

CONSOLIDATION OF SCIENTISTS ACT

R.S.N.W.T. 1988,c.S-4

(Current to: August 8, 2013)

AS AMENDED BY:

S.Nu. 2011,c.19

In force June 9, 2011

This consolidation is not an official statement of the law. It is an office consolidation prepared for convenience only. The authoritative text of statutes can be ascertained from the *Revised Statutes of the Northwest Territories, 1988* and the Annual Volumes of the Statutes of the Northwest Territories (for statutes passed before April 1, 1999) and the Statutes of Nunavut (for statutes passed on or after April 1, 1999).

A copy of a statute of Nunavut can be obtained from the Territorial Printer at the address below. The Annual Volumes of the Statutes of Nunavut and this consolidation are also available online at <http://www.justice.gov.nu.ca/english/legislation.html> but are not official statements of the law.

Any certified Bills not yet included in the Annual Volumes of the Statutes of Nunavut can be obtained through the Office of the Clerk of the Legislative Assembly.

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GLOSSARY OF TERMS USED IN CONSOLIDATIONS

Miscellaneous

- c. means "chapter".
- CIF means "comes into force".
- NIF means "not in force".
- s. means "section" or "sections", "subsection" or "subsections", "paragraph" or "paragraphs".
- Sch. means "schedule".
- SI-005-98 means the instrument registered as SI-005-98 in 1998. (*Note: This is a Northwest Territories statutory instrument if it is made before April 1, 1999, and a Nunavut statutory instrument if it is made on or after April 1, 1999 and before January 1, 2000.*)
- SI-012-2003 means the instrument registered as SI-012-2003 in 2003. (*Note: This is a Nunavut statutory instrument made on or after January 1, 2000.*)

Citation of Acts

- R.S.N.W.T. 1988,c.D-22 means Chapter D-22 of the *Revised Statutes of the Northwest Territories, 1988*.
- R.S.N.W.T. 1988,c.10(Supp.) means Chapter 10 of the Supplement to the *Revised Statutes of the Northwest Territories, 1988*. (*Note: The Supplement is in three volumes.*)
- S.N.W.T. 1996,c.26 means Chapter 26 of the 1996 Annual Volume of the Statutes of the Northwest Territories.
- S.Nu. 2002,c.14 means Chapter 14 of the 2002 Annual Volume of the Statutes of Nunavut.

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SCIENTISTS ACT

Application of Act to wildlife

1. This Act does not apply to scientific research on wildlife, or the collection of specimens of wildlife as defined in the *Wildlife Act*.

Authority to carry on scientific research

2. No person shall carry on scientific research in or based on Nunavut, or collect specimens in Nunavut for use in scientific research, unless

- (a) he or she is the holder of a licence issued under this Act; or
- (b) the research consists solely of archaeological work for which a permit has been issued under the subsection 51(1) of the *Nunavut Act* (Canada).

S.Nu. 2011,c.19,s.2.

Appointment of science advisor

2.1. (1) The Minister may appoint a science advisor for Nunavut.

Powers and duties of science advisor

(2) The science advisor is, on behalf of the Minister, responsible for the administration of the Act and, for that purpose, may exercise the powers and shall perform the duties of the Minister under the Act.

Limitation

(3) Despite subsection (2), the science advisor may not exercise the powers of the Minister under section 8 of the Act. S.Nu. 2011,c.19,s.3.

Appointment of science administrator

2.2. (1) The Minister may appoint a science administrator for Nunavut.

Powers and duties of science administrator

(2) The science administrator is, by virtue of his or her office, the deputy science advisor and the science administrator may exercise the powers and shall perform the duties of the science advisor where the science advisor is absent, ill or otherwise unable to do so. S.Nu. 2011,c.19,s.3.

Submissions

2.3. Where a person is required to submit any statement, information, report or specimen to the Minister, the statement, information, report or specimen may be submitted to the science advisor or the science administrator. S.Nu. 2011,c.19,s.3.

Issue of licence

3. (1) The Minister may issue licences, subject to the conditions that the Minister may determine, that authorize the holders of the licences to carry out scientific research in or based on Nunavut.

Time of issuing licences

(2) The Minister shall issue a licence within one year after the receipt of the application for a licence unless:

- (a) in the opinion of the Minister, the research proposed to be carried out could be injurious to or unduly interfere with the natural or social environment of Nunavut; and
- (b) the Minister provides written reasons for the opinion.

Powers respecting licences

(3) The Minister may at any time, for any reason that the Minister considers appropriate, extend, renew, alter or revoke a licence issued under this section.

S.Nu. 2011,c.19,s.4,5.

Statement of information

4. (1) Every applicant for a licence shall provide an accurate statement giving the information on the proposed scientific research that the Minister may require.

Change in information

(2) Where any material change takes place after the provision of the information referred to in subsection (1), the applicant shall, without delay, provide corrected information to the Minister or the science advisor. S.Nu. 2011,c.19,s.5.

Reports and other information

5. (1) Every person to whom a licence is issued under this Act shall, within six months after the date on which the licence expires, provide in duplicate to the Minister or the science advisor,

- (a) a report setting out the scientific work done and the information obtained; and
- (b) such other information as the Minister may determine.

Extension of time

(2) The Minister may, as the Minister considers appropriate, extend the time for submission of the report and other information required under subsection (1).

S.Nu. 2011,c.19,s.5.

Specimens

6. Where a person to whom a licence is issued under this Act collects any specimens, the Minister may require that person to submit to the Minister or the science advisor any or all of the specimens collected, and the specimens may be disposed of in the manner that the Minister considers proper. S.Nu. 2011,c.19,s.5.

Offence and punishment

7. Every person who contravenes this Act or the regulations, or a condition of a licence issued under this Act, is guilty of an offence and liable on summary conviction to a fine not exceeding \$1,000 or to imprisonment for a term not exceeding six months, or to both.

Regulations

8. The Commissioner, on the recommendation of the Minister, may make such regulations as the Commissioner considers necessary for carrying out the purposes and provisions of this Act.