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YUKON

LEGISLATIVE ASSEMBLY

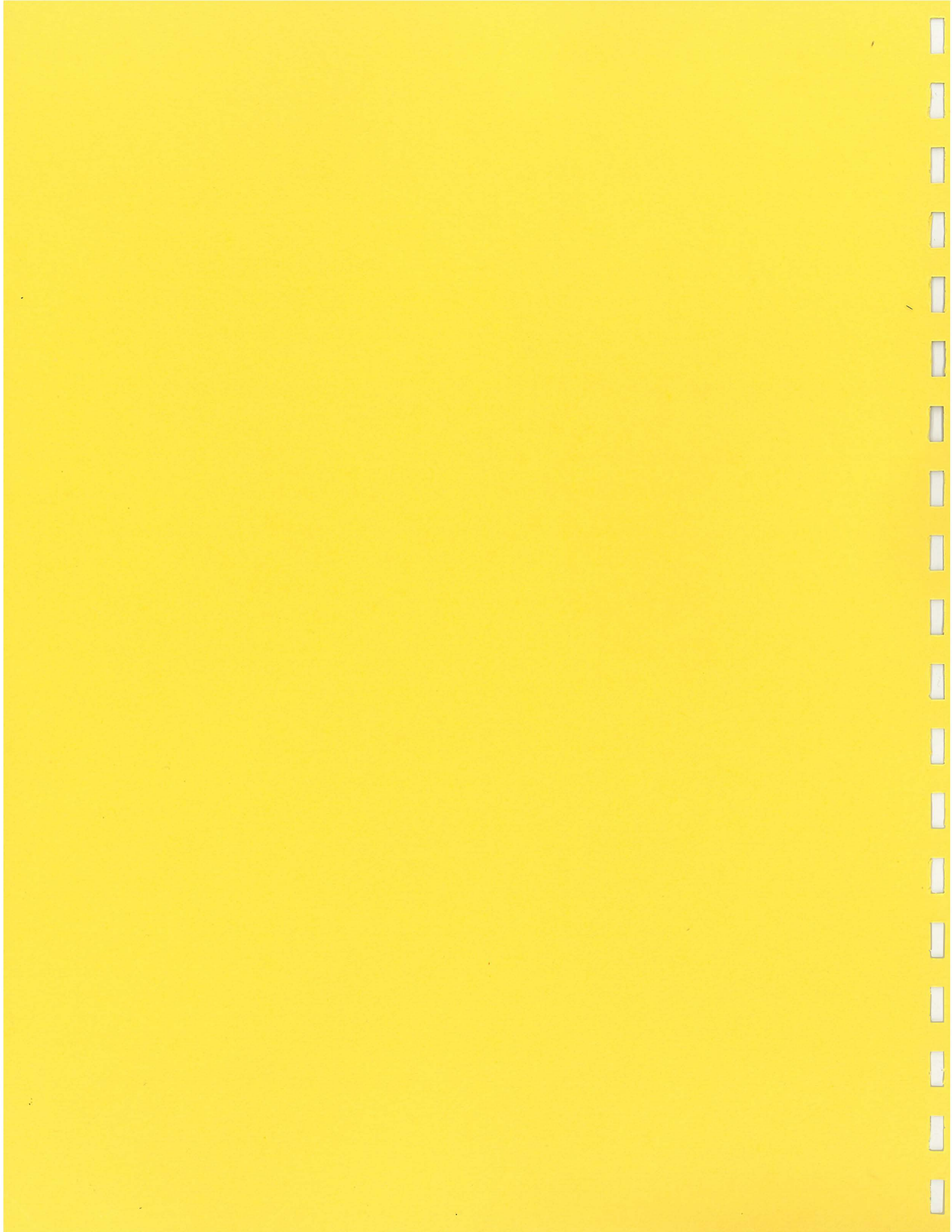
FIFTH SESSION

24TH LEGISLATURE

MARCH 24, 1982

TO

APRIL 21, 1982



No. 1
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Wednesday, March 24, 1982

The Speaker informed the Assembly that he had received a communication from the Commissioner in his capacity as Lieutenant-Governor stating that he would open the Session at 3:00 p.m. today, Wednesday, the 24th day of March, 1982.

The Commissioner, the Hon. Doug Bell, entered the Chamber and, having taken his seat upon the Dais, was pleased to open the Session with the following speech:

Mr. Speaker and members of the legislative assembly.

I welcome you in our sovereign's name to this opening of the fifth session of the twenty-fourth council.

You are reconvening at a time when difficult economic conditions prevail in our country and, indeed, throughout much of the western world. Yukon cannot expect to be completely insulated from the impact of policies which are the responsibility of the federal government. While this legislative assembly cannot by itself reverse the present economic trends, my government is determined to continue to introduce measures which will help to minimize adverse effects on Yukon's economy and to cushion its more vulnerable citizens from hardship. My government plans to emphasize three broad priorities during this Session:

1. ECONOMIC DEVELOPMENT

My government reaffirms its priority to building Yukon in the fullest sense of the word. For the present, measures will be introduced which will help to stimulate the economy by maintaining existing and creating new employment and by enhancing opportunities for our citizens. In the longer term, we must act today in order to facilitate economic growth and diversity so that our children may share in an even better Yukon, a Yukon that fulfills the hard work and faith of our pioneers.

2. SOCIAL DEVELOPMENT AND HUMAN RESOURCES

My government recognizes that healthy, skilled and productive citizens are essential to the success of its economic policies for building Yukon. The government will increase funding for programs to assist citizens so that they may contribute more fully to society and to provide the best possible social services for those in legitimate need. You will be asked to support legislation which will help many of our people, including students, workers, renters, homeowners and senior citizens.

3. CONSTITUTIONAL DEVELOPMENT

My government will further demonstrate its unaltered commitment to building Yukon, step by constitutional step. It will do so by elaborating on the progress which has been made in the negotiations of the Indian Land Claim. It will also outline to Yukoners measures which it considers necessary and desirable to take during the next two to three years. And the government will introduce legislation to establish in our law the significant alterations which it has been able to achieve with respect to the powers and functions of this legislature and executive over the last four years.

THE ECONOMY

While my government is disturbed by present economic conditions, it is pleased that its policies did contribute significantly to a strong Yukon economy during 1981. The territory has therefore entered the more difficult economic climate (which it must share with the rest of Canada) with a relatively stable economy. The government notes, for example, that average weekly earnings for November 1981 were 28.5 per cent higher than earnings in November 1980 and that the earnings were 49.8 per cent higher than the Canadian average.

Employment in December 1981 stood 25 per cent higher than the figure for December 1980. Employment was higher at the end of 1981 in every major sector of our economy with the exception of forestry. Even though the value of mineral production was down, mineral exploration was 22 per cent higher in 1981 than in 1980 which was a record year. My government draws attention to the buoyant year just passed in order to keep the present negative indicators in perspective and because it wishes to share its confidence - based in part on a number of committed construction programs - that present conditions will shortly improve. Even now, we can look ahead to the impact on our economy of my government's largest capital budget in history. It is fully 46 per cent larger than the budget for the past year.

In addition, we have identified 44 million dollars which have already been committed for capital investment by the private sector and other governments. There are some clouds in the sky but there also is much cause for optimism.

In three ways, my government deeply regrets the failure of the conference of first ministers on Canada's economic problems. It regrets that the federal government's planning did not allow for any form of participation by Yukon. It regrets that the conference did not adequately address the development of megaprojects which are a topic of prime concern to my government. Finally, it regrets the rigid adherence by the federal government to its present harmful economic policies in face of the evidence of hardship which was presented by the provinces without exception.

In the absence of a voice in first ministers meetings, my government met with the federal Minister of State for Economic Development, the Minister of Industry Trade and Commerce, the Minister of Regional Economic Expansion, the Minister of Energy, Mines and Resources, and the Minister of State for Mines as well as the federal ministers with special responsibility for Yukon to impress upon them the territory's special economic needs.

My government is extremely concerned with the recent statement by the Prime Minister of Canada that the principle of co-operative federalism in the conduct of federal provincial relations is dead. Our concern is heightened by present economic conditions. Yukon could only be the loser if the federal government were to follow a principle of increasing centralization at the expense of regional governments.

We believe in, and actively pursue, partnership among all governments in Canada. With this in mind, we are seeking clarification of the Prime Minister's comments, with particular reference to their application to Yukon.

The public should be aware that my government has limited financial capability and regulatory authority to implement fiscal programs which are required to expand our economy. Nevertheless, such initiatives as are available to us will be taken to support our economy.

ECONOMIC DEVELOPMENT

Legislation will be placed before you to establish the Yukon Heritage Savings and Investment Fund. Initially, the Fund will be supported by revenues accruing from taxes on the Alaska Natural Gas Pipeline. In due course, it is anticipated that additional new sources of revenues may be added.

The Fund will permit the Government of Yukon to undertake economic development on a scale which is impossible at present. When that happens, the Government will be in a stronger position to exercise more control over Yukon's affairs and to influence our economic climate. The fund will provide our citizens with a tangible and lasting benefit from the pipeline project. Once the Yukon Indian Land Claim is settled, the fund could also provide a mechanism whereby joint ventures might be undertaken with co-operation among the Indian community, the private sector, and the Government of Yukon.

Negotiations are nearing completion for the transfer from Ottawa to Yukon of a Small Business Loan Fund. Legislation required to transfer the program will be brought before you. The program will provide loans and loan guarantees at rates below those available at chartered banks. This program is expected to provide a positive stimulus to the business community hard hit by the federal government's high interest rate policy.

My government is negotiating a new Special ARDA agreement to replace the present agreement expiring on March 31 under which a total of 1.4 million dollars was available for 29 projects. We are proposing under the new agreement that financial assistance be made available to all Yukoners outside our major centres.

As its continuing support of the private sector in the tourist industry, my government has allocated 1.4 million dollars for the next two years, including visitor centres at Watson Lake and Carcross.

The aggressive joint marketing tourist program with Alaska has been highly successful; it will be maintained and strengthened.

My government's vision for the future includes the maintenance of the railway and extension north from Whitehorse into the Ross River area. The government this month made the last payment, 500,000 dollars, of a one million dollar loan which it provided in a program of support for the White Pass and Yukon Railway.

Last spring, when members approved the Municipal Finance Ordinance, the government stated its intention to strengthen local government by providing a substantial increase in funding. You will be asked to approve an increase of almost one million dollars - a 34 per cent rise - in funds which will be available to help the economies of our communities. We believe that strengthening local government is essential to the growth of responsible government.

My government is gravely concerned about energy prices and supply. It welcomes the long-delayed recent federal announcement about construction of the fourth turbine at Whitehorse.

Nevertheless this essential project is no substitute for a comprehensive energy program whose purpose is the provision of power supplies at competitive rates to meet the present and future needs of industry and consumers throughout Yukon. We will continue to press strongly for further action by the Government of Canada.

Meanwhile, we are successfully encouraging energy conservation. Our Energy Conservation Incentive Program has resulted in net savings of 1,300 dollars per audit. As well, more than 727,000 dollars in fuel costs have been saved.

Planning is proceeding well for the implementation of the government's policy of establishing, assisting and encouraging a viable and economic agriculture industry suited to Yukon's special needs and conditions. Details of progress will be made available to members.

Legislation will be introduced to establish limited partnerships in law, thereby opening a new channel for residents outside Yukon to invest in the territory.

The Department of Highways plans to apply bituminous surface treatment to 272 kilometers of highways and reconstruction work is planned on several highways this year.

My government will make a presentation to the Senate Pipeline Committee studying hydrocarbon development in the Beaufort Sea.

LAND SALE

My government is planning to sell 96 recreational lots at Tagish Lake. The sale will be by lottery, providing all interested with a fair opportunity to purchase a lot. The average price of lots is about 1,200 dollars and the sale will be held in early spring.

SOCIAL DEVELOPMENT AND HUMAN RESOURCES

The future of Yukon ultimately rests on the quality of its people. We must invest fully, therefore, in the education of our young people so that they will have the increasingly varied and complex skills necessary to continue to build Yukon. You will be asked to amend the Student's Financial Assistance Ordinance to help a larger number of Yukoners obtain post-secondary education at Canadian colleges and universities. Amendments will also provide increases in the order of upwards of 50 per cent to cover tuition, books and cost-of-living expenses incurred during academic terms.

The Department of Education will provide increased funding for the Native Language Program as it implements the government's determination to strengthen the program.

My government is committed to fostering the independence of Yukon's senior citizens while recognizing their continuing valuable contributions of talent, experience and skill. To this end, two new programs will be introduced. We will implement a Yukon Income Supplement Plan to provide a varying sum of up to one hundred dollars a month to those citizens in receipt of the Federal Guaranteed Income Supplement. We also plan to implement an Extended Health Benefits Plan which will provide certain services, not covered under existing schemes, free of cost to senior citizens.

To ease the impact of rising utility costs for senior citizens, the Pioneer Utility Grant will be raised substantially.

The Yukon Housing Corporation is contemplating construction of a senior citizens apartment building.

Problems related to alcohol continue to plague our communities and cause deep concern to my government in terms of human suffering and waste. The operating grant to Crossroads Treatment Centre will be increased substantially for the purpose of improving and extending the programs which the centre can make available to those in need of treatment. At the same time, increased emphasis will be placed on community alcohol programs.

You will be asked to amend the Motor Vehicle Ordinance in order to provide the courts with authority to deal more harshly with alcohol-impaired drivers. The amendment will require jail terms for all those convicted of driving with a blood count over the allowable limit.

In recognition of the problems arising from the increasing number of rental mobile homes, amendments will be introduced to bring those homes under the Landlord and Tenant Ordinance. The government proposes to strengthen the statute in several ways. One way is by establishment of an officer who may investigate and mediate disputes between tenants and landlords. A second way is by more precisely defining the rights of tenants and landlords.

My government will propose major alterations to make our system of Workers' Compensation more equitable. Under the most basic change, pensions will no longer be based on clinical evaluations of disablement in percentage terms because that approach to the problem has been inequitable. It overcompensated some and undercompensated others. Instead, there will be a two-phase approach. In the first phase, a lump sum will be paid relating to the severity of the handicap and regardless of the actual earnings impairment. In the second phase, actual earning power will be reviewed annually and compensation will be based on the actual loss resulting from injury.

My government has demonstrated its commitment to meeting the need for day care services which has resulted from the increased involvement of women in the work force and the growth of single parent families. The program of financial assistance which was undertaken last year has proven successful. The government's commitment will be maintained and greater efforts will be made to ensure that citizens are aware of the program's benefits.

The benefits of the government's buy-back housing plan for employees will be extended to municipalities so that their employees will also have the same measure of security as the government's employees.

A discussion paper on heritage resources legislation will be tabled during the session with the intention of stimulating public discussion on the question of protection and interpretation of our heritage.

CONSTITUTIONAL DEVELOPMENT

My government will place before you three statutes which will be within your legislative competence and which do not offend upon the Yukon Act of the Parliament of Canada, for the following purposes:

1. An Act to Amend the Interpretation Act will more accurately reflect our existing legislative reality by providing that statutes are henceforth known as acts rather than ordinances. Ordinance is a word indelibly associated with the previous form of appointive executive committee and council.

2. An Act to Amend the Yukon Council Act will establish in our law the existing reality of this council as an elected Legislative Assembly of Yukon.

3. An Executive Council Act will establish in our law the reality of the Executive Council and its powers.

These legislative changes, which you will be asked to approve, relate to existing powers which derive from Yukon statutes. Together, they constitute another stage, one of consolidation, in the continuing evolution of Yukon toward Responsible Government subsequent to and in accordance with the Federal Letter of Instruction to the Commissioner (1979).

My government will continue to press the federal government for the transfer of responsibilities which would be more appropriately answerable to this assembly.

After repeated delays in Ottawa, there is reason to believe the transfer of recreational lots will occur soon. When that happens, Yukoners will have the opportunity to purchase their leased lots at an attractive price based on 29 per cent of assessed land value.

My government shares the relief of all Canadians in the resolution of most of our country's constitutional differences. We look forward to the imminent visit of Her Majesty the Queen and the beginning of a new chapter in our national history.

We look forward equally and with commitment to participating in the conference of First Ministers to complete our constitutional accord by defining and entrenching the rights of our aboriginal people.

My Government is honored to serve the people of Yukon at this challenging time in their history.

May divine providence attend your deliberations.

I thank you in our sovereign's name. God bless Canada.

The Commissioner then retired from the Chamber.

The Speaker took the Chair at 3:25 p.m.

The Speaker introduced the Pages from G.A. Jeckell Junior Secondary School, Stacey Darling, Verena Hardtke, Shirley Hill, Kathy Mackill, Judy Pollock and David Wallace. He informed the Assembly that Happy Brewster, Deveron Hurlburt, Sandra Johnston and Gwen Watson from St. Elias Community School in Haines Junction would be attending the House on Monday afternoons.

INTRODUCTION OF BILLS (FIRST READING)

Bill #1 - An Ordinance to Perpetuate a Certain Ancient Right

- Hon. Mr. Pearson

Mr. Speaker informed the Assembly that, in order to prevent mistakes, he had obtained a copy of the Speech from the Throne, which was laid upon the Table.

(Sessional Paper #1)

On motion of the Hon. Mr. Pearson, seconded by the Hon. Mrs. McCall:

ORDERED, THAT the Speech from the Throne be considered on a day following.

The Assembly adjourned at 3:30 p.m. until Thursday, March 25, 1982, at 1:30 p.m.

No. 2
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Thursday, March 25, 1982

The Speaker took the Chair at 1:30 p.m.

GOVERNMENT MOTIONS - BUDGET SPEECH

Unanimous consent having been given to proceed with the Budget Speech, it was moved by the Hon. Mr. Pearson, seconded by the Hon. Mrs. McCall:

THAT this House approves in general the budgetary policy of the Government.

(Motion #1)

A debate arising, it was moved by Mr. Penikett, seconded by Mr. Byblow:

THAT debate be now adjourned.

The question being put, it was agreed to.

The Assembly then proceeded with Daily Routine.

PRESENTING PETITIONS

Mr. Veale

- Petition regarding continuation of the Kid's Club

(Petition #1)

- Petition regarding continuation of the Kid's Club
(*Petition #2*)

INTRODUCTION OF BILLS (FIRST READING)

Bill #2 - Interim Supply Appropriation Act, 1982-83
- Hon. Mr. Pearson

Bill #3 - An Act to Amend the Interpretation Ordinance
- Hon. Mr. Pearson

Bill #4 - Fourth Appropriation Act, 1981-82
- Hon. Mr. Pearson

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

Bill #6 - Financial Agreement Act, 1982
- Hon. Mr. Pearson

Bill #7 - Loan Agreement Act (1982) No. 1
- Hon. Mr. Pearson

Bill #101 - An Ordinance to Provide for Freedom of
Information
- Mr. Penikett

Bill #8 - Municipal General Purposes Loan Act, 1982
- Hon. Mr. Lattin

Bill #9 - Municipal Capital Expenditures Act
- Hon. Mr. Lattin

Bill #10 - An Act to Amend the Students' Financial Assistance Act
- Hon. Mrs. McCall

Bill #11 - Seniors' Income Supplement Act
- Hon. Mrs. McCall

Bill #12 - An Act to Amend the Pioneer Utility Grant Act
- Hon. Mrs. McCall

MONEY MESSAGE

Each of the above Bills, with the exception of Bill #3, An Act to Amend the Interpretation Ordinance, and Bill #101, An Ordinance to Provide for Freedom of Information, was accompanied by a money message.

MINISTERIAL STATEMENTS

Hon. Mr. Tracey, Minister of Justice

- Error in Speech from the Throne regarding mandatory jail sentence for the first offence of impaired drivers.

The Assembly adjourned at 2:56 p.m. until Monday, March 29, 1982, at 1:30 p.m.

No. 3
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Monday, March 29, 1982

The Speaker took the Chair at 1:30 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Tracey, Minister of Justice

- Report on Regulations: October 8, 1981
through February 23, 1982

(Sessional Paper #2)

- Annual Report: Department of Justice, 1980-81
(Corrections)

(Sessional Paper #3)

Hon. Mr. Taylor, Speaker

- Letter from Solicitor General of Canada
regarding policy of R.C.M.P. respecting
interception of M.L.A. communications

(Sessional Paper #4)

PRESENTING REPORTS OF COMMITTEES

Mr. Hanson, Chairman, Select Committee on Labour
Standards

- Report of the Select Committee on Labour Standards
on the "Green Paper on the Employment Standards
Ordinance"

(Sessional Paper #5)

READING AND RECEIVING PETITIONS

The Clerk reported on Petition Number 1 and Petition Number 2 as follows:

Mr. Speaker and Honourable Members of the Assembly:

I have had the honour to review two related petitions, being Petition Number 1 and Petition Number 2 of the Fifth Session of the 24th Legislative Assembly, as presented by the Honourable Member for Whitehorse Riverdale South on March 25, 1982. Pursuant to Standing Order 50(1) of the Yukon Legislative Assembly it is my responsibility to report whether such petitions conform to the rules recognized by this House.

These petitions do not conform in the following respects:

- (1) Both petitions are photocopies. Annotation 676 of Beauchesne stipulates that, "A petition must have original signatures or marks."
- (2) Neither petition is addressed to the Members of the Yukon Legislative Assembly as required by Annotation 671 of Beauchesne.
- (3) Neither petition contains a proper prayer. Annotation 670 of Beauchesne states, "Without a Prayer, a document will not be taken as a petition."
- (4) Neither petition is dated as required by Annotation 672 of Beauchesne.
- (5) The signature of the Member for Whitehorse Riverdale South does not appear on either petition in violation of Standing Order 49(6) which states, "Every member presenting a petition shall endorse his name thereon."

Patrick L. Michael
Clerk of the Yukon
Legislative Assembly

Pursuant to Standing Orders, the petition was not received.

MINISTERIAL STATEMENTS

Hon. Mrs. McCall, Minister of Education
- Controversy over principal in Watson Lake

ADDRESS IN REPLY TO SPEECH FROM THE THRONE

Moved by Mr. Njootli, seconded by Mr. Hanson:

THAT the following Address be presented to the
Commissioner of Yukon:

MAY IT PLEASE THE COMMISSIONER:

We, the Members of the Yukon Legislative
Assembly, beg leave to offer our humble
thanks for the gracious Speech which you
have addressed to the House.

(Motion #4)

A debate arising, it was moved by Mr. Penikett, seconded
by Mr. Byblow:

THAT debate be now adjourned.

The question being put, it was agreed to.

GOVERNMENT BILLS AND ORDERS

Moved by the Hon. Mr. Pearson, seconded by the Hon. Mr.
Tracey:

THAT Bill No. 2, Interim Supply Appropriation Act,
1982-83, be now read a second time and that,
pursuant to Standing Order 57, this Bill be ordered
for third reading without consideration by the
Committee of the Whole.

A debate arising and the question being put, it was
agreed to.

The following Bill was called for second reading:

Bill #3 - An Act of Amend the Interpretation Ordinance
- Hon. Mr. Pearson

A debate arising and the question being put on the motion for second reading, it was agreed to on the following recorded Division:

YEAS			
Pearson	Njootli	Penikett	
Lang	Falle	Byblow	
McCall	Hanson	Veale	13
Lattin	Graham		
Tracey	Fleming		
NAYS			
Kimmerly			2
McGuire			

The following Bills were read a second time and referred to Committee of the Whole:

Bill #4 - Fourth Appropriation Act, 1981-82
- Hon. Mr. Pearson

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

Bill #6 - Financial Agreement Act, 1982
- Hon. Mr. Pearson

Bill #7 - Loan Agreement Act (1982) No. 1
- Hon. Mr. Pearson

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

The following Bill was reported without amendment and the Committee begged leave to sit again:

Bill #3 - An Act to Amend the Interpretation Ordinance
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

GOVERNMENT MOTIONS

Moved by the Hon. Mr. Pearson, seconded by the Hon. Mrs. McCall:

THAT this House approves in general the budgetary policy of the Government.

(Motion #1)

A debate continuing, it was moved by Mr. Penikett, seconded by Mr. Byblow, in amendment thereto:

THAT Motion #1 be amended by deleting all words following the word "House" and by substituting therefor the following words:

"condemns the budgetary policy of the Government and, in particular reference to the 1982-83 budget, regrets the absence of an accurate statement of the revenue of the Territory, of an economic plan for Yukon and of any initiatives to create new jobs in Yukon."

A debate arising on the amendment and the question being put, it was negatived.

On the main motion, it was moved by Mr. Graham,
seconded by Mr. Penikett:

THAT debate be now adjourned.

The question being put, it was agreed to.

The Assembly adjourned at 8:25 p.m. until Tuesday,
March 30, 1982, at 1:30 p.m.

No. 4
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Tuesday, March 30, 1982

The Speaker took the Chair at 1:30 p.m.

TABLING RETURNS AND DOCUMENTS

Mr. Veale, Member for Whitehorse Riverdale South

- The Implications of Agriculture and Livestock
to the Management of Large Carnivores in Yukon

(Sessional Paper #6)

GOVERNMENT BILLS AND ORDERS

The following Bill was read a second time and referred to
Committee of the Whole:

Bill #12 - An Act to Amend the Pioneer Utility Grant
Act

- Hon. Mrs. McCall

The following Bills were read a third time and passed:

Bill #3 - An Act to Amend the Interpretation Ordinance

- Hon. Mr. Pearson

Bill #2 - Interim Supply Appropriation Act, 1982-83

- Hon. Mr. Pearson

ASSENT TO BILLS

The Assembly received the Commissioner in his capacity as Lieutenant-Governor to give Assent to certain Bills passed by the House.

The Commissioner, having entered the Chamber, took his seat in the Speaker's Chair.

The Speaker addressed the Commissioner:

"Mr. Commissioner, may it please Your Honour, the Assembly has at its present Session passed a number of Bills, to which in the name and on behalf of the Assembly, I respectfully request your Assent."

The Clerk of the Assembly then read the titles of the Bills that had been passed as follows:

Bill #3 - An Act to Amend the Interpretation Ordinance

Bill #2 - Interim Supply Appropriation Act, 1982-83

The Commissioner assented the Bills:

"I hereby Assent to the Bills as enumerated by the Clerk."

The Commissioner then retired from the Chamber.

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #4 - Fourth Appropriation Act, 1981-82
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 5:26 p.m. until Wednesday, March 31, 1982, at 1:30 p.m.

No. 5
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Wednesday, March 31, 1982

The Speaker took the Chair at 1:30 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Dan Lang, Minister of Renewable Resources
- Yukon Resident Hunter's Opinion Survey 1981
(Sessional Paper #7)

PRESENTING REPORTS OF COMMITTEES

Mr. Penikett, Chairman, Standing Committee on Public
Accounts
- Report of the Standing Committee on Public Accounts
(Vol. 3)
(Sessional Paper #8)

MINISTERIAL STATEMENTS

Hon. Mrs. McCall, Minister of Education
- Career Day at F.H. Collins High School

Hon. Mr. Lattin, Minister of Municipal and Community
Affairs
- Transfer of recreational cottage lots to Y.T.G.
from federal government

MOTIONS OTHER THAN GOVERNMENT MOTIONS

Moved by Mr. Kimmerly, seconded by Mr. Byblow:

THAT it is the opinion of this House that:

- (a) section 245 of the Motor Vehicle Ordinance should be proclaimed in force, and
- (b) section 247 of the Motor Vehicle Ordinance should be proclaimed in force.

(Motion #2)

A debate arising and the question being put, it was negatived.

Moved by Mr. Veale, seconded by Mrs. McGuire:

THAT this Assembly is of the opinion that the Yukon Government should enforce the provisions of the Landlord and Tenant Ordinance, the Consumer Protection Ordinance and the Fair Practices Ordinance.

(Motion #3)

A debate arising and the question being put, it was negatived on the following recorded Division:

YEAS

Penikett	Veale	
Byblow	McGuire	5
Kimmerly		

NAYS

Pearson	Njootli	
Lang	Falle	
McCall	Hanson	10
Lattin	Graham	
Tracey	Fleming	

Unanimous consent having been given to waive Standing Orders on notice, it was moved by Mr. Graham, seconded by Mr. Hanson:

THAT the Assembly urges the Government to introduce amendments to the Yukon Council Ordinance, respecting the indemnities and expense allowances of Members of the Yukon Legislative Assembly, which amendments would:

- (a) set aside the 17.75% increase provided pursuant to subsection 40.6(2), and
- (b) establish a 10% increase to take effect as of April 1, 1982.

(Motion #5)

A debate arising, it was moved by Mr. Veale, seconded by Mrs. McGuire, in amendment thereto:

THAT Motion #5 be amended by deleting all words after the words "subsection 40.6(2)".

The question being put on the amendment, it was negatived on the following recorded Division:

YEAS

Veale	2
McGuire	

NAYS

Pearson	Njootli	Penikett	
Lang	Falle	Byblow	
McCall	Hanson	Kimmerly	13
Lattin	Graham		
Tracey	Fleming		

A debate continuing on the main motion and the question being put, it was agreed to on the following recorded Division:

YEAS

Pearson	Njootli	Penikett	
Lang	Falle	Byblow	
McCall	Hanson	Kimmerly	13
Lattin	Graham		
Tracey	Fleming		

NAYS

Veale			
McGuire			2

QUESTION OF PRIVILEGE

During debate on Motion #5, Mr. Penikett, Leader of the Official Opposition, rose on a Question of Privilege relating to statements made by Mrs. McGuire, member for Kluane. The statements in question concerned the deliberations of the Standing Committee on Rules, Elections and Privileges on members' indemnities, expenses and salaries.

The Speaker deferred his ruling.

GOVERNMENT BILLS AND ORDERS

The following Bills were read a second time and referred to Committee of the Whole:

Bill #8 - Municipal General Purposes Loan Act, 1982
- Hon. Mr. Lattin

Bill #9 - Municipal Capital Expenditures Act
- Hon. Mr. Lattin

Bill #11 - Seniors' Income Supplement Act
- Hon. Mrs. McCall

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

The following Bill was reported without amendment:

Bill #4 - Fourth Appropriation Act, 1981-82
- Hon. Mr. Pearson

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 9:25 p.m. until 1:30 p.m.,
Thursday, April 1, 1982.

No. 6
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Thursday, April 1, 1982

The Speaker took the Chair at 1:30 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Mrs. McCall, Minister of Education

- Annual Report: Department of Education 1980/81

(Sessional Paper #9)

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83

- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 5:27 p.m. until 1:30 p.m.,
Monday, April 5, 1982.

No. 7
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Monday, April 5, 1982

The Speaker took the Chair at 1:30 p.m.

QUESTION OF PRIVILEGE

The Speaker delivered a reserved decision as follows:

On March 31, 1982, during debate on Motion #5, the Leader of the Official Opposition raised a question of privilege concerning certain remarks made by the Hon. Member for Kluane. He stated: "The Member is deliberately misleading the House and that is a violation of my privileges and all Members of the House. The facts of the matter are that I opposed the last pay increase."

In determining whether the Leader of the Official Opposition has made a sufficient argument for a prima facie case of privilege the Chair must refer all Members to Annotation 19(1) of Beauchesne which states: "A dispute arising between two Members, as to allegation of facts, does not fulfill the conditions of parliamentary privilege." This is clearly a dispute as to allegation of facts and the Chair must rule that there is, therefore no prima facie case of privilege.

In studying the case the Chair has become gravely concerned about the increasing use of language which can only be classified as unparliamentary. During the exchange of remarks between the Hon.

Member for Kluane and the Leader of the Official Opposition the House heard the Hon. Member for Kluane describe some members of the House as being "without any scruples" and, later on, to say that "certain Members", whom the Hon. Member improperly identified by name to be "the main instigators of the annual raise for M.L.A.s."

The Hon. Leader of the Official Opposition subsequently used the term "deliberately misleading" to describe the remarks of the Member for Kluane. I should also point out that earlier in the day, during debate on Motion #2, the Hon. Government Leader stated that the Member for Whitehorse South Centre "misled the House".

Annotation 319(3) of Beauchesne states: "A Member will not be permitted by the Speaker to indulge in any reflections on the House itself as a political institution; or to impute to any Member or Members unworthy motives for their actions in a particular case . . ." The use of the terms "without any scruples" and "instigators" certainly falls within the ambit of assigning "unworthy motives". The words "misled" and "deliberately misleading" have been ruled unparliamentary on innumerable occasions.

Fortunately, this House does not have a history of this kind of language and, because of that, the Chair has, perhaps, become less diligent in insisting that certain phrases and words not be used. It appears that, in the future, the Chair may have to step in and insist that Members withdraw such remarks or explain them fully to the complete satisfaction of the Chair and the House. The Chair sincerely hopes that all Members realize that the use of unparliamentary language not only contravenes the rules we have adopted for ourselves, but also diminishes to some extent the dignity and respect with which this Parliament ought to be endowed.

If there is any doubt as to proper parliamentary language the Chair would refer Members to Annotations 319 to 326 of Beauchesne for guidance.

Before concluding this Ruling I feel that it would be appropriate and perhaps helpful to all Hon. Members for me to add a few additional remarks

concerning the role of the Chair in relation to proceedings of this Assembly.

The principles that lie at the basis of parliamentary law, as Bourinot so aptly says, are "to protect a minority and restrain the improvidence or tyranny of a majority; to secure the transaction of public business in an orderly manner; to enable every member to express his opinion within limits necessary to preserve decorum and prevent an unnecessary waste of time; to give abundant opportunity for the consideration of every measure, and to prevent any legislative action being taken upon sudden impulse." In a close contest when the House is considering a highly controversial measure, the positions of parties are equalized: the Government side may rely on its majority but the Opposition is strengthened by the rules of procedure which both are bound to observe and which the Speaker must enforce.

Confidence in the impartiality of the Speaker is an indispensable condition of the working of procedure, and many conventions exist which have as their object not only to ensure the impartiality of the Speaker but also to ensure that his impartiality is generally recognized. He takes no part in debate and must be careful not to indulge in any argument with Members on the soundness of his rulings.

As Speaker I am in fact your servant. You have chosen me to be your official spokesman, to preside at your sittings, to enforce the rules and Standing Orders of the Assembly and to give decisions on points of order. I am in no way your superior. I am your colleague.

It has always been important to me that in our proceedings we strive to entertain the highest standards and principles of parliamentary practice so that in turn this Parliament may be viewed by those we collectively represent as, to quote Beauchesne "a worthy and splendid elective assembly of a great people."

It is always distressing to the Chair when an Hon. Member or Members who in the emotion of debate and perhaps without any real intention of doing so, nonetheless uses unparliamentary language or imputes

unworthy motives against another Hon. Member. Were this practice to be permitted it could only result in a complete breakdown of our rules and conventions which have evolved over centuries of trial and development. The naming and punishing of Hon. Members for contravention of our Standing Orders is so distasteful to all Members of the House as to warrant no further comment from the Chair; suffice to say that our rules must be enforced nonetheless.

Perhaps then, Hon. Members may wish to reflect upon those matters I have raised in bringing forward this ruling, particularly with reference to our responsibilities as parliamentarians, our conduct in debate and the sometimes difficult position of the Chair in enforcing the rules which we have established to govern our proceedings.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Lattin, Minister of Municipal and
Community Affairs

- Annual Report: Yukon Liquor Corporation 1980/81
(Sessional Paper #10)

MINISTERIAL STATEMENTS

Hon. Mr. Lattin, Minister of Municipal and
Community Affairs

- Land sale policy of the Yukon Territorial Government

GOVERNMENT BILLS AND ORDERS

The following Bill was read a second time and referred to Committee of the Whole:

- Bill #10 - An Act to Amend the Students' Financial Assistance Act
- Hon. Mrs. McCall

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 9:26 p.m. until 1:30 p.m.
Tuesday, April 6, 1982.

No. 8
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Tuesday, April 6, 1982

The Speaker took the Chair at 1:30 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Pearson, Government Leader

- Yukon Teachers' Staff Relations Board Seventh Annual Report 1980-81

(Sessional Paper #11)

Hon. Mr. Lattin, Minister of Municipal and Community Affairs

- Northland Mobile Home Park Agreement

(Legislative Return #1)

MINISTERIAL STATEMENTS

Hon. Mr. Lattin, Minister of Municipal and Community Affairs

- Delivery to Old Crow of all materials and prefabricated units for Old Crow School

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 5:23 p.m. until 1:30 p.m.,
Wednesday, April 7, 1982.

No. 9
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Wednesday, April 7, 1982

The Speaker took the Chair at 1:30 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Lang, Minister of Renewable Resources
- Toward a Future for Yukon Wildlife
(Filed Document #1)

INTRODUCTION OF BILLS (FIRST READING)

Bill #17 - Executive Council Act
- Hon. Mr. Pearson

Bill #18 - An Act to Amend the Yukon Council Act
- Hon. Mr. Pearson

Bill #29 - An Act to Amend the Electoral District
Boundaries Act
- Hon. Mr. Pearson

MOTION FOR THE PRODUCTION OF PAPERS

Moved by Mr. Kimmerly, seconded by Mr. Penikett:

THAT all agreements in principle which have been
reached during land claims negotiations between

the Government of Yukon, the Council for Yukon Indians and the Government of Canada be tabled in this Assembly.

(M.P.P. #1)

A debate arising, it was moved by the Hon. Mr. Pearson, seconded by the Hon. Mr. Lang, in amendment thereto:

THAT Motion for Production of Papers #1 be amended by deleting all of the words after the word "THAT" and by substituting the following:

"The Government of Yukon again seek the concurrence of the Council for Yukon Indians and of the Government of Canada in order that all Agreements-In-Principle which have been reached during the Land Claims Negotiations between the Government of Yukon, The Council for Yukon Indians and the Government of Canada may be tabled in this Assembly."

A debate arising on the amendment and the question being put, it was agreed to.

The question being put on the motion as amended, it was agreed to.

MOTIONS OTHER THAN GOVERNMENT MOTIONS

Moved by Mr. Penikett, seconded by Mr. Hanson:

THAT the Third Report of the Standing Committee on Public Accounts, presented to the House on March 31, 1982, be concurred in.

(Motion #7)

A debate arising and the question being put, it was agreed to.

PUBLIC BILLS AND ORDERS OTHER THAN GOVERNMENT BILLS AND ORDERS

The following Bill was read a second time and referred to Committee of the Whole:

Bill #101 - An Ordinance to Provide for Freedom of
Information
- Mr. Penikett

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 9:25 p.m. until 1:30 p.m.,
Thursday, April 8, 1982.

No. 10
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Thursday, April 8, 1982

The Speaker took the Chair at 1:30 p.m.

QUESTION OF PRIVILEGE

Hon. Chris Pearson, Government Leader, rose on a Question of Privilege to state that Mr. Grafton Njootli, Member for Old Crow, had resigned from the Progressive Conservative Caucus.

INTRODUCTION OF BILLS (FIRST READING)

Bill #22 - An Act to Amend the Transport Public Utilities Act

- Hon. Mr. Tracey

Bill #26 - An Act to Amend the International Child Abduction (Hague Convention) Act

- Hon. Mr. Tracey

STATEMENTS BY MINISTERS

Hon. Mrs. McCall, Minister of Education

- Yukon student Pauline Craig to attend Lester B. Pearson College in British Columbia

GOVERNMENT BILLS AND ORDERS

The following Bills were read a second time and referred to Committee of the Whole:

Bill #17 - Executive Council Act
- Hon. Mr. Pearson

Bill #18 - An Act to Amend the Yukon Council Act
- Hon. Mr. Pearson

Bill #29 - An Act to Amend the Electoral District
Boundaries Act
- Hon. Mr. Pearson

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 5:20 p.m. until 1:30 p.m.,
Tuesday, April 13, 1982.

No. 11
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Tuesday, April 13, 1982

The Speaker took the Chair at 1:30 p.m.

INTRODUCTION OF BILLS (FIRST READING)

Bill #21 - An Act to Amend the Optometry Act
- Hon. Mr. Tracey

Bill #23 - An Act to Amend the Insurance Act
- Hon. Mr. Tracey

MINISTERIAL STATEMENTS

Hon. Mr. Lattin, Minister of Municipal and Community
Affairs

- Municipal Act to be amended to delete
September, 1982, deadline for implementation

GOVERNMENT BILLS AND ORDERS

The following Bill was read a second time and referred to
Committee of the Whole:

Bill #22 - An Act to Amend the Transport Public
Utilities Act
- Hon. Mr. Tracey

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 5:29 p.m. until 1:30 p.m.,
Wednesday, April 14, 1982.

No. 12
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Wednesday, April 14, 1982

The Speaker took the Chair at 1:30 p.m.

MINISTERIAL STATEMENTS

Hon. Mr. Pearson, Government Leader
- Patriation of the Canadian Constitution

Hon. Mr. Tracey, Minister of Justice
- Pelly Crossing School to be built during the summer of
1982 by Yukon contractor

MOTIONS FOR THE PRODUCTION OF PAPERS

Moved by Mr. Kimmerly, seconded by Mr. Penikett:

THAT the draft Green Paper on Human Rights as
prepared for the Minister of Consumer and Corporate
Affairs be tabled in this Assembly

(M.P.P. #2)

A debate arising and the question being put, it was
negatived.

MOTIONS OTHER THAN GOVERNMENT MOTIONS

Moved by Mr. Veale, seconded by Mrs. McGuire:

THAT this Assembly is of the opinion that the Northern Preference for Northern Contractors should be increased as follows:

- (1) for contracts up to \$500,000, a 10% preference; and
- (2) for contracts greater than \$500,000, a 5% preference.

(Motion #14)

A debate arising, it was moved by Mr. Byblow, seconded by Mr. Penikett, in amendment thereto:

THAT Motion #14 be amended by adding after the term "is of the opinion that" the following term:

"during periods when Yukon's unemployment rate exceeds that of the national average".

A debate arising on the amendment and the question being put, it was negatived.

A debate continuing on the main motion, it was moved by the Hon. Mr. Lattin, seconded by the Hon. Mr. Lang, in amendment thereto:

THAT Motion #14 be amended by deleting all of the words after the word "that" and substituting the following for them: "this Assembly is of the opinion that the Yukon preference for Yukon Contractors should be increased so that contracts awarded by the Government of Yukon to a maximum amount of one million dollars have a Yukon preference factor for Yukon Contractors of 5% on the first \$500,000 and 3% on the remainder."

A debate arising on the amendment and the question being put, it was agreed to.

The question being put on the motion as amended, it was agreed to.

Moved by Mr. Kimmerly, seconded by Mr. Byblow:

THAT it is the opinion of this Assembly that the terms of reference of the Board of Directors of the Yukon Liquor Corporation established pursuant to the Liquor Ordinance, should be amended to require that the Board, when considering the granting and regulation of liquor licences, shall consider:

- (a) the recommendations contained in any duly passed resolution of a municipal council or local improvement board with respect to licences within the jurisdiction of such a council or board, and
- (b) the social and health problems created by alcohol abuse within a community.

(Motion #15)

A debate arising and the question being put, it was negatived on the following recorded Division:

YEAS

Penikett	Veale	
Kimmerly	McGuire	5
Byblow		

NAYS

Lang	Hanson	
Lattin	Graham	
Tracey	Fleming	7
Falle		

Moved by Mr. Hanson, seconded by Mr. Kimmerly:

THAT the Second Report of the Standing Committee on Statutory Instruments be concurred in.

(Motion #10)

A debate arising and the question being put, it was agreed to.

Moved by Mr. Hanson, seconded by Mr. Kimmerly:

THAT the Third Report of the Standing Committee on Statutory Instruments be concurred in.

(Motion #11)

The question being put, it was agreed to.

Moved by Mr. Graham, seconded by Mr. Hanson:

THAT the appointment of Grafton Njootli, Member for Old Crow, as Deputy Speaker and Chairman of Committee of the Whole be rescinded and

THAT Mr. Bob Fleming, Member for Campbell, be appointed Deputy Speaker and Chairman of Committee of the Whole.

(Motion #12)

The question being put, it was agreed to.

Moved by Mr. Graham, seconded by Mr. Hanson:

THAT the appointment of Bob Fleming, Member for Campbell, as Deputy Chairman of Committee of the Whole be rescinded and

THAT Al Falle, Member for Hootalinqua, be appointed Deputy Chairman.

(Motion #13)

The question being put, it was agreed to.

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bills and the Committee begged leave to sit again:

Bill #101 - An Ordinance to Provide for Freedom of Information

- Mr. Penikett

Bill #5 - Second Appropriation Act, 1982-83

- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Thursday, April 15, 1982.

No. 13
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Thursday, April 15, 1982

The Speaker took the Chair at 1:30 p.m.

INTRODUCTION OF BILLS (FIRST READING)

Bill #102 - An Act to Amend the Liquor Ordinance
- Mr. Kimmerly

TABLING RETURNS AND DOCUMENTS

Hon. Mrs. McCall, Minister of Education
- Terms of Reference for Advisory Council on
Women's Issues
(Sessional Paper #12)

MINISTERIAL STATEMENTS

Hon. Dan Lang, Acting Government Leader
- Ceremonial raising of Canadian flag on Saturday,
April 17, 1982, to honour patriation of
Canadian Constitution

Hon. Mrs. McCall, Minister of Education
- Initiatives to improve status of women in Yukon

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Monday, April 19, 1982.

No. 14
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Monday, April 19, 1982

The Speaker took the Chair at 1:30 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Lang, Minister of Tourism and Economic Development
- Coupon Conversion Study, 1981

(Sessional Paper #13)

Hon. Mr. Taylor, Speaker

- Report from the Clerk of Assembly: Deductions from
Members' indemnities made pursuant to the Yukon
Council Ordinance

(Sessional Paper #14)

INTRODUCTION OF BILLS (FIRST READING)

Bill #24 - An Act to Amend the Motor Vehicles Act

- Hon. Mr. Tracey

Bill #20 - An Act to Amend the Liquor Act

- Hon. Mr. Lattin

Bill #14 - Small Business Loans Act

- Hon. Mr. Lang

MONEY MESSAGE

Bill #14, Small Business Loans Act, was accompanied by a money message.

MINISTERIAL STATEMENTS

Hon. Mr. Lang, Minister of Tourism and Economic Development
- Evaluation of Tourism Yukon's North American
Marketing Program, 1981

GOVERNMENT MOTIONS

Moved by the Hon. Mr. Pearson, seconded by the Hon. Mr. Lang:

THAT the Yukon Legislative Assembly, pursuant to subsection 9(2) of the Yukon Act, is desirous of dissolving on the date of the Issue of the Writs for the 1982 Territorial General Election.

(Motion #16)

A debate arising and the question being put, it was agreed to.

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bill:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The following Bills were reported without amendment and the Committee begged leave to sit again:

Bill #7 - Loan Agreement Act (1982) No. 1
- Hon. Mr. Pearson

Bill #29 - An Act to Amend the Electoral District
Boundaries Act
- Hon. Mr. Pearson

Bill #22 - An Act to Amend the Transport Public Utilities
Act
- Hon. Mr. Tracey

Bill #17 - Executive Council Act
- Hon. Mr. Pearson

Bill #18 - An Act to Amend the Yukon Council Act
- Hon. Mr. Pearson

Bill #12 - An Act to Amend the Pioneer Utility Grant Act
- Hon. Mrs. McCall

The report of the Chairman was adopted and the Committee
was given leave to sit again.

The Assembly adjourned at 9:24 p.m. until 1:30 p.m.,
Tuesday, April 20, 1982.

No. 15
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Tuesday, April 20, 1982

The Speaker took the Chair at 1:30 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Pearson, Government Leader

- Land: A Yukon Resource

(Sessional Paper #15)

PRESENTING REPORTS OF COMMITTEES

Mr. Hanson, Chairman, Standing Committee on Statutory
Instruments

- Fourth Report of the Standing Committee on
Statutory Instruments

(Sessional Paper #16)

INTRODUCTION OF BILLS (FIRST READING)

Bill #28 - An Act to Amend the Personal Property
Security Act

- Hon. Mr. Tracey

Bill #13 - An Act to Amend the Government Employee
Housing Plan Act

- Hon. Mr. Lattin

Bill #32 - An Act to Amend the Municipal Act
- Hon. Mr. Lattin

Bill #27 - An Act to Amend the Civil Emergency Measures
Act and the Municipal Act
- Hon. Mr. Pearson

MONEY MESSAGE

Bill #13, An Act to Amend the Government Employee Housing
Plan Act, was accompanied by a money message.

MINISTERIAL STATEMENTS

Hon. Mr. Pearson, Government Leader
- Framework of a land use policy for Yukon

GOVERNMENT BILLS AND ORDERS

The following Bills were read a second time and referred
to Committee of the Whole:

Bill #26 - An Act to Amend the International Child
Abduction (Hague Convention) Act
- Hon. Mr. Tracey

Bill #21 - An Act to Amend the Optometry Act
- Hon. Mr. Tracey

Bill #23 - An Act to Amend the Insurance Act
- Hon. Mr. Tracey

Bill #20 - An Act to Amend the Liquor Act
- Hon. Mr. Lattin

The following Bills were read a third time and passed:

Bill #4 - Fourth Appropriation Act, 1981-82

- Hon. Mr. Pearson

Bill #7 - Loan Agreement Act (1982) No. 1

- Hon. Mr. Pearson

Bill #29 - An Act to Amend the Electoral District
Boundaries Act

- Hon. Mr. Pearson

Bill #22 - An Act to Amend the Transport Public
Utilities Act

- Hon. Mr. Tracey

Bill #17 - Executive Council Act

- Hon. Mr. Pearson

Bill #18 - An Act to Amend the Yukon Council Act

- Hon. Mr. Pearson

Bill #12 - An Act to Amend the Pioneer Utility Grant
Act

- Hon. Mrs. McCall

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into
Committee of the Whole.

The following Bill was reported without amendment:

Bill #11 - Seniors' Income Supplement Act

- Hon. Mrs. McCall

Progress was reported on the following Bill and the Committee begged leave to sit again:

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

The Assembly adjourned at 5:26 p.m. until 1:30 p.m.,
Wednesday, April 21, 1982.

No. 16
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

24th Legislative Assembly

Fifth Session

Wednesday, April 21, 1982

The Speaker took the Chair at 1:30 p.m.

MOTIONS OTHER THAN GOVERNMENT MOTIONS

Moved by Mr. Hanson, seconded by Mr. Veale:

THAT the report of the Select Committee on Labour Standards on the subject of the "Green Paper on the Employment Standards Ordinance" be concurred in.

(Motion #9)

A debate arising, it was moved by Mr. Kimmerly, seconded by Mr. Byblow, in amendment thereto:

THAT Motion #9 be amended by deleting the term "be concurred in" and substituting for it the term:

"be not now concurred in but that it be recommitted to the Select Committee on Labour Standards with instruction that they have power to amend the same so as to recommend that male and female workers should receive equal pay for work of equal value in recognition of the provisions of the Canada Labour Code, the Canadian Human Rights Act and the new Canadian Constitution."

A debate arising and the question being put on the amendment, it was agreed to.

The question being put on the motion as amended, it was agreed to.

Moved by Mr. Falle, seconded by Mr. Graham:

THAT the Assembly urge the Government of Yukon to investigate:

- (a) the utilization of alternate energy sources for heating government buildings; and
- (b) the conversion of the Government of Yukon vehicle fleet from gasoline to auto propane.

(Motion #17)

A debate arising and the question being put, it was agreed to.

Moved by Mr. Graham, seconded by the Hon. Mr. Lang:

THAT this Assembly urge the Department of Indian and Northern Affairs to transfer immediately the full administration and funding of the Small Business Loans Fund from the Government of Canada to the Government of Yukon.

(Motion #18)

A debate arising and the question being put, it was agreed to.

Moved by Mr. Graham, seconded by Mr. Fleming:

THAT this Assembly urge:

- (1) the Government of Canada to implement a residential mortgage interest deductibility plan; and
- (2) the Government of Yukon to investigate the possibility of implementing a territorial residential mortgage interest deductibility plan.

(Motion #19)

A debate arising and the question being put, it was agreed to.

PUBLIC BILLS AND ORDERS OTHER THAN GOVERNMENT BILLS AND ORDERS

When the Order was called for the second reading of Bill #102, An Act to Amend the Liquor Ordinance, Mr. Kimmerly, the sponsor of the Bill, requested the unanimous consent of the House to withdraw the Bill because a similar Bill on the Order Paper had been given second reading. Unanimous consent was given to withdraw Bill #102.

GOVERNMENT BILLS AND ORDERS

The following Bill was read a third time and passed:

Bill #11 - Seniors' Income Supplement Act
- Hon. Mrs. McCall

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved itself into Committee of the Whole.

Progress was reported on the following Bills and the Committee begged leave to sit again:

Bill #101 - An Ordinance to Provide for Freedom of
Information
- Mr. Penikett

Bill #5 - Second Appropriation Act, 1982-83
- Hon. Mr. Pearson

The report of the Chairman was adopted and the Committee was given leave to sit again.

ASSENT TO BILLS

The Assembly received the Administrator to give Assent to certain Bills passed by the House.

The Administrator, having entered the Chamber, took his seat in the Speaker's Chair.

The Speaker addressed the Administrator:

"May it please Your Honour, the Assembly has at its present Session passed a number of Bills, to which in the name and on behalf of the Assembly, I respectfully request your Assent."

The Clerk of the Assembly then read the titles of the Bills that had been passed severally as follows:

- Bill #4 - Fourth Appropriation Act, 1981-82
- Bill #7 - Loan Agreement Act (1982) No. 1
- Bill #29 - An Act to Amend the Electoral District Boundaries Act
- Bill #22 - An Act to Amend the Transport Public Utilities Act

Bill #17 - Executive Council Act

Bill #18 - An Act to Amend the Yukon Council Act

Bill #12 - An Act to Amend the Pioneer Utility
Grant Act

Bill #11 - Seniors' Income Supplement Act

The Administrator stated:

"I hereby give my Assent to the Bills as enumerated by the Clerk, with one exception.

I have been instructed by the Honourable John Munro, Minister of Indian Affairs and Northern Development, pursuant to section 4 of the Yukon Act, to reserve assent to the Executive Council Bill because, on the basis of legal advice given to the Minister by the Department of Justice, he has grave doubt as to the authority of the Yukon Legislature to enact legislation which modifies the powers and office of the Commissioner as constituted under sections 3 and 4 of the Yukon Act."

The Administrator then retired from the Chamber.

Unanimous consent was asked for and given to revert to Daily Routine on the Order Paper.

INTRODUCTION OF BILLS (FIRST READING)

Bill #31 - Yukon Heritage Savings and Investment
Fund Act

- Hon. Mr. Pearson

Bill #25 - An Act to Amend the Landlord and Tenant Act

- Hon. Mr. Tracey

Bill #19 - An Act to Amend the Workers' Compensation Act

- Hon. Mr. Tracey

Bill #30 - An Act to Amend the Partnership Act

- Hon. Mr. Tracey

MONEY MESSAGE

Bill #31, Yukon Heritage Savings and Investment Fund Act, and Bill #19, An Act to Amend the Workers' Compensation Act, were accompanied by a money message.

MINISTERIAL STATEMENTS

Hon. Mr. Pearson, Government Leader

- Land in Yukon

ELECTION ANNOUNCEMENT

At the conclusion of his Ministerial Statement, the Hon. Mr. Pearson announced that the House would be dissolved effective April 22, 1982, and that a general election would be held June 7, 1982.

The Assembly adjourned at 8:00 p.m.

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Fifth Session

Twenty-Fourth Legislature

YUKON LEGISLATIVE ASSEMBLY

Abbreviations

1R - First Reading	P - Passed
2R - Second Reading	A - Assent
3R - Third Reading	Ord. - Ordinance
COMM - Committee of the Whole	

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Dissolution of the Legislative Assembly (16)	Pearson	57		Agreed
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Alternative Energy Studies (17)	Falle	64		Agreed
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Landlord and Tenant, Consumer Protection and Fair Practices Ordinance, Government Should Enforce Provisions (3)	Veale	30		Negatived
Liquor Corporation Board of Directors, Actions of (15)	Kimmerly	51		Negatived
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Northern Contractors, Bid Preference for (14)	Veale	50	50	Agreed
Public Accounts Committee, Third Report be concurrred in (7)	Penikett	43		Agreed
Select Committee on Labour Standards, Report on "Green Paper on the Employment Standards Ordinance" be concurrred in (9)	Hanson	63	63	Agreed
Small Business Loans Fund, Urge DIAND to Transfer Administration to Yukon (18)	Graham	64		Agreed
Special Committee on Food Prices, Report be concurrred in (8)	Graham			Not debated
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Statutory Instruments Committee, Second Report be concurrred in (10)	Hanson	52		Agreed
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