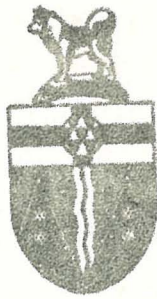


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# YUKON TERRITORIAL COUNCIL

FIRST SESSION 1967

## Votes and Proceedings

Volume 4.



Page 1426.  
Tuesday, May 9, 1967.  
10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order. Councillor Watt was absent.

Mr. Speaker: Have we a quorum, Mr. Clerk?

Mr. Clerk: We have, Mr. Speaker.

Mr. Speaker: I will now call this Council to order. Before we commence, I might state that Mr. Watt phoned this morning and said he might be a little late this morning. The first item of business will be correspondence. Have we any correspondence this morning, Mr. Clerk?

Mr. Clerk: Yes, Mr. Speaker. We have Sessional Paper No. SESSIONAL 125 re Health and Welfare - Water. (Reads Sessional Paper). PAPER #125 That's all I have this morning, Mr. Speaker.

Mr. Speaker: Thank you, Mr. Clerk. Have we any further correspondence? Have we any Reports of Committees? We have no Bills to introduce. Have we any Notices of Motion and Resolution? If not, we will proceed to Orders of the Day. Have we any Notices of Motion for the Production of Papers? I will next proceed to Motions. We have Motion No. 34, Mr. MacKinnon, Low Cost Housing.

Mr. MacKinnon: Yes, Mr. Speaker. Moved by myself, seconded by Mr. Watt and I believe that in view of the fact that Mr. Watt is not present, I should ask to defer this Motion. MOTION #34 DEFERRED

Mr. Speaker: That is fine, Mr. MacKinnon. We shall defer Motion No. 34. We next have Motion No. 39, Mr. Southam, Litter Control.

Mr. Southam: Yes, Mr. Speaker. Moved by myself, seconded by Mr. Thompson, re Litter Control. "It is respectfully requested that Administration consider the feasibility of an anti-litter ordinance particularly making it an offence to discard bottles, garbage, etc. on public highways." May I proceed, Mr. Speaker? MOTION #39

Mr. Speaker: Proceed, Mr. Southam.

Mr. Southam: Well, Mr. Speaker, in travelling back and forth through the Territory here and there, there seems to be an awful amount of garbage scattered all over the place...everything from beer bottles to piles of garbage. Some people throw their garbage on the side of the road and some people throw it out of the car and so on and so forth and I think it would be a very good idea if the Administration would consider bringing in an Ordinance whereby making it an offence that the litter of the Highways would be....making it an offence whereby anybody littering the Highways could be summoned to Court, providing you can catch them. Now, this is quite a serious offence in the Provinces. In Alberta, it is a \$50.00 fine and that's right off the bat and if you are caught the second time, it goes up. I think it's about time something was done to make our Highways a little more cleaner and so on and also, especially with these bottles that are thrown along side of the road..there's quite a few broken and a fellow rams a tire over one of them, the first thing he's got a cut tire and I think it's about time something was done to control it.

MOTION #39

Mr. MacKinnon: Well, Mr. Speaker, I am surprised that Mr. Southam wasn't aware that this is already covered and I know of two persons since 1962 that were picked up and brought before the Court and fined for this very thing so it is provided for. I will not mention the names but one case was at Haines Junction which I recall quite well. I think the fine was \$25.00, but you are not allowed to go and dump garbage in the ditch nor throw bottles on the road at the present time and you haven't for five years at least. This is the first case that I have seen in the Yukon but that was five years ago this spring.

Mr. Taylor: Well, Mr. Speaker, may I direct a question to Mr. Clerk. Is there such a thing as a Litter Ordinance? I know we have been trying very hard to get one but I didn't know there was one in force.

Mr. Clerk: To the best of my knowledge, the Administration is at the present moment preparing an Anti-Litter Ordinance which would fall right in line with this Motion, Mr. Speaker.

Mr. MacKinnon: May I ask a question, Mr. Speaker?

Mr. Speaker: By all means, Mr. MacKinnon.

Mr. MacKinnon: I would ask Mr. Clerk if he could find out under what Ordinance these people were charged before...or the Legal Advisor I suppose. Maybe it is under the Criminal Code. I don't know.

Mr. Speaker: I am sorry. The Legal Advisor informed me this morning he couldn't be here for fifteen minutes or half an hour so I am sorry. Could we have that question on notice?

Mr. MacKinnon: Yes, yes. If the Legal Advisor can't obtain the information.....from the Magistrate.

Mr. Thompson: Why ask the Legal Advisor then, Mr. Speaker? I think that Mr. Southam has an excellent suggestion here and as the Clerk has said it's in keeping with what the Administration have in mind and this will probably prod them along. I hope they go a little farther and have the Administration set up litter cans on specific places on various highways that is common practice in other locations and little stopping places with these turn-outs on various highways and by-ways so that you are off the beaten track and you can get rid of any litter or garbage or miscellaneous things in your car that have been accumulating without desecrating the countryside. I think this is an excellent suggestion.

Mr. Taylor: Mr. Speaker, I think this is a good idea although I wasn't aware until this moment that the Administration are considering finally getting this Ordinance up. I know that it has come up from time to time in Council. I also know that it is a problem throughout the Territory, especially on our main highways, and I believe not only do one of the service clubs...I believe it is the Kiwanis Club...have a litter bag deal in order to help but also as a Centennial project this year, there is a general clean-up campaign throughout the whole Yukon Territory and if this Ordinance could be brought in say at the Fall Session, after getting the Territory cleaned up, we may be able to keep it that way. I think the Motion has a great deal of merit.



Mr. Speaker: Do we have any further discussion on Motion No. 39?

MOTION CARRIED

MOTION #39  
CARRIED

Mr. Speaker: We will now proceed to Motion No. 40, Mr. MacKinnon, Canada 100.

Mr. MacKinnon: Yes, Mr. Speaker. Moved by myself and seconded by Mr. Watt re Canada 100. "In the opinion of Council it is respectfully requested that Administration provide all schools under the Yukon Educational System with the book entitled Canada One Hundred 1867-1967." May I proceed, Mr. Speaker?

MOTION #40

Mr. Speaker: Proceed, Mr. MacKinnon.

Mr. MacKinnon: I have found this book quite interesting and you, no doubt, gentlemen, have yourselves and I believe it should be provided to the schools and I would like to suggest that they consider at least one book per classroom - not just one to the school. I hope that Council sees fit to go along with this as I believe the book is of some importance and would be very interesting for the children.

Mr. Speaker: Thank you, Mr. MacKinnon. Have we further discussion on Motion No. 40?

Mr. Taylor: Mr. Speaker, I think this is an excellent idea. We finally got a winner and I commend the Member for his great consideration in this matter. I think this would be a most useful volume to have in our schools...a very worthwhile Motion.

Mr. MacKinnon: Thank you.

MOTION CARRIED

MOTION #40  
CARRIED

Mr. Speaker: I might add, gentlemen, that I am overwhelmed myself. That completes the Motions for this morning. We have a few questions on hand that haven't been answered. Have you any questions this morning? If not, we have Bill No. 17 to process for Third Reading. What is your pleasure?

Moved by Councillor Boyd, seconded by Councillor Southam, that Bill No. 17, An Ordinance to Amend the Insurance Ordinance, be given Third Reading at this time.

MOTION CARRIED

THIRD  
READING  
BILL #17  
MOTION  
CARRIED

Moved by Councillor Boyd, seconded by Councillor Southam, that the title to Bill No. 17, An Ordinance to Amend the Insurance Ordinance, be accepted as written.

MOTION CARRIED

TITLE TO  
BILL #17  
ACCEPTED  
MOTION  
CARRIED

Mr. Speaker: The Motion is carried and Bill No. 17, An Ordinance to Amend the Insurance Ordinance, has passed this House. That completes the daily routine and Orders of the Day. What is your pleasure at this time?

BILL #17  
PASSED

Mr. Taylor: Well, Mr. Speaker, depending. I don't think there is going to be too much to do tomorrow...I would suggest as I did last night that we adjourn until Thursday morning at ten o'clock, however, it appears that this may not be a decision of Council and I have been informed this morning that I can usefully occupy my time at the Watson Lake meeting with the Federal Officials on roads for the Southeast Yukon and if we do sit tomorrow, I would wish to be excused.....until late tomorrow afternoon.

Mr. Speaker: You are excused, Mr. Taylor.

Mr. Boyd: I would move that we call it five o'clock.

Mr. Speaker: Do I have a seconder to the Motion? The Motion is that it is moved by Councillor Boyd that we call it five o'clock but I haven't a seconder for the Motion.

Mr. Thompson: Mr. Speaker, how do we circumvent this so that we don't have to meet tomorrow and we could adjourn until say ten o'clock on Thursday morning?

Mr. Speaker: I will call a short recess at this time.

RECESS.

Mr. Speaker: I will call this Council to order. What is your pleasure at this time?

Mr. Thompson: Mr. Speaker, I would move that we recess until Thursday morning at ten o'clock.

Mr. Taylor: I would second that Motion, Mr. Speaker.

Mr. Speaker: It will be necessary to include in your Motion, gentlemen, that the rules be waived.

Moved by Councillor Thompson, seconded by Councillor Taylor, that the rules be waived and this Council recess until Thursday morning at 10:00 o'clock.

MOTION  
DEFEATED

MOTION DEFEATED

Councillor MacKinnon voted contrary to the Motion.

Mr. Boyd: I wonder if anybody would care to second my Motion?

Mr. Speaker: Well, your Motion...would you please repeat the Motion?

Mr. Boyd: Yes. I move that we call it five o'clock, Mr. Speaker.

Mr. Thompson: Well, Mr. Speaker, I wonder if I could be excused tomorrow in view of the circumstances?

Mr. Speaker: Is it agreed that Councillor Thompson be excused?

All: Agreed.

Mr. Speaker: You are excused, Mr. Thompson. Do I have a seconder to Mr. Boyd's Motion?

Mr. Southam: I will second Mr. Boyd's Motion.

Page 1430.

Moved by Councillor Boyd and seconded by Councillor Southam  
that we call it five o'clock at this time.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: The Motion is carried and this Council now  
stands adjourned until tomorrow morning at ten o'clock.

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Page 1431.

Wednesday, May 10, 1967.  
10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order. Councillors Taylor and Thompson were absent.

Mr. Speaker: Is there a quorum, Mr. Clerk?

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The first business on the Agenda will be the correspondence. Have we any correspondence this morning, Mr. Clerk?

Mr. Clerk: Yes, Mr. Speaker, we have Sessional Paper No. 126 in relation to Motion No. 36, Stallions Running at Large - Brands Ordinance. That is all I have this morning, Mr. Speaker. SESSIONAL  
PAPER  
#126

Mr. Speaker: Thank you, Mr. Clerk. Have we any further correspondence? Have we any Reports of Committees? Under Introduction of Bills, we have Bill No. 18. Is it your pleasure to introduce this at this time?

Moved by Councillor Boyd, seconded by Councillor Southam, that Bill No. 18, An Ordinance Respecting a Financial Agreement between the Government of the Yukon Territory and the Government of Canada, be introduced at this time. BILL #18  
INTRODUCED

MOTION CARRIED

MOTION  
CARRIED

Councillor MacKinnon voted contrary to the Motion.

Mr. Speaker: Have we any Notices of Motion and Resolution? If not, we will proceed to Orders of the Day. Have we any Notices of Motion for the Production of Papers? We next have Motion. First is Motion No. 34, Low Cost Housing. Do you wish to proceed, Mr. MacKinnon?

Mr. MacKinnon: Yes, Mr. Speaker. Motion No. 34, moved by myself, seconded by Mr. Watt, Low Cost Housing. "In the opinion of Council it is respectfully requested that Administration take steps toward improving the existing Low Cost Housing Regulations." May I proceed, Mr. Speaker? MOTION #34

Mr. Speaker: Proceed, Mr. MacKinnon.

Mr. MacKinnon: Well, Mr. Speaker, in regards to the Low Cost Housing Act, we find that there is barely enough money under the Low Cost Housing Act to build a home in Whitehorse at the end of the railhead, but I find that at 1202, Carmacks, and I imagine in your own area, Dawson City, where it costs much more to build a similar home, that this Low Cost Housing Act should be extended to the outer districts of the Territory, possibly by another \$2,000, to overcome the cost of travelling and the cost of freight that is involved. I find in the outer areas of my district that this is a very inadequate figure and it actually cuts approximately \$2,000 from the walls of the house that is built in Whitehorse in comparison to 1202. I believe that other Members are quite well aware that when you get a contractor to go out of town, then you must furnish him with room and board which is very costly at this day and age...approximately \$15.00 per man per day. Not only that,

MOTION #34 Mr. MacKinnon continues:

you have the freight costs and I am suggesting to Council that it is very necessary at this time to attempt to alleviate this problem by going along with this Motion and let Administration take a real honest look at the situation. I think Council can quite well see what I am getting at.

Mr. Speaker: Thank you, Mr. MacKinnon. Have we any further discussion on Motion No. 34?

Mr. Watt: Well, Mr. Speaker, as seconder of the Motion, I certainly think that the Low Cost Housing Ordinance needs some looking into. Mr. MacKinnon has a very valid point there. The only Low Cost Housing Loans that you can get are for homes, the total value of which will not exceed \$10,000 and with the minimum standards that are set up for a Low Cost Housing home, you can barely put up a home under these standards for this \$10,000 so as soon as you get out of Whitehorse and into any of the outlying areas anywhere in the Yukon Territory, then as Mr. MacKinnon says, on a \$10,000 home you are losing about...your costs are about 20% more. If we can use the Territorial Engineer's estimates, when you get up to Dawson City, they estimate the cost of school buildings, etc., almost twice as much as they are here in Whitehorse...through freight and the increased costs and everything. I think, Mr. Speaker, that it would be impossible to build a house of the standards that are required for the Low Cost Housing Ordinance for \$10,000 out of Whitehorse. I would say that it would be physically impossible to do it. A contractor could not do it. I didn't pursue this further when we originally changed the Low Cost Housing Ordinance about three Sessions ago for the simple reason that the Administration at that time said that they would be lenient in their estimate of a house. In other words, they would still only lend you the maximum of \$8,000 and \$1,000 which is \$9,000 but if the house cost \$11,000 or maybe \$12,000, they would let the individual put in the extra money but I find, Mr. Speaker, that in actual practice the Administration are keeping down the cost of this house to \$10,000 - not just the cost to the Government but the actual cost to the individual. They are not letting him put his \$2,000 in instead of his \$1,000 if he wants to and they aren't exercising the leniency which they said they would. I think this is a very good Motion and I think that the minimum that the Motion will accomplish is that the Administration will at least look into this part of it and direct those that are responsible with respect to what the Commissioner has said in Council...the leeway that they would allow for the type of homes...so that with the increased costs of labour and material, they would allow that this extra little bit could be put in even if it is by the individual that is building the home. I think the Motion is good and it is bringing to the attention of the Administration the need for some changes and, furthermore, I think that something else that will come out of it and Council has already commented on this...and that is the cost of a home several years ago has gone up so much that what was an \$8,000 home six years ago, was a \$9,000 home three years ago, is at least a \$10,000 home today. By next Session, I am hoping that as a result of this Motion, they will also look into the possibility of increasing this loan by another \$1,000 too. I think it is an exceptionally good Motion. It is well worded. It offers the Administration an opportunity to look into all facets of improving this Home Improvement Loan and I respectfully submit that I would like to see the rest of Council unanimously support this particular Motion.

Mr. Speaker: Have we further discussion on Motion No. 34? MOTION #34

Mr. Boyd: Mr. Speaker, I heartily agree there should be a revision of what \$8,000 and \$10,000 will do today. This seems to me to be out of the picture entirely. What was intended is no longer practicable and it certainly needs another look at it. I will vote for the Motion

Mr. Speaker: Have we any further discussions on Motion No. 34?

MOTION CARRIED

MOTION #34  
CARRIED

Mr. Speaker: That cleans up the Motions, gentlemen. Have we any questions this morning?

Mr. MacKinnon: Yes, Mr. Speaker. I have a question or two.

Mr. Speaker: Do you require the questions of the Commissioner?

Mr. MacKinnon: If he is available.

Mr. Speaker: I will, therefore, call a short recess at this time.

RECESS

Mr. Speaker: I will now call this Council to order. I regret that the Commissioner is tied up right now with meetings. He may possibly be along later. What is your pleasure at this time?

Mr. Boyd: I would move that the Speaker do now leave the Chair for the purpose of convening into Committee of the Whole to discuss Bills, Motions, Memoranda and Sessional Papers.

Mr. Watt: Well, Mr. Speaker, speaking on the Motion, I would like to suggest that there are only barely a quorum here...just slightly over a quorum, and there is a limited amount of work that we can do right now. There are other things that we are going to have to wait for. It seems quite a waste of time to keep meeting for a half a day at a time. I would like to suggest that we do adjourn until Monday...if there has been any change in the thinking of the Council...and then those that are presently away could carry on with what they are doing without having to feel as if Council is having to get along without them. I think that this would be better all around and then, when we come back...this backlog of work that we are waiting for will all be in front of us and we can carry on and make more efficient use of our time. I would like to suggest that we adjourn until Monday morning...waive the rules and adjourn until Monday morning.

Mr. MacKinnon: I will second that, Mr. Speaker.

Mr. Speaker: Gentlemen, I am afraid that this Motion or this suggestion is out of order right now in respect to the discussion, Mr. Watt. We took that matter up two days ago and the Council, when the whole Council was here, rejected such a Motion and, therefore, it would be out of order at this time.



Mr. Thompson enters the Council Chambers.

Mr. Watt: Well, Mr. Speaker, some of those that rejected it aren't here and it's fine to reject a Motion...make a Motion like that...we don't meet...and then not come...so I would like to suggest that we see if there is any change in the opinion of Council right now.

Mr. Speaker: We can't accept a change right now, Mr. Watt. The Motion has been turned down...the suggestion has been turned down by Council and, therefore, we cannot bring that same matter up again...and revote on it.

MOTION TO  
RECESS  
UNTIL  
TUESDAY

Mr. MacKinnon: Then, Mr. Speaker, I would move that we waive the rules until 10:00 o'clock Tuesday morning. How would that fit?

Mr. Speaker: I don't think it would fit very good.

Mr. Watt: I would second that Motion, Mr. Speaker.

Mr. Speaker: I think we are becoming frivolous, gentlemen.

Mr. Watt: Mr. Speaker, I don't think so. I think it's silly to keep coming every day and adjourning and just fooling around a little bit...there's somebody that's got nothing better to do with their time than to come to Council and sit for five minutes like we did yesterday and then leave again.. whereas we could have all the work in front of us by Tuesday morning as Mr. MacKinnon suggested and those out-of-town Councillors who want to check in on their homework will have sufficient opportunity to do so and when we come back, we can sit down and the Administration will have everything ready for us and we will be all ready. I think we will save nothing but time in the long run, Mr. Speaker. I think it is a very good Motion...certainly worthy of consideration.

Mr. Speaker: I would point out gentlemen that we have a Committee here today to discuss the Electrical Ordinance which we have before us. It is expected that this afternoon the data we are waiting for will be here from Ottawa to continue and I don't think we are wasting any time at all.

Mr. MacKinnon: Well, Mr. Speaker, would you permit me to ask a question? Could the Clerk confirm that the data we are waiting for from Ottawa will be here this afternoon?

Mr. Clerk: No, I am not prepared to do so at all, Mr. Speaker.

Mr. Boyd: Mr. Speaker, we have a Committee here and we have asked them to be here. They have been sitting here for three-quarters of an hour. I think out of respect we should deal with them and get it over with and we can decide what the future will be after we have finished with the Committee. I would like somebody to second my Motion.

Mr. Southam: Second the Motion, Mr. Speaker.

Mr. MacKinnon: Mr. Speaker, I might remind you that there is already a Motion on the floor.

Mr. Speaker: First off, we'll dispose of the Motion that was moved and seconded....we will waive the rules and recess until Tuesday. Are you ready for the question? It requires a unanimous vote.

MOTION DEFEATED

MOTION  
DEFEATED

Councillors Watt and MacKinnon voted for the Motion. Councillors Southam, Boyd and Thompson voted contrary.

Moved by Councillor Boyd, seconded by Councillor Southam, that the Speaker do now leave the Chair and Council resolve itself into Committee of the Whole to discuss Bills, Memoranda, Sessional Papers and Motion.

MOTION TO  
REVERT TO  
COMMITTEE

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: The Motion is carried and Mr. Southam will take the Chair in Committee of the Whole.

Mr. Southam: Gentlemen, we will be going on to Bill No. 6, the Electrical Ordinance. I will declare a short recess.

Mr. K. J. Baker, Territorial Engineer; Mr. N.S. Chamberlist; and Mr. R.H. Choate enter the Council Chambers.

Mr. Chairman: Gentlemen, I will call the Committee back to order. We have with us this morning the Committee that was appointed to look into this new Electrical Protection Ordinance. We will ask the Chairman of that Committee if he has something to report at this moment.

BILL #6

Mr. Baker: Mr. Chairman, as directed by Council, a Committee consisting of R.H. Choate, N.S. Chamberlist and myself met and reviewed the Electrical Protection Ordinance as submitted to Council on April 19th. Certain changes are suggested by the committee and these are embodied in the attached report which I will give to Committee.

Mr. Clerk distributes the Report to Committee.

Mr. Baker: The Legal Advisor has checked the revision to ensure that the changes are worded correctly and also to ensure that the meaning of the various sections is clear. If you like, Mr. Chairman, I think if we took the old Ordinance and the proposal that we have prepared...we could perhaps go through it and compare it section by section.

All: Agreed.

Mr. Chairman: Is it your wish that I read it or the Chairman of the Committee just go ahead with it?

Mr. MacKinnon: Mr. Chairman, before we start, I would like for you to clarify one point;- I was with the belief that this would be an Amendment to an Ordinance and according to the title, this is an Ordinance - not an amendment, and then it would require tabling 24 hours before it is discussed. Is this true?

BILL #6

Mr. Shaw: No, it's not true. You could look at it that way, of course, but I don't think that's the way to look at it. This is the same Ordinance as the original with the exception of the amendments. What usually happens is that we accept the amendments and then it comes back and gets the reading, however, in this particular matter, this has all been done ahead of time because it has all been discussed as to the importance of the particular changes and apparently agreed upon so it is not new. Anything...you take one section of an Ordinance and anything that comes after that could be an amendment.

Mr. Chairman: Are you clear, gentlemen?

All: Clear.

Mr. Chairman: I will begin reading. (Reads the proposed Ordinance Respecting the Installation of Electrical Equipment and Wiring up to and including section 2(1)(b).

Mr. Watt: Mr. Chairman, I would like to ask, possibly Mr. Baker, where do you draw the line with respect to the electrical installation with respect to equipment? Now, if somebody has electrified their crushers or something like that...there is getting to be more of this in the country all the time...is that included in this?...where you have numerous electric motors....?

Mr. Baker: Well, Mr. Chairman, if the crusher was part of the mining equipment located at a mine property, then it would be covered by another Ordinance. If it is a crusher being used on road construction, then it would be covered under this Ordinance...under section 8. In section 8, if you will look at subsection (1) paragraph (a), you will see that it would be covered there....."the installation of electrical equipment and wiring in any public, industrial, commercial or other building in which the safety of the public is concerned."

Mr. Watt: No, I mean...here's an example...Dawson Hall's crusher just out of town here...it's not in a building...not close to a building...and they have also electrified their asphalt plant... Do you mean to cover this type of thing with this Ordinance too?

Mr. Baker: Yes.

Mr. Watt: In other words, if they wanted to change something out there, they would have to go and get the Inspector and this would happen if they are fifty miles out on the highway and wanted to change something?

Mr. Baker: Yes. Perhaps Mr. Chamberlist could speak on this too.

Mr. Chamberlist: The Canadian Electrical Code, Part 1, deals specifically with all equipment used in buildings and also of a mobile nature. When the Ordinance accepts the Canadian Electrical Code, Part 1, as the standard for it, it includes the repair and maintenance of mobile equipment. The Inspection Department wouldn't necessarily expect an inspection on replacing a burned out wire during the operation or the maintenance

Mr. Chamberlist continues:

BILL #6

of a piece of mobile equipment, but if there were any installation work or major repair work, it could go ahead with the repairs and then it would have to be reported for inspection at a later date but it is subject to inspection because it is covered by the Electrical Protection Ordinance.

Mr. MacKinnon: Well, Mr. Chairman, in view of a little wiring job I did last weekend by installing a two-way throw switch between my two power plants, then if we adopt this Ordinance, then I must have an Inspector to see that I did this properly. Is this what you are getting at? In my own power house?

Mr. Chamberlist: In that case, Councillor MacKinnon, I would suggest it is more important, especially when you are putting in a double throw switch on some generator equipment, that it be inspected if you are not qualified to do it and you are doing it yourself. This doesn't prevent you from doing it yourself but it should be inspected...if not immediately, later on.

Mr. MacKinnon: Mr. Chairman, I think this is my business and if I want to make a mess of it and ruin my power plants, that should be my prerogative. My powerhouse is over 400 feet away from lodging. I just don't quite go along with this. It's working fine by the way. Possibly I didn't know what I was doing.

Mr. Chamberlist: With respect, Councillor MacKinnon, as I understand it, it is a protection act for the protection of life - at times your own as well. You know, just like "when you drive, don't drink." It's your own life you might be saving.

Mr. Shaw: Mr. Chairman, it's funny...Councillor MacKinnon did bring something up that is a very good illustration of this type of thing. This happened just outside the bridge at Dawson where there was a fellow who had a roadhouse and he had an electric plant going at his roadhouse and he employed an electrician..this was a lineman....to go up on a pole and make some changes...just 50 feet away or so from where this small light plant was. By gosh, if that man didn't get electrocuted and he just hung up there and he was powerless. That finished him because no one could get to the generator and shut it off...whether that was faulty equipment or something else, I don't know, but it does point out that a piece of electrical equipment, even a small generator, can easily take human life.

Mr. Watt: What I am getting at is that there seems to be one point here that...you take something like a crusher. You are going to get more of this equipment in here all the time because the trend is towards this equipment..electrifying. You take one crusher will make five moves a year maybe and then you are re-setting up a whole installation. Does it mean to say that you have to get an Inspector in to inspect this before they can reset this up. The other point is.. if something breaks...say your generator breaks...the normal thing to do is to haul in another generator..fast. If it's a fairly big operation, they may have a spare generator and it should be as automatic as changing a light bulb....almost...

BILL #6

Mr. Watt continues:  
and it shouldn't take any more inspection than changing a light bulb I don't think. It's fairly well cut and dried. I am sure that you don't have to have these inspections in B.C. or other provinces for this type of thing.

Mr. Choate: Mr. Watt, this is one of the particular areas where there are a large number of fatalities in the country. Unfortunately, I should have brought it up. I just got the figures from the Canadian Electrical Association and it is this type of equipment...mobile crushers, electric motors.. where a large number of fatalities occur. The main reason that the Code should be...should cover these installations is that the whole installation is done according to a certain code and it is safe for the workman. It doesn't mean that every time they move that crusher that he has to have it re-inspected...if it is the mobile part of it, the electrical installation is such that it can be reconnected.....quite often, through Regulations, the Inspector will issue a permit and this is a permit which will allow this machine to be moved and reconnected. He may make a periodic check there to see that they haven't done something to change the wiring but I think it is essential that such installations are covered by the code.

Mr. Boyd: I think there is another point to take into consideration and that is the point of insurance. I dare say that these people have their crushers insured. People's lives are insured under a form of compensation and so on and any faulty wiring causing this or that would certainly result in disaster of some kind and if it was not a qualified man who did the job, it may be...this is a case of where your insurance rates are not protected as they will put them up. This would be another aspect if it is not going to be under some control.

Mr. Speaker: I will declare a short recess at this time.

Wednesday, May 10, 1967  
11:00 o'clock A.M.

Mr. N.S. Chamberlist, Mr. R.H. Choate and Mr. K.J. Baker were present.

Mr. Southam: Well gentlemen, I will now call the Committee BILL back to order and we are discussing the Electrical Ordinance. #6

Mr. Chamberlist: Could I make one observation to Councillor Watt? This Item (b) is simply a definition of an electrical installation for the purpose of the Ordinance and you will find as you go on later in the Ordinance the Inspector gives quite a lot of leeway where there are circumstances for making temporary repairs, etc.

Mr. MacKinnon: Now say for instances that we do adapt this Ordinance and we make a new installation and require an Inspector, is this going to be a Government man at no cost to the operator for this to be inspected, is this the policy?

Mr. Baker: I can settle on this. It would be the intention in the Regulations to prescribe a fee for inspection services.

Mr. MacKinnon: Mr. Chairman, a supplementary question. Would this be based on milage?

Mr. Baker: No Mr. Chairman, it would be a flat rate applicable anywhere in the Territory.

Mr. Southam: Anything further gentlemen?

Mr. Watt: May I proceed? I think that we should provide for this fee in the Ordinance itself and not leave it up to the imagination. We can do that with some of the others without permission because these inspection fees could be subject to change and it's the whole thing when it comes to something when you move away from building inspectors and it moves into the field that is largely at the discretion of the inspector. If the inspector is O.K. then this is fine, but once in a while you get an inspector that inspects somebody out of his whiskers and this has happened in Whitehorse where inspectors have inspected work that has been done. They have come back and said 'Well we just said that it should have been done 3 years ago and was done five days ago but we have changed our requirements now and it is no good now so you have to renew it'. So they have gone out of business, taken the money out of the country and left. This is leaving too much to the discretion of an inspector who is often just an employee who doesn't have to stay. He comes up here, stays for a while then leaves. This is what bothers me about it. I'd like to get it set down firmer and one thing that is bothering me is how far can he go to stop somebody in production. He's got a crusher set up, he bought it to begin with and it was approved to a certain standard. Like a yacht you might say, every yacht has to be a certain standard but an inspector can come along and start to set you down. This may be alright but surely the

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operator of a piece of machine doesn't want it operated where it is dangerous itself either. I know I certainly don't want to, I don't want a building that is not electrically sound but what bothers me is the experience I have seen with respect to some inspectors. Things are left so much up in the air. I don't think that there's anybody in the Territory that I know of yet has had enough experience with this type of equipment not to have anything inspected. A lot of people do possess a licence, anybody that I know of has had things done has brought someone in from outside to do it.

Mr. Southam: Mr. Hughes.

Mr. Hughes: Mr. Chairman, in the Northwest Territories in 1956 they did a schedule of fees, 11 pages. Now I had recommended that the schedule of fees be taken out of the Ordinance because they are complex and looking at it as a layman I felt that this was an area in which a committee would be particularly useful in coming up with fees which didn't two-bit everybody to death, which had practical meaning for the North which had been established by people working and carrying on business in the North, rather than experts living a long way from the Yukon. The provisions which really don't seem to have very much reference to our way of life in the Yukon, for instance, fee for inspection of factory, use for light manufacturing purposes with a floor area of over 10,000 square feet. Well, how many examples have we got of this in the Yukon?

Mr. Watt: How much are the fees Mr. Hughes?

Mr. Hughes: On that one, \$3 not under 10,000 feet and then \$3 on 1,000 feet and \$1 every ten over that and so on; well you see this is impractical from the point of view of the Yukon and I felt that we would be wasting Council's time over this. The regulations can always be made the subject of discussion and if the Administration will undertake to see that before they are established in final form they are given plenty of advance publicity.

Mr. Southam: Mr. Thompson.

Mr. Thompson: Yes, I am wondering .... the member mentioned specific case of somebody being run out of the Territory because of improper electrical inspections; I am wondering if he could give me something concrete to back this up.

Mr. Southam: Mr. Watt.

Mr. Watt: I think the member for Whitehorse North is putting words into my mouth. I didn't use the words "electrical inspections", I said "inspectors". I don't know what the point is he is getting at here but the point I was simply trying to make is that an inspector can be unreasonable and what is considered satisfactory as far as an inspector is concerned today is not satisfactory tomorrow. This is also true with this particular Ordinance but I think that if I saw an inspector coming around and didn't give a person sufficient time to change his building around to comply with this particular Ordinance, if it didn't already comply with it, I think I would see the Commissioner about the inspector and not about changing the Ordinance. You can't pass an Ordinance like this and expect tomorrow



every building to comply with it. You just can't do that- BILL  
it's not reasonable because this building was put up in #6  
good faith and it was put up to comply with the Ordinance  
made and I think it's only reasonable to assume that this  
inspector will .... we know he is going to be administering  
this under discretionary powers and assume that he is a  
pretty reasonable person, we have to assume this anyway.  
I bring this up because I don't know why the Administration  
picked this individual. I know that he can virtually find  
something wrong with every building. You take these brand  
new schools that have just been put up, and statements from  
the Fire Department on fire - they say a certain switch  
in such a place doesn't light and doesn't light a  
particular light unless the heating is up or is not  
connected somewhere. Now if you had a regular inspection...  
now these are brand new Government buildings where the ...  
brand new multi-million dollar buildings where the Territorial  
Government didn't save money on, that's the work, they  
spent money investing money so this shows you these were  
probably the safest and up to date buildings in the Yukon  
Territory. To give you an example of the wide discretion-  
ary powers that the inspector is going to have - he can  
virtually call just about anything hazardous to a certain  
degree. It is largely discretionary and I did not use the  
word "electrical" as Mr. Thompson pointed out. I think  
what he is trying to do was to get me to insult an  
inspector or something like that, I don't know. I'd like  
to ask the Councillor, was there anything concrete in your  
question with respect to the electrical ordinance?

Mr. Southam: Mr. Thompson, would you take the Chair?

Mr. Thompson: I'd just like to say that that was a very  
lengthy tirade and I didn't get an answer to my question.

Mr. Southam: It seems to me gentlemen that we are diversent  
and I think we could leave the matter of .... to me  
then we can come to your inspector. Now also the inspectors  
- my dealings with inspectors, and I have dealt with a few  
of them, electrical as well as mining - they have a Code  
to go by and this is what they will follow, in this case  
you are taking the Canada Code, and that is what they are  
going to follow as I understand it. What are we worrying  
about? Let's get back to where we were gentlemen.

Mr. Shaw: Agreed.

Mr. MacKinnon: At this time, I would like to point out to  
you once again, you were discussing a bill which is in  
order and this is not an amendment to an Ordinance or it  
must be tabled 24 hours prior to the discussion and I  
believe that it would be necessary to waive the rules to  
continue the discussion on a bill such as this. I would  
like to have 24 hours to go through this. I don't want  
to just sit here and rubber stamp something that will be a  
detriment to all concerned. This is the fine thing  
around Whitehorse, it is no problem at all. It is on the  
highway if an inspector comes along, and I am getting down  
to 5 sub-section (a), where an inspector might come and  
shut down your source of power at any time. Possibly  
you're burning gas, but he can do all these things and I  
believe that this is another, well it's getting a little

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too many teeth, it's like over-Policing a State, this is about the same difference. It's something like we had in front of us a short time ago, like arrest without warrant, and it is based on the same principle. You sold your heart and soul to an inspector that maybe is not too capable either and working for a monthly wage and going along and condemning the people that have been the backbone of the Territory and I do not go much for this. I say yes, anybody that is in business, they don't go around haphazardly and hook up things that they are going to ... or make a mess of things. This is not practical and if they operated in this manner they wouldn't be in business, they wouldn't have light plants. I am surprised to see the Committee coming in with something like this and I might say again that I oppose the discussion of this Ordinance at this time in view of the fact that it is not an amendment and we have not got the right to discuss it.

Mr. Southam: Mr. Legal Advisor.

Mr. Hughes: Mr. Chairman, I only have to remark I am not discussing the pro or contrary attitude on the bill itself. This is a matter of policy and so on what the Council does with it. My definition, it could not be regarded as a new bill because the old bill is still before you and therefore this can only be an amendment. You would have had to throw the other bill out before this could be a new bill so I felt I should clear that point. This was prepared, a series of amendments was prepared as the result of the correction to the Committee by the Committee of the Council and it is the bill with the amendments bill in. It is not a new bill because you did not throw out the old bill.

Mr. Southam: Mr. Shaw.

Mr. Shaw: This is perfectly in order if a member wishes to oppose this .....and it seems like for some reason this is getting a tremendous amount of opposition whereas as far as I can see adopting the Canada Code for the safety of everyone in the Territory. This is something that is good for all of us. I would be delighted if an inspector would come to my place and find something wrong and point it out to me. It might save my life or my family's life. There is nothing wrong about this, there is nothing dictatorial. We have to have somebody somewhere along the line to say if this is safe and if necessary, if it is in a public building to say you must change that to protect the public. It is our duty to protect the public. This person might be wanting to make some short cuts to save money and it might be an expensive life. So I think we should get along with this and let's have our opposition in a tangible and concrete form.

Mr. Southam: May I proceed gentlemen? Mr. Southam then read Item 2(1)(c) to (f) inclusive.

Mr. Watt: Question. First of all, I'd like to point out that I am just as concerned with the saving of life as anyone else is. I am certainly concerned with it. Just because we ask questions about this doesn't mean that we want everybody to put in faulty wire and cause a hazard. I would like to ask Mr. Baker for a reason for deleting the

section in the old Ordinance as to definition of wiring.

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Mr. Baker: Yes. We thought that "electrical installation" was more explicit Mr. Chairman.

Mr. Watt: It is to cover the same thing?

Mr. Southam: All clear gentlemen? Mr. Watt.

Mr. Watt: In the supplementary question to that, in the old session you had to get permission of an electrical contractor which I don't see in the new one.

Mr. Baker: Right.

Mr. Watt: Is that covered in the new one?

Mr. Baker: No, it isn't Mr. Chairman. It has been deleted because there is no reference at all in the Ordinance to an electrical contractor. It is superfluous and furthermore it is covered under the Canadian Electrical Code Part 1....

Mr. Watt: You mean the work that is called for in this Ordinance applies to the home owner but it doesn't apply to the contractor?

Mr. Baker: There is no mention of a contractor anywhere in the Ordinance, so the definition of electrical contractor is superfluous.

Mr. Southam: Clear gentlemen? Mr. Southam then read Items 2(2), 3, 4 and 5(1)(a).

Mr. Watt: Does this Ordinance also apply to 110 and 20 or does it apply to 32 or 12's and 110 above, is that what it applies to?

Mr. Baker: I believe Mr. Chamberlist is going to answer this.

Mr. Chamberlist: Any buildings where you have a 23 under volt supply. You would have some in this building here ...

Mr. Watt: No, I said 110 above.

Mr. Chamberlist: No, anywhere there is electrical energy.

Mr. Watt: You mean 12 volts?

Mr. Chamberlist: No, this would come under emergency lighting, I think under certain conditions.

Mr. Watt: Well it means storage ..... does it mean campers and trailers?

Mr. Chamberlist: No, no, no. You have some areas where you have storage batteries. For instance until recently the C.N.T. had an emergency battery set up of I think about 24 6 volt batteries standing by stand by equipment. All equipment ... of 120 and up.

Mr. Watt: Well I am referring to less than 110 volts. I am not talking of lesser quantities of electrical ...

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Mr. Baker: Thermostatic wiring and bell wiring and CH wiring, well Government supplies the cash, but wouldn't apply to low voltage wiring of any kind.

Mr. Chamberlist: If it is part of an electrical installation in a building.

Mr. Watt: Inaudible ... we've established that so what do you think, what we are doing is we are trying to find an area that does not cover it. Not because I think it should cover it but I think there are some areas ... inaudible.

Mr. Baker: No, it excludes this Mr. Chairman. Inaudible.

Mr. Watt: Does it go by voltage?

Mr. Chamberlist: No, Councillor Watt. This Code designates certain work that it can cover and the Ordinance is going to accept Canadian Electrical Code Part 1. It governs all electrical work and electric equipment operating or intending to operate at all potentials in electrical installations for buildings, structures, and premises with the following exceptions: (a) installations or equipment employed by an electrical or communication utility in the exercise of its function as a utility, etc.; (b) car wiring, car houses, passenger and freight stations used in the operation of electric railways and supply with electric current from the railway power circuit; (c) aircraft; (d) coal mines; and (e) self-propelled marine vessels. So you see the exceptions are laid out clearly in the Canadian Electrical Code Part 1 which has been dictated.

Mr. Watt: Is that all the exceptions sir? I'd like to ask Mr. Baker this. It would include .... and it would include...

Mr. Chamberlist: No, car wiring. It's car house or car wiring, it would not include that. These are exempted Councillor.

Mr. Southam: Clear gentlemen?

All: Clear.

Mr. Southam then read Item 5(1)(b).

Mr. MacKinnon: Mr. Chairman, I am not very clear. I just hope that they have a pretty good inspector when he comes around because I don't see this at all. You are, as I see it, for Police jurisdiction over people who establish their own park and they are going to have to put up with another inspector, another Government employee, to come along and tell you what you can do and what you cannot do. I would like for anyone at this table to tell me of any mishaps on the Alaska Highway in the past years from these roadhouse operators doing their own wiring and if there was anybody hurt, killed or .... I would like to hear now, has there ever been such an accident?

Mr. Boyd: Mr. Chairman, the question is irrelevant. No meaning.

Mr. MacKinnon: Well maybe it hasn't to you but I don't expect you to catch on Mr. Boyd.

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Mr. Boyd: I catch on.

Mr. MacKinnon: I'll draw you pictures, maybe that will help. You always boldly answer things that you know nothing about.

Mr. Southam: Let's get on with the question.

Mr. MacKinnon: Yes there is a question and I stated the question and I'd like an answer.

Mr. Southam: Can anyone answer this question, does anyone know anything about it. Mr. Legal Advisor.

Mr. Hughes: The circumstances under which Joe's Airport Lodge was burnt down that was made the subject of an investigation Sir and without arriving at a positive conclusion, one area which was highly suspect was a wiring deficiency in the ceiling.

Mr. MacKinnon: I note the Legal Advisor is well in accord with this and he says "may be" and "a possible suspect". He is not stating a fact but he usually does this. It is exactly what I expected.

Mr. Shaw: Well Mr. Chairman if these people on the Highway haven't had any accidents well I'd assume they have got good wiring and haven't anything to worry about.

Mr. Southam: May I proceed gentlemen?

Mr. MacKinnon: Mr. Chairman, I'd like to clarify the point Mr. Shaw has just made and he's sitting on a pedestal. He's saying he's not intelligent but we have had all kinds of inspectors, liquor inspectors, some that had to be bodily thrown off the premises because they were overdoing it. Do you think the same type of thing will not exist under this type of thing? I believe it will.

Mr. Shaw: Well all I can say Mr. Chairman is that everyone has accepted this Canadian Electrical Code and they seem to be living with it. It seems to promote a certain amount of safety and all I can say is it seems like a good thing to me. I think if it's abused that the offending person can ..... to the right people and get that right.

Mr. Chamberlist: Mr. Chairman, I know the feelings that Councillor MacKinnon may have about inspection but this Ordinance is for prevention purposes. There may not have been any fatality but there could be and the purposes of the Protection Ordinance is to act in a preventative measure.

Mr. Southam: May I proceed?

Mr. Watt: Mr. Chairman, there is one question that I do have as we go on this, is the provision made, I hope that it is here and check it in the Ordinance, for an appeal to somebody else from a decision of an inspector.

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Mr. Baker: This is covered under Section 13 Mr. Chairman.

Mr. Southam: May I proceed gentlemen? Mr. Southam then read Items 5(1)(c) and (d), 6(1) and (2), and 7(a) to (f) inclusive.

Mr. Shaw: I have a question gentlemen. I was wondering if I could have explained to me by one of these gentlemen Sub-section (e) Section 7 and what that indicates?

Mr. Southam: Mr. Baker.

Mr. Baker: Well the intent here Mr. Chairman is of course to keep a person who is not qualified away from electrical equipment that may be hazardous until such time that he has made good.

Mr. Shaw: In other words this might include say a qualified operator ....

Mr. Southam: Mr. Watt, did you have a question?

Mr. Watt: Yes Mr. Chairman. I'd like to ask ...I think most of us know or feel that there is a lot of wiring in the Territory that has been done before the Canadian Code had been changed....Is the position of a lot of these buildings that are in existence now? You know the question I am getting at, you have a lot of buildings in the flats and not only that almost every area outside Whitehorse. You can go to Dawson City, Watson Lake, almost every place you go electrical work is done by somebody that has more practice than the carpenters in electrical work. Sometimes they are competent and sometimes they aren't. I'd like to ask Mr. Baker to just outline a procedure that an inspector has been that something was substandard in an existing building and the cost of putting it up to standard would be astronomical. What would be the case in a case like this, would the inspector use some discretion and check it over and then say "this place looks safe and sound" or would he say "well you've got to change your wiring".

Mr. Baker: Mr. Chairman this is covered in Section 6 Sub-section (2) where it says ... and he quotes.

Mr. Watt: That would cover this.

Mr. Southam: Clear gentlemen? May I proceed? Mr. Southam then read Item 8.

Mr. Baker: One point to clarify Mr. Chairman. After paragraph (c) when we begin by saying "shall be submitted", I believe this should be a separate paragraph. I wonder if Mr. Legal Advisor could comment on this please.

Mr. Southam: Mr. Legal Advisor.

Mr. Hughes: Yes, that should have been carried out sir. It should have been extended to the left so that it's in line with the word "for" higher up above the (a) there - (a), (b), (c) shall be submitted (Mr. Hughes then reads the whole of (c) - that should all be right to the left to come in line with the word "for" and if you have before you the original Electrical Ordinance bill you will see that this is the way it was arranged there. I must apologise Mr. Chairman, this was worked on last night and was only ready before Council sat this morning so it hasn't had complete revision on that point.

Mr. MacKinnon: Well Mr. Chairman, in regard to this sub-section (1) "shall not be approved by an inspector until the fees prescribed have been paid by or on behalf of the owner" now is this inspector also going to be a bill collector, is this the idea to start chipping out your copper to a Civil Servant or a Territorial Government inspector and is he going to carry a receipt book and be a book-keeper as well as an inspector or would you wait a week until the mail got back to Whitehorse with your cheque?

Mr. Baker: Well Mr. Chairman as I would see it, when an application is made for a permit, the fee would be computed and it would be paid for at that time.

Mr. MacKinnon: Is this a proper practice Mr. Legal Advisor? Would this not be a sort of Territorial Agent's position?

Mr. Hughes: No. I can't see any object to it as long as the money finds its way into the consolidated revenue fund, he would be accountable for it. I may say that in Land Titles work we don't register anything until we receive the fee and this is probably the usual procedure; I don't see anything unusual about it sir.

Mr. MacKinnon: With all due respect to the inspector Mr. Legal Advisor, what if the fee were not received - this has happened I know on various occasions.

Mr. Southam: Could you answer Mr. Legal Advisor?

Mr. Hughes: Well it would give rise to a nice argument as to whether the plans and specifications had been properly approved but I think if he did approve them inadvertently on their merits and had not received the fee then the approval would be good on its merits so he would have to keep an eye on his book-keeping that is all but then application would be to the owner of the premises for the fee and if necessary, could be sued for it.

Mr. MacKinnon: A supplementary question Mr. Chairman. I would like to ask the Legal Advisor if this type of practice is carried out under any other Ordinance that now exists in the Territory?

Mr. Hughes: The collection of fees and the approval of documents does occur under the Companies Ordinance. The Company Register of Stock Companies has to have the fees in hand before they register them and if something gets by then it is nevertheless registered. He has to worry about collecting the money from the person who should have paid it. It has happened.

Mr. Chamberlist: Mr. Chairman, to help Councillor MacKinnon I think Councillor MacKinnon surely recognises that permit licence is identical. When one obtains a permit to drive one must present the money before a permit is obtained and in similar conditions, to hunt you must also obtain a permit and you also have to pay your money. I think that the intention here is that the inspector did use a permit when the fee has been paid.

Mr. Southam: Mr. Thompson, would you take the chair?



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Mr. MacKinnon: Yes Mr. Chamberlist. I am well aware of the facts but I am talking about the Government inspector going from place to place in the Territory and collecting monies from various people. I am not talking about coming to an office. I have not seen many people in the past about peddling licences and things of this nature and I have tried for quite a number of years to be able to sell fishing licences at my lodge and they are only permitted to have so many people in the Territory to sell fishing licences. Now when that is used up, Canyon Creek is usually left out because they are only permitted to have so many outlets and this is not people travelling up and down the Highway asking "do you want to buy a fishing licence?"

Mr. Southam: Mr. Thompson, would you take the Chair. I would imagine they would take into effect something the same as you have got in some of the Provinces like for instance in Ontario; you build a house, you get a permit, you get the same time as you did with your permit, you get the form that you are ready to inspect your wire. You send it into the Town Hall or whatever the case might be and the fee is included otherwise you don't get inspected because you don't get hooked up until it is inspected. Now this is a new building and I imagine that certain fees and there will be prescribed fees for wiring and this would have to be the same thing applies and I think this works very good in Ontario and if I remember rightly I believe it cost me \$5 to have the house wired. I cannot see that there's any great... the inspector will not collect the fees without paying whatever the Territorial Secretary or whatever it happens to be, at least I would think so anyway. I will take the Chair back Mr. Thompson thank you.

Mr. Chamberlist: I think I can see Mr. MacKinnon's request. His attitude is perhaps the time it would take from the outside areas for a letter or application to be forwarded into the office at the central office would be in Whitehorse, some difficulty would be envisaged. This would probably be by regulation to permit the inspector to carry a book of instruction permits with him as is done I know in the Province of Ontario. The inspectors who are inspecting in areas where there is no central office then he could issue a permit and he will issue the permit to you and he will give you a receipt for the money. If this is what Council is requesting the information on, perhaps this will help.

Mr. MacKinnon: Yes, that is more or less the point Mr. Chamberlist and in regards to the remarks made by Councillor Southam, I am wondering if he is speaking of rural districts. Now I have worked on farms in Ontario, British Columbia and Alberta and I have done considerable wiring on these farms. Now I am not an electrician but we never did have any inspectors come and inspect the work. I am wondering if this is applicable to the rural areas. I can well see this and go along with this type of thing in the City or a town.

Mr. Southam: Mr. Thompson, will you take the Chair again please? I have also worked in the outlying districts of

Ontario too and I know that the Hydro will not connect up unless the place is inspected regardless of where the house is.

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Mr. MacKinnon: Mr. Chairman, I wasn't talking about the Hydro. I am talking about when you furnish your own power.

Mr. Thompson: Will you take the Chair back Mr. Southam?

Mr. Southam: Thank you Mr. Thompson.

Mr. Watt: I am trying to define the area of what a person can do on his own. I want to know roughly where the line is and I seem to have to do this by asking questions to find out what a person can do. There appears to be no responsibility on the part of somebody you pay to wire your house. You give somebody pretty good money to wire your house and there's no responsibility on his part although you are paying in good faith, you are paying for a job that's covered under the Code. There is no responsibility there. All responsibility is on the home owner. He isn't an inspector to begin with and he's not an electrician usually but what can a person do on his own. Can he, without going to an inspector, how far can he go? I know I can do a light bulb; how much further can I go? I can't but I don't want to install electricity in the house but there's a line in there some place. Now can I fix the washing machine, can I change the electric motor on my washing machine, maybe change the wiring on it - I can go that far, O.K. Well if I wanted to say add on a room on to my house, I'd have to get a permit.

Mr. Baker: But this wouldn't preclude you doing your own wiring.

Mr. Watt: I wouldn't have to get a permit to change the electrical motor and stuff like that on the washing machine and stoves? Now what about your inspection of your electrical equipment, does this include electric welders and all this type of thing. In other words do these all have to be inspected?

Mr. Chamberlist: Councillor Watt, the definition of "electrical installation" includes the electrical connections to the equipment not to the equipment itself unless .... you read that definition and you will find "the installation of any system of wiring in or upon any land, building or premises from the point where electrical power or energy is delivered therein or thereon to the point where such power or energy can be used and shall include electrical equipment and any wiring connected therewith". It's the inspection of the equipment and the wiring connected to the equipment. Now if you have a piece of electric equipment like a welder where you have .... of your welder alive and it is not properly grounded. It is up to the inspector to see that it is properly grounded because if it isn't properly grounded then you are going to blow your fuse and become inoperative and the idea is to see that that equipment is properly grounded to protect the user's life.

Mr. Watt: Now this is the question Mr. Chairman. This stuff will all have to be inspected. I am assuming most of the stuff that is in operation is safe but the question

BILL # 6 is now to be inspected and any change in the ... I am referring to Section 8(b) (then Mr. Watt quotes), so this all has to be inspected, is that right. And all the existing equipment has to be inspected and the building inspector could refuse to ... ; electrical inspector yes.

Mr. Southam: At this time gentlemen ...

Mr. Watt: A supplementary question to that - what about repairs on this equipment? Now you take something should go wrong with the generator or the welder, could he just order a new welder and put it in?

Mr. Chamberlist: Yes. Electrical equipment normally is manufactured to Canadian standard specification and you will find that unless you are using electrical equipment which conforms to Canadian standard specification it then does not comply with the Canadian Electrical Code.

Mr. Watt: Mr. Chairman, I think it is safe to say that everything is manufactured for electricity, even wire .... you mean they can sell wire on the market for house wires but doesn't comply with the ... How is an individual supposed to know?

Mr. Chamberlist: He's a qualified electrician.

Mr. Watt: This is what we are getting at in this Ordinance I think. There are few people here who are basically representing the people. I know I am concerned with safety as anybody else is but I am also concerned with living in the Yukon Territory. Now let's face the facts of life. How many electricians do you have in the Yukon Territory. There are very few and insufficient right now. Insufficient qualified electricians and there are some of these people who are running around calling themselves qualified electricians and they are not qualified.

Mr. Chamberlist: This will prevent it, that's what the Ordinance is for.

Mr. Watt: I haven't come to that particular part of it yet having an inspector of qualified people but to make this Ordinance effective. It is fine to say we have got to have this work done but there's nobody here to do it. You've got to be realistic, this is one of the points I am getting at. It is fine for an inspector living in a Government house and going around and saying "well these houses should be repaired" and when you can't get an electrician to do it and when you do it yourself, you've got a problem to begin with, particularly if ..... because of the hollering of the electricians and they have a point, they have a good point there. I think this is carried too far to begin with. .... work that is carried on in the Territory and of the standard of electrical work that is the installation now. I am not concerned with installation at all or any major installation but I think basically this is all done by probably qualified men and a lot of these are brought in from outside. Now the next step that is going to be taken this is referred to here because of the squawking of the electricians and they do have a point; they are going to be on the prospective

back saying "why did you pass that?" whenever things get a little bit slack. "Why is this passed why is that passed?" ... some are pretty good buildings ... now they climb on inspector's back and there may be some slight flaw that he gets into a big Federal case and I feel this is going to happen if you see what I mean. I am concerned with safety but I am also concerned with the individual that has a living in the Yukon Territory. I think what is going to happen is that we are going to have an awful lot of hollering in the Yukon Territory. ....and half of Mr. Thompson's constituency and also Mr. Shaw's constituency.

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Mr. Shaw: All perfect there.

Mr. Watt: I wish mine was as perfect but you understand what I'm getting at.

Mr. Chamberlist: With respect I would make this comment first. Your suggestion that this Ordinance is being brought about by the request of electricians, this Ordinance is being brought about by the request of the Dominion .... Further, you may feel that the Regulations may be stringent but the Regulations have not been set up yet but this is only the Ordinance and the Regulations is what the Inspector should be concerned about so it does not become too hard on the people of the Territory.

Mr. Southam: At this time gentlemen, I will call a recess to 2 o'clock.



Page 1452.

Wednesday, May 10, 1967,  
2:00 o'clock p.m.

ABSENT - COMMISSIONER AND COUNCILLORS MACKINNON, WATT AND TAYLOR.

PRESENT - K. J. BAKER, TERRITORIAL ENGINEER AND MR. CHAMBERLIST

Mr. Chairman: Well, gentlemen I will call this Committee BILL #6  
back to order and we are studying this Bill #6 and Section 6,  
Section 7. Are you all clear on Section 7?

All: Clear.

Mr. Chairman: May I proceed? Reads Section 8 (c). Are  
you clear?

Mr. Boyd: I would like to direct a question to Mr. Baker,  
as an inspector he at all times will be fully qualified to  
look the plans over and give you the answer immediately.

Mr. Bkaer: Yes sir.

Mr. Boyd: By phone if necessary.

Mr. Baker: Yes sir.

Mr. Chairman: Clear?

Mr. Thompson: There is just one other, with reference to  
this do we need any renumbering or anything in this change  
you intimated, the shall will come out, I notice you have  
got one and then two down below and I noticed on the original  
that there was one and one and two and...

Mr. Baker: There is no renumbering required here.

Mr. Thompson: Is that part of one?

Mr. Baker: It is all part of one.

Mr. Chairman: May I proceed gentlemen, Section 9 (1) to  
Section 9 (3). Should that be posted?

Mr. Baker: Yes sir.

Mr. Chairman: Clear?

All: Clear.

Mr. Chairman: Section 10 (1), (2) and (3). Are we clear,  
gentlemen?

All: Clear.

Mr. Chairman: May I proceed? Reads Section 11 to Section 13  
(3).

COUNCILLOR MACKINNON ENTERS

Mr. Thompson: Question. Is the will this in fact be two  
inspectors then or will this revert to the department head  
under...

BILL #6

Mr. Baker: Well, I believe Mr. Chairman the Engineering Department first of all will be in charge of the electrical protections ordinance, consequently it will be necessary for us to hire an inspector and I assume that the Commissioner will appoint the Territorial Engineer as a chief inspector.

Mr. Chairman: Are you clear gentlemen?

Mr. Thompson: Clear.

Mr. Chairman: Section 14 (a) to (e).

Mr. MacKinnon: Well, Mr. Chairman, in regards to the last statement made by the Territorial Engineer, where he indicates that he at the present time would be the chief inspector, now for instance--

Mr. Baker: I didn't say that Mr. Chairman, I said I assume.

Mr. MacKinnon: You assume. Well assuming that the Territorial Engineer if for instance Mr. Baker was to turn in his resignation for unknown reasons, and our engineer then was not qualified in this capacity, would you assume then that this would still be his duties?

Mr. Baker: I couldn't say Mr. Chairman, just how the Commissioner would look at this particular problem and then consequently I can't provide any specific answer at this time.

Mr. Boyd: Stands to reason the head of the engineering department will be a capable qualified person and the department itself will see that the inspector as such is a qualified man regardless of who it is. This is part of the operation or management. We are only legislating this.

Mr. MacKinnon: Clear

Mr. Chairman: May I proceed gentlemen? Section 15 to Section 17. That is your Bill, gentlemen.

Mr. Shaw: Mr. Chairman there is one thing I have been thinking about in this. I have two question to direct to the Territorial Engineer Mr. Chairman. The first question would be at the present time we do have an electrical safety code and an inspector of some sort is that correct or not?

Mr. Baker: No, we have not Mr. Chairman. However, in all specifications for government construction we specify that the Canadian Electrical Code must be followed.

Mr. Shaw: Well, a supplementary question Mr. Chairman. There is no question that in various part of the Territory, and I think you would say all parts of the Territory---may be worse in some areas than another that some of these people that have substandard electrical connections in their property take public buildings for example, I would feel that these people should bring their businesses up to standard. But at the same time I also feel every reason and every consideration should be given so they can do these things within their financial capabilities and in accordance with a fairly reasonable latitude of time. I have just wondered if this would be the case, because if in agreeing with this, I think this is good, but I don't want to see hardships created.



Mr. Baker: Well, Mr. Chairman, I don't think this will happen at all if I have anything to do with this at all, no inspector in my employ would ever...and furthermore, if you refer back to Section 6, subsection 2, this particular paragraph--there is quite a bit of latitude you know on matters of wiring and I think you will probably find the inspector will be in following the ordinance will probably refer quite often to this particular section.

Mr. Shaw: Thank you, Mr. Chairman.

Mr. Chairman: Well, if I might say something from the Chair, I would assuming from this that this is more in line for the future of the Territory than the past. In other words, what is coming now will have to be kept in conform with this. What is drawn--is it capable of creating something like this. But I don't think there will be any hardships. I don't believe that is the idea behind it. That's all.

Mr. Chamberlist: Mr. Chairman, if I may say this--that Section 6 to which Mr. Baker has referred to is actually the most important part of the ordinance with reference to transition from what has been in existence to what is ...new worth. The only time that the inspector would of necessity order, bring up to the standards of the code is where there is a possibility of the installation creating undue hazards for life or property. If it is substantially carried out and there is no immediate danger to life or property then Section 6 gives discretion to the inspector by saying he may permit such installation for use.

Mr. MacKinnon: Yes, Mr. Chairman, in regards to Section #3, where it states the Commissioner may appoint the chief inspector. I will make this suggestion to Council and I would like to see the wording of this section changed to read Commissioner in Council as we are continually trying to get more control for the people and where the people should have a say in these various things. I believe "Commissioner in Council shall appoint a Chief Inspector" and then I will go on to Section 4 where it reads the Commissioner may designate any area in the Territory, I say, gentlemen, and I am quite humble when I say this, that this should be the "Commissioner in Council". Now this is quite a serious thing that is before us. Also in Section 17, this ordinance shall come into force on the day to be proclaimed by order of the Commissioner, I say by order of "Commissioner in Council". And, gentlemen, I hope you don't take to this lightly. This is what we have been here for and what we have...this has been our prerogative to keep in control any physical means of development for the Territory and to keep it within those physical means, I am suggesting that Section #3 be including "Commissioner in Council", and Section #4 the "Commissioner in Council", and also Section #17 titled coming into force as "Commissioner in Council". Now, gentlemen, I believe that this is worthy of some consideration. We have a very fine Commissioner, a very fair one; we have an extremely good engineer, but do we have them tomorrow. We have a fine head of Council as I must say, but will we have them after the next election. Maybe our intentions are good, but what is not written is not implied. And, these very points at the present time are not written. I can take our present Commissioner in confidence, I will say yes, he will abide accordingly and reasonably to public interest, but if he is replaced during this summer, then, possibly, the new Commissioner will go to this ordinance looking for advice and it is not written. So, I say and I would like to hear comments from

BILL #6 Mr. MacKinnon continues...

other members in regards to this that "Commissioner in Council" in this particular ordinance would be a very valid measure. We are not leaving it to the discretion of any appointed Civil Servant. We are putting it in the hands of the elected members to advise the Commissioner whoever he might be from time to time, and as you have experienced in the past, I think since I have come to the Territory we have had approximately four different Commissioners. We have had different Territorial Engineers on various occasions, with all due respect. I submit that Council should keep this in mind and hold something for the benefit of the people that they represent. Do they want to sell everything down the drain. Maybe our next appointment will be somebody from Ottawa or somebody that is not capable to handle these positions. We have had this before and I believe that this should be a great thing for the people of the Territory to have their representatives to more or less control this new ordinance and I will say new ordinance with and again with due respect to the ordinance I feel it is possibly a very good one if it is not misused. And, as I said before if Mr. Baker, as Territorial Engineer and Mr. Commissioner, Mr. Smith remain in their capacities, then there is nothing to fear. But, just in case, something might happen we might be faced with new management from the administrative end then I believe definitely it is an elected member's responsibility to coincide with the people in regards to this ordinance. I would like to hear Mr. Shaw's comments in regard to this.

Mr. Shaw: Well my comments Mr. Chairman would be in the first place that however desirable it might be or undesirable, what Councillor MacKinnon has suggested would be illegal. In the first instance this Council is a legislative body. The Commissioner is charged under the Yukon Act that he shall administer the Territory under the--I forget the exact wording, the wording of the governing council or the minister--I don't think, I can see what Councillor MacKinnon is trying to get at Mr. Chairman, but that in itself is as I pointed illegal...

Mr. MacKinnon: May I interject Mr. Chairman.

Mr. Chairman: Order.

Mr. MacKinnon: Would Mr. Shaw like to point out what Section of the Yukon Act this comes under?

Mr. Chairman: I was wondering gentlemen if you have any further need of Mr. Baker and Mr. Chamberlist. Can they be excused at this time. Have you any more questions to ask?

Mr. Boyd: I have just one question.

Mr. Shaw: Mr. Chairman, to continue and answer the question, it states in Part 1 of Section 4 the Commissioner shall administer the government of the Yukon Territory under the instructions imparted...that is what it says. It doesn't say this Council, it says the session, so I think that is very clear that...

Mr. Chairman: Order please.

Mr. Shaw: Is this a point of order?

Mr. MacKinnon: Yes, I would like to interject again Mr. Speaker. We are now legislating. I think your reference is to money bills, that you are referring to at the present time. BILL #6

Mr. Shaw: May I proceed?

Mr. Chairman: Continue, Mr. Shaw.

Mr. Shaw: To administer the Territory to spend monies, to hire people and to fire people and so on and so forth has many ramifications so that inherent in the Council itself appointing people Mr. Chairman, it is a bad, I think it is inherently bad when elected people have the control of any portion of people working in the civil service. I think the principle is wrong. I do not want at any time to hire anybody or fire anybody, I want to stay away and say I want to see the results and say it is up to you to hire anybody and fire anybody. So that as I say I can see Councillor MacKinnon's point, but I am afraid it won't make out in practice and of course it wouldn't be permissible.

Mr. Chairman: Mr. Boyd, do you care to put your question?

Mr. Boyd: I haven't thought this thing all the way through, however, in the first page in 1 (f) or 2 (f), it talks about a qualified person--from time to time the Commissioner may appoint a qualified person. Now, assuming that I have employed a qualified electrician to do my work, this qualified person could come along and say it is not satisfactory do it over again. I am the one that is going to have to get it done over again. Have I any recourse against the man without taking him to court? I am wondering--what my real point is I am wondering if this could fall in the same category that we find this automotive insurance where I can't make the insurance policy work unless I take a man to court to get a pretty signature on it as I get it. That is about what it boils down to. Could the same thing apply here?

Mr. Baker: I think Mr. Chamberlist should probably answer this.

Mr. Chamberlist: Mr. Chairman, Councillor Boyd, the Commissioner in regulating regulations will set up the regulations as to what a qualified person is. Now there is a general protection clause for the occupying owners who has electrical work paralleled by a supposedly qualified person because when the qualified person obtains that permit he carries out certain electrical work and the electrical inspector does not pass it because it is not carried out properly, he will advise you as the owner of it that it is not carried out properly. Now, if he doesn't direct the work, the inspector then can refuse to issue further permits to that so called qualified person and the Commissioner may in regulations withdraw his recognition that the person is a qualified person. So that it is an awful penalty against a person for not carrying out his work properly, and of course, you have the right not to pay him completely until it is carried out to your satisfaction and to the satisfaction of the inspection authorities. Do you follow that Councillor Boyd that the inspector can if for instance on complaints from you that you have paid a qualified electrician to do certain work for you and it is not done properly because the inspector won't pass it, on your complaints the inspector can look into this matter and then refuse to--this would be by regulations that you went around to--refuse to issue any further permits to him and

BILL #6 Mr. Chamberlist continues...

withdraw him from the list of qualified people able to carry out work.

Mr. Boyd: What then is a qualified person that is going to do my work--what makes him qualified?

Mr. Chamberlist: This will be by regulations--there is no regulation set up for it, but this will be by regulations, the regulations will be laid down by the Commissioner as to what is a qualified person. We cannot answer this now because we haven't been asked to state what person shall be qualified to carry out this work.

Mr. Boyd: Well, what is a qualified person in Manitoba or any province in your opinion.

Mr. Chamberlist: A qualified person in any of the provinces is a person that holds a certificate of competency. This is a qualified person there, but in the transition period where there are many people here that do not hold certificates of competency there could be for instance in regulation as I recall in 1947 in B.C. when the regulation came into effect they said, all those that have been in the electrical trade for a period of ten years or more in the position of a contractor employing so many people received a certificate which is equivalent to the amount--electrician certificate in Quebec or Ontario or and in I think Saskatchewan. I am not quite sure of that. And then those that have served an apprenticeship of five years or more would perhaps get a B Licence which would permit them to carry out services, installation work up to about a 200 ampere service and then there would be a C Licence for those who would be permissible to work on installation work up to a 100 amp service which would include residency. Now, all these people are qualified in separate stages. Now for those people that have not operated in the contracting industry but are still qualified because of their long experience in the electrical trade after five years of experience in the electrical trade working at the trade, they would be termed a qualified person. Now this would be from a transition period and then by regulations they had after 1948, I think it was one year after, then became the certificates of examination to make them qualified.

Mr. MacKinnon: Well,

Mr. Chairman: Does that answer your question Mr. Boyd?

Mr. Boyd: Well, yes, I will accept...what I am getting at is you can take, I know of a contractor, supposedly, anyway who had a job building job of some kind or a renovating job for the government and there was some wiring to be done and he also did the wiring. Now, this qualified--is the point I am getting at. It may pass and it may not. But if it doesn't pass, in my case as an individual I don't work with the government the government takes three months or whatever time they like to pay, but I am not in that position with these fellas. They want their money when they finish and I suppose you are going to say that the inspector will settle this issue, but, I am just a little bit leary in this transition period because ...where you are not going to have qualified workmanship for a period of I don't know of how long it will take because they are not here unless we bring them in and therefore we could have people doing the work who are not qualified to do the work and will this cause any hardship on anybody?

Mr. Baker: No I don't think it will Mr. Chairman if I may answer here because the work would have to be passed by the inspector and there is no reason why the individual ordering the work should have to make payments to the contractor before the final inspection was made. Bill #6

Mr. Chamberlist: I can see Councillor Boyd's point. Now, you are actually saying you would have no recourse to anybody if you had given a job for the supposition of carrying out or adding an extra room and the builder who put this in and put the electrical work in himself as well. Well, this is exactly as Mr. Baker suggests that electrical work wouldn't be able to be carried out if that person obtained a permit. It is up to the inspector to use his discretion or use the regulations which will lay down whether this person holding application is indeed qualified to carry out that work for you. If this has happened in the transition period if the inspector is to inspect and find it is not in order and if you are able to use it as in Section 6 (2) he may permit such installation of use, but if it is a danger to life or property then he will try to put it right and I think this Section 6 (2) again is the one that will protect you.

Mr. Boyd: There is my point. I am paying for a first class job to start with and this is the reason for this bill. Now you come along and you say it is not quite what it should be. This isn't what I paid for and what the undertaking was, and I want the assurance that this is--I have no way of knowing, I have got to depend on the inspector I suppose, but I don't want to pay for something that...

Mr. Chairman: Order please, will you please strike that one from the record?

Mr. Chamberlist: There is no way that the inspector can tell you before hand whether you have got a qualified work or not until the person that makes an application states the name of the person who will carry out the work. This will be on the permit, and if for instance, I know of one particular piece of work that is going on in Mr. Shaw's constituency there is somebody there carrying out some work right now that I would be...to go in the premises which this work is in existence. I would feel exactly how you feel right now. Am I getting the perfect job I paid a good price for, but the inspector will not be able to know this until he knows who is the person going to carry out your work. This will show up in the permit and then he will on the application and then he will decide whether to give that work out. In other words...now Mr. Boyd this man has made an application to carry out electrical work in your premises for you and I regret that we are unable to give you a permit for this man because he is not in our opinion a qualified person. Do you follow me. It is your protection that the ordinance is there for.

Mr. Boyd: Well, (inaudible).

Mr. MacKinnon: Well, Mr. Chairman, it is very clear to me that this will be a fine thing for highly qualified electricians but it is not too clear to me...on the general public and I think this is what we are mainly concerned with. What is good for the general public and as we legislate and Mr. Shaw has made a statement saying that my suggestions were out of order. They are not out of order Mr. Shaw, and I will clearly state again that I feel in this new ordinance and in the fall

BILL #6 Mr. MacKinnon continues...

if it doesn't work then it can be changed by the new Council. But at the present time I suggest the Commissioner in Council and not Commissioner's powers but, I hope that at least in one section, Section #4 and I believe if Mr. Boyd pulls down his thinking cap that he will go along with this. In Section 4 the Commissioner may designate an area in the Territory as an inspection area. I suggest the Commissioner and Council may designate an area. I would hate to see my old home town shut down on account of wiring as being a designated area by the Commissioner and I am speaking now of an area in Mr. Boyd's constituency, that of Carcross and if this became a designated area by the Commissioner there would hardly be a home in Carcross that could have electricity without going into a major wiring program which might as an end result cost more than the actual home is worth. And I hope that Mr. Boyd is giving this some serious thought. I think in Porter Creek Mr. Thompson has a similar situation where there is a lot of old army buildings DND buildings and buildings of this nature still up in that area and if this was a designated area and to tear up all their electrical wiring to redo it would be a very bad thing just because the Commissioner designated that as one of his areas and no doubt in my mind under this Ordinance the Commissioner will designate areas in compliance with the request of his inspectors. And this is the dangerous part. His inspector might say, well things are not too good in Mayo and this is Mr. Southams area, and so we are going to designate that area and instead of the elective members designating that area and qualifying it, the inspector is going to recommend to the Commissioner to designate Mayo. The first thing you know all the hotels are shut down there such as in Dawson City with the fire inspector. Now, we say this is in compliance with the fire regulations, but as I looked into this matter, and if I had a chance to vote again in regards to the closing of the hotels in Dawson City with the studying I have done in the past few evenings I would say that Council should and if permitted reconsider the hotel establishments in Dawson City. Because in the summer there is no fires and I don't believe there is any more danger for a fire to be set by a cigaret in those beds than in any other hotel in the Territory, but under extreme heating conditions in the winter, I agree, yes, there is possibly a drastic fire hazard. Now, in my view gentlemen, this is in comparison and this could happen to any one of your areas by recommendations of an inspector. I am not against inspectors and I am not against the ordinance, but I say let us keep this ordinance under control of the Council, "Commissioner and Council" and not the Commissioner only. Because, you never know who our Commissioner might be tomorrow.

COUNCILLOR THOMPSON TAKES THE CHAIR

Mr. Southam: Well, Mr. Chairman, I was of the opinion, you could correct me if I am wrong that this ordinance was to cover the whole Territory and I hope that when it comes into being that there will be no designated areas, there will just be the one--the Yukon Territory. And I think this is what it covers.

MOTION RE PASS BILL #6 OUT OF COMMITTEE AS AMENDED

Mr. Boyd: Mr. Chairman, this bill is in set form, things have to be improved rather than to allow them to go on willy-nilly and I would move that we pass it out of Committee as amended.

Mr. MacKinnon: Well, Mr. Chairman, just what amendments are we taking into consideration? Is my considering going to be considered as an amendment? I haven't heard any

Mr. MacKinnon continues...

BILL #6  
MOTION RE  
PASS BILL  
OUT OF  
COMMITTEE  
AS AMENDED

Motions in any part of the ordinance so far and I so make a Motion at this time that we include "Commissioner and Council" specifically on Section #4, the designating of areas may read Commissioner and Council. Do I have a seconder?

Mr. Chairman: Well, gentlemen, we have two Motions before us. One moved by Councillor Boyd which was not seconded and one made by Mr. MacKinnon which was not seconded. What is your wish at this time? Mr. Boyd has moved that Bill #6 be moved out of Committee as amended and Mr. MacKinnon was for further amendments.

Mr. Shaw: Well, Mr. Chairman, both of those are lost in the struggle. I will move that this Bill be moved out of Committee as amended.

Mr. Chairman: Mr. Shaw, we already have Mr. Boyd's Motion to Move Bill #6 out of Committee as amended. We are looking for a seconder.

Mr. Shaw: Well, we have...it doesn't matter. I will second it then.

Mr. MacKinnon: Well, Mr. Chairman, before we call a closure on this ordinance, I would say I would like to divert on the amendments that are now being considered. Could anybody-- could you Mr. Chairman verse me on the amendments that have...

Mr. Chairman: Well, Mr. MacKinnon if you had read the ordinance presented today, in contrast to the ordinance that we had before you will see where the differences have occurred and it has been explained and I don't think there is any further comments required at this time.

Mr. Boyd: Question on the Motion.

Mr. MacKinnon: Mr. Chairman, then you are relating this as an amendment to the ordinance.

Mr. Shaw: As amended

Mr. MacKinnon: Not this particular paper...Mr. Chairman's explanation that there is no amendment to this paper at the present time, but the amendments are to the previous ordinance that we had in front of us several days ago and this is an amendment to that ordinance. Am I correct?

Mr. Shaw: Same ordinance Mr. Chairman, same ordinance you had before as amended.

Mr. MacKinnon: Mr. Chairman, I directed the question to the Chairman and would you permit him to answer please?

Mr. Chairman: Well, Mr. MacKinnon, question has been answered.

Mr. MacKinnon: Well, Mr. Chairman, I don't agree--I don't think the question has been answered. I think we are evading the point. Now, if there is amendment to this ordinance that we are reading, I would like to know what the amendments are because they have bypassed me and in your reference Mr. Chairman, are you stating that this is all amendment to the original ordinance? This is the question.

BILL #6  
MOTION RE  
PASS BILL  
#6 OUT OF  
COMMITTEE  
AS AMENDED

Mr. Chairman: Well, Mr. MacKinnon it is not all amendments to the original ordinance. The amendments as Mr. Shaw has said has been compiled and included in this amended ordinance. Well, gentlemen, question has been called on the Motion.

Mr. MacKinnon: I am not clear Mr. Chairman, then you are referring to this document as the amended ordinance. And there is no amendment to the amended ordinance?

Mr. Chairman: That is correct, Mr. MacKinnon.

Mr. MacKinnon: Well, I once again will remind Council that I feel they should have an amendment to this ordinance and hold some control for the people that we represent.

Mr. Chairman: Well, Mr. MacKinnon, I would suggest that you made the motion and it wasn't seconded so I cannot feel...

Mr. MacKinnon: This is not a motion Mr. Chairman.

Mr. Chairman: You made a Motion.

Mr. MacKinnon: Yes, these are recommendations. And, I continue to make these recommendations and ask for support of Council to put these powers under "Commissioner and Council" because I guarantee you gentlemen that you are taking a very drastic step for the individuals of the Territory, and I think it is our duty to work for the people and not to work for the electrical companies and things of this nature or on advice of government employees. I think we are here to think for ourselves. And I believe it is a very necessary thing at this time that we take into consideration to impliment this wording, the Commissioner in Council may designate...

Mr. Boyd: Mr. Chairman, point of order. The Councillor is out of order.

Mr. MacKinnon: Order Mr. Chairman?

Mr. Boyd: We have discussed this and we had a motion on it and it was not dealt with. It was refused with no seconder and I suggest you call question on the motion without further deliberations.

Mr. MacKinnon: I am not making another motion, Mr. Chairman.

Mr. Boyd: I didn't say you were.

Mr. MacKinnon: Am I being denied the right to speak? Well, you know, I can see what is going on around the table. It is a cut and dried deal. It is a matter of getting everything to the powers of the Commissioner. You don't need a Council at all and I hope that the people of the Territory will take a serious look at this very valid point between now and the next election.

Mr. Chairman: Are there any further comments gentlemen? We have a motion that Bill #6 be moved out of Committee as amended. This was moved by Mr. Boyd and seconded by Mr. Shaw: are you ready for the question? Are you agreed? Are there any contrary? The Motion is carried and Bill #6 will be moved out of Committee as amended.

MOTION  
CARRIED

MOTION CARRIED



COUNCILLOR SOUTHAM RESUMES THE CHAIR

Mr. Chairman: Can Mr. Baker and Mr. Chamberlist be excused at this time gentlemen?

Committee: Agreed

Mr. Chairman: At this time I will call a recess for tea. RECESS

RECESS



Page 1463.

Wednesday, 10 May, 1967

3.30 p.m.

Absent: Councillors MacKinnon and Watt

Mr. Chairman: I will now call Committee back to Order and we have Sessional Paper No. 126 (reads Sessional Paper #126- Stallions Running at large - Brands Ordinance). SESSIONAL  
PAPER #126

Mr. Shaw: Mr. Chairman, we haven't got our horse wrangler here today. He is the one who is interested in the brands situation.

Mr. Chairman: Are we clear, gentlemen?

Mr. Boyd: As it points out, Mr. Chairman, the obstacle has been resolved and there are no complaints at the present time. As long as this conditions exists I see no need to get into lengthy and costly set-ups and I would suggest another look be taken six months from now.

Mr. Chairman: All clear now, gentlemen?

All: Clear.

Mr. Chairman: What is your pleasure now, gentlemen?

Mr. Taylor: I would move that Mr. Speaker do now resume the Chair and hear the report of the Chairman of Committees.

Mr. Thompson: I second the Motion, Mr. Chairman.

Mr. Chairman: Moved by Councillor Taylor and seconded by Councillor Thompson that Mr. Speaker do now resume the Chair and hear the report of the Chairman of Committee. Are you ready for the question? Are you agreed? Any contrary?

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: I will now call the Council to Order and hear the report of the Chairman of Committee.

Mr. Southam: Mr. Speaker, the Committee convened at 10.45 a.m. to discuss Bills, Memos, Sessional Papers and Motions, etc. Mr. Chamberlist, Mr. Choate and Mr. Baker met with Council to discuss Bill No. 6. Recessed at twelve noon and reconvened at 2 P.M. It was moved by Mr. Boyd and seconded by Mr. Shaw that Bill No. 6 be moved out of Committee as amended. Motion carried with Mr. MacKinnon contrary. That is all Mr. Speaker. REPORT OF  
CHAIRMAN  
OF  
COMMITTEES

Mr. Speaker: I might point out -- you left out the matter of the moving to revert back to Council.

Mr. Southam: It was moved by Councillor Taylor and seconded by Councillor Thompson that Mr. Speaker do now resume the Chair and hear the report of the Chairman of Committees.

Mr. Speaker: Thank you Mr. Chairman. Are you agreed with the report.

All: Agreed.

Mr. Speaker: Thank you. What is your pleasure at this time?

Mr. Thompson: Mr. Speaker, I would move that we call it five o'clock.

Mr. Boyd: I second the Motion.

Mr. Speaker: Moved by Councillor Thompson and seconded by Councillor Boyd that we call it five o'clock at this time. Are you ready for the question, are you agreed with the Motion? Are there any contrary?

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: This Council now stands adjourned until tomorrow morning at ten o'clock.

Page 1465.  
Thursday, May 11, 1967.  
10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order. Councillors Watt and MacKinnon were absent.

Mr. Speaker: Is there a quorum, Mr. Clerk?

Mr. Clerk: There is Mr. Speaker.

Mr. Speaker: The first item of business will be correspondence. Have we any correspondence this morning, Mr. Clerk?

Mr. Clerk: Yes, Mr. Speaker. We have Sessional Paper No. 127 re Public Housing Program; Sessional Paper No. 128 re Indian Status; and Sessional Paper No. 129 re Motion No. 22, Beaver Trapping Season. That's all I have this morning, Mr. Speaker.

SESSIONAL  
PAPERS  
#127  
#128  
#129

Mr. Speaker: Thank you, Mr. Clerk. Have we any further correspondence? If not, have we any Reports of Committee? Have we any Introduction of Bills? Have we any Notices of Motion and Resolution? If not, we will proceed to Orders of the Day. Have we any Notices of Motion for the Production of Papers? We have no Motions. Have we any questions this morning?

Mr. Boyd: Mr. Speaker, I would like to ask a question if the Commissioner was around to answer it.

Mr. Speaker: I will call a short recess. Mr. Clerk, would you try and get a hold of the Commissioner.

Councillor MacKinnon enters the Council Chambers.

Mr. Speaker: I will now call this Council to order. Gentlemen, at the present moment the Commissioner is tied up in Administrative meetings, or a meeting...an important meeting.. he is not able to be here but I would suggest that later, with the Committee's concurrence, the questions could be asked of the Commissioner at that time. It would serve the same purpose.

Mr. MacKinnon: Well, Mr. Speaker, this seems to be a very handy arrangement for the Commissioner and I have very important and urgent questions for the Commissioner. One is so urgent that a person came to Whitehorse from 1083 yesterday in concern with a question I have for the Commissioner and the night before I had got a phone call at 11:00 o'clock in the evening and I think that the Commissioner should be made available. I don't believe he is quite this busy. Why can't he answer Council's questions...when he has, I will say, Civil Servants distributed throughout the Territory and misleading the public? I would like to know if the Commissioner is answerable to his staff and the things that they are proposing. I would like to know why not the Commissioner cannot face Council and answer questions.

Mr. Speaker: I will answer that question, Mr. MacKinnon. He is tied up at the present moment and cannot be here but right after the meeting he is prepared to come here and he would be glad to answer the questions and you can find anything you want at that time...but we may be in Committee at the time and I don't feel that we should hold up Council sitting for this meeting to finish.

Mr. Taylor: I have a question directed to yourself, Mr. Speaker. I wonder if Council would give the concurrence in Committee of the Whole that the rules which pertain to the question period usually done in Council can be held in Committee of the Whole so that there will be straight question and answer. Would Council agree to this, Mr. Speaker?

Mr. Speaker: That would be necessary to...there is nothing to prevent, from my observations, questions being asked in Committee and answers being given. We have done that on occasion and it would appear to me that under the circumstances that we could ask any questions in Committee of the Whole. However, I would be quite prepared to put it to the Council at this time - would they be agreeable to this suggestion that I have made?

Mr. Boyd: I think what Mr. Taylor was getting at Mr. Speaker is that it be a question period...a question and an answer.

Mr. Speaker: Exactly. That is what I am intimating.

All: Agreed.

Mr. Speaker: There are no contrary to this. I don't think this should become a practice, gentlemen, but for today I think that would be very good.

Mr. MacKinnon: Are you having trouble, Mr. Speaker?

Mr. Speaker: I beg your pardon.

Mr. MacKinnon: You say there should be no contrary.

Mr. Speaker: There is no contrary. Everything is fine... under control. You have your question period. We have Public Bills and Orders. Do you care to process these. We have Bill No. 18 for First and Second Reading and the Amendments to Bill No. 6 for First and Second Reading.

FIRST  
READING  
AMENDMENT  
BILL #6  
MOTION  
CARRIED

Moved by Councillor Thompson, seconded by Councillor Boyd, that the Amendment to Bill No. 6, An Ordinance Respecting the Installation of Electrical Equipment and Wiring, be given First Reading at this time.

MOTION CARRIED

SECOND  
READING  
AMENDMENT  
BILL #6

Moved by Councillor Thompson, seconded by Councillor Boyd, that the Amendment to Bill No. 6, An Ordinance Respecting the Installation of Electrical Equipment and Wiring, be given Second Reading at this time.

Mr. MacKinnon: Mr. Chairman....

Mr. Speaker: Order, please.

Mr. MacKinnon: Mr. Chairman, on a point of order.

Mr. Speaker: We have no Chairman here, Mr.....

Mr. MacKinnon: Mr. Speaker, yes, Sir. This is quite a formality but we discussed the Bill and then we give it first reading. Now, is this appropriate in conduct with our rules?

Mr. Speaker: It is quite appropriate and quite in order.

Mr. MacKinnon:.....and amendments to the Ordinance.

Mr. Speaker: This is the Amendment we are passing now... first and second reading. We have passed the Bill, first and second reading. We are now passing the Amendments, Mr. MacKinnon.

MOTION CARRIED

MOTION CARRIED

Moved by Councillor Thompson, seconded by Mr. MacKinnon, that Bill No. 6, An Ordinance Respecting the Installation of Electrical Equipment and Wiring, be given Third Reading at this time.

THIRD READING BILL #6

Mr. Speaker: Are you ready for the question? Are you agreed with the Motion? Are there any contrary?

Mr. MacKinnon: Contrary, Mr. Speaker.

Councillor Watt enters the Council Chambers.

Mr. Boyd: Mr. Speaker, what is going on? If this man is seconding a Motion, does it make sense that he is contrary to it?

Mr. Speaker: Well, the point is that he can be contrary, Mr. Boyd. It doesn't have to make sense.

Mr. Boyd: I thought so.

Mr. MacKinnon: On a point of order, Mr. Speaker. You have made a comment.

Mr. Speaker: That's right.

Mr. MacKinnon: Are you suggesting that what I am doing doesn't make sense?

Mr. Speaker: I didn't say that.

Mr. MacKinnon: I think you are suggesting that.

Mr. Speaker: I am not suggesting anything at all.

Mr. MacKinnon: I think you are suggesting it and I think the other Member has a finger in front of his lip....

Mr. Speaker: I am not suggesting anything.

Mr. MacKinnon: .....laughing about it and I will not tolerate such accusations.

Mr. Speaker: Would you please sit down. You have no accusations, Mr. MacKinnon. Please sit down. Would you please be seated.

Mr. MacKinnon: I will but I will rise again.

Mr. Speaker: Mr. Clerk, will you please record the dissenting vote.

MOTION CARRIED

MOTION CARRIED

The Motion was carried with Mr. MacKinnon voting contrary.

MOTION TO  
ACCEPT  
TITLE  
BILL #6

Mr. Thompson: Mr. Speaker, I would like to move that the title to Bill No. 6, An Ordinance Respecting the Installation of Electrical Equipment and Wiring, be accepted as written.

Mr. MacKinnon: Mr. Speaker, before this is seconded, I would like to clarify a point and I don't see any willing seconders but I had personally asked yesterday from Council to adopt a policy that would be Commissioner-in-Council in the Electrical Ordinance and this is my purpose. I am not against first, second or third reading but I was against the Bill in principle because I felt, Mr. Speaker, that we should have Commissioner-in-Council instead of Commissioner's powers....

Mr. Speaker: That is correct.

Mr. MacKinnon: And this was the point you had more or less closed me off on speaking a few minutes ago. I hope you understand this.

Mr. Speaker: Well, you made the Motion Mr. MacKinnon but no one seconded it so it has to die.

Mr. Boyd: I'll second the Motion, Mr. Speaker.

Mr. Speaker: Are you ready for the question? Are you agreed with the Motion? Are there any contrary?

MOTION  
CARRIED

MOTION CARRIED

BILL #6  
PASSED

Mr. Speaker: The Motion is carried and Bill No. 6 has passed this House.

Mr. MacKinnon: Contrary, Mr. Speaker.

Mr. Watt: I want to go on record as abstaining in that vote.

Mr. Speaker: You want to go on record...would you please put Councillor Watt as abstaining. There were no contrary when I called the Motion.

Mr. MacKinnon: Yes.

Mr. Speaker: No, Sir.

Mr. MacKinnon: On a point of privilege, Mr. Speaker. I voted contrary. If you didn't see it, it's too bad.

Mr. Speaker: I heard no word.

Mr. MacKinnon: But I say I voted contrary.

Mr. Speaker: There was no word.

Mr. MacKinnon: Do you want to dispute? Do you have the right?

Mr. Speaker: Why, certainly. I asked for contrary and I heard no sound. Did you say contrary and I didn't hear it?

Mr. MacKinnon: Mr. Speaker, keep your eyes open.

Mr. Speaker: I asked you a question. Did you say contrary?

Mr. MacKinnon: Yes, I did, Sir.



Mr. Speaker: Is that right, gentlemen?

Mr. Watt: Yes.

Mr. Boyd: Agreed.

Mr. Speaker: Put down contrary then. Next time, speak up.

Mr. MacKinnon: Thank you, Mr. Speaker. I will.

Mr. Speaker: That goes for everyone.

Mr. MacKinnon: Agreed.

Mr. Speaker: Order. When I ask for agreement, gentlemen, if you would signify instead of just mumbling and that goes for all of the Members of the Council, it would be a lot easier for me to operate this.....

Mr. MacKinnon: Agreed.

Mr. Speaker: ...instead of afterwards.

Mr. MacKinnon: Agreed.

Mr. Speaker: And, order, Mr. MacKinnon. That's just what I mean. Order. I have had enough of this fooling around

Mr. MacKinnon: Agreed. Agreed.

Mr. Speaker: This is no joke. We are trying to conduct serious business.

Mr. MacKinnon: Agreed.

Mr. Speaker: It's a good job you are agreeable to something. What is your pleasure now, gentlemen?

Moved by Councillor Boyd, seconded by Councillor Southam, that the Speaker do now leave the Chair and Council resolve itself into Committee of the Whole to discuss Bills, Memoranda, and Sessional Papers.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: The Motion is carried and Mr. Taylor will take the Chair in Committee of the Whole.

Mr. Taylor: Gentlemen, we will discuss Sessional Papers and a question period with the Commissioner. Would you determine, Mr. Clerk, when the Commissioner can join us.

Mr. Clerk: I believe he can be here any time, Mr. Chairman.

Mr. Taylor: At this time, I will call a short recess.

Mr. Commissioner enters the Council Chambers.

Mr. Chairman: I will now call this Committee to order. We have with us Mr. Commissioner this morning who first will be available to carry on the question period. The rules of the question period will prevail in Committee at this time. There will be no debate. The Chair will only accept questions.

Mr. MacKinnon: Clear.

Mr. Chairman: Will you now proceed with your questions, gentlemen. I believe Councillor Boyd had a question.

QUESTION  
RE EMPLOY-  
MENT

Mr. Boyd: Yes, Mr. Chairman. Yesterday Mr. Shaw and I, on behalf of some people looking for work, visited with Mr. Fingland, concerning contractors and the manner of employment. Mr. Fingland advised us that he would look into the situation and have an answer that he would give to you, Mr. Smith, in order that you could inform us of where we stand on this kind of a deal.

Mr. Chairman: What would be the question, Mr. Boyd?

Mr. Boyd: Has he anything to report?

Mr. Commissioner: Might I read the memorandum that was given to me as a consequence of the visit?

All: Agreed.

Mr. Commissioner: The content is, as Mr. Boyd has outlined, Mr. Chairman, they maintain that the contracts required employment of a majority of Yukon residents and the payment of prevailing rates. According to their informants, these companies were hiring most of their people outside the Territory and were not paying rates of pay currently being paid by Yukon contractors. The question was if a reply could be given during the question period today and it was promised to be looked into immediately and Mr. Coates of D.P.W. was contacted and he informed us that Mr. Irwin Johnson of his staff and Mr. Brian Daniels of the Manpower Department were taking the matter up with their respective headquarters to find out if the contracts were being complied with. Letters are also being written to the contractors and while it may take a few days to get final answers on this question, Mr. Coates has assured us that he is already doing everything that he can and he will let us know as quickly as further information is available.

Mr. Chairman: Any further questions, gentlemen?

Mr. Boyd: Yes. I would take it from this that your Department will be following this very closely.

Mr. Commissioner: Mr. Chairman, may I be permitted a comment on the question?

All: Agreed.

Mr. Commissioner: This is a matter of utmost local public concern, Mr. Chairman, and I appreciate the fact that the Councillors saw fit to bring this matter to our attention as soon as they had knowledge of it and we are following this up and we will get as satisfactory a conclusion brought to Council's attention on this matter as quickly as possible.

Mr. Chairman: Anything further in the question period?

QUESTION  
RE PUBLIC  
INQUIRY  
INTO FIRES

Mr. Thompson: Mr. Chairman, I wonder if I could ask the Commissioner if he has instituted the machinery to set up a public inquiry into the Whitehorse and Porter Creek fire situation?

Mr. Commissioner: Mr. Chairman, as I reported to Council, I have requested the Fire Marshal, Mr. Whatmough, to institute these proceedings. I have no confirmation back from him yet as to the action that he is taking. I would suggest that as this letter was written probably a week or ten days ago, it is possibly a little early to expect a reply from Mr. Whatmough, but it is my intention to see that these public inquiries, whether it will be one or two but covering the two fires, is to be proceeded with.

QUESTION  
RE PUBLIC  
INQUIRY  
INTO FIRES

Mr. MacKinnon: Well, Mr. Chairman, I would like to ask the Commissioner if he feels responsible for his staff and the statements that are made at public meetings throughout the Territory.

Mr. Commissioner: Well, now, Mr. Chairman, that is a pretty broad question but I would say that there are definite instructions that are in the hands of Territorial Government staff with regard to such matters and I would feel that those particular instructions, if they were not obeyed or if they were completely and utterly disregarded, this would be something that I would want to look into very carefully but I would assure Council that there are written and firm instructions concerning the very question that Council has raised.

Mr. MacKinnon: A supplementary question, Mr. Chairman. In view of a meeting held at 1083 yesterday evening where the people were instructed by your Superintendent of Schools to get in contact with their Councillor and have subsidies extended to outside dormitories because there would be no dormitories available in the Territory before 1968. I have got this by phone call and by personal attendance. They have taken it so seriously that they have driven to Whitehorse to see me. I am asking you, Mr. Commissioner, if this is actually the circumstances and is it necessary for the people of 1083 to come to their Councillor to change the disposition of these subsidy funds from the Yukon to the provinces? I was very surprised I might say.

QUESTION  
RE DORMS  
AT 1083

Mr. Commissioner: I would find it very difficult to answer the question at this time, Mr. Chairman. I would certainly want to check with the Superintendent of Education to see what aspect of information or what he had particularly in mind in making this statement. I appreciate the Councillor bringing it to my attention and I will be most happy to look into this and see just what the general content of these remarks were and what he had in mind in making this particular statement.

Mr. Chairman: Thank you, Mr. Commissioner. Are there any further questions?

Mr. Shaw: I wonder, Mr. Chairman, if the Commissioner could inform us if he has all the nominees from Council in respect to the formation of the Yukon Historical Sites Board yet.

QUESTION  
RE HISTORI-  
CAL SITES  
BOARD  
NOMINEES

Mr. Commissioner: Mr. Chairman, we will get this item checked on immediately. To the best of my knowledge, they have all been nominated but we will check to make absolutely certain.

QUESTION RE  
HISTORICAL  
SITES  
BOARD

Mr. Shaw: A supplementary question, Mr. Chairman. I wondered if...if they were all in, approximately when we could expect this thing to get on the road you might say.

Mr. Commissioner: Assuming that the nominations are all in on this, I would be very hopeful that we would have initial meetings of this group just as promptly as it was convenient to get them all or as many of them together as we can, particularly in view of the fact that I would feel that this group of people should be well organized and under-way prior to the visit here in the Territory of the National Historic Sites and Monuments Board with whom I would expect that they would wish, and I would request them to work in very close co-operation.

Mr. Shaw: Thank you, Mr. Chairman.

Mr. Commissioner: May I say something in connection with this? The corollary type group who we are bringing together in the tourist advisory group....I was speaking to the Director of Travel and Publicity a day or so ago and we may find it a little difficult to get this group together at this point. We may have to wait until possibly September, Sir, before we can get these together because we find that most of the people who are involved in this particular aspect of tourist development in the country are at the very time right now when they wish to be home and making the dollar bill to keep their operations going. We may be a little late getting the organizational work done on this one. I want to tell Council of this to assure them that this is no lack of initiative on our part. It is simply a matter of the factual situation concerning the people who are required to be on this particular type of Board.

Mr. Chairman: Any further questions, gentlemen?

QUESTION  
RE SUPT.  
OF SCHOOLS

Mr. MacKinnon: Yes, Mr. Chairman. I would like to ask the Commissioner.....Mr. Commissioner, have you picked the Superintendent of Schools for the Territory?

Mr. Commissioner: The answer to this question is no. I would be hopeful that the report of the Committee that I have working on this will be available early next week and that the choice will be made immediately their report is in my hands.

Mr. MacKinnon: A supplementary question, Mr. Chairman. Mr. Commissioner, are you considering a question that I have put to you in regards to the Episcopal Corporation as being a member of the Board on this particular Committee to elect this Superintendent of Schools?

Mr. Boyd: Mr. Chairman, before that question is answered, I feel it is out of order. We have already dealt with the question.

Mr. MacKinnon: Order, please. Order.

Mr. Boyd: ....in a Sessional Paper.

Mr. Chairman: Would you take your seat please, Mr. MacKinnon.

Mr. MacKinnon: Order. This is a question.

Mr. Boyd: I am pointing out, Mr. Chairman, that I would like you to rule on that question. It has already been dealt with.

QUESTION  
RE SUPT.  
OF SCHOOLS

Mr. Chairman: This is correct, gentlemen. This matter has been dealt with and resolved. I would disallow that question.

Mr. Watt: Mr. Chairman, point of order. That was a question that was directed to the Commissioner and I saw the Commissioner was prepared to answer it. He possibly can. It is a legitimate question and I think it was very rude of Mr. Boyd to jump up when Mr. Commissioner was prepared to answer it I believe. I would like to hear the answer.

Mr. Chairman: Well, gentlemen, I am afraid I must rule that question.....

Mr. MacKinnon: Mr. Chairman, on a point of order. I say that I appeal your ruling....that your ruling is out of order and if the Commissioner would like to make a statement in regards to my question, then you should not deny him that right and I would like for you to read to me any point in the rules that goes along with your ruling at this time, Mr. Chairman.

Mr. Chairman: Gentlemen, the question has been answered in one of the Sessional Papers but I don't have the Sessional Paper at the moment.

Mr. MacKinnon: Well, Mr. Chairman, a supplementary question to the Commissioner.

Mr. Chairman: Sessional Paper 123.

Mr. MacKinnon: Mr. Commissioner, do you feel prepared to answer the question?

Mr. Boyd: Mr. Chairman, I would ask that you put this situation in its proper perspective and not allow the Commissioner to be put in an embarrassing position....

Mr. Watt: Order, order.

Mr. MacKinnon: Order, Order, Mr. Chairman.

Mr. Chairman: Proceed, Councillor Boyd.

Councillors Watt and MacKinnon: Order. Order.

Mr. Chairman: Proceed, Mr. Boyd, and gentlemen, may you please be quiet. One at a time.

Mr. Boyd: When a question has been dealt with, it has been dealt with and it is finished with. Now, the Members whom are concerned with it were not here in this Council when it was dealt with. It is nobody's fault but their own and I don't want to be subjected to a duplication of detail and data because of absenteeism.

Mr. Watt: Could I ask Mr. Boyd - what Sessional Paper is that?

Mr. Chairman: Gentlemen, that is Sessional Paper No. 123. I will disallow the question. Are there any further questions, gentlemen?

Mr. MacKinnon: Clear.

QUESTION  
RE PUBLIC  
INQUIRY RE  
FIRES

Mr. Thompson: Well, Mr. Chairman, further to my query with reference to a public inquiry, I think, if the Commissioner will remember, that the recommendation of Council was that somebody a lot closer to the scene of activity, namely somebody in Whitehorse, would be empowered to organize this Inquiry. I don't know whether the Fire Marshal is going to proceed with this from Ottawa or not but I was hopeful, and as I say I think it was the wish of Council, that conceivably our Legal Advisor or somebody a little closer to the actual scene would be put in charge of this. I was just wondering if Mr. Commissioner could enlighten me as to why this particular action has been followed.

Mr. Commissioner: The answer to this question is...initially I trust this did not imply that this would not be a local inquiry. My approach in asking the Fire Marshal to institute this Inquiry is one of courtesy, namely that this is the position that he is charged with and under the terms of the Ordinance...I think that Mr. Legal Advisor would verify this....that while it is the Commissioner who has the authority or the right to call such an inquiry, the man who is doing the day-to-day work in connection with this on my behalf and on the Territory's behalf is the Fire Marshal and this is why we have asked him to have this Public Inquiry attended to but certainly I trust that my answer did not preclude that Council's wishes that it would be a local Inquiry was to be usurped by the fact that the Fire Marshal happens to be a resident of Ottawa.

Mr. MacKinnon: Mr. Chairman, I would just like to clarify a point and give my reasons for the questions I asked the Commissioner. The reasons for my asking the Commissioner these particular questions, Mr. Chairman.....

Mr. Chairman: Mr. MacKinnon, this is not a debate period. If you have a question, would you state it?

Mr. MacKinnon: We are coming to the point of a question, Mr. Chairman. I think that Sessional Paper No. 123 did not answer the question that was asked.

Mr. Chairman: Gentlemen, I say again that this matter has been discussed in Committee of the Whole. It has been dealt with and I will rule that the Commissioner not be required to answer the question. Do you have any further questions, gentlemen?

Mr. MacKinnon: At the present time, Mr. Chairman, there has been no question answered. Does the Commissioner feel that Sessional Paper No. 123 answered the question?

Mr. Chairman: The matter has been resolved, gentlemen, and I have ruled the matter has been settled in relation to Sessional Paper No. 123.

QUESTION  
RE FIRE  
MARSHAL'S  
ACTION  
DAWSON

Mr. Shaw: Mr. Chairman, in view of the fact that the Fire Marshal has taken very stringent and perhaps necessary measures in Dawson City in relation to prevention of fires, I was wondering if this stringency is applicable just to Dawson City and perhaps Whitehorse or is this plan something that will be applicable to all parts of the Territory?

Mr. Commissioner: I hasten to assure you, Sir, that this is a course of action that applies to the total Territory and while inspections of a detailed nature such as are required to be carried out may not have been completed throughout the Territory, they are certainly going on in a continuing basis and such action as is required in one place is no criterion that another place will be allowed not to be required to take similar action under similar circumstances.

FIRE  
MARSHAL

Mr. Shaw: Thank you, Mr. Chairman.

Mr. Chairman: Any further questions, gentlemen?

Mr. MacKinnon: Yes, Mr. Chairman. I would like to ask the Commissioner...I do realize it is a bad time of the year and the chips are down with the Welfare Department and other Departments but are they making an effort to prepare a paper to advise Council as to the fullest amount that has been paid to any one person through Welfare?

QUESTION  
RE WELFARE  
PAYMENTS

Mr. Chairman: I believe that question is in order. I believe that question was a direction.....

Mr. Commissioner: Yes. It seems to me I signed a paper.

Mr. MacKinnon: It must have been lost in the mail.

Mr. Commissioner: Yes, I signed a Paper at my desk yesterday in this particular connection which I think not only deals with this question but another item that Council was asking about the Welfare Department and this is endeavouring to be answered for Council's satisfaction.

Mr. MacKinnon: Thank you, Mr. Commissioner. I would have another question, Mr. Chairman. I am wondering what consideration has been given to the native people for trapping in the sanctuaries of the Territory...spring trapping such as excess beaver and excess muskrat. We had asked for this provision to be made some time ago and it was agreed to by Mr. Fitzgerald and Dr. Pearson that they would constantly keep in touch with various lakes and see if they are getting overcrowded and then we would be able to allow the native people to go into the sanctuary and trap out those lakes that were necessary. Is this being carried out, Mr. Commissioner?

QUESTION RE  
NATIVES  
TRAPPING IN  
SANCTUARIES

Mr. Commissioner: Mr. Chairman, could I have the Game Department check immediately? I think we should be able to get an answer very quickly.

Mr. Chairman: Proceed. Are there any further questions, gentlemen?

Mr. Watt: I have a couple of questions that I would like to ask the Commissioner, Mr. Chairman. First of all, are there not provisions in our Fire Prevention Ordinance to allow for the initiation of a Public Inquiry at the local level instead of going to Ottawa? Is there not provision in our Ordinance now to initiate these Public Inquiries at the local level without going 4,000 miles away?

FIRE PRE-  
VENTION  
ORDINANCE  
RE PUBLIC  
INQUIRIES

FIRE PRE-  
VENTION  
ORDINANCE  
RE PUBLIC  
INQUIRIES

Mr. Commissioner: Mr. Chairman, I think that I could answer that this is the affirmative. This is the situation but could I ask Mr. Legal Advisor to further explain to Council just why we have taken the course of action that I have described, namely that we have asked the Fire Marshal to initiate this?

Mr. Legal Advisor: Well, the fire inquiry is not going to be held 4,000 miles away. It is going to be held here. The mere fact that he is 4,000 miles away at the moment doesn't mean that it is going to be held there. He will have to come here so it will be a local inquiry. It seems that there were considerations that justified the holding of an inquiry so that there is no question of it being in Ottawa at all.

Mr. Watt: I think my question was misunderstood. Cannot the initiation be commenced and carried on and started locally. It seems that the breakdown right now is the communication between here and Ottawa. Now, this could be got underway. It is going to be done locally anyway and probably overseen by local assistant fire marshals and I think there is provision for it to be initiated locally....

Mr. Chairman: What would the question be?

Mr. Watt: The question is...I think the question was misunderstood and it wasn't answered. I know that part of it was answered but the part...this breakdown in time...we could eliminate it if the question was answered in the affirmative...commenced locally and carried on locally and then if the Chief Fire Marshal wants to get into the picture, he can get down here, but there seems to be a long delay here from the beginning of this Public Inquiry.

Mr. Legal Advisor: Well, there is an administrative aspect there that I can't comment on as to the fact that the Fire Marshal is an Ottawa person. This was an appointment agreed to by Council and I believe it was agreed that we would put in \$5,000 for his costs and the N.W.T. would share him with us and they would put in a contribution and this was something that was agreed to three or four years ago and we have been going along on that. Possibly Administration, after listening to Council, will be considering whether that set-up should be perpetuated. Section 8 of the Fire Prevention Ordinance does say, "a local assistant shall investigate the cause origin" and then in section 9, it says, "in addition to any investigation made by a local assistant under section 8, the Fire Marshal or other person approved by the Commissioner may make an inquiry into the cause origin". There has been an investigation but there is so much to be learned from these fires...the matter of developing better structures, better fire fighting methods and so on so the Commissioner has felt that he should now order a specific open inquiry so this is why you are really having two inquiries. The first is internal and arising out of the preliminary views as to how quickly this building burned and so on. The Commissioner has felt it proper to tell the Fire Marshal to get on with it. The delays...and it has got to be admitted that there have been delays...occasioned by the difficulty of getting the fire marshal here...overcoming this time lag...but this was built into the picture when it was decided we would share him with the N.W.T. Any other question seems to be Administrative, Sir.

Mr. Chairman: Gentlemen, have you any further questions?



Mr. Watt: Well, that answers that question for now, thank you. There is one other question I would like to ask the Commissioner. Does he have any date yet as to when land will be available in the new Territorial Industrial Sub-division near the Marwell Area...when it will be available for sale...and if not, would he endeavour to see if an answer is forthcoming on this.

QUESTION RE  
WHEN LAND  
AVAILABLE  
MARWELL  
AREA

Mr. Commissioner: I would have to check on this. We have had discussions on this with the Departmental people who are involved and I understand that surveying is one of the situations that has to be lined up and I will endeavour to get a firm answer for the Councillor. It is something that is under review at the moment. There should be no difficulty. Mr. Chairman, while the question is still fresh...Could I answer the question asked about the Game Department regarding the sanctuary?

Mr. Chairman: Proceed.

Mr. Commissioner: The answer that I have from the Game Department is that the survey carried out last year indicated that the Game Department should not allow trapping in the Game Sanctuary this spring.

REPLY TO  
QUESTION RE  
NATIVES  
TRAPPING IN  
SANCTUARY

Mr. Chairman: Thank you, Mr. Commissioner.

Mr. MacKinnon: I would like to see some statistics in regards to this and on what basis they formed an opinion. Do you think this could be available?

Mr. Chairman: I would suggest, Councillor MacKinnon, that you put that as a Motion for the Production of Papers.

Mr. MacKinnon: I am asking it as a question at this time, Mr. Chairman, and I am waiting for the Commissioner to reply.

Mr. Chairman: Gentlemen, this is a matter that requires the consent of Council or Committee as the case might be. I would suggest that this question be put under Motions for the Production of Papers.

Mr. MacKinnon: It seems like a lot of formality, Mr. Chairman. I am just asking the Commissioner a question and are you attempting to deny the rights of the Commissioner.. are you forbidding him to answer a question...and then I will carry on from there. Mr. Commissioner, will you answer the question?

Mr. Chairman: Gentlemen, it has been agreed always by all Members that when...

Mr. MacKinnon: No it hasn't.

Mr. Chairman: Order...when statistics are required or information involving the compilation of a fair deal of material that it is generally at the concurrence of all Members of Council and I submit to you, gentlemen, that this is a matter for a Motion for the Production of Papers. This is a question period only and not a factfinding program to acquire great amounts of information.

Mr. MacKinnon: Well, on a point of privilege, Mr. Chairman. I appeal your ruling. This has happened before undoubtedly and once again I appeal your ruling.

Mr. Chairman: Gentlemen, would those people who are in favour of my ruling please signify. Those contrary to my ruling please signify.

Councillors Boyd, Southam and Thompson voted in favour of the ruling. Councillor MacKinnon voted against the ruling and Councillor Watt abstained.

Mr. Chairman: My ruling seems to be upheld. Have you any further questions?

QUESTION  
RE TRAP-  
LINES

Mr. Watt: I have a question I would like to ask the Commissioner. If he hasn't got the answer, he could possibly find out for me. It was brought to my attention a couple of days ago. It concerns Game. How long can a trapline be held? Can it be held...I understand...I've heard that it can be held indefinitely but I wonder if you could verify this for me...a trapline could be held indefinitely and it can also be held indefinitely by a non-resident of the Yukon Territory. If you haven't got the answer, I can just leave this as notice.

Mr. Commissioner: Will you make a note of that, Mr. Clerk? Mr. Chairman, I have two or three questions here that I have answers to that were asked at the last question period. Do you wish me to give them?

Mr. Chairman: Proceed.

REPLY TO  
QUESTION  
RE MINE  
SAFETY  
CHANGES

Mr. Commissioner: One question concerning as to whether we would be calling meetings of interested people before Mine Safety Rule changes were brought into effect....I would answer in the affirmative that it certainly will be our intention to hear submissions....I wouldn't promise that we would be able to hold public meetings but we would be meeting with interested parties and asking for submissions from interested parties before changes in the Mine Safety Rules were brought about. I may say that this goes back to Sessional Paper No. 7 dated March 29. May I proceed, Mr. Chairman?

Mr. Chairman: Proceed.

REPLY TO  
QUESTION  
RE STUDENT  
LOANS

Mr. Commissioner: The next one concerning Sessional Paper No. 46 - Information was requested on the way this matter was handled in the Northwest Territories and this information is now at hand and a Bill is being prepared applicable to the Yukon to give effect to the Student Loans as outlined in Sessional Paper No. 46.

Mr. Chairman: May I ask from the Chair...is this to be presented at this Session or at the Fall Session?

Mr. Commissioner: Now, Mr. Legal Advisor...I can't answer that question.

Mr. Legal Advisor: I am not too sure what stage it has reached but I was trying to get it in for this Session.

Mr. Commissioner: So that we could give effect to it for the Fall Session?

Mr. Legal Advisor: Yes. I think it is downstairs now. We will have to check on this.

Mr. Chairman: Is this all we have now, Mr. Commissioner?

Mr. Commissioner: No, I have two more items here. These questions pertain to the Budget, Mr. Chairman. Establishment No. 913 and 913A - we have had to seek advice from Ottawa. This concerns the campground maintenance question and we have had to seek advice from Ottawa on this matter and as soon as it is forthcoming, it will be made available to you. Establishment 2810 and 2811 concerning Mine Rescue and this is a question on the cost sharing with the Federal Government. I have spoken with the resource section people who are here now and I cannot supply this in writing to Council but as the people involved are here in Whitehorse and they will confirm this to me in writing upon their return to Ottawa....but we can anticipate that any deficiency in the operating side of Mine Rescue that is incurred due to the lack of funds to pay for this will be made up from the Federal side and also it is a reasonable assumption that we will not see this item in our Budget again. It is anticipated that the whole operation will be taken over as of the 1st of April next year by the Federal side of our Department.

RE CAMP-  
GROUND  
MAINTENANCE  
QUESTION

RE MINE  
RESCUE

Mr. Southam: Mr. Commissioner, would the Mine Rescue Superintendent come under the Federal.....would the Mine Rescue Instructor come under the Federal one? Could you answer that?

Mr. Commissioner: I am sorry. I couldn't say about that part of it. I am talking about the provision of funds. I am sorry. I would not like to answer that question because I don't know just where the line of authority will be drawn but the provision of funds I was referring to Mr. Chairman.

Mr. Boyd: Just one question. Does this include the taking over by the Federal Department of the capital projects as well such as the buildings, which is proposed, to the tune of quite some thousand dollars?

Mr. Commissioner: The total monetary requirement, whether it be capital or operation and maintenance.

Mr. Chairman: Mr. Clerk, would you then clear Sessional Papers Nos. 7 and 46.

Mr. Commissioner: I have something further if I may be permitted, Mr. Chairman....or are we having a recess?

Mr. Chairman: We will recess at this particular time.



Thursday, May 11, 1967.  
11:00 o'clock a.m.

THE COMMISSIONER WAS PRESENT.

Mr. Chairman: At this time I will call Committee back to order and Mr. Commissioner, I believe you have another item to be read.

Mr. Commissioner: Yes, could I deal with one that is quite current at the moment, the point that was raised by the Council concerning the holding of a trapping .. excuse me Mr. Chairman, I'm sorry. Territorial Historical site for all members have been nominated on this matter.

Mr. Shaw: Thank you Mr. Chairman.

Mr. Commissioner: This simply clarifies the situation as I have pointed out. May I proceed Mr. Chairman?

Mr. Chairman: Proceed.

Mr. Commissioner: The next item concerning dust control. Faraway I have ascertained through the Engineering Department, the first question concerns the payment for the work done on the Rabbits Foot Canyon-Porter Creek section of the Alaska Highway last summer. This was done entirely by the Federal Department of Public Works. Now in Highway communities, the Highway itself, the Alaska Highway, where it passes through Watson Lake and Haines Junction several communities in this area are under the cost of the Department of Public Works and we have no reason to believe that their problem is any way different this year than what it was last year inside the communities themselves where it is the Yukon Territorial Government responsibility. Mr. Baker assures me that a satisfactory allotment of funds is assured him by the Treasury Department in this matter. Also as last year we used a cheaper grade of oil namely bunker fuel and quotations will be called this year on a higher grade of oil. I believe this answers Councillor Watt's question on this matter, next question being "was there duplication of budgetary provision?" In the Department of Public Works estimates and the Territorial Government estimates, I am assured by both Treasury and Engineering Department that there is no duplication of budgetary provision. The large areas on the Highway are taken care of by the Y.T.G. All townsite locations in the Territory, where they are unorganized areas are the responsibility of Yukon Territorial Government, Whitehorse and Dawson within the compounds of the Municipality are the responsibility of the Municipality involved.

DUST  
CONTROL-  
ALASKA  
HIGHWAY

Mr. Chairman: Thank you Mr. Commissioner,

Mr. Thompson: Mr. Chairman, I would like to ask the Commissioner; I understand that Mr. Hunt and Mr. Yates are in the Territory on a fact finding mission in respect to future road proposals for the Territory and I am wondering if they will be before Council before they proceed back to the Ivory Tower to give us any information that they may have with reference to their findings in this matter.

INVITE TO  
MESSRS.  
HUNT AND  
YATES

INVITE Mr. Commissioner: If Council wish me to extend an invitation  
TO to them to do so Mr. Chairman, this I would gladly do but  
MESSRS. I hasten to assure you Sir, I have not asked them of my own  
HUNT & volition. to come to Council.  
YATES

Mr. Chairman: Mr. Thompson.

Mr. Thompson: Well Mr. Chairman, it seems to me a matter such as this, of such vital interest, I think that it would be quite in order or at least I would ask Council's concurrence on this matter to extend to these gentlemen an invitation to cover this proposal.

Mr. Chairman: Gentlemen, would you agree that Mr. Commissioner may enquire as to whether these gentlemen may be available for 10.30 tomorrow morning.

Mr. Watt: I certainly concur with that. I think it's a very good point Mr. Councillor raised.

Mr. Thompson: I don't know just what their itinerary is or schedule is but I would feel that prior to their leaving for the East after they have had an opportunity to discuss with various organizations and people in the Territory I .... prior to their return ... I don't know about convenient time but it seems a proper time.

Mr. Chairman: Seeing their schedule gentlemen of Watson Lake, I believe they go to Juneau, I don't know where they go from there, possibly Mr. Commissioner should look into this and advise us as to what times they would be available. Would this be agreeable to the Committee?

Mr. Chairman: Are there any other questions?

Mr. MacKinnon: I would just like to comment in regard to this. I appreciate Mr. Thompson's thoughts but I would like to say that to me this would look just about as useless as sending a Commissioner from the Territory to a Provincial Conference where we would have Premiers. These men I do not believe are in any position to make statements that would be beneficiary to a Province or a Territory. I'm quite certain they haven't got this jurisdiction.

Mr. Chairman: Gentlemen, may we now proceed to Sessional papers? Do you have a question Mr. MacKinnon?

Mr. MacKinnon: No, I think the Commissioner would like to reply.

Mr. Commissioner: May I take the Chairman's direction on this matter and speak with these people and then I would be in a better position to answer properly and Mr. Chairman may I ask your indulgence to have Mr. Legal Advisor answer the question.

Mr. Chairman: Proceed.

Mr. Hughes: Trapline Certificate is for 5 years Mr. Chairman. TRAP-  
That is in Section 60 of the Game Ordinance unless the LINE  
Council ever selected a registration of a trapping area CERTIFICATE  
expires five years following the date of issue and no  
person should be granted more than one certificate of  
registration in a trapping area except with permission  
of the Commissioner. No certificate of registration of  
a trapping area shall be issued to a person who holds a  
licence to trap in any other part of Canada and then the  
director may cancell a certificate when it is his opinion  
the holder thereof without reasonable excuse does not  
actively engage in hunting fur bearing animals on his  
trapping area during the open season any year this  
certificate is in force. So that one way and another  
a non-resident owner can be weeded out quite effectively.  
He's got to be on his line during the hunting season.

Mr. MacKinnon: Each year?

Mr. Hughes: Without reasonable excuse, that is Section 59.  
During the open season in any year if he does not actively  
engage himself, the Director can cancel the certificate.

Mr. Chairman: Gentlemen, may we now proceed to Sessional  
Papers? Mr. Commissioner.

Mr. Commissioner: Mr. Chairman, I would report that the  
synopsis of the inter-departmental committee's report is  
mimeographed and it is in the process of being printed  
right at the moment and as soon as it is available, we  
will have it right up here on the Clerk's desk.

Mr. Chairman: Thank you Mr. Commissioner.

Mr. MacKinnon: Mr. Chairman, in view of the comments made  
by the Legal Advisor, I would suggest that there is no  
Regulation at the present time. The only concrete thing  
that the Legal Advisor has pointed out, he says "can be  
cancelled" and by whose discretion Mr. Legal Advisor, is  
there any discretion being taken in this matter.

Mr. Hughes: Section 59 Mr. Chairman says "the Director  
may cancel".

Mr. MacKinnon: "May?"

Mr. Hughes: "May".

Mr. Chairman: Well gentlemen may we now proceed with the  
Sessional Paper?

Mr. Watt: One more question I would like to ask, Mr. RESOURCE  
Commissioner perhaps could answer this. Have you had a DEVELOP.  
request from the Whitehorse Chamber of Commerce of the COMMITTEE  
possibility of jointly employing the services with the  
Chamber of Commerce... I will explain. There's some  
thought that a stenographer will have to be hired for this Resource  
Development Committee and I have heard some comments that  
the Whitehorse Chamber of Commerce would like to share a  
... stenographer with this Committee if a part time  
employee were hired by the Territory for this Resource  
Development Committee - has any overture been made and if  
so, what was the outcome?

Mr. Commissioner: I ask Mr. Chairman, who are the Resource  
Development Committee?

RESOURCE Mr. Watt: This is a Committee the Territorial Government  
DEVEL. are setting up and they are considering tenders at the  
COMMITTEE moment, are they not for this economic study of resources.  
Has any overture such as that been made?

Mr. Commissioner: Well I am not aware of this, if this has been made Mr. Chairman so I am afraid all I can suggest is I can look into this and if we have in fact received any communications along these lines I'll be very happy to bring before Council information on this.

Mr. Chairman: Clear gentlemen? All: Clear.

Mr. Chairman: May we now proceed to Sessional Papers?

TRAILER Mr. MacKinnon: Mr. Chairman, in view of the conversation  
COURTS the other day where we get the Territory into another .. and get down to the soil and water problems, I would like to ask the Commissioner if he is aware of the City trailer courts extending their facilities. It was drawn up to the attention of Council in asking discretion of the Administration to establish soil and water facilities for trailer parks. The question is at this time Mr. Chairman, is the Commissioner aware of City Trailer Courts Limited purchasing 5 acres east of General Enterprises and establishing a new trailer court with 80 days and the proposed deadline date on this will be September 15. Was he aware of this.

Mr. Commissioner: Mr. Chairman, I am aware by conversation with one of the principals of the City Trailer Courts that this was their intention but I have received no written submission nor to my knowledge any application for the use of property for this matter. I understand that the property that is considered is in the hands of private enterprise. As to whether or not the zoning that prevails in that area under the Zone Control Regulations of the Whitehorse Metropolitan Area Plan permit the establishment of trailer courts in that area, I am not too sure. If they do as you are aware we have trailer court regulations which would apply in that area and if in fact it was satisfactory under the Zoning Regulations, the trailer court regulations would apply and the trailer court would have to comply with those regulations in order to have the necessary permits and business licences.

Mr. MacKinnon: Well Mr. Chairman, I will, I believe that all these Regulations are being complied with at the present time.

SESSIONAL Mr. Chairman: Well gentlemen, I think at this point we  
PAPER 127 will proceed with Sessional Papers. The first paper is Sessional Paper 127. Mr. Chairman then read the whole of Sessional Paper 127.

NATIVE Mr. MacKinnon: Well Mr. Chairman in view of the facts  
STATUS in front of us, I concur wholeheartedly with the suggestions in the paper but I also would like to say that we should possibly, when we set up this Board to look into the situation, my recommendations would be that they also look into how this native person became of white status. I feel that



this is a very important thing and I recall years ago here when the native wasn't allowed into the beer parlours and things like this and I think that they were enticed to take white status to give them the privilege to act like a white man and go into the bars and I would like to know whether this particular thing is a binding thing or can we now release these people that have gained white status and give them their natural rights? I don't think it was properly handled, I don't think there was any board of enquiry, I think that this was a decision handed down by a Judge or a Magistrate and their capabilities in this matter I am very dubious of. I don't think there was much consideration given at the time they gave up what we call the "blue ticket" and I imagine Mr. Commissioner is quite well acquainted with the "blue ticket" seeing he was in the liquor business some years ago. I think that this is the main basis of the problem we are discussing and it stems from giving native people their white status and were they made aware of what they were doing. This is the question I think at the present time. Is there a possible chance Mr. Commissioner to give these people back their rights as a native instead of them being a full-blooded native and classified on white status. Is there any way of returning this debt to those people.

Mr. Commissioner: I wouldn't know what the Appeal Provision in Law is in this connection but the question was asked previously in the Council Session and I don't know whether the paper is tabled here for Council's information yet but I had a reply that I signed here yesterday I believe that gives effectively the answer to this but I make it very clear, I do not know what the Appeal Provisions in the Law are, in other words as the councillor has said this might have been the instruction or handed down by a Judge. I am sure Mr. Legal Advisor will be able to tell us what the Appeal on Provisions, if any, are in this particular case.

Mr. Chairman: Mr. Boyd.

Mr. Boyd: Mr. Chairman.

Mr. Chairman: Order please.

Mr. MacKinnon: I think there is a question to the Legal Advisor and I'd like to hear his answer.

Mr. Hughes: I'm sorry. I hadn't realised it was a question - I have no answer. If there is a particular case the councillor will give me the details of, I will see that the matter is looked at. I will try and give him an answer on the particular facts.

Mr. Chairman: Councillor Boyd.

Mr. MacKinnon: Mr. Chairman, possibly the Legal Advisor is being evasive again and if he had something to go on, now I think it was thoroughly explained and the point is Mr. Legal Advisor for your knowledge, is that native people have obtained white status not knowing the end result with a zero education and now that the end result is showing up as

NATIVE STATUS becoming a Territorial responsibility as has been pointed out in this Sessional Paper, I am asking how is there a possible way of re-appeal and reverting these good people back to their native status.

Mr. Hughes: Mr. Chairman, I don't want to be evasive but I can only be aware of a particular case. Now if the councillor will give me a name of a particular Indian who has lost his Indian status and the circumstances, we will look at and we will try and ascertain whether there is any prospect of an appeal or any reconsideration but there will be so many examples that have lost their status in different ways. It is not a question of being evasive but I can't give a useful general answer and you will of course shortly be considering Sessional Paper 128 which does indicate part answer. It may not be a satisfactory answer to the councillor but it is a part answer and I don't want to anticipate a paper which you haven't yet read.

Mr. Chairman: Gentlemen, we will be discussing this matter in the next Sessional Paper and I wonder if we could deal with the Sessional Paper at hand and get this tucked away and then we can move to the matter.

Mr. MacKinnon: Mr. Chairman, I would like to clarify one point. Is Mr. Legal Advisor asking me to name certain persons, if he is, I can from the Carmacks-Kluane district. If this is what his point is and I have their wholehearted support and I think that the question is quite clear and I would rather not mention those names but if you have to have their names then I will gladly come forth with them.

Mr. Chairman: Gentlemen, at this point, what is your preference in relation ...

Mr. Boyd: I would move that the Committee agree to Sessional Paper 127 and appoint a member of Council to a Board or Committee. I feel that this could well be left to the Fall in as much as nothing is going to happen. In the meantime ....

Mr. Chairman: Can we have a second please?

Mr. Shaw: I second that.

Mr. Chairman: It has been moved by Councillor Boyd and seconded by Councillor Shaw that the Committee agrees with Sessional Paper 127. Are we prepared for the question?

Mr. Watt: Are we allowing a little bit of discussion on the paper before you move on this?

Mr. Chairman: We seem to be discussing several Sessional Papers at this time.

HOUSING

Mr. Watt: I'd like to discuss this one Sessional Paper if you do not mind. First of all with respect to this Committee, an advisory committee on public housing, now I'm afraid that with the experience we have had with committees, this could be brought to all other public

housing and one thing that Council is shying away from now is underwriting and financially supporting private houses and I think that my comments on this would be that this Committee .... it would be a good idea .... if it were concerned with public houses or if it was an advisory committee on welfare, public welfare housing. If that is what the paper referred to, I would certainly go along with it. I think this is the point of this particular paper and if that committee was set up not for the inspection of all public houses but were confined to welfare houses which I think is a problem apart from other types of housing in the Territory. I think there are other committees that don't involve too much welfare department. I think that there's so wide a difference that this should be a welfare committee with regard to public housing rather than other types of public housing which consists of about 4 or 5 types of housing, the C.M.A.C. housing and low cost housing and all these other types. If that is the intention of this Paper, I would certainly go along with the suggestion of this Committee if this particular Committee is concerned with welfare type housing. I would like to ask the Commissioner now. It says that 32 family units are needed right now and 20 are going to be constructed over the next 5 years. I think this programme is falling far short. I think that the least we should have this year is about 8 to 10 houses. If this is our need, then as our population grows, our needs are going to grow so I think that the .... should also consider instead of building 4 homes this year they should consider the construction of 8 to 10 homes this year if they possibly can. I understand that all homes that are being made by the Department of Indian Affairs now are all going to meet the minimum standards.... I heard on the radio the other day that so many homes were going to be built in reserves, reservations and there was a plan to build homes for natives or assist them in building homes in land off the reserves. In other words, if an Indian wanted to build a home in Whitehorse West say he had a lot, as if he was building the same home on a reservation and all these homes were on a standard that would meet to minimum standards of the Canadian Building Code which I think all homes can be built at that level otherwise we are in effect creating what could be a fire trap, the substandard are not meeting the basic minimum standards of the National Housing Code and all homes that are built in the future should be built to the specifications of the National Housing Code and the prices that they're using here and particularly in the third and fourth last paragraphs when you get up to around \$6,000. I think that they could meet the minimum standards, it cannot include the land but I understand that the Territory owns the land so I should like to see that consideration be given that the very minimum standards at least be adhered to in the construction of these homes and I think Mr. MacKinnon did have a point there which we will be coming to later on. I don't want to get down to personalities with respect to this Paper but they did use one example. I think without getting personal, we don't have to know the name or anything else - they probably have it, how this person became disenfranchised and I think it's probably a text book case where there are probably quite a few others involved similar to it. This is a very basic thing that we should look into and that is if there is no legislation, and I would like to have time

HOUSING to further look into this, I understand that there are ways in which a person can get back on the Indian status, but I think that in the meantime with respect to the Paper that we are talking about, the Administration could proceed further with a look into the statistics of this and find out how this particular case became disenfranchised and became a Territorial responsibility instead of a Federal responsibility and this is one of the very few times I have ever seen the Federal Government or the Administration admit people of Indian status are actually Indians but of white status. They are really native in every sense of the word and they don't want to be ostracized by their neighbours to be acting like white men and housing like white men. I think that this is one particular case that we could proceed with and that something could come out of it. We could find out what the facts of the case were and find out what the circumstances were, I think something constructive could come of it and possibly out of that we could make recommendations for changes in legislation at the Session either locally or ask the Federal Government to change the Legislation. These people, such as this particular example, who appear to want to gain Indian status again could do so. So those are my comments on this Paper Mr. Chairman, and I would like to suggest that one more home on this particular standard could be set up in Whitehorse so that the Head of the Department of Indian Affairs could ....

Mr. Chairman: Have you anything further or are you ready for the question and the motion.

Mr. MacKinnon: Mr. Chairman, I am very pleased with the comments by Councillor Watt in regard to this matter. I realise that he shows the same concern for the native people as I do myself and I think that this is a very important aspect dealing with this matter and I hope that the Committee, that possibly Administrative Heads are planning to set up, will ask their committee to thoroughly investigate these possibilities. I think it is a very valid thing, a very sorrowful thing for a lot of the native people, it's not the people that hold the white status, now don't get me wrong, a very valid point in this and the thing that hurts me so badly is that these people have children that must go to school and they must be clothed and they are not under native status but nevertheless it is a native child, a full-blooded native child that has no provisions from either Government - Yukon Territorial Government nor the Federal Government - to lead him in his way of life. We have provisions for everything else and then as an end result which is very discriminating in my way of thinking, then we have a choice; we can put this fine child on welfare and this is the only provision at the present time that we have for this particular type of person and that is to declare him a welfare case. This is not fair and gentlemen, I wish other members of Council would give their support in regards to things of this nature. I think it's a terrible thing if you take a thorough look at it gentlemen. I believe that Mr. Shaw is acquainted with this type of circumstances in his area and I would like to hear from Mr. Shaw.

Mr. Shaw: Well Mr. Chairman, there's not too much of that in my particular area. There's a great deal in the Carmacks-Kluane area. I recollect the former member for that area, Mr. Livesy, took this matter up to quite some extent and he made every effort to get the Indian people that had been in franchise back in the original status because he felt that they could get better consideration in that respect but it was not too effective at that time. He had Council's full support on this but once they were enfranchised there was apparently no Law they could back up on this.

NATIVE  
STATUS  
AND  
HOUSING

Mr. Chairman: Order please. Before we proceed on this matter, can I first have your concurrence on Sessional Paper 127. We seem to have digressed over to 128 again.

Mr. Watt: I'd like to ask a question on Sessional Paper 127. I'd like to ask Mr. Commissioner if this committee in the second last paragraph, if the committee that is considered to be set up is for welfare housing?

Mr. Commissioner: Yes.

Mr. Chairman: Are you ready for the question. Are you agreed with the Motion? Are there any contrary? I declare the Motion carried. Gentlemen in view of the fact that we have only two Sessional Papers left, is it your intention to sit this afternoon and if so, a Motion will be necessary to revert to Council if it is your intention to continue this afternoon - I wonder if I might have a direction?

MOTION  
CARRIED

Mr. Watt: Mr. Chairman, can I humbly request that Sessional Paper 128 be set over to tomorrow because I want to look into it further and investigate whether there are possibilities of a native person becoming franchised again and it will give me time to look this up.

POST-  
PONE.  
OF  
SESS.  
PAPER  
128

Mr. Shaw: Agreed.

Mr. Chairman: May I have your direction gentlemen in relation to ....

Mr. Thompson: Mr. Chairman I understand that there are only two Sessional Papers and in view of the comments made, I do not see much point in sitting this afternoon to discuss one Sessional Paper so with this in view I would make the Motion to the effect that the Speaker do now resume the Chair and make a report on the Chairman of Committees.

Mr. Southam: I second that Motion.

Mr. Shaw: Before we adjourn Mr. Chairman, I think that I will be in the Chair later on and it appears that we will not be working this afternoon, I do have some important business that I have to attend to in my particular area and I wondered if I could have the indulgence of this committee to be excused for Friday?

LEAVE OF  
ABSENCE

All: Agreed.

LEAVE OF ABSENCE Mr. Watt: I certainly agree Mr. Chairman but I would also like to ask if Mr. Commissioner has any information of this Agreement .... do you have any information on this Mr. Commissioner?

Mr. Commissioner: Mr. Chairman, we had a Telex message from Ottawa that the draft agreement was mailed from there on Tuesday.

MOTION CARRIED Mr. Chairman: I have a Motion that was moved by Councillor Thompson and seconded by Councillor Southam. Mr. Speaker do you now resume the Chair and report to the Chairman of Committees? Are you prepared for the question? Agreed? Contrary? I declare the motion carried.

Mr. Commissioner: May I be excused? Mr. Commissioner then left the room.

Mr. Speaker: We will now call the Committee to order and hear the report of the Chairman of Committees.

SUMMARY OF BUSINESS Mr. Chairman: Mr. Speaker, the Committee convened at 10.25 am to discuss bills, memorandums, sessional papers and motions. Mr. Commissioner attended the Committee to firstly deal with the question period and to discuss Sessional Papers. Moved by Councillor Boyd and seconded by Councillor Shaw that Committee agree to Sessional Paper 127. This motion carried. Moved by Councillor Thompson and seconded by Councillor Southam that Mr. Speaker do now resume the chair and hear the report of the Chairman of Committees and this Motion carried. Also Mr. Speaker in Committee as a whole Councillor Shaw requested permission to be absent from the Committee for tomorrow Friday and I believe would require the same permission of members of Council to be absent.

Mr. Speaker: Well gentlemen you heard the reading of the report of the Chairman of Committees - are you agreed with the report?

All: Agreed.

LEAVE OF ABSENCE Mr. MacKinnon: I'd like to come clean with this. I don't have to be dismissed on Friday but I say that if we are going to adjourn to 10 o'clock Monday morning I will so make the Motion saying that we adjourn to 10 o'clock Monday morning and there will be no beating around the bush from my end of it.

Mr. Chairman: Mr. Speaker on the chance that the financial agreement will be here, I will not support such a Motion. I wonder Mr. Speaker if Council would agree to the absence of Councillor Shaw tomorrow morning.

Mr. Speaker: Is that agreed? Just a moment Mr. Watt. I believe also we have a member of Council that will need to be away Friday - is that correct Councillor Boyd, in the duties of the Council?

Mr. Boyd: Yes, I have been asked to leave on the plane which I think is leaving probably 2 or 3 o'clock tomorrow, in connection with the Committee.

Mr. Watt: Yes Mr. Speaker, I'd like to ask you a question. I don't think Council can give anybody permission not to be there. I don't think the Speaker can give anybody permission to be absent nor the Council, nor the Committee. I think if I interpret it ....the only way a person can be absent is if it is on account of illness ..

LEAVE  
OF  
ABSENCE

Mr. Speaker: Well, let us put it this way Mr. Watt. There have been times during this Session that members have frequently been away and it's happened that way without permission of Council and therefore I see no reason, going by our Rules, that when we are away, our Rules state that permission must be received from the Council. I can only go according to the Rules, and that is, I am charged with endeavouring, and I say "endeavouring" with some reservation, to see that the Rules are complied with.

Mr. Watt: Mr. Speaker, I certainly concur with what you said there but there is another field under which we have no control and that is the Yukon Act and ... I certainly concur with what you said.

Mr. Speaker: As a matter of discussion Mr. Watt, perhaps you could read the Section that you feel prohibits a member from being away.

Mr. MacKinnon: Could we have a short recess Mr. Speaker?

Mr. Speaker: I now call this Council to order and Mr. Watt you have a statement to make I believe?

Mr. Watt: I wasn't objecting, it was a point of interest. With reference to indemnity, Section 3 "For the purpose of activating idemnity to which a member is entitled under paragraph (a) sub-section 1, a member of the Council shall be deemed to have attended the sitting of the Council each day it has been sitting whose absence is official business and secondly because of illness," and Sub-section 15(a) "each member may be paid on his ... at the rate of \$5,000 per annum less a deduction of \$150 each day in ... does not attend the sitting of the Council if the Council sits on that day" now the interpretation of the Yukon Act was for in our indemnity .... Saturday or Sunday or if an individual is not here, he would be fined and this is what I am concerned with Mr. Speaker. If this is so it would be a difficult financial burden on yourself or any others in the same situation at any time and this particular point does clarify .... but I certainly agree with you going ahead to any business you must see to..... and this is what I was concerned with Mr. Speaker but I certainly agree to go ahead and attend to what you have to.

Mr. Speaker: Mr. Chairman.

Mr. Chairman: Mr. Speaker, not to prolong this thing but just to make the point quite clear in case some members have not understodd this after many years in Council. The collective right of the house is to settle it's own procedure, this is such an obvious right, it has never been disputed and it is unnecessary to enlarge upon it except to say that the House is not responsible to any external Authority. The following .... is laid down

LEAVE  
OF  
ABSENCE

for itself but may be parted from at its own discretion. Now in this case Mr. Speaker, we do have a Rule that clearly sets it out - Rule No. 4 - "Every member is bound to attend the service of the Council unless leave of absence has been given to him by the Council".

Mr. Watt: Mr. Chairman, I know that that Rule has been read in Council many times whenever anything arises in Council, this Rule is read. It has no concern, it has no effect over ... Mr. Speaker for your consideration and possibly for your comment and I certainly concur with anything reasonable you suggest.

Mr. Speaker: That s a perfectly reasonable request. To interpret the particular matters you were referring to in the Yukon Act, I do not believe it's so much ambiguous as to how that would actually work out. It's not put down there; however Council has made Rules which were of course unanimous and we have endeavoured to comply with. They are very definite the Rules made by Council in this particular respect as in respect to the Federal Law, it's very ambiguous, I don't think at least I don't feel myself qualified to give any opinion on whether it is wrong... either in the negative or in the affirmative, and I say that in all honesty and with all respect. However it is laid down in our Rules and Regulations and when the member from Dawson requested absence for that particular day, he was doing so in accordance with the Rules of the Council. Perhaps... that is about all I can say, all I can interpret, I might be wrong but I cannot see it any other way. Have we anything further at this time?

Mr. Thompson: I would move that we call at 5 o'clock.

Mr. Boyd: I second the Motion. Before you speak Mr. Speaker, I now have permission from Council to be absent tomorrow afternoon?

All: Agreed.

Mr. Speaker: You seconded the Motion of Mr. Thompson's Mr. Boyd?

Mr. Boyd: Yes.

Mr. MacKinnon: I am contrary to this Mr. Speaker. I would like to say that this has become a joke and Mr. Watt has made a very valid point under the Yukon Act.

Mr. Chairman: A question of privilege Mr. Speaker.

Mr. MacKinnon: We have been attempting for a week to adjourn to Monday morning at 10 o'clock and some members continually throw a block into the way and we are doing nothing here, only get in one another's hair and I am speaking of the people who have got hair. I think it is a ridiculous situation and one member jumps up and says one thing and another member jumps up and says something else. First we are going to adjourn to Thursday now Mr. Shaw, and I quite well agree with Mr. Shaw - it is very, very well known that he has reasons to return to



Dawson City this weekend. Then another member gets up and says "can I have a weekend off?" Before we leave this Committee or Council, there's going to be enough members get up and ask for leave that we will not have a quorum to possibly open the next Council. What kind of guts have we got around this table? If we are going to adjourn, let's adjourn and stand up like men and make a decision. Never mind saying "can I be excused Mr. Speaker tomorrow?" I say either we are going home or we are staying and why don't we come to this conclusion and settle this once and for good or am I asking too much of other members when I am asking them to act like men for a change?

LEAVE  
OF  
ABSENCE

Mr. Watt: Mr. Speaker, can I say something. The biggest piece of business that we have to discuss now is the 5 year Agreement and it concerns every one of us intimately and it concerns every area and a lot of our problems are different. I certainly respect your wishes Mr. Speaker and I would like to suggest, we may be repeating some work if we start on this 5 year Agreement without you being here but we haven't got the Agreement yet and we still aren't too sure when we are going to get it and I for one would like to suggest that we adjourn until Monday morning. I would like to have permission from Council to ... until Monday morning when we can consider this and hope that this is all here. We can seriously sit down and wind up the business ... be able to tell them that I think that my time would be ... I sat here, about 10 minutes I was useful but worse than that we are tying up members of the Administration and accomplishing very little and they have work to do too. We are tying up the Legal Advisor, the Clerk, the stenographers and everybody else and we are wasting taxpayer's money. So I think that in the best interest of everybody, I think that I'd be serving my area better if I went along and asked to be excused until Monday morning when we have this material all with us and well organized Mr. Speaker.

Mr. Speaker: Gentlemen, you have heard the request of Councillor Watt, are you agreed that Councillor Watt be absent to Monday morning? Just one moment, I have something to state at this particular time. I would like to state that Councillor Boyd did not know I would be away on Council business on Friday. I have some very important business that I must attend to after having been away for a month and at the same time, the ice is likely to go out any time and that is the reason I ask for the Council's consideration in this.

Mr. Chairman: Mr. Speaker, if the members wish to decide .... I wonder if we could change the stenographic staff? ... and if not, I would ask the change of ... to a Motion.

Mr. MacKinnon: Mr. Speaker, I am now caused to ask the good grace of Council, I wish my good friend Mr. Watt would ... to the point and ask for the adjournment until 10 o'clock on Monday morning and I think that this is exactly what is wrong around this table. There is not enough members coming to the point and at this time I am not making a Motion that we adjourn to 10 o'clock of Monday morning of next week.

Mr. Chairman: Question on the Motion.

LEAVE Mr. Speaker: What is the motion? Councillor Boyd?  
OF

ABSENCE Mr. MacKinnon: Mr. Chairman, Mr. Speaker, then I will ask  
your good blessings to not attend until Monday in view of  
more pressing situations among my constituency.

Mr. Speaker: Before we adjourn, I think that there's  
a request that Councillor MacKinnon be absent to Monday.  
Are we ready for the question on the Motion? Are you  
agreed with the Motion? Are there any contrary?

MOTION Motion carried. Council will now adjourn to tomorrow  
CARRIED at ten o'clock.

Page 1494.  
Friday, May 12, 1967.  
10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order. Councillors Shaw, Watt and MacKinnon were absent.

Mr. Speaker: Is there a quorum, Mr. Clerk.

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: Have we any correspondence this morning, Mr. Clerk?

Mr. Clerk: Yes, Mr. Speaker. We have Sessional Paper No. 130, Aishihik Airport and Access Road. That's all I have this morning, Mr. Speaker.

SESSIONAL  
PAPER #130

Mr. Speaker: Is there any other correspondence this morning? Are there any Reports of Committee? Introduction of Bills? Have we any Notices of Motion or Resolution? We will proceed to Orders of the Day. Have we any Notices of Motion for the Production of Paper? There are no Motions for the Production of Papers and no Motions. We will proceed to questions. Have you any questions this morning? There being no questions, we have Public Bills and Orders. We have Bill No. 18 for First and Second Reading. What is your pleasure at this time?

Moved by Councillor Thompson, seconded by Councillor Southam, that the Speaker do now leave the Chair and Council resolve itself into Committee of the Whole to discuss Bills, Memoranda, and Sessional Papers.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: The Motion is carried and Councillor Southam will take the Chair in Committee of the Whole.

Mr. Southam: At this time, gentlemen, I will call a short recess.

RECESS.

Mr. Chairman: I will call Committee to order. We are discussing Sessional Papers. We will start with Sessional Paper No. 128, Indian Status. (Reads Sessional Paper No. 128).

SESSIONAL  
PAPER #128

All: Clear.

Mr. Chairman: Next is Sessional Paper No. 129 re Beaver Season, Motion No. 22. (Reads Sessional Paper No. 129).

SESSIONAL  
PAPER #129

All: Clear.

Mr. Chairman: Sessional Paper No. 130, Aishihik Airport and Access Road. (Reads Sessional Paper No. 130).

SESSIONAL  
PAPER #130

Mr. Taylor: Well, Mr. Chairman, I think that this is a pretty fair idea. There are a couple of very small items that could be considered. First of all, it is interesting to note that the airborne geophysical survey done by the Department of the Geological Survey last year will only this year and only this season start bearing fruit and if there are 150 mineral claims in that general area, I would very strongly suggest that there will be many more than that

SESSIONAL  
PAPER #130

Mr. Taylor continues:

number by the time fall rolls around and the season's prospecting has been done so in relation to the use of the runway facility alone, I think that this is very good. The D.O.T. I noted towards the end of the Paper...I had noted that I felt that the runway should still be the responsibility of the D.O.T. and I note that they have wished that this be kept as their responsibility for emergency use. It is a good runway and no doubt in relation to research people being on the site would have use there and it certainly provide for larger type aircraft such as DC-3 and this type of thing in weather situations in the area. I think though that the landline that comes out from the airport to the highway, which is quoted as costing us \$377 a month during the summer season, should also be the responsibility of the Department of Transport. I say so for this reason that as long as there is nobody there, the only purpose it serves is for a pilot who has had to utilize those facilities. It offers him the opportunity of getting out and closing his flight plan and letting people know where he is. If he doesn't have the opportunity of letting people know where he is and for some reason can't get out on his radio, it often entails many thousand of dollars of the taxpayers' money to go out and find him...also the want of a telephone. I personally have had this experience on one of the Alaska Highway landing strips and I know what it is like...trying to hitchhike in trying to close a flight plan. If no vehicles come along, often there is an air search underway by the time you do get in so I just cite that for the record. In relation to the Institute, I feel that this should be kept by the Territorial Government and operated as suggested here....like McMaster University...they have a request.... and offer the full beneficial use of the thing to McMaster University for a \$1.00, or we don't even have to lease it to them...lease it to them on this basis and make it available to McMaster, to the Arctic Institute, to the University of California or any group that want to come up to the Yukon and study. I really think this is a real step forward. As a result of this, we may have a centre which could grow into a...indeed a Northern research centre...and maybe get some Ottawa assistance in time for this. I think you will all recall at Lake Couchiching a facility was provided for scientists the world over to sit down and discuss world problems and this has grown into quite a thing. Every year the Couchiching Conference is probably one of the most notable in the world. Here again, at Aishihik, we may be able to produce somewhat of a like situation so I wholeheartedly endorse and support the proposals in the Paper as noted.

Mr. Boyd: Well, Mr. Chairman, I can't say that I agree with Mr. Taylor in all aspects. First of all, I have been in on this business of Aishihik Airport, having attended several meetings and so on, so I know what has been going on. First of all, the Government pulled out of Aishihik...Federal.... the next move was that the buildings would be turned over to war assets. This is a very complete set-up out there, involving....I don't know...a million, two million dollars..and unless something was done with it, it was either going to be robbed or deteriorate to a point that it would be of no value to nobody. It has been very thoroughly, shall we say, winterized which is a big job in itself so if you are going to open it up again, it's also a big job...connecting up the heat... they've got a hot water system and a dozen and one things out

Mr. Boyd continues:

there so I don't see the Government, being as they have left it, the Federal Government, in the first place, moving back into it at the present time. It was suggested that the Territorial Government take it over first and I was not in favour of the Territorial Government just taking it over for the sake of taking it over. What are you going to do with it when you get it? It's still going to be robbed and there's still going to be many things happen to it. For us to take it over and just sit on it, we would get no where so this organization was mentioned here...it was brought to their attention...and they got busy and wrote these different companies...these institutions...and found that there was quite some response so they went on beyond this and as you see, a forestry man has been arranged for and so on. I think the plan as it is going is excellent because somebody is going to take care of it other than the Government in a sense. They are going to see that it is taken care of and if things don't go, it simply goes back to the Government for a dollar. In other words, we have a good caretaker and a good manager and a good arrangement going. I think it is very good the way it is.

Mr. Taylor: Mr. Chairman, just to make one point clear. I agree with Mr. Boyd that when possibly say the McMaster University I believe it was...yes, McMaster University... people come up...once they take over the site, the use of the site, then the full cost is on their shoulders and there should be no comeback on the Territorial Government for anything...to say, "Well, we want heat" and "We demand that". It seems to me that they are going to have to pay their own way...anybody that utilizes this facility.

Mr. Boyd: This is absolutely right. They are there. They are renters shall we say, for a nominal fee, but certainly for the maintenance of it and we have the man who dismantled it all in the first place, the piping and everything, he is available and he knows this place. He would be available to stay there and the Institute would be paying for this man and so on.

Mr. Thompson: Yes, Mr. Chairman, further to this....I am wondering...you say that if the facilities are turned over to the Yukon Research and Development Institute, would they in turn accept the responsibility for the payment of these maintenance costs in relation to the landline at \$377 a month?

Mr. Taylor: Mr. Chairman, I don't really know. I don't think that they should and I also don't think it should be turned over to the Yukon Research and Development Group at this time. I think it should be turned over to the Territorial Government and held by the Government and the Yukon Research and Development Institute, if they wish to use it, could then get it for \$1.00 or a lease for \$1.00 for the period they would use it or a portion of it for that period just the same as the Arctic Institute or any other Institute. I don't really think that it should be turned over to the Yukon Research and Development Institute at this time because I don't think that they have the administration...they haven't got the organization to accept the responsibility of this nature and I think the Territorial Government should hold on to this.

Mr. Southam: Anything further, gentlemen?

Mr. Boyd: Well, it is going to be turned over in the first

SESSIONAL  
PAPER #130

Mr. Boyd continues:

place to the Territorial Government from the Federal and the Territorial Government is not in the business that is planned here by any means. It is going to take another Department, and it's going to be an expensive deal. This way, it is going to be managed...I think the arrangement is pretty fantastic in favour of...fantastic as to the advantage of the Territorial Government to have it the way it is. Somebody is taking the responsibility and we don't want it. It isn't a case of the Institute wanting it for any gain or anything. It is a case of arranging to get this thing put to use rather than let a million or two dollars go down the drain in a perfectly good camp.

Mr. Taylor: I am just wondering if this Research and Development Institute is indeed a legal entity.

Mr. Boyd: They are a registered society with a grant given to them from the societies we are mentioning in this paper.

Mr. Thompson: Mr. Chairman, Mr. Boyd mentions a grant and I think this was to the tune of \$150,000 that the Territorial Government have included in their estimates and Mr. Taylor has indicated that we will conceivably give this organization a lease for \$1.00. I am wondering if they have any preconceived idea as to the amount of annual cost to maintain an establishment such as this and are they conceivably going to come back in the fall and say, "Well, gentlemen, we need another \$150,000.00 for next year's operation", and I think that if this is going to be the case, then I think we had better take another look at it.

Mr. Boyd: Mr. Chairman, the \$150,000.00 is for a study that is going to be made..an economic study of the Yukon. The \$150,000.00 in no way...not one five cent piece of it..will ever see Aishihik business. The Arctic Institute, for instance, some such organization, they have indicated that they are quite prepared to come along with \$1,000.00 or \$2,000.00 or whatever it may be for a maintenance deal or for the sustenance of such a deal and the University of Saskatchewan has shown considerable interest and they are indicating some kind of a winter program so there is all kinds of indications that this could be put to the...to a very, very good use in the interest of the people of North America but certainly that \$150,000.00 and no Territorial Government money is anticipated to be spent by the Society. Not one cent.

Mr. Thompson: In other words then, Mr. Chairman, Mr. Boyd is saying that there will be Federal funds channelled into the operation of this proposed Institute and then we can be reasonably assured that there will be no demands for Territorial funds.

Mr. Boyd: This is absolutely true and this is one of the reasons that I prefer to see it the way it is because if it stays in the hands...if it is not taken over by some such outfit as this Society that exists in Whitehorse, it will be the Territorial responsibility and it will cost money and this way it is not going to cost us any money. Certainly, we have arranged with the forestry...they are going to have a man...as the Sessional Paper explains....this is the kind of arrangements that are being taken care of.

Mr. Chairman: Anything further, gentlemen?

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PAPER #130

Mr. Taylor: Mr. Chairman, just one final comment. Other than...in the light of Councillor Boyd's remarks...if these people can show administrative responsibility, then I certainly wholeheartedly support the idea as suggested by Councillor Boyd.

Moved by Councillor Boyd, seconded by Councillor Taylor, that Committee concur wholeheartedly with Sessional Paper No. 130.

MOTION CARRIED

MOTION  
CARRIED

Mr. Chairman: I will now declare a short recess.

RECESS.

Mr. Chairman: I will now call Committee back to order. The Sessional Papers are all finished, gentlemen. What is your pleasure now?

Mr. Boyd: Mr. Chairman, I would move that the Speaker do now resume the Chair and hear the Report of Committees.

Mr. Thompson: Mr. Chairman, before I second the Motion, I think that it should be written into the record that the long awaited Fiscal Agreement is not available for us this morning and so there doesn't seem to be much point in sitting any longer. The other matter is the factfinding group, headed by Mr. Digby Hunt and his associates, are tied up at another meeting at the moment and have suggested that if Council would like to hear their views that we could gather informally sometime between one and two this afternoon. I don't know whether Council would want to concur in this matter or not but I think this is something that could conceivably be discussed but I will second Mr. Boyd's motion.

MOTION CARRIED

MOTION  
CARRIED

Mr. Taylor takes the Speaker's Chair.

Mr. Speaker: I will now call this Council to order. May we hear the Report of the Chairman of Committee.

Mr. Chairman: Mr. Speaker, Council convened in Committee of the Whole at 10:05 a.m. to discuss Sessional Papers, Motions, Memoranda and Bills. It was moved by Councillor Boyd and seconded by Councillor Taylor, that the Committee agree to Sessional Paper No. 130. This Motion was agreed to unanimously. It was moved by Councillor Boyd and seconded by Councillor Thompson that Mr. Speaker do now resume the Chair and hear the Report of Committee. This Motion was carried, Mr. Speaker.

REPORT OF  
COMMITTEE

Mr. Speaker: Thank you Councillor Southam. Gentlemen, are you agreed with the Report of the Chairman of Committees?

All: Agreed.

Mr. Speaker: Well, gentlemen, we seem to have concluded all that we have before us. Unfortunately and very disappointedly, the Five Year Fiscal Agreement which was to be made available sometime after Thursday is not yet available to us and I wonder what your pleasure is now, gentlemen.

Moved by Councillor Southam, seconded by Councillor Thompson, that we waive the Rules of the House and adjourn until ten o'clock Monday morning.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: The Motion is carried and this House now stands adjourned until 10:00 o'clock Monday morning.



Page 1500.  
Monday, May 15, 1967.  
10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order. Councillors MacKinnon and Watt were absent.

Mr. Speaker: Is there a quorum, Mr. Clerk?

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The first item on the Agenda will be the correspondence. Have we any correspondence this morning, Mr. Clerk?

Mr. Clerk: Mr. Speaker, we have Sessional Paper No. 131 re Construction of Greenhouse, Senior Citizens' Home, Whitehorse; Sessional Paper No. 132 re Sale of Hay, Haines Junction Experimental Farm; Sessional Paper No. 133 re Motion No. 26, Police Station Pelly River; and Sessional Paper No. 134 which answers numerous questions asked by Councillor MacKinnon. That's all I have this morning, Mr. Speaker.

SESSIONAL  
PAPERS

#131

#132

#133

#134

Mr. Speaker: Thank you, Mr. Clerk. Have we any further correspondence? If not, have we any Reports of Committee? We have no Bills. Have we any Notices of Motion and Resolution? If not, we will proceed to Orders of the Day. Have we any Notices of Motion for the Production of Papers? We have no Motions. Have we any questions this morning? If not, we will proceed to Public Bills and Orders. We have Bill No. 18 for First and Second Reading. What is your pleasure?

Moved by Councillor Taylor, seconded by Councillor Boyd, that Bill No. 18, An Ordinance Respecting a Financial Agreement between the Government of the Yukon Territory and the Government of Canada, be given First Reading at this time.

FIRST  
READING  
BILL #18

MOTION CARRIED

MOTION  
CARRIED

Councillors Watt and MacKinnon enter the Council Chambers.

Moved by Councillor Taylor, seconded by Councillor Boyd, that Bill No. 18, An Ordinance Respecting a Financial Agreement between the Government of the Yukon Territory and the Government of Canada, be given Second Reading at this time.

SECOND  
READING  
BILL #18

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: What is your pleasure now, gentlemen?

Moved by Councillor Boyd, seconded by Councillor Southam, that the Speaker do now leave the Chair and Council resolve itself into Committee of the Whole to discuss Bills, Memoranda, Sessional Papers and Motions.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: The Motion is carried and Mr. Taylor will take the Chair in Committee of the Whole.

Mr. Taylor: Gentlemen, we have this morning Bill No. 18, the Fiscal Agreement, and I will declare a short recess while we get Mr. MacKenzie and Mr. Commissioner.

Mr. Commissioner; Mr. Legal Advisor and Mr. MacKenzie, Territorial Treasurer, enter the Council Chambers.

BILL #18

Mr. Chairman: I will call this Committee to order. We are discussing Bill No. 18 and we have with us Mr. Commissioner and Mr. MacKenzie to assist us in this matter. I think at the outset we will turn it over to Mr. MacKenzie and possibly find the most efficient way of dealing with this matter.

Mr. Shaw: Mr. Chairman, have you read the Bill yet?

Mr. Chairman: Oh, you're right. (Reads Bill No. 18).

Mr. Commissioner: Excuse me, Mr. Chairman. Subject to Mr. MacKenzie's concurrence here, I think that as we have renumbered something here on page 2, I believe that under section 13, it should say "the repayment to the Government of Canada of the amount borrowed pursuant to section 12;"...not section 11.

Mr. Chairman: This is what I was wondering.

Mr. Commissioner: We had to do a little renumbering here on the second page. I think Mr. MacKenzie...would you take a look at that please and verify to see if I am correct. This is under Part II, section 13.

Mr. MacKenzie: We inserted a clause requiring the consent of Council to any Amendment. That is section 6 and everything after 6 was pushed further backwards. Six became seven. Seven became eight; eleven became twelve; and so on.

Mr. Chairman: Why do 10 and 14 say the same thing? Because it is in two parts?

Mr. Commissioner: Yes...but am I correct Mr. Chairman...Mr. MacKenzie, that under section 13, where it says "section 11", it should read section 12?

Mr. MacKenzie: Section 13. This is the Enabling Bill, Part II?

Mr. Commissioner: That's right. It says, "The repayment to the Government of Canada of the amount borrowed pursuant to section 11;". I suggest to you, Sir, it should read section 12.

Mr. Legal Advisor: Mr. Commissioner, wouldn't that apply to section 9.....section 11. Shouldn't that be section 6 to 10?

Mr. Chairman: Section 6 to 10 instead of 6 to 9. Clear, gentlemen?

Mr. Commissioner: I wonder if everyone has that now, Mr. Chairman. In Part II, under 13, instead of reading section 11, it should read section 12 under (a) and under (b); and in Part I, item no. 11 should read "sections 6 to..."...it should read "sections 7 to 10". Am I not correct, Mr. Legal Advisor?

Mr. Legal Advisor: I am in the position of being guided by you, Sir. BILL #18

Mr. Commissioner: This numbering came about gentlemen when we inserted section no. 6 "No variation or amendment to the agreement made pursuant to section 5 is valid unless it is ratified by the Council."

Mr. Chairman: I have one question...on page 2 of the Enabling Ordinance in relation of section 3 subsection (b) where it states that we will refrain from the imposition, levying and collection of individual income taxes, ending on the 31st day of December 1968...the same with succession duties.. December 1968. In view of the fact that this Agreement goes through that, what do we do for the remaining period of time?

Mr. Legal Advisor: Presumably when you come to the next Agreement, it would be retroactive to the 1st of January, 1969. You are really operating on a retroactive basis here now for this Agreement. This goes to January 1967...1st of January, 1967...so in 1969 at the Spring Session, you will be looking at an Agreement which goes from the 1st of January '69.

Mr. Commissioner: I also suggest, Mr. Chairman, that they are referring here to the period of time in which corporation taxes and other income taxes are levied, namely on the basis of a calendar year. Would that be a correct assumption, Mr. Legal Advisor? The calendar year is the normal.....

Mr. Legal Advisor: Certainly it suggests that but, of course, transfer of succession duties...that's an arbitrary period there. Certainly on the Income Tax, that would be an explanation. I suppose the other has been put there for convenience. I gather that this is the way it has always been done.

Mr. Chairman: Well, gentlemen, possibly Mr. MacKenzie could read off at this point.

Mr. MacKenzie: Mr. Chairman, you have received a copy of the Interim Report on this new Two Year Agreement and I think it is fairly self-explanatory and reasonably comprehensive. Each major expenditure head is covered in three sections. First of all is the section covering the Fiscal Agreement which expired on 31st March 1967, then the recommendations of that agreement. The next section is the section outlining the experience which we had in implementing those recommendations and thirdly there is the two-year period 1967-69 and the recommendations applicable to that period. Now, principally, that final section is the one which we are concerned with - 1967-69. Page 33 contains a list of the recommendations for inclusion in that new Agreement. I suggest that we take a look at those and perhaps deal with them one by one.

Mr. Chairman: Gentlemen, page 33. Proceed, Mr. MacKenzie.

Mr. MacKenzie: Point 1. is for a two year period about which I believe there is no doubt whatever. Point 2. concerns the administration of Justice and the recommendation is that the administration of Justice should not be a financial responsibility of the Yukon Territory.

BILL #18

Mr. Chairman: I wonder...should we be taking these point by point and getting clarification on them or is it intended that we return to these things again. What is your wish in this respect?

Mr. Boyd: Let's deal with them and finish with them.

Mr. Chairman: Are you agreed with Item 1..."The agreement should be for two years, commencing the 1st of April, 1967?"

All: Agreed.

Mr. Chairman: "No. 2. The administration of Justice should not be a financial responsibility of the Yukon Territory". Proceed, Mr. MacKenzie.

Mr. MacKenzie: No. 3 "The Federal Government should bear 50% of the cost of a revised corrections program for the period of two years, commencing 1st of April, 1967."

Mr. Watt: Mr. Chairman, I have a couple questions on Point 2. If this recommendation is carried out..."The administration of Justice should not be a financial responsibility of the Yukon Territory", would that mean that it would eliminate any necessity for a police agreement such as we had before? I believe we paid...before we were charged with so much...percentage...about \$2,000...does that mean that the entire police agreement...the need for it would be eliminated?

Mr. MacKenzie: We should not be involved, Mr. Chairman, in any police agreement.

Mr. Chairman: Clear, gentlemen?

Mr. Watt: Mr. Chairman, I honestly feel that this cost of policing is going to be a charge against the Territory anyway. I really believe that when the Federal Government comes and says "We put so much money in from the Yukon Territory....." half a million dollars a year that they put in to Justice... and it's not going to make any difference if they just eliminate it from this Agreement. It's still a charge against the Territory and I think...the reason I originally made the Motion that Justice not be included...that the Vote be eliminated a couple of Sessions ago was because of dissatisfaction with the operation of Justice. My job is to try to improve Justice in the Territory if I can. This was the object and what was accomplished was something far different. It proved one thing and that is the power of veto that we thought we had, it amounts to nothing. I think that this should be in the Budget where we can at least see it. There are several things in the operation of Justice that I disagreed with and we could get no action. The only alternative I thought we had at the time was just not vote the money at the time in the hope that something would be done. Nothing was done. We didn't get any additional help for the Legal Advisor. Our legislation is not being drafted any faster and there are a dozen different reasons that I voted against Justice. I thought they were all legitimate and this is merely sweeping our objections under the rug. I think that Justice should be back where we can have a look at it and see what is going on. We didn't have much say in it but now we have even less so I would like to go on record as objecting to simply not having this in our Budget.

Mr. Watt continues:

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It's still a charge against the Territory but it is some place where we cannot see it. I am sorry that Ottawa got that opinion from Council when we were in Ottawa but I thought that they would take into consideration the definite objections that we had to Justice...the operation of Justice in the Territory...instead of just going along and eliminating this from the Budget. It's a bookkeeping transfer away from where we can see it to where we cannot see it and we now have exactly no say over Justice which is unfortunate. If we want to make any changes in Justice, it is going to be practically impossible and Justice is an important part of a Territorial Councillor's work so I would have to vote against the elimination of Justice for that reason.

Mr. Chairman: Gentlemen, the vote has already been taken. I believe this matter was resolved in Council a number of days ago so I wonder if you are now clear on Item 2.

All: Clear.

Mr. Chairman: The next item will be Item 3. I will declare a short recess.



Mr. Chairman: At this time I will call Committee back to order and we are dealing with item 3 respecting the payment of 50% of the cost of a revised corrections program for the period of two years, commencing 1st of April, 1967.

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Mr. Watt: Mr. Chairman, before we leave Item 2 I just want to go on record right now in Committee that I'm against this transfer away from the Territorial budget. I want to go on record as saying that so when it is said 'agreed' I want to be recorded as saying disagreed.

Chairman: I believe this has been Councillor Watt. This matter was resolved by motion in Council some time ago.

Mr. Watt: If Committee objects to having my disagreement recorded (inaudible) I still want to go on record here as disagreeing.

Mr. Chairman: Does the Committee once again agree?

All: Agreed.

Mr. Southam takes the Chair:

Mr. Taylor: Mr. Chairman, I cannot agree with Item 3, the Federal Government bearing 50% of the cost of the corrections program. As I stated in Ottawa and as I now restate here, I feel the Federal Government have a greater responsibility in this, in respect of this operation of the maintenance side of the corrections institute. When we first conceived this institute some years ago - we had a modest, reasonable, we thought, program outlined. The Federal government would provide the capital facilities and then we would proceed from that point. Since that time the Federal government as we are all aware, gone and taken this thing under their wing and changed it from what the Council had first proposed and we now have probably one of the finest physical plants in captivity at the present time but this does not necessarily say we can afford it. I believe they started out by saying that we could pay 100% of the operation and maintenance cost of corrections and this we objected to very strenuously in Ottawa - some of us did. I feel that the Federal Government should be paying not 50% of this revised corrections program but they should be paying a minimum of 85% of this. This is a Federal government experiment in corrections, involving new concepts, new outlooks; something that has been sold to the Territory and it is also worthy of note that in incarcerating prisoners we are incarcerating prisoners who are a government responsibility. Were they not prisoners we are incarcerating people coming here from the United States of America, from various provinces of Canada and I would think that in time the statistics would show that in fact Yukon resident citizens being incarcerated in these facilities who are Territorial responsibility would be about 15% or possibly less and for this reason I feel we must stand and fight for (inaudible) that these things should be spoken and these things should be considered. They were obviously considered in Ottawa and rejected. However, we got 50% down but I still say the Federal government should pay a minimum of 85% of the cost of operation of this facility for this program.

TWO YEAR Mr. Watt: I would like to ask Mr. MacKenzie, under the  
AGREEMENT set-up with this Corrections Institute, when it was first  
TALK set up, wasn't it in the agreement that the Federal Govern-  
would pay 80% of the operation and maintenance - was that  
not the circumstances under which that was set up for both  
the medium and minimum security institutions?

Mr. MacKenzie: No, not that I am aware of. My recollections  
are the Federal Government were to erect and operate them and  
then at some suitable time turn them over to the Territorial  
government. I do not recollect any cost-sharing agreement.

Mr. Taylor: They were to operate and initiate them at their  
own expense until such time as everything was functional.

Mr. MacKenzie: Exactly.

Mr. Shaw: When this started out it was supposed to be  
entirely Federal and they were going to build houses and  
do this and that and now, according -- it is now something  
that the Territory is operating itself and I think Mr.  
Chairman we will find we are going to operate this at the  
very least, 50% of what would have been done had it been  
operating under the system the Federal Government had. Now,  
when it comes to the matter of paying for the thing, I do  
not know whether we pay 50 or 100%. We certainly have  
responsibility of looking after jails. It is something we  
can operate ourselves instead of having to call on the  
Federal government. We can operate them efficiently, or  
otherwise, as we see fit but it does appear we are going  
to operate them efficiently and the Corrections program  
as it was first conceived I think has been slightly changed.  
This was more or less in the form of a Territorial jail.  
Whether we pay 50% of the cost or whether the Federal  
government pays 85% I think it is reflected in the amount of  
grants given to cover the cost of this participation. It  
would appear to me that 50% of the people in the jail are  
certainly Yukon people; certainly not 15%, I don't think.  
I haven't the statistics but it might be one means of find-  
ing out just who goes to jail and who doesn't. However,  
this is just a matter of the Territory operating something  
instead of the Federal government which I think is an  
exceedingly good move. The money is a matter of semantic  
of figures.

Mr. Watt: Well, Mr. Chairman, if that was the original  
agreement they were going to operate until it got on its  
feet then I think we should leave it at that and let them  
operate it for this two year period. (inaudible) If they  
want to do it through the Commissioner and let the  
Commissioner do the actual administration of it as we do  
with some of the Federal construction jobs - let it go  
through our books but it is actually Federal money and is  
100% recoverable and I would go along with something like  
that but if this was the original agreement they would  
operate it for a two year period, which is a good test  
period and this particular clause should be eliminated  
from this agreement.

Mr. Boyd: I recall the first man that was up here was Mr.  
Isser Smith. So we talked about building a bastille and he  
comes along and he sold us the idea of getting into what  
we are into now on this basis that we would be the sole  
managers of it - we would run the show. I remember this  
very distinctly and we agreed with it. Certainly, we would



Mr. Boyd continues..

run it. It has to be paid for and it was by way of grant. But where the thing got off the rails and caused confusion was the original cost submitted to us compared to what the final one is and how far it got off the rails was our concern. I think Mr. Shaw covered the situation rather correctly and Mr. MacKenzie is probably going to stand up and say it doesn't matter whether it is 85% or 15% - the money is going to be there and is going to come from the same source anyway. It is a bookkeeping entry.

Mr. Taylor: Mr. Chairman, in the last Five Year Agreement, the way it worked, actually the Territory did wind up (inaudible) the Federal government construct a suitable jail in the Territory, to be operated by the Department of Justice in return for a payment of \$87,566.63; a \$175,000 each year thereafter by the Territorial government to cover the maintenance of all Territorial prisoners until the Territorial Government takes over the operation of the jail. Really we were saddled in the last agreement with the financial responsibility on a contribution basis but we were not given the administrative responsibility and I agree that we should accept the administration responsibility; when we talk in terms of a colony, this is one form. However, I think it should be also recognized that we must try and find a more realistic cost-sharing formula in these matters and as I say, our road situation - the Federal government came up here and put in roads and don't ask us, they do not necessarily ask the people of the Yukon. I believe the first time they did ask was in the recent survey and I'm not so sure after what I have seen over the past week-end when I visited these gentlemen that maybe they have spent about as much time with the White Pass and Yukon Railroad as they spent with the people of the Yukon. As a matter of fact I think they are down talking to the President today or tomorrow in Vancouver. In any event they turn these things over to us. The Federal Government turns these roads over to us and we agree to take on the operation of these roads - on what formula - on an 85-15 formula. And here again the Federal Government have built a program and this program does not only improve the minimum security institute but also secures the medium security - it involves the minimum security camp which is much more elaborate than we had initially envisioned and discussed with Mr. Duncan Clarke, I believe, the man that Councillor Boyd referred to. We have the juvenile detention facilities, we have the probation services and all must be considered when we talk about the cost of corrections and as I say it is a pity now that time is so late that suddenly now, here at the end of the Session we wind up with an agreement and nobody to discuss it with. In other words there is nobody from the committee to hear our pleadings and as I say I certainly disagree with 50%. I say it should be up to 85% and I feel that this should be further negotiated with the Federal government.

Mr. Boyd: Mr. Chairman, the people we are dealing with in this organization are, as has been pointed out, Yukoners and we are going to run the show and for us to stand up and say everything is Ottawa's responsibility isn't the right way. Let's take the responsibility. We borrow the money but let us take the responsibility and accept it. This is what we are here for and this is what we keep hollering about. You want autonomy but the money you come up with something that gives it to you you want to turn around and ask Ottawa to pay for it and then by the same token we have the public doing the same kind of thinking. Everything shall be paid for by Ottawa. I say pay for it yourself.

If you have to borrow the money, and I know you have to but at least you know where you are going and you are running the show. And I think it is high time we took a look at it from this angle rather than just throwing everything back, it is Ottawa, Ottawa, Ottawa, all the time. It is not good enough.

Mr. Taylor: Well, Mr. Chairman, if Councillor Boyd wishes to pursue the line of thought that he now expounds, then possibly he says 50% of these people will be Yukoners. I would say let all Yukoners be Yukoners and let us levy taxes against people who are government responsibility; free the natives from the bondage of the Indian Act and let them become a Territorial responsibility. This would then be fine. But today they are not. There are people here who are Federal government dependents; that is people living in Federal government and so forth. You know the list as well as I do and as long as this situation exists then possibly the Federal government should give us a grant for the periods in which the people of their responsibility are incarcerated. This is the point. Why should the 3500 taxpayers of the Yukon Territory have to bear the burden of 50% of the cost of the operation of this facility which was foisted upon us.

Mr. Shaw: Mr. Chairman, may I ask you a question? I wonder if anybody here in the Administration, Mr. MacKenzie, Mr. Commissioner or the Legal Adviser know what percentage is paid by the Federal Government to keep provincial jails operating or is that solely a provincial responsibility?

Mr. MacKenzie: I don't know.

Mr. Hughes: Well, in the first instance it is a provincial responsibility but if there is a deficit position in the province as a whole I suppose some of the cost of operating the provincial jail would find its way into a subsidy arrangement between the Federal and the Provincial government concerned. So, it would be very difficult to isolate what contribution was made in respect of any provincial jail. In the prosperous provinces there would not be any contribution at all.

Mr. Smith: Mr. Chairman, could I offer this for Council's help, in analysing this situation here. Under the old agreement here where they were charging us \$175,000 a year it is a reasonable assumption that under that agreement the cost was for this year, and next year would be \$230,000 per year so that in actual fact what we are talking about, based on our current budgetary estimates, of operation of the corrections program here, is roughly speaking, a difference of about \$17,000 a year between the \$247,000 that we are having to or will have to pay up and this one was agreed to as opposed to the \$230,000 that we would be paying to the Federal Government and this is, roughly speaking, based on a 70, average day load of about seven prisoners. This is our average load of people who are either here in the R.C.M.P. lock-up, the provincial jails; it averages about 70 people and the cost, as near as we can determine it, the total including transportation for the prisoners and what have you is about \$9.00 per prisoner per day.

Mr. Taylor: Mr. Chairman, can anyone tell me in very concise terms why the people of the Territory should be responsible for Federal government responsibility, for one aspect of it.

Mr. Watt: Mr. Chairman: One other point that I would like to make is that a more realistic method of assessing this cost would be to take your per prisoner day and those that are normally the Federal responsibility such as native people, if the Federal government accepts responsibility for native people they should accept it here too. I think that 80% of the use of the minimum security will be for the people of native status and I think this is - in the provinces and all across Canada the Federal government is accepting responsibility for native status people and because we have a higher percentage of native status people per capita when the rest of Canada except possibly the Northwest Territories. We are getting hit pretty hard with some kind of a formula set up. It doesn't take this into consideration. If we want to know the actual cost and actual responsibilities this would be a more realistic way of doing it. Let the Federal government take up the actual cost of their responsibility as far as these people are concerned with respect to the operation of the minimum and medium security institution. If we vote for this then it is just a matter of two years from now when they come along and say now you should be paying 75% and then you have 100% - the same as the Vocational Training school. We might as well slam the door in their face right now and say, you initiated this and they did initiate this? We turned it down a couple of times but every time we turned it down we were not insulated from the Federal government coming back and hiring somebody to come up here and sell us on it again, - this was done about four or five different times before the thing was finally bought by the Territorial Council. It was bought by us on the understanding that all capital costs would be paid for and I feel sure that an 85% - 15% clause in there for operation and maintenance (inaudible), so this is just, this was basically Federally initiated. They had one in the Northwest Territories so they think that we should have one too and all this turning down that we did and all the arguing that we did do and the hours that we spent in Council, it didn't make any difference. They came back the next session with another salesman and we weren't insulated from this. We either had to go along with it or keep these salesmen coming up here. I think that we - it is going to give us a pretty distorted figure of the operation cost of the Yukon Territory if we start picking this up too. I think Mr. Commissioner had a point there and we are already paying so much but as I understand it this over night lock up is still going to be a charge against the Yukon Territory so we are not saving that much. We are getting nailed from three angles instead of two. I think we should turn this back and see if they will accept a different formula - something firmer - accepting 50% now and possibly 75% two years from now and maybe 100% two years from then. This was basically Federally initiated both here and in the N.W.T. If we had initiated it started it, the same as a lot of this stuff done here then I would say we should accept the responsibility. But a lot of this stuff, done by the Federal Government and then handed the bills to us later to pay for it. Then they come along and say well we are giving you the money to pay for it but they don't also come along and say we are asking you to turn over all revenues and resources to us. We're getting it from all sides.

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Mr. Shaw: Mr. Chairman, anything that you have I guess you have to assess and possibly you can look at it from a different angle. In the past prisoners went to B.C. or the Federal government felt that the Yukon did not have the money so they paid the shot on prisoners going out. Come now and they have given us something we can operate ourselves as efficiently or otherwise. Now in the original agreement there is a difference of about \$25,000 a year I think to operate this jail system. Now, out of this - we talk about the Federal government forcing us to do this and so on but I think you have to look at it from broader angles, for example prisoners going to this jail or correction institute or what you may call it; they will be in the Yukon and they will get treatment accordingly by Yukon people. They are human beings and I think this is much more advantageous than sending them to Okalla or wherever they go in the south. On top of this Mr. Chairman, you have provided jobs for about twenty or thirty people that are working there. We are providing jobs to Yukoners. These people populate the Yukon Territory and they in turn pay taxes to either the municipality or the Territory. Also, this jail requires supplies which it purchases, in most cases, locally in the Yukon Territory so that there are many advantages to this - they are not all disadvantages. And on top of that we in the Yukon Territory operate this jail, as I mentioned before, ourselves. The Federal government does not operate it so that us paying 50%, if we don't have the money the Federal government provide it so possibly it will come to a great deal more than that. Now, if in the future they say you operate it 100% or 75% that is something that can be ironed out in the future, not at this particular time. As for myself I think that this for the Yukon is a good thing all round. We need here a jail and we have one - we have a fine one paid for by the Federal government and we could operate that ourselves. We are asking to get more control of things - here is a section where we are having more control and we must also remember that when we get more control we must accept more responsibility and that is exactly what we are doing. I cannot see anything wrong in this. It is beneficial to the Territory and in particular to this section of the Territory from a financial point of view.

Mr. MacKinnon: Mr. Chairman, I don't agree with what Mr. Shaw says. Of course I never agreed with this mess to begin with and I still don't. This was supposed to be an 85-15% cost sharing basis and I believe at that time I had mentioned to Council this is the way it would end up and-but everybody voted in favour of it and now they have got it, all but me, so I hope they make a good job of fighting their way out of the mess (inaudible).

Mr. Boyd: (Inaudible) mentioned here. If the Federal government is going to own it and run it. They are going to bring in Federal employees, they are going to build, actually build \$30,000-\$40,000 homes for them, they are going to give them those homes at a subsidized rate so you and I will be paying for that. There is just no end to this football and I think it has got into the best position possible at the present time and I don't worry about what is going to happen two years from now. We will talk about it when it comes. I think the situation is fair enough.

Mr. Taylor: Mr. Chairman, I disagree. The total cost of this program estimated over the next two years is going to be \$1,444,178.00 and when I speak of an 85% cost sharing cost formula as being more realistic to the Yukon Territory paying 15% I'm talking about an additional - I'm talking about 35% of - an additional 35% of this figure amounts to \$505,462.30. That is what we are talking about, a half million dollars.

Mr. Watt: Mr. Chairman, I'd like to make a motion that this be amended to 85% of the cost. If we get the support of Council for this maybe Ottawa will go along with the suggestions.

Mr. MacKinnon: I'll second the motion, Mr. Chairman.

Mr. Shaw: All I can say Mr. Chairman, talking on the motion if we are going to continue like that we should let Ottawa come here and run the whole shebang. We might as well go home. We want to run it and we want them to pay for it. Now how are you going to work it that way. You have to accept one or the other.

Mr. Taylor: Well, Mr. Chairman, I'm sorry a motion was made at this time. I'm very sorry I got up and gave Council that information because I was on the understanding we would go through this first because I know when we get down to Item No. 4, the next item, this matter is going to be quite a part this (inaudible) idea. I would not want to deal with this particular motion at this particular time until we have gone on a little further.

Mr. Watt: Moved that Section 3 be amended to change the percentage of the Federal share to 85%. In making the motion Mr. Chairman, we discussed this before and it can be said that it is premature but once dealt with it is dealt with. We can talk all day but if we don't deal with it and go on record then all our discussions will accomplish very little - so it appears to have the general support of Council. Some people may be objecting to it. At least it would give us a figure that we think is a better compromise than the one they have and I think to do justice to the Federal government as well as the constituents we represent. I think it is our job to try and (inaudible) the affair as fair and good an agreement for the people of the Yukon Territory as we possibly can and I think this motion would help and if it is passed and if accepted by Ottawa then it will save the Yukon taxpayers with being charged for at least a half million dollars and we are expected to raise a percentage of this in taxes. This is the argument that they use all along and I would like to have the support of Council for this particular motion.

Mr. Thompson: Mr. Chairman, I think that inasmuch as we have twelve items that should be considered I think it would be contrary to anybody's feelings or wishes if we looked at the overall picture before we started to pick to pieces each individual item and the motion at the moment, how it is going to affect the over-all picture of this I haven't any way of knowing because I say we have gone through three items and there are twelve more to go through so I would suggest that, as mentioned previously, we go through it, voice your opinions and when you have seen the

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Mr. Thompson continues...  
whole picture then take a vote on the individual items.

Mr. Watt: Mr. Chairman, I have already looked at the rest of it and I don't see what difference it is going to make to wait on this. We have something in front of us already agreed on. Mr. Boyd himself suggested we deal with them as we go through them and I think this is the right thing to do and at the right time and I have no intention of withdrawing my motion. It will only prolong the agony. (inaudible). We have a motion in front of us and I think this particular point has been resolved so that our wishes, if it passes, can go back to Ottawa and we will see what they say. This is the way we dealt with the Five Year Agreement last year and it proved to be the quickest way (inaudible).

Mr. Chairman: Gentlemen, I have a motion before me. It was moved by Mr. Watt and seconded by Mr. MacKinnon. Moved that Section 3 be amended to change from 50% Federal share to 85%. Are you ready for the question gentlemen? Are you agreed? Any contrary?

MOTION DEFEATED

MOTION  
DEFEATED

Mr. Taylor: Mr. Chairman, just before this ever happens again, we are talking about a fiscal agreement which is of pretty heavy import and I hope that members won't rise and make motions which (inaudible) and in that respect of this item, further on down the page I have some other reasonings to give which may change your thinking in relation to this. I would appreciate it if members would refrain from jumping up and giving motions to (inaudible).

Mr. Watt: Mr. Chairman, I think we dealt with this one thing as quickly as we possibly could. There is no point in arguing for three days about items and find out then that those that want to have a share of the cost anyway are going to win out so we dealt with it and I was defeated on a motion and that is all to it. At least we dealt with it, that is something.

Mr. Taylor: Mr. Chairman, what the honourable member has effectively done is ruin any chance of the taxpayer of the Yukon Territory possibly recovering a half million dollars, that is what has been done and I don't like it. I'm here to do a job for the people of the Territory and I'm trying to do it in as responsible a manner as I can. That is why I say it is very difficult to come to these things once they have been decided. Possibly the Councillors have read this; I haven't as I never got my copy until I sat at this table this morning but involved in the package deal and the twelve points it may be good merit to drop this and maybe the other members cannot see this at the moment (inaudible).

Mr. Watt: Mr. Chairman, we are all twenty-one years of age and we are adults. We know what we are voting on here. If somebody wants to vote against this they can vote any way they want. I'm not against. I gave the arguments I thought were reasonable, I gave a motion I thought was reasonable and fair and it ought to be considered in Ottawa but there are those that didn't agree with this and we have dealt with the subject. If the taxpayers are going to get a beating over this then (inaudible) I voted against the Motion and accept responsibility for it.

Mr. Shaw: Mr. Chairman, I don't understand the honourable member from Watson Lake going around stating figures like half a million dollars and a million dollars - some of these things are terribly exaggerated. Where do you get half a million dollars-in my calculation it is about \$50,000 over two years over and above the \$175,000 which we agreed to pay in the first instance. Let's get down to the facts.

Mr. Taylor: Mr. Chairman, the facts of the matter are that this program cost us a total - the total program is \$1,444,178 for two years. Now I'm talking about recovering 35% of this - 35% more to the Federal government which amounts to a figure of \$505,462.30.

Mr. Shaw: Mr. Chairman, you may be misinformed - this is going to cost about -Territorial share- \$220,000. We have agreed in the last agreement for \$175,000. O.K. you add the difference on that each year and you don't get anywhere near half a million dollars, you may get maybe \$50,000. It is, I think we have to get these facts a little straight.

Mr. Taylor: Mr. Chairman when the last agreement was made there was no such a thing as a corrections program. We didn't have any idea what we were looking at, we just went along with the idea.

Mr. Boyd: Mr. Chairman I wonder if I could draw your attention to the time inasmuch as No. 4 is going to take longer than ten minutes. It is hardly worth starting. Would you consider calling it recess until two o'clock.

Mr. Watt: Mr. Chairman, I'd like to suggest that we carry on until twelve o'clock and start with this. There may be unanimous agreement one way or another and we can start Item 4 and maybe we can complete it. It depends on how the majority itself feel. We are here to accomplish as much as we can and not simply to adjourn. I for one - unless the administration can really convince me that it is necessary and we must - that we levy this 10% on accommodation tax, I'll simply vote against it (inaudible).

Mr. MacKinnon: I'll be voting against it too Mr. Chairman.

Mr. Chairman returns the chair to Mr. Taylor:

Mr. Chairman: The next item is Item 4, the only additional revenues to be raised by the government of the Yukon Territory should be from a proposed 10% tax on accommodation - i.e., hotel and motel rooms and from an increase in the sale of hard liquor.

Mr. Boyd: Mr. Chairman, I suggest that we leave this one and go through the rest of the numbers and come back to this. By that time we would have delved into a few more figures and had a little time to think.

Mr. Watt: If there is some particular reason for it I'd say we return to it later but the item will still be there even if we postpone the discussion. I don't know what Mr. Boyd's point is. If he wants more figures - he didn't state what figures he wanted. I think at this time Section 4 - this accommodation tax is far too premature and would do nothing but prohibit and get in the way of hotel construction or even proposed hotel construction and I think that the government be further asked to wait for a few years before they levy the tax such as this and there will be more hotels to tax it on whereas right now they are killing the goose

TWO YEAR

AGREEMENT Mr. Watt continues...

DISCUSSION that laid the golden egg. They are discouraging the construction of accommodation before it is even being built and we have quite a few accommodations being planned in the Territory right now and quite a few in the Whitehorse area which involves millions and millions of dollars of investment which in turn creates revenue through different types of taxation and possibly a few years from now with the high rate of pay, etc. it will be justified.

Mr. Chairman: Gentlemen, in view of the time and in view of the long debate that will be encountered on this this afternoon I would declare committee in recess until two o'clock.



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May 15, 1967.  
2:00 o'clock p.m.

THE COMMISSIONER AND MR. MACKENZIE WERE PRESENT.

Mr. Chairman: Well gentlemen, we will now call Committee back to order and the next item of consideration gentlemen, is Item #4 - "The only additional revenues to be raised by the Government of the Yukon Territory should be from a proposed 10% tax on accommodation either from hotel or motel rooms and from an increase in the sale price of hard liquor". Mr. Southam, will you take the chair?

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Mr. Southam: Yes Mr. Chairman.

Mr. Taylor: Well Mr. Chairman, we'll kick this one off. I rise at this time to state that I am opposed to the imposition of these ... as I did in Ottawa and other members did as well and in considering the matter of taxes and this increase in taxation, I think that one should look at the fact that many feel as I do that taxes already are high enough for the services being provided in return for these taxes. I feel of course there should be no increase in taxation during this two year period. In other words, the tax position should remain static. Now when we say we are going to have to raise, I believe we are looking for \$1,200,000, in relation to these two taxes over the next two years or could these figures be correct then \$600,000 a year. This is a figure I feel has been very arbitrarily established and set by Ottawa and as you gentlemen will recall when we did go to Ottawa and discuss this matter, we were asked to raise something like \$6,000,000 in revenues and recoveries over a 5 year period and this involved itself around the increases in fuel tax, the non-exemption of mining occupancy amounted to 1.5 million dollars projected over this period, increase in truck licencing, liquor profit, and I think at that time we were told that also being considered was a tax on tobacco and a sales tax in general and so forth. These figures were arbitrarily set and we knew nothing of them until we got to Ottawa and reviewed the .... We were fortunate enough in having some reductions made to having changed the sum of the .. agreements between the Territorial and the Federal Governments. Now I think it was pointed out in Ottawa that we were saddled with some white elephant responsibilities, that is the matter we discussed this morning and the matter of the corrections programme and where I felt that the cost-sharing formula was unrealistic and the Federal Government were certainly responsible for paying more than 50%. We have the Vocational School and its additions coming at us fast and furious and each time we accept one of these physical responsibilities as capital items we then precommit ourselves for all time in the future through an operation and maintenance expenditure. I think you are all aware of the fact that there have been cutbacks and very serious cutbacks in this so called 17-18 million dollar budget even though we budget the money. I think all members will recall that when an inquiry was made about a year ago as to just how much our budget's revenue annually is actually spent, a very appreciable amount of it was in

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fact not spent even though the people were convinced that this money was being spent because it had been budgeted so this must be taken into account. I think also you must take into account just what is the taxpayer of the Yukon presently faced with in relation to fellow taxpayers across Canada. I think if you look at it you will find some very interesting observations, some of which I would comment on at this moment Mr. Chairman. The taxpayer for instance gets his pay cheque possibly making a wage similar to other people .....of other parts of Canada and he has a gross salary of x number of dollars and then he looks down and sees his net salary is a much smaller figure than that because he is getting the same income tax as all other Canadians, he is faced with the same Pension Plan deductions, with Unemployment Insurance, I believe Medicare will be into the picture pretty soon and pretty soon that pay cheque doesn't look too healthy any more. This is before he ever gets home. Now when he gets home, what is he faced with, he is faced with at least a 40% higher utility cost than any other Canadian for living in the North. He has a 25 to 35% increased cost of living as generally speaking over any other Canadian in any part of Canada. He has to pay the additional high cost of transportation and many of these costs we are told are attributed to this source ... believe that, but certainly we do have higher transportation costs to consider in the Yukon. We have few of the amenities available to other Canadians in the outside areas. We look around our Territory and we find that where we do construction we pay that same 11% sales tax on building material the only trouble is we pay more because then we have to pay for the cost .. involved in this and then pay 11% on top of that. We look around us and we say "how can we justify to the people of the Yukon Territory the imposition of this tax, what are they going to get back for it that they are not already getting and they see in front of their doors roads and smaller subdivisions which were roughed out, graded up, sloped a little bit and there's never been surfaces put on them, I think last year we did get around to putting some oil down. We have under-equipped and very poorly-equipped Fire Departments throughout the Yukon Territory - I could go on and on but I need not do this because you gentlemen are aware of it as it reflects in respect of your own districts. Finally we were considering this matter in Ottawa and I raised the question "if we be such a high deficit area in the Yukon in fact as we are continually reminded we are, then why not give us an equalization grant as we do in the Provinces". I recall the answer to that from Treasury Board in answer to Mr. Taylor's query as to why the Yukon did not qualify, Mr. Garner explained that the equalization formula which may or may not be completely equitable is based on approximately 16 categories for taxing basis. It is well remembered gentlemen that here they are considering income tax, corporation taxes, they are considering resources revenues accruing to the Federal Government when they take into account our position in relation to equalization grants and tax to the Yukon. The average tax rates apply to across Canada for each of these are applied to a volume of business in the Territory or Province under revue. If the total

revenue produced per capita is higher than the National average then the Province or Territory does not qualify for an equalization grant. He went on to say that we apply an equalization formula to the fuel oil used in the Yukon Territory where the per capita consumption is exceptionally high, we find that the capita revenue that would be produced from this source is higher than the National average. We meet the same result in applying the National average to sales tax to retail sales in the Yukon and so forth. In other words gentlemen we are not entitled to an equalization grant so we cannot be really as high a deficit area as the Federal Government would dearly like to make out. As far as I am concerned gentlemen in this respect and I say this with all sincerity that the Federal Government through the Department of Northern Affairs has really done a real sell job on the people of the Yukon Territory in trying to convince them otherwise. In relation to the occupation tax portion of this proposal, I believe all members have received communications from various parts of the Territory in respect of their feelings and opinions in relation to the 10% tax on accommodation. They feel, as I do and I am sure some of the members here, that this is a very discriminatory tax. They have outlined many reasons why they feel it is discriminatory, that is the pre-committed bookings for instance, the fact that you are essentially going to attempt to kill off an industry that you are trying to create, this is the tourist industry. In other words you lure them in here and immediately you get them here, you kill them. I think I need not say any more on the occupation tax, I think you gentlemen over the last number of weeks have heard these representations and whether you will listen to them or not is of course your own prerogative. I can say as far as I am concerned and those I specifically represent at this table we are opposed to the imposition of this tax. In respect of the liquor tax the same follows. We feel that the cost of liquor in the Territory is already excessive, it is excessively high and we also feel that too great a dependency for revenues is placed on this source at this time. I think we have all argued that the cost of beer is too high and I realise that beer is not going to be increased here but neither is it going to be decreased. All in all those are my basic thoughts in respect to this and if any portion of the 10% tax on accommodation on hotel or motel rooms or the liquor tax remains in this 2 year agreement, it will not receive under any circumstances my endorsement until the matter is deleted. I might say too at this time that this morning in dealing with the matter of the corrections programme, I had attempted to find a place where we could replace the revenue that could have been raised by this proposed tax in an honest and sincere effort to find another source of revenue. I have posted in the mail today as well from Watson Lake a proposal on revenue which I think is realistic in relation to the operation of the check station at Watson Lake this summer and we were missing out on very substantial revenues there. I do not have that with me but I expect to have it in the next day or so, as soon as the mail arrives. I found \$500,000 sitting up here - \$505,000 to be exact - over the 2 years and I can find other places - in the Vocational School, on cost-sharing programmes of which I feel the

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# 18 Federal Government should pay a larger share of and I see no necessity for this tax and finally gentlemen in conclusion I can only say that I will not lend my support in any manner shape or form mine or those whom I represent to this ...

Mr. MacKinnon: Mr. Chairman, I'm going to cut my speech short. I don't agree with it either so I will be voting against it also.

Mr. Chairman: Anything further gentlemen?

Mr. Shaw: Yes Mr. Chairman, in opposition of this. I think we need to look back a few months ago when we all went to Ottawa to see what kind of deal we could get with the Federal Government. You were all there and we found that to operate this Yukon Territory for 1967-1968 would cost an additional 5 or 6 million dollars, to use round figures. In one year this is an increase from 12 million dollars last year to 17 or 18 million dollars this year. At that time a proposal from the Federal Government is the fact that if we raised \$1,000,000 of this additional amount which was required to balance the budget for 1967-1968. We all let out collective howls that an amount such as this, an additional 1 million dollars to be raised was a great deal of money and we all felt that this was absolutely out of the question and this could not be done and so the haggling started and Federal Government then proposed or asked what proposals we would undertake to meet them part way on this additional money that was required to be expended and I think the majority felt that we could possibly try and raise \$300,000 or \$350,000 for this period of time, a year, and at that time we got to discussing as to how we should raise this particular money and out of that came these two items namely on Section #4 where it would be 10% on accommodation and increase the sale price of hard liquor by 15%. Now I am not saying that either of these are the ones that should be accepted; however there was a meeting of mines whereby they gave in to the effect that they would agree to a 2 year plan instead of a 5 year plan because we felt that was unrealistic .... 2 years and in 2 years we'd collect the additional 300 or 350 thousand dollars. Now before we start to discuss the merits or otherwise of the Section 4 on whether this should be the one that we should collect the additional revenue from, I think first it would need to be determined by this Council whether they will in fact assess in some form of taxation or revenue the additional amount of 350 thousand or 300 thousand dollars whatever it is in view of the receiving this additional 4 or 5 million dollars from the Federal Government. I am certain that .. this is what would be acceptable to the Yukon Territory as to financing this 300/350 thousand dollars that was my impression.

Mr. Taylor: Mr. Chairman, in reply to the Honourable Member from Dawson, I would like to say that to be quite clear about this thing, he states that this is reduced from a million dollars down to 300 thousand dollars or whatever his figures are but this was legitimately reduced - this wasn't the Government being nice, this was the Government accepting a responsibility which was already theirs and which we had to point out to them like for instance Justice.

It was the matter of cost-sharing and correction programme, a Federal experiment, this was legitimately the responsibility of the Government and this was how we got it down. I cannot see where the Federal Government made any concessions to us in relation to what we see here over what we saw then other than reducing the agreement to 2 years and accepting more of their own responsibility - capital financial responsibility. They were very very quick for instance with their great knowledge and deep concern for the people of the Yukon by chopping out \$20,000 out of our dust control budget and reducing it to 30 something thousand down to 10 thousand dollars and they were all wise in this matter because they couldn't conceive that anybody living in Canada needed such a ... said what a waste of money. In fact when you get home here to the Yukon you find that maybe the Government was wrong, maybe they don't just understand the people of the North when they tell us how we are going to live and what we are going to have to pay and what we are not going to have to pay. You ask if Council is willing to assess in the Territory ... apply to the additional amount required here. I showed you one way this morning you could do that you could recover \$505,000 by making the Federal Government accept any portion of its responsibility to the people of the Yukon. That is simple enough and before we fully conclude this document I will show you a few more places you can cut down. I think this is a 2 way street ... in a question I put to Mr. Fry, Treasury Board. I had agreed that there were extra programmes that could be cut out although he noted that several projects in his area such as a cottage hospital and a library had already been deleted. How many things in your district and individual members around the table, how many items and projects were reduced before they ever saw this agreement, lots of them. And Fry replied, he said "it would be very difficult to sell the increase on the expenditure side, the Federal ... without some attempt to increase revenues." Now they have come and they have chopped road programmes, they say you have no money for essential services in your communities, in fact we are getting less than we ever got before. Are we now willing to say now that we are reducing expenditure, are we willing to reduce revenues ...no. Bleed the people of the Yukon. This is what they are doing and I say gentlemen, it is a shame that it took this long to sit up and negotiate this Agreement because this is the first time we have seen this one, we discussed a 5 year Agreement in Ottawa and got it reduced to 2, the very first time that this has ever been seen by any of Council was this morning when it was plonked on the table before 10 o'clock and we are in the unfortunate position that we must either accept this and rubber stamp it as it is or we must insist that somebody fly up here from Ottawa or get on the Telex or do something and get a few final negotiations in respect of it because Ottawa seems to have the big fat idea that it's already negotiated and fellows, you take it or lump it. Well I'm not one of those who's going to take it and lump it. I'll negotiate in respect of it but I will not accept this.

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Mr. Shaw: Mr. Taylor has some really high financial figures he juggles around but you boil this thing down essentially and we boil it down to a pie. There are only so many portions in that pie. Right now even with the projected .. of revenue we find, and I have the figures right before me, - Territorial revenue is \$2,777,000. That is the money that, with all these things added, that is the amount which the Territorial taxpayer pays to the Territorial Government or pays it in liquor revenue or fines or various other things. Out of the total budget of this pie of 17 or 18 million dollars those are the facts, you don't have to juggle those things around. There's a piece of pie... and you can't make two pies out of one - those are the figures and you can juggle around the responsibility here, there or any other place and say you pay more here and less there. Those are the ultimate facts and what you have to pay at the end of the year where it comes from and whom it comes and where it is spent, it is all spent in the Yukon Territory and that is the amount so you can't juggle around with that. You can talk for weeks on how you save 1 million here and 2 million dollars there but it costs so much in the long run and somebody's got to pay it.

Mr. Taylor: Mr. Chairman, does the Honourable Member mean that now he is aware of where all these revenues are going in the Yukon Territory and that they are legitimate revenues expenditure.

Mr. Shaw: What is the question - if you could be more specific, I might be able to answer it.

Mr. Taylor: As to what my question would be to the Member is, is the Honourable Member from Dawson perfectly satisfied as to where the revenues are going that we are collecting in the Yukon Territory or being collected from the Yukon Territory.

Mr. Shaw: Mr. Chairman, I have a pretty good idea. We have about \$2,500,000 in education costs, that takes care of most of the revenue that is ... in the Territory and anything else is paid for by the Federal Government.

Mr. Taylor: Mr. Chairman, this arose from the fact that Mr. Fry, Treasury Board, asked if Mr. Shaw was opposed to the accommodation tax to which Mr. Shaw replied "although not opposed, believe the Council should consider no further increase in tax revenues without some factual information." He would prefer to leave the expenditure figures as presently stated and no further increases in taxation until they found out exactly where all the Yukon revenue was going. I just wondered if he'd got that information yet.

Mr. Shaw: Yes Mr. Chairman, I endeavoured to try and get it so you wouldn't have to impose any taxes but they were insistent that there should be something done on behalf of the people of the Yukon Territory so that's when we negotiated down to .. I started out and went up a little bit and they came down a lot so that's the size of that.

Mr. Chairman: Mr. Boyd.

Mr. Boyd: I'd like to direct a question to Mr. MacKenzie. BILL  
... right it would seem that you were expecting to collect # 18  
about \$300,000 at the end of the year from hotel rooms.

Mr. MacKenzie: That is correct.

Mr. Boyd: That is correct, right, now I have been trying to add up how many rooms there are in the Yukon and I get about 700 odd. The nearest I can figure out is about \$130,000 a year of which I estimate is going to cost him \$30,000 to handle, maybe more, knowing the way things go. Do you suppose that, assuming I am right, that \$100,000 is all we are talking about, that this most undesirable tax might be forgotten about for the time being ...

Mr. MacKenzie: We have assumed or calculated or estimated a figure of \$300,000 a full year would be derived from this new tax. We may be overestimating, we shant know until we have got a full year through. That is the position.

Mr. Shaw: Well Mr. Chairman, before we get on to these particular items as to whether it should be accommodation or whether it should be liquor profits or whatever it should be I think that, I went down and got some figures on this liquor proposition, and I find that in 1959 the net profit from sales was 37 1/2%. That is the profit which the Government received above from operating cost and cost of merchandise. In 1965-66 last year they dropped down 33% of the net profit and we can assume that possibly this year the profit margin on the sales will be less. In other words, every business since 1959 I think has raised their costs to the public - where you buy groceries at Tourist Services or T & D's or the N.C. Co., it costs you more by quite a percentage than what it did even 2 or 3 years ago much less almost seven years ago so that this cost of operation in the liquor department has gone up 100% since 1959. In other words, even if it was increased in relation to everything else, it would be maintained exactly the same profit margin as what normal business maintenance, that is something to consider also. I think first what Council needs to consider, without getting into the ramifications of the particular thing, if they are going to agree to substantiate what they did in Ottawa, the majority of them, that they would accept a certain increase where it was possible at a total tax revenue without specifying any particular section of the economy, for example the liquor outlets that have rooms - they say that you are raising the price of liquor and then on top of that you are imposing a 10% occupancy tax. In other words, one segment of the economy is taking the whole load. Well they have a perfectly justifiable complaint in respect to that. However....later, the point I think to be established - are we going to raise further revenue or are we not? I think that is the answer Mr. Chairman. After that if the answer would be in the negative, we can forget about the  
....

Mr. Chairman: Mr. Boyd.

Mr. Boyd: Mr. Chairman, I'd like to ask another question. I understand that before you can raise the taxes there would have to be a bill that would come before Council to be passed so if we were to ignore this particular tax today, it would still have to come before the Council and I don't think it would be this Council so what are we worrying about? Another Council is going to have to deal with it in the long

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Mr. Boyd continues: run. Does Mr. Smith concur with my thinking on this?

Mr. Commissioner: Mr. Chairman,...that there's more to it than just what the question the Councillor has asked. I would say Mr. Chairman in all fairness that Mr. MacKenzie from the financial point of view and Mr. Legal Adviser from the legal point of view should be the ones that properly answer that. It is not quite that simple a situation Mr. Chairman so I would ask Mr. Chairman that you would allow Mr. MacKenzie to give you the financial side of it and also Mr. Legal Adviser the legal side.

Mr. Boyd: Before they answer that, could I go a little further with my question. Are we, this Council, should we submit the next Council to an obligation - should they not be allowed to decide themselves, this should be included in your answer.

Mr. Commissioner: In the latter part of this Mr. Chairman, and I am subject to be corrected by both Mr. MacKenzie and Mr. Legal Adviser on this matter, you have before you in this agreement a statement from the Federal Government as to how much money they are prepared to give you in order to maintain certain basic services in the Territory. This is split into three sections, it is split into capital, it is split into operation and maintenance and a third section which is the repayment of capital and for purposes of your discussion gentlemen the only thing that you are interested in is operation and maintenance and there ... on the agreement I believe, I do not know whether they are on the same pages as what you are on right now or not but they have told you they are prepared to give certain sums of money here, during 1967 an operating grant of \$3,700,000 during 1960 an operating grant of \$4,500,000. Am I correct on this Mr. MacKenzie, these apply to operation and maintenance?

Mr. MacKenzie: That is correct.

Mr. Commissioner: Now these are supplemented by 2 other grant items which are in the agreement, I believe one is a per capita grant and the other one would be - Mr. MacKenzie there's two names for it ...

Mr. MacKenzie: A grant in aid to Council of \$30,000.

Mr. Commissioner: That's right, they're small amounts and these are the monies plus the taxes that you raise yourself that allow us to pay the operating and maintenance bills so that legislation notwithstanding, we are limited by the amount of our income as to what we can pay out, now on the basis of that Mr. Chairman I suggest that you ask Mr. MacKenzie to go a little further in connection with Councillor Boyd's question.

Mr. MacKenzie: I would like to say that the intention this ... takes at this session, I think we could get it read in time in fact it is quite important that we do.

Mr. Shaw: Well Mr. Chairman, I'd like to get down to the meat of this thing. There are many sources; it doesn't necessarily have to be ... in tax, it could be ... gasoline, could be the raising of baby's diapers, it could be general sales tax. The point is if we don't collect this additional amount of money, what happens, do we have to close down some



Mr. Shaw continues: departments. How could we go by that? BILL  
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Mr. MacKenzie: In the first place, I should like to say it is my understanding that the Territory is supposed to reduce revenue of about 1.2 million dollars. It was understood that we can obtain that by means of accommodation taxes 10% plus an increase in liquor prices. It was on that understanding that Ottawa went along with everything else in this agreement. Now if we fail to produce this \$1,200,000 then it is hard to say what will happen.

Mr. Taylor: Mr. Chairman, really and truly this was a negotiated agreement with the two departments .. this is the Yukon Territorial Government and the Department of Northern Affairs negotiation, is this not correct?

Mr. MacKenzie: Well I recollect on the last day of Council in Ottawa, the Minister present, Mr. Line, this figure of \$1,200,000 was mentioned then before Council and before the representatives of the Department of Northern Affairs.

Mr. Taylor: This was not necessarily agreed to. I did want to make a comment here. The comment that was made in 1959 the profit amounted to something like 37.5% and in 1965-66 only 33%. I would like to say it isn't well enough or I'm not happy enough to be able to just say "well, isn't that a pity" - we've got to do something, we've got to raise the taxes or raise the price of liquor because it must be realised that possibly this department is not being properly managed, maybe our overhead is much higher than it could be. There must be reasons for this. I think if one dug into it you would probably find that maybe the operation has a lot to do with it. I do know that this liquor tax has been long ago programmed and I think the intent was if it was going to be sold .. Council like it or not, they are just going to have to accept it. I think the Dawson fiasco proved that, the price list already made out in preparation for the day when this Council is over which I don't agree with either. I think it is being a little bit presumptuous. When we were in Ottawa in relation to these tax proposals, it was also stated and agreed by the members of the interdepartmental committee, Council were not a body then we were only there as individuals giving our own opinions for our own individual areas, we were not a legally constituted group at that time. But at that time it was agreed by the interdepartmental committee that a year study should be made on Territorial-Federal fiscal arrangement - how they had worked in the past and how they might best work in the future and of course within the confines of this study all the ramifications involved around these fiscal arrangements ... made. Now we are going to be looking at one in a few years from now again following this one. One member had a good point, he said that if a study could be undertaken immediately and completed in less than a year and in the meantime leave taxes where they were we must have something to show the residents before introducing increases. This is a point, you have to be able to go back to the taxpayer and say "well here's why we think you should pay further taxes" and I think this is a good idea. The Yukon is presently in a serious transitional phase and this study between the Territorial and the Federal Government is essential and I agree, it is essential. He suggested an interim agreement for one year to obtain the study and work it out and no tax increases. That is virtually my stand at this time, I cannot see you justifying tax increase, I can see you making the Federal Government bearing the responsibility

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Mr. Taylor continues: which they should. I can see as I say I have a proposal on revenues coming, it hasn't reached my hands yet, I had a phone call last night that it's on the way. I can see where we could have gained \$505,000 this morning and I see a couple of other places where we can gain it but not through taxing the people. Incidentally the member that brought up that idea was the Honourable Member for Dawson.

Mr. Shaw: Quite correct. I was really negotiating to get a good deal. They wer pretty tough characters too ... and I don't make any excuses - I am consistent in what I think.

Mr. Chairman: Order please.

Mr. Shaw: They wanted a million dollars or so a year and this revenue is \$350,000 additional revenue and the other amount is the normal growth I think. However the point still is Mr. Chairman, if this Council decides to accept or reject any increase in anything, what happens, that is all I want to know. As far as the expenditure because we gave the school teachers the raise of \$250,000 last year or for this coming year so where did we get that money from, that is the point, you cannot take blood out of a turnip. If we don't collect it, will the Federal Government come along and pay that bill? Will somebody answer me that question?

Mr. MacKenzie: No, I don't think they will come along and pay for it.

Mr. Taylor: They should Mr. Chairman. If we increase the salaries of the school teachers for instance, who gets the benefit of it. The increased income tax Federal Government get the money. So why don't they give us a little back?

Mr. Chairman: Mr. Boyd.

Mr. Boyd: I see one of two things. Either allow some increase in taxation or deduct from our expenditures an amount equivalent, you have your choice as far as I am concerned, but when I say deduct I mean deduct not taking it out of this pocket and putting it in this pocket. That's not deducting and this is what Councillor Taylor was talking about this morning. The money is still going to be spent, this is not deducting, it is just a case of having someone else write the cheque even though it comes from us first or last and I think we had better decide this point and if it is necessary go through the figures in the form of deducts and then deal with this subject. You must do one of two things!

Mr. Taylor: At other times I suggest the deduction Mr. Chairman why you guys turned it down and said "no, can't deduct that, can't deduct that". You had a chance on the Lym Building, you had a chance this morning on the corrections programme, just where does Councillor Boyd suggest he is willing to deduct any.

Mr. Boyd: I tried to explain to you. I haven't suggested anywhere. When I am at the Bank Account and you have Mr. Smith handling one Bank book and Mr. Thompson handling another one...

Mr. Commissioner: You're in for trouble.

Mr. Boyd continues: Both come out of my pocket, I don't care which one writes the cheque so this isn't deducting. That's not the .. that you're going to spend that will save Ottawa putting up the money. This is the point, that's deducting.

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Mr. Chairman: Anything further gentlemen?

Mr. Watt: I'd like to ask Mr. MacKenzie if they have taken into consideration the mining industries, oil and gas, oil gas leases, the mines and your possible revenues from Federal Government holding water rights to a few million feet of water. Now is the value for all of these things and some of them such as Northern Gas or oil leases are increasing. In 1958 I believe the revenues for oil and gas were 1.9 million dollars from the Yukon and it has dropped away down and I understand that it is going up again. Shouldn't that be taken into consideration. We are being asked not to levy taxes on resources, we are asked not levy any Provincial income tax as some of the Provinces do, we are being asked not to levy quite a few taxes that the Provinces get. All these taxes are increasing by the very nature of our basic population increase and they are getting ... these additional expenses that we are talking about, they account for additional increase on a similar basis and I think that should be taken into consideration more and I think that Mr. Thompson had a good suggestion for a .... in our budget with respect to the vocational school ... I think that most of the Council will agree it's not necessary at this time and that alone would cover almost as much as these two proposed taxes would save us and your liquor tax. Without an increase you are going to have additional revenues because you have more people here buying the stuff and I don't think that we need any pressure to levy the taxes. I think that we are giving Ottawa enough now. They are holding title to the minerals, oils and gas and water rights ... 210,000 square miles.... I don't think the standard of living is so high here that we can afford to pay just the taxes and I think that the accommodation tax is going to be difficult to add this on to the price of hotel rooms for at least half of the revenue of the hotel operators. This year we are crying for accommodation; we have the Travel and Publicity Department saying there's not enough accommodation. We are trying to encourage accommodation through liquor licences and now here on the other hand we are discouraging the building of accommodation which we badly need. We must levy an accommodation tax I think ... agreement and not levy it at this time. I think that there could be more hotel rooms and more hotels to tax in other ways - property tax and liquor tax and everything else. If this was left out, I think we are killing the goose that laid the golden egg if we try to discourage the .. for accommodation before the buildings can even get under way so I think that now is the time we should deal with this. Mr. Boyd made a point that we may have legislation to consider but I should decide first of all right now whether we are going to go for these tax increases or not and if we are not going to, there's no point in even having legislations after. I'd like to see .... go back to the Federal Government and say we are not prepared to levy these taxes right now because first of all and what is most important is that we of Council cannot initiate the expenditure of one single dollar bill, not one single dollar bill. We appear to be able to initiate the taxing of 10% on accommodation, and other things. On this principal alone I think that we can justifiably go back to

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Mr. Watt continues: Ottawa and say that every single cent in that budget is initiated by yourself right from administration right from education, welfare and corrections, two of the biggest expenses are corrections and the northern health plan, the two largest ones. We have so little to say in that that it negligible. .... I'd like to suggest, I haven't heard from some of the other councillors yet, it is a bit premature to make a motion right now but after the other councillors indicate how they feel in respect to this particular item # 4. If a majority are of the opinion that we should eliminate this item # 4 then I would certainly go along with that and support any motion that is made.

Mr. Chairman: Anything further gentlemen? Mr. Thompson.

Mr. Thompson: Well Mr. Thompson, I don't think the proposed accommodation tax would eventually solve the money end of the proposed raises in revenue, I think as was pointed out it wouldn't be so much a case of not getting the \$300,000 that was anticipated by the Administration or the \$150,000 that Mr. Boyd seems to think that we will get. I think probably the greatest problem will be in administering the collection of the tax. I don't think for a moment that the tax will not be collected. I think it will be a problem to have the end result end up in the Territorial Treasury and I think probably you would be wishing some pandemonium on the administration than you would be rectifying a solution to our revenue problems and as for increase in liquor prices with the Sessional Paper that we had before us the other day the present cost of liquor to the individual in the Territory is as high as any place else in Canada so I don't feel that an additional increase is justified. Your cost of living as has been pointed out is considerably higher. We have had a Sessional Paper from an organization requiring or asking for a 15% increase in wages. We have had similar requests from other Territorial organisations for increases in wages and salaries. These with the additional costs of your cost of living up here would put us into a tenable position as far as your overall living costs were concerned. The mode of the discussions in Ottawa were such that certain taxes would have to be levied and as this has been pointed out there was much comment on this matter but there was one item that was somewhere along the line has been overlooked and this had to deal with fuel costs. Now we have experienced a rise in fuel oil just in the week or so of just a cent. This had nothing to do with us whatsoever so if we are at the mercy of outside influences in matters such as this and here again your transportation costs seem to be the guiding factor then we are not only in a position of increasing our own cost of living but having it increased by other people as well. In our discussions in Ottawa, I think Mr. MacKenzie will bear me out with this, or conceivably it was in the previous finance committee that certain exemptions to the fuel tax of the existing fuel tax raised considerable amount of money, I don't know just to what extent. Here again one of the prime areas would have been the mining companies and there was a great hue and holler that went up from the mining companies at this time. So it seems to me it depends on which organisation you belong to and who makes the largest holler and who beats the drums the loudest that gets the results. Up to this time I would say it has been the mining fraternity. They have had pretty well everything their way and in return have contributed very handsomely to the welfare of the Federal Government's coffers and not our

Mr. Thompson continues: own. I think that this is a possibility if other possibilities are being considered. I think that any tax that is imposed at this time, be it liquor, be it accommodation, be it fuel, is going to again increase the overall cost of living in the Yukon. I don't think that we can afford it. I think that we have asked on many submissions that the Federal Government give us relief from income tax assessments applicable to the North. We have received a cold shoulder from them. We have asked for other benefits that could conceivably accrue to the people in the North and these also have been turned down so I would hesitate to concur on something of this magnitude at this time and I think that if I remember correctly I was of the opinion in Ottawa and I am of the opinion still that there is only one way to effectively offset this is to cut back on your programme. Now the Administration has intimated that this is on the operating and maintenance side so I can see no inherent problems in the first year for capital cut back. It may necessitate cut backs next year but for the moment I cannot see it having any effect on the present capital side of our budget. I think Mr. Taylor has pointed out some very plain figures, some plain thoughts, some very logical arguments that would support the cut back of expenditure to offset any proposed tax increase at this time. Whether this is in fact a retrogressive step, I don't know but I think that I would be far happier and far more prepared to go to the people and say "no, we are going to have to tighten our belts a bit until the Federal Government can see their way clear to make their monies available." I don't know whether you gentlemen heard on television last night one of the Federal members was commenting on the state of finance in Canada and he said it was a funny thing that during the war time there was never any shortage of money for any problem whatsoever but as soon as peace came it was very difficult to obtain the monies regardless of what they were for and this seems to be very true and if this is the case then I would very strongly suggest that we cut back on our operating and maintenance programme rather than increase taxes.

Mr. Chairman: At this time gentlemen I call a recess for tea.



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Monday, May 15, 1967,  
3:30 p.m.

PRESENT - TERRITORIAL TREASURER, MR. MACKENZIE

Mr. Chairman: Well, gentlemen I will call this Committee back to order and we are discussing Section 4 and will you carry on gentlemen. BILL #18 SECTION 4

Mr. Watt: I would like to hear the Commissioner's comments on this now. He is going to present our suggestions to Ottawa and how good a job he can make on our behalf here.

Mr. Southam: I wonder if Mr. Chairman I can have a chance to say something before the Commissioner. Perhaps it might change his mind too.

COUNCILLOR TAYLOR RESUMES THE CHAIR

Mr. Southam: Mr. Chairman, I--it is quite a ticklish subject I will admit, but I can't see how you gentlemen sitting around this table expect to get autonomy at any time if you are not willing to take a little bit of responsibility. Now, I don't say these two taxes that are mentioned in here are the right ones but there must be other fields in which we can tax or should tax and as far as cutting, as Councillor Thompson has referred to, I am strictly against it for the simple reason that my opinion is if your Territory doesn't go ahead within the next year or two it will never go ahead. That is my idea. Now I say that I am talking from a certain amount of experience. I know a little bit about mines as well as the rest of you, and I know exactly the way mining companies work. They don't start today and quite tomorrow. When they lay out an exploration program and if they see where they are not going to get anywheres, what are you going to do? Are you going to cut out their roads and cut out everything that they have got? I don't think this is the thing to do. I don't think you can cut and stand still. In this day and age you have got to go ahead somehow. I don't see how you could cut the educational bill. I do not see how you could possibly cut it in this Territory at the present time. Now there are several fields which could be taxed as we mention here, your gasoline, your liquor which I consider a luxury which a lot of you people don't. And also it is not only that I do think this oil business that the mines are using especially in heating, I think this is a field you should look at and I could stand to be corrected and I believe the Northwest Territories put a tax on the fuel oils on the mines this year. Now this--I am pretty certain of this statement. Now here again is a possible and I would say gentlemen, that before we decided to take out the possibilities in any way shape or form that we should go through this thing here and decide if we are going to cut it out, then go through your budget and find out where you can cut this off. It is either one or the other in my estimation. Now this is a thing that I think we have got to do. I don't think it is a thing that has got to be left for the administration. I think this is a thing that the Council has got to decide on--what are you going to cut out of your budget, and where or when you are going to go for a little extra taxation. And here you are gentlemen, this is my candid opinion, you can take it for what it is worth and I think myself that you cannot afford to stand still at the present time. That is my opinion.

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Mr. Chairman: Mr. Commissioner do you have something to offer?

Mr. Commissioner: Well, I can't say that I have anything in particular to offer Mr. Chairman, but I think that you are face to face here with the facts of a situation that it is pretty well irreputable. The Federal contribution towards your operating and maintenance budget is effectively speaking in the course of 1967 and 1968, the fiscal year as it amounts here is effectively \$1,200,000.00 short of providing the minimum services that are detailed in your budget. And I say to you gentlemen that these are minimum services. Now, you may take a look at this from several points of view, but I don't see where any community or individual in the Territory is being over endowed with the municipal services that the Territorial government provide. Now if you take a look through your Votes here, I am quite confident that in Vote 1 you will all agree that there is no room for manoeuvre here because I hear the Councillors say that their segment is not enough, and quite frankly I agree with them. Secondly, the Territorial Treasurer and collector of taxes if you were going to start to make deductions in an area such as this what are you going to consider deductions. Now education and occupational training through two negotiations with the Teacher's Association, we are committed, and when I say we I say the Territorial Council because we have agreed to the proposals and wages from these people and we decided at the time of their request was the very minimum that we could expect to get away with and get the calibre of teachers that we want to here in the Yukon Territory and the cost in this fiscal year of that Mr. MacKenzie, I stand to be corrected roughly speaking, \$225,000.00?

Mr. MacKenzie: What was this?

Mr. Commissioner: The teacher's salary increases in the fiscal year is roughly \$225,000.00.

Mr. MacKenzie: The highest--the lowest, \$150,000.00 say \$200,000.00.

Mr. Commissioner: Yes, but for the portion of the fiscal year to be \$150,000.00 for the full fiscal year \$225,000.00. Am I not correct?

Mr. MacKenzie: For the seven months it would be \$150,000.00.

Mr. Commissioner: This is quite correct. Now we have agreed to this ourselves gentlemen. There was no Federal government interference. The Territorial secretary and tax assessor, we are requiring the Territorial Secretary to provide more services to the public. We are looking for more things to be done. The same applies in health, game, general, engineering and municipal affairs, hospital insurance services, travel and publicity, regional library, welfare, public administrator, corrections. Now if there is room to do any deductions on these things I am quite confident Council would have found them when they went through the budget. So it would appear to me that whether or not the taxes that have been suggested here are the right ones, I pass no judgement, but I simply say to you this, that if you are going to deprive the administration of the \$1,200,000.00 in the course of the next two years that would be available if these taxes or similar ones are provided. I think is only right that you



Mr. Commissioner continues...

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should advise Administration as to what projects on the operation and maintenance side are to be curtailed so that we can live within the confines of our fiscal income. Now, if I may say a word in connection with the taxes that are suggested here, with the occupancy tax it is estimated this would provide somewhere in the neighbourhood of \$300,000.00 a year and I am sure that as an alternative to this, Mr. MacKenzie could provide you with figures as to what other taxation you are presently levying, what it could contribute if you decided the occupancy tax was not the thing to go for, but alternate taxes should be made available, and I am sure Mr. MacKenzie could give you the figures right off hand here. Secondly, in connection with liquor prices, now we are not talking about taxing of liquor, we are talking about the selling price of liquor. The cost of operating a liquor department in 1959/60 was in round figures \$125,000.00 per year. In this current fiscal year that we are in, this is estimated to be approximately \$264,000.00. Now the same people are running the liquor department today as were doing so in 1959/60, the only difference being that they are being paid wages that are compatible with the requirements of this day and age and Council is agreed to these wages. Secondly, we found ourselves in a building that was completely and totally incompatible with our requirements that was costing us simply a heating bill as I recollect Mr. MacKenzie-- wasn't this what the liquor store was costing us, simply the cost of heating and maintenance?

Mr. MacKenzie: And repairs and maintenance, yes.

Mr. Commissioner: And now we find ourselves in a building that is certainly far more in keeping with our requirements and these are the two things that have effectively added or have contributed to doubling the cost of doing business in the liquor department. Now this has nothing at all to do with taxes on liquor. This is simply a operation a maintenance. If you were running the business yourself and I am quite confident that the people who run the retail liquor establishment look at this aspect of it, you would find from 1959-60 through until 1965-66 that you were getting on every dollar of sales that you made in the liquor department, 37 1/2 cents of it was accruing to the Yukon Consolidated Revenue Fund in the way of net profits. If current trends continue, and there is no change in the price of liquor, now I am talking about liquor, I am not talking about beer, now if there is no change in the price of retail selling price of liquor in the liquor stores, in the course of the current fiscal year, this figure is going to be somewhere in the neighbourhood of 30 cents on each dollar and if we are going to try and give effect to an equalization of hard liquor costs throughout the Territory it is going to add another \$10,000.00 a year to our costs of operating the liquor department which will resolve in a further decline in this 30 cents. So, really gentlemen it is a matter with regard to the liquor department of deciding as to whether or not we are going to operate the liquor store or the liquor distribution system in a firm business-like manner in a way that any other business is operated or whether or not we are going to allow it to drift and only produce profits as they happen to accrue instead of aiming for certain profits to be provided to the Consolidated Revenue Fund of the Territory. Now, I have no advice to Council as to what they

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Mr. Commissioner continues...

should do with either of these two situations. I tell you this gentlemen that I have my staff available to provide you with every facit of information that we possibly can to permit you to make sound judgement and sound recommendations in this regard. However, I think it is only right and reasonable that if Council in their wisdom decide that the revenues that are required to bring your budgetary requirement of the operation and maintenance side here which you have before you now, if these are going to fall short by effectively speaking \$200,000.00 in the course of the next two years it is only right that Council should instruct the administration as to where they feel those cuts can be brought about, and we in turn will examine these things and if we find that they can be brought about, we will then so advise Council. If we find that they cannot be brought about and still maintain the semblance of standard of services that are inherent either by legislation or by practice in the Territory.....will have to come back until Council...just what the end result of these considerations are. Beyond that Mr. Chairman I will do my best to answer any questions that Council might have in this particular regard.

Mr. MacKinnon: Well, Mr. Chairman in regards to this poor liquor business that we are operating, I was led to believe that a 15% increase would give us an end result of 140% profit on hard liquor. Now we are talking about 30% and I am just wondering if we did have this 15% liquor increase where would the 105% go. Now operating my own business we try to work on about a 24-25% and if the Territorial Government can't operate on a 30% and come out with a net profit of 95% then I would say it is time we took a pretty serious look at that one particular operation just to see where the money is going and how well it is being managed. Because, Mr. Commissioner I am quoting you facts and the proposed increase would have given a 140% profit on hard liquor sales and if you look at the minutes of the Advisory meeting you will find this figure.

Mr. Commissioner: Mr. Chairman, may I say that what the Councillor says in essence is absolutely correct, but there is an awful lot of difference between markup and profit. And a markup is what he is talking about and what I am talking to you about gentlemen are the profits that are net profits ultimately that accrue to the Yukon Consolidated Revenue Fund from the liquor department and are available to meet operating and maintenance costs or their portion of them that we are faced with and in the matter of operating expenses, since 1959/60 to the estimate of the current year they have gone up by 99.6% in the liquor department.

Mr. MacKinnon: Well, Mr. Chairman, I would suggest that we take a serious look at the operation and maybe we can do a little bit better because when your end results get this high there must be something wrong with the operation somewhere and anytime you are selling a product of that volume at a 100 and some percent profit and you end up with 25 or 30 then I say there is something wrong.

COUNCILLOR SOUTHAM TAKES THE CHAIR

Mr. Taylor: I would like to ask a question of Mr. MacKenzie. What portion of this year's budget will not be spent. What percentage just roughly speaking will not in fact be spent?

Mr. MacKenzie: Well, that is quite a good question and I intended to raise this point at a suitable moment. That is a factual one, ... differences now faced with, very hard to say and to give a figure would be dangerous because it might be wrong. If you count upon it you are in trouble, but say 4 or 5%. BILL #18 SECTION 4

Mr. Taylor: Well, Mr. Chairman, this is just kind of a normal lapsing balance but I am talking about in actuality what percentage will not be spent. Already we have passed one bill for \$820,000.00 for which we now find they actually never intended on spending any more than \$230,000.00 and yet they have asked us to approve the money and the people of the Territory in effect think we have budgeted \$800,000.00 and it is not going to be spent. Now this must reflect all through the budget--where else, and this is why I was wondering what percentage in effect will be unspent.

Mr. MacKenzie: May I ask what particular item Councillor Taylor is speaking about?

Mr. Commissioner: Under the engineering services agreement.

Mr. Shaw: That's roads, capital, the government pays 100% --nothing to do with the operation and maintenance.

Mr. Taylor: Has to do Mr. Chairman, with our \$18,000,000.00 budget that I hear so much about here.

Mr. MacKenzie: Will, I think the present purpose of that might be ignored, ... 100% recoverable. I think what should be examined is the lapsing balance, percentage, and that's a guess I would say 4 or 5%. I feel pretty safe at that.

Mr. Taylor: Well, Mr. Chairman, I feel that in truth to say well we ignore the matter of recovery from the operation side of the picture is wrong because we have still budgeted that much money and an \$18,000,000.00 budget or an \$17,000,000.00 budget is decreased by that amount, that amount is not spent. And from what I can gather though they have got us to approve the bill before they have told us this they didn't really tell us we had to dig it out of them, that they were in effect not going to spend this money, it still forms part of that budget and it detracts from it whether you recover it or whether it is recoverable at all or not. I certainly concur in part with some of the comments made by Mr. Commissioner. Now where he said that we should be in a position as to give him advice as to where we pick up the revenues this would have to be replaced by the deletion of this 10% tax on accommodation and the increase in the sale price of hard liquor. And, as I stated this morning they could have found or this Council could have found \$505,000.00 by merely putting responsibility back where it lies in the Federal Government. We could do this in Vocational Training Programs by hitting a proper responsible realistic prospering formula again in 85-15--we would resolve some saving there. I haven't determined what that saving would be. We could have effected I think some economies in rental accommodations that the Council saw fit to approve a million bucks to submit a million dollars of the taxpayers money there. I think that the Federal Government--they say that we are not entitled to an equalization grant, there certainly must be some sort of a grant in lieu of this excessive taxation and it seems to me that they will just have to find it. It is up to Council here, I feel in the past where we could change some of this revenue, but apparently Council did not wish to go along with this, but the Federal government certainly owe a great

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deal to the Yukon and more than they are saying because the revenues which accrue to the Federal Government in relation to the revenues spent back here at least through out budget, there is just no comparison at all. I say that ...way the Federal Government would like the people of the Yukon Territory to think. There are small ways, as I say, I have a proposal coming once more from Watson Lake in respect of taxation and revenues accruing from fuel, the collection of existing tax possibly on fuel and possibly on licencing and this type of thing which will certainly contribute to the cost of... We have already raised some fees in, for instance in the game department which has not been taken into account in relation to this budget and this is something that Council raised. And also there is another little item that everybody seems to have forgotten about this fall, under Section 4 I suppose and that is in relation to the amusement tax. We fought and fought and fought in this amusement tax battle until on November 29, 1965 in a Sessional Paper to Council respecting question 16, amusement taxes it was stated by the administration in answer to our reply--our request for the deletion of this amusement tax in which the Commissioner stated, the estimates for the next Federal/Territorial Financial Relations Agreement do not provide for any revenue to be received from amusement tax. This was as agreed. It is intended to repeal the amusement tax ordinance effective the 31st of March, 1967. I see no repeal here. In other words the administration have gone back on their word in this one and this was in black and white and certainly representation to many of them have been made both by Council and by industry in this regard and there was no consideration given to that. And as I say, I cite some places we can find the money, but as far as I am concerned this should be deleted as quickly and as soon as possible to get everything back on the track again and let people know they are not faced with this excessive taxation because it is discriminatory and it is unfair and if any other revenue tax are to be gotten, the Federal Government are just going to have to come up with it.

Mr. MacKenzie: I should like to suggest that we look upon half this additional revenue we need...as being offset by lapsing balance, so I think you should consider it only as \$600,000.00 for two years.

Mr. Taylor: At \$300,000.00 a year?

Mr. MacKenzie: At \$300,000.00 a year. It is not as serious a matter as we thought.

Mr. Watt: Mr. Chairman, that is the point I just wanted to mention. Mr. MacKenzie said we have pretty near \$900,000.00 a year in lapsing balance and 5% of \$18,000,000.00 and next year 5% of pretty close to \$20,000,000.00, so there is a good 1.8 million dollars in our lapsing balance and all we need is 1.2 million. We have only got 18 months to go, let's face it. It is pretty hard to use up now in this two year agreement. But that would still leave us if we...hold 1.2 million in the lapsing balance it would still leave us 6/10's of a million dollars for the next 18 months of the term. I think that is more than sufficient.

Mr. MacKenzie: Mr. Chairman, I think Councillor Watt's arithmetic is not too accurate. You can't take it on the gross. You have to take in account you recover it. If you don't spend the money you don't recover anything and against the gross expenditure you have to apply to recover it and then take 4 or 5% of the net, Mr. Chairman. BILL #18 SECTION 4

Mr. Shaw: Mr. Chairman, I would like to ask the Territorial Treasurer a question. If for example an amount an increase of liquor tax was imposed which would bring on the estimates \$160,000.00 additional dollars--the 5% budget on these operation expenditures were effected, and I am talking of the top section the Territorial Revenues which is 5% of \$2,770,000.00--\$140,000.00 that brings a matter of \$300,000.00 either additional revenue or a saving in expenditures of an amount of \$300,000.00, would that balance the budget? That is a total of \$300,000.00.

Mr. MacKenzie: I am afraid I have lost the story as he went along Mr. Chairman.

Mr. Shaw: I will repeat the story. A 15% raise in liquor produces \$160,000.00.

Mr. Commissioner: Oh, more, more than that.

Mr. MacKenzie: Liquor what--liquor sales?

Mr. Shaw: I am looking at last year's estimates as a million dollars last year's sales approximately accrued revenue a million dollars.

Mr. MacKenzie: Oh, I see--liquor profits you mean? \$843,000.00 liquor profits.

Mr. Shaw: Well what is 15% of that now.

Mr. Commissioner: No, no, no, no...Mr. Chairman, might I ask the Treasurer the 15% increase in liquor if it goes through is effectively going to produce \$300,000.00 in official revenues.

Mr. MacKenzie: Approximately.

Mr. Shaw: Produced \$300,000.00 then. This is just trying to get a picture and you take 5% reduction in the budget in the, in the...not here---which would give an amount of \$140,000.00, you have produced \$440,000.00 right there either in saving or in earned income.

Mr. MacKenzie: And that means 5% in the total operation and maintenance expenditure estimates you mena?

Mr. Shaw: Yes, 5%.

Mr. MacKenzie: Well in that case you would raise \$600,000.00.

Mr. Shaw: Mr. Chairman, perhaps that is the way to look at it then, just take 5% off the total cost of operation and maintenanceright through and that might be the answer.

Mr. MacKenzie: Yes.

Mr. Shaw: And possibly...the 5% tax. You would have to economize a little bit here and there, but that might produce the same results.

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Mr. MacKenzie: And I certainly recommend Mr. Chairman that this lapsing balance fact be taken into account and it be evaluated at \$300,000.00 a year. Now,

Mr. Shaw: Lapsing balance--\$6,000,000.00, that is \$300,000.00.

Mr. MacKenzie: No, that is \$600,000.00 over the two years.

Mr. Shaw: So, would be by taking that amount of 4% then balance the budget as expected to be without any change.

Mr. MacKenzie: No, no, the intention was when we left Ottawa to find 1.2 million dollars of additional revenue over the two years and ... accepted at that time accommodation tax and increased liquor profits. Now, we have brought into account this lapsing balance position which accounts for about the \$600,000.00 over the two years. So as I said it was half. We now need to find \$300,000.00 in each of the two years, additional money or else cut back \$300,000.00.

Mr. Shaw: Then if the liquor produced \$300,000.00 the saving of 5% what you call a lapsing balance again, call it what you like, but it is down there and we cut it down 5% which produces \$300,000.00, would that in effect balance the budget? At \$300,000.00 per year.

Mr. MacKenzie: Applying this 15% to what?

Mr. Shaw: To liquor.

Mr. MacKenzie: To liquor. An increase in the net profits?

Mr. Shaw: Yes.

Mr. MacKenzie: No, I am afraid not. It would be only half what you need--half what you need. Because the net liquor profits can be taken at a million dollars in round figures per year at least this current last year. And 15% of that is \$150,000.00 and we need \$300,000.00.

Mr. Shaw: Well, Mr. Chairman, that is what I said a while back and you told me I was wrong.

Mr. MacKenzie: No.

Mr. Shaw: I tell you I had it down to \$150,000.00, in fact I had \$160,000.00 and I was told I was wrong.

Mr. Boyd: Now, I think the sales are up over half a million dollars over the previous year. It seems to me we were showing a million dollars profits two years ago and now we say all of a sudden our bills are up half a million and we are showing shall we say three quarters of a million profits.

Mr. MacKenzie: Two years ago Mr. Chairman? 1965 here referred to--\$884,000.00.

Mr. Boyd: 1965/66.

Mr. MacKenzie: The net profit was \$926,000.00 and the gross sales were \$2,500,000.00. In 1966/67, now there of course we don't know because we haven't got our fiscal year end figures yet. I would put about \$3,000,000.00.

Mr. Boyd: About half a million dollars.

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Mr. MacKenzie: Yes, and the profits will be around a million.

Mr. Commissioner: I have all the figures here Mr. Chairman, if the end results based on anticipated sales, if Council saw fit to increase this liquor by 15% on selling price I am talking about the price of hard liquor and the sales maintained themselves in the same upward trend as what they have been it is with reasonable anticipation that liquor profits during this coming year in a full calendar or a full fiscal year which ever way you want to put it, would be a \$1,363,000.00. This is the estimate.

Mr. Shaw: One million...?

Mr. Commissioner: \$1,363,000.00.

Mr. Taylor: Mr. Speaker or Mr. Chairman, I have been reviewing this, I have looked through the items that we had before and I find that we have come to the end of the, or the only point where we talked about our revenue in terms of taxation and I still find no answer to the amusement tax which I think should be discussed following discussion on this. I feel that this must go and it should have many years ago, and in fact we had documented agreement by the administration that it will go. But at this particular point in time I think the thing to do prior to the trying to find these other revenues is certainly as I have stated I have no intention of agreeing to this taxation. I think that this would be the time to propose a motion in respect of this and that would be, I would move Mr. Chairman that Council are opposed to the imposition of any additional taxes as outlined on Page 33, Item 4 of the proposed fiscal agreement. This is the accommodation and liquor tax.

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Mr. MacKinnon: I will second the motion, Mr. Chairman.

Mr. Shaw: Mr. Chairman, getting back to what we were discussing, the proposed increase in revenue I understand on liquor from \$884,000.00 to one million--\$363,000.00 shows an increase, a budgetary increase, a profit increase of \$479,000.00.

Mr. Commissioner: That is since 1964/65.

Mr. Shaw: No, 1964

Mr. Commissioner: 1966/67 estimates \$1,000,000.00. If the increase was applied it is anticipated that \$1,363,000.00 will be made available to the Consolidated Revenue Fund in the current fiscal year.

Mr. Shaw: Well Mr. Chairman, that would mean that we would have an increase of \$179,000.00 for liquor.

Mr. Commissioner: \$363,000.00 Mr. Chairman. \$1,000,000.00 in the last fiscal year anticipated \$1,363,000.00 in this fiscal year.

Mr. Boyd: When you say the last fiscal year is this 1966/67, for which the figures are not yet completed.

Mr. Commissioner: That is right. Were not completed. Anticipated \$1,000,000.00. Reasonable Mr. MacKenzie?

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Mr. MacKenzie: That is correct.

Mr. Shaw: \$363,000.00 increase, is that correct?

Mr. Commissioner: That is correct.

Mr. Shaw: Now, you get a 5% saving on operating a whole pattern of government...from the operation and maintenance view point, which is about \$6,000,000.00?

Mr. MacKenzie: Five percent would be...

Mr. Shaw: Six million dollars, that is \$300,000.00.

Mr. MacKenzie: Three hundred odd thousand dollars, 5% would be in one year, yes.

Mr. Shaw: In one year, so we effect a saving or we make a change in revenue in balancing things with a total of \$660,000.00. Would that balance the budget for the year?

Mr. MacKenzie: \$660,000.00. Would you mind telling me how that was made up--lapsing balance of \$300,000.00?

Mr. Shaw: Yes, it is made up of \$360,000.00 increase and liquor revenues--15%, and \$300,000.00 saving on what we are going to spend makes a credit side of \$660,000.00.

Mr. MacKenzie: Yes, that would...

Mr. Shaw: That would balance the budget, ...

Mr. MacKenzie: And the occupancy tax need not rise.

Mr. Shaw: Yes, you wouldn't have the occupancy tax.

Mr. MacKenzie: No, it would be necessary to go ahead with the liquor proposal.

Mr. Shaw: That is what I mean, I was trying to ascertain how we could balance this, I mean this might not...(inaudible) put that on fuel tax or might not put in on, but to get it appraised as something.

Mr. MacKenzie: This is approximately the situation.

Mr. Watt: Well, Mr. Chairman, I have one more question I would like to ask Mr. MacKenzie. Now when we projected these figures we also had included in here an extension to the Vocational School some \$600,000.00 and if that is not needed and we do not use that this year and next year, then wouldn't this give us with the operation of it, wouldn't it give us the \$600,000.00 that we need to maintain?

Mr. MacKenzie: No, I think you will find again that the appraising and operation is not very substantial. The addition is only I think 17,000.00 square feet, I think. I don't think you will learn the cost of that is very great. We would have to find out of course.

Mr. Chairman: Anything further? If not, I have a motion moved by Councillor Taylor and seconded by Councillor MacKinnon that Council are opposed to the imposition of any additional taxes that are outlined on Page 33, Item 4 of the proposed fiscal agreement. Are you ready for the



Mr. Chairman continues...

BILL #18  
SECTION 4  
MOTION  
CARRIED

question? Are you agreed? Contrary? Could I have a show of hands for the agreed please? And contrary? The Motion is carried.

MOTION CARRIED

Mr. Taylor: Mr. Chairman, might I at this point in time ask the Treasurer how much money is expected to accrue from the imposition of amusement tax and if the administration would consider the deletion or join with Council in deletion if Council so chose to still delete this tax?

Mr. MacKenzie: Mr. Chairman, the amusement tax usually produces about \$14,000.00 per year since it has been in the cinema house and it was the feeling of the Committee in Ottawa that this tax be not deleted. The argument was the Territorial expenditures were climbing rapidly and the Territorial revenue income was not keeping pace at all with the climb in expenditures and they did not see their way to agree to deletion of this tax.

Mr. Taylor: This of course is because the Territory's expenditures are climbing rapidly because we are accepting all of the Federal Government white elephants they are sending us. They don't happen to come and ask us about these, they just kind of--some morning you wake up and they are there. I think it was generally agreed and I of course can't speak for all members of Council, but I think most of you agree, that in the last agreement that if the amusement tax was levied that everyone would pay the amusement tax, the CNT mine films, all these government films, users of television and everybody that goes to a ball game, all forms of amusement should then pay this tax or else the tax should be outlawed entirely and it was agreed by Council on many occasions that the tax be deleted and it is my intention at some stage in time here to move that this also be deleted from the budget as agreed to by Administration.

Mr. Shaw: Mr. Chairman, this is a tax that I have always felt is most discriminatory. There is absolutely no question about that and there is no justification for a tax such as that. It is just directed purely at movietheatres. In Ottawa, these people have a multitude of things and a multitude of places to go for their amusement, but when you take the Yukon in particular, the hinterland, that is about the only form of amusement that they have, that they can go and see something that is not a community effort. In fact it is the only thing that they can go and see at a nominal fee of \$1.00. The places are very small, the theatres are very small, the persons operating them are certainly not making any fortune by any means they are barely making a go of it and we tax them for this. In the meantime there are other, for example mining companies they take films and show them to employees--and this is a good thing. There is nothing wrong with that. In fact it is almost necessary, and the various, as Councillor Taylor pointed out, DOT and other things too. We have television in Whitehorse and there is no tax on what you look at when you look at that. There are a multitude of things that are not taxed and this is directed solely at one facet of the entertainment world. It is a tax that has been discarded right across Canada. We are holding the fort on a stupid discriminatory tax such as what we have right now. And as you know I believe that

BILL #18 Mr. Shaw continues...

taxes are just. I hate paying taxes as much as anyone else, but we have to pay taxes in order to receive the services we get, provided by the government, but this is absolutely outlandish and I certainly would like to see this thing just stricken from the records. It is not fair and it is not just. And it is--well it is just something that goes back to the dark ages. They had that when there was only one form of entertainment, which was that--the movies or the original theatre?

Mr. Boyd: Out of curiosity, do pool halls pay a sales tax?

Mr. MacKenzie: No, Mr. Chairman, they do not. They are not required to. Neither is T.V. or anything of that sort. That has been investigated recently as a matter of weeks ago I had that done. Because I thought there might be a ...amusement tax income, but there is not.

Mr. Shaw: Well, Mr. Chairman, we can always start. If we are going to tax the theatres then tax television and any other form of entertainment that is entertainment. Then this would be equitable.

Mr. MacKenzie: All you have to do Mr. Chairman is amend the ordinance so that it would have a broader application than it has now--it is simple as that, sir.

Mr. Shaw: I think that the way to amend that is to shove it into clause 13. That is where that should go.

Mr. Watt: Mr. Chairman on this particular point, it comes to mention in this agreement yet, but it was agreed to by Ottawa several years ago that after the last five year agreement that they wouldn't have to impose that again. And could we just leave this to the Commissioner to inquire into this further. I think the reasons were at that time that it cost almost as much to collect it as it did--would be to receive it anyway, and it was more of a nuisance than anything else. And I think the Commissioner told us that it wouldn't be asked for at this time and Ottawa had already agreed to that, we had agreed to it, everybody agreed to it. So there should be no problem there at all, so possibly the Commissioner could maybe check on this for us and see if it was an oversight on their part, re the deletion of this tax.

Mr. Chairman: Anything further gentlemen?

COUNCILLOR TAYLOR RESUMES THE CHAIR.

ITEM 5 Mr. Chairman: Gentlemen, your next item is Item 5--(Reads).

Mr. Watt: Mr. Chairman, I would like to ask Mr. MacKenzie if he thinks...could you tell us what we are--this tax we are agreeing not to levy how much money is involved in this?

Mr. MacKenzie: I haven't got a recent figure I am afraid Mr. Chairman, but I do recollect obtaining this information from Ottawa some years ago, probably not worth while repeating, in fact I don't recollect it clearly, but it is available.

Mr. Chairman: Might I direct a question from the Chair to Mr. Commissioner, as the chief executive of the administration of the Territory would it not seem reasonable that when you are party to an agreement with the Federal Government in respect to the imposition or nonimposition of such taxes that there should be a total disclosure of the amount of revenue that is in fact accruing to the Federal government from these sources.

BILL #18  
ITEM 5

Mr. Commissioner: There is no secret that I am aware of in connection with this, I mean the Bureau of Statistics can give them to you anytime. In fact I supplied either the Financial Advisory Committee or Council as a whole in the spring of the year for the total income tax that is collected out of the Territory. There is nothing secret about this. It is all public information.

Mr. Chairman: We have tried since 1958 to get this information and it has been told on every occasion that we can't have it.

Mr. Commissioner: No, Mr. Chairman, I beg to differ with you. I gave this information in book form to Council when they were here in January or February.

Mr. MacKenzie: The reasons it was not supplied was we were told it was no longer kept separate for the Yukon and was not available.

Mr. Commissioner: I think what the point is here, this is something that is unfortunately true all across a country such as Canada that income that is earned not only by individuals but by corporations in a particular part of Canada is not necessarily reported in that particular part of Canada. Now this applies everywhere. A corporation with headquarters in Toronto can have a division operating in B.C., but the amount of their income that accrues their net income that they pay tax on that is applicable to their British Columbia operations is not broken down, it is all part of the total package. Say the Imperial Tobacco Company or any other company that operates throughout the country and I think this is possibly one reason that Council and all other people feel that they are not entirely satisfied with the statistical information that is available, but it is impossible to get it broken down any finer because there are hundreds of individuals who earn their living in the Yukon who file their income tax forms as individuals in a dozen and one other parts of Canada wherever their home happens to be. The same applies to corporations. But insofar as those things which go through the offices of the income tax department here in the Yukon, this is documented in book form that is published and comes from the Queen's Printers. There is no problem here, no.

Mr. Chairman: The final question, I believe the research and development institute during the past made a study on this and made a report to the Commissioner, the Commissioner's office, at all in relation to this?

Mr. Commissioner: No, they are strictly a private group. If they had information of this nature, I am sure if we asked them for it, I am sure they would gladly provide it, but they are under no obligations to provide this information directly to my office.

BILL #18  
ITEM 5

Mr. Chairman: Well, I believe it is time we gave a grant to that group to undertake this study and let the Commissioner and Council know this.

Mr. Commissioner: This is all new to me, Mr. Chairman, but I will gladly inquire of them if this information is available and if this is their commitment, then they should live up to their commitment.

Mr. Chairman: Are you clear on this item gentlemen?

Committee: Clear.

ITEM 6

Mr. Chairman: Item 6. (Reads)

Mr. Commissioner: I think the 1961 census is more favourable. Isn't that right Mr. MacKenzie?

Mr. MacKenzie: No, I don't think so. I don't think so. But the point is the agreement being prepared--sorry--the agreement being prepared or was prepared before the 1966 census figures were or are available.

Mr. Commissioner: Mr. Treasurer, have they ever published the 1966 census figures?

Mr. MacKenzie: No, I don't think so. As a matter of fact it wouldn't make any difference because if this grant were to be \$15,000.00 it would simply mean that the two figures down below there for 1967--\$3,700,000.00 and 1968--\$4,300,000.00 made for that much less. So it makes no difference.

Mr. MacKinnon: Well I was just going to mention Mr. Chairman, seeing we have the census taker across the table here, maybe he could enlighten us a little bit on this subject.

Mr. Boyd: What do you want to know?

Mr. MacKinnon: Was there an increase in the last census which you took?

Mr. Boyd: Yes, I think there was, a total of 16,000 for the Yukon. You figure it out from there.

Mr. Chairman: Are you clear on this item gentlemen?

Committee: Clear.

ITEM 7

Mr. Chairman: Reads Item 7. Just what does this involve?

Mr. Shaw: Council...(inaudible)...\$30,000.00.

ITEM 8

Mr. Chairman: Next is Item 8. Just one question. What are the criteria for basing the operation?

Mr. MacKenzie: This figure you see is taken from Appendix B Page 2, Appendix B, Page 2 you see the operating deficit grant there...census takes \$3,820,920.00. Now if you add to this figure the \$3,779,218 the figure of \$30,000.00 plus the figure of \$11,200.00 you will arrive at the figure of \$3,820,920.00.

Mr. Chairman: Deficit grant--I didn't realize that figure was a different grant.

Mr. Watt: Does this include--in our last agreement we had a grant from the Federal Government for children, grants made up primarily of \$250.00 per child a year which was a government grant primarily. Now they are working this on a new basis. Is this the new basis on which we are getting that grant? BILL #18  
ITEM 8

Mr. MacKenzie: The new basis Mr. Chairman is reflected in a higher deficit grant that appears here. The figures we recovered last year and during the life of the last agreement was \$350.00 per pupil per year not \$250.00. And that used to appear as a recoverable expenditure of certain... and in such a case the deficit grant was more. Now we see the recoverable fee has been eliminated and the money is paid to us in the higher deficit grants.

Mr. Watt: Does this still project the actual cost related to the children? The actual cost right now is little over \$600.00 per child per year and I think we are better off to go back to the old system...I am sure it would be less trouble than that, would it not?

Mr. MacKenzie: We are keeping a record Mr. Chairman of what the grant would have been if we had carried on with the old arrangement. But the new arrangement is very much better from the administrative point of view, very much better. And that is important.

Mr. Watt: I think it is important that the figure we are receiving for this grant in lieu of taxes is realistic, not just easy to administer. I think it should be realistic and something close to the actual figure. It is costing us \$602.00 per child per year to maintain and operate schools and this is a grant in lieu of these taxes we get and working it on that basis you said you have kept your finger on this, roughly in 1967 what is used for one year. Working it on that basis you have the figures there? Roughly, .... formula would be?

Mr. MacKenzie: No, this arrangement came into force on the 1st of April, 1967. It only just started and it is only just now we are recording these figures representing what the grant would have been. It is a much better arrangement as I have said, and I can assure you.

Mr. Watt: Mr. Chairman, I will go along with it for now, but I think we are taking a little bit of a beating on this new bookkeeping system that we are using for grants in lieu of taxes.

Mr. MacKenzie: If at any time we can find out...

Mr. Watt: But I will go along with this...decrease in taxes and I will go along with this system.

Mr. Chairman: Are you clear gentlemen? The next item is 9. ITEM 9

Mr. Watt: Mr. Chairman, I would like to ask Mr. MacKenzie one more question. Now this is to pay off old debts the Federal Government has loaned us. Is that not right?

Mr. MacKenzie: Not at all. This is to pay for our capital program over the next two years. The payments for old debts appears in operation and maintenance in the loan amortization section--quite a different thing altogether.

BILL #18 Committee: Agreed.  
ITEM 9

Mr. Chairman: The next item is 10.

ITEM 10

Mr. Boyd: Mr. Chairman, could I go back to Mr. MacKenzie for a second in 1967 it is anticipated we will borrow from the government, the Federal Government, four million dollars roughly speaking for capital, but I greatly fear we won't get that money spent this year. It hasn't been lost, is it revoted again next year, it would still be within the overall ninety million dollars within the five years?

Mr. MacKenzie: Yes, no problem whatever. If I borrow the money from Ottawa and I don't spend it, it will remain in the bank as a deposit earning interest and it will remain to be drawn upon in the future. There is no problem whatever.

Mr. Boyd: Clear

ITEM 11 Mr. Chairman: Item 11.

Mr. Watt: Mr. Chairman, I would like to ask the Commissioner, what does it mean by an expanded housing program. Is this a program under welfare that we were discussing or are you talking about a public housing program or a private buildings program? Could you explain this for us?

Mr. Commissioner: Well, let me put it to you this way Mr. Chairman. Supposing that we find ourselves in a position in any part of the Territory where we have to provide municipal services to allow expansion to a present townsite or say a new one coming in, there is no provision of any kind either of capital or operation and maintenance for us to have funds available for to do this with and this is basically what this is aimed at, am I not correct Mr. MacKenzie? For example, you gave me permission to effectively enter into an agreement with CMHC concerning plans for the Anvil townsite. Now in order to give effect to this town plan it may be necessary that we put up the capital cost initially of the sewer and water facilities in the street that will be recovered from the sale of the property, but we may have to go out and borrow a couple of million dollars from Canada in order to do this before we can have these sewer and water facilities installed there and have the lots available for sale for us to recover this two million dollars. There is nothing in the agreement at the present time that will permit this to be done. This is the type of thing that we are talking about.

Mr. Watt: Well, Mr. Chairman, I think this would be better verified if we were titled municipal services and planning or something along that line, and this expanded housing program that is something altogether new to me.

Mr. Commissioner: Well, there is a saving clause in this gentlemen that says I think in the prior clause there that whatever they would have to have it would need Council's approval. This is the saving clause to the situation.

Mr. Chairman: Are you clear gentlemen?

Mr. Watt: No, I am not quite clear on this yet Mr. Chairman. We are apparently, it appears as if we are giving approval in principle of some kind of a housing program, an expanded housing program and we have as far as welfare housing is

Mr. Watt continues...

BILL #18  
ITEM 11

concerned we have possibly...in that, but this is what it appears as if we are giving approval in principle to this and now possibly this Council won't be here in a short while and it could be ... procedure giving approval in principle to expand housing possibly and this could... Somehow we are going to wind up underwriting rental housing for private development and if this is the case, but at least Council should know about what they are voting on and if this in a sealed form I think we should at least know about it and then if we are voting on it we are voting on it. It is simply planning and a municipal service and I think it could have been clarified.

Mr. Southam: Well Mr. Chairman, could I ask the Commissioner a question. When the agreement...does it cover, in other words you can do anything that the Council agrees to...

Mr. Commissioner: What I am telling you is the saving clause is the prior clause Mr. Chairman, and I may say that this is the general idea of an agreement of this nature is that it lays down the general confines within which the Territory and the Federal Government is going to operate for the next two years and I can assure you that the amount of negotiation that is involved in a thing of this nature is why they are suggesting limitations upon those things for which the agreement can be reopened because this calls for a tremendous amount of work and negotiations and I am sure Mr. MacKenzie can verify what I am telling you. In other words what they are saying here effectively is this agreement cannot be reopened except for a very, very good cause and they are suggesting three areas here that they would consider to be good causes. Now this doesn't mean to say that they would not consider other items, but they are trying to get the thing confined to the fact that once it is wrapped up it is to stay wrapped up for at least a two year period. Am I not correct on this Mr. MacKenzie?

Mr. MacKenzie: That is so, that is so.

Mr. Chairman: Clear gentlemen?

Committee: Clear

Mr. Chairman: The next item is 12.

ITEM 12

Mr. Shaw: I have a question on this. Would this Mr. Chairman preclude our saving 10% for to project for the following year for the game...to be used for operation and maintenance. It does state capital of course if it is used up for the next year's operation and maintenance...(INAUDIBLE).

Mr. Commissioner: Am I not right on this? Isn't that the idea that it was accepted that way?

Mr. MacKenzie: No, over the five year or two year period if you build up surpluses as much as you like and those surpluses are available for us to do with as we think fit subject to this 10% limit on over and under surpluses being used for taxes.

Mr. Commissioner: Yah--I think that's the Councillor's question--I mean there is only 10% of your operating surplus can be moved over to capital if you have that.

BILL #18 Mr. Shaw: Not quite, there is one little thing I would like  
ITEM 12 to satisfy Mr. Chairman. If we had \$100,000.00 left over  
from operation and maintenance over this fiscal year, could  
we take that \$100,000.00 and put in in the bank or any place  
but use it in the following year or does it have to lapse  
back to the government.

Mr. Commissioner: Oh, no. No, no we can use it.

Mr. Shaw: It stays with us.

Mr. Commissioner: It stays with us, oh, yes.

Mr. MacKenzie: Stays with us.

Mr. Commissioner: But we can only take 10% of the total  
and put it into capital projects and this is the point and  
it is rather an important point.

Mr. MacKenzie: That is right.

Mr. Watt: This limitation of 10%, is that an obstacle of  
the past?

Mr. MacKenzie: I beg your pardon.

Mr. Watt: Has it been an obstacle in the past? Could you  
give us an example?

Mr. MacKenzie: It came into being during or in the previous  
agreement. Now it is never been made use of. Never has.

Mr. Watt: Never has.

Mr. Chairman: Are you clear gentlemen? I wonder at this  
time if Mr. MacKenzie and Mr. Commissioner could be excused  
until 10:15 tomorrow morning?

Committee: Agreed.

MOTION RE Mr. MacKinnon: I move the Speaker do now take the Chair and  
SPEAKER hear the Report of the Committee.

RESUME

CHAIR

Mr. Boyd: I second the motion.

Mr. Chairman: It has been regularly moved and seconded  
that Mr. Speaker do now resume the Chair and hear the Report  
of the Chairman of Committees. Are you ready for the question?  
Are you agreed gentlemen? Contrary? I declare the Motion  
carried.

MOTION

CARRIED

MOTION CARRIED

Mr. Speaker: I will now call this Council to order and hear  
the report of the Chairman of Committees.

Mr. Taylor: Mr. Speaker, Committee convened at 10:10 a.m.  
this morning to discuss bills, memoranda, sessional papers  
and motions. Committee first discussed Bill #18, the  
Financial Administration Ordinance with Mr. Commissioner  
and Mr. MacKenzie in attendance. Councillor Watt was opposed  
to Item 2. It was moved by Councillor Watt and seconded by  
Councillor MacKinnon that Section 3 be amended to change  
50% of the Federal share to 85%. This Motion was defeated.  
Committee recessed at 12:00 noon and reconvened at 2:00 p.m.



Mr. Taylor continues...

It was moved by Councillor Taylor and seconded by Councillor MacKinnon that Council are opposed to the imposition of any additional taxes as outlined on Page 33, Item 4 of the proposed fiscal agreement. This Motion was carried. I can report progress on Bill #18. It was moved by Councillor MacKinnon and seconded by Councillor Boyd that Mr. Speaker do now resume the Chair and hear the report of the Chairman of Committees and this Motion was carried.

REPORT OF  
CHAIRMAN  
OF  
COMMITTEES

Mr. Speaker: Well, gentlemen you have heard the reading of the Chairman of the Committee's report. Are you agreed with the report?

Committee: Agreed.

Mr. Speaker: Thank you. Well, now gentlemen, if tomorrow we continue with this business and we proceed with Motions, memoranda, sessional papers and bills is that agreed?

Committee: Agreed.

Mr. Speaker: What is your pleasure at this time?

Mr. Boyd: I move that we call it five o'clock Mr. Speaker.

Mr. MacKinnon: Second the Motion, Mr. Speaker.

Mr. Speaker: It has been moved by Councillor Boyd and seconded by Councillor MacKinnon that we call it five o'clock at this time. Are you ready for the question? Are you agreed to the Motion? Are there any contrary? The Motion is carried and this Council now stands adjourned until tomorrow morning at ten o'clock.

MOTION  
CARRIED

MOTION CARRIED.



Page 1547.  
Tuesday, May 16, 1967.  
10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order. Councillor Thompson was absent.

Mr. Speaker: Is there a quorum, Mr. Clerk?

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: Have we any correspondence this morning?

Mr. Clerk: Mr. Speaker, we have Sessional Paper No. 135, dated May 12, 1967, re date for Fall Session of Council. SESSIONAL  
PAPER #135

Mr. Speaker: Thank you, Mr. Clerk. Have we any further correspondence? Have we any Reports of Committees? Have we any Introduction of Bills?

Mr. Southam: Mr. Speaker, I would move that the Rules of the House be waived that I could introduce a Private Member's Bill.

Mr. Taylor: I would second the Motion, Mr. Speaker.

Mr. Speaker: It has been moved by Councillor Southam and seconded by Councillor Taylor, that the Rules of the House be waived to permit introduction of Bill No. 19, Private Member's Bill. BILL #19  
INTRODUCED

Mr. Watt: Mr. Speaker, he can go ahead and introduce it anyway, can't he? What is the reason for having to waive the Rules?

Mr. Speaker: The reason, Mr. Watt, is that the Rules do not permit a Private Member's Bill to be introduced any later than two weeks after the commencement of the Session and, therefore, it is necessary to waive the Rules in order to have the Bill introduced.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: The Motion is carried and Bill No. 19 has now been introduced.

Mr. Watt: Could we have a reason for the waiving of the Rules. What would be the title of the Bill? We should at least know what the subject is about.

Mr. Speaker: By all means. I think it is on your Daily Routine in front of you. It is Bill No. 19, The Hairdressers Ordinance. I think you have it in front of you. Is that correct?

Mr. Thompson enters the Council Chambers.

Mr. Speaker: Have we any Notices of Motion and Resolution this morning?

Mr. Boyd: Mr. Speaker, has Bill No. 19 been introduced?

Mr. Speaker: It has been introduced right now...that the Rules be waived and that Bill No. 19 be introduced. I asked Council's concurrence and they agreed with it.

Mr. Boyd: Well, I am sorry, but I thought the Member asked if the Rules could be changed in order that he could introduce a Bill. I didn't hear him introduce Bill No. 19. I am sorry if I misunderstood the situation.

Mr. Speaker: That is quite all right, Mr. Boyd. Everything I think is in order. Have we any Notice of Motion and Resolution? If not, we will proceed to Orders of the Day. Have we any Notices of Motion for the Production of Papers? We have no Motions for the Production of Papers and we have no Motions on the Agenda. Are there any questions this morning? If there are no questions, gentlemen, what is your pleasure at this time?

Mr. Watt: Yes, Mr. Speaker, I have a question I would like to direct to the Commissioner if he were available.

Mr. Speaker: In which case I will call a short recess. Mr. Clerk, will you see if the Commissioner is available.

Mr. Commissioner enters the Council Chambers.

Mr. Speaker: I will now call this Council to order. Mr. Watt, you have a question I believe.

QUESTION  
RE EMPLOY-  
MENT  
POOLE  
CONSTRUC-  
TION

Mr. Watt: Yes, Mr. Speaker. I would like to ask the Commissioner if he has a report or a statement to make with respect to the employment situation...a question that has arisen here a while ago...with respect to Poole Construction and if you have a report, what is the answer in respect to the people that made this inquiry on your behalf?

Mr. Commissioner: The answer that I gave to Council at the time has not been changed, Mr. Speaker. I have no further word on this but we intimated at the time that the answer was given that it would be approximately a week before we had the necessary information. If I remember correctly, I believe this answer was given last Thursday morning and I would certainly feel that the very earliest would be tomorrow before I could have anything further for Council. As soon as I have it available, I will have it available for Council.

Mr. Speaker: Thank you. Have we any further questions?

Mr. Watt: Mr. Speaker, I would like to leave one more question with Mr. Commissioner and he can possibly answer it at the same time when he answers the other one and that is to also inquire into the employment of additional men there... since the last inquiry a work order for additional men... since the last time we asked this question.

Mr. Taylor: Mr. Speaker, this gives rise to a further question. Is it not a part of an agreement in Federal and Territorial contracts that a certain percentage of local employees are hired if available?

Mr. Commissioner: Yes, I believe that this is in essence correct, Mr. Speaker, and this was effectively the question that was asked before and the answer that was given to us at the local level by the contractors concerned was that the vast majority of people that they presently had on their payroll were their regular staff. In other words, people who were regularly in their employ...whether they came from Alberta or where they came from, and this, of course, is the question

Mr. Commissioner continues:  
that we are trying to determine...as to what point in time you consider your normal staff...whether you are located in Toronto, Vancouver, Edmonton, or Whitehorse...as to the number of local hires that you take on. This is the real question and the question that the Councillor raises is exactly the question we are trying to get the answer to, Mr. Speaker. It would appear to me that there must be some either understanding or something written somewhere that intimates what a contractor's normal complement of people is and then the people that he would hire specially over and above that to get this job done. This is where this percentage figure comes in and this is actually endeavouring to find out for you.

QUESTION RE  
EMPLOYMENT

Mr. Watt: There is one other further question with respect to the same thing. I will just leave this as notice and possibly either the Commissioner or Legal Advisor could take it under consideration...that is section 27 subsection (2) of this particular contract I believe "that the contractor will employ labour from the locality where the work is being executed to the extent to which it is available and shall use the offices of the National Employment Services for the recruitment of workers wherever practicable. I realize that this clause can be interpreted to different degrees but if there is a clear...here is the question now...if there is a clear violation of this clause in the contract, would this in effect violate the whole contract and leave it open for new tenders? I could leave this to serve as notice if you so wish or you could answer it now if you wish.

Mr. Speaker: Mr. Legal Advisor.

Mr. Legal Advisor: I couldn't offer any useful answer on that at this time. I will make a note of the section and I will look into it.

Mr. Speaker: Have we any further questions? If there are no further questions, what is your pleasure at this time, gentlemen?

Moved by Councillor Boyd, seconded by Councillor MacKinnon, that the Speaker do now leave the Chair and Council resolve itself into Committee of the Whole to discuss Bills, Memoranda, and Sessional Papers.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: The Motion is carried and Mr. Taylor will take the Chair in Committee of the Whole.

Mr. Taylor: Mr. Clerk, I wonder if you could find out if Mr. MacKenzie would be available. I will declare a short recess.

Mr. MacKenzie, Territorial Treasurer, enters the Council Chambers.

Mr. Chairman: At this time, I will call Committee to order. We will proceed now with the Recommendations in each Section. You have the background from the old Agreement laid out for you. I will proceed to read the Recommendations as we come to them. I believe the first is on Page 6 under Education. (Reads Recommendations for 1967-69 Education-part (1) General).

BILL #18

RECOMMEND-  
ATIONS  
EDUCATION

Mr. Watt: Mr. Chairman, I would just like to state that although we are responsible for education, I don't think that the Federal Government is accepting their responsibility for the payment of their share of those who are Federal employees, that are paying a grant in lieu of taxes and, secondly, those of native status, and thirdly, there are the group of people that are native people that are white status. I think that the Federal Government is getting out of paying a good percentage of their cost of this and it could involve as much as half a million dollars and possibly more. I just want to make this comment. I have made it before and they haven't recognized it to they have closed their eyes to the point and I just want to go on record as objecting to the system that they are using for asking us to pay for what they have accepted all across Canada as Federal responsibility.

Mr. Boyd: We just have one Indian School as such in the Yukon do we not?

Mr. MacKenzie: That is correct - Carcross.

Mr. Chairman: Next is Territorial Schools - Public and Separate. (Reads item (a) Operating Costs).

Mr. Watt: Mr. Chairman, I think this is going to hide the figures once again. I think we should have the actual figure although it may save the Administration a little bookkeeping time. I think it is just going to hide the fact that the Territorial Government is paying for something that isn't actually our responsibility.

Mr. Chairman: Mr. MacKenzie, was it not agreed that this would be calculated?

Mr. MacKenzie: We intend to keep track of what the specific grants would have been had we continued with the old arrangement but it is considered that it would be better to drop that old arrangement and include the costs in the deficit grant.

Mr. Boyd: This is a case where you are not going to bill the Department of Indian Affairs every thirty days...once a year you will take a look see in other words.

Mr. MacKenzie: That is correct.

All: Clear.

Mr. Chairman reads part (2)(b) Capital Costs, and part (3) Indian Schools.

Mr. Watt: Mr. Chairman, I would like to ask Mr. MacKenzie.. would this be predicated on the actual cost per pupil per year and this is what we will be charged with?

Mr. MacKenzie: Yes. No particular fee has been set therefore it will be the actual cost if and when we do utilize this section here.

Mr. Watt: Mr. Chairman, this is the same point again. When it comes to the Federal Government running a school and the Territorial Government having the responsibility of the child in the school, then they predicate the cost on the actual cost which is fair as far as our paying to the Federal Government is concerned but when the shoe is on the other foot, then the Federal Government do not like this system of paying on the actual cost. Over the last two Five Year Agreements...over the last ten years...the actual costs have been larger than what we have received from the Federal Government. The cost is established at the beginning of a Five Year Agreement and twelve months later the cost is just a fictitious figure. In our last Agreement we were getting \$350 per child and the actual cost was \$602 per child so this is what we were losing.

BILL #18  
RECOMMENDA-  
TIONS  
EDUCATION

Mr. MacKenzie: Mr. Chairman, I should comment there. Actually, if we teach an Indian child, we get the full cost of teaching that child from the Federal Government in the deficit grant, therefore, if an Indian School teaches a non-Indian child, it should receive full cost from the Territorial Government. That's all this is.

All: Clear.

Mr. Chairman reads item (4) Other Schools; Item (5) Scholarships and Other Miscellaneous Programs; and (6) School Districts.

All: Clear.

Mr. Speaker: Anything further on Education, gentlemen? The next item will be found on page 10 under Health. (Reads Recommendations for 1967-69 Health, Items (a) and (b)).

BILL #18  
HEALTH

Mr. Shaw: Question, Mr. Chairman. I think they have a typographical error. That's \$25.00 a day. That's a pretty expensive Institution to continue and the way the finances are right now, facing a \$600,000.00 deficit, I think that should remain as it was in the first instance.

Mr. MacKenzie: This rate of \$30.00 is not an error. It is intended and it is still way below the actual per diem cost. The per diem cost for Whitehorse is between \$40.00 and \$45.00. The average per diem rate for in-patients treatment right across Canada is about \$54.00 per patient day so this is by no means excessive. In fact, it is very favourable.

Mr. Shaw: Well, we have a very large Institution here that cost three and a half million dollars and that was built specifically as a cost sharing arrangement between the Territory...the requirements of the Territory, the requirements of the Indian Affairs Department, the requirements of National Health and the requirements of the various and sundry Government Departments. We asked that the price be established at a low price which was low. In fact, it was all right at that time...1959 I believe...but since that time things have gone up. There is no question about that but also they have a tremendous staff. They have a payroll of I think of about a million dollars a year in this hospital. We have no means or ways of cutting down the size of that Institution and as a result it is very good but at the same time, can we afford such a...to pay this kind of money? I don't think we can. We are already about \$600,000 in the hole by the looks of things and yet we have an increase in hospitalization costs.

BILL #18  
HEALTH

Mr. Chairman: Clear, gentlemen?

Mr. Watt: Mr. Chairman, I would just like to ask Mr. MacKenzie what the effect of this would be. This in effect is actually just boosting our responsibility for Health. It's just a bookkeeping...shifting from the Federal Government to the Territorial Government to our responsibility which is different from the original Agreement which the hospital was built under and first operated under so this is actually increasing our Y.H.I.S. expenses by approximately 25% is it not and how much does this amount to per year?

Mr. MacKenzie: It is an increase of 20% to start with and the cost per year to us would be one-half. In other words, \$2.50 per day. That's the additional cost....\$2.50 per day because as you know, we recover half of our expenditure on Y.H.I.S. from the Federal Government by Agreement.

Mr. Watt: So the actual cost to us...we were paying \$25.00 a day - right?

Mr. MacKenzie: Yes.

Mr. Watt: So we are increasing it by \$5.00 a day.

Mr. MacKenzie: That's a fifth - 20%.

Mr. Watt: 20% and so...a half of that fifth....

Mr. MacKenzie: A half of all our expenditure on Y.H.I.S. is recovered from the Federal Government.

Mr. Watt: So it is costing us in effect....

Mr. MacKenzie: \$2.50 more.

Mr. Watt: 10% more and we are expected to raise a percentage of that 10% from taxation and this has been allowed for in the Budget?

Mr. MacKenzie: Yes, this has been allowed for.

Mr. Chairman: Clear?

Mr. Shaw: I am clear. I just wanted to note the increase.

Mr. Chairman reads Recommendations (c) and (d), Health.  
Are you clear on Health, gentlemen?

Mr. Watt: Mr. Chairman, I am not satisfied with this. Maybe I am reading this wrong....recommendation (b) again..."the Territorial Government pay actual operating costs....April '67 ....not to exceed \$30.00 a day...." This actual operating cost is the part that is bothering me right now. They can't change that \$30.00 into actual operating costs can they?

Mr. MacKenzie: No, Mr. Chairman, it says down below there, "not to exceed \$30.00 per day"....not to exceed. If the operating costs were less than \$30.00, we would pay the operating costs.

Mr. Commissioner: If by some miracle operating costs went down to \$25.00 a day which there isn't a hope in the world of it doing, but it's a thought, all we would have to pay is \$25.00 a day.



Mr. Thompson: Mr. Chairman, I would question Mr. MacKenzie's comment that the operating cost of a hospital in the Yukon are more favourable than those in the Southern part of Canada. You say that the rates are in the \$50.00 a day bracket or \$54.00? BILL #18  
HEALTH

Mr. MacKenzie: The official Trans-Canada rate is I think \$54.00 or \$57.00 per patient day.

Mr. Thompson: Within the last six months, I have information that would leave me to believe that the cost per patient day in the Yukon, and particularly in the Mayo hospital, is the highest of any place in Canada.

Mr. MacKenzie: That's not true.

Mr. Thompson: And I got that from Workmen's Compensation.

Mr. MacKenzie: It's wrong.

Mr. Thompson: I will check that out.

Mr. MacKenzie: Dawson is \$40.00 odd a day. Mayo is the same and that's pretty well in line with Whitehorse. All three are pretty well the same and all three are below...way below...the Trans-Canada official rate....of \$54.00.

Mr. Shaw: Mr. Chairman, the price in Dawson is reflected in the fact that there's no doctor there and no patients there.. just one or two. They have to come down here.

Mr. MacKenzie: The number of patients doesn't really affect the operating costs of the hospital to a material extent. Your cost is fixed. You have to have four nurses and a matron whether you have one patient or twenty-one patients.

Mr. Shaw: It does reflect about 20% of the cost I believe... 20% of \$40.00, you can take \$8.00 off which brings it to \$32.00 so it would give a more favourable picture.

Mr. MacKenzie: I will agree.

Mr. Thompson: Propaganda.

Mr. Boyd: Mr. Chairman, I think there is a lesson to be taken here. If we are able to operate an establishment like that at considerably less cost than what is the figure given for outside, then I don't understand in the first place and I find it very difficult to believe, but I think the rest of these Civil Servants when they are telling us that it costs 25% more to live here and to do business here, they had better take a look at the hospital operation and get down to where it is. How do you account for this Mr. MacKenzie?

Mr. MacKenzie: Well, I think the answer is that in this Trans-Canada rate of \$54.00 a day I think it is, there are some very high cost hospitals...very high cost. For example, I know in Toronto there is one hospital there with a per diem rate of over \$90.00.....\$90.00 per day. That is information which is a few years old now so the rate is considerably higher.

Mr. Thompson: Is this for a private room with specialists?

BILL #18  
HEALTH

Mr. MacKenzie: Frankly, I don't know. I forget the name of the Hospital now. It's in Toronto.

Mr. Thompson: Very convenient.

Mr. MacKenzie: I can turn it up if there is any question about this. In fact, I can produce the rates for all the hospitals in Canada. The official rate on which we claim from Canada...on which Canada pays us good money...is \$54.00 I think.

Mr. Thompson: Are you saying, Mr. Chairman, that if we have a patient, a Yukoner, who is out in the lower Ten and is hospitalized, that we would be reimbursed to the amount of \$50.00 per day, or conversely, if somebody from the Provinces were up here and we would reimburse the Provinces at the rate of \$40.00 per day. Is this the way that this works?

Mr. MacKenzie: We would pay the rate charged by the hospital that provided the treatments and that would happen conversely. If Whitehorse treated anybody, then the Insurance Scheme of the Province concerned would pay Whitehorse the Whitehorse rate so the hospital doesn't lose.

Mr. Thompson: Then the Territory would lose if a Yukoner is outside then under this arrangement. If we are paying at the rate of \$54.00 a day and they are paying at the rate of \$40.00 a day.....

Mr. MacKenzie: Yes, of course, you have that. I agree.

Mr. Shaw: We just hope that they don't go to this \$90.00 hospital that Mr. MacKenzie refers to.

Mr. Thompson: I would like to get the name of it so that....

Mr. Chairman: Are you clear, gentlemen?

Mr. Watt: No, I am not clear. There are a couple of things and Mr. Thompson has a point there. Is our hospitalization so far below the standards that they have in the Provinces where labour is cheaper and everything else and, therefore, their standard of hospitalization must be an awful lot higher than ours. If this particular Department of the Government operates so efficiently, possibly we should get a doctor to head the Engineering Department and everything else.

Mr. MacKenzie: It's a question of services provided. This \$90.00 hospital I mentioned is a special hospital...heart...special treatment...whereas Whitehorse General is a general hospital.

Mr. Watt: Mr. Chairman, I agree with Mr. Shaw's point that this \$30.00....I was hoping it would be a typographical error too and that they wouldn't just give a 20% increase in responsibility to us and it is actually an increase in responsibility even if we do get half of it back. They are still asking us for a percentage of it...20%...and it is just a bookkeeping entry. I hope Ottawa realizes the point when they say this is an increase in operating the Yukon Territory. This is something in the hands of the Federal Government...whatever they are passing on to us....it's more or less a bookkeeping entry and this is an increase of 20% right now just like that and it is going to reflect on our whole Budget when they ask us to decrease our revenues. I hope they take this into consideration.

Mr. Chairman: All clear, gentlemen?

All: Clear.

Mr. Chairman: The next item is under Assistance to Municipalities and the Development of Other Communities on page 16. (Reads the recommendations for 1967-69.) Might I ask what Community Centres is. Is that a Community Hall or is that a City Hall or just what?

BILL #18  
ASSISTANCE  
TO MUNICI-  
PALITIES

Mr. MacKenzie: These are the Community Development Grants which you all receive at the rate of \$8,000.00 per annum. You may remember that the Committee felt that the amount should be reduced to \$28,000.00 and this is the recommendation of the Committee.

Mr. Southam takes the Chair.

Mr. MacKenzie: You will also remember that provided in the Estimates is the sum of \$56,000.00 and it is our intention to continue on the same basis...\$56,000.00...regardless of this \$28,000.00.

Mr. Taylor: Well, Mr. Chairman, if this is a Fiscal Agreement with the Federal Government and what is not expressed is not implied I submit. Consequently, this certainly must be changed back to the normal. This is no good. You can't go into an Agreement and agree with the Federal Government that there will be no payments in excess of the maximum of \$28,000.00 for all projects when in effect you are going to spend \$56,000.00. This is saddling a new Council with.... certainly the Administration could come along to the new Council and say "Well, tough beans, fellows. The old Council before they left agreed to \$28,000.00". I would never agree to this. We had this battled out in Ottawa as Mr. Commissioner will recall and certainly yourself and we fought and argued to put this back and I suggest that this Agreement be amended accordingly.

Mr. MacKenzie: What you are looking at Mr. Chairman is not the Agreement. You are looking at an Interim Report containing recommendations and information. This isn't an agreement.

Mr. Shaw: Aren't we accepting this as our policy. In past years, we go looking at the Agreement and say....looking at that Inter-Departmental Agreement and say, "Well, boys. This is what it says. This is what we agreed to and here we are". Isn't this in fact the same thing as we have had in the past... Inter-Departmental Fiscal policy between the Territorial and the Federal Government? It's like a Bible for guidelines.

Mr. MacKenzie: Guidelines but I think we can deviate from these recommendations.

Mr. Shaw: That's a new one.

Mr. Taylor: Well, Mr. Chairman, what about the new Council. This is who I am thinking of....the poor innocent people who come in and can be sold anything the Administration want. I would sooner see these things in writing.

BILL #18  
ASSISTANCE  
TO MUNI-  
CIPALITIES

Mr. Watt: Mr. Chairman, I would like to ask Mr. MacKenzie if we can deviate, why don't we just deviate and change the figure. It's as simple as that. If I've got a job or a contract with somebody and I don't like the figure, I just change the figure.

Mr. MacKenzie: In the main Estimates for this current Fiscal Year, we have provided \$56,000.00.

Mr. Boyd: Yes, that's very fine, but according to the wording here, next year you might decide that you are going to provide \$28,000.00 and then nobody can do anything about it because it is so written. You could use this. I want to see it changed to. I am like Mr. Watt. When I see it in writing, I am inclined to believe it but I don't like to accept Administration's word that they intend to do this or that - willy nilly. I know...it's in there at \$56,000.00 and this is fine but if it's in there at \$28,000.00, we can't.. Administration says we shall do it the way it is written. Am I not right. In other words, I can't run my house not knowing whether it is going to be \$56,000.00 or \$28,000.00. I am at your mercy. I go to the bank. I want to run my business. I want to be sure that I have got \$56,000.00 in that bank. That's my point.

Mr. Shaw: I think, Mr. Chairman, that this money in the fair majority of cases...if not all of it...is a very useful thing to build community centres and so forth. You have very little social activity and you must have a certain amount of funds to provide these things. That's little enough I think so what seems to have been forgotten is that a tax was put on liquor a number of years ago...about ten years ago I think...for the specific purpose of developing these communities and a certain amount over was used for educational purposes. Now we seem to have got it into a straight grant away from its original intention of what it was for and I disapprove of cutting that 50%. If this is going to be \$28,000.00, that's the way it should be. That's the way it is and I object to \$28,000.00. I think it is cutting it down too fine and all that is necessary here is to change that figure to \$56,000.00 and we are in business again.

Mr. Taylor: Mr. Chairman, I would like to direct a question to Mr. Commissioner. Would Mr. Commissioner agree to the changing of this particular item?

Mr. Commissioner: Mr. Chairman, it must be fairly obvious that I more agreed to it because if you have the Minutes of what transpired in Ottawa and take a look at the present Budget which had my okay before it was approved, it must be very obvious as to whether or not I support the \$56,000.00 or whether I don't. Also, I say this to you that I am not about to change this Committee's report and I don't think anybody has the right to change this Committee's report. Mr. MacKenzie sat on the Committee and this is part of the report. Now if Council in their wisdom wish to provide me with a resolution or a motion that they wish to see this matter of \$56,000.00 confirmed in the report as per the Budget this year, why this is another kettle of fish altogether, Mr. Chairman, but I certainly don't feel that you are lacking in support from myself in this matter which must be very obvious to you and, secondly, I don't think that we have a right to simply slash out things from this report. I think that our proper course of action is by a resolution or motion of Council and I would feel that this is the proper approach to it. I am sure that Mr. MacKenzie would agree with me that this is the proper approach.

Mr. MacKenzie: I agree.

BILL #18  
ASSISTANCE  
TO MUNICI-  
PALITIES

Mr. Boyd: Well, Mr. Chairman, in answer to that, this was hashed out and it was understood it was going to be \$56,000 and the thing that amazes me is that it is still left in here by this Committee that you mention at \$28,000. Why are they so reluctant to change it in the first place?

Mr. Commissioner: I don't think they have had a meeting since we were in Ottawa. Have they Mr. MacKenzie?

Mr. MacKenzie: No, I don't think it was threshed out with the Committee.

Mr. Commissioner: Certainly to my knowledge there hasn't been a Committee meeting since we were in Ottawa. I have never seen the Minutes of one.

Mr. MacKenzie: No. I think a resolution of Council is what is needed on this matter.

Mr. Watt: Mr. Chairman, I would like to move that we change subsection (h) back to the figure previously agreed upon. This is apparently a typographical error and it's not...

Mr. Commissioner: Mr. Chairman, maybe I'm not explaining myself properly but if you could come up with a motion or resolution that simply indicates that it is Council's wishes and desires to see the retention of the \$56,000.00 total in the annual Budget for Community Development Grants, split up into each Electoral District, this is all the ammunition that we need but as far as changing what is in front of you here now, gentlemen, I can't recommend that you try to change this at all.

Mr. Boyd: This is money that we are dealing with and would a motion override this Committee's attitude when they started off with \$28,000.00 or will they simply say we have no say in this matter? It's money.

Mr. Commissioner: Well, Mr. Chairman, we have overridden it already in the Budget that you have before you and so long as we can show the Inter-Departmental Committee that funds are available to retain this amount of \$56,000.00, I don't think there will be any difficulty in doing it. In fact, it is Members of the Inter-Departmental Committee who pass judgement on our submitted Budget and gave approval to it. Am I not correct in this, Mr. MacKenzie?

Mr. MacKenzie: That is correct.

Mr. Commissioner: And I think what you are looking for is information and guidance to the Administration that you wish to see this incorporated in the final make-up of this because remember that you have many other things that you are proposing to change, gentlemen. For all we know, when this whole package gets back to Ottawa, they may say, "Well, we are just not going to go for it. We're starting off from scratch." Who know's. I am meeting with the Financial Advisory Committee at 1:30 today to see just where we are going. I suggest to you that a resolution or motion of Council now is the proper approach.

BILL #18  
ASSISTANCE  
TO MUNICI-  
PALITIES

Mr. Taylor: Mr. Chairman, I have prepared a Motion which would not alter but would express the opinion of Council in relation to the fact that it should be.....I would move that Council do not agree with the provision of \$28,000 for Community Development Grants and wish the sum of \$56,000 to be reinstated in the report of the Inter-Departmental Committee on Finance.

Mr. Watt: I'll certainly second that Mr. Chairman. It doesn't make any difference. It's the same thing and I agree with it.

MOTION  
CARRIED

MOTION CARRIED

Mr. Chairman: At this time, I will call a short recess.

Tuesday, 16 May, 1967.  
11.00 o'clock A.M.

BILL #18

Mr. Chairman: Gentlemen, I will call Committee back to order, and we are discussing recommendations of municipalities and will you carry on gentlemen from there? Are you all clear on Section (h). Mr. Taylor will you take the Chair back?

Mr. Thompson: Mr. Chairman, there is one comment that I'd like to make with reference to Section (i), if everybody is finished with (h) and that is the fact that it says the Committee recommends further that the Territorial Government continue to accept responsibility for the provision of water and sewer facilities outside the existing municipalities and I am wondering what their feelings are with reference to the existing municipalities. Are we being a little dictatorial in this respect or is there a possibility that the existing municipalities will be covered as well, and what is the area here. You say outside. Are you thinking in terms of communities or sub-divisions or just what is the definition?

Mr. MacKenzie: Mr. Chairman, if the members will look at the comment in the report for 1962-67, you will see that quite a lot is said there about sewer and water outside the municipalities (page 17 of the interim report). They went for that particular problem in quite a big way. They felt that we should do more in effect than we are doing; that was in the 1962-70 report and this, in the report before you now, is simply a brief continuation of what they said then and when they speak about outside municipalities they mean simply outside Whitehorse and outside Dawson- they mean Porter Creek, Mayo and Watson Lake, everywhere.

Mr. Thompson: But they haven't made any more funds available for such a project; they are just merely continuing their past expression of policy, is that right?

Mr. MacKenzie: Here they are, yes. As to provision of funds, I'd have to look at the Estimates to see what has been provided, but certainly some momey has been provided and is considered adequate.

Mr. Thompson: It is never adequate.

Mr. MacKenzie: Well I think you will probably find it is more than we can cope with.

Mr. Thompson: If you have any problem, a small matter of the sewer system for Porter Creek and also water and sewer for Crestview and there is also an area between Whitehorse and Porter Creek known as the Copper King area that has some fair amount of businesses springing up so if you are looking for a project and places to spend it we have all kinds, believe me.

Mr. MacKenzie: We will bear that in mind.

Mr. Chairman: All clear?

BILL NO 18

Mr. Watt: Mr. Chairman, I'd like to ask Mr. MacKenzie why this isn't also extended to new developments around Whitehorse such as Riverdale and Lot 19?

Mr. MacKenzie: What makes you think it is not?

Mr. Watt: Could you show me where it is?

Mr. MacKenzie: It is the section here - outside the existing municipalities.

Mr. Watt: That is what I say, why can't we remove that restriction? (inaudible).

Mr. MacKenzie: Well, sewer and water within a municipality surely is the responsibility of the municipality.

Mr. Watt: Well, Mr. Chairman, I'd like to suggest that sewer and water in Whitehorse here; I don't think there is another part in Canada that is even considering paying \$1.95 a front foot tax that is being asked for in Riverdale. I don't think there is a place in Canada. Have you got any figure that is even close to that any place in Canada? In Yellowknife the Federal government, when they made the capitol there, installed sewer and water and picked up the capital cost of it and then turned it over to the municipality but here they asked the municipality of Whitehorse to pay the capital cost. I still find these figures for the development of Lot 19 area almost unbelievable. If the capital cost could be brought in under the same formula as the districts outside of the municipalities then you could bring this down to something reasonable (inaudible).

Mr. Chairman: Gentlemen, are you clear?

Mr. Watt: No, I think Mr. MacKenzie is looking something up?

Mr. MacKenzie: No, I was trying (inaudible) Councillor Thompson's point more fully.

Mr. Boyd: Are you clear Mr. Watt?

Mr. Watt: No, I would like to hear either the Commissioner's or Mr. MacKenzie's comments on this and ask if this particular point was brought up at any of these meetings...

Mr. MacKenzie: Mr. Chairman, it is a case of providing sewer and water facilities at low cost within municipalities - is that it?

Mr. Watt: Reasonable cost.

Mr. MacKenzie: That is a debatable point - what is reasonable. First point is within a municipality the responsibility rests with the municipality ....borrow the necessary funds to pay for the installation.

Mr. Watt: If that is the case, by the same token it is also the responsibility of the Federal government as well as the Territorial Government to pay a share agreed upon by the City for their buildings within the municipality and I have had presentations made to myself as Territorial Councillor for Whitehorse West saying they are not too satisfied with arrangements the Federal government is already paying for ... and maintenance for both the



Mr. Watt continues...

Federal buildings and the Territorial buildings and I think this should be taken into consideration. I think the point is important and we should pay more of the capital costs and if we are not going to pay the original capital cost in lieu of frontage tax.

Mr. Boyd: Mr. Chairman one point has come up and I'm talking about something I'm not too familiar with but nevertheless I thought on going through this that the wording for the 67-72 was identical as far as meaning was concerned to the last five years.. And I notice on page 12 we are talking about 62-67, payment of annual grant at the rate of 10 mills on the first million dollars- and 8 mills on something after that, whereas we get to page 16 and we are dealing with a straight 10 mills on the over-all, not the first million. How is this going to affect the people of the Yukon and the municipalities?

Mr. MacKenzie: Well that depends on the behaviour of the City of Whitehorse. As far as we are concerned we should be paying the City of Whitehorse more money in the form of what we call a statutory grant - that is an increase of about I think, \$40,000 - \$30,000.

Mr. Chairman: May I ask from the chair (inaudible).

Mr. MacKenzie: The intention here is to assist the City of Whitehorse. Ten mills over-all means more money than 10 mills on the first million and 8 on everthing after. This is a gesture in favour of the City...

Mr. Chairman: Anything further, gentlemen?

Mr. Watt: One other point, Mr. Chairman. I have been looking for it and possibly Mr. MacKenzie may find it, if it is included here and that is, in our last agreement with respect to sewer and water facilities in the outlying areas there was a schedule of fees that no more of which would be asked for the home owners to pay for the different types of system - fresh water system, (inaudible). Is this section to be completely eliminated in the new agreement?

Mr. MacKenzie: No mention of it was made in the interim report. You are speaking of the minimum amounts of money and I think the ceiling which would apply to different types of systems, partial and full, and we shall continue to be guided by it....

Mr. Watt: Mr. Chairman, I think that this should be part of this Agreement, even if the ceilings are changed a little to take care of the increase in cost because this is what protects the areas from being priced out of the service market and the - I think it should be included in the Agreement and have some definite figures such as are stated rather than percentages of the cost of installation, otherwise these areas such as Porter Creek and Crestview, and possibly Watson Lake, could be asked to recover a percentage where the cost is so high it would make it absolutely preventive to have any installation.

Mr. MacKenzie: I think that to understand this point - go into it - we would have to read and talk about the policy paper on the provision of water supply and sewage ..... mentioned on page 17, paragraph (i) and that policy paper has not been circulated. We have one copy.

BILL NO.18

SEWER &  
WATER

Mr. Shaw: Mr. Chairman, isn't it on page fourteen where it outlines just where the responsibility starts and finishes?

Mr. MacKenzie: No, page fourteen contains recommendations for 1962-67; that is over and done with. We are talking about recommendations for 1967-69, mentioned on...

Mr. Shaw: Doesn't it say the committee recommends further that the Territorial government continue to accept responsibility, etc. on page 17?

Mr. MacKenzie: Yes.

Mr. Watt: Mr. Chairman, I still would like to see the Territorial Government can accept responsibility but if the people in the area can have sewer and water by paying 25% of the capital cost plus the operating cost that adds up to \$75.00 a month for the home owner - well the Agreement is completely useless - where the old Agreement, it said, where a truck system, you would be asked - the home owner would be asked to pay no more than an X number of dollars which I think was around \$12.00 a month and therefore partial system piped water system, he would be asked to pay no more than a certain amount of money. And for a complete sewer and water system a person would be asked to pay no more than a certain amount; I think the maximum was \$14.00 a month and this would, it is a saving clause for the area, putting in sewer and water - do you have a copy of that Mr. MacKenzie? I think if the sewer and water agreements are going to mean anything at all... I don't think Porter Creek will get sewer or water or anything else if something like this is included. They are asked to pay a percentage - it may come to around \$60-70 a month - \$50 a month, absolutely ridiculous for a water system.

Mr. MacKenzie: If the cost is prohibitive the system won't be installed. That is the situation.

Mr. Watt: Mr. Chairman, if that is the case. We have made allowances for this and I don't think there would be a system installed in the Territory unless there is some protection like that...

Mr. MacKenzie: Well, I don't think we can move on this until we have examined this policy paper and look at its provisions. We can't talk about this.

Mr. Chairman: If that is the case... people must accept responsibility before there is any system anywhere.

Mr. Watt: Mr. Chairman, I think that is right but there is ... accept responsibility but there was a saving clause (inaudible) for full sewer and water system which was either \$14 -16.00 and for a partial system it was a certain amount and for a truck system there is a certain amount and I'd just like to ask Mr. MacKenzie and I think a lot of the Councillors are fairly cold on this point and I think it is really important if sewer and water system is going to mean anything at all. We had quite a discussion on it last time when we had the Five Year Agreement and it was felt that it was very important at that time and I think

Mr. Watt continues....

it is this time so if I could just leave it where Mr. MacKenzie could have duplicates of the old clauses made on this particular item and distribute to Council so we can leave this point for the time being and once Council realizes what the point is then it will be up to them to see if we want to pursue it further.

Mr. MacKenzie: Mr. Chairman, we can deal with that because the section that Councillor Watt refers to out on page 15. (reads section re extension of water and sewer systems (d)). That is the provision under the old Agreement.

Mr. Chairman: Gentlemen, at this point I will declare a short recess while everybody gets straightened out on this thing.

Mr. Chairman: We will now call Committee back to order and NATURAL is there anything further at this time on municipal affairs. RESOURCES The next item is Natural Resources, Recommendation.

Mr. Thompson: Mr. Chairman, before we proceed I would like it written into the records that the Territorial Treasurer will make available for us copies of the policy paper so that we can pursue this further.

All: Agreed.

Mr. Chairman: The next item is Natural resources, recommendations. It is recommended that no change should be made in present arrangements.

Mr. Watt: I disagree with that; I think that changes should be made and they should start shifting responsibility for natural resources over to the Yukon Territory; at least start phasing them over right now. This is not an agricultural country; it is a mining country. Ottawa comes along and they say we want the revenue from all natural resources, oil and gas and water - reserve them for all of Canada. Now, this they don't do in Quebec, they don't do in B.C., they don't do any place in Canada but the Yukon and the N.W.T., and in principle they wouldn't do it but I want to go on record as being contrary to this and I think they should immediately start transferring over jurisdiction over mines and minerals. We had a court case in the Ross River area and one reason was that we don't have jurisdiction over mines and minerals. The Quartz Mining Act was changed and if it is changed whenever the need arises then we could do it here in the Yukon Territory and not have to bother 265 members of the House of Commons who have no more interest in the Quartz Mining Act of the Yukon Territory than I have in deep sea fishing in Newfoundland and I think this is not only the money - it is the policy where a lot of the goods we are selling on the world market are competing with the same goods coming from Eastern Canada who are politically strong and if there is money going to be spent in the Dominion of Canada for the development of anything such as the development of asbestos and the building of a bridge

BILL NO.18

NATURAL  
RESOURCES

Mr. Watt continues...  
at Dawson City and if there is an alternative project in Quebec or Ontario then Ontario and Quebec will get the money and get their asbestos to the world market and not us. It is not just the money, it is this policy of the Federal government - it is retarding the development of the mining industry in the Yukon Territory as well as the oil and gas industry and as well as the use of our water and for this reason alone I think the Federal government should not even blink an eye if we ask for \$32,000,000 in the budget instead of \$18,000,000- the natural resources for 210,000 square miles; if I wanted to hold a piece of ground 1500 x 1500 feet I'd have to pay \$100 per year on it (inaudible) so I would just like to say that - Mr. Chairman, I want to go on record as being against this recommendation and I hope all Council will go against it (inaudible) we should start allowing for the immediate transfer of mines, minerals, oils and gas and resources. So I am strongly opposed, if there is anything retarding the development of the Yukon Territory and the single thing that is retarding it more than anything else; or everything else put together is the Federal government withholding natural resources from our having jurisdiction over it.

Mr. Chairman: Clear, gentlemen?

All: Clear.

Mr. Chairman: The next item gentlemen is on page 20.

Mr. Thompson: I think there is just one comment further to this. We had specifically ask that Fisheries be turned over to us and the Federal government went along with this suggestion and we in our wisdom turned it down so I think we are going to have to get together and it is either going to have to be an over-all policy or it is going to have to be a hit and miss policy.

Mr. Shaw: Mr. Chairman, I do not get this point about us turning anything down. I don't think that was turned down at all, and I am referring to remarks just made. What we are endeavouring to do is to just find out now exactly what it all involves, costs in relation to it, and have this same matter then in the fall session and we will know exactly where we are going. I am very much for taking this over but before you take anything over it is only a natural thing to say just what does it cost (inaudible).

Mr. Thompson: Mr. Chairman, when we had an opportunity to discuss this and ask for figures the people who were opposed to this didn't see fit to enquire of the local Fisheries officer here who I would imagine would have any and all answers applicable to costs in the Yukon for this program so I would suggest that if the Council are in favour of changing their mind at this time and accepting, or making plans to accept something like this now is the time to have the gentleman to answer the questions, not next Fall.

Mr. Southam takes the Chair.

Mr. Taylor: Mr. Chairman, I don't know. I was in Ottawa with the group of gentlemen I thought I see around the table

BILL #18

NATURAL  
RESOURCES

Mr. Taylor continues...

at which time we did get the costs and the costs expended were \$60,000 roughly, a year, and the revenue was \$12,000 to \$14,000 a year and just what we want beyond that beats me, and secondly, this is a very valid point; when you talk in terms of accepting responsibility for mines and minerals and natural resources in general, no one has fought harder than myself for this but on the other hand one must take into consideration the ability of the Territory at both the administrative and legislative level to administrate these resources and of course it is my opinion this Council in the three years we have sat have certainly done just the opposite. We have not indicated we can accept this and in order to do this we must first develop a responsible government. Most steps that have been taken towards this end as reported - council have been very indecisive in many matters and I can't see that the Federal government are going to allow us the ability to govern our own here in the Yukon until such time, possibly the new Council will - I certainly hope that in the next election that we will have a group that are firm and decisive and will show the Federal Government that we indeed can accept this responsibility for responsible government. Then having achieved responsible government the next move, the second phase, is to take over resources and then, and only then will we ever expect to get out resources and certainly the government will resist vote proposals with great vigor. In other words we are going to have to fight for it so I suggest we just pass along. I can see that we can offer no change here at this time and I do say it is a pity that we will not be able to take on Fisheries until the completion of this agreement as I see it because if we take on this responsibility it would have to be involved in this agreement.

Mr. Boyd: Mr. Chairman, I can't understand some of you fellows - one day you talk one way and another day you talk another way. Now yesterday we were talking about the Corrections Institute where we were going to pay half when we charged up in this book here - the Councillor didn't like this. He figured it should be 85% charged up to Ottawa. But, he wanted to run it. But you are only guessing as to whether it should be 85% or not but after all it is the people of the Yukon who are using that thing. And if it is costing so much then we should know what it is costing and it should show here. Now, come to Fisheries, we know that it is running at a loss of several thousands of dollars. Do you want to take it over and tell Ottawa to pay 85 or 90% of it or do you want to show 100% of the cost and the loss in this budget? And you go on and on and around and around you go. You are not prepared to ask for or collect more - you proved this yesterday. And right or wrong, I'm not debating the point but Mr. Councillor Watt has the idea that by taking over lands and resources that we are home free. I tell you gentlemen there is going to be millions and millions of dollars required no matter what you do and it has to come from somebody other than ourselves and the man who is going to put up those hundreds of millions of dollars is going to want control over them. So, we better ask ourselves how big we are in the first place. Management is one thing and money is another thing. They both go hand in hand.

BILL #18

NATURAL  
RESOURCES

Mr. Taylor: Mr. Chairman, possibly the difference between I and the honourable member from Whitehorse East is that my thinking is contemporary and I'm not thinking twenty years in the past. This is 1967 and not 1937. I believe the honourable member must be somewhat confused because if he will recall yesterday I suggested how we can raise five hundred and five thousand dollars to offset the deletion of some taxes which he, of course, immediately turned down. The development of Fisheries I think I certainly thought that all members would understand if we took on Fisheries we were going to have one Fisheries officer and assumably three Game Wardens and that seems to have gone down the drain somewhere along the line too and to accept Fisheries in relation to Game, the revenues you see indicated from \$12-14,000 a year would be from the sale of fishing licences, through the development of this industry; through developing it with our Game Department, I would say that we could develop a half million dollar industry in pretty short order in the Yukon Territory. But you won't see it back necessarily all in fishing licences. You will see it back in other sectors of the economy and this is the point. I certainly felt when I left Ottawa that this was agreed by all members but obviously someone has not fathomed it as yet. No one must think contemporary in these matters and one must be prepared to accept the responsibilities for the beneficial use of of people of the Yukon. This would be a most desirable thing to accept Fisheries but I say again that we cannot accept Fisheries, to my knowledge, unless it is agreed upon in the Agreement, unless I am mistaken.

Mr. Watt: Mr. Chairman, I'd just like to point out the reason I voted against this being, six out of ten provinces do not want Fisheries- they haven't got Fisheries. Questions that were asked: 'Did your province at any time have control of fresh water fisheries (inaudible) and let control of such fisheries to the Federal authorities. Six answered no - six out of ten provinces said no. Now you are saying we should come along and accept responsibility for fisheries that would cost thousands and thousands of dollars (inaudible) I say get the assets first, similar to the provinces and we will take these responsibilities when that (inaudible) The natural resources of the Territory (inaudible) administered by the government of Canada. All revenues from natural resources, ..... export and game .... recommend no change in the agreement'. Well, I recommend a change in that agreement. I would like to recommend the whole thing be turned over to the Territorial government - at least the beginning of a start now because if we don't we will never get this, we will never get it, and some day we hope to be a mining community and it looks like we shall be some time in the future and if we don't start getting a little jurisdiction and control over our resources now and a little bit of revenue accrued to us which would establish the principle that we do have some right to our natural resources, the same as the provinces, then - O.K. I'll cut it short, then I want to go on record. I want this recorded Mr. Chairman, if you don't mind, my objection to this particular item and put that on record.

Mr. Taylor: Thank you Councillor Southam. I will resume the Chair.

Mr. Chairman: Gentlemen, in view of the time I will call a recess until two o'clock.

Page 1567.  
May 16, 1967.  
2:00 o'clock p.m.

MR. COMMISSIONER AND MR. MACKENZIE WERE PRESENT,  
MR. BOYD WAS ABSENT.

Mr. Chairman: Well gentlemen at this time we will call  
Committee back to order and the next item of business is  
Page 19 under GENERAL - Recommendations for 1967-69 -  
"No change beyond what is required to improve efficiency"  
and this is a new inclusion gentlemen not appearing in the  
former agreement. Clear?

BILL  
# 18  
GENERAL

All: Clear.

Mr. Chairman: Recommendations in respect of roads, Page 20  
- "It is recommended that the allocation of functions and  
financial responsibility between the Federal and Territorial  
Governments for roads together with the road classifications  
and construction standards are given in the Revised  
Territorial Road Policy paper. This paper continues the  
present allocation of functions and financial responsibilities  
largely unchanged with the exception that the amount of "Tote  
Trail" assistance is increased to \$100,000 per year."

ROADS

All: Clear.

Mr. Chairman: The next item is AIRPORTS, page 22, "It is  
recommended that the existing arrangement whereby the Federal  
Department of Transport reimburses the Territorial Government  
for the maintenance of Dawson and Mayo Airports be continued  
unchanged."

AIRPORTS

Mr. Shaw: I don't agree with the fact that they do a few  
improvements on it but this is for the maintenance and  
operation. They pay us and we do the job.

Mr. Southam: I agree with Councillor Shaw, they don't do  
anything.

Mr. Chairman: Are we clear gentlemen?

Mr. Shaw: Not clear but ...

Mr. Chairman: Next is on Page 23, Travel and Publicity,  
"Recommendations for 1967-69, the continuation of the  
programme to promote the tourist industry in the Yukon is  
recommended." Clear?

TRAVEL AND  
PUBLICITY

All: Clear.

Mr. Chairman: Under ADMINISTRATION OF JUSTICE - Recommendations  
1967-69, "It is recommended that the administration of justice  
including Police Services but excepting the Corrections  
Programme should not be a financial responsibility of the  
Territory." Clear?

ADMIN.  
OF  
JUSTICE

Mr. Thompson: Mr. Chairman, where does this leave us ...  
being Council with respect to the Legal Adviser?

Mr. Chairman: Good point. Mr. Commissioner.

BILL # 18 ADMIN. OF JUSTICE Mr. Commissioner: I don't know of any change Mr. Chairman. To my knowledge the same situation exists now as it has existed for the last 2 years. Council hasn't voted Justice .... and the Justice function is to maintain as far as Federal responsibility and as for Council's instructions, I am getting ... of reference drawn together and we will be advertizing very promptly for a Territorial legal adviser who will be the assistant legal adviser or whatever you may wish to call him in this particular regard. I've got all the extracts of the votes and proceedings of this matter - I would suggest 3 or 4 years past - I have had them all.... synopsis made of this and on the basis of this we are proceeding to recruit this person.

Mr. Chairman: Clear gentlemen?

Mr. Commissioner: To my knowledge it makes no difference at all to Mr. Hughes.

Mr. Thompson: Am I to understand then from the Commissioner's remarks that the gentleman who is to be appointed as the Territorial Legal Adviser will in fact be the Legal Adviser for and on behalf of the Territorial Council?

Mr. Commissioner: I am not too clear on that point myself I would have to look up and see what the terms of reference that have been acquired over the years from Council's requests in this particular matter Mr. Chairman, but Council's wishes are being given effect to. The job will be given the bulletin in the very near future.

Mr. Thompson: In our Sessional Papers and I think that this was in connection with the Commissioner's opening remarks, there was something about re-organization and at this time I think it was mentioned that the Legal Adviser was divested of all the Registrar of Joint Stock Companies, Registrar of Securities, Registrar of Corporations and Registrar of Societies and he was going to be made available to draft bills and work directly with the Territorial Council. Now has this all been changed?

Mr. Commissioner: Not as far as I am concerned Mr. Chairman. The legal requirement is very obvious as far as I am concerned, it is certainly a two man situation and certainly any re-organization that is taking place here is simply a re-alignment of duties to try and get more efficiency out of the situation. Well the big problem that we are having is that we cannot get legislation drafted properly because the man that we have here doesn't have time to do it. In the second instance we have no assistance for him to provide him with these things so I am certainly hopeful by the provision of a Territorial Legal Adviser that we will have at that point a legal staff that will give Council proper legal attention and at the same time have people here who will have time to do the complete duties of the Legal Department, namely provide legal advice to the Commissioner, Territorial Council and drafting facilities as far as legislation is concerned.

Mr. Chairman: Clear?

Mr. Thompson: Mr. Chairman, further to this now, a new Department, the Administrative Services, will be established



Mr. Thompson continues: and under this Personnel Department, BILL Central Registry, Legal Services, Land Title, Purchasing and # 18 so on. This is in fact what you referred to as Legal Services this is what it is and in order to get legal services or assistance from this proposed legal adviser, we go back through the Administrative Services head who in turn goes to you and sees if we can have access to this gentleman, is this the chain of command that has to be taken? ADMIN. OF JUSTICE

Mr. Commissioner: Well, I would certainly hope not as far as Territorial Council work is concerned but I would certainly be very hopeful that when we have two people here, one of them is going to be constantly available to Council for all legal matters. This is the idea of strengthening the staff to build .. at the present time the only legal man that we have has to absent himself for a considerable period of time from Council for other duties and also I doubt very much if he has very much time to assist Council not only as individuals but as a body with regard to formulation of legal policies or anything of this nature so certainly the strengthening of the staff is designed to give just exactly what you would expect to have from more staff - more help and more ...

Mr. Thompson: Well Mr. Chairman, the reason that I ask this question is that in the re-organizational programme that is set up here, Administrative Services, the legal is fourth going down on the list and he goes back to Administrative Services and up to the executive assistant and then to the Commissioner and way over here on right field is Territorial Council and it would be my thinking that if we are having a Legal Adviser specifically for and in conjunction with the Territorial Council that he should be somewhere down either between the Commissioner and the Territorial Council but not somewhere down here in a lesser field where we'll probably never see him at all and we'll be worse off than we are now which is pretty bad.

Mr. Commissioner: Mr. Chairman, certainly it is not very practicable as I see it to bring in a man on the full time basis as Legal Adviser to the Territorial Council because Territorial Council is not here two or three months of the year - what do we do with this man the rest of the time?

Mr. Watt: Mr. Chairman, could I answer that. We have a bunch of Ordinances there that need drafting and it takes us months and months to get them .. in Ottawa. We have the Liquor Ordinance that has to be redrafted and consolidated for 25 years, and it is a mess, we have months of work right there. This is one of the reasons that Justice was not voted for and it was interpreted in different ways simply interpreted that we did not like the money in the budget. But the reason that I voted against it, for one reason, .. the Legal Adviser and the basic improvements in Justice that I objected to at the time. I still think that this vote should be back in and I think that Mr. Thompson has a very valid point there and it is one of the main points that .. elimination of Justice from the vote which proved nothing except that the Territorial Council doesn't even have veto power so what do you expect?

Mr. Commissioner: Well certainly the improvement of legal services and the drafting of Ordinances and many other things has become ... getting staff here to do it and this is simply what I am proceeding here to do is to try to give ... something that Council has been asking for for a minimum of

BILL # 18 ADMIN. OF JUSTICE Mr. Commissioner continues: at least six or seven years that I am aware of and I am hopeful that we would be successful in recruiting the suitable person so that we will have legal services available here not only from the point of view of Council but from the point of view of the drafting of legislation and other things that are peculiarly required of legally trained people.

Mr. Thompson: Mr. Chairman, don't you think that something of this magnitude should be included in the recommendations for this 1967-69 period. I realise that you have intimated in your opening address that this would in fact be but there's nothing in this Agreement that says it's likely to come about in this connection. We are referring to legal as opposed to justice and I am just wondering whether it wouldn't be better to spell something like this out.

Mr. Commissioner: Well the question of supplementing our legal services with a Territorial employer was certainly never discussed with the committee and if Council feel that I should take this up with the Interdepartmental Committee, I would be very happy to do so but I think it is a matter of my taking into account Council's desires and endeavouring to make budgetary provision for it and recruiting the suitable person to give effect to this thing. I think it is a Territorial matter and I am sure we can resolve it ourselves but I am quite prepared to pass on to this Committee information to the effect that what we are endeavouring to do is supplement the legal services.

Mr. Thompson: This is not the intent. What I was specifically referring to is on Page 24 of the Administration of Justice and the Recommendations for 1962-67 Item 4 says "a senior legal officer of the Crown be appointed" now this was in order to obtain the services of another legal adviser or another legal man, another body and to upgrade the service. Now what we are in fact doing is we have a senior legal adviser but nothing else so what we are in fact doing is going around through the back door to get additional help, is this right? In other words it was spelled out in 1967 or 1962-67 but then it's been ... for some reason. The same thing applies to this .. item that we made a motion on this morning that this \$56,000 for Territorial development funds, this is something that the Territorial.. this tax was imposed in the Territory, for the Territory, by the Territory and why this is all of a sudden appearing in a financial agreement that's got nothing to do with the Senior Government is more than I can fathom out at this time but if in fact we are going to get another legal man then this is fine ..

MR. BOYD ENTERED THE ROOM.

Mr. Thompson continues: this will answer my question. If this is just another proposal that we can say "yes we advertized, we tried and we didn't get anywhere" and there's nothing in the agreement that says we have to and then it will probably be a forgotten item.

Mr. Commissioner: Well as you can see, it said that in 1962-67 agreement and nothing came of it and this is exactly why I feel that we handled it at the Territorial level something will come up. We can do something about it. It is very highly questionable as to whether or not the enthusiasm of this ... Federal level was done with very much enthusiasm ...

Mr. Thompson: Agreed.

Mr. Chairman: Clear gentlemen?

BILL  
# 18  
ADMIN.  
OF JUSTICE

Mr. Watt: Mr. Chairman, I'd like to ask the Commissioner - a few years ago it was found necessary to, as a duty of the Senior Legal Adviser to supervise the Administration of Justice in the Territory in close association with Territorial Government. This officer would be responsible to the Attorney General and he would exercise as far as possible the duties of the Attorney General in the administration of justice including Police Services and the administration of jails. Now it was felt that somebody to perform these duties was necessary a few years ago and I think it was and I think it is just as necessary now and I think that our present Legal Adviser has taken, been given the position of Senior Legal Adviser but are these the duties that he's performing or is it other duties that he is performing?

Mr. Commissioner: From what I can see, the Legal Adviser is the only man that we have of this capacity and I think that he is called upon not only to perform these duties but probably others that are too numerous to mention. He might care to enumerate some of them for you Mr. Chairman.

Mr. Watt: I don't want to embarrass the Legal Adviser ..

Mr. Commissioner: I don't think that would embarrass him.

Mr. Watt: ... you have been administering, supervising the Administration of Justice in the Territory ...

Mr. Hughes: I do get a little bit involved. Depends what you mean by supervision. For instance, I do look at the accounts presented by Crown Council and comment on them, if I think that comment is called for, I do arrange for interviewers of witnesses, some of the visits by the Courts and so on. There is a certain amount of my work on the Administration of Justice. I have attempted to arrange for improvement in Court facilities so I do some of that. No doubt I could do more and then I would have less time for the other duties I perform.

Mr. Thompson: This would lead to one other question in this regard, I think Mr. Watt had something a little bit more encompassing than this but what I gather are you just the local Justice Department and by the local Justice Department I mean the Magistrates Court, when they trapes off to Old Crow or to Mayo or to Dawson or to wherever they trapes off to hold these various sessions with all of their revenue, are these accounts presented to you for approval before they come to the Justice Department or are these just buried and forgotten about.

Mr. Hughes: No, they're not buried, they're not forgotten about but they don't come to me. You can see that the Magistrate has to look ahead and establish his own calendar and arrange for his visits in the light of his other work load and the need for his appearance in different places, all that accounting, all that cost procedure goes through his own office and back through Ottawa as I understand it. The cost eventually is billed to Mr. MacKenzie's office by the Department of Justice and that's how it's handled, I don't see that at all. The only accounts that I see are ones which call for profession comment really on Crown Council's charges and the type of work that is going on and I don't get very involved in that, I can't get down to Court to see

BILL Mr. Hughes continues: what's going on so my comments are  
# 18 only based on general observation.

ADMIN.

OF Mr. Watt: I'd like to ask Mr. Hughes, are you primarily  
JUSTICE responsible to the Attorney General or it somebody else?

Mr. Hughes: I can't say that I am primarily responsible, I am responsible to the Attorney General and the Minister of Justice, that's my Department and as such as a departmental officer, that's one clear line of responsibility. However, in the course of the average day, my immediate responsibility is the Commissioner except when Council is sitting and I have an immediate responsibility to the Council as well to attend to their business so I really have three main areas of responsibility.

Mr. Chairman: Clear gentlemen?

Mr. Watt: One more question, two questions, if I can put it in one, have you also been responsible for the Polices Services and the administration of jails? This was also part of the need that was seen 5 years ago and it is more apparent now than it was then.

Mr. Hughes: No, I don't have any active contact in the matter of the Police Services now and I am used as a line of communication but I don't do anything initially of the administration of jails, I am a member of the Corrections Committee but with regard to the administration as such, no, I don't have as yet any function in that area although I am at the moment engaged in preparation and settling of regulations for the administration of the jail. You can say I do perform a function the Department of Justice is also associated in this way.

Mr. Chairman: Clear gentlemen? The next item is Page 26 under Yukon Regional Library, "No change in existing arrangements beyond what is necessary to improve efficiency." Clear?

All: Clear.

Mr. Chairman: At this time we will call a short recess to change stenographers.

Page 1573.

Tuesday, May 16, 1967,  
3:45 p.m.

PRESENT - TERRITORIAL TREASURER, MR. MACKENZIE

Mr. Chairman: Gentlemen, I will call Committee back to order at this time. The next item is Welfare and under Recommendations for 1967/69, (a), (b) and (c). Are you clear?

BILL #18

Mr. Watt: Does this account for, I notice you have a ... for justice here. Don't we vote...allowed for now...is that right Mr. MacKenzie-that is my interpretation.

Mr. MacKenzie: What was the point Mr. Chairman?

Mr. Chairman: Councillor Watt was wondering whether justice is still in the budget or not.

Mr. MacKenzie: Oh, no, no, it is out.

Mr. Chairman: Clear? The next item gentlemen is Public Administrator.

Committee: Clear

Mr. Chairman: The next item on Page 30, Civil Service.

Committee: Clear

Mr. Chairman: Page 31 next Mr. MacKenzie. Page 31, Recommendations 1962/67 (1)--Recommendations 1967-69. This matter gentlemen has been resolved. Where do we go from here?

Mr. Boyd: I am just curious how do you calculate landed cost. Is the landed cost landed here in Whitehorse?

Mr. MacKenzie: Everything is in.

Mr. Boyd: How did this get back to 15% on the retail end of it?

Mr. Shaw: Gross.

Mr. Boyd: Gross?

Mr. Shaw: Yes, gross.

Mr. Boyd: Well, is it 40% on total volume brought in?

Mr. Shaw: Forty percent of (inaudible).

Mr. Chairman: Where do we go from here Mr. MacKenzie.

Mr. MacKenzie: Mr. Chairman, that is about the end of it I am afraid.

Mr. Watt: Mr. Chairman, this is all the increase in sales we have got, that means the operation and maintenance of the liquor department is going to increase by \$2,400,000.00 approximately or \$2,500,000.00 approximately. Is that right Mr. ... ah. Well, in an increase of about 40%, 15% would give you an increase of \$1,200,000.00.

BILL #18

Mr. Commissioner: Your present markup gentlemen on hard liquor is if a bottle of hard liquor costs you \$5.00 laid into the liquor store the selling price is \$5.00 on top of that plus 25 ¢! In other words \$10.25. In order to bring about this suggested to the revenue here, instead of adding 100% and 25 cents a bottle you would add 140%. In other words you would add \$7.00 instead of \$5.25 which results in a further increase in the retail price of 15%.

Mr. Boyd: You could have got the same meaning with a little less business by saying we intend to increase the retail price by 15%.

Mr. Chairman: Clear gentlemen? Gentlemen apart from the matter of the report which has been compiled by Mr. MacKenzie on matters related to sewer and water, we seem to have concluded for the moment at least the report on the Federal Territorial Fiscal Agreement. Anything further Mr. MacKenzie in this regard?

Mr. MacKenzie: I don't think so unless you wish to look at Pages 35 and 36 which explain Appendix B which again sets out the figures for 1967-69. Page 35.

Mr. Chairman: These figures would naturally be amended according to the desires of Council?

Mr. MacKenzie: They will be, yes. They were up to date prior to, I believe the business here. It will have to be changed by the liquor reduction and the...tax reduction.

Mr. Chairman: Anything further gentlemen?

Mr. Thompson: Mr. Chairman, I have one question I would like to mention and that is back on Page 16 that deals with recommendations for a formula to assist municipalities and it says (a) payment of an annual grant at the rate of 10 mills on the combined assessed value of: (i) real property also including valuation for business taxes. Is this a departure from the existing agreement and if so, to what extent is this going to effect revenue to the various municipalities.

Mr. MacKenzie: The change from 10 mills and 8 mills to 10 mills is a departure of course. The additional 2 mills would amount I think to about \$30,000.00--\$30,000.00 or \$40,000.00. I'll just check that.

Mr. Commissioner: Now that's for the City of Whitehorse now Mr. MacKenzie. There are going to be similar benefits relatively for the City of Dawson.

Mr. MacKenzie: Yes, but the amount of money involved there is--\$30,000.00 to \$35,000.00 for the City of Whitehorse and of course it would be not very much, not worth mentioning. Was that a satisfactory answer or did Councillor Thompson have any further points to make on that?

Mr. Thompson: This gives me the answer for payment of grants from 10 mills across the boarder as opposed to the 10 mills to the person--and then they decrease again after this. You say this is only \$30,000.00 or \$40,000.00. Now what about the inclusion of real properties to include the valuation for business. This is something that is a radical departure.

Mr. MacKenzie: No, no, if you look on Page 12 you will see BILL #18 it is in the recommendations for 1962-67 and if you take a look at the five years earlier it was in there too.

Mr. Boyd: Yes, but it has never been implemented.

Mr. MacKenzie: It has never been implemented because it has never been a business tax or it is not a business tax yet. It might be.

Mr. Thompson: Well the fact that we were looking for \$600,000.00 to equalize our budget and the fact that the City are forever coming to the Territory for grants, don't you feel this is an excellent avenue of approach to receiving additional monies and what is this going to do in, how much more are municipalities going to be able to acquire in way of revenue if they did implement such a tax.

Mr. MacKenzie: Well, it would depend of course on valuation. But let us assume the valuation is the same as the real property valuation then we would end up with a City of Whitehorse grant of \$150,000.00 and for Dawson \$10,000.00. But, dealing with the matter in this way would be a departure from past taxes. And I don't think that Ottawa envisaged such a profit.

Mr. Thompson: I was going to ask you that. In other words this has not been taken into consideration in the present budget?

Mr. MacKenzie: No.

Mr. Thompson: So if they in fact did make this increase then they could conceivably come back to the Territory for additional funds?

Mr. MacKenzie: Well, if we increase the grants to the City to take into account this business tax valuation, we would have to pay it ourselves. You have made our position worse. We would have to find the money.

Mr. Shaw: We already made provision by \$10,000,000.00 in this budget from fourteen million and a half.

Mr. MacKenzie: Yes, but it isn't based upon real property values not including valuation for business tax which is something else again and what it would be I don't know.

Mr. Thompson: I wonder, could I ask the Legal Advisor is this permissible under the municipal ordinance?

Mr. Legal Advisor: If I got into two features, the phrase here before you is including valuation to business tax, not the proceeds of the tax that...levy it, you just have to value for business tax purposes. And, this would presumably even though nobody levied any taxes they have then established a figure for calculations. But of course from the Territory's point of view, the Territory would have the perfect answer--you just wouldn't have the money to pay the City presumably if they did this. Alternatively, possibly something could be worked out to ensure that if this happened beyond the present--if it did go to a valuation of business tax that the Federal government would have to protect the Territory on this. At the moment you don't have it.

BILL #18 Mr. Boyd: I take it the City could implement this business tax. Naturally it would be applicable to everybody not just the Territorial government. Would it be permissible for them to go ahead and do this if they so elect?

Mr. MacKenzie: As far as I know Mr. Chairman, the answer is yes. But perhaps Mr. Legal Advisor could tell us.

Mr. Legal Advisor: Well actually in my view, they do not really have the rights but the assessor has the obligation even now the way the ordinance reads to prepare a business assessment role. I understand it isn't done. I understand there is no obligation on the City then to levy a business tax, but if he does perform his duty of preparing a business assessment role he would have a set of figures to form the valuation for business taxes--we find it in this bracket here. So, the answer is yes the City can do it and can levy a business tax and indeed the assessor should in fact in my view prepare such a list.

Mr. Shaw: Mr. Chairman, I would like to know just exactly what a business tax would be construed at other than say a zoning area. Just what would a business tax be?

Mr. Legal Advisor: Well a typical example which I will recall from memory in Ontario, you take your realty tax assessment and then you look at the type of occupancy. If it is a car park you would add, oh, 10% so you would take a business tax assessment of 10% of the other figure. If it was a lawyer's office it would be--it would have a business assessment of 50%. If it was a brewery it would have a business assessment of about 150%. Now that is one way in which they do it. In other places down in the Martimes they try and assess the type of business and they have access to your books and your trading returns, stock you carry and so on. They are taking it different. So there are a variety of ways in which a business assessment is made. Some are quite arbitrary, some a percentage of the other, and of course the business tax rate is then struck independently of the realty tax rate.

Mr. Shaw: To go further Mr. Chairman, when the clerk or the assessor when they come down to assess they take the property at a certain value and say it is comprised of an additional 20% taxes for business purposes that will do down in the assessment role and the matter of equalizing the difference between a business and a residential property boils down to a mill rate on a certain number of dollars so that if they did have a business tax and they assessed accordingly, that would be on the assessment role which the clerk would have to swear or somebody would have to swear in saying it is true and correct and then these people have to pay the tax accordingly if they have a further assessment. Wouldn't that be the way that would work or could they or would they have the power to say, well, we will put the tax on, we will put the assessment on but we will cut it off.

Mr. Legal Advisor: Well, I am sorry I wasn't able to follow the Councillor.

Mr. Shaw: Could I rephrase that? I have a piece of property and it is assessed at \$10,000.00 normally and the assessor comes along and says there is going to be a business assessment on it. Is it a business. So he says I will put on 10% more assessment on this for that particular business, so my assessment comes to \$11,000.00.



Mr. Legal Advisor: Could I interrupt there because these are two different assessments and there in many communities the tax mill rate is struck differently in relation. There will be a mill rate of so much on the realty and there will be a different mill rate on the business side. So, you can't make a theoretical proposition out of this very well. What I described in Ontario is not what happens in B. C., for instance, and I will do a study if you like of the different techniques and prepare a letter to Council. But in trying to answer one question here on this, we would only be building up a sea of confusion. So, If Council would like me to do a study on the difference between the business techniques and the assessment techniques this will take some time, but I will gladly do it. But if we try and discuss it now, 'sir, I am afraid we will end up' thoroughly confused.

Mr. Shaw: Well, I just have one supplementary question, Mr. Chairman. If the City does put a business assessment on, could they put an assessment on a piece of property as a business assessment however they may do it and then for the purpose of collecting under this particular recommendation that we are referring to and at the same time turn around and say to the occupant of this building we are not going to charge you any tax on this.

Mr. Legal Advisor: The City could continue if it wanted to raise its income by striking a mill rate solely on realty value as opposed to a mixture of realty and business values. They could supplement that by other proceeds, their other sources of revenue such as business licences, motoring penalties and so on and of course subsidy from the Territorial government. They could go about their business without actually levying a tax based upon a business assessment. This is in fact what they have been doing already and the mere fact they prepare a business role doesn't commit them to striking a mill rate and levying a tax on businesses..

Mr. Shaw: To go further on this Mr. Chairman, would it not perhaps be a better deal to say we will get the City of Whitehorse for example, we will get \$144,000.00, give them \$145,000.00 of the grant this year and we will charge them whatever happens to be the mill rate on the school deal and then they can go ahead and do whatever they want so far as taxes and so forth.

Mr. Commissioner: They do anyway.

Mr. Shaw: ... Well at least we wouldn't have any problems on whether you can allow this or not allow that.

Mr. Boyd: My only concern Mr. Chairman was the City may find their life belt stretched beyond the limit possibly and they could well resort to imposing this tax without the people really having any say in the matter and this is my concern. I would like to see some protection in this thing.

Mr. Commissioner: Well Mr. Chairman their protection is the same as the rest of the citizens of the Territory have. And that is through their elective council.

Mr. Shaw: Pretty tough thing...

Mr. Commissioner: The City of Whitehorse is levying rates on taxes in order to provide funds in their budget and they do this by means that are available to them under the

BILL #18 Mr. Commissioner continues...

municipal ordinance and we have just had the question asked, is it legal for them to do this under the municipal ordinance and the Legal Advisor's answer was yes. Therefore if they go ahead and do this it is perfectly legal for them to do so.

Mr. Chairman: Clear gentlemen?

Committee: Clear

Mr. Chairman: Anything else gentlemen in relation to this agreement at this time? Gentlemen, possibly then we could excuse Mr. MacKenzie at the moment?

Committee: Agreed

SESSIONAL PAPER #131 Mr. Chairman: We are going on to Sessional Papers. Will we require Mr. Commissioner at this time? Thank you Mr. MacKenzie and Mr. Commissioner. Gentlemen, the next sessional paper is Sessional Paper #131 re Construction of Greenhouse, Senior Citizens' Home, Whitehorse. Are you clear?

Committee: Clear

SESSIONAL PAPER #132 Mr. Chairman: Next paper is Sessional Paper #132.

Mr. Shaw: Is the Indian Department feeding people hay?

Mr. MacKinnon: This is exactly what is wrong and this is what we want to put a stop to Mr. Chairman. They bought it and resold it and this is not a fair value.

Mr. Shaw: Well, I just wondered Mr. Chairman, how the Indian Affairs Department--do they feed the people hay or just how does this work?

Mr. Chairman: To whom do you address your question Councillor Shaw?

Mr. Shaw: To anybody that knows the answer, Mr. Chairman, do you?

Mr. MacKinnon: Mr. Chairman, the experimental farm sold it to the Indian Department and the Indian Department in turn sold it to another fella and then he in turn sold it to other people and some of the hay ended up down in British Columbia.

Mr. Boyd: Well, Mr. Chairman, does the honourable Councillor know whether or not the man who bought it from the Department of Indian Affairs was an Indian in fact and did he buy it for horses he owned? This is assuming.

Mr. MacKinnon: Well, as I just explained Mr. Chairman, partly, and they sold part of it too. He sold part of the hay. Is that clear Mr. Boyd?

Mr. Boyd: Well it was sold by the Department of Indian Affairs then in good faith for the purposes of feeding a horse or horses belonging to shall we say an Indian.

Mr. Chairman: Are we clear gentlemen?

Committee: Clear.

Mr. Chairman: The next Sessional Paper is Sessional Paper #133 re ... SESSIONAL PAPER #133

Mr. MacKinnon: I would just like to mention that I will be taking it up further with the Commissioner. SESSIONAL PAPER #132

Mr. Chairman: Are we now clear gentlemen?

Committee: Clear

Mr. Chairman: Next is Sessional Paper #133 re Motion No. 26, Police Station, Pelly River. (Reads #133).

Committee: Clear

Mr. Chairman: The next Sessional Paper gentlemen is Sessional Paper #134. (Reads #134). Clear? SESSIONAL PAPER #134

Committee: Clear

Mr. Chairman: Next Sessional Paper is Sessional Paper #135. Gentlemen, are you agreed with this proposal? SESSIONAL PAPER #135

Committee: Agreed

Mr. Chairman: Well, gentlemen, that pretty well ties up your Sessional Papers to date.

Mr. Boyd: Mr. Chairman, I wonder if Council is prepared to consider setting a date for certain for the receiving of no further motions, bills and so on?

Mr. Chairman: This would be a matter to take up in Council possibly this evening Councillor Boyd. Well gentlemen, we have left a few odds and tag ends between the Financial Agreement, a budget, bills for which we are awaiting amendment and we have one bill introduced this morning which is yet to receive first and second reading which has not been discussed. What is your pleasure at this time?

Mr. Southam: I move that Mr. Speaker do now resume the Chair and hear the Report of the Chairman of Committees. MOTION RE SPEAKER RESUME CHAIR

Mr. MacKinnon: I'll second that Mr. Chairman.

Mr. Chairman: It has been moved by Councillor Southam and seconded by Councillor MacKinnon that Mr. Speaker do now resume the Chair and hear the Report of the Chairman of Committees. Are you prepared for the question? Are you agreed? Any contrary? I will declare the Motion carried. MOTION CARRIED

MOTION CARRIED.

Mr. Speaker: I will now call this Council to order and hear the Report of the Chairman of Committees.

Mr. Taylor: Mr. Speaker, Committee convened at 10:15 a.m. to discuss bills, memoranda, sessional papers and motions. Committee first dealt with Bill #18 with Mr. Commissioner and Mr. MacKenzie in attendance. It was moved by Councillor Taylor and seconded by Councillor Watt that Council do not agree with the provision of \$28,000.00 for Community Development Grants and wish the sum of \$56,000.00 to be reinstated in the Report of the Interdepartmental Committee on Finance. This Motion carried. Committee recessed at 12:00 noon and

REPORT OF Mr. Taylor continues...

CHAIRMAN

OF

COMMITTEES

reconvened at 3:15 p.m. this afternoon. I can report progress on Bill #18. It was moved by Councillor Southam and seconded by Councillor MacKinnon that Mr. Speaker do now resume the Chair and hear the Report of the Chairman of Committees. And this Motion was carried.

Mr. Speaker: Thank you Mr. Chairman. You have heard the reading of the Report of the Chairman of Committees. Are you agreed with the Report?

Committee: Agreed

Mr. Speaker: Well, gentlemen what is your pleasure at this time?

Mr. Boyd: Well, Mr. Chairman, we seem to be coming close to having no work to do and I am wondering if Council would consider or is in a position to consider setting a date certain for closing off for acceptance of any further motions, bills and so on. It might be wise to ask administration if there is any reason why we shouldn't set a date for certain right now if Council so desires. I don't know. I am getting to the point where I think we should be winding this thing up.

Mr. Speaker: Would you gentlemen like me to ascertain of administration if they have any further bills.

Committee: Agreed

Mr. Speaker: I shall do that and report back tomorrow.

Mr. Taylor: Mr. Speaker we have for tomorrow a few tag ends and one bill, Bill #19 to discuss and we are presently awaiting for amendments for several other bills and I would suggest tomorrow that we get on with Bill #19.

Mr. Speaker: Is that agreed then together with bills, memoranda, sessional papers and motions, gentlemen?

Committee: Agreed

Mr. Speaker: What is your pleasure at this time?

Mr. Thompson: Mr. Speaker, I would move we call it five o'clock.

Mr. Southam: Second the Motion Mr. Speaker.

Mr. Speaker: It has been moved by Councillor Thompson and seconded by Councillor Southam that we call it five o'clock at this time. Are you ready for the question? Are you agreed to the Motion? Any contrary? The Motion is carried and this Council now stands adjourned until tomorrow morning at 10:00 o'clock.

MOTION  
CARRIED

MOTION CARRIED.

Page 1581.

Wednesday, May 17, 1967.

10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order.

Mr. Speaker: Is there a quorum, Mr. Clerk?

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: Have we any correspondence this morning?

Mr. Clerk: Mr. Speaker, we have Sessional Paper No. 136 regarding the question on Ambulance Service. That's all I have this morning, Mr. Speaker.

SESSIONAL  
PAPER  
#136

Mr. Speaker: Thank you. Is there any further correspondence? Have we any Reports of Committees?

Mr. Watt: Mr. Speaker, there was a Committee meeting yesterday. Is there any report of that Committee meeting? It was a meeting I think with respect to.....is there any report with respect to....?

Mr. Speaker: There could be a report, yes. I will see that the Chairman of the Committee makes a report, Mr. Watt.

Mr. Watt: Thank you, Mr. Speaker.

Mr. Speaker: Now, yesterday, I was asked to go and inquire about Ordinance that may be required to be processed for this Session so that we could perhaps lay out our Agenda. I have a recapitulation of pretty well what we have to tend to and what may be coming. We have Bills 14 and 15, Low Cost Housing, to be completed. We have a Hairdressing Ordinance. We have the Amendments to the Public Service Ordinance. We have the Enabling Ordinance to complete as well as the Taxation Ordinance. There is the Budget for 67-68 to be completed and today we have the Students Loan Ordinance. Now, there are two Ordinances yet to come, namely the Housing Ordinance...that's the CMHC...something to do with that...and we have the Amendment to the Municipal Ordinance. The Administration has stated that they would endeavour to get it here Thursday so I asked them if they were positive. They weren't quite sure they would get it here first thing Thursday but certainly by two o'clock on Thursday and that would complete all the Government Bills that they might have so I think that this is what you gentlemen wish to know in respect of this matter and unless there are further questions, that will be the report on what has to be done until the completion of Council. That will complete all the Ordinances. In other words, we have two new ones coming up, apart from the Amendment to the older ones, namely the Housing Ordinance and a Municipal Ordinance. If it is agreeable to you, gentlemen, they can be here by Thursday for the afternoon Session, two o'clock. Is that acceptable?

REPORT ON  
BUSINESS  
TO BE  
COMPLETED

Mr. Watt: I agree, Mr. Speaker, but do we consider this as a cut-off date for introduction of Government Bills? I think that has been a practice of setting a date in the past.

Mr. Speaker: What I have done is to get you the information that was required and it is up to Council to state at which date they wish to have them cut off. I have given this... Thursday, 2:00 P.M., they will have all the Bills which I have outlined, which is two in fact. Everything will be here by Thursday, 2:00 P.M.

Mr. Boyd: Mr. Speaker, can we set a day certain without... does someone have to make a Motion...introduce a Motion to this effect or can we get around it another way?

Mr. Speaker: It would be necessary to make a Motion, of course, to get Council's concurrence as to when we should cut off the introduction of any further Government Bills or Motions or whatever Council's pleasure will be in this respect. I have merely pointed out that in order to cooperate with the Administration...2:00 p.m. would...they would have everything here by 2:00 p.m. on Thursday which of course would mean...in the event they didn't get it here Thursday morning...there's a possibility it will all be here Thursday morning...but if it wasn't here Thursday morning... we could always revert to Council to introduce the Bills at two o'clock...revert back to Orders of the Day and introduce them at two o'clock. That extra half a day will enable them to have them here for sure. So, gentlemen, you can think that over and make a Motion to close off anything today if you wish or tomorrow if you wish. Gentlemen, we will now proceed to Introduction of Bills. We do have a Bill this morning - Bill No. 20. What is your pleasure?

BILL #20  
INTRODUCED

Moved by Councillor Boyd, seconded by Councillor Southam, that Bill No. 20, An Ordinance to Provide for the Making of Grants to University and Vocational Students, be introduced at this time.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: Now, gentlemen, have we any Notices of Motion and Resolution this morning?

NOTICES  
OF MOTION  
#41

Mr. Thompson: Mr. Speaker, I would like to introduce a Motion with respect to a Development Plan for Porter Creek.

Mr. Speaker: Thank you, Mr. Thompson. Have we any further Notices of Motion?

#42

Mr. Watt: Mr. Speaker, I would like to give Notice of Motion re Recovery of Indian Status by those of Indian Status who have gone through the process called enfranchisement.

Mr. Speaker: Thank you. Have we any further Notices of Motion?

#43

Mr. Thompson: Mr. Speaker, I would like to introduce a Motion respecting the Residency Clause in the Low Cost Housing Loans Regulations.

Mr. Speaker: Thank you, Mr. Thompson. Have we any further Notices of Motion and Resolution?

#44

Mr. Watt: Mr. Speaker, I have one more Motion that I would like to introduce and that is re Election of Commissioner.

Mr. Speaker: Have we any further Notices of Motion?

NOTICES  
OF MOTION

Mr. Thompson: Mr. Speaker, I would like to introduce a Motion respecting Industrial Subdivisions.

#45

Mr. Speaker: Business is very good this morning. Have we any further Notices of Motion?

Mr. MacKinnon: Mr. Speaker, I beg leave to give Notice of Motion re Mail Contracts.

#46

Mr. Speaker: If there are no further Notices of Motion, we will proceed to Orders of the Day. First we have Notice of Motion for the Production of Papers. Have we any Notices of Motion for the Production of Papers? We have no Motions. Have we any questions this morning, gentlemen?

Mr. Thompson: Mr. Speaker, I have a question I would like to direct to the Commissioner this morning.

Mr. Speaker: Thank you, Mr. Thompson. We will call a short recess. Mr. Clerk, will you please ascertain if Mr. Commissioner can be available. There is no rush as long as it is within the next two minutes.

Mr. Commissioner enters the Council Chambers.

Mr. Speaker: I will now call Council to order. We have Mr. Commissioner with us and I believe that Councillor Thompson did have a question.

Mr. Thompson: Yes, Mr. Speaker. I have a question I would like to direct to the Commissioner at this time and this has reference to policy as laid down by the Territory with respect to bussing school children to and from various schools, particularly in the Whitehorse area, and in particular the report that bus drivers have taken it upon themselves to evict children from the buses for infractions of, I presume, safety and decorum and that in some instances the children who have been evicted have been in the six and seven year old range and they have taken this action without the parents concerned knowledge. I am wondering if the Commissioner could enlighten me as to the Territory's..... if they do have a policy on such matters as this.

QUESTION  
RE POLICY  
RE BUSSING

Mr. Commissioner: Mr. Speaker, there is no use of me trying to mislead Council that I have the answer to this because I simply haven't and I will have to find out. I would appreciate it if possibly at recess the Councillor would be good enough to appraise me of the actual details that are involved in this and I will be very happy to look into it. The only matter even reasonably relating to this that has come to my attention is in connection with the general situation in the wintertime in connection with the timing of buses leaving bus stops. There were some complaints brought to my attention that the buses were not always leaving...in other words they were not always waiting until the actual scheduled departure time. Beyond that, Mr. Speaker, I have not any knowledge of these complaints but I would be most pleased to get the full answer for Council and I would ask that Councillor Thompson would appraise me of the actual details and I will be very happy to look into it.

Mr. Thompson: Mr. Speaker, thank you. I don't say that the action of the drivers is objectionable. I think probably

QUESTION  
RE POLICY  
BUSSING

Mr. Thompson continues:  
in many instances the little monsters are well off the transportation for infractions of various and sundry matters but I think, and this is why I asked what the policy was... because I feel that if there has been an infraction and the driver is contemplating evicting the children, then, and particularly in the lower grades, that the parents should be notified and then the parents can take the necessary action to make sure that the child has been picked up but I think that to arbitrarily evict them and make no provisions for their getting home....and this is why I was wondering just what the policy....I would imagine that the Territory have a policy laid down with the various transportation companies and this is all I wanted to clarify.

Mr. Speaker: Have we any further questions?

Mr. Watt: Yes, Mr. Speaker, I would like to ask the Commissioner a question and it arises out of a statement that he made here the other day. The question is....I may have to explain it a little bit.

Mr. Speaker: That is permissible, Mr. Watt.

QUESTION  
RE  
COMMITTEE  
OF COUN-  
CIL OVER-  
RULING  
COUNCIL

Mr. Watt: I interpret the statement that he made saying that a Committee of Council, such as the Financial Advisory Committee...it was this specific Committee that he was referring to at the time....is it possible for the Financial Advisory Committee to overrule the wishes of Council even although it is a Committee of Council? In other words, if Council votes on something, can the Financial Advisory Committee decide something contrary to the wishes of Council and it is acceptable?

Mr. Commissioner: Mr. Speaker, I am not aware of any instance where this would be possible because the Financial Advisory Committee are a Committee that is set up under the terms of the Yukon Act as a consultative body that the Commissioner works along with in the preparation of Estimates and similar matters as they relate to finances of the Territory and they have no legislative authority, nor do they have any administrative authority. They have an advisory capacity as I interpret it and I would certainly not be aware of any situation where the Financial Advisory Committee, as a Committee, could either usurp any legislative authority or any administrative authority, nor would they be in a position that I am aware of to overrule the wishes of Council. I am certainly not aware of anything like this.

Mr. Watt: I would like to clarify my question. I don't mean to overrule Council in the capacity of legislation or administration but in the sole capacity in which they are encompassed to do and that is an advisory capacity. If you asked Council's wishes on a particular item and we offered advice on it and then the Financial Advisory Committee were asked to advise on the same thing and they decided differently, would the wishes of Council or the wishes of the Committee take precedence?

Mr. Commissioner: Mr. Speaker, I don't know just exactly where a matter of this nature could arise. I can't think of any particular situation that would loan itself to this but I just don't see how the authority of Council could be usurped by any Committee no matter if it is the Financial Advisory Committee or not, Mr. Speaker. I just don't see how it could



Mr. Commissioner continues:  
be. The Members of the Financial Advisory Committee are here and perhaps they have some ideas along these lines but I would say that the answer to this particular question would be "No" as I see it. I don't see any instance....

QUESTION  
RE COMMITTEE  
OF COUNCIL  
OVERRULING  
COUNCIL

Mr. Watt: Thank you, Mr. Commissioner. I just wanted to clarify that. I was quite concerned about a statement you made quite some time ago but this sufficiently answers the question. I obviously misunderstood the statement.

Mr. Commissioner: Mr. Speaker, I think it behooves the Commissioner, and I refer to the position not to the individual who occupies that position, to consult on a continuing basis, particularly when Council is in Session, with regard to financial matters and things that relate to it with Members of the Financial Advisory Committee. This may be only a thought that I have myself but I feel that this is a matter of the Commissioner showing respect for the Members of this Committee and the position that they hold with regard to advisors to the Administration on financial matters and I think that the Members of the Financial Advisory Committee who are present around the table here at the present time will verify the fact that I make it a habit to consult with them on matters that apply to finance and when I am consulting with them, I am in no way, shape or form either renegeing on my own responsibility nor am I interfering with Council's authority. I think it is a matter of just plain courtesy to the elected members to speak with the Financial Advisory Committee with regard to these matters and I also feel that the present members of the Financial Advisory Committee would be quite prepared to defend my statement that anything that I have consulted with them on has been on the matter of consultation and has not in any way, shape or form, been an attempt on my part to use them as the authority and not Council. I think I would be quite safe in making that commitment.

Mr. Speaker: Thank you, Mr. Commissioner. Have we any further questions?

Mr. Boyd: I have a question, Mr. Speaker. I am wondering if the Commissioner is contemplating any change in the Teachers' Salary Negotiating Committee. By change, I mean any change in its status. Having served on this Committee, I feel there is something to be desired. It's not sufficient the way it is....to be just picked out of the sky and subjected to, well you might say, any part of administration even.

QUESTION RE  
TEACHERS'  
SALARY  
NEGOTIATING  
COMMITTEE

Mr. Commissioner: Mr. Speaker, I am certainly quite pleased to verify that I do contemplate a change in the make-up of the Financial Advisory Committee as it is presently constituted. My first experience at the administrative level in dealing with this particular Committee was last fall and I share Councillor Boyd's feelings that there is something very lacking in the way that it is presently constituted and I make my point very clear that this is in no way, shape or form any criticism of the individuals who make up this Committee. This has nothing at all to do with it. It is... the way it is set up at the present time is not satisfactory. It is an advisory committee that has no negotiating powers but in actuality it is a negotiating committee and as a consequence, it cannot serve the function that it is designed to

QUESTION  
TEACHERS'  
SALARY  
NEGOTIAT-  
ING  
COMMITTEE

Mr. Commissioner continues:  
perform in its present make-up and I have my proposals before the Legislative Programming Committee at the present time and while they will not be ready for presentation to Council at this Session, at the next Session of Council they will be presented with my recommendations and I am very hopeful that Council at that time will see fit to go along with the changes that I recommend.

Mr. Boyd: Thank you.

QUESTION  
RE SUPT.  
EDUCATION  
REMARKS  
AT 1083

Mr. MacKinnon: Mr. Speaker, I am wondering if the Commissioner has any reply to a question I asked the other day in regard to statements made by Mr. Thompson at a meeting at 1083.

Mr. Commissioner: Mr. Speaker, following the question that Councillor MacKinnon raised, I looked into this matter and I am pleased to advise that when Mr. Thompson was in Destruction Bay to attend a public meeting for the purpose of selecting a School Advisory Committee, certain discussions led to a question being asked and I would point out, Mr. Speaker, for Council's benefit, that this School Advisory Committee that Mr. Thompson visited at Destruction Bay were in the first instance prompted by a visit of the Councillor who asked this question, and the Commissioner and one or two other members of the Administration to Destruction Bay. I don't know which is coming first here, Mr. Speaker...the chicken or the egg...but this was the end result and any results of this question I would say would rest squarely in the Councillor's own lap as it was he who suggested that we should have the School Advisory Committee and Mr. Thompson's attendance there to bring it about. The question that was asked was that in view of the fact that the dormitory facilities in Whitehorse are limited, would the \$60 subsidy now paid to students from outside areas attending school in Whitehorse be payable if the students were to attend a school outside the Territory. Mr. Thompson's answer was to the effect that at the present time Regulations prohibit the payment of subsidies to students who are not attending school in the Territory and he went on to suggest that if any changes were to be effected to these Regulations that representations along these lines should in the first instance be directed to the local Councillor.

Mr. MacKinnon: Well, Mr. Speaker, I believe we are a little mixed up somewhere along the line here. I believe that the statement that was made was a statement telling the people that there would be no dormitory facilities available in Whitehorse before 1968 and I would like to ask the Commissioner if this is a fact. Do you feel that there will be no accommodation?

Mr. Commissioner: Mr. Speaker, if Council would refer to the paper that we tabled in connection with dormitory accommodation, I think that he would be assured that dormitory facilities, although they are inadequate, will house the anticipated number of students that we contemplate this fall and it is still Council's decision to advise Administration if we are to proceed with a dormitory building program that will be available for the fall of 1968.

Mr. MacKinnon: Well, Mr. Chairman, I would just like to say that this is what prompted the question. The people don't want to send the children outside. It was because they were told there would be no facilities and I know there will be. Of course I have seen the paper but this was the reason of these questions and they were led to believe that it was not available and I think that Mr. Thompson at that time should have known better. He possibly could have read that Sessional Paper himself.

QUESTION  
RE SUPT.  
EDUCATION  
REMARKS  
AT 1083

Mr. Speaker: Have we any further questions? I have a question from the Chair that I would like to refer to Mr. Clerk. We have three starred questions that have been on the Order Paper since May 9, namely Mr. Thompson's Pollution in the Yukon; Mr. Taylor's 24 Hour Broadcasting; and Mr. Taylor's L.P.R.T. Swift River. Could you inform Council as to when we could expect replies to these three questions.

Mr. Clerk: Mr. Speaker, these questions are going to be answered just as quickly as possible. We have answers on the way. They are being prepared.

Mr. Speaker: Thank you very much.

Mr. Commissioner: Mr. Speaker, I should rise to apologize to Council for this. I didn't realize that they were questions that called for a written answer and the necessary information has been given to me and I have been awaiting an opportunity to give it to Council. I will pass it back to the Clerk and have written answers prepared.

Mr. Speaker: Well, perhaps the Members would be satisfied with an oral answer. Could the Members indicate at this time?

Mr. Taylor: I would be satisfied with an oral answer to my two questions, Mr. Speaker.

Mr. Thompson: I would also, Mr. Speaker, depending on the length. I don't know to what detail....

Mr. Speaker: These will be recorded in the Votes and Proceedings in any event.

Mr. Thompson: Mr. Commissioner has intimated that he doesn't have an answer to my question so I will leave it at that.

Mr. Speaker: Well, Mr. Commissioner, would you care to proceed?

Mr. Commissioner: Mr. Speaker, the two questions in connection with the CBC...the first one, Question No. 7 asks what progress has or is being made by the C.B.C. to ensure the provision of full 24 hour radio broadcasting at Whitehorse....I would advise Council that I have no further information from the C.B.C. since the verbal conversations that I was present with Councillors in the C.B.C. Conference Room in Ottawa. We have not been privileged to have anything further from C.B.C. on this question since that time. The second one, Question No. 8, asks to advise Council as to the proposed completion date for the L.P.R.T. installation at Swift River. Now, we have been told, and I feel that this still holds, that as soon as favourable weather arrives in the spring that C.B.C. Northern Service will be proceeding with this and I would like to suggest, Mr. Speaker, that favourable

REPLY TO  
QUESTION  
#7

REPLY TO  
QUESTION  
#8

REPLY TO  
QUESTION  
#8

Mr. Commissioner continues:  
weather for this has only been with us for possibly the last couple of weeks and we have no indication to the contrary that C.B.C. will not be proceeding forthwith on the Swift River L.P.R.T. As far as a completion date is concerned, Mr. Speaker, we do not have that.

RE  
QUESTION  
#7

Mr. Taylor: I have a supplementary question to Question No. 7 respecting 24 Hour Broadcasting. Am I then to assume that the Administration have not contacted the C.B.C. in respect of this question?

Mr. Commissioner: Mr. Speaker, the last item that we had in regard to this was the reply in December that we sent out concerning Sessional Paper No. 2, the answer that we had from Mr. Ouimet at that time. This is the last firm correspondence that we have. I can only speak from memory in connection with the conversations that we had in Ottawa with the CBC people but I think that at that time Council made its point very clear that they did not feel that the provision for 24 Hour Broadcasting Service here from CBC Whitehorse was setting any precedent of any kind and that all that it was going to be doing was upgrading a service that was already available in many other parts of the Territory, and, if memory serves me correctly, the man who was speaking on this particular subject intimated that they were quite prepared to keep this under continuous review and would advise us if their policy changed in this matter. Now, we have not had any further correspondence from CBC, Mr. Speaker.

Mr. Taylor: A further supplementary question, Mr. Speaker. In view of the fact that my question asked as to what progress has or is being made by the C.B.C. to ensure the provision of full 24 hour radio, would the Commissioner not feel that in order to get this information he would have to write to C.B.C.?

Mr. Commissioner: I am quite prepared to have this done, Mr. Speaker. If this is what Council's wishes are, we would be very happy to and very pleased to.

RE DORM  
ACCOMMO-  
DATION

Mr. MacKinnon: In regard to the question, Mr. Speaker, that I have already brought before the Commissioner, I am wondering if it would be possible for Administration to notify the Community of 1083 that accommodation will be available in the fall of 1967 for the school children... that there will be adequate accommodation?

Mr. Commissioner: Yes. Now that we have the School Advisory Committee there, we have someone to write to and I will certainly see that the Department of Education advise the people in Destruction Bay just exactly what the situation is and I will have C.B.C. Headquarters in Ottawa written to promptly in connection with the 24 Hour Broadcasting Station and also the L.P.R.T. at Swift River although we have their verbal assurance that this will be going on.

QUESTION  
RE LPRT  
CLINTON  
CREEK

Mr. Speaker: I might direct a question from the Chair rather than get down. When you are writing this letter to C.B.C., would you please make inquiries as to when they expect to have the L.P.R.T. installation at Clinton Creek.

Mr. Commissioner: Yes, Mr. Speaker....we have been in continuous correspondence with them on this....as a supplementary item in connection with Clinton Creek's operation in general and we are told that they are ready to proceed with this as soon as the CNT can provide them with the necessary lines or broadcast channels...I don't know just how you refer to these, Mr. Speaker, but this is the answer and this is very current. I would suggest that this is within the last six weeks.

RE LPRT  
CLINTON  
CREEK

Mr. Speaker: Thank you. I have a supplementary question. Perhaps you can inquire from the CNT when they expect to have the lines.

Mr. Watt: I would just like to ask Mr. Commissioner if he.. when he notifies the community of Haines Junction re dormitory facilities, will you notify all communities? Is this what your intention is?

Mr. Commissioner: Mr. Speaker, the last time we did this... we had a question at the Council table here...that we were being accused of closing down all the schools in the Territory because we circularized all the school kids and asked them if they were going to need dormitory accommodation in Whitehorse. Now somebody had better tell me what I am supposed to do or what I am not supposed to do, Mr. Speaker, because this is...we go around and ask everybody and they tell us and we are immediately accused of shutting down grades 10, 11, 12, 13 and 14 and now we tell them what we know about this....you had better get me sorted out here.

Mr. Speaker: Have we any further questions this morning? If not, we will proceed. We have Bill No. 19 for further processing. What is your pleasure?

Moved by Councillor Southam, seconded by Councillor Thompson, that Bill No. 19, An Ordinance Respecting Hairdressers, be given First Reading at this time.

FIRST  
READING  
BILL #19  
MOTION  
CARRIED

MOTION CARRIED

Moved by Councillor Southam, seconded by Councillor Thompson, that Bill No. 19, An Ordinance Respecting Hairdressers, be given Second Reading at this time.

SECOND  
READING  
BILL #19  
MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: The Motion is carried and that, gentlemen, completes the daily routine and Orders of the Day. What is your pleasure at this time?

Moved by Councillor Boyd, seconded by Councillor Southam, that the Speaker do now leave the Chair and Council resolve itself into Committee of the Whole to discuss Bills, Memoranda, Sessional Papers and Motions.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: The Motion is carried and Mr. Taylor will take the Chair in Committee of the Whole.

Mr. Taylor: Gentlemen, we will be discussing Bill No. 19 and I will declare a short recess at this time.

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes that this is crucial for ensuring transparency and accountability in the organization's operations.

2. The second part of the document outlines the various methods and tools used to collect and analyze data. It highlights the need for consistent data collection procedures and the use of advanced analytical techniques to derive meaningful insights from the data.

3. The third part of the document focuses on the role of technology in data management and analysis. It discusses how modern software solutions can streamline data collection, storage, and processing, thereby improving efficiency and accuracy.

4. The fourth part of the document addresses the challenges associated with data management, such as data quality, security, and privacy. It provides strategies to mitigate these risks and ensure that the data remains reliable and secure throughout its lifecycle.

5. The fifth part of the document concludes by summarizing the key findings and recommendations. It stresses the importance of a data-driven approach in decision-making and the need for continuous monitoring and improvement of data management practices.



Wednesday 17 May, 1967.  
11.00 a.m.

Mr. Chairman: I will now call Committee back to order, and what is your pleasure at this time?

Mr. Shaw: Mr. Chairman, we have various Bills in the process but we have a matter that is very important to get an answer to or to settle. We have the Enabling Ordinance, we have the Budget and we have the Inter-Departmental Committee Report - it is something we accept or reject but I think these three items should be given consideration, prior consideration, so that we know where we stand.

Mr. Chairman: Do you wish to discuss Bill 18 again at this time? REFERENCE TO BILL 18

Mr. Thompson: Mr. Chairman, if this is necessary, I suggest that we do. It seems to be the concensus of some of the members.

Mr. Chairman: All right, gentlemen, we will discuss Bill No. 18. We will proceed. BILL NO.18

Mr. Shaw: Mr. Chairman, we have gone through the Bill. We have gone through the, I don't know if there are sections that are tied up with this - it seems to have got general agreement with the Inter-Departmental Committee recommendations as .... of the agreement with the exception of this one item, item number four and the Community Development grants in which we stated our objections in one form or another. I don't think we can change the Federal-Territorial Financial Agreement but we could make our recommendations that this or that be changed so whether or not that needs to be accepted I don't know. The Agreement, of course, is another document empowering the Commissioner to sign this. I don't know if that would create any difficulty to going along with this particular Bill. I'm looking at it in view of certain objections in certain directions. I don't think the Bill states any particulars; it is more or less in one chunk and of course it is necessary to pass this Bill in order to get the money or permit the Commissioner to get the money, or on the other hand if Council does not wish the Commissioner to get the money they don't pass the Bill. I would feel the thing to do would be to pass this Bill, Mr. Chairman.

Mr. Chairman: I have a question from the Chair I would direct to Mr. Commissioner. Is it not necessary to amend; or is it necessary to amend the Bill or the Agreement according to the three matters as enumerated by the honourable member from Dawson?

Mr. Smith: Well, Mr. Chairman, the matters that I am assuming that you are referring to now that you are talking about amending do not appear in the Bill. They are a part of the recommendations of the Inter-Departmental Committee and the Bill is exactly what is written here before you gentlemen. There is no further thing to this ordinance than what you see before you. Now the items Council have questioned; that they have indicated by motion that they do not wish to see given effect to concern the establishment of an occupancy tax and I think that it is quite clear that in order to give

BILL NO.18

Mr. Smith continues...  
effect to an Occupancy Tax would call for legislation. Secondly, they do not - they did not indicate they wish to see further revenues obtained by means of raising liquor prices and, thirdly, they have indicated by Motion that they wish to see reinstated the full \$8,000 per riding to make a total of \$56,000 as opposed to \$28,000 as recommended in the report. I am talking from memory, now, Mr. Chairman, but as I see it these are the three matters in the Committee's report which Council, by virtue of Motion, have already indicated their wish to change but this does not affect this Bill No. 18. Bill No. 18 is just as it is written here.

Mr. Boyd: I would move, Mr. Chairman, that this Bill be passed out of Committee - Bill No. 18.

Mr. Watt: Mr. Chairman, can we have a discussion on this before somebody makes a motion? Somebody might make a motion or somebody might like to amend it or something like that...

Mr. Chairman: Gentlemen, there are paragraph amendments in this Bill, that is the numbering of the Bill.

Mr. Smith: Mr. Chairman, could I explain where this numbering became wrong, Mr. Chairman.

Mr. Chairman: The numbering has been explained, but you could proceed again.

Mr. Smith: Oh, then that is all right. As long as Council understands why the numbering is incorrect.

Mr. Watt: Mr. Chairman, I have a basic objection to the Bill and it is approving in principle the recommendations of this Agreement although not in detail. If it was the details that I objected to I would not hesitate to support it but there is one very basic objection which would disallow me to vote for the bill and that is the recommendation that has been made and we would be approving for by voting for the Bill and... the natural resources of the Territory except Game, are administered by the Federal Government; all revenues from natural resources except fur export and game (inaudible) accrue to the Federal government. The Committee recommended no change in this Agreement. Council has gone on unanimous record as being contrary to this and I think this is going to be a basic fight some day between the Federal and Territorial Governments and I would like to make an amendment to this Bill to the effect that the Federal government begin the transfer of natural resources to life of the agreement and have the complete transfer of resources accruing, - completed to the Territorial government by the end of this agreement. Now this gives us two years to complete this transfer and this is the only circumstances under which - or some similar circumstances, under which I could vote for this Bill because this is such a basic gesture and I think that most of the people I represent have got and most of the people of the Yukon Territory have got and this is why I objected to Mr. Boyd calling a motion without giving a chance to amend this, so I was going to - this is a protest...to see if the amendment is successful and then pass the Bill as amended and this may satisfy both Ottawa and ourselves, and if it doesn't then it is a new world and I was going to add Section 16, Part 2 asking for the Federal Government to commence transfer of mines and minerals - resources, to the Yukon Territory and this transfer to be completed at the end of the two year period.



Mr. Watt continues....

We all know that the income from mines and minerals is increasing every year and at the end of the two year agreement we didn't agree with the Five Year Agreement because we think the whole Yukon is going to be so different in a few years with the development of mining and the income that we may be getting from it that we would not agree to a Five Year Agreement and the basic difference is the development of mining and when the money starts to go in in large quantities to the Federal government then it will be impossible for us to ever get this. We have to make a stand now on behalf of the people of the Yukon Territory and an argument that the government in Ottawa is using - they are keeping these resources for all of Canada. Well they would be foolish not to use that argument. There are 264 members of the House of Commons from other parts of Canada, or 263, except the Yukon and the Northwest Territories, and they think they are getting something for nothing. They think they are getting resources of 2/3s of Canada being held for them for very very little, next to nothing, and this will in effect give the Minister of Northern Affairs now and in the future, if there is a new one, and even if the government changes, he can go to the Cabinet and say look, here is what the people of the Yukon Territory think; they should be on the same basis as a province with respect to this or get towards that basis until they are a province some day. Now we are completely slamming the door on any revenues such as this accruing to us if we go along with this Bill the way it is. We are in effect going along with this recommendation which isn't just a detail of an agreement. This is a basic principle of the agreement; without it there is no agreement. It is the basic part of it, the basic single part - there isn't a more important part of the Bill and it should have been in the Bill. It was intentionally eliminated on purpose because they didn't want it included and statements made by the Federal government indicates they have no intention of doing it unless we force the point. If we include this and pass this Bill as amended then it will give the Minister of Northern Affairs in the future, whoever he may be, or the government in power, room to manoeuvre. Right now no government can go along and say we should turn the resources over to the Territory for the simple reason that the opposition in Canada would make hay of this forever. So this would give the Government power, whoever it is, at any time, room to manoeuvre. Any objections that are made to the House of Commons - they could say well the people there demand it and they won't go along with the agreement unless they do get something like this. I don't know that the alternatives are. This I think is going to be an election issue - Federal-Territorial - it is becoming so important that it just cannot be forgotten and it is going to be a continual fight between the Yukon Territory and the Government of Canada and the Northwest Territories and the Government of Canada, until this is resolved and we are on the basis of the provinces of Canada. How can they justify taking part of Canada and saying well, we are going to make an exception to you as far as revenue is concerned, using the argument that they are putting all Canadian money into here; therefore all Canada should benefit - all Canadian money, including Yukon money is going into all parts of Canada too and the Federal government in Ottawa has never taken any interest in the Yukon

BILL No. 18

Mr. Watt continues....

Territory until they started producing revenue and then they wanted to get it back. In 1898 when they started producing gold in the Territory - the first time they even thought of looking for a border here and from that day on they started to put back a little money into the Territory so I don't think they are playing ball with us at all. I'm afraid I could not vote for the Bill and I couldn't vote for the motion but I do have a motion written out here and I think it is important and going to be excuses for having it worded, and this isn't the time but it is the principle involved and we are either for the principle or we are not, so I would like the support of Council for this and if you give me a minute I'll just complete the writing of this.

Mr. Southam takes the Chair.

Mr. Taylor: Mr. Chairman, I certainly could not support any such proposal as offered here. I stated yesterday that the Yukon at the present time is not competent to take over these resources and it would not be in the best interests of Canada that they do at this particular moment take over the resources. As I also stated yesterday that as is the case of many emerging African states from Crown Colony to complete independence the Yukon must first progress from its Crown Colony status to a more autonomous state than what it is and this can only firstly be done through the development of self-government of the Yukon Territory. As I also stated yesterday it is hoped that possibly the new council, newly elected council, may in their wisdom feel that they could better show the Federal government that they could cope with this and the Federal government should indeed start us towards self-government. The big matter in hand in relation to this Bill, gentlemen, is the matter of a deficit position of \$600,000 or in essence 1.2 Million Dollars. Now this agreement as I see it is between the Minister of Finance and the Minister of Northern Affairs and on one hand the Minister of Finance signs the agreement and on the other hand the Commissioner on behalf of the Yukon Territory and with the consent of the Minister of Northern Affairs signs it. Whether or not the Minister of Finance and the Minister of Northern Affairs will indeed authorize the signing of this agreement is another question and I can see it. I can see something here and I can see the possibility that we may approve the agreement with the deletions we have accepted and the minute we get away a ter prorogation the Minister refuses assent to the Bill and thereby refusing to sign the agreement, one party or the other, the Government of Canada or the Government of the Yukon Territory, leaving the Territory with no fiscal agreement until the Fall Session and new Councillors elected, at which time they may find that these fellows being a little green, might just go along with it. Now I can see this. I'm not saying this is going to be the case but this is a possibility that we must consider. I certainly sympathize with the administration of the Territory and the Commissioner's administration, as I do with other members of Council I am sure, for the position we are in, namely levy taxes fellows or that is it. It is almost like a gun to the head. It kind of gets a fellow at times but however, I feel we should stand firm - well we have stood firm; we have resolved the problem. We have been asked: All right, where are you going to find the money to compensate for this. We found half of it possibly through lapsing balances. We are still short \$600,000 and there may still be a possibility

Mr. Taylor continues....

that the Administration, if this agreement is approved, will have to arbitrarily cut expenditures on the O & M side of the agreement either in the first or second years of the Agreement to the tune of \$600,000. Now if the agreement is signed as is it is my hope that possibly in the coming year, in the second year of the agreement it may be possible to find monies which we cannot find in the first part of the agreement. It was also my hope that in lieu of the fact that some capital can be transferred from Operation and Maintenance to Capital, that some arrangements could have been made with the Federal Government to transfer some amount of money in the amount of \$600,000 in capital over to Operation and Maintenance and I have since been informed, of course, that the Federal Government won't allow this. I further feel that the Federal government have a greater responsibility in relation to this agreement and the Territory and it is now in effect shouldered. These are the problems I notice and which I expect the Administration has having to deal with as well and I think until we have some assurance that something along some specific line will be done I don't think that we should approve the agreement - it is kind of pointless approving an agreement if the Commissioner is not allowed to give assent to that agreement and it is kind of pointless letting the Territory ride the summer until we have a new Council, without an agreement. And it is further, in view of the fact that the budget forms one - well 50% of this agreement-current budget - we can't really give the budget to the administration either until such time as the agreement can be resolved so I really don't know where we go from here.

Mr. Watt: Mr. Chairman, I have a motion written out... and if we can resolve this particular point first and that is Section 16 be added to Part 2.... the Federal Government begin to transfer jurisdiction of resources and the revenues accruing to the Federal government from resources to the Territorial government, and this jurisdiction transfer be completed by the 31st of March, 1969, at the end of the agreement. That is a motion Mr. Speaker and I think that motion, part of it with respect to money, would also take care of the deficit or the additional revenue (inaudible) seconded by Mr. MacKinnon so I would hope that the rest of the Council will support this and add this to - as an amendment to the Bill for I think it is very important and I think it is so important and I feel so strongly about it I'm afraid I couldn't vote for the Bill unless something like this were added to.....

Mr. Chairman: Any further discussion, gentlemen?

Mr. Shaw: Mr. Chairman, I have a question in relation to this motion. Councillor Watt stated that this will pay off the deficit - will this also pay off the other millions of dollars which we receive in grants for operation and maintenance and the other millions for capital?

Mr. Watt: I would say that it does in the provinces and we, mining-wise are in a more favourable position than any province in Canada because we have more mining per capita per person, more tons produced here than in any part of Canada and five years from now this will at least double, triple; two years from now I think it will double; as a matter of fact I'm positive that New Imperial alone will have half of that and.... the other. Within twelve months the per capita income from - the potential of it will double in a year and redouble again before the end of this Agreement and this is why I made the motion. I feel it will

BILL # 18.

Mr. Watt continues...  
far more than adequately take care of all the deficits that we have incurred now and it won't be long before we can pick up all the tabs that we have ever incurred for the last hundred years.

Mr. Shaw: That has not answered my question, Mr. Chairman. Your deficit is not \$600,000, it is more like 14 Million dollars, now can we expect in the next two years that we can get revenue from these mines in form of taxation or ancillary revenue that would be concerned with their production in this period of time.... I might go along with the vote if I get the right answer to this.

Mr. Watt: Mr. Chairman, now he could ask the same question to each province. If the question is: what type of position would we be in compared to provinces—we may still not be in quite as good a position but we are sacrificing more than the provinces. We are agreeing not to levy a Territorial state income tax as some provinces do. We have the right (inaudible) and this 14 Million dollars is not a realistic figure. I don't think it is even close to being realistic. It is a figure that should be deducted by an amount that we would receive if we were a province at least.... we should also have the other privileges and I'm certain we could raise the revenues here if just by taxation, if we had jurisdiction over mines and minerals - if we could decide where these roads were going to go. Just the building of reasonable access to tide water would lower the cost of fuel - just the freight on it would save 50¢ a gallon; it would save enough right there and this money would go to Treasury instead of being wasted. We have no jurisdiction, no say on any roads like this. We have to accept what a few people from Ottawa come up here and say. Now this is where I say we could - and any future roads that are being built would cost less because of this and any construction... now I think that a lot of this money, this fourteen million dollars is wasted, a lot of it by employees in Ottawa that are charged to the Yukon Territory and this fourteen million dollars is a figure that they pulled out of a hat - it is not too realistic and not too accurate and if you are comparing us with the position of a province we would be in a pretty favourable position and comparing our per capita, mining development, we are in a very favourable position - as good as any place in Canada, better than any place in Canada. Every year our position is getting stronger and better and this is why this is important now and six months from now our position isn't as strong as it is now as being able to get these resources into our hands so every delay and every time we don't push this point to the very limit then we are delaying in having this transferred and getting Ottawa to realize what is involved. They are so far removed from us that this is just an extra few million bucks coming into the kitty that disappears - the Bowmarc Missile, foreign aid, millions of other things, assistance to forty million other Canadians and I think that we should push this point to the limit. This is the only way, this is the easiest way and the softest way I think that we can do it. Otherwise sometimes in the future we might have to start getting a little bit nasty about it.

Mr. Boyd: ..This motion in the first place is in order?

Mr. Watt: It is in order.

Mr. Boyd: It seems to me we are dealing with a bill here that concerns the financing of the Yukon Territory, strictly money. Now there is nothing in in that deals with selling of the country or buying of it or anything else and I think the motion, this is a gimmick, pardon the word, Councillor Watt, but if it is just that to force Ottawa's hand it is the wrong tactics. Ottawa will not be forced under these circumstances. You will have to approach Ottawa on the basis that they see things the way we see things but certainly to attempt to do as you stated you did with regard to Justice- you found there where you stood very fast and you are going to find the same thing out again in this position; I am sure of this, unless you have something that is going to stop Ottawa from functioning.

Mr. Watt: Mr. Chairman, I'd like to tell Mr. Boyd that this is no gimmick, this is serious business; this is millions of dollars we are talking about. I would like to assure him it is not only just the money; we can --look at the mess our Quartz Mining Act is in right now. And just about every thing else that is associated with mining. How long does it take to get a Quartz Mining Act to the House of Commons for any change, any amendment - about every six years, about every six years? Now, this isn't fair to the people that are living here, that are developing these mines; this isn't fair to them. And not only that but this mining case that is going on and many other mining cases that were a result of the interpretations of Federal employees over the Quartz Mining Act that ..of all the defences, should be paid for by the Government of Canada - that shouldn't be passed on to the individuals because they can't afford the justice that they have to have, that they should have- they can't afford it and I think it is a crime and this is one thing and I think this is the time to do it. It is the only time to do it. Mr. Boyd says let things slip. He says that about everything - let things slip. Well if we don't stand up and be counted there is no point in being here - there is no point in being here. I'm here to represent Whitehorse West and I feel that this is what Whitehorse West wants and not only that I think it is what Whitehorse East wants. And every place else wants and the Territorial Council went on record as unanimously supporting the transfer of jurisdiction of mines and minerals to us two sessions ago and I think they should support this motion. I don't think it is out of order talking about money. This is part of the deal. This is part of the whole project. We get this much money - we are giving up this much - they are giving up Income Tax. I didn't - our 10% that we could levy, we are allowed to levy by law if we were a province; and other taxes. I didn't push the point on those, which would be legitimate ones to push when we are talking about an agreement with Ottawa. But this particular point - and it is giving them time. If they want to transfer personnel it will give us time to help train personnel and there is no reason why this cannot be done and it is a legitimate motion and all the excuses in the world for trying to pull the motion out and not voting it - is not going to stand much weight.

Mr. Taylor: Mr. Chairman, there is one point they have avoided mentioning up to this point and that is in relation to the Quartz Mining Act. I might state I have... over this Act in support of amending and so forth since 1952 and just more recently have laboured many many hours with the Chamber of Mines over revisions to this act and I am sure I speak on behalf of the industry that it would be the desire of the mining industry people of the Yukon,..... remain in the status it is as an Act, changeable only by the Federal government and this to be until responsible government is formed in the Yukon Territory. This is the only protection we have in that Act. We don't agree that maybe in its present form that it is the best, most up to date act in the world but we have programmed for revisions that would bring it up to date and our biggest fear is that we don't want to open the Quartz Mining Act any more often than we have to. It is protected by Parliament and this is the way we want to keep it. I just wanted to make that point clear. I might also way in terms of the argument expressed by the honourable member from Whitehorse West I cannot agree and I cannot concur. I know of nowhere in the Western world and certainly I doubt in the Eastern world where any Crown Colony or non independent state has ever been given their resources and control of them. This is something that comes with full independence only and I can find no precedent, to my knowledge, in the world where this has ever been done. I certainly, and I think the honourable member must agree, that there is no facility or no government as such in the Yukon Territory who could capably handle this on behalf of the Yukon Territory and I think he would also certainly agree that the Federal government would be absolutely reluctant to ever consider such a proposal and really, I think it is a waste of time.

Mr. Watt: Mr. Chairman, I don't know if Mr. Taylor has been authorized to speak on behalf of the mining industry but I know that when he went to Juneau he wasn't authorized to speak on behalf of the Yukon Territory - he was a self-appointed ambassador. Now, any country that ever gets any degree of autonomy or any degree of self-control, particularly if they are mining countries. You can look at the history of any of these South African countries or any of these African countries. The first thing they do is get jurisdiction over the revenue side and gradual transfer. Look at the province of Katanga, the province of Katanga, the first thing they did was get jurisdiction and say over copper and this is the first step that we are ever going to get any degree of control. We are alwaysgoing to be battling- this argument of look what we put into your pocket; look what we are giving you and we are using the figures all the time. We haven't got figures of our own. We should have figures of our own. We should have jurisdiction over our own resources so I won't discuss this, I won't belabour the point any more but this is a very basic requirement if we are going to ever achieve any degree of economic or political independence from those who are four thousand miles away.

Mr. Thompson: Mr. Chairman, I would like to point out we had an opportunity here the other day to take over a resource of the Territory, namely Fisheries, and to my way of thinking the only matter of any concern was that we would have been taking over a revenue-producing operation. The Federal government intimated that they weren't about to pull out - they were willing to give us assistance of a Resident Fisheries Officer or an Assistant and that our administration of these basic requirements to make this a Territorial administered project would be in fact acting as collecting agents for revenues that accrued to the Territory, primarily from licencing, and I would also point out that the figures that were presented to Council in this respect were based on licence fee of \$1 or \$2 which showed a revenue figure of approximately \$14,000 so it is quite simple mathematics to bring to the attention of all concerned that if the licencing requirements were brought in line with any of the provinces and our neighboring States, that the revenue could conceivably be tripled or quadrupled without any problem at all. So I don't think that the argument is valid. On one hand you turn down an opportunity to take over a resource and the next moment you want to take over everything else. I don't think that is being very consistent in your thinking.

Mr. Watt: Mr. Chairman, I would just like to... and say that this paper shows that six out of the ten provinces of Canada cannot afford this resource and how can you say with our population it is a money making proposition; six out of ten provinces of Canada say that the Federal government can do this better and I say, let us get ourselves on a position; try to get ourselves on a position equal to the provinces - equal to the provinces before we start asking for extra bills to pay. Now, all I can say is that what is being asked for and \$14,000, a revenue of \$14,000 is peanuts, peanuts, and if this is an excuse for turning down this motion; this is a pretty sad excuse for turning down this motion because we don't want to pick up the additional bills for investigating just what our position is. Even six of the ten provinces do not want it. So, if this is the only excuse of turning down this motion I don't consider as if I had been defeated on the sense of the motion.

Mr. Thompson: Mr. Chairman, I would just like to point out that six of the ten provinces can't afford to take it over and I disagree with this entirely because it was a case of the six out of the ten provinces didn't want to take it over but this is their own concern. This isn't ours. We've been harping that we wanted to take it over and we had the opportunity and \$14,000 now may be peanuts in revenue but it could certainly be multiplied very quickly and very rapidly and all you have to do is look at British Columbia and see what they have done in the sports fishing in **cooperation** with the recreation and game program and this will give you a very clear picture of the accomplishments that could be accrued to the Territory. I don't think it is a case of being niggly with reference to this motion; I think that it is just common sense and for this reason I say I won't support it.

BILL #18

Mr. Watt: Mr. Chairman, I'd just like to say that if somebody wants to put in another motion after this one is called with respect to fisheries as a part of this agreement they certainly can do so but this isn't -- we are talking right now about control of resources -do we want them or don't we want them or are we looking for excuses for not....

Mr. Chairman: Gentlemen, I have a motion before me. It is moved by Councilor Watt and seconded by Councillor MacKinnon that new Section 16, Part 2, read as follows: the Federal government begin to transfer jurisdiction of resources and the revenues accruing to the Federal government from the resources to the Territorial government and this jurisdiction transfer be completed by the 31st of March, 1969. Are you ready for the question? Are you agreed with the question? Are you contrary?

MOTION  
DEFEATED

MOTION DEFEATED

Mr. Taylor: Mr. Chairman, just before noon recess I'd like to get back to the matter of the Agreement. I'd like to ask a question of Mr. Commissioner as to what his thoughts are in relation to the government giving assent to this Bill, as amended, of course.

Mr. Smith: Well, I would have to know what the amendments were, Mr. Chairman, before I could pass any judgment on that. This Bill that is before you now - is it Council's wish to amend this Bill?

Mr. Taylor: No, possibly I should rephrase that question Mr. Chairman, - in relation to the decisions of Council in relation to the abolishment of the proposed taxes and the increased provision over what was outlined by the Inter-Departmental Committee on Development Grants. If the Council at this time approved the Fiscal Agreement, is it clearly understood that these items will be honoured, we have raised, and number two, is it the intention of the Commissioner to give assent to this Bill if we approve it? Those are two questions.

Mr. Smith: Well, first and foremost Mr. Chairman, I think it is quite important that Council understand what this Bill is that is in front of them. Now this Bill is basically enabling legislation and it says in effect that 'subject to the terms and provisions that are set forth here that the Commissioner is authorized to enter into and execute on behalf of the Government of the Yukon Territory an Agreement of the Government of Canada, which will prove - and it goes on to say what it will provide and I feel, gentlemen, that this enabling legislation should be passed. Now, you say will I not give assent to it? I know of no reason why I would not give assent to it but now Mr. Legal Adviser has some other advice for me but I don't know of any reason that I would withhold assent to this. Now, secondly, the budget, subject to amendment, should be passed. In other words Council has seen.. to take certain items in the budget and they have suggested that they be deleted - one or two just come at me right off-hand; one was kindergartens - I'm sorry Mr. Chairman, I just can't think of them but there were



Mr. Smith continues....  
more than this and the budget, subject to these amendments, should be passed. And, thirdly, the committee report should be accepted subject to the motions passed by Council. Now you passed, I believe, one or two motions in this regard but they covered, basically, three subjects and that particular point in time I have to go back to the Federal government and indicate exactly what Council has found objectionable in this particular committee report and see what I can do in connection with these three points in question. I don't know of anything else that we can do Mr. Chairman.

Mr. Taylor: Mr. Chairman, one question just before we recess again. I wonder if Mr. Commissioner, over the lunch hour - this reminded me of something I don't think we even thought of here - how much money have we on the O & M side - how much have we saved by the deletion of kindergartens. I wonder if Mr. Commissioner could get that information.

Mr. Smith: Oh, I'm sure it is right in the budget..... have we also another list of things that are corollaries to this Mr. Chairman, of things that Council has asked that assent be given. So this is what I'm talking about amendments Mr. Chairman, I'm not talking only about the things that Council have suggested be passed that they wish to see deleted. There are also quite a few things that Council indicated they wished to see implemented and one of the things they wish to see implemented is revised salary scale for teachers which in effect would cost \$250,000 in this calendar year (inaudible) so this is the way that I see the thing, gentlemen, namely the Enabling Legislation should be passed, the Budget, subject to amendment should be passed and the Committee report should be accepted subject to the motion passed by Council and at that point I have to go to the Government to bring to their attention these matters and see what can be done to carry on discussions from that point.

Mr. Chairman: Gentlemen, at this time I will declare a recess until two o'clock.

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Page 1601.  
May 17, 1967  
2:00 o'clock p.m.

MR. COMMISSIONER WAS PRESENT,  
MR. SHAW AND MR. MACKINNON WERE ABSENT.

Mr. Chairman: Well gentlemen, I will now call this meeting BILL to order and we will study Bill 18 and we will carry on from # 18 there gentelmen.

Mr. Taylor: Mr. Chairman, over the noon hour I was looking into this matter of kindergarten that we were discussing just before noon recess and a perusal of the former proposed estimates for the fiscal year 1967-68 showed that on the operation and maintenance side, we were faced in education and maintenance side we were faced in education and vocational training with a budgeted amount of \$3,396,588. Now I also have viewed and have available the revised sheets due to kindergarten deletion which indicate the revision to \$3,298,108 which means that we have effected a deletion on operation and maintenance of maintenance of \$98,480 for the current for this current fiscal year. Now to proceed by doubling this amount gives us a total of \$196,960 and we have not yet considered the percentage increase in the second year over the first so I think it would be safe to assume that there is \$200,000 saved at this particular point. It is interesting to note that \$170,000 was the saving resulted or the cut back as you prefer it on the capital side but I did want to indicate this to Council. So really and truly what Council have found Mr. Chairman to date on a 1.2 million dollar requirement is \$600,000 as per lapsing balance and in addition \$200,000 from kindergarten so apparently what is being looked for now is only \$400,000, I am just wondering if the Commissioner is aware of that?

Mr. Commissioner: I am not only aware of this Mr. Chairman but I am also aware of a list of approximately a page and a half of other things that Council have already committed themselves to add to the budget. We have a matter of \$250,000 which has to be added to the budget before the year's over ... to take care of the increased teachers' salary and we have a request for Council's information for an increase in the Public Service salaries heard on 1st April 1967 and I would also say on the deletion side that you also have the privilege of deleting from your total there of \$246,000 on the 50% reduction in the corrections programme so you have more deletions than just the kindergarten situation. I am sure that there may be some others that go along but I also advise you that there are more additions that we are committed or liable to be committed to than what there are deletions.

Mr. Taylor: Mr. Chairman, we were thinking blankly of a figure of 1.2 million dollars to start with and nobody thought about kindergartens until this morning and we really don't know where we are at now until all these are calculated.

Mr. Commissioner: This is absolutely correct Mr. Chairman and that last statement that you made is the very proof of the matter as far as the figures ... are concerned. There are many things that have to be dealt with and the same applies in so far as your taxation estimates are concerned, we will have to take a look at that as well and see whether or not our estimates are ..

BILL  
# 18

Mr. Taylor: Before I resume the Chair Mr. Chairman, I have one further question to ask Mr. Commissioner. Do Council have the assurance of the Administration that there will as a result of our Motion to turn down the proposal of the price increase in liquor, do we have the assurance of the Administration that after Council is over that liquor will not be increased? At least until well ... this agreement.

Mr. Commissioner: I think that you are asking me a question Mr. Chairman that I don't think I am in any position to answer. There is legislative authority here for the Commissioner to control the price of liquor and it is there right at the moment and if I was to turn around and give you assurances that nothing would be done in regard to liquor prices, I would be in effect telling you that I have no use for the legislation that Council has already passed so I think that that is a question that I just wouldn't care to say anything one way or another in connection with that Mr. Chairman because I am afraid I would be putting myself in a completely and totally unturnable position where with regard to the legislation that exists.

Mr. Taylor: Well Mr. Chairman it seems to me that the legislative body of the Yukon is determined that they don't wish an increase in the price of liquor during this next 2 years and by Motion I would tell them such and it seems to that a simple request or question as to whether the Commissioner as long as he's here, will the Administration adhere to this or is it possible that they will increase them anyway, this is what ... respect to Council ...

Mr. Commissioner: I don't think that you see me as your Commissioner charging around the country side here and doing things without talking over with Council. I make a stand on that point and I think I have made every effort to bring Council into the decision making part of the Government. I don't think that there has been any time in the history of the Territorial Council that this has been any more evident than what it has been for the last two years of Council but when you are asking me to commit myself to something that there is legislative authority for me to do and for all I know I may find myself forced into doing it, I think this is a very unfair situation and I feel that with Council there should surely be a certain amount of mutual respect and mutual trust on both sides of the fence. If Council is going to mistrust me ...

MR. SHAW ENTERED.

Mr. Commissioner continues: and ask me to make a submitment now that the minute that they are ... that I am not going to do something that they are resolving ... what sort of authority there to do, I would feel that this is a pretty unfair question to ask and a pretty unfair situation for both of us to place ourselves in.

Mr. Taylor: Mr. Chairman, I don't consider the question to be unfair, it's something that I suspect. I agree that the Commissioner has the legislative power to do this. Now whether he will or whether he will not is what I was trying to determine, if he does go and increase the price of liquor well then he's going contrary to the wishes of Council. I am just wondering if the Minister may not fire instructions from Ottawa the Deputy Minister instructing the Commissioner to do this and in truth then this Council has no control over

Mr. Taylor continues: the liquor business at all in the Yukon Territory if this be the case, the Commissioner cannot give that assurance.

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# 18

Mr. Commissioner: You have in the Yukon Act a very very plain Parliamentary .. taken from the, the Minister will instruct the Commissioner from time to time with certain things with regard to the Government of the Territory. I cannot tell you what will happen in this particular regard but it would certainly appear to me Mr. Chairman that in every aspect and every suggestion in connection with these proposals here that Council have been in on discussions from start to finish on this so for me to give you this assurance, I simply cannot do it Mr. Chairman because it would not only be wrong for me to turn around and by verbal influence cast aside the legislative authority that exists..

MR. MACKINNON ENTERS. MR. TAYLOR RESUMES THE CHAIR.

Mr. Commissioner continues: but I also think it is putting me in a position that Council doesn't trust me while they are not in Session.

Mr. Boyd: I appreciate councillor's point of view and I appreciate Mr. Smith's point but just to bring back to the thing that happened. Council recommended that the price of liquor in certain instances be decreased two or three years ago. Instead of Administration discussing it with us pointing out any fallacy in this, it raised the price the next morning and I thought this was very inconsiderate. I am not implicating you supported this in any way but it did happen to this Council and I am not beyond thinking it could happen again and I think if it did happen again the present Commissioner's attitude would be to come and tell Council he's going to do it and I have no choice in the matter so to speak, I am faced with this, so be it boys. At least this might happen but I felt that Council did get double-crossed properly at that other occasion that I mentioned and the main contention was that the reason they increased the price of liquor in the first place was that the cost of it had gone up but nobody would have complained too much had they raised the commodities that were raised in price but they didn't stick with that, they raised everything and it wasn't all raised by any sense of the word but they raised the whole thing across the line and this is just, I am only making this mention of what did happen to us once.

Mr. Commissioner: Well Mr. Chairman there has to be some mutual respect and mutual understanding between the Commissioner's office, it doesn't matter who the Commissioner is, and the Territorial Council and I have done everything I possibly can to establish a bond of trust between us and when I am asked a question such as this, it immediately raises in my mind, well my goodness here I am, I try my best to establish a bond of mutual trust and I am literally being told we don't trust you. The minute we are out of your sight you are going to turn around and do something to slit our throats. Now I can't call the Council into Session every day of the year and neither would I expect Council to be at my beck and call every day of the year and as a consequence you pass legislation which gives certain instructions and certain authority that Administration has to empower them to carry out the day to day operations of the Territorial Government

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# 18

Mr. Commissioner continues: and gentlemen, if the Commissioner does not have the authority under that legislation ... well gentlemen I might as well throw in the sponge and you are not going to have any Commissioner because you are never going to have anybody around the place unless you are going to sit here 365 days of the year and assist in doing it. Now if I am faced here in a month or so's time with increases in not only liquor prices but many other things that contribute to this, what am I to do at this particular point? Now if I commit myself right here at the moment and say I am simply not going to change this liquor price or any other thing for that particular matter I think this would be entirely wrong on my part but I certainly intend to continue as long as I am Commissioner to bring Council into the decision making end of the Administration as much as I possibly can. I was a councillor here myself and I am going to tell you here right now Mr. Chairman, I will stand on what I say for this matter that 9 years ago at this Council table you couldn't have got 10% of the information from the Administration that has been presented to you at this Council Session without practically having a Royal Commission to find out about it and councillor Shaw was here and I think that he will agree when I tell you that nobody asked Council anything, they simply used it as a kind of a rubber stamp .. see what it was all about and I don't believe that Council should be treated with respect and trust and simply, I am going to do this in any way, shape or form that I can and that general policy I stand on, I will do everything I can to make it permitable.

Mr. Boyd: Mr. Chairman, I am going to try again and make a motion that this bill be passed out of committee. Subject to an amendment of the numbering of the paragraphs, I don't know whether this is necessary or not changing in the numbers, pass it out of committee. Well Mr. Chairman when will we get the amended bill - has it been amended already, I think it has.

Mr. Shaw: I am sorry Mr. Chairman I was a couple of minutes late, I had a little tire trouble again. I took it to one outfit and they just wrecked the deal. Anyway let's get back to this, my apologies were quite sincere Mr. Chairman and what I said is the truth. In discussion, I just got in on the tail end of the discussion and I don't know whether accusations run hither or thither or exactly just what was transpiring but I would say this Mr. Chairman, it is up to Council to review the budget as presented by the Administration and to agree to delete, to make whatever changes necessary and what can be accomplished in accord with the Administration as a kind of two way street, and after Council has agreed that this should be the budget then I feel it is their duty to approve the expenditures which are involved in that budget. Further to that it is already their duty to see that there is sufficient money in the budget to meet these expenditures and if they don't do that and just say "get it from Joe Blo, get it, but don't tell me your troubles!" I think that that is absolutely irresponsible. I will stand up and be counted on, you betcha. It is our duty to see that the Commissioner or the Administration has the money to be able to meet these commitments which we have asked for and which we have accepted. You cannot do any more than that. The Administration has to go ahead and try to work within that budget and if they are x number of dollars short and they come to Council and they say "well gentlemen we need this amount of dollars and this is our proposal." Well maybe we don't like that proposal

Mr. Shaw continues: that is our privilege and we say "we don't like this", which is our prerogative but at the same time it is our responsibility to turn around and say how this money can be found instead of just saying "go and get it from here" - how do you know you can get it from there or from some place else and regardless of where it comes from, it must come out of the taxpayer's pocket if it isn't one form of taxpaying it's another. There aint no Santa Claus. You can't balance the budget. We either have to give ... and raise this sufficient money or we are going to cut down some of the things and I don't know what you can cut because you're cutting out service to somebody.

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# 18

Mr. Boyd: Mr. Chairman, I would like to suggest that we leave this bill until we get the amended bill and at that time I am quite prepared to move that the bill be passed out of committee as amended. It will of course be subject to discussions that took place during the going through the report but that is automatic and understood anyway and I move that we go on to another bill.

Mr. Chairman: Mr. Clerk, would you see that the bill is retyped ... Gentlemen, it is our .. at this time to proceed to Bill 19.

BILL  
# 19

Mr. Commissioner: Can I ask a question Mr. Chairman? Outside the typographical errors, is there anything ...

Mr. Chairman: No. These are straight typographical errors.

Mr. Commissioner: Whatever way Council wishes to have it, we are prepared to ..

Mr. Chairman: Usually the procedure Mr. Commissioner is to have the bill in its proper form.

Mr. Commissioner: Very good.

Mr. Chairman: Well gentlemen, we will proceed to Bill # 19.

Mr. Shaw: Just change from 10 to 11, 11 to 10 and you have the completed bill.

Mr. Chairman: I wonder if Mr. Legal Adviser would be available.

Mr. Commissioner: Mr. Legal Adviser is on a Legislative Programming Committee meeting at the moment. I don't know how long it is going to last. Perhaps Mr. Clerk could ring them for you Mr. Chairman.

Mr. Chairman: I now declare a short recess gentlemen. I'll call committee back to order. Mr. Chairman then read Bill # 19, and Schedule. Councillor Southam. Is Mr. Legal Adviser available yet?

Mr. Clerk: I have asked him to come down.

Mr. Southam: Well Mr. Chairman, this I think is an Ordinance that is needed else I wouldn't have sponsored it. It gives a certain amount of protection to the people that are employed as hairdressers but also gives a certain amount of protection to the people that are getting their hair dressed. This is a thing that is sadly needed. It also assures you that the people that are looking after your hair or what have

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# 19

Mr. Southam continues: you have no contagious diseases because this is part of the Ordinance and I think it is only right that this is what it should be. I have taken this matter up with the hairdressers of the Yukon. I attended one of their meetings and they were unanimous in accepting it and it is based on the B.C. Regulations and I would certainly hope that the Council will go along with it and I can see nothing but good coming out of this Ordinance if it is lived up to.

Mr. MacKinnon: Mr. Chairman, I would like to ask Mr. Southam if he has had any advice from the hairdressers in regard to this particular bill. Where has he gained all the knowledge to prepare such a bill as this, is he possibly a hairdresser.

Mr. Southam: In answer to that question of Mr. MacKinnon's. Only when I was asked to sponsor the bill, I would go to the people who were working in the profession to find out as I would any other thing and the people that I went to, I attended the meeting, was the President Miss Theresa Graham hairdresser, Judi's Beauty Bar, the Secretary Miss Rory Butachek, hairdresser House of Charm, Treasurer Mrs. Margaret Matka, hairdressing student and Executive Members Mrs. Irene Fish, retired hairdresser and Mrs. Monica Liedtke hairdressing shop owner, House of Charm and the advisory members Mrs. Marjory Leigh hairdressing instructor Yukon Vocational School and also had a talk with Mr. Holland and also a talk with the Inspector of the Vocational Schools for B.C. and the Yukon and they assured me that this was a thing that should be in being and I believe I gave Mr. Legal Adviser who helped draft it a letter from the Hairdresser's Association and which they accepted without any dissent.

Mr. Shaw: Mr. Chairman I don't understand too much of the ramifications of the hairdressing business but it does appear to me to very much protect the Public in some way. If you have competent operators because they are dealing with sometimes preparations, chemical preparations, that can be dangerous if they don't know how to handle them and in view of the fact that Councillor Southam in sponsoring this bill has gone to quite a good deal of work to find out the necessity of it and he has apparently the co-operation and assistance of the persons that are very much concerned in this and I would feel it is quite sensible.

Mr. Watt: There's a couple of questions I'd like to ask Mr. Southam. In a situation such as the outlying areas and even around Whitehorse you have a lady who has been a hairdresser and got married and she does a certain amount of hairdressing in her home. I don't imagine we have too many hairdressers in the Territory except in Whitehorse and around Whitehorse. Now how would this affect outlying areas, say if some lady does hairdressing, does she have to go through this Board and everything else with the Commissioner, this could be a concern in all areas of the Territory. I'd like to know how this would ... enactment of the Ordinance to affect this little afternoon business.

Mr. Southam: As I understand the Ordinance, that anybody that is doing hairdressing for remuneration will be required to get a licence and personally I think this is only right. If you are doing hairdressing for remuneration you could be



Mr. Southam continues: just part time hairdressing, whatever the case might be. We have them in the camps and so on and so forth. While they are doing part time hairdressing you've got to admit they make pretty good money out of it too and in fact very good money so I don't think there's anything wrong with them having a licence to protect the ones that are getting their hairdressing done and to say that this particular hairdresser is competent and has had training. Now the training that they stipulate here is 1300 hours and I believe in B.C. it's 1400 hours and in Alberta it's more than that again but this does make sure that the hairdresser that is doing the work is competent and I think this goes a long way myself personally.

Mr. MacKinnon: Mr. Chairman I would like to ask Mr. Southam if this would apply to barbers in other areas.

Mr. Southam: I believe Mr. Chairman in answer to Mr. MacKinnon I do not know whether I can really answer this question because the barbers already have a licence I believe and unless he was a hairdresser or hair stylist then in that case I would say that he would have to have a said licence much as this one. If I may go a little further when you are talking about these stylists it costs you 2 bucks to get a haircut and if you were in Toronto or these other places you could go to a stylist and it will cost you \$4.50 to get your hair clipped or whatever you want. In this case then I would say this would apply to these people.

Mr. Chairman: Mr. Boyd, would you take the Chair please?

MR. BOYD TAKES THE CHAIR.

Mr. MacKinnon: A supplementary question please. The point is when I ask if this would apply to barbers, I mean the Regulation or perhaps they have all these classifications, for massaging classifications.

Mr. Southam: Here again Mr. MacKinnon and Mr. Chairman I don't know whether the barbers would have to have it or not.

Mr. Taylor: Mr. Chairman, when this Ordinance was presented not knowing too much about the hairdressing profession, I did make an effort and have been this last night and during the day trying to find out what the ramifications of this bill were and indeed what some people thought about it and in communicating with my constituency I found there's some concern expressed by the good ladies in that area in relation to the bill somewhat along the question that Councillor Watt asked and that is it would be making it extremely difficult to get people to do this in the outlying districts that is the setting and waving of hair although they did agree it would be most undesirable to have somebody doing hair work that had a contagious disease or this type of thing. They also have expressed that just about everywhere that they have had experience with the beauty stylists there has been somebody that somehow has lost their hair through the misuse of chemicals or inadvertent use of chemicals, I don't know whether you could call that incompetence or error or what. By and large it seems to them that the thing has worked out pretty well in the past. I also consulted a couple of barbers that I could get hold of and they feel that if we are going to establish an Ordinance..... respecting hairdressers then we should indeed also have an Ordinance

BILL # 19 Mr. Taylor continues: protecting the barbers because they have a great deal of difficulty running competition against every Tom, Dick and Harry who is a barber so I think justly so if we give this protection to the hairdressers, then we should also give it to the barbers who look after the male part of the population and also the children. I feel that as, another thing the women pointed out was virtually every woman is a hairdresser of sorts because you can go into any drug store and purchase any type of equipment for the dyeing or setting or waving of hair, this is commonly and normally done. This stuff is available anywhere in this type of thing and they point this out and I think they have a valid point. It's not like a dentist who requires protection, they can go to him and he looks after your teeth and so forth, you can't buy this stuff in a store and this is something not normally practiced by anybody else. In any event, the women that I have talked to and I have talked to some here in Whitehorse, they find some areas that may be beneficial. I think they generally feel that this Ordinance would not be in the best interests of the ladies at least at this particular time and based on that premise I'm not going to be able to vote for the bill but I do commend the member for the interest he has shown, I know he has brought this up on several occasions during the Council Sessions and I commend him for doing this before Council and I think his intentions are very good and very sound; however based on this I cannot unfortunately concur with the bill. Thank you Councillor Boyd, I will now resume the Chair.

MR. TAYLOR RESUMES THE CHAIR.

Mr. MacKinnon: Mr. Chairman, maybe we could have clarification from the Legal Adviser, Section 2 and sub-section (b) as to whether this would apply to barbers in outlying districts.

Mr. Hughes: Yes, it could apply anywhere in the Territory. With regard to the distinction between the barber and the hairdresser, this is almost a distinction without a difference. In B.C. they do have Hairdressers Act and a Barbers Act but the intent of the expression "hairdresser" here is a general application. It is done in rather broad flexible terms throughout. Now what distinguishes a barber from a hairdresser? You could simply put in a word "cutting" or if you like and you would have quite clearly indicated a sort of barbering function so if you want to have the same degree of controls on a barber then you would introduce it here and on the other hand if it was thought necessary something could be presented to Council. I wouldn't like to promise the Fall Session but next Spring Session possibly, on barbering as well. The whole difficulty in preparing this draft legislation is that there is really no comparable legislation for this purpose and no part of the country that I could find that has legislation which suits Yukon's needs, there are lots of Regulations in Ontario and Regulations controlling apprentices and vocational training and so on, but this is almost cut out of old cloth. It wasn't easy to find a precedent for any of the approaches but it is intended to apply in its present form to another part of the Territory.

Mr. Chairman: Councillor Thompson.

Mr. Thompson: Mr. Chairman, I would like to direct a question to Mr. Southam. One item says that no person under the age of 18 years shall be issued an operator's licence and you did mention that a majority of the context of this bill had been derived from British Columbia existing Ordinances. I am

Mr. Thompson continues: wondering if this refers to an operator's licence or a temporary operator's licence. In other words, can somebody be in training under the apprentice scheme and do work as a temporary or an apprentice before receiving licence. BILL # 19

Mr. Southam: As I understand it Mr. Chairman, the reason of this is that these hairdressers that are taking the course in the Vocational Training School have to be 18 years of age before they can take this training. Before they take it, they have to be 18. This is one of the reasons, this is the way it was explained to me.

Mr. Hughes: Could I perhaps amplify. Yes it would be possible for a person under the age of 18 to be issued with an improver's licence; I don't know whether you have read Section 6 in your reading. He can be issued that if he is over 16 years of age and then in Section 8 an apprentice hairdresser may be employed subject to such terms and conditions so that the 18 mark is the one which entitles him to the operator's licence which is the most senior category and he can operate a saloon, salon I beg your pardon, but the operator can operate a hairdressing parlour and the improver cannot operate it by himself and of course the apprentice cannot operate it by himself and at 18 it is to be thought that they would have achieved enough maturity to run the show themselves if they are qualified.

Mr. Thompson: That still hasn't answered my question. Does a temporary operator's licence, can a temporary operator's licence be given to somebody who is under 18?

Mr. Hughes: The answer is no. He would still have to meet the conditions of an operator's licence, qualify for the operator's licence.

Mr. MacKinnon: Mr. Chairman, I don't like to see the member's bill being defeated because he has not opposed many bills on Council but I will give you an instance of a particular case in my area and at Haines Junction where a young fellow has started up a Saturday afternoon barber shop and I don't believe he is actually a licenced barber but the people of Haines Junction encouraged him to open up this small barber shop for Saturday afternoons which is quite a necessary thing there and it is kept very clean and the people themselves are well satisfied with it. I am wondering if this would handicap his operations.

Mr. Chairman: Councillor Boyd is next.

Mr. Hughes: Well if he is barbering it wouldn't affect him on this basis and it is always a question of time I suppose if a person gets big enough he's generally noticed and he's brought into the net but eventually, certainly if he went in for hairdressing he would attract attention of this Ordinance.

Mr. Commissioner: Mr. Chairman, could I just say a word in connection with this Ordinance. This Ordinance is only one of many of similar types of Ordinances that Council can anticipate seeing before them in the near future. It is not only a matter that trades standards have got to be established in so far as the individual operator is concerned, it is a matter that trades standards have got to be established throughout the Territory for the protection of the general

BILL  
# 19

Mr. Commissioner continues: public and it applies to all trades and I say this to Council so that they can anticipate that as time goes on you will be having Ordinances before you that will endeavour to establish trades standards in all of the trades that are in public use in the Territory. I am sure that we have already been requested by the welders in this particular communication. We have had similar requests from the electricians and plumbers. This is only one of many of these things that Council is going to be faced with and I think that the same questions are going to come up in connection with each one of them. The questions that are coming up here right now namely where do these trades standards apply and not apply, is it going to make it difficult for people to get employment as a consequence of lacking some of these trades standards, is it going to be difficult for the individual who wants the services of the tradesmen, these are questions that are coming up gentlemen that are going to be asked in connection with all of these Ordinances that will go along these lines. Effectively speaking this to the best of my knowledge and the Legal Adviser can advise me contrary if I am wrong on this, but to the best of my knowledge this is the first attempt beyond the professions to establish trades standards in the Territory so I simply give this to you as a little bit of supplementary background gentlemen that there are many other things that will fall into the same line of questioning as these Ordinances that come up in the future.

Mr. Chairman: Councillor Boyd.

Mr. Boyd: I get the impression that this bill is made principally on the Whitehorse area. Certainly I don't think that there is a salon of any kind in Carmacks or Carcross and so on but there may be somebody doing some hair work but as far as the City is concerned there has to be a licence obtained in order to operate a salon and they must have some rules and regulations in their by-laws and we also have a sanitation inspector walking around. It is his duty to see that this salon is operated in accordance with sanitation rules so that my question is "are we not adequately covered by these features within the City limits?" The second question is "if we pass this bill it will eliminate virtually anybody from doing their neighbour's hair", you are going to make liars out of them or crooks out of them whatever way you want to put it, they'll simply say "I don't charge for it" but you can take that any way you like - what does the Legal Adviser say to this?

Mr. Hughes: To start off by dealing with the City aspect, there are health regulations, there are as far as I know no City by-laws, I don't think the City would have the power to establish the standards of competence which is what this Ordinance sets out to do. It follows this type of legislation follows naturally from the existence of the Vocational School. You give people training they embark on that training, they then obviously want a degree of protection to avoid being under cut when they go to the expense of setting up a hairdressing salon with equipment and hire responsible employees, meeting the necessary standards. It is true that legislation of this character just does exist in B.C. and the Hairdressers Act although it did not lend itself very conveniently to adaptation in the Yukon at this time and I am quite certain that notwithstanding that the Hairdresser's Act exists in B.C., there will be wives and mothers and daughters and

Mr. Hughes continues: neighbours and so on who are operating a sort of pin money informal back parlour hairdressing business. This is inevitable. With regard to the business, City business licence that is simply a licence to carry on business and does not set any standards of itself. It doesn't give the operator any protection. If 500 people arrived in the City of Whitehorse tomorrow and said they wanted to take a business licence, pay \$25 for the first year and \$5 for the next year, the City would have no alternative but to issue this licence. It is simply a licence, a man's name goes on it, it is issued, he has paid the fee, and that's it. No standards, no protection. It is just a record of a licence. BILL # 19

Mr. Shaw: Mr. Chairman, I am concerned with this Ordinance, that there are no standards that at the present time, there is no protection to the Public, that is what I think is my primary concern is the fact of having protection for the public. I don't understand all the ramifications of what is involved in the beauty salon so I couldn't say whether one of these fits in with the requirements although they did appear to me to be quite sensible but I think something like this as the Commissioner has stated we are going to have in front of us from time to time standards which it will be necessary to have Ordinances covering and we have this trades school which is operated at great expense to the taxpayer to turn out qualified craftsmen. There is no point in spending all that money to give these people all that training if someone can go in competition with them and negate you might say the studies that they have put in but that to me isn't as important as the damage that can be done. Here we have people working on human beings when doctors do that, they have to have a lot of qualifications, when dentists do it, they have to have a lot of qualifications, when a chiropractor does, they have to and so on down the line. So this is protecting the public more than anything else. Now it has been brought up about barbers, well I don't know it might be necessary to have a barber ordinance of some kind but I think there's a great deal of difference between a person dyeing and bleaching and whatever they do to hair could be just the ordinary means of cutting it. Actually I've always believed in the old saying that the only difference between a good haircut and a bad haircut is four or five days so that the cutting hair if it's a bit off your head I don't think they would be doing you any particular damage except to your beauty and that would grow back in time, if it can grow back of course. So I think this is a pretty sound Ordinance Mr. Chairman, I think that in the future we are going to have many ...cuts of Ordinances and one of the reasons is that we have a trades school down there. We are going to be able to turn out qualified people in these trades and not only protection for these people but protection for the public that when they hire tradesmen that that person is competent and qualified to be able to do the job and I think it is our responsibility to see that the public is getting the full value for their money and the safety through regulations and ordinances which we make.

Mr. Chairman: Well gentlemen, I think at this time we will declare a short recess for tea.



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Mr. Chairman: Well, gentlemen I will call Committee back to order and we are discussing Bill #19. BILL #19

Mr. Boyd: Mr. Chairman, I am going to declare myself as saying I am going to vote for this Bill. Some things about it I am not too happy with, but I think there is more good in it than there is bad, and if the bad things are too serious they will certainly be ironed out as time goes on.

Mr. Thompson: Well, I would agree Mr. Chairman, that I think as Mr. Commissioner has pointed out this is just a forerunner to many similar bills that will be before us in the near future, so I would move that Bill #19 be moved out of Committee without amendment. MOTION RE BILL #19 BE MOVED OUT OF COMMITTEE WITHOUT AMENDMENT

Mr. Southam: I will second the Motion, Mr. Chairman.

Mr. Watt: I would just like to ask the Commissioner one question. Does this bill refer to only hairdressing salons as defined in Section 2, Subsection (c), is this the scope that this bill encompasses. If so, I will go along with it, but if not then...verify...(inaudible). This is the way I interpret it and it is substantiated further by Section 5 Subsection (3) in which the issuing of the licence to work in a Yukon Hairdressing Salon for a period set out in the operator's licence and so on. So am I right in interpreting this as the--working in a hairdressing salon as interpreted in 2 Subsection (c) which also means other places than rooms and buildings as the definition specified?

Mr. Commissioner: I think what the Councillor wants to know is what are we really talking about here, what are we defining, are we defining the hairdresser or the place where the hairdressing is going to take place. Isn't that basically the question you were asking?

Mr. Watt: Yes, the work and the qualifications and everything else in a hairdressing--in these locations as defined as hairdressing salons. In other words it wouldn't affect my wife if she wanted to fix the neighbour's hair. It just affects hairdressing salons and it just defines, pretty broadly to mean any place, room, building or any part thereof where hairdressing is carried on.

Mr. Legal Advisor: Well, really it only affects the work...and this neighbourly assistance is not the kind of thing that is concentrated in that section. By working there I would have to advise the Commissioner if any question arose that this had to be a substantial source of income, not just one neighbour helping another.

COUNCILLOR BOYD TAKES THE CHAIR

Mr. Taylor: Well, Mr. Chairman, I must feel compelled to rise again prior to you gentlemen determining the future of this Bill and I must say that it does appear to me that this is in effect going to place a hardship on the people living in the outlying districts. I have found in talking to some of the ladies in the outlying districts, particularly my own district, that this is going to make it extremely difficult for them to have these services provided, and I would like you members to consider this when they consider whether or

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Mr. Taylor continues...

not this is good legislation. Secondly, it has been pointed out that this is pilot legislation to other--a forerunner of other requests before Council for legislation respecting trade, and I do not feel in my own mind that this is the time to accept this. I think this is something that should be taken--certainly barbers are not protected. What you do here really is not only do you present safeguards in some respect but you also legislate profits to certain people in some instances and I don't necessarily agree that this is the thing to do at this time. And where it would impose a hardship on people in the outlying districts I must of course be contrary to the Bill. And this is why I am contrary to this Bill. And as I say we are training people in the Vocational school over here and what we are saying is that once they have graduated that we are going to make sure they are protected and this type of thing and influence them maybe to start up their businesses, but I think we are doing this to the disadvantage of other people and I have not talked to any lady yet in the number that I have talked to so far that is in agreement with this Bill, so therefore I must take their part rather than the part of the hairdresser in opposing the Bill on their behalf. I just wished to make that plain, before the vote was taken.

Mr. Shaw: Mr. Chairman, I would ask Councillor Taylor what about protecting the public when someone is maybe doing someone's hair with a bunch of lye or something like that and they lose all their hair or they get damaged. What protection has the public when some of these--when you know some of these things have happened that people have been quite seriously marred as the amateur is working on hair. How about protecting the public. I am not talking about..

Mr. Taylor: Mr. Chairman you really have not protection with or without the ordinance against this type of thing unless it is done in the beauty salaon. And I have been informed as I mentioned earlier this has happened to some degree in various places in the Yukon but there is nothing in here other than possibly classifying this as being incompetent. There is nothing to say that inadvertently chemicals were accidentally mixed and prepared and applied or applied for a longer period of time than should be. I wouldn't necessarily say that this would be incompetent and I say this would happen whether you had this ordinance or not. Certainly there is nothing in this ordinance other than the word incompetent which would provide for this in any event and if one woman was doing another woman's hair and applied these things and she went bald or even doing her own hair, this is something this ordinance doesn't cover anyway. And so in that respect I siill feel we should not agree at this time to this particular bill.

Mr. Shaw: I have a supplementary question Mr. Chairman . Now working on the premise that vary their mistakes would the member also feel though, generally speaking that the doctor would be more qualified than a layman to do doctoring.

Mr. Taylor: Well, I certainly would agree that a doctor is more qualified than a layman but it reverts back to the initial --my initial answer to the member's initial question Mr. Chairman that in fact even doctors do make mistakes and so do hairdressers and whether you could call this incompetent or not, I don't know just how you



Mr. Taylor continues...

take that word, but certainly this bill won't really assist the woman who happens by error in a salon to lose her hair. This is not going to help here. All you really are doing here is protecting the hairdresser and ensuring that only hairdressers who have been through training in provinces or some other country or in a Vocational School this is the only thing you are providing for and must be licenced before they can do hair. And what you are really doing is eliminating in many respects throughout the Yukon Territory in the outlying districts, I am not speaking of this urban centre of Whitehorse. But you are eliminating several people from the hairdressing field who have done rather well. Number two is that the women, if a hairdresser is doing a bad job the women just won't go and have their hair done there. So I think that pretty well looks after itself.

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Mr. Boyd: Well, I would just like to say--I won't say any more after this issue, but we are spending terrific money over in the Vocational Training School and girls are taking courses and spending a lot of time getting the knowledge with the hope that they will be able to use it, and I would like to see them get the chance. And that is one of the reasons I will vote for this Bill and I have no more to say.

COUNCILLOR TAYLOR RESUMES THE CHAIR

Mr. Chairman: Might I ask just one question from the Chair, do you feel this will influence people to--these girls in the school to go to the outlying districts of the Yukon to go into business?

Mr. Boyd: I think they would. If there is a chance of making a livelihood that is their main intent and they will go wherever they can make a decent living.

Mr. MacKinnon: Well, Mr. Chairman this is something I am very doubtful about as to whether they will go to the outlying districts, and this is the problem. There is not enough work there to make a living so it would have to be somebody who is either a housewife or has some other part time job and this is the very problem that we are faced with. I mean it is time to look at things with this light. We are training them, we have got to unionize for them. We are here to legislate. Not act as a union body and this is exactly what we are doing. Now I note in this particular Bill 19 that we have consulted only hairdressers. Now if we were to pass an ordinance in regards to liquor, I am sure that none of you gentlemen would listen only to a hotel man and this would be the last thing you would do. Or if we were passing something in the game ordinance the last thing you would do is listen to the outfitters. So, I believe seeing this was prepared by the Hairdresser's Association, so to speak, that we should see what the other part of the public think. This is I would say a pressured group having somebody put in a bill and having it pushed through Council. This is like unionizing and shutting everybody out, and I don't believe in this type of recommendation coming from that type of source. So I hope Council will give some consideration to that particular part.

Mr. Southam: Well, Mr. Chairman, the reasons as I have stated before that I have brought in this Bill is for protection of your public even though Councillor Taylor says

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Mr. Southam continues...

there is none. Also when you are talking about outlying districts I would like to know where you think I come from, as far north pretty near as you can get--pretty near I said Councillor Shaw--and we have someone there who is--paying and paying very well and also the operator is not licenced. This is why I brought in the bill, one of the reasons I brought in the bill. You also have one in Mayo and I don't know whether this woman is licenced for sure or not. Now I think the women are entitled to a little protection too. I pay good money to get my wife's hair dressed and I suppose you fellas do too, you know what it costs. The average woman for your information gentlemen spends around about \$400.00 a year on her hair. You may not believe this but you go and pick up your figures and try it out. I will give you a few cracks if you want to know, and you still don't think they should be protected? Well gentlemen, I think it is about time you started protecting the people that are trained and if you don't start to protect them now when are you going to do it. You are forgetting that you have got to go ahead and live with the times...

Mr. Shaw: And the women.

Mr. Southam: And the women.

Mr. Chairman: Gentlemen, I have a motion before me...

Mr. Watt: I would just like to comment...in the first place I am going to have to vote against the Bill. It is giving us another situation I think which we are finding rather obnoxious to hear that any doctors that are hired in the Territory first of all have to be approved by some people ...committee or board set up and it is awful difficult to have doctors come in here when you need doctors and it is the same thing with this. And the Commissioner may appoint a committee or a board consisting of three persons and I don't know whether this means he will appoint a board consisting of three persons to examine the fitness of an applicant for an operator's licence--examine the fitness of an applicant and they can decide, make their minds up on anything and approve his licence---certificate and provide the Commissioner with the fitness of the applicant and I am assuming the Commissioner will set up a board of three to decide whether they should let this person into business or not. This is basically--I don't like this type of objection. Now if you had a board of three people, three truckdrivers determining who else would truck in the Territory you wouldn't find too many other people trucking. And the same with the accountant business and jewellery shops and liquor business, first aid men and everything else. If you have three people, three contractors and who else are you going to get but somebody in the profession or business that knows more about the business. Now this is viturally handing out the monopoly. This part isn't clear enough for me. This is the only part I object to. The part I do agree with is the part where the medical inspections take place. And I know of one woman in particular that had something fairly disastrous happen to her...and it could have possibly happened in the home but it didn't. So what protection has the lady got that this isn't going to happen in the hairdressing salon where you could have something mislabeled and it could happen there too. So I really think that right now unless it is proved different to me that we

Mr. Watt continues...

that we are better off without this than with it the way it stands now. I really feel that it will create more problems than it is going to solve right now. That is the way I feel about it unless a couple of things are resolved to my satisfaction I would have to vote against it.

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Mr. Shaw: Could the Legal Advisor tell me if in relation to being qualified if an operator or any one of the persons that wants to go into this business if they had a certificate of competence of the recognized trade or something like that would that be sufficient for them to conduct...everything else on...

Mr. Legal Advisor: The board appointed would make recommendations as to the value to be attached to that person, and to their competence. The Councillor--what observations of course are very pertinent to this type of legislation. But it is a situation that will have to be faced with the emerging body of qualified technicians now being trained at the Vocational School. This is one attempt and you will notice that the Commissioner is left in charge. Now the alternative was to make the body itself governing body like the chartered accountant organization across Canada or the way the law societies operate...recommended to Councillor Southam that this was much to far advanced for the type of stage we are in at this time. So I might leave it, you either don't have legislation or you leave it to the administration to set up another department or you create an advisory body group. You don't really give them too much control. You give them enough so that they don't lose interest in time and you oversee what they are doing so that they don't impose impossible standards and if there was discrimination and refusal to give somebody a permit when they were justified in receiving one, application would be made to the court for an order...there are certain controls and the stage beyond that is to make them a completely self governing body and have their own disciplines and so on. So it couldn't be recommended for approval at this time. Now in the fall session, my recollection is that the Council did pass a motion approving to forfeit the idea of a hair-dressing protection. I have forgotten the exact wording of it...and this therefore represents an attempt to give a very flexible expression to what it was felt the council would support at that time. I agree with Councillor Watt that there is difficulty setting up boards, it is very difficult. But on the other hand the control has been left to the Commissioner, and if it was found the board was acting irradically, I am quite sure the Commissioner would deal with the problem that was brought to his attention. Nothing is perfect and this is an attempt to meet a sort of revolutionary stage. And I can't think of any other comments which might be useful for the Councillor at this time.

Mr. MacKinnon: Well, Mr. Chairman, I feel that this undoubtedly will create some hardships and possibly put some people out of business. I realize this can be changed again at the fall session if the administration have time to get it back to your Council at that time before it was passed. But we are going to have a lapsing time about six months and you are going to hurt an awful lot of people and if you want to go ahead and do that then that is every member's prerogative.

BILL #19      Mr. Chairman: Gentlemen, are you ready for the question on  
MOTION RE      the Motion? Are you agreed?  
BILL #19  
BE MOVED      Mr. Watt: What is the Motion?  
OUT OF  
COMMITTEE      Mr. Chairman: The Motion is Bill #19 be moved out of  
WITHOUT      Committee without amendment. Are there any contrary?  
AMENDMENT      I will declare the Motion carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. MacKinnon: Could you call that vote again Mr. Chairman?

Mr. Chairman: The vote was in the affirmative.

Mr. MacKinnon: I would like to know...

SESSIONAL  
PAPER #136

Mr. Chairman: Councillor Shaw, Councillor Boyd, Councillor  
Thompson and Councillor Southam in favour; Councillor  
MacKinnon opposed...oh, and Councillor Watt, I didn't see  
his hand. Now gentlemen this concludes the matter of bills.  
We are still awaiting amendments to other bills and hope  
they will be here tomorrow. We have one Sessional Paper,  
this is Sessional Paper #136.

Committee: Clear

SESSIONAL  
PAPER #36

Mr. Chairman: Well, gentlemen that seems to have concluded  
all that we have to conclude. I believe in relation to  
Sessional Papers there is one Sessional Paper which is yet  
to be cleared and that is the Sessional Paper in relation  
to Legal Aid. The number of that Sessional Paper is  
Sessional Paper #36 respecting the reorganization of govern-  
ment and the question had arisen in respect of legal aid  
and I believe the administration was going to endeavour to  
get some information on that. Is this correct Mr. Clerk?

Mr. Commissioner: I can assure you I will be very happy to  
table for Council's information such data as I have on  
legal aid. I was not aware of the question, but I will be  
very--if Council wishes me to bring forth the information  
I have on this I would be very happy to do this.

Mr. Chairman: Well, has any member any question in relation  
to this at this time?

Mr. Commissioner: Well, the question of legal aid is quite  
a matter of public importance as to where it would fit in  
in the scheme of things, I am sorry I couldn't offer any  
suggestions at the moment. But there has definitely been  
some, you know, questions looked into as to what costs might  
be, what conceivably would be involved and I would be very  
happy to bring this to Council Mr. Chairman.

Mr. Chairman: Well, I wonder if there is anyone--if the  
member that did raise the question if he still requires  
any information and maybe this Sessional Paper could be cleared.

Mr. Shaw: Well, Mr. Chairman, I don't--I haven't--I have  
left my sessional papers at home, but I think generally the  
way I felt about it although I don't know if I raised the  
question in this particular instance, but if we can spend  
\$50,000.00 prosecuting, we should be able to spend half of  
that amount in defending people. And I think that is  
possibly the context of the question more or less.

Mr. Chairman: Is that matter settled at the present time  
Councillor Shaw?

SESSIONAL  
PAPER #36

Mr. Commissioner: Could I say this Mr. Chairman that from my point of view and I can only express a personal point of view in this matter I think that the question of legal aid is a very, very important one here in the Territory and whose jurisdiction or whose responsibility it is to provide such a thing, I don't know. But certainly any moves or any support that could be given to a program of such a nature, I can give Council my assurance that I would be happy to support it. I think it is a very necessary thing.

Mr. Shaw: Mr. Chairman, I know where the responsibility is, there is no question about that. That is the Department of Justice. Justice is a saw that cuts both ways. It is one in which the government itself will provide legal means to prosecute people and on the back swing of this saw I feel that they should also have some means whereby they will protect the rights of some people and so this is a responsibility of Justice for the capital gain.

Mr. Chairman: Are you clear on this item then gentlemen?

Committee: Clear

Mr. Chairman: I draw your attention now back to the budget. We have cleared off Sessional Papers at the moment. In the budget we have an item, 913 and 913(a) respecting campground ... Has this matter been resolved Commissioner?

Mr. Commissioner: Well we had to send to Ottawa for information on this and I don't know whether Mr. MacKenzie has this back or not. Could you check with Mr. MacKenzie?

Mr. Chairman: We also have the matter of 28-10 and 28-11 which respects mine rescue here. Has that been resolved?

Mr. Commissioner: Oh, I gave Council the answers on this.

Mr. Chairman: This matter is now clear gentlemen?

Committee: Clear

Mr. Chairman: We also have the matter of acceptance of 2315...

Mr. Commissioner: What vote is this in...

Mr. Chairman: Vote 20, 2315 in relation to the Vocational School in Vote 20. That is in the amount of \$264,434.00.

Mr. Commissioner: That's on the bottom of Page 8 under Vote 20.

Mr. Shaw: I don't recall a question.

Mr. Chairman: This is a question raised by myself that possibly if we were cutting the budget this might be a good place to start. However, I am wondering if you gentlemen are now clear on this? Are you clear on this item then gentlemen? The next item is 2331 the Whitehorse Dormitory, the new Whitehorse Dormitory.

COUNCILLOR SOUTHAM TAKES THE CHAIR

BUDGET -  
VOTE 20

Mr. Taylor: Mr. Chairman, since asking this be tabled because in my opinion respecting a facility, certainly not the one that is outlined, the architectural design we have, that we could construct this facility for not \$806,000.00 but something in line with \$400,000.00 with a \$400,000.00 saving. I haven't had an opportunity to talk to the Territorial Engineer because he is busy, away with these washouts and so forth. However, I have given him further suggestions on how this may be effected. I would hope the administration would take a long look at this situation before they proceed with the dormitory program and see what economy could be effected because I certainly feel such a fast cut proposition is absolutely beyond the means and in excessive to the requirements of the Yukon speaking for myself. As I say, I can see where we could effect economy here.

Mr. Commissioner: I give Council my personal assurance gentlemen that I couldn't support them more in their contention that the amount of money in relation to the accommodations it is going to provide is pretty far out of reach. Now there are many times when we take a look at some of these things gentlemen and we find or we feel in our own mind, and rightfully so, that they should have some further looksee before we commit ourselves to an expenditure of \$800,000.00 and then when we get into the details of it we find that maybe what we are asking for is really well worth this \$800,000.00 but it is still a little too rich for our blood. And what I think we have to do here is I think we have to come up with a complete and utter revised thinking as to what we are asking for. Now we can't blame the architect for presenting us with something that simply gives effect to what they have been asked for in the form of a letter or submission to them. But this is one area here gentlemen where I give you my personal assurance that this program will not be proceeded with if in fact we find that considerable savings cannot be accomplished in the physical plant here particularly with the thought in mind that it is the operation and maintenance of the thing after it has been built that becomes our responsibility. And I think that is basically what Council is telling me that they don't mind whether it is a thatched hut or what they are, but what they are interested in is getting ahold of something that the operation and maintenance of is not going to break us in the process of providing it to the public. And if I have the message correct gentlemen, I am proceeding on this basis.

Committee: Agreed

Mr. Boyd: While we are on this subject I would just--I have a notion that the dormitories or hostels as we call them over here are not being utilized to their fullest extent and when I see something like this here a million dollars... we don't need to build this kind of a situation. We should utilize what we have got to the utmost because the dollars are no longer considered peanuts they are really elephants.

Mr. Thompson: Mr. Chairman, I would just like to hearken back to that Vocational School for a moment. I am wondering probably somewhere along the line I got sidetracked but is this the original capital expenditure of this? Wasn't this primarily a Federal Government responsibility and isn't manpower at the moment responsible for the people who are going to attend this and see that the requirements are met and how has it happend all of a sudden that we are going to be stuck for \$200,000.00?

Mr. Commissioner: Yes, Mr. Chairman, this is going through BUDGET - your budget and all items of a capital nature going through your budget the capital monies are given to you by the Federal Government for these specific reasons and it is of no cost to the Territory. In other words, \$264,000.00 is given to you by the Federal Government for you to construct these facilities if you so wish. Now in the operation and maintenance of this, we are as you saw in your proposed agreement, that the agreement may be opened up to renegotiation with manpower train...maybe I haven't got the words right, but this is precisely what it means and in effect what is going on now is we are operating a trade school here and we are selling the services that we have available in the trade school to the manpower department for training purposes and the contractual arrangement that will be the end result of this new agreement will be according to what I am told by Mr. MacKenzie and also the Manpower people it will be just as favourable or even more favourable to the Territory than the arrangement whereby now the cost is shared between the Federal Government and the Territorial Government. The idea that we will sell the services of manpower is part of a national policy in this regard and generally speaking is that the Federal Government feels that, it is much better that they as a government stay out of the field of education completely and allow the provinces and the Territories to conduct education completely and they in turn will buy the services of the educational institutes as they require them to give effect to the manpower training.

Mr. Chairman: Well gentlemen is there anything further on campground cost sharing.

Mr. Commissioner: Mr. Clerk, have you got anything on this?

Mr. Chairman: Well this is the only remaining question in relation to the budget.

Mr. Commissioner: Was it 3...

Mr. Clerk: 913

EST.#913

Mr. Commissioner: Mr. Chairman, could I just be excused for a moment possibly, and I will see Mr. MacKenzie if he can come before Council and give us some answer to this question?

Mr. Chairman: Committee agree?

Committee: Agreed

Mr. Chairman: I will declare a short recess.

RECESS

RECESS

Mr. Chairman: I will call Committee back to order and we have with us Mr. MacKenzie who may be able to assist us in this matter of Establishment 913 and 13(a) campground cost sharing in relation to the cost sharing aspect of it.

Mr. MacKenzie: Yes, this 913(a) has posed a question for a little time and I took the opportunity of the visit here last week of these people from Ottawa...representatives of the Resources Division including Mr. .... of the Engineering Department to hold a meeting and discuss this 913(a). Mr. ... was there and Mr. ... of Forestry who is responsible for the physical work of campground maintenance, and Mr. Baker, the

BUDGET - Mr. MacKenzie continues...  
EST. #913

Territorial Engineer and the consensus was that 913(a) should not be in at all. It should be deleted. It had not been in previously and it should be deleted.

Mr. Watt: Could you repeat that?

Mr. MacKenzie: It should be deleted. Previously only one item had been in and only one item should be in now. It is in through some misunderstanding I believe on the part of Engineering.

Mr. Chairman: One question from the Chair I would direct to Mr. MacKenzie. If we leave it in as forming part of this agreement possibly would it allow us to use these funds elsewhere in capital votes?

Mr. MacKenzie: No, no, we are dealing with something quite separate from the agreement. We are dealing with the main ...of the terms here which may or may not be identical with the agreement. It is something quite separate from the agreement and this item should be struck out and will be struck out and the essence will be revised together with any other revisions Council may wish to request.

Mr. Chairman: In as much as the administration has agreed to delete this item gentlemen do I have it you concur that this bill be then amended to allow for this deletion. I don't believe there are any other deletions I can recall.

Mr. Commissioner: Kindergartens?

Mr. MacKenzie: Already out.

Mr. Commissioner: Oh, excuse me, I am sorry...

Mr. MacKenzie: Kindergarten provision is already out.

Mr. Commissioner: I am sorry.

Mr. MacKenzie: But there may be as far as I know...

Mr. Commissioner: Dealt with in the Financial Advisory Committee.

Mr. Chairman: Well, yes we have the revised sheets here. I don't know whether it is included. Well, gentlemen, have you any other questions while Mr. MacKenzie is here in relation to the budget. This is the only other deletion I have noticed so far. This is item 913 and 913(a).

Mr. Shaw: Well, Mr. Chairman are we kicking out the sum of \$82,000.00? How do you operate--maintain these campgrounds?

Mr. MacKenzie: No, we propose to delete Mr. Chairman, the figure of \$35,000.00 and leave in the figure of \$47,200.00 which ties in with the Federal--50% of that is recoverable from the Federal Government. I explained to Council before you returned that I had a meeting on this last week with Mr. Spares of the Federal Engineering Department and Mr. ... of Forestry who does the physical work and Mr. Baker, the Territorial Engineer and he is agreed this \$35,000.00 should come out. It should not have been in and it is in through some misunderstanding. There is no change from past practice if this \$35,000.00 is taken out.



Mr. Watt: Some of these Councillors should be here a little more promptly. BUDGET - EST.#913

Mr. Chairman: Order, gentlemen.

Mr. Watt: This will probably also, this particular item we are talking about \$35,000.00 is probably assessed and valued for us for this year as well as next year so in effect....anywhere from well \$70,000.00 to \$80,000.00. Is that right Mr. MacKenzie?

Mr. MacKenzie: No, No, Mr. Chairman this is concerned with this current fiscal year, 1967/68. We are not concerned with the fiscal agreement which covers two years.

Mr. Shaw: I don't think the Chairman did say 913--913(a)... and I thought it was that Vote. I do admit I was away for a few minutes. I was down paying the Territorial Treasurer some money and I have got the receipt to prove it. It is a good reason.

Mr. Chairman: I have one question from the Chair before we leave this subject. It has been desired for some time for instance in Watson Lake where a campground marina could develop at Watson Lake...how does one go about introducing thing into the campground program?

Mr. Commissioner: Well, Mr. Chairman, all I can tell you is the answer I heard Mr. Baker give on this subject at a public meeting that we had. I believe it was at Beaver Creek, and that was that he had a certain unallocated fund on the capital side of the budget for marina construction.

Mr. MacKenzie: Five thousand dollars.

Mr. Commissioner; And, that he would endeavour to stretch these funds just as far as possible for boat launching facilities. Now, I suggest this to you Mr. Chairman that are you--have you been in contact with Mr. Baker in connection with this particular request?

Mr. Chairman: No, I am not aware of a marina campground fund.

Mr. Commissioner: Yes, it is a marina...it is \$5,000.00 in there for marina construction, and I think you should speak with Mr. Baker promptly to find out whether or not in fact he has this as part of the total program that is covered in this \$5,000.00.

Mr. Chairman: The marina program is generally left to the Councillor to bring this to the attention of...district he would like this done on year by year, but we have withheld this at Watson Lake because we needed campgrounds to go with it. And I was wondering how to institute this.

Mr. Commissioner: Well, I think the thing to do is to do it by motion of Council here and let's just see what we can do to give effect to Council's wishes.

Mr. Chairman: Are there any further questions while Mr. MacKenzie and Mr. Commissioner are here?

Mr. Watt: Mr. Chairman...one particular item we have been asked to suggest...about (inaudible due to traffic noise) motion of Mr. Baker is going to investigate and I ...

BUDGET - Mr. Watt continues...

rather than have all of us repeat three motions to Council we have mentioned to Mr. Baker...otherwise...

Mr. Boyd: Mr. Chairman, I am sure if the Councillor would go to Mr. Baker he would get the answer he needs. He needs no motions from these people here...may need the money in the budget as time goes on. Certainly don't need a motion today or tomorrow.

Mr. Chairman: It is very difficult to get ahold of these people because they are never here. However, is there anything further gentlemen on the budget at this time? I wonder if Mr. MacKenzie...

Mr. MacKenzie: Mr. Chairman, I am not quite clear now do you plan to proceed with your motion in regard to this, because if you do I will have to proceed with mine and I think Mr. Watt will have to proceed with his and we could easily be here for the summer.

Mr. Chairman: It is my intention to loan the honourable member from Dawson a lake and make another attempt...any further requirements of Mr. MacKenzie or Mr. Commissioner at this time gentlemen? Could they be excused?

Committee: Agreed

Mr. Chairman: What is your further pleasure, gentlemen?

Mr. MacKinnon: I move the Speaker do now resume the Chair and hear the Report of the Chairman of Committees.

Mr. Southam: I'll second that motion.

Mr. Chairman: It has been moved by Councillor MacKinnon and seconded by Councillor Southam that the Speaker do now resume the Chair and here the report of the Chairman of Committees. Are you prepared for the question? Are you agreed? Any contrary? I will declare the Motion carried.

MOTION  
CARRIED

MOTION CARRIED.

Mr. Speaker: Thank you Mr. Chairman. I will now call this Council back to order and hear the report of the Chairman of Committees.

REPORT OF  
THE  
CHAIRMAN  
OF  
COMMITTEES

Mr. Taylor: Mr. Speaker, Committee convened at 10:55 a.m. to discuss bills, memoranda, sessional papers, and motions. Committee first dealt with Bill #18 with Mr. Commissioner in attendance. It was moved by Councillor Watt and seconded by Councillor MacKinnon that Section 16, Part II the Federal Government begin to transfer jurisdiction of resources and revenues accruing to the Federal Government from resources to the Territorial Government and this jurisdiction transfer be completed by 31st March, 1969. This Motion defeated. Committee recessed at 12:00 noon and recessed at 2:00 p.m. this afternoon. It was moved by Councillor Thompson and seconded by Councillor Southam that Bill #19 be reported out of Committee without amendment. This Motion carried. I can report progress on Bills 9 and 18. It was moved by Councillor MacKinnon and seconded by Councillor Southam that Mr. Speaker do now resume the Chair and hear the Report of the Chairman of Committees. And this Motion carried.

Mr. Speaker: You have heard the reading of the Report of the Chairman of Committees. Are you agreed with the Report? ORDERS OF  
THE DAY

Committee: Agreed

Mr. Speaker: Thank you. What is your pleasure at this time. We have the agenda for tomorrow and I think we could take on discussion of bills, memoranda and sessional papers, and motions. Would that be agreeable?

Mr. Taylor: Yes, Mr. Speaker tomorrow we have one bill which was introduced today and it may be necessary tomorrow to revert to Council and waive the rules in order to process other bills which may be available to us in the morning. I am wondering if at this time it might not be a good idea to make tomorrow a day certain for the acceptance of bills and motions for the last time?

Mr. Speaker: What is your opinion of this suggestion, gentlemen?

Committee: Agreed

Mr. Speaker: I think it will be necessary though to have a motion in respect of something like that. However, I think I pointed out this morning that the administration would possibly not have all the bills ready first thing in the morning but would definitely have them by two o'clock at which time of course it would be necessary to waive the rules to revert to orders of the day and accept those bills. I hope you will take that into consideration in your motion if you should make one.

Mr. Taylor: Well, Mr. Speaker, this is why I would make it tomorrow then we would have all day tomorrow to do the framework of such a motion. And I would so move that tomorrow be considered a day certain for the final reception of bills or motions.

Mr. Speaker: That would be the introduction of Motions, and Bills. Would that be correct?

Mr. Taylor: Right.

Mr. MacKinnon: I'll second that Mr. Speaker.

Mr. Speaker: It has been moved by Councillor Taylor and seconded by Councillor MacKinnon that tomorrow Thursday be the last day that Council will receive any notices of Motions or introduction of Bills. Are you ready for the question? Are you agreed to the Motion? Any contrary? The Motion is carried. What is your pleasure now gentlemen?

MOTION  
CARRIED

MOTION CARRIED

Mr. Watt: Mr. Speaker, could I just mention something with respect to an invitation that I would like to extend to the Councillors, if the Councillors would like to go and see the operation of the New Imperial Mines some day at one o'clock or any other time. I could arrange this if anybody is interested and would they please indicate if so, and then I could pass this information on. If anybody wishes to see it...

VISIT RE  
NEW  
IMPERIAL  
MINES

Mr. Speaker: Thank you Mr. Watt. Gentlemen, would you care to indicate this now or discuss this after we adjourn.

Mr. Taylor: I would suggest we discuss this in form following...

Mr. Speaker: Thank you Mr. Watt.

Mr. Watt: O.K. Mr. Taylor.

Mr. Speaker: I hear no other comments so I can only go on the comments that I do hear. Have we any further business?

Mr. Boyd: I will move that we call it five o'clock Mr. Speaker.

Mr. Thompson: I will second the Motion Mr. Speaker.

Mr. Speaker: It has been moved by Councillor Boyd and seconded by Councillor Thompson that we do call it five o'clock at this time. Are you ready for the question? Are you agreed with the Motion? Are there any contrary? The Motion is carried and this Council now stands adjourned until tomorrow morning at 10:00 o'clock.

MOTION  
CARRIED

MOTION CARRIED

Page 1626.  
Thursday, May 18, 1967.  
10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order. Councillor Watt was absent.

Mr. Speaker: Is there a quorum, Mr. Clerk?

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: Have we any correspondence this morning?

SESSIONAL  
PAPERS

Mr. Clerk: Mr. Speaker, I have Sessional Paper No. 137 regarding Visitors to Yukon Pavilion - Expo '67 and Sessional Paper No. 138 re Litter on Highways. That's all I have this morning, Mr. Speaker.

#137

#138

Mr. Speaker: Have we any further correspondence? Have we any Reports of Committees? Mr. Taylor, will you please take the Chair.

Mr. Taylor takes the Speaker's Chair.

Mr. Speaker: Councillor Shaw.

Mr. Shaw: Mr. Chairman, yesterday Councillor Watt inquired as to having a report of the Financial Advisory Committee as to what occurred on Tuesday's meeting and as Chairman of the Committee, I am submitting the following report. The Financial Advisory Committee met with the Commissioner at 1:30 p.m., Tuesday, May 16, 1967. The Commissioner informed the Committee that the Territorial Budget was \$600,000.00 short of balancing on the operation and maintenance side and asked for what advice the Committee could give him to effect a balance which he in turn could present to Council for approval. The Commissioner pointed out that a raise in liquor prices to produce this required revenue would only balance on a percentage basis the same margin of profit as what existed in 1959. Councillor Taylor felt that the shortage could be transferred from capital to Operation and Maintenance. The Commissioner said that this type of transfer was not permissible. Councillor MacKinnon felt that perhaps this shortage could be gained from increase in gasoline tax and upon inquiry was informed that a 2¢ per gallon raise would produce about \$120,000.00 per year. Councillor Shaw felt that the only alternative was to raise the price of liquor as this did not affect the cost of living. There was no agreement as the opinion was too divided and resulted in no recommendation being given by this committee. This is signed by myself as Chairman, Mr. Taylor and Mr. MacKinnon as Committee.

FINANCIAL  
ADVISORY  
COMMITTEE  
REPORT OF  
MEETING  
MAY 16/67

Mr. Shaw resumes the Speaker's Chair.

Mr. Speaker: Gentlemen, we have two Bills this morning for introduction. What is your pleasure?

Moved by Councillor Boyd, seconded by Councillor Southam, that Bill No. 21, an Ordinance to Promote the Improvement of Housing and Living Conditions in the Yukon Territory, be introduced at this time.

BILL #21  
INTRODUCED

MOTION CARRIED

MOTION  
CARRIED

BILL #22 Moved by Councillor Boyd, seconded by Councillor Southam,  
INTRODUCED that Bill No. 22, An Ordinance to Amend the Municipal  
Ordinance, be introduced at this time.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: That completes the Introduction of Bills.  
Have we any Notices of Motion and Resolution? If not, we  
will proceed to Orders of the Day.

NOTICE OF Mr. MacKinnon: Mr. Speaker, I beg leave to give Notice of  
MOTION #47 Motion re a Recreational Road.

Mr. Speaker: Thank you, Mr. MacKinnon. Are there any  
further Notices of Motion? Have we any Notices of Motion  
for the Production of Papers? If not, we will proceed to  
Motions. We have Motion No. 41, Mr. Thompson, Development  
Plan - Porter Creek.

MOTION #41 Mr. Thompson: Yes, Mr. Speaker, Motion No. 41, moved by  
myself, seconded by Mr. Shaw, re a Development Plan for  
Porter Creek. "It is respectfully requested that the  
Administration immediately prepare a detailed development  
plan for the Porter Creek Subdivision and surrounding area."  
May I proceed, Mr. Speaker?

Mr. Speaker: Proceed, Mr. Thompson.

Mr. Thompson: Mr. Speaker, this request is based on the  
presumption that the existing Central Mortgage and Housing  
Survey that was made in 1961-62 is already out-moded and  
out-dated and this was done in connection with the Whitehorse  
Metropolitan Plan and as such was merely recommendations and  
suggestions. There was nothing firmly laid down. In the  
last year the influx of residents, home owners, to the area  
has been very great and it is obvious to the Executive of  
the Association in the area that some firm steps towards  
development planning should be taken. Now, we have at the  
moment room for expansion. We have much more land available  
that can be subdivided and opened up but we would like to  
have a concrete plan and a basis for same so that the  
orderly development of the area will proceed without undue  
problems. We are in the process at the moment of obtaining  
a water system for the area but I think that Administration  
are going to have to realize that practically immediately  
they are going to have to think in terms of a sewer system  
in this area and I think that now is the time to be consider-  
ing such an action and I think that they will have to be  
aware that monies are going to have to be provided in next  
year's Budget for the installation of such a system in  
Porter Creek and also a system of water and sewer services  
in the adjacent subdivision of Crestview. Re-zoning is  
another important factor in the overall planning of the  
area. We feel that this is very important because at the  
moment there are only single dwelling houses permitted and  
we feel that this should be changed to multi-dwellings and  
possibly even an area set aside for small apartments. There  
is also the possibility of re-zoning to include possible  
trailer court sites. The Whitehorse Metropolitan Plan at  
the moment states that a minimum of five acres would be  
required and here again we are in the enviable position of  
having the land which could be made available but under the  
present circumstances this is not possible. We would also

Mr. Thompson continues:

MOTION #41

like to be brought into the picture as far as land sales are concerned. The Porter Creek residents propose implementing a Local Improvement District to further their cause. In this relation, there would be a direct connection between Low Cost Housing Loans, Mortgages, and things of this nature that the Community is vitally interested in. As a Local Improvement District they would have some say in the overall development of the area. I further feel that a review of any development plan should be taken under consideration at least every other year to remain current and up to date with other parts of the country and towards this end I believe it would be possible for Administration to have a town planner, or area planner or district planner on a retainer basis that the various municipalities and areas could avail themselves of his services if and when required. I think these reasons, gentlemen, would be sufficient to ask as the Motion has that the Administration prepare a detailed development plan for this area for the benefit of the people. Thank you Mr. Speaker.

Mr. Speaker: Thank you, Mr. Thompson. Have we any further discussion on Motion No. 41?

Mr. Boyd: Mr. Speaker, I think Porter Creek requires some more attention - more than what it is getting. I think the Motion is a good one and, therefore, I would suggest that the Motion be called.

MOTION CARRIED

MOTION #41  
CARRIED

Mr. Speaker: We next have Motion No. 42, Mr. Watt. He is not here this morning. We will proceed to Motion No. 43, Mr. Thompson, Residency Clause in Low Cost Housing. Mr. Thompson.

Mr. Thompson: Mr. Speaker, Motion No. 43 respecting the Low Cost Housing Residency Clause, moved by myself and seconded by Mr. Southam. "It is respectfully requested that Administration remove the one year residency clause that now exists in the Low Cost Housing Loans Ordinance." May I continue, Mr. Speaker?

MOTION #43

Mr. Speaker: Continue, Mr. Thompson.

Mr. Thompson: Well, gentlemen, my feeling in this matter is that I feel this is very discriminatory and with the present demand for housing in the area, I feel that this is most unjustified and unwarranted. There is no such stipulation in Central Mortgage and Housing Rules and Regulations and, therefore, I am not too clear as to why there should be a clause such as this in the Territorial Regulations. I feel that anybody who is willing to come in and build would not have the added burden of having to rent for an additional year and this is primarily why I feel that the Regulation should be amended to strike out this clause and I would like to bring this to Administration's attention for their consideration.

Mr. Speaker: Have we any further discussions on Motion No. 43?

MOTION #43 Mr. Southam: Mr. Speaker, as seconder of the Motion and also a transient so to speak, I think that this one year clause of having to wait is out of reason. If you expect people to come in...for instance, you take people coming into your New Imperial Mines at the present time...they cannot get housing and they have to build and they have to wait a year before they can do this thing. I think it is about time this was waived and that the Administration should take a good long look at it and see what can be done about it. Speaking as an employee so to speak of a company in the Territory, if I was coming in and wanted to build, I wouldn't want to wait a year if I wanted to stay here. I don't think this is right.

Mr. Speaker: Thank you, Mr. Southam. Have we any further discussion on Motion No. 43?

Mr. MacKinnon: Mr. Speaker, I wouldn't be quite so sure about this particular Motion. This is involving the Territorial monies and you never know until a man has been here for a year whether he is going to stay or not and you might end up with a lot of bad situations. I would just like to hear from Mr. Boyd and other Council Members in regard to this. I think it looks a little sceptical.

Mr. Speaker: Thank you, Mr. MacKinnon. Have we any further discussion on Motion No. 43?

Mr. Taylor: Well, Mr. Speaker, I think that anything that we can do to make it easier for people to come to the Yukon and build homes I certainly support. The provisions of the Low Cost Housing Ordinance are stringent enough that anyone who does apply for a loan is going to have to put up some pretty good ammunition to get it and is going to have to show pretty good faith in order to get this loan in the first place so I don't see any problems as suggested by Councillor MacKinnon and I would support the Motion.

Mr. Thompson: Mr. Speaker, I would just like to point out to the Member who is objecting that I don't think that if someone is not going to stay in the Territory, they are not going to put up the necessary collateral to build. In fact, they wouldn't build or they wouldn't consider it. The other matter is that it is practically impossible to go from one part of the country to the other now without some agency being able to check your references and your credit standing so I don't think that this in itself would create any problems. If a person is genuine and they want to make the effort, then I think that we should give them the opportunity.

MOTION #43  
CARRIED

MOTION CARRIED

Mr. Speaker: We will next proceed to Motion No. 44, Mr. Watt. He is not here. Motion No. 45, Mr. Thompson, Industrial Subdivisions. Mr. Thompson.

MOTION #45 Mr. Thompson: Motion No. 45 re Industrial Subdivisions. It was moved by myself and seconded by Mr. Boyd "In the opinion of Council and in the best interests of the Territory, it is respectfully requested that Administration take immediate steps to open the industrial subdivision at McRae." May I proceed, Mr. Speaker?

Mr. Speaker: Proceed, Mr. Thompson.



Mr. Thompson: Mr. Speaker, from the conversations and information that we have received during this Session, it has become very evident that the lack of industrial land in the Whitehorse area is something that has to be very seriously considered. I have had representation from several industrial firms myself and I am sure that other Members of Council have likewise been approached as well as Administration and at the moment there is no Territorial land available. The White Pass and Yukon have a proposed site that would be available but this is not a Territorial responsibility.

MOTION #45

Mr. Watt enters the Council Chambers.

Mr. Thompson: In this year's Budget on the Capital side, we have an amount of \$32,000.00 for the proposed opening of this subdivision and although the money is there, I would ask Council's concurrence in this matter to bring to the attention of Administration, if they are not already aware of it, the dire need for such land. There was also an amount for the same subdivision to be opened last year in the Budget and because there was no concerted effort, I presume, on the part of Council, Administration did not take it upon themselves to open the land and I feel that there should be some place somewhere that land will be made available and I feel this is adjacent to and handy to Whitehorse. It has already been surveyed. It's a case of installing a few roads, some lights and the subdivision would be in operation. I think that the potential is here. I think the development is warranted and inasmuch as the funds are available this year, I would assume from this that Administration are at least of the opinion that it should be done and I feel that this Motion will give the added impetus to make sure that they do carry out this program so, gentlemen, I would ask your concurrence with this Motion.

Mr. Speaker: Thank you, Mr. Thompson. Have we any further discussion on Motion No. 45?

Mr. Watt: Mr. Speaker, I whole heartedly support the Motion. I was under the impression that land was available at the McRae Subdivision. As a matter of fact, I was inquiring about land last year for industrial purposes and the only land that was offered was around the McRae area. It wasn't satisfactory. It is too far from town in order for anybody who is setting up an industrial type operation to pick up parts or anything like that. You are wasting too much time in travelling to warrant the building of an industrial type thing at McRae at this time but there are the odd type of industry that may be able to be situated at McRae, particularly with New Imperial developing in the area. I think that it is important that at least a few lots are available in McRae for industrial purposes and, also, and more important, is the new industrial area that is being developed in lower Whitehorse. This should be made available as soon as possible. I don't know why the Administration is dragging its feet on the releasing of this land. The last answer that we got was that we were waiting for a survey. I know the area pretty well and part of it has been surveyed. I have seen the survey posts there myself and although it requires quite a bit of fill and the ground is a little doubtful, it has been tested and found that it could be satisfactory. I think that there is certainly a desire and a need for an industrial area in Whitehorse and the fact that the White Pass has released some

MOTION #45 Mr. Watt continues:  
land and there have not been too many taken is no indication that some of those people that cannot afford the high cost of the development for a small piece of land that White Pass would be charging doesn't say that it is not necessary to have something for a construction type project such as Proctor's, or Enterprise, and 918 or anybody like that that require a fairly large piece of land to store machinery, etc., bulky stuff around. The price within the town of Whitehorse.. this White Pass Land...it would be prohibitive for this type of operation to use expensive land for this type of thing. I whole heartedly support the Motion and hope that Administration will take a little bit of action on it, particularly with the industrial subdivision in lower Whitehorse.

Mr. Speaker: Any further discussion on Motion No. 45?

MOTION #45  
CARRIED

MOTION CARRIED

Mr. Speaker: We next have Motion No. 46, Mr. MacKinnon, Mail Contracts.

MOTION #46 Mr. MacKinnon: Moved by myself, seconded by Mr. Watt re Mail Contracts. "In the opinion of Council it is respectfully requested that Administration consider making available to the people of the Territory the dates of Tender Calls for all Mail Contracts in the Territory." May I proceed, Mr. Speaker?

Mr. Speaker: Proceed, Mr. MacKinnon.

Mr. MacKinnon: Well, Mr. Speaker, in view of the past procedure with mail contracts, it has not been made too clear to the public as to when contracts would be called. I recall one that had not been called for over 20 years and I believe that it would be of a benefit at this time as there has been a lot of inquiries to myself to find out what we could about the calling of mail contracts. I think the Motion is very self-explanatory and it will not put Administration to very much trouble to give us the details.

Mr. Boyd: Could I ask the gentleman a question? Are these contracts not put up for bid and advertised in the normal way, Mr. MacKinnon?

Mr. MacKinnon: Yes, I would say, Mr. Boyd, when they are put up they are advertised in the normal way - when - but there are people interested in when this will be.

Mr. Taylor: The Motion says "consider making available to the people of the Territory". In what manner does he feel that this can best be accomplished?

Mr. MacKinnon: The usual manner, Mr. Taylor - public advertising.

Mr. Speaker: Have we any further discussion on Motion No. 46?

Mr. Southam: Mr. Speaker, I think this is a Federal baby and also they advertise and send out these things to the different Post Offices. I saw it advertised in the Elsa Post Office when it was open up there and I also saw it advertised in Mayo. I don't think this is a Territorial thing at all. It's a Federal. Anything I ever had to do with Post Offices, I had to go through the Federal...had to go to Ottawa.

Mr. Watt: Mr. Speaker, I would just like to say something MOTION #46 here. I seconded the Motion and Mr. MacKinnon has a problem with respect to this and I think it was justified in asking that the Territorial Council have this Motion on record so that this is advertised openly. We have a responsibility towards residents of the Territory. We make the recipients of these contracts buy P.S.V. licences and I think that we have a responsibility towards them that any Government money that is spent, they should have a chance to bid on it the same as anybody else. Everyone should be open and above board. Mr. Southam argued that this is within Federal jurisdiction...well, partly so but he didn't say the same thing when we had another Motion by Mr. Thompson and seconded by Mr. Southam with respect to mail in Porter Creek, which I supported too, and I think that the way that Council in that respect will help and the Commissioner at that time said he thought it would help...Council asking for consideration for the Porter Creek area...and I think it will help with respect to mail contracts also so I think the Motion is worthy of support. We have a responsibility towards those that are being licenced to do business in the Territory. It is a simple Motion to bring to the attention of Ottawa something that a Member thinks isn't right.....here, now.

Mr. Southam: Mr. Speaker, I think if you look in Votes and Proceedings.....

Mr. MacKinnon: Order, Mr. Speaker, Order.

Mr. Southam: ....that I stated that it was a Federal...and he would have to go through Ottawa to get his mail contract. I think if you look in Votes and Proceedings you will find that.

Mr. Speaker: That is a point of privilege which is accepted by the Chair. Have we any further discussion on Motion No. 46?

Mr. Boyd: Well, Mr. Chairman, I haven't discussed it. I asked a question but I can't see...either the Motion is poorly worded or I can't see what the meaning of it is.... "make available to the people of the Territory the dates of Tender Calls for all Mail Contracts in the Territory". I know of nobody from outside getting these contracts. They are always local people that get them so they must be advertised in every way. I can't see where any more than this can be expected. If there is something being done that is not a proper practice, then I would be quite interested in hearing about it otherwise I can't vote for the Motion. It is meaningless to me.

Mr. MacKinnon: Mr. Speaker, that's quite understandable. Most things are meaningless to Mr. Boyd.

Mr. Speaker: That's sufficient Mr. MacKinnon. Restrict yourself to the subject.

Mr. MacKinnon: This is merely to let people know when these tender calls will be recalled. I think the Motion is very simple and if Mr. Boyd can't understand it, he can vote against it or sit mute as usual and I would say at this time question on the Motion.

MOTION DEFEATED

MOTION #46  
DEFEATED

Councillors Watt and MacKinnon voted for the Motion. Councillors Boyd, Southam and Taylor voted contrary. Councillor

Thompson abstained.

Mr. Speaker: You were not here Mr. Watt when I called your Motions, however, if you wish to proceed, you have Motion No. 42, Recovery of Indian Status. Would you care to proceed?

MOTION #42  
DEFERRED

Mr. Watt: Well, Mr. Speaker, I would like to proceed but the general texture of Council this morning....I think that the Motion would be defeated because of the personal feelings of Council this morning so I would like to wait until maybe tempers cool. This is an important Motion and it involves a lot of people in the Territory, some of them financially, so I think in the best interest of the people that may be involved in this that I should wait until tomorrow, Mr. Speaker.

MOTION  
#44  
DEFERRED

Mr. Speaker: Very well. Do you have the same sentiments in relation to Motion No. 44, Mr. Watt?

Mr. Watt: Yes, Mr. Speaker.

Mr. Speaker: Thank you. That is fine. We now come to the question period. Have we any questions this morning?

Mr. Thompson: Mr. Speaker, with your permission, I would just like to go on record....I don't feel that this accusation has any bearing on the subject matter and I don't feel that the Councillor was in order when he made such a statement.

Mr. Boyd: I would also like to go on record, Mr. Speaker, as saying this is unmanly like and it is not in the best interest of Council. I can assure you that my temperament will be the same according to what is before me whether it be tomorrow, today or the next day.

Mr. Speaker: Gentlemen, we were just hearing an opinion of a Member and, of course, one is entitled to an opinion whether it be wrong or whether it be right. We are now on the question period. Would we have any questions this morning. If we do, I will endeavour to get the Commissioner otherwise we can proceed with the Public Bills and Orders. What is your pleasure gentlemen? Would there be any questions?

Mr. Thompson: I have a question, Mr. Speaker, for the Commissioner.

Mr. Speaker: I shall call a short recess. Mr. Clerk, will you see if you can get the Commissioner here.

Thursday, May 18, 1967.  
11.00 a.m.

Mr. Speaker: I will call Committee back to order and we are in the question period. Before we ask for questions I would again remind you that it is permissible to explain the point of your question but not to enter into debate. Would you please proceed.

Mr. Thompson: Mr. Speaker, I directed a question yesterday morning to the Commissioner referring to the Territorial bussing policy in relationship to private contractors and I am wondering if the Commissioner at this time would have an answer.

BUSSING  
POLICY

Mr. Smith: Mr. Speaker, I would advise Council that the Department of Education have given the right to the private contractor to put misbehaving students off the busses. As a consequence of discussions that took place here yesterday, there was a meeting held this morning between the Department of Education and the private contractor and in the future the children who are disciplined by the bus driver will be taken to their normal destinations and then not allowed to use the bus for whatever disciplinary period of time whether it be one day or one week, depending on the seriousness of the infraction, and in this way the child will be at his destination and will not be left without transportation to get to his destination and of course the provision of transportation until such time as the disciplinary period is over with would not be the responsibility of the private company.

Mr. Thompson: Thank you Mr. Commissioner. I have one further question to direct to Mr. Commissioner and that is with relation to a communication that is in front of me from the Yukon Territorial Public Service Association body with reference to a cost of living increase for the Government of the Yukon Territory employees and in part it says that on May 3, 1967 a Sessional Paper requesting a 15% cost of living increase effective 1st April, 1967, was issued to Council on behalf of the aforesaid mentioned Association. They go on to say their request remains adamant and while the original submission was sent to us for informational purposes only, we now wish you to immediately direct Administration to implement a 15% cost of living increase retroactive to 1 April, 1967, and to raise this matter in Council. I am wondering Mr. Speaker, my question to Mr. Commissioner is 'does he anticipate or consider a further Sessional Paper on this matter or is this just to be a matter of discussion and the opinion of Council given to administration'?

COST OF  
LIVING  
INCREASE

Mr. Smith: Mr. Speaker, on this particular matter I have no comment to make and if there is discussion in council, the administration would be happy to hear from council in this particular regard. As far as the administration are concerned, we are in no position at this time to give direction to council or ask for direction based on fact concerning this particular subject and I believe that the submission that you have before you here is a direct communication from the employees association in the Territorial Government to the

Mr. Smith continues....  
Councillors as Councillors or as individual Councillors.

Mr. Speaker: Thank you Mr. Commissioner.

RE PRESS  
COVERAGE  
OF VISIT  
OF  
PRINCESS  
ALEXANDRA

Mr. Taylor: Mr. Speaker, I would like to direct a question to Mr. Commissioner and it relates to the forthcoming visit of Her Royal Highness Princess Alexandra and I have noted through the information made available to me that there is no provision for the local press to participate in the various functions and in view of the advertising benefit which would accrue to the Territory I would ask Mr. Commissioner if the Administration have considered making provision within this tour for local press media.

Mr. Smith: I would hasten to advise Council that our administration are invited to participate, Mr. Speaker. We do not have anything to do with the direction of the visit and I would be very pleased to bring this matter to the attention of the co-ordinating committee of the Federal government who are looking after the tour. I would be very pleased to do this but I would want Council to understand that we would not be in any position to direct this co-ordinating committee as to what they should or should not do. But I would be very pleased to see that this matter is brought to their attention - they have possibly overlooked, shall we say, provision for local press coverage of the visit and would they give it their consideration and I would be very happy to see this is done.

SPEAKERS'  
CONFERENCE  
IN OTTAWA  
AND YUKON  
PARTICIPATION

Mr. Taylor: Mr. Speaker, I have another question this morning relating to Council really, in many respects, I would direct to Mr. Commissioner. In view of the fact that every spring in Ottawa there is a meeting of all the Speakers, all the legislatures in Canada, to discuss mutual problems, and in view of the fact that the Yukon has never been invited to participate, and I believe the Northwest Territories as well, we have never been invited to participate in the Speakers' Conference, has Administration received any communication from Ottawa with respect to this and if so is it anticipated that the Speaker of the Yukon Legislature will in future be invited to participate in these discussions?

Mr. Smith: Mr. Speaker, I have to answer that from a complete lack of knowledge and I can say first I wasn't even aware of such a Conference and secondly, if there has been any communication to the office here in this connection, I am not aware of it and I suggest to you gentlemen that if such a meeting does exist and I am sure it must or it wouldn't be so reported, that if Council would like to see the Speaker invited, first they should possibly table a motion or resolution to this effect.

Mr. Taylor: Thank you Mr. Speaker.

PRESS  
COVERAGE  
VISIT OF  
PRINCESS  
ALEXANDRA

Mr. Thompson: Mr. Speaker, I have a further question to the Commissioner and this also has reference to Mr. Taylor's question with reference to press coverage for the Royal Highness's impending visit and this has to do with - there is a booklet around that states that the editor, the editor and publisher of the Yukon News is in charge of press coverage or press relationships for the Yukon and I have an excerpt from a column of the Editor last February stating in fact that the funniest and most pathetic display I have seen in a long time is the scramble going on now to suitably entertain Princess What's her Name and her loyal Scotch Stud who are coming to see the northerly peasants

Mr. Thompson continues...

Page 1636.

that.....

Mr. Watt: What is the purpose of this question, what's the question...

Mr. Speaker: Order, Mr. Watt!

Mr. Watt: Getting something on record?...

Mr. Speaker: Mr. Thompson is explaining something..

Mr. Thompson: To continue, Mr. Speaker, it goes on for a bit further and I would just wonder if administration were aware of the gentleman's sentiment when he was appointed or did in fact administration make this appointment or did it come directly from Ottawa?

Mr. Smith: Mr. Speaker, I have to refer to my answer to the previous question on this and that is that all arrangements in connection with this visit, to the very best of my knowledge, were made by a co-ordinating committee and the only man that I happen to know by name on the committee is Mr. Rowley, Mr. Graham Rowley. I don't know any of the other men by name. Several of them were here...in Whitehorse but these arrangements were made entirely by this committee.

Mr. Speaker: Thank you Mr. Commissioner. Are there any further questions?

Mr. Thompson: Mr. Speaker, I am wondering if the Commissioner can advise at this time whether in fact monies have been received from the insurance companies covering the loss of schools in the Whitehorse and Porter Creek area? INSURANCE  
MONIES RE  
SCHOOL  
FIRES

Mr. Smith: Yes, Mr. Speaker, I can report the vast majority of these monies have been received. I think that all members of Council will be aware of the fact that insurance coverage, while you write it with one under-writer or with one broker, is normally re-insured over a number of companies and we have settlement from practically all at the moment except on one outstanding item and I think the Councillors will be aware that the outside work is still to be done on the Whitehorse Elementary school, has to await the proper weather and the calling of public tenders and as soon as this is done we can finalize our claim with the insurance companies and (inaudible) as per the adjusters report.

Mr. Speaker: Thank you Mr. Commissioner. Have you any further questions?

Mr. Thompson: Mr. Speaker I have one further question and this has relationship to previous discussions here with reference to funds for low cost housing loans and Mr. Commissioner intimated that he was going to have the Territorial Treasurer contact Ottawa to be assured that the total amount of \$360,000 would be available to us for this program and I am wondering if he has had a reply from Ottawa and if so, what it was? LOW-COST  
HOUSING  
LOANS

Mr. Smith: Mr. Speaker, I would have to check with the status today concerning the last part of the Councillor's question. We may have heard from Ottawa in the last 24 hours and I am not aware of it- however in the meantime we have been using such funds as we have available ourselves to keep this program alive and I would ask Council's indulgence that as soon as there is a recess or break I will check with the Territorial Treasurer so that I can answer

Mr. Smith continues,.....

Council factually on on the past part of the Councillor's question.

Mr. Speaker: Thank you Mr. Commissioner. Mr. Watt.

LOT 19  
DISPOSI-  
TION

Mr. Watt: Mr. Speaker, I would like to ask Mr. Commissioner if it would be possible to make a firm decision on the disposition of Lot 19 by tomorrow morning as tenders are called tonight and a decision should be made before Council adjourns and anything more that we have to do or can do we should do. Could you make available the decision- I don't know why this is being held up so much but either before five o'clock tonight or at least tomorrow morning could you make the information available to us as to (a) who is the successful contractor (b) whether you are going ahead confirming the sale of these lots immediately and if not, why not?

Mr. Smith: Mr. Speaker, it will be the happiest day of my life if I can stand up here tomorrow morning and tell Council that there are no more road blocks left in the way of proceeding with the installation of services on Lot 19 and making them available to the public to buy and while I cannot confirm that I can bring this matter right up-to-date to Council, I can put it to you this way, sir, that I will give Council all available information promptly tomorrow morning as to what knowledge I have in this particular matter. There is no one any more interested than I am, Mr. Speaker, in this particular thing.

RE NEW  
SUPERIN-  
TENDENT  
OF EDUCA-  
TION

Mr. Taylor: Mr. Speaker, I have another question to ask Mr. Commissioner this morning. I am wondering if Mr. Commissioner has information at this time in respect of the appointment of a new Superintendent of Education?

Mr. Smith: Mr. Speaker, I would hope to be in a position either later today or first thing tomorrow morning to give that information to Council.

C.M.H.C.

Mr. Boyd: I will direct the question to the Commissioner. In the event that we don't get an answer from C.M.H.C. in Ottawa concerning additional monies for housing, is the Territorial Government in a position, can they juggle the figures around sufficiently to take care of the monies for the balance of the year or will we come to a standstill pretty soon?

Mr. Speaker: Mr. Boyd, was your question - the Territorial Government juggle the figures around?

Mr. Boyd: No, not exactly.

Mr. Speaker: Do you understand the question, Mr. Commissioner?

Mr. Smith: I think I do, subject to clarification of the word 'juggle' of course. I would have to advise that we would come to a standstill, Mr. Speaker, on this question. We simply do not have the financial resources ourselves to put out very much in the way of this type of mortgage financing from the Territorial general reserves and I think that Council understand why as we operate on a straight cash



Mr. Smith continues...

budget and there is no provision for any sinking funds or the retention of unspent monies except within the confines of the term of our fiscal agreement. Now, as you know we are at the end of one fiscal agreement at the end of March and at this particular point we start from zero in all matters concerning funds and the agreement that we are in now is only for a two year period and as I think I have already explained to Council the time element is such that there is just not any room for manoeuvre - I would prefer to use that word instead of the word 'juggling', that the Councillor accused us of here a minute ago.

Mr. Speaker: Any further questions?

Mr. Watt: Mr. Speaker, has the Commissioner got any more information with respect to (a) when this CMHC fellow who is supposed to come to the Yukon Territory on the first of June or before, when he is coming, this week or next week or the first of June or July. Do you have any further information on this?

C.M.H.C.  
MAN FOR  
WHITEHORSE

Mr. Smith: We seem to have progressed very well and the same situation applies as I told Council before, that the man will be here on or before the 1st of June.

Mr. Watt: One other question, Mr. Speaker. Does the Commissioner have any information yet with respect to the successful bidder on the contract for the survey for the economic development of the Yukon Territory?

BIDDER FOR  
SURVEY OF  
ECONOMIC  
DEVELOPMENT  
OF THE YUKON

Mr. Smith: I was very hopeful that the next time this question was asked I would be able to answer it properly, Mr. Speaker. The answer is still that I cannot advise Council. However, I know that my Minister is going to be absent from Ottawa for a period of approximately two weeks starting tomorrow or the next day and I am very hopeful that he will see fit to advise me of his choice in this matter so I can announce it to Council before he leaves on this extended trip away from Ottawa.

Mr. Speaker: Any further questions, gentlemen?

Mr. Thompson: I am wondering, Mr. Speaker, if the Commissioner has had any further or later word on the Unemployment Insurance Commission's decision as to whether or not they do in fact intend to reopen their office here or has this been shelved?

U.I.C.  
OFFICE  
REOPENING  
IN WHITE-  
HORSE

Mr. Smith: Mr. Speaker, the last information I have on it was tabled for Council and as I told Council at that time I took the matter up at that time with the Minister and asked him to make the strongest possible representations to the Department of Labour to see that there was an Unemployment Insurance office facilities made available in Whitehorse here or reinstated here in Whitehorse just as quickly as possible and I have had confirmation that the Minister has received the communication and as soon as something of a concrete nature could be reported I will be made aware of it.

Mr. Speaker: Thank you Mr. Commissioner. Have you any further questions? If not, gentlemen, we will now revert to public bills and orders. We have Bill No. 20, the first and second reading.

BILL #20

FIRST  
READING  
BILL #20  
MOTION  
CARRIED

Moved by Councillor Boyd, seconded by Councillor Watt that Bill No. 20, An Ordinance to provide for the Making of Grants to University and Vocational Students, be given first reading at this time.

MOTION CARRIED

SECOND  
READING  
BILL #20  
MOTION  
CARRIED

Moved by Councillor Boyd, seconded by Councillor Watt that Bill No. 20, An Ordinance to Provide for the Making of Grants to University and Vocational Students, be given second reading at this time.

MOTION CARRIED

THIRD  
READING  
BILL #19  
MOTION  
CARRIED

Moved by Councillor Southam, seconded by Councillor Boyd that Bill No. 19, An Ordinance Respecting Hairdressers, be given third reading at this time.

MOTION CARRIED

Mr. Taylor spoke up as being contrary to above Motion.

TITLE TO  
BILL #19  
MOTION  
CARRIED

Moved by Councillor Southam, seconded by Councillor Boyd that title to Bill No. 19, an Ordinance Respecting Hairdressers be accepted as written, at this time.

MOTION CARRIED

Two registered as being contrary to above motion.

Mr. Speaker: Gentlemen, that concludes the daily routine of the Orders of the Day. What is your pleasure at this time.

Mr. Southam: I move that Mr. Speaker does now leave the Chair and that Council resolves itself in Committee as a Whole to discuss Bills, Memos, Sessional Papers and Motions.

Mr. Boyd: I second the Motion.

Mr. Speaker: It is moved by Councillor Southam and seconded by Councillor Boyd that Mr. Speaker do now leave the Chair and that Council resolve itself in Committee as a Whole to discuss Bills, Memoranda Sessional Papers and Motions. Are you ready for the question, agreed with the Motion; any contrary?

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: The Motion is carried and Mr. Taylor will take the Chair in Committee of the Whole.

Mr. Taylor: Gentlemen, we will be discussing Bills, and I will declare a short recess.

BILL #4

Mr. Chairman: Gentlemen, I will call Committee back to order at this time and the first item for consideration will be Bill No. 4. We have now the amendment and I will now read the amendment (reads the amendment). Are you clear, gentlemen? I entertain a Motion gentlemen that this be moved out of Committee as amended.

BILL NO.4  
REPORTED  
OUT OF  
COMMITTEE  
AS AMENDED  
MOTION  
CARRIED

Moved by Councillor Boyd and seconded by Councillor Southam that Bill No. 4 be reported out of Committee as amended.

MOTION CARRIED.

Mr. Watt: I'd like my vote recorded as contrary.

Mr. MacKinnon: Mr. Chairman, I think we should have a little more time on this. I think there was an additional paper to this Bill which I don't seem to have. I'd like to have it.

BILL No.18

Mr. Chairman: Gentlemen, the next Bill is Bill No. 18. You also have an amended sheet in respect to this Bill this morning....

Mr. Watt: Mr. Chairman, have you recorded my vote as contrary on that?

Mr. Chairman: I have so recorded, Mr. Watt.

Mr. MacKinnon: Have you recorded mine, Mr. Taylor, and I am voting against that in view of the fact I didn't have a chance to see what was going on.

BILL NO.18  
MOVED  
OUT OF  
COMMITTEE  
AS AMENDED

Mr. Chairman: I have done so. Gentlemen, you have the new revised page 3 to Bill 18, the amendment consists of a typographical error in Section 11 which now reads Section 7 to 10 rather than Section 6 to 9. (Reads Section 7 to 10). The next amendment is a typographical error in Section 13, sub(a) (reads Section 13 sub(a), and (b). That, gentlemen, is the amendment to Bill No. 18. What is your pleasure.

Moved by Councillor Boyd and seconded by Councillor Southam that Bill No. 18 be reported out of Committee as amended.

MOTION  
CARRIED

MOTION CARRIED

Mr. Watt: I would like all Councillors to know what they are doing and not come along afterwards and say they did not know what they were doing. What we are doing is that passing enabling legislation along to the Commissioner of the Yukon Territory to go ahead and make an agreement on behalf of the Yukon Territory with Ottawa. The terms within the agreement that we have been discussing here, we have no more say on them. So, as long as you know what you are doing - I'm voting against it for two main reasons; one is any agreement without at least the initial stages of transfer of resources to us is no agreement and, secondly, the Territorial Council and the people of the Yukon Territory are entirely out of the picture - entirely out of the picture with regard to finances of the Yukon Territory for the next two years. Right now we cannot initiate the spending of one penny. The Commissioner can go ahead and we are giving him enabling legislation to go ahead and make this agreement. If the Commissioner were elected we would have somebody in this position - this in effect is a unilateral agreement. An agreement between two Federal governments; one in Ottawa and one in the Yukon Territory; that appears as if this is the forerunner of agreements to come and until we get a new Council that will stand up and agree that they want more say in government you will have more of this. In effect, what you are doing is taking the discussions of the two year agreement out of your hands and there is no point in discussing the two year agreement from now on because it is out of your hands. You can make a few comments but you

Mr. Watt continues....  
might as well make them to a post. So I want you to know what you are doing and this is what you are doing. Don't come back afterwards, anybody, and say we didn't understand; we didn't know what we were doing. You are all twenty-one and you know what you are doing and you know what you are elected here for. This is not what I am elected for. I am elected here to try and get more say in government for the Yukon Territory and particularly sections within this. And just as saying I am going to have to vote against this Ordinance, and if anybody wants to start raising questions about this Agreement afterwards you're wasting your time - you're wasting your time and I am surprised that this is being passed so easily without any basic comments from the rest of the Councillors - going along like a bunch of trained sheep.

Mr. Chairman: Gentlemen, this matter was resolved yesterday by Motion. Are you prepared for the question, are you agreed? Any contrary.

MOTION  
CARRIED

MOTION CARRIED.

Mr. Shaw: Mr. Chairman, do the gentlemen wish to have that recorded?

Mr. Watt: Yes, absolutely, I voted contrary.

Mr. MacKinnon: Mine too, gentlemen.

BILL NO 20

Mr. Chairman: Gentlemen, we will proceed to Bill No. 20. (reads Bill No. 20, An Ordinance to Provide for the Making of Grants to University and Vocational Students).

Mr. Shaw: Question, Mr. Chairman, I notice Section 4 outlines vocational schools. I would assume that that would mean this type of training that is not given in the Yukon Territory.

Mr. Smith: Could I say something on this Mr. Chairman. At the present time we have certain conditions under which people go to the local trade school and these conditions, if a person is an immediate graduate from high school or an immediate school leaver from the school system and he wishes to attend trades school, we have a place for that individual. They would have to attend literally at their own expense. Now, if that person is out of school for a period of school for a period of two years they could qualify for Manpower training grants; in other words the grants that are given under the Manpower training...the Federal government and while this is basically designed here to allow a person to go to a technical or occupational training school for things that are beyond the scope of our local trade school, there may be occasions come up when particularly a young man or a young woman is coming in from a far part of the Territory here and they do not have the wherewithall to completely support themselves in the Trades school and that nominal assistance would be given to them and I say this so Council understand that while we might be prepared to give some nominal assistance under this grant situation here in particular places, it would not be a general situation but we would likewise have many

Mr. Smith continues....

courses that are not available at our Trades school here that are available in provincial trades schools, and if a person did not qualify under the Manpower training he could go there and they have the qualifications and the wish to go, this is where this would be used mostly.

Mr. Shaw: In other words, Mr. Chairman, every effort will be made to utilize our facilities where we have them.

Mr. Smith: This is true.

Mr. Shaw: That answers my question. Thank you Mr. Chairman.

Mr. Chairman: A question from the Chair. Would this include private colleges and this type of thing?

Mr. Smith: I would certainly hope not, Mr. Chairman. We would hope that an approved list of schools - we would hope to make up an approved list of schools, Mr. Chairman, and anyone seeking admission, or seeking our help who was beyond that approved list; I think that we would have to have a real special look at it to see just what was involved because this is not designed to make it possible for someone who doesn't like the way the local school situation is being run here to send their children to government expense to some far off distant pastures. I think that we would try to make up a proper list of approved schools and it would be confined to this except under some very, very special extenuating circumstances.

Mr. Chairman: Yes, this is apparently covered by the words that have been approved...

Mr. Smith: Yes, this is true.

Mr. Boyd: Well, it states that a student means a person enrolled or registered at an institution. Now, this is all embracive; it takes in an awful multitude of places. It does not define anything.

Mr. Smith: Well, you have to go back to the first one, you have student defined and then you have institution defined so if you read (b) and the context of (a) I think that is the course that makes sense, Mr. Chairman.

Mr. Chairman: Gentlemen, in view of the time we will declare Committee in recess until two o'clock.

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Page 1643.  
May 18, 1967  
2:00 o'clock p.m.

ABSENT FROM COMMITTEE WERE MR. COMMISSIONER,  
MR. MACKINNON AND MR. WATT.

Mr. Chairman: I will now call this committee back to  
order. The next section is Section 3 on Grants.  
Mr. Chairman then read the whole section to Section 7.

BILL  
# 20

MR. MACKINNON ARRIVED DURING THE READING.

Mr. Chairman: What is your pleasure gentlemen?

Mr. Boyd: If nobody has any remarks I am prepared to make  
a motion that this bill be passed out of committee.

Mr. Shaw: I second the motion.

Mr. Thompson: I think Mr. Chairman that this is something that  
has been very well gone into by Administration and until such  
time as we have had an opportunity to see it in operation, to  
find out if there are any iniquities or areas that need to  
be ... that I would be happy to go along with you at this  
time.

Mr. Chairman: It has been moved by Counciller Boyd and  
seconded by Counciller Shaw that Bill # 20 be passed out of  
committee. Are you prepared for the question? Are you  
agreed?

BILL #20  
PASSED OUT  
OF  
COMMITTEE

Mr. MacKinnon: Contrary.

Mr. Chairman: I declare the motion carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Chairman: Gentlemen it will be necessary at this time,  
pardon me we have some amendments here, we might be able to  
deal with them at this particular moment. Amendments to  
Bill # 14 and Bill # 15. Amendments to Bill # 14 as  
follows Paragraph (b) of sub-section 3 of Section 3 of the  
Yukon Housing Ordinance is repealed...the following  
substituted therefor - (b) interest at a rate fixed  
by order of the Commissioner."

AMENDMENTS  
TO BILL  
# 14

Mr. Boyd: Mr. Chairman, I wonder what the purpose of this  
is, is it because of the uncertainty in the rates of interest  
that they have to be made flexible rather than a stated  
figure?

Mr. Chairman: I tried to determine from the Legal Adviser  
this same question over the noon recess and he informed me  
that it was better to do it this way than bringing it back  
to Council for changing every time the interest rates changed.

Mr. Southam: It fluctuates.

Mr. Chairman: There is an explanatory note attached to  
this somewhere.

Mr. Southam: On the back I think.

Mr. Chairman: What is your pleasure in relation to this  
bill gentlemen?

AMENDMENTS  
TO BILL

#14

Mr. Shaw: Mr. Chairman, if we had the Legal Adviser here, I think he would be able to help us. I think we have something in the Ordinance..I am not sure right off hand... that states that the interest rates shall be the same as the National Mortgage and Housing plus an additional part of a percentage, 1% I think, that the Central Mortgage and Housing...look after the Yukon Loan and I think that that is set by the...there must be some place in the volumes of papers forwarded that establishes it and I think if the Legal Adviser were here he could probably explain it more thoroughly and concisely than I can myself, however, he is right up to his ears at the present moment trying to get Ordinances here for today so that we get them all here today so I think he is better for that at the moment.

Mr. Chairman: Mr. Clerk, I wonder if you would endeavour to see if Mr. Legal Adviser would be available at the moment. I will declare a short recess.

THERE WAS A SHORT RECESS UNTIL MR. HUGHES APPEARED.

Mr. Chairman: Gentlemen, we will call Committee back to order at this time and we have with us Mr. Legal Adviser; Councillor Boyd, would you proceed?

Mr. Boyd: Yes, I would like to direct a question to the Legal Adviser. It says in Bill 14 and 15 that the Commissioner may set the rate of interest. What controls the Commissioner as to what rate he will set? Is there a definite control?

Mr. Hughes: The policy fixed under which the money is borrowed stipulated that we would in essence borrow from C.M.H.C. ... and then add 1% for handling. Now the set-up of the bill in its original form was that we would look at the current rate of the C.M.H.C. and put a 1% on and every time they change their rate we would have to come back to Council and we had proposed doing that once again. We had been seeking clearance from Ottawa to make it available so that it could follow the C.M.H.C. rate as it existed from time to time plus 1% or some other flexibility. We haven't had any positive instruction from Ottawa and we locally have taken the bull by the horns and introduced this amendment here because we don't want to see Council's time wasted on the amendment to the Ordinance every time there's a change in the C.M.H. rate. Why this 1%? Why we don't say it is the same rate as the C.M.H.C. plus 1% is because we have made suggestions to Ottawa that that differential should be at least reduced if not eliminated and we haven't had any clearance. It would be fine if we could stay at the same rate or C.M.H.C. plus 1/2% but we have made representations to get it down off this 1% mark but the best we can do therefore is the type of provision we have before you now. Does that answer the Councillor's question?

Mr. Boyd: Yes, it answers my question thank you.

Mr. Chairman: What is your further pleasure in relation to Bill No. 14 gentlemen?

BILL #14

OUT OF  
COMMITTEE  
MOTION  
CARRIED

Moved by Councillor Shaw and seconded by Councillor Thompson,  
that Bill No. 14 be reported out of Committee as amended.

MOTION CARRIED

Mr. Chairman: We will proceed to Bill No. 15.



Mr. Boyd: I wonder Mr. Chairman, could the Legal Adviser tell us how long ago this request was made and has there been any reaction at all or is it a very recent thing and hasn't had time to develop yet? BILL # 15

Mr. Hughes: Well it is mixed up with a series of questions and that is correspondence on the administrative side taken by itself. I think ample time has elapsed for an answer on this single point but obviously Ottawa is addressing its mind to a collection of questions.

Mr. Boyd: Thank you.

Mr. Chairman: Bill # 15 gentlemen is an Ordinance to amend the low-cost Housing Ordinance. The amendment is as follows Paragraph sub (c) of subsection (3) of section 3 of the Low Cost Housing Ordinance is repealed and the following substituted therefor: "sub (c) bear interest at a rate fixed by order of the Commissioner."

Mr. Chairman: Moved by Counciller Shaw and seconded by Counciller Thompson that Bill # 15 be reported out of committee as amended. MOTION CARRIED

MOTION  
CARRIED

Mr. Chairman: Gentlemen at this time I feel it would be necessary for Mr. Speaker to resume the Chair.

Mr. Shaw: There is just one matter Mr. Chairman before we get to that point. I had a discussion with the Commissioner a moment ago and apparently there is an ... endeavouring to get a bill before us in respect to the Housing Ordinance, now it may be low cost housing but if you recollect this last Session we had been endeavouring to get more money to permit this to expand the loaning of money to people wishing to build houses and to date there is an old Ordinance that was passed a number of years ago which outlined a maximum of \$360,000 I believe which that maximum has now been reached and it will be necessary if we get more money that an enabling bill will have to be passed by Council and I just wondered if perhaps the Legal Adviser, before we finally revert back, if the Legal Adviser could advise us if we could expect this, when we could expect this. HOUSING ORDINANCE

Mr. Chairman: Mr. Legal Adviser.

Mr. Hughes: Mr. Chairman, I think I could say with some confidence that right about now my secretary is just taking it off the typewriter and if you have a 5 minute recess, I will have it here.

Mr. Chairman: I will declare a recess.

MR. COMMISSIONER ENTERS.

Mr. Chairman: Mr. Commissioner, have you anything?

Mr. MacKinnon: Pardon me Mr. Chairman, on my vote regarding the student's grant, I would like to retract that. I was thinking of another bill at that time and I am in consent with that particular vote.

Mr. Chairman: Thank you Mr. MacKinnon. Mr. Commissioner?

HOUSING  
ORDINANCE

Mr. Commissioner: Yes, you have heard Councillor Shaw speaking in connection with a requirement for the further monies for low cost housing and I trust that Council will consent to the tabling of this bill. Also the one item that was showing up in the budget that was misplaced was shall we say in the amount of \$35,000 Item 913(a). I have just spoken with the Territorial Treasurer and I would like to suggest that Council would leave the totals in the budget the way they are on the understanding that the \$35,000 figure in Item 913(a) would be transferred by allotment to the dust control programme and this would give us adequate funds under the dust control programme to do the job that the communities are more than deserving of in that particular field.

Mr. Chairman: Gentlemen agreed?

All: Agreed.

BILL  
# 9

Mr. Chairman: What is your pleasure then gentlemen in relation to Bill # 9?

Mr. Shaw: I think we have that matter cleared up ... that outstanding item \$35,000 and that will be apparently transferred to keeping the dust down on some of these communities. I know we could always pray for rain that would be much cheaper but you can't count on that. I would therefore move that Bill # 9 be passed out of committee.

Mr. Southam: I will second the motion.

Mr. Chairman: That is without amendment.

Mr. Shaw: No amendment, there's no amendment to it. Well without amendment.

Mr. Chairman: Councillor MacKinnon.

Mr. MacKinnon: Seeing the Commissioner mentioned dust control, would it be in order for me mentioning a particular item in regard to this, just as a matter of, I just wanted to mention that possibly the Commissioner should make sure the outer areas were notified before the oil spraying is done so that the road would be prepared in time. Notify the Department of Public Works. Last year when they sprayed the road, it was in a bad condition and they could do nothing with it.

Mr. Commissioner: I see. In other words Mr. Chairman what the Councillor is suggesting is close liason between the Department of Public Works and our own Department.. certainly.

Mr. Chairman: Motion is now carried.

MOTION CARRIED.

MOTION  
CARRIED

Mr. Chairman: Gentlemen at this time I would once again declare a recess.

MR. WATT ENTERS.

REVERSION TO COUNCIL Mr. Chairman: I will now call committee back to order and we seem to have run a little short on work, and I believe it will be necessary to revert to Council ... in order to ...

Mr. Chairman continues: Moved by Councillor Southam and seconded by Councillor Boyd that Mr. Speaker do resume the Chair. Motion carried.	RESUMPTION OF CHAIR
MOTION CARRIED	MOTION CARRIED
Mr. Speaker: What is your pleasure at this time gentlemen? Moved by Councillor Taylor and seconded by Councillor MacKinnon that the Rules of Council be waived and that we revert to orders of the day in order to further process bills. Motion is carried.	REVERSION TO ORDERS OF THE DAY
MOTION CARRIED	MOTION CARRIED
Mr. Speaker: Moved by Councillor Taylor and seconded by Councillor Southam that Bill # 23, an Ordinance to amend the Taxation Ordinance, be introduced at this time. Motion carried.	INTRO. OF BILL # 23
MOTION CARRIED	MOTION CARRIED
Mr. Speaker: Moved by Councillor Boyd and seconded by Councillor Thompson that Bill # 24, an Ordinance to amend the Loan Agreement Ordinance 1962 No. 1, be introduced. Motion Carried.	INTRO. OF BILL # 24
MOTION CARRIED	MOTION CARRIED
Mr. Speaker: Moved by Councillor Taylor and seconded by Councillor Southam that a first reading be given to Bill # 21, an Ordinance to promote the improvement of housing and living conditions in the Yukon Territory; Motion carried.	FIRST READING OF BILL # 21
MOTION CARRIED	MOTION CARRIED
Mr. Speaker: Moved by Councillor Taylor and seconded by Councillor Southam that a second reading be given to Bill # 21, an Ordinance to promote the improvement of housing and living conditions in the Yukon Territory. Motion carried.	SECOND READING OF BILL # 21
MOTION CARRIED	MOTION CARRIED
Mr. Speaker: Moved by Councillor Boyd and seconded by Councillor Southam that a first reading be given to Bill # 22, an Ordinance to amend the Municipal Ordinance. Motion carried.	FIRST READING OF BILL # 22
MOTION CARRIED	MOTION CARRIED
Mr. Speaker: Moved by Councillor Boyd and seconded by Councillor Southam that a second reading be given to Bill # 22, an Ordinance to amend the Municipal Ordinance. Motion carried.	SECOND READING OF BILL # 22
MOTION CARRIED.	MOTION CARRIED
Mr. Chairman: Mr. Speaker, we seem to have concluded all the movement of Bills required to put more Bills into committee and I would therefore move that Mr. Speaker do now leave the Chair and Council resolve in a committee as a whole for the purpose of discussing Public Bills.	
Mr. Boyd: Well Mr. Speaker, we have Bill # 23 and 24. We did revert back to Council in order to deal with these Bills, I thought we were waiving the Rules and I would suggest that we give these two Bills first and second reading. If Council would concur I would make a motion.	

RE Mr. Chairman: I am not just clear Mr. Speaker if we have to  
WAIVING make another motion to waive the Rules to process this. It  
OF RULES normally requires 48 hours ... from one. I'm not sure if  
we must again waive the Rules to do this.

Mr. Speaker: I might state that the motion was made that we  
waive the Rules and process bills—just how far you could  
interpret this, I am not quite sure but it would appear to  
me that we could in this instance proceed as Mr. Boyd has  
suggested.

FIRST Moved by Councillor Boyd and seconded by Councillor Southam,  
READING that Bill # 23, an Ordinance to amend the Taxation Ordinance,  
BILL be given first reading. Motion Carried.

# 23 MOTION CARRIED

MOTION  
CARRIED

Moved by Councillor Boyd and seconded by Councillor Southam  
SECOND that Bill # 23, an Ordinance to amend the Taxation Ordinance,  
READING be given second reading. Motion carried.

BILL # 23 MOTION CARRIED

MOTION  
CARRIED.

FIRST Moved by Councillor Thompson and seconded by Councillor  
READING Southam that a first reading be given to Bill # 24, an  
BILL # 24 Ordinance to amend the Loan Agreement Ordinance 1962 No. 1.  
Motion carried.

MOTION CARRIED. MOTION CARRIED

SECOND Moved by Councillor Thompson and seconded by Councillor  
READING Southam that second reading be given to Bill # 24, an  
BILL # 24 Ordinance to amend the Loan Agreement Ordinance 1962 No. 1  
Mr. Watt is contrary. Motion carried.

MOTION CARRIED. MOTION CARRIED

CARRIED

Mr. Speaker: What is your pleasure at this time gentlemen?

Mr. Southam: I would move that Mr. Speaker do now ...

Mr. Speaker: Just a minute Mr. Southam. I wish you gentle-  
men would pay attention to what we are doing.

Mr. Watt: I just got the copy of this and I wasn't quite  
sure what it included so I ..

Mr. Speaker: Yes, we all got the copy a few moments ago.  
Mr. Southam.

Mr. Speaker: Moved by Councillor Southam and seconded by  
Councillor Taylor that the Speaker do now leave the Chair  
and Council resolve itself as committee as a whole to discuss  
bills, memorandums, sessional papers and motions. Motion  
carried and Mr. Taylor will take the Chair in the committee  
as a whole.

BILL Mr. Chairman: We will next be discussing Bill # 21. We  
# 21 will call a recess for tea at this time.

Mr. Chairman continues: I will now call committee back to  
order and I believe gentlemen Mr. Commissioner has one or  
two items that he wishes to draw to your attention at this  
time.

C.B.C. Mr. Commissioner: Mr. Chairman, on the question of C.B.C.  
L.P.R.T.'s in the Territory, I would confirm that C.B.C.  
has received the authority for the ... in the Swift River

Mr. Commissioner continues: area and the orders for this were placed in February when the equipment is received, the installation will take place as soon as physically possible and this is estimated to be approximately 1st August 1967. On the question of 24 hour radio service for Whitehorse, there is nothing further to report. On Clinton Creek, the C.N.T. advise that they have received no firm order to date and the matter providing line service and when they do receive this firm order, it will take approximately 3 months to complete the C.N.T. line. However this last item I give to you along with the foreknowledge that we have the information from the C.B.C. that they are definitely going to be proceeding with this Clinton Creek installation. The next item concerns a matter of pollution and this has been referred to the Mining Inspector, Mr. Oliver, and I have the following communication from him - "the disposal of dangerous by-products from a mine is covered by Section 18 and Section 20 sub-section 2 of the Mining ... Ordinance. Initially when such mines are discovered in Canada, .... have come into operation the mining inspector has arranged a meeting between the mine owner and the Department of Fisheries as the Department of Fisheries has jurisdiction and that technical personnel could take and process samples of the water to ensure that the fish are not being injured by any by-products of the mine. The steps taken to protect the fish also prevent injury to any animals or birds. In cases where pollution has not been .. we would ask the Department of Fisheries to provide the necessary sample. Similarly in areas where water is used by human consumption may be affected by disposal from the mine parallel jurisdiction by the Department of National Health and Welfare who have the technical staff to take and process samples as carried out. All aspects ... mine were inspected by the mining inspector to see instructions were carried out. There is nothing to report on our own inspections. We try to see that the recommendations of the Department of Fisheries and any recommendations by the Department of Health are adhered to and I have had further conversations in this regard with Mr. Oliver and I would like to suggest to you gentlemen that industry generally speaking is much more aware and institutes preventive measures much more rapidly and much more willingly than the public sector of the economy where from time to time we find that sewage disposals etc. and often it is done with no thought in mind as to the end result'. The third thing that I would report on is the appointment of the man to succeed Mr. Thompson as the Superintendent of Education and the report of the committee which consisted of Mr. Fleming, Mr. Strong, Mr. Boyd and Mr. Levers. They were unanimous that Dr. Shields possesses the necessary requirements for successful performance in the capacity as Superintendent of Education and this information is based on an evaluation of Dr. Shields' academic and work history and this we have available, I would indicate that this man's education background dates from 1936 through to the present time, the vast majority of this having been in Western Canada and in the State of Montana and I have been happy to concur with the recommendations of the committee and have appointed Dr. Reid L. Shields as the Superintendent of Education for the Yukon. His present teaching location, he is the Director of Student Teaching and the Director of the Audio Visual Laboratory at Western Montana College.

C.B.C.

POLLUTION

APPOINT.  
OF SUPT.  
EDUCATION

Mr. Boyd: This gentleman was born and raised in Alberta and he is still a Canadian and he has covered much ground and it

APPOINT. Mr. Boyd continues: so happens he is in Montana at the  
OF SUPT. present time. He is a very capable person and a Canadian.  
EDUCATION

Mr. Chairman: Thank you Mr. Commissioner. Have we  
anything further at this time.

Mr. Commissioner: That is all at the moment.

BILL  
# 21

Mr. Chairman: Well gentlemen may we then proceed to Bill  
# 21. This is an Ordinance, a fairly lengthy document,  
which we will take in sections. Mr. Chairman then read  
from that Bill Item 1 and Item 2.

Page 1651.

Thursday, May 18, 1967,  
3:30 p.m.

Mr. Chairman: Well, gentlemen, I will call Committee back BILL #21 to order at this time. Gentlemen, have you any questions in relation to Section 2?

Committee: Clear

Mr. Chairman: Three, subsection (1), (2), (a)(b)(c).

Mr. Watt: Two (b), could the Commissioner explain why we would or what type of...would the Federal Government construct a housing project...of a hostel or dormitory type...for rent, but could you explain this for sale...what type of a position would arise.

Mr. Commissioner: How about if we took a look at the situation we have right now where the YWCA...I would suggest this might be an application here of 2 (b) either for sale or for rent. In other words the initial financing of the thing would be undertaken in conjunction with the municipality involved and CMHC putting up the monies and possibly a long term agreement for sale. In other words...agreement for purchase ...nature, or likewise for rent... Now for a dormitory type or hostel type of housing you have a situation coming up here right now where we question the advisability of tying up a tremendous amount of capital here in the hostel situation. Perhaps we might find the municipality of Dawson wishes to have a hostel down there. Maybe Clinton Creek operations expand rapidly and they want the hostel accommodations of the City of Dawson for high school boys and girls in the high school in Dawson who are living in Clinton Creek. The same might apply in Mayo. I realize Mayo is incorporated but it could conceivably happen in order to take care of employees' children from the mine at Elsa, to provide a place to live in the town of Mayo and this would provide the necessary funds to provide that and as the Councillor from Carmacks-Kluane suggested recently, this could conceivably happen in Haines Junction.

Mr. Watt: Thank you, yes, that clarifies that and I agree with that. One other point is for the purposes of undertaking public housing projects approved by the Commissioner, the Council or the municipality may...now how would this work for the Commissioner to enter into an agreement either for the sale or the rent of the construction of a project. Now, would the money have to be voted through Council, or it says here the Commissioner and the municipal Council may do this on their own.

Mr. Commissioner: If any Territorial funds were to be involved it would have to be voted by Council. There would be no other way.

Mr. Watt: Thank you Mr. Commissioner.

Mr. Chairman: Clear gentlemen?

Committee: Clear.

Mr. Commissioner: Gentlemen, this is basically speaking enabling legislation to allow us to use the full facilities of CMHC once they get a man here. This is basically what this is.

BILL #21 Mr. Chairman: Clear?

Committee: Clear.

Mr. Chairman: Reads (3), Section 4.(a)(b); 5 (1)(a)(b)(c) and Sub-section (2).

Mr. Watt: Here again could I speak with the Commissioner? Would that also be interpreted they must pay a percentage of the cost? I mean, could they, the municipality, enter into an agreement to undertake jointly and we undertake, the Territory undertakes, to pay all of the capital costs and all the losses. Could this happen, or is this....?

Mr. Commissioner: Well, remember that we are going to be using Central Mortgage and Housing Corporation funds here and subject to any clarification of the Legal Adviser that he would like to place upon this, I would suggest to you that 100% participation of either party to this is not possible as I would interpret it. It is my interpretation that the maximum requirement of one party shall not be more than 10% but by the same token I am quite confident that one party would not put up 100%. In other words, there would have to be some kind of joint participation here. But there are limiting--shall not require the municipality to pay more than 10% of the capital cost or losses. So that I think this is one of the things that was described to us when we had our meeting with the Central Mortgage people and Mr. Linklater was the man who carried the discussion on this point, and I think if you recollect that they had two schemes, basically a 90% C.M.H.C. and 10% municipal or Territorial participation with a payout extending up to thirty years and the other scheme was 75-25 which was over a period of 50 years. But the 30 year scheme, due to the way the interest rates were calculated, you know, the more beneficial scheme to enter into and it is certainly my interpretation of this, perhaps the Legal Adviser might interpret it differently, but it would certainly appear to me that no one party to this would be the 100% contributor. In other words there has to be contribution on both sides and not only that, but for capital and operation.

Mr. Chairman: Clear, gentlemen?

Mr. Watt: Not quite. Does the corporation participate in any of the operating costs or losses...or this included in this particular section? Now, there is just one more question, and that is, how could a hostel participate in any housing project where there is participation to the Indian Affairs Department with this new loan. And also through C.M.H.C., and could this be worked where you have instead of a municipality, Department of Northern Affairs and National Resources participating in the place of the municipality? This would allow for a greater participation even for the municipality under this new project. I think this is important because there could be a lot of housing developed along this line and if provision isn't already made for it I think administration should take steps to inquire about it from the Department of Northern Affairs. I think we are missing a bet if we don't allow for that also.

Mr. Commissioner: Well, Mr. Chairman, in this particular instance all that I can give you is exactly the information that I am sure all you gentlemen have as well as I do. And that is mainly the details of the scheme that was announced



Mr. Commissioner continues...

BILL #21

by the Minister several days ago are just not available at our level as yet. Perhaps Mr. Legal Advisor has some information on them, but I certainly don't. And Mr. Fry when he was interviewed by the press the other night intimated that he likewise did not have the details of the scheme. And the minister when he was interviewed on the radio the other night intimated that this was something that was going to be administered, as I understood it, in cooperation with CMHC and the Indian Affairs section of our department. Now, perhaps Mr. Legal Advisor has something further to offer on this I don't know.

Mr. Legal Advisor: Well, no sir. If it isn't available at the Commissioner's level then you will find that I don't have anything either.

Mr. Chairman: Gentlemen, may I proceed? Subsection (3). Are we clear?

Committee: Clear.

Mr. Chairman: Reads Urban Renewal, Section 6, Subsection (1), (2), (a)(b)(c) and (d); Section 7. (a)(b)(c)(d)(e).

Mr. Watt: Mr. Chairman, I think that should be "must" if they are dispossessed.....instead of may help them, ... if they are starting an urban renewal scheme and they are kicking people out of their homes or housing the way it is right now. I think they must be obligated at least for a period of time to assist them to some extent one way or another. I think that should be changed from the municipality may to the municipality shall assist in the relocation of such persons. Would anybody have any suggestions to the changing of that to shall? As a matter of fact the word "shall" could be included in all of this without taking anything from the municipality...where there is assist all the way across, and could amend Section 7 there to municipality shall acquire and clear, service and develop land within an urban renewal area. The same in designating an urban renewal area...they should service and develop the land otherwise they may just declare the urban renewal area and with nothing with it. They would be no end to it. And they should demolish, remove, replace, renovate, repair and maintain buildings and other improvements owned and acquired by the city. They should do this the same as anybody else should do it. And can afford...to do it under any ordinance. And all this section (d) where they shouldn't necessarily have to provide the financial assistance for the renovation or repair of property unless it is their own property, so I haven't...section (e)...do you want to go on with that now?

Mr. Shaw: Mr. Chairman, may I be excused for about fifteen minutes, please?

Committee: Agreed

Mr. Chairman: Mr. Legal Advisor, do you have something on that?

Mr. Legal Advisor: Well, it must be remembered that the legislation here is enabling, and if you look at 6(1), you

BILL #21 Mr. Legal Advisor continues...

will be reminded that the municipality may with the approval of the Commissioner. Now the object of this legislation is to put us in a position to draw upon the services of CMHC. And the CMHC will be advising the Commissioner who would not give his consent to a scheme that did not have their sanction. They are familiar with the type of problems that arise and they are the recognized agency under the National Housing Act, 1954 in which has been in existence now for well over a decade. And this legislation has been found to stand the test of experience. I couldn't recommend for instance, such a...that we today try and out think the draftsmen on this selection of the word "may". For instance, to give your what is perhaps a ridiculous situation as to what might happen in 7(e) if it was the Council of the municipality must assist the relocation of persons dispossessed, a householder might say I don't want to have your assistance in real estating. The Council would say, but we are bound to. I am sorry whether you like it or not our trucks and our men will arrive and we are going to assist you to relocate. So this is a ridiculous example of course, but there might be a significant side effect if we try to change the wording now. The ordinance has been prepared for the specific view of enabling CMHC to help us meet some of the problems that are emerging and to get on the work as soon as possible. We have such a short season in the Yukon, so if we don't get this in now we have lost it for another year. And I do feel that we should stay with the wording settled by the draftsmen after considerable experience.

Mr. Watt: I will go along with it if I have got the Commissioner's assurance that there won't be unjust removal of the people into the street and this type of thing. This has happened before and this is why I mention this now. And I believe this would have to be done with the Commissioner's approval, not the assistant's approval or the assistant's assistant's approval, but with your approval. I am merely questioning a word or two in the ordinance. I am not suggesting we throw out the whole ordinance. I am just questioning a word or two in the ordinance. Was this drafted in Ottawa Mr. Legal Advisor?

Mr. Legal Advisor: Yes, it was settled in Ottawa. The Northwest Territories have broadly similar legislation with one or two points of difference. Throughout Canada there are examples of twin legislation. However, the compulsory acquisition if that is what the Councillor has in mind, these powers here are in fact giving for an approved scheme... giving the Council of the municipality certain compulsory powers, but it is to be hoped that there will be no arbitrary.. exercised over those powers. You have a double safe guard. You have got the Commissioner and you have got this Council to raise these questions. So if there is any harshness in the plans there will be plenty of opportunity to mention it.

Mr. Watt: That satisfies me.

Mr. Chairman: Are you clear? Reads (f). Section 8, (a), (b) and (c).

Mr. Watt: Mr. Chairman, I am kind of slow thinking here. We just received this bill a few minutes ago. Now, am I clear that this can take effect within a municipality, the powers of the municipality...or within a area that is by

Mr. Watt continues...

BILL #21

plebiscite been accepted in the municipality. Is that right?

Mr. Legal Advisor: No sir, we are dealing in Sections 6, 7 and 8 and so on with an Urban Renewal Scheme...you get downtown debits so that in this area of the ordinance, we are simply looking at municipal arrangements.

Mr. Watt: Within the municipality.

Mr. Legal Advisor: Yes.

Mr. Chairman: Are we clear? Section 9 (1), (2) (a)(b) and (3).

Mr. Watt: Mr. Chairman, one point that I have, to fix a day not less than six months. Now if somebody has given notice in the fall of something that takes excavation or something like that and was not able to get at it right away then I think six months should be extended to allow for at least a few months--a few months of weather when you can do some digging. Like right now it is pretty difficult to do any digging. And if notice had been given in December then there would be a violation of the ordinance. So I think for this country this is probably designed for southern climates where the same problem doesn't arise. So I think some allowances should be given unless I am interpreting this wrong. Nine months would allow at least a couple months of digging period when a notice could be given any time.

Mr. Legal Advisor: I hadn't realized that was directed at me sir. We are taking it here as a question what is the effect of this. This is the minimum notice that can be given. He is not going to give less than six months and since we all live here and we are reasonably practical in our approach to the question of winter work and excavation no Council or no municipal officer in his senses would compel a man to do the work if the weather was going to be against it.

Mr. Chairman: Are you clear? Section 10(1), (2), (3), (4) (a)(b).. Clear?

Committee: Clear.

Mr. Chairman: Section 11 (1), (2). Section 12 (a)(b)(c). Section 13. Section 14. Section 15.

Mr. Watt: Well, Mr. Chairman, I would like to ask the Commissioner or possibly the Legal Advisor. In these basic concepts of an urban renewal scheme are these designed such as those who are involved in it such as the municipalities, Territory and CMHC to get back either through the period of the years or on the sale of the land 100% of the cost of the renewal scheme or is their a subsidization factor issued by the Territory. Or, I don't think there is any factor for subsidization as far as CMHC is concerned, is there?

Mr. Commissioner: I don't know to just exactly what extent CMHC participates in the subsidization. But there is definitely a subsidization factor as far as CMHC is concerned and they will participate in sharing the operating losses to the same extent as what they participated in the capital

BILL #21 Mr. Commissioner continues...

contribution. In other words if they contributed 90% of the capital they participate in the operating losses on this to the same extent. Now this comes under the provisions of the CMHC Act itself. But when Mr. Linklater was describing this participation to us I think you gentlemen will remember that it appeared to be the rule of whatever was participated in the capital aspect of this, then that amount would apply to the operating losses also.

Mr. Legal Advisor: Under section 23 (a) of the National Housing Act it does proceed that the corporation, that is CMHC can enter into agreement with provinces or the municipalities whereby the corporation will contribute 1/2 the cost of the preparation of an urban renewal scheme including costs and research. So there is an area there where they are relieving the municipality of some cost factor.

Mr. Chairman: Are we now clear? Section 16(1), (2). Section 17. Section 18 (a).

Mr. Watt: I have a question. Could a project--could the Territory enter into a project such as this in an improved area outside of the municipality? What I am thinking about now is in Section 17 this looks like it might be of considerable assistance to an area like Porter Creek or Crestview or in an area like that in a case like that you may recover about 50% of the cost. Would it include an area such as that?

Mr. Commissioner: Well it says here the Commissioner on behalf of the Territory may enter into an agreement with the corporation, so Mr. Legal Advisor?

Mr. Legal Advisor: Yes, an arrangement could be made outside of the municipality for the general provision as well as other parts Section 6, 7, 8 and so on up to 16 where municipal...but I am a little concerned in case the Councillor misinterpreted what I said about a contribution of one-half. It was one-half the preparation of the scheme. After all you have got to have the people come here. Not necessarily one-half of the cost of the scheme. That is protecting Section 23(a) of the National Act, sorry if I didn't make that clear.

Mr. Watt: A supplementary question to that. Would--could this be construed as including water systems too as part of this urban renewal?

Mr. Commissioner: I don't think so...constructing a sewage treatment project...(inaudible).

Mr. Legal Advisor: In the case of the Yukon water I am not prepared to concede that is...sewage or in part to North America.

Mr. Commissioner: The only uncontaminated water source in the whole of North America.

Mr. Chairman: Are we clear, gentlemen? The Next is (b), (c). Section 19. Section 20.

Mr. Watt: I have one other question with respect to Section 17 and application to the development of these corporation sewage systems in the Block 9, Lot 19 area. That could be

Mr. Watt continues...

BILL #21

applicable there couldn't it? And then some of the--I don't know what the percentage is of what CMHC would pick up, but if they would pick up 50% and the other figure that you used for the planning stage then we could bring this whole thing down to about 85%.

Mr. Legal Advisor: May I point out that this is for the whole scheme for the construction of a sewage treatment plan consisting, it doesn't say including but consisting of. So it is a complete sewage treatment process. The word is project and would involve a trunk sewer collective system and a central treatment plan or both. So we might have difficulty in putting forward the point that you raised. However, it is obviously a matter in which we extend the ...by the administration, depending on the views taken elsewhere so I would pass the rest of the question to the Commissioner for the administrative aspect.

Mr. Commissioner: Well, I would say this gentlemen that if we could get CMHC participation in a scheme of this nature, it would be very surprising to me. Because what we are basically doing in Lot 19 is we are simply extending the presently installed sewer system and the water system that already exists in the municipality of Whitehorse. Now subject to further interpretation of this with CMHC officials it would be my suggestion that what we are talking about here is the application of a total package in an area that simply does not have this facility available to them at the present time. Now as I say this is subject to interpretation of the CMHC officials on this. I have had very little conversation with them on this particular point although it was mentioned when I was speaking with Mr. Linklatter in Ottawa, this type of thing. In other words, these are bearly new aspects of CMHC activity in this type of thing and it was certainly my understanding at that point that this is where it was a total package in an area that was not serviced with this at all. In other words, the idea being to bring the standards of that area up to a point where CMHC loans would apply as far as buildings were concerned.

Mr. Watt: Well, this is very interesting...leave this with the Commissioner to inquire further in case there is a possibility of alleviating this problem if this would arise on Lot 19.

Mr. Commissioner: We will know at four o'clock.

Mr. Thompson: Yes, Mr. Chairman, I am wondering about this aspect of the ordinance that how Central Mortgage and Housing in their wisdom could conceivably go along with a project such as this and yet categorically state that in an area such as Porter Creek will not receive any Central Mortgage and Housing financing assistance. And this was the answer and the attitude and the policy as laid down by Central Mortgage and Housing that there would be no money available for this source for Porter Creek and Crestview area. So I am wondering what is the point in something like this if they go ahead and state it and theoretically have no intention of carrying out the program or fulfilling it.

Mr. Commissioner: Well, I think the Councillor has raised a very good point Mr. Chairman. And I think this is a very potent aspect of this particular ordinance here and by getting

BILL #21 Mr. Commissioner continues...

Council's concurrence to the ordinance here it may put us in a position where we can participate not only in planned acquisition and urban renewal, but also possibly in assistance of installing a sewage system in areas at the present time that are not serviced at all. And that point completes the basic requirements of securing or extending the area of CMHC financing in other areas of the Territory where it is presently not available due to the impediments that you have just mentioned, the lack of sewer and the lack of water.

Mr. Thompson: I would be very hopeful Mr. Chairman that something of this calibre would be forth coming from such an ordinance and if this were the case I would say this was probably one of the best steps and one of the more fruitful benefits of this session and I would very strongly recommend that administration concur with the Central Mortgage and Housing towards this end because this is just--an excellent example. And of course the Commissioner may inter into an agreement with the corporation for the purpose of borrowing money for the construction of a sewer treatment project consisting of a truck sewer, electric system, central treatment plant or both for the collection and treatment of sewage. And this is just perfect. I mean you couldn't ask for a better application in the area we were just discussing. So, I would hope if as the Commissioner has said the Council in their wisdom see fit to give their consent to this ordinance that we would conceivably be in an excellent position for installing a sewer system along with our water system.

Mr. Commissioner: Mr. Chairman, may I also say that one particular place that we have in mind that this whole thing is going to be put to very good use and is in the proposed Anvil townsite. We are very hopeful that we can get full use of Central Mortgage and Housing facilities and also to try to get it extended into other areas of the Territory where at the present time the only financing that is available is through our own Low Cost Housing Loan so that there is everything to be gained in securing the benefits of CMHC services by the application of this.

Mr. Watt: Yes, Mr. Chairman, I absolutely agree and I concur with the ordinance and I am concerned the same as Mr. Thompson is. I think before water and sewer is put in Porter Creek--I don't mean it should be delayed because of it, but if new costs can be determined of including sewage systems in the Porter Creek area or in any of the older areas of the Yukon that this is being considered, then this should be put along to the people with the water system and is there any limit on the amount of money that they would sink in. Like if there was a couple of areas would they chose between one or two because of the lack of funds?

Mr. Commissioner: Well now gentlemen, I have no knowledge of this. You gentlemen were present as I was when we spoke with the CMHC people and I would just hesitate to express any opinion on that.

Mr. Chairman: Well what is your further pleasure on this Bill gentlemen?

Mr. Commissioner: Two and a half billion dollars processed.

Mr. Boyd: Mr. Chairman, in that case we had better move it out of Committee as written without amendment. I would move so.

BILL #21  
BE MOVED  
OUT OF  
COMMITTEE  
WITHOUT  
AMENDMENT

Mr. Thompson: I will second that.

Mr. Chairman: It has been moved by Councillor Boyd and Seconded by Councillor Thompson that Bill #21 be reported out of Committee without amendment. Are you ready for the question? Are you agreed gentlemen? Any contrary? I will declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. Chairman: Mr. Legal Advisor, the next Bill is 22 and I believe you had some comments to make before we proceed.

BILL #22

Mr. Legal Advisor: The Council will observe there are no explanatory notes accompanying this bill and I should explain that following the changes that were made to the Municipal ordinance and to which it was believed the concurrence of the municipalities had been obtained when the fiscal year was changed from the calendar year basis to correspond to our own fiscal year certain difficulties appeared to have risen in practice. The City of Whitehorse in particular has reported difficulty in adjusting to this. It is requested presentation of legislation to enable us to go back to the old calendar year basis where we are assured by Mr. D. S. Collins who is the Legal Advisor for the City of Dawson that the City of Dawson would also like to have the same changes made, although I am bound to say the City of Dawson seems to have made the transition quite successfully. However, this is the request. Now, the administration had discussions with the City Council of Whitehorse and their Legal Advisor and requested that the city set out the changes it wishes to see incorporated in the municipal ordinance. To that extent, therefore this ordinance that you have before you, this bill is their product and the product of the City of Dawson because both Legal Advisors of the Cities of Whitehorse and Dawson have worked on it. I cannot say to you any more than I can say to the Commissioner that this bill should become law. We have not had time to study it. I have flashed a copy through to the Department of Justice for their comments and their comments are the same as the one that I now offer to you as my own comment. The bill will have to be studied. Now, we don't want to embarrass the City by not giving it legislation, but we just haven't had time to study it in depth. There are so many side effects that could follow. The effect of money lending arrangements and the distribution of tax loans as between the mortgagor and the mortgagee. The whole impact of these changes have got to be looked at. Certainly we haven't had time to study the drafting and we haven't had time to study possible short and long term effects. So, it was brought before you because we feel we are bound to help the City overcome it's problems if we can. And in Section 15 of this Bill on Page 4 you will see that the ordinance shall come into force on a day to be proclaimed by the Commissioner. I want to bring an amendment of that to the attention of Council. It was felt that some parts of this bill may be holey-good some may be bad. So rather than having to put the Commissioner in the position of having to take the good with the bad or throw the baby out of the bath water, that should be amended at some stage, this ordinance or any portion thereof shall come into force on a day or days to be

BILL #22 Mr. Legal Advisor continues...

picked by order of the Commissioner, to be proclaimed by order of the Commissioner, so that we can be selective when there is an opportunity of reviewing it. But if Council does not sit between now and December or November or the time we got this through, there are certain important dates in here in September and so on when the City would be stymied and unable to turn one way or the other. So we put it before you and we do undertake to give it the most careful analysis that we can, the sort of analysis we give to legislation before it comes to Council. That is why legislation is sometimes rather slow in coming here. So we simply haven't had time to give you any evaluation on this. And, it is on that basis that this is before you today.

Mr. Chairman: Well, gentlemen, this is an ordinance to amend the municipal ordinance. Reads Section 1 through to Section 7 (1) and (2).

Mr. Boyd: Mr. Chairman, could I be excused for a few moments. I have a meeting.

Mr. Chairman: Does Committee agree?

Committee: Agreed

Mr. Chairman: You may be excused Councillor Boyd. The next section is Section 8.

Mr. Watt: I have a question here. Hasn't this been-- in other words, possibly the Legal Advisor could--the new calendar year January 1966 to 1967. The taxes are due on the calendar year January, 1966-67 and if it is not paid within 30 days of 1967 by the end of January in 1967, then 19% is added. Is that the correct interpretation of that?

Mr. Legal Advisor: No, sir, 174(1) if you look at Section 7(1) All real property taxes levied for any fiscal year shall be deemed to have been imposed and to be due and payable on such specified day as a municipality may specify by bylaw. It is not necessarily the 1st of January. They may at any time up to the 30th of September in any year specify the due date. So it could be the 1st of June. I am glad to have these questions raised because these are the question that we are going to have to sit down and answer and this is why we are going to be selective in the approval of this legislation. But they do want to have the power to set the date themselves by bylaw and there is some advantage in this because we know in Dawson City, the spring part and the early part of the year is the low cash period. It is in Whitehorse but probably Dawson is more vulnerable in this respect. And the later you can move the due date into the cash season the more advantageous it is for the City and for the municipality. So you must not think of the due date as the first of January, as I understand this ordinance. And I have only seen this about one jump ahead of the Council so I am not really competent nor my comments.

Mr. Shaw: Mr. Chairman, in respect to this the--I think it is quite correct...remember on this...it wasn't September...passed this. I think it was in the fall. People usually have a few dollars then and they did change things around..from the first of January, and it was right in the middle of a hard winter and created quite a hardship on many people.



Mr. Shaw continues...

BILL #22

And I think that is a very good clause to allow a municipality some latitude in concurrence with their own conditions to set that date. I would very much approve of that.

Mr. Watt: One more question. Right now the penalty on unpaid taxes is 6%. Is that right?

Mr. Legal Advisor: I am just trying to find it. Under the present provision, the municipality may by bylaw provide on the amount of taxes remaining unpaid after the 30th of April in the fiscal year, etc. there shall be added to such unpaid taxes by way of penalty an amount not exceeding one-half of one per cent thereof in each succeeding amount, just as long as the taxes remain unpaid. I am quoting the present subsection (4) of Section 174. Now you are dealing here with not accumulative, not a growing one, but a certain impact of 10%. It is not one-half of one per cent but there should be added forthwith by way of penalty an amount not exceeding 10%. Now that is not to exceed 10%. In the old form it was one-half of one per cent a month. Now they are contemplating a different approach.

Mr. Watt: Does the municipality ask for this. I am doubtful --I think you are driving in the taxes with a sledge hammer. I don't think it is quite nice. Previously you received a tax benefit if you paid early, did you not? And now, ... whatever the tax benefit was before it should be up to 13-14-15%. Is that right?

Mr. Legal Advisor: No sir. What the municipality found was happening was that since the growth rate of the penalty was only one-half of one percent the delinquent taxpayer could ride it out for approximately 12 months because it was still cheaper than borrowing from the bank. At the end of four months he was only in the six per cent position so the municipality which depends on its taxpayers for its finances was in fact financing the taxpayers. So now with the 10% limit they would be in a position to make it unprofitable for the taxpayer to delay paying his taxes and he would have to go to the bank and borrow his money at 6 - 6 1/2 or 7% rather than pay a 10% penalty. This is why they have asked for it this way and I assure you that this draft, this bill is before you as drafted following the discussions. We did not touch this at all. This is the way it came to us.

Mr. Chairman: May I proceed gentlemen?

Mr. Commissioner: May I be excused at this time please?

Mr. Chairman: May the Commissioner be excused?

Comiittee: Agreed

Mr. Chairman: Are we clear on this Section gentlemen? Section 8, Section 9 (1)(2)(3), Section 10.

Mr. Watt: This is for the new taxes. It is not levied at the present. Is that right, Mr. Legal Advisor?

Mr. Legal Advisor: Yes, you are right in saying it is not levied at present. But the provisions for business valuations and business taxes have been in the ordinance

BILL #22

Mr. Legal Advisor continues...

I believe--I am pretty sure they were in the green volume. They were in the 1958. They always existed. They have never been used. The only change of substance there is that in the existing section 183(1) the date in question was on or before the 15th of March in each fiscal year. So you have got there the 31st of July as the new date. There is a little change in the wording--as soon as the business tax roll has been completed it says there. Not quite the same as the other one. But this business tax valuation, the business tax levied, all that machinery has existed in perfect working order without anybody pressing the button to start up the machinery.

Mr. Watt: One supplementary question. Now, my question is respecting the business tax has been...the clerk shall transmit by mail the demand for payment. Am I interpreting this right we are not demanding that they levy a business tax, the clerk shall transmit by mail, or is that shall transmit only after the municipality demands action.

Mr. Legal Advisor: Well, let me put it this way sir. In the municipal ordinance it does say the assessor shall make a business assessment. This hasn't been done for a number of years if at all. And it is saying here as soon as the business tax roll has been completed. Well, the present arrangements are it has not even been started let alone completed, but some day somebody may take a good hard look at the assessment technique in the City and decide that something should be done about it rather than try and raise business tax revenue by inflated licence fees for carrying on business and rather than by trying to reflect business values in real property assessments, they may decide to treat property as realty on the one hand and make a business assessment if there is a business carried on the property so that they would then be in line with other places. So far it has not been done. This is a matter of course for review and discussion in other places. I can't comment on it any more.

Mr. Shaw: I wonder if this business tax has been in operation in the Territory. It...not working in Dawson for quite a number of years ago and quite a long time ago that I recollect that. It was felt most inequitable because it was taxed on the amount of inventory and that had to be submitted and it just was not a workable type of a tax. So the customary approach to that was to involve a licence as a form of business tax instead of...a form of control in the form of getting revenue which supplemented the business tax...so this was possibly 25 years ago.

Mr. Legal Advisor: Mr. Chairman I should say that in the Maritimes in Nova Scotia they still have the inventory approach. And, I have been amassing some information proposing to do a study which later on I will put up to the administration on the effect of business tax on the businesses and the non-use of these provisions.

Mr. Watt: Am I correct in my interpretation of this, that this is making it mandatory for the assessor to assess more business tax. Is that right?

Mr. Legal Advisor: To assess--to put a business assessment on. But it is not compulsory for the City to levy a business

Mr. Legal Advisor continues...

BILL #22

tax. This is discretionary. He as part of his duties, actually if you look at that section as you will find it in your 1959 ordinance you will find that he has the duty. I think it is 174 or 184, around there. 178, I am sorry. 179 the assessor shall in each year prepare a business assessment roll separate from the real property assessment roll of the municipality which is entered the name of every person in partnership, the particulars of buildings and premises occupied by businesses and the assessment of the value of buildings or premises. And 180 deals with how buildings are to be assessed for that purpose. And, they don't use these provisions at all. In fact this work isn't carried out and you can understand in view of section 178 which says a business tax may be levied annually. So, it isn't levied these days in either municipality so it is understandable the assessor doesn't go to the trouble of preparing a business assessment roll. That is a mandatory aspect of his duties really. However, this is a matter that it is within the ... of the city council concered that this be carried out.

Mr. Watt: I agree with that right now, and I just ask if my interpretation of this Section 10(1) as soon as the business tax roll has been completed, we the Territorial Council are making it mandatory for the municipality to levy a business tax in the municipality. Well, as soon as the business tax roll has been completed but not later than the 31st of July in any year in which a business tax or bylaw has been levied, now, the municipality bylaw still has to levy a tax. Is that right?

Mr. Legal Advisor: Yes. They couldn't transmit a demand for a tax that hasn't been levied.

Mr. Watt: One more question, do we outside of the Territorial taxation ordinance have a similar business tax or are we discriminating against the municipality. I mean, does Porter Creek and Canyon Creek and Watson Lake and Mayo also have a demand for an assessment for a business tax and then instruct us, the Territorial council to levy the tax. Is that comparable?

Mr. Legal Advisor: No. There isn't a business tax provision in the taxation ordinance as such. But of course our assessment technique isn't quite the same as the assessment technique in the cities. Mr. Pearson, I think is probably better qualified than I am to speak on the Territory approach to the question.

Mr. Chairman: Gentlemen, I would draw your attention to the time.

Mr. Thompson: Well, Mr. Chairman, I would suggest that we continue this tomorrow. There will be considerably more discussion on this matter, so I would move that Mr. Speaker do now resume the Chair and hear the report of the Chairman of Committees.

Mr. MacKinnon: I will second that motion.

Mr. Chairman: It has been moved by Councillor Thompson and seconded by Councillor MacKinnon that Mr. Speaker do now resume the Chair and hear the Report of the Chairman of Committees. Are you prepared for the question? Are you agreed?

MOTION RE Mr. Chairman:continues...

MR. SPEAKER

RESUME THE Any contrary? I will declare the Motion carried.

CHAIR

MOTION

CARRIED

MOTION CARRIED

Mr. Speaker: Thank you Mr. Chairman. I will call this Council to order and hear the report of the Chairman of Committees.

REPORT OF Mr. Taylor: Mr. Speaker, Committee convened at 10:30 a.m.  
CHAIRMAN OF to discuss bills, memoranda, sessional papers and motions.  
COMMITTEES Committee first dealt with Bills. It was moved by Councillor Boyd and seconded by Councillor Southam that Bill #4 be reported out of Committee as amended. This motion carried with Mr. Watt and Mr. MacKinnon contrary. It was moved by Councillor Boyd and seconded by Councillor Southam that Bill #18 be reported out of Committee as amended. This motion carried with Mr. Watt and Mr. MacKinnon contrary. Committee recessed at 12:00 noon and reconvened at 2:00 p.m. It was moved by Councillor Boyd and seconded by Councillor Shaw that Bill #20 be reported out of Committee without amendment. This motion carried. It was moved by Councillor Shaw and seconded by Councillor Thompson that Bill #14 be reported out of Committee as amended. This motion carried. It was moved by Councillor Shaw and seconded by Councillor Thompson that Bill #15 be reported out of Committee as amended. This Motion carried. It was moved by Councillor Shaw and seconded by Councillor Southam that Bill #9 be reported out of Committee without amendment. This motion carried. It was moved by Councillor Southam and seconded by Councillor Boyd that Mr. Speaker do now resume the Chair and this Motion carried. Committee reconvened at 2:55 p.m. to discuss bills. It was moved by Councillor Boyd and seconded by Councillor Thompson that Bill #21 be reported out of Committee without amendment. This motion carried. And, it was moved by Councillor Thompson and seconded by Councillor MacKinnon that Mr. Speaker do now resume the Chair and hear the report of the Chairman of Committees. This motion carried.

Mr. Speaker: Thank you Mr. Chairman. Well, gentlemen, you have heard the reading of the report of the Chairman of Committees. Are you agreed with the report?

Committee: Agreed

AGENDA

Mr. Speaker: Thank you. Now we have the agenda for tomorrow. We are getting to the end of it. If we had sessional papers, memoranda, bills and motions is that agreeable?

Mr. Taylor: I believe bills and sessional papers is all we have to discuss tomorrow.

Mr. Speaker: We have motions.

Mr. Taylor: Not in committee.

Mr. Speaker: What is your pleasure at this time gentlemen?

Mr. Thompson: I move we call it five o'clock, Mr. Speaker.

Mr. Southam: I'll second the motion, Mr. Speaker.

Mr. Speaker: It was moved by Councillor Thompson and seconded by Councillor Southam that we call it five o'clock at this time. Are you ready for the question? Are you agreed with the motion? Any contrary? This Council now stands adjourned until tomorrow morning at ten o'clock.

MOTION  
CARRIED

MOTION CARRIED



Page 1666.  
Friday, May 19, 1967.  
10:00 o'clock a.m.

Mr. Speaker read the daily prayer and Council was called to order.

Mr. Speaker: Is there a quorum, Mr. Clerk?

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: Have we any correspondence this morning?

Mr. Clerk: I have no correspondence this morning, Mr. Speaker.

Mr. Speaker: Thank you. Is there any correspondence? Have we any Reports of Committee? We have no Bills to introduce or Notices of Motion.....Notices of Motion for the Production of Paper. We will proceed to Motions. We have Motion No. 42, Mr. Watt, Recovery of Indian Status. Mr. Watt.

Mr. Watt: Yes, Mr. Speaker, Motion No. 42, moved by Mr. Watt, seconded by Mr. MacKinnon, re Recovery of Indian Status. "It is the opinion of Council that the Federal Government should make provisions to enable native people, both male and female to recover Indian Status even though they may have gone through the process known as enfranchisement". May I proceed, Mr. Speaker? MOTION #42

Mr. Speaker: Proceed, Mr. Watt.

Mr. Watt: What I am asking for in this Motion, Mr. Speaker, is an opinion of Council to ask the Federal Government to change the Indian Act so that those native people who have no longer Indian Status and if they desire to move back to the reservation and have Indian Status and have the benefits that native people have, then they will be able to do so through some process. I am not sure what the process could be. It could be a vote of the band or something along that line. There are an awful lot of people in the Territory I believe that are native people but do not have Indian Status for one reason or another. There are several main reasons. One of them is as a result of past archaic liquor laws that the Territorial Council or Territorial Government have been responsible for in the past. Four or five years ago, the Territorial Council changed this but it couldn't turn back the clock to the damage that this archaic liquor law had caused. By that I mean that for some reason the native people, over five years ago, before that time, before the liquor laws were changed and the native people could go in and purchase liquor the same as any other human being..... before that was changed, for some reason the native people thought that they were human beings too that should be allowed to drink. Others didn't see it this way and I don't blame any political party in Ottawa. There is no political party in Ottawa that stood up on their behalf and said that they should be treated as human beings too. As a result, some people who wanted to use alcohol, and some of them could use it properly, became...went through this process called enfranchisement and were no longer of native status. In other cases, a native community would ask a member or two of their band to go through the process called enfranchisement in order that they could purchase liquor for other people in the band so that they could all have a social drink on the reservation. As a result of that, these native people are no

MOTION #42

Mr. Watt continues:

longer of Indian Status although they were in effect offering a service to the community in which they lived because of the outdated liquor laws that were in force at that time. The off-spring of these people are no longer of native status although they may want to have native status and wish to have it and the assistance that goes along with it as far as education is concerned. There are certainly great benefits as far as education is concerned for a child of native status... in assistance that he can get from the Federal Government in getting his education - both primary and secondary and university. Without this assistance, a lot of these bright young students may not be able to go through university and continue with their education. Another case when people lost their native status was when a child was born in the hospital. Indian Agents would go and say "Who was the father of that child?" and in many cases...and I have had lots of conversation to back this up...of Indian Agents in the past doing this when the woman was under pressure.... when the girl was under pressure and she didn't want to get her boyfriend in trouble or her future husband in trouble.. so she would say "Mr. X" or "Mr. Y" just to get the pressure off her back so in many cases I think it was unfair to the... that was definitely unfair to the woman involved and to the child and the Indian Department at the time....I am not saying that this is being done now...but there was one Indian Agent in particular whose name I have been given... and some of the methods that had been used at that time. Now, they may have been directed to do this from Ottawa. I do not know but this, I think, could partly be corrected by a change in the Indian Act. Now, there are other benefits beyond education that native people have and need. One is the recently announced Housing Assistance Program for native people, both on and off the reservation. There are a lot of native people that would and could ordinarily build a home with some of this type of assistance and flow into the main stream of Canadian life if they so wished but they still have native status and the assistance that goes along with it so I would strongly urge Council to support this Motion. Maybe nothing will come of it. On the other hand, something may come of it and I am sure you would get support for this from Indian Associations all across Canada. There are others beyond the Yukon where this is...the same type of thing is needed and is going on but this right now is concerned with the native people of the Yukon Territory and it is a step that I think Council should take and ask to have it considered in Ottawa because it would correct a lot of wrongs of the past.

Mr. Speaker: Thank you, Mr. Watt. Have we further discussion on Motion No. 42?

Mr. Taylor: Mr. Speaker, well I don't know...in the years I have been here I have had a great deal to do with matters involved around the Indian people and the Indian Act and underlying...the underlying philosophy behind much of this work and effort has been that we should try and relieve the Indian from the burden of what may properly be dubbed the most discriminatory piece of legislation in Canadian Law Books or in Canadian history - that being the Indian Act. Though many of the people who have been enfranchised did so as a result of liquor, this again was not the fault of the Territorial Council or the Territorial Government. This was the fault of the Indian Act. When the Indian Act was amended to allow provincial and territorial legislatures



Mr. Taylor continues:

to provide for these people, this was done and the Yukon, of course, followed suit. For an enfranchised Indian, I would say that....Indian person...he has much greater hopes and possibilities by not being of Indian Status than he would if he was under Indian Status. As cited here...University Assistance. We have provided that now for a person who is enfranchised. He may take advantage of this. Housing assistance is to be extended to native people according to the statement by the Minister. This is now being worked out. The big effort is to assimilate these people with ourselves into one common society where there is no colour barrier or barrier by reason of racial origin, or ethnic origin. I could not lend my hand to forcing these people back into the position or making it possible for them to go back under the terms of the Indian Act. I think that this would be most improper indeed and defeat the general purpose we have in mind and that is to get everybody together and live as one society and it is my fervent hope that the Indian Act be thrown out someday and no longer exist.

Mr. Speaker: Have we any further discussion on Motion No. 42?

Mr. Boyd: Mr. Speaker, what this Motion is asking is that we change the responsibility of the present society and give it to another branch of our society and it seems to me to be real sad that society as it is today has to start pushing people back to what is antiquated - the Indian Act. After all, why is it there? Are we not big enough to take care of the situation? It's time we were at least and I would have felt much happier if this Motion had been worded along the lines that the present society take the necessary steps to give the satisfaction desired rather than reverting. This would be my reasoning. These people are here. They are human beings and it's not just good enough to push them from one corner to another. Accept our responsibility and go ahead with what we would want these people to be. I am not proud of the Indian Act. Neither am I proud of the Department of Indian Affairs. If I had my way, I am sure I could do a much better job with individuals. I would at least be...if I would take it on, I would at least be sincere and make an effort. I don't say they are not making an effort but I think there could be a much better effort made. As I say, I would sooner have seen this Motion that we, the present society, take responsibility and I am going to vote against the Motion on that basis.

Mr. Speaker: Have we further discussions on Motion No. 42?

Mr. MacKinnon: Mr. Speaker, as seconder of the Motion, I think it is a necessity and I see by a letter published by J. W. Churchman, Director of Indian Affairs, that there is 112 million dollars to be spent over a five-year period for rehabilitation of the native people. I believe that giving these people that have white status at the present time the opportunity to return to their real status would give them an opportunity to build housing and come under the C.M.H.C. housing program. This will be administered by recommendations from the Band Council and they cannot recommend anyone who is not of Indian Status and it is quite possible that a person who is on the Band Council will be a full-blood brother to one that is of white status and needs the same benefits as he does and could not get these. I don't think there would

MOTION #42

Mr. MacKinnon continues:

be any whites willing to recommend that he come under the C.M.H.C. housing program. I have quite a few in my particular district that have got white status before they were allowed to enter beer parlours and things of that nature and this is definitely the reason that they got that blue ticket.. was so that they could come into a beer parlour, not realizing they had given up their rights to....hospitalization and schooling for their children. There's a case...two cases I know of in Mr. Boyd's area at Carcross and I think these people today would be very glad to be able to return to their natural status and continue to get the benefits that these non-educated people need and I think the Motion is a very good one. It's not a matter of saying we are trying to get rid of the Indian Act because we are not getting rid of the Indian Act. There is only one way to get away from it and that is to improve and educate and that's the reason why the Federal Government today has seen fit to put 112 million dollars over a five-year period of improving housing. I think this is a dire necessity in the Yukon at the present time to give these people an opportunity to start and relive and get their children in native schools and away from the Territorial welfare and get them back where they should be and give them every benefit that they are entitled to. Mr. Speaker, I believe these people are entitled to...haven't had an opportunity to think things over and if they so wish, I think they should be able to re-join their own Bands. I believe it would only be fair because it was through lack of education that they ever left their bands in the first place and became of white status. I think, Mr. Speaker, that you are well aware that it was a detriment to the people that took that choice.

Mr. Boyd: Mr. Speaker, could I make one short comment as a point to look at?

Mr. Speaker: I think that you have had your opportunity Mr. Boyd. I am sorry.

Mr. Boyd: Could I ask the Councillor a question?

Mr. Speaker: You can ask a question.

Mr. Boyd: I wonder if the 112 million that the Councillor talks about and which results in four homes only being built per year...a matter of \$12,000...is adequate attention?

Mr. Speaker: Mr. MacKinnon. Did you ask that of Mr. MacKinnon?

Mr. Boyd: Yes, I did.

Mr. MacKinnon: I think Mr. Boyd, Mr. Speaker, is on the wrong track. Is he referring to the Territorial Housing Program? I am referring to the Band Program and I would like for him to clarify his question.

Mr. Speaker: Could you clarify your question, Mr. Boyd?

Mr. Boyd: No....I am talking about the twenty homes that the Department of Indian Affairs is proposing to build over the next five years when thirty-two are actually required now. In other words, four homes a year that the Indian Department is going to build for these needy people.

Mr. Speaker: Just one thing. Is this relevant to the status of the Indian people? I don't think that that is quite in order. MOTION #42

Mr. Boyd: I will withdraw the question, Mr. Speaker.

Mr. Speaker: We are talking about the status of Indian people...enfranchisement...not building them homes although the homes did come in the discussion leading to this question. Are there any further discussions on Motion No. 42?

Mr. Watt: Mr. Speaker, in conclusion I would like to say that one of the reasons was...for the Motion...was to help a group of people in the Yukon Territory who presently cannot get housing loans...Government backed housing loans under Central Mortgage and Housing because of their economic standard of living and the type of seasonal employment that they have and this includes most native people except office workers and, secondly, another type of housing that is available through Government backing is Low Cost Housing Loans but in practice this has not been too effective in assisting native or part native people but the Government of Canada has recognized a need for assistance to native people and this includes a lot of people that are native people that I want to include in this that are actually native people but cannot get this assistance right now to upgrade their standard of living. This isn't discriminatory. This is something to help them. This isn't pushing them back to something that they don't want. It is the individual's choice. If he wants to get these benefits, he can go through a procedure that could be laid out where he could be accepted back in the Band through a procedure that could be laid out. I don't want to go into details of that. It's not the intent of the Motion. It's the principle involved here and the Federal Government has just allocated 112 million dollars... 112 million dollars...and the part of it that the Yukon Territory is getting is...and one reason for that is that a lot of the people have become disenfranchised and this 112 million dollars will upgrade their standard of living. It will help give them a decent house to live in and give them a decent place to raise their children...a respectable place to raise their children...and if any Councillor here is saying that I am trying to jam through discriminatory legislation and I am trying to drag somebody into a status that they do not want, it is impossible to interpret this Motion that way if anybody is reasoning at all. It's impossible to interpret this Motion that way at all. It is not compulsory. It is not intended to be compulsory...that every native person go back to native status if he doesn't want to but it will do nothing but good to those who need the assistance and should be able to get the assistance that native people are recognized as being entitled to all across Canada and these people who have become disenfranchised should be entitled to it too if they are of native status and this is one step to correct the wrongs of the past and it will assist in education and welfare assistance, housing opportunities and it will assist another group of people in all the measures that the Department of Indian Affairs are trying to do to upgrade the standard of living and the standards of education of the native people and to vote against this is to vote against assistance for education, for welfare, for rehabilitation, for education, for health, housing, for everything that our society in Canada believes in. All I can say is, Mr. Speaker, it would be a sad day if this Motion were voted down.

Mr. Speaker: Thank you, Mr. Watt. Well, gentlemen, are you ready for the question.

MOTION #42  
CARRIED

MOTION CARRIED

Councillors Watt, MacKinnon and Thompson voted for the Motion. Councillors Southam and Taylor voted contrary. Councillor Boyd abstained.

Mr. Speaker: We next have Motion No. 44, Councillor Watt, Election of Commissioner. Mr. Watt.

MOTION #44

Mr. Watt: Yes, Mr. Speaker, moved by Mr. Watt, seconded by Mr. MacKinnon, re Election of Commissioner. "It is the opinion of Council that the Yukon Act should be amended to provide for the election, by the people of the Yukon Territory, of all future Commissioner's for the Yukon Territory." May I proceed, Mr. Speaker?

Mr. Speaker: Proceed, Mr. Watt.

Mr. Watt: This, first of all, I don't want to be interpreted as a reflection on the ability of our present Commissioner. I have a very high regard for our present Commissioner. I only wish that we were paying his wages instead of somebody else. I know he is working for us as best he can but this is for future Commissioners - not the present Commissioner. Any future Commissioner should be elected. The people of the Yukon Territory should have a say if another Commissioner must be had. If we are going to have provincial status, attain provincial status before another Commissioner is needed or required, then this Motion would be redundant but I doubt if this will happen. We could, through an accident or an act of God or something like that...we could lose our present Commissioner tomorrow. It would be a sad thing but we could lose him tomorrow so I think that a provision should be made for the election of another one and not an appointment of one from Ottawa because the Commissioner initiates spending in the Yukon Territory and the people of the Yukon Territory are asked to raise taxes so they should have a say in it so this would eliminate one violent objection that I have and many other people have of raising taxes in the Territory and that is taxation without representation. This would give them the representation they want. Now, we have very capable men in the Yukon Territory. We have noticed that when Ottawa wants a very capable man, they don't go to Ottawa and look in their own ranks. They come to the Yukon Territory and they look around the Yukon Territory. They look through our Senior Civil Servants; they look through our business community and they have picked up the last couple of Commissioners right here in the Yukon and we have been promised that this is going to be a procedure we must have. In doing this, they have interviewed 15 or 20 very capable people that we have in the Territory that could fulfill positions such as this. I have a very high regard for the democratic system. I would never vote for somebody to run the business of the Territory or run my own business who was not capable. It affects me personally. It affects every taxpayer in the Yukon. It affects everybody in the Yukon Territory personally to delegate authority to run their business for them so I don't think a few bottles of beer or anything like that would get somebody into the position of Commissioner. You would have to be a capable person and I have got a high regard for the intelligence of

Mr. Watt continues:

MOTION #44

all the people of the Yukon Territory to be able to pick somebody out that is capable. The fact that there has been suggestions from other than the Federal Government as to who a Commissioner should be...there has been precedents for that. The last time a Commissioner was appointed in the Yukon Territory, a recommendation of the Territorial Council was made before he was appointed and their recommendations were adhered to. I don't know how effective they were in the appointment of the present Commissioner over there but I can't help but think that their recommendations had a lot to do as to who the Commissioner was. I think it is a very good Motion and the last Commissioner before he retired... one thing he said was that the Commissioner of the Yukon Territory should be elected and he was certainly in a position to know and after he quit, he was certainly in a position to say. I think it is a good Motion and I would like to see the entire Council support it and have this Motion go to Ottawa with the blessing of Council and the recommendation of Council and possibly they can make provision for the election of the next Commissioner. I strongly urge the Council to support this.

Mr. Taylor: Mr. Speaker, once again I cannot agree. Our democratic system...seems to have been forgotten here... that our democratic system provides that anyone can really seek public office regardless of his ability. As long as he fulfills residency and other requirements, he can run. If you were to have an election in the Yukon Territory for a Speaker, you certainly wouldn't have it outside. It would have to be in the Yukon. We would have to find a Commissioner from somewhere in the Yukon and we have only the selection of those who take an interest in running. This does not necessarily say that we are going to find ability by two people running for an election or three. This is done in Canada, or the equivalent is done, by having responsible government first at which time members are elected to the legislative body and from amongst their number one is selected to be a leader or a premier of the Province. I cannot concur that it would be a good thing at this time to have an election of a Commissioner. I feel firstly we must develop self government in the Yukon Territory...responsible government and at that time we no longer will hear the word "commissioner". The word "commissioner" should be relegated to the distant past and forgotten. We should be thinking in terms of a premier... through a democratic process...not in this manner.

Mr. Boyd: Mr. Speaker, the more I sit around this table, the more I feel that the Commissioner's position as it exists is just about impossible. He can't satisfy Ottawa all the time and satisfy all the people all the time. He can't satisfy all the people at any time I must admit but he can make a good stab at it. Possibly an elected Commissioner is desirable but there would have to be some saving clauses somewhere along the line to ensure that we had ability at the top of the ladder and under the present formula, I am not so sure that this...but what this ability might get side stepped somewhere along the line. I think I will vote for the Motion.

Mr. Thompson: Mr. Speaker, all I can say is that I would gather from the intent of the Motion that when Ottawa sees this that whether the present Commissioner likes it or not, he will probably be still around in the year 2000 because I don't imagine in Ottawa for a moment they are going to relinquish the present method of administering the Territory.

MOTION #44 Mr. Thompson continues:

I think that until such time as an overall program of autonomy is instituted and formulated that we are in the position of continuing on the present basis. I feel that to institute something of this magnitude at this time is conceivably a little premature. I think that this is a part and parcel of an overall plan as I say and I would be quite amenable to some such suggestion as this if and when the Yukon Economy Study has been formulated and their findings have been brought before Council.

Mr. MacKinnon: Mr. Speaker, as seconder of the Motion, I think it is a very good one and the intent of the Motion was to give more strength to the Commissioner. For instance, if our present Commissioner, as he said the other day, is forced to throw in the sponge and it came for election of Commissioner, I am quite certain that the people of the Territory would re-elect our present Commissioner without a doubt. Mr. Boyd has suggested that we would have to set a standard. I think that the people will be the saving clause in this particular matter and I think that it is only fair that if the time comes where we should have another Commissioner or must have that he may run in election. I cannot visualize anyone of us at this table giving him opposition. This will take a certain standard of character and there will not be everybody running for the Commissioner's seat the same as everybody does not run for the Mayor's seat for the City of Whitehorse or any major city. It takes a person of a certain calibre and the people will decide then as to who the Commissioner might be. I believe that the Motion is a very good one and not an insult to the present Commissioner but I believe it would give him more strength and he would not be ridden by Ottawa nor by the Council because he is an elected member and by doing right, the people will stand behind him and give him the strength that the Yukon needs at the present time.

Mr. Southam: Well, Mr. Speaker, I think myself that Ottawa is doing a very good job and if your Commissioner was elected.. if he was elected which I can't see...he would still probably be under the Lieutenant-Governor of the Province who could veto or do whatever it is....the first thing that I see.... you have to get provincial status before you start talking of these things. I don't think that you could elect a Commissioner to do the job that our Commissioner is doing today because there would be too much pressure from different groups and he would look...and if he was looking to be elected, there is no doubt that he would favour one side or the other. This has been seen right here in this Council Chamber now...amongst the Members of the Council so what could you expect a man who is at the head of the Government? Is he not going to be influenced by the people that elect him? I think so and I think that Ottawa has done a darn good job and they look for the best that they can find and this is what they are doing. I certainly can't go along with this Motion.

Mr. Watt: Mr. Speaker, in summing up, I agree with what Mr. Taylor has said that a self-government or territorial status position would be far better than this but I don't see it around the corner so if our Commissioner were to have an accident or something in the very near future, then this would put us in a favourable position, if this is passed, to have our Motion considered by Ottawa and have the wishes of the people decide. Now, any arguments that I have heard about

Mr. Watt continues:

MOTION #44

capable people to me do not hold water. Now who would have ever thought Mr. Bennett, a hardware man, would have made a good premier of B.C. until he tried. Now, he's the best premier that B.C. ever had I think. He will go down in history that way. Alberta....you have a minister. In Saskatchewan, you have another hardware merchant. You have radio announcers and school teachers....people from all walks of life that are very capable, the best. Some of the best premiers, if not the best, that Canada has ever seen... We even have a fisherman, Joey Smallwood, in Newfoundland and I would like to say that I trust the Canadian people and anybody that needs an argument like that...might as well use the argument that we are not capable of voting for a Member of the House of Commons or the Canadian people are not capable of voting for members of the House of Commons. In other words, the same argument might as well be...before the Canadian people can spend money and initiate spending money, we have to ask Britain. How would you like that? This is a position that we are in here. We have to go and ask Ottawa. Now, Britain doesn't even have a veto power over what Canadian government's say. They shouldn't have either. If at the time that the next Commissioner is needed, if Ottawa is putting in to the country here more than they are getting out and they want to protect what they call their investment, then they could appoint an Attorney-General or something like that to go along with it...with the veto power but our Commissioner...Council...would be the head of a government, elected by the people, that could initiate legislation, initiate policy and take the initiative in the development of this country and this is what is going to make the Yukon Territory develop. If we have to wait for Ottawa, the House of Commons...to develop the Yukon Territory, it is not going to be developed for a long time. The control of the House of Commons is based in Ontario and Quebec and the goods and services of the Yukon Territory...the goods that we supply to the world...are competition with these two provinces...Eastern provinces. This is basically why I do not think that honest and reasonable and sincere steps have been taken to develop the Yukon Territory because no Government in Canada can do it because politically it is not possible... whether they are Liberal, Conservative, N.D.P. or anything else. You cannot...if you have any political ambitions to form a government in Canada...you cannot inalienate the 75 members for Quebec and the 65 in Ontario to assist the one in the Yukon...and the one in the Northwest Territories. So, these two Provinces, the Eastern Provinces, have control over our development so when our goods go on the world market in competition with them, they are not going to do anything to make it go cheaper. I wouldn't go to my competition to help him compete with me. We are all human beings. I think this would put our development back into our own hands and I think as long as the situation is the way it is, we will never see a Skagway Road. We will never see the Alaska Highway paved. We will never see this stuff that will lower the cost of development of mines and minerals, oils and gas, and water, in the Yukon Territory until we get control over our own affairs. There will always be some excuse for not doing anything really constructive in development. I would certainly like to have the support of Council for this Motion. It is a step to give the people of the Yukon Territory more say in Government.

MOTION DEFEATED

MOTION #44  
DEFEATED

Councillors Boyd, Watt and MacKinnon voted for the Motion.  
Councillors Taylor, Thompson and Southam voted contrary.  
Speaker Shaw voted contrary.

Mr. Speaker: I shall vote in the negative. My reasons are that I...though I subscribe to an elected man as head of state, I feel we must first change the present system in order to make it work so the Motion is defeated. We next have Motion No. 47, Mr. MacKinnon, Recreational Road.

MOTION #47 Mr. MacKinnon: Yes, Mr. Speaker, moved by myself, seconded by Mr. Watt, re Recreational Road. "It is respectfully requested that Administration consider the feasibility of building a recreational road to Tatlmair Lake in the Pelly Crossing area." May I proceed, Mr. Speaker?

Mr. Speaker: Proceed, Mr. MacKinnon.

Mr. MacKinnon: Mr. Speaker, I would like to say that of all the fine communities in the Territory, we have no recreational roads in that particular area and having been into this Lake by way of cat travel, I find it is a very beautiful Lake and we should have a road so the public could enjoy the fishing of that Lake. We have a very peculiar type of fish in that Lake - one of the most desirable type of fish in the Yukon I believe - the Tizra. It's sort of a jumbo white but it is not exactly a white fish. It is a very fat fish. It can be fried in its own fat and I think it is one of the only lakes in the Yukon Territory that has this type of fish. I think this would be of benefit to all the people of the Territory to be able to fish those beautiful fish and the lake is full of them. I have travelled most of the Territory and I know of no other lake that possesses this type of fish in the Yukon Territory.

Mr. Speaker: From the Chair, Mr. MacKinnon. What was the name of that fish?

Mr. MacKinnon: T - I - Z - R - A. It is a beautiful fish and, gentlemen, I am quite certain you would all enjoy fishing there so for this particular reason, seeing that we have something different in a lake only approximately 15 to 18 miles from Pelly Crossing, that everyone of you would enjoy fishing there in the future.

Mr. Speaker: Any further discussion on Motion No. 47?

MOTION #47  
CARRIED

MOTION CARRIED

Mr. Speaker: At this time, I will call a short recess.



Friday, 19, May, 1967.  
11.00 a.m.

Mr. Speaker: Gentlemen, I will call this Council back to order and we are now at the question period. Have you any questions this morning?

Mr. Boyd: I have one question, Mr. Speaker. In view of the Commissioner's ingenuity, capabilities and so on, I am wondering if he has any idea about how much money he has saved the government, operation and maintenance-wise, in his setting up of the Corrections institutions, over and above what was originally planned at the start of the term?

CORRECTIONS  
INSTITUTION

Mr. Smith: Our present budgetary request, which we are quite competent that we can operate within, Mr. Speaker, is approximately \$400,000 less than the original budgetary requirement for the institution as was originally anticipated, Mr. Speaker.

Mr. Watt: I would like to ask the Commissioner another question. Is it also true that we saved approximately \$500,000 a year by not having the Justice Vote? (inaudible).

JUSTICE  
VOTE

Mr. Smith: This is a statistical question, Mr. Speaker, and all I would say to this is that at Council's request, and as a result of the visits we had to Ottawa, the clear definition of responsibility of Justice cost has been removed from the Territorial budget so that the division is very clear, Mr. Speaker. While we have removed the costs from the Territorial budget I don't think it would be right to say the total taxes of the proposed spending of the Government of Canada has been reduced as a consequence of this, but we do not have authority to legislate in the field of Justice and I think it is only right that we do not have to legislate in that particular field that monetary requirements...Territorial budget, and certainly we have eliminated an amount of money.....,

Mr. Watt: This is a supplementary question here. I could be right in saying then that the Federal Government has assumed complete legislative and financial responsibility for Justice?

JUSTICE  
AUTHORITY

Mr. Smith: Well, I would think so, Mr. Speaker, and the Federal government has not assumed legislative authority in the field of Justice; they have always had it. I think it is quite clearly known to all Councillors that this is where the field of legislation remains in this matter and as far as them having assumed all costs in connection with it, we certainly have nothing in our budget that would intimate to me that we are being called upon to provide any of these funds (inaudible).

Mr. Speaker: Thank you. Have you any further questions?

Mr. Watt: Has the Commissioner something about Lot 19 that he would like to announce right now? LOT 19

Mr. Speaker: Would you have something on Lot 19, Mr. Commissioner?

QUESTION  
PERIOD  
LOT 19

Mr. Smith: Mr. Speaker, I'm just hopeful that none of the accidents happen to me that the Councillors have suggested could conceivably happen at least for another few days so we can wrap up Lot 19. It seems to me that I have been working on this off and on in various capacities since approximately 1955 if my memory serves me right and it would appear to me that we are just about on the verge of being able to get this into some proper and profitable public use. As Council is aware, tenders were opened yesterday for the installation of sewer and water service in this area and the bids have come in at a figure considerably less than what we originally anticipated. I believe we were estimating \$122,000 as being the possible cost of this installation, and I understand from the Engineering Department this morning that we have a bid in the \$86,000 neighborhood and as a consequence we anticipate a frontage tax, which is the result of the installation of sewer and water and the provision of roads, will work out to \$1.38 per foot front per year on the rateable property instead of \$1.94 that was originally forecast and also the cost of surface services has been reflected on the cash sale price of the lots and it would now appear from preliminary figures that a 50 x 100 foot lot in the Lot 19 sub-division will have a cash sale price of \$1709.39 and an anticipated frontage tax per year for thirty years of \$69.00, or in lieu of this, \$965.00 cash payment at time of purchase. A 60 x 100 foot lot will have a cash sale price of \$2004.16, plus the frontage tax of \$82.80 for thirty years or in lieu of this a cash payment of \$1158.00 at time of purchase. At this time we are seeking approval from the City of Whitehorse of the technical aspects of the installation and we are hopeful of approval with the City on this matter and also an understanding concerning collection of frontage tax and as soon as these matters are dealt with, and trusting there will be no delay in this, we would be able to proceed with the installation of services and conclude the sales to the people that apply for this property.

Mr. Speaker: Thank you Mr. Commissioner. Have you any further questions? Mr. Taylor, would you please take the Chair?

OLD CROW  
CO-OPERAT-  
IVE Mr. Shaw: Thank you Mr. Speaker. I have put in various motions in the past which have been supported by Council, to get co-operatives going in this respect. It was for the village of Old Crow, for persons up there, and to see what could be done for them. This was about two years ago and representations have been made at every Council session so that to make any further representations would seem a waste of Council's time and possibly the local administration, but my question would be - can we ever expect that the Indian Affairs Department will some time in the future get off their, whatever they have to get off of, and see if they can investigate and see what program can be implemented such as arts and crafts in the form of co-operative assistance to get it into being.

Mr. Smith: Mr. Speaker, I cannot speak on behalf of the Department of Indian Affairs. However, I can say this, that I am very hopeful that conversations and correspondence my office is having with the Deputy Minister of our Department at the present time is going to get us into a position where we can do something constructive at the Territorial government level in this regard, not only as it applies to

Mr. Smith continues...

CO-OPERATIVE  
OLD CROW

Old Crow but as it applies to a native crafts and when I say native crafts I mean crafts that are native or peculiar to the whole Territory, not native crafts in the sense of the word, only crafts that are applicable to the Indian population, and I am very hopeful that there will be something good and constructive activated in this area in the near future and while I cannot go into the details of this at the present time, Mr. Speaker, because, quite frankly, I am not fully appreciative of them, but I have given approval to the principle that is involved in this and I will be getting sessional paper out to Council - out to the Councillors as soon as we have further details on this and I am hopeful that we will have legislation available to implement this at the fall session of Council. But I make it very clear Mr. Speaker that this is not detracting from or in any way, shape or form interfering with any program that the Indian Affairs Department may have in relation to the Indian people. What we are involving ourselves in here is native crafts and method of producing and marketing them on a co-operative basis throughout the Territory, no matter who it would be that would be the manufacturer, whether that person would be of Indian status or white status.

Mr. Shaw: Thank you. I am very happy to hear that. That answers my question.

Mr. Shaw resumes the Chair.

Mr. Speaker: Have you any more questions?

FINANCIAL  
ADVISORY  
COMMITTEE

Mr. MacKinnon: I would like to ask the Commissioner - in view of our Advisory meeting a few days ago which - the results have been tabled so I think there is nothing secret any more as to what went on at that Advisory meeting. Mr. MacKenzie was contacting Ottawa to see what their reaction was to the Advisory Committee's decision. Has there been a reply from Ottawa?

Mr. Smith: No, we have nothing further in this regard and as I see it it is now up to the administration to analyze the effect of Council's decision not to seek further taxation revenues and it is going to take us a little while to sit down and do this completely. As I reported to the members of the Financial Advisory Committee this morning, there is a basic short-fall of \$624,000 net the way the budget is constructed at the moment in relation to anticipated revenues and we certainly are in no position on his short notice to come up with any suggestions in this particular regard at all. We have Council's intimation that they do not wish to see further taxation imposed at this time and we also have Council's indication that they wish to see the budgetary items that they have passed, fully implemented, and as soon as there is anything further to report on this matter I will be getting it out in the form of communications or sessional papers; whichever way you wish to refer to it to Councillors individually. I could not hazard a guess as to how soon this will be, Mr. Speaker, because we cannot analyse the total impact of this in just a matter of a few hours. This is something that is going to take a considerable length of time.

Mr. Speaker: Have we any further questions?

CORRECTION PROGRAM  
JUSTICE VOTE  
Mr. MacKinnon: Yes, Mr. Speaker, I would like to ask the Commissioner that in view of the fact of a saving under Mr. Commissioner's good management of the Corrections program of \$400,000 per year, if this will be given consideration along with the \$500,000 saving of Justice; if this will be taken into consideration when they reach a final decision?

Mr. Smith: Mr. Speaker, it is for this reason, and others, that I have to get the total impact from my Treasury people here and and speak with senior Department officials in our Department so that I can properly analyse the situation and I think it is very clear that the very question that has been asked along with a multitude of others that I am in no position to pass a comment on (inaudible).

Mr. Speaker: Thank you Mr. Commissioner. Any further questions?

AMUSEMENT TAX  
Mr. Thompson: Mr. Speaker, to add insult to injury at this time, I am wondering, in view of the previous Commissioner's remarks that the amusement tax would be abolished this year, or at the start of this agreement, I am wondering if in fact this will be a possibility?

Mr. Smith: Well, I am well aware of Council's wishes in this matter and I was not aware until this Council session of a commitment made to Council, in this matter, and quite frankly my attitude is that I look quite seriously upon commitments that are made by administration to Council and then effect is not given to them. I think if I was a Councillor I would feel this was a complete breach of faith in this particular matter and along with all other subjects in connection with this budget when we were discussing the implications of it I am certainly going to have it very much in front of me - Council's wishes that this tax be removed and if some ways and means can be found to deal with the loss of revenue in this matter I am certainly going to be appraising Council of this and seek their concurrence in regard to this.

PORTER CREEK SCHOOL  
Mr. Thompson: Mr. Speaker, I think the Commissioner has already our concurrence along these lines. Another question that I would like to direct to the Commissioner is the fact that there was a Sessional Paper dealing with the rebuilding of the Porter Creek school and I am wondering, although assurance was given that the school would be built, I'm wondering at this time if there is any indication as to when this program is likely to be instituted.

Mr. Smith: Mr. Speaker, it is going to be instituted without delay. I haven't read the Votes and Proceedings but am I right that Council has given third reading to the budget yesterday?

Mr. Speaker: No, I believe it was passed out of committee.

Mr. Smith: There was a paper on my desk from the Department of Education seeking approval of proceeding with this and yesterday when I was in Council I gave approval to this in view of Council's action on the budget and the monies in their initial requirement will be provided from the un-allocated school rooms. I don't know what the budget item number is, and the total monies required will be presented to Council at the Fall session in the form of supplementary estimates.

Mr. Thompson: Thank you Mr. Speaker and Mr. Commissioner. I would like to take this opportunity to thank you on behalf of the residents of that area for the prompt manner that Administration have dealt with this rather serious problem.

Mr. Speaker: Thank you Mr. Thompson. Have you any further questions?

Mr. MacKinnon: Yes Mr. Speaker. I am wondering if Mr. Commissioner can state if any progress has been made with regard to the calling of tenders for the Porter Creek water system and also the Watson Lake sewer system?

PORTER  
CREEK &  
WATSON  
LAKE  
WATER &  
SEWER  
SYSTEMS

Mr. Smith: I wasn't aware of the fact that we had monies in the budget for the Watson Lake sewer system. Well, I say this to you Mr. Speaker, I am not aware of any delays that will take place now that we have Council's approval to the Budget. I have no idea where we stand as far as planning is concerned. I think that this in the hands of the Engineering Department and I am sure that these matters....

Mr. MacKinnon: Supplementary question Mr. Commissioner. I understood here about ten days ago that Mr. Spray will be making house to house calls to get two-thirds majority of people in favour to see if these projects could go ahead and I am wondering if he has already started this procedure.

Mr. Speaker: Mr. Commissioner.

Mr. Thompson: Could I answer that Mr. Speaker? I am thankful that the member is concerned about my area. I can say that the matter is under control and the over-all program is progressing and it is conceivable that tenders will be called on the project next month and this-the calling of the tender has no bearing on the balloting being taken.

Mr. Speaker: Thank you Mr. Thompson, Mr. Boyd!

Mr. MacKinnon: Maybe I should ask Mr. Taylor if there is any progress being made with regard to the sewerage system in the amount of \$11,942.00.

Mr. Taylor: Mr. Speaker, this is a problem for the local improvement district and elected representatives and to my knowledge they have had no problem. I haven't been there for about eleven weeks so I really can't answer that. That's their baby.

RE Mr. Boyd: Mr. Speaker, I'm wondering if the coming into  
 INCREASE being of the Civil Service Ordinance would enable  
 IN WAGE administration to trim their - better their management  
 BY to the extent that the savings in operation would, in a  
 CIVIL sense, offset the demand that is now being made for an  
 SERVANTS increase by those Civil Servants?

Mr. Smith: Mr. Speaker, this is a pretty all-embrasive question. When we were talking about the request that the Employees' Association has appraised Council of, we were talking in terms of \$300,000 in the course of one fiscal year and I say this to you gentlemen that I am not convinced in my own mind that we can save anywhere near \$300,000 by any changes that we might bring about outside of the total elimination of certain amount of services to the public which the public will not stand for, but I also say that coupled with the general reorganization of the internal workings of the Territorial government which I have tabled for Council's perusal here, and of course, subject to any further changes that are found necessary as we go along on this and dealing with the Public Service Ordinance that you have in front of you plus the classification study that is going on at the present time, there should certainly be substantial savings and also tremendous efficiency improvements in the general day to day operation of the Territorial Public Service all the way from the Commissioner's office down the line. This is what we are doing these things for; we are not doing them as exercises to see how we make out with them, but we are doing these things in anticipation there will be some net good to the Territory and it would certainly be very wrong if I was to tell Council that the amount of good that these things would do would have the net effect of making the present wage request of the Public Service Association as to be nil. I would be entirely wrong if I was to do this.

Mr. Speaker: Thank you Mr. Commissioner. Have you any further questions? If not gentlemen, we will proceed to the next order of business, namely Bills. We have a number of bills to process; some with the amendments first. What is your pleasure?

FIRST Moved by Councillor Taylor and seconded by Councillor  
 READING Southam that the amendments to Bill No. 4, An Ordinance to  
 BILL #4 Amend the Taxation Ordinance be given first reading at this  
 MOTION time.  
 CARRIED MOTION CARRIED

SECOND Moved by Councillor Taylor and seconded by Councillor  
 READING Southam that the amendments to Bill No. 4, an Ordinance to  
 BILL #4 Amend the Taxation Ordinance be given second reading.  
 MOTION  
 CARRIED MOTION CARRIED

THIRD Moved by Councillor Taylor and seconded by Councillor  
 READING Southam and seconded by Councillor that third reading be  
 BILL #4 given to Bill No. 4, An Ordinance to Amend the Taxation  
 MOTION Ordinance.  
 CARRIED MOTION CARRIED

TITLE TO Moved by Councillor Taylor and seconded by Councillor  
 BILL #4 Southam that the title to Bill No. 4, namely an Ordinance  
 MOTION to Amend the Taxation Ordinance be accepted as written.  
 CARRIED MOTION CARRIED

Bill No. 4 has passed this House.

Moved by Councillor Boyd and seconded by Councillor Southam that the amendment to Bill No. 18, an Ordinance Respecting A Financial Agreement between the Government of the Yukon Territory and the Government of Canada be given first reading at this time.

FIRST  
READING TO  
BILL #18  
MOTION  
CARRIED

MOTION CARRIED

Moved by Councillor Boyd and seconded by Councillor Southam that second reading be given to the amendment to Bill No.18, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada.

SECOND  
READING  
BILL #18  
MOTION  
CARRIED

MOTION CARRIED

Moved by Councillor Boyd and seconded by Councillor Southam that the title to Bill No. 18, namely An Ordinance Respecting A Financial Agreement Between the Government of the Yukon Territory and the Government of Canada be accepted as written.

THIRD  
READING  
BILL #18  
MOTION  
CARRIED

MOTION CARRIED

Moved by Councillor Boyd and seconded by Councillor Southam that the title to Bill No. 18, namely An Ordinance Respecting A Financial Agreement Between the Government of the Yukon Territory and the Government of Canada be accepted as written.

TITLE TO  
BILL #18  
MOTION  
CARRIED

MOTION CARRIED

Bill No. 18 has passed this House.

Moved by Councillor Southam and seconded by Councillor Thompson that Bill No. 20, An Ordinance to Provide for the Making of Grants to University and Vocational Students be given third reading at this time.

THIRD  
READING  
BILL#20  
MOTION  
CARRIED

MOTION CARRIED

Moved by Councillor Southam and seconded by Councillor Thompson that the title to Bill No. 20, namely an Ordinance to Provide for the Making of Grants to University and Vocational Students be accepted as written.

TITLE  
BILL #20  
MOTION  
CARRIED

MOTION CARRIED

Bill No. 20 passed this House.

Moved by Councillor Taylor and seconded by Councillor Southam that first reading to the amendment to Bill No. 14, An Ordinance to Amend the Yukon Housing Ordinance, be given be given at this time.

FIRST  
READING  
BILL #14  
MOTION  
CARRIED

MOTION CARRIED.

Moved by Councillor Taylor and seconded by Councillor Southam that the amendment to Bill No. 14, An Ordinance to Amend the Yukon Housing Ordinance be given a second reading at this time.

SECOND  
READING  
BILL #14  
MOTION  
CARRIED

MOTION CARRIED

Moved by Councillor Taylor and seconded by Councillor Southam that third reading be given to Bill No. 14, An Ordinance to Amend the Yukon Housing Ordinance.

THIRD  
READING  
BILL #14  
MOTION  
CARRIED

MOTION CARRIED

Moved by Councillor Taylor and seconded by Councillor Southam that the title to Bill No. 14, namely an Ordinance to Amend the Yukon Housing Ordinance be accepted as written.

TITLE TO  
BILL #14  
MOTION  
CARRIED

MOTION CARRIED

FIRST Moved by Councillor Boyd and seconded by Councillor  
READING Southam that the amendment to Bill No. 15, An Ordinance  
BILL #15 To Amend the Low Cost Housing Ordinance be given first  
MOTION reading at this time.  
CARRIED MOTION CARRIED

SECOND Moved by Councillor Boyd and seconded by Councillor Southam  
READING that the secone reading be given to the amendment to Bill  
BILL #15 No. 15, An Ordinance to Amend the Low Cost Housing  
MOTION Ordinance.  
CARRIED MOTION CARRIED

THIRD Moved by Councillor Boyd and seconded by Councillor Southam  
READING that third reading be given to Bill No. 15, An Ordinance  
BILL #15 to Amend the Low Cost Housing Ordinance.  
MOTION  
CARRIED MOTION CARRIED

TITLE TO Moved by Councillor Boyd and seconded by Councillor Southam  
BILL #15 that the title to Bill No. 15, namely an Ordinance to  
MOTION Amend the Low Cost Housing Ordinance, be accepted as written.  
CARRIED MOTION CARRIED

Bill No. 15 has passed this House.

THIRD Moved by Councillor Southam and seconded by Councillor Boyd  
READING that Bill No. 9, An Ordinance For Granting to the Commissioner  
BILL #9 Certain Sums of Money to Defray the Expenses of the Public  
MOTION Service of the Territory be given third reading at this time.  
CARRIED MOTION CARRIED

Moved by Councillor Southam and seconded by Councillor Boyd  
TITLE that the title to Bill No. 9, An Ordinance for Granting to  
BILL #9 the Commissioner Certain Sums of Money to Defray the Expenses  
MOTION be accepted as written.  
CARRIED MOTION CARRIED

Bill No. 9 has Passed this House.

THIRD Moved by Councillor Taylor and seconded by Councillor  
READING Southam that Bill No. 21, An Ordinance to Promote the  
BILL #21 Improvement of Housing and Living Conditions in the Yukon  
MOTION Territory be given third reading.  
CARRIED MOTION CARRIED

TITLE TO Moved by Councillor Taylor and seconded by Councillor  
BILL #21 Southam that the title to Bill No. 21, An Ordinance to  
MOTION Promote the Improvement of Housing and Living Conditions  
CARRIED in the Yukon Territory be accepted as written.

MOTION CARRIED

Bill No. 21 passed the House.

Mr. Speaker: Now, gentlemen, that concludes the Daily  
Routine and Orders of the Day. What is your pleasure now.



COMMITTEE    Mr. Taylor: Mr. Speaker, I do move that Mr. Speaker do  
OF THE        now leave the Chair and Council resolve into Committee of  
WHOLE        the Whole for the purpose of discussing Bills and  
              Sessional Papers.

Mr. Boyd: I second the Motion.

Mr. Speaker: It has been moved by Councillor Taylor and  
seconded by Councillor Boyd that the Speaker do now leave  
the Chair and Council resolve into a Committee of the Whole  
to discuss Bills, Memoranda, Sessional Papers and Motions.  
Are you ready for the Question; are you agreed with the  
motion; any contrary.

MOTION  
CARRIED

MOTION CARRIED

Mr. Taylor takes the Chair in Committee of the Whole.

Mr. Chairman: Gentlemen, I will declare the Committee in  
recess until two o'clock.



MR. COMMISSIONER WAS PRESENT,  
MR. WATT, MR. MACKINNON AND MR. THOMPSON WERE ABSENT.

Mr. Chairman: Are we all seated, I now call committee back to order and we will deal with Bill # 22, an Ordinance to amend the Municipal Ordinance. I will proceed at Section 11. Mr. Chairman then read to end of Bill # 22. Mr. Legal Adviser. BILL # 22

Mr. Hughes: When I spoke at the beginning, I mentioned the need for amendment on 15.

Mr. Chairman: Do you have the prepared amendment at this time?

Mr. Hughes: No, I haven't. Is there any prospect of that amendment?

Mr. Shaw: Mr. Chairman, I will move that the following amendment be placed in this Bill namely that on Section 15 immediately after "Ordinance" the words "or any portion thereof" shall be included.

Mr. Boyd: I second the motion.

Mr. Chairman: Gentlemen, you've heard the motion. Are you prepared for the question? Are you agreed? Are there any contrary? MOTION CARRIED.

MOTION  
CARRIED

Mr. Chairman: What is your pleasure in relation to this Bill gentlemen? Moved by Councillor Boyd and seconded by Councillor Shaw that Bill # 22 be reported out of committee as amended. MOTION CARRIED

MOTION  
CARRIED

Mr. Chairman: Gentlemen, we will proceed to the Public Service Ordinance Bill # 12. Mr. Clerk, have you the necessary supporting documents, amendments to this Bill? Gentlemen, you have before you the proposed amendments. Mr. Legal Adviser, could you assist me in putting these in their proper places? BILL # 12

Mr. Hughes: Well I hadn't expected them to come up in quite this form sir. The amendment, if a member would move that subsection 6 of Section 4 be deleted, that would streamline that Section a little bit. Use of classification titles .... had asked that there be a little streamlining done on Section 4 to discuss the possibility of reducing it to Sections 1 and 3 but Ottawa advised against it because all these terms are interwoven into the rest of the Ordinance and we would have

MR. WATT ENTERED THE ROOM.

Mr. Hughes: to backtrack so much that we couldn't make a hasty change there. So that would be my suggestion regarding Section 4 so we drop subsection 6 on motion to amend by the member of the committee. Section 15 where Council ...

Mr. Chairman: I wonder if we could stop at this point and deal with this matter first Mr. Legal Advisor. What is your pleasure gentlemen in relation to this amendment.

BILL Mr. Chairman: Moved by Councillor Boyd and seconded by  
# 12 Councillor Southam that subsection 6 of Section 4 be  
MOTION deleted. MOTION CARRIED  
CARRIED

Mr. Chairman: I wonder if we could proceed to Section 15  
Mr. Legal Advisor?

Mr. Hughes: Council has raised the question of appeal provisions in the case of non promotion or failure to secure an appointment when applying within the service and Ottawa advises that no provision is put into Section 15 because such a situation would be governed by the grievance procedure which is found later on in Section 34 paragraph (n). At least the Commissioner will be prescribing regulations establishing procedure on appeals and that is the advice I have to give on that.

Mr. Chairman: We will proceed to Section 16 Mr. Legal Advisor.

Mr. Hughes: Section 16, I understand that Council wished to have an alteration made in there so that there was no question of deviation from the general principles of this Ordinance and Ottawa advises that if an amendment is made adding the expression "appointments may be made in accordance with this Ordinance" that this would meet Council's wishes. I was not present when this ... was discussed in committee. I believe Mr. Strong was and I had to take instructions from him on that point.

Mr. Chairman: Would the amendment if proposed be sufficient of stating that Section 16 be amended to include the words "appointments may be made in accordance with this Ordinance", would that be sufficient?

Mr. Hughes: It would read then "Where, in the opinion of the Commissioner, a suitable appointment cannot be made from within the public service, appointments may be made in accordance with this Ordinance from among persons outside the public service" but you want it to stress that the procedure of appointment had to be governed by the provisions of the Ordinance.

Mr. Chairman: Yes, I realise this, I wonder if this amendment could be effected by simply stating that Section 16 be amended to include these words.

Mr. Hughes: Well by the deletion of the words "the appointment may be made" and the substitution of "appointments may be made" so you would actually delete "appointment" and put in the word "appointments may be made in accordance" and then I'd have to write it out and bring it up to the table, if I may.

Mr. Chairman: This is all I wish to find the manner in which this amendment should be proposed.

Mr. Hughes: You have attached to this memorandum second page where the substituted format is found. If a member would move the deletion of the present 16 (1) and (2) and move the adoption of 16 (1) and (2) as found on that second page. It sets it out in the required form. Have you that second page here?

Mr. Chairman: Yes.

Mr. Chairman: Moved by Councillor Shaw and seconded by Councillor Boyd that Section 16 (1) and (2) be amended.  
MOTION CARRIED

BILL  
# 12  
MOTION  
CARRIED

Mr. Hughes: # 20 sir?

Mr. Chairman: Yes please.

Mr. Hughes: I am again referring to the request of Council. It is understood that you wished the probationary period to be shortened, now on the second page of the memorandum there is a suggested form where the proposed period is reduced to six months and this occurs in subsections 1 and 2. On the other hand there is in the memorandum of 15th May an alternative form and if you turn to the paragraph on probation period, if Council didn't want a straight 6 months probation period then it would be possible to change the wording to read "be on probation for a period of six months or such shorter period as the Commissioner may order". Now perhaps Council would consider which of those two forms would meet Council's wishes. You really have a choice of two approaches. A straightforward six months or a maximum of six months with a possibility of a shorter period.

MR. THOMPSON ENTERED THE ROOM.

Mr. Shaw: Mr. Chairman, I would like to ask the Commissioner, he has some experience with this and he is the one that is more or less the management to an extent the matters of problem, I would like to ask him Mr. Chairman if he feels that under Section 20 proposals as outlined on this memorandum if they would work satisfactorily to the employees and to the Administration.

Mr. Commissioner: Well this is back to the Commissioner's discretion situation gentlemen and I personally am opposed to the wording "or such shorter period as the Commissioner may order". I feel that it should be a firm situation "be on probation for a period of six months".

Mr. Shaw: Mr. Chairman that's what it states right here. It states "an employee shall be considered to be on probation for a period of six months from the date of his appointment. Sub (2) A head of a unit may, with the approval of the Commissioner, extend the probationary period of an employee for a further period not exceeding six months." In other words there's no discretionary power that I can see in this one that you can shorten it unless it's some place else. Is that correct - Mr. Chairman, could the Legal Adviser state that this is what will apply?

Mr. Hughes: Yes if you just put it in as a straight six months there's no discretionary area. The Commissioner has advised you as to the way it should be. However, I can foresee a situation if you want the holders of Federal ... to transfer to the Territorial and they have been doing this work, for instance Forestry became Territorial and you wanted to transfer the personnel, they would be on a six months probationary period as an intake into the Territorial and there would be no possibility of relief from this probationary period so this is an aspect that could trouble some of the people.

BILL # 12

Mr. Shaw: Mr. Chairman, in the event that we took over Forestry, I would no doubt think it would come over on blocks you might say, and at that time it's just a matter of making an enabling ordinance that notwithstanding section such and such that these people will immediately become permanent employees but for the rest of it I can well see the Commissioner's point of view. I feel that the Commissioner must have certain latitude to operate the Public Service of the Territory or any other management of the Territory but there are certain sections and this seems to be one where he appreciates where it's laid down just exactly how it should be, there are no extenuating circumstances, that's the way it is.

Mr. Hughes: I have no further comments sir except that if the Legal Department ever becomes Territorial then I'm in line, I hope there will be an enabling, general ordinance in which there will be a ... period.

Mr. Shaw: Well Mr. Chairman, if that eventuality comes, I should be pleased to guide you around to get relief from this matter.

Mr. Chairman: Moved by Councillor Boyd and seconded by Councillor Southam that Section 20 be amended to read as outlined in your memorandum.

MOTION CARRIED

MOTION CARRIED

Mr. Chairman: What is your pleasure in relation to Bill # 12? Moved by Councillor Shaw and seconded by Councillor Southam that Bill # 12 be reported out of committee as amended.

MOTION CARRIED BILL # 23

MOTION CARRIED

Now we will proceed gentlemen to Bill # 23, an Ordinance to amend the Taxation Ordinance. Mr. Chairman reads Section 1. I have one question of the Legal Adviser, does this not compliment the Municipal Bill or is this a separate item?

Mr. Hughes: No this is for the Territorial taxation ordinance and is particularly designed in two parts, 1, to enable us to recover by way of levy on taxes and by way of separate billing in Mayo for the sewer and water and that is in the case of the utility schemes that have already been laid down and then it also deals with the levying of taxes for future schemes so it is not complimentary to the Municipal in that sense.

Mr. Chairman read Section 3, 50A (1) and (2).

Mr. Shaw: I was just wondering about this frontage deal - for example a person has a house with a 50 x 100 foot lot and it happens that the water system and sewer system ... an intersection where it all comes down on the property. What would he normally be taxed for - 150 feet of frontage or 50 feet of frontage?

Mr. Hughes: If you turn to 50B which is on top of Page 2, maybe that will answer the question.

Mr. Chairman read Section 3, 50B.

Mr. Shaw: "the aggregate length". Does that mean the total in other words? That person would pay on 150 feet of frontage?

Mr. Hughes: 60% of it.

Mr. Shaw: 60% of it.

BILL  
# 23

Mr. Hughes: So that would be 90' actually.

Mr. Shaw: 90'.

Mr. Chairman read Section 4, 58, 58A and 58B(1).  
That gives us our 30 day power period, is this correct.

Mr. Hughes: Could we just take a moment on that?

Mr. Chairman then read Section 4, 58B(2).

Mr. Hughes: Mr. Chairman, that should be 1st November  
in such year. That was amended and the original form has  
crept back in again otherwise you wouldn't have a 30 day  
period.

Mr. Chairman: That is in subsection (2) Mr. Legal Adviser?

Mr. Hughes: Yes.

Mr. Shaw: I wonder Mr. Chairman why this thing couldn't  
all be on a certain date instead of switching around - is  
there any reason for some in March and some here in October  
the first, September 30th. Is that just to confuse.

Mr. Chairman: You've heard the proposed amendment.

Mr. Shaw: I had a question Mr. Chairman. I see that some  
taxes are payable on 31st March, some are paid on the 30th  
of November, September, and .. for property taxes... I  
wonder why one, all the taxes wouldn't be due in September  
or due in March and we would get it all over with.

Mr. Hughes: Now taxpayers don't always welcome all the  
tax demands at the one time but I think the perfect date  
would be 30th February in the year. The first taxes which  
you are dealing with are the real property taxes, the other  
levies are in respect of these improvements. Why is it felt  
necessary to separate them, unless it is because of the cash  
flow I don't know.

Mr. Chairman: What is your wish in relation to line 6 of  
subsection 2 of 58B. Moved by Councillor Shaw and seconded  
by Councillor Boyd that the words "second day of October" be  
replaced with "first day of November" in line 6 of subsection  
2 of Section 58B of Section 4 of Bill # 23.

MOTION CARRIED

MOTION  
CARRIED

MR. MACKINNON ENTERED THE ROOM.

Mr. Chairman read to 58C(2). That takes it up to 1st  
November. Mr. Chairman continued to the end of Section 5.

Mr. Watt: Question on 59, is that registered mail?

Mr. Hughes: I think the present wording in Section 59 as it  
was laid down in the Taxation Ordinance in 1959 speaks of  
"shall transmit by mail" so we didn't have the word  
"registered" in before.

Mr. Chairman: What is your pleasure with this Bill gentlemen?  
Moved by Councillor Shaw and seconded by Councillor Southam  
that Bill # 23 be reported out of committee as amended.

MOTION CARRIED

MOTION  
CARRIED

BILL # 24 Mr. Chairman: We will proceed to Bill # 24, an Ordinance to amend the Loan Agreement Ordinance, 1962 No. 1. Mr. Chairman then read the whole of Bill # 24. Moved by Councillor Boyd and seconded by Councillor Southam that Bill # 24 be reported out of committee without amendment.

MOTION CARRIED

MOTION CARRIED

SESS. PAPERS 137 & 138 Gentlemen, we will proceed to Sessional Papers, we have a Sessional Paper to clear up at this time. I will proceed with the reading of Sessional Paper # 137. Mr. Chairman then read the Sessional Paper, and went on to read Sessional Paper # 138.

Mr. Southam: Well Mr. Chairman I guess I goofed on that one. I hope that the Police will make a little more use of their powers, and we might get some of these places cleaned up. It's a disgrace to any place as you go along the highways and see these dumps where they dump it along the highway.

Mr. MacKinnon: Mr. Chairman, I'd just like to point out that I did remind Council at the time that Mr. Southam had goofed.

Mr. Boyd: Mr. Chairman, maybe he didn't goof so badly because I think I could beat this little racket that's put up here on the subject of litter because it says "No person shall throw or deposit upon a highway a glass bottle, glass, nails, tacks, wire, cans or other substance or thing likely to injure a person, animal or vehicle". Now you couldn't say that a milk carton or cigarette package and chocolate bar containers and so on, they are not going to injure nobody. You can throw those out all you like, this is glass, nails, tacks and wire which people don't usually carry around with them too much but they sure have a lot of junk they throw out.

Mr. Shaw: I don't think that Mr. Southam goofed at all. I think that this will bring this to the attention of some people anyway ... brought to my attention by Mr. Boyd a fellow can throw all the paper he likes onto the highway and there's nothing you can do about it.

Mr. Watt: Mr. Chairman, I think its a good point to be brought up and one point that I'd like to ask ... if anybody does have any votes and proceedings they can note that the City garbage truck is noted for having boards with nails and tin cans and everything else fall off it on its way up 2 mile hill and usually stay there. You can see 43 cars go by it and 40 cars from the Engineering Department .. I think we should try and allay the responsibility of picking the stuff up, we can't find out who puts it down, it's somebody, even if it's the Territorial Council.

Mr. Chairman: Well gentlemen it gives me great pleasure to inform you that you have completed all matters set before you in committee at this time.

Mr. Watt: It gives me greater pleasure to hear you say that.

Mr. Chairman: I would now entertain a motion that Mr. Speaker do now resume the Chair.

Mr. Shaw: Just one thing Mr. Chairman before we get to that if the Commissioner to bring up, is there something we haven't attended to, we haven't been here long enough?



Mr. Commissioner: Well I appreciate the question being asked but I feel that all matters that are available and ready from the Administration's point of view have been brought to Council and I appreciate the courtesy and consideration that has been given to them and the way they have been dealt with and unless there are any particular questions the Councillors wish to ask of me, I would have to be excused while Council reconvenes and deals with the matters that they haven't had and I am available to .. Council at their call at any time.

SUMMARY

Mr. Watt: Can I ask a question? Mr. Commissioner I am happy to see a very satisfactory answer this morning with regard to Lot 19. Are you confirming the state of these lots?

Mr. Commissioner: No Mr. Chairman, I think that if you will recollect, my answer was we have to simply check the technical procedures with the City of Whitehorse and I believe this is being done either at 2.30 or 3.30 this afternoon and once we have agreement with the City with regards technical questions we are ready to confirm the sales ...

Mr. MacKinnon: Mr. Chairman. Mr. Commissioner in regards to some remarks you made this morning. The opening of tenders - has this got misconstrued from your department and is this at the present time in the hands of another department? When I was first elected these tenders were opened in the Commissioner's Office by the Commissioner and I am wondering if this has construed.

Mr. Commissioner: I can assure you that these tenders are called under and with my instruction and consent and the people that are dealing with them are dealing with them with my consent but as far as my presence and my physical ability to be there at every tender call to open each tender, I am afraid Mr. Chairman this is a complete and utter impossibility and I know of no irregularities with regard to any tender opening. If there's anything along these lines if Council would bring it to my attention, I would gladly look into it but certainly the people who are doing it are members of my staff who are doing it with my approval.

Mr. MacKinnon: Mr. Commissioner, I would like to say that I feel that after representations from my constituents the tenders should be opened either by yourself or by your senior administrator and not by department heads and not that there's anything wrong but these recommendations have been phoned to me today at noon and I hope you take this into consideration and a supplementary question, have you left the contract on the sewer and water on Lot 19?

Mr. Commissioner: No, no, this hasn't come to me for approval yet. No doubt will be along later today or Tuesday morning.

Mr. Chairman: Could Mr. Commissioner be excused at this time?

Mr. Commissioner: Thank you Mr. Chairman. Thank you gentlemen.

MR. COMMISSIONER LEFT THE ROOM.

Mr. Chairman: What is your further pleasure gentlemen?  
Moved by Councillor Boyd and seconded by Councillor Southam that the Speaker do now resume the Chair and hear the report of the Chairman of committees.

MOTION CARRIED

MOTION  
CARRIED

REPORT MR. SPEAKER RESUMED THE CHAIR.

OF  
CHAIRMAN Mr. Speaker: I will now call this Council to order and hear  
OF the report of the Chairman of committees.  
COMMITTEES

Mr. Chairman: This committee convened at 11.50 a.m. this morning to discuss bills and sessional papers. Mr. Commissioner was in attendance. Committee recessed at 12 noon and reconvened at 2 p.m. Moved by Councillor Shaw and seconded by Councillor Boyd that Section 15 of Bill # 12 be amended to include after the second word the said paragraph which is ordinance replace the words "or any portion thereof immediately after" - Motion carried. Moved by Councillor Shaw and seconded by Councillor Boyd that Bill # 22 be reported out of committee as amended - Motion carried. Moved by Councillor Boyd and seconded by Councillor Southam that subsection 6 of Section 4 of Bill # 12 be deleted - Motion carried. Moved by Councillor Shaw and seconded by Councillor Watt that Section 16 of Bill # 12 be amended to read 16(1) "where in the opinion of the Commissioner a suitable appointment cannot be made from within the Public Service the appointment may be made in accordance with this Ordinance from among persons outside the Public Service who are residents in the Yukon Territory (2) where in the opinion of the Commissioner a suitable appointment cannot be made from among persons outside the Public Service who are resident in the Yukon Territory the appointment may be made in accordance with this Ordinance from among persons who are not resident in the Yukon Territory. Motion Carried. Moved by Councillor Boyd and seconded by Councillor Southam that Section 20 of Bill # 12 be amended to read 20(1) "an employee shall be considered to be on probation for a period of six months from the date of his appointment (2) a head of the unit may with the approval of the Commissioner extend the probationary period of an employee for a further period not exceeding six months". Motion carried. Moved by Councillor Shaw and seconded by Councillor Southam that Bill # 12 be reported out of committee as amended. Motion carried. Moved by Councillor Shaw and seconded by Councillor Boyd that the words "second day of October" be replaced with the words "first day of November" in Line 6 of subsection 2 of Section 58B of Section 4 of Bill # 23. Motion carried. Moved by Councillor Shaw and seconded by Councillor Southam that Bill # 23 be reported out of committee as amended. Motion carried. Moved by Councillor Boyd and seconded by Councillor Southam that Bill # 24 be reported out of committee without amendment. Motion carried. Moved by Councillor Boyd and seconded by Councillor Southam that Mr. Speaker do now resume the Chair and hear the report of the Chairman of Committees - Motion carried.

Mr. Speaker: Well gentlemen you've heard the report of the Chairman of Committees. Are you agreed with the report?

Mr. MacKinnon: Yes Mr. Speaker.

Mr. Speaker: Thank you Mr. MacKinnon. Moved by Councillor Taylor and seconded by Councillor Boyd that Council do waive the rules and process these bills that are before us.

MOTION  
CARRIED  
BILL # 12

MOTION CARRIED  
I think we can start with Bill # 12, I believe that's the first one.

Mr. Speaker: Moved by Councillor Taylor and seconded by Councillor Southam that the first reading be given to the amendment to Bill # 12, an Ordinance respecting the Public Service of the Yukon Territory.	FIRST READING BILL # 12
MOTION CARRIED	MOTION CARRIED.
Moved by Councillor Taylor and seconded by Councillor Southam that second reading be given to the amendment to Bill # 12, an Ordinance respecting the Public Service of the Yukon Territory.	SEC. READ. BILL # 12
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Taylor and seconded by Councillor Southam that third reading be given to Bill # 12, an Ordinance respecting the Public Service of the Yukon Territory.	THIRD READ. BILL # 12
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Taylor and seconded by Councillor Southam that the Title to Bill # 12, namely an Ordinance respecting the Public Service of the Yukon Territory, be accepted as written.	TITLE BILL # 12
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that the Amendment to Bill # 22, an Ordinance to amend the Municipal Ordinance, be given first reading.	FIRST READ. BILL # 22
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that second reading be given to the amendment to Bill # 22, an Ordinance to amend the Municipal Ordinance.	SEC. READ. BILL # 22
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that third reading be given to Bill # 22, an Ordinance to amend the Municipal Ordinance.	THIRD READ. BILL # 22
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that the Title to Bill # 22, namely an Ordinance to amend the Municipal Ordinance, that the Title be accepted as written.	TITLE BILL # 22
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that the amendment to Bill # 23, an Ordinance to amend the Taxation Ordinance, be given first reading.	FIRST READ. BILL # 23
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that the amendment to Bill # 23, an Ordinance to amend the Taxation Ordinance, be given second reading.	SEC. READ. BILL # 23
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that third reading be given to Bill # 23, an Ordinance to amend the Taxation Ordinance.	THIRD READ. BILL # 23
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that the title to Bill # 23, namely an Ordinance to amend the Taxation Ordinance, be accepted as written.	TITLE BILL # 23
MOTION CARRIED	MOTION CARRIED
Moved by Councillor Boyd and seconded by Councillor Southam that third reading be given to Bill # 24, an Ordinance to amend the Loan Agreement Ordinance 1962 No. 1.	THIRD READ. BILL # 24
MOTION CARRIED	MOTION CARRIED

TITLE Moved by Councillor Boyd and seconded by Councillor Southam  
BILL that the title to Bill # 24, an Ordinance to amend the Loan  
# 24 Agreement Ordinance 1962 No. 1, be accepted as written.  
MOTION MOTION CARRIED  
CARRIED

That completes all the bills. Is that correct Mr. Clerk?  
What is your pleasure gentlemen?

Mr. Taylor: Mr. Speaker, in view of the fact that we have  
completed all the work before us in committee, I suggest  
that this may be the time to begin the prorogation of this  
session.

Mr. Speaker: At this time I will call a recess for  
committee.

Friday, May 19, 1967,

3:30 p.m.

Mr. Speaker: I will now call this Council to order, and in closing as has been the custom of the past we have now reached the time of the answer with the opening address of the Commissioner when we first commenced this Session. Would you care to proceed Councillor MacKinnon?

Mr. MacKinnon: Thank you Mr. Speaker. Mr. Speaker and members of Council, as you are aware I have made every effort to co-operate with the present Council on behalf of the people I represent. As you are aware Mr. Speaker, we now face a new election and I hope the people of the Yukon carefully select a more cooperative body than we have proven to be. Mr. Speaker, I extend sincere thanks to the Commissioner and his staff for the extreme effort they have made to co-operate with this unworkable Council. Thank you Mr. Speaker.

Mr. Speaker: Thank you Councillor MacKinnon. Councillor Watt.

Mr. Watt: Thank you Mr. Speaker. I could most accurately describe this session as the most nonproductive, useless and malicious two months I have ever seen in a Council of the Yukon Territory. Councillors were wasting the taxpayer's money and the administration's time by using the Council Chamber for a political platform to get a couple of inches of free publicity to help them in the next Territorial election. This policy of obstruction and politicking caused the defeat of many good motions that were presented to Council by myself and by Mr. MacKinnon. Although the motions were defeated, neither I nor Mr. MacKinnon was defeated, but the people of the Yukon Territory, the ones we are paid to represent are the ones that were hurt. During this Session we have had about 140 Sessional Papers from the administration, many of them answering questions and explaining things that had been previously asked in previous sessions. About 90% of these were repeatedly hashed over and preached over, not because it would do the Territory any good but because there is an election in a little over one hundred days. Twenty-four bills were considered during this Session. Some of them good and some of them requiring amendment. So seldom could Council even agree on even a slight amendment to an otherwise acceptable bill that we were left no other choice but to vote against the whole bill. As a result, we rubber-stamped virtually all legislation the Administration presented without even an amendment that would amount to any real change. Some good legislation included provisions for student assistance, low rental housing ordinance, electrical inspection ordinance. We also amended the municipal ordinance to allow the city to change their fiscal year back to where it was before they asked to change it last time. We have been assured the new tax year dates are satisfactory to all municipalities in the Territory. The same bill asked us to allow for an increase to 10% penalty arrears in municipal taxes as well as allowing the levying of business taxes within the municipalities. I certainly hope the cities exercise caution before they add these additional taxes, but that is a municipal problem. The most objectional bill to me was Bill #18 respecting the financial agreement between the Government of the Yukon Territory and the Government of Canada. This is the key to our two year fiscal agreement, and it gives the Commissioner--the Commissioner, not the Commissioner in Council, but it gives the Commissioner

Mr. Watt continues...

the right to negotiate an agreement on the Yukon's behalf for the next two years. This leaves the two year agreement we have discussed left in the position of being merely a document the Council has commented on, but we have given the Commissioner the authority to go ahead and make a deal with Ottawa without our approval. I voted against the two year agreement because it did not provide for even the beginnings of the transfer of resources to the Territory. A motion I made seconded by Mr. MacKinnon to ask Ottawa to begin the transfer of resources to us was defeated in Council with only the two of us in favour. The same individuals who defeated it asked for jurisdiction over fresh water fishing so we would have more autonomy. Although six of the ten provinces have not transferred jurisdiction over fresh water fish to themselves from the Federal Government because of the cost and the specialized type of work involved. Let's get a few of the revenue producers before we start to take on too many more of the liabilities. I voted against the two year agreement because we are asked to increase taxes on the people of the Territory, but not a single cent, not a single dime or a single dollar of that eighteen million can we as a Council spend. The Federal Government attitude is--you raise the money, we will spend it. Besides enough has been taken out of the budget to more than make up the additional 1.2 million dollars that Ottawa asked us to raise. Only the Federal Government or the Commissioner who is a Federal Employee, responsible only to Ottawa, are allowed to spend the money. We are told we have a veto power over spending. This is a bunch of balogna. We, a year ago objected to Justice so we vetoed it. Ottawa merely took it out of our budget, spent the \$500,000.00 and charged it against the Territory anyway. So our veto power is nothing. There are those among us who want to raise taxes simply for the sake of raising taxes. They say we are irresponsible for not raising taxes even though we have proven that they are not needed. These same people are senselessly attacking us personally, but they will not and cannot rebut and defeat the reasoning we use. You will no doubt hear some of this from the Councillors who speak after me. Another of their arguments is that we are afraid to raise taxes in an election year. They will not debate the arguments that are meaningful such as, we don't particularly need to raise taxes for the sake of needing the money. Secondly, it is contrary to all concepts of Justice and taxation that those who are taxed have no control over the money. This is taxation without representation. Thirdly, Ottawa gets the revenue from our oil and gas, mines, minerals and water. This revenue is getting larger every year. They accept these funds willingly and return a portion of it to us grudgingly. Forthly, we are taxed Federally, with income tax and sales tax, etc. For this we are entitled to a basic standard of living which includes T.V., radio, roads and other amenities similar to the rest of Canada. Ottawa has failed in keeping their part of the deal. One very worthwhile motion we introduced this Session we to establish kindergartens. But unfortunately it was defeated. I think it is false economy to compromise our standard of education for the sake of a few dollars. My motion on escarpment stabilization was senselessly defeated. It appears as if action to start on a Territorial park is likely to take place in keeping with a motion passed unanimously by Council one year ago. Regrettably one member has taken one line of the Commissioner's Sessional Paper respecting a former National Park's employee

Mr. Watt continues...

out of context, and the subsequent press coverage of his statement attempting to turn the Territorial park over which we have jurisdiction, and for which we make regulations concerning, into a National park, or just as bad creating opposition to the Territorial park so that the funds allocated and voted will not be spent. I was sorry to see history repeat itself in that we got that old arrest without warrant argument again. Somebody around here wants to see more rights and freedom from arrest taken from the people of the Yukon than Germany ever thought of seeing during Hitler's time. And for minor, petty offences against the game ordinance. And as before all the councillors except one and myself were going to go for it, and they again involked closure to try and shove it through. Once again I was forced to walk out of Council to draw attention to what they were doing and the methods they were using to do it. As before when they knew they could not sneak it through unseen by the public, they backwattered and threw the arrest without warrant for petty offences against the game ordinance out. An example of which is "not giving an assistant game guide information which he thinks you have". If you do not have the information he thinks you have, you could be arrested without warrant. The only way that was left for me to defeat this section was to walk out. If there had been any other way, I would have taken it. But after closure you have nothing left but to stay and accept it, or you are forced to walk out. And every other member of Council except Mr. MacKinnon agreed to involk closure. I see no reason why the sale of lots on Lot 19 that was promised last February cannot be confirmed immediately. My motion to ask for support for the election by the people of the Yukon for the next Commissioner, if we must have one was defeated. Then apparently, the Council trusts the Yukon taxpayers to pay taxes, but have no say on the initiating expenditures on their money. I was pleased to see my motion to ask Ottawa to allow native people of white status to once again attain Indian status, and the benefits derived therefrom. These benefits would include, (a) assistance in education, (b) assistance in health and welfare, (c) assistance in home building, (d) assistance to in general upgrade their standard of living and housing conditions as the other native people. I don't think that it has even been more apparent that we need a new type of government for the Yukon Territory. I honestly believe that if a vote were taken now, two-thirds of the people would vote for provincial status. If we don't do something like this soon, we won't ever have the chance. There is terrific pressure from all the provinces to extend the boundaries north and gobble up both the Yukon and the Northwest Territories. Ottawa can barely withstand the demands of one province, Quebec, let alone the combined demands of all the provinces including Quebec, Ontario and B. C. Furthermore, if we are mature enough to raise money for the operation of the Territory, surely we can spend the money intelligently. When Ottawa wants capable men to run the Territory they don't look in their own ranks. They come to the Yukon and they pick one of probably fifteen or twenty very capable men to be a Commissioner. It proves capable men are here. It would be better for us and all of Canada to let us become a province and accept more of it's rights and responsibilities. We have all seen inefficiencies where millions of dollars could be saved if we had control over our own affairs rather than letting them be attended to from 4,000 miles away. Just imagine the ball-up we would have if the Federal

Mr. Watt continues...

Government administered education when something out of the ordinary like when the Porter Creek and the Whitehorse Elementary School burnt. We had an exceptionally capable superintendent to effectively take care of the situation here. Compare this with the complete confusion that has resulted in a staking rush in the Yukon. There are court cases pending sufficient to hold up the development of parts of the Ross River area for years. And it is not only the fault of the people in court. A sufficient degree of blame can be levied on the Federal Government. So, they should pay for the defence of those who are or will be accused. Why should Ontario and Quebec who have a majority in the House of Commons decide what our Quartz Mining Act should be, or make decisions on our oil and gas or water resources. Our minerals compete on the world market with theirs, and they have control over our mines and minerals, oil, gas and water. The Federal Government is asking our competition to control the development of our resources. No wonder there is no Skagway Highway. And as long as these conditions persist there will not be one. Those who control Ottawa are now and have for the last sixty years done everything possible to help keep the cost of living up in the Yukon and make it difficult for transportation. The Liberals, the Conservatives, the N.D.P, the Social Credits are all the same with respect to this policy. Changing governments in Ottawa isn't going to help. To change the situation we have to do something ourselves. It isn't going to help to put a bunch of Conservatives or any other political party in Council to fight Ottawa. Our lack of liaison with Ottawa at the Federal Level is part of our trouble now. The Northwest Territories have gone ahead in political and economic development while over the past six years we have gone behind. You need a group of young, dedicated men and women who want to legislate in a business like sensible manner. We can do without the retired or semi-retired who are here because they happen to have time and there are comfortable chairs to sit in semi-retirement in. The stories you will get from those Councillors who are rerunning about what they did for the natives, for mining and for the Yukon will often be far different from what they actually did. A good way to look at a prospective councillor is--would I send that man out to make a business deal for me. That is going to affect me personally for the next three years. If you wouldn't he is no good in Council either because that is what he will be doing for you here. In conclusion it has been a pleasure to have been able to represent Whitehorse West in Council for the past six years. I sincerely thank those of you who have supported me in the past. Particularly those who supported me in the past election when the by-election was forced. At that time I wasn't sure myself whether what I was doing was right. I feel positive now that the right thing was done and the eventual result will be provincial status or a degree of it in the not too distant future for the Yukon. I would like to thank the administration for it's cooperation and patience. Any objections I have had have not been meant personally. I have a very high regard for the ability, competence and dedication of all the Commissioner's staff and particularly Commissioner Smith himself. His good humour and diplomatic talents have helped us all smooth over some very rough edges and made this Council a very much pleasant and more business like place in which to work. Thank you Mr. Speaker.

Mr. Speaker: Thank you, Councillor Watt. Councillor Southam.



Mr. Southam: Mr. Speaker, this being the final Session of this Council, I would like to make a few observations. I am more than ever convinced that unless this Council is enlarged and elected more on the lines of provincial status, we will never get anywhere, but by the same token Mr. Speaker unless the members are ready to face the responsibilities of helping to a fair share of the necessary revenue to operate the government I am afraid that Ottawa is going to be reluctant to give us self-government, regardless of which party is in power. We must raise a share of the revenue by means of taxation or otherwise and in this, I think raising the liquor prices would have been fair. In the education field a step forward has been taken, in teaching the higher grades wherever the facilities are available in any outlying district. But I doubt the wisdom of not introducing kindergartens into the system in the not too distant future. It is my belief, that children could and should be taught certain responsibilities earlier in life, where better place than the school, also integration would be easier if schooling started earlier. I am very pleased to see a bright future for the mining industry, and this government should push for an early development of the area north of the Mayo District, north of McQuestion Lake. The area has great mineral potential and should be provided with roads so that prospecting could be a bit easier. I have great faith in this north, in the future of the Territory, and I believe that the next five years will bring the expansion that everyone is looking for. We must have cheaper transportation, better housing for all. The day of what was good enough for me, is good enough for you has long gone. People want to live in decent homes with all the amenities of the south, and there is no reason why they should not. We are all Canadians, and I believe they are willing to pay for the same. We have lived long enough in the past, and time is past--long past due when we should look to the future and it's brighter horizon. Mr. Speaker, this being my final talk, I would like to express my thanks to all members of Council regardless of whether we agreed or not for all the help given me in my term as Councillor; also the Commissioner and his administration for their cooperation and lastly, but not the least to the people of the Mayo District who put me here, for their faith in my ability to serve them. I might say it has been my pleasure to serve them, and to the incoming Council and people of the Yukon for them and the Territory, the very best in the future. Thank you Mr. Speaker.

Mr. Speaker: Thank you Councillor Southam. Councillor Boyd.

Mr. Boyd: Thank you Mr. Speaker. The things I stand for and against are all in the Votes and Proceedings, and I do not intend to dwell on them further at this time. The past three years of Council's work has been methodical with no alarming or fantastic happenings, except in the case of salaries and cost of materials. Council is in the position of having to follow the Canadian trend. Where this spiraling of wages and costs will end is anybody's guess. There has been steady progress, and present indications are that we may be at a turning point in the history of this Yukon. Mining companies are spending millions of dollars in search of minerals. How far they can go depends on transportation and power facilities. This is where Ottawa comes into the picture. If Ottawa stays in tune with mining industry all will be well. If Ottawa should drag her feet our image and our hopes will deteriorate. Mining companies would simply slow down and wait for better signs. Therefore administration, councillors and private enterprise should keep in close touch with a view of eliminating any dragging of the feet. This session has been extremely

Mr. Boyd continues...

heavy as far as detail is concerned and I commend the Commissioner and his staff for their prompt and efficient service. It has been my pleasure and honour to serve as a Councillor. Thank you.

Mr. Speaker: Councillor Thompson.

Mr. Thompson: Mr. Speaker, fellow Councillors, ladies and gentlemen. At the close of this the sixth Session of the twentieth wholly elected Council of the Yukon and also the longest session in the history of the Territory you would naturally assume that much was accomplished. If you consider twenty-three bills, one hundred and thirty eight sessional papers, fifty motions and other assorted questions and the answers concerning the operation of the administration of the Territory, then we have covered a great deal of ground. The subject matter of our deliberations has ranged from the assistance proposed for the Anvil Corporation townsite development in the Ross River area to an ordinance to provide grants to university and vocational students who wish to continue their education. More and more administration is becoming aware of the growing needs of the Territory and one of the more important projects that must take precedence is the construction of a bridge over the Yukon at Dawson City. Another problem that has been discussed but not solved is the withdrawal of the Yukon office of the Unemployment Insurance Commission and this has caused untold hardship on the local populace and added to the Territorial welfare costs to subsidize persons who are in need of this service until such time as benefits are paid. The perennial question regarding the paving of the Alaska Highway was again raised and the same noncommittal answer has been forthcoming from the minister "We are studying the Engineering surveys and when a decision is reached you will be so informed"...nothing, nothing... We have continually asked that even those more heavily travelled portions of the Alaska Highway be upgraded and paved and particularly the section from Jakes Corner to the Mayo cutoff. I sincerely hope that the next Council continue to press for the completion of this project. When the Territory conceivably take over the administration of the Yukon portion of the highway next year, I feel that monies should be budgeted at this time. The administration are at present constructing next year's budget. We have gained a degree of publicity from our Yukon Pavilion at Expo. I feel that this is money well spent and to those who valiantly fought for this particular display I would commend. I would also commend the department under whose jurisdiction the day to day administration of the exhibit falls. Clinton Creek grows in stature each week and this is why I previously mentioned the necessity of a bridge across the Yukon in order to expedite ore shipments from this prime property. The minimum security program is just about to become fact. This is another program that has had a stormy session, but has weathered the adversities placed before it and will in all probability emerge stronger and better for it's setbacks. The proposed reorganization of the administrative functions of the government of the Yukon as outlined by the Commissioner in his opening remarks is probably one of the outstanding and significant actions to be taken at this session. It is long overdue and until authority is delegated, firm policy lines laid down and followed and enforcement assured so that buck passing will become a thing of the past only then will the administration commence to function in the manner for which it is meant. At this session we discussed at some length

Mr. Thompson continues...

the possibility of establishing a central Territorial government and administration complex which would become our legislative assembly buildings. This is of course in the future but here again guide lines should be set up and plans instituted for the eventual fulfillment of this proposal. During our Ottawa discussions earlier this year the Director stated that the Minister was amenable to such a plan. And gentlemen, I say that if "the Minister is amenable now is the time to strike" it may not be ever thus. Amid considerable debate the final decision of the Yukon Flag was reached. It seems fitting that in this our centennial year we have at last acquired a flag of our own symbolic of our northern heritage. A director of physical fitness and amateur sport is to be appointed in the near future and besides working closely with the department of education he will no doubt be a central figure in the emergence of the northern or Arctic winter games. We are awaiting momentarily the Commissioner's announcement as to the successful applicant as to who will conduct the economic study concerning the Yukon. This is something that is very much needed if the administration is to know just where the Territory is heading and why. The inclusion in this budget for sufficient funds with which to construct more school facilities as well as residences for students in the larger centers of the Territory so that greater numbers of students can come from the smaller communities and receive a level of education second to none. On the subject of schools, the Commissioner announced today that the Porter Creek School would be rebuilt and that construction would commence immediately. This is most welcome news to the residents of this area and this together with the installation of a water system this summer has the effect of giving the people of Porter Creek the feeling of finally being accepted as citizens. When a sewer system is also installed in this area, I'm sure that this section of the Territory will expand beyond the fondest hopes of any of us. Crestview is also one of the nicest and most modern of subdivisions but here again they are without these services which most of us take for granted and for an amount less than that required for a water system in Porter Creek both a water and sewer system could be installed in Crestview. I think it well time administration owned up to their responsibility to the people of the Territory and see that the people at least have the essential services for health and sanitation reasons alone. Also included in this year's budget is an amount to commence the Territorial park. I feel that the sooner this program is instituted, the better it will be not only for the tourist industry but for the conservationists as well of which the Territory has many. I sincerely hope the next Council will see fit to accept the responsibility of administering a fresh water fisheries program. In conclusion I would like to bid farewell to one of our number, Mr. Fred Southam who is leaving the Yukon after this Session. I would like to bid both Fred and his wife every success in any new venture they undertake. I would also like to thank the Commissioner and his most efficient staff for the assistance that they have given to Council during this very heavy session. And my thanks to the residents of Whitehorse North; it has been a pleasure to represent you this past three years on Council. Thank you Mr. Speaker.

Mr. Speaker: Thank you Councillor Thompson. Councillor Taylor.

Mr. Taylor: At long last we have finally reached the end of this most lengthy session of Council, and indeed in another month or so our current term as elected representatives of the people to this legislative chamber will draw to an end. In reflection I would like to say these these past six years in the public service have indeed been rewarding. Rewarding not only for myself personally, but rewarding as well I feel for all people who call the Yukon their home. It certainly isn't the easiest chore in the world to fulfill a task in the service of the Territory that is as complex and frustrating as that of being a representative of the people, especially when you consider your damned if you do and damned if you don't. But one must charitably remember that when anyone stands in the front lines, you not only fire bullets, but you must also expect to be shot at as well and to accept defeat as honourably as one accepts victory. But more important Mr. Speaker, are the rewards of the resultant beneficial policies and improvements for our people and Territory. And I feel that is it here that one can experience the greatest pride and satisfaction of all, regardless of the effort and frustrations that surround such achievement. In relation to the events surrounding this past session, it is significant to note the manner in which the Federal Government have dealt with the Yukon Legislative Council and the people of the Yukon whom they represent. This is best exemplified by the manner in which the Federal beurocracy have dealt with the long awaited fiscal agreement, the arbitrary budget cuts in fields near and dear to Yukon hearts, like fire protection, dust control, community development grants and so forth. All chopped in Ottawa so many miles away by people who I fear just do not understand what or who they are administrating. And having pared our budget to the bone prior to negotiations, then to have the gall to ask the people of the Yukon to dig deeper into an almost empty pocket for more tax revenue, somehow to me takes the cake. It is interesting to note Mr. Speaker that when we ask for relief from high living costs through tax incentives north of the sixtieth parallel as we have in the past done, we are reminded by Ottawa that we are equal Canadians and must assume equal responsibility with our provincial counterparts. However, when we of course ask for some of the amenities enjoyed by our southern provincial citizens we are told that it would cost too much money to provide these things so you will just have to wait. One good example of this can be found in the withdrawal of the Unemployment Insurance Office from the Yukon, thereby making it extremely difficult to enjoy the benefits when unemployed, of a scheme we must by law participate in, and so forth. It is my fervent hope Mr. Speaker, that during the next year or two that the Federal Government will assess these and other policies which affect the north, and come up with a more equitable approach to the north, it's government and it's people. But all is not gloom, Mr. Speaker, as evidenced by the sharp upswing in resource industry activity here in the Yukon. With one brand new mine in production and two more under development, mine exploration groups are even now in the field, in every significant numbers, and it is forecast that more physical work will be undertaken this season in the Territory than ever before in history. It is hoped that more properties may be found and developed during this most important centennial year. It is through the development of these resources that will permit us to face the future years in the Yukon with confidence and challenging optomism. I would like to take this opportunity Mr. Speaker, to convey not only to the officers and staff of Council, but to

Mr. Taylor continues...

Mr. Commissioner and the administration as a whole, my sincere appreciation for the assistance given me in the course of my duties as representative of the Watson Lake Electoral District. More than ever before, I can now realize the many, many problems and tasks that must be resolved and enacted in order that Council may proceed with dispatch, and though at times the road may seem rough and rocky and indeed strained, the administration have always come through in champion form, and for this I am truly grateful. This coming summer, the people of the Territory will once again sit down and consider who will next represent them to this legislature. If this Chamber is properly retained as a place of honest debate, and a place of honour and integrity, those members who sit here next fall, will no doubt experience not only the most enduring, but most satisfying feeling possible, that of playing an important part in making the Yukon a much better place for ourselves and our children to live. The prime requisites are untiring effort, dedication to duty, and devotion to the Territory, and it is my hope that these qualities may be found in our next Council. Finally, Mr. Speaker, I would like to thank you and all my colleagues here at the table for the courtesies shown me in the performance of my duties as Deputy Speaker and Chairman of Committees. I would further thank all members for their support and consideration of our district problems. May I extend to you my very best wishes for the future and all it may hold for you. I thank you Mr. Speaker.

Mr. Speaker: Thank you Councillor Taylor. As Deputy Speaker would you please take the Chair?

COUNCILLOR TAYLOR TAKES THE CHAIR

Mr. Speaker: Councillor Shaw.

Mr. Shaw: Mr. Speaker, members of Council, we have now come to the close of this Session as well as close to the end of our term as elected members of this Council. I will not go into a great demise of the work performed, because as I say there has been a very heavy agenda for this Spring and though some shortening of the process could have been effected, we have still waded through a tremendous amount of work. I feel sure that all will concur that the Commissioner has kept us as fully informed as is possible. Our advice has been sought on over 130 Sessional Papers on as many varied subjects, which affect in some manner, all of the people of this Territory. This policy of the Commissioner in taking Council into his confidence, can only be commended upon. Nonetheless, this is one of the reasons for this long Session of just about two months duration. Another reason for the lengthening of the Session has been the growth and development of the Yukon. Each year we are faced with additional programs which require further legislation as well as Council having to determine, to a greater or lesser extent, the policies of the administrative function. A third reason for these extended Sessions, and probably the biggest reason, is the existing form of government where we have seven Councillors, which is a system something like seven horses, all pulling their weight, but each in their own direction. In other words, and in spite of the tremendous cooperation from the administration which I do not think could be improved, we are still trying to operate a 1967 economy with the tools of the horse and buggy days. When I first came into the Yukon the budget requirements for the year was about \$90,000.00. We now have a budget requirement

Mr. Shaw continues...

of close to 18 million dollars. To bridge this gap the membership on this Council has been increased from three to seven members and the time consumed for the deliberations has increased from about a week to about sixteen weeks each year and the future indicates longer Sessions yet. By merely increasing the membership and spending more time at the work has about the same effect as putting a 400 horsepower engine in the chassis of a Model "T" Ford and expecting it to function in the same manner as a modern 1967 car. This seventy year old outdated political system has finally run its course. It cannot cope with modern day requirements and this Session must surely have proven this point. It is like hitching "Old Dobbin" to the shay and prancing down a modern freeway. Mr. Speaker, it has now got to the stage where the choice of Candidates running for Council is now so restricted as to almost confine the selection to those who are retired or to those who are not employed. I say this because of the impossibility of a Candidate running for office who would have to take four months off each year from his employment or the operation of his business. The biggest business in the Yukon, namely the peoples government, cannot be so restricted. We must have the opportunity to be able to choose from all the brains and initiative which I know is available in this Territory which is now so hampered by nature of the time involved. For us to cope with the necessity of modern day requirements a new political setup has to be introduced and with all humility I have the following to suggest. This theory of government by the people will make available to the Yukon these available talents and utilize this brain bank by expanding Council to 15 elected members which we may compare to the Directors of a large Corporation, who make the important decisions. It would not be intended to change any of the present Electoral District, but will permit multiple representation as decided upon by judicial apportionment. From these 15 members they would themselves elect three members who would function very much in the same capacity as Cabinet Ministers. These three Ministers would have full time positions carrying out the Council's business day by day under the policies as laid out by the majority. The main body of the Council would be mostly concerned with important policy decisions. It would not be required to hammer out details over the Council table. These are looked after by the elected ministers. This would mean that the Council Sessions could be very short. Indeed they would have to be if we expect to attract, and entice, a larger segment of the Yukon's population to this very important public service. I would suggest that this main body of Council receive their expenses plus a relatively small indemnity for the performance of their duties. It would not be expected to change the civil servant body of the Territory in any way. This would still be headed by the Commissioner and his department heads which we might call Deputies. The Commissioner, on Territorial matters, would be under the direction of the Ministers suggested, however, he would have the power of veto through the Federal Minister of Northern Affairs. I would expect that under a political setup like this we would receive a lump sum grant each year from the Federal Government, much like the way it is handled with the Provinces but with perhaps a different formula. The elected representatives of the Yukon would be charged with the responsibility of balancing the budget each year through the levying of taxes and the expenditure of this Territorial Revenue and the Federal grants received. I would submit Mr. Speaker, that the Yukon is on the march ahead. What we

Mr. Shaw continues...

once considered the future is now the present and this progress should not be slowed down by lack of on the spot management. With the utmost utilization of our best available talents and with this modern system of more home rule which I am proposing, we will be able to handle right now, whatever degree of autonomy the Federal Government is prepared to relinquish. This system will work equally well during the transitional period ahead, while we gain experience and the political organization necessary in making us fully capable of taking our rightful place as Canada's eleventh Province. That is my suggestion, Mr. Speaker, and to conclude I would at this time like to thank all members of the Council staff for the splendid job they have done in providing us with up-to-date material necessary for our Session. I would also like to thank the Commissioner for the cooperation we have received and would wish all these people a very pleasant summer as I would for my fellow members of Council in all the Yukon. Thank you Mr. Speaker.

COUNCILLOR SHAW RESUMES THE CHAIR

Mr. Speaker: Thank you Mr. Taylor. Mr. Clerk, would you please escort the Commissioner to the Council Chambers for his closing address? Order--will you please be seated. Mr. Commissioner, this Council has at it's present sittings thereof passed a number of Bills to which in the name of and on behalf of this Council I respectfully request your attention.

Mr. Clerk: Bill #1, An Ordinance to Amend the Societies Ordinance; Bill #2, An Ordinance to Amend the Cooperatives Associations Ordinance; Bill #3, An Ordinance to Amend the Financial Administration Ordinance; Bill #4, An Ordinance to Amend the Taxation Ordinance; Bill #5, An Ordinance Respecting Cemeteries and Burial Sites; Bill #6, An Ordinance Respecting The Installation of Electrical Equipment and Wiring; Bill #9, An Ordinance For Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory; Bill #10, An Ordinance to Amend the Game Ordinance; Bill #12, An Ordinance Respecting the Public Service of the Yukon Territory; Bill #13, An Ordinance to Amend the School Ordinance; Bill #14, An Ordinance to Amend the Yukon Housing Ordinance; Bill #15, An Ordinance to Amend the Low Cost Housing Ordinance; Bill #17, An Ordinance to Amend the Insurance Ordinance; Bill #18, An Ordinance Respecting The Financial Agreement Between the Government of the Yukon Territory and the Government of Canada; Bill #19, An Ordinance Respecting Hairdressers; Bill #20, An Ordinance to Provide for the Making of Grants to Universities and Vocational Students; Bill #21, An Ordinance to Promote The Improvement of Housing and Living Conditions in the Yukon Territory; Bill #22, An Ordinance to Amend the Municipal Ordinance; Bill #23, An Ordinance to Amend the Taxation Ordinance; Bill #24, An Ordinance to Amend the Loans Agreement Ordinance.

Mr. Speaker: Thank you Mr. Clerk.

Mr. Commissioner: Mr. Speaker and Members of Council, I notice that in the Chambers here today that when the Clerk was setting up the podium for members to speak at, he arranged it so that the members were speaking with their back to the gallery, and I though possibly this was going to be the routine for the Commissioner today too, but I

Mr. Commissioner continues...

see that I am permitted to face all, and this I appreciate. Mr. Speaker after 38 days of continuous sittings, Council's work has been completed. The work you have been called upon to do during this Session is indicative of the emergence of our economy from one of stagnation to one of expansion. Government is called upon to provide more and better services throughout the Territory to make it a more easily accessible and tenable place for people to live and work in. Your job as legislators is to provide the tools to permit the Administration to do this job as quickly and economically as possible. In this regard, your deliberations these past weeks have been centered about the current budget and the fiscal agreement with the Government of Canada who provide the bulk of the money to give effect to these items. It is only right I should advise you that there will likely be a cash shortfall because additional revenues will not be raised by Territorial Council under the budget they have approved and I cannot forecast what the Federal Government's reaction will be to the decision of Council to authorize the Commissioner to sign the Financial Agreement (which implies a raising of new revenues) when at the same time, Council formally refuses to implement part of the first year of this agreement relating to these new revenues. I must interpret the decision of Council regarding the budget, the financial agreement, and the non-raising of new revenues, as authorizing the Commissioner to do the best he can if the Federal Government, in the light of the decision of Council not to raise taxes, is not prepared to sign a modified agreement which would take into account Council's decision not to raise new revenues in the first year and thus reduce Federal contributions in an amount represented by the Federal-Territorial ratio set out in the agreement and related to the non-raising of new Territorial funds. The next Session of Council has been set down for November 6 and between now and then an election will be held. No doubt some of you will be returning to Council and this is good, as the experience gained in previous Sessions should not all be lost in future ones. One of your number, Councillor Fred Southam, is going into retirement shortly and will not be back with us as a Councillor. Our very best wishes go to he and Mrs. Southam for a pleasant and happy well-earned retirement. I am very sorry they are not seeing fit to spend this retirement here with their many friends in the Yukon, but I understand they are going to a part of Canada where the sun shines every day and the fishing is good every day, and you don't need a permit or a non-residence licence in order to be able to do it. Another point of interest is that today Councillor George Shaw, your Speaker, is completing nine consecutive years on this Council. This is certainly a modern day record of public service in the Territory that I feel should be noted. During the past seven months the help, co-operation and respect you have given me as your Commissioner has been appreciated. One particular pleasure I have enjoyed is being able to visit with Councillors in their constituencies. Much first-hand knowledge of problems in the communities of our Territory has been gained by these visits and I intend to continue them. On behalf of my Minister, staff and myself, I take this opportunity of wishing you a pleasant and prosperous summer season. And express the earnest hope that the next duly elected Council will make as great a contribution to the welfare of the Territory as this one has. Mr. Speaker, I am pleased to give my assent to all Bills as enumerated by the Clerk.



Mr. Speaker: Thank you Mr. Commissioner. I would thank you for your very kind remarks and also thank you for the cooperation that you have given Council and all the tremendous work load that your staff has attended to during this--what we might say very difficult two months. And we wish you and your staff a very, very pleasant summer holiday.

Mr. Clerk: It is the Commissioner's will and pleasure that this Council be now prorogued, and this Council is accordingly prorogued.

