

## **DISPOSAL OF FOUND/ACCIDENTALLY KILLED/DEFENCE KILLED WILDLIFE**

### **SCOPE**

All Conservation Officer Services Staff

### **PURPOSE**

To provide a policy for standard and consistent disposal of found, accidentally killed and defence killed wildlife. To promote purchase of hunting licences and seals by persons who are having problems with wildlife and, finally to a minimal extent, generate revenue for the Conservation Fund under the *Wildlife Act* by obtaining fair market value for Yukon Government property.

### **DEFINITIONS**

<i>Specially Protected Wildlife</i>	means any population, species or type of wildlife prescribed by the regulations as specially protected wildlife.
<i>Wildlife</i>	means a vertebrate animal of any species or type that is wild by nature, and includes wildlife in captivity, but does not include fish or a species of animal prescribed by the regulations not to be wildlife.
<i>Migratory Bird</i>	includes migratory game birds, migratory insectivorous birds and migratory non-game birds as defined in the <i>Migratory Birds Convention Act Regulations</i> .
<i>Found Wildlife</i>	includes dead wildlife or any part of the carcass of any wildlife which a person has come upon unexpectedly or discovered by chance.
<i>Emergency/Defense Killed Wildlife</i>	includes wildlife or any part of the carcass of any wildlife which is killed for emergency food, in defence of property or in defence of human life.

**APPLICABLE LEGISLATION – WILDLIFE ACT**

***Specially Protected Wildlife***

- 8 (1)** A person shall not hunt or trap specially protected wildlife.
- (2)** A person shall not possess specially protected wildlife.
- (3)** Subsections (1) and (2) do not apply to an Inuvialuk who hunts or traps specially protected wildlife in accordance with an allocation under section 207.
- (4)** Subsection (2) does not apply to a person issued a permit in the circumstances prescribed by the regulations.

***Illegally Killed Wildlife***

- 30 (1)** A person shall not possess wildlife that has been killed, injured, disabled, or captured contrary to this Act
- (2)** Subsection (1) does not apply to a person issued a permit in the circumstances prescribed by the regulations.

***Possession Limits***

- 31 (1)** A person shall not have in his or her possession a greater number of species or types of wildlife, or parts of such wildlife, than he or she is permitted to possess under this Act.
- (2)** Subject to subsection (3), a person shall not, without a permit, possess dead wildlife that he or she has come upon unexpectedly or discovered by chance.
- (3)** A person may possess dead wildlife referred to in subsection (2) without a permit for only that period of time which is reasonably necessary to deliver the wildlife to a Conservation Officer.
- (4)** A person who delivers wildlife to a Conservation Officer under subsection (3) may apply to the Minister for its return in the circumstances prescribed by the regulations.

***Emergency Hunting***

- 85 (1)** A person may hunt any wildlife if it is reasonably necessary for the person to do so to prevent the loss of his or her own life or the life of another person through starvation.
- (2)** A person shall take reasonable precautions to ensure that it does not become necessary for wildlife to be hunted under subsection (1) to prevent the loss of his or her life by starvation.

***Defence of Life***

- 86 (1)** Subject to subsection (2), a person may kill wildlife in defence of his or her 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.
- (2)** Subsection (1) does not authorize the killing of any bird or any herbivore other than a moose or wood bison.

***Defence of Property***

- 87 (1)** Subject to subsection (2), a person may kill wildlife in defence of property if
- (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.
- (2)** Subsection (1) does not authorize the killing of any herbivore or bird.

***Report of Emergency Killing***

- 88 (1)** If a person kills any big game animal, lynx, fox, wolverine or specially protected wildlife under section 85, 86 or 87 and the person is not authorized to kill the animal under a provision of this Act other than those sections, the person shall, as soon as practicable after killing the animal, report to a Conservation Officer the number and species or types of animals killed, and provide such other information as reasonably may be required by the Conservation Officer.
- (2)** The Minister may, within 24 hours after a report is received under subsection (1), require the person making the report to deliver as soon as practicable all or part of the animal to a Conservation Officer to be disposed of in accordance with the directions of the Minister.
- (3)** A person who delivers all or part of a animal to a Conservation Officer under subsection (2) may apply to the Minister for its return in the circumstances prescribed by the regulations.

***Accidents Involving Wildlife***

- 89 (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 Act shall, as soon as practicable after killing it,
- (a)** report to a Conservation Officer the number of species or type of wildlife killed, and particulars of the accident or killing, and

- (b) provide such other information as reasonably may be required by the Conservation Officer.
- (2) The Minister may, within 24 hours after a report is received under subsection (1), require the person making the report to deliver as soon as practicable, all or part of the animal to a Conservation Officer to be disposed of in accordance with the directions of the Minister.
- (3) A person who delivers all or part of an animal to a Conservation Officer under subsection (2) may apply to the Minister for its return.

***Laws of Other Jurisdictions***

**107 (1)** A person shall not possess wildlife that

- (a) was killed, captured, taken, possessed, transported, bought or sold contrary to the laws of another jurisdiction
- (b) was removed from another jurisdiction, contrary to the laws of that jurisdiction
- (2) A person shall not sell or offer to sell wildlife that has been transported into the Yukon if the sale would not be permitted in the jurisdiction from which the wildlife was originally exported.
- (3) If a pelt is transported into the Yukon from a jurisdiction that requires the pelt to be sealed or marked, a person shall not remove the seal or mark or possess the pelt without the seal or mark.

**PROCEDURE**

***Disposal of Found Wildlife***

- A person may possess any part of the carcass of any wildlife for such a period of time as reasonably may be necessary for him/her to apply for a permit to possess it or to deliver it to a Conservation Officer.
- A *Wildlife Act Permit* is required in order to legally possess found wildlife. *Wildlife Act Permits* will not be issued for Migratory Birds as this is an Environment Canada mandate.
- A Conservation Officer may issue a *Wildlife Act Permit* to possess wildlife where, having evaluated the circumstances, he/she is satisfied that no violation of the *Wildlife Act* or regulations has been committed by the applicant. Such *Wildlife Act* permits will be issued on the condition that the wildlife subject of the permit is for personal use only and not for sale, trade or barter.

***Disposal of Accidentally Killed Wildlife***

- A person who accidentally kills wildlife (including road kills) shall report the killing to a Conservation Officer as soon as practicable after killing it and provide information as required by the Conservation Officer or the regulations, e.g. a kill report, pelt sealing, etc.

- A request for retention of all or part of the carcass of accidentally killed wildlife may be made where accidentally killed wildlife is reported. This request may be made to a Conservation Officer. 74(1)(a)
- Edible meat may be disposed of by distribution to First Nation governments, low income families, non-profit organizations or persons requiring wildlife meat for health reasons. Disposition will be documented per the "*Handling of Exhibits*" directive.
- Where possible, birds of prey should be submitted to the Fish and Wildlife Branch for inspection and measurement prior to return to the applicant.

***Disposal of Emergency/Defence Killed Wildlife***

- Generally, all emergency or defence kills will be the subject of an occurrence report and investigation.
- A person may not kill a bird or any herbivore other than a moose in defence of life or any herbivore or bird in defence of property.
- A request for delivery of all or part of the carcass of emergency/defence killed wildlife may be made in each instance where emergency/defence killed wildlife is reported.
- The decision as to whether to return the wildlife to the person who killed it will be made by the MFO or MEC, with recommendations by the investigating Conservation Officer.
- Wildlife or parts thereof which have commercial value, i.e., furbearers, bears, will be examined by a person with appraisal experience who will appraise the wildlife and provide a fair market value price to the Conservation Officer Services Branch.
- Persons making application to the Department for the return of emergency/defence killed wildlife will be required to pay the appraised value price before the wildlife may be returned to them. For the purpose of emergency/defence killed *black bears*, 75(1)(b)(i), 74(1)(a)

A *Wildlife Act Permit* to possess will be issued on proof of payment to the Asset Management. Basically the wildlife item will be treated as though it was a Yukon Government asset similar to a problem animal disposed of by the Department through the Asset Management (payment must be made to a representative of the Asset Management).

- If the wildlife is specially protected wildlife, a "*not for resale*" clause will be added to the *Wildlife Act Permit* as a condition unless otherwise exempted by the Director.
- Edible meat may be disposed of by distribution to First Nation governments, low income families, non-profit organizations or persons requiring wildlife meat for health reasons. Disposition will be documented as per the "*Handling of Exhibits*" directive.

NOTE: Where the wildlife is required for Government educational or scientific purposes, returns may be denied.

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<i>Human Wildlife Conflict App</i>	a web based application created by Conservation Officer Services and maintained by the Department to recorded, track and quantify wildlife conflicts.

**APPLICABLE WILDLIFE ACT SECTIONS**

1. Section 8 Specially Protected Wildlife
2. Section 30 Illegally Killed Wildlife
3. Section 31 Possession of Wildlife
4. Section 85 Emergency Hunting
5. Section 86 Defence of Life
6. Section 87 Defence of Property
7. Section 88 Report of Emergency Killing of wildlife
8. Section 89 Accidents Involving Wildlife
9. Section 107 Laws of other Jurisdictions

The disposal of any wildlife is subject to the Minister priorities including :

1. First Nation subsistence, cultural and traditional use (Chapter 16 Umbrella Final Agreement)
2. Scientific and Educational purposes for Department use or requests from recognized institutions.
3. Personal Use

**PROCEDURE**

***Disposal of Found Wildlife***

A person may possess part of the carcass of any wildlife for such a period of time as reasonably be necessary for him/her to apply for a permit to possess it or to deliver it to a Conservation Officer.

A Conservation Officer may issue a Wildlife Act Permit (WAP) to possess wildlife where, having evaluated the circumstances, the officer is satisfied no violation of the *Wildlife Act* or *Regulations* has been committed by the applicant, and the possession of wildlife is permitted. WAP may be issued on the condition the wildlife subject of the permit is for personal use only and not for sale, trade or barter.

Migratory birds are a federal jurisdiction and clients should be directed to local Environment Canada office in Whitehorse or online for more information. Clients may donate migratory birds to the department but informed Yukon has no authority to authorize their return.

Birds of prey eagles suitable for disposal will be donated to local First Nation governments for cultural, ceremonial and reconciliation purposes or used for educational purposes of the Department or recognized post-secondary institution. Hawks or Owls after being inspected by a conservation officer or wildlife technician may be returned to an individual upon request after receiving a permit in accordance to section 100 of the Act when other priorities have been met.

Individuals seeking permits to possess individual feathers from a bird of prey will be limited to a maximum of 10 feathers only.

***Disposal of Accidentally Killed or discovered by chance Wildlife***

A person who accidentally kills wildlife (including road kills) is required by law to report the killing to a conservation officer as soon as practicable after killing it and provide information as required by the conservation officer or the regulations subject to sections 88, and 89 of the Wildlife Act.

A request for retention of all or part of the carcass of an accidentally killed wildlife may be made at the time it is reported to a conservation officer. The officer may return the wildlife to the person who accidentally killed it, if the officer is satisfied that no violation of the Wildlife Act or Regulations has been committed or the wildlife is not required for scientific or educational purposes.

- A. Edible meat may be disposed of by distribution to First Nation governments, low income families, non-profit organizations or persons requiring wildlife meat for health reasons for personal use only subject to section 99 Wildlife Regulation. Disposition will be documented per the "*Handling of Exhibits*" 72(1)(b)(vi) directive and completing COSB meat donation form. 72(1)(b)(vi)
- B. Birds of Prey
  - Eagles will be donated to local First Nation governments for cultural, ceremonial and reconciliation purposes. Distribution of eagles within Yukon First nation communities will be determined by individual First Nation leaders. Community members attending district offices looking for donations should be directed to their First Nation government.
  - Hawks or Owls after being inspected by a conservation officer or wildlife technician may be returned to an individual upon request after receiving a permit in accordance to section 100 of the Act when other priorities have been met.
- C. Bear parts (individual claws, teeth, gall) will not be returned or subject to disposal in these circumstances.

74(1)(a)

74(1)(a)

***Disposal of Emergency/Defence Killed Wildlife***

Any emergency or defence kills will be the subject of a HWCA report and depending on the circumstance subject to investigation or occurrence reporting. 72(1)(b)(vi)



74(1)(a)

It is the legal obligation of the person who harvested the wildlife to care and preserve the hide of a carnivore, or the edible meat of a moose or bison. In instances where the location of the emergency or defence of life or property occurs in a remote location 74(1)(a)

Wildlife killed in defence of life or property will not be returned in these circumstances including specially protected wildlife.

Edible meat may be disposed of by distribution to First Nation governments, low income families, non-profit organizations or persons requiring wildlife meat for health reasons. Disposition will be documented as per the "*Handling of Exhibits*" directive and completing COSB meat donation form.

Salvaged hides, pelts, or other wildlife parts will be preserved and disposed through Asset Management and Yukon government wildlife auction process.

# 2014 Hide and Pelt Auction Inventory and Tracking Log

OR File #	Species	Auction #
DA-12-70	Sheep	
DA-13-025	Black Bear	
DA-13-13	Black Bear	
HJ-13-063	Grizzly Bear	
FA-12-001	Black Bear	
FA-13-025	Black Bear CUB	
FA-13-025	Black Bear CUB	
FA-13-025	Black Bear	
FA-13-002	Grizzly Bear	
FA-09-039	ELK	
FA-08-032	SHEEP	
MA-09-00	SHEEP	
FA-07-031	Black Bear	
CM-12-056	Black Bear	
RR-09-018	GRIZZLY BEAR CUB	
RR-11-018	MOOSE	
FA-08-037	MOOSE	
RR-10-015	CARIBOU	
FA-07-037	WOLVERINE	
FA-07-037	WOLVERINE	
MA-12-041	CARIBOU	
MA-13-026	SHEEP	
MA-13-026	SHEEP	
HJ-13-058	Caribou	
FA-12-037	Sheep	
WH-10-213	Black Bear	
WH-10-212	Black Bear	
WH-11-126	Black Bear	
DA-11-040	Black Bear	
MA-11-045	GRIZZLY BEAR	
FA-13-008	sheep	
f&w tanned cape	Caribou	
YTG Caribou	Caribou	
Secerbegovic	sheep	
FA-13-008	sheep	
FA-12-037	sheep	

WH-10-202	sheep	
WH-13-134	sheep	
MA-12-074	sheep	
WH-12-189	sheep	
WH-13-261	GRIZZLY BEAR	



Description of item

Received By

Documentaion

horns
Hide
HIDE
hide
HIDE
HIDE
HIDE
HIDE
HIDE
ANTLERS
CAPE
LIFESIZE SHEEP HIDE
HIDE
HIDE
HIDE
ANTLERS
ANTLERS
ANTLERS
HIDE
HIDE
ANTLERS SKULL ATTACHED
HORNS
DALL SHEEP CAPE
Caribou Antlers
life size cape
hide
hide
hide
hide
hide
cape/horns
tanned caribou cape
tanned Caribou cape
one tanned sheep cape
HORNS
horns

horns
horns
horns
horns
hide

# 2016 Hide and Pelt Auction Inventory and Tracking Log



OR File #	Species	Auction #	Description of item	Comments
WH-15-120	Grizzly Bear		Hide	good shape
HJ (Burwash)	Grizzly Bear		Hide	
HJ-15-073	Grizzly Bear		Hide	
HJ-15-073	Grizzly Bear		Hide	
DA-13-79	Grizzly Bear		Hide	
WL-14-122	Grizzly Bear		Hide	Fish hooks
HJ-11-005	Grizzly Bear		Hide	
WH -14-273	Grizzly Bear		Hide	Annie Lake
DA-13-85	Grizzly Bear		Hide	
?	Grizzly Bear		Hide	
DA-15-46	Grizzly Bear		Hide	
DA-15-55	Grizzly Bear		Hide	
DA-15-87	Grizzly Bear		Hide	
DA-15-52	Grizzly Bear		Hide	
FA-15-029	Grizzly Bear		Hide	
HJ-13-059	Grizzly Bear		Hide	
HJ-14-039	Grizzly Bear		Hide	
			Hide	

## 2016 Hide and Pelt Auction Inventory and Tracking Log - Pg 2

CM-15-055	Black Bear		Hide	
TE-14-008	Black Bear		Hide	
WH-14-227	Black Bear		Hide	
	Black Bear		Hide	
	Black Bear		Hide	
	Black Bear		Hide	
	Black Bear		Hide	
	Black Bear		Hide	
	Black Bear		Hide	
	Black Bear		Hide	
DA-11-77	Black Bear		Hide	
DA-11-07	Black Bear		Hide	
DA-11-09	Black Bear		Hide	
DA-11-34	Black Bear		Hide	
HJ-13-6-13	Black Bear		Hide	
HJ-14-060	Black Bear		Hide	

## 2016 Hide and Pelt Auction Inventory and Tracking Log - Pg 3

[illegible]



remove from the Auction to be retained by COSB

	Identifier Number	Species	Minimum Bid	Notes	Description	
1	CM15-055	Black Bear	\$300.00		Fall Bear. Well skinned. Excellent hide. PEECL Complete. Salted. 146 x 64	*
2	TE14-008	Black Bear	\$125.00	Was # 0010	Spring Bear. Well handled. No holes. PEECL Complete. Salted. 160 x 60	
3	WH14-227	Black Bear	\$100.00	Was # 0011	Spring Bear. No holes. PEECL Complete. Salted. 130 x 50	
4	DA11-77	Black Bear	\$40.00		Summer Hide. Rub Marks. Losing hair on both sides. PEECL Complete. Salted. 140 x 68	
5	DA11-07	Black Bear	\$45.00		Summer Hide. Well handled. PEECL complete. Cub. Salted. 120 x 40	
6	DA11-09	Black Bear	\$100.00		Summer Hide. Well handled. PEECL complete. One bullet hole. Salted. 140 x 35	
7	DA11-34	Black Bear	\$45.00		Brown Hide. Summer. No Holes. PEECL Complete. Cub. Salted. 125x40	
8	HJ13-6-13	Black Bear	\$60.00	Was # 008	Fall Hide. Holes. PEECL Complete. Salted. 145 x 60	
9	HJ14-060	Black Bear	\$60.00		Summer Hide. Buckshot. PEECL Complete. Salted. 120 x 50	
10	HJ13	Black Bear	\$75.00		Fall Hide. Well handled. No holes. PEECL complete. Salted. 130 x 60	
11	DA13-85	Black Bear	\$100.00	Was # 007	Summer Hide. Well Handled. PEECL Complete. Salted. 140 x 60	
12	#001	Black Bear	\$100.00		Fall Hide. Few Holes. Well skinned. PEECL Complete. Salted. 165 x 80	
13	#003	Black Bear	\$40.00		Fall Hide. Cub. Few Holes. PEECL Complete. Salted. 123 x 60	
14	#004	Black Bear	\$60.00		Fall Hide. No Holes. Cub. PEECL complete. Salted. 120 x 60	
15	#005	Black Bear	\$100.00		Fall Hide. Hide is good. Sow. PEECL complete. Salted. 160 x 70	
16	#006	Black Bear	\$75.00		Summer Hide. No Holes. PEECL complete. Salted. 145 x 70	
17	#007	Black Bear	\$100.00		Fall Hide. Well Done. PEECL complete. Salted. 145 x 60	*
18	DA15-55	Black Bear	\$40.00	Was # 009	Brown Black Bear. Well skinned but fur poor. PEECL complete. Salted. 130 x 60	
19	WH15-120	Grizzly Bear	\$800.00		Brown. Fall hide. Well Skinned. Top Notch. PEECL complete. Salted. 170 x 85	*
20	HJ Burwash 002	Grizzly Bear	\$800.00		Cinnamon. Fall Hide. Old Bear. Well skinned. No holes. Claws dull. PEECL complete. Salted. 185 x 90	*
21	HJ 15-073	Grizzly Bear	\$775.00		Brown. Fall Hide. Well done. No holes. PEECL complete. Salted. 180 x 90	*
22	HJ 15-073	Grizzly Bear	\$800.00		Chocolate Brown. Fall. No holes / well done. PEECL complete. Salted. 200 x 100	*
23	DA 13-79	Grizzly Bear	\$650.00		Cinnamon. Summer Hide. Well done. PEECL complete. Salted. 150 x 75	
24	WL 14-122	Grizzly Bear	\$800.00		Brown Fall hide. Excellent! PEECL complete. Salted. 180 x 100	*
25	HJ11-005	Grizzly Bear	\$600		Blonde. Fall Hide. Cub. Well skinned. PEECL complete. Salted. 130 x 60	
26	DA 13-85	Grizzly Bear	\$1,000.00		Brown w/ silver tip. Fall Hide. Well done. PEECL complete. Salted. 200 x 105	**
27	DA 15-46	Grizzly Bear	\$500.00		Blonde summer hide. Excellent skin. No holes. PEECL complete. Salted. 150 x 65	
28	DA 15-87	Grizzly Bear	\$800.00		Dark Brown. Fall Hide. Well skinned. Few holes. PEECL complete. Salted. 180 x 77	*
29	DA 15-52	Grizzly Bear	\$700.00		Cinnamon Fall Bear. Hide Good. PEECL complete. Salted. 150 x 80	
30	FA-15-029	Grizzly Bear	\$600.00		Dark Brown. Spring Hide. Hide Good. PEECL complete. Salted. 140 x 70	
31	HJ 14-039	Grizzly Bear	\$600.00		Blonde. Well skinned. PEECL complete. Salted. 145 x 68	

	Identifier Number	Species	Minimum Bid	Notes	Description	
32	HJ 15-59	Grizzly Bear	\$600.00		Light Blond. Spring Coat. Well Handled. Nice! PEECL complete. Salted. 140 x 65	
33	HJ 13-059	Grizzly Bear	\$700.00	Was # 012	Dark Brown. Fall Hide. Well Handled. PEECL complete. Salted. 155 x 70	
34	WH 15-245	Wolf	\$40.00		Black. Pup. Summer. Ripped Shoulder. PEECL complete. Salted. Seal 21024	
35	WH 15-294	Wolf	\$40.00		Black. Summer Hide. Well skinned. PEECL complete. Salted. Seal 09918	
36	DA 15-55	Grizzly Bear	\$500.00		Blonde Summer Hide. Mediocre Skinning Job. PEECL complete. Salted. 170 x 80	
37	DA (1) 13-89	Wolf	\$50.00		Black. Spring Hide. Poorly handled. PEECL complete. Salted. 140 x 60	
38	DA (2) 13-89	Fannin Sheep	\$450.00		Full Mount. Well Done. Ears, eyes, lips done.	*
39	HJ (1) 11-005	Stone Sheep Pelt	\$100.00		Good shape. Ears, eyes, lips done	*
40	DA 12-90	Caribou Shoulder Cape	\$250.00		Good Shape. Ears, eyes, lips done	
41	HJ (2) 11-005	Antlers	\$150.00	HJ 11-005	Antlers in Velvet.	
42	DA 12-91	Caribou Skull / Antlers	\$125.00		Medium / narrow spread	
43	HJ (1) 14-070	Dall Sheep Horns	\$100.00		36"	
44	HJ (2) 14-070	Dall Sheep Horns	\$100.00		36"	
45	WH 15-225	Elk Antlers	\$100.00		6 x 5 (points) Nice!	
46	WH (1) 15-005	Mule Deer Antlers	\$50.00		4 x 4 (points)	
47	WH (2) 15-005	Mule Deer Antlers	\$50.00		4 x 4 (points)	
48	DA (1) 14-98	Moose / Skull Antler	\$125.00		55" Moose / med beam w/ wire attached	
49	DA (2) 14-98	Moose Antler	\$125.00		60" Heavy beam	
50	DA (3) 14-98	Moose Antler	\$100.00		\$55.00 Medium beam	
51	#0015	Moose Antler / 2 pieces	\$100.00		No skull. Beautiful!	
52	#0013	Elk Antlers	\$100.00		6 x 6 (points)	
53	#0014	Elk Antlers	\$100.00		6 x 5 (points)	
			\$15,045.00			
	NOTE: #008, 009, 0010, 0011, 0012 were all labelled as such in bags, but the tags were found in the shed.					
	These items are re-labelled in this paperwork. Look for both auction numbers on auction items.					
	PEECL = Pads, Eyes, Ears, Claws, Lips.					