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The Yukon Legislative Assembly

Number 2

5th Session

23rd Legislature

Debates & Proceedings

Wednesday, February 18, 1976

Speaker: The Honourable Donald Taylor

The Yukon Legislative Assembly

Wednesday, February 18, 1976

Mr. Speaker reads morning Prayer

Mr. Speaker: Madam Clerk, is there a quorum present?

Madam Clerk: There is, Mr. Speaker.

Mr. Speaker: We will now call the House to Order.

Just before proceeding this morning with the Order Paper, I would like to draw the attention of members of the House to the presence in the Public Gallery of a very distinguished visitor, Dr. Hamlin, who served as an appointed member on the Northwest Territories Council, and has certainly made a very significant contribution to the north, the Northwest Territories and the government of that Territory, and I would like to welcome Dr. Hamlin today.

(APPLAUSE)

ROUTINE PROCEEDINGS

DAILY ROUTINE

Mr. Speaker: Are there any documents or correspondence for tabling? The Honourable Member from Whitehorse North Centre?

Hon. Mr. McKinnon: Mr. Speaker, I have for tabling correspondence received by the Clerk's office. The correspondence are letters of acknowledgement to Motions passed by this Legislature at our last session, Mr. Speaker, I also have for tabling this morning, the Commissioner's Annual Report and Sessional Paper Number 1.

Mr. Speaker: The Honourable Member from Whitehorse Porter Creek?

Hon. Mr. Lang: Mr. Speaker, I have for tabling, the Regulations Report as required by Section 37 in the Interpretations Ordinance.

Mr. Speaker: The Honourable Member from Whitehorse West?

Hon. Mrs. Whyard: Mr. Speaker, I have for tabling the Health Care Insurance Report pursuant to Section 7 of the Health Care Insurance.

Mr. Speaker: Are there any further documents or correspondence for tabling this morning?

Are there any Reports of Committees? Are there any Introduction of Bills? The Honourable Member from Whitehorse Porter Creek? Bills No. 1, 2, 3, 4 and 5, Introduced

Hon. Mr. Lang: Yes, Mr. Speaker. I move, seconded by the Honourable Member from Whitehorse North Centre, for leave to introduce Bills Numbered 1, 2, 3, 4 and 5.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse Porter Creek, seconded by the Honourable Member from Whitehorse North Centre, for leave to introduce Bills Number 1, 2, 3, 4 and 5. Are you prepared for the question?

Some Members: Question.

Mr. Speaker: Are you agreed?

Some Members: Agreed.

Mr. Speaker: I shall declare the Motion as carried.
(*Motion carried*)

Mr. Speaker:

The Honourable Member from Whitehorse North Centre?

Bill No. 6, 7, 8, 9, and 10, Introduced

Hon. Mr. McKinnon: Mr. Speaker, I move, seconded by the Honourable Member from Whitehorse West for leave to introduce Bills numbered 6, 7, 8, 9 and 10.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse North Centre, seconded by the Honourable Member from Whitehorse West, from leave to introduce Bills Number 6, 7, 8, 9 and 10. Are you prepared for the question?

Some Members: Question.

Mr. Speaker: Are you agreed?

Some Members: Agreed.

Mr. Speaker: I shall declare the Motion as carried.

(*Motion carried*)

Mr. Speaker: The Honourable Member from Whitehorse West?

Bills No. 11, 12, 13 and 14, Introduced

Hon. Mrs. Whyard: Mr. Speaker, I move, seconded by the Honourable Member from Porter Creek, for leave to introduce Bills 11, 12, 13, and 14.

Mr. Speaker: It has been moved by the Honourable — that seconder was the Honourable Member from?

Hon. Mrs. Whyard: Porter Creek, Mr. Speaker.

Mr. Speaker: Thank you.

It has been moved by the Honourable Member from Whitehorse West, seconded by the Honourable Member from Whitehorse West, seconded by the Honourable Member from Porter Creek, for leave to introduce E.'s Number 11, 12, 13 and 14. Are you prepared for the question?

Some Members: Question.

Mr. Speaker: Are you agreed?

Some Members: Agreed.

Mr. Speaker: I shall declare the Motion as carried.

(Motion carried)

The Speaker: Are there any Notices of Motion or Resolutions? The Honourable Member from Whitehorse Riverdale.

Mr. Lengerke: Mr. Speaker, Notice of Motion moved by myself, seconded by the Honourable Member from Klunane. The motion is with respect to the distribution and generation of power in the Yukon.

Mr. Speaker: Are there any further Notices of Motion or Resolutions? The Honourable Member from Whitehorse North Centre.

Mr. McKinnon: Mr. Speaker, I have a Notice of Motion re: general purpose mill rate.

Mr. Speaker: Are there any Notices of Motion for the production of papers? The Honourable Member from Ogilvie.

Ms. Millard: Mr. Speaker, I would like to give Notice of Motion, seconded by the Honourable Member from Mayo. That the paper barriers to Education by Ted Parnell printed by the Yukon Association of Non Status Indians be tabled in the House.

Mr. Speaker: Are there any Motion for the production of papers?

(ORDERS OF THE DAY)

Mr. Speaker: We will then proceed under orders of the day to the question period.

(QUESTION PERIOD)

Mr. Speaker: Have you any questions this morning? The Honourable Member from Klunane.

Question Re Administration Building at Haines Junction

Mrs. Watson: Mr. Speaker, I have a question for the Commissioner this morning. And it regarding the administration building at Haines Junction that was built at an approximate cost of one million dollars. The building is now being occupied by the Game Branch and the Library Branch. The Liquor store has not moved into the building because apparently the original design of the building, did not accommodate the scissor lift that was purchased to be used for the dispensation of beer. Also the fire hall, the fire department has not moved in because the fire doors do not operate. It takes three men to open a fire door. My question Mr. Commissioner is for the past two weeks we've had a crew from the Territorial Government out working on the administration building in the liquor store portion of it. Tearing down walls and doors, doing extensive renovations in order to accommodate the scissor lift. I don't know what they're doing to the doors, hopefully they'll do something to them so one man can open the fire hall doors. My question is why were not — why did the original design of the building, not accommodate the lift that the Government purchased, and my second part of the question is how much extra will the cost of these renovations be, and the third question is who will be bearing these costs. Will it be the Territorial Government or the contractor? Thank you Mr. Speaker.

Mr. Speaker: Mr. Commissioner?

The Commissioner: Mr. Speaker, it would appear that there's several problems that are involved here, and I wonder if the Honourable Member would be kind enough to allow me time to prepare a written answer to the question.

Mr. Speaker: The Honourable Member from Whitehorse Riverdale?

Question re Electrical Franchise

Mr. Lengerke: Mr. Speaker, I have a question this morning for the Commissioner. It's with respect to the electrical franchise, and as I understand it, the City of Whitehorse is required to award a franchise under the Electrical Utilities Ordinance, and of course as we all know, they haven't done this as yet, and my question to you, sir, this morning is, if they don't award a franchise, are they subject to legal implications or what do we say, reprimand from this government for not doing so, or should they be awarding an interim licence or what kind of action should they take at this time with respect to that legislation that they are bound by?

Mr. Speaker: Mr. Commissioner?

Mr. Commissioner: Well, Mr. Speaker, I would be very hopeful that the days of the senior government reprimanding junior governments is over with, but if

the Honourable Member would be good enough to give me an opportunity to examine the particular question that he has raised, why I'll do my very best to come up with an answer in connection with it.

Mr. Lengerke: Okay.

Mr. Speaker: Are there any further questions? We will then proceed to Public Bills.

PUBLIC BILLS

Mr. Speaker: What is your pleasure? The Honourable Member from Whitehorse North Centre?

Hon. Mr. McKinnon: Mr. Speaker, with the consent of the House, we would like to leave the further processing of Bill Number 8 to a day following.

Mr. Speaker: May I have your pleasure at this time?

Some Members: Agreed.

Mr. McCall: Mr. Speaker, I move that Mr. Speaker do now leave the Chair, and the House resolve into Committee of the Whole for the purpose of considering Bills, Sessional Papers and Motions.

Mr. Speaker: Perhaps for the guidance of members, being the first day, we have nothing as yet referred to Committee, and —

Hon. Mr. McKinnon: Or a Chairman, Mr. Speaker.

Mr. Speaker: Perhaps this would be an appropriate time to call an adjournment.

Mr. McCall: I will try that again, Mr. Speaker. I move that we adjourn.

Mr. Speaker: Is there a seconder?

Mr. Fleming: I second that, Mr. Speaker.

Mr. Speaker: It has been moved by the Honourable Member from Pelly River, seconded by the Honourable Member from Hootalinqua that we do now adjourn. Are you prepared for the question?

Some Members: Question.

Mr. Speaker: Are you agreed?

Mr. Speaker: I shall declare that the Motion as carried.

(Motion carried)

Mr. Speaker: This House now stands adjourned until 10:00 a.m. tomorrow morning.

(Adjourned)

The first part of the report discusses the general situation of the country and the progress made during the year. It also mentions the various projects and activities that have been undertaken.

The second part of the report deals with the financial aspects of the organization. It provides a detailed account of the income and expenditure for the year, and also mentions the various sources of funds.

The third part of the report discusses the various projects and activities that have been undertaken during the year. It mentions the progress made in each of these areas, and also mentions the various challenges that have been faced.

The fourth part of the report discusses the various achievements of the organization during the year. It mentions the various awards and honors that have been received, and also mentions the various contributions that have been made to the community.

The fifth part of the report discusses the various plans for the future. It mentions the various projects and activities that are planned for the next year, and also mentions the various resources that will be required.

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SESSIONAL PAPER NO.1 1976 FIRST SESSION

AMENDMENTS TO LAND USE REGULATIONS

Mr. Speaker,

Members of the Assembly:

I have recently received a response from the Minister of Indian and Northern Affairs to the Assembly's motion respecting revisions to the Territorial Land Use Regulations which was passed at the 1975 fall session. The Minister advises me that he intends to proceed with the publication of the amendments (as written October 20, 1975) in the Canada Gazette. The detailed amendments proposed by the Assembly will be given further consideration together with the comments received from other concerned groups within a six week time period following the date of publication as provided in Section 19 of the Territorial Land Use Act.

The Minister offered specific comments on aspects of the Assembly's motion, which I include here for the Assembly's information:

Motion

That having respect to the regional differences between the two territories, the Yukon be considered a land management area separate and apart from the Northwest Territories.

Comment

The revisions as currently written provide for two Land Management Zones, one for the Yukon and one for the North West Territories. This is an administrative arrangement and should not be construed as a recognition of differing levels of environmental sensitivity between the two Territories.

Motion

That the Yukon be divided into Arctic and Non-Arctic Yukon sub-zones, with a boundary established at 65 degrees, 45 minutes north latitude.

Comment

I seriously question whether the Yukon can be effectively divided into "arctic" and non-arctic" zones. The boundary seems to conform to the northern limit of present day mineral exploration activity in the Yukon

and as such has no basis in terms of terrain sensitivity, wildlife populations or habitat, or potential conflict with the interests of native communities. There are many areas in the so-called "arctic" zone where the potential for environmental disturbance at certain times of the year is small and where a Class 'B' permit would be appropriate for most land use operations. Conversely, there are many areas in the "non-arctic" (sic) where the extended time frame associated with a Class 'A' permit would be required, for the thorough consideration of some permit applications. The revised Regulations are designed to accommodate the broad spectrum of terrain types and renewable resources which characterizes the Yukon, and the variety of land use operations which take place at various times of the year. Seen in this light, any simple concept of zonation would have very little meaning.

Motion

That separate Land Use Regulations be applied to each sub-zone.

That proposed Land Use Regulations (October 1975) apply to the Arctic Yukon sub-zone only.

That in respect of the non-arctic sub-zone the proposed Regulations be amended as recommended in Schedule 1 of this motion.

Comment

The need for greater flexibility in the application of the Land Use Regulations has been taken into account in the proposed revisions. The provision of two broadly defined types of permits should dispell the need for yet another, more complex and inherently less flexible regulatory framework. It is unfortunate that there was little discussion of the merits of the two permit system during the Assembly's deliberation on the subject. As you know, the Class 'B' permit, which would apply to most mining operations, can be, and usually would be, issued immediately, and the Class 'A' permit can be issued within a few days, if circumstances allow as is presently the case in the administration of the current Regulations.

J. Smith
Commissioner



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