



Enabling Statute: [Canada National Parks Act](#)

**National Parks of Canada Aircraft Access Regulations (SOR/97-150)**

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Regulation current to June 5th, 2007

Attention: See coming into force provision and notes, where applicable.

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## National Parks of Canada Aircraft Access Regulations

SOR/97-150

Registration March 19, 1997

### CANADA NATIONAL PARKS ACT

National Parks of Canada Aircraft Access Regulations

P.C. 1997-380 March 19, 1997

His Excellency the Governor General in Council, on the recommendation of the Minister of Canadian Heritage<sup>a</sup>, pursuant to subsection 7(1)<sup>b</sup> of the *National Parks Act*, hereby makes the annexed *National Parks Aircraft Access Regulations*.<sup>a</sup> S.C. 1995, c. 11, s. 26

<sup>b</sup> S.C. 1996, c. 10, s. 246

### NATIONAL PARKS OF CANADA AIRCRAFT ACCESS REGULATIONS

#### INTERPRETATION

1. The definitions in this section apply in these Regulations.

"aircraft" has the same meaning as in subsection 3(1) of the *Aeronautics Act*. ( *aéronef* )

"Auyuittuq Reserve" [Repealed, SOR/2004-299, s. 2]

"Ellesmere Island Reserve" [Repealed, SOR/2004-299, s. 2]

"Kluane Reserve" [Repealed, SOR/2004-299, s. 2]

"Nahanni Reserve" [Repealed, SOR/2004-299, s. 2]

"permit" means an aircraft access permit issued pursuant to subsection 3(1). ( *permis* )

SOR/2004-299, s. 2.

#### APPLICATION

1.1 These Regulations apply to parks and, subject to sections 40 and 41 of the *Canada National Parks Act*, to park reserves as if they were parks.

SOR/2004-299, s. 3.

1.2 These Regulations do not apply in respect of non-motorized aircraft that are incapable of transporting

persons.

SOR/2004-299, s. 3.

## AIRCRAFT ACCESS

2. (1) Subject to subsection (2) and section 5, no person shall take off or land an aircraft in a park except in a park set out in column I of an item of the schedule, at a take-off and landing location set out in column II of that item.

(2) No person shall cause an aircraft to take off or land in a park set out in column 1 of any of items 1 to 9 and 11 of the schedule unless that person is the holder of a permit.

SOR/2004-299, s. 4.

## AIRCRAFT ACCESS PERMITS

3. (1) Subject to subsection (4), the superintendent may issue an aircraft access permit to any person who applies.

(2) The application referred to in subsection (1) shall be made in the form determined by the superintendent and shall contain the following information:

- (a) the name, address and telephone number of the applicant;
- (b) the name, address and telephone number of the owner of the aircraft that the applicant proposes to use;
- (c) the name, address and telephone number of a person, other than the applicant, to be contacted in an emergency;
- (d) the make, model and registration number of the aircraft that the applicant proposes to use;
- (e) the proposed date or dates or period of time for take-off or landing, or both; and
- (f) the location or locations that the applicant proposes to use for take-off or landing, or both.

(3) An operator of a commercial air service that applies for a permit shall submit with the application a copy of the licence issued to the operator pursuant to section 4.1 or subsection 10.1(2) of the *National Parks of Canada Businesses Regulations* that authorizes the operator to operate the service in the park in question.

(4) The superintendent shall, before issuing a permit, take into account

- (a) the natural and cultural resources of the park;
- (b) the safety, health and enjoyment of visitors or residents of the park; and
- (c) the preservation, control and management of the park.

(5) The superintendent shall set out in a permit

- (a) the name, address and telephone number of the permit holder;
- (b) the name, address and telephone number of the owner of the aircraft to be used; and
- (c) the name, address and telephone number of a person, other than the permit holder, to be contacted in an emergency.

(6) The superintendent shall set out in a permit terms and conditions that specify

- (a) the make, model and registration number of the aircraft to be used;
- (b) the date or dates or period of time authorized by the superintendent for take-off or landing, or both;
- (c) the location or locations authorized by the superintendent for take-off or landing, or both; and
- (d) any other matter that is necessary for the preservation, control and management of the park in which the landing or take-off is authorized.

(7) [Repealed, SOR/2004-299, s. 5]

SOR/2004-299, ss. 5, 9(F).

## POWERS OF THE SUPERINTENDENT

**4.** The superintendent may

- (a) suspend a permit, where the permit holder fails to comply with these Regulations;
- (b) reinstate a suspended permit, where the failure that gave rise to the suspension has been remedied; and
- (c) refuse to issue a permit, for a period not exceeding one year, to a person convicted of a contravention of these Regulations or the *Aeronautics Act*.

SOR/2004-299, s. 9(F).

**5.** The superintendent may authorize the use of a take-off and landing location in a park set out in column 1 of any of items 1, 3 to 7 and 10 of the schedule, other than a location set out in column 2 of that item, if

- (a) there is no other reasonable means of access to that area of the park;
- (b) such use will not result in any significant adverse effects to the ecological integrity or public safety of that area of the park; and
- (c) such use will not impair the enjoyment of that area of the park by other persons.

SOR/2004-299, s. 6.

**6.** Notwithstanding anything in these Regulations, the superintendent may authorize the take-off and landing of an aircraft anywhere in a park for the purposes of

- (a) natural or cultural resource management and protection directly related to the administration of the park;
- (b) any other management or control function directly related to the administration of the park;
- (c) public safety; or
- (d) law enforcement.

SOR/2004-299, s. 7(F).

### SCHEDULE (Sections 2 and 5)

Item	Column I Park	Column II Take-off and Landing Location
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1. Aulavik National Park of Canada
  - (a) Nangmagvik Lake at latitude 74°08'30"N, longitude 119°59'25"W
  - (b) Thomsen River at latitude 73°13'49"N, longitude 119°32'17"W
  - (c) Thomsen River where it empties into Castel Bay, at latitude 74°04'55"N, longitude 119°46'00"W
  - (d) 1 km north of confluence of Muskox and Thomsen Rivers, latitude 73°49'05"N, longitude 119°51'58"W
  - (e) Thomsen River 10 km south of Castel Bay, latitude 73°59'01"N, longitude 119°42'43"W
  - (f) South boundary of the park along Thomsen River, latitude 73°00'46"N, longitude 119°37'52"W
2. Auyuittuq National Park of Canada
  - Any location
3. Ivvavik National
  - (a) Komakuk Bar at latitude 69°36'00"N, longitude 140°10'00"W
  - (b) Margaret Lake at latitude 68°49'25"N, longitude 140°37'00"W
  - (c) Margaret Lake airstrip at latitude 68°49'30"N, longitude 140°37'30"W
  - (d) Nunaluk Lagoon at latitude 69°33'01"N, longitude 139°33'25"W
  - (e) Nunaluk Spit at latitude 69°33'17"N, longitude 139°32'48"W
  - (f) Sheep Creek at latitude 69°10'07"N, longitude 140°08'48"W
  - (g) Stokes Point at latitude 69°19'48"N, longitude 138°43'00"W
4. Kluane National Park Reserve of Canada
  - (a) Bighorn Lake at latitude 61°08'30"N, longitude 139°22'40"W
  - (b) Quintino Sella Glacier at latitude 60°36'20"N, longitude 140°48'30"W
  - (c) Hubbard Glacier at latitude 60°34'00"N, longitude 140°07'30"W
  - (d) Cathedral Glacier at latitude 60°14'15"N, longitude 138°58'00"W
  - (e) South Arm Kaskawulsh Glacier at latitude 60°30'30"N, longitude 138°53'00"W
  - (f) Dusty Glacier at latitude 60°24'00"N, longitude 138°24'16"W
5. Kluane National Park of Canada
  - (a) Lowell Lake and Lowell Lake Bar at latitude 60°16'14"N, longitude 137°59'25"W
  - (b) Onion Lake at latitude 60°05'37"N, longitude 137°25'57"W
6. Nahanni National Park Reserve of Canada
  - (a) Rabbitkettle Lake at latitude 61°57'33"N, longitude 127°12'18"W
  - (b) Virginia Falls at latitude 61°36'25"N, longitude 125°45'12"W
7. Quttinirpaaq National
  - (a) Tanquary Fiord at latitude 81°24'10"N, longitude 76°52'45"W
  - (b) Lake Hazen at latitude 81°49'25"N, longitude 71°20'17"W
8. Tuktoyaktuk National Park of Canada
  - Any water-based location

- Canada
9. Vuntut National Park of Canada Any location
  10. Wood Buffalo National Park of Canada Garden Creek airstrip at latitude 58°42'30"N, longitude 113°53'30"W
  11. Sirmilik National Park of Canada Any location
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SOR/2004-299, s. 8.

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[Important Notices](#)