

# JOURNALS

## YUKON LEGISLATIVE ASSEMBLY

SECOND SESSION  
(CONTINUATION)



27th LEGISLATURE

November 12, 1991 - December 18, 1991

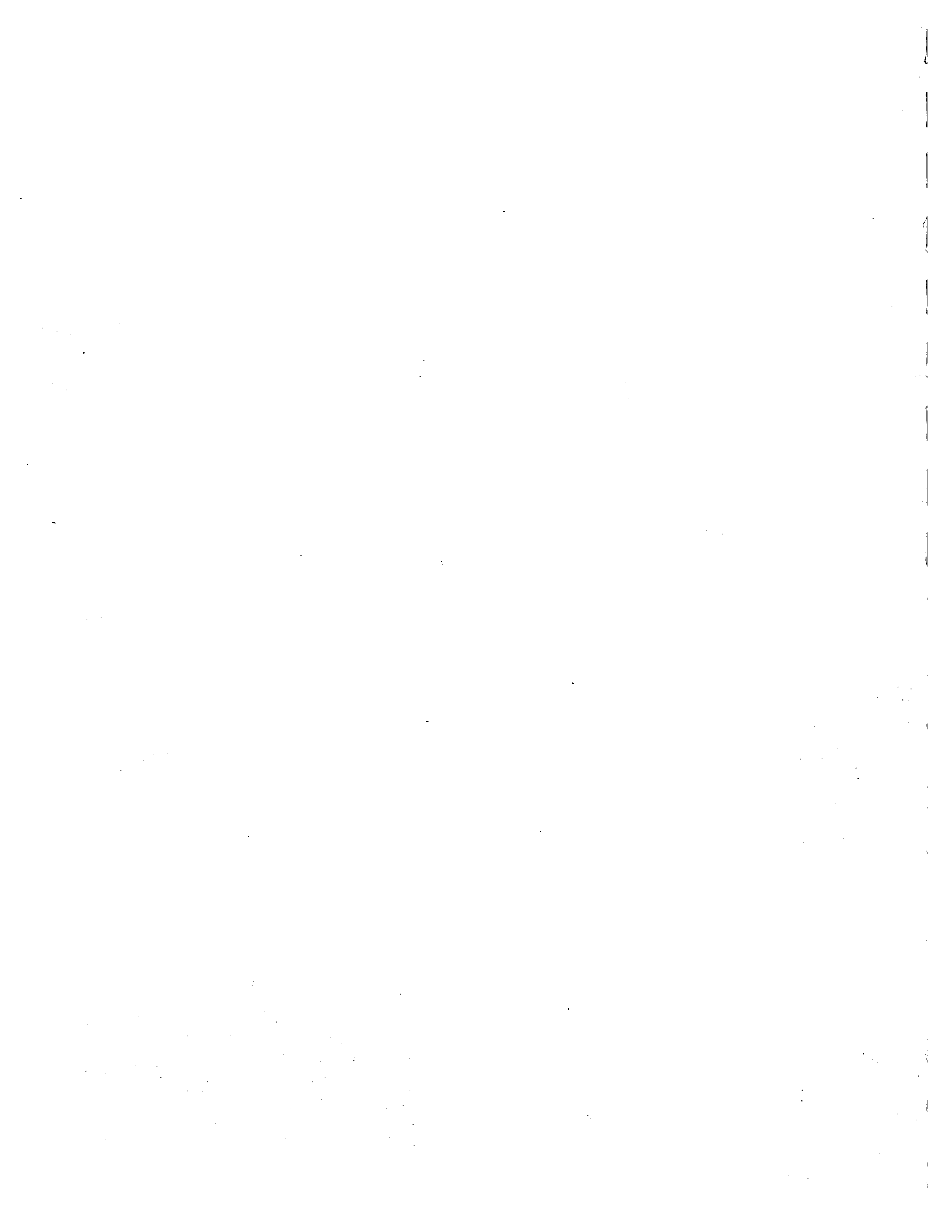
**JOURNALS**

**YUKON  
LEGISLATIVE ASSEMBLY**

**SECOND SESSION  
(Continuation)**

**27TH LEGISLATURE**

**November 12, 1991 – December 18, 1991**



**YUKON LEGISLATIVE ASSEMBLY**

**Hon. Sam Johnston**  
Speaker of the Assembly

**N.D.P. – Campbell**  
M.L.A. Office: 667-5662  
Residence: 390-2569 or  
390-2592 (Teslin)  
668-5730 (Whitehorse)

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**Hon. Tony Penikett**  
Premier  
Executive Council Office,  
Finance

**N.D.P. – Whitehorse West**  
M.L.A. Office: 667-5122  
Residence: 668-2203

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**Hon. Piers McDonald**  
Minister of: Education  
Government Services, Public  
Service Commission, Workers'  
Compensation Board

**N.D.P. – Mayo**  
M.L.A. Office: 667-5974  
Residence: 633-3453  
(Whitehorse)

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**Hon. Margaret Joe**  
Minister of: Justice,  
Women's Directorate, Yukon  
Liquor Corporation

**N.D.P. – Whitehorse North Centre**  
M.L.A. Office: 667-5974  
Residence: 668-2318

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**Hon. Art Webster**  
Minister of: Renewable  
Resources

**N.D.P. – Klondike**  
M.L.A. Office: 667-5376  
Residence: 993-6219  
(Dawson City)

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**Hon. Maurice Byblow**  
Minister of: Community  
and Transportation Services,  
Economic Development: Mines  
and Small Business, Yukon  
Development Corporation

**N.D.P. – Faro**  
M.L.A. Office: 667-5877  
Residence: 994-2041 (Faro)  
668-7882 (Whitehorse)

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**Hon. Joyce Hayden**  
Minister of: Health &  
Social Services, Yukon  
Housing Corporation

**N.D.P. – Whitehorse South Centre**  
M.L.A. Office: 667-5307  
Residence: 668-3452

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**Mailing address for all of the above:**

Box 2703  
Whitehorse, Yukon  
Y1A 2C6

**Mr. Danny Joe, M.L.A.**  
General Delivery  
Pelly Crossing, Yukon

**N.D.P. - Tatchun**  
M.L.A. Office: 667-5097  
Residence: 537-3441 (Pelly  
Crossing)

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**Ms. Norma Kassi, M.L.A.**  
504 Hawkins Street  
Whitehorse, Yukon  
Y1A 2A7

**N.D.P. - Old Crow**  
M.L.A. Office: 667-5369  
996-3261 (Old Crow)  
(Vuntat Gwitch'in Tribal Council)

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**Mr. Dan Lang, M.L.A.**  
Leader of the Official Opposition  
12 Aspen Place  
Whitehorse, Yukon  
Y1A 4A4

**Y.P. - Whitehorse Porter Creek East**  
M.L.A. Office: 667-5603  
Residence: 633-2728

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**Mr. Bill Brewster, M.L.A.**  
Box 5401  
Haines Junction, Yukon  
Y0B 1L0

**Y.P. - Kluane**  
M.L.A. Office: 667-5651  
Residence: 634-2531  
(Haines Junction)

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**Mr. John Devries, M.L.A.**  
Box 432  
Watson Lake, Yukon  
Y0A 1C0

**Y.P. - Watson Lake**  
M.L.A. Office: 667-3769  
Residence: 536-7590  
(Watson Lake)

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**Mr. Willard L. Phelps, M.L.A.**  
105 - 107 Main Street  
Whitehorse, Yukon  
Y1A 2A7

**Y.P. - Hootalinqua**  
M.L.A. Office: 667-5639  
Residence: 667-2888  
(Whitehorse)  
821-4521  
(Carcross)

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**Mr. Doug Phillips, M.L.A.**  
9 Klondike Road  
Whitehorse, Yukon  
Y1A 3L8

**Y.P. - Whitehorse Riverdale North**  
M.L.A. Office: 667-5716  
Residence: 667-6358

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Y.P. - (The) Yukon Party  
(Effective October 29, 1991)

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**Mrs. Bea Firth, M.L.A.**  
152 Alsek Road  
Whitehorse, Yukon  
Y1A 3V2

**I.A. - Whitehorse Riverdale South**  
M.L.A. Office: 667-5420  
Residence: 667-2324

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**Mr. Alan Nordling, M.L.A.**  
3 Rosewood Place  
Whitehorse, Yukon  
Y1A 4X3

**I.A. - Whitehorse Porter Creek West**  
M.L.A. Office: 667-5493  
Residence: 633-5723

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**I.A. - Independent Alliance**  
(Effective July 4, 1991)

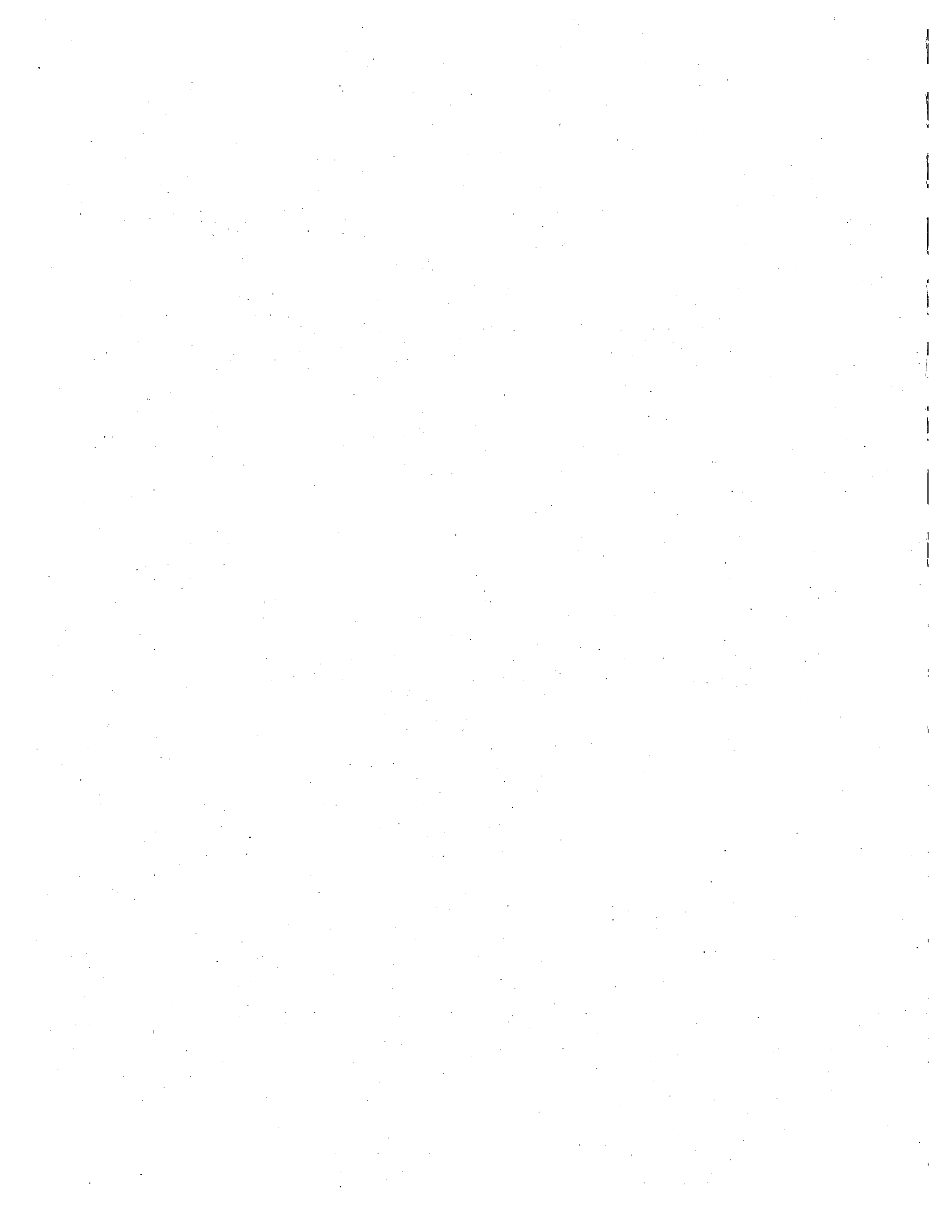
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**Mail for MLAs other than Cabinet Ministers can be sent to:**

(Name of individual MLA)  
Legislative Assembly Office  
P.O. Box 2703  
Whitehorse, Yukon  
Y1A 2C6

**Street Address** (for courier deliveries)  
Yukon Government Administration Building  
2071 Second Avenue

FAX #: N.D.P. MLAs(403) 667-3633  
Y.P. MLAs(403) 667-3035  
I.A. MLAs (403) 667-4499



NO. 54  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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TUESDAY, NOVEMBER 12, 1991

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

TRIBUTE TO RETIRING DEPUTY SERGEANT-AT-ARMS

Hon. Mr. Johnston, Speaker, paid tribute to Max Ayers who had been the Deputy Sergeant-at-Arms since February, 1988. Mr. Ayers had advised the Speaker in September, 1991, that he would be retiring from the position effective immediately.

APPOINTMENT OF SERGEANT-AT-ARMS

Hon. Mr. Johnston, Speaker, announced the appointment of Emery Shilleto to the position of Sergeant-at-Arms.

INTRODUCTION OF PAGES

The Speaker informed the Assembly that Kelson Bastien and Ryan Osborne from St. Elias Community School in Haines Junction and Jamie Ayers, Karen Ballantyne, Michelle Callander, Tashia Duchesne, Emily Harris, Nadia Joe, Kevin McGovern, and Benita Sarana from Porter Creek Junior Secondary School in Whitehorse would be serving as Pages during the Fall Session.

TRIBUTE TO ELIJA SMITH

Hon. Mr. Penikett, Premier, Mr. Phelps, Member for Hootalinqua, and Mrs. Firth, Member for Whitehorse Riverdale North, paid tribute to Elijah Smith, O.C., who was killed in a tragic motor vehicle accident on October 22, 1991. Mr. Smith had been instrumental in beginning the Yukon Indian land claim process and he continued to be involved until his death. He was a highly respected Indian elder.



**PETITIONS**

The Clerk reported on Petition #9 as follows:

Mr. Speaker and Honourable Members of the Assembly:

I have had the honour to review a petition, being Petition #9 of the Second Session of the 27th Legislative Assembly, as presented by the honourable Member for Whitehorse Porter Creek West on May 29, 1991.

This petition meets the requirements as to form of the Standing Orders of the Yukon Legislative Assembly.

Patrick L. Michael  
Clerk of the Yukon  
Legislative Assembly

The Speaker ruled that the petition was accordingly deemed to be read and received.

**INTRODUCTION OF BILLS (FIRST READING)**

Bill #17 - Fourth Appropriation Act, 1990-91  
- Hon. Mr. Penikett

Bill #18 - Second Appropriation Act, 1991-92  
- Hon. Mr. Penikett

Bill #19 - First Appropriation Act, 1992-93  
- Hon. Mr. Penikett

**MONEY MESSAGE**

Bill #17, Fourth Appropriation Act, 1990-91, Bill #18, Second Appropriation Act, 1991-92, and Bill #19 - First Appropriation Act, 1992-93, were accompanied by a money message.

**MINISTERIAL STATEMENTS**

Hon. Mr. Penikett, Premier

- Teslin Tlingit Final Land Claims Agreement and status of Land Claims negotiations generally

Point of Order

After the Speaker recognized the Hon. Mr. Penikett, Premier, to reply to the comments made by Mr. Brewster, Member for Kluane, with regard to the Ministerial Statement, Mrs. Firth, Member for Whitehorse Riverdale South, rose on a point of order. She stated that:

The record should show that the Independent Alliance would have liked to respond to this statement dealing with an issue of great importance to all Yukoners; however, we are unable to, because the Members' Services Board refused to recognize our party status.

Speaker's Ruling

The Speaker ruled as follows:

The Chair must rule that the Member for Whitehorse Riverdale South does not have a point of order or a point of privilege.

The Member for Whitehorse Riverdale South and the Member for Whitehorse Porter Creek West have said that they have been denied status as a third party in this House.

This House does not have any rules or practices which authorize the Speaker to recognize third parties. Also, it must be noted that neither the Standing Orders nor the Legislative Assembly Act contain any provisions which define a third party. Therefore, it is the House and not the Chair which must decide upon the recognition of a third party.

REQUEST FOR UNANIMOUS CONSENT FOR WITHDRAWAL OF MOTIONS AND NOTICE OF PRIVATE MEMBERS' BUSINESS

Unanimous consent was requested by Mr. Phillips, Opposition House Leader, to withdraw certain motions from the Order Paper pursuant to Standing Order 34 and, pursuant to Standing Order 14(5), not to call Motions for the Production of Papers on Wednesday, November 13, 1991, and for motions under the heading "Motions other than Government Motions" to be called in a particular order on Wednesday, November 13, 1991. Unanimous consent was denied.

GOVERNMENT BILLS - BUDGET SPEECH

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

Bill #19 - First Appropriation Act, 1992-93  
- Hon. Mr. Penikett

Thereupon, the Hon. Mr. Penikett delivered the Budget Speech.

Moved by Mr. Lang:

THAT debate be now adjourned.

The question being put on the motion to adjourn debate, it was agreed to.

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The Assembly adjourned at 3:05 p.m. until 1:30 p.m., Wednesday,  
November 13, 1991.

NO. 55  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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WEDNESDAY, NOVEMBER 13, 1991

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Education  
- Yukon Training Strategy: Inventory in People  
(Sessional Paper #62)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Education  
- Yukon Training Strategy

Hon. Ms. Joe, Minister of Justice  
- Construction of Correctional Facility in Teslin

**SPECIAL ADJOURNMENT MOTION**

Moved by the Hon. Mr. McDonald:

THAT the House, at its rising on Wednesday, November 13, 1991, do stand adjourned until 1:30 p.m., Monday, November 18, 1991.

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

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Phillips (on December 12, 1990):

THAT this House urges the Minister of Tourism to establish a "Yukon Ambassador-at-Large Program" for Yukoners who travel outside the territory and who wish to promote tourism travel to Yukon.

(Motion #7)

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

Moved by Mr. Devries (on May 11, 1991):

THAT it is the opinion of this House that the transfer of control of the forestry resource in Yukon from the federal government to the territorial government has been held in abeyance since April of 1987 because the Government of Yukon has not treated this transfer as a matter of priority; and

THAT this House urges the Government of Yukon to work co-operatively with the Department of Indian Affairs and Northern Development to reach an agreement on the transfer of this important resource so that the people of Yukon will have control over forests in the territory in relation to forestry management, timber harvesting, silviculture, economic development proposals and environmental protection.

(Motion #8)

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

THAT Motion #8 be amended by deleting the words following "forestry" and substituting the following words:

"resources of the Yukon to the Government of the Yukon is consistent with the Yukon Economic Strategy and the Yukon Conservation Strategy; and

THAT this House supports the Government of the Yukon's continuing discussions with the Government of Canada on devolution of this resource to ensure that the people of the Yukon will have control over forestry management in the territory."

Unanimous Consent To Recess Briefly

Before debate was started on the amendment, unanimous request was requested by Mr. Lang to take a brief recess. The Hon. Mr. Webster requested that he be permitted to speak to the amendment before the recess. Unanimous consent was granted to both requests.

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

THAT the amendment to Motion #8 be amended by adding after the words "in the territory" the following: "and;

THAT this House urges the Government, in preparation for the transfer of control of the forestry resource, to examine the feasibility of locating the forestry administration in Watson Lake."

A debate arising on the sub-amendment, it was moved by the Hon. Mr. Penikett:

THAT debate be now adjourned.

The question being put on the motion to adjourn debate, it was agreed to.

The Assembly adjourned at 5:20 p.m. until 1:30 p.m., Monday, November 18, 1991.

NO. 56  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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MONDAY, NOVEMBER 18, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Webster, Minister of Renewable Resources

- Implementing the Yukon Conservation Strategy: A Progress Report  
September, 1991

(Sessional Paper #63)

Hon. Mr. Byblow, Minister of Economic Development: Mines and Small  
Business

- Yukon Economic Strategy: Third Progress Report to August, 1991

(Sessional Paper #64)

Hon. Mr. McDonald, Minister of Government Services

- Consultant's terms of reference for the Mandate Review by the  
Department of Government Services

(Legislative Return #131)

**MINISTERIAL STATEMENTS**

Hon. Mr. Byblow, Minister of Community and Transportation Services

- Municipal Finance: Comprehensive Block Funding and Extraordinary  
Funding

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #19 - First Appropriation Act, 1992-93

- Hon. Mr. Penikett

A debate continuing on the motion for Second Reading, it was moved by  
Mr. Nordling:

THAT debate be now adjourned.

The question being put on the motion to adjourn debate, it was agreed to.

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The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Tuesday, November 19, 1991.



NO. 57  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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TUESDAY, NOVEMBER 19, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Sam Johnston, Speaker

- Report of the Auditor General on the examination of the financial statements of the Government of the Yukon for the year ended March 31, 1991  
(Sessional Paper #65)
- Correspondence respecting the terms of reference of the Electoral District Boundaries Commission - September/October, 1991  
(Sessional Paper #66)
- Report from the Clerk of the Assembly on deductions from the indemnities of Members of the Legislative Assembly made pursuant to subsection 39(6) of the Legislative Assembly Act.  
(Sessional Paper #67)

Hon. Ms. Joe, Minister of Justice

- Reviewing the Ground Rules for the Yukon Workplace: The Employment Standards Act: Some options for change  
(Sessional Paper #68)

Hon. Mr. Penikett, Premier

- Public Accounts of the Government of the Yukon Territory for the year ended March 31, 1991.  
(Sessional Paper #69)

Hon. Mr. Webster, Minister of Renewable Resources

- Beaver dam flooding: Haines Road  
(Legislative Return #132)

Hon. Ms. Hayden, Minister of Health & Social Services

- Extended Care Facility for Watson Lake: Feasibility Study  
(Legislative Return #133)
- Mental Health Act Consultation  
(Legislative Return #134)

Hon. Mr. McDonald, Minister responsible for the Public Service  
Commission

- Costs related to educational leave - Deputy Minister of Community  
and Transportation Services

(Legislative Return #135)

FILED DOCUMENT

Hon. Ms. Hayden, Minister of Health and Social Services

- Mental Health Act: Regulations and Forms

(Filed Document #10)

MINISTERIAL STATEMENTS

Hon. Ms. Joe, Minister of Justice

- Employment Standards Act Review

Hon. Mr. Webster, Minister of Renewable Resources

- Major environmental initiatives

REQUEST FOR UNANIMOUS CONSENT REGARDING NOTICE OF PRIVATE MEMBERS' BUSINESS

Pursuant to Standing Order 14(5), unanimous consent was requested by the Hon. Mr. McDonald, Government House Leader, not to call Motions for the Production of Papers on Wednesday, November 20, 1991, and for Motions under the heading "Motions other than Government Motions" to be called in a particular order on Wednesday, November 20, 1991. Unanimous consent was denied.

GOVERNMENT BILLS

The following Bill was called for Second Reading:

Bill #19 - First Appropriation Act, 1992-93

- Hon. Mr. Penikett

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

YEA

Penikett

Hayden

Joe, M.

Byblow

Webster

Kassi

8

McDonald

Joe, D.

NAY

Lang	Brewster	
Phillips	Firth	
Phelps	Nordling	7
Devries		

GOVERNMENT MOTIONS

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

THAT the Standing Committee on Rules, Elections, and Privileges review and make recommendations to the Legislative Assembly:

- (1) on what grounds any group of members should be accorded recognition in the Legislative Assembly as a party; and
- (2) on the Standing Orders which apply to the order of precedence of private members' business on Wednesdays.

(Motion #68)

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

THAT Motion #68 be amended by adding, after the expression "Legislative Assembly", where it first appears, the following:

", by the end of November, 1991,".

A debate arising on the amendment 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 in the following recorded Division:

YEA

Penikett	Byblow	Phelps	
Joe, M.	Kassi	Devries	
Webster	Joe, D.	Brewster	13
McDonald	Lang		
Hayden	Phillips		

NAY

Firth		
Nordling		2

The Assembly adjourned at 5:18 p.m. until 1:30 p.m., Wednesday,  
November 20, 1991.

NO. 58  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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WEDNESDAY, NOVEMBER 20, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Ms. Joe, Minister of Justice

- Inmate escape from Carmacks work camp on August 18, 1991  
re: correspondence screened prior to escape.  
(Legislative Return #136)

Hon. Mr. Webster, Minister of Government Services

- Whitehorse Visitor Reception Centre project subcontractors.  
(Legislative Return #137)

Hon. Mr. McDonald, Minister of Government Services

- Mandate Review Project Terms of Reference: Department of  
Government Services  
(Sessional Paper #70)

Hon. Mr. McDonald, Minister of Government Services

- Strategic Plan 1991: Department of Government Services  
(Sessional Paper #71)

**INTRODUCTION OF BILLS (FIRST READING)**

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

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Education

- Canada/Yukon Labour Force Development Agreement

MOTIONS FOR THE PRODUCTION OF PAPERS

Moved by Mr. Nordling:

THAT the House do issue an Order for a return of all financial analyses and forecasts completed in relation to the Yukon Government's decentralization program.

(M.P.P. #4)

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

THAT debate be now adjourned.

The question being put on this motion to adjourn debate, it was agreed to on the following recorded Division:

YEA			
Penikett	McDonald	Kassi	
Joe, M.	Hayden	Joe, D.	8
Webster	Byblow		
NAY			
Lang	Brewster		
Phillips	Firth		
Phelps	Nordling		7
Devries			

Moved by Ms. Firth:

THAT the House do issue an Order for a return of all the documentation and data assembled by the Deputy Ministers' Committee to develop a Strategy on FAS, as well as the recommendation on an FAS action plan.

(M.P.P. #5)

A debate arising on the motion, it was moved by the Hon. Ms. Hayden:

THAT debate be now adjourned.

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

YEA			
Penikett	Hayden		
Joe, M.	Byblow		8
Webster	Kassi		
McDonald	Joe, D.		

NAY

Lang

Brewster

Phillips

Firth

7

Phelps

Nordling

Devries

MOTION OTHER THAN GOVERNMENT MOTIONS

Moved by Ms. Hayden on November 7, 1990:

THAT it is the opinion of this House:

- (1) That the tidewater port of Skagway has historically been the principal strategic entry point for the Yukon economy;
- (2) That the present monopoly ownership structure of the port facilities has had the effect of increasing transportation costs for Yukon imports and exports and reducing the share of freight shipped to and from the Canadian northwest through Skagway;

and

THAT the Yukon Legislative Assembly affirms its support for future initiatives that will see the development of an open competitive port that will benefit the town of Skagway and the people of the Yukon.

(Motion #20)

Amendment moved by Mr. Phillips on November 7, 1990:

THAT Motion #20 be amended by deleting the words "future initiatives" and replacing them with the words "future private sector initiatives unassisted by government and providing the town of Skagway agrees".

A debate continuing on the amendment, it was moved by Mr. Lang in amendment thereto:

THAT the amendment to Motion #20 be amended by deleting the words:

"future private sector initiatives unassisted by government and providing the town of Skagway agrees".

and substituting for them the following:

"future initiatives of the private sector, the Government of Alaska and the Government of the United States providing the town of Skagway agrees."

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

The question being put on the amendment it was negatived.

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

THAT Motion #20 be amended by deleting the words "future initiatives that will see".

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

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

**SPEAKER'S RULING**

I would like to inform the House that Motion #3, standing in the name of the Honourable Minister of Community and Transportation Services, will be dropped from the Order Paper as it is very similar in intent and subject matter to Motion #20 which was debated and decided on by the House this afternoon.

Moved by Mr. Joe on April 24, 1991:

THAT it is the opinion of this House that all Yukoners need to take steps toward cleaning up and maintaining the Yukon's delicate environment.

(Motion #45)

Amendment moved by Mr. Lang on April 24, 1991:

THAT Motion #45 be amended by adding, after the word "environment", the following:

"and THAT it is the opinion of this House that all Yukoners feel the most important step which can be taken towards cleaning up and maintaining the Yukon's delicate environment is to rectify the City of Whitehorse's sewage problem."

A debate continuing on the amendment, it was moved by Mr. Phillips:

THAT the debate be adjourned.

The question being put on the motion to adjourn debate, it was agreed to.

**GOVERNMENT BILLS**

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

Bill #17 - Fourth Appropriation Act, 1990-91  
- Hon. Mr. Penikett



Bill #18 - Second Appropriation Act, 1991-92  
- 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 #17 - Fourth Appropriation Act, 1990-91  
- Hon. Mr. Penikett

Progress was reported on the following Bill:

Bill #18 - Second Appropriation Act, 1991-92  
- Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Thursday,  
November 21, 1991.

NO. 59  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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THURSDAY, NOVEMBER 21, 1991

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Byblow, Minister responsible for the Yukon Development Corporation

- Yukon Development Corporation Report for the year ended March 31, 1991

(Sessional Paper #72)

- Yukon Energy Corporation Report for the year ended December 31, 1990

(Sessional Paper #73)

**MINISTERIAL STATEMENTS**

Hon. Ms. Hayden, Minister of Health and Social Services

- Fetal Alcohol Syndrome/Fetal Alcohol Effects Action Plan

**FILED DOCUMENT**

The following Filed Document was filed by the Hon. Ms. Hayden, Minister of Health and Social Services, at the conclusion of the Ministerial Statement:

- Fetal Alcohol Syndrome/Fetal Alcohol Effects Action Plan  
(Filed Document #11)

Hon. Mr. McDonald, Minister of Education

- Bachelor of Social Work Program at Yukon College

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #18 - Second Appropriation Act, 1991-92  
- Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 5:26 p.m. until 1:30 p.m., Monday, November 25, 1991.

NO. 60  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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MONDAY, NOVEMBER 25, 1991

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

**RECOGNITION OF FRENCH HERITAGE WEEK**

Hon. Mr. Penikett, Premier, recognized French Heritage Week.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Byblow, Minister of Community and Transportation Services

- Diesel generator installed at Whitehorse Rapids: capabilities  
(Legislative Return #138)

- Watson Lake weigh scale construction  
(Legislative Return #139)

- Yukon Waste Management Program  
(Sessional Paper #74)

**INTRODUCTION OF BILLS (First Reading)**

Bill #103 - An Act to Amend the Yukon Development Corporation Act  
- Mr. Phelps

**MINISTERIAL STATEMENTS**

Hon. Mr. Byblow, Minister of Community and Transportation Services  
- Special waste management facility site selection.

**Question of Privilege**

Mr. Nordling, Member for Whitehorse Porter Creek West, rose on a question of privilege relating to the right to comment on Ministerial Statements.

The Speaker took the Question of Privilege under advisement.

**Filed Document**

During the stating of the Question of Privilege, Mr. Nordling filed the following document:

- Letter to Commissioner: Statement of concern dated November 25, 1991, from Bea Firth, M.L.A., and Alan Nordling, M.L.A.

**(Filed Document #12)**

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #18 - Second Appropriation Act, 1991-92

- Hon. Mr. Penikett

The report of the Chair was adopted.

**GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Hon. Mr. McDonald, Government House Leader, and granted to waive Standing Order 27(1) with regard to notice, it was moved by the Hon. Mr. McDonald:

THAT the Hon. Margaret Joe, Member for Whitehorse North Centre, and Alan Nordling, Member for Whitehorse Porter Creek West, be appointed to the Standing Committee on Rules, Elections and Privileges.

**(Motion #90)**

The questions being put, it was agreed to.

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The Assembly adjourned at 9:26 p.m. until 1:30 p.m., Tuesday, November 26, 1991.

NO. 61  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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TUESDAY, NOVEMBER 26, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Minister of Education

- Water and septic systems at Golden Horn Elementary School and the new North Highway Elementary School in MacPherson subdivision  
(Legislative Return #140)

Hon. Mr. Penikett, Premier

- Number of secondments provided from other governments to YTG and from YTG to other governments  
(Legislative Return #141)

Hon. Mr. Webster, Minister of Renewable Resources

- Beaver dam flooding on Haines Road - compensation  
(Legislative Return #142)
- Beaver dam flooding on Haines Road - number of animals trapped by concession holders in area  
(Legislative Return #143)
- Fencing materials for the Canyon Creek area  
(Legislative Return #144)

**RESPONSE TO PETITIONS**

Hon. Mr. Webster, Minister of Renewable Resources, responded to Petition #9 received by the House on November 12, 1991, regarding Animal Protection legislation. He informed the House that a discussion paper on animal health and protection issues was being finalized for public release in December, 1991 and that an Animal Health and Protection Act would be introduced during the 1992 Spring Sitting.

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Education  
- Violence in the schools

Hon. Ms. Hayden, Minister of Health and Social Services  
- Family support programs for healthy families and healthy  
communities

**REQUEST FOR UNANIMOUS CONSENT REGARDING NOTICE OF PRIVATE MEMBERS' BUSINESS**

Pursuant to Standing Order 14(5), unanimous consent was requested by Mr. Phillips, Opposition House Leader, not to call Motions for the Production of Papers on Wednesday, November 27, 1991, and for Motions under the heading "Motions other than Government Motions" to be called in a particular order on Wednesday, November 27, 1991. Unanimous consent was denied.

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #18 - Second Appropriation Act, 1991-92  
- Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Wednesday, November 27, 1991.

NO. 62  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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WEDNESDAY, NOVEMBER 27, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Ms. Hayden, Minister of Health and Social Services  
- Health and Social Services Annual Report for the year ended  
March 31, 1990

(Sessional Paper #75)

**MINISTERIAL STATEMENTS**

Hon. Mr. Byblow, Minister of Economic Development: Mines and Small  
Business  
- Energy Strategy/Power Smart Ideas Shop

**MOTIONS FOR THE PRODUCTION OF PAPERS**

Moved by Mr. Nordling:

THAT the House do issue an Order for a return of all financial  
analyses and forecasts completed in relation to the Yukon  
Government's decentralization program.

(M.P.P. #4)

A debate continuing on the motion and the time reaching 4:30 p.m.  
while Mr. Lang was speaking to it, the Speaker, pursuant to Standing Order  
11(7), interrupted proceedings to call Bills other than Government Bills.  
Debate on the motion was accordingly adjourned.

**BILLS OTHER THAN GOVERNMENT BILLS**

The time reaching 4:30 p.m., the following Bill was called for Second  
Reading pursuant to Standing Order 11(7):

Bill #103 - An Act to Amend the Yukon Development Corporation Act  
- Mr. Phelps



A debate arising on the motion for Second Reading and the time approaching 5:30 p.m., it was moved by Mr. Phelps:

THAT debate be now adjourned.

The question being put on the motion to adjourn debate, it was agreed to.

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #18 – Second Appropriation Act, 1991–92  
– Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 9:27 p.m. until 1:30 p.m., Thursday, November 28, 1991.

NO. 63  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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THURSDAY, NOVEMBER 28, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Webster, Minister of Renewable Resources

- Agriculture for the 90's - A Yukon Policy  
(Sessional Paper #76)

Hon. Ms. Hayden, Minister of Health and Social Services

- Yukon Health and Social Services Council Annual Report 1990-91  
(Sessional Paper #77)

Hon. Mr. Penikett, Premier

- Capital Projects advanced to 1991-92 and 1992-93 Accumulated  
Surplus Forecast  
(Legislative Return #145)

**MINISTERIAL STATEMENTS**

Hon. Mr. Webster, Minister of Renewable Resources

- Agriculture for the 90's - A Yukon Policy

Hon. Mr. Byblow, Minister of Community and Transportation Services

- Agricultural policy - land disposition and sales

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

- Bill #18 - Second Appropriation Act, 1991-92  
- Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 5:28 p.m. until Monday, December 2, 1991

NO. 64  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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MONDAY, DECEMBER 2, 1991

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

RECOGNITION OF WORLD AIDS DAY

Hon. Ms. Hayden, Minister of Health and Social Services, recognized World AIDS Day which was on December 1, 1991.

PRESENTING REPORTS OF COMMITTEES

Hon. Mr. McDonald, Chair, Standing Committee on Rules, Elections and Privileges

- Second Report of the Standing Committee on Rules, Elections and Privileges

(Sessional Paper #78)

MINISTERIAL STATEMENTS

Hon. Mr. Penikett, Premier

- Self Government Agreement reached on November 29, 1991

MOTIONS RESPECTING COMMITTEE REPORTS

Unanimous consent having been requested by the Hon. Mr. Webster, Government House Leader, and granted to waive Standing Order 27(1) with regard to notice, it was moved by the Hon. Mr. McDonald, Chair of the Standing Committee on Rules, Elections and Privileges:

THAT the Second Report of the Standing Committee on Rules, Elections and Privileges, presented to the House on December 2, 1991, be concurred in; and

THAT the amendments recommended by the Committee to Standing Orders 11 through 14 inclusive be adopted.

(Committee Report Motion #2)

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

YEA

Penikett	Hayden	Firth	
Joe, M.	Byblow	Nordling	10
Webster	Kassi		
McDonald	Joe, D.		

NAY

Lang	Devries		
Phillips	Brewster		5
Phelps			

COMMITTEE OF THE WHOLE

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

At 3:50 p.m., Committee took a short recess so that Members could participate in the "Christmas lights across Canada" ceremony taking place in the foyer.

Progress was reported on the following Bill:

Bill #18 - Second Appropriation Act, 1991-92  
- Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Tuesday, December 3, 1991.

NO. 65  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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TUESDAY, DECEMBER 3, 1991

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

SPEAKER'S RULING RE QUESTION OF PRIVILEGE

Before proceeding with the Daily Routine, the Chair would like to provide a response to the question of privilege raised by the Member for Whitehorse Porter Creek West on November 25, 1991. He was basically disagreeing with a ruling that the Chair had made on a point of order raised by the Member for Whitehorse Riverdale South on November 12, 1991.

In that ruling, the Chair had said that he would not recognize the Members for Whitehorse Porter Creek West and Whitehorse Riverdale South to respond to Ministerial Statements until the House had decided, and so advised the Speaker, that the Independent Alliance was to be recognized as a party.

The usual method of proceeding, when challenging a ruling of the Chair, rather than raising a question of privilege, is to move a substantive motion with the purpose of having the Chair's decision overturned.

A second point to be made is that the House, on December 2, 1991, would appear to have dealt with the Member's grievance by concurring in the Second Report of the Standing Committee on Rules, Elections and Privileges. Because the issue raised by the Member for Whitehorse Porter Creek West seems to have been resolved, I do not think it would be appropriate to deal any further with the matter right now. Of course, the Member may, as I have suggested, pursue this matter through a substantive motion.

On a related matter, I would like to cover some items which arise from the Second Report of the Standing Committee on Rules, Elections and Privileges. Although the Committee did not reach a decision on whether the Independent Alliance is or is not a

party, it recommended that the Independent Alliance should be accorded privileges as if it were a party.

In accordance with the direction provided by the House, through its concurrence in the Committee report, the Chair will now recognize a member of the Independent Alliance during responses to Ministerial Statements.

The rotation for Question Period will also change. Before today, the Members for Whitehorse Porter Creek West and Whitehorse Riverdale South were given questions 6, 7, 13 and 14 during Question Period. They will now be given questions 3, 7, 10 and 14. This follows the practice, which has been in place since July 18, 1985, of the Leader of the Official Opposition having the right to ask the first two questions and the leader of the third party being given the third question. It also conforms exactly with the rotation which was in place during the 1985 fall sitting, when the opposition was made up of five members of the Official Opposition and two Liberals.

The Chair will continue to be responsible for deciding the order in which Members will be recognized during debate but would point out that the establishment of a speaker's list prior to debate seems to have worked well for the House in the past. The Chair would encourage the House Leaders to work on continuing that tradition.

#### TABLING RETURNS AND DOCUMENTS

Hon. Mr. McDonald, Minister of Education

- Training initiatives regarding correctional officers and community volunteers

(Sessional Paper #79)

#### NOTICE RE GOVERNMENT PRIVATE MEMBERS' BUSINESS

Pursuant to Standing Order 14.2(7), which was adopted by the House on December 2, 1991, the Hon. Mr. Webster, Government House Leader, identified the order in which Government private members' motions were to be called on Wednesday, December 4, 1991.

#### COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #18 - Second Appropriation Act, 1991-92

- Hon. Mr. Penikett

Progress was reported on the following Bill:

Bill #19 - First Appropriation Act, 1992-93  
- Hon. Mr. Penikett

The report of the Chair was adopted.

**Filed Document**

The following document was filed by Mr. Phelps during general debate on Bill #19, First Appropriation Act, 1992-93:

- Comparative Graph: Federal Money and Territorial Revenues  
.1985/86 to 1991/92

(Filed Document #13)

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The Assembly adjourned at 5:29 p.m. until 1:30 p.m., Wednesday, December 4, 1991.



NO. 66  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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WEDNESDAY, DECEMBER 4, 1991

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

TABLING OF RETURNS AND DOCUMENTS

Hon. Mr. McDonald, Minister of Government Services

- Government purchase of locally-made furniture  
(Legislative Return #146)

Hon. Mr. Penikett, Premier

- Self-government survey results (August, 1991)  
(Legislative Return #147)

Hon. Mr. Byblow, Minister responsible for the Yukon Development Corporation

- Mayo-Dawson transmission line construction approved by Yukon Energy Corporation  
(Legislative Return #148)
- Yukon Energy Corporation administration expenses and management fee  
(Legislative Return #149)
- Power outages and equipment replacement  
(Legislative Return #150)

Hon. Ms. Hayden, Minister of Health and Social Services

- Closeleigh Manor ventilation/heating system problem  
(Legislative Return #151)

FILED DOCUMENTS

Hon. Mr. McDonald, Minister of Government Services

- Middle Management Office Furnishings Specifications - October 13, 1989 - Department of Supply Services  
(Filed Document #14)

- Standing Offer Agreements regarding office furnishings -  
Department of Supply Services  
(Filed Document #15)

**MINISTERIAL STATEMENTS**

- Hon. Mr. Byblow, Minister of Community and Transportation Services
  - Automated road-reporting system
- Hon. Ms. Hayden, Minister of Health and Social Services
  - Ambulance services transferred to the Department of Health and Social Services

**GOVERNMENT PRIVATE MEMBERS' BUSINESS**

Notice having been given on Tuesday, December 3, 1991, pursuant to Standing Order 14.2(7), which was adopted on December 2, 1991, it was moved by Mr. Joe:

THAT this House supports the principle of self-government for First Nations.

(Motion #86)

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

Moved by Ms. Kassi:

THAT this House congratulates the Gwich'in Nation, the Porcupine Caribou Management Board, the Alaska Coalition, the Gwich'in Steering Committee, the Government of Canada, the Government of Yukon, the dozens of environmental organizations and the thousands of individuals who successfully lobbied for the withdrawal of a United States Senate bill which would open the Arctic National Wildlife Refuge to oil development; and THAT this House supports continued efforts to protect the north slope of the Yukon and Alaska for the preservation of the land, air, water and wildlife for the survival of the people who depend on those resources.

(Motion #84)

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

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

- Bill #19 - First Appropriation Act, 1992-93
  - Hon. Mr. Penikett

The report of the Chair was adopted.

The Assembly adjourned at 9:27 p.m. until 1:30 p.m., Thursday, December 5, 1991.

NO. 67  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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THURSDAY, DECEMBER 5, 1991

---

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

RECOGNITION OF WOMEN'S REMEMBRANCE DAY

Hon. Ms. Joe, Minister responsible for the Women's Directorate, paid tribute to the fourteen women massacred in Montreal on December 6, 1989. The House observed a moment of silence.

TABLING RETURNS AND DOCUMENTS

Hon. Maurice Byblow, Minister of Community and Transportation Services  
- Economic Impact of the 1992 Arctic Winter Games  
(Sessional Paper #80)

MINISTERIAL STATEMENTS

Hon. Mr. Byblow, Minister of Community and Transportation Services  
- Economic benefits of the 1992 Arctic Winter Games

Hon. Mr. McDonald, Minister of Education  
- Opening of Yukon Arts Centre: Yukon Arts Festival - May, 1992

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #19 - First Appropriation Act, 1992-93  
- Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 5:29 p.m. until 1:30 p.m., Monday, December 9, 1991.

NO. 68  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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MONDAY, DECEMBER 9, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Byblow, Minister of Community and Transportation Services

- Motor Transport Board Annual Report - 1990-91

(Sessional Paper #81)

- Fire Marshal's Annual Report - 1990

(Sessional Paper #82)

Hon. Mr. McDonald, Minister of Government Services

- Community Contracting Policy Directive - Government of Yukon -  
December 6, 1991

(Sessional Paper #83)

- Expansion of Library Services

(Sessional Paper #84)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Government Services

- Community Contracting Policy Directive - Government of Yukon -  
December 6, 1991

**COMMITTEE OF THE WHOLE**

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

The following motion was passed by Committee of the Whole:

THAT at 7:30 p.m. until 8:30 p.m., Mr. Seeth Seethram, President, and Mr. Nelson Ireland, Vice-President, Instructional Services, of Yukon College appear as witnesses before Committee of the Whole during debate on Advanced Education, Vote 03, Bill #19, First Appropriation Act, 1992-93.

(Committee of the Whole Motion #4: Hon. Mr. McDonald)

Progress was reported on the following Bill:

Bill #19 - First Appropriation Act, 1992-93  
- Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Tuesday, December 10, 1991.

NO. 69  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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TUESDAY, DECEMBER 10, 1991

---

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

**RECOGNITION OF UNIVERSAL DECLARATION OF HUMAN RIGHTS**

Hon. Ms. Joe, Minister of Justice, and Mr. Lang, Leader of the Official Opposition, recognized the 43rd Anniversary of the United Nations Universal Declaration of Human Rights.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Johnston, Speaker

- Electoral District Boundaries Commission Report, 1991 (The Lysyk Report)

(Sessional Paper #85)

Hon. Mr. Webster, Minister of Renewable Resources

- Correspondence to Minister of Indian Affairs and Northern Development regarding the Kaska Forest Products business proposal to obtain the Timber Harvesting Agreement formerly held by Yukon Pacific Forest Products of Watson Lake (December, 1991)

(Sessional Paper #86)

- Beaver proof culvert design for \$100.00

(Legislative Return #152)

- Bison project cost to date

(Legislative Return #153)

- Bison fencing material

(Legislative Return #154)

- Parks Canada Audio-Visual for the new Yukon Visitor Reception Centre: contract details

(Legislative Return #155)

- Freshwater fisheries transfer contribution and program expenditures

(Legislative Return #156)

- Bison accidents on the highway  
(Legislative Return #157)
- Parks Canada Audio-Visual for the new Yukon Visitors Reception Centre: local input and access to government photography collection  
(Legislative Return #158)
- Wildlife management plans: their effect on hunting rights of beneficiaries and non-beneficiaries of land claims  
(Legislative Return #159)
- Fort Selkirk Management Plan: implementation plan and cost to date  
(Legislative Return #160)
- Congdon Creek campground trails  
(Legislative Return #161)

Hon. Mr. Byblow, Minister responsible for Yukon Development Corporation

- Yukon Development Corporation: status of lawsuits regarding the Watson Lake sawmill  
(Legislative Return #162)
- Yukon Development Corporation: loan to the Taga Ku Convention Centre project  
(Legislative Return #163)

Hon. Mr. McDonald, Minister of Education

- Yukon College Annual Report 1990-1991  
(Sessional Paper #87)

**NOTICE RE OPPOSITION PRIVATE MEMBERS' BUSINESS**

Pursuant to Standing Order 14.2(3), Mr. Phillips, Opposition House Leader, indentified the item to be called during Opposition private members' business on Wednesday, December 11, 1991.

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #19 - First Appropriation Act, 1992-93  
- Hon. Mr. Penikett

The report of the Chair was adopted.

---

The Assembly adjourned at 5:26 p.m. until 1:30 p.m., Wednesday, December 11, 1991.



NO. 70  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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WEDNESDAY, DECEMBER 11, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Byblow, Minister of Community and Transportation Services  
- Campbell Highway Engineering Study  
(Legislative Return #164)

Hon. Ms. Hayden, Minister of Health and Social Services  
- Health transfer costs to the Government of Yukon 1988-1991  
(Legislative Return #165)

- AIDS Program Advisory Committee Members and Executive Board  
(Legislative Return #166)

- Voices of Northern Youth Conference Funding  
(Legislative Return #167)

**FILED DOCUMENTS**

Hon. Ms. Hayden, Minister of Health and Social Services  
- Voices of Northern Youth Conference Report, October, 1991  
(Filed Document #16)

**BILLS OTHER THAN GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #103 - An Act to Amend the Yukon Development Corporation Act  
- Mr. Phelps

A debate continuing on the motion for Second Reading and the question being put, it was negatived in the following recorded Division:

YEA

Lang  
Phillips  
Phelps  
Devries

Brewster  
Firth  
Nordling

7

NAY

Penikett  
Joe, M.  
Webster  
McDonald

Hayden  
Byblow  
Kassi  
Joe, D.

8

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #19 - First Appropriation Act, 1992-93  
- Hon. Mr. Penikett

The report of the Chair was adopted.

---

The Assembly adjourned at 9:27 p.m. until 1:30 p.m., Thursday,  
December 12, 1991.

NO. 71  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

---

THURSDAY, DECEMBER 12, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Webster, Minister of Tourism

- Carcross Train Depot Visitor Reception Centre project costs  
(Legislative Return #168)

Hon. Mr. McDonald, Minister of Government Services

- Architectural Design Guidelines for the Yukon  
(Sessional Paper #88)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Minister of Government Services

- Energy conservation guidelines for public buildings

**FILED DOCUMENT**

The following document was filed by Mr. Lang, Member for Whitehorse Porter Creek East, during Question Period:

- Correspondence regarding health and dental care services in Dawson City (April, 1991 - October, 1991)  
(Filed Document #17)

**GOVERNMENT MOTIONS**

Moved by the Hon. Ms. Joe:

THAT the Yukon Legislative Assembly, pursuant to section 16 of the Human Rights Act, appoint Mr. David Brekke and Ms. Rose-Marie Blair-Smith to be members of the Human Rights Commission.

(Motion #95)

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

Unanimous consent having been requested by the Hon. Mr. Webster, Government House Leader, and granted to waive Standing Order 27(1), with regard to notice, it was moved by the Hon. Mr. Webster, Government House Leader:

THAT membership of the Members' Services' Board, as established by Motion #2 of the First Session of the 27th Legislature, be amended:

- (1) by rescinding the appointment of Mr. Phelps, Member for Hootalinqua, and
- (2) by appointing Mrs. Firth, Member for Whitehorse Riverdale South, Mr. Lang, Member for Whitehorse Porter Creek East, and the Hon. Mr. Webster, Member for Klondike, to the Board.

(Motion #96)

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

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

THAT the membership of the Standing Committee on Public Accounts, as established by Motion #42 of the First Session of the 27th Legislature, be amended by appointing the Hon. Ms. Joe, Member for Whitehorse North Centre, and Mr. Nordling, Member for Whitehorse Porter Creek West, to the Committee.

(Motion #97)

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

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

THAT the membership of the Standing Committee on Statutory Instruments, as established by Motion #43 of the First Session of the 27th Legislature, be amended by appointing Mrs. Firth, Member for Whitehorse Riverdale South, and the Hon. Mr. McDonald, Member for Mayo, to the Committee.

(Motion #98)

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

#### COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #19 - First Appropriation Act, 1992-93  
- Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 5:26 p.m. until 1:30 p.m., Monday, December 16, 1991.

NO. 72  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

---

MONDAY, DECEMBER 16, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Johnston, Speaker

- Yukon Human Rights Commission Report on Activities for the year ended March 31, 1991

(Sessional Paper #89)

Hon. Mr. Webster, Minister of Renewable Resources

- Investigation to identify predators responsible for five or six colts that were missing and an injured mare in Champagne/Aishihik area

(Legislative Return #169)

- Museum assistance project for \$38,000 and Historic Sites planning project for \$30,000

(Legislative Return #170)

Hon. Mr. Byblow, Minister responsible for Yukon Development Corporation

- Electrical Bill Relief Program to soften impact of rate increase

(Legislative Return #171)

- Curragh Resources Inc. lawsuit against the Yukon Energy Corporation

(Legislative Return #172)

- Business ventures secured against Land Claims funds

(Legislative Return #173)

Hon. Mr. Penikett, Premier

- Federal Relations Office service contracts for 1990-91

(Legislative Return #174)

Hon. Ms. Hayden, Minister of Health and Social Services

- Family and Children's Services Program increased office rental expenses of \$17,000 for space in the Royal Bank Building

(Legislative Return #175)

- Access House Program

(Legislative Return #176)

- Young Offenders Facility - total capital cost (April 1986 - March 1992)

(Legislative Return #177)

- Family Life Education Program

(Legislative Return #178)

#### **INTRODUCTION OF BILLS (First Reading)**

Bill #9 - Legislative Assembly Retirement Allowances Act, 1991

- Hon. Mr. Webster

#### **MONEY MESSAGE**

Bill #9, Legislative Assembly Retirement Allowances Act, 1991, was accompanied by a money message.

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

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

Progress was reported on the following Bill:

Bill #19 - First Appropriation Act, 1992-93

- Hon. Mr. Penikett

The report of the Chair was adopted.

---

The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Tuesday, December 17, 1991.

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

27th Legislative Assembly

Second Session

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TUESDAY, DECEMBER 17, 1991

---

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

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Johnston, Speaker

- Office of the Auditor General of Canada Report on Other Matters to the Yukon Legislative Assembly for the year ended March 31, 1991

(Sessional Paper #91)

Hon. Mr. McDonald, Minister of Education

- Department of Education Annual Report 1990-91

(Sessional Paper #92)

Hon. Mr. Penikett, Premier

- Land Claims Chief Negotiator annual leave while in office

(Legislative Return #179)

- Executive Council Office contracts entered into for the funding provided through the supplementary estimates

(Legislative Return #180)

- National Wildlife Refuges and the hunting regulations in effect in the refuges

(Legislative Return #181)

Hon. Mr. Byblow, Minister of Community and Transportation Services

- Monitoring snow avalanche potential on the Skagway Road

(Legislative Return #182)

Hon. Mr. Byblow, Minister responsible for Yukon Development Corporation  
- Yukon Development Corporation: status of lawsuit regarding  
Carroll-Hatch (International) Ltd. on the subject of Watson  
Lake Sawmill

(Legislative Return #183)

Hon. Ms. Hayden, Minister responsible for Yukon Housing Corporation  
- R.R.S.P. Investments for home ownership proposed by the Canadian  
Real Estate Association

(Legislative Return #184)

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Hon. Mr. Penikett, Premier

- Yukon Government Position on Federal Constitutional Proposal

Hon. Ms. Joe, Minister of Justice

- Implementation of the Electronic Monitoring System

### **NOTICE RE GOVERNMENT PRIVATE MEMBERS' BUSINESS**

Pursuant to Standing Order 14.2(7), which was adopted by the House on December 2, 1991, the Hon. Mr. Webster, Government House Leader, informed the House that the Government Private Members do not wish to identify any items standing under the heading "Government Private Members' Business", to be called on Wednesday, December 18, 1991.

### **COMMITTEE OF THE WHOLE**

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

The following motions were passed by Committee of the Whole:

THAT, at 4:00 p.m. until 5:30 p.m., Mr. Michael Sweatman, Acting President of the Yukon Development Corporation, Mr. John Maisson, Senior Utilities Engineer for the Yukon Energy Corporation, and Mr. Charles Sanderson, Board Member of the Yukon Development Corporation, appear as witnesses before Committee of the Whole during debate on the Yukon Development Corporation, Vote 22, Bill #19, First Appropriation Act, 1992-93.

(Committee of the Whole Motion #5, Hon. Mr. Webster)

THAT the Assembly be empowered to sit from 7:30 p.m. tonight until 9:30 p.m., for the purpose of debating a motion for second reading of Bill #9, entitled Legislative Assembly Retirement Allowances Act, 1991, and for the purpose of considering Bill #19, entitled First Appropriation Act, 1992-93, in Committee of the Whole.



Progress was reported on the following Bill:

Bill #19 – First Appropriation Act, 1992–93  
– Hon. Mr. Penikett

The report of the Chair was adopted.

**GOVERNMENT BILLS**

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

Bill #9 – Legislative Assembly Retirement Allowances Act, 1991  
– Hon. Mr. Webster

**COMMITTEE OF THE WHOLE**

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

Progress was reported on the following Bill:

Bill #19 – First Appropriation Act, 1992–93  
– Hon. Mr. Penikett

The report of the Chair was adopted.

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The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Wednesday, December 18, 1991.

NO. 74  
VOTES AND PROCEEDINGS  
of the  
YUKON LEGISLATIVE ASSEMBLY  
27th Legislative Assembly                      Second Session

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WEDNESDAY, DECEMBER 18, 1991

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

**TRIBUTE TO JOEY SMALLWOOD**

Hon. Mr. McDonald, acting Premier, paid tribute to Joey Smallwood, who passed away on December 17, 1991. Mr. Smallwood had been instrumental in leading Newfoundland into Confederation in 1949. He then went on to serve the people of Newfoundland for almost a quarter of a century as their first Premier. With his passing, this country has lost a committed statesman, a fiery orator and a distinguished Canadian.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Webster, Minister of Tourism and Minister of Renewable Resources

- Audio-visual presentation facilities at the new Visitor Reception Centre  
(Legislative Return #185)

- Forestry transfer meetings and discussions  
(Legislative Return #186)

Hon. Mr. McDonald, Minister of Government Services and Minister of Education

- Recycling government waste paper pilot project update
- Upgrade to Central Computer Facility
- Source Newsletter cost annually
- Leased vehicle usage

(Legislative Return #187)

- Sa Dena Hes joint venture training agreement between Yukon College and YTG:  
priority to receive training

(Legislative Return #188)

- North Highway School: cost difference between using linoleum or carpeting  
(Legislative Return #189)

- Computer equipment that used to be at Career Services in Closeleigh Manor  
(Legislative Return #190)

Hon. Mr. McDonald, acting Premier, on behalf of the Hon. Mr. Penikett

- Communications Officers and increased workload  
(Legislative Return #191)
- Executive Council Office relationship between the organization and programs and the October/November 1991 Government Telephone Directory  
(Legislative Return #192)
- Memorandum of Understanding (1979) on the process for negotiating Native Claims in Yukon  
(Legislative Return #193)
- Boards and Committee Handbook and Honorarium Policy  
(Legislative Return #194)
- Survey by Viewpoints Research Ltd. cost  
(Legislative Return #195)

Hon. Ms. Hayden, Minister Responsible for Yukon Housing Corporation

- Home Ownership Program applicants  
(Legislative Return #196)
- Yukon Housing Corporation used housing units sold in the past year  
(Legislative Return #197)
- Yukon Housing Corporation capital projects for 1992-93  
(Legislative Return #198)
- Yukon Housing Corporation capital expenditures 1991-92  
(Legislative Return #199)

Hon. Mr. Byblow, Minister Responsible for the Yukon Development Corporation

- Yukon Development Corporation: funding for renovation of Old Yukon College  
(Legislative Return #200)
- Yukon Development Corporation breakdown of administrative costs for the years 1988 and 1989  
(Legislative Return #201)

The Official Opposition

- Christmas gifts for Members of the Assembly

#### **FILED DOCUMENTS**

Hon. Mr. McDonald, on behalf of Hon. Mr. Penikett

- Travel Expenditures, by Minister, covering the period April - October/91

(Filed Document #18)

- Consulting service contracts copies in the publication "Government Contracts 1990/91 By Type" that did not provide a description of services

(Filed Document #19)

**GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Hon. Mr. Webster, Government House Leader, and granted to waive Standing Order 27(1), with regard to notice, it was moved:

THAT the membership of the Standing Committee on Public Accounts, as established by Motion #24 of the First Session of the 27th Legislature and as amended by Motion #97 of the Second Session of the 27th Legislature, be further amended:

- 1) by rescinding the appointment of Mr. Devries, Member for Watson Lake; and
- 2) by appointing Mr. Lang, Leader of the Official Opposition and Member for Whitehorse Porter Creek East, to the Committee

(Motion #100)

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

**COMMITTEE OF THE WHOLE**

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

The following motion was passed by Committee of the Whole:

THAT the Assembly be empowered to continue sitting after 9:30 p.m. tonight for the purpose of completing proceedings on Government Bills.

At 5:30 p.m. unanimous consent was granted, upon request of the Hon. Mr. Webster, Government House Leader, for the motion respecting sitting hours, which was passed earlier today, to be interpreted in a way which would allow the House to continue sitting after 5:30 p.m.

The following Bill was reported without amendment:

Bill #19 – First Appropriation Act, 1992–93  
– Hon. Mr. McDonald, Acting Premier

The following Bill was reported with amendment:

Bill #9 – Legislative Assembly Retirement Allowances Act, 1991  
– Hon. Mr. Webster

The report of the Chair was adopted.

**GOVERNMENT BILLS**

Unanimous consent having been requested by the Hon. Mr. Webster, Government House Leader, and granted, to waive Standing Order 59(2) with regard to reporting a Bill with amendment (Bill #9), the following Bills were read a third time and passed:

Bill #17 – Fourth Appropriation Act, 1990–91  
– Hon. Mr. McDonald, Acting Premier

Bill #18 – Second Appropriation Act, 1991–92  
– Hon. Mr. McDonald, Acting Premier

Bill #19 – First Appropriation Act, 1992–93  
– Hon. Mr. McDonald, Acting Premier

The following Bill was called for Third Reading:

Bill #9 – Legislative Assembly Retirement Allowances Act, 1991  
– Hon. Mr. Webster

The question being put on the motion for Third Reading it was agreed to on the following recorded Division:

	YEA		
Joe, M.	Byblow	Phillips	
Webster	Kassi	Phelps	
McDonald	Joe, D.	Devries	12
Hayden	Lang	Brewster	
	NAY		
Firth	Nordling		2

**SPECIAL ADJOURNMENT MOTION**

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

THAT the House, at its rising, do stand adjourned until it appears to the satisfaction of the Speaker, after consultation with the Premier, 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 on the special adjournment motion, it was agreed to.

**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 #17 – Fourth Appropriation Act, 1990–91  
– Hon. Mr. Penikett

Bill #18 – Second Appropriation Act, 1991–92  
– Hon Mr. Penikett

Bill #19 – First Appropriation Act, 1992–93  
– Hon. Mr. Penikett

Bill #9 – Legislative Assembly Retirement Allowances Act, 1991  
– Hon Mr. Webster

The Commissioner assented the Bills:

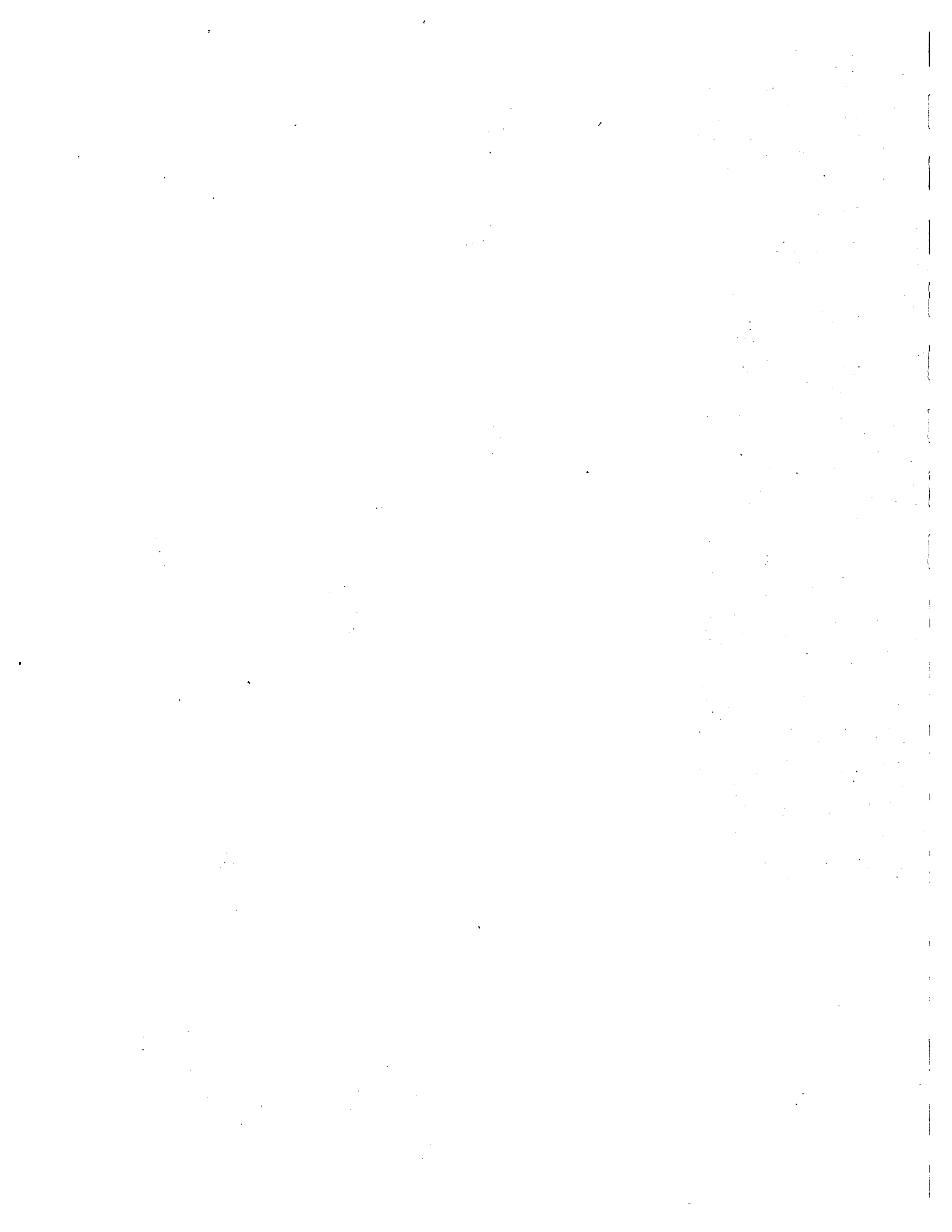
"Thank you, Mr. Speaker, Mr. Clerk. There I was trimming the Christmas tree like a normal person, when I was so rudely disturbed; but in spite of that, I still am very pleased to give assent to the Bills as enumerated by Mr. Clerk.

I will take this opportunity to wish all Members a very merry Christmas. Thank You."

The Commissioner then retired from the Chamber.

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The Assembly adjourned at 6:18 p.m.



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(Continued)

Twenty-Seventh Legislature

November 12, 1991 – December 18, 1991

### YUKON LEGISLATIVE ASSEMBLY

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#### Abbreviations

**1R** – First Reading of Bill

**COMM** – (Reported out of)  
Committee of the Whole

**P** – Passed

**2R** – Second Reading

**A** – Assent

**3R** – Third Reading

---

#### A

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Fourth Appropriation Act, 1990-91	17	133	148	149	185	186
Legislative Assembly Retirement Allowances Act, 1991	9	178	181	184	185	186
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**CHAIR/COMM**

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(See C/W #4)

169

Reports motion to call witnesses

(See C/W/ #5)

180

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180

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	<b><u>Member</u></b>	<b><u>Page</u></b>	<b><u>Amendment</u></b>	<b><u>Disposition</u></b>
Committee and Assembly be empowered to sit from 7:30 p.m. until 9:30 p.m.	Webster	180		Agreed
Committee and Assembly be empowered to sit after 9:30 p.m. (unanimous consent to continue sitting at 5:30 p.m.)	Webster	184		Agreed
First Appropriation Act, 1992-93, Bill #19, Seeth Seethram and Nelson Ireland appear as witnesses re Main Estimates of Yukon College (C/W #4)	McDonald	169		Agreed
First Appropriation Act, 1992-93, Bill #19, Michael Sweatman, John Maisson and Charles Sanderson appear as witnesses re Main Estimates of Yukon Development Corporation (C/W #5)	Webster	180		Agreed

**MOTIONS--GOVERNMENT**

<b><u>Member</u></b>	<b><u>Page</u></b>	<b><u>Amendment</u></b>	<b><u>Disposition</u></b>	
Human Rights Commission, appointment to: David Brekke and Rose-Marie Blair-Smith (#95)	Joe, M.	175	Agreed	
Members' Services Board: membership be amended by rescinding appointment of Mr. Phelps and by appointing Mrs. Firth, Mr. Lang and the Hon. Mr. Webster (#96)	Webster	176	Agreed	
Skagway monopoly ownership structure of tidewater port has increased transportation costs for Yukon (#3)	Byblow	148	Ordered dropped	
Standing Committee on Public Accounts: membership be amended by appointing the Hon. Ms. Joe and Mr. Nordling to the Committee (#97)	Webster	176	Agreed	
Standing Committee on Public Accounts: membership be further amended by rescinding appointment of Mr. Devries and by appointing Mr. Lang to the Committee (#100)	Webster	184	Agreed	
Standing Committee on Rules, Elections and Privileges: review and make recommendations to the Legislative Assembly re recognition as a party and re private members' business (#68)	McDonald	143	143	Agreed to as amended
Standing Committee on Rules, Elections and Privileges: membership be amended by appointing Hon. Ms. Joe and Mr. Nordling (#90)	McDonald	153	Agreed	

**MOTIONS--GOVERNMENT** (Cont'd)

	<b><u>Member</u></b>	<b><u>Page</u></b>	<b><u>Amendment</u></b>	<b><u>Disposition</u></b>
Standing Committee on Statutory Instruments: membership be amended by appointing Mrs. Firth and the Hon. Mr. McDonald to the Committee (#98)	Webster	176		Agreed

**MOTIONS--OTHER THAN GOVERNMENT**

	<b><u>Member</u></b>	<b><u>Page</u></b>	<b><u>Amendment</u></b>	<b><u>Disposition</u></b>
Ambassador-at-Large Program be established (#7)	Phillips	136		Negated
Congratulations to lobbyists re withdrawal of United States Senate bill which would open the Arctic National Wildlife Refuge to oil development (#84)	Kassi	166		Agreed
Forestry transfer from Federal Government to Territorial Government (#8)	Devries	136	137 (Debate adjourned on sub-amendment)	
Principle of self-government for First Nations be supported (#86)	Joe, D.	166		Agreed
Skagway monopoly ownership structure of tidewater port has increased transportation costs for Yukon (#20)	Hayden	147	147 (Sub-amendment negated)	
			148 (Amendment negated)	
			148 (Second amendment proposed: agreed to)	
		148		Agreed to as amended

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	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Yukon's delicate environment be cleaned up and maintained by all Yukoners (#45)	Joe, D.	148	148	(Debate adjourned on amendment)

**MOTIONS - PROCEDURAL**

	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Extended sitting hours	Webster	180		Agreed
Extended sitting hours	Webster	184		Agreed
Special Adjournment	McDonald	136		Agreed
Special Adjournment	Webster	185		Agreed

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	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Decentralization: financial analyses and forecasts (M.P.P. #4)	Nordling	146		Debate adjourned
		156		Debate adjourned
FAS Strategy documentation (M.P.P. #5)	Firth	146		Debate adjourned

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	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
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**PROGRESS OF BILLS**  
**Second Session (Continued), 27th Legislative Assembly**

**GOVERNMENT BILLS**

Unofficial - For reference only

\* With Amendment

\*\* Comes Into Force Upon Assent

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

No.	Title		Member	First Reading	Second Reading	Reported by Committee	Third Reading	Assent
17	Fourth Appropriation Act, 1990-91	**	Penikett	91-11-12	91-11-20	91-11-20	91-12-18	91-12-18
18	Second Appropriation Act, 1991-92	**	Penikett	91-11-12	91-11-20	91-12-03	91-12-18	91-12-18
19	First Appropriation Act, 1992-93	**	Penikett	91-11-12	91-11-19	91-12-18	91-12-18	91-12-18
9	Legislative Assembly Retirement Allowances Act, 1991	* **	Webster	91-12-16	91-12-17	91-12-18	91-12-18	91-12-18

**PROGRESS OF BILLS**  
**Second Session (Continued), 27th Legislative Assembly**

**BILLS OTHER THAN GOVERNMENT BILLS**

Unofficial – For reference only

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

No.	Title	Member	First Reading	Second Reading	Reported by Committee	Third Reading	Assent
102	Territorial Court Act, An Act to Amend the	Phillips	91-11-20				
103	Yukon Development Corporation Act, An Act to Amend the	Phelps	91-11-25	92-12-11 (Negatived)			

