

From: [Boyd Warner](#)
To: ["Dori Miller"](#)
Subject: RE: Legal issues relating to the Joint Proposal on Caribou Management Actions in Wek'eezhii
Date: December 17, 2009 10:49:29 AM

To Whom It May Concern:

Please see below for legal question that I have for the WRRB Board.

- 1) ENR has based all their recommendations and management actions off the Bathurst Caribou Management Plan. This document is a unsigned and thus unusable management tool. While many groups and stakeholders were at the table for discussions (outfitters were never allowed to participate in it) to my knowledge **NONE** of the representatives organizations have ever signed off or agree with it. It would be like claiming a unsigned Land Claim Agreement is a valid agreement.
- 2) Outfitters and Residents are issued tags for "Barrenground Caribou" and harvest bulls only. ENR has provided maps in the past that clearly shows that there are animals from at least 3 herds that winter in the N Slave, there is no valid information on the location or to which group the **bulls** we harvest come from, you cannot base where the bulls are based on where the cows are (except perhaps during the rut, and we do not hunt during the rut). Our resident and Outfitter tags to not specify a individual herd.
- 3) While ENR did inform Outfitters that they may be suggesting the reduction or eliminations of tags, **they did not do any Consultations, they just told us what they were going to do.** I believe the word Consultation has a different definition. Therefore ENR has not met its obligations prior to implementing a proposed management plan.
- 4) If the WRRB makes a ruling, is it then that body that would be held accountable in the future for losses / claims by groups or individuals if any of those groups were successful in proving that the Caribou are not in the crisis we are told they are in?
- 5) ENR is not following the recommendations of the ARC review as they said the would. Especially in the area of "transparency" and treating the Caribou Herds as a Meta - population.
- 6) ENR has failed to adequately inform (the Tlicho, other First Nation groups, Residents and the Outfitters) of all the Caribou that live and use the North Slave and Management Unit R.
ENR has also failed to propose a Management Plan for all the Caribou in the North Slave (management unit R). It is impossible to manage one groups among 3 (or more).

Thank you for you time and consideration of these issues.

Sincerely,

Boyd Warner
President

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