

J O U R N A L S

YUKON

LEGISLATIVE ASSEMBLY

FOURTH SESSION

26TH LEGISLATURE

NOVEMBER 9, 1987 - JANUARY 7/8, 1988

(Also includes November 9, 1987 - Last day of Third Session)

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YUKON

LEGISLATIVE ASSEMBLY

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26TH LEGISLATURE

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**YUKON LEGISLATIVE ASSEMBLY**

The Hon. Sam Johnston  
Speaker of the Assembly  
General Delivery  
Teslin, Yukon  
YOA 1B0

**N.D.P. - Campbell**  
M.L.A. Office: 667-5662  
Residence: 390-2569 or  
390-2592 (Teslin)

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The Hon. Tony Penikett  
Government Leader  
Executive Council Office,  
Finance, Public Service Commission,  
Economic Development  
\*

**N.D.P. - Whitehorse West**  
M.L.A. Office: 667-5122  
Residence:

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The Hon. David Porter  
Minister of: Tourism,  
Renewable Resources  
\*

**N.D.P. - Watson Lake**  
M.L.A. Office: 667-5877

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The Hon. Roger Kimmerly  
Minister of: Justice,  
Government Services  
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**N.D.P. - Whitehorse South Centre**  
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The Hon. Margaret Joe  
Minister of: Health and Human  
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**N.D.P. - Whitehorse North Centre**  
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The Hon. Piers McDonald  
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Mr. Danny Joe, M.L.A.  
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Mr. Willard L. Phelps, M.L.A.  
Leader of the Official Opposition  
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**P.C. - Hootalinqua**  
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Mrs. Bea Firth, M.L.A.  
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Mr. Dan Lang, M.L.A.  
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**P.C. - Whitehorse Porter Creek East**  
M.L.A. Office: 667-5603  
Residence: 633-2728

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Mr. Alan Nordling, M.L.A.  
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**P.C. - Whitehorse Porter Creek West**  
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Residence: 633-5723

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Mr. Doug Phillips, M.L.A.  
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Residence: 667-6358

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Mr. James McLachlan, M.L.A.  
Leader of the Liberal Party  
P.O. Box 189  
Faro, Yukon  
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**Lib. - Faro**  
M.L.A. Office: 667-5667  
Business: 994-2790 (Faro)

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No. 89  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Third Session

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MONDAY, NOVEMBER 9, 1987

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

**PROROGATION**

The Clerk of the Assembly read:

"It is the will and pleasure of the Commissioner, in his capacity as Lieutenant-Governor, that this House be now prorogued and this House is accordingly prorogued."

1:32 p.m.



VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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MONDAY, NOVEMBER 9, 1987

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The Speaker took the new Chair on the refurbished dais at 3:00 p.m.

He announced the appointment of Frank Ursich to the position of Sergeant-at-Arms. He then paid tribute to G.I. (Cam) Cameron who had served as Sergeant-at-Arms from June, 1972, to October, 1987, and to his wife Martha. Hon. Mr. Penikett, Mr. Phelps, Mr. McLachlan, Mr. Brewster and Mr. Lang joined in paying tribute to them.

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., Monday, the 9th day of November, 1987.

The Commissioner, the Hon. Ken McKinnon, entered the Chamber and, having taken his seat upon the Dais, was pleased to open the Session with the following Speech:

Mr. Speaker and Honourable Members, I am pleased to welcome you to the fourth session of the Twenty-sixth Legislature of the Yukon.

I would like to join the Members of this Assembly in paying tribute to the former sergeant at arms, G.I. Cameron. He has watched over this chamber for 15 years and has a life-long record of service to the Yukon. He has personally observed most of the Yukon's near century as a territory of Canada and represents a continuity in our history that we are proud to honour today.

The historical continuity of this Assembly will be honoured again in the spring. I am certain all Members look forward to the spring sitting of the Legislature in the former capital of Dawson City, in accordance with the unanimous motion passed by this Assembly last spring. As Members are aware, the Old Territorial Administration Building there has been restored over the past two years as an historic site. This winter, the furnishings will be completed for the building's legislative chamber, where the former five-member Legislature sat until 1953.

As we honour our past, it is appropriate to contemplate our future. It is a future for which Yukoners feel increasing optimism. Our economic recovery seems more assured with every passing season. In 1987 we can expect to see continued high activity in almost every major sector of our economy: in mining, in tourism, in construction, in forestry, in service industries.

This is the base on which we can build our future. A future of employment, equality, and democracy. A future in which Yukoners in every region of the territory can expect to earn a good living, to have equal access to community services, and to have a voice in decisions that affect them.

This is the future Yukoners have said they want. This is the future my Ministers are working with them to achieve. This is the future I will describe for the Honourable Members assembled here today.

Jobs are Yukoners' first concern, jobs are at the top of my Government's agenda, and jobs are the measure of its success.

Many new jobs continue to be created in 1987. More Yukoners are mining and logging, trapping and fishing, driving trucks and selling goods, running offices and hosting visitors.

By almost every economic indicator, our economy is continuing to prosper, whether measured by jobs, by resource production, by population, by construction, by transportation and energy demand, or by goods and services sold. The Yukon's growth rate led Canada last year; it is forecast to lead again this year and could do so next year, too. Yukoners in both the public and private sectors have worked to rebuild our economy and create jobs. Those who struggled through the recession, in many cases without steady jobs, know the value of these labours.

The past two years have been good to most Yukoners. But just as we should not let that dim our memories of the past, so we should not let it blind our vision of the future. Our economy is being

diversified, into forestry, into manufacturing, into food production, into local energy sources. But we have a lot of work to do in rebuilding our economy, and we have many opportunities ahead.

Hundreds of Yukoners have been identifying these opportunities through Yukon 2000. Ministers listened and learned again last month in Dawson City, where economic and community leaders concluded more than a year of consultations with people from all regions, sectors, and interests. This review is the last stage leading to a long-term development strategy to be completed and released early in the new year. With its community roots, this will be a strategy to guide not only this Government but those to come for the rest of this century.

It is one thing to see opportunities. It is another to grasp and hold them. My Government believes Yukoners can succeed together, and it is prepared to do its share in creating the jobs of the future. My Ministers are proud of a strong record of jobs budgets, of unprecedented support for mining, tourism, and small business, and of policies for local products and materials, for northern contract preferences, and for better uses of our energy. And they are ready to extend this record of achievement with new measures in the year ahead.

They look forward to turning the ideas of Yukon 2000 into realities -- and into jobs -- in our communities. Some ideas may require only small changes. Others may require major new commitments or complex negotiations. My Ministers are prepared to take those steps, both immediate and long term, that will lead to an economy that is more diverse, more self-sufficient, more

locally controlled, more stable, and, in the end, produces more good jobs.

My Government is working with the Yukon Development Corporation to bring Yukoners affordable power and new development opportunities. New, more efficient power generation is being planned for our rural communities.

This work with the development corporation is strengthening the Yukon forest industry as well. Even as harvesting has begun, responsible reforestation is being planned. So far this year the corporation has established the sources of raw materials, the labour force, and the markets necessary for success. It is now in the process of building a plant that can deliver a larger volume of products. This month Hyland Forest Products plans to deliver its first load of finished lumber for sale in Whitehorse. Yukon building materials will now be available to Yukon builders.

Similarly, my Ministers are working with the revitalized Yukon Housing Corporation to rebuild the territory's housing stock. As Honourable Members will recall, a territorial/federal report last year found that Yukoners are among the most poorly housed people in Canada. This is not a happy legacy, not for a government, not for communities, and, most importantly, not for the many whose shelter is substandard. In the coming year my Government will make an unprecedented commitment to meet Yukoners' growing housing needs. It is expected that this community housing construction will be a strong source of demand for local labour and local materials.



As well, the corporation has undertaken a thorough study of the financial barriers to home ownership in the Yukon. I am sure rural Members are aware that these present special problems in their communities. The Minister of Community and Transportation Services expects to release the results of this study early in new year and to propose ways of meeting identified needs.

Still more local jobs and other benefits from public construction activity will be created with a "value-added" contract system. This is used by other provinces to award government contracts to bidders who take the least money out of the local economy -- that is, they make maximum use of local labour, materials, and suppliers of goods and services. This policy will be in addition to, not in place of, the existing Yukon business incentive policy introduced earlier by this Government. It will retain many more of our tax dollars in the Yukon, and my Minister of Government Services will soon announce detailed plans for its implementation.

My Government believes the measures outlined here today -- in economic diversification, energy, forestry, housing, and value-added contracts -- can go a long way towards creating more and better jobs for Yukoners in the years ahead.

Economic health is the first step on the road to a better future for all Yukoners: men and women, rural and urban, aboriginal and non-aboriginal. That future must be one of equality as well as employment. Equality is not only an economic issue, of course. It has many other dimensions. Historically in the Yukon, equality has been sought between aboriginal peoples, who have maintained a subsistence culture in this land for thousands of

years, and non-aboriginal peoples, who have arrived in the 20th century and brought its modern industrial values with them.

In recent years, Yukoners' hopes for achieving this equality has focussed on a land claim settlement. Now, I am pleased to report to this Assembly that substantial negotiations began in earnest late this summer, after a three-year gap.

It is my Ministers' belief that every effort must now be made to achieve an agreement. This will be their strongest commitment in the months ahead. They will commit whatever means are necessary from all Ministries - from Renewable Resources and Economic Development, from Education and Justice, from Community Services and Human Resources - so that negotiations will not fail for lack of effort.

My Government believes its commitment will be matched by the Council for Yukon Indians and its member bands and by the federal government. The federal Minister this summer announced his goal of reaching by next spring an overall "umbrella" agreement on broad territory-wide issues and on rules to guide negotiation of local issues. With goodwill and diligence, this can be done. It must be done.

As Yukoners became aware this summer, our constitutional destiny is now caught up in other, national forces as well. The Meech Lake Accord was a shocking affront to our status as Canadian citizens. It casts doubts on our equality as Canadians. It holds complex and uncertain meaning for our future in Canada and in the Yukon.

Yukoners do not oppose bringing Quebec fully into the Constitution. But it is possible to correct the injustice done to Quebec in 1981 without committing an even worse injustice to the North in 1987. Our future is too high a price for Yukoners to pay.

Extraordinary efforts have been made over the past months to defend the Yukon's interest in the constitutional debate. And ahead of us lie months of hearings, lobbying, and court battles. It is vital that both sides of this House continue to agree on the profound importance of the constitutional accord to the future of all Yukoners.

The first step on this road will be a resolution presented to this Assembly by the Government Leader, urging the First Ministers to keep the door to Confederation open for the North - as wide open as it was for the provinces they now represent.

Despite the potential problems raised by the Constitutional Accord, territorial and federal officials are negotiating an overall framework to guide the devolution process. This will eliminate the need for each Ministry to repeat the process of negotiating anew for each individual program transfer.

Constitutional questions, of course, involve more than just land claims, devolution, and our political status in Canada. They are not just abstract legal issues. They go to the heart of who we are, of how we will live in our communities, of who will run our schools and who will manage our resources.

The Meech Lake Accord has been a shock and a disappointment for Yukoners. But it can lead to a unique opportunity. An opportunity to meet our own needs. To create our own models. To build made-in-Yukon institutions -- at the territorial, regional, and community levels. To give them the powers they need to serve Yukoners. This is not the South. We are determined to build a distinct northern society.

This historic opportunity requires a third element -- democracy. It is important to have jobs, and it is important to have equality. But it is necessary to have democracy, to sustain the other two. Not just democracy once every four years, but democracy every day.

Consultation has become a cornerstone of Yukon democracy. It has become a systematic process of listening to and acting on the ideas of Yukoners. Organized, thorough consultation such as Yukon 2000 has been the basis of my Government's economic, educational, land, judicial, and social reforms. Now, as we face what may be the biggest challenge of a generation, as we are building a new society, Government must bring Yukoners together to talk to each other about their concerns and their hopes for the future. Then we can build that future together.

The Yukon must begin shifting constitutional gears. We must still make every effort to persuade the First Ministers to correct their Constitutional Accord, to restore a truly national union. But we must also begin looking inward as well as outward for solutions. In the months ahead, as national issues are resolved, Cabinet will bring forward plans for a Yukon

constitutional consultation process, to mobilize the ideas and the energies of Yukoners, to learn what vision they have for their future.

Another cornerstone of good government is careful spending. This has been done in all three budgets this Government has introduced and will continue throughout its term. As the Minister of Finance has explained in every budget speech, the increase in federal funds under the 1985 formula financing agreement is being used as it was intended, to build the territory: to build schools and housing and roads and the economy.

This Government will continue its emphasis on capital projects and controlled program spending. Officials are now negotiating an extension of the three-year federal formula financing agreement. Our goal is a funding arrangement which will continue to ensure that public services in the Yukon are comparable to those enjoyed by other Canadians. The Minister of Finance will bring before this House a bill seeking authority to enter into a formal agreement with Canada.

As well as consulting and spending carefully, good government is responsive to community needs. My Ministers are acting to meet these needs.

All Members are aware of the planned opening of the new Yukon College next fall for the 1988/89 school year. This will be an important new community institution, training Yukoners for the jobs of the future. The Minister of Education is committed to operating it on a democratic basis. He will soon announce the

release of a white paper on college governance. Based on expressed public preferences, he will introduce in the spring a College Governance Act for a community board to set directions for the new college.

The Education Ministry is engaged in similar consultations on reviewing, reforming, and, where necessary, rebuilding the public school system. Next year, work will be completed on a new school in Dawson City and will begin on a new school in Watson Lake. The Government is also committed to substantial building and rebuilding in Whitehorse, which has absorbed most of the population increase resulting from the current economic prosperity.

In the months ahead, the Minister will outline his plans for meeting these growing urban needs as well as his responses to educational concerns identified by the Joint Commission on Indian Education and Training and by the Education Task Force.

The Minister is already taking a number of steps to improve educational services to Yukoners, including:

- \* Provision of a third mobile unit to offer computer training in support of the college's business and administration courses;
- \* Training courses for community administrators and economic development workers;
- \* Improved French and aboriginal language programs;
- \* Mining and tourism institutes established with those key Yukon industries; and
- \* Agreements to share experiences and pursue common educational goals with our northern neighbours, Alaska and the Northwest Territories.

Our youngest citizens and their families have needs that go beyond the school system. Child care is becoming one of the foremost social issues of our time. My Government is prepared to meet that challenge. In 1986 the Minister of Health and Human Resources acted to increase support to both parents and operators and to reduce regulations for family day homes.

During this sitting of the Legislature, she will present new measures to meet immediate needs for child care. Early next year she will outline a range of options for Yukoners to consider in creating a substantial child care system for the future. As always, any future government actions will be based on the ideas put forward by Yukoners in extensive consultations.

Honourable Members, my Government is also responding to Yukoners' needs for land. In cooperation with the land claims process and the federal government, the Ministers of Community and Transportation Services and of Renewable Resources have worked to make land available for immediate needs: for homes, for businesses, for recreation, for agriculture, and for public facilities.

With access to more land comes the need for responsible planning. Government has a duty to set up public processes to sort out competing uses. My Ministers are cooperating with communities, bands, federal departments, and all other interests in both local and territorial land use planning. By doing so, it is hoped to avoid many of the land frustrations Yukoners have experienced in the past.

Last month the Minister of Renewable Resources and the federal Minister of Indian and Northern Affairs, with the support and

participation of the Council for Yukon Indians, activated the Northern Land Use Planning process in the Yukon. This process will minimize future land use conflicts and speed up future land use applications. Meanwhile, current land use applications will go ahead as usual. Beginning next spring, locally based planning commissions will be appointed. They will hear local concerns and direct the preparation of land use plans for their regions of the Yukon.

My Ministers are working to extend and improve many services in our rural communities, including:

- \* A necessary housing program, which will meet long-standing social needs, as well as generating economic benefits throughout the territory;
- \* An extension of rural telephone services on the same basis as our earlier rural electrification program;
- \* Renewal of the banking agreement which brought services to the Faro and Mayo areas;
- \* Another tour by the Women on Wheels program, this time to Carcross and Carmacks, to bring a wide range of information to women in rural communities;
- \* A new Advisory Committee on Indian Child Welfare and an agreement with the Council for Yukon Indians on the fostering and adoption of Indian children; and
- \* Training for family mediators and a coordinator for family violence issues, both in response to the recommendations of the Task Force on Family Violence.

My Ministers will be bringing before this House a number of bills on these and other matters. Of particular interest in this session will be the introduction of bills written in simple



language and style. They are intended to be understood and used by everyone, not just lawyers. As well, these particular bills will be accompanied by their proposed regulations, which used to come months after the bills were passed. The Yukon is leading the country in the move towards clear, comprehensible legislation.

The bills to be introduced in this sitting include:

- \* An Act to Amend the Assessment and Taxation Act,
- \* Change of Name Act,
- \* Financial Agreement Act,
- \* An Act to Amend the Income Tax Act,
- \* An Act to Amend the Liquor Act,
- \* Loan Agreement Act,
- \* Miscellaneous Statute Law Amendment Act,
- \* An Act to Amend the Municipal Act,
- \* Private Investigators and Security Guards Act,
- \* Public Libraries Act,
- \* Societies Act, and
- \* Territorial Court Act.

As well, the Minister of Finance will present the 1988/89 Capital Budget and supplementary estimates for 1986/87 and for 1987/88. In introducing the budgets for their departments, the Ministers will describe in detail how these spending measures are intended to enrich our economy and our communities in the year ahead.

This, then, is the agenda for the months ahead: to create the jobs Yukoners need, to encourage equality and democracy in our public lives, and to improve the quality of life in our communities. This is the vision my Government believes Yukoners hold for their future. It is a vision Yukoners can work together to reach. It is a vision worthy of support by all Members of this House.

**INTRODUCTION OF PAGES**

The Speaker informed the Assembly that William Bryant, Brian Hanulik, Delwyn Klassen, Jennifer Mogridge, Carolyn Pollack, Chandra Richardson and Teresa Shewchuk from Porter Creek Junior Secondary School and Stacey Edzerza and Cassandra Sullivan from F.H. Collins High School would be serving as Pages for the Fall Session.

**INTRODUCTION OF BILLS (FIRST READING)**

Bill #1 - An Act to Perpetuate a Certain Ancient Right  
- Hon. Mr. Penikett

**TABLING SPEECH FROM THE THRONE**

The 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. Penikett:

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

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The Assembly adjourned at 3:45 p.m. until 1:30 p.m., Tuesday, November 10, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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TUESDAY, NOVEMBER 10, 1987

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

The House observed a minute of silence in recognition of Remembrance Day.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Johnston, Speaker

- Report of the Auditor General of Canada on the examination of accounts and financial transactions of Government of the Yukon Territory for year ended March 31, 1987

**(Sessional Paper #2)**

- Report of the Chief Electoral Officer on Contributions to Candidates during the by-election in Tatchun

**(Sessional Paper #3)**

Hon. Mr. Kimmerly, Minister of Justice

- Yukon Workers' Compensation Board, 1986 Annual Report

**(Sessional Paper #4)**

- Yukon Liquor Corporation Annual Report, April 1, 1986 to March 31, 1987

**(Sessional Paper #5)**

- Yukon Utilities Board Annual Report for the year ending March 31, 1987

**(Sessional Paper #6)**

- Yukon Medical Council Annual Report for the year ending July 31, 1987

**(Sessional Paper #7)**

- Letter and Report of the Auditor General of Canada on the examination of the accounts and financial statements of the Yukon Liquor Corporation for the year ended March 31, 1987  
**(Sessional Paper #8)**

- Letter and Report of the Auditor General of Canada on the examination of the accounts and financial statements of the Compensation Fund administered by the Workers' Compensation Board for the year ended December 31, 1986  
**(Sessional Paper #9)**

- Draft regulations under the Societies Act  
**(Sessional Paper #10)**

Hon. Mr. McDonald, Minister of Education

- Draft regulations under the Public Libraries Act  
**(Sessional Paper #11)**

**PRESENTING REPORTS OF COMMITTEES**

Mr. Phelps, Chairman of the Standing Committee on Public Accounts

- Eighth Report of the Standing Committee on Public Accounts, 1987 Report  
**(Sessional Paper #12)**

**INTRODUCTION OF BILLS (FIRST READING)**

Bill #4 - Public Libraries Act

- Hon. Mr. McDonald

Bill #52 - An Act to Amend the Municipal Act

- Hon. Mr. McDonald

Bill #80 - An Act to Amend the Assessment and Taxation Act

- Hon. Mr. McDonald

Bill #78 - An Act to Amend the Income Tax Act

- Hon. Mr. Penikett

Bill #9 - Change of Name Act

- Hon. Mrs. Joe

Bill #33 - Societies Act

- Hon. Mr. Kimmerly

Bill #21 - An Act to Amend the Liquor Act

- Hon. Mr. Kimmerly

Bill #16 - Private Investigators and Security Guards Act

- Hon. Mr. Kimmerly

Bill #14 - Miscellaneous Statute Law Amendment Act, 1987

- Hon. Mr. Kimmerly

Bill #31 - Torture Prohibition Act

- Hon. Mr. Kimmerly

Bill #101 - An Act to Amend the Elections Act

- Mr. Phelps

#### MINISTERIAL STATEMENTS

Hon. Mrs. Joe, Minister of Health & Human Resources

- Child Care in the Yukon

#### FILED DOCUMENT

The following document was filed during Ministerial Statements by Mrs. Firth:

- Day Care Act - Proposed changes suggested by the Family Home Care Society  
**(Filed Document #1)**

#### ADDRESS IN REPLY TO THE SPEECH FROM THE THRONE

Moved by Mr. Joe:

THAT the following Address be presented to the Commissioner of the 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 #17)**

A debate arising, it was moved by Mr. Phillips:

THAT debate be now adjourned.

The question being put, it was agreed to.

FILED DOCUMENT

The following document was filed during Address in Reply to the Speech from the Throne by Mr. Brewster:

- Highway map of Marshall Creek area on the Alaska Highway:  
Forest Reserve **(Filed Document #2)**

ADJOURNMENT MOTION

Moved by the Hon. Mr. Porter:

THAT the House do now adjourn until Thursday, November 12, 1987.

The question being put, it was agreed to.

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The Assembly adjourned at 4:25 p.m. until 1:30 p.m., Thursday, November 12, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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THURSDAY, NOVEMBER 12, 1987

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Education

- Final Report of the Joint Commission on Indian Education and Training, Kwiya - Towards a new partnership in education  
(Sessional Paper #13)
- White Paper on College Governance and Phased Implementation  
(Sessional Paper #14)

**INTRODUCTION OF BILLS (FIRST READING)**

Bill #90 - An Act to Amend the Elections Act

- Hon. Mr. Kimmerly

Bill #76 - An Act to Amend the Legal Profession Act

- Hon. Mr. Kimmerly

**MINISTERIAL STATEMENT**

Hon. Mr. McDonald, Minister of Education

- College Act Process

**FILED DOCUMENT**

The following document was filed during Question Period by Mr. Phelps:

- Letter from Mr. Phelps to Hon. Dave Porter, Minister of Renewable Resources, re Sale of Falcons  
(Filed Document #3)

ADDRESS IN REPLY TO THE SPEECH FROM THE THRONE

Moved by Mr. Joe:

THAT the following Address be presented to the Commissioner of the 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 #17)**

A debate continuing, it was moved by the Hon. Mr. Penikett:

THAT debate be now adjourned.

The question being put, it was agreed to.

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The Assembly adjourned at 5:28 p.m. until 1:30 p.m., Monday, November 16, 1987.



No. 4

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

MONDAY, NOVEMBER 16, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Penikett, Government Leader

- Report on Regulations, April 6, 1987 to November 2, 1987  
(Sessional Paper #15)
- Yukon Public Service Staff Relations Board, Seventeenth Annual Report, 1986-87  
(Sessional Paper #16)
- Yukon Teachers' Staff Relations Board, Thirteenth Annual Report, 1986-87  
(Sessional Paper #17)

**MINISTERIAL STATEMENTS**

Hon. Piers McDonald rose to deliver a Ministerial Statement on "Canadian Jobs Strategy, and Yukon Concerns." As he began the Statement, Mrs. Firth rose on a point of order to question the appropriateness of the contents of the Statement. The Speaker took the matter under advisement and said he would rule on it at a later time.

**FILED DOCUMENTS**

The following document was filed during question period by Mr. Phelps:

- Agreement between "Nowlan" and the "Crown" re permits to allow and facilitate the sale and export of falcons  
(Filed Document #4)

**UNANIMOUS CONSENT REQUESTED**

Following Question Period, unanimous consent was requested and granted to waive Standing Order 11(3) in order to revert to Daily Routine at 7:30 p.m. for the purpose of allowing the Introduction and First Reading of budget-related Bills.

**ADDRESS IN REPLY TO THE SPEECH FROM THE THRONE**

Moved by Mr. Joe:

THAT the following Address be presented to the Commissioner of the 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 #17)**

A debate continuing and the question being put on the motion, it was agreed to.

Moved by the Hon. Mr. Porter:

THAT the Address in Reply to the Speech from the Throne be engrossed and presented to the Commissioner in his capacity as Lieutenant-Governor.

The question being put, it was agreed to.

**GOVERNMENT MOTIONS**

Moved by the Hon. Mr. Penikett:

THAT it is the opinion of the Yukon Legislative Assembly that:

- (1) the 1987 Constitutional Accord is unfair to all Canadians who reside north of the 60th parallel and effectively makes them second class citizens within their own country;
- (2) Yukoners and other northerners will be the only people in Canada without a say in whether or not the Yukon and the Northwest Territories should become provinces at a time of their choosing;
- (3) the Accord makes the prospect of ultimate provincehood for the Yukon and the Northwest Territories only a remote possibility;
- (4) the Accord discriminates against the two territories in relation to appointments to the Senate and the Supreme Court of Canada as well as attendance at First Ministers' Conferences on the Constitution, the economy and other matters;

THAT the Yukon Legislative Assembly urges the Parliament of Canada and the legislatures of British Columbia, Alberta, Manitoba, Ontario, Nova Scotia, New Brunswick, Prince Edward Island and Newfoundland not to ratify the 1987 Constitutional Accord until such time as appropriate amendments to it are made which accommodate the concerns of the legislatures of the Yukon and the Northwest Territories; and  
THAT the Speaker forward a copy of this resolution to the Prime Minister of Canada, the ten provincial Premiers and the Government Leader of the Northwest Territories.

**(Motion #7)**

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

### **GOVERNMENT BILLS**

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

Bill #4 - Public Libraries Act  
- Hon. Mr. McDonald

Bill #52 - An Act to Amend the Municipal Act  
- Hon. Mr. McDonald

Bill #80 - An Act to Amend the Assessment and Taxation Act  
- Hon. Mr. McDonald

Bill #9 - Change of Name Act  
- Hon. Mrs. Joe

Bill #14 - Miscellaneous Statute Law Amendment Act, 1987  
- Hon. Mr. Kimmerly

### **INTRODUCTION OF BILLS (FIRST READING)**

Unanimous consent having been granted earlier in the day to revert to Daily Routine, the following Bills were introduced and read a first time:

Bill #2 - Sixth Appropriation Act, 1986-87  
- Hon. Mr. Penikett

Bill #3 - Third Appropriation Act, 1987-88  
- Hon. Mr. Penikett

Bill #5 - First Appropriation Act, 1988-89  
- Hon. Mr. Penikett

Bill #59 - Loan Agreement Act (1987)  
- Hon. Mr. Penikett

**MONEY MESSAGE**

Bill #2, Sixth Appropriation Act, 1986-87; Bill #3, Third Appropriation Act, 1987-88; Bill #5, First Appropriation Act, 1988-89; and Bill #59, Loan Agreement Act (1987) were accompanied by a money message.

**GOVERNMENT BILLS - BUDGET SPEECH (CAPITAL)**

Pursuant to Standing Order 55(3), the following Bill was called for Second Reading:

Bill #5 - First Appropriation Act, 1988-89  
- Hon. Mr. Penikett

Thereupon, the Hon. Mr. Penikett delivered the Budget Speech (Capital).

Moved by Mr. Phelps:

THAT debate be now adjourned.

The question being put, it was agreed to.

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The Assembly adjourned at 7:50 p.m. until 1:30 p.m., Tuesday, November 17, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

TUESDAY, NOVEMBER 17, 1987

---

The Speaker took the Chair at 1:30.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Education

- Report of the Education Act Task Force, November, 1987  
(Sessional Paper #18)
- Department of Education, Public Schools Branch, Annual Report,  
1985/86 (Sessional Paper #19)
- Canadian Jobs Strategy, and Yukon Concerns  
(Sessional Paper #20)

Hon. Mr. Porter, Minister of Tourism

- Tourism Yukon's Travel Film, "Yukon - Canada's Last Frontier"  
- award (Sessional Paper #21)

**INTRODUCTION OF BILLS (FIRST READING)**

Bill #102 - An Act to Amend the Territorial Court Act

- Mr. Phillips

**SPEAKER'S RULING**

Prior to calling Ministerial Statements today I would like to provide the House with my thoughts on the point of order which was raised on November 16 by the Member for Whitehorse Riverdale South when the Minister of Community and Transportation Services began reading a ministerial statement to the House.

The Member for Whitehorse Riverdale South who, according to practice had received the statement entitled "Canadian Jobs Strategy: Yukon Concerns" prior to the sitting of the House, argued that the statement violated the rules respecting

ministerial statements because "it is simply a four page criticism of the federal government and contains no factual statements of what this government's policy is."

Our Standing Order 11(8) states, in part, that "On Ministerial Statements ... a Minister may make a short factual statement of government policy." Also, the Chair would note the Second Report of the Standing Committee on Rules, Elections and Privileges of the 24th Legislative Assembly recommended "That Ministerial Statements be made only on subjects of significance and primarily for the purpose of announcing new government policies."

The Chair has now had an opportunity to review the ministerial statement the Minister of Community and Transportation Services intended to make to the House yesterday. The question to be addressed is as to whether it is a short factual statement of new government policy on a subject of significance. It would appear to satisfy the requirements of the rules as to length, and the subject dealt with is important to Yukoners. Is it, then, a "factual statement of new government policy?" An argument can be made that it is an assessment of and a reaction to a federal government program and that it is, therefore, not in order. The Chair must point out, however, that, in a federal system, the reactions of different levels of governments to the policies of other levels do take the form of policy statements and that the ministerial statement in question is in order in that sense.

While this ministerial statement may be in order in this technical sense its format and language do cause some problems. The first two pages are largely made up of an explanation and analysis of the federal Canadian Jobs Strategy and the language used throughout would, in many cases, be more suited to a debate. It is not until page 3 that the position or policy of the Government of Yukon is provided.

The Chair would ask that Ministers, in developing ministerial statements, be careful to emphasize statements of policy. Speeches, in which arguments are made for specific policies, do not belong in ministerial statements; rather, they belong in debate and I would ask both Ministers who are making ministerial statements and opposition members who are responding to ministerial statements to consider bringing motions before the House if they desire a debate.

One further point the Chair would raise is the difficulty caused by the early distribution to the caucuses of ministerial statements. This is done as a courtesy which the Chair does not wish to discourage. However, it does lead to the situation where points of order can be raised about ministerial statements before such statements are made to the House. It is of some concern to the Chair that a point of order may be raised on a matter not yet before the House and, if such points of order become common, the Chair may have to give further consideration to this matter.

Finally, in dealing with yesterday's ministerial statement, I would ask the Minister of Community and Transportation Services that, if he wishes to deliver this statement, he assist the Chair by redrafting it in a way which would bring it more within the spirit of the rules governing ministerial statements.

**GOVERNMENT BILLS**

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

Bill #78 - An Act to Amend the Income Tax Act

- Hon. Mr. Penikett

Bill #33 - Societies Act

- Hon. Mr. Kimmerly

Bill #21 - An Act to Amend the Liquor Act

- Hon. Mr. Kimmerly

Bill #16 - Private Investigators and Security Guards Act

- Hon. Mr. Kimmerly

Bill #31 - Torture Prohibition Act

- Hon. Mr. Kimmerly

Bill #90 - An Act to Amend the Elections Act

- Hon. Mr. Kimmerly

Bill #76 - An Act to Amend the Legal Profession Act

- Hon. Mr. Kimmerly

**COMMITTEE OF THE WHOLE**

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

The following Bills were reported without amendment:

Bill #4 - Public Libraries Act

- Hon. Mr. McDonald

Bill #52 - An Act to Amend the Municipal Act

- Hon. Mr. McDonald

The report of the Chairman was adopted.

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- 29 -

The Assembly adjourned at 5:23 p.m. until 1:30 p.m., Wednesday,  
November 18, 1987.



VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

WEDNESDAY, NOVEMBER 18, 1987

---

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

QUESTION OF PRIVILEGE

The Hon. Mrs. Joe made the following statement:

MR. SPEAKER, I would like to rise on a point of privilege to correct the record with respect to information I gave the House on Monday last in response to a question from the Member for Riverdale South.

On Monday, I stated that the City of Whitehorse had given my department information regarding possible unlicensed day homes. Following further questions on this matter from the member, I reviewed the exchange in this House with departmental staff. They have subsequently informed me that my statements were based on incorrect data the department had prepared.

I would now like to correct the record on this matter. The information regarding possible unlicensed day homes was in fact provided to Health and Human Resources staff by the Yukon Child Care Association and Public Health, and not the City as I originally asserted.

I recognize that as the Minister I am responsible for this error. I would like to apologize to this House and to the City administration for making inaccurate statements about the source of information in this instance.

TABLING RETURNS AND DOCUMENTS

Hon. Mrs. Joe, Minister of Health and Human Resources

- O & M Grants to Day Care Centres

(Sessional Paper #22)

- Day Care Capital Development Grant - Grants Approved: July -  
October, 1987

(Sessional Paper #23)

Hon. Mr. Kimmerly, Minister of Justice

- Bylaws and Constitution - Draft Regulations of Societies Act  
(Sessional Paper #24)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services

- Agreement between the Government of Yukon, Curragh Resources  
and Faro Real Estate Ltd. regarding mortgage modification

**MOTIONS FOR THE PRODUCTION OF PAPERS**

Before proceeding with Motions for the Production of Papers, the  
Speaker stated:

It would appear to the Chair that Motions for the Production  
of Papers Numbers 2 and 3 have been satisfied by the documents  
tabled earlier today and the Chair will, therefore, order that  
the motions be withdrawn from the Order Paper.

Moved by Mrs. Firth:

THAT the House do issue an order for a return of information  
which would provide a detailed breakdown of the \$900,000 in  
improvements to be made to the day care system, including:  
a) costs of increased subsidies and grants; and  
b) costs of changes in fee schedules.

(M.P.P. #1)

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

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Member for  
Whitehorse Porter Creek East and granted to waive Standing Order 12(1)  
in order to call certain motions on the Order Paper in an order agreed  
to by the House Leaders rather than in their order of precedence, it  
was moved by Mr. Brewster:

THAT it is the opinion of this House that Yukoners are  
continuing to be denied their rightful say in the management  
of freshwater fisheries as a result of the action taken by the  
Minister of Renewable Resources to terminate negotiations with  
the federal government for the transfer of this valuable  
resource;

THAT this House urges the Minister of Renewable Resources to  
immediately resume these negotiations; and

THAT this House urges the Government of Yukon to make  
reasonable and realistic demands of the federal government in

these negotiations to ensure that an agreement, acceptable to all parties, is reached within a satisfactory period of time.  
**(Motion #3)**

A debate arising on the motion, it was moved by the Hon. Mr. Porter in amendment thereto:

THAT Motion #3 be amended by deleting the following words:  
"as a result of the action taken by the Minister of Renewable Resources to terminate negotiations with the federal government for the transfer of this valuable resource"; and  
THAT Motion #3 be further amended by deleting the word "these" where it appears in the second clause of the motion and substituting for it the words "freshwater fisheries transfer".

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

YEA

Penikett	Joe, D.	Lang	
McDonald	Kassi	Nordling	
Porter	Webster	Firth	15
Joe, M.	Phelps	Phillips	
Kimmerly	Brewster	McLachlan	

NAY

0

A debate arising on the motion as amended and the question being put, it was agreed to.

FILED DOCUMENT

The following document was filed by Mr. Brewster during debate on Motion #3:

- Management of Freshwater Fisheries, correspondence between Mr. Brewster and Standing Senate Committee on Fisheries  
**(Filed Document #5)**

Moved by Mr. Phelps:

THAT it is the opinion of this House that the Government should request the low bidder on the fire pump system in Carcross to hold his bid for a period of fifteen days in order that Government officials may properly consult with the Fire Department in Carcross; and  
THAT if additional funds are required to provide this adequate, essential service, the Government should consider dropping or delaying the filling of one or more of the

following Government positions advertised in the Whitehorse Star, November 13th, 1987, namely:

Title	Salary
Manager, Student Services	\$40,166 - 52,232
Translator	\$1,457.41 - 1,690.62, bi-weekly
Program Co-ordinator	\$38,828 - 45,270
Supervisor, Highway Maintenance	\$32,717 - 37,900
Corrections officer	\$31,263 - 36,200
Traducteur/trice	\$1,457.41 - 1,690.62 bi-weekly.

**(Motion #20)**

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

Moved by Mr. McLachlan:

THAT it is the opinion of this House that parliamentary democracy in Yukon could be improved by providing television coverage of the proceedings of the Yukon Legislative Assembly on a more consistent and higher quality basis than is presently the case; and

THAT the Members' Services Board investigate and report to the Assembly on the methods and costs of alternative means by which this goal might be attained.

**(Motion #19)**

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

### **BILLS OTHER THAN GOVERNMENT BILLS**

The time being 4:30, pursuant to Standing Order 11(7), the Speaker called Bills other than Government Bills.

Before proceeding to that Order, the Speaker made the following ruling:

The Chair must point out to the House that the content of Bill Number 101 is the same as that of Bill Number 90 which received second reading on November 17. The established practice of this House in such cases is to allow both Bills to remain on the Order Paper but, once one of the Bills has progressed beyond first reading, not to call the second Bill for Second Reading unless the first is withdrawn. I would, therefore, rule that Bill Number 101 may not be called at this time. If members desire a full explanation of this practice and the parliamentary authorities supporting it, I would refer them to the ruling made by Speaker Taylor on October 18, 1983.

The following Bill was called for Second Reading:  
Bill #102 - An Act to Amend the Territorial Court Act  
- Mr. Phillips

A debate arising, it was moved by the Hon. Mr. Kimmerly:  
THAT debate be now adjourned.

The question being put, it was agreed to on the following recorded  
Division:

	YEA	
Penikett	Kimmerly	
McDonald	Joe, D.	
Porter	Kassi	8
Joe, M.	Webster	
	NAY	
Phelps	Firth	
Brewster	Phillips	
Lang	McLachlan	7
Nordling		

**COMMITTEE OF THE WHOLE**

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

The following Bill was reported without amendment:  
Bill #80 - Act to Amend the Assessment and Taxation Act  
- Hon. Mr. McDonald

Progress was reported on the following Bill:  
Bill #9 - Change of Name Act  
- Hon. Mrs. Joe

The report of the Chairman was adopted.

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The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Thursday,  
November 19, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

THURSDAY, NOVEMBER 19, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Penikett, Government Leader

- Yukon Development Corporation, First Annual Report,  
March 31, 1987 (Sessional Paper #25)

Mr. Phillips, Member for Whitehorse Riverdale North

- Letter from Yukon Council on Aging to Minister of Justice  
regarding dismissal of a Justice of the Peace because of age  
(Sessional Paper #26)

**MINISTERIAL STATEMENTS**

Hon. Mr. Penikett, Government Leader

- Mandate of the Yukon Development Corporation

**ADJOURNMENT MOTION**

Moved by the Hon. Mr. Porter:

THAT the House, at its rising, do stand adjourned until  
Monday, November 30, 1987.

The question being put, it was agreed to.

**GOVERNMENT BILLS**

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

Bill #2 - Sixth Appropriation Act, 1986-87

- Hon. Mr. Penikett

Bill #3 - Third Appropriation Act, 1987-88

- Hon. Mr. Penikett

Bill #59 - Loan Agreement Act (1987)

- Hon. Mr. Penikett

Bill #5 - First Appropriation Act, 1988-89

- Hon. Mr. Penikett

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The Assembly adjourned at 5:25 p.m. until 1:30 p.m., Monday,  
November 30, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

MONDAY, NOVEMBER 30, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Johnston, Speaker

- Report of Clerk re deductions from indemnities of members  
(Sessional Paper #27)

Hon. Mr. Penikett, Government Leader

- Notes for a Speech by the Hon. Tony Penikett, Leader,  
Government of Yukon, to First Ministers' Conference, November,  
1987  
(Sessional Paper #28)

Hon. Mrs. Joe, Minister of Health and Human Resources

- Number of young offenders in custody at 501 Taylor St.  
(Legislative Return #1)

**GOVERNMENT BILLS**

The following Bills were read a third time and passed:

Bill #4 - Public Libraries Act

- Hon. Mr. McDonald

Bill #52 - An Act to Amend the Municipal Act

- Hon. Mr. McDonald

Bill #80 - Act to Amend the Assessment and Taxation Act

- Hon. Mr. McDonald



COMMITTEE OF THE WHOLE

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

The following Bills were reported without amendment:

Bill #9 - Change of Name Act  
- Hon. Mrs. Joe

Bill #78 - An Act to Amend the Income Tax Act  
- Hon. Mr. Penikett

Progress was reported on the following Bills:

Bill #14 - Miscellaneous Statute Law Amendment Act, 1987  
- Hon. Mr. Kimmerly

Bill #33 - Societies Act  
- Hon. Mr. Kimmerly

The report of the Chairman was adopted.

---

The Assembly adjourned at 9:27 p.m. until 1:30 p.m, Tuesday,  
December 1, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

TUESDAY, DECEMBER 1, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services  
- Port of Skagway, Pre-Feasibility Study, Final Report,  
October, 1987 (Sessional Paper #29)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services  
- Port of Skagway Pre-Feasibility Study

**SPEAKER'S RULING**

Before proceeding with the Orders of the Day, I would like to return to a point of order which was raised by the Minister of Justice on November 18. When Motions for the Production of Papers were called the Minister questioned whether a motion proposed by the Member for Whitehorse Riverdale South was in order. In arguing the point of order the Minister of Justice stated: "[T]he notice for production of papers must call for papers or information that is in existence, and cannot call for a compilation of figures or documents and cannot call for research to be done." He submitted that the motion proposed by the Member for Whitehorse Riverdale South did not follow the practice of the House of Commons whose rules and practices are followed by this House when our own rules and practices do not provide clear direction.

In ruling on the point of order the Chair undertook to review the past practices of this Assembly and to review the practices of the House of Commons and report back to the House. It is clear from a review of past motions for the production of papers that motions such as those proposed by the Member for Whitehorse Riverdale South on November 18 are not common. However, they are

not without precedent. On November 9, 1983, the Member for Mayo gave notice of the following motion under the heading Motions for the Production of Papers:

THAT an Order of the Assembly do issue for copies of:

- (1)(a) Names of persons whose applications for agricultural land have been received and the corresponding size and location of each applicant's land request;
- (b) The time and date each application was received;
- (2) Names of persons whose applications for agricultural land have been accepted;
- (3) Names of persons whose applications for agricultural land have been rejected;
- (4) The cited land use conflicts associated with any applications received for agricultural land; and
- (5) Names of members of the Yukon Legislative Assembly or their immediate family who have made successful applications for agricultural land.

That motion was debated and voted upon by the Assembly on November 16, 1983.

To determine what would be done in the House of Commons the Clerk sent copies of the three motions which were on the Order Paper of November 18, 1987, to the Clerk of the House of Commons. In an attached memorandum he said:

"I would appreciate receiving your advice on whether the attached motions would be in order in the House of Commons under the heading of Motions for the Production of Papers. If these motions are not in order under that heading would they be in order under any other heading of business for the House of Commons?"

The Clerk of the House of Commons replied in a letter dated November 24, 1987. In that letter he stated:

"I am in receipt of your memorandum dated November 23, 1987 in which you enquire as to whether or not the three motions received from your Member of the Assembly in relation to day care costs would be procedurally acceptable in the House of Commons as Motions for the Production of Papers. The simple answer is yes, so long as they come within the administrative responsibility of the Government. However, properly drafted, they would also be acceptable as a written question for the Order Paper. In the latter case, through the provisions of our Standing Orders, a Member may request a 45 day response from the Government to his or her question. Although the 45 day response is strictly a request, the chances that a Member may receive an answer more quickly is somewhat increased, and therefore the staff may suggest this procedure to the Member."

This review of the practices of the Yukon Legislative Assembly and of the House of Commons indicates that motions such as those on the Order Paper of November 18 in the name of the Member for Whitehorse Riverdale South should continue to be ruled in order.

GOVERNMENT BILLS

The following Bills were read a third time and passed:

Bill #9 - Change of Name Act

- Hon. Mrs. Joe

Bill #78 - An Act to Amend the Income Tax Act

- Hon. Mr. Penikett

COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #33 - Societies Act

- Hon. Mr. Kimmerly

The following Bill was reported with amendment:

Bill #14 - Miscellaneous Statute Law Amendment Act, 1987

- Hon. Mr. Kimmerly

Progress was reported on the following Bill:

Bill #2 - Sixth Appropriation Act, 1986-87

- Hon. Mr. Penikett.

The report of the Chairman was adopted.

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The Assembly adjourned at 5:25 p.m. until 1:30 p.m., Wednesday, December 2, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

WEDNESDAY, DECEMBER 2, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services

- Inventory of Yukon Housing Corporation Units (as of December 2, 1987) **(Sessional Paper #30)**

Hon. Mr. Kimmerly, Minister of Justice

- Memorandum dated November 30, 1987, from Director of Court Services to Hon. Roger Kimmerly, Minister of Justice, entitled "Letter to Bill Thomson" (Justice of the Peace) **(Sessional Paper #31)**
- Memorandum dated July 21, 1987, from Deputy Minister of Justice to Director of Legal Services regarding eligibility based on age of Justices of the Peace **(Sessional Paper #32)**

(Sessional Papers #31 and #32 were tabled during Question Period as documents cited and then made subject to a request that they be laid upon the Table.)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services

- Commercial Air Service Development

**SPEAKER'S RULING**

Before proceeding with Orders of the Day, I would draw the attention of the House to the fact that Motion for the Production

of Papers Number 4 appears to be satisfied by the document tabled earlier today. I would, therefore, order that the motion be withdrawn from the Order Paper.

**MOTIONS RESPECTING COMMITTEE REPORTS**

Unanimous consent having been requested by the Government House Leader and granted to waive Standing Order 11(4) in order to call Motions Respecting Committee Reports as the first order of business, it was moved by Mr. Phelps:

THAT the Eighth Report of the Standing Committee on Public Accounts, presented to the House on November 10, 1987, be concurred in. (C.R. #1)

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

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Webster:

THAT Chapter 11, Petitions, of the Standing Orders of the Yukon Legislative Assembly be referred to the Standing Committee on Rules, Elections and Privileges; and  
THAT the committee review the rules for petitions with the purpose of making it easier for petitions from the public to be received by the Assembly; and  
THAT the committee report its findings and recommendations to the House. (Motion #9)

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

Moved by Mr. Webster:

THAT it is the opinion of this House that the agreement signed by the United States and Japan to fly plutonium over northern Canada represents a potential safety risk to the people of the Yukon; and  
THAT this House urges the Government of Canada to deny the use of Canadian airspace for the purpose of transporting plutonium. (Motion #10)

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

Moved by Ms. Kassi:

THAT it is the opinion of this House that the Government of Yukon, in cooperation with Yukon Indian Bands and Tribal

Councils, should investigate the feasibility of tribal police/peacemaking and tribal justice systems.  
**(Motion #12)**

A debate arising on the motion, it was moved by Mr. Brewster in amendment thereto:

THAT motion #12 be amended by adding after the word "systems" the following:

"and that this feasibility study be tabled in the House for debate prior to this Government taking any action to implement the tribal police/peacemaking and tribal justice systems."

A debate arising on the amendment and, the time reaching 4:30 p.m. while Mr. Brewster was speaking, the Speaker, pursuant to Standing Order 11(7), called Bills other than Government Bills.

#### **BILLS OTHER THAN GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #102 - An Act to Amend the Territorial Court Act  
- Mr. Phillips

A debate continuing, it was moved by the Hon. Mr. Porter:

THAT debate be now adjourned.

The question being put on the motion to adjourn debate, there was an equal number of votes on the following recorded Division:

#### YEA

Penikett	Joe, D.	
McDonald	Kassi	
Porter	Webster	7
Kimmerly		

#### NAY

Phelps	Firth	
Brewster	Phillips	
Lang	McLachlan	7
Nordling		

#### **CASTING VOTE**

There being an equal number of votes, the Speaker stated:

Our Standing Order 4(2) states that, in the case of an equality of votes, the Speaker shall give a casting vote. In general the principle that I apply is that the Chair should

always vote for further discussion. It is, therefore, my duty to vote against the motion to adjourn debate and I declare the motion defeated.

The Speaker then voted against the motion to adjourn debate and the motion was negatived.

A debate continuing on the motion for Second Reading and, the time reaching 5:30 p.m. while the Hon. Mr. McDonald was speaking, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m.

#### **COMMITTEE OF THE WHOLE**

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

The following Bill was reported without amendment:

Bill #2 - Sixth Appropriation Act, 1986-87  
- Hon. Mr. Penikett

Progress was reported on the following Bill:

Bill #3 - Third Appropriation Act, 1987-88  
- Hon. Mr. Penikett

The report of the Chairman was adopted.

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The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Thursday, December 3, 1987.



VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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THURSDAY, DECEMBER 3, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation services  
- Lands Transferred since May 1985; Land Transfers Requested  
(both as of December 1, 1987)

**(Sessional Paper #33)**

- Code of Fair Practice for Land Applicants

**(Sessional Paper #34)**

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services  
- Code of Fair Practice for Land Applicants

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #16 - Private Investigators and Security Guards Act

- Hon. Mr. Kimmerly

The report of the Chairman was adopted.

**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:

"Mr. Administrator, the Assembly has at its present Session passed certain 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 - Public Libraries Act

Bill #9 - Change of Name Act

Bill #52 - An Act to Amend the Municipal Act

Bill #78 - An Act to Amend the Income Tax Act

Bill #80 - Act to Amend the Assessment and Taxation Act

The Administrator assented the Bills:

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

The Administrator then retired from the Chamber.

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The Assembly adjourned at 5:22 p.m. until 1:30 p.m., Monday, December 7, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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MONDAY, DECEMBER 7, 1987

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Penikett, Government Leader

- Public Accounts 1986/87, for fiscal year ending March 31, 1987  
(Sessional Paper #35)
- Staff Establishment and Position Control Directive, effective  
April 1, 1987 (Sessional Paper #36)

Hon. Mr. Kimmerly, Minister of Justice

- Department of Justice, Annual Report for year ending March 31,  
1986 (Sessional Paper #37)

**INTRODUCTION OF BILLS (FIRST READING)**

- Bill #11 - An Act to Amend the Territorial Court Act
- Hon. Mr. Kimmerly

**MINISTERIAL STATEMENTS**

Hon. Mrs. Joe, Minister of Health and Human Resources

- National Strategy on Child Care: Response of the Yukon  
Government

**SPEAKER'S RULING**

Before calling Question Period I would like to provide the House with my ruling on the question of privilege raised by the Minister of Justice during Question Period on December 3. The Minister based the question of privilege on remarks made by the

Leader of the Official Opposition and, in stating the question of privilege, said:

"I have made statements of fact, or the facts as I believe them to be. The Leader of the Official Opposition has asserted now, essentially, that I was lying. I would challenge him to withdraw that statement or refer it to the Committee on Rules, Elections and Privileges."

The Chair would refer Members to Annotation 19(1) of Beauchesne which states: "A dispute arising between two Members, as to allegations of facts, does not fulfill the conditions of parliamentary privilege." It is clear, then, that the Chair must rule that a question of privilege has not been raised.

While so ruling the Chair would also point out to Members that there are rules about the language which is permitted in this House. I would refer Members to Standing Order 19 which states, in part, that:

"A member will be called to order by the Speaker if that member:

- (h) imputes false or unavowed motives to another member;
- (i) charges another member with uttering a deliberate falsehood;
- (j) uses abusive or insulting language of a nature likely to cause disorder."

In reviewing the Hansard for recent Question Periods it is clear that, in many cases, the House is not paying close attention to these rules. The Chair must ask that Members be careful with the language they use in the House and that they refrain from using unparliamentary or insulting expressions and words.

It is particularly important that no Member accuse or suggest another Member is deliberately misleading the House. If a Member feels that such an accusation must be made and dealt with he or she must do so by placing the accusation in a motion which is then the proper subject of debate. It is not proper to suggest at any other time, whether in debate or during Question Period, that a Member has deliberately misled the House.

The rules of the House are clear on these matters and it is the duty of all Members to do their best to obey these rules. The Chair requests the cooperation of all Members to ensure that our proceedings are orderly and dignified.

#### **FILED DOCUMENT**

The following document was filed during Question Period by Mr. Phelps:

- Agreement dated December 2, 1986, between Danny Nowlan, Yukon Game Farm and Hon. Dave Porter, Government of Yukon regarding permits to sell and export falcons

(Filed Document #6)

**GOVERNMENT BILLS**

The following Bills were read a third time and passed:

Bill #33 - Societies Act

- Hon. Mr. Kimmerly

Bill #14 - Miscellaneous Statute Law Amendment Act, 1987

- Hon. Mr. Kimmerly

Bill #2 - Sixth Appropriation Act, 1986-87

- Hon. Mr. Penikett

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #3 - Third Appropriation Act, 1987-88

- Hon. Mr. Penikett

The report of the Chairman was adopted.

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The Assembly adjourned at 9:27 p.m. until 1:30 p.m., Tuesday, December 8, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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TUESDAY, DECEMBER 8, 1987

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

**MOTIONS OF URGENT AND PRESSING NECESSITY**

Under Standing Order 28, it was moved by Hon. Mr. Penikett:

THAT it is the opinion of this House that the signing of the Intermediate Range Nuclear Forces (I.N.F.) Treaty by the United States and the Union of Soviet Socialist Republics is an important step towards ridding the world of nuclear weapons; and

THAT this House unanimously supports the signing of the Intermediate Range Nuclear Forces Treaty by the United States of America and the Union of Soviet Socialist Republics.

Unanimous consent having been granted to proceed and the question being put, it was agreed to.

**GOVERNMENT BILLS**

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

Bill #11 - An Act to Amend the Territorial Court Act

- Hon. Mr. Kimmerly

**SPEAKER'S RULING**

The Chair must point out to the House that the content of Bill Number 102 is included in Bill Number 11 which has just received Second Reading. Following the established practice of this House, I would rule that Bill Number 102 may remain on the Order Paper but may not be further proceeded with unless Bill Number 11 is withdrawn. Once a final determination has been reached on Bill Number 11, it will be my responsibility to order that Bill Number 102 be dropped from the Order Paper.

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #3 - Third Appropriation Act, 1987-88

- Hon. Mr. Penikett

The report of the Chairman was adopted.

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The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Wednesday, December 9, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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WEDNESDAY, DECEMBER 9, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Porter, Minister of Renewable Resources

- Memorandum of Understanding dated January 17, 1983, between the RCMP and Yukon Renewable Resources Wildlife and Parks Services (Territorial Game Branch) re illegal export of falcons  
**(Sessional Paper #38)**
- Letter dated September 20, 1985, from Hugh Monaghan, Director, Fish and Wildlife, to D. Nowlan re export of falcons  
**(Sessional Paper #39)**
- Hatching of gyrfalcon eggs  
**(Legislative Return #2)**
- Reasons for Judgment of the Honourable Mr. Justice Maddison dated May 23, 1986, re permit to sell and export gyrfalcons, between Daniel Edward Nowlan, Petitioner, and Hugh Monaghan, Director of Wildlife, and David Porter, Minister of Renewable Resources, Respondents  
**(Sessional Paper #40)**

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services

- Privatization of NorthwTel

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Member for Whitehorse Porter Creek East and granted to waive Standing Order 12(1) in order to call certain motions on the Order Paper in an order agreed



to by the House Leaders rather than in their order of precedence, it was moved by Mr. Phelps:

THAT it is the opinion of this House that the Commissioner in Executive Council should cause an inquiry to be made pursuant to the Public Inquiries Act into a matter connected with the conduct of the public business of Yukon and of public concern, namely the involvement of the Ministers and officials of the Government of Yukon in all aspects of the investigation and subsequent court case regarding the alleged falcon smuggling conspiracy which was concluded in March 1987 when seven defendants including Mr. Danny Nowlan, co-owner of the Yukon Game Farm, were found not guilty, to resolve the following:

- 1) The extent of the involvement of the Ministers and officials of the Government of Yukon;
- 2) Steps taken by Ministers and officials of the Government of Yukon with regard to restricting the ability of the defendants, Mr. Nowlan and Ms. Schmigale from carrying on their business of selling domestically raised falcons;

THAT the Board of Inquiry examine the following issues and make recommendations as is appropriate, namely:

- 1) Whether the Government of Yukon should develop a procedure and training manual for its investigating officers to ensure such officers act in a fair and ethical manner;
- 2) Whether the Government of Yukon should develop a mandatory training course for officials who are involved in the enforcement of its statutes and regulations;
- 3) Whether the Government of Yukon should enact legislation that provides for the payment of legal costs and disbursements of defendants who successfully defend themselves against charges laid by the Government of Yukon;
- 4) Whether the Government of Yukon should enact legislation that provides for the payment of legal costs and disbursements of defendants who successfully defend themselves against charges laid by another level of government where the Government of Yukon was involved in the investigation and the decision to lay charges;
- 5) To make such other recommendations as the Board of Inquiry deems necessary to ensure that the investigative and enforcement procedures of the Government of Yukon are fair and appropriate in future;

THAT the Board appointed for the purpose of making this inquiry should include at least one Canadian member of the judiciary;

THAT the Board be constituted within thirty days of the passing of this Resolution; and

THAT the Commissioner in Executive Council cause the report of the Board after receipt thereof to be laid before this House if the House is then in Session, or if the House is not in Session, then forthwith cause the report to be made available to the Clerk of the Assembly who shall transmit copies of the report to each member of the House.

**(Motion #18)**

A debate arising on the motion, it was moved by the Hon. Mr. Porter in amendment thereto:

THAT Motion #18 be amended by deleting all the words after the word "THAT" where it first appears and substituting the following:

"the Yukon Legislative Assembly urges the Government of Canada to conduct a full inquiry into the conduct of the investigation known as Operation Falcon; and

THAT the terms of reference of such an inquiry provide for a comprehensive review of the Yukon aspects of Operation Falcon including:

1. the initiation and subsequent conduct of investigations by the RCMP and the Territorial Game Branch,
2. the laying of charges,
3. the role of the federal crown attorney's office in the Yukon investigations,
4. the extent of the involvement of the Ministers and officials of the Government of Yukon, and
5. the issuance of export permits for falcons to the accused subsequent to the laying of charges."

A debate arising on the amendment, it was moved by Mr. Phillips in amendment thereto:

THAT the amendment to Motion No. 18 be amended by:

- (1) deleting the expression "full inquiry" and substituting for it the expression "full public inquiry"; and
- (2) adding at the end the following:  
"THAT the public inquiry hold hearings in Yukon; and  
THAT in the event that the Government of Canada has not established such an inquiry within 90 days of the receipt of this resolution that the Commissioner in Executive Council should cause an inquiry to be made pursuant to the Public Inquiries Act into the "Operation Falcon" investigation with terms of reference similar, as much as is possible, to those proposed for a federal inquiry."

A debate arising on the sub-amendment, consent was requested by the Hon. Mr. Porter of Mr. Phillips, the mover of the sub-amendment, and granted to delete the following words:

"within 90 days of the receipt of this resolution."

Unanimous consent then being requested of and granted by the House to allow this, the sub-amendment read as follows:

THAT the amendment to Motion No. 18 be amended by:

- (1) deleting the expression "full inquiry" and substituting for it the expression "full public inquiry"; and
- (2) adding at the end the following:  
"THAT the public inquiry hold hearings in Yukon; and

THAT in the event that the Government of Canada has not established such an inquiry, that the Commissioner in Executive Council should cause an inquiry to be made pursuant to the Public Inquiries Act into the "Operation Falcon" investigation with terms of reference similar, as much as is possible, to those proposed for a federal inquiry."

A debate continuing on the (revised) sub-amendment and the question being put, it was agreed to.

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

A debate arising on the motion as amended and the question being put, it was agreed to.

#### **SPEAKER'S RULING**

The Chair finds that the House, in its consideration of Motion Number 18, has reached a determination on the matters found in Motion Number 22. It is, therefore, the duty of the Chair to order that Motion Number 22 be dropped from the Order Paper.

#### **COMMITTEE OF THE WHOLE**

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

The following Bill was reported without amendment:

Bill #3 - Third Appropriation Act, 1987-88  
- Hon. Mr. Penikett

Progress was reported on the following Bill:

Bill #5 - First Appropriation Act, 1988-89  
- Hon. Mr. Penikett

The report of the Chairman was adopted.

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The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Thursday, December 10, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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THURSDAY, DECEMBER 10, 1987

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

**MINISTERIAL STATEMENTS**

Hon. Mr. Kimmerly, Minister of Justice  
- International Human Rights Day

**GOVERNMENT MOTIONS**

Moved by the Hon. Mr. Kimmerly:

THAT the Yukon Legislative Assembly, pursuant to Section 21 of  
the Human Rights Act, appoint:

Percy Henry  
Dorothy Lattin  
Carol Geddes  
Louise Profeit-LeBlanc  
Pearl Keenan  
Rosemary Trahearne  
Betty Toews  
Clive Boyd

to be members of the panel of adjudicators.  
(Motion #25)

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

**GOVERNMENT BILLS**

The following Bill was read a third time and passed:

Bill #3 - Third Appropriation Act, 1987-88  
- Hon. Mr. Penikett

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #5 - First Appropriation Act, 1988-89

- Hon. Mr. Penikett

The report of the Chairman was adopted.

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The Assembly adjourned at 5:26 p.m. until 1:30 p.m., Monday, December 14, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

MONDAY, DECEMBER 14, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services

- Rural and Native Demonstration houses in Carmacks  
**(Legislative Return #3)**
- Use of local materials in Ross River  
**(Legislative Return #4)**
- Local material and labour re construction of staff house at  
Destruction Bay **(Legislative Return #5)**
- Yukon Housing Corporation housing in Ross River  
**(Legislative Return #6)**
- Use of Ministry of Transport houses in Destruction Bay  
**(Legislative Return #7)**

Hon. Mrs. Joe, Minister of Health & Human Resources

- People who will not benefit from federal child care policy  
**(Legislative Return #8)**

**COMMITTEE OF THE WHOLE**

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

The following Bill was reported without amendment:

Bill #76 - An Act to Amend the Legal Profession Act

- Hon. Mr. Kimmerly

Progress was reported on the following Bill:  
Bill #5 - First Appropriation Act, 1988-89  
- Hon. Mr. Penikett .

The report of the Chairman was adopted.

---

The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Tuesday,  
December 15, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

TUESDAY, DECEMBER 15, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Penikett, Government Leader

- Business Development Advisory Board Annual Report, 1986-87  
(Sessional Paper #41)

**PETITIONS**

Mr. Lang, Member for Whitehorse Porter Creek East

- Petition regarding proposed low-cost housing on Bamboo Crescent in Porter Creek (Petition #1)

**MINISTERIAL STATEMENTS**

Hon. Mrs. Joe, Minister of Health & Human Resources

- Shellfish contamination

**GOVERNMENT BILLS**

The following Bill was read a third time and passed:

Bill #76 - An Act to Amend the Legal Profession Act

- Hon. Mr. Kimmerly

**COMMITTEE OF THE WHOLE**

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



Progress was reported on the following Bill:  
Bill #5 - First Appropriation Act, 1988-89  
- Hon. Mr. Penikett

The report of the Chairman was adopted.

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The Assembly adjourned at 5:29 p.m. until 1:30 p.m., Wednesday,  
December 16, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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WEDNESDAY, DECEMBER 16, 1987

---

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

**PETITIONS**

The Clerk reported on Petition #1 as follows:

Mr. Speaker and Honourable Members of the Assembly:

I have had the honour to review a petition, being Petition Number 1 of the Fourth Session of the 26th Legislative Assembly, as presented by the honourable Member for Whitehorse Porter Creek East on December 15, 1987. Pursuant to Standing Order 66 of the Yukon Legislative Assembly, it is my responsibility to present a report upon any petition presented to the Assembly.

The subject matter of this petition may not be proper in that it appears to address a matter delegated by the Yukon Legislative Assembly to the Yukon Housing Corporation. In this respect Annotation 683(2) in Beauchesne states: "A petition cannot be considered if it concerns a matter delegated by Parliament to another body." It is not clear, however, whether the precedents of the House of Commons of Canada should be applied in a strict fashion to petitions presented in this Assembly. In the absence of clear direction and in recognition of the spirit of the House as expressed on December 2, 1987, during the debate on Motion Number 9, I am reluctant to report to the House that Petition Number 1 is deficient on this point. The Table would request that the Standing Committee on Rules, Elections and Privileges, in its review of the rules governing petitions, give consideration to whether petitions such as this one should be reported upon favourably in the future.

In reference to the Standing Orders and forms by which this Assembly governs its proceedings, Petition Number 1 conforms in all respects.

The Speaker ruled that the petition was accordingly received.

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Government House Leader and granted to waive Standing Order 12(1) in order to call only one item on the Order Paper under Motions other than Government Motions, as agreed to by the House Leaders, it was moved by Mr. Phelps:

THAT it is the opinion of this House that:

- (1) the Yukon Legislative Assembly possesses the responsibility for ensuring the development of minority language services in Yukon;
- (2) the Government of Yukon has been diligent in developing and presenting to the Yukon Legislative Assembly programs and services which enhance the use of French and aboriginal languages in Yukon;
- (3) the Yukon Legislative Assembly has been consistent in its support of these initiatives which further bilingual development;
- (4) the introduction into the House of Commons on June 25, 1987 of Bill C-72, which doesn't apply to "any institution of the Council or government of the Northwest Territories," but does apply to those similar institutions in Yukon is an affront to the rights and responsibilities of the Government of Yukon and the Yukon Legislative Assembly for the ongoing development of French language services in Yukon; and

THAT the Yukon Legislative Assembly urges the Minister of Justice of Canada to introduce an appropriate amendment to Bill C-72 to ensure that the Official Languages Act doesn't apply to any institution of the Yukon Legislative Assembly or Government of Yukon. **(Motion #1)**

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

YEA

Penikett	Joe, D	Lang	
McDonald	Kassi	Nordling	
Porter	Webster	Firth	15
Joe, M.	Phelps	Phillips	
Kimmerly	Brewster	McLachlan	

NAY

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FILED DOCUMENT

The following document was filed by Mr. Phelps during debate on Motion #1:

- Letter dated October 20, 1987, from Phelps to Hnatyshyn requesting withdrawal of changes to Bill C-72, Official Languages Act, re official bilingualism in Yukon  
**(Filed Document #7)**

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #5 - First Appropriation Act, 1988-89

- Hon. Mr. Penikett

The report of the Chairman was adopted.

---

The Assembly adjourned at 9:25 p.m. until 1:30 p.m., Thursday, December 17, 1987.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

THURSDAY, DECEMBER 17, 1987

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Penikett, Government Leader

- Job Evaluation Manual (Sessional Paper #42)

**MINISTERIAL STATEMENTS**

Hon. Mr. Penikett, Government Leader

- Board of Inquiry into fuel pricing

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #5 - First Appropriation Act, 1988-89

- Hon. Mr. Penikett

The report of the Chairman was adopted.

**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, 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 #2 - Sixth Appropriation Act, 1986-87

Bill #3 - Third Appropriation Act, 1987-88

Bill #14 - Miscellaneous Statute Law Amendment Act, 1987

Bill #33 - Societies Act

Bill #76 - An Act to Amend the Legal Profession Act

The Commissioner assented the Bills:

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

And further, the Commissioner addressed the Assembly as follows:

"Through you, Mr. Speaker, I would just like to wish you and every Member of the Assembly and their families a joyous and peaceful holiday season. Thank you."

The Commissioner then retired from the Chamber.

#### ADJOURNMENT MOTION

Moved by the Hon. Mr. Porter:

THAT the House, at its rising, do stand adjourned until Monday, January 4, 1988.

The question being put, it was agreed to.

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The Assembly adjourned at 5:20 p.m. until 1:30 p.m., Monday, January 4, 1988.

No. 20  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

MONDAY, JANUARY 4, 1988

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Johnston, Speaker

- Auditor General of Canada Report on other matters to the Yukon Legislative Assembly for the year ended March 31, 1987  
**(Sessional Paper #43)**

Hon. Mr. McDonald, Minister of Education

- Department of Education, Public Schools Branch - Annual Report 1986-1987  
**(Sessional Paper #44)**

Hon. Mr. Penikett, Government Leader

- Decentralization - Review of Decentralization Possibilities, December 1986  
**(Legislative Return #9)**
- Executive Council Office Capital Budget: Bureau of Statistics re student enrollment form and Vital Statistics Notice  
**(Legislative Return #10)**
- Executive Council Office Capital Budget: Bureau of Statistics re second quarter statistics  
**(Legislative Return #11)**
- Executive Council Office Capital Budget: Bureau of Statistics re confidentiality  
**(Legislative Return #12)**
- Time limit for reassessments by the Income Tax Department  
**(Legislative Return #13)**
- Indian Remissions Order, Department of Finance  
**(Legislative Return #14)**
- Income Tax Act re Yukon Rate  
**(Legislative Return #15)**

- Income Tax Act re reassessments  
(Legislative Return #16)
- Income Tax Act re calculation of interest  
(Legislative Return #17)

**RESPONSE TO PETITION**

Hon. Mr. McDonald, Minister of Community and Transportation Services, responded to Petition #1, received by the House on December 16, 1987, regarding proposed low-cost housing on Bamboo Crescent in Porter Creek. He stated that the government had concluded that effective measures are in place to minimize the problems of concern to the signatories to the petition and that the government would support the Yukon Housing Corporation in its decision to proceed with the project as planned.

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #5 - First Appropriation Act, 1988-89

- Hon. Mr. Penikett

The report of the Chairman was adopted.

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The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Tuesday, January 5, 1988.



No. 21

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

---

TUESDAY, JANUARY 5, 1988

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services  
- Takhini Area Transportation Study, Final Report, December 1987  
(Sessional Paper #45)

Hon. Mr. Penikett, Government Leader

- Executive Council Office Capital Budget: Bureau of Statistics  
re release of Quarterly Statistics  
(Legislative Return #18)

- Executive Council Office Capital Budget: Bureau of Statistics  
re Survey on behalf of Department of Justice: Consumer,  
Corporate and Labour Affairs  
(Legislative Return #19)

- Notes for a Statement by the Honourable Tony Penikett to the  
Standing Committee on Finance and Economic Affairs of the  
House of Commons, September 21, 1987  
(Sessional Paper #46)

Hon. Mr. Kimmerly, Minister of Justice

- Costs to government in the matter of Judge Rowe vs. Chief  
Judge Ilnicki  
(Legislative Return #20)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services  
- Takhini Area Transportation Study

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #5 - First Appropriation Act, 1988-89

- Hon. Mr. Penikett

The report of the Chairman was adopted.

FILED DOCUMENT

During general debate on Government Services, Hon. Mr. McDonald, Minister responsible for the Yukon Housing Corporation, distributed the following filed document as he had said during Question Period that he would:

- Housing policy of the Yukon Government

**(Filed Document #8)**

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The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Wednesday, January 6, 1988.

VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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WEDNESDAY, JANUARY 6, 1988

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Community & Transportation Services

- Government of Yukon, Protective Services (Fire Marshal) Annual Report, 1986  
**(Sessional Paper #47)**

- Yukon Housing Corporation purchase of houses on the Whitehorse market  
**(Legislative Return #21)**

**MINISTERIAL STATEMENTS**

Hon. Mr. Penikett, Government Leader

- Federal tax reform: Yukon concerns

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Member for Whitehorse Porter Creek East and granted to waive Standing Order 12(1) in order to call certain motions on the Order Paper in an order agreed to by the House Leaders rather than in their order of precedence, it was moved by Mr. Phelps:

THAT it is the opinion of this House that sections 3 and 4 of The Garage Solid Fuel Fired Appliances Regulations, O.I.C. 1987/39, made pursuant to the Building Standards Act, impose an excessive financial burden on Yukoners who wish to install a solid fuel fired appliance in a garage; and  
THAT this House urges the Government of Yukon to develop less rigorous and more reasonable regulations to govern the

installation of solid fuel fired appliances in garages that will meet acceptable and appropriate safety standards.  
**(Motion #26)**

FILED DOCUMENTS

The following documents were filed by Mr. Phelps during debate on Motion #26:

- Petition signed by Whitehorse and area residents to Hon. Mr. McDonald, Minister of Community & Transportation Services, regarding Order-in-Council dealing with garage wood stoves  
**(Filed Document #9)**

- Petition signed by Dawson City residents to Hon. Mr. McDonald, Minister of Community & Transportation Services, regarding Order-in-Council dealing with garage wood stoves  
**(Filed Document #10)**

A debate arising on the motion, it was moved by the Hon. Mr. McDonald in amendment thereto:

THAT Motion #26 be amended by deleting all the words after the expression "Building Standards Act" and substituting the following:

"may impose an undue financial burden on Yukon people who wish to install a solid fuel fired appliance in a private residential garage; and  
That this House urges the Government of Yukon to review the regulations to determine if alternate requirements could be adopted which would make it easier and less expensive to install wood stoves in private residential garages while still maintaining a satisfactory level of safety."

A debate arising on the amendment, it was moved by Mr. Phillips in amendment thereto:

THAT the amendment to Motion #26 be amended in line one by deleting everything after the first "that" and by adding "it is the opinion of this House that sections 3 and 4 of The Garage Solid Fuel Fired Appliances Regulations, O.I.C. 1987/39, made pursuant to the Building Standards Act, be repealed."

The Speaker ruled the sub-amendment out of order, citing Annotation 441(1) in the Fifth Edition of Beauchesne. At that time, unanimous consent was requested and granted to defer further debate on the question until 7:30 p.m.

Moved by Mr. Phelps:

THAT it is the opinion of this House that Yukoners residing in rural areas should receive equal treatment with regard to Government services and utility services; and

THAT this House urges NorthwesTel to adopt a policy that rural areas with more than 25 telephone subscribers be considered a "locale" for the purpose of establishing telephone rates so that they may receive equal treatment with rural areas currently established as "locales."

**(Motion #28)**

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

FILED DOCUMENTS

The following documents were filed by Mr. Phelps during debate on Motion #28:

- Letter dated December 28, 1987 from John Obstfeld, Whitehorse, to L.R. Sherman, Vice-Chairman, CRTC, re Telephone Service on the Mayo Road

**(Filed Document #11)**

- 1) Letter dated December 10, 1987, from Jim Edwards, M.P., Chairman, Standing Committee on Communications and Culture, to L.R. Sherman, Vice-Chairman, CRTC; and 2) Letter dated December 18, 1987, from John Obstfeld, Whitehorse, to L.R. Sherman, re Telephone Service on the Mayo Road

**(Filed Document #12)**

Moved by Mr. McLachlan:

THAT it is the opinion of this House that the Robert Campbell Highway is a transportation corridor which possesses significant tourism and economic development potential; and THAT this House urges the Government of Yukon to give a higher priority to the planning, development and upgrading of the highway.

**(Motion #23)**

A debate arising on the motion, it was moved by the Hon. Mr. McDonald in amendment thereto:

THAT Motion #23 be amended by deleting all the words after the expression "Government of Yukon" and substituting the following:

"to continue the systematic development and upgrading of the Highway."

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.

FILED DOCUMENTS

The following document was filed by the Hon. Mr. McDonald during debate on Motion #23:

- Letter dated November 30, 1987 from Piers McDonald to Dave Power, Manager, Town of Faro, re Campbell Highway  
**(Filed Document #13)**

Moved by Mr. Lang:

THAT it is the opinion of this House that the Yukon Housing Corporation should not proceed with the construction of the two duplexes on Bamboo Crescent designated as social housing.  
**(Motion #27)**

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

YEA			
Phelps	Nordling	Phillps	
Brewster	Firth	McLachlan	7
Lang			
NAY			
Penikett	Joe, M.	Kassi	
McDonald	Kimmerly	Webster	8
Porter	Joe, D.		

At 5:30 p.m. the Member for Whitehorse Porter Creek East rose and stated:

Mr. Speaker, the House Leaders have agreed to extending the time allotted to Motions other than Government Motions by one hour. This requires the unanimous consent of the House and I would, therefore, request unanimous consent for us to continue at 7:30 p.m. with Motions other than Government Motions until 8:30 p.m. tonight.

Unanimous consent was granted.

At 7:30 p.m., the Speaker stated:

Pursuant to the direction of the House, we will now return to debate on the amendment to Motion #26.

A debate continuing on the amendment to Motion #26, it was moved by Mr. Phillips in amendment thereto:

THAT the amendment to Motion #26 be amended in the first paragraph by deleting the words "private residential"; and THAT the amendment to Motion #26 be further amended in the second paragraph by deleting all the words after "Government of Yukon and substituting therefor the following:  
"to repeal sections 3 and 4 of the Garage Solid Fuel Fired Appliance Regulations."

A debate arising on the sub-amendment and the question being put, it was negated on the following recorded Division:

YEA			
Phillips	Lang	Firth	
Brewster	Nordling	Phillips	6
NAY			
Penikett	Joe, M.	Kassi	
McDonald	Kimmerly	Webster	9
Porter	Joe, D.	McLachlan	

FILED DOCUMENTS

The following document was filed during debate on the sub-amendment to Motion #26 by Mr. Phillips:

- Petition signed by Yukon residents to Hon. Mr. McDonald, Minister of Community & Transportation Services, regarding Order-in-Council dealing with garage wood stoves  
**(Filed Document #14)**

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

YEA			
Penikett	Joe, M.	Webster	
McDonald	Kimmerly	McLachlan	8
Porter	Kassi		
NAY			
Phelps	Lang	Firth	
Brewster	Nordling	Phillips	6

A debate arising on the motion as amended and the question being put, it was agreed to.

Moved by Mr. Nordling:

THAT it is the opinion of this House that economic development in many rural areas of Yukon is dependent upon the price of power; and

THAT this House urges the Government of Yukon to develop and implement a power rate equalization scheme throughout Yukon without raising the power rates in Whitehorse.

**(Motion #24)**

A debate arising on the motion, it was moved by the Hon. Mr. Penikett in amendment thereto:

That Motion #24 be amended by deleting all words after the expression "Government of Yukon" and inserting the following in their place:

"and the Yukon Energy Corporation to continue to develop fair and equitable power rate and subsidy schemes for the benefit of all Yukon communities."

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.

At 8:30, the Speaker stated:

Order please. The time now being 8:30 p.m., pursuant to the provisions of Standing Order 11 and the direction of the House, no further business may take place under the heading Motions other than Government Motions.

#### COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #5 - First Appropriation Act, 1988-89

- Hon. Mr. Penikett

The report of the Chairman was adopted.

---

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Thursday, January 7, 1988.



VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY

26th Legislative Assembly

Fourth Session

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THURSDAY, JANUARY 7, 1988 - FRIDAY, JANUARY 8, 1988

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Penikett, Government Leader

- Carcross Micro-hydro Study      **(Legislative Return #22)**
- Ministerial Statement on the Regulation of the Placer Mining Industry      **(Sessional Paper #48)**

Hon. Mrs. Joe, Minister of Health and Human Resources

- Health and Human Resources Annual Report, 1986/87  
   **(Sessional Paper #49)**

Hon. Mr. Kimmerly, Minister of Justice

- A Report on the Institution of the Ombudsperson  
   **(Sessional Paper #50)**

**MINISTERIAL STATEMENTS**

Hon. Mrs. Joe, Minister of Health and Human Resources

- Consultation Panel on Child Care

**MOTION TO EXTEND SITTING HOURS**

Moved by the Hon. Mr. Porter, Government House Leader:

THAT the Assembly be empowered to sit from 7:30 p.m. until such time as it is agreed to adjourn for the purpose of considering the Bills before Committee of the Whole and to permit the House to consider motions for the Third Reading of Bills.

The question being put, it was agreed to.

COMMITTEE OF THE WHOLE

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

The following Bills were reported after 1:00 a.m., January 8, 1988, with amendment:

Bill #5 - First Appropriation Act, 1988-89  
- Hon. Mr. Penikett

Bill #21 - An Act to Amend the Liquor Act  
- Hon. Mr. Kimmerly

The following Bills were reported after 1:00 a.m., January 8, 1988, without amendment:

Bill #31 - Torture Prohibition Act  
- Hon. Mr. Kimmerly

Bill #90 - An Act to Amend the Elections Act  
- Hon. Mr. Kimmerly

Bill #59 - Loan Agreement Act (1987)  
- Hon. Mr. Penikett

Bill #11 - An Act to Amend the Territorial Court Act  
- Hon. Mr. Kimmerly

Bill #16 - Private Investigators and Security Guards Act  
- Hon. Mr. Kimmerly

The report of the Chairman was adopted.

FILED DOCUMENTS

The following documents were filed during debate on Bill #5, First Appropriation Act, 1988-89:

Hon. Mr. Porter, during debate on Renewable Resources:

- Scrapbook of photos of Herschel Island  
(Filed Document #15)

- Map and information regarding calving distribution, Porcupine Caribou Herd  
(Filed Document #16)

- Study of Culture and Land Use for the Little Salmon Carmacks Band: Final Report, February, 1986  
(Filed Document #17)

Hon. Mr. McDonald, during debate on the Yukon Housing Corporation:

- Grey Mountain Housing Units  
(Filed Document #18)

### GOVERNMENT BILLS

Unanimous consent having been requested and granted to waive Standing Order 59(3) in order to give Third Reading to Bill #5 and Bill #21 which had been amended that day in Committee of the Whole, the following Bills were read a third time and passed:

- Bill #21 - An Act to Amend the Liquor Act  
- Hon. Mr. Kimmerly

- Bill #16 - Private Investigators and Security Guards Act  
- Hon. Mr. Kimmerly

- Bill #31 - Torture Prohibition Act  
- Hon. Mr. Kimmerly

- Bill #90 - An Act to Amend the Elections Act  
- Hon. Mr. Kimmerly

- Bill #59 - Loan Agreement Act (1987)  
- Hon. Mr. Penikett

- Bill #5 - First Appropriation Act, 1988-89  
- Hon. Mr. Penikett

- Bill #11 - An Act to Amend the Territorial Court Act  
- Hon. Mr. Kimmerly

### 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, 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 #21 - An Act to Amend the Liquor Act

Bill #16 - Private Investigators and Security Guards Act

Bill #31 - Torture Prohibition Act

Bill #90 - An Act to Amend the Elections Act

Bill #59 - Loan Agreement Act (1987)

Bill #5 - First Appropriation Act, 1988-89

Bill #11 - An Act to Amend the Territorial Court Act

The Commissioner assented the Bills:

"I am pleased, but probably not as pleased as all Members of the House are, to give Assent to the Bills as enumerated by the Clerk."

The Commissioner then retired from the Chamber.

#### ADJOURNMENT MOTION

Moved by the Hon. Mr. Porter:

THAT the House, at its rising, do stand adjourned until it appears to the satisfaction of the Speaker, after consultation with the Government Leader, that the public interest requires that the House shall meet;

THAT the Speaker give notice that he is so satisfied, and thereupon the House shall meet at the time stated in such notice and shall transact its business as if it had been duly adjourned to that time; and

THAT, if the Speaker is unable to act owing to illness or other causes, the Deputy Speaker shall act in his stead for the purpose of this order.

The question being put, it was agreed to.

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The Assembly adjourned at 1:33 a.m., Friday, January 8, 1988.

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Twenty-Sixth Legislature

November 9, 1987 - January 7 & 8, 1988

YUKON LEGISLATIVE ASSEMBLY

Abbreviations

1R - First Reading of Bill  
 2R - Second Reading  
 3R - Third Reading  
 COMM - Committee of the Whole

P - Passed  
 A - Assent

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	Bill #	1R	2R	COMM	3R&P	A
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Income Tax Act, An Act to Amend	78	17	28	38	41	47
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Constitutional Accord, 1987, urge Parliament of Canada and provincial legislatures not to ratify until appropriate amendments made to accommodate concerns of Yukon and NWT (7)	Penikett	23		Agreed

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	<u>Member</u>	<u>Page</u>	<u>Amended</u>	<u>Disposition</u>
Address in reply to Speech from the Throne (17)	D. Joe	18,21,23		Agreed
Carcross, fire pump system in (20)	Phelps	32		Agreed
Campbell Highway, higher priority to planning, development and upgrading of (23)	McLachlan	74	74	Agreed
Falcon smuggling case, inquiry under Public Inquiries Act (18)	Phelps	54	55	Agreed
Freshwater fisheries, management of (3)	Brewster	31	32	Agreed
Garage Solid Fuel Fired Appliances, revise regulations (26)	Phelps	72	76	Agreed
Official Languages Act, Bill C-72, urge Minister of Justice of Canada to introduce amendment to not include Legislative Assembly or Government of Yukon (1)	Phelps	64		Agreed
Petitions, Standing Committee on Rules, Elections and Privileges review Standing Orders re (9)	Webster	43		Agreed
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Police/peacemaking and tribal justice systems, investigate feasibility of (12)	Kassi	43	(Debate adjourned)	

Power rate equalization throughout Yukon (24)	Nordling	77	77	Agreed
Rural Yukoners should have same services as communities (28)	Phelps	74		Agreed
Social housing on Bamboo Cres. Yukon Housing Corporation not construct (27)	Lang	75		Negatived
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<u>Motions - Procedural</u>	<u>Member</u>	<u>Page</u>	<u>Amended</u>	<u>Disposition</u>
Address in Reply to Speech from the Throne be engrossed and presented to Commissioner	Porter	23		Agreed
Adjournment	Porter	81		Agreed
Adjournment until Monday, January 4, 1988	Porter	67		Agreed
Adjournment until Monday, November 30, 1987	Porter	35		Agreed
Adjournment until Thursday, November 12, 1987	Porter	19		Agreed
Sit from 7:30 until agreed to adjourn	Porter	78		Agreed
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Day care system, breakdown of \$900,000 in improvements (1)	Firth	31		Negatived
Day Cares, Information re Capital Assistance Program (3)	Firth	31		Ordered dropped
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January 8, 1988 (Final day of session)

# Comes into force on day or days fixed  
by Commissioner in Executive Council

\* With Amendment

\*\* Comes Into Force Upon Assent

PROGRESS OF BILLS

Government Bills

Fourth Session, 26th Legislative Assembly

APPENDIX A

No.	Title	Member	First Reading	Second Reading	Reported by Committee	Third Reading	Assent
1	An Act to Perpetuate a Certain Ancient Right	Penikett	87-11-09				
4	Public Libraries Act **	McDonald	87-11-10	87-11-16	87-11-17	87-11-30	87-12-03
52	An Act to Amend the Municipal Act **	McDonald	87-11-10	87-11-16	87-11-17	87-11-30	87-12-03
80	Act to Amend the Assessment and Taxation Act **	McDonald	87-11-10	87-11-16	87-11-18	87-11-30	87-12-03
78	An Act to Amend the Income Tax Act **	Penikett	87-11-10	87-11-17	87-11-30	87-12-01	87-12-03
9	Change of Name Act **	Joe	87-11-10	87-11-16	87-11-30	87-12-01	87-12-03
33	Societies Act **	Kimmerly	87-11-10	87-11-17	87-12-01	87-12-07	87-12-17
21	An Act to Amend the Liquor Act ** *	Kimmerly	87-11-10	87-11-17	88-01-08	88-01-08	88-01-08
16	Private Investigators and Security Guards Act (Comes into force April 1, 1988)	Kimmerly	87-11-10	87-11-17	88-01-08	88-01-08	88-01-08
14	Miscellaneous Statute Law Amendment Act, 1987 ** *	Kimmerly	87-11-10	87-11-16	87-12-01	87-12-07	87-12-17
31	Torture Prohibition Act **	Kimmerly	87-11-10	87-11-17	88-01-08	88-01-08	88-01-08
90	An Act to Amend the Elections Act **	Kimmerly	87-11-12	87-11-17	88-01-08	88-01-08	88-01-08
76	An Act to Amend the Legal Profession Act (Comes into force Jan. 1, 1988)	Kimmerly	87-11-12	87-11-17	87-12-14	87-12-15	87-12-17
2	Sixth Appropriation Act, 1986-87 ** (Supplementary No. 4, 1986/87)	Penikett	87-11-16	87-11-19	87-12-02	87-12-07	87-12-17
3	Third Appropriation Act, 1987-88 ** (Supplementary No. 1, 1987/88)	Penikett	87-11-16	87-11-19	87-12-09	87-12-10	87-12-17



- # Comes into force on day or days fixed  
by Commissioner in Executive Council
- \* With Amendment
- \*\* Comes Into Force Upon Assent

Unofficial - For reference only

**PROGRESS OF BILLS**  
Government Bills  
Fourth Session, 26th Legislative Assembly

No.	Title	Member	First Reading	Second Reading	Reported by Committee	Third Reading	Assent
5	First Appropriation Act, 1988-89 ** *	Penikett	87-11-16	87-11-19	88-01-08	88-01-08	88-01-08
59	Loan Agreement Act (1987) **	Penikett	87-11-16	87-11-19	88-01-08	88-01-08	88-01-08
11	An Act to Amend the Territorial Court Act **	Kimmerly	87-12-07	87-12-08	88-01-08	88-01-08	88-01-08

Unofficial - For reference only

- # Comes into force on day or days fixed by Commissioner in Executive Council
- \* With Amendment
- \*\* Comes Into Force Upon Assent

**PROGRESS OF BILLS**  
 Bills other than Government Bills  
 Fourth Session, 26th Legislative Assembly

No.	Title	Member	First Reading	Second Reading	Reported by Committee	Third Reading	Assent
101	An Act to Amend the Elections Act **	Phelps	87-11-10	(Ordered	dropped from the Order	January 8,	
102	An Act to Amend the Territorial Court Act **	Phillips	87-11-17	(Paper by	See Government Bills	#90 and #11.	

