

CORPORATION OF THE COUNTY OF DUFFERIN

BY-LAW NUMBER 2013-47

**A BY-LAW TO PROVIDE FOR THE CONTROL
OF PROBLEM COYOTES**

WHEREAS subsection 11(1) of the Fish and Wildlife Conservation Act, Statutes of Ontario 1997, chapter 41 states that:

- “Except with the authorization of the Minister, a person shall not,
(b) hire, employ or induce another person to hunt for gain;
(d) hire, employ or induce another person to trap for gain;

AND WHEREAS Section 133.2 of Regulation 665/98 (1) Clauses 11 (1) (b) and (d) of the Act do not apply to a municipality that hires or employs a person to hunt or trap furbearing mammals within the boundaries of the municipality. O. Reg. 171/13, s. 8.

(2) Clause 11 (1) (a) of the Act does not apply to a person who is hired or employed by a municipality to hunt furbearing mammals within the boundaries of the municipality if,

- (a) the person holds a valid hunting licence for the furbearing mammal he or she is hunting; and
(b) the person is hunting in accordance with the terms and conditions of the licence. O. Reg. 171/13, s. 8.
(3) For greater certainty, nothing in this section authorizes a person to pay or accept a bounty contrary to clause 11 (1) (e) of the Act. O. Reg. 171/13, s. 8.

AND WHEREAS the Council of the Corporation of the County of Dufferin deems it advisable to implement a coyote predation control program and to provide an incentive, for the taking of problem coyotes in order to reduce conflicts between such problem coyotes and livestock owners in the County of Dufferin;

NOW THEREFORE the Council of The Corporation of the County of Dufferin enacts as follows:

Definitions

1. In this by-law:
- a) “Coyote” for all purposes of this by-law shall mean any coyote, wolf or wolf-coyote hybrid;
- b) “Livestock” shall mean farm animals raised for use or profit within the geographical


boundaries of Dufferin County and on lands used for farming practices. Livestock shall include but not be limited to cattle, horses, sheep, swine, goats, mules, donkeys, poultry and rabbits. Livestock shall not include household pets.

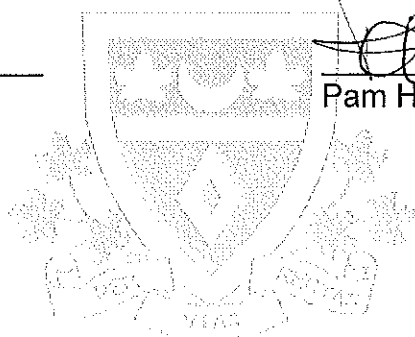
- c) "Form" shall mean the form substantially the same as the form attached as Schedule "A" to this by-law;
2. The Corporation of the County of Dufferin shall provide payment to a licensed hunter for each coyote that has been authorized to be taken as a problem animal as a result of damaging or destroying a stockowner's livestock, subject to the following conditions:
 - a) While hunting, a hunter possess a completed Form evidencing the approval of the County of Dufferin of the appointment of the hunter by a land owner for coyote control;
 - b) The hunter seeking payment from the County of Dufferin under the coyote predation control program possess an H1 Outdoors Card issued by the Ministry of Natural Resources;
 - d) The coyote ears submitted for payment has been killed or captured within the preceding 7 day period;
 3. A livestock owner's signature on the Form designating a hunter shall be deemed as giving permission for those designated persons to conduct problem coyote control on the livestock owner's property.
 4. The Form shall not be deemed as an authorization to trespass on the property of others within the control radius identified on the prescribed form. It shall be the responsibility of authorized hunters to obtain permission for access to all lands upon which they wish to enter.
 5. A hunter shall have on his or her person at the time of hunting problem coyotes for payment.
 - i) a copy of the Form signed by the County of Dufferin for the taking of problem coyotes and
 - ii) such other documentation necessary for the activities of hunting or trapping as they may apply.
 6. The following standard conditions will be placed on all approvals:
 - 5km maximum radius for hunting or trapping from the property where the livestock depredation by coyotes has occurred.

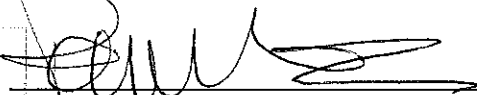
- 4 week maximum duration of authorization within a time frame as close to the period of the livestock loss as possible to help ensure that only the offending coyotes are targeted
 - Maximum of 10 coyotes per claim.
7. In spite of Section 2 of this by-law, a livestock owner shall not be entitled to payment for coyotes taken on his or her own land.
 8. The Chief Building Official or his or her designate shall examine all coyotes ears submitted for payment and the Chief Building Official or his or her designate shall provide certification to the Clerk of the County of Dufferin that such examination has occurred.
 9. The payment to any licensed hunter who has met all applicable federal and provincial laws and regulations and satisfied the requirement of this By-law shall be \$50.00 of lawful Canadian currency per coyote.
 10. Nothing in this by-law supersedes the Fish and Wildlife Conservation Act and its associated regulations and in the event of any conflict the Fish and Wildlife Conservation Act shall apply. Hunters are responsible to adhere to all Federal and Provincial statutes and regulations.
 11. If any section, clause or provision of this By-law, including anything contained in the Schedules attached hereto, is for any reason declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this By-law as a whole or any part thereof other than the section, clause or provision so declared to be invalid and it is hereby declared to be the intention of Council for the City that all remaining sections, clauses or provisions of this By-law shall remain in full force and effect until repealed, notwithstanding that one or more provisions thereof may have been declared invalid.”
 12. That By-law 2010-14 be repealed.

This By-law shall come into force and effect on the date of final passing.

READ a first, second and third time and finally passed this 14th day of November, 2013.


Laura Ryan, Warden




Pam Hillock, Clerk