



# Fact Sheet 5

## Compliance and enforcement in Yukon forests

This fact sheet provides information on compliance and enforcement of legislation in Yukon forests. If you require further information, please contact your local Compliance, Monitoring and Inspections office or the Forest Management Branch.

### Why is compliance and enforcement important in Yukon forests?

Yukon forests play an important role in the cultural, social and economic lives of many Yukoners. Yukon forests also provide important habitat for wildlife, help prevent soil erosion and store carbon. Compliance and enforcement is a significant part of managing our forests to ensure their long-term health and to ensure that we continue to realize the many benefits they provide.

### Who is responsible for enforcing the legislation and conditions of using Yukon forests?

Compliance and enforcement of forest resource activities is primarily carried out by Government of Yukon natural resource officers who are designated forest officers under the Forest Resources Act. Officers are located in most Yukon communities and provide inspection, enforcement and client support services.

In carrying out their inspection and compliance duties, natural resource officers may receive assistance from other agencies, such as the Forest Management Branch, Department of Environment, the RCMP or Fisheries and Oceans Canada.

All forest users are responsible for ensuring they are complying with applicable laws, regulations and the terms and conditions of their permits or licences. To learn more about what you can and cannot do in Yukon forests, contact your local Compliance, Monitoring and Inspections office.

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#### Government of Yukon Yukon.ca

**Energy Mines and Resources**  
Forest Management Branch  
Mile 918 Alaska Highway  
Ph: (867) 456-3999  
Toll-free: 1-800-661-0408 local 3999  
Email: forestry@yukon.ca

Land Management Branch Land Use  
Ph: (867) 667-5215  
Toll-free: 1-800-661-0408 local 5215  
• Land Use Permits

Compliance, Monitoring and Inspections  
Dawson  
Ph: (867) 993-5468  
Haines Junction  
Ph: (867) 634-2256

Mayo  
Ph: (867) 996-2343  
Carmacks  
Ph: (867) 863-5271  
Whitehorse  
Ph: (867) 456-3877

Teslin  
Ph: (867) 390-2531  
Watson Lake  
Ph: (867) 536-7335  
Ross River  
Ph: (867) 969-2243



## What actions could place me in non-compliance with the *Forest Resources Act and Regulation*, and which may lead to legal action being taken?

While any contravention of the Act or *Forest Resources Regulation* may result in an enforceable infraction, the following are some examples that could lead to enforcement and/or legal action:

- harvesting without an appropriate licence or permit;
- failure to comply with the terms and conditions of a licence or permit;
- failure to comply with an order or notice;
- use of a forest resource road without authorization; or,
- transporting timber without a timber mark.

This is not meant to be a comprehensive list and other infractions do exist. It is your responsibility to ensure you are complying with applicable laws, regulations and the terms and conditions of your permits or licences.

## Will my forest resource operation be inspected?

All permits and licences issued under the Act are subject to inspections by natural resources officers.

Natural resources officers check harvesting areas to ensure individuals have the appropriate licences or permits and assist the operator in staying compliant with the Act and Regulation. Natural resources officers also ensure that forest operators are harvesting in compliance with the terms and conditions of permits/

licences, that environmental damage is not occurring, that any notices or orders are being followed with corrective action being taken. Depending on the scale of the forest operation and the past performance of the operator, the complexity and the number of inspections occurring during the life of the licence and permit will vary.

## What penalties may I face if I am not in compliance?

Natural resources officers have several options to assist in meeting compliance and enforcement objectives including, but not limited to:

- working with the client to resolve the issue;
- notices of non-compliance;
- fines under the *Summary Convictions Regulations*;
- ministerial, protection and director's orders; and,
- termination, cancellation or suspension of a licence or permit.

Decisions on enforcement measures will be made taking into consideration the most appropriate tools necessary to obtain compliance, and when required, to promote general deterrence. For a full description of the tools above see the *Forest Resources Act Compliance and Enforcement Policy* on [Yukon.ca](http://Yukon.ca).

**Community Services**  
Corporate Affairs  
Ph: (867) 667-5314  
Toll-free: 1-800-661-0408  
local 5314

- Business Registration

**Highways and Public Works**  
Transportation  
Maintenance Branch  
Ph: (867) 667-5644  
Toll-free: 1-800-661-0408  
local 5644

- Access Permits

### Other Agencies

**Yukon Workers' Compensation Health and Safety Board**  
Ph: (867) 667-5645  
Toll-free: 1-800-661-0443

**Yukon Environmental and Socio-economic Assessment Board**  
Ph: (867) 668-6420  
Toll-free: 1-866-322-4040

**City of Whitehorse**  
Ph: (867) 668-8346  
• Harvesting Fuelwood  
• Business Licence

### Will I be given the opportunity to correct the issue before being penalized?

Depending on the severity of an infraction, a natural resource officer may initially provide instruction requesting compliance by the operator, but can choose to move directly to other enforcement tools available under the Act. Regardless of the enforcement tool chosen, officers will attempt to work with individuals and businesses to resolve the issue and ensure future compliance.

### Will I be required to appear in court for non-compliance?

You may be required to appear in court should legal charges or an injunction be initiated as a result of a violation. Also, you may be required to appear in court in instances when a violation results in serious harm or risk to human life or health and/or the environment, or when attempts were made to conceal or obstruct the investigation of an offence.

### Is there an appeal process?

Licence and permit holders have the ability under the Act to appeal to the Director of the Forest Management Branch if they have been issued an order or notice of non-compliance by a natural resource officer. If the case is subject to a decision from a legal court, normal judicial process would apply. For more information read Fact Sheet 9: *Appealing Forest Resources Act administrative decisions*, contact your local Compliance, Monitoring and Inspections office, or the Forest Management Branch.



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