**Yukon Legislative Assembly**

SPEAKER -- Honourable Donald Taylor, MLA, Watson Lake  
DEPUTY SPEAKER -- Bill Brewster, MLA, Kluane

### CABINET MINISTERS

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<td>Whitehorse Porter Creek East</td>
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### GOVERNMENT MEMBERS  
(Progressive Conservative)

- Clarke Ashley  
  - Klondike  
- Bill Brewster  
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- Al Falle  
  - Hootalinqua  
- Bea Firth  
  - Whitehorse Riverdale South  
- Kathie Nukon  
  - Old Crow

### OPPOSITION MEMBERS  
(New Democratic Party)

- Tony Penikett  
  - Whitehorse West  
  - Leader of the Official Opposition  
- Maurice Byblow  
  - Faro  
- Margaret Joe  
  - Whitehorse North Centre  
- Roger Kimmerly  
  - Whitehorse South Centre  
- Piers McDonald  
  - Mayo  
- Dave Porter  
  - Campbell

### (Independent)

- Don Taylor  
  - Watson Lake

Clerk of the Assembly  
Clerk Assistant (Legislative)  
Clerk Assistant (Administrative)  
Sergeant-at-Arms  
Deputy Sergeant-at-Arms  
Hansard Administrator  

- Patrick L. Michael  
- Missy Follwell  
- Jane Steele  
- G.I. Cameron  
- Frank Ursich  
- Dave Robertson

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Mr. Speaker: I now call the House to order. We will proceed with prayers.

DAILY ROUTINE

Mr. Speaker: We will proceed with the Order Paper. Are there any returns or documents for tabling?

TABLING RETURNS AND DOCUMENTS


Hon. Mr. Lang: I have for tabling a reply to a question asked April 24, 1984 by the member for Mayo.

Mr. Speaker: Also, the Chair has for tabling today a report respecting the deduction from the indemnities of members of the Legislative Assembly.

Are there any reports of committees? Petitions? Introductions of bills

INTRODUCTION OF BILLS

Bill No. 39: First reading

Hon. Mr. Pearson: I move that Bill No. 39 entitled First Appropriation Act, 1985-1986 be now introduced and read a first time.

Mr. Speaker: It has been moved by the hon. government leader that the bill entitled First Appropriation Act, 1985-1986 be now introduced and read a first time.

Motion agreed to

Mr. Speaker: Are there any notices of motion for the production of papers? Notices of motion?

NOTICES OF MOTIONS

Mr. Kinnerly: I have a notice of motion to allow Mr. Lang to vote for Mr. Philipsen’s new bill.

Laughter

Mr. Speaker: Are there any further notices of motion? Statements by ministers?

Any questions?

QUESTION PERIOD

Question re: Cyprus Anvil closure

Mr. Byblow: I have a question for the minister of Economic Development. Yesterday, the minister said, “What is the reason for the mine being closed right now? The mine is closed because there is a labour dispute, and who are the people involved? The people of Faro are involved.”

The minister is clearly laying the blame for the closure of the mine on the people of Faro. Is he now prepared to retract that allegation?

Hon. Mr. Tracey: No, and the inference that I am laying the blame on the people of Faro is not true. The reason I raised it in that context was that the member across the floor — if he wants to read further ahead in the Hansard — makes mention of all the things that the people of Faro are doing for the opening of the mine. That is why I made that comment. But the people of Faro are the people who are affected by the closure of the mine and, as we stated yesterday, I asked Cyprus Anvil to get back to the bargaining table, and I am also asking that the people of Faro get back to the bargaining table.

Mr. Byblow: The minister did say that from his discussions with Mr. Forgues that if the lock-out is not resolved in the next two weeks — this lock-out that he is blaming on the community — then the mine will close indefinitely, at least until next summer. This constitutes...

Mr. Speaker: Order please. The hon. member is being argumentative. Would the hon. member please state his supplementary question.

Mr. Byblow: I would like to ask the minister if he is prepared to apologize to the people of Faro for the innuendo, the insinuation and allegation that they are to blame for the mine closing.

Hon. Mr. Tracey: No.

Question re: Hillcrest-McIntyre subdivision

Mr. Penikett: I would like to put a question to the minister for Community Affairs. As the minister is well aware, the planning of the Hillcrest-McIntyre subdivision several years ago involved considerable public input which resulted in ideas for the type and mix of housing and services to be located in the area, as well as considerable community satisfaction in the process and the result. Could the minister tell the House why no such public process was held prior to its recent decision to change the nature of the subdivision by signing an agreement to begin relocating the Whitehorse Indian village there?

Hon. Mr. Lang: The member opposite is putting full responsibility on my shoulders for the decision that was taken, and I will bear my portion of the responsibility. But I should point out to the member opposite that the city of Whitehorse was very much involved, and rightly so, and also the Government of Canada. I want to say that I feel that it is in the best interest of the village that it be moved. I have lived in Yukon longer than the member opposite, and I have always felt that the situation in the present village has always been very intolerable for the people living there, and for Whitehorse as a whole.

My understanding is that this is not changing the utilization of that particular area as far as use is concerned. It is going to be a residential area. The general laws of application will apply; the area would be available and subsequently the decision was taken.

Mr. Penikett: Is it now the position of this government that no further public input or consultation, as is customary in changes in local government arrangements or local plans, will be sought in the case of developments in this subdivision?

Hon. Mr. Lang: The member opposite is making the assumption that major changes have taken place. I do not agree with that assumption. If there were to be hearings, I would assume that it would have been the responsibility of the municipality as opposed to the Government of Yukon. The member opposite is very good at accusing me of trying to run the city and now he is saying that I should run the city. Maybe the member opposite could make up his mind which way he wants to go.

Mr. Penikett: If I had my way, he would be running neither the city nor the territory.

Could the minister tell the House what studies he sought from the Department of Education, for which he is now responsible — also now his portfolio — about the possibility of constructing a new school in Hillcrest now that the subdivision is being filled up. In other words, what has changed about the scheduling of the new school?

Hon. Mr. Lang: This is why I have to take exception, sometimes, to the questions that the member opposite asks. We have six or seven homes going in there and the member opposite wonders whether we are going to build a school. The answer to the question is no.

Mr. Penikett: Thank you.

Question re: Kwanlin Dun relocation

Ms. Joe: I have a question for the government leader. As we all know, the Kwanlin Dun Band has planned for years to relocate the Whitehorse Indian village to the east side of the Yukon River next to its main land claims selection. Can the government leader tell us at what point his government became involved in persuading the
government would not be calling the shots as they have in the past under the reserve system where ultimately the bandler now enjoys under the agreement-in-principle that has been signed up to now, there would in all probability be a ward system and there would be representation on city council. There are certain provisions linked, if you like, over the agreement-in-principle in general, but the key to us was that the general laws of application would apply. We do not believe that two systems of government should exist within the City of Whitehorse. Neither does the City of Whitehorse, incidentally, who recognizes that the senior level of government will not put themselves in a position to be dictated to by the junior level of government, that they will adhere, where reasonable, to the general laws of application. That is all we can ask. We are going in with a certain amount of trust with the two parties involved, and in good spirits, and with all good intentions.

I would point out that the preface to his remark, that the band would just wrap up, is not correct. My understanding is that eventually the land could well be held by the band itself, or a corporation of the band, once the final agreement is reached. But it will still be a band council, the way I understand it, as far as the people involved are concerned.

The general law and applications would apply to the City of Whitehorse. Is the member opposite saying he does not agree with this? That is the question, because I think prior to this type of line of questioning, the member opposite clearly has not taken a position one way or the other, and I would like to hear if he is. He could preface his remarks in the next question, because I am sure this is going to be the topic for the remainder of Question Period.

Mr. Speaker: Order please. Of course, as the hon. minister knows, it is not possible to debate in Question Period.

Mr. Penikett: I can only say, if the minister is tired, he should go home.

I want to ask the minister, since he seems to be indicating that the band is a political entity, it will have no authority whatsoever over the local government matters, including the matters it now has control over in the band area, if under the agreement that he has signed the band will exercise any special power over its lands in the Hillcrest area different from the laws of general application covering the other lots in the Hillcrest area?

Hon. Mr. Lang: We are following the general laws of application from the city of Whitehorse. If the member opposite does not agree with that, please stand up and say so. The band, I understand, would have certain responsibilities. I do not have them outlined here in front of me, but for example, other lands are going to be selected through the land claims process — if we ever have a land claims settlement. Their responsibilities would include those particular areas as well. I do not have a definitive breakdown. The point is, one of the principles that they agreed to and that the Government of Canada agreed to, is that the general laws of application would apply. When you get two different sets of rules, it almost makes it impossible for the people in the general area to understand who is responsible for making the rules, and who enforces them.

We will be working with the chief and the band council towards this end, and I am pleased to see the results that we have today.
Question re: Kwanlin Dun agreement

Mrs. Joe: The Kwanlin Dun band is unique in Yukon, being located in a large urban area where band members are not outnumbered by non-natives. Can the minister tell us if the recent agreement signed by the Yukon government, the band and the city will allow for any special measures such as might be negotiated under land claims to protect the band’s distinct community in Whitehorse?

Hon. Mr. Lang: There are provisions between the parties to discuss various issues as they arise. I should point out that the member opposite did not hear properly what I had said in respect to representation. I hope, down the road, when the village is moved, that the ward system can be implemented so that there is representation within the city council for this particular area of the city. It would have to be recognized that it is a distinct part of the community.

Mrs. Joe: Will the band be allowed to manage its urban lands in Hillcrest as it does in the present village, and as the other bands will do under a land claims agreement, or if these lands in Hillcrest will be integrated into the City of Whitehorse?

Hon. Mr. Lang: It will still be a part of the City of Whitehorse. Is the member opposite indicating that she wishes it not to be?

Mrs. Joe: I was asking him the question. Would the minister table the agreement in this House?

Hon. Mr. Lang: I do not have a problem. This is an open government.

Question re: Kwanlin Dun agreement

Mr. Porter: You said that the Indian Act will not apply, but can the minister explain to the House if the local government provisions of the land claims agreements that affect other bands, will be applicable in the Hillcrest area should the band decide to move there? Will those agreements respect local government, as negotiated in the agreement-in-principle, apply to this band?

Hon. Mr. Lang: Things are subject to change. The agreement was signed with the understanding that everybody expected a land claims settlement would be settled and agreed to - it is unfortunate for Yukon that that did not come to pass — and there are major changes that we are going to have to look at. I would hope that there would be. This government needs and wants a government system, with representation from the native population, but at the same time it has to be under the roof of one government, in fairness to the taxpayers and to the people who are going to be administering under that structure. I would hope and desire that that is the spirit with which we went into that agreement between the City of Whitehorse, ourselves and the Indian band. There would be a one-government system within the City of Whitehorse which would be to everybody’s benefit, including the people who would be living in that part of the city.

Mr. Porter: Be more specific. Will the provisions of the land claims agreement that respect guaranteed participation on the local town planning boards apply to the band?

Hon. Mr. Lang: That has yet to be determined.

Question re: Faro services

Mr. Byblow: I have a question for the same minister in his capacity as Minister of Education. Yesterday, in response to a question about the maintenance of the services in Faro in the event of a shut-down, the minister said that it was the intention to maintain generally all services, so long as the numbers of people using the services warrant it. For the record, will the Minister of Education state clearly that, so long as there is even one student enrolled in a course at the Faro school, this government will not be lifting teachers, nor will it be cutting programs before the end of the current school year next June?

Hon. Mr. Lang: The member opposite is asking me if there is one student in that school, and there are three gym teachers or two gym teachers and a home economic teacher for Grade 10, and it is a Grade 1 student there, that those positions would carry on? We would really have to assess that.

I would say that the question is irresponsible. I say to the member opposite that if there are major changes and shifts in the population, then it would be my responsibility to go to Faro, speak to the school committee and speak to the mayor and council, with respect to what they perceive happening within that community. I hope that does not happen. Mr. Speaker. I have no doubt in my mind, that even with a temporary shutdown of the mine, there will be enough people there to warrant overall programs to continue, but that remains to be seen. I think the member opposite would agree with me that the question is, in most parts, hypothetical and is very difficult to answer.

Mr. Byblow: I appreciate what the minister is trying to say, but I guess because of his allusion yesterday that there were certain limits to which programs are warranted, I wanted to find out exactly what those limits were. With respect to courses and programs, in a general response, is the minister saying it is not the intention to limit programs, reduce them, or to cut teachers?

Hon. Mr. Lang: I want to assure the people of Faro that it is not our intention to go in and indiscriminately cut programs if the mine and the stripping project is closed for the rest of this winter. I want to assure the people of Faro that we recognize our responsibilities and, if that happens, and there is a major departure or exodus of the people from Faro, we will go in and assess the programs and do what we believe is in the best interest of the people there, as well as for the general taxpayer in Yukon.

Question re: Cyprus Anvil closure

Mr. Kimmerly: To the same minister and, again, about Faro: when Uranium City was closed down under similar circumstances, there was a relocation fund established by both the federal and provincial governments. Have any negotiations occurred with the federal government concerning a relocation fund?

Hon. Mr. Lang: Not at the present time. I think you have heard the Minister of Economic Development. In my opinion, he has been unduly chastised for trying to get the two parties to go back to discuss the lock-out situation as far as the Faro community and the mine’s stripping project are concerned. From my perspective, we have not approached the Government of Canada on this because we do believe that, in the long-term, as far as Yukon is concerned, Cyprus Anvil is viable economically if the cost factors of mining comes down in relation to what they are selling their ore for.

Mr. Speaker: No, we have not taken that step. If we had taken the step, the member opposite would criticize us because we had looked ahead and said that the mine is going to be closing forever. We do not happen to believe that at the present time.

Some Hon. Member: Let us open it then.

Mr. Kimmerly: Not true at all.

Has any consideration or planning been given to the possible exodus of people from Faro to Whitehorse, and therefore resulting in a tax on the existing services of Whitehorse?

Hon. Mr. Lang: No, there has not been any planning, as far as the community of Whitehorse is concerned. I do not understand what the member is looking at. The member is putting a very difficult proposition to us, because we do not know how many people would leave the community of Faro if certain things happened, and where they would go to. If that happens, we will have to deal with it accordingly, but I think we are dealing with a hypothetical situation, which we are really not in a position to comment on at the present time. The member opposite believes that I am very capable and I appreciate the confidence that he has in me.

Mr. Kimmerly: In the same vein, but to the minister responsible for social services: Are there any efforts or planning or a program for any relocation counselling in the community of Faro now?

Mr. Speaker: Order please. I believe that the original question had to do with the educational facilities and services in the community.

Some Hon. Member: Relocation.

Mr. Speaker: I see, all right. I will permit the question.

Hon. Mr. Philipsen: We still continue to hope that there will be no problem of this nature in the Faro area. Other than that, any person wishing to seek any assistance from the Department of
Human Resources through the capable people who are in the department now is quite welcome to do so, and I am sure that we can help in that area if it is necessary.

**Question re: Agriculture industry development**

**Mr. McDonald:** I have a question for the minister responsible for agriculture. While attending the Northern Resources Conference, a representative of the Alaska state government told me that Yukon's minister for Economic Development has suggested that Yukon should open up its consumer markets to Alaskan farmers. Does the minister know whether or not such a move will have a detrimental effect on the development of Yukon's agricultural industry?

**Hon. Mr. Tracey:** All I can say is that at the present time my agricultural products are coming in from the south. It may be cheaper for them to come in from the north, and if Alaska can provide them to us, then more power to Alaska.

**Mr. Speaker:** The question would seem to me to be out of order in that it is asking an opinion.

**Mr. McDonald:** I am asking questions about the possibility of Yukon's agricultural industry, and I am looking to see whether or not the minister has any feelings on that subject alone.

Did the minister give the Alaskans any indication what portion of the consumer market he would be prepared to open up, or he would be prepared to have Canada open up; for example, dairy products, feed grains, et cetera, or did he simply give them the indication that the Yukon market was an open house as far as this government is concerned?

**Hon. Mr. Tracey:** I raised as one area that Alaskan people could consider exporting products to Canada and Yukon in particular. We require feed-grain, for example, for our horses and various other animals. Hay is required. They could export milk. There are many possibilities of Alaska exporting to Canada and until we reach the capability of supplying for ourselves and they can supply a cheaper or a better product to us, I expect that we should take a serious look at taking those products and using them.

**Mr. McDonald:** Has the government conducted any surveys of the consumer market and agricultural development potential to determine whether there is room for competitors in Yukon?

**Hon. Mr. Tracey:** We do not have anyone producing it here now. How can he talk about more competitors? We are talking about the Alaskans exploring and doing the research to find whether there it is possible for them to export to the Yukon Territory. That is one area that I identified that they could possibly look at.

**Mr. McDonald:** This is a new question. I used up my final supplementary on my last time.

**Mr. Speaker:** Order, please. Perhaps there is another member who has a question he wishes to ask at this time?

**Question re: Alaska farm monetary support**

**Mr. McDonald:** On the same subject, the minister is surely aware that the Alaskan farmers have benefited from massive monetary support from the state government and is thus in a very good position to move comfortably into a relatively undeveloped Yukon market. Is the minister planning any programs to assist Yukon farmers prior to any entry into the local market by Alaska producers?

**Hon. Mr. Tracey:** Yes, we are entering into some of them right now. We are, for example, funding feasibility studies for people who are involved in agricultural pursuits. We will be looking seriously at funding programs for those projects. All it is another small business and, as the ministers can see by consulting their capital budget that has been tabled, there is a million dollars in one program for small business. Yes, we are doing a great deal to help these people as much as possible. We will be doing more in the future.

**Mr. McDonald:** Has the government already made overtures or communicated its position to the Canadian government as far as a review of agricultural imports in the north is concerned?

**Hon. Mr. Tracey:** I think the member across the floor is under some misconception. I did not tell the people of Alaska to bring their goods into the Yukon Territory. I identified areas where we do not produce enough of our own agricultural products and that they should, perhaps, investigate the ability or the capability of whether they could provide it to us cheaper then we could get it somewhere else. It is up to the people of Alaska to find out whether they can export into Yukon. It is not up to us to ask them to bring it in here.

**Mr. Speaker:** There being no further questions, we will now proceed to Orders of the Day under Government Bills.

**GOVERNMENT BILLS**

**Bill No. 39: Second Reading**

**Mr. Clerk:** Second reading, Bill number 39, standing in the name of the hon. Mr. Pearson.

**Hon. Mr. Pearson:** I move that Bill No. 39 entitled First Appropriation Act, 1985-1986 be now read a second time.

**Mr. Speaker:** It has been moved by the hon. government leader that Bill No. 39 be now read a second time.

**Hon. Mr. Pearson:** It is my pleasure to introduce the capital budget for the fiscal year, 1985-86. The total gross expenditures proposed for the year are $48,207,000. After deducting estimated recoveries of $4,513,000, the net expenditures will amount to $43,694,000.

As has been our practice since the 1980-81 presentation, the 1985-86 capital budget is being introduced at the fall session of the Legislature preceding the fiscal year for which the budget applies, thereby allowing sufficient time to do the necessary preparatory work during the winter months.

There is one significant change in the presentation of the capital estimates for 1985-86 that should be brought to the attention of the House. When the capital estimates for 1984-85 were presented to the Legislature, at the fall session a year ago, the comparative figures for the previous fiscal year were those that appeared in the main estimates for that year. The reason for this is that at the time of the fall session a year ago, there had been no supplementary capital appropriation for 1983-84.

In the capital estimates for 1985-86, the comparative figures for 1984-85 include a supplementary appropriation passed at the spring session. As a result, the 1984-85 figures, which appear in the document being presented today, include both the 1984-85 capital main estimate figures, and the amounts in last spring's capital supplementary. To illustrate the significance of this, hon. members should look at the Department of Community Transportation Services, under the item Engineering Services Agreement. At this time the House. When the capital estimates for 1983-84 were presented to the Legislature, at the fall session a year ago, the comparative figures for the previous fiscal year were those that appeared in the main estimates for that year. The reason for this is that at the time of the fall session a year ago, there had been no supplementary capital appropriation for 1983-84.

In the capital estimates for 1985-86, the comparative figures for 1984-85 include a supplementary appropriation passed at the spring session. As a result, the 1984-85 figures, which appear in the document being presented today, include both the 1984-85 capital main estimate figures, and the amounts in last spring's capital supplementary. To illustrate the significance of this, hon. members should look at the Department of Community Transportation Services, under the item Engineering Services Agreement. At this time of year we do not know how much will be required for 1985-86. Consequently, all we can show in the new budget is an item of one dollar.

To obtain a proper comparison between levels of expenditure anticipated in 1984-85 and 1985-86, it is important to look at the net total for each vote. As in the past, the Engineering Services Agreement figures will be submitted to the Legislature in a supplementary appropriation bill when the figures become known.

A major feature of the year's budget is the continuation of assistance to the Yukon economy by carrying on the stimulative measures of the previous year. This will be accomplished by specifically increasing the total capital expenditure and allocating funds to major long term projects. To this end, you will note that the net expenditures budgeted for 1985-86 are approximately $15,577,000 higher than those budgeted for the current year. A large portion of this increase is for the construction of the justice centre, a young offenders' facility and the beginning of a new Yukon College.

Another interesting aspect of this budget is that it incorporates the first operation year of our new capital planning system. This system will allow the government better allocation and control of its capital funds by rationalizing the long-term planning process through the establishment of capital planning priorities.

The development of a capital plan for Yukon began in earnest about one year ago. With the successful completion of the plan, Yukon government is in a position, for the first time, to ascertain its overall capital requirements in accordance with precise standards.
Furthermore, it will enable us to project anticipated financial requirements over a five-year period. This will not only allow us to improve forecasting planning but will also provide a more realistic basis for the financing of our actual needs.

I would like to now address some of the more significant individual projects that you will be asked to approve in these estimates.

The increase in funding of approximately $3,500,000 for the Department of Economic Development and Tourism includes additional monies for the very successful loan assistance program for small businesses introduced by this government last year. These monies are in recognition of the vital importance of small business to the economy of Yukon and the well-being of our citizens.

Energy issues also continue to be one of our priorities. Therefore, funds are included in this budget to continue the Yukon energy alternatives and energy conservation fund programs.

A major, new item included in the department's request is an amount of $2,000,000 for construction of the Yukon pavilion for Expo '86 in Vancouver. Expo '86 presents a unique opportunity for Yukon to gain recognition and acceptance as a world-class tourist destination, and as a distinct region of Canada. The publicity that will accrue to Yukon as a result of our participation in this exposition will benefit all Yukoners.

The capital funds that you will be asked to approve for the Department of Education, Advanced Education and Manpower, include $2,900,000 to begin construction of a new Yukon College in Whitehorse. This new college will result in a large number of jobs and contracts for Yukon residents during the four- to five-year construction period. The facility, when completed, will clearly reflect this government's commitment to quality advanced education in Yukon.

Continuing progress towards our goal of providing the most modern curriculum to Yukon students is evidenced by the sums of money being budgeted for instructional computers. Also included in the education budget are significant amounts for the continued renovation and upgrading of various schools.

In order to improve the efficiency of government operations, an increase of $422,000 is being sought for the Department of Government Services. These funds are allocated to the long-term program of improving our computer services. Our ultimate aim is to produce an information system that is capable of providing our managers with the most up-to-date and accurate information possible.

An increase of $1,978,000 is being recommended for the Department of Health and Human Resources to begin construction of a secure facility for young offenders. This expenditure is necessitated by the federal Young Offenders Act, which came into effect on April 1, 1984. This facility will ensure that young offenders are segregated from adult offenders. It will also provide an important source of employment for Yukoners during the construction project.

A number of new initiatives are also proposed for the Department of Community and Transportation Services. Included in this department's spending proposal is an increase of approximately $1,200,000 for continued improvements to the Klondike Highway.

In recognition of the importance of mining, exploration and recreation to the Yukon community, we have provided for additional funds in the amount of $1,615,000 for recreation and mineral access roads.

The largest, single component of this is $1,060,000 to upgrade the Annie Lake road. As well as providing important recreational access, this road will become increasingly vital for the future development of the Erickson Gold Mines venture at Mount Skukum.

This budget also reflects the continuing importance we attach to basic services and infrastructure in our communities. In this regard, $2,840,000 has been allocated for various facilities throughout Yukon. At the community level, a further $2,730,000 is being requested to operate roads, streets, sewer and water facilities. These expenditures will benefit community residents in the short term through job creation, and in the long term by increasing general recreational amenities, as well as improving health and safety standards.

The Yukon government recently announced approval of the construction of a new justice centre. This new centre will replace inadequate court facilities currently leased from the federal government, and will consolidate offices of the Department of Justice. The construction of this centre will provide a significant amount of employment for Yukoners, and be an economic stimulus to local business and contractors. The project is expected to be completed within two years.

I mention the preceding items specifically, because they are new or significant due to their size and impact on our economy. In doing so, I would not wish to minimize the importance of other programs and projects in areas affecting tourism, housing and renewable resources. These items form a vital part of Yukon's economic scene and are of great social benefit to our citizens.

I commend this budget to the favourable consideration of the House. I and my colleagues will be pleased to answer any questions that the hon. members may have. Thank you very much.

Mr. Penikett: I move the debate on the motion adjourn.

Mr. Speaker: It has been moved that debate on the motion be adjourned.

Motion agreed to

Bill No. 36: Second Reading

Mr. Clerk: Second reading, Bill No. 6, standing in the name of the hon. Mr. Pearson.

Hon. Mr. Pearson: I move that Bill No. 36, entitled An Act to Amend the Loan Agreement Act (1982) No. 1, be now read a second time.

Mr. Speaker: It has been moved that Bill No. 36 be now read a second time.

Hon. Mr. Pearson: The authority for the Yukon government to borrow money comes under the federal Yukon Act and the Yukon Loan Agreement Act. The federal government, by way of an order-in-council under the Yukon Act has authorized the borrowing of up to $10,000,000 for territorial, municipal or local purposes. The Yukon Loan Agreement Act authorizes the borrowing of this same $10,000,000 for the making of loans to municipalities and for the development of land for sale.

The wording of the Loan Agreement Act is narrower than that of the order-in-council, and restricts the purposes for which money can be borrowed by Yukon. With this amendment, the Yukon government will be able to borrow for any purpose within its jurisdiction. The purpose of this amendment to the Loan Agreement Act is to remove this inconsistency, and to expand the authority of our own legislation. This amendment represents a logical progression in the constitutional evolution of the Yukon, and makes our financial responsibilities consistent with the rapidly developing movement for greater self-government. Thank you.

Mr. Penikett: I shall be brief. We had a fairly serious debate at the time you last debated the Loan Agreement Act. I guess we were welcomed to the world of deficits by the government at that time. We are now fully part of that role. The change that is proposed in this Bill is, in terms of the language, a very small one, but quite significant in terms of its impact, since, as the government leader indicated, the expanded authority really does involve considerably the scope of the government's borrowing authority.

It is not appropriate at the second reading debate to explore with the government the kind of items to which this increased borrowing capacity will be put, but by way of notice, I should like to indicate to the government that I will be looking for some indication, if he is in a position to give it, during committee stage, as to the immediate purposes to which some of this borrowing might be directed.

Motion agreed to

Bill No. 37: Second Reading

Mr. Clerk: Second reading, Bill No. 37, standing in the name of the hon. Mr. Philippsen.

Mr. Philippsen: I move that Bill No. 37, the Denture Technicians Act, be now read a second time.

Mr. Speaker: It has been moved by the hon. minister of Justice
that Bill No. 37 be now read a second time.

Mr. Philipsen: This act recognizes and establishes the right of persons qualified in the field of denture mechanics to carry on their occupation in Yukon, thus offering to the public an alternative denture service. Licensed denture technicians will be allowed to manufacture complete dentures without dental or medical supervision. They will also be allowed to construct and fit partial dentures providing they have obtained the necessary training in this area, and have received written, required referral from a dentist. We are aware that there is considerable controversy as to whether or not denture technicians should be allowed to work with partials.

A partial denture is a sophisticated prosthesis that must work with the existing tooth structure and soft gum tissue. The purpose of a partial denture is as much to maintain remaining teeth as to replace lost teeth. Because of these features, dental, medical skills are required in order to diagnose the desired treatment. It is therefore imperative that in the interest of good, oral health care, denture technicians receive a written referral from a dentist.

Provincial statutes that allow denture technicians to fit removable partial dentures require that authorization be obtained from a dentist. We have been advised by provincial authorities that in many instances this requirement is being ignored. Denture technicians claim that dentists refuse to sign the authorization certificates, whereas dentists say that most dentists have never been asked to sign the necessary form.

I suggest that the written referral system is necessary. This can and should work with the cooperation of the individuals involved. In some provinces, denture technicians have been lobbying for the removal of the referral system. However, we are advised that legislative changes are not immediately forthcoming in this area. In fact, the Province of Manitoba recently in an act of legislation allowing denture technicians to construct and fit partial dentures only after a qualified dentist has seen the patient and authorized the procedure.

I am pleased to report that in Yukon both the dental technician and the dental profession support the principle of a referral system and have indicated that they will make it work. The qualification provisions are being established through regulations, thereby allowing us some licensing flexibility, should it become necessary. Initially, we perceive that our registration requirements will be similar to those established in the provinces, where this occupation has been recognized for some time, i.e. British Columbia, Alberta, Saskatchewan, Manitoba and Ontario.

There is a provision in the act to allow anyone who may be presently practicing as a denture technician in Yukon to carry on the practice for one year should he not meet the qualification standards. However, this does not extend to partial dentures. Only those qualified and licensed in this specialized area may provide this service.

The disciplinary or complaint handling procedure differs significantly from those found in other professional acts. There are no provisions for establishing a board of inquiry. All instances of professional incompetence or contraventions to the legislation will be referred to a judge of the Supreme Court of Yukon. The limited number of persons who will be licensed to practice this occupation in Yukon precludes the possibility that they can be self-regularizing or even partially self-regularizing. We have discovered that it can be difficult to establish a board of inquiry, as members of this small community are often to sit in judgment of others. We suggest that his method may prove to be the most expedient way of handling disciplinary matters.

In summary, this act establishes the right of denture technicians to provide denture services to the public and will ensure that those providing the services are qualified. The request for legislation was received from a local denture technician and the need for the legislation in this area is supported by the local dental profession.

Mr. Kimmerly: I am pleased to say that our research and enquiries have produced the same results as the government obviously has. We, as the official opposition, are clearly in support of this bill. It is not controversial in a political sense and we look forward to its speedy passage.

I would make a note of a couple of things. It is my opinion that the proper consultations occurred here, and that was well done. That, of course, is welcomed by us. Something the minister, perhaps, left out, which I would draw attention to, is that the bill saves senior citizens, especially, money, and will save the taxpayers money, in that the dental technician’s work is generally cheaper than the dentist’s. It will now be possible under the extended Health Care Benefits Act to utilize and pay the technician. Also, the federal Department of Indian Affairs will probably take account of the statutory qualification of the denture technician, allowing for the expanded use of the service in the community. The service will be, in general, cheaper, and savings will occur.

Motion agreed to.

Bill No. 38: Second Reading

Mr. Clerk: Second reading, Bill No. 38, standing in the name of the hon. Mr. Philipsen.

Hon. Mr. Philipsen: I move that Bill No. 38, Canada and the United Kingdom Reciprocal Recognition and Enforcement of Judgments Act, be now read a second time.

Mr. Speaker: It has been moved by the Hon. Minister of Justice that Bill No. 38 be now read a second time.

Hon. Mr. Philipsen: This Bill will implement the convention between Canada and the United Kingdom of Great Britain and Northern Ireland providing for the reciprocal recognition and enforcement of judgments in civil and commercial matters. The convention has recently been executed by Canada and the United Kingdom and is in the process of ratification. It will overcome for Canadians a problem created by the United Kingdom’s participation in a 1968 European convention; the problem being the undesirable vulnerability of Canadians with assets in the United Kingdom to jurisdiction and enforcement of judgments obtained in the courts of other European countries that are signatory to the 1968 European convention.

As a member of the European communities, the United Kingdom is obliged to accede to, and implement, the 1968 European convention, and in the absence of something like the recently-negotiated convention between the United Kingdom and Canada, the United Kingdom would have to enforce against Canadian defendants with assets in the United Kingdom judgements based on tenuous and undesirable grounds not recognized by Canadian or British domestic law.

Mr. Kimmerly: This is a technical law and it is often called a lawyer’s law. It is clearly a property law and affects a very, very small class of property. It is uncontroversial, from our point of view. It is a good measure and should be adopted in all jurisdictions.

Motion agreed to.

Hon. Mr. Lang: I would move that Mr. Speaker do now leave the Chair and the House resolve into Committee of the Whole.

Mr. Speaker: It has been moved the Hon. Minister of Education that Mr. Speaker do now leave the Chair and the House resolve into Committee of the Whole.

Motion agreed to.

COMMITTEE OF THE WHOLE

Mr. Brewster: I will call Committee of the Whole to order. We shall have a short recess and when we return we shall go on to Bill No. 36, An Act to Amend the Loan Agreement Act, and after that Bill No. 37, Denture Technicians Act.
Recess

Bill No. 36: An Act to Amend the Loan Agreement Act (1982) No. 1

Mr. Chairman: We will now go to Bill No. 36, An Act to Amend the Loan Agreement Act (1982) No. 1. General debate.

On Clause 1

Hon. Mr. Pearson: As I said at the second reading, and as was implied by the leader of the opposition, this is not a very big amendment. However, it is fairly far-reaching in that it does change our capability for borrowing money. Now, in anticipation of the question that the leader of the opposition gave me notice of, I have just checked with the deputy minister of Finance, and at the present time, we cannot think of a, nor do we have any specific, reason to borrow money for any other purpose than those that we have been borrowing for in the past; municipal services and land development. We do not foresee, right now, any necessity to go beyond that. It is just that we ran into a problem in 1982 when the Government of Canada changed the rules in respect to our borrowing from them, and we did not have the capability of borrowing. We do not want to borrow for in the past; municipal services and land development.

Mr. Philipsen: I move that you report Bill No. 36, Denture Technicians Act, be cleared out of Committee of the Whole without amendment.

Motion agreed to

Mr. Chairman: I declare that Bill No. 37 Denture Technicians Act has cleared the Committee of the Whole without amendments.

Bill No. 37: Denture Technicians Act

Mr. Philipsen: I will have to be very careful because I would imagine that I could go on for hours speaking about this subject. This is probably the bill that we have all been waiting for with anticipation and bated breath. I will have to state at this moment that if we get into any discussion of the legalities of this piece of legislation, I will have to defer to the member on the opposite of the House, and we will ask for his expertise in these matters. I thank him beforehand for any knowledge and help he should impart on this piece of legislation.

Mr. Kimmerly: I reciprocate and thank the minister for his very kind words. I understand the bill very well.

On Clause 2

Clause 2 agreed to

On Clause 3

Clause 3 agreed to

On Clause 4

Clause 4 agreed to

On Clause 5

Clause 5 agreed to

On Clause 6

Clause 6 agreed to

Remaining clauses of bill deemed to have been read and passed.

Bill No. 38: Canada and the United Kingdom Reciprocal Recognition and Enforcement of Judgments Act

On Clause 1

Mr. Philipsen: I will have to be very careful because I would imagine that I could go on for hours speaking about this subject. This is probably the bill that we have all been waiting for with anticipation and bated breath. I will have to state at this moment that if we get into any discussion of the legalities of this piece of legislation, I will have to defer to the member on the opposite of the House, and we will ask for his expertise in these matters. I thank him beforehand for any knowledge and help he should impart on this piece of legislation.

Mr. Kimmerly: I reciprocate and thank the minister for his very kind words. I understand the bill very well.

On Clause 2

Clause 2 agreed to

On Clause 3

Clause 3 agreed to

On Clause 4

Clause 4 agreed to

On Clause 5

Clause 5 agreed to

On Clause 6

Clause 6 agreed to

On Clause 7

Clause 7 agreed to

On Clause 8

Clause 8 agreed to

On Clause 9

Clause 9 agreed to

On Clause 10

Clause 10 agreed to

On Clause 11

Clause 11 agreed to

On Title

Title agreed to

Mr. Philipsen: I move that Bill No. 38, Canada and the United Kingdom Reciprocal Recognition and Enforcement of Judgments Act, be cleared out of Committee of the Whole without amendment.

Motion agreed to

Mr. Chairman: I declare that Bill No. 37 Denture Technicians Act has cleared the Committee of the Whole without amendments.

On Title

Title agreed to

Mr. Philipsen: I move that you report Bill No. 37 Denture Technicians Act be cleared out of Committee of the Whole without amendment.

Motion agreed to

Mr. Chairman: I declare that Bill No. 37 Denture Technicians Act has cleared the Committee of the Whole without amendments.

Bill No. 38: Canada and the United Kingdom Reciprocal Recognition and Enforcement of Judgments Act

On Clause 1

Mr. Philipsen: I will have to be very careful because I would imagine that I could go on for hours speaking about this subject. This is probably the bill that we have all been waiting for with anticipation and bated breath. I will have to state at this moment that if we get into any discussion of the legalities of this piece of legislation, I will have to defer to the member on the opposite of the House, and we will ask for his expertise in these matters. I thank him beforehand for any knowledge and help he should impart on this piece of legislation.

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On Clause 2

Clause 2 agreed to

On Clause 3

Clause 3 agreed to

On Clause 4

Clause 4 agreed to

On Clause 5

Clause 5 agreed to

On Clause 6

Clause 6 agreed to

On Clause 7

Clause 7 agreed to

On Clause 8

Clause 8 agreed to

On Clause 9

Clause 9 agreed to

On Clause 10

Clause 10 agreed to

On Clause 11

Clause 11 agreed to

On Title

Title agreed to

Mr. Philipsen: I move that you report Bill No. 37 Denture Technicians Act, be cleared out of Committee of the Whole without amendment.

Motion agreed to

Mr. Chairman: I declare that Bill No. 37 Denture Technicians Act has cleared the Committee of the Whole without amendments.

On Title

Title agreed to

Mr. Philipsen: I move that you report Bill No. 37 Denture Technicians Act, be cleared out of Committee of the Whole without amendment.

Motion agreed to

Mr. Chairman: I declare that Bill No. 37 Denture Technicians Act has cleared the Committee of the Whole without amendments.

Mr. Speaker resumes the Chair

Mr. Speaker: I will now call the House to order.

May we have a report from the Chairman of Committees?

Mr. Brewster: The Committee of the Whole has considered Bill No. 36, An Act to Amend the Loan Agreement Act (1982) No. 1; Bill No. 37, Denture Technicians Act; Bill No. 38, Canada and
the United Kingdom Reciprocal Recognition and Enforcement of Judgments Act and directed me to report the same without amendment.

Mr. Speaker: You have heard the report of the Chairman of Committees. Are you agreed?

Some Hon. Members: Agreed.

Mr. Speaker: May I have your further pleasure?
Hon. Mr. Lang: I move that the House do now adjourn.

Motion agreed to

Mr. Speaker: This House now stands adjourned until 1:30 p.m. Monday next.

The House adjourned at 3:01 p.m.

The following Sessional Papers were tabled November 15, 1984:

84-4-32

84-4-33
Report from Clerk of Assembly regarding deductions from Members' indemnities (Speaker)

The following Legislative Return was tabled November 15, 1984:

84-4-20
Air charter flights to Watson Lake on April 24, 1984 (Lang) (W.Q. No. 7)