  
THE INCOME TAX ORDINANCE

(Assented to December 17, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1(1) The **Income Tax Ordinance** is amended by adding, immediately after section 5, the following new section:

"5.1(1) In this section,

"amount  
contributed"

"amount contributed" means a contribution for Territorial political purposes to a registered political party or candidate in the form of cash, or a negotiable instrument issued by the person making the contribution, but does not include a contribution made by an official of a registered political party or an agent of a candidate (in his capacity as official or agent, as the case may be) to another official or agent, as the case may be;

"candidate"

"candidate" means a candidate for election to the Council of the Yukon Territory who has been nominated as a candidate under the Elections Ordinance and includes a person who is a member of the Council; and

"registered  
political  
party"

"registered political party" means a political party registered under the **Elections Ordinance**.

Tax  
credit

(2) There may be deducted from the tax otherwise payable by a taxpayer under this part for a taxation year in respect of the aggregate of all amounts each of which is an amount contributed by the taxpayer in the year to a registered political party or to a candidate at an

**An Ordinance to Amend  
the Income Tax Ordinance** **Chp. 7**

election of a member to serve in the Council of the Yukon Territory (in this section referred to as "the aggregate").

- (a) 75% of the aggregate if the aggregate does not exceed \$100,
- (b) \$75 plus 50% of the amount by which the aggregate exceeds \$100 if the aggregate exceeds \$100 and does not exceed \$550, or
- (c) the smaller of
  - (i) \$300 plus 33  $\frac{1}{3}$ % of the amount by which the aggregate exceeds \$550, and
  - (ii) \$500.

if payment of each amount contributed that is included in the aggregate is proved by filing receipts in the prescribed form with the Minister, signed by an official of the registered political party or by an agent of the candidate, as the case may be.

**Partnership**

- (3) Where a person was, at the end of a taxation year of a partnership, a member of the partnership, his share of any amount contributed by the partnership in that taxation year that would, if the partnership were a person, be an amount contributed under this section, shall, for the purposes of this section, be deemed to be an amount contributed by the taxpayer in his taxation year in which the taxation year of the partnership ended.

**Regulations**

- (4) The Commissioner in Executive Council may make regulations for the purposes of this section
  - (a) requiring the keeping of records and return of receipts, and
  - (b) restricting or qualifying the meaning of "amount contributed."

2(1) This Ordinance comes in to force on January 1, 1982.

**ORDINANCES OF THE YUKON TERRITORY**  
**1981 (2nd), Chapter 8,**

**AN ORDINANCE TO AMEND**  
**THE JUDICATURE ORDINANCE**

(Assented to December 17, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) Sections 11 and 12 of the Judicature Ordinance are repealed and the following new section is substituted for them:
- "prime rate" "11(1) In this section, "prime rate" means the lowest rate of interest quoted by chartered banks to the most credit-worthy borrowers for prime business loans, as determined and published by the Bank of Canada.
- Proof of prime rate (2) For the purpose of establishing the prime rate, the periodic publication entitled the Bank of Canada Review purporting to be published by the Bank of Canada is admissible in evidence as conclusive proof of the prime rate as set out therein, without further proof of the authenticity of the publication.
- Award of interest (3) Subject to subsection (7), a person who is entitled to a judgment for the payment of money is entitled to claim and have included in the judgment an award of interest thereon,
- (a) at the prime rate existing for the month preceding the month on which the action was commenced, and
- (b) calculated,
- (i) where the judgment is given upon a liquidated claim, from the date the cause of action arose to the date of judgment, or
- (ii) where the judgment is given upon an unliquidated claim,



from the date the person entitled gave notice in writing of his claim to the person liable therefor to the date of the judgment.

Special damages

- (4) Where the judgment includes an amount for special damages, the interest calculated under subsection (3) shall be calculated on the balance of special damages incurred as totalled at the end of each six month period following the notice in writing referred to in clause (3)(b)(ii) and at the date of the judgment.

Interest prohibited

- (5) Interest under this section shall not be awarded
- (a) on exemplary or punitive damages,
  - (b) on interest accruing under this section,
  - (c) on an award of costs in the action, or
  - (d) on that part of the judgment that represents pecuniary loss arising after the date of the judgment and that is identified by a finding of the court.

Interest prohibited

- (6) Interest under this section shall not be awarded
- (a) except by consent of the judgment debtor where the judgment is given on consent, or
  - (b) where interest is payable by a right other than under this section.

Judicial discretion

- (7) The judge may, where he considers it to be just to do so in all the circumstances, in respect of the whole or any part of the amount for which judgment is given,
- (a) disallow interest under this section,
  - (b) fix a rate of interest higher or lower than the prime rate, or

An Ordinance to Amend  
the Judicature Ordinance Chp. 8

(c) allow interest under this section  
for a period other than that  
provided."

Transitional 2(1) Section 1 applies to the payment of money under  
judgments delivered after this Ordinance comes into  
force, but no interest shall be awarded under  
section 1 for a period before this Ordinance comes  
into force.

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ORDINANCES OF THE YUKON TERRITORY  
1981 (2nd), Chapter 9

AN ORDINANCE TO AMEND THE  
JUSTICE OF THE PEACE COURT ORDINANCE

(Assented to December 17, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1(1) This Ordinance amends the **Justice of the Peace Court Ordinance**.

2(1) The definition of "justice of the peace" in subsection 2(1) is amended by striking out the word "and".

(2) The following new definition is added to subsection 2(1):

"Executive  
Council  
Member"

"Executive Council Member' means the member of the Executive Council charged by the Commissioner in Executive Council with responsibility for the exercise of powers under this Ordinance, and".

3(1) Subsection 4(3) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".

4(1) Subsection 5(1) is amended by striking out the "Commissioner" and substituting for it the expression "Commissioner in Executive Council".

(2) Subsection 5(4) is repealed.

5(1) Subsection 6(2) is amended by striking out the word "Commissioner" and substituting for it the expression "Executive Council Member".

6(1) Subsections 7(1) and (2) are amended in each case by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".

**An Ordinance to Amend  
the Justice of the Peace Court Ordinance                      Chp. 9**

- (2)            The following new subsection is added to section 7:
- Remuneration                      "(3)            Justices of the peace shall be paid such remuneration for the performance of their duties as may be prescribed."
- 7(1)           Subsection 9(2) is amended
- (a) by striking out the expression "returns to the Commissioner" and substituting for it the expression "returns to the Executive Council Member", and
- (b) by striking out the expression "Commissioner may prescribe" and substituting for it the expression "Commissioner in Executive Council may prescribe".
- (2)            Subsection 9(3) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 8(1)           Subsection 11(1) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 9(1)           Sections 12, 13 and 14 of the Ordinance are repealed and the following new sections are substituted for them:
- Membership                      "12(1)           The Commissioner in Executive Council shall appoint a Justice of the Peace Council consisting of
- (a) the senior judge of the Supreme Court,
- (b) the chief judge of the Territorial Court,
- (c) a member of the Yukon Law Society,
- (d) a justice of the peace, and
- (e) not more than two other persons.
- Absence                            (2)            In the absence of a member of the of member                            Council, he shall be represented for all purposes relating to the business of the Council,
- (a) in the case of the senior judge of the Supreme Court, by the next most senior judge of the Supreme Court,
- (b) in the case of the chief judge of the Territorial Court, by the most

An Ordinance to Amend  
the Justice of the Peace Court Ordinance Chp. 9

senior of the other judges of the  
Territorial Court,

- (c) in the case of the member of the Yukon Law Society, by another member named by the Executive Council Member,
- (d) in the case of the justice of the peace, by another justice of the peace named by the Executive Council Member, and
- (e) in any other case, by a person named by the Executive Council Member.

Chairman                      13(1)      The senior judge of the Supreme Court shall be the Chairman of the Council and he shall have supervison over and direction of the work of the Council.

Term of office                14(1)      Each of the members of the Council appointed by the Commissioner in Executive Council shall hold office for a term of three years, except that, of those first appointed under paragraph 12(1)(e), one shall be appointed for a term of one year and the other, for a term of two years.

Remuneration                (2)        Members of the Council appointed by the Commissioner in Executive Council shall be paid such remuneration as may be prescribed.

Travel expenses            (3)        Members of the Council shall be paid transportation, accommodation and living expenses incurred in connection with the performance of their duties away from their ordinary place of residence, but except as otherwise provided by the regulations, the payment of such expenses shall conform as nearly as possible in all respects to the payment of such expenses for members of the public service."

10(1)      Subsection 16(2) is amended by striking out the word "Commissioner" and substituting for it the expression "Executive Council Member".

**An Ordinance to Amend  
the Justice of the Peace Court Ordinance                      Chp. 9**

- 11(1)      Paragraph 17(1)(b) is amended by striking out the word "Commissioner" and substituting for it the expression "Executive Council Member".
  
  - 12(1)      Subsections 21(1) and (2) are amended in each case by striking out the word "Commissioner" and substituting for it the expression "Executive Council Member".
  
  - 13(1)      Subsection 24(1) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
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**ORDINANCES OF THE YUKON TERRITORY  
1981 (2nd), Chapter 10**

**AN ORDINANCE TO AMEND  
THE LANDLORD AND TENANT ORDINANCE**

(Assented to December 17, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) This Ordinance amends the **Landlord and Tenant Ordinance**.
- 2(1) The definition of "residential premises" in subsection 60(1) is amended by striking out the expression "where the rent payable does not exceed five hundred dollars per month".
- (2) The definition of "tenancy agreement" in subsection 60(1) is amended by striking out the expression "where the rent payable under the agreement does not exceed five hundred dollars per month."
- 3(1) Subsection 63(1) is repealed and the following new subsections are substituted for it:
- Security deposit                   "63(1) A landlord shall not require or receive a security deposit from a tenant in an amount exceeding the amount of rent payable for the first month of the tenancy.
- Payment of rent                   (1.1) A security deposit under subsection (1) shall be applied toward the payment of the rent for the last rent period under the tenancy agreement.
- Payment for damage               (1.2) Notwithstanding subsection (1.1) but subject to subsection (1.3), where a landlord and a tenant have signed a statement as to the condition of residential premises, a security deposit may be applied toward the rectification of damage done to the premises during the term of the tenancy after the signing of the statement.

**An Ordinance to Amend  
the Landlord and Tenant Ordinance                      Chp. 10**

Other  
provisions  
apply

- (1.3) Subsections 64(4), (5), and (6) apply to the retention of a deposit under subsection (1.2)."
- (2) Subsection 63(2) is amended by striking out the word "five" and substituting for it the word "ten".
- 4(1) Subsection 64(2) is amended by striking out the word "five" and substituting for it the word "ten".
- 5(1) Subsection 92(1) is amended by striking out the word "Commissioner" and substituting for it the expression "Commissioner in Executive Council".
- 6(1) Subsections 3(2) and 4(1) come into force on January 1, 1982.
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**ORDINANCES OF THE YUKON TERRITORY**  
**1981 (2nd), Chapter 11**

**MISCELLANEOUS STATUTE**  
**LAW AMENDMENT ORDINANCE, 1981 (NO. 2)**  
(Assented to November 30, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) Paragraph 4(1)(c) of the **Dawson City Utilities Replacement Ordinance** is amended
  - (a) by striking out the number "100" wherever it occurs and substituting for it in each case the number "20", and
  - (b) by striking out the number "20" wherever it occurs and substituting for it in each case the number "100".
  
- 2(1) The description of the "Electoral District of Klondike" in subsection 1(1) of the **Electoral District Boundaries Ordinance** is amended by striking out the expression "thence due south to latitude 66° north" and substituting for it the expression "thence due south to latitude 63° north".
  
- 3(1) Subsection 30.19(5) of the **Matrimonial Property and Family Support Ordinance** is amended by striking out the expression "Subsection (3)" and substituting for it the expression "Subsection (4)".
  
- 4(1) Section 250 of the **Motor Vehicles Ordinance** is repealed.
  
- 5(1) Subsection 239(2) of the **Municipal Ordinance** is amended by striking out the expression "paragraph 281(1)(d)" and substituting for it the expression "paragraph 251(1)(d)".
  
- 6(1) Subsection 15(6) of the **Municipal Finance Ordinance**, being chapter 11 of the Ordinances of the Yukon Territory, 1981 (1st Session), is amended by striking out the expression "paragraph 16(1)(a)" and substituting for it the expression "paragraph (1)(a)".

Miscellaneous Statute Law Amendment  
Ordinance, 1981 (No. 2) Chp. 11

- 7(1) The definition of "Director" in subsection 2(1) of the Pioneer Utility Grant Ordinance is repealed and the following is substituted for it:

"Deputy Minister' means the Deputy Minister to whom responsibility for the administration of this Ordinance is assigned by the Commissioner in Executive Council; and".

- (2) The Pioneer Utility Grant Ordinance is amended by striking out the word "director" wherever it occurs and substituting for it in each case the expression "Deputy Minister".
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**ORDINANCES OF THE YUKON TERRITORY**  
**1981 (2nd), Chapter 12**

**MISCELLANEOUS STATUTE LAW REPEAL ORDINANCE**  
**(Assented to November 30, 1981)**

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) The **Ferries Ordinance** is repealed.
  - 2(1) The **Motion Pictures Ordinance** is repealed.
  - 3(1) The **Newspaper Ordinance** is repealed.
  - 4(1) The **Saw Logs Driving Ordinance** is repealed.
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ORDINANCES OF THE YUKON TERRITORY  
1981 (2nd), Chapter 13

AN ORDINANCE TO AMEND THE  
MUNICIPAL ORDINANCE

(Assented to November 30, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1(1) Section 442 of the **Municipal Ordinance**, being Chapter 17 of the Ordinances of the Yukon Territory, 1980 (2nd Session), is amended by adding the following new subsections:

"(2) Notwithstanding subsection (1), any part of this Ordinance that has not been brought into force before September 1, 1982, comes into force on that day.

(3) Notwithstanding subsection (1) or (2), the Commissioner in Executive Council may by order suspend the operation of section 8 in relation to the establishment of a municipality that is an existing municipality within the meaning of subsection 9(3) or (4)."

2(1) Parts I and II of the **Municipal Ordinance** referred to in section 1 shall be deemed not to have come into force.

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**ORDINANCES OF THE YUKON TERRITORY**  
**1981 (2nd), Chapter 14**

**AN ORDINANCE TO AMEND THE**  
**MUNICIPAL FINANCE ORDINANCE**

(Assented to November 30, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- 1(1) Section 20 of the **Municipal Finance Ordinance** is amended by adding the following new subsections:
- "(4) Grants may be paid to Local Improvement Districts under this Ordinance for 1982 as if they were municipalities.
  
  - (5) In addition to any amount that may be paid under subsection 4, a grant may be paid to a Local Improvement District in 1982 in an amount not exceeding the aggregate of the amounts of taxes that would be payable for that year under the **Assessment and Taxation Ordinance** in respect of all real property in the Local Improvement District that is not exempt from taxation.
  
  - (6) For the purposes of subsection (5), "taxes" does not include school taxes levied under section 54 of the **Assessment and Taxation Ordinance**.
  
  - (7) Subsection 5(1) does not apply to the payment of a grant in lieu of taxes under subsection (4)."
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**ORDINANCES OF THE YUKON TERRITORY  
1981 (2nd), Chapter 15**

**WAREHOUSE RECEIPTS ORDINANCE**

(Assented to November 30, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1(1) This Ordinance may be cited as the **Warehouse Receipts Ordinance**.

2(1) In this Ordinance,

"action"	"action" includes counterclaim and set-off;
"fungible goods"	"fungible goods" means goods of which any unit is, from its nature or by mercantile custom, treated as the equivalent of any other unit;
"goods"	"goods" includes all chattels personal other than things in action and money;
"holder"	"holder", as applied to a negotiable receipt, means a person who has possession of the receipt and a right of property therein, and, as applied to a non-negotiable receipt, means a person named therein as the person to whom the goods are to be delivered or his transferee;
"negotiable receipt"	"negotiable receipt" means a receipt in which it is stated that the goods therein specified will be delivered to bearer or to the order of a named person;
"non-negotiable receipt"	"non-negotiable receipt" means a receipt in which it is stated that the goods therein specified will be delivered to the holder thereof;
"purchaser"	"purchaser" includes mortgagee and pledgee;
"receipt"	"receipt" means a warehouse receipt;
"to purchase"	"to purchase" includes to take as mortgagee or as pledgee;

"warehouse receipt"		"warehouse receipt" means an acknowledgment in writing by a warehouseman of the receipt for storage of goods not his own; and
"warehouseman"		"warehouseman" means a person who receives goods for storage for reward.
Form of receipt	3(1)	<p>A receipt shall contain the following particulars:</p> <ul style="list-style-type: none"> <li>(a) the location of the warehouse or other place where the goods are stored;</li> <li>(b) the name of the person by whom or on whose behalf the goods are deposited;</li> <li>(c) the date of issue of the receipt;</li> <li>(d) a statement that the goods received will be delivered to the holder thereof, or that the goods will be delivered to bearer or to the order of a named person;</li> <li>(e) the rate of storage charges;</li> <li>(f) a description of the goods or of the packages containing them;</li> <li>(g) the signature of the warehouseman or his authorized agent; and</li> <li>(h) a statement of the amount of any advance made and of any liability incurred for which the warehouseman claims a lien.</li> </ul>
Liability for omission	(2)	Where a warehouseman omits from a negotiable receipt any of the particulars set forth in subsection (1) he is liable for damage caused by the omission.
Effect of omission	(3)	No receipt shall by reason of the omission of any of the particulars set forth in subsection (1) be deemed not to be a warehouse receipt.
Other conditions	(4)	<p>A warehouseman may insert in a receipt, issued by him, any other term or condition,</p> <ul style="list-style-type: none"> <li>(a) that is not contrary to this Ordinance, and</li> <li>(b) that does not impair his obligation to exercise such care and diligence in regard to the goods as a careful and vigilant owner of similar goods would exercise in the custody of them in similar circumstances.</li> </ul>
Contract with owner	(5)	Subject to this Ordinance, a warehouse receipt issued by a warehouseman, when delivered to the

owner or bailor of the goods or mailed to him at his address last known to the warehouseman, constitutes the contract between the owner or bailor and the warehouseman; but the owner or bailor may within twenty days after the delivery or mailing notify the warehouseman in writing that he does not accept the contract and thereupon he shall remove the goods deposited subject to the warehouseman's lien for charges.

- |                           |      |  |
|---------------------------|------|--|
| Lack of dispute           | (6)  | If the owner or bailor does not notify the warehouseman in accordance with subsection (1), then the warehouse receipt delivered or mailed to him by the warehouseman under subsection (1) constitutes the contract.  |
| Limit to negotiability    | 4(1) | Words in a negotiable receipt limiting its negotiability are void.   |
| Duplicate receipts        | 5(1) | No more than one receipt shall be issued in respect of the same goods except in the case of a lost or destroyed receipt, in which case the new receipt, if one is given, <ul style="list-style-type: none"> <li>(a) shall bear the same date as the original, and</li> <li>(b) shall be plainly marked on its face "duplicate".</li> </ul> |
| Liability of warehouseman | (2)  | A warehouseman is liable for all damage caused by his failure to observe subsection (1) to any person who purchases the subsequent receipt for valuable consideration, believing it to be an original, even though the purchase be after the delivery of the goods by the warehouseman to the holder of the original receipt.              |
| Effect of duplicate       | (3)  | A receipt upon the face of which the word "duplicate" is plainly marked is a representation and warranty by the warehouseman that it is an accurate copy of a receipt properly issued and uncanceled at the date of the issue of the duplicate.  |
| Non-negotiable receipts   | 6(1) | A warehouseman who issues a non-negotiable receipt shall cause to be plainly marked upon its face the words "non-negotiable" or "not negotiable".  |



- Liability of warehouseman (2) Where a warehouseman fails to comply with subsection (1), a holder of the receipt who purchases it for valuable consideration believing it to be negotiable may, at his option, treat the receipt as
- (a) vesting in him all rights attaching to a negotiable receipt, and
  - (b) imposing upon the warehouseman the same liabilities he would have incurred had the receipt been negotiable.
- and the warehouseman is liable accordingly.
- Duty to deliver 7(1) A warehouseman shall, in the absence of lawful excuse, deliver the goods referred to in a negotiable receipt to the bearer thereof upon demand made by the bearer and upon the bearer
- (a) satisfying the warehouseman's lien,
  - (b) surrendering the receipt with such endorsements as are necessary for the negotiation of the receipt, and
  - (c) acknowledging in writing the delivery of the goods.
- Duty to deliver (2) A warehouseman shall, in the absence of lawful excuse, deliver the goods referred to in a non-negotiable receipt to the holder thereof upon the holder
- (a) satisfying the warehouseman's lien, and
  - (b) acknowledging in writing the delivery of the goods.
- Failure to deliver (3) Where a warehouseman refuses or fails to deliver the goods in compliance with subsection (1) or (2) the burden lies upon the warehouseman to establish the existence of a lawful excuse for his refusal or failure.
- Authority to deliver 8(1) Where a person is in possession of a negotiable receipt that has been duly endorsed to him or endorsed in blank, or a negotiable receipt by the terms of which the goods are deliverable to him, to his order or to bearer, if delivery is made in good faith and without notice of any defect in the title of that person, the warehouseman is justified in delivering the goods to that person.

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|------------------------------|-------|--|
| Cancellation<br>of receipt   | 9(1)  | Except as provided in section 19, where a warehouseman delivers goods for which he has issued a negotiable receipt and he fails to take up and cancel the receipt, he is liable, for failure to deliver the goods, to anyone who purchases the receipt in good faith and for valuable consideration, whether he acquired title to the receipt before or after delivery of the goods by the warehouseman.   |
| Liability of<br>warehouseman | (2)   | <p>Except as provided in section 19, where a warehouseman delivers part of the goods for which he has issued a negotiable receipt and fails either</p> <p>(a) to take up and cancel the receipt, or</p> <p>(b) to place plainly upon it a statement of what goods or packages have been delivered,</p> <p>he is liable, for failure to deliver all the goods specified in the receipt, to anyone who purchases the receipt in good faith and for valuable consideration, whether the purchaser acquires title to the receipt before or after the delivery of any portion of the goods.</p> |
| Loss of<br>receipt           | 10(1) | Where a negotiable receipt has been lost or destroyed a judge of the Court upon application after notice to the warehouseman by the person lawfully entitled to possession of the goods may upon satisfactory proof of such loss or destruction order the delivery of the goods upon the giving of a bond with sufficient sureties to be approved in accordance with the practice of the Court to indemnify the warehouseman against any liability, cost or expense he may be under or be put to by reason of the original receipt remaining outstanding.                                  |
|                              | (2)   | The warehouseman is entitled to his costs of an application under subsection (1).  |
| Conflicting<br>claims        | 11(1) | <p>Where a warehouseman has information that a person other than the holder of a receipt claims to be the owner of or to be entitled to the goods, he may refuse to deliver the goods until he has had a reasonable time, not exceeding ten days,</p> <p>(a) to ascertain the validity of the adverse claim, or</p>  |

(b) to commence interpleader proceedings.

Effect of negotiable receipt	12(1)	A negotiable receipt is, in the hands of a holder who has purchased it for valuable consideration, conclusive evidence of the receipt by the warehouseman of the goods therein described as against the warehouseman and any person signing the same on his behalf, notwithstanding that the goods or some part thereof may not have been so received, unless the holder of the negotiable receipt has actual notice at the time of receiving same, that the goods have not in fact been received.
Description in receipt	13(1)	<p>Where goods are described in a receipt merely by a statement</p> <p>(a) that the goods or the packages containing them are identified by certain marks or labels,</p> <p>(b) that the goods are said by the depositor to be goods of a certain kind, or</p> <p>(c) that the packages containing the goods are said by the depositor to contain goods of a certain kind,</p> <p>or by a statement of import similar to that of paragraphs (a), (b) or (c), the statement does not impose any liability on the warehouseman in respect of the nature, kind or quality of the goods, but shall be deemed to be a representation by the warehouseman</p> <p>(d) that the marks or labels were in fact on the goods or packages,</p> <p>(e) that the goods were in fact described by the depositor as stated, or</p> <p>(f) that the packages containing the goods were in fact described by the depositor as containing goods of a certain kind,</p> <p>as the case may be.</p>
Care of goods	14(1)	A warehouseman is liable for loss of or injury to goods caused by his failure to exercise such care and diligence in regard to them as a careful and vigilant owner of similar goods would exercise in the custody of them in similar circumstances.
Fungible goods	15(1)	Where authorized by agreement or by custom, a warehouseman may mingle fungible goods with other

goods of the same kind and grade, and where he does so,

- (a) the holder of the receipts for the mingled goods owns the entire mass in common, and
- (b) each holder is entitled to such proportion thereof as the quantity shown by his receipt to have been deposited bears to the whole.

Executions            16(1)        Where goods are delivered to a warehouseman by the owner or person whose act in conveying the title to them to a purchaser in good faith for value would bind the owner, and a negotiable receipt is issued for them, they cannot thereafter while in the possession of the warehouseman, be levied under an execution, unless the receipt is first surrendered to the warehouseman.

Lien under negotiable receipt            17(1)        Where a negotiable receipt is issued for goods, the warehouseman has no lien on the goods, except for charges for storage of those goods subsequent to the date of the receipt, unless the receipt expressly enumerates other charges for which a lien is claimed.

Perishable or hazardous goods            18(1)        Where goods are of a perishable nature, or where goods by keeping will deteriorate greatly in value or injure other property, the warehouseman may give such notice as is reasonable and possible under the circumstances

- (a) to the holder of the receipt for the goods if the name and address of the holder is known to the warehouseman, or
- (b) if the holder is not known to him, to the depositor of the goods,

requiring him to satisfy the lien upon the goods, and to remove them from the warehouse.

Disposal of goods            (2)        On the failure of a person to whom a notice is given under subsection (1) to satisfy the lien and remove the goods within the time specified in the notice, the warehouseman may sell the goods at public or private sale without advertising.

Notice                    (3)        The notice referred to in subsection (1) may be given by sending it by registered or certified mail addressed to the person to whom it is to be given

at the person's last known place of address, and the notice shall be deemed to be given on the day following the mailing.

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| Failure to sell goods      | (4)   | If the warehouseman after a reasonable effort is unable to sell the goods, he may dispose of them in any manner he may think fit, and shall incur no liability by reason thereof.  |
| Proceeds of sale           | (5)   | The warehouseman shall from the proceeds of any sale made pursuant to this section, satisfy his lien and hold the balance in trust for the holder of the receipt.  |
| Effect of sale             | 19(1) | Where goods have been lawfully sold to satisfy a warehouseman's lien, or have been lawfully sold or disposed of pursuant to section 13, the warehouseman is not liable for failure to deliver the goods to the holder of the receipt.  |
| Negotiation by delivery    | 20(1) | A negotiable receipt may be negotiated by delivery where, by the terms of the receipt.<br>(a) the warehouseman undertakes to deliver the goods to the bearer, or<br>(b) the warehouseman undertakes to deliver the goods to the order of a named person and that person or a subsequent endorsee has endorsed it in blank or to bearer.  |
| Negotiation by endorsement | (2)   | Where by the terms of a negotiable receipt, the goods are deliverable to bearer or where a negotiable receipt has been endorsed in blank or to bearer, the receipt may be negotiated by the bearer endorsing it to a named person, and in that case the receipt shall thereafter be negotiated<br>(a) by the endorsement of the endorsee or a subsequent endorsee, or<br>(b) by delivery, if it is again endorsed in blank or to bearer. |
| Negotiation by endorsement | (3)   | Where, by the terms of a negotiable receipt, the goods are deliverable to the order of a named person, the receipt may be negotiated by the endorsement of that person.  |

Endorsement	(4)	An endorsement pursuant to subsection (3) may be in blank, to bearer or to a named person; if the endorsement is to a named person, the receipt may be again negotiated by endorsement in blank, to bearer or to another named person; and subsequent negotiation may be made in like manner.
Transfer of receipt	21(1)	The goods covered by a non-negotiable receipt may be transferred by the holder by delivery to a purchaser or donee of the goods of a transfer in writing executed by the holder, but the transfer does not affect or bind the warehouseman until he is notified in writing thereof.
Rights against transferor	22(1)	A person to whom the goods covered by a non-negotiable receipt is transferred acquires, as against the transferor, <ul style="list-style-type: none"> <li>(a) the title to the goods, and</li> <li>(b) the right to deposit with the warehouseman the transfer or duplicate thereof or to give notice in writing to the warehouseman of the transfer.</li> </ul>
Rights against warehouseman	(2)	The transferee acquires the benefit of the obligation of the warehouseman to hold possession of the goods for him according to the terms of the receipt upon <ul style="list-style-type: none"> <li>(a) deposit of the transfer of the goods, or</li> <li>(b) giving notice in writing of the transfer and upon the warehouseman having a reasonable opportunity of verifying the transfer.</li> </ul>
Rights on negotiation	23(1)	A person to whom a negotiable receipt is duly negotiated acquires <ul style="list-style-type: none"> <li>(a) such title to the goods as the person negotiating the receipt to him had or had ability to transfer to a purchaser in good faith for valuable consideration and also such title to the goods as the depositor or person to whose order the goods were to be delivered by the terms of receipt had or had ability to transfer to a purchaser in good faith for valuable consideration, and</li> <li>(b) the benefit of the obligation of the warehouseman to hold possession of the goods for him according to the terms of the receipt</li> </ul>

as fully as if the warehouseman had contracted directly with him.

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| Right to endorsement          | 24(1) | Where a negotiable receipt is transferred for valuable consideration by delivery and the endorsement of the transferor is essential for negotiation, the transferee acquires a right against the transferor to compel him to endorse the receipt, unless a contrary intention appears and the negotiation takes effect as of the time when the endorsement is made.  |
| Warranties on sale of receipt | 25(1) | <p>A person who for valuable consideration negotiates or transfers a receipt by endorsement or delivery, including one who assigns for valuable consideration a claim secured by a receipt, unless a contrary intention appears, warrants</p> <ul style="list-style-type: none"><li>(a) that the receipt is genuine,</li><li>(b) that he has a legal right to negotiate or transfer it,</li><li>(c) that he has no knowledge of any fact that would impair its validity, and</li><li>(d) that he has a right to transfer the title to the goods, and that the goods are merchantable or fit for a particular purpose whenever such warranties would have been implied if the contract of the parties had been to transfer without a receipt the goods represented thereby.</li></ul> |
| Endorser not a guarantor      | 26(1) | The endorsement of a receipt does not make the endorser liable for any failure on the part of the warehouseman or previous endorsers of the receipt to fulfil their respective obligations.  |
| Fraud and mistake             | 27(1) | <p>The validity of the negotiation of a receipt is not impaired by the fact that</p> <ul style="list-style-type: none"><li>(a) the negotiation was a breach of duty on the part of the person making the negotiation, or</li><li>(b) the owner of the receipt was induced by fraud, mistake or duress to entrust the possession or custody of the receipt to such person,</li></ul> <p>if the person to whom the receipt was negotiated, or a person to whom the receipt was subsequently negotiated, paid value therefor without notice of the breach of duty, or fraud, mistake or duress.</p>   |

- Security interests      28(1)      Subject to the **Personal Property Security Ordinance**, where a person having sold or created a security interest in
- (a) goods that are in a warehouse and for which a negotiable receipt has been issued, or
  - (b) a negotiable receipt representing goods,
- continues in possession of the negotiable receipt, the subsequent negotiation of it by that person under any sale or other disposition of it to any person receiving it in good faith for valuable consideration and without notice of the previous sale or security interest has the same effect as if a previous purchaser of the goods or receipt had expressly authorized the subsequent negotiation.
- Vendor's lien      29(1)      Where a negotiable receipt has been issued for goods, no seller's lien or right of stoppage in transit defeats the rights of a purchaser for value in good faith to whom the receipt has been negotiated, whether the negotiation be prior or subsequent to the notification to the warehouseman who issued the receipt of the seller's claim to a lien or right of stoppage in transit, and the warehouseman shall not deliver the goods to an unpaid seller unless the receipt is first surrendered for cancellation.
- Existing receipts      30(1)      This Ordinance does not apply to receipts made and delivered before this Ordinance comes into force.
- 31(1)      This Ordinance comes into force on a day to be fixed by the Commissioner in Executive Council.
- Note:      This Ordinance is based on a model Act recommended by the Uniform Law Conference of Canada.
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**ORDINANCES OF THE YUKON TERRITORY**  
**1981 (2nd), Chapter 16**

**WILDLIFE ORDINANCE**

(Assented to December 17, 1981)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1(1) This Ordinance may be cited as the **Wildlife Ordinance**.

2(1) In this Ordinance,

"big game animal"

"big game animal" means a moose, caribou, mountain sheep, mountain goat, bear, wolf, coyote, or any other animal of a species or type declared by the regulations to be a big game animal;

"carcass"

"carcass" includes all of the parts of the dead body of an animal, including the head, antlers, limbs, claws, offal, feathers, fur and hide;

"certificate"

"certificate" means a certificate issued under this Ordinance;

"concession"

"concession" means a concession granted under this Ordinance;

"Executive Council Member"

"Executive Council Member" means the member of the Executive Council charged by the Commissioner in Executive Council with responsibility for the exercise of powers under this Ordinance;

"firearm"

"firearm" includes any device that propels a projectile by means of an explosion, compressed gas, springs or strings and, without limiting the generality of the foregoing, includes a rifle, shotgun, handgun, spring gun, longbow or crossbow;

"fur bearing animal"

"fur bearing animal" means a beaver, weasel, fisher, fox, otter, marten, mink, muskrat, squirrel, wolverine, lynx or any other animal of a species or type declared by the regulations to be a fur bearing animal;

"game bird"	"game bird" means a bird of any of the species of the following groups: Anseriformes, commonly known as ducks, geese and swans; Gruiformes, commonly known as cranes, rails and coots; Charadriiformes, commonly known as plovers, turnstones, snipe, sandpipers, curlews, yellowlegs, knots, dowitchers, godwits, sanderlings and phalaropes; Galliformes, commonly known as grouse, partridge, ptarmigan, prairie chicken and pheasants or any other bird of a species or type declared by the regulations to be a game bird;
"guide"	"guide" means a person who is authorized under this Ordinance to act as a guide notwithstanding subsection 44(1);
"habitat"	"habitat" means the soil, water, food, vegetation and other components of the natural environment that are necessary to sustain wildlife;
"hunting"	"hunting" means the doing of any of the following acts by an armed person, whether or not any wildlife is then or subsequently killed, taken or wounded: chasing, driving, flushing, attracting, pursuing, worrying, following after, searching for, trapping, attempting to trap, taking, attempting to take, capturing, attempting to capture, shooting at, killing, lying in wait for or stalking any wildlife;
"Indian"	"Indian" means a person who is defined as such in the Indian Act (Canada), and includes the Indian wife of a person other than an Indian who has been deserted by or divorced from that person or who has become the widow of that person;
"licence"	"licence" means a licence issued under this Ordinance;
"outfitter"	"outfitter" means a person who holds an outfitter's certificate under this Ordinance;
"outfitting area"	"outfitting area" means an area in respect of which an outfitting concession has been granted;

"permit"	"permit" means a permit issued under this Ordinance;
"private land"	"private land" means land in respect of which a certificate of title has been issued under the Land Titles Act (Canada) and includes land held under a residential, industrial, commercial, agricultural or recreational lease from the Crown;
"resident"	<p>"resident" means</p> <p>(a) a Canadian citizen who has habitually resided in the Territory for one year immediately prior to the time that his residence becomes material under this Ordinance,</p> <p>(b) a Canadian citizen who has resided in the Territory for 60 days immediately prior to the time that his residence becomes material under this Ordinance if he has at any time habitually resided in the Territory for a period of one year, or</p> <p>(c) a landed immigrant or a person other than a Canadian citizen who has habitually resided in the Territory for three years immediately prior to the time that his residence becomes material under this Ordinance;</p>
"specially protected wildlife"	"specially protected wildlife" means an elk, musk ox, deer, cougar, gyrfalcon, peregrine falcon, trumpeter swan, or any other wildlife of a species or type declared by the regulations to be specially protected wildlife;
"species"	"species" includes subspecies;
"trap"	"trap" includes every contrivance used or designed to be used for trapping animals;
"trapping area"	"trapping area" means an area in respect of which a trapping concession has been granted;
"type"	"type" includes age, sex, conformation and phenotype;
"vacant"	"vacant" means empty or devoid of occupants;

"vehicle"		"vehicle" includes an aircraft but does not include a boat;
"wildlife"		"wildlife" means a vertebrate animal of any species or type that is wild by nature in the Territory, but does not include fish; and
"wildlife technician"		"wildlife technician" includes wildlife biologist.
Time periods	(2)	Where a period of time is expressed under this Ordinance to be a period from one day to another, the period shall be reckoned inclusively of both the first and last days.
Indians and Eskimos	3(1)	Nothing in this Ordinance shall be construed as prohibiting Indians or Eskimo from hunting, for food, on unoccupied Crown land, wildlife other than wildlife declared by the Governor in Council to be wildlife in danger of becoming extinct.
Migratory Birds	4(1)	This Ordinance is subject to the Migratory Birds Convention Act (Canada).

## PART I

## DUTIES AND PROHIBITIONS

Exceptions, licences and permits	5(1)	The duties and prohibitions in this Part are subject to the provisions of Part II and Part IV.
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## Dangerous Hunting

Danger to persons	6(1)	No person shall hunt in a manner that is dangerous to any person.
Dangerous activities	(2)	A person shall be deemed to hunt in a manner that is dangerous under subsection (1) where <ul style="list-style-type: none"> <li>(a) he hunts without due regard for the safety of other persons,</li> <li>(b) he hunts with a firearm that is in an unsafe condition,</li> <li>(c) he hunts while his ability to do so is impaired by alcohol, or by a narcotic within the meaning of the Narcotic Control Act (Canada),</li> </ul>

- (d) he discharges a firearm in the dark, or  
 (e) he discharges a firearm on or across the travelled portion of a road that is normally used by the public,  
 whether or not the safety of any person actually is endangered.
- Danger to property            7(1)    No person shall hunt in a manner that causes or is likely to cause damage to crops, livestock, domestic animals or other personal property.
- Hunting by children        8(1)    No person who is the parent or guardian of a child under the age of 16 years shall permit him to hunt any species or type of wildlife unless the child is accompanied by a person of the age of 19 or more years who is the holder of a valid licence authorizing the holder to hunt that species or type of wildlife.
- Firearms in vehicles        9(1)    No person shall carry a loaded firearm in or on a vehicle.
- "loaded firearm"            (2)    For the purposes of subsection (1), a cartridge-loading firearm shall be deemed to be loaded when a live shell or cartridge is in the breech or chamber of the firearm, and a muzzle-loading firearm shall be deemed to be loaded when gun powder and a projectile are in the chamber of the firearm and an ignition device is in place on the firearm.
- Discharge from vehicle    (3)    A person who discharges a firearm from a vehicle shall be deemed to have carried a loaded firearm in or on the vehicle.
- Hunting near dwellings    10(1)   No person shall hunt wildlife within one kilometre of an occupied dwelling on private land unless he has the permission of the occupant to do so.
- Permission                  (2)    In a prosecution under subsection (1), the onus is on the accused to prove that he had the permission of the occupant to hunt within one kilometre of the dwelling.

## Unauthorized Hunting

General prohibition	11(1)	The hunting of wildlife is prohibited except insofar as it is permitted under this Ordinance.
Permission to hunt	12(1)	No person shall at any time hunt a species or type of wildlife in an area of the Territory unless the hunting by him of that species or type of wildlife at that time in that area is permitted under this Ordinance.
Exception	(2)	No person shall hunt specially protected wildlife.
Bag limits	13(1)	No person shall within any period of time take or kill a greater number of wildlife of a particular species or type than is permitted under this Ordinance for that period of time for that species or type.
Continuing to hunt	(2)	No person shall within any period of time hunt wildlife of a particular species or type after he has, in that period of time, taken or killed the maximum number of wildlife of that species or type that he is permitted to take or kill under this Ordinance in that period of time.
Employment of hunter	14(1)	No person shall employ or offer to employ another person to kill or capture wildlife, or to take any egg or nest of a bird that is wild by nature.
Hunter as employee	(2)	No person shall enter into, or offer to enter into, a contract with another person to kill or capture wildlife, or to take any egg or nest of a bird that is wild by nature.
Exception	(3)	Subsections (1) and (2) do not apply to the abatement of nuisances on private land caused by birds other than game birds, or caused by such other species or types of wildlife as may be prescribed.

## Hunting Methods

Permitted weapon	15(1)	No person shall hunt any species or type of wildlife otherwise than by the use of such weapons, traps or other devices as may be prescribed for the
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killing or capturing of that species or type of wildlife.

Vehicles	16(1)	No person shall, for the purpose of hunting, chase, drive, flush, pursue, worry or harass any wildlife from a vehicle, whether he does so for himself or to assist another person.
Bait	17(1)	No person shall use bait for hunting big game animals other than wolves or coyotes.
Lights	18(1)	No person shall use lighting or reflecting equipment for the purpose of hunting wildlife.
Aircraft	19(1)	No person shall hunt wildlife from or by means of an aircraft.
Location from aircraft	(2)	A person shall be deemed to be hunting wildlife by means of an aircraft where he locates wildlife from an aircraft in flight and (a) he communicates its location or approximate location by any signal to any person on the ground or in a vehicle for the purpose of hunting it, or (b) he hunts it within 48 hours after he locates it.
Hunting postponed	(3)	No person shall hunt big game within six hours of his disembarkation from an aircraft other than an aircraft on a regularly scheduled flight.
Helicopters	20(1)	No person shall transport by helicopter (a) any big game hunter, or (b) any part of the carcass of any big game animal.
Exception	(2)	Notwithstanding subsection (1), a big game hunter may be transported by helicopter for the purpose of providing him with medical aid or rescuing him.
Transport of vehicle	(3)	No person shall transport any vehicle by helicopter for the purpose of hunting.
Poison	21(1)	No person shall use poison for hunting wildlife.
Drugs	(2)	No person shall use drugs for hunting wildlife.

- Use and possession (3) A person shall be deemed to use poison or drugs, as the case may be, for hunting wildlife where
- (a) he uses poison or drugs for any purpose in a manner that is likely to result in the capture or death of wildlife, or
- (b) he has in his possession, while he is hunting, poison or drugs that are commonly used for capturing or killing any wildlife.

**Carcasses and Live Animals**

- Possession limits 22(1) No person shall have in his possession a greater number of carcasses of a species or type of wildlife, or parts of such carcasses, than he is permitted to possess under this Ordinance.
- Found wildlife (2) No person shall have in his possession any part of the carcass of any wildlife he has come upon unexpectedly or discovered by chance.
- Illegal wildlife 23(1) No person shall have in his possession any wildlife or any part of the carcass of any wildlife captured, taken or killed in contravention of this Ordinance.
- Illegal elsewhere (2) No person shall have possession of any animal that is wild by nature outside the Territory, or any part of the carcass of such an animal, taken or killed in contravention of the laws of the place where the animal was taken or killed.
- Specially protected wildlife (3) No person shall have in his possession any specially protected wildlife or any part of the carcass of any specially protected wildlife.
- Waste of meat 24(1) No person who has possession of the carcass of a game bird or big game animal other than a wolf, bear or coyote, shall allow any of the meat to be wasted.
- "meat" (2) For the purposes of subsection (1), "meat" does not include the hide, head or viscera of the bird or animal.
- Wasteful activities (3) A person shall be deemed to have allowed an edible part of a carcass to be wasted where he allows any



		portion of it that is reasonably suitable for human consumption
		(a) to be fed to dogs or other domestic animals, or to captive wildlife,
		(b) to be destroyed or to become spoiled,
		(c) to be abandoned, or
		(d) to be used for bait.
Application	(4)	This section applies to a person who kills wildlife under section 61, 65 or 66.
Wounding	25(1)	Every person who wounds wildlife shall make a reasonable effort to kill it.
Retrieval	26(1)	Every person who has killed a game bird or big game animal shall make a reasonable effort to retrieve the carcass.
Waste of pelt	27(1)	No person who has killed a fur bearing animal, wolf, coyote, or bear shall allow any part of the pelt to be wasted.
Wasteful activities	(2)	A person shall be deemed to have allowed part of a pelt to be wasted where
		(a) he allows it to be destroyed or to become spoiled, or
		(b) he abandons it.
Sale of wildlife	28(1)	No person shall buy or sell, or offer to buy or sell, or keep for the purpose of sale, any wildlife or any part of the carcass of any wildlife.
Permits and licences	(2)	A person does not violate subsection (1) where
		(a) he sells any wildlife to any person who is the holder of a permit to buy it issued under subsection 82(2), or
		(b) he buys any wildlife from any person who is the holder of a licence or permit to sell it issued under section 82.
Service in restaurants	(3)	No person shall serve any part of the carcass of any wildlife as food at any place where meals are served for or in the hope or expectation of remuneration, or as part of the remuneration of a person employed at that place.

Possession in restaurants	(4)	No person shall bring any edible part of the carcass of any wildlife into, or possess it in, any place where meals are served for or in the hope or expectation of remuneration, or as part of the remuneration of a person employed at the place.
Live animals	29(1)	No person shall capture alive or have possession of any live wildlife.
Importation	(2)	No person shall import into the Territory any live animal that is wild by nature.
Release into wild	(3)	No person shall release into the wild any animal the importation of which into the Territory is prohibited under subsection (2).
Capture of birds	30(1)	No person shall have in his possession any decoy, appliance or materials of any kind commonly used for the live capture of birds that are wild by nature.
Export	31(1)	No person shall ship or remove any wildlife or any part of the carcass of any wildlife from the Territory.
Transport of illegal wildlife	32(1)	No person shall ship or transport, or deliver to another person for shipping or transportation, any wildlife or any part of the carcass of any wildlife taken or killed in contravention of this Ordinance.

#### Trapping

Permission	33(1)	No person shall at any time set or reset a trap in an area of the Territory unless the setting of the trap by him at that time in that area is permitted under this Ordinance.
Checking of traps	(2)	Where a person sets or resets a trap, he shall check it at the prescribed intervals.
Roads	(3)	No person shall at any time set a trap on the travelled portion of a road that is normally used by the public.

**Wildlife Ordinance**

**Chp. 16**

Removal of traps            34(1)     Where a person who is authorized to hunt fur bearing animals in an area discovers any traps within the area, he may remove them, but if he does so he shall deliver them to a conservation officer as soon as it is practicable for him to do so.

Interference with traps    35(1)     No person shall intentionally remove, molest, spring or in any way interfere with a trap lawfully set by another person for trapping wildlife.

Unlawful traps            (2)        Any person may spring any trap unlawfully set for the trapping of wildlife.

**Habitat Protection**

Protected areas            36(1)     No person shall destroy or damage habitat in an area on crown lands declared by regulations under section 179 to be a protected habitat area.

Beaver dams and nests    37(1)     No person shall damage or interfere with a beaver dam, or the den, lair or nest of any wildlife.

Permission from officer    (2)        A wildlife technician or conservation officer may in writing authorize a person to damage or interfere with a beaver dam, or the den, lair or nest of any wildlife, subject to such conditions as the technician or officer considers advisable.

Birds' eggs                (3)        No person shall take, possess, damage or interfere with an egg of any bird that is wild by nature.

Exception                 (4)        This section does not apply to private land.

Exception                 (5)        A person does not violate this section where he damages or interferes with a den, lair or nest in the course of clearing or working land for building or road construction, for agricultural use, or for any similar purpose.

Muskrat houses            (6)        A person may open a muskrat house for the purpose of setting traps in it if  
(a) he takes reasonable care to prevent the subsequent freezing of the muskrat house, and  
(b) he is otherwise authorized under this Ordinance to set the traps.

## Interference with Wildlife

Harassment	38(1)	No person shall harass or provoke any wildlife.
Prohibited activities	(2)	A person shall be deemed to harass or provoke wildlife where <ul style="list-style-type: none"> <li>(a) he captures, handles or manipulates wildlife, or attempts to do so,</li> <li>(b) he is the owner of a dog or he has a dog in his charge and he allows the dog to run after or molest a big game animal or a fur bearing animal,</li> <li>(c) he operates a vehicle or boat in a manner that might reasonably be expected to harass any wildlife, or</li> <li>(d) he attempts to interfere with the movement of any wildlife across any road or watercourse.</li> </ul>
Exceptions	(3)	A person shall not be deemed to harass or provoke wildlife where <ul style="list-style-type: none"> <li>(a) he hunts wildlife from a boat,</li> <li>(b) he operates a farm implement for harvesting, cultivation, clearing land or a similar agricultural purpose,</li> <li>(c) he captures wildlife accidentally and releases it, or</li> <li>(d) he attempts to assist wildlife in distress.</li> </ul>
Creating nuisance	39(1)	No person shall encourage any wildlife to become a public nuisance.
Feeding bears	(2)	Subject to subsection (3), a person shall be deemed to have encouraged a bear to become a public nuisance where he feeds it, or he leaves food or garbage in a place where a bear may have access to it and he does not take reasonable precautions to prevent bears from having access to it or being attracted to the area by it.
Exception	(3)	A person does not violate this section by leaving food or garbage <ul style="list-style-type: none"> <li>(a) in a municipal garbage dump,</li> <li>(b) in a container provided for garbage disposal in any campground,</li> </ul>

- (c) in a garbage dump established by the Government of Yukon or established under the Territorial Lands Act (Canada),
- (d) in a roadside litter barrel, or
- (e) in any other place designated in the regulations.

#### Hunting Expeditions and Outfitting

Outfitting business	40(1)	No person who is not an outfitter shall carry on an outfitting business.
Outfitting activities	(2)	A person shall be deemed to be carrying on an outfitting business where, otherwise than by way of bona fide sale, he provides to any non-resident, for use in the hunting of big game, any horse, vehicle, boat, camping equipment, hunting equipment, transportation service, guiding service, or any other equipment or service ordinarily provided by outfitters to non-resident hunters.
Outfitting area	41(1)	No outfitter shall outfit any non-resident hunter for the hunting of big game in any area in relation to which the outfitter is not authorized to outfit under section 106 or 108.
Special guiding licence	(2)	This section does not apply to a person acting as a guide under the authority of a special guiding licence issued under subsection 152(2).
Non-resident hunters	42(1)	No person who is not a resident of the Territory shall hunt big game unless <ul style="list-style-type: none"> <li>(a) he is outfitted by an outfitter and accompanied by a guide, or</li> <li>(b) he is accompanied by the holder of a special guiding licence issued under subsection 152(2).</li> </ul>
Guide required	43(1)	For each non-resident outfitted by an outfitter, the outfitter shall provide a separate guide to accompany the non-resident while he is hunting big game animals.
Guiding activities	44(1)	No person shall <ul style="list-style-type: none"> <li>(a) accompany any person in the field, for</li> </ul>

		<p>compensation or reward, to assist the person in hunting any big game animal, or</p> <p>(b) accompany any non-resident in the field to assist the non-resident in hunting any big game animal.</p>
Time in the field	(2)	While a person is accompanying another person in the field as referred to in subsection (1), he shall be deemed to be acting as a guide for the person he accompanies.
Hunting licence	45(1)	No guide shall accompany a person in the field while the person is hunting for any species or type of big game animal unless the person has produced for the inspection of the guide a valid licence authorizing him to hunt for that species or type of big game animal.
Shooting by guide	46(1)	No guide shall shoot at or near wildlife while he is acting as a guide.
Responsibility of guide	(2)	<p>A person acting as a guide for another person has a reasonable responsibility</p> <p>(a) for the safety and well-being of the other person, and</p> <p>(b) for the care and preservation of the carcass of any wildlife killed by the other person.</p>
Special guiding licence	(3)	Subsection (1) and paragraph (2)(a) do not apply to a person acting as a guide under the authority of a special guiding licence issued under subsection 152(2).
Permission by hunter	(4)	Notwithstanding subsection (1), a guide may, with the permission of the person for whom he is acting as a guide, shoot at a big game animal wounded by that person.
Prevention of violations	47(1)	If he can do so without using force, every guide shall prevent any person for whom he is acting as a guide from violating this Ordinance.
Report by guide	48(1)	Where a violation of this Ordinance is committed by a person while he is accompanied by a guide provided by an outfitter, the guide shall mark the

site and report the violation forthwith to the outfitter or to a conservation officer.

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| Special guiding licence | (2)   | Where a violation of this Ordinance is committed by a person while he is accompanied by a guide under the authority of a special guiding licence issued under subsection 152(2), the guide shall mark the site and report the violation forthwith to a conservation officer.   |
| Contents of report      | (3)   | A guide shall include in his report under subsection (1) or (2) sufficient particulars to identify the place where the offence was committed and he shall, on request, furnish to a conservation officer such information relating to the violation as the officer reasonably may require.   |
| Report by outfitter     | 49(1) | Where a violation of this Ordinance is committed by a guide in the employ of an outfitter, or by the client of an outfitter, the outfitter shall report the violation to a conservation officer as soon as practicable and in any event within 48 hours after he learns of the violation and he shall, on request, furnish to a conservation officer such information relating to the violation as the officer reasonably may require. |

#### Miscellaneous

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| Transfer of licence, etc. | 50(1) | <p>No person to whom a licence, permit or certificate has been issued shall deliver it to another person in circumstances where he might reasonably expect that the other person would</p> <p>(a) purport to a conservation officer to be the holder of the licence, permit or certificate, or</p> <p>(b) purport to exercise the authority, rights or privileges granted by the licence, permit or certificate.</p> |
| Use by other person       | (2)   | No person who is in possession of any licence, permit or certificate issued to another person shall purport to a conservation officer to be the holder of the licence, permit or certificate.  |

Production of licence, etc.	51(1)	Where a person is the holder of a licence, permit or certificate, or purports to be doing anything under the authority of a licence, permit or certificate, he shall show it to a conservation officer upon request.
False statements	52(1)	No person shall make a false statement in any return or application under this Ordinance.
Non-residents	53(1)	No person who is not a resident shall obtain a licence or permit that may be issued only to residents under this Ordinance.
Compliance with conditions	54(1)	Every person to whom a licence, permit or certificate is issued shall comply with any conditions to which it is subject under this Ordinance.
Damage to signs	55(1)	No person shall destroy, tear down, deface or damage any poster, notice or sign that has been posted up or erected under this Ordinance.
Stopping of vehicles	56(1)	Where a person is operating or in charge of a vehicle or boat, he shall forthwith bring the vehicle or boat to a stop upon being ordered or signalled to do so by a conservation officer, and where the conservation officer has reasonable and probable grounds to believe and does believe that the person has committed an offence under this Ordinance, the person shall give to the conservation officer, upon request, his name and address.
Order to stop	(2)	An order to stop under subsection (1) may be made by means of a sign or flashing red light.
Production of firearms	57(1)	Every person shall, upon request of a conservation officer, promptly produce for the inspection of the officer any firearm that is: <ul style="list-style-type: none"> <li>(a) in the possession of the person, or</li> <li>(b) subject to his control</li> </ul> outside the dwelling in which he habitually resides.
Obstruction of officer	58(1)	No person shall obstruct or interfere with a conservation officer or wildlife technician in the performance of his duties under this Ordinance.



Counselling violation	59(1)	No person shall counsel, procure or incite another person to commit an offence under this Ordinance.
Interfering with hunters	60(1)	No person shall interfere intentionally with the hunting of any wildlife by a person who is authorized to hunt the wildlife under this Ordinance.
Prior statements	(2)	Where it is proved that a person has interfered with the hunting of any wildlife by a person who is authorized to hunt the wildlife under this Ordinance and it is proved that the person who interfered with the hunting made a public statement in the Territory or elsewhere within six months before the interference that he intended to interfere with the hunting of wildlife in the Territory, the onus is on him to prove that he did not intend to interfere with the hunting of wildlife on the occasion in respect of which he is alleged to have done so.
Accident report	61(1)	Every person who kills a big game animal, lynx, fox, wolverine, raptor or specially protected wildlife accidentally or otherwise without having permission to do so under this Ordinance shall, as soon as practicable after killing it, (a) report to a conservation officer the number and species or type of wildlife killed, and particulars of the accident or killing, and (b) furnish such other information as may be required by the regulations or as reasonably may be required by the conservation officer.
Seizure of carcass	(2)	The Executive Council Member may, within 24 hours after a report is received under subsection (1), require delivery of all or part of the carcass to a conservation officer to be disposed of in accordance with the instructions of the Executive Council Member.
Return of carcass	(3)	A person who delivers all or part of a carcass to a conservation officer under subsection (2) may apply to the Executive Council Member for its return.

## PART II

## GENERAL EXCEPTIONS

Part II prevails	62(1)	The provisions of this Part apply notwithstanding any provision of Part I.
Imported wildlife	63(1)	A person may possess in the Territory any part of the carcass of any wildlife lawfully obtained by him outside the Territory.
Possession permitted	(2)	Subject to sections 23 and 28, a person may possess any part of the carcass of any wildlife where (a) it is lawfully killed by him, (b) he receives it directly or indirectly as a gift from the person who killed it, or (c) it is held by him as bailee for a person entitled to possess it.
Found wildlife	(3)	Subject to sections 23 and 28, a person may possess any part of the carcass of any wildlife referred to in subsection 22(2) for such period of time as reasonably may be necessary for him to apply for a permit to possess it under Part IV or to deliver it to a conservation officer.
Emergency hunting	64(1)	A person may hunt any wildlife where it is reasonably necessary for him to do so to prevent the loss of his own life or the life of another person through starvation.
Avoidance of emergency	(2)	Every person shall take reasonable precautions to ensure that it does not become necessary, in order to prevent the loss of his own life through starvation, for him or any other person to hunt wildlife that he or the other person is not authorized to hunt under the provisions of this Ordinance other than this section.
Eggs	(3)	This section applies with the necessary changes to the taking of the eggs of birds that are wild by nature.
Defence of life	65(1)	Subject to subsection (2), a person may kill wildlife in defence of his life or the life of another person where

- (a) there is imminent or immediate threat of grievous bodily harm, and
- (b) all other practical means of averting the threat of harm have been exhausted.

Exception (2) Subsection (1) does not authorize the killing of any bird or any herbivore other than a moose.

Defence of property 66(1) Subject to subsection (2), a person may kill wildlife in defence of property where

- (a) there is imminent or immediate threat of irrecoverable and substantial damage to property, and
- (b) all other practical means of averting the threat of damage have been exhausted.

Exception (2) Subsection (1) does not authorize the killing of any herbivore or bird.

Report of killing 67(1) Where a person kills any big game animal, lynx, fox, wolverine or specially protected wildlife under section 64, 65 or 66 and he is not authorized to kill the animal under a provision of this Ordinance other than those sections, he shall as soon as practicable after killing the animal report to a conservation officer the number and species or types of animals killed, and furnish such other information as reasonably may be required by the conservation officer.

Seizure of carcass (2) The Executive Council Member may, within 24 hours after a report is received under subsection (1), require delivery of all or part of the carcass to a conservation officer to be disposed of in accordance with the instructions of the Executive Council Member.

Return of carcass (3) A person who delivers all or part of a carcass to a conservation officer under subsection (2) may apply to the Executive Council Member for its return.

PART III

ENFORCEMENT AND PROSECUTIONS

Time for prosecutions 68(1) No proceedings under this Ordinance shall be

commenced more than one year after the time when the subject matter of the proceedings arose.

Territorial court      69(1)      Offences referred to in subsection 141(1) or (3) shall be tried in the Territorial Court.

#### Offences

Offence      70(1)      Every person who violates a provision of this Ordinance or the regulations commits an offence.

Continuing violation      71(1)      Where a violation of this Ordinance by a person continues for more than one day, the person shall be deemed to commit a separate offence for each day the violation continues after the person has been served with a ticket under the Summary Convictions Ordinance containing a statement to the effect that a continuation of the violation may constitute a separate offence for each day the violation continues.

One ticket      (2)      A ticket under subsection (1) shall be deemed to commence proceedings in respect of all offences deemed to be committed by the person.

Separate offence      72(1)      A violation of this Ordinance constitutes a separate offence in respect of each specimen of wildlife that is the subject of the violation.

Parties to offence      73(1)      Every person is a party to an offence under this Ordinance who actually commits the offence, who does or omits to do anything for the purpose of aiding any person to commit the offence, or who abets any person in committing the offence.

#### Possession

Wildlife in vehicles      74(1)      Where any wildlife or any part of any wildlife is found in a vehicle or boat it shall be deemed, in the absence of evidence to the contrary, to be in the possession of the operator of the vehicle or boat, and if the identity of the operator is not proved, it shall be deemed to be in the possession of the registered owner or other person lawfully entitled to the use and possession of the vehicle or boat.

- Possession 75(1) For the purposes of this Ordinance, a person has anything in his possession when he has it in his personal possession or knowingly
- (a) has it in the actual possession or custody of another person, or
  - (b) has it in any place, whether or not the place belongs to or is occupied by him, for the use or benefit of himself or another person.
- Possession by group (2) For the purposes of this Ordinance, where one of two or more persons, with the knowledge and consent of the rest, has anything in his custody or possession, it shall be deemed to be in the custody and possession of each and all of them.

#### Proof

- Official statement 76(1) In a prosecution under this Ordinance or in any other proceeding in which proof is required
- (a) as to the issuance, suspension or cancellation of a licence, permit or certificate,
  - (b) as to the granting, suspension or revocation of a concession,
  - (c) as to whether or not a person is a holder of a licence, permit, certificate or concession, or
  - (c) as to the delivery, service, mailing or giving of any notice by the Executive Council Member.
- a statement signed by the Executive Council Member certifying thereto is admissible in evidence as prima facie proof of the facts stated in the statement and is conclusive proof of the authority of the Executive Council Member without proof of his appointment or signature.
- Official institutions (2) In a prosecution or any other proceeding under this Ordinance, a statement signed by the person in charge of any laboratory or meteorology station maintained by a university, by the Government of Yukon, by the Government of Canada, or by the government of another province, or signed by the assistant or a person acting in the place of the person so in charge, is admissible in evidence as prima facie proof of the facts stated in it and is

conclusive proof of the authority of the person signing the statement without proof of his appointment or signature.

Identity of offender	(3)	The fact that the person charged with the commission of an offence under this Ordinance has the same name as the person referred to in a statement issued under subsection (1) as being the holder of a licence, permit, certificate or concession, is prima facie proof that the person so charged is the holder.
Proof of exception	77(1)	In any prosecution under this Ordinance, the burden of proving that an exception, exemption, excuse or qualification under this Ordinance operates in favour of the accused is on the accused, and the prosecutor is not required, except by way of rebuttal, to prove that the exception, exemption, excuse or qualification does not operate in favour of the accused, whether or not it is set out in the information or ticket commencing the proceedings.
Residence	78(1)	In any prosecution under this Ordinance, the burden is on the accused to prove that he is a resident of the Territory.
Place of killing	79(1)	In any prosecution under this Ordinance, any wildlife found dead in the Territory shall be presumed, in the absence of evidence to the contrary, to have been killed in the Territory.
Possession in sanctuary	(2)	Where a person is in possession of any wildlife or any part of the carcass of any wildlife within an area established as a wildlife sanctuary under section 140, he shall be deemed, in the absence of evidence to the contrary, to have hunted wildlife within that area.
Information or ticket	80(1)	No exception, exemption, excuse or qualification under this Ordinance is required to be set out or negatived as the case may be in any information or ticket commencing proceedings in respect of an offence under this Ordinance.
Defect in form	81(1)	A conviction or order made in any matter arising under this Ordinance, either originally or on

appeal, shall not be quashed for any defect in form.

#### PART IV

#### LICENCES, PERMITS, CERTIFICATES AND CONCESSIONS

Licences	82(1)	<p>A licence may be issued in accordance with the regulations</p> <p>(a) to give a person permission to hunt wildlife for the purposes of subsection 12(1).</p> <p>(b) to authorize a person to act as a guide,</p> <p>(c) to authorize a person to sell any wildlife or any part of the carcass of wildlife, notwithstanding section 28, or</p> <p>(d) to give a person permission to trap wildlife for the purposes of section 33.</p>
Permits	(2)	<p>A permit may be issued in accordance with the regulations</p> <p>(a) to give a person permission to hunt wildlife for the purposes of section 12, or</p> <p>(b) notwithstanding Part I, to authorize a person to do any act the doing of which is prohibited under sections 13 to 39, 42, 43 and 46, except subsections 22(1) and 35(1).</p>
Form of permission	83(1)	<p>Except as provided in subsections 37(2) and (5), no permission given to a person to do any act that is prohibited in Part I is effective unless the permission is given in the form of a licence, permit or certificate.</p>
Where permission set out	(2)	<p>No licence, permit or certificate authorizes a person to do any act the doing of which is prohibited under Part I, except insofar as</p> <p>(a) the authorization is expressed under this Ordinance as an authorization to all persons to whom a licence, permit or certificate of that type or class is issued, or</p> <p>(b) the authorization is expressed on the licence, permit or certificate.</p>
Prohibited hunting	(3)	<p>No licence authorizes a person to hunt within an area established as a wildlife sanctuary under</p>

section 140, or to hunt specially protected wildlife.

Conditions to permission	84(1)	Where a licence, permit or certificate is issued to authorize a person to do any act the doing of which is prohibited under Part I, the licence, permit or certificate may, in accordance with the regulations, make the authorization subject to conditions, whether the authorization is expressed in the regulations or on the licence, permit or certificate.
No transfer	85(1)	The authority, rights or privileges granted by the issuance of a licence or permit to a person to do any act the doing of which is prohibited under Part I is a personal right that is not transferrable to any other person.
Natural person	(2)	Subject to subsection 175(3), no licence or permit shall be issued to any corporation, society or other body that is not a natural person.
False application	86(1)	A licence, permit or certificate issued, or a concession granted, to a person who has made a false statement in his application for the licence, permit, certificate or concession is not valid unless the statement relates only to some matter that reasonably could not have influenced the decision to issue the licence, permit or certificate, or to grant the concession to the holder.
Title to land and wildlife	87(1)	A licence, permit, certificate or concession is not, and does not operate as, a demise, lease or transfer of any title or interest in or to land or wildlife.
Remedies not affected	(2)	Subsection (1) does not affect any rights or remedies a person has at common law or by statute against any person other than the Crown for damages suffered as a result of interference with his outfitting or trapping operations.

#### Issuance

Licence issuers	88(1)	A person may be authorized in writing to issue
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licences or permits, but the authority given to a person under this subsection is subject to such conditions as may be prescribed.

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| Remuneration              | (2)   | A person who is authorized under subsection (1) to issue licences or permits and who is not a member of the public service shall be paid the prescribed remuneration for each licence or permit issued by him.  |
| Responsibility for fees   | (3)   | Every person who issues a licence or permit under this section is deemed to be an agent of the Crown for the collection of any fee required to be paid in respect of the issuance of the licence or permit, and sections 42 to 47 of the Financial Administration Ordinance apply in respect of the fees collected by the person. |
| Refusal to issue          | 89(1) | The Executive Council Member may refuse to issue a licence, permit or certificate for any cause that seems sufficient to him.   |
| Cancellation & suspension | (2)   | The Executive Council Member may cancel or suspend any licence or permit for any cause that seems sufficient to him.  |
| Reinstatement             | (3)   | Where the Executive Council Member cancels or suspends a licence, permit, or certificate, he may reinstate it upon such conditions, if any, as he deems advisable.  |

#### Outfitting and Trapping Concessions

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| Outfitting grant | 90(1) | An outfitting concession may be granted to a natural person who is a resident who makes his home in the Territory, 'habitually is present in the Territory, and is a Canadian citizen.  |
| Trapping grant   | 91(1) | A trapping concession may be granted to any person who has the qualifications prescribed under section 155, is a Canadian citizen, and has, for the three years immediately preceding the date of his application for the concession, habitually resided <ul style="list-style-type: none"> <li>(a) in the Territory, or</li> </ul> |

(b) elsewhere in Canada within 150 kilometres of the trapping area in respect of which he is applying for a trapping concession.

Non-resident trappers	(2)	A trapping concession shall not be granted to a person under paragraph (1)(b) unless he is a person designated by name in the regulations as a member of a class of non-residents to whom trapping concessions may be granted.
Trapping partnership	(3)	A trapping concession may be granted to a partnership of natural persons, as an undivided joint interest, if each of them is qualified under this section.
Trapping by society	(4)	A trapping concession may be granted to a society registered under the Societies Ordinance if all of its members are qualified under this section.
Refusal of concession	.92(1)	The Executive Council Member may refuse to grant a concession for any cause that seems sufficient to him, but he shall not do so until the application has been referred to the Concession and Compensation Review Board established under section 168 and the Board has had 30 days to make a recommendation.
Term of concession	(2)	The term for which a concession may be granted is five years at a time, except as provided in section 93.
Initial term	93(1)	An outfitting or trapping concession granted to a person who has not previously held an outfitting or trapping concession, as the case may be, expires on March 31 next following the date of issue, unless it is cancelled before its natural expiration.
First renewal	(2)	To be eligible for renewal in priority to other applicants, the holder of a concession to which subsection (1) applies shall apply for a renewal of the concession within 30 days before its natural expiration.
First renewal or full grant	(3)	Upon the receipt of an application under subsection (2),

		(a) the concession granted under subsection (1) may be renewed for one year, in which case this section continues to apply to the renewal of the concession, or
		(b) a new concession may be granted to the applicant for the full term of five years, in which case section 95 applies to the renewal of the concession.
One renewal	94(1)	A concession initially granted under section 91 shall not be renewed more than once under paragraph 93(3)(a).
Renewal after full grant	95(1)	To be eligible for renewal in priority to other applicants, the holder of a concession granted or renewed for a term of five years shall apply for a renewal of the concession within 90 days before its natural expiration.
Renewal term	(2)	Upon the receipt of an application under subsection (1), the concession may be renewed for another term of five years.
Expiry date	(3)	For the purpose of determining the expiry date of a concession granted or renewed for a term of five years, the concession shall be deemed to be granted or renewed on April 1 of the year in which the grant or renewal is made.
Notice	(4)	Ninety days' notice of the expiration of a concession granted or renewed for a term of five years shall be given by registered or certified mail addressed to the holder of the concession at the address given on his most recent application for a grant or renewal of the concession or any other address of which he has given the Executive Council Member written notice.
Refusal to renew	96(1)	The renewal of a concession may be refused in whole or in part where (a) the applicant has failed to comply with this Ordinance or the regulations in the operation of the concession, (b) the Executive Council Member is of the opinion that it is necessary for the conservation of wildlife in all or part of the outfitting or

trapping area not to renew the concession, and not to grant a new concession for all or part of the area, or

(c) the Executive Council Member is of the opinion that it is necessary for the protection of the public interest not to renew the concession, and not to grant a new concession for all or part of the outfitting or trapping area.

Non-renewal compensation	(2)	Except as provided by subsection 102(3), no compensation is payable for the non-renewal of a concession in whole or in part for any reason.
Referral to Board	(3)	The renewal of a concession shall not be refused in whole or in part under subsection (1) until the application for renewal has been referred to the Concession and Compensation Review Board established under section 168 and the Board has had 30 days to make a recommendation.
Outfitting area	97(1)	No outfitting concession shall be granted in respect of all or part of the outfitting area described in a concession granted previously and still in effect.
Trapping area	(2)	No trapping concession shall be granted in respect of all or part of the area described in a trapping concession issued previously and still in effect.
Right to outfit	98(1)	An outfitting concession reserves from all persons other than the holder of the concession any authority to outfit non-residents for the hunting of big game animals in the outfitting area described in the concession.
Right to trap	(2)	A trapping concession reserves from all persons other than the holder of the concession any authority to hunt fur bearing animals within the area described in the concession.
No transfer of benefits	99(1)	The benefits of a concession are personal to the person to whom the concession originally is granted under section 90 or 91, or to whom it is transferred under section 100, and without limiting the generality of the foregoing.

- (a) the benefits do not survive the death of the holder of the concession except as provided in subsection (2), and
- (b) the concession is not assignable to any other person except as provided by section 100.
- Death of holder (2) Where the holder of a concession dies, his personal representative or, if none, a person named by the Executive Council Member, may be granted all or part of the concession for a period of six months for the purpose of settling the affairs of the deceased in relation to the operation of the concession.
- Extension of time (3) The Executive Council Member may from time to time extend the six month period referred to in subsection (2) as the necessity of the case in his opinion may require, but in no case shall the period be extended beyond two years after the death of the holder of the concession.
- Exception (4) Subsection (3) does not apply to a concession granted under subsection 91(3) or (4).
- Outfitting transfer 100(1) An outfitting concession may be transferred to any person who is qualified under section 90.
- Trapping transfer (2) A trapping concession may be transferred to any person who is qualified under section 91.
- Form of transfer (3) The transfer of a concession shall be done by  
 (a) revoking the concession, and  
 (b) granting a new concession to the transferee for all or part of the area for a term fixed in accordance with section 92 or, if he has not previously held such a concession, in accordance with section 93.
- Other transfers (4) No transfer of a concession is effective except as provided by subsection (3).
- Outfitting revocation & suspension 101(1) An outfitting concession may be revoked or suspended in whole or in part where  
 (a) the holder of the concession is convicted of an offence under subsection 19(1), 20(1), 20(3), 40(1), 41(1), 43(1), or 49(1) and the

- time for appealing the conviction has expired.
- (b) the holder of the concession ceases to have the qualifications specified in subsection 90(1), or prescribed under subsection 155(1).
  - (c) an outfitters certificate issued in respect of the concession may be cancelled under paragraph 109(2)(c).
  - (d) the Executive Council Member is of the opinion that it is necessary to revoke or suspend the concession for the conservation of wildlife in all or part of the outfitting area. or
  - (e) the Executive Council Member is of the opinion that it is necessary to revoke in whole or in part or suspend the concession in whole or in part for any other reason to protect the public interest.
- Referral to Board (2) An outfitting concession shall not be revoked or suspended in whole or in part under paragraph (1)(d) or (e) until the matter has been referred to the Concession and Compensation Review Board established under section 168 and the Board has had 30 days to make a recommendation.
- Outfitting compensation 102(1) Where an outfitting concession is revoked under paragraph 101(1)(d) or (e) and at least two years' notice of the revocation is not given, compensation shall be paid to the holder of an outfitter's certificate issued in respect of the concession in an amount equal to twice the average annual net income of the holder of the certificate, and his assignors if any, in the period of three years immediately preceding the date on which the notice is given.
- "net income" (2) For the purposes of subsection (1) "net income" means the net income of the outfitting business, as reported for income tax purposes, in relation to the outfitting area described in the concession.
- Non-renewal (3) Where the renewal of an outfitting concession is refused under paragraph 96(1)(b) or (c) and at least two years' notice of the refusal to renew is not given, compensation shall be paid to the holder of an outfitter's certificate issued in respect of the concession, and subsections (1) and (2) apply with the necessary changes to the determination of the amount of the compensation.

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| Appropriation<br>required              | (4)    | It shall be a condition precedent to any payment of compensation under this section that an appropriation be made by the Council.   |
| Trapping<br>revocation<br>& suspension | 103(1) | <p>A trapping concession may be revoked or suspended in whole or in part where</p> <ul style="list-style-type: none"> <li>(a) the holder of the concession is convicted of an offence under subsection 15(1), 21(1), 27(1) or 35(1) and the time for appealing the conviction has expired,</li> <li>(b) the holder of the concession ceases to have the qualifications specified in section 91, or prescribed under subsection 155(1),</li> <li>(c) in the opinion of the Executive Council Member the operation of the trapping concession is not conducted in compliance with this Ordinance or regulations under section 167,</li> <li>(d) the Executive Council Member is of the opinion that it is necessary to revoke or suspend the concession for the conservation of wildlife in all or part of the trapping area, or</li> <li>(e) the Executive Council Member is of the opinion that it is necessary to revoke or suspend the concession in whole or in part for any other reason to protect the public interest.</li> </ul> |
| Automatic<br>revocation                | (2)    | A trapping concession shall be deemed to be revoked automatically upon the cessation of the holder to be qualified under section 91 or, in the case of a concession granted to a society, upon the occurrence of any event that would enable a person not qualified under section 91 to exercise any voting rights of a member of the society.  |
| Referral<br>to Board                   | (3)    | A trapping concession shall not be revoked or suspended under paragraph (1)(c), (d) or (e) until the matter has been referred to the Concession and Compensation Review Board established under section 168 and the Board has had 30 days to make a recommendation.   |
| Trapping<br>compensation               | 104(1) | Where a trapping concession is revoked under paragraph 103(1)(d) or (e) and at least two years' notice of the revocation is not given, compensation may be paid to the holder of the concession in an amount not exceeding such amount as may be  |

recommended by the Concession and Compensation Review Board established under section 168.

Non-renewal	(2)	Where the renewal of a trapping concession is refused in whole or in part under paragraph 96(1)(b) or (c) and at least two years' notice of the refusal to renew is not given, compensation may be paid to the holder of the concession in an amount not exceeding such amount as may be recommended by the Concession and Compensation Review Board under section 168.
Other compensation	105(1)	No compensation shall be paid in respect of the revocation or suspension of a concession except under section 102 or 104.
Outfitting permit	106(1)	An annual permit may be issued to give to the holder of an outfitting concession permission to outfit in an area in respect of which no outfitting concession is in effect.
Trapping permit	(2)	An annual permit may be issued to the holder of a trapping concession to hunt fur bearing animals in an area in respect of which no trapping concession is in effect.

#### Outfitter's Certificates

Eligibility	107(1)	An outfitter's certificate may be issued in respect of an outfitting concession to <ol style="list-style-type: none"> <li>(a) the person who is the holder of the concession, or</li> <li>(b) any corporation in which 51% or more of its issued share capital having any voting rights under any circumstances belongs to the holder of the concession and all of the remaining share capital having voting rights under any circumstances belongs to persons who are Canadian citizens at the time of the issuance of the certificate.</li> </ol>
Concession to be specified	(2)	An outfitter's certificate shall specify the outfitting concession in respect of which it is issued.



Term of certificate	(3)	An outfitter's certificate is valid for a period of not more than one year.
Notice by corporation	(4)	A corporation shall notify the Executive Council Member in writing of the names, addresses and citizenship of all of the holders of shares in the corporation having voting rights under any circumstances, and the notice shall be given upon every change in the ownership of such shares, or the issuance of such shares.
Effect of certificate	108(1)	An outfitter's certificate gives permission to the holder of the certificate to carry on the business of outfitting in relation to the outfitting area described in the outfitting concession in respect of which the certificate is issued.
Automatic cancellation	109(1)	<p>An outfitter's certificate issued to a corporation under paragraph 107(1)(b) shall be deemed to be cancelled automatically upon</p> <ul style="list-style-type: none"><li>(a) the cessation of the holder of the certificate to meet the requirements of paragraph 107(1)(b),</li><li>(b) the occurrence of any event that would enable another person to exercise the voting rights of the holder of the concession, or</li><li>(c) the acquisition by a non-Canadian, after the issuance of the certificate, of any share capital having any voting rights under any circumstances.</li></ul>
Cancellation or suspension	(2)	<p>An outfitter's certificate may be cancelled or suspended in whole or in part by the Executive Council Member where</p> <ul style="list-style-type: none"><li>(a) in the opinion of the Executive Council Member the outfitting business of the holder of the certificate is not conducted in compliance with this Ordinance or regulations under sections 176 or 177,</li><li>(b) the holder of the certificate, or anyone in his employ or acting on his behalf, is convicted of an offence in relation to the outfitting business under subsection 23(1), 24(1), 25(1), 31(1), 38(1), or 58(1) and the time for appealing the conviction has expired.</li></ul>

- (c) the holder of the certificate is convicted of an offence in relation to the outfitting business under subsection 19(1), 20(1), 20(3), 21(1) or 52(1), or regulations made under section 177, and the time for appealing the conviction has expired, or
- (d) the holder of the certificate is a corporation and it omits to give a notice to the Executive Council Member under subsection 107(4).

Exception (3) An outfitter's certificate shall not be cancelled or suspended under paragraph (2)(b) where the Executive Council Member is of the opinion that offence was committed without the authority, assent or acquiescence of the holder of the certificate or, in the case of a corporation, without the authority, assent or acquiescence of the directors of the corporation.

Suspension of concession (4) Where the outfitting concession in respect of which an outfitter's certificate has been issued is revoked or suspended under section 101, the certificate shall be cancelled or suspended accordingly.

**PART V**

**ADMINISTRATION AND ENFORCEMENT**

Executive Council Member 110(1) The Executive Council Member shall supervise and direct the administration and enforcement of this Ordinance and for that purpose he shall be deemed to have all the powers of a conservation officer or wildlife technician under this Ordinance.

Employees (2) Section 14 does not apply to the Executive Council Member acting in his capacity as the Executive Council Member.

**Wildlife Technicians & Conservation Officers**

Appointments 111(1) The Commissioner in Executive Council shall appoint such wildlife technicians and conservation officers as may be necessary for the administration and enforcement of this Ordinance.

R.C.M.P.	112(1)	Members of the Royal Canadian Mounted Police have all the powers of a conservation officer under this Ordinance.
Dangerous wildlife	113(1)	Notwithstanding any other provision of this Ordinance, a wildlife technician or conservation officer may hunt at any time at any place any wildlife that he has reasonable grounds to believe and does believe is dangerous, destructive, wounded or diseased.
Entry upon land	114(1)	In the performance of his duties under this Ordinance, a wildlife technician or conservation officer, and any person accompanying him at his request for the purpose of assisting him in the performance of his duties, may enter upon any land, and while so engaged they are liable only for any actual damage wilfully or negligently caused by them.
Official authorization	115(1)	Notwithstanding Part I, the Executive Council Member may, from time to time, in writing, authorize a wildlife technician or conservation officer to do, in the performance of his duties, an act the doing of which otherwise is prohibited under sections 15, 20, 24, 27, 28, 29, 35 or 36.
Wildlife studies	116(1)	A wildlife technician or conservation officer may, where he is authorized in writing by the Executive Council Member to do so in the course of his duties, hunt any wildlife that is required for the purpose of wildlife management or research.
No offence	(2)	A wildlife technician or conservation officer does not commit an offence under this Ordinance by reason only that, in the hunting of wildlife under this section, he does any act the doing of which is prohibited under sections 16, 17, 18, 19 or 21.
Licences and permits	117(1)	A wildlife technician or conservation officer may issue any licence or permit that may be issued under this Ordinance.
Oaths	118(1)	An oath, affidavit, affirmation or statutory declaration under this Ordinance may be

administered, sworn, affirmed or made before a conservation officer.

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| No offence | 119(1) | <p>A wildlife technician or conservation officer does not commit an offence under this Ordinance by reason only that, in the performance of his duties under this Ordinance,</p> <p>(a) he does any act the doing of which is prohibited under section 9, 10, 12, 22, 23, 26, 30, 31, 32, 33, 37, 38, 39, 42, 55 or 60, or</p> <p>(b) he does any act he is authorized to do under section 115.</p> |
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#### Enforcement Powers

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| Authority of officer   | 120(1) | Every conservation officer has the authority to enforce the provisions of this Ordinance.  |
| Inspection of firearms | 121(1) | A conservation officer may inspect any firearm found in or on any vehicle or boat, or in any camp occupied by a hunting party.   |
| Inspection of wildlife | (2)    | A conservation officer may inspect any wildlife or any part of the carcass of any wildlife found in or on any vehicle or boat, or in any camp occupied by a hunting party.   |
| Dogs                   | 122(1) | Where a dog is known to a conservation officer to run unaccompanied by any person in a place frequented by wildlife and the conservation officer is unable after diligent inquiry to ascertain the identity of the owner of the dog, the conservation officer may kill the dog and in doing so does not incur any liability to the owner of the dog. |
| Inspection of premises | 123(1) | A conservation officer may at any reasonable time enter any premises in respect of which a licence, permit or certificate has been issued in order to inspect the premises for the purposes of this Ordinance related to the licence, permit or certificate.   |
| Refusal of entry       | (2)    | Where a conservation officer is refused entry to any premises under subsection (1), the Executive  |

Council Member may suspend or cancel the licence, permit or certificate.

Inspection of records	124(1)	A conservation officer may at any reasonable time require a person to produce for his inspection any records the person is required to keep under this Ordinance, and the officer may take extracts from the records or make copies of them.
Aircraft log books	(2)	A conservation officer may at any reasonable time require a person who has, within the immediately preceding period of 12 months, operated an aircraft in the Territory for the transportation of a person in connection with the hunting of wildlife, to produce for the inspection of the officer any log books or other records in his possession pertaining to the flight.
Scheduled flights	(3)	Subsection (2) does not apply in respect of the operation of an aircraft on a regularly scheduled flight directly from one airport to another.
Seizure of records	125(1)	Where a person refuses to produce within a reasonable time any record or log book for the inspection of a conservation officer under this section, the conservation officer may apply to a justice of the peace for an order for the seizure of the record or the log book.
Inspection of camps	126(1)	A conservation officer may at any reasonable time inspect for the purposes of this Ordinance any camp occupied by a hunting party.
Arrest	127(1)	Subject to subsection (2), where a conservation officer finds a person committing an offence under this Ordinance he may, without a warrant, arrest the person.
Prohibited arrest	(2)	A conservation officer shall not arrest any person unless he has reasonable and probable grounds to believe, and does believe, that the arrest is necessary to satisfy the public interest having regard to all the circumstances, including (a) the need to establish the identity of the person,

- (b) the need to preserve or secure evidence of the offence, and
- (c) in the case of an offence in respect to which subsection 141(1) or (3) applies, the need to ensure that the person will attend in court to be dealt with according to law.
- Release of suspect (3) Except where paragraph 2(c) applies, a person arrested under subsection (1) shall be released upon his identity being established or upon the evidence being secured or preserved, as the case may be.
- Detention of suspect 128(1) Where a person is arrested for an offence to which subsection 141(1) or (3) applies, the justice before whom he makes his appearance may order that he be detained in custody to be brought before a judge of the Territorial Court.
- (a) if the person is not a resident, or
- (b) the justice is satisfied that there are reasonable and probable grounds to believe that the person will not attend in court to be dealt with according to law.
- Appearance before judge (2) Where an order is made under subsection (1), the person shall be taken before a judge of the Territorial Court forthwith.

#### Searches

- Power to search 129(1) Subject to subsection (2), where a conservation officer has reasonable and probable grounds to believe and does believe that there is in any place any wildlife or any part of the carcass of any wildlife taken, killed, received, kept or transported in contravention of this Ordinance, or any object that has been used for the commission of an offence under this Ordinance, he may without a warrant, search the place.
- Dwellings (2) A conservation officer shall not search a dwelling house that is not vacant unless, immediately before the search, he obtains the written permission of the lawful occupant to do so, or unless he obtains a search warrant authorizing him to do so.

- Search warrant (3) A search warrant may be issued by a justice of the peace where he is satisfied by information upon oath that there are reasonable grounds for believing that there is in any place
- (a) any papers, books, films, pictures, recordings or records that may afford evidence of the commission of an offence under this Ordinance,
  - (b) any wildlife or any part of any wildlife taken, killed, received, kept or transported in contravention of this Ordinance, or
  - (c) any object that has been used for the commission of an offence under this Ordinance.
- Use of force (4) In the carrying-out of a search under this section a conservation officer may use all force that is necessary in the circumstances, including the breaking of any lock or fastening, but the officer shall
- (a) ensure that the premises are left as secure after the search as they were at the commencement of the search, and
  - (b) make a reasonable effort forthwith after the search to give notice of any action under this subsection to the owner or other person entitled to possession of the place searched.
- Entry to dwelling (5) Where the owner or other person authorized to occupy a dwelling that is not vacant is absent from the premises, a conservation officer shall not exercise any power under subsection (4) to gain entry to the dwelling unless
- (a) he is accompanied by a member of the Royal Canadian Mounted Police, and
  - (b) he has made a reasonable effort to give advance notice of the search to the owner or other person.
- Search of person (6) Where a search is carried out under this section, any person found in the place may be searched.
- Assistants (7) Where a conservation officer is carrying out a search under this section, other than a search under subsection (6), he may be accompanied by any

person who may be of assistance to him in carrying out the search.

Execution of warrant (8) A search warrant issued under this section shall be executed by day, unless the justice, by the warrant, authorizes execution of it by night.

"place" (9) In this section, "place" includes any land, building, dwelling house, vehicle, tent, camper, trailer, motor home, boat or aircraft.

#### Seizure of Wildlife

Power to seize 130(1) A conservation officer may seize any wildlife or any part of the carcass of any wildlife where

- (a) he is of the opinion that it may be evidence of the commission of an offence under this Ordinance,
- (b) he is of the opinion that it may disclose evidence of disease,
- (c) he has been advised in writing by a wildlife technician that it is required for scientific examination in connection with a wildlife study, or
- (d) it is found with any other wildlife or any part of any wildlife that is seized under paragraph (a) or (b).

Conditions of detention (2) Where any wildlife or any part of the carcass of any wildlife is seized under paragraph 1(a) or (d),

- (a) it may be detained for not more than 30 days after the date of the seizure,
- (b) reasonable care shall be taken of it during its detention, and
- (c) the person from whom the wildlife was seized may apply within 30 days to a justice of the peace for an order for the return of the wildlife.

Order for return (3) Upon an application under subsection (2), the justice of the peace may order the return of all or part of the seized wildlife, but

- (a) no such order shall be made except upon application made within the 30-day period,



- (b) no such order shall be made in respect of any wildlife or any perishable part of the carcass of any wildlife seized under paragraph (1)(a) unless the justice of the peace is satisfied that the conservation officer who seized it has no reasonable grounds for believing that it might be evidence of the commission of an offence under this Ordinance.
- (c) no such order shall be made in respect of any wildlife or any part of the carcass of any wildlife that is seized under paragraph (1)(b) and found to be diseased,
- (d) no such order shall be made in respect of any wildlife or any part of the carcass of any wildlife that is seized under paragraph (1)(c), and
- (e) no such order shall be made in respect of wildlife or any part of the carcass of any wildlife seized under paragraph (1)(d) unless the justice of the peace is satisfied that it is easily distinguishable from the wildlife seized under paragraph (1)(a) or (b) with which it was found.
- No return (4) Where no application is made for the return of wildlife under subsection (2) within 30 days after the date of the seizure, the interest of all persons other than the Crown in the wildlife is extinguished, and the wildlife shall be disposed of in such manner as the Executive Council Member may order.
- Live wildlife (5) Notwithstanding any other provision of this section, where any live wildlife is seized under this Ordinance, the conservation officer making the seizure may return the wildlife to the wild whenever and wherever he decides it is appropriate to do so.
- Other orders (6) No court shall make any order for the return of any wildlife or any part of the carcass of any wildlife seized under this Ordinance except under this section.

Release by officer (7) A conservation officer may release the seizure of any wildlife or any part of the carcass of any wildlife seized by him under this section, but he may do so only within 30 days after the date of the seizure.

#### Seizure of Other Things

Power to seize 131(1) Where a conservation officer finds anything that he reasonably believes may be evidence of the commission of an offence under this Ordinance, he may seize it, and

(a) if the thing is found in a vehicle, boat or aircraft, he may also seize the vehicle, boat, aircraft or trailer used to pull or carry any vehicle or boat, or

(b) if the thing is found in a camper or trailer, he may also seize the camper or trailer and the vehicle used to carry the camper or pull the trailer.

Conditions of detention 132(1) Where anything other than wildlife or a part of the carcass of any wildlife is seized under this Ordinance, an affidavit describing it shall be filed with a justice of the peace or the Territorial Court as soon as it may be practicable to do so, and reasonable care shall be taken to ensure that the thing is preserved until the conclusion of any investigation or until it is required to be produced for the purposes of a trial.

Release by officer (2) Notwithstanding subsection (1), where anything referred to in subsection (1) has been seized, the conservation officer who seized it may release the seizure, but he may not do so after an affidavit describing it has been brought before a justice of the peace.

Term of detention (3) Subject to section 133, anything detained under subsection (1) shall be released after it has been detained for a period of three months unless, before the expiration of that period,

(a) a justice of the peace is satisfied that, having regard to the nature of the investigation, its further detention for a

specified period is warranted and he so orders, or

- (b) proceedings are commenced under this Ordinance and, depending upon the outcome of the proceedings, the further detention or forfeiture of the thing may be ordered.

Proceedings commenced	(4)	Where proceedings are commenced for which the further detention of a thing detained under subsection (1) is warranted, the justice of the peace shall forward a statement describing the thing to the clerk of the Territorial Court, and the thing thereafter shall be detained in accordance with the directions of that court, subject to sections 134 and 136.
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#### Release by Court

Application to judge	133(1)	Where anything referred to in subsection 132(1) has been seized, any person may apply to a judge of the Territorial Court for an order releasing the seizure.
Notice	(2)	The clerk of the Territorial Court shall give the Executive Council Member seven days' notice of every application under subsection (1), and the Executive Council Member is entitled to appear and make representations at the hearing of the application.
Release to suspect	134(1)	Where proceedings have been commenced against a person from whom anything referred to in subsection 132(1) has been seized and the forfeiture of the thing may be ordered upon conviction of the person, no order shall be made for the release of the thing to the person unless he provides to the court adequate security for the fair value of the thing.
Release to other person	(2)	Where proceedings have been commenced against a person from whom anything referred to in subsection 132(1) has been seized and the forfeiture of the thing may be ordered upon conviction of the person, upon application under section 133, (a) the court may order the release of the thing to any other person, if the court is satisfied

that the thing was stolen from the other person, or,

- (b) if paragraph (a) does not apply, the court may order the release of the thing to any other person upon provision to the court, by any person, of security for the fair value of the thing.

Proceedings not commenced	135(1)	<p>Where proceedings have not been commenced against a person from whom anything referred to in subsection 132(1) has been seized, the court may, upon application under section 133,</p> <p>(a) order its release to a person entitled to it, or</p> <p>(b) order its further detention, where the court is satisfied that its detention is reasonably necessary having regard to the nature of any investigation being conducted in relation to the enforcement of this Ordinance.</p>
Entitlement to possession	136(1)	<p>Notwithstanding sections 130, 134, 135 and 145, where a judge or a justice of the peace decides that the seizure of anything detained under this Ordinance should be released,</p> <p>(a) he shall not order its return to the person from whom it was seized, unless the judge or a justice of the peace is satisfied that the person is entitled to possess it,</p> <p>(b) he shall order its return to the lawful owner, if the person from whom it was seized is not entitled to possess it and the lawful owner can be found, and</p> <p>(c) he shall order its forfeiture to the Crown if the person entitled to it is unknown or cannot be found within six months of the seizure.</p>
Prohibited possession	(2)	<p>Notwithstanding sections 130 and 132, where anything is seized, it shall not be returned or given to any person who is prohibited from using or possessing it under this Ordinance, and it shall be forfeited to the Crown.</p>
Official liability	137(1)	<p>No liability attaches to the Crown, to the Executive Council Member, to a wildlife technician or to a conservation officer for loss or damage arising from the seizure, disposal or return in</p>

accordance with this Ordinance of anything that has been seized, or from the deterioration of anything while it is being held under a seizure, other than loss or damage resulting from negligence or wilful neglect in its care, custody or return.

- Seizure receipt 138(1) Upon the seizure of anything under this Ordinance, a receipt in the prescribed form shall be issued to the person from whom it was seized, and where wildlife or any part of the carcass of any wildlife is seized under section 130, the receipt shall specify the reason for the seizure.
- Release procedure (2) A receipt under subsection (1) shall specify the procedures set forth in this Ordinance to have the seizure released.

#### Miscellaneous

- Advisory Committee 139(1) The Commissioner in Executive Council may appoint a Wildlife Advisory Committee which shall, in accordance with the prescribed terms of reference, give advice on matters referred to it by the Executive Council Member relating to the administration of this Ordinance, which may include
- (a) the appointment of new members to the Committee,
  - (b) the review of existing or proposed regulations, or
  - (c) the need for amendment of this Ordinance.
- Membership (2) In appointing members to the Wildlife Advisory Committee, the Executive Council Member shall consider making appointments from groups or organizations representing trappers, Indians, outfitters, environmentalists and hunters.
- Wildlife sanctuaries <sup>New 139.1</sup> 140(1) The areas described in Schedule I are established as wildlife sanctuaries.

#### PART VI

#### PENALTIES

- Serious offences 141(1) Except as provided by subsections (2) and (3), every person who commits an offence under this

Ordinance is, in addition to any other penalty, liable on summary conviction to a fine of not more than \$10,000, or to imprisonment for a term of not more than 12 months, or both.

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| Lesser offences    | (2)    | Every person who commits an offence under subsection 7(1), 8(1), 9(1), 10(1), 13(2), 17(1), 23(1), 23(2), 25(1), 28(4), 30(1), 31(1), 32(1), 33(1), 34(1), 35(1), 37(1), 38(1), 45(1), 46(1), 47(1), 48(1), 48(2), 48(3), 49(1), 50(1), 50(2), 51(1), 52(1), 53(1), 55(1), 56(1), 57(1), 61(1), 64(2), 67(1), 142(1), 142(2), 142(4) or 144(1), or an offence under the regulations, is liable on summary conviction to a fine of not more than \$1,000.  |
| Protected wildlife | (3)    | Notwithstanding subsections (1) and (2), every person who commits an offence by buying, selling, harassing, taking, wounding, killing or possessing specially protected wildlife is, in addition to any other penalty except the penalty under subsection (1), liable on summary conviction to a fine of not more than \$25,000, or to imprisonment for a term of not more than 24 months, or both.   |
| Licence cancelled  | 142(1) | Where a person is convicted of an offence under subsections 6(1), 7(1), 10(1), 12(1), 12(2), 13(1), 13(2), 15(1), 16(1), 17(1), 18(1), 19(1), 19(3), 20(1), 20(3), 21(1), 21(2), 24(1), 25(1), 26(1), 27(1), 33(1), 33(2), 42(1), 44(1), 46(1), 48(1), 48(2), 48(3), 49(1), or 50(1),<br>(a) every licence or permit authorizing him to hunt any species or type of wildlife is cancelled, and<br>(b) he shall not apply for or obtain any licence or permit authorizing him to hunt, in the immediately following licence year, any species or type of wildlife. |
| False statement    | (2)    | Where a person is convicted of an offence under section 52 and the false statement by him reasonably could have influenced the decision to issue the licence, permit, certificate or concession to him, he shall not apply for or obtain any such licence, permit, certificate, or  |

concession in respect of the immediately following licensing year.

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| Hunting restriction order | (3)    | Upon the conviction of a person of an offence under this Ordinance, the Migratory Birds Convention Act (Canada), or the Game Export Act (Canada), the court may make a hunting restriction order prohibiting him from obtaining any licence or permit authorizing him to hunt any or all species or subspecies of wildlife for such period of time not exceeding five years as may be specified in the order. |
| Endorsement on licence    | (4)    | Where a hunting restriction order is made under subsection (3) prohibiting a person from obtaining any licence or permit authorizing him to hunt not all but some particular species or subspecies of wildlife, the person shall not obtain such a licence or permit unless there is endorsed on it a statement as to the terms of the hunting restriction order.   |
| Non-hunting offences      | 143(1) | Notwithstanding any other provision of this Ordinance, where a person is convicted of an offence under this Ordinance in relation to a licence other than a licence to hunt wildlife, or in relation to a permit or certificate, the court may order that the licence, permit or certificate be cancelled, or that it be suspended for such period of time as may be specified in the order.                  |
| Surrender of licence      | 144(1) | Within seven days after the holder of a licence, permit or certificate learns of its cancellation or suspension, he shall surrender it to a justice of the peace or a conservation officer.   |
| Replacement of licence    | (2)    | Where a licence, permit or certificate is cancelled or suspended, the holder shall not obtain or attempt to obtain a licence, permit or certificate to replace the cancelled or suspended one during the period that the cancellation or suspension is in force.  |
| No refund                 | (3)    | Where a licence, permit or certificate is cancelled or suspended, no refund or compensation for damage or loss shall be paid to the holder or any other   |

person in respect of the licence, permit or certificate.

Forfeiture	145(1)	Subject to subsection (2), where a person is convicted of an offence to which subsection 141(1) or (3) applies, the judge may. (a) in addition to any other penalty provided under this Ordinance, order that anything that has been seized from the person under this Ordinance be forfeited to the Crown, or (b) order the release of anything from seizure, subject to section 136.
Security	(2)	Where an order has been made under section 134 or under paragraph (1)(b), the judge shall not make an order respecting anything released from seizure, but he may order the forfeiture to the Crown of any security provided under section 134.
Damage to habitat	146(1)	The Commissioner has a right of action against any person who, without lawful authority, wilfully destroys or damages habitat on Crown lands declared by regulations under section 179 to be a protected habitat area, and the Commissioner is entitled to recover from him damages in an amount equal to the cost of rehabilitating the habitat.

## PART VII

### REGULATIONS

General power	147(1)	For the purpose of carrying out the provisions of this Ordinance according to their intent, the Commissioner in Executive Council may make regulations he deems necessary ancillary to and consistent with this Ordinance.
Other sections	(2)	Sections 148 to 188 do not limit the generality of subsection (1).
"under this Ordinance"	148(1)	Every regulation made under this Ordinance shall be deemed to be a part of this Ordinance and in this Ordinance the expression "under this Ordinance" means under this Ordinance or the regulations.



Scope of regulations      149(1)      A regulation made under this Part may be made to apply to all of the Territory or to any part or parts of the Territory.

Power to prohibit      150(1)      Every power of the Commissioner in Executive Council under this Ordinance to make regulations respecting any activity includes the power to make regulations regulating or prohibiting the activity in whole or in part.

#### Fees

Fees      151(1)      The Commissioner in Executive Council may make regulations requiring the payment of such fees as he deems necessary for the administration of this Ordinance.

#### Licences, Permits and Certificates

Licences & permits      152(1)      For the purposes of section 82(1), the Commissioner in Executive Council may make regulations prescribing the circumstances in which licences or permits may be issued.

Special guiding licence      (2)      For the purposes of paragraph 42(1)(b), the Commissioner in Executive Council may make regulations providing for the issuance of special guiding licences to residents of the Territory to authorize them to accompany Canadian citizens who are not residents to hunt big game without being outfitted by an outfitter and accompanied by a guide, but no such licence shall be issued to a resident more frequently than once in every three years.

Scientific licence      (3)      The Commissioner in Executive Council may make regulations providing for the issuance of permits authorizing a person to hunt or possess wildlife, or the nest or egg of any bird that is wild by nature, for educational or scientific purposes, or for any other purpose that in the opinion of the Executive Council Member is in the public interest.

Conditions      153(1)      For any licence, permit or certificate issued under this Ordinance, the Commissioner in Executive

Council may prescribe such conditions not inconsistent with this Ordinance as he may think advisable.

- Classes
- (2) The Commissioner in Executive Council may make regulations establishing different classes of licences or permits and, generally for each class, make regulations
- (a) designating a specific period of the licensing year during which the licence or permit is valid,
  - (b) specifying the days of the week during which a licence or permit is valid,
  - (c) designating a special area within which a licence or permit is valid,
  - (d) designating a special method of hunting wildlife for which a licence or permit is valid,
  - (e) designating the persons who may be authorized to issue a licence or permit, or
  - (f) designating the species or type of wildlife in respect of which a licence or permit is valid.
- Special powers
- (3) Without limiting the generality of subsection (2), regulations made under this section may
- (a) limit the number of licences or permits of any kind that may be issued in any licensing year,
  - (b) prescribe the method of selection of persons who may receive a licence or permit referred to in paragraph (a) when the number of applicants exceeds the number of licences or permits that may be issued,
  - (c) restrict the issuance of licences or permits of any kind to residents only,
  - (d) prescribe separate classes of licences or permits for residents, non-residents and non-resident aliens,
  - (f) prescribe special conditions to which any licence or permit, or any class of licence or permit, issued to any person under a specified age is subject, or
  - (g) prescribe the number of licences or permits of any kind that may be held by any one person.

Forms	154(1)	The Commissioner in Executive Council may prescribe the form of any licence, permit, certificate or concession issued under this Ordinance.
Applications	(2)	The Commissioner in Executive Council may make regulations respecting applications for and the issuance of licences, permits, certificates and concessions.
Replacement	(3)	The Commissioner in Executive Council may make regulations providing for the replacement of a licence, permit, certificate or concession that is lost.
Training courses	155(1)	The Commissioner in Executive Council may make regulations establishing training courses for prospective holders of licences, permits or certificates.
Qualifications	(2)	The Commissioner in Executive Council may make regulations prescribing the qualifications that a person must have in order to qualify for any kind of licence, permit, certificate or concession.
Seals	156(1)	The Commissioner in Executive Council may make regulations requiring the attachment of a seal to wildlife after it has been killed or captured, prescribing the form of seals, and regulating the use of seals.
Effect of seal	(2)	Regulations under subsection (1) may provide that no licence or permit to hunt any specified species or type of wildlife authorizes the holder to do so unless the appropriate seal has been issued to him.

#### Licence Issuers

Powers and duties	157(1)	The Commissioner in Executive Council may make regulations <ul style="list-style-type: none"> <li>(a) respecting the issuance of licences or permits by persons who are not members of the public service,</li> <li>(b) prescribing the terms and conditions that shall apply in respect of the issuance of licences or permits by such persons,</li> </ul>
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- (c) prescribing a class or classes of persons who may be authorized to issue licences or permits under subsection 88(1), and
- (d) prescribing the amount or rate of remuneration payable under subsection 88(2).

#### Open Seasons

Limited seasons	158(1)	The Commissioner in Executive Council may make regulations for the purposes of subsection 12(1) permitting the hunting of any specified species or type of wildlife by licence or permit holders, and the regulations may limit the permission to hunt to a specified area of the Territory, a specified period of the year, a specified time of day, or a specified part of the week.
Unlimited seasons	159(1)	Notwithstanding subsection 12(1), the Commissioner in Executive Council may make regulations providing for the hunting of specified species or types of wildlife without a licence or permit.
Nuisance wildlife	160(1)	The Commissioner in Executive Council may make regulations declaring any species or type of wildlife to be a nuisance in a specified area of the Territory, and the regulations may provide for the implementation of such measures as the Commissioner in Executive Council deems necessary for the hunting of the wildlife to reduce the nuisance.

#### Hunting Methods

General power	161(1)	The Commissioner in Executive Council may make regulations respecting any method of hunting wildlife.
Prescribed weapons	162(1)	The Commissioner in Executive Council may make regulations for the purposes of subsection 15(1) prescribing the weapons, traps or other devices that may be used for the killing or capturing of any specified species or type of wildlife.
Firearms	(2) <sup>1</sup>	The Commissioner in Executive Council may make regulations regulating the use of firearms and ammunition for hunting, including the use or

possession of specified kinds of firearms and ammunition in any specified area of the Territory for hunting any specified species or type of wildlife.

Dogs	163(1)	The Commissioner in Executive Council may make regulations respecting the use of dogs for hunting wildlife.
Blinds and decoys	164(1)	The Commissioner in Executive Council may make regulations respecting the use of blinds and decoys for hunting.
Vehicles and boats	165(1)	The Commissioner in Executive Council may make regulations respecting the use of vehicles or boats for any purpose relating to the hunting of wildlife.
Hunting parties	166(1)	The Commissioner in Executive Council may make regulations authorizing two or more persons acting as a party to hunt a specified species or type of wildlife where only one animal may be killed by the party.
Trapping	167(1)	The Commissioner in Executive Council may make regulations respecting the trapping of wildlife, including regulations <ul style="list-style-type: none"> <li>(a) regulating the use of bait or snares for the taking or killing of wildlife, or</li> <li>(b) requiring the removal or springing of traps in an area of the Territory before the commencement of any period of the year in which the setting of traps in that area is not permitted under this Ordinance.</li> </ul>
Checking traps	(2)	The Commissioner in Executive Council may make regulations for the purpose of subsection 33(2) prescribing the interval at which traps must be checked.
Trapping agreements	(3)	The Commissioner in Executive Council may make regulations providing for the making of agreements between the holders of trapping concessions allowing each other to hunt fur bearing animals in the areas described in their respective concessions, notwithstanding subsection 98(2).

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| Review Board             | 168(1) | <p>The Commissioner in Executive Council shall make regulations establishing a Concession and Compensation Review Board consisting of three members to make recommendations to the Executive Council Member respecting</p> <ul style="list-style-type: none"> <li>(a) a refusal to grant a concession under subsection 92(1),</li> <li>(b) a refusal to renew a concession under subsection 96(1),</li> <li>(c) the revocation or suspension of a concession in whole or in part under paragraphs 101(1)(d) or (e) or 103(1)(c), (d) or (e),</li> <li>(d) the payment of compensation upon the revocation of or refusal to renew a trapping concession, and</li> <li>(e) such other matters respecting the granting, suspension or revocation of concessions and the payment of compensation as may be referred to it by the Executive Council Member.</li> </ul> |
| Procedure & organization | (2)    | <p>The Commissioner in Executive Council may make regulations respecting</p> <ul style="list-style-type: none"> <li>(a) the organization of the Board,</li> <li>(b) the conduct of the business of the Board,</li> <li>(c) the payment of remuneration and travelling expenses to members of the Board, and</li> <li>(d) the formula to be used, and the criteria to be taken into consideration, by the Board in calculating an amount of compensation for the purpose of making a recommendation under section 104.</li> </ul>  |

#### Safety & Firearms

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| Possession of firearms etc. | 169(1) | <p>The Commissioner in Executive Council may make safety regulations respecting the possession of firearms or ammunition or specified kinds thereof for hunting in any specified area of the Territory.</p>  |
| Hunting safety              | 170(1) | <p>The Commissioner in Executive Council may make safety regulations</p> <ul style="list-style-type: none"> <li>(a) prescribing rules for the handling of firearms and ammunition, or</li> <li>(b) regulating hunting on lands leased from the Crown.</li> </ul> |

**Bag and Possession Limits**

Specified limits	171(1)	<p>The Commissioner in Executive Council may make regulations</p> <p>(a) prescribing the maximum number of wildlife of any species or type that a person may have in his possession.</p> <p>(b) proscribing the maximum number of wildlife of any species or type that a person may hunt in his lifetime or in any day, week, month or year, and</p> <p>(c) regulating the possession of wildlife, or any species or type of wildlife.</p>
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**Import and Export**

Live wild animals	172(1)	Notwithstanding subsection 29(2), the Commissioner in Executive Council may make regulations providing for the importation into the Territory or possession within the Territory of any live animal that is wild by nature outside the Territory.
Export of wildlife	173(1)	The Commissioner in Executive Council may make regulations respecting the exporting of wildlife from the Territory.
Handling of live wildlife	174(1)	The Commissioner in Executive Council may make regulations regulating the handling and transportation of live wildlife.

**Wildlife Businesses**

Records	175(1)	<p>The Commissioner in Executive Council may make regulations prescribing the records to be kept by any person operating the business of</p> <p>(a) dressing or tanning pelts, skins or hides of wildlife,</p> <p>(b) wildlife photography,</p> <p>(c) taxidermy,</p> <p>(d) cutting, processing or storing the meat of wildlife,</p> <p>(e) fur trading,</p> <p>(f) making or selling objects made entirely or partly from parts of wildlife, or</p>
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- (g) trading or trafficking in wildlife, or any part of the carcass of any wildlife, in any manner.
- Fur and game farms (2) The Commissioner in Executive Council may make regulations regulating
- (a) the operation of fur farms or game farms,
  - (b) the purchase, sale, keeping, raising and propagation of wildlife on such farms, and
  - (c) the hunting of wildlife on such farms.
- Licences (3) Regulations under subsection (1) or (2) may provide for the licensing of any business or activity referred to, and for the issuance of any such licence to a corporation, society or other body that is not a natural person.
- Outfitters 176(1) The Commissioner in Executive Council may make regulations respecting the provision of equipment and services by outfitters for the protection and well-being of their clients.
- Guidos (2) The Commissioner in Executive Council may make regulations establishing standards of conduct for the activities of guides.
- Outfitting quotas 177(1) The Commissioner in Executive Council may make regulations prescribing quotas to limit the numbers of wildlife of any species or type that may be hunted by clients of any outfitter.

#### Wildlife Management

- Wildlife zones 178(1) The Commissioner in Executive Council may make regulations dividing the Territory into zones and subzones for purposes related to the administration of this Ordinance.
- Protected habitat areas 179(1) The Commissioner in Executive Council may make regulations designating areas to be protected habitat areas for the purposes of subsections 36(1) and 146(1) where he is of the opinion that it is necessary to do so because of the uniqueness of the area, its sensitivity to disturbance, the likelihood of disturbance and its importance as habitat for any species or type of wildlife.



Reasons for area	(2)	Regulations under subsection (1) shall specify the reasons for designating the area as a protected habitat area.
Land use programs	(3)	The Commissioner in Executive Council may make regulations prescribing programs of land use for the preservation, maintenance and restoration of habitat on Crown land designated under subsection (1).
Garbage disposal	180(1)	The Commissioner in Executive Council may make regulations respecting the leaving of food or garbage in places where wildlife may have access to it.
Returns	181(1)	The Commissioner in Executive Council may make regulations requiring the holders of licences, permits or certificates to file returns containing the prescribed information.
Inspection of wildlife	(2)	The Commissioner in Executive Council may make regulations requiring the holders of licences, permits or certificates to produce wildlife for biological examination by a conservation officer.
Evidence of species and type	(3)	The Commissioner in Executive Council may make regulations requiring any person who kills wildlife to retain in his possession distinctive evidence of its species or type, and prescribing the parts of wildlife to be retained for that purpose and the length of time for which they are to be retained.
Advisory Committee	182(1)	The Commissioner in Executive Council may make regulations adding to the terms of reference of the Wildlife Advisory Committee as set out in section 139
Fees and rewards	183(1)	The Commissioner in Executive Council may make regulations providing for the payment of fees, or the establishment of a reward system, to promote the production of wildlife for biological examination or the furnishing of information for research purposes.

**Specially Protected Wildlife**

Protected wildlife	184(1)	The Commissioner in Executive Council may make regulations declaring any species or type of wildlife to be specially protected wildlife, and the regulations may prescribe prohibitions, restrictions or measures to be observed or implemented for the protection or survival of the species or type.
Endangered species	185(1)	The Commissioner in Executive Council may make regulations declaring any species or type of animal that is wild by nature outside the Territory to be an endangered species or type, and the regulations may prohibit or restrict the possession of such an animal, or any part of the carcass of such an animal.

**Miscellaneous**

Altering definitions	186(1)	The Commissioner in Executive Council may make regulations adding species or types of animals to, or deleting them from, the definitions of "big game animal", "fur bearing animal", "game bird" or "specially protected wildlife" set out in subsection 2(1).
"wildlife"	(2)	The Commissioner in Executive Council may make regulations deleting species or types of animals from the definition of "wildlife" set out in subsection 2(1).
New definitions	(3)	The Commissioner in Executive Council may make regulations defining any term not defined in this Ordinance.
Marking of wildlife	187(1)	The Commissioner in Executive Council may make regulations providing for the marking by a wildlife technician or conservation officer of any wildlife found by him or produced for his inspection.
Seizure receipts	188(1)	The Commissioner in Executive Council may make regulations respecting the issuance of receipts for seized goods for the purposes of section 138.

## PART VIII

## MISCELLANEOUS AND TRANSITIONAL

Trespass	189(1)	Subject to section 114, nothing in this Ordinance affects any rights or remedies a person has at common law or by statute for trespass to land.
Title to wildlife	190(1)	Subject to this Ordinance, all property, rights, title and interest in and to wildlife are vested in the Crown.
Crown liability	(2)	Notwithstanding subsection (1) or any other provision of this or any other Ordinance, no right of action lies, and no right of compensation exists, against the Crown for death, personal injury or property damage caused by any wildlife.
Transition for outfitters	191(1)	Notwithstanding section 90, an outfitting concession may be granted to any person who is the holder of a certificate of registration of a guiding area under the <b>Game Ordinance</b> when this Ordinance comes into force.
	(2)	Notwithstanding subsection 107(1), an outfitter's certificate may be issued to any person who is the holder of an outfitter's licence under the <b>Game Ordinance</b> when this Ordinance comes into force.
	(3)	Subsection (1) does not authorize the transfer of a concession to any person who is not qualified under section 90.
	(4)	Subsection (2) does not authorize any person who is not qualified under subsection 107(1) to hold an outfitter's certificate in respect of any concession transferred pursuant to section 100 after this Ordinance comes into force.
Transition for trappers	192(1)	Notwithstanding section 91, a trapping concession may be granted to any person who is the holder of a certificate of registration of a trapping area under the <b>Game Ordinance</b> when this Ordinance comes into force.

- (2) Subsection (1) does not authorize any person who is not qualified under section 91 to hold a trapping concession after March 31, 1987.
  
- 193(1) The **Fur Export Ordinance** is repealed.
  
- (2) The **Game Ordinance** is repealed.
  
- 194(1) This Ordinance or any provision of it comes into force on a day or days to be fixed by the Commissioner in Executive Council, which day or days shall not be later than 180 days after the date of assent.
  
- (2) Any provision of this Ordinance that has not been proclaimed into force within 180 days after the date of assent shall come into force.

**SCHEDULE I**

**Kluane Wildlife Sanctuary**

Comprising all that portion of the Yukon Territory lying within the boundaries described as follows:

Commencing at the point of intersection of the International Boundary between Yukon Territory and the State of Alaska with the middle of the main channel of White River in approximate north latitude 61 degrees 45 minutes; thence south and easterly following the said International Boundary to its intersection with the northern boundary of the Province of British Columbia; thence easterly following the said northern boundary of British Columbia to its intersection with the western boundary of the right of way of the Haines Highway; thence north and westerly following the said westerly and southerly boundary of the highway right of way to its intersection with the south boundary of the Alaska Highway; thence northerly and westerly following the southerly and westerly boundary of the right of way of the Alaska Highway to the middle of the main channel of the White River; thence south-westerly along the middle of said channel to the point of commencement.

## McArthur Wildlife Sanctuary

Comprising all that portion of the Yukon Territory lying within the boundaries described as follows:

Commencing at one of the heads of Avalanche Creek at approximately 63 degrees 16 minutes 30 seconds north latitude, 135 degrees 22 minutes west longitude; thence downstream along the left bank of Avalanche Creek to its junction with Nogold Creek; thence downstream along the left bank of Nogold Creek to its junction with an unnamed tributary at approximately 63 degrees 19 minutes 30 seconds north latitude and 135 degrees 42 minutes west longitude; thence southwesterly along the right bank of the said tributary to its head; thence southwesterly in a straight line to the eastern extremity of an unnamed lake on North Crooked Creek at approximately 63 degrees 16 minutes 30 seconds north latitude and 135 degrees 49 minutes west longitude; thence along the left bank of North Crooked Creek to its junction with Crooked Creek; thence upstream along the right bank of Crooked Creek to its junction with South Crooked Creek; thence upstream along the right bank of South Crooked Creek to its junction with Woodburn Creek; thence upstream along the right bank of Woodburn Creek to Woodburn Lake; thence along the north shore of Woodburn Lake to its southeastern extremity; thence easterly in a straight line across a height of land to the head of an unnamed tributary of Little Kalzas River at approximately 63 degrees 03 minutes north latitude and 135 degrees 54 minutes west longitude; thence downstream along the left bank of said tributary to its junction with Little Kalzas River; thence downstream along the left bank of Little Kalzas River via the southwest shore of Little Kalzas Lake to its junction with Kalzas River; thence upstream along the right bank of Kalzas River to its intersection with 135 degrees 05 minutes west longitude; thence due north along the said 135 degrees 05 minutes west longitude a distance of four miles, more or less, to its intersection with the right bank of Kalzas River; thence upstream along the right bank of Kalzas River to a fork at approximately 63 degrees 11 minutes 30 seconds north latitude, 135 degrees 10 minutes west longitude; thence upstream along the right bank of the northwesterly fork to its head at approximately 63 degrees 15 minutes 30 seconds north latitude, 135 degrees 18 minutes west longitude; thence northwesterly in a straight line a distance of two and one-half miles, more or less, to the point of commencement.



Boiler and Pressure Vessels	B-2.1	En. O.Y.T. 1979 (2nd), c. 1; Am. O.Y.T. 1980 (2nd), c. 16, s. 1
Brands	B-3	In. R.O.Y.T. 1971, c. B-3; Am. O.Y.T. 1980 (1st), c. 20 s.3
Building Standards	B-3.1	En. O.Y.T. 1973 (1st), c. 1; Am. O.Y.T. 1980 (2nd), c. 17, s. 440 Am. O.Y.T. 1981 (2nd), c.1
Bulk Sales	B-4	In. R.O.Y.T. 1971, c. B-4
Bulk Sales	B-4.05	En. O.Y.T. 1981 (2nd), c. 2*
Business Development Assistance	B-4.1	En. O.Y.T. 1980 (1st), c. 1*
Business Licence	B-5	In. R.O.Y.T. 1971, c. B-5; Am. O.Y.T. 1980 (1st), c. 20, s 4
Cancer Diagnosis	C-1	In. R.O.Y.T. 1971, c. C-1
Cemeteries and Burial Sites	C-2	In. R.O.Y.T. 1971, c. C-2
Change of Name	C-3	In. R.O.Y.T. 1971, c. C-3
Child Welfare	C-4	In. R.O.Y.T. 1971, c. C-4; Am. O.Y.T. 1972 (1st), c. 15
Chiropractic	C-5	In. R.O.Y.T. 1971, c. C-5; Am. O.Y.T. 1972 (1st), c. 16
Choses in Action	C-6	In. R.O.Y.T. 1971, c. C-6; Am. O.Y.T. 1980 (2nd), c. 20, s. 75*
Citizenship Instruction Agreement	C-7	In. R.O.Y.T. 1971, c. C-7
Civil Defence Workers' Compensation Agreement	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 26
Civil Emergency Measures	C-8	In. R.O.Y.T. 1971, c. C-8
Collection	C-9	In. R.O.Y.T. 1971, c. C-9
Community Assistance	C-9.1	En. O.Y.T. 1975 (1st), c. 1; Am. O.Y.T. 1975 (3rd), c. 4; Am. O.Y.T. 1976 (1st), c. 4; Am. O.Y.T. 1977 (1st), c. 8; Am. O.Y.T. 1978 (1st), c. 3; Am. O.Y.T. 1980 (1st), c. 2; Am. O.Y.T. 1980 (2nd), c. 1; Am. O.Y.T. 1980 (2nd), c. 16, s. 2; Am. O.Y.T. 1981 (1st), c. 11, s. 21
Companies	C-10	In. R.O.Y.T. 1971, c. C-10; Am. O.Y.T. 1975 (3rd), c. 5; Am. O.Y.T. 1980 (1st), c. 3; Am. O.Y.T. 1980 (2nd), c. 2; Am. O.Y.T. 1980 (2nd), c. 20, s. 76*
Compensation for Victims of Crime	C-10.1	En. O.Y.T. 1975 (1st), c. 2; Am. O.Y.T. 1976 (1st), c. 5; Am. O.Y.T. 1980 (2nd), c. 3; Am. O.Y.T. 1981 (1st), c. 10, s. 1

Conditional Sales	C-11	In. R.O.Y.T. 1971, c. C-11; Rp. O.Y.T. 1980 (2nd), c. 20, s. 74*
Condominium	C-12	In. R.O.Y.T. 1971, c. C-12; Am. O.Y.T. 1977 (2nd), c. 5; Am. O.Y.T. 1980 (1st), c. 4
Conflict of Laws (Traffic Accidents)	C-12.1	En. O.Y.T. 1972 (1st), c. 3
Consumers' Protection	C-13	In. R.O.Y.T. 1971, c. C-13
Contributory Negligence	C-14	In. R.O.Y.T. 1971, c. C-14; Am. O.Y.T. 1980 (1st), c. 20, s. 5
Controverted Elections	C-15	In. R.O.Y.T. 1971, c. C-15; Am. O.Y.T. 1977 (2nd), c. 3, s. 103
Co-operative Associations	C-16	In. R.O.Y.T. 1971, c. C-16; Am. O.Y.T. 1973 (1st), c. 8; Am. O.Y.T. 1975 (2nd), c. 7; Am. O.Y.T. 1980 (2nd), c. 4; Am. O.Y.T. 1981 (1st), c. 10, s. 2
Cornea Transplant	C-17	In. R.O.Y.T. 1971, c. C-17; Rp. O.Y.T. 1980 (1st), c. 14, s. 16
Coroners	C-18	In. R.O.Y.T. 1971, c. C-18; Am. O.Y.T. 1972 (2nd), c. 17
Corporation Securities Registration	C-19	In. R.O.Y.T. 1971, c. C-19; Am. O.Y.T. 1980 (1st), c. 20, s. 6; Rp. O.Y.T. 1980 (2nd), c. 20, s. 74*
Corrections	C-19.1	En. O.Y.T. 1973 (1st), c. 2; Am. O.Y.T. 1980 (1st), c. 20, s. 7
Court of Appeal	C-20	In. R.O.Y.T. 1971, c. C-20; Am. O.Y.T. 1981 (2nd), c. 3
Court Worker Agreement	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 3
Credit Union	C-20.1	En. O.Y.T. 1977 (1st), c. 2; Rp. O.Y.T. 1980 (1st), c. 5*
Credit Unions	C-21	In. R.O.Y.T. 1971, c. C-21; Am. O.Y.T. 1975 (2nd), c. 8; Am. O.Y.T. 1976 (1st), c. 6; Rp. O.Y.T. 1977 (1st), c. 2, s. 158
Creditors' Relief	C-22	In. R.O.Y.T. 1971, c. C-22
Curfew	C-23	In. R.O.Y.T. 1971, c. C-23
Custody of Federal Parole Violators Agreement	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 4
Dawson, City of, General Purposes Loan	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 25
Dawson City Utilities Replacement	N.C.N.R.	En. O.Y.T. 1978 (1st), c. 14; Am. O.Y.T. 1980 (2nd), c. 16, s. 3; Am. O.Y.T. 1981 (2nd), c. 11, s. 1
Dawson General Purposes Loan	N.C.N.R.	En. O.Y.T. 1972 (1st), c. 31



Dawson Historic Sites Aid Grants	N.C.N.R.	En. O.Y.T. 1977 (1st), c. 21
Day Care	D-01	En. O.Y.T. 1979 (2nd), c. 3; Am. O.Y.T. 1980 (2nd), c. 16, s. 4
Defamation	D-1	In. R.O.Y.T. 1971, c. D-1; Am. O.Y.T. 1980 (2nd), c. 5
Dental Profession	D-2	In. R.O.Y.T. 1971, C. D-1; Am. O.Y.T. 1973 (1st), c. 9; Am. O.Y.T. 1979 (1st), c. 1
Dependants' Relief	D-3	In. R.O.Y.T. 1971, c. D-3; Rp. O.Y.T. 1980 (2nd), c. 6
Dependants' Relief	D-3.1	En. O.Y.T. 1980 (2nd), c. 6; Am. O.Y.T. 1981 (1st), c. 10, s. 3
Devolution of Real Property	D-4	In. R.O.Y.T. 1971, c. D-4
Disabled Persons' Allowance	D-5	In. R.O.Y.T. 1971, c. D-5; Rp. O.Y.T. 1975 (1st), c. 11
Distress	D-6	In. R.O.Y.T. 1971, c. D-6; Am. O.Y.T. 1980 (2nd), c. 20, s. 77*
Dog	D-7	In. R.O.Y.T. 1971, c. D-7; Am. O.Y.T. 1980 (2nd), c. 16, s. 5
Elections	E-1	In. R.O.Y.T. 1971, c. E-1; Am. O.Y.T. 1974 (2nd), c. 5; Am. O.Y.T. 1975 (3rd), c. 6; Am. O.Y.T. 1977 (1st), c. 9; Am. O.Y.T. 1977 (2nd), c. 2; Am. O.Y.T. 1977 (2nd), c. 3, s. 104; Am. O.Y.T. 1978 (1st), c. 4; Rp. O.Y.T. 1979 (2nd), c. 18, s. 5
Elections	E-1.1	En. O.Y.T. 1977 (2nd), c. 3; Am. O.Y.T. 1980 (1st), c. 20, s. 8; Am. O.Y.T. 1980 (2nd), c. 7; Am. O.Y.T. 1981 (2nd), c. 4
Elections, 1977	E-1.2	See Elections, c. E-1.1
Electoral District Boundaries	E-1.3	En. O.Y.T. 1977 (2nd), c. 2; Am. O.Y.T. 1981 (2nd), c. 11, s.2
Electoral District Boundaries Commission	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 1; Sp. June 17, 1974
Electoral District Boundaries Commission	N.C.N.R.	En. O.Y.T. 1977 (1st), c. 3; Sp. November 7, 1977
Electrical Protection	E-2	In. R.O.Y.T. 1971, c. E-2; Rp. O.Y.T. 1976 (3rd), c. 3
Electrical Protection	E-2.01	En. O.Y.T. 1976 (3rd), c. 3
Electrical Public Utilities	E-2.1	En. O.Y.T. 1972 (1st), c. 4; Am. O.Y.T. 1974 (2nd), c. 6
Elevator and Fixed Conveyances	E-3	In. R.O.Y.T. 1971, c. E-3

Emergency Medical Aid	E-3.1	En. O.Y.T. 1976 (3rd), c. 1
Employment Agencies	E-4	In. R.O.Y.T. 1971, c. E-4; Rp. O.Y.T. 1972 (1st), c. 5
Employment Agencies	E-4.1	En. O.Y.T. 1972 (1st), c. 5
Energy Conservation Agreement	N.C.N.R.	En. O.Y.T. 1980 (1st), c. 6*
Engineering Profession	E-5	In. R.O.Y.T. 1971, c. E-5
Evidence	E-6	In. R.O.Y.T. 1971, c. E-6; Am. O.Y.T. 1980 (1st), c. 7; Am. O.Y.T. 1980 (1st), c. 20, s. 9; Am. O.Y.T. 1981 (1st), c. 10, s. 4
Executions	E-6.1	En. O.Y.T. 1980 (1st), c. 8
Exemptions	E-7	In. R.O.Y.T. 1971, c. E-7
Expropriation	E-8	In. R.O.Y.T. 1971, c. E-8
Factors	F-1	In. R.O.Y.T. 1971, c. F-1; Am. O.Y.T. 1980 (2nd), c. 16, s. 6; Am. O.Y.T. 1980 (2nd), c. 20, s. 78*
Fair Practices	F-2	In. R.O.Y.T. 1971, c. F-2; Am. O.Y.T. 1974 (2nd), c. 7
Faro General Purposes Loan	N.C.N.R.	En. O.Y.T. 1972 (1st), c. 30
Faro General Purposes Loan	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 27
Fatal Accidents	F-3	In. R.O.Y.T. 1971, c. F-3; Rp. O.Y.T. 1980 (1st), c. 9
Fatal Accidents	F-3.1	En. O.Y.T. 1980 (1st), c. 9
Fifth Appropriation, 1971-72	N.C.N.R.	En. O.Y.T. 1972 (1st), c. 28
Fifth Appropriation, 1973-74	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 16
Fifth Appropriation, 1974-75	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 21
Fifth Appropriation, 1977-78	N.C.N.R.	En. O.Y.T. 1979 (1st), c. 5
Financial Administration	F-4	In. R.O.Y.T. 1971, c. F-4; Rp. O.Y.T. 1976 (3rd), c. 4
Financial Administration	F-4.1	En. O.Y.T. 1976 (3rd), c. 4
Financial Agreement, 1973	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 28
Financial Agreement, 1974	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 22
Financial Agreement, 1975	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 21
Financial Agreement, 1976	N.C.N.R.	En. O.Y.T. 1976 (1st), c. 10
Financial Agreement, 1977	N.C.N.R.	En. O.Y.T. 1977 (1st), c. 14
Financial Agreement, 1978	N.C.N.R.	En. O.Y.T. 1978 (1st), c. 19
Financial Agreement, 1979	N.C.N.R.	En. O.Y.T. 1979 (1st), c. 8

Financial Agreement, 1980	N.C.N.R.	En. O.Y.T. 1980 (1st), c. 10
Financial Agreement, 1981	N.C.N.R.	En. O.Y.T. 1981 (1st), c. 1
Fire Prevention	F-5	In. R.O.Y.T. 1971, c. F-5; Am. O.Y.T. 1972 (1st), c. 18; Am. O.Y.T. 1973 (1st), c. 10; Am. O.Y.T. 1980 (2nd), c. 12; Am. O.Y.T. 1980 (2nd), c. 16, s. 7
Firearms Administration Agreement	N.C.N.R.	En. O.Y.T. 1979 (1st), c. 3
First Appropriation, 1972-73	N.C.N.R.	En. O.Y.T. 1972 (1st), c. 27
First Appropriation, 1973-74	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 21
First Appropriation, 1974-75	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 17
First Appropriation, 1975-76	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 20
First Appropriation, 1976-77	N.C.N.R.	En. O.Y.T. 1976 (1st), c. 11
First Appropriation, 1977-78	N.C.N.R.	En. O.Y.T. 1977 (1st), c. 15
First Appropriation, 1978-79	N.C.N.R.	En. O.Y.T. 1978 (1st), c. 18
First Appropriation, 1979-80	N.C.N.R.	En. O.Y.T. 1979 (1st), c. 7
First Appropriation, 1980-81	N.C.N.R.	En. O.Y.T. 1979 (2nd), c. 4
First Appropriation, 1981-82	N.C.N.R.	En. O.Y.T. 1980 (2nd), c. 8
First Appropriation, 1982-83	N.C.N.R.	En. O.Y.T. 1980 (2nd), c. 5
Fitness and Amateur Sport Agreement	F-6	In. R.O.Y.T. 1971, c. F-6
Flag	F-7	In. R O.Y.T. 1971, c. F-7
Floral Emblem	F-8	In. R.O.Y.T. 1971, c. F-8
Forest Protection	F-9	In. R.O.Y.T. 1971, c. F-9; Am. O.Y.T. 1980 (1st), c. 20, s.10
Fourth Appropriation, 1972-73	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 20
Fourth Appropriation, 1973-74	N.C.N.R.	En. O.Y.T. 1973 (4th), c. 24
Fourth Appropriation, 1974-75	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 20
Fourth Appropriation, 1975-76	N.C.N.R.	En. O.Y.T. 1976 (1st), c. 12
Fourth Appropriation, 1977-78	N.C.N.R.	En. O.Y.T. 1978 (1st), c. 17
Fourth Appropriation, 1980-81	N.C.N.R.	En. O.Y.T. 1980 (2nd), c. 6
Fraudulent Preferences and Conveyances	F-9.1	En. O.Y.T. 1973 (1st), c. 3
Frustrated Contracts	F-10	In. R.O.Y.T. 1971, c. F-10; Rp. O.Y.T. 1980 (1st), c. 11
Frustrated Contracts	F-10.1	En. O.Y.T. 1980 (1st), c. 11
Fuel Oil Tax	F-11	In. R.O.Y.T. 1971, c. F-11; Rp. O.Y.T. 1973 (1st), c. 4

Fuel Oil Tax	F-11.1	En. O.Y.T. 1973 (1st), c. 4; Am. O.Y.T. 1975 (2nd), c. 9; Am. O.Y.T. 1979 (1st), c. 2; Am. O.Y.T. 1981 (1st), c. 2
Fur Export	F-12	In. R.O.Y.T. 1971, c. F-12; Am. O.Y.T. 1979 (2nd) c. 5; Rp. O.Y.T. 1981 (2nd), c. 16, s. 193
Game	G-1	In. R.O.Y.T. 1971, c. G-1; Am. O.Y.T. 1972 (1st), c. 19; Am. O.Y.T. 1973 (1st), c. 11; Am. O.Y.T. 1975 (2nd), c. 10; Am. O.Y.T. 1975 (3rd), c. 7; Am. O.Y.T. 1979 (2nd), c. 6; Am. O.Y.T. 1980 (2nd), c. 9; Am. O.Y.T. 1980 (2nd), c. 16, s. 8; Rp. O.Y.T. 1981 (2nd), c. 16, s. 193
Gaols	G-2	In. R.O.Y.T. 1971, c. G-2
Garage Keepers' Lien	G-3	In. R.O.Y.T. 1971, c. G-3; Am. O.Y.T. 1980 (2nd), c. 20, s. 79*
Garnishee	G-4	In. R.O.Y.T. 1971, c. G-4; Rp. O.Y.T. 1980 (1st), c. 12
Garnishee	G-4.1	En. O.Y.T. 1980 (1st), c. 12
Gasoline Handling	G-5	En. O.Y.T. 1972 (1st), c. 6
General Development Agreement	G-5.1	En. O.Y.T. 1977 (1st), c. 4
Government Employee Housing Plan	G-6	En. O.Y.T. 1975 (1st), c. 5; Am. O.Y.T. 1980 (1st), c. 13; Am. O.Y.T. 1980 (1st), c. 20, s. 11
Health Care Insurance Plan	H-1	In. R.O.Y.T. 1971, c. H-1; Am. O.Y.T. 1981 (1st), c. 3
Highways	H-1.1	En. O.Y.T. 1975 (3rd), c. 1; Am. O.Y.T. 1976 (3rd), c. 5; Am. O.Y.T. 1978 (1st), c. 5
Historic Sites and Monuments	H-2	In. R.O.Y.T. 1971, c. H-2; Am. O.Y.T. 1975 (2nd), c. 11
Home Owner's Grant	H-2.1	En. O.Y.T. 1976 (1st), c. 1; Am. O.Y.T. 1976 (3rd), c. 6; Am. O.Y.T. 1978 (1st), c. 6; Am. O.Y.T. 1980 (2nd), c. 10; Am. O.Y.T. 1981 (1st), c. 4
Hospital Insurance Services	H-3	In. R.O.Y.T. 1971, c. H-3; Am. O.Y.T. 1975 (3rd), c. 8
Hotels and Tourist Establishments	H-4	In. R.O.Y.T. 1971, c. H-4
Housing	H-5	In. R.O.Y.T. 1971, c. H-5
Housing Corporation	H-5.1	En. O.Y.T. 1972 (1st), c. 7

Housing Development	H-6	In. R.O.Y.T. 1971, c. H-6; Am. O.Y.T. 1975 (2nd), c. 12
Human Tissue Gift	H-7	En. O.Y.T. 1980 (1st), c. 14
Immunity of Members	I-1	In. R.O.Y.T. 1971, c. I-1; Rp. O.Y.T. 1978 (1st), c. 2, s.42
Income Tax	I-1.01	En. O.Y.T. 1979 (2nd), c.7; Am. O.Y.T. 1980 (2nd), c. 11; Am. O.Y.T. 1981 (2nd), c. 7
Institute of Chartered Accountants	I-1.1	En. O.Y.T. 1976 (3rd), c. 2
Insurance	I-2	In. R.O.Y.T. 1971, c. I-2; Rp. O.Y.T. 1977 (1st), c. 1, s. 236
Insurance	I-2.01	En. O.Y.T. 1977 (1st), c. 1; Am. O.Y.T. 1977 (2nd), c. 4, s. 257; Am. O.Y.T. 1980 (1st), c. 15; Am. O.Y.T. 1980 (1st), c. 20, s. 12; Am. O.Y.T. 1980 (2nd), c. 16, s. 9
Insurance Premium Tax	I-2.1	En. O.Y.T. 1976 (1st), c. 2; Am. O.Y.T. 1976 (3rd), c. 7; Am. O.Y.T. 1980 (2nd), c. 12
Interim Supply Appropriation, 1974-75	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 23
Interim Supply Appropriation, 1980-81	N.C.N.R.	En. O.Y.T. 1980 (1st), c. 16
Interim Supply Appropriation, 1981-82	N.C.N.R.	En. O.Y.T. 1981 (1st), c. 5
International Child Abduction (Hague Convention)	I-2.2	En. O.Y.T. 1981 (1st), c. 6
Interpretation	I-3	In. R.O.Y.T. 1971, c. I-3; Am. O.Y.T. 1973 (1st), c. 12; Am. O.Y.T. 1974 (2nd), c. 8; Am. O.Y.T. 1979 (2nd), c. 2, s. 4; Am. O.Y.T. 1980 (1st), c. 20, s. 13; Am. O.Y.T. 1980 (1st), c. 30, s. 35; Am. O.Y.T. 1980 (2nd), c. 20, s. 80*
Interprovincial Subpoena	I-3.1	En. O.Y.T. 1981 (1st), c. 7
Intestate Succession	I-4	In. R.O.Y.T. 1971, c. I-4
Judicature	J-1	In. R.O.Y.T. 1971, c. J-1; Am. O.Y.T. 1975 (2nd), c. 13; Am. O.Y.T. 1980 (1st), c. 28, s. 1; Am. O.Y.T. 1980 (1st), c. 30, s. 35; Am. O.Y.T. 1980 (2nd), c. 13;* Am. O.Y.T. 1980 (2nd), c. 15; Am. O.Y.T. 1980 (2nd), c. 20, s. 81*; Am. O.Y.T. 1981 (2nd), c. 8
Jury	J-2	In. R.O.Y.T. 1971, c. J-2
Justice of the Peace	J-3	In. R.O.Y.T. 1971, c. J-3; Am. O.Y.T. 1976 (3rd), c. 8; Rp. O.Y.T. 1979 (2nd), c. 8, s. 23
Justice of the Peace Court	J-3.1	En. O.Y.T. 1979 (2nd), c. 8; Am. O.Y.T. 1981 (2nd), c. 9

Labour Standards	L-1	In. R.O.Y.T. 1971, c. L-1; Am. O.Y.T. 1973 (1st), c. 13; Am. O.Y.T. 1974 (2nd), c. 9; Am. O.Y.T. 1975 (1st), c. 14; Am. O.Y.T. 1975 (3rd), c. 9
Land Acquisition Fund	L-1.1	En. O.Y.T. 1976 (2nd), c. 1
Landlord and Tenant	L-2	In. R.O.Y.T. 1971, c. L-2; Am. O.Y.T. 1972 (1st), c. 20; Am. O.Y.T. 1980 (1st), c. 20, s. 14; Am. O.Y.T. 1981 (2nd), c. 10
Lands	L-3	In. R.O.Y.T. 1971, c. L-3; Rp. O.Y.T. 1972 (1st), c. 8, 14
Lands	L-3.01	En. O.Y.T. 1972 (1st), c. 8, 14; Am. O.Y.T. 1981 (1st), c. 8
Legal Aid	L-3.1	En. O.Y.T. 1975 (3rd), c. 2
Legal Profession	L-4	In. R.O.Y.T. 1971, c. L-4; Am. O.Y.T. 1975 (3rd), c. 10; Am. O.Y.T. 1979 (2nd), c. 9; Am. O.Y.T. 1980 (1st), c. 20, s. 15
Legal Profession Accounts	L-5	In. R.O.Y.T. 1971, c. L-5 Am. O.Y.T. 1980 (1st), c. 20, s. 16
Legitimation	L-6	In. R.O.Y.T. 1971, c. L-6
Limitation of Actions	L-7	In. R.O.Y.T. 1971, c. L-7
Liquor	L-8	In. R.O.Y.T. 1971, c. L-8; Am. O.Y.T. 1976 (1st), c. 3, s. 5; Am. O.Y.T. 1976 (3rd), c. 9; Am. O.Y.T. 1977 (1st), c. 13; Am. O.Y.T. 1979 (2nd), c. 10*; Am. O.Y.T. 1980 (1st), c. 17; Am. O.Y.T. 1980 (1st), c. 20, s. 17
Liquor Tax	L-8.1	En. O.Y.T. 1976 (1st), c. 3; Am. O.Y.T. 1977 (1st), c. 10; Am. O.Y.T. 1980 (1st), c. 18
Loan Agreement (1972), No. 1	N.C.N.R.	En. O.Y.T. 1972 (1st), c. 26
Loan Agreement (1973), No. 1	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 29
Loan Agreement (1973), No. 2	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 30
Loan Agreement (1974), No. 1	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 24
Loan Agreement (1975), No. 1	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 22
Loan Agreement (1975), No. 2	N.C.N.R.	En. O.Y.T. 1976 (1st), c. 14
Loan Agreement (1976), No. 1	N.C.N.R.	En. O.Y.T. 1976 (1st), c. 13
Loan Agreement (1977), No. 1	N.C.N.R.	En. O.Y.T. 1977 (1st), c. 19
Loan Agreement (1978), No. 1	N.C.N.R.	En. O.Y.T. 1978 (1st), c. 20

Loan Agreement (1979), No. 1	N.C.N.R.	En. O.Y.T. 1979 (1st), c. 9
Loan Agreement (1980), No. 1	N.C.N.R.	En. O.Y.T. 1980 (1st), c. 19; Rp/Re. O.Y.T. 1980 (2nd), c. 14
Loan Agreement (1981), No. 1	N.C.N.R.	En. O.Y.T. 1981 (1st), c. 9
Local Improvement District	L-9	In. R.O.Y.T. 1971, c. L-9; Am. O.Y.T. 1972 (1st), c. 21; Am. O.Y.T. 1972 (2nd), c. 22; Am. O.Y.T. 1977 (1st), c. 11; Am. O.Y.T. 1977 (1st), c. 22; Am. O.Y.T. 1977 (2nd), c. 6; Rp. O.Y.T. 1980 (2nd), c. 17, s. 441
Lord's Day	L-10	In. R.O.Y.T. 1971, c. L-10
Lotteries	L-10.1	En. O.Y.T. 1974 (2nd), c. 2
Low Cost Housing	L-11	In. R.O.Y.T. 1971, c. L-11
Magistrate's Court	M-1	See Territorial Court
Maintenance	M-2	In. R.O.Y.T. 1971, c. M-2; Am. O.Y.T. 1980 (1st), c. 30, s. 34; Rp. O.Y.T. 1980 (2nd), c. 15
Marriage	M-3	In. R.O.Y.T. 1971, c. M-3; Am. O.Y.T. 1981 (1st), c. 10, s. 5
Married Women's Property	M-4	In. R.O.Y.T. 1971, c. M-4
Matrimonial Property	M-4.1	See Matrimonial Property & Family Support
Matrimonial Property & Family Support	M-4.1	En. O.Y.T. 1979 (2nd), c. 11; Am. O.Y.T. 1980 (2nd), c. 15; Am. O.Y.T. 1980 (2nd), c. 16, s. 10; Am. O.Y.T. 1981 (2nd), c. 11, s. 2
Mechanics' Lien	M-5	In. R.O.Y.T. 1971, c. M-5; Am. O.Y.T. 1980 (2nd), c. 20, s. 82*
Mediation Board	M-5.1	En. O.Y.T. 1972 (1st), c. 9
Medical Profession	M-6	In. R.O.Y.T. 1971, c. M-6; Am. O.Y.T. 1975 (3rd), c. 11; Am. O.Y.T. 1978 (1st), c. 7; Rp. O.Y.T. 1979 (2nd), c. 12, s.63
Medical Profession	M-6.1	En. O.Y.T. 1979 (2nd), c. 12; Am. O.Y.T. 1980 (2nd), c. 16, s. 11
Mental Health	M-7	In. R.O.Y.T. 1971, c. M-7; Am. O.Y.T. 1973 (1st), c. 14; Am. O.Y.T. 1980 (1st), c. 20, s. 18
Metric Information Agreement	N.C.N.R.	En. O.Y.T. 1977 (2nd), c. 12
Miners' Lien	M-8	In. R.O.Y.T. 1971, c. M-8
Mining Safety	M-9	In. R.O.Y.T. 1971, c. M-9; Am. O.Y.T. 1974 (2nd), c. 10; Am. O.Y.T. 1975 (1st), c. 15; Am. O.Y.T. 1978 (1st), c. 8

Motion Pictures	M-10	In. R.O.Y.T. 1971, c. M-10; Rp. O.Y.T. 1981 (2nd), c. 12, s. 2
Motor Vehicles	M-11	In. R.O.Y.T. 1971, c. M-11; Am. O.Y.T. 1972 (1st), c. 23; Am. O.Y.T. 1973 (1st), c. 15; Am. O.Y.T. 1974 (2nd), c. 11; Am. O.Y.T. 1975 (3rd), c. 12; Am. O.Y.T. 1976 (2nd), c. 4; Am. O.Y.T. 1977 (1st), c. 1, s.236; Rp. O.Y.T. 1977 (2nd), c. 4, s. 258
Motor Vehicles	M-11.1	En. O.Y.T. 1977 (2nd), c. 4; Am. O.Y.T. 1980 (1st), c. 20, s. 19; Am. O.Y.T. 1980 (1st), c. 21; Am. O.Y.T. 1980 (1st), c. 30, s. 35; Am. O.Y.T. 1980 (1st), c. 32, s. 26; Am. O.Y.T. 1980 (2nd), c. 17, s. 440; Am. O.Y.T. 1981 (2nd), c. 11, s. 4
Municipal	M-12	En. O.Y.T. 1972 (1st), c. 10; Am. O.Y.T. 1975 (1st), c. 16; Am. O.Y.T. 1975 (2nd), c. 14; Am. O.Y.T. 1976 (3rd), c. 10; Am. O.Y.T. 1977 (2nd), c. 7; Am. O.Y.T. 1980 (1st), c. 20, s. 20; Am. O.Y.T. 1980 (1st), c. 30, s. 35; Rp. O.Y.T. 1980 (2nd), c. 17, s. 441*
Municipal	M-12.1	En. O.Y.T. 1980 (2nd), c. 17*; Am. O.Y.T. 1981 (1st), c. 10, s. 7; Am. O.Y.T. 1981 (2nd), c. 11, s. 5; Am. O.Y.T. 1981 (2nd), c. 13
Municipal Aid	M-13	En. O.Y.T. 1972 (1st), c. 11; Rp. O.Y.T. 1981 (1st), c. 11, s. 21*
Municipal Elections	M-14	En. O.Y.T. 1972 (1st), c. 12; Rp. O.Y.T. 1980 (2nd), c. 17, s. 441*
Municipal Employees Benefits	M-15	En. O.Y.T. 1975 (2nd), c. 1; Rp. O.Y.T. 1980 (2nd), c. 17, s. 441*
Municipal Finance	M-15.1	En. O.Y.T. 1981 (1st), c. 11*; Am. O.Y.T. 1981 (2nd), c. 11, s. 6; Am. O.Y.T. 1981 (2nd), c. 14
Municipal General Purposes Loan (1974) N.C.N.R.		En. O.Y.T. 1974 (2nd), c. 25
Municipal General Purposes Loan (1975) N.C.N.R.		En. O.Y.T. 1975 (1st), c. 23
Municipal General Purposes Loan (1976) N.C.N.R.		En. O.Y.T. 1976 (1st), c. 15
Municipal General Purposes Loan (1977) N.C.N.R.		En. O.Y.T. 1977 (1st), c. 20
Municipal General Purposes Loan (1978) N.C.N.R.		En. O.Y.T. 1978 (1st), c. 21
Municipal General Purposes Loan (1979) N.C.N.R.		En. O.Y.T. 1979 (1st), c. 10
Municipal General Purposes Loan (1980) N.C.N.R.		En. O.Y.T. 1980 (1st), c. 22; Am. O.Y.T. 1980 (2nd), c. 18
Municipal General Purposes Loan (1981) N.C.N.R.		En. O.Y.T. 1981 (1st), c. 12



Newspaper	N-1	In. R.O.Y.T. 1971, c. N-1; Rp. O.Y.T. 1981 (2nd), c. 12, s. 3
Noise Prevention	N-2	In. R.O.Y.T. 1971, c. N-2
Notaries	N-3	In. R.O.Y.T. 1971, c. N-3; Am. O.Y.T. 1974 (2nd), c. 12
Northern Natural Gas Pipeline Agreement	N.C.N.R.	En. O.Y.T. 1979 (1st), c. 4
Occupational Training	O-0.1	En. O.Y.T. 1975 (1st), c. 6
Old Age Assistance and Blind Persons' Allowance	O-1	In. R.O.Y.T. 1971, c. O-1; Rp. O.Y.T. 1975 (1st), c. 12
Optometry	O-2	In. R.O.Y.T. 1971, c. O-2
Parks	P-01	En. O.Y.T. 1979 (2nd), c. 13; Am. O.Y.T. 1980 (2nd), c. 16, s. 12
Partnership	P-1	In. R.O.Y.T. 1971, c. P-1; Am. O.Y.T. 1977 (2nd), c. 8; Am. O.Y.T. 1980 (1st), c. 20, s. 21; Am. O.Y.T. 1980 (2nd), c. 19; Am. O.Y.T. 1980 (2nd), c. 20, s. 83*
Pawnbrokers and Second- Hand Dealers	P-2	In. R.O.Y.T. 1971, c. P-2
Perpetuities	P-3	In. R.O.Y.T. 1971, c. P-3; Rp. O.Y.T. 1980 (1st), c. 23
Perpetuities	P-3.1	En. O.Y.T. 1980 (1st), c. 23
Personal Property Security	P-3.2	En. O.Y.T. 1980 (2nd), c. 20*
Pharmaceutical Chemists	P-4	In. R.O.Y.T. 1971, c. P-4; Am. O.Y.T. 1973 (1st), c. 16; Am. O.Y.T. 1975 (3rd), c. 13
Pioneer Utility Grant	P-4.1	En. O.Y.T. 1978 (1st), c. 1; Am. O.Y.T. 1980 (1st), c. 20, s. 22; Am. O.Y.T. 1981 (1st), c. 13; Am. O.Y.T. 1981 (2nd), c. 11, s. 7
Plebiscite	P-5	In. R.O.Y.T. 1971, c. P-5
Pounds	P-6	In. R.O.Y.T. 1971, c. P-6; Am. O.Y.T. 1973 (1st), c. 17; Am. O.Y.T. 1980 (1st), c. 20, s. 23
Presumption of Death	P-7	In. R.O.Y.T. 1971, c. P-7; Rp. O.Y.T. 1980 (1st), c. 24
Presumption of Death	P-7.1	En. O.Y.T. 1980 (1st), c. 24
Public Health	P-8	In. R.O.Y.T. 1971, c. P-8; Am. O.Y.T. 1972 (1st), c. 24; Am. O.Y.T. 1975 (3rd), c. 14
Public Inquiries	P-8.1	En. O.Y.T. 1973 (1st), c. 5
Public Printing	P-9	In. R.O.Y.T. 1971, c. P-9

Public Service	P-10	In. R.O.Y.T. 1971, c. P-10; Rp. O.Y.T. 1976 (2nd), c. 2, s. 217
Public Service Commission	P-10.1	En. O.Y.T. 1976 (2nd), c. 2
Public Service Staff Relations	P-11	In. R.O.Y.T. 1971, c. P-11; Am. O.Y.T. 1974 (2nd), c. 13; Am. O.Y.T. 1976 (3rd), c. 11
Purchase and Supply Services Agreement	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 31
Real Estate Agents' Licensing	R-0.1	En. O.Y.T. 1977 (1st), c. 5; Am. O.Y.T. 1980 (1st), c. 20, s. 24
Reciprocal Enforcement of Judgments	R-1	In. R.O.Y.T. 1971, c. R-1; Am. O.Y.T. 1980 (2nd), c. 21; Am. O.Y.T. 1981 (1st), c. 10, s. 8
Reciprocal Enforcement of Maintenance Orders	R-2	In. R.O.Y.T. 1971, c. R-2; Rp. O.Y.T. 1980 (1st), c. 25
Reciprocal Enforcement of Maintenance Orders	R-2.1	En. O.Y.T. 1980 (1st), c. 25
Recording of Evidence by Sound Apparatus	R-3	In. R.O.Y.T. 1971, c. R-3
Recreation Development	R-3.1	En. O.Y.T. 1977 (1st), c. 6; Am. O.Y.T. 1980 (2nd), c. 17, s. 440
Regulations	R-4	In. R.O.Y.T. 1971, c. R-4; Am. O.Y.T. 1980 (1st), c. 20, s. 25
Rehabilitation Services	R-5	In. R.O.Y.T. 1971, c. R-5; Am. O.Y.T. 1975 (1st), c. 17
Rental-Purchase Housing	N.C.N.R.	En. O.Y.T. 1972 (1st), c. 25
Retirement Plan Beneficiaries	R-5.1	En. P.Y.T. 1979 (2nd), c. 14
Robert Campbell Bridge Agreement	N.C.N.R.	En. O.Y.T. 1973 (4th), c. 32
Sale of Goods	S-1	In. R.O.Y.T. 1971, c. S-1
Saw Logs Driving	S-2	In. R.O.Y.T. 1971, c. S-2; Rp. O.Y.T. 1981 (2nd), c. 12, s. 4
School	S-3	In. R.O.Y.T. 1971, c. S-3; Rp. O.Y.T. 1974 (2nd), c. 14
School	S-3.1	En. O.Y.T. 1974 (2nd), c. 14; Am. O.Y.T. 1980 (2nd), c. 22
School Trespass	S-3.2	En. O.Y.T. 1981 (1st), c. 14
Scientists and Explorers	S-4	In. R.O.Y.T. 1971, c. S-4
Second Appropriation, 1972-73	N.C.N.R.	En. O.Y.T. 1972 (1st), c. 29
Second Appropriation, 1973-74	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 22
Second Appropriation, 1974-75	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 18
Second Appropriation, 1975-76	N.C.N.R.	En. O.Y.T. 1975 (2nd), c. 17

Second Appropriation, 1976-77	N.C.N.R.	En. O.Y.T. 1977 (1st), c. 18
Second Appropriation, 1977-78	N.C.N.R.	En. O.Y.T. 1977 (1st), c. 16
Second Appropriation, 1978-79	N.C.N.R.	En. O.Y.T. 1979 (1st), c. 6
Second Appropriation, 1979-80	N.C.N.R.	En. O.Y.T. 1980 (1st), c. 26
Second Appropriation, 1980-81	N.C.N.R.	En. O.Y.T. 1980 (1st), c. 27
Second Appropriation, 1981-82	N.C.N.R.	En. O.Y.T. 1981 (1st), c. 15
Securities	S-5	In. R.O.Y.T. 1971, c. S-5; Am. O.Y.T. 1976 (3rd), c. 12; Am. O.Y.T. 1980 (1st), c. 20, s. 26; Am. O.Y.T. 1980 (2nd), c. 20, s. 84*
Sixth Appropriation, 1974-75	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 19
Social Assistance	S-6	In. R.O.Y.T. 1971, c. S-6; Am. O.Y.T. 1980 (2nd), c. 16, s. 13
Societies	S-7	In. R.O.Y.T. 1971, c. S-7; Am. O.Y.T. 1974 (2nd), c. 15; Am. O.Y.T. 1980 (1st), c. 20, s. 27; Am. O.Y.T. 1980 (2nd), c. 23
Society of Industrial Accountants	S-7.1	See Society of Management Accountants
Society of Management Accountants	S-7.2	En. O.Y.T. 1975 (2nd), c. 2; Am. O.Y.T. 1977 (2nd), c. 9
Special Rural Development Agreement (Special ARDA)	N.C.N.R.	En. O.Y.T. 1978 (1st), c. 15
Stabilization Fund Loan	S-7.3	En. O.Y.T. 1977 (1st), c. 7; Am. O.Y.T. 1978 (1st), c. 9; Rp. O.Y.T. 1980 (1st), c. 29*
Steam Boilers	S-8	In. R.O.Y.T. 1971, c. S-8; Rp. O.Y.T. 1979 (2nd), c. 1, s. 43
Students' Financial Assistance	S-8.1	En. O.Y.T. 1975 (2nd), c. 3; Am. O.Y.T. 1978 (1st), c. 10
Students' Grants	S-9	In. R.O.Y.T. 1971, c. S-9; Rp. O.Y.T. 1975 (2nd), c. 6
Summary Convictions	S-9.1	En. O.Y.T. 1980 (1st), c. 30
Superannuation, Territorial Employees	S-10	In. R.O.Y.T. 1971, c. S-10; Am. O.Y.T. 1975 (2nd), c. 16
Supervision of Federal Parolees Agreement	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 7
Supreme Court	S-10.1	In. R.O.Y.T. 1971, c. T-2; Am. O.Y.T. 1971 (3rd), c. 3; Am. O.Y.T. 1979 (2nd), c. 2; Am. O.Y.T. 1980 (1st), c. 28, s. 3
Survival of Actions	S-10.2	En. O.Y.T. 1981 (1st), c. 16
Survivorship	S-11	In. R.O.Y.T. 1971, c. S-11; Rp. O.Y.T. 1980 (1st), c. 31

Survivorship	S-11.1	En. O.Y.T. 1980 (1st), c. 31
Taxation	T-0.1	See Assessment and Taxation
Tenants in Common	T-1	In. R.O.Y.T. 1971, c. T-1
Territorial Court	T-2	See Supreme Court
Territorial Court	T-2.05	In. R.O.Y.T. 1971, c. M-1; Am. O.Y.T. 1979 (2nd), c. 2; Am. O.Y.T. 1980 (1st), c. 28, s. 2
Territorial Municipal Employment Loans	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 33
Third Appropriation, 1972-73	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 19
Third Appropriation, 1973-74	N.C.N.R.	En. O.Y.T. 1973 (3rd), c. 23
Third Appropriation, 1974-75	N.C.N.R.	En. O.Y.T. 1974 (2nd), c. 19
Third Appropriation, 1975-76	N.C.N.R.	En. O.Y.T. 1975 (3rd), c. 15
Third Appropriation, 1976-77	N.C.N.R.	En. O.Y.T. 1978 (1st), c. 16
Third Appropriation, 1977-78	N.C.N.R.	En. O.Y.T. 1977 (1st), c. 17
Third Appropriation, 1978-79	N.C.N.R.	En. O.Y.T. 1979 (2nd), c. 17
Third Appropriation, 1979-80	N.C.N.R.	En. O.Y.T. 1980 (2nd), c. 24
Third Appropriation, 1980-81	N.C.N.R.	En. O.Y.T. 1981 (1st), c. 17
Third Appropriation, 1981-82	N.C.N.R.	En. O.Y.T. 1981 (1st), c. 18
Tobacco Tax	T-2.1	En. O.Y.T. 1974 (2nd), c. 3; Am. O.Y.T. 1976 (1st), c. 9; Am. O.Y.T. 1978 (1st), c. 12; Am. O.Y.T. 1981 (1st), c. 19
Trade Schools Regulation	T-3	In. R.O.Y.T. 1971, c. T-3
Transfer of Prisoners Agreement	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 8
Transport Public Utilities	T-4	In. R.O.Y.T. 1971, c. T-4; Am. O.Y.T. 1980 (1st), c. 32; Am. O.Y.T. 1980 (2nd), c. 16, s. 14
Travel for Medical Treatment	T-4.1	En. O.Y.T. 1975 (2nd), c. 4
Travel Industry Development Agreement	N.C.N.R.	En. O.Y.T. 1975 (2nd), c. 5
Trustee	T-5	In. R.O.Y.T. 1971, c. T-5; Am. O.Y.T. 1980 (1st), c. 33; Am. O.Y.T. 1981 (1st) c. 16, s. 12
Unemployment Assistance Agreement Repeal	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 13
Variation of Trusts	V-1	In. R.O.Y.T. 1971, c. V-1
Vital Statistics	V-2	In. R.O.Y.T. 1971, c. V-2; Am. O.Y.T. 1973 (1st), c. 18

Wages Recovery	W-1	In. R.O.Y.T. 1971, c. W-1
Warehouse Receipts	W-1.5	En. O.Y.T. 1981 (2nd), c. 15*
Warehousemen's Lien	W-2	In. R.O.Y.T. 1971, c. W-2; Am. O.Y.T. 1980 (2nd), c. 20, s. 85*
Wildlife	W-2-5	En. O.Y.T. 1981 (2nd), c. 16*
Wills	W-3	In. R.O.Y.T. 1971, c. W-3
Whitehorse, An Ordinance to open a certain portion of Land in the City of	N.C.N.R.	En. O.Y.T. 1978 (1st), c. 13
Whitehorse General Purposes Loan (1972)	N.C.N.R.	En. O.Y.T. 1972 (1st), c. 32
Whitehorse General Purposes Loan (1973)	N.C.N.R.	En. O.Y.T. 1973 (1st), c. 34
Whitehorse (Takhini and Valleyview) Lands	N.C.N.R.	En. O.Y.T. 1975 (2nd), c. 18
Woodmen's Lien	W-4	In. R.O.Y.T. 1971, c. W-4; Am. O.Y.T. 1980 (2nd), c. 20, s. 86*
Workers' Compensation	W-4.1	In. R.O.Y.T. 1971, c. W-5; Rp/Re. O.Y.T. 1973 (3rd), c. 6; Am. O.Y.T. 1975 (3rd), c. 6, s. 4; Am. O.Y.T. 1977 (2nd), c. 10; Am. O.Y.T. 1980 (1st), c. 20, s. 28; Am. O.Y.T. 1981 (1st), c. 10, s. 6
Workmen's Compensation	W-5	See Workers' Compensation
Workmen's Compensation Supplementary Benefits	N.C.N.R.	En. O.Y.T. 1973 (3rd), c. 7
Young Offenders Welfare Agreement	N.C.N.R.	En. O.Y.T. 1976 (2nd), c. 3
Young Voyageur Agreement	N.C.N.R.	En. O.Y.T. 1975 (1st), c. 9
Yukon Council	Y-1	En. O.Y.T. 1978 (1st), c. 2; Am. O.Y.T. 1979 (2nd), c. 18; Am. O.Y.T. 1980 (2nd), c. 25; Am. O.Y.T. 1981 (1st), c. 20
Yukon River Basin Study Agreement	N.C.N.R.	En. O.Y.T. 1980 (1st), c. 34

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