
WILDLIFE ACT

CHAPTER 488

1 *Section 24 of the Wildlife Act is repealed.*

1989-84-9.

2 *Section 84 (1) (d) is amended by striking out "or 82" and substituting ", 82 or 84.1 (5)" and by striking out "24 (6), (7) or (14),".*

1989-84-42.

3 *The following section is added:*

Cancellation of licences

84.1 (1) In subsection (2), "**convicts**" includes the granting of an absolute or conditional discharge.

(2) If a court convicts a person of an offence under

- (a) this Act or its regulations,
- (b) the *Firearm Act*,
- (c) the *Migratory Birds Convention Act, 1994* (Canada) or its regulations,
- (d) the *Fisheries Act* (Canada) or its regulations, or
- (e) the *Criminal Code* respecting the use or possession of firearms while the person is hunting,

the court, in addition to any other penalty, may do one or more of the following:

- (f) cancel a licence to hunt, angle or carry a firearm or a limited entry hunting authorization issued to that person under this Act or the regulations;
 - (g) prohibit the person from holding a licence to hunt, angle or carry a firearm or a limited entry hunting authorization for
 - (i) the period prescribed for that offence, and
 - (ii) any additional period the court considers appropriate;
 - (h) for an offence relating to hunting or to the possession or use of a firearm, prohibit the person from holding a licence to hunt or carry a firearm unless he or she has successfully completed the examinations referred to in section 17.
- (3) If a person who holds a licence to hunt, angle or carry a firearm issued under this Act or the regulations or a limited entry hunting authorization
- (a) is deemed under section 14 (8) of the *Offence Act* to have pleaded guilty to an offence under this Act, the regulations or the *Firearm Act*, or
 - (b) is convicted of an offence under
 - (i) this Act or its regulations,
 - (ii) the *Firearm Act*,

- (iii) the *Migratory Birds Convention Act, 1994* (Canada) or its regulations,
- (iv) the *Fisheries Act* (Canada) or its regulations, or
- (v) the *Criminal Code* respecting the use or possession of firearms while the person is hunting,

the director, after giving the person an opportunity to be heard, may, in addition to any other penalty, do one or more of the following:

- (c) cancel the licence or the limited entry hunting authorization;
 - (d) prohibit the person from holding a licence to hunt, angle or carry a firearm or a limited entry hunting authorization for
 - (i) the period prescribed for that offence, and
 - (ii) any additional period the director considers appropriate;
 - (e) for an offence relating to hunting or to the possession or use of a firearm, prohibit the person from holding a licence to hunt or carry a firearm unless he or she has successfully completed the examinations referred to in section 17.
- (4) On being notified of the cancellation of a licence or limited entry hunting authorization under subsection (2) or (3), the holder of the cancelled licence or authorization must immediately deliver it to the director.
- (5) During the period a person is prohibited by a court under subsection (2) or by the director under subsection (3) from holding a licence to hunt, angle or carry a firearm or a limited entry hunting authorization, the person must not
- (a) apply for or otherwise obtain a licence or authorization that the person is prohibited from holding, or
 - (b) engage in the activity permitted by the licence or authorization the person is prohibited from holding.
- (6) A person who contravenes subsection (5) commits an offence.

1989-84-43.

4 Section 110 is repealed and the following substituted:

Application of Offence Act

110 Section 5 of the *Offence Act* does not apply to this Act or the regulations.

1982-57-112(b).

Commencement

5 Sections 1 to 4 come into force by regulation of the Lieutenant Governor in Council.

1982-57-124; 1989-84-56.