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YUKON TERRITORIAL COUNCIL

FIRST SESSION 1969

Votes and Proceedings

VOLUME 1

(Sessional Papers)

1969
FIRST SESSION
VOLUME 1

I N D E X - 1969 (1st) Session

Volume 1 - pages 1 to 76

Session Dates - Thursday, January 30th, 1969 to Wednesday, February 5, 1969

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VOTES AND PROCEEDINGS
OF THE
COUNCIL OF THE YUKON TERRITORY

Page 1.
Thursday, January 30, 1969.
2:00 o'clock p.m.

The First Session of the Council for the year 1969, being the Sixth Session of the Twenty-First Wholly Elective Council of the Yukon Territory, was convened in the Council Chambers at 2:00 o'clock p.m., on Thursday, January 30, 1969.

The Members present were:

Mr. John O. Livesey, Carmacks-Kluane
Mr. George O. Shaw, Dawson
Mr. Norman S. Chamberlist, Whitehorse East.
Mr. J. Kenneth McKinnon, Whitehorse North
Mrs. G. Jean Gordon, Mayo
Mr. John Dumas, Whitehorse West

Mr. Clerk read the Proclamation.

Mr. Speaker enters the Council Chambers, announced by the Sergeant-at-Arms.

Mr. Speaker: Please be seated. Mr. Clerk, is there a quorum present?

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The Sixth Session of the Twenty-First Wholly Elective Council of the Yukon Territory will now come to order. It gives me great pleasure today to recognize in the Gallery with us the Standing Committee of the House of Commons on Indian Affairs and Northern Development. Mr. Clerk, would you please inform the Commissioner that we are now prepared to hear his Opening Address.

Mr. Clerk leaves Chambers to advise Mr. Commissioner and returns.

Mr. Clerk: Mr. Speaker, the Commissioner will give his Opening Address in the Territorial Court Room in ten minutes' time.

Mr. Speaker: Thank you, Mr. Clerk. The House now stands adjourned in order that we may proceed to the Court Room to hear the address of the Commissioner of the Yukon Territory.

Mr. Speaker and the Councillors were escorted to the Territorial Court Room by the Sergeant-at-Arms.

The Commissioner of the Yukon Territory, Mr. James Smith, is ushered into the Territorial Court Room by his Aide-de-Camp.

Mr. Commissioner gave his Opening Address. (Set out as Sessional Paper No. 1.

Sessional
Paper
No. 1.

Mr. Speaker called Council back to order in the Council Chambers.

Mr. Speaker: I will report that I have received a copy of the Commissioner's Opening Address.

Mr. Shaw: Mr. Speaker, I would move that the Commissioner's Address be considered on a day following.

Mr. Dumas: I'll second the motion, Mr. Speaker.

Mr. Speaker: Moved by the Honourable Member for Dawson, seconded by the Honourable Member for Whitehorse West, that the Commissioner's Opening Address be considered on a day following. Is the House prepared for the question? Are we agreed? I will declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

BILL NO. 4
INTRODUCED

Mr. Shaw: Mr. Speaker, I beg leave to introduce Bill No. 4, An Ordinance to Provide for Government Control and Sale of Alcoholic Liquors.

Mrs. Gordon: Mr. Speaker, I beg leave to second that motion.

Mr. Speaker: Moved by the Honourable Member for Dawson, seconded by the Honourable Member for Mayo that Bill No. 4 be now introduced: An Ordinance to Provide for Government Control and Sale of Alcoholic Liquors. Is the House prepared for the question on the motion? Are we agreed? I will declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: May I have your further pleasure?

Mr. McKinnon: Mr. Speaker, if it is the pleasure of this House I would ask that the House be adjourned so that we may be able to meet with the Standing Committee of Indian Affairs and Northern Development that is in the Gallery at the present time.

Mr. Speaker: Are we agreed?

All: Agreed.

Mr. Speaker: Before calling for adjournment, on behalf of all Members of this House and the people of the Yukon Territory, I would like to extend a most sincere welcome to all Members of the Standing Committee of Indian Affairs and Northern Development at present in the Gallery. After adjournment all Members of the House would be pleased to receive Members of the Standing Committee in the chairs provided in front of the bar of the House. The House now stands adjourned until 10:00 a.m. Monday morning.

Page 3.
10:00 o'clock a.m.
Monday, February 3, 1969.

Mr. Speaker read the daily prayer. All Councillors and Mr. Legal Adviser were present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: I will now call Council to order. I have for your attention the tabling of Sessional Papers No. 1 and No. 2. Are there any Reports of Committee?

Mr. McKinnon: Mr. Speaker, I would like at this time to give a report of the Financial Advisory Committee.

REPORT -
FINANCIAL
ADVISORY
COMMITTEE

Mr. Speaker: Please proceed.

Mr. McKinnon: The current Federal-Territorial Financial Relations Agreement took effect on the 1st of April 1967, and expires on the 31st of March 1969. The operating deficit grants to be received from the Federal Government for 1967/69 amount to \$7,707,603.16, and the actual deficit for 1967/68 was \$3,378,047.65. This means that \$4,329,555.51 is available to meet the operating deficit of 1968/69. Offsetting Main and Supplementary Estimates expenditure by anticipated lapsing balances produces an estimated operating deficit for 1968/69 of \$3,651,387.90. This means that on March 31, 1969, a surplus of \$678,167.61 is estimated for operation and maintenance transactions during 1967/69. Provision for capital for 1967/69 in the agreement amounts to \$7,780,064.00 of which only \$2,071,634.00 was made use of during 1967/68. Capital funds available for 1968/69 therefore, amount to \$5,708,430.00. Main and supplementary estimates expenditure offset by estimated lapsing balances indicate funds required amounting to \$3,919,303.00. This means that capital monies provided under the agreement but not spent by March 31, 1969 are expected to amount to \$1,789,127.00. However, these monies have been earmarked for expenditure in 1969/70 on certain projects which will not be completed during 1968/69. These projects are five in number and include F. H. Collins High School, Whitehorse, the proposed Senior Citizens Home, Whitehorse, the proposed Juvenile Detention Home, Whitehorse, the proposed new Cottage Hospital for Dawson City and Fire Fighting Equipment. It has been estimated that these five projects will require \$1,902,425.00 to complete them and this means that we are looking at a short fall in capital of \$113,298.00. Loan amortization is concerned largely with the repayment of Federal Government loans to the Territory for Project Capital purposes. The repayment of such loans, as you know, is made with monies granted to the Territorial Government for that purpose. 1967/69 will, it is estimated, result in a deficit of \$104,969.00 which should be considered offset by proceeds sale of serviced building lots taken into revenue through Operation and Maintenance. To summarize, therefore, the position seems to be that on March 31, 1969, transactions for the two years covered by our current fiscal agreement will have resulted in an estimated overall cash surplus of approximately \$2,362,325.61 but against that must be set the commitment of \$1,902,425.00 for F. H. Collins School and the other aforementioned projects. This means that perhaps the overall cash surplus should be stated as \$459,900.61. This surplus may well turn out to be greater but whatever it is the amount will serve to increase the Territory's working capital. As at September 30, 1968, working capital amounted to \$2,446,230.80 approximately, including the sum of \$611,622.99 tied up more or less permanently in inventories of liquor stocks and engineering requirements.

Mr. McKinnon continued:

The working capital figure therefore should be regarded as \$1,834,607.81. This is not too high a figure for the purpose. It does not include Federal advances to the Territory under the Federal-Territorial Engineering Services Agreement.....

Mr. Chamberlist: Might I rise on a point of privilege, Mr. Speaker?

Mr. Speaker: Order.

Mr. Chamberlist: I rise on a point of privilege. Mr. Speaker, the function of the Financial Advisory Committee is purely a function of advice to the Commissioner. The Member from Whitehorse North is presenting what may appear to be a budgetary finance for the Territorial Government. Mr. Speaker, he has no authority under the Yukon Act to do that, nor can the Administration give that authority to any Member of this Council. As chairman of the Financial Advisory Committee, with respect, Mr. Speaker, the chairman can only stand and give a report as to the functions of the Committee, not as to the functions of the financial position of the Government of the Yukon Territory. This is an administrative matter to be dealt with by the Commissioner. Thank you, Mr. Speaker.

Mr. McKinnon: May I continue, Mr. Speaker?

Mr. Speaker: Proceed.

Mr. McKinnon: This is not too high a figure for the purpose. It does not include Federal advances to the Territory under the Federal-Territorial Engineering Services Agreement or loans to the Territory from the Federal Agreement for Project and Loan Capital purposes. The working capital position should be looked upon as satisfactory. Needless to say, the Territory has no cash reserves other than any margin that there might be in working capital. Based upon the experience of the past four years, lapsing balances in operation and maintenance expenditure votes may be expected to be equivalent of 10.174% of expenditure voted. This means \$867,848.10. In project and loan capital it is impossible to furnish an accurate estimate of lapsing monies because each year's projects are different from the last. Nevertheless, it may be stated that lapsing monies in capital are expected to reach \$638,574.00. These figures represent the position estimated for March 31, 1969. In the main estimates for the current fiscal year, revenue is estimated at \$3,592,667.00. However, experience during the six months ended September 30, 1968 indicates that it should be higher for the year by \$418,155.00 approximately. If this proves to be correct, the revenue for 1968/69 may be expected to reach \$4,010,822.00. A number of revenue sources will produce this increase, principally fuel oil tax, which is expected to be \$173,485.00 in excess of the main estimates' figure of \$1,236,954.00. Liquor profit which is expected to produce \$100,000.00 more than the main estimates' figure of \$1,200,000.00 and interest on investments estimated at \$25,315.00 over the main estimates' figure of \$25,000.00. For consideration of Supplementary Estimates No. 3, for the current fiscal year, the amount of money needed is \$31,104.00 and the amount of money available is \$709,271.61. This is for Operation and Maintenance. In the case of project and loan capital, Supplementary Estimates No. 3 amount to \$79,600.00 and funds available to meet that expenditure are expected to amount to \$1,868,727.00. Mr. Speaker, your Financial Advisory Committee also examined the Financial Administration Ordinance that is before us at this Session. Essentially, the Financial Administration Ordinance calls for an extension of the present

Mr. McKinnon continued:

two-year agreement for another year. Fundamentally, Mr. Speaker, your Committee was in agreement with the extension of this for one year because they found it to be the least odious of several ways that were open to the Committee at this time. The Federal Government has made it abundantly clear that any future agreement will be based upon the results and the recommendations of the Touche, Ross Study on Yukon taxation. The Committee felt that with the extension of the agreement, both Operation and Maintenance and Capital Project money available would be enough to overcome the needs of the Territory, and also we received agreement from the Federal Government that some \$750,000.00 needed for projects in the Anvil Townsite were agreed to be above and beyond the scope of the two-year agreement and capital monies for these projects would be forthcoming from the Federal Government. Also, Mr. Speaker, your Financial Advisory Committee examined the capital estimates for 1969/70 and it is with very great pleasure, Mr. Speaker, that I say that these will be presented to the Council at this Session. This marks the first time that I know of that the estimates are available at this time and, as the Territorial Engineer has made all of us aware, this will result in a full year's advantage in projects for the coming fiscal year. It means that where before contracts were called in the summer time and work did not get started on these projects until the following summer, contracts will be called, contracts will be let, the monies will be available and these projects will be undertaken during this year. Mr. Speaker, this is submitted for Council's information at this time.

Mr. Speaker: Thank you, Mr. McKinnon.

Mr. Chamberlist: Mr. Speaker, I rise on a point of order. Mr. Speaker, when I rose on a point of privilege, you allowed the Member from Whitehorse North to continue, but you did not rule on the point of privilege that I had raised. Would Mr. Speaker now rule on that point of privilege and the reasons that Mr. Speaker considers that Councillor McKinnon was in order to continue giving a financial statement which is properly the responsibility under our present terms of Government, the responsibility of the Administration of the Yukon Territory.

Mr. Speaker: Yes. The Chair saw no point of privilege whatsoever. A point of privilege usually refers to a denial of right. This seems to be no denial of right..... Order, please. The chairman of the Financial Advisory Committee gave, in my opinion, a proper and correct report of his findings in accordance with their work.

Mr. Chamberlist: Mr. Speaker, with respect, it would appear to me that if it is going to be continuous in this manner, that any person who has to bring up.... that any Member of this Council who is going to be pushed into the position of opposition will be unable to find from the Chair an answer to a question when the question is raised, making it necessary for that Member to stand again and ask the Chair to make a ruling. I will proceed on that particular point at a later time with the Administration because I feel, with respect, Mr. Speaker, that your ruling is in error.

Mr. Taylor: Mr. Speaker, before we proceed with the next item on the Introduction of Bills, I would like to raise a question of privilege and request the direction of the Chair in this matter. Under Standing Order No. 4, which states that every Member is bound to attend the service of the Council unless leave of absence has been given him by the Council. I wish to put the question to the Chair as to how to proceed in this matter. Now, I was unavoidably absent for the opening of this

Mr. Taylor continued:

Session and in order to facilitate it, I possibly was taking the wrong action, but I did send a telegram to the Speaker of the Yukon Legislative Council, "May I request the permission of the House to be absent on the occasion of the opening of this most important special Session of the House in order that I may meet and facilitate the arrival and visit to my constituency of the House of Commons Committee on Indian Affairs and Northern Development. I will then be arriving with Mr. Commissioner on Friday's plane and will be in the House on Monday next. Apologies for my absence and best wishes for a successful meeting with the Committee. Regard, Don E. Taylor, Member, Watson Lake." Now, my question would be....obviously, I might also point out, I see where this is not decided by the House, my question would be, would it be more proper for me to communicate in the future these absences and requests to a Member of the House and have them raised in the House by some other Member, or should I continue to forward these to the Speaker?

Mr. Speaker: I think that the procedure used was quite correct, and it was unavoidable at the time, there was no other way you could get around it. I think I could ask simply now, does the House agree that the Member proceeded in the proper manner and that leave of absence is granted.

Some Members: Agreed.

Mr. Speaker: May we proceed? Introduction of Bills?

BILL NO. 1 Moved by Councillor Shaw, seconded by Councillor Gordon, that
INTRODUCED Bill No. 1, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be introduced at this time.

MOTION
CARRIED

MOTION CARRIED

BILL NO. 2 Moved by Councillor Shaw, seconded by Councillor Dumas, that
INTRODUCED Bill No. 2, An Ordinance to Amend the Financial Agreement Ordinance, be introduced at this time.

MOTION
CARRIED

MOTION CARRIED

BILL NO. 3 Moved by Councillor Shaw, seconded by Councillor Dumas, that
INTRODUCED Bill No. 3, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be introduced at this time.

MOTION
CARRIED

MOTION CARRIED

Mr. Shaw: Mr. Speaker, I beg leave to introduce Bill No. 4, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory.

Mr. Taylor: On a point of order, Mr. Speaker, I believe the motion would be out of order in view of the fact that Bill No. 4 has already been introduced at the last sitting as an Ordinance to Provide for Government Control and Sale of Alcoholic Liquors.

Mr. Shaw: Mr. Speaker, it appears that the Honourable Members for Watson Lake is quite correct. Possibly the number is wrong.

Mr. Speaker: Mr. Clerk.

Mr. Shaw: Mr. Speaker, would it be permissible if at this time I refer to this as Bill No. 5?

Mr. Speaker: I wonder if Mr. Clerk could inform the House as to the correct position of the Bill at this moment?

Mr. Clerk: Yes, Mr. Speaker. This should be Bill No. 5.

Moved by Councillor Shaw, seconded by Councillor Dumas, that Bill No. 5, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be introduced at this time. BILL NO. 5 INTRODUCED

MOTION CARRIED

MOTION CARRIED

Mr. Speaker: Are there further introduction of Bills at this time? Notices of Motion or Resolution?

Mr. Taylor: Mr. Speaker, I would give Notice of Motion this morning, and would move that Sessional Paper No. 2 be discussed in Committee of the Whole. MOTION NO. 1

Mr. Speaker: Are there further Notices of Motion or Resolution? Notices of Motion for the Production of Papers? There are no Notices of Motion for the Production of Papers. May we proceed on Daily Routine to Orders of the Day? Are there any questions?

Mr. Taylor: Yes, I have a question I'd like to direct to Mr. Commissioner this morning, Mr. Speaker. I wonder if Mr. Commissioner could assure the House, or now give the House assurance that the Fisheries Agreement, which we resolved, I believe, at the last Session, is now fait accompli and has received the sanction of the Federal Government and the signers, whoever they may be, of this Order in Council? QUESTION RE FISHERIES AGREEMENT

Mr. Commissioner: Mr. Speaker, so far as I am aware, it is simply administrative functions that are required here now, and these are all proceeding. I am not aware of any impediments to this matter proceeding as per Council's wishes.

Mr. Speaker: Are there any further...Mr. Chamberlist.

Mr. Chamberlist: Mr. Speaker, a question addressed to the Commissioner. Mr. Commissioner, in view of the objection made by the Mayor and City Council of Dawson to the seal of the City of Whitehorse being placed on the coins to be named the Klondike Dollar, would the Administration consider a Klondike Dollar to the facsimile of the Yukon seal being impressed and the cost of manufacture and distribution to be borne by the two municipalities and the Government of the Yukon Territory? QUESTION RE KLONDIKE DOLLAR

Mr. Commissioner: Mr. Speaker, do I understand the question to read, would I consider this, or would I have any objection to this?

Mr. Chamberlist: With your permission, Mr. Speaker, I'll repeat the question. In view of the objection made by the Mayor and City Council of Dawson City to the seal of the City of Whitehorse being placed on the coins to be named the Klondike Dollar, would the Administration consider a Klondike Dollar to the facsimile of the Yukon seal being impressed and the cost of manufacture and distribution to be borne by the two municipalities and the Government of the Yukon Territory?

Mr. Commissioner: Mr. Speaker, on the surface of it, I would not see any particular objection to such a suggestion and if indeed there was a motion from Council, a directive to the Administration, asking them to look into this matter, we would be very happy to do so.

Mr. Speaker: Are there any further questions?

QUESTION RE COMMIS- SIONER'S ANNUAL REPORT Mr. Chamberlist: Mr. Speaker, a question addressed to the Commissioner. Mr. Commissioner, why did it take nine months for Members of Council to receive the Commissioner's Annual Report of the Yukon Territory for the period ending March 31st, 1968?

Mr. Commissioner: For a very simple reason, Mr. Speaker. There were too many more important things to do.

QUESTION RE TRADING REGS. AND SECURITIES COMMISSION Mr. Chamberlist: Mr. Speaker, a question addressed to the Commissioner. In view of the numerous stocks being traded in the Yukon, would the Administration take immediate steps to provide legislation for formation of a Securities Commission and institution of securities trading regulations?

Mr. Commissioner: Mr. Speaker, the matter is already in hand with the Legislative Programming Committee.

QUESTION RE R.C.M.P. DETACHMENT AT CARCROSS Mr. Chamberlist: One final question, Mr. Speaker. Can the Commissioner say when permanent quarters for an R.C.M.P. detachment are to be constructed in the townsite of Carcross?

Mr. Commissioner: Mr. Speaker, I would have to seek notice to bring forward an answer to that.

Mr. Speaker: Are there any further questions? Public Bills and Orders. How do you wish to proceed, gentlemen?

Mr. Taylor: Mr. Speaker, I would move that Standing Order No. 41 be suspended in order that First and Second Reading may now be given to these Bills.

Mr. Shaw: I second the motion, Mr. Speaker.

Mr. Speaker: Moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Dawson, that Standing Order No. 41 be now suspended in order that we may proceed with First and Second Reading of the Bills before us. Is the House prepared for the question on the motion? Are we agreed? I will declare the motion carried.

MOTION CARRIED

FIRST READING BILL NO. 1 Moved by Councillor Shaw, seconded by Councillor Gordon, that Bill No. 1, 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.

MOTION CARRIED

MOTION CARRIED

SECOND READING BILL NO. 1 Moved by Councillor Shaw, seconded by Councillor Gordon, that Bill No. 1, 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.

MOTION CARRIED

MOTION CARRIED

Moved by Councillor Shaw, seconded by Councillor Dumas, that Bill No. 2, An Ordinance to Amend the Financial Agreement Ordinance, be given First Reading at this time. FIRST READING BILL NO. 2

MOTION CARRIED MOTION CARRIED

Moved by Councillor Shaw, seconded by Councillor Dumas, that Bill No. 2, An Ordinance to Amend the Financial Agreement Ordinance, be given Second Reading at this time. SECOND READING BILL NO. 2

MOTION CARRIED MOTION CARRIED

Moved by Councillor Shaw, seconded by Councillor Dumas, that Bill No. 3, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be given First Reading at this time. FIRST READING BILL NO. 3

MOTION CARRIED MOTION CARRIED

Moved by Councillor Shaw, seconded by Councillor Dumas, that Bill No. 3, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be given Second Reading at this time. SECOND READING BILL NO. 3

MOTION CARRIED MOTION CARRIED

Moved by Councillor Dumas, seconded by Councillor Gordon, that Bill No. 5, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Services of the Territory, be given First Reading at this time. FIRST READING BILL NO. 5

MOTION CARRIED MOTION CARRIED

Moved by Councillor Dumas, seconded by Councillor Gordon, that Bill No. 5, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be given Second Reading at this time. SECOND READING BILL NO. 5

MOTION CARRIED MOTION CARRIED

Mr. Speaker: May I have your further pleasure?

Mr. Taylor: Mr. Speaker, I would move that Standing Order No. 41 be suspended in order that we may proceed with Motion No. 1 at this time.

Mr. Chamberlist: Mr. Speaker, I object to this. It seems to me, Mr. Speaker, that we're in Session and we're trying to suspend normal procedures so that we can rush through legislation, give it First and Second Reading today, pass motions for another day. Couldn't, Mr. Speaker, we continue in a normal manner so that we can show elsewhere in the other place that we are conducting ourselves in the proper manner befitting a Legislative Assembly. This idea, Mr. Speaker, of passing for another.....not of waiting until we go through the procedure of legislation is wrong, and I would object to this. We should wait for the normal procedure. We should not keep suspending.

Mr. Speaker: I'd like to advise the Member that no motion is before the House at the moment.

Mr. Taylor: Mr. Speaker, I will again restate my motion. The reason for asking for the suspension of Standing Order No. 41 is that outside of the House it has been communicated to me that the Privy Council of Canada would like a decision in this matter if possible by noon today, and it is for this reason I would again move, seconded by Councillor Shaw, that Sessional

Mr. Taylor continued:

Paper No. 2 be discussed in Committee of the Whole and that Standing Order No. 41 be suspended in order that this motion, Motion No. 1, be proceeded with.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Dawson, that Standing Order No. 41 be suspended in order that we may proceed with Motion No. 1, and that this motion be discussed in Committee of the Whole. Is the House prepared for the question on the motion? Are we agreed?

Mr. Chamberlist: Contrary.

Mr. Speaker: I will declare that the motion has been defeated.

MOTION
DEFEATED

MOTION DEFEATED

Mr. Speaker: May I have your further pleasure?

Mr. Shaw: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and that Council resolve itself in Committee of the Whole to discuss Bills.

Mr. Taylor: I will second the motion.

Mr. Speaker: Moved by the Honourable Member for Dawson, seconded by the Honourable Member for Watson Lake, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills. Is the House prepared for the question on the motion? Are we agreed? I will declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: The Honourable Member for Watson Lake will please take the Chair in Committee.

Mr. Taylor takes Chair.

Mr. Chairman: The first item of business will be Bill No. 1, and I'll declare at this time a brief recess.

RECESS

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11:00 o'clock a.m.
Monday, February 3, 1969.

Mr. K. MacKenzie, Territorial Treasurer of the Government of the Yukon Territory, present.

Mr. Chairman: At this time I will call Committee to order and with your concurrence I would like to proceed to Bill No. 5 as I believe this matter has to be cleared in order to deal with the other bills. Does Committee agree?

BILL #5

All: Agreed.

Mr. Chairman: I'll proceed with the reading then of Bill No. 5. (Reads Bill No. 5).

Mr. Chamberlist: Mr. Chairman, I would like to register an objection at this time in dealing with the capital estimates. The Schedule A which shows a lump sum amount of \$9,479,875 is not supported by a breakdown entered into the House, and therefore it cannot come down into Committee. Now, I would like Mr. Legal Adviser to express an opinion as to whether the capital estimates have been tabled in this House.

Mr. Chairman: Mr. Clerk, would you summon Mr. Legal Adviser, please. Councillor Chamberlist, would you redirect your question, please.

Mr. Chamberlist: Yes, Mr. Chairman. My question is to Mr. Legal Adviser. Mr. Legal Adviser, we have before us some 54 pages stapled together -- a document referred to as Capital Estimates 1969 to 1970 signed by James Smith, Commissioner, dated January 27. I would ask Mr. Legal Adviser whether, in his opinion, these Capital Estimates have been tabled in this Legislative Assembly.

Mr. Legal Adviser: Mr. Chairman, without saying whether or not they should have been tabled, my opinion, for what it is worth, is that they have not been tabled.

Mr. Chairman: Order, please. In speaking from the Chair, it has generally been the practise of the House to accept the appendix as an appendix to the bill, the capital estimates, or supplementary estimates, as they appear before us, and they are considered to be an annex, and I think if you refer to Rule 1 of the House you will find that the usage is quite lawful. It is quite in order in this Committee.

Mr. Chamberlist: Mr. Chairman, with respect, Mr. Chairman cannot use the expression that the usage is quite lawful because we have asked of the Legal Adviser his opinion. His opinion is that they have not been tabled and I would suggest that we go back to the House and move in such manner sufficient to make it proper. It appears to me that I have the Honourable Member from Whitehorse North guffawing. Now, if he wishes to guffaw he may, but there is no doubt about it that the Honourable Member is now, because he thinks that he has grown up from short pants into long pants, to now rule the roost. Mr. Chairman, we have got to start doing things in a proper manner so that we can show people in Ottawa that we can look after ourselves, and if we start looking after ourselves in the manner that is being attempted now I would say it would be most improper. I have a very fine recollection of

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the Honourable Member from Whitehorse North waving a book in front of a television audience some eight years ago telling them that this is the Bible that I govern by. Well, if you remember that and I haven't forgotten it either. Mr. Chairman, it is always my opinion that if a person becomes supercilious it is somewhat damaging to this particular Legislature. Now, I would ask, Mr. Chairman, either we are accepting the advice that we are given by Mr. Legal Adviser or we are not. If Mr. Chairman rules that we are not to accept the advice of the Legal Adviser, well, then this is your responsibility.

Mr. Chairman: Well, just in speaking from the Chair, I might say that the Chair is to be more guided by the Rules of the House than the advice in this particular matter of the Legal Adviser. I refer Committee to Standing Order No. 1 - Rule No. 1, which I will quote: "In all places not provided for hereafter or by sessional or other orders, the usages and customs of the House of Commons of Canada as in force at this time shall be followed so far as they may be applicable to this Council". The usage and custom in the past has been that these documents normally are considered to be appendix to the bills in question, and I would so rule that these be allowed and that we proceed with discussion on Bill No. 5. We have with us the Territorial Treasurer, Mr. MacKenzie, to assist us in respect of the capital estimates, copies of the breakdown of which you have. I wonder, Mr. MacKenzie, if you have any remarks that you wish to make in respect of these estimates at this time before we proceed into them?

Mr. MacKenzie: I think, Mr. Chairman, I might say that this figure of \$9,479,875 is considerably reduced from what it was to start with - reduced by the Budget Committee in order to bring down our net capital requirements to a figure which we could handle, and that figure stands, as you will see on page 1, at \$5,668,109. That is the money we have to find in 1969 to '70 to finance the program outlined in these papers in front of you. Now, we shall find that \$5,668,109 in this way:- We expect to have a carry-over of cash from the 1967-67 fiscal agreement of \$1,797,926. We have in the third year of the current fiscal agreement a borrowing ceiling of \$2,266,550. We can expect the Federal Government to supply moneys for the Faro development to the extent of \$663,725, principally the school. The Federal Government will also supply \$509,557 to make a loan to the City of Whitehorse for renovation of the water and sewer system. Further, the Federal Government will supply us with \$176,000 for short term loans for a development of housing subdivisions. Now, all those figures leave a balance which we're short of \$254,351. Now, I say we're short but it is safe to say that it will be met by lapse in balances at the end of the year, unspent money on uncompleted projects, but on the face of it we are going to be short \$254,351, which, if this proves to be the case, will come out of our working capital, and our working capital position is comfortable enough to take care of this. I think that is all I have to say at the moment.

Mr. Chairman: Do Members of Committee have any initial questions to direct to Mr. MacKenzie before we proceed with this item?

Mr. Shaw: Mr. Chairman, would we happen to have that paper from which the Territorial Treasurer has just read? I couldn't quite follow it on this page 1.

Mr. MacKenzie: Mr. Chairman, I shall be glad to distribute the paper containing the figures I just read. BILL #5

Mr. Chairman: Mr. Clerk, would you distribute the papers.

Mr. Chamberlist: Mr. Chairman, it was my understanding that before any financial agreement was to be entered into that all Members of Council would be meeting with the people from Ottawa to discuss the financial arrangement, and this was agreed unanimously by all Members of Council. Is there any reason, Mr. Chairman, why anybody can say why this position has now changed?

Mr. Chairman: To whom would you direct that question?

Mr. Chamberlist: Anybody that can answer the question, Mr. Chairman.

Mr. McKinnon: Mr. Chairman, it was the understanding that this would be if the new financial agreement came into being. However, a new financial agreement did not come into being at this time and it was simply an extension of the agreement that everyone has already got copies of, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, has it been decided by anybody that there should be a renewal of the existing agreement or that there be a new agreement? Has Council decided that yet? This hasn't been discussed as I understand it. Why all of a sudden are we faced with an extension of one year instead of a new agreement? Why wasn't this brought before Council?

Mr. McKinnon: Mr. Chairman, this is what we're deciding right now. This is the extension of the agreement that if the majority of Council do not agree with the recommendations of the Financial Advisory Committee that the agreement be renewed for another year, then there will have to be a new agreement negotiated and a new agreement signed with the Federal Government. If the majority of Council agree that the Financial Advisory acted wisely in recommending the extension of the present agreement, then we will show our approval by agreeing with the Financial Administration Ordinance and these capital estimates at this time. If they are not agreed to then certainly there will have to be some new financial arrangement agreed upon with the Federal Government. We acted the way we did because, as I said in my report of the Committee, that the Federal Government has made it absolutely clear that they are not willing to talk to the Territorial Government unless the implementation of the Touche-Ross Report forms the basis of any new agreement with the Territorial Government. We thought we could retain the working arrangement we now have with the Federal Government, bide our time, and be prepared with facts, figures and statistics to go into negotiation with the new agreement so that we are able to counter arguments that they are going to present to us on the strength of the Touche-Ross Study. We found in our recommendations and the recommendations from Mr. Commissioner and from our Territorial Treasurer were that we were going to be quite comfortable within the terms of the present agreement for the next year with no increased taxation to the people of the Territory, and I think when you examine the figures that are going to be before you now that you will find that we made a pretty good deal. Thank you, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, I am not arguing for the benefits of a year extension or a new agreement at this time, but I cannot but help recall that the Chairman of the Financial Advisory

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Committee when he was just a Member of the Financial Committee, was quite prepared and spoke of going to Ottawa to discuss a new agreement. I was wondering why there was a change of heart. Is it because there is a different circumstances surrounding the situation? If there are different circumstances apart from the Touche-Ross-Bailey Report which we had available at that time, I think he should say that now.

Mr. McKinnon: No, that is a spectre above my head. It was the recommendations of the Touche-Ross that made us act the way we did. That is the only reason.

Mr. Shaw: Mr. Chairman, what the Honourable Member from Whitehorse North has just mentioned is essentially correct. I, of course, was also guided by the previous Committee - Budget Programming Committee or I should say the Financial Advisory Committee of Council, and in going through the records of the October 29 meeting in 1968 at which the Advisory Committee was composed of Councillor Chamberlist, Councillor Taylor and Councillor McKinnon, I find on page sixteen where it states next fiscal agreement as follows: "It was agreed by Committee that we should attempt to obtain a one-year extension of the current fiscal agreement with Ottawa under the terms of the third-year provisions as enumerated by the Report on the Yukon Territory 1967 Interdepartmental Committee on Federal/Territorial Financial Relations. So, I felt that with what the Honourable Member from Whitehorse North has stated and possibly the views of the Committee, the previous Financial Advisory Committee, that this was a sound move which we were accepting, namely the continuation of the following agreement, and it still appears very sound to me, Mr. Chairman.

Mr. Chairman: I wonder if I may proceed at this time? The first item is found on page one with breakdowns throughout - under Yukon Council, nil. Under Vote 2, Territorial Treasurer and Collector of Taxes, nil. So, the first item would be under Education in the amount of \$2,018,003 as itemized

Mr. McKinnon: The breakdown begins on page 9, Mr. Chairman.

Mr. Chairman: With your concurrence, I will take this page by page and give you plenty of time if you have anything to raise on a page.

Mr. McKinnon: Could you go item by item, Mr. Chairman. There are fairly large items here, a hundred thousand; a million dollars.

Mr. Chairman: Does Committee agree?

All: Agreed.

Mr. Chairman: The first item is School and Teacherage Equipment, \$25,000.

Mr. McKinnon: Page 13, Mr. Chairman, is an appendix to this \$25,000.

Mr. Chamberlist: Mr. Chairman, I understood that it was to be that all equipment, electrical equipment and machine equipment, was to be on a lease arrangement. Can I please have an explanation as to why these tape recorders are being purchased?

Mr. Commissioner: Mr. Chairman, the element of carte blanche does not enter into this at all. The equipment rental situation in

the first instances was subject to considerable discussion at Budget Programming Committee and I believe that you will find that their recommendations were in the first instance that the leasing situation would be confined to standard automotive equipment and standard office equipment. Initially, typewriters, calculators and adding machines. It did not go beyond that particular type of equipment.

Mr. Chairman: Are we clear on this item?

All: Clear.

Mr. Chairman: The next item is Senior Secondary School Campus...

Mr. Chamberlist: Well, just a minute, now, Mr. Chairman, with respect, you speak on one item; you say clear on this item, and you want to go through the whole appendix. I mean give a person a chance. This is the first time I've seen this. The Honourable Member from Carmacks-Kluane says nothing at this time. Last time he strongly objected to the fact that these items were put forward before him without having sufficient time. Obviously, he says nothing today. Perhaps he has already seen these items. I haven't.

Mr. Livesey: Mr. Chairman, as a point of correction, I'd like to advise the Honourable Member for Whitehorse East that he is once again philandering with the truth.

Mr. Chamberlist: What does that mean?

Mr. Chairman: Order. Would the Honourable Member proceed.....

Mr. Chamberlist: Mr. Chairman, I would appreciate it if you would just give me sufficient time to just read down the page. I mean, surely I'm entitled to that.

Mr. Chairman: Well, would the Honourable Member kindly get looking down the page then so that we may proceed with this matter.

Mr. Chamberlist: Excuse me, I've got my bifocals, it'll take me a little bit longer as well. Well, Mr. Chairman, just in case I should make my position clear that as a Member of the Financial Advisory Committee I made it my business to peruse every item. As a Member of this Council I'm going to make it my business to peruse every item as well and question them when I figure they should be questioned, and I will not allow myself to be bullied into a position of accepting blindly everything that is written.

All: Agreed.

Mr. Chamberlist: One item here, Mr. Chairman, is the Watson Lake and St. Anne's Schools, there is a typewriter. I understand that typewriters would be on lease arrangement. There's a typewriter there for a purchase.

Mr. McKinnon: This is not a standard typewriter, Mr. Chairman. It's a different type of equipment. It is a specialized typewriter for teaching purposes, Mr. Chairman.

Mr. Chamberlist: Clear. Thank you, Mr. Chairman.

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Mr. Chairman: May I proceed? The next item is Senior Secondary School Campus, \$1,001,778.

Mr. Chamberlist: This has already been budgeted for in the last.....

Mr. McKinnon: That's correct, Mr. Chairman.

Mr. Chamberlist: Thank you.

All: Clear.

Mr. Chairman: The next item is Jack Hulland Elementary School, \$100,000.

Mr. Chamberlist: What equipment are we referring to here, Mr. Chairman?

Mr. Commissioner: Classroom equipment.

Mr. McKinnon: Mr. Chairman, the Superintendent of Education's projected enrolment shows that these three classrooms are necessary due to the proliferation of the Porter Creek inhabitants.

Mr. Chairman: The next is Vocational Training Equipment in the amount of \$33,000.

Mr. Chamberlist: Are these replacing existing equipment, Mr. Chairman, or are they additional to this?

Mr. Commissioner: Both items. They cover both replacement and extra further equipment. A certain amount of this is involved with new courses that we are endeavouring to get underway that are particularly oriented towards industry's needs here in the Territory and you will see that there is quite a lot of heavy duty equipment here. This is apparently the training need that industry is requiring and we're endeavouring to equip ourselves accordingly so that we can train people properly for the needs of the industry.

Mr. Chairman: Clear?

All: Clear.

Mr. Chairman:: Mayo Elementary High School, \$25,000. Clear?

All: Clear.

Mr. Chairman: Teslin Teacherage, \$56,000.

Mr. Chamberlist: Are these individual houses, Mr. Chairman. It seems an awful lot of money to pay for this type of structure. Could not a duplex be built at less than that?

Mr. Chairman: These are two 3-bedroom teacherages as itemized. I believe it's one building. The next item is Carmacks School, \$50,000. Councillor Livesey.

Mr. Livesey: I merely wish to upset the continuity of my Honourable Confrere from Whitehorse East and ask a question, Mr. Chairman. As far as the school is concerned, I wonder if I

could obtain the projected enrolment which would require this addition?

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Mr. Commissioner: Yes, we can gladly supply this, Mr. Chairman, and I would ask Mr. Clerk if he would arrange with the Department of Education to get this arranged.

Mr. Chairman: Are we clear?

All: Clear.

Mr. Chairman: The next item is Carcross School, \$22,000.

Mr. Chamberlist: Mr. Chairman, does the alterations to the Indian residential school mean the closing down of the other school or is this additional to the existing one?

Mr. Commissioner: Mr. Chairman, we were faced with the lesser of several evils here. At the present time we are operating under the Carcross Schools, both the residential school and the regular public school - we have them combined for instructional purposes. The Federal Department who is responsible for the residential school are closing down that particular phase of their operations. The moneys that are here are to provide us with funds to block off and do the necessary renovations to permit this blocking off of a classroom space from the rest of the building. The alternative would be to seek funds far in excess of this to add to the present Public school and on the recommendation of our Engineering staff, this is the situation that we felt was best adapted and could be done on the most economical basis as far as the taxpayers of the Territory and to see that we are providing a standard and a quantity of school facilities at Carcross that is in keeping with the standard economics of the area.

Mr. Chamberlist: Another question, Mr. Chairman. I wonder if Mr. Commissioner can estimate the cost of the operating and maintaining both schools in this particular.....

Mr. Commissioner: Yes. Mr. Chairman, this is a matter of considerable concern because at the present time the cost of operating the total Carcross Residential School heating-wise, electricity, etc. is very, very costly and is far beyond our means to operate. The amount of the facility that we will have left and in actual use here will be costing us in relation to that same square footage that would cost us to operate if we were to add to the present Carcross School.

Mr. McKinnon: Mr. Chairman, I might add for Committee's information that the original estimate for a new school at Carcross was some hundred and twenty thousand dollars, and for a new teacherage some fifty thousand dollars, and it was through the Honourable Member from Whitehorse East stating that he thought that the residential school would be adaptable for this purpose, that we save the Territorial taxpayer a considerable amount of money at this time.

Mr. Chamberlist: I thank the Honourable Member for his complimentary remarks.

Mr. Commissioner: Mr. Chairman, I think at this point I should indicate that we have made the necessary request to the applicable section of our Department in Ottawa for the transfer of the total facility to the Territorial Government which will include the residences, the single-family dwelling unit that are available in conjunction with this school, and it will be our intention to put

BILL #5 these single-family dwelling units to use as teacherage accommodation and any other Territorial employees in the area that we have to assign, that living accommodation should be provided for.

Mr. Chairman: Are we clear?

All: Clear.

Mr. Chairman: Next is Carcross Teacherage, \$4,000. Next is the Old Crow School, \$2,800. Faro School, \$644,425.

Mr. Chamberlist: What?

Mr. Chairman: I understand that these funds are, speaking from the Chair, this is a question to Mr. MacKenzie, that these funds form part, indeed, of another fiscal agreement.

Mr. MacKenzie: No, they are part of the money which the Federal Government is going to give us for 1969/70. They are in addition to \$2,266,000 in the yellow book, the third year of the current fiscal agreement.

Mr. McKinnon: They represent, Mr. Chairman, capital moneys that were over and above the third year of the proposed five-year financial arrangement and these are extra capital moneys over and above that financial arrangement, anything to do with Faro, which the Federal Government is giving us to construct these buildings in the Faro Townsite.

Mr. Chairman: Clear?

All: Clear.

Mr. Chairman: Ross River School, \$30,000.

All: Clear.

Mr. Chairman: And the Ross River Teacherage, \$24,000. This brings us under Education a total of \$2,018,003. Are we clear?

All: Clear.

Mr. Chairman: The next item will be - nothing in Vote 4 - Vote 5, Health in the amount of \$569,600, and 26 is our breakdown. The first item is General Health Services in the amount of \$47,645. Councillor Chamberlist, would you take the Chair a moment.

Mr. Chamberlist: Go ahead, Councillor Taylor.

Mr. Taylor: Mr. Chairman, I'm very concerned with the operation of this Department. I really don't know how to approach the problem. It's been a cronic one with this Council for years and years, but I feel it is vastly important that the Territory in re-negotiating a new fiscal agreement, arrive somehow in a position where we participate more with the function of this Department or indeed consider turning the total function of this Department in terms of cost back to the Federal Government, the Federal Department of National Welfare, until such time as they allow us to participate more fully in the operation of these general health services. I can say, without qualification, at this time that I do not feel that certainly in my district that

the standard of health facility and services being provided in the area are good. Indeed, they are completely insufficient to meet the needs of the people and their problems in, more particularly, the Watson Lake-Liard area, and the areas indeed that they serve in the northern part of the Province of British Columbia. It is to be noted, and I had hoped not to have to bring this to Council, but I feel that it is something that is the concern of all Members of Committee - it has come to our attention in the past two weeks that we have a spiralling VD rate which does discredit to any area of Canada and indeed does discredit to the Yukon. We have a very serious tuberculosis problem among our native people. This does a great disservice and does not speak well of the involvement of Northern Health Service and indeed I suppose possibly the operation of the Indian Affairs Department may have something to do with this in relation to housing and conditions under which these people live. A very, very high percentage of school children in two schools in Watson Lake last week were found to be diseased with headlice, both white and native; a situation which must have, judging by its severity and its extensive transmission throughout this total school system, must have been going on for sometime and not been recognized. Now, we have a public health staff in the Territory and Ottawa and all over the country who are supposed to be looking into these things. We have other items such as impetigo and so forth; debility diseases, secondary possibly to uncleanliness, possibly in the villages, and these are being transmitted - these are communicable problems, and again I state for this reason that we are not receiving the care and attention that we are paying for, and we're paying - the Territorial taxpayer - are paying out of one pocket money to afford us this protection and these services, and out of the other pocket we're paying the Federal Government our fair share to pay the balance of the money that we're not paying out of Territorial revenues. The nursing centre in Watson Lake - I know some Members will recall that many years ago we even went to the airport and built our own hospital. We had it up to an eight or ten-bed cottage hospital at one time. I find this fall that it is now a four-bed nursing station called the Cottage Hospital. The four beds are inadequate to serve the needs of the community. The Northern Health people will argue that there has been only a per patient ratio - patient/bed ratio of something like one or two patients per day, and so they argue that four beds is sufficient, but I think that if you discuss this with the people involved, the Health Committee, the doctor and the residents of the community, you will find that indeed the doctor needs those beds and is forced, by lack of bed space, to keep sending people to Whitehorse at their own cost, in many instances and at the cost of various welfare agencies on the other instances, and indeed at the cost of the general health service. In Ross River we have a complete and total lack of existing medical facility, with the one exception of a little log building. It was built by our Territorial Government; planned by our Territorial Government, and built some years ago to serve the immediate needs of the community and the lay dispenser in that community. Mr. Chairman, this is now 1969. Many years have gone by. Populations have increased. With the advent of the Anvil mining development, the possibility of instance of disease, of industrial accident, and of other areas affecting the general health of the citizens of this area. Nothing has been done. There are visits - periodic visits - by the nurses; periodic visits by the doctors. I don't know if the dentists get there or not, but more than often when medical health is needed, these people must be flown to Whitehorse or doctors and nurses flown back to Ross River to meet this requirement. Now, we see before us in the

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northern provinces, more particularly in the Province of Saskatchewan, and other northern areas where Northern Health have been under fire for their lack of facilities, their lack of trained lay dispensers, and certainly the populations of those areas have decreed this situation and asked for assistance, and I think the time has come, Mr. Chairman, when we here in the Yukon Territory must get into this health business or get out of it, one or the other, and if we're going to pay the money to these people to provide these services on our behalf, I think we should make sure we get something for our money, and so I raise this today for your consideration. I will not dwell any longer at this point in time on the discussion of this particular estimate, but you can bet your bottom dollar when the spring session rolls around on March 10, I will be here - unless something is resolved - I will be here with facts and figures and statistics, any I can glean out of this Department in order to deal further with this most important matter. Thank you, Mr. Chairman.

Mr. McKinnon: Mr. Chairman, I would just like to rise in support and concur with the Honourable Member from Watson Lake. There are two areas in this Territory which I say are complete no man's land; one of them is the Department of Justice; the other is the Department of Northern Health where nobody knows who has jurisdiction in what capacity and who is running the store in any one area at any given time. When the Honourable Member from Watson Lake and the Honourable Member from Whitehorse East were on the Financial Advisory Committee, it was a unanimous agreement by the Committee that National Health and Welfare should be asked for an explanation as to why the nursing station called for in the current fiscal agreement be built at Ross River was not requested in their estimates. Mr. Chairman, it was the belief of the elected representatives of the people that Ross River needed a nursing station, that it was called for, that it was budgeted for and that it should be built. We were told that this was not necessary, that Faro would handle any nursing facilities that was needed at Ross River and that the station was not going to be built there period, and that's the way it's going to be, and as I say, Mr. Chairman, I think that these are the two areas of very shady jurisdiction where people can just not put their fingers on the answers, cannot get answers, and things are going to have to change in the very near future, and I support the Honourable Member from Watson Lake in this.

Mr. Taylor: I'll resume the Chair at this time. Mr. Commissioner, did you have a comment before we finish?

Mr. Commissioner: Just one word if I may, Mr. Chairman. While I certainly support the fact that we should have more and possibly greater extensiveness to the health care facilities that are available here in the Territory, I think that I would be very remiss if I didn't rise after the considerable criticism that has been levied at this particular thing, to say that I would be very hopeful that this criticism is not levelled against the dedication and the genuine interest and the tremendous amount of effort that is put forth on the ground by the staff who are available here in the Territory from Northern Health Services. I visit every hospital and every nursing station from time to time in the Territory. I am in continuous communication with Dr. Black, who is our medical adviser, and I would say that, while they may be very lacking in their numbers and no doubt the facilities that

they have available should be vastly increased as per the wishes of BILL #5 Council here, and I am certainly supporters of Council in this matter, and as far as these people themselves are concerned, they go far beyond the call of their duties and do things and have to put up with working conditions which not too many other public servants are prepared to accept, and as far as the individuals themselves are concerned, I would certainly, personally, rise in their defence and I would be very hopeful that the criticism that we are levelling here is criticism of the general practices of the Department, not of the individuals who are here on the ground in the Yukon Territory endeavouring to do the best job that they can with, in the most instances, very inadequate physical facilities to help them to do it.

Mr. McKinnon: Mr. Chairman, if that wasn't made clear by my remark, I'd like to make it absolutely clear. I've had occasion to deal with the local staff here in Northern Health Services on several occasions and found them most co-operative and most able. This is a general condemnation of Northern Health Services policy as it comes from the Federal Government at Ottawa and that only.

Mr. Chairman: Well, at this time, it being 12:00 o'clock, I'll declare Committee in recess until 2:00 o'clock this afternoon.

Monday, February 3, 1969.
2:00 o'clock p.m.

Mr. Chairman: At this time I will call Committee to order and we are discussing Bill No. 5. Are we clear on the item of General Health Services in the amount of \$47,645.00? The next item is the Dawson Cottage Hospital and Residence - \$521,955.00. Are we clear? BILL NO. 5

All: Clear.

Mr. Chairman: I have a sub-total of \$569,600.00 here. Is that correct? Are we clear on this? The next is Municipal Affairs, Vote 6 in the amount of \$1,056,264.00 on page 29. And the first item is Fire Fighting Equipment in the amount of \$125,607.00. VOTE 6

Mr. Chamberlist: Where are these trucks for?

Mr. Commissioner: Mr. Chairman, the total package was presented to you last year and subject to Mr. MacKenzie's correction on this, I believe totalled three hundred and some odd thousand dollars which had to be abated away over a two year program and this is the second year of this two year program. There has been, I believe one change which the Budget Programming Committee has been made aware of with regard to the actual locations and I believe it consisted of Teslin. Am I correct on that Mr. MacKenzie?

Mr. MacKenzie: I think that is right.

Mr. Commissioner: And there is no other change on the original program, Mr. Chairman.

Mr. Chairman: The next item is Carmacks Fire Hall - \$30,000.00.
Councillor Gordon:

Mrs. Gordon: Question. In relation to these fire halls is there any provision made or going to be made for drying areas in these racks because - for drying areas for fire hoses in these fire halls because this is of considerable concern to the people in the outlying areas where a fire at 45° below and you have your nylon hoses and all the rest frozen solid. Where are you going to take the 50 foot length of hose to be dried?

Mr. Commissioner: Mr. Chairman, I'm sorry I can't answer that question in detail but I can say this; that all this fire fighting equipment and the halls to house it are being done to specifications that were laid down by the Dominion Fire Marshal's office and the specific question that has been asked, if Mr. Clerk would be kind enough to make a note of it and ask the Fire Marshal, I would be very happy to bring forward the answer to this specific question.

Mr. Chamberlist: I wonder if this is referring to the towers for drying - for hanging these hoses.

Mr. Commissioner: Or the equivalent.

Mrs. Gordon: In reply to the Councillor from Whitehorse East's enquiry, in some of the outlying areas, particularly in Mayo, we have had fires there where they had to leave the fire hoses lying on the street because to move them - you might just as well buy brand new ones. There was no place to dry them!

VOTE 6 Mr. Chairman: The next is Destruction Bay Fire Hall, \$30,000.00.

Mr. Livesey: Question. Am I correct in assuming that this was - I believe it was in the last Spring Budget but wasn't carried out and is now carried over to this Budget. Am I correct?

Mr. Commissioner: Yes, this is quite correct.

This is the second year of the two year program for the equipment and the provision of the housing for the equipment. This is correct.

Mr. Chamberlist: Well, Mr. Chairman, I notice that these items refer to as per 1968-69 design. I wonder if, in view of what Councillor Gordon has requested and quite rightly I think it is pretty difficult in cold weather to dry out hoses; I wonder if Administration might consider redesigning so that a new design for these new fire halls could be made available.

Mr. Commissioner: Mr. Chairman, could I bring forward the answer to Councillor Gordon's question first and then I think it might clarify this particular situation.

Mr. Chairman: The next item is Watson Lake Territorial and Municipal Administration Building - \$200,000.00. Clear?

All: Clear.

Mr. Chairman: Is it anticipated that this building will be going on wheels?

Mr. Commissioner: Mr. Chairman, we seriously contemplate having it moveable by air - we understand that down in that particular part of the Territory they do a lot of construction using helicopters and we felt that this would be the expedient move under the circumstances.

Mr. Chairman: The next item is Capital Building, Whitehorse - \$1.00.

Mr. Chamberlist: Mr. Chairman, I think that should be increased to \$1.50.

Mr. Chairman: The next item is Furniture for rental accommodation - \$4,000.00. Clear?

All: Clear.

Mr. Chairman: The next item is Community Development Grant - \$129,656.00.

Mr. Chamberlist: Mr. Chairman, I am pleased to note that the Financial Advisory Committee, especially Members from Whitehorse North and Whitehorse West, agree that this fund should continue.

Mr. McKinnon: Mr. Chairman, with all due respect, the Members from Whitehorse East and Whitehorse North have never been against this fund continuing; they are just against the allocation of it as it now stands.

Chairman: Clear? The Whitehorse Road Construction Grant - \$25,000.00.

All: Clear.

Mr. Chairman: The Sidewalk Construction Grant - \$7,500.00.

VOTE 6

All: Clear.

Mr. Chairman: The Moving of Squatters' Houses, Whitehorse, \$5,000.00. Legal Survey Costs - \$10,000.00.

All: Clear.

Mr. Chairman: The Extension of 2nd Avenue to 4th Avenue Outside City of Whitehorse Limits - \$30,000.00.

All: Clear.

Mr. Chairman: The Riverdale Subdivision - \$100,000.00.

All: Clear.

Mr. Chairman: The McRae Industrial Subdivision - \$15,000.00.

All: Clear.

Mr. Chairman: And the Porter Creek Subdivision - \$605,000.00.

Mr. Chamberlist: Is this extension to the present water system going to include sewer - otherwise what is the poing of continu- ing the same set-up as they have now - where they have to at a later date dig it all up again to put a sewer system in. I wonder if we can have an explanation on that?

Mr. McKinnon: Mr. Chairman, there is provision in the \$605,000.00 for service system where septic tanks do not work properly.

Mr. Chamberlist: Would we be able at a later date, would that sewer system be able to be connected to the existing area?

Mr. Commissioner: Mr. Chairman, this whole matter of the pro- vision of services in the Porter Creek subdivision has got to come under professional surveillance and accordingly there has been a contract entered into between the Territorial Government and Associated Engineering Services I believe, whose headquarters are in Edmonton to indeed conduct such an investigation. And subject to the findings that they present and the recommendations that they bring forth then we will know exactly what the whole service pattern is in the Porter Creek area.

Mr. Chamberlist: Well, Mr. Chairman, would this survey be done prior to \$605,000.00 being spent or after?

Mr. Commissioner: Prior.

Mr. Chamberlist: Thank you.

Mr. Chairman: Clear?

All: Clear.

Mr. Chairman: The next item is the Haines Junction Subdivision - \$5,000.00.

All: Clear.

VOTE 6

Mr. Chairman: The next item is the Ross River Subdivision--
\$10,000.00.

All: Clear.

Mr. Chairman: The Whitehorse Services Areas - \$15,000.00. And
the Water and Sewer Service Connections, various localities -
\$15,000.00. Clear.

All: Clear.

Mr. Chairman: The next item is the Watson Lake Local Improvement
District - \$20,000.00.

All: Clear.

Mr. Chairman: And the Carmacks Subdivision - \$6,000.00, giving
us a total of \$1,387,764.00.

Mr. Chamberlist: Mr. Chairman, I wonder if Mr. Commissioner
could say why there isn't any provision made for the Porter
Creek Local Improvement District, or whether -- which was
supposed to be forthcoming very soon?

Mr. Commissioner: For what reason would we provide funds for this?

Mr. Chamberlist: Well, I understood that you were encouraging,
that Mr. Commissioner was encouraging the Porter Creek Area to
become a village. Surely if this is intended in the next year
there must be some funds available for capital expenditures and
so on.

Mr. Commissioner: No, there are no capital expenditures that I
am aware of that are to be conducted in the Porter Creek area
whether it is a village or whether it isn't a village that would
call for any other vote than what we have presently before us,
Mr. Chairman.

Mr. Chamberlist: Thank you very much.

Mr. Chairman: Councillor Dumas.

Mr. Dumas: Mr. Chairman, the total, \$1,387,764.00 doesn't seem
to correspond to the master summary sheet on page one.

Mr. Chairman: I find the total of \$1,387,000.00, if this is
correct Mr. Treasurer would have to be present - yes, there would
seem to be a difference.

Mr. Chamberlist: Surely the Chairman of the Financial Advisory
Committee must have checked this out before Committee today.

Mr. Dumas: I think the deletion of the sewer system in Porter
Creek...

Mr. Commissioner: This was part of the Minutes of the Budget
Programming Committee meetings - the sewage aspect is deleted
entirely and I am sure that you will find that is the difference.

VOTE 7

Mr. Chairman: All right, the next item is Game, Vote 7, in the
amount of \$3,150.00, found on page 36, I believe. The first item
is Game Equipment in the amount of \$150.00.

All: Clear.

Mr. Chairman: The next item is Mounting Game Animals and Birds- \$2,000.00. VOTE 7

Mr. McKinnon: Mr. Chairman, if we can't get life-size nudes in the museum we might be able to at least get life-size mounts.

Mr. Chairman: And the next item is the Kluane Game Sanctuary Signs - \$1,000.00, giving us a total of \$3,150.00. Mr. Chamberlist, would you take the Chair a moment?

Mr. Taylor: Mr. Chairman, I would like to direct a question, possibly to Mr. Commissioner, if he could answer me, in reference to the Game Department. I would like to know if the Administration have anticipated any legislation which would make Game Outfitters in the Territory lawfully responsible for their horses while at large. It is my understanding that these horses are - while in captivity or while being contained by the owner, the owner is then under the purview of the Criminal Code of Canada to ensure the good safety and maintenance of his horses. However, it is very noticeable that horses this winter are dying for want of feed even though in some areas and some conditions feed is available. I am wondering if the Administration have given any consideration in bringing down legislation which would make the Outfitters in the Territory responsible for their animals.

Mr. Commissioner: Mr. Chairman, to say that we have considered specific legislation in this field as part of the current legislative program, the answer would have to be "no". Now I say this to you that we have at the present time considerable legislation on the books of the Territory and also there is considerable legislation at the Federal level which, according to answers that have been given by the Legal Adviser around this table from time to time should indeed, if applied, have the effect of seeing that people must reasonably take care of those animals which are their property and the only thing that I would suggest Mr. Chairman is this; either we must check to see whether the possible enforcement of the law that we presently have is either impossible or ineffective as a consequence of us not having enforcement officers in this field or we must see whether or not there is some defect in the legislation which makes it unenforceable. Now I know that it is maybe Council's desire not to get into any particularly long-winded discussion on this matter at the present time but I would like to suggest this, that we would ask the Legal Adgiser if he would be good enough to have a paper prepared for Councillors to be sent out bringing out the various facts in connection with it because I want to say, Mr. Chairman, that the question that is raised by the Member from Watson Lake is something that I am hearing of more and more all over the Territory at the present time. It is not isolated to the particular area of Watson Lake, Mr. Chairman. I am firmly of the opinion that the matter should be brought to a head by some reasonable means just as quickly as is possible and practical to do so.

Mr. Chairman: Councillor Taylor.

Mr. Taylor: Mr. Chairman, I thank Mr. Commissioner for his remarks. It was not my intention in my question to offer any direction in this matter. I was just curious as to whether or not the Administration had been giving any thought to this and I most certainly, if it is the intention of Administration to prepare a paper on the subject, I would be most interested, as I am sure other members would be in dealing with it possibly at the Spring Session. I thank you Mr. Chairman.

VOTE 7 Mr. Chairman: Councillor Shaw.

Mr. Shaw: Mr. Chairman, on that one subject, I am particularly pleased to hear about a paper being prepared and I would very much appreciate if this paper could be sent, I suppose all Members of Council; I am talking for myself, of course, just as soon as possible because if we get it say a month from now it might be too late and I am most concerned about this and a lot of people in my area also are concerned. I would very much appreciate this as soon as possible.

Mr. Taylor: Thank you Councillor Chamberlist, I will resume the Chair.

Mr. Taylor resumes the Chair.

Mr. Chairman: Is there anything further. Councillor Livesey.

Mr. Livesey: Mr. Chairman, just before you leave this Game Department I notice this is Kluane Game Sanctuary Signs which rings a very familiar note as far as I am concerned. I was wondering if the provisions of rustic signs are going to be those desirable or those designed by the rustic requirements of Ottawa or is it going to be designed in accordance with what we in the Yukon or perhaps particularly in the Kluane Lake area consider rustic.

Mr. Commissioner: Mr. Chairman, I would say this that in the first instance the signs are going to be written in plain English. There will be no bureaucratize involved in it. Secondly, as far as the design is concerned, if any Member of Council wishes to bring forth any particular suggestions that would be useful for the guidance of our Game Department in getting these manufactured we will be happy to have them. The main thing that I bring to your attention is that I think this is about the fourth time that I am aware of that the item has come forth in the Estimates and it's my personal intention to see that they are put up there.

Mr. Livesey: Well, just as long as they don't have any stuffed ducks parked on the top of them. I brought that up the last time I believe.

VOTE 8 Mr. Chairman: The next item is Vote 8, General in the amount of \$16,800.00. The details are on page 37. The first item is Furniture, Office and Miscellaneous Equipment - \$15,000.00. The second item is Provision for all office requirements for Territorial Agent, I believe it is, at Faro, Yukon. Clear?

All: Clear.

VOTE 9 Mr. Chairman: The next item is Vote No. 9, Engineering in the amount of \$3,623,250.00, beginning on page 38. First item is Road Equipment - \$705,500.00 as enumerated.

Mr. Chamberlist: I've forgotten, was it the intention of having one-ton trucks and lower on lease arrangements or ...?

Mr. Chairman: Half-ton, right. Are we clear?

All: Clear.

Mr. Chairman: The next item is under Engineering Equipment - \$116,750.00. I have a question I would like to direct, possibly to Mr. Clerk. We have one item in here listed as a Highway Weigh Scale. Under what authority can we place the weigh scale say on the

Mr. Chairman continues...
Alaska Highway?

Mr. Clerk: Mr. Chairman, this weigh scale is not going to be placed on the Alaska Highway it is tentatively planned, as was explained to the Programming Committee, to place this scale at the junction of the Mayo Road,

VOTE 9

Mr. Chairman: Councillor Chamberlist, would you take the Chair?

Mr. Chamberlist takes the Chair.

Mr. Taylor: This is one item I just want to do a little questioning on, as I did in the Budgetary Review Committee during the days I was on that Committee. I am just wondering, would this not mean then that we would have to embark on an active program of advertising of local restrictions on bridges, roads and this type of thing before we embark on a weigh scale program and would it not be more proper to set up a policy in respect of weigh scales and their operation and function in the Territory to be approved and considered, vended or otherwise by Council before we implement weigh scales in the Territory. I would like to hear Mr. Commissioner's comments on this.

Mr. Commissioner: Mr. Chairman, this, as in many other matters of a technical nature, is put in here on the advice of my Engineering people and in turn they have sought the advice of the Engineering people who they have available to speak to in the Department of Public Works and in our own Northern Affairs Department. It is their considered opinion that this is a matter of prime necessity in order that we may have some reasonable check, or curtailment if you wish, of the excess loads that are being carried on our Highways. I am sure that the idea is not to be a punitive one but is to see that those people who are carrying excess loads are properly permitted and I mean I use the word in its sense that they would be able to buy the necessary permits that our legislation calls for and likewise would put us in a position of seeing that loads beyond even the permitting stage are restricted in travel. It came particularly to our attention in the tremendous amount of wear and tear that is going on on the roads at the moment and as a consequence this is the recommendation that the people who are responsible for maintaining these roads have seen fit to put before us.

Mr. Taylor: Mr. Chairman, just to follow this - I'll be as brief as I can. It seems to me and it occurs to me that the implementation of policy, in respect of how these weigh scales shall be used, indeed what penalties will be inflicted on those who do go over weight, for instances and this type of thing, it somehow could relate itself to revenue in the Territory as indeed it is done in the provinces. I just wonder if it isn't a sound consideration that a policy be established in relation to how these weigh scales will be operated in the Territory because certainly, in coming years we are going to be having more weigh scales. It is a foregone conclusion that we are going to have to go to the weigh scale system. These, I believe, are portable scales although I just can't recall now whether this is a permanent fixture or not but in any event would the Commissioner not agree that a policy should be set before Council for consideration before we embark in fact on a weigh scale program?

VOTE 9

Mr. Commissioner: Mr. Chairman, the Legal Adviser has reminded me here, and I should have mentioned this I think at the opening of my remarks, that load limitations on our Highways are already in force. There is nothing new about this. They are in force right at the moment and have been for a considerable period of time and are constantly under review and come forward to me for the issuance of the necessary regulations. I believe that they would come under the Motor Vehicles Ordinance as far as I am aware and they come to me as recommendations from my Technical Officers, namely the Territorial Engineer.

Mr. Taylor: One final question. Might I ask then, Mr. Chairman, I quite agree with the comment made by Mr. Commissioner but if I am assured that an overload permit can be obtained as it can on the Alaska Highway for free, or even for some token sum of a dollar or something of this nature, I would readily agree that this is desirable but if indeed, by regulation it is the intention of Administration to establish a scale of charges or fees or tax or impost as the case might be, then it seems to be that this is a problem that must be decided by Council and cannot be decided by the Administration. Now where do we stand in this position.

Mr. Commissioner: Mr. Chairman, I think that I would be quite correct in saying that whatever changes, other than what we presently have issued under regulation would either have to consist of new regulations or changes in the present ones. Now I am sorry that I do not have these off the tips of my fingers that I can tell you exactly what they are but certainly they would be handled in the normal manner that regulations are handled, namely that they are issued, public notice is given of them and they get tabled here at the next following session of Council and if at that particular point in time this is the idea of them being handled in this manner that if Council feels that these are not equitable and they are not carrying out the manner or the intent of the item in the Motor Vehicles Ordinance to which they apply, naturally we have to be able to account for them and we have to be able to justify exactly what we are doing.

Mr. Chairman: Councillor Shaw.

Mr. Shaw: Thank you Mr. Chairman. In the matter of weigh scales in the Yukon, we have never had any to my knowledge so it would appear to me that in order to be able to require a person by law to stop at a weigh scale that it will be necessary to create legislation to that effect. I'm not going into all the ramifications and the small parts attached to it but there may be penalties for overloading but is there legislation that we can force a vehicle to pull over and drive on these scales. That is what I am wondering about - if there is not it would appear to me that prior to setting up these scales and getting the list, that the legislation should be created and presented to Council as soon as possible because it does appear to me that though, we'll say a person must not carry a load, how can we force that person to drive onto a set of scales or send a cruiser after them when they drive by and so on. If we have that legislation, fine and if we haven't it would appear that at this Spring Session certainly something like that should be placed before Council so we can make operative this expenditure of \$12,000.00 plus maintenance and operating charges.

Mr. Commissioner: Mr. Chairman, I would agree with the comments that are made here and I can assure you that I am sure

Mr. Commissioner continues...

the Legal Adviser, if he has not already done so, will be taking VOTE 9 a look at this particular situation as to how we would give effect to the requirement that the weigh scale would automatically infer and if the present legislation does not give us this necessary authority we will certainly be seeking this authority from the Council.

Mr. McKinnon: Mr. Chairman, this was a specific request from our Engineering Department. Last year they found that with the added number of vehicles from the Clinton Creek run over the Mayo road that the road broke up considerably and they had to go to quite an expenditure to have it put back into its normal fine form. Now with the advent of the Anvil run over the same portion of the road the Carmacks - Whitehorse section will be carrying the ore from Keno, from Anvil and from the Clinton Creek Mines and during certain times of the year, specifically the Spring and the Fall break-up, the Engineer is very worried about putting load restrictions on the road which might very well have to be done this year and having no way of checking whether these Companies that are using the road are living up to these restrictions. This becomes a very real problem with the added number of vehicles going to be using this road in the very near future and it was the concern of his that there had to be some way to enforce load restrictions if they were necessary so that the Territorial taxpayer would not be faced with a huge renovation job on this road that he asked for a set of scales to be set up at the Mayo junction which we thought was quite sensible.

Mr. Taylor: Mr. Chamberlist, I will now take the Chair.

Mr. Chairman: Councillor Chamberlist.

Mr. Chamberlist: Mr. Chairman, surely there are two sets of restrictions now; one is a set of restrictions by the Department of Public Works, the Federal Department of Public Works, and a set of restrictions imposed by the Territorial Engineering Department. Surely there must be a way of tying both regulations in together so they both apply. For the simple reason, in particular areas - mind you in all areas vehicles would necessarily have to go across the Alaska Highway before they got onto the Territorial Highway. Now, if the restrictions were in effect and are properly enforced on the Alaska Highway they would automatically be enforced on the Territorial Highways. I think some consideration should be given to this particular point.

Mr. Commissioner: Mr. Chairman, I think the point that has been brought up by Councillor Chamberlist is a very good one and I may say that there is already very close liaison between our Engineering Department and the Department of Public Works, but I would like to bring to Council's attention that restrictions as per loads vary according to the standard to which the road and the bridges on the road are built so that it doesn't mean to say that the restriction which is applicable on the Alaska Highway is a realistic restriction on a Territorial road which happens to join the Alaska Highway. In other words, it is very possible that we would have a road built to much less standard but would not take the load that the Alaska Highway standard would take and I am sure that the Councillor who raised the question would agree with me on this but I will say that right at the moment to give you an indication of the co-operation that we have with the Federal

VOTE 9

Mr. Commissioner continues....

Department of Public Works, our check point station at Watson Lake now has the authority to issue permits to truckers entering the Territory for that portion of their trip which covers the Alaska Highway.

Mr. Chamberlist: Thank you Mr. Commissioner.

Mr. Chairman: Are we clear? The next item is Communications Equipment - \$5,000.00. Garage Tools and Equipment - \$22,000.00. Clear?

All: Clear.

Mr. Chairman: The **Ross** River Garage Extension - \$72,000.00.

All: Clear.

Mr. Chairman: Staff Housing - Carmacks - \$80,000.00. The Garage Area - Councillor Chamberlist.

Mr. Chamberlist: If I recall correctly, Mr. Chairman, there are to be some residences constructed at Carmacks for Education. Is there any possible way that all these residences that are required here in this particular budget could be assembled together? I thought we had already come across another - oh, this is the Teachers - we already came across another area in there....

Mr. Commissioner: Mr. Chairman, with respect, the initial item that you had came under Education calls for the renovation of the school to provide more classroom facilities and more classroom facilities are going to call for more teachers. This is to give effect to the living accommodation requirement.

Mr. Chamberlist: Thank you.

Mr. Chairman: Councillor Livesey.

Mr. Livesey: On this question of accommodation for teachers, Mr. Chairman, I think it is high time we made sure that there are no enjoined residences to any more schools in the Yukon. This to me doesn't make a grain of sense. Teachers do not like to sleep on the job twenty-four hours a day and be constantly there in their place of work. They like to be separated from their work the same as any other employee. I believe we are following this principle in Carmacks and I would consider that throughout the Yukon we should, the same with any type of staff housing, there is no point in making camps in any area as far as I can see and the same thing should apply to schools. The teachers' residences should be downtown or in the community, exactly where everybody else is. By doing this we place them in the position where they become part of the community.

Mr. Chairman: Are we clear?

Mr. Chamberlist: The only objection I have Mr. Chairman, to the remarks made - I thought I heard the Honourable Member say that it is not good for teachers to sleep twenty-four hours. I hope he is not suggesting that our teachers are sleeping even eight hours.

Mr. Livesey: Well, actually, Mr. Chairman, how long the teachers VOTE 9 sleep of course is entirely their own business and of course I suppose that applies to Councillors as well and night time is the normal time to sleep and the problem is, in most of these outlying areas especially; you won't find them in Whitehorse. I don't know where they have residences adjoined to classrooms here in Whitehorse but for the edification of the Honourable Member for Whitehorse East, in outlying areas the residences are enjoined to the classrooms and this is a sad situation. They don't want this to continue any further.

Mr. Chamberlist: I was just trying to be humorous, really.

Mr. Chairman: The next item is the Garage - Area Superintendent Residence, Dawson, \$7,500.00. Councillor Shaw.

Mr. Shaw: I am surprised to see that in that the Financial Advisory Committee, I think, questioned the amount of money involved in just a plain, ordinary garage to keep a car and some rakes and hose would cost \$7,500.00. And I believe there were some recommendations made in that respect. I know, granted, \$7,500.00 is a lot of money. I could go further to some other similar buildings around and that is a pretty large amount for just putting up a shed.

Mr. Commissioner: Mr. Chairman, this matter has come up for internal discussion and also came up for considerable discussion on two occasions with the Budget Programming Committee and if Council will see fit to allow the amounts indicated to stand they will come under further review by myself and the Budget Programming Committee before construction is proceeded with.

Mr. Chairman: Committee agree?

All: Agreed.

Mr. Chairman: The next item is similar, Garage - Operator's Residence - Dawson - \$7,500.00.

Mr. Commissioner: I would give a similar commitment on this particular matter, Mr. Chairman.

Mr. Chairman: The Building Contingency Fund - \$5,000.00.
Planning for Future Territorial Building Construction - \$10,000.00.
And Ground Improvements - Various Locations - \$25,000.00.

Mr. Chamberlist: This is for school grounds only?

Mr. Commissioner: I want to give Council my personal assurance that school grounds will get the full benefit of this \$25,000.00 and I may say Mr. Chairman, while I am on my feet, that one of the worst fallacies that I find in connection with past Capital projects undertaken by the Territorial Government is the fact that we seem to have acquired the unusual but very frequent habit of not voting sufficient moneys to do the job completely in the first instance. The idea seems to have been that we'll vote so much this year and then maybe next year we'll get around to voting some more and the third year there will be - maybe we'll wind the project up but maybe we won't. And as a consequence we have buildings all over the Territory which, in my humble opinion, are not completed buildings in the sense of the word - that the property is fenced and landscaped and generally speaking given the appearance that

VOTE 9 Mr. Commissioner continues....

one would expect of Government's activities in order to make the communities in which the buildings are located as an example of what the rest of the community might bring their standards up to and I am certainly very hopeful that in the course of the next two or three years we will be able to get sufficient funds devoted to what I would say a capital completion program and this is a very necessary item, particularly as it applies to schools.

Mr. Chairman: Clear?

All: Clear.

Mr. Chairman: The next item is the Carcross Road - \$36,000.00.

All: Clear.

Mr. Chairman: The Tagish Road - \$14,000.00.

All: Clear.

Mr. Chairman: The Ethel Lake Road - \$3,000.00. The Frenchman's Lake Road - \$12,000.00. The Granville Road - \$5,000.00. The South Access Road to Whitehorse - \$8,000.00 and Campground and Picnic Area Development - \$45,000.00.

Mr. Chamberlist: Mr. Chairman, personally I would like the Commissioner to say whether any consideration has been given to the installation of a bridge at Carcross and whether there is any road program to connect up to a proposed bridge on either side of the lake.

Mr. Chairman: Mr. Commissioner.

Mr. Commissioner: I would like the opportunity of answering this situation in very general terms at the moment. The question of a bridge at Carcross has been uppermost in the minds of my own Engineering Department and as a consequence it has been brought to the attention of the Federal officials. Hopefully there will be Federal funds voted for this particular badly required part of our Carcross transportation artery that will make this possible in the coming year. I cannot answer any clearer than that. I think its suffice to say that the matter has been brought to the attention, most forcefully, of the people who have the ability to do something about it. This applies also to the necessary access and egress roads that are required at the bridge.

Mr. Chamberlist: The other question I wish to raise is the Campground and Picnic Area Development. I did read in the Travel and Publicity - one of the Travel and Publicity Department letters that the attitude now is to concentrate more on encouraging hotel accommodation than spending money on more picnic and campground accommodation. It appears that in many instances where campgrounds are good for the tourist traffic to the Yukon that there has been much misuse of campground areas. I wonder if Mr. Commissioner would say that we are going to continue with spending more money for more new campgrounds or is this money to keep the existing campgrounds in good condition.

Mr. Commissioner: Mr. Chairman, funds for the operation and maintenance of present campgrounds will appear in the Operation and Maintenance Budget which will be presented to Council for the next Session. This money that is before you now is for new construction on picnic sites and campgrounds which is an extension of the program that was embarked upon here in the Territory many years ago. I think that it is only right to say that the number of miles of road which are now available to the travelling public in the Territory in relation to the campground facilities that we have is becoming a very bad equation and I would bring particularly to your attention the fact that the loop that is available now to the travelling public starting at Watson Lake north through Ross River and Carmacks is going to put particularly heavy demand in that area and I am very hopeful that the recommendations are going to be that considerable of this money will be spent in in that area during this coming year.

VOTE 9

Mr. Chamberlist: Mr. Chairman, is there any way that we can find out now where this money is to be spent?

Mr. Commissioner: I am sorry, Mr. Chairman that I do not have that information available but it will be forwarded to Councillors individually just as quickly as is possible and I would ask Mr. Clerk if he would be kind enough to bring this forward. We have to ask you to vote these funds at the present time because the total is involved in the fiscal agreement and the only means of getting the recovery that is available is for us to vote the total amount of the funds at this time.

Mr. Chairman: Just one comment from the Chair. I believe the primary reason for these campgrounds was for fire protection, secondarily to offer this facility to tourists and attempt to cut down fire losses in the Territory. Is there anything further on that item? The next item is Whitehorse - Keno Highway - \$1,354,000.00. These are, incidentally, 100% recoverable items.

All: Clear.

Mr. Chairman: The Stewart Crossing - Dawson Road - \$350,000.00. The Watson Lake - Ross River Road - \$372,000.00. The Nordenskiold Bridge - \$10,000.00. The Canol Road - \$300,000.00. The next item is Pre-Engineering - \$40,000.00. The Mayo River Bridge - \$18,000.00. Which gives us a total expenditure of \$3,623,250.00. Clear? Councillor Livesey.

Mr. Livesey: From this Vote, Mr. Chairman, I wonder if I could address a question to the Commissioner and ask him if we are now at this point any closer to an engineering agreement with the Department of Public Works covering Territorial supervision and the maintenance of the Alaska Highway?

Mr. Commissioner: Mr. Chairman, I have no further progress to report on this matter, I'm sorry.

Mr. Chairman: Anything further on this?

All: Clear.

Mr. Chairman: The next Vote is Vote 12 - Travel and Publicity - VOTE 12

Mr. Chairman continues....

VOTE 12 \$10,200.00, as found on page 49. The first item is Publicity Equipment - \$200.00. The next item is Historic Sites Development Program - \$10,000.00, giving us.....

Mr. Shaw: I notice Mr. Chairman it costs more for an exposure meter than it does for the camera, twice as much. It must be a cheap camera and a good electronic flash unit.

Mr. Commissioner: Mr. Chairman, with respect, this is simply the equipment to go with the camera that is already in our possession.

Mr. Shaw: Oh, I beg your pardon, I saw one gag, camera and gadget for \$35.00.

Mr. Chairman: This gives a combined total of \$10,200.00. Are you clear.

All: Clear.

VOTE 14 Mr. Chairman: The next item is Vote No. 14, Yukon Regional Library - \$8,950.00. And this is composed of Library Equipment, \$950.00. Branch Libraries \$8,000.00, giving us a total of \$8,950.00. Clear.

All: Clear.

VOTE 15 Mr. Chairman: Next is Vote 15, Welfare. The first item is in the amount of \$656,351.00. This is found on page 51. Senior Citizens Home (Whitehorse), in the amount of \$170,351.00. This is a carry-over as well, is it not?

Mr. MacKenzie: Yes.

Mr. Chairman: Next is Public Housing Program - \$50,000.00. Clear?

All: Clear.

Mr. Chairman: Next is Family Group Homes - \$67,000.00.

All: Clear.

Mr. Chairman: And the Children's Group Home #2 - \$150,000.00. And the Juvenile Training Home - \$219,000.00. I would like to direct a question to Mr. MacKenzie. Is this not the Juvenile Detention Home?

Mr. MacKenzie: It's the same thing, yes. Differently named.

Mr. Chamberlist: Train them while they are in detention.

VOTE 17 Mr. Chairman: Are we clear? This gives us a total of \$656,351.00. The next Vote is Vote No. 17 - Corrections, in the amount of \$47,250.00 and found on page 52. The first item is Fire Equipment and I believe that is \$2,250.00. Is this correct? And the second item is Medium Security Institution Extension - \$45,000.00, giving us a total of \$47,250.00. Clear?

All: Clear.

Mr. Chairman: The next item is Vote 33, Liquor Control in the amount of \$10,500.00 found on page 53. This is for the Faro Liquor Store - furnishing of the Faro Liquor Store. Are you clear?

VOTE 33

All: Clear.

Mr. Chairman: The next item is Vote No. 19 under Loan Capital in the amount of \$1,459,557.00 as itemized. Have you any questions in relation to Loan Capital? Am I to conclude, Mr. MacKenzie, that this combines the figures of loans to third parties and one million three and the Anvil Townsite Carry-over?

VOTE 19

Mr. MacKenzie: This is all loans to third parties. Yes. \$65,000.00 is the balance of the half million dollar townsite loan.

Mr. Chamberlist: Mr. Chairman, I wonder if we can get an explanation - I have forgotten, I might have had it - the loans to municipalities, provisions for loan to the City of Whitehorse for improving and extending the water and sewer system. Can I have an explanation of that.

Mr. Commissioner: Yes, Mr. Chairman, the City of Whitehorse had an engineering study of the sewer and water system done approximately six months ago by Associated Engineering and the recommendations of this study have come under the scrutiny of our own Engineer and also of the Departmental Engineers in Ottawa. There was no disagreement that the suggestions made by Associated Engineering are required and indeed very necessary if the sewer and water system of the City of Whitehorse is to continue to function in a reasonable and satisfactory manner and also take care of the additional loads that are being placed upon it. The total cost of these complete renovations will exceed \$1,000,000.00. There have been conversations with the City of Whitehorse to see just what length of time they are going to spread these improvements over. It is my understanding that they will be spread over a two or possibly three year period and the \$509,000.00 that we are seeking your approval for now has been specifically earmarked in the negotiations with the Federal Government during this next year to make it possible for us to give this money to the City if indeed they get the prior agreement of the ratepayers to proceed with these renovations.

Mr. Chamberlist: Mr. Chairman, I would like to know whether these loans when Mr. Commissioner said we wished to give this money to the municipalities; are we in actual effect giving them this money - make a loan to them and at what interest will this loan be?

Mr. Commissioner: We are effectively acting as the local agent for the Federal Government in this matter. The money will be made available to us on a loan basis under the same terms and conditions as what we in turn will make it available to the City of Whitehorse. The actual interest that will be charged I think, will call for a word of explanation from the Territorial Treasurer.

Mr. MacKenzie: That rate, of course, Mr. Chairman, we don't know at the moment. When the money is made available then he rate will be fixed. It's far too variable to attempt to fix it now.

Mr. Chamberlist: Mr. Chairman, what I would like to know, perhaps

VOTE 19 Mr. Chamberlist continues...

Mr. MacKenzie could say whether the Territorial Government in asking for this money from the Federal Government will be paying what interest and if we do not know the amount of interest you may be assured that the interest that we will be paying will not be less than the interest that the City of Whitehorse will be paying back to us.

Mr. MacKenzie: The rates will be the same. We shall borrow from the Federal Government at the same rate that we lend to the City—just like the million dollar sewer and water loan of ten years ago.

Mr. Chairman: Are you clear? At this time I'll declare Committee in recess for fifteen or twenty minutes.

Mr. Chairman: At this time I will call Committee back to order. BILL # 5
Is there anything further on this Bill?

Mr. Livesey: Mr. Chairman, I have one question covering loans and loans agreements, in general and I was wondering if the Administration could provide any answers to the news that has recently come from Ottawa with respect to \$300,000.00 allocated as small business loans to be distributed throughout the territory. I wondered if the Territorial Government has any information, official information for the Committee?

Mr. McKenzie: Personally I have seen none, Mr. Chairman, I heard about this of course over the radio but nothing at all from Ottawa. The Commissioner might have.

Mr. Chairman: Would you like the Commissioner here at this time. Mr. Clerk, I'll just declare a brief recess.

RECESS

Mr. Chairman: I'll call Committee back to order and I wonder if you would restate your question Councillor Chamberlist.....or pardon me, Councillor Livesey?

Mr. Livesey: I had a question for the Administration, Mr. Chairman, with reference to the recent announcement over the radio that the Federal Government was prepared to advance a sum of \$300,000.00 to the Yukon Territory to cover small business loans and I distinctly remember bringing this point up about seven or eight years ago and I was practically laughed into the ground by the then Administration for even thinking about such a thing and if anyone cares to look it up in the Journals of the Council, you will see it there as plain as can be and I was wondering if the Administration can now give us any information before we leave loan capitals? On this proposal from the Federal Government.

Mr. Commissioner: Mr. Chairman, I wished I had more detail available to enlighten Council on this subject. I'm sorry that I do not. The detail and the manner in which the funds will become available will have to await the promulgation of the regulations under which they will be made. I anticipate that these regulations will be coming forth very promptly and I will see that they are given the fullest possible publicity and that Councillors are in individual receipt of them as soon as they are.

Mr. Shaw: Well Mr. Chairman, I wonder if there's anymore discussions in theany more questions in relation to this?

Mr. McKinnon: Mr. Chairman, I wonder, as a matter of procedure whether it wouldn't be wise to go through Bill No. 1 in Committee before we agree or disagree with Bill No. 5 because they are inter-connected and binding and Bill No. 5 by vote will actually bind this Committee before it will be even read in the monies allocated?

Mr. Chairman: Is Committee agreed? I'll proceed with the reading of the Bill. (Reads 1, 2, 3(a)(i) of Bill No. 1) Clear? BILL # 1

BILL # 1

Mr. McKinnon: Mr. Chairman, I wonder what statistics the Federal Government is using in coming to this populations subsidy figure

Mr. Commissioner: The officially revised statistics of the Dominion Bureau that is required to do this and a particular date that I think Mr. McKenzie could give you.

Mr. McKenzie: They have used the census figure for 1961.

Some Members: Boo that is ridiculous.

Mr. McKenzie: There's no difference. Not the slightest difference whether you use '61 or '66 census figures because if the \$11,702 goes up then the deficit grant goes down. Makes not the slightest difference.

Mr. Shaw: Mr. Chairman, what is that 75 cents a head? Eighty-five.

Mr. Chairman: Are we clear? (Reads 3(a)(ii) (iii) and the rest of sub-section (a) and sub-section (b)(i))

Mr. Chamberlist: Question: Mr. Chairman, what is the point of having this in here in any event. We have no provision or are we ablewhat is the point of having it in here? Is there any explanation to that. Let's ask Mr. McKenzie?

Mr. Chairman: Sub-section (b) (i). I believe this is terminology that has always appeared in our agreements. I believe the Member inquires as to why.

Mr. McKenzie: Well it certainly makes it clear for one thing. It sets out what we can do and what we can't do.

Mr. Chamberlist: We can't do it in any event, isn't that right.
Mr. McKenzie: We can't do it in any event.

Mr. Chairman: (Reads subsection (b) (ii))

Mr. Chamberlist: Question again. Mr. Chairman, isn't the present legislation in Parliament dealing with estate taxation would not that have some bearing on this particular section now?

Mr. McKenzie: I don't know.

Mr. McKinnon: Mr. Chairman, just as a matter of interest, on subsection 3 on page 2, at the top of the page...."an operating grant for the fiscal year an amount equal to \$5,264,312!" Now I thought that the figure appearing in the Financial Agreement Ordinance and I was assured by Mr. Treasurer that it was, would be exactly the same as appearing in the third year of the three year agreement which has an operating deficit grant of \$5,306,000.14. There seems to be some sort of a sixty thousand dollar discrepancy there, could this be explained.

Mr. McKenzie: Yes, certainly. If you include the per capita subsidy of \$11,702.00 which they are paying us together with the \$30,000.00 Council grants you have the figure of 5,306,014.

Mr. Chairman: Clear?

Mr. McKinnon: That doesn't make sixty.

Mr. McKenzie: Yes 5306014. That's the money we shall receive.

Mr. McKinnon: Thank you Mr. Chairman:

Mr. Shaw: There's one thing I noticed, Mr. Chairman, the parts where we don't collect Federal income tax in succession duties runs for a two-year period.

Mr. Chairman: (Reads Section 4(a)(i))

Mr. Chamberlist: I wish to go back, Mr. Chairman, I think the Honourable Member from Dawson raised a very valid point that although the financial agreements is for a period of one year ending on March 31, 1970, the clauses within Section 3, (b) one and two, are areas that will extend to the 31st day of December, 1970. Now I wonder if perhaps Mr. McKenzie can say why there is a difference in nine months between the proposed extension of the Fiscal Agreement and the particular sections of this area?

Mr. McKenzie: I would suggest that might be an error, remember I suggested....I will look into it.

Mr. Shaw: I did comment on it Mr. Chairman but it would assume to me that due to the fact that corporation sometime have various and sundry times in which they close off their books or close off their year, I would imagine that that is to cover a corporation that has their year end, we'll say from December the 1st or December 15, 1969 to I would imagine that is the reason for that particular thing and I was just commenting on it. I think perhaps it was factitious on my part.

Mr. Chamberlist: I wonder if Mr. McKenzie would be prepared to look into this and bring an answer to this because it differs.

Mr. McKenzie: Certainly.

Mr. Chairman: (Reads subsection (a)(iii) of Section 4, and reads Section 5)

Mr. Chamberlist: I think that word "and" should come out of there. Number 5 is a separate section. It isn't part of Section 4.

Mr. Chairman: What is your pleasure? Do you wish the Legal Adviser present?

All: Agreed.

Mr. Chairman: Mr. Clerk would you get the Legal Adviser? I will declare a brief recess.

Recess

Mr. Chairman: In recess, it has been brought to the attention of the Chair that in respect of Section 4, Bill No. 1, there has been a typing error which has excluded a subsection (b) which reads as follows: "For such other terms and conditions as may be agreed upon for the purpose of giving effect to this Ordinance". It is my understanding that this will be typed up in a new Bill. Does Committee agree? May I proceed? (Reads Section 5)

Mr. Chamberlist: Well wouldn't this agreement have to be amended with the agreement of Council?

Mr. Chairman: Number six.

Mr. Chamberlist: Oh I beg you pardon.

Mr. Chairman: (Reads Section 6) Clear? (Reads Section 7) I believe that should be "Ordinances", is that not a typing error? Mr. Legal Adviser, line one of Section 7, should that be "Ordinances"

Mr. Legal Adviser: Yes, I think it should be.

BILL # 1

Mr. Chairman: (Reads Sections 7, 8, 9 of Bill No. 1) You will note again the typing error on the second to the last line of that section. (Reads Sections 10, 11 and 12) Clear? (Reads 13, 14, 15 and Schedules of Bill No. 1) That is the reading of Bill No. 1, is it your wish that I proceed with the reading of

BILL #2 Bill No. 2 as well at this time? (Reads Bill No. 2)

Mr. Chamberlist: Mr. Chairman, Iperhaps Mr. Legal Adviser can explain the effects of repealing the Financial...this section of the Financial Agreement Ordinance as it would affect a new Financial Agreement. By this I mean would there be any damage done to the new Financial Agreement by repealing this section.

Mr. Legal Adviser: Mr. Chairman, the point to all this that in the Financial Agreement Ordinance which is still in force, there's a prohibition against borrowing after a certain date. There's a certain amount of money not yet taken out which we would not be able to take out before that deadline occurs, this deadline occurs in the financial year, the new Financial Agreement is in fact a new Financial Agreement although that only lasts for a year and it is in the same term as the old one but that they are two distinct agreements but the intention is to keep the old one in force so far as that prohibition is concerned to allow the Commissioner to borrow capital monies up to the limit allowed by the old agreement, so they're complementary to one another without the repealing of this Section, no capital borrowing would be permitted on the old agreement after this particular time.

Mr. Chamberlist: What date does the old Financial Agreement finish on and what date will the new Financial Agreement commence on?

Mr. Legal Adviser: It's not final, a matter of the date that the old agreement finishes on because it will continue in force but there is a section that says no, that the Commissioner may not borrow after a certain date, of course the agreement continues in force because it a question of repayment which may continue for twenty years, the agreement continues, this is merely to enable him to borrow under the old agreement after the 31st of March.

Mr. Chamberlist: Then does the Federal Government do the amending of this Ordinance?

Mr. Legal Adviser: It's done with the consent of the Federal Government.

Mr. Chairman: There you have Bills 1, 2 and 5. What is your pleasure at this time?

Mr. McKinnon: Mr. Chairman, I would like to move Bill No 1 out of Committee as amended.

Mr. Dumas: I'll second the Motion.

Mr. Chairman: One moment, I don't believe there is an amendment I believe this was taken as a typing error upon agreement of all concerned.

Mr. McKinnon: If that is the case, Mr. Chairman, I would like to move Bill No. 1 out of Committee without amendment.

Mr. Dumas: I second the Motion.

Mr. Chairman: It has been moved by Councillor McKinnon and seconded by Councillor Dumas that Bill No. 1 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? On the contrary? I'll declare the Motion carried.

MOTION CARRIED

MOTION CARRIED

Mr. Chairman: What is your pleasure in relation to Bill No. 2.

Mr. Dumas: Mr. Chairman, I'll move Bill No. 2 out of Committee without amendment.

Mr. Livesey: I'll second it.

Mr. Chairman; It has been moved by Councillor Dumas and seconded by Councillor Livesey that Bill No. 2 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? Contrary? I'll declare the Motion carried.

MOTION CARRIED

MOTION CARRIED

Mr. Chairman: What is your pleasure in relation to Bill No. 5?

Mr. Dumas: Mr. Chairman, I move that Bill No. 5 be moved out of Committee without amendment.

Mrs. Gordon: I'll second the motion.

Mr. Chairman: It has been moved by Councillor Dumas and seconded by Councillor Gordon that Bill No. 5 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? Contrary? I shall declare the Motion carried.

MOTION CARRIED

MOTION CARRIED

Mr. Chairman: First, I wonder if we would be prepared at this time to table the Appendix to the breakdown figures on Bill No. 3, I believe.

Mr. Chamberlist: It is my understanding you asked if Council now table this document?

Mr. Chairman: In Committee, Councillor Chamberlist. Are you agreed we proceed with Bill No. 3, at this time.

Mr. Chamberlist: It has to be tabled in the House, with respect Mr. Chairman, before it can pass into Committee. That is the proper procedure.

Mr. Chairman: I've made a ruling in this regard, Mr. Chamberlist.

Mr. Chamberlist: You've made a ruling with reference to the Capital Estimates, not to the Supplementary Estimates.

Mr. Chairman: Well I so shall apply that ruling to the Supplementary Estimates.

Mr. Chamberlist: Well I want my protest recorded, it's not being done in the parliamentary manner, not by any means.

BILL # 3 Mr. Chairman: This is Bill No. 3, An Ordinance For Granting To The Commissioner Certain Sums Of Money To Defray The Expenses Of The Public Service Of The Territory. (Reads Bill No. 3) In Schedule A, we have first item, Education \$3,201.00. What page is it to be found on, Mr. Clerk? It's found on page 5 of the Appendix. First item is Kindergarten....\$1.00 and the second item is the High School Polar Games in the amount of \$3,200.00. Clear? The next item is under General in the amount of \$17,351.00. The first item is Property Insurance....\$3,350.00 Clear?

Mr. Livesey: Mr. Chairman, I wonder if Mr. Commissioner can advise the Committee if the system we are still using and have used over many years is still adequate in view of the different system used by the Federal Government where they don't insure anything?

Mr. Commissioner: Mr. Chairman, the whole manner in which we are dealing with our insurance and also the adequacy and inadequacy of our coverage in light of conditions which have changed over the years and for which our insurance has not necessarily been changed, has been under a considerable review and there will be certain recommendations getting placed before the Council at the Spring Session in connection with possible changes in the procedures that we are using at this time.

Mr. Chairman: Under Motor Vehicle Study....\$1.00.

Mr. Chamberlist: Workmen's Compensation, you haven't got to that yet.

Mr. Chairman: Insurance...Workmen's Compensation.....\$14,000.00.

Mr. Chamberlist: Mr. Chairman, I would like to question at this time whether Mr. Commissioner has given any further consideration to bringing the Workmen's Compensation Administration where it belongs, right in the Yukon Territory, in view of the amount of money that is being expended it on the Administration of this area in the obvious competence in the people that we have in the Administration to look after this type of work, the Commissioner now reconsider whether or not to bring the Compensation Administration back to the Yukon.

Mr. Commissioner: Mr. Chairman, with respect, until now no one has shown me anything that would indicate that it is practical or indeed, financially possible for us to move this complete Administration function to the Yukon at the present time. I'm always open to suggestions and quite prepared to take cognizance of any matters along these lines at any time. Up until now, this certainly the indications that are put before me do not show this to be a practical move.

Mr. Chamberlist: I take it, Mr. Chairman, that Mr. Commissioner will be prepared to review the situation if sufficient of details of how it would work here would be.....

Mr. Commissioner: Most assuredly, Mr. Chairman.

Mr. Chairman: Clear? The next item.....are you clear on the item on Motor Vehicle Study.....\$1.00? That gives us a total of \$17,351.00. The next item is Engineering and Municipal Affairs details found on page 12. The first item is the Whitehorse

Maintenance Grant in the amount of \$4,100.00. Clear? The next item is the Dempster Highway \$23,000.00. Clear? And finally the Keno Water Services in the amount of \$400.00. Clear? This gives us a total of \$30,500.00. The next item is Travel and Publicity in the amount of \$2.00 and this is for Special Services. Clear? The final item is Capital-Project and Loan in the amount of \$70,801.00. Am I right in concluding, where does the breakdown start on this item, Capital Project and Loans?

Mr. Shaw: Page 22.

Mr. Commissioner: Mr. Chairman, you have an item on page 19, a detailed item which has to be dealt with.

Mr. Chairman: Where does this fall? This is recoverable. This is my understanding, dealing with the expenditure side of this. This is the normal 85% recovery.

Mr. McKenzie: This is decided on page 12, the Dempster Highway

Mr. Chairman: Are we clear? The next item I believe starts on page 24, Project and Loan Capital and the first item is Territorial Secretary and Registrar General\$3,600.00, Vehicle Check Station Watson Lake. Clear? On page 25, under General \$1.00, Recreation centre.

Mr. Chamberlist: What recreation centre? Well I understood there were going to be no expenditures at all on that for at least one year, now we're already starting to spend money on it I was told there was no capital expenditures on that except for the taking over and now we're starting to spend money. This is just a way to get the edge in.

Mr. McKinnon: Mr. Chairman, the Budgetary Programming Committee was placed before it an estimate some \$8,300.00 to construct a 1660 lineal foot chain link fence at \$5.00 per lineal foot and all elected members on the Budgetary Programming Committee went up in the air at the cost of this. We were told by the Administration that it was a part and parcel of the lease agreement of the Department of Transport that we had to chain-link the road and the surrounding buildings if it was going to come to the Territorial Government for the sum of \$1.00. In the interim we asked the Administration to phone both Edmonton and then to Ottawa to find out whether or not that this could be removed from the budget, the thinking being that we have here a high priority military base which was supposed to be fulfilling some type of secret operation in the Whitehorse area and free and easy access was given all the time to this citizens and the community to use the recreational centre on this military base. Now it came around to where a government department not in the military business, a Department of Transport, took it over and all of sudden we have to build a chain-linked around the building with a gate to get in and out to a Territorial recreational centre. As the matter now stands we would not approve the \$8,300.00 because it couldn't be constructed at this point in time during the winter months anyway and I assure everybody here that I'm not satisfied with the answer that the Department of Transport has given us that when they have recreational area beside an airport that if there is not a fence making the recreational area into a Stalag type camp that it interferes with the operation with the airport. To me, the explanation is ridiculous and I'm not going to stop here, if it has to go further to the Minister's office itself, I'm prepared and I

hope Council will back me in bringing it to his good office because I can't think of a more ridiculous expenditure and waste of the taxpayers money than putting a fence around our recreational area.

Mr. Chamberlist: This is the reason, Mr. Chairman, why I'm opposed to seeing this item in there. Apart from the fact that it was...I supported the idea of the Recreational Centre on the understanding that we were not going to have any capital expenditures and here immediately we're faced with a capital expenditure that's being sneaked in under a dollar item. I know what's going to happen, the next thing that's going to happen is that it's going to be \$8,300.00 and then because of certain other work, we're finished up we're going to have a \$15,000.00 being spent. I think that the Administration should look into this immediately. As a matter of fact, I don't think they should have gone ahead with the signing of the agreement to that effect if you're compelled to put a fence around there. This wasn't the idea at all.

Mr. Commissioner: Mr. Chairman, I wonder if I could have the privilege of saying a word on this. First and foremost the Administration is not sneaking anything anywhere, we either play the game with all the cards on the table or we're not playing it and furthermore anything that my Administration is doing that would stand the fullest public scrutiny, let me know about it and we'll soon stop doing it. The second situation there is no agreement signed and part of the terms and conditions under which this agreement has come forth consists this is part of the deal, that there will be a fence of which the Department of Transport is after. Now if there are ways and means in getting the Department of Transport to avoid this request or that can be minimized, I'm all for it and we're quite prepared to bring forth any suggestions and bring any pressures that we can within reason to have this particular request removed but certainly the matter will be completely dealt with to everyone's satisfaction before there's any agreement signed by my office.

Mr. McKinnon: Mr. Chairman, I wonder if I can ask one question more, it's just a point of interest. Is it also the intention of the Department of Transport in the lease that they are signing with those who took over the Officers Mess that this will also have to have a chain-link fence constructed around?

Mr. Commissioner: I'm sorry, Mr. Chairman, I'm not aware of the conditions.

Mr. Chairman: Mr. Chamberlist will you take the Chair?

Mr. Chamberlist takes the Chair.

Mr. Chairman: Councillor Taylor.

Mr. Taylor: Mr. Chairman, I have an interesting question to this affair and that is in view of this proposed expenditure for an estimated \$8,300.00, on a chain-linked fence, is it anticipated that this money will be recovered fully from the operation of this facility in time and indeed all the moneys that the Territorial Government may spend on heating upkeep and maintenance as well, in an effort to make this operation self-sufficient and if not is it anticipated that other community recreation centres throughout could have chain-linked fences built around the facility at the government expense?

Mr. Commissioner: Mr. Chairman, the only authority that I have to give the people who are operating this centre are those funds which are part of the policy which have been agreed to by Council concerning the operation of recreation centres and the activities that are available in them that are qualified for grants. Anything else will either be by vote of the Council or will not be given.

Mr. Taylor: I'll resume the Chair.

Mr. Taylor resumes the Chair.

Mr. Chairman: Anything further on this item? The next item is under Engineering and Municipal Affairs is \$66,000.00. Riverdale Subdivision - \$30,000.00, Porter Creek Subdivision - \$30,000.00 and the City of Whitehorse Road Construction Grant \$6,000.00. Clear? The next item is the Yukon Regional Library in the amount of \$1,200.00 for Regional Library Branches.

Mr. Chamberlist: Mr. Chairman, I would just like to make one observation and I wonder if Councillor McKinnon would be good enough to answer the question that I will put. It relates back again to the proposed Recreational Centre. My question is this, if the Department of Transport insists that a chain-link fence be put up, would Councillor McKinnon and his Financial Advisory Committee approve of this expenditure?

Mr. McKinnon: Mr. Chairman, if we were going to lose the building eventually because the lease agreement could not be finalized without the construction of a chain-link fence, we have had word from the Regional Office in Edmonton that the chain link fence need not be a full six foot one that it need only be a three foot chain-link fence which brings it to half the cost. If we were going to lose a \$600,000.00 building because not sign a lease to the Territorial Government for \$4,000.00 fence be constructed, then I would be prepared as Chairman of the Financial Advisory Committee to ask for this expenditure to be made and of course and in due course bring it before Council as an appropriation in the Main Estimates. The reason for the \$1.00 in the estimates is so that the Commissioner of the Department of Transport is willing with the dollar in the estimates agreeing in principal that they are going to force us to build some sort of fence will be built, he can go and sign the lease agreement. If Council disapproves of the fence being built, if we eventually have to build it then we'll lose the building for the sake of this expenditure. I hope that this bureaucracy run rampant which I think is a perfect example of it in this instance that cooler heads will prevail and when we get to the top and ask these people really in all good common sense, what is the practicality and the usefulness in building a fence around a recreational area on D.O.T. land that I say more sensible heads will prevail and we won't have to see the construction of this fence but I would not think that it would not be good practice for the Territory to lose a building that is already in almost full useage for the sake of a \$,000.00 fence. No it won't be. Mr. Chairman, we've already had an agreement from the Department of Transport that such an elaborate fence that was originally envisage does not have to constructed but still they are sticking that a fence does have to built from the road going in, the second road, not the road leading to the airport but the road that leads into the Recreational Centre, a fence from that road on

BILL # 3

both sides down the lane and completely surrounding the recreational building and I can only say, Mr. Chairman, that to me it's just bureaucracy running around in circles, I just can't fathom it, I can't understand it and I can't go for it without hearing from the top why it has to be done.

Mr. Chairman: This brings us to a grand total of \$121,855.00. Are you clear? What is your pleasure in Bill No. 3?

Mr. Shaw: Mr. Chairman, I would move that Bill No. 3 be reported out of Committee without amendment?

Mr. Dumas: I will second the Motion.

Mr. Chairman: It has been moved by Councillor Shaw and seconded by Councillor Dumas that Bill No. 3 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? Contrary? I will declare the Motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Chairman: Gentlemen, this brings you to the end of the work for Committee at this time. What is your pleasure?

Mr. Shaw: Mr. Chairman, I would move that Mr. Speaker do now resume the Chair.

Mr. McKinnon: I will second that Motion, Mr. Chairma.

Mr. Chairman: It has been moved by Councillor Shaw and seconded by Councillor McKinnon that Mr. Speaker do now resume the Chair. Are you prepared for the question? Are you agreed? I will declare the Motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: I will not call Council to order. May we have a report from the Chairman of Committee.

Mr. Taylor : Mr. Speaker, Committee convened at 10:50 a.m. this morning to discuss Bills. Mr. McKenzie attended Committee to discuss Bill No. 5. Committee recessed at 12:00 noon and reconvened at 2:00 p.m. It was moved by Councillor McKinnon and seconded by Councillor Dumas that Bill No. 1 be reported out of Committee without amendment and this Motion carried. It was moved by Councillor Dumas and seconded by Councillor Livesey that Bill No. 2 be reported out of Committee without amendment and this Motion Carried. It was moved by Councillor Dumas and seconded by Councillor Gordon that Bill No. 5 be reported out of Committee without amendment and this Motion carried and it was moved by Councillor Shaw and seconded by Councillor Dumas that Bill No. 3 be reported out of Committee without amendment and this Motion carried. It was moved by Councillor Shaw and seconded by Councillor McKinnon that Mr. Speaker do now resume the Chair and this Motion carried.

Mr. Speaker: You have heard the report of the Chairman of Committee, may I have your pleasure. Are we agreed?

Mr. Taylor: Mr. Speaker, in respect of the agenda for tomorrow, we have now concluded all the Bills available to us for consideration at this time. Mr. Speaker, just one other....I believe that in the House this morning, there was notice given on in respect of advice given on a Sessional Paper so no doubt this will form our agenda for tomorrow morning.

Mr. Speaker: Do you have any further suggestions from the House concerning the agenda for tomorrow?

Mr. Shaw: Mr. Speaker, I would move that we call at 5:00 o'clock.

Mr. Speaker: It was moved that we call at 5 o'clock. Are we agreed? I will declare the Motion carried. The House now stands adjourned until 10:00 a.m. tomorrow morning.

Mr. Speaker read the daily prayer. All Councillors and Mr. Legal Adviser were present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: I will now call Council to order. Are there any Reports of Committee?

Mr. Taylor: Mr. Speaker, as Committee Chairman of the Committee REPORT -
on Liquor, we have decided that we hold public hearing to facil- LIQUOR
itate those who wish to speak to their briefs at 10:00 a.m. on COMMITTEE
Monday, March 17th next...10:00 o'clock in the morning in the
Council Chambers. This will facilitate, as I said before, the
people who wish to speak to the submitted briefs. This is all
we have to report at this point in time.

Mr. Speaker: Thank you, Mr. Taylor. I would like to table at this time Sessional Paper No. 3. Introduction of Bills?

Mr. Commissioner: Mr. Speaker, could I make a suggestion? So that the public will be informed about the interest that has been shown, perhaps the Chairman of the Committee would indicate the number of briefs that have been received up to this point?

Mr. Taylor: Yes, Mr. Speaker. In addition, there have been submitted briefs and letters totalling thirty-five submissions.

Mr. Speaker: Introduction of Bills?

Mr. McKinnon: Mr. Speaker, I would like to introduce a Private BILL NO. 6
Member's Bill, which I have earmarked as Bill No. 6, namely An INTRODUCED
Ordinance to Enable the Commissioner to Obtain the Opinion of
the Public by Means of a Plebiscite.

Mr. Taylor: Does this require a seconder, Mr. Speaker?

Mr. Speaker: Has the Honourable Member a seconder for his motion for leave to introduce?

Mr. Shaw: Mr. Speaker, I will second that motion.

Mr. Taylor: Mr. Speaker, is this taken as a notice of motion as required by the rules of the House?

Mr. Speaker: This is an introduction of Bill which is usually the usual preliminary. Moved by the Honourable Member for Whitehorse North, seconded by the Honourable Member for Dawson, for leave to introduce Bill No. 6, An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite. Is the House prepared for the question on the motion? Are we agreed? I will declare the motion carried.

MOTION CARRIED

MOTION
CARRIED

Mr. Speaker: Are there any further Introduction of Bills? Notices of Motion or Resolution? Notices of Motion for the Production of Papers? Under Orders of the Day, Motion No. 1, moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Dawson, that Sessional Paper No. 2 be discussed in Committee of the Whole. Would the Honourable Member be prepared at this time to proceed with Motion No. 1?

MOTION NO.

1

MOTION NO. 1 Mr. Taylor: Yes, Mr. Speaker. It has been moved by myself, seconded by Councillor Shaw, that Sessional Paper No. 2 be discussed in Committee of the Whole.

Mr. Speaker: Are we agreed? I will declare the motion carried.

MOTION CARRIED

MOTION CARRIED

Mr. Speaker: Are there any questions?

QUESTION RE COMPANIES Mr. Chamberlist: Mr. Speaker, because of the probability that we will be proroguing today, I do not wish to necessarily have a written reply in this Session. Mr. Speaker, my question to Mr. Commissioner is really in a series of questions and I would like to know whether the Commissioner is able to explain on behalf of his Administration why firms who are trading in securities are not properly registered under the Companies Ordinance, and how it is possible for a company of this description to trade without a file as to their affairs being on record in the Companies' Registrar's Office?

Mr. Commissioner: Mr. Speaker, with respect, I would have to ask for notice to bring forward the required answers to that question.

QUESTION RE VISIT TO REVIEW AIRPORTS Mr. Shaw: Mr. Speaker, I have a question for the Commissioner. I wondered.... the question would be whether the Commissioner has heard whether the Honourable Jack Pickersgill is coming up here to review these airports, or has he had any communication whatsoever from him with respect to the motion presented last fall?

Mr. Commissioner: Mr. Speaker, if a reply has been received, it has not come to my personal attention, therefore I am not able to give a proper answer to the question that has been asked here at the moment. I wonder if it would be agreeable that a proper answer would be brought forth in writing and would be directed to the Members individually as it is highly likely, as I would understand, that you will be asking to be prorogued today?

Mr. Shaw: Would it be conceivable, Mr. Speaker, that a letter sent two months ago has not been replied to by the person in question?

Mr. Commissioner: Mr. Speaker, I wouldn't care to infer that in this particular instance it had or had not been replied to, but I would like to assure Council that just as sometimes letters to my Administration take two and three months to get replies to, I am sure that there are other Administrative bodies of government elsewhere in Canada that similar situations from time-to-time prevail.

QUESTION RE LOW COST HOUSING MOTION Mr. McKinnon: Mr. Speaker, I wonder if I could ask Mr. Commissioner what is the status of Motion No. 1, re Low Cost Housing, which was passed unanimously by this Council at the last Session?

Mr. Commissioner: Mr. Speaker, the situation with regard to the Low Cost Housing Scheme, not particularly directing my answer to the total content of Motion No. 1 as I don't have it before me, but the total Low Cost Housing Scheme remains exactly as it has been for some time.

QUESTION RE WHERE COPIES OF MOTIONS SENT Mr. McKinnon: Mr. Speaker, I wonder if I could ask Mr. Commissioner whether the motions passed by this Council, a copy of them is sent to the Chairman of the Standing Committee on Indian Affairs and Northern Development?

Mr. Commissioner: Mr. Speaker, the answer to that question is no.

Mr. McKinnon: Mr. Chairman, I wonder if I could ask Mr. Clerk what is the status of Question No. 39 regarding the air traffic at various Yukon locations, that was asked on December 5th of last year? QUESTION RE STATUS OF QUESTION NO. 39

Mr. Commissioner: Mr. Speaker, that question forms a Sessional Paper which has been signed and will be getting mailed out, along with several other Sessional Papers that are hold-overs from the last Session of Council... they will be getting mailed out to Members within the next few days. Mr. Speaker, I wonder if I could supply answers to two questions that were asked yesterday? Councillor Chamberlist queried the locations of the campgrounds. We were questioned, I believe, during the budget yesterday. I am advised that new campgrounds are contemplated at Little Salmon Lake at the west end; Drury Creek, east of Little Salmon; Frances Lake; McGregor Creek, north of Carmacks; and that further development will be carried out at the following: Lake Arkell, Otter Falls, Tagish Lake, Quite Lake and Fox Lake. Mr. Speaker, I would like to supply an answer to a question that was asked by Councillor Gordon yesterday. The Fire Marshal was contacted and advises that he has recommended to the Territorial Engineer that proper hose drying facilities will be constructed at all fire halls. While this is the best answer that we can come forward with at the moment as the Territorial Engineer is temporarily absent from the Territory on official duties, it would be a reasonable assumption that this recommendation will be getting taken care of as soon as funds for such... to implement such a recommendation are available.

Mr. Speaker: Thank you, Mr. Commissioner. May we now proceed to Public Bills and Orders?

Moved by Councillor Shaw, seconded by Councillor Dumas, that Bill No. 1, An Ordinance Respecting the Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be given Third Reading at this time. THIRD READING BILL NO. 1

MOTION CARRIED CARRIED

Mr. Speaker: May I have your further pleasure?

Moved by Councillor Shaw, seconded by Councillor Dumas, that the title of Bill No. 1, An Ordinance Respecting the Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be adopted as written. TITLE ADOPTED BILL NO. 1

MOTION CARRIED CARRIED

Mr. Speaker: I will declare that Bill No. 1 has passed this House.

Moved by Councillor Dumas, seconded by Councillor Gordon, that Bill No. 1, An Ordinance to Amend the Financial Agreement Ordinance, be given Third Reading at this time. THIRD READING BILL NO. 2

MOTION CARRIED CARRIED

Mr. Speaker: Is the House prepared to adopt the title to Bill No. 2?

TITLE Moved by Councillor Dumas, seconded by Councillor Gordon, that
ADOPTED the title to Bill No. 2, An Ordinance to Amend the Financial
BILL Agreement Ordinance, be adopted as written.

NO. 2

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: I will declare that Bill No. 2 has passed this House.

THIRD Moved by Councillor Shaw, seconded by Councillor Dumas, that
READING Bill No. 3, An Ordinance for Granting to the Commissioner Cer-
BILL tain Sums of Money to Defray the Expenses of the Public Service
NO. 3 of the Territory, be given Third Reading at this time.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: Is the House prepared to adopt the title to Bill No. 3?

TITLE Moved by Councillor Shaw, seconded by Councillor Dumas, that
ADOPTED the title to Bill No. 3, An Ordinance for Granting to the
BILL Commissioner Certain Sums of Money to Defray the Expenses of
NO. 3 the Public Service of the Territory, be adopted as written.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: I will declare that Bill No. 3 has passed this House.

THIRD Moved by Councillor Gordon, seconded by Councillor Dumas, that
READING Bill No. 5, An Ordinance for Granting to the Commissioner Cer-
BILL tain Sums of Money to Defray the Expenses of the Public Service
NO. 5 of the Territory, be given Third Reading at this time.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: Is the House prepared to adopt the title at this time?

TITLE Moved by Councillor Gordon, seconded by Councillor Dumas, that
ADOPTED the title to Bill No. 5, An Ordinance for Granting to the
BILL Commissioner Certain Sums of Money to Defray the Expenses of
NO. 5 the Public Service of the Territory, be adopted as written.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: I will declare that Bill No. 5 has passed this House. May I have your further pleasure?

Mr. McKinnon: Mr. Speaker, at this time I would like to ask for the unanimous consent of this House that Standing Order No. 41 be suspended so that the Private Member's Bill that I introduced this morning may be processed. Mr. Speaker, I ask this as nothing more than a private Member who is facing an extremely urgent and difficult situation in one of the areas that I represent. I think that the Whitehorse Members are well aware of the problem that I am facing in my constituency, and I only hope that Members from outside the Whitehorse area will at least hear my arguments in Committee before deciding on whether or not the passage of this Private Member's Bill should be undertaken by this Council at this time.

Mr. Speaker: Would the Honourable Members be prepared to present a motion before the House to that effect?

Mr. McKinnon: Mr. Speaker, I would move that Standing Order No. 41 of this House be suspended so that Bill No. 6, An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite, may be given First and Second Reading at this time.

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

Mr. Speaker: Moved by the Honourable Member for Whitehorse North, seconded by the Honourable Member for Watson Lake, that Standing Order No. 41 be suspended at this time in order that Bill No. 6, An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite, be given First and Second Reading at this sitting.

Mr. Chamberlist: Mr. Speaker, I really have had not sufficient time to consider the Private Member's Bill. However, I do note that it is almost identical to a Bill that was defeated in this House in the last Session, and that was Bill No. 1, which read then "An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite", and the heading of this Bill is identical. Now, I can't see how one Bill was a Bill by the Administration and in this Session it becomes a Private Member's Bill under the same heading. I do certainly understand the position that the Honourable Member from Whitehorse North finds himself in, but I.....

Mr. Speaker: I would remind the Honourable Member at this time that the Bill has only so far been introduced and it's not a question of discussing the Bill at this time, it's a question of discussing the motion, which is really the suspension of Standing Order 41.

Mr. Chamberlist: Yes, I appreciate this, Mr. Speaker, but I am...while I am speaking, I am trying to decide whether, because of the need for unanimous consent, I'm trying to decide... give me a few minutes to decide whether I should approve of this. If Mr. Speaker wishes to hold me up on this, I will vote in a nay position and this will damage the purpose for what the Honourable Member from Whitehorse North has spoken so that he can get it through Committee, and I would ask Mr. Speaker to allow me some latitude in this. It's not....

Mr. Speaker: It is not a point where it is usually debated at this time.

Mr. McKinnon: Mr. Speaker, speaking on the motion I introduced, may I say that the reason that I asked for the suspension of Standing Order No. 41 is because in my estimation, as a Private Member's Bill, this is substantially and essentially different from the Bill that was presented by the Administration and that this Council did not give approval of, and if Honourable Members will allow the Bill to go on to Committee, they will see, and I may argue that it is substantially and essentially different, and meet the arguments that all Council Members raise at that time in not supporting the Bill at that time.

Mr. Taylor: Mr. Speaker, as seconder of the Honourable Member's motion, I may say that although I do not necessarily agree with the Honourable Member's political philosophy, I do think that he most certainly is entitled, as all Members of the House, to have this Bill aired in Committee and either accepted or rejected, and for that reason I not only second the motion but I urge all Members to give the Member an opportunity to lay his case before Council.

Mr. Chamberlist: I think, Mr. Speaker, you will not allow me to continue now?

Mr. Speaker: Well, it's not a question of allowing the Member to continue or not continue....

Mr. Chamberlist: Then I will vote against.

Mr. Speaker: I will declare the motion defeated. May I have your further pleasure?

Mr. Shaw: Mr. Speaker, with respect, wouldn't it be necessary to take a vote on the particular motion. The Member may reconsider in the time that it takes to bring this to a vote.

Mr. McKinnon: Mr. Speaker, before a vote is called on the motion, I wonder if I could get a ruling from the Chair on whether the Honourable Member from Whitehorse East would be allowed to speak to the motion that I have made and had seconded by the Honourable Member from Watson Lake?

Mr. Speaker: Well, I have not so far curtailed his decision to... I have reminded him that discussion of the motion before the House is in specific reference to the question of the suspension of Standing Order 41, which is merely a rule of the House. This is the point in question. It's not the Bill in First and Second Reading; this is the point where discussion takes place. But, what we are talking about is the suspension of Standing Order 41, and whether this question may now be proceeded with as far as the First and Second Reading of the Bill, and I believe the Honourable Member for Whitehorse East is fully aware that these processes of the Bill are discussed at those particular times. Questions raised at First Reading are set out in the rules of the House and discussion of the principle of the Bill is set out as covering Second Reading of the House, and I think the Honourable Member for Whitehorse East understands this quite fully.

Mr. McKinnon: As it now stands, Mr. Speaker, the motion that I have before the floor is debatable at this time, is this correct?

Mr. Speaker: Correct.

Mr. McKinnon: Thank you, Mr. Speaker.

Mr. Chamberlist: Thank you, Mr. Speaker, this is what I was trying to obtain a ruling on, that I have the right to speak on the motion, and this is what I was doing when I was, I think, interrupted. Mr. Speaker, the suspending of the Standing Order in this regard would suspend the complete routine that Mr. Speaker has referred to, so that the idea being that there can be three readings given and passed in this particular area. Now, I'm reluctant, and this is why I wanted the time to think, I'm reluctant to allow this Standing Order to interfere with the due process of dealing with a piece of legislation for the simple reason that there is no doubt that once any Bill of the Honourable Member's would go through into Committee, or any motion in the way that things are set up, it would be whether there are any points of objection in the Bill, there would be no doubt that it would be passed. Now, even if there were valid objections to the Bill. I'm not speaking about the contents at this time. There seems to be no way that I can be assured, Mr. Speaker, that the suspension of the rules would not place me in the position of... and also the Honourable Member for Watson Lake, of being in the position of anything that we say in regards to this Bill would be negative for the simple reason that it

Mr. Chamberlist continued:
would be voted in automatically. Now, this is the thing that I have to answer myself. I don't think that it's really necessary for the Standing Order to be suspended at this particular time.

Mr. McKinnon: Mr. Speaker, as I said at the beginning of the debate on this motion, I presented this as a Private Member's Bill and as a problem, that is, to try to solve a problem which is quite controversial in my constituency at this time. I do not ask for anybody to support it other than on the argument that I make in Committee in favour of the Bill, and I would have no objection to anybody voting against it if I could not argue that this Bill was necessary at this time. Thank you, Mr. Speaker.

Mr. Speaker: Question has been called. Are we agreed? Are there any contrary?

Mr. Chamberlist: Contrary.

Mr. Speaker: I will declare the motion defeated.

MOTION DEFEATED

MOTION
DEFEATED

Mr. Speaker: Will the House please indicate to the Chair... Order, please. Will the House please indicate their desires at this time.

Mr. Shaw: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and Council resolve itself in Committee of the Whole to discuss, I believe, Sessional Papers are all we have, so that would be the motion, Mr. Speaker.

Mr. Speaker: Is there a seconder for the Honourable Member's motion?

Mr. Dumas: I'll second the motion.

Mr. Speaker: Moved by the Honourable Member for Dawson, seconded by the Honourable Member for Whitehorse West, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Sessional Papers and motions. Is the House prepared for the question on the motion? Are we agreed? I will declare the motion carried.

MOTION CARRIED

MOTION
CARRIED

Mr. Speaker: The Honourable Member for Watson Lake will please take the Chair in Committee.

Mr. Taylor takes Chair.

Mr. Chairman: Councillor Chamberlist, would you take the Chair please?

SESSIONAL
PAPER NO. 2

Mr. Chamberlist takes Chair.

Mr. Taylor: Mr. Chairman, the only remaining matter of business is a motion which I proposed to Council and that is that Sessional Paper No. 2 be discussed in Committee of the Whole this morning, and I'm sure, Mr. Chairman, that all Members of Committee will note that this has reference to the Federal-Provincial Constitutional Conference. Now, it is unfortunate that yesterday we were unable to get this matter into Committee. Apparently the

Mr. Taylor continued:

SESSIONAL PAPER NO. 2 Privy Council of Canada has made a request to us for the name of this person to attend this Committee and unfortunately it was impossible by reason of a non-majority vote to deal with this matter yesterday, and it was also very unfortunate. However, I believe in their wisdom, the Federal Government has more or less foreseen an appointment to this most important conference, something we've worked very hard for over the years, something which is going to be, I think, of great benefit to the Territory and this Council. At least we'll find out what is going on in Ottawa in relation to the Constitutional Conference and it may be, if not at the conference table itself, that even in the galleries we may be able to get a few of our hopes and desires for the future across to the other delegations from across Canada. It was my intention to make a recommendation or nomination to this Committee, however, I will withdraw from doing this and I will resume the Chair and I hope that the Members will, quite expeditiously, select someone to represent the Yukon at this conference. Thank you, Councillor Chamberlist, I will now resume the Chair.

Mr. Taylor resume Chair.

Mr. Chairman: Will you proceed, gentlemen.

Mr. Livesey: Mr. Chairman, as you all know, I've been quite interested in the question of constitutional matters in Canada for quite a number of years. It has been an interesting subject and I am still involved with its study, and I am pleased to see that the Federal Government has seen fit to allow at least one Member to proceed to the conference in Ottawa. My understanding, of course, at one time was that there were two Members going to the conference, however, I have not received any indication that I can accept at the moment to show why only one Member may now be going to that conference, however, I think it is a good thing that the Yukon has at last made an impression upon Ottawa to the effect that we are now allowed to send one Member, and I'm very happy that the one Member may be going. I will therefore move that the Honourable Member for Whitehorse North be the Member of this House to proceed to Ottawa to attend the conference.

Mr. Shaw: Mr. Chairman, I'd be pleased to second that motion.

Mr. Chairman: Do I have this motion correct? The motion as I have it is, it has been moved by Councillor Livesey, seconded by Councillor Shaw, that the Honourable Member from Whitehorse North be the Council delegate to the forthcoming constitutional conference? Are you prepared for the question? Do you agree? Any contrary? I shall declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Chamberlist: Mr. Chairman, now that the motion has been carried, I would like to make some comments. You will note from the Sessional Paper....

Mr. Chairman: Councillor Chamberlist, I believe this matter has already been decided by Council and it's not debatable at this point in time.

Mr. Chamberlist: I am not debating this motion.

Mr. Chairman: Is it the wish of Committee that Councillor Chamberlist raise a matter, whatever it is that he wishes to raise at this time?

Mr. McKinnon: I'm always happy to extend courtesies to the Honourable Member from Whitehorse East that he's not willing to extend to other Members of Council, Mr. Chairman.

Mr. Chairman: Mr. Chamberlist.

Mr. Chamberlist: Thank you, Mr. Chairman. Rudeness seems to be a monopoly now amongst Councillor McKinnon and his Nielson troubadours....

Mr. Chairman: Order.

Mr. Chamberlist: Now that the motion has been passed and the Honourable Member for Whitehorse North has been chosen by his confreres to attend the constitutional conference, I would like to point out that the attendance of Councillor McKinnon to the constitutional conference is not as a representative of the Territorial Council or the people of the Territory. He will sit with the Commissioner in accordance with the Sessional Paper as a delegate in the Federal delegation. I would like to advise Council that I will be in Ottawa myself, and I will be sitting in a position as a Member representing the people of the Yukon Territory. I have already made arrangements to be there so that I wasn't at all surprised by the attitude that has been adopted. So, there will be two people in Ottawa; I for other business and Councillor McKinnon properly as appointed by the Members of the Territorial Council. I am sure that both of us in our own particular way will be able to do good for the Yukon Territory generally.

Mr. Dumas: You're going to be on national T.V. again, are you?

Mr. Chairman: What is your further pleasure.

Mr. Livesey: Mr. Chairman, I think the commotion that is being created by the Honourable gentleman from Whitehorse East should be applauded to show that we appreciate his singular effort, irrespective of the wishes of the people as represented in Committee.

Mr. Chairman: The Chair would now entertain a motion that Mr. Speaker resume the Chair.

Mr. Shaw: Mr. Chairman, I would move that Mr. Speaker do now resume the Chair.

Mr. Chairman: Seconder?

Mr. Dumas: I'll second the motion.

Mr. Chairman: You've heard the motion. 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 Council to order. May we have a report from the Chairman of Committee?

Mr. Chairman: Mr. Speaker, Committee convened at 10:40 a.m. this morning to discuss Sessional Papers. It was moved by Councillor Livesey, seconded by Councillor Shaw, that the Honourable Member from Whitehorse North be the Council delegate for the forthcoming constitutional conference. It was then moved by Councillor Shaw, seconded by Councillor Dumas, that Mr. Speaker do now resume the Chair, and this motion carried.

Mr. Speaker: You have heard the report of the Chairman of Committees. Are we agreed?

All Members: Agreed.

Mr. Speaker: May I have your further pleasure.

Mr. Taylor: Mr. Speaker, I can report that all matters referred to your Committee of the Whole have now been concluded and I would suggest, unless there is any further business from any of the other Members, that we look at prorogation.

Mr. McKinnon: Mr. Speaker, with respect, I would suggest that there is a Bill that has been introduced before this Council that will have to go through the normal process through these Chambers and it seems to me that it will have to be tomorrow morning.

Mr. Chamberlist: Mr. Speaker, I must agree with the Honourable Member for Whitehorse North. He is absolutely correct.

Mr. Shaw: Mr. Speaker, sometimes one has to look at things with a little common sense. When we see that we have a Bill before the House, a Bill that can do nothing but benefit for the people, that is just a matter of time because it is sensible and reasonable that this Bill should pass, namely the one that was introduced this morning, and one which I supported and will continue to support at all times, that certain Members of this Council who live in other areas of the Territory will not be able to get home for quite a number of days from Whitehorse on account of the public transportation service, I would ask the indulgence of the Member from Whitehorse East in this Council, Mr. Speaker, that this particular Bill be resolved today. It will serve no useful purpose to prolong this until tomorrow except to prevent Members from getting to their homes. It is fine for anyone who lives in the area, they couldn't care less when they get back and when they get here. But the Members of the outlying districts, Mr. Speaker, it is becoming quite a burden to travel back and forth, back and forth, and each time you travel it takes at least a day. Now, I think the Members would be willing to give a day's travel if necessary, but for holding it for a week before you can get back, unless you can rent a car or prevail upon the good nature of someone who is going in that area, and tomorrow there are schedules that Members can go home on, otherwise in some areas, they will have to wait for a week before they can get public transportation back. I would ask if there could be consideration given to this, Mr. Speaker.

Mr. Taylor: Yes, Mr. Speaker, these are my sentiments entirely. I spent many years and given up much time and effort to the people of the Yukon Territory at this table. I have attempted at all times, and I don't think any Member either of this Council or former Councils can ever say that I have obstructed at any time the function of what we term the democratic process or as close to it as we can get here in the Yukon Territory. It is extremely unfortunate that the matters of business which were stated to be of some importance to the people, could not be conducted in the normal manner this morning. It is very frustrating and has been frustrating to have to sit here at some expense and distance from our place of residence, in my case, in the Watson Lake area, to come up here to do the best possible job that I am capable of doing for my people. If the matter could be resolved today, I would certainly agree, it should be. But, however, if one Honourable Member can defy the democratic process and restrict the ability of the elected representatives

Mr. Taylor continued:

of the people, and that being the majority of the elected representatives of the people of the Yukon Territory, then I feel no useful purpose would be served by being here tomorrow or the following day, or the following day, to deal with this one last matter of business, and I would respectfully, for the first time in all the years I have been on this Council, for this reason, ask the indulgence of Council to be absent tomorrow.

Mr. Dumas: Mr. Speaker, might I suggest that we have a short adjournment at this time?

Mr. Speaker: Does the House agree?

All Members: Agreed.

Mr. Speaker: The House now stands adjourned until further notice.

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11:00 o'clock a.m.

Tuesday, February 4, 1969.

Mr. Speaker: I will now call Council to order. You may proceed.

Mr. Shaw: Mr. Speaker, in order to facilitate matters, I would like to move that Standing Order 41 be suspended and that Council meet at 9:00 a.m. tomorrow morning.

Mr. Speaker: Is there a seconder for the Honourable Member's motion?

Mr. Chamberlist: I will second that motion, Mr. Speaker.

Mr. Speaker: Moved by the Honourable Member for Dawson, seconded by the Honourable Member for Whitehorse East that Standing Order 41 be suspended in order that Council may meet at 9:00 a.m. tomorrow morning. Order, please. Is the House prepared for the question on the Motion? Are we agreed?

All: Agreed.

MOTION CARRIED

MOTION
CARRIED

Mr. Speaker: May I have your further pleasure?

Mr. Taylor: Mr. Speaker, in light of my former request in the event that I may not be present tomorrow, I wonder if in that event I do be excused.

Mr. Speaker: Does the House agree?

All: Agreed.

Mr. Commissioner: Mr. Speaker, I wonder if I might rise at this time to give assent to the Bills that have been dealt with at this Session?

Mr. Speaker: Thank you, Mr. Commissioner.

Mr. Commissioner: I would at this time give my assent to, Mr. Speaker, Bill No. 1, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada; Bill No. 2, An Ordinance to Amend the Financial Agreement Ordinance; Bill No. 3, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory; Bill No. 5, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory.

Mr. Shaw: Mr. Speaker, I would move that we call it 5:00 o'clock at this time.

Mr. Speaker: Are we agreed?

All: Agreed.

MOTION CARRIED

MOTION
CARRIED

Mr. Speaker: Order, please. The House now stands adjourned until 9:00 o'clock a.m. tomorrow morning

Mr. Speaker read the daily prayer. All Councillors and Mr. Legal Adviser were present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: I will now call Council to order. Are there any Reports of Committees?

Mr. Taylor: Mr. Speaker, although not necessarily a Committee Report, the Committee on Liquor advises that we have distributed to all Members, copies of the thirty-five letters and briefs.

Mr. Speaker: Thank you, Mr. Taylor. Are there any further reports? Introduction of Bills? Notices of Motion or Resolution? Notices of Motion for the Production of Papers? We have nothing standing on Orders of the Day at the moment. I wonder, Mr. Clerk, if you could obtain the Commissioner for the Question Period.

RECESS

Mr. Speaker: I will now call Council back to order. Are there any questions?

Mr. Chamberlist: Mr. Speaker, a question to the Commissioner. As a preamble, Mr. Commissioner, during the visit of the Parliamentary Committee on Northern Affairs the Chairman of the Committee, at a public meeting, mentioned reference to the charges being made for freight and ownership of companies by the White Pass & Yukon Route. This information was wrong. I wonder if Mr. Commissioner could say who was responsible for passing that information from the Administration on to Mr. Ian Watson, the Chairman?

QUESTION
RE WRONG
INFORMATION
GIVEN TO
WATSON

Mr. Commissioner: Mr. Speaker, I didn't know that the information was passed from the Administration.

Mr. Chamberlist: Mr. Speaker, a supplementary question. For the benefit of Mr. Commissioner, the information that it was passed from the Administration came from Mr. Ian Watson himself. Are you aware of who passed that information on?

QUESTION
RE WRONG
INFORMATION
GIVEN TO
WATSON

Mr. Commissioner: I have had no occasion to look into this situation at all, Mr. Speaker.

Mr. Chamberlist: Thank you, Mr. Speaker.

Mr. Speaker: Are there any further questions? If not, may we proceed to Public Bills and Orders?

Mr. McKinnon: Mr. Speaker, I would move that First Reading be given to Bill No. 6, namely, An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite.

FIRST
READING
BILL NO. 6

Mr. Chamberlist: Mr. Speaker, I didn't understand this was a Public Bill. I thought it was a Private Member's Bill. This was my understanding when it was introduced.

Mr. Speaker: We proceed in the same manner to the best of my knowledge.

Mr. Chamberlist: Yes, but with respect....

Mr. Taylor: A point of order, Mr. Speaker. I'd like to second that motion prior to any discussion or debate on the motion.

Mr. Chamberlist: Mr. Speaker, with respect, I'm only going by what you called from the Chair. You said "Are there any Public Bills and Orders?", and I would ask you to bring your attention to that particular item.

Mr. Speaker: The question raised from the Chair, for the benefit of the Honourable Member for Whitehorse East, is in reference to the Orders of the Day, and you will note that Bill No. 6 - First and Second Reading, is under that heading.

Mr. Chamberlist: Well, with respect, Mr. Speaker, it's under the wrong heading then. I wonder if Mr. Speaker will have that corrected?

Mr. Speaker: Is this a point of order in which you raise...

Mr. Chamberlist: Yes, Mr. Speaker. It's a point of order because it was introduced as a Private Member's Bill.

Mr. Speaker: Moved by the Honourable Member for Whitehorse North, seconded by the Honourable Member for Watson Lake, that First Reading be given to Bill No. 6, An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a....

Mr. Chamberlist: A point of privilege, Mr. Speaker.

Mr. Speaker: ...Plebiscite. Order. No Member is allowed to rise when the Speaker is addressing the House. I believe the Honourable Member for Whitehorse East realizes this and I rule him out of order. I have taken note of the words raised by the Honourable Member for Whitehorse East. I repeat, moved by the Honourable Member for Whitehorse North, seconded by the Honourable Member for Watson Lake, that First Reading be given to Bill No. 6, An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite.

Mr. Chamberlist: I rise on a point of privilege at this time, Mr. Speaker. Mr. Speaker, it is my privilege to correct when I think it is incorrect the method of conducting the procedures of this House and with respect, Mr. Speaker, I rose before on a point of order, the effect that the Bill was read and introduced as a Private Member's Bill. I have also.... on rising on the point of order, request that Mr. Speaker rule and state in accordance with our Standing Orders where the point of order is out of order or whether it is in order, and I would ask Mr. Speaker to rule on that particular point. Because I am one alone, it is not right, with respect, Mr. Speaker, that you do not give attention to this Member of the House.

Mr. Speaker: I believe I have already ruled the Member for Whitehorse East out of order on this point.

Mr. Chamberlist: With respect, Mr. Speaker, you ruled me out of order when I stood to speak while you were speaking, and I accept that ruling, but you did not rule on the point that I have made.

Mr. Taylor: Mr. Speaker, I wonder if I might direct a question to the Honourable Member from Whitehorse East and ask him if it is his intention to obstruct this Bill all the way through or can we proceed with proceedings on the normal plane as we do with other Bills? I wonder if I could have an answer, Mr. Speaker.

Mr. Chamberlist: I was waiting for Mr. Speaker to rule that question out of order. Obviously, this is not going to take place. Mr. Speaker, in answer to the Honourable Member's question, it is not my function to obstruct at all. I have been placed in the position of being a singular opposition in this House....opposition that will not be split. Mr. Speaker, I do not obstruct, I just want Mr. Speaker to rule in matters of the House in an impartial manner whether it is I or for anybody else. I feel that I have risen properly because it was introduced originally as a Private Member's Bill. This is the only thing I ask.

Mr. Speaker: I might suggest to the Honourable Member for Whitehorse East that to suggest that I am not ruling in an impartial manner is an unorthodox criticism of the Chair, and I will rule that out of order also.

Mr. McKinnon: Mr. Speaker, as the private Member who introduced this Bill as a Private Member's Bill, and it was introduced as such and seconded as such and brought before the House as such, on the Order Paper this morning it appeared under Public Bills and Orders. The Honourable Member from Whitehorse East raised a legitimate point that it should not be under Public Bills and Orders, it should be processed as a Private Member's Bill. Mr. Speaker took the exception to note and I am sure, and it may be perhaps that he didn't understand it, the idea that the ordinary processing of the Bill will now be corrected on the Order Paper and it will be processed under the heading of a Private Member's Bill. In the immortal words of the fourth candidate for the presidency of the United States, Mr. Pat Paulsen, I think it is a little picky-picky, Mr. Speaker.

Mr. Shaw: I wonder, Mr. Speaker, under this particular heading, as we very seldom have Private Member's Bills, if we could consider this notation here as a typographical error.

Mr. Speaker: I already informed the House that I have taken note of the words of the Honourable Member. Surely that's about as far as I can go.

Mr. Chamberlist: Well, I think you could have....

Mr. Speaker: Order, please. Is the House prepared for the question on the motion that Bill No. 6 be now read for the first time? Are we agreed? I will declare the motion carried.

MOTION CARRIED

MOTION
CARRIED

Mr. Speaker: When shall the Bill be read for the second time, now?

Some Members: Now.

Mr. McKinnon: With great trepidation, Mr. Speaker, I rise to
move Second Reading be given to Bill No. 6, An Ordinance to
Enable the Commissioner to Obtain the Opinion of the Public by
Means of a Plebiscite. **SECOND READING BILL NO. 6**

Mr. Taylor: And I would be proud to second that motion.

Mr. Speaker: Moved by the Honourable Member for Whitehorse North, seconded by the Honourable Member for Watson Lake, that Second Reading be given to Bill No. 6, An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite. Is the House prepared for the question on the motion? Are we agreed? I will declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: May I have your further pleasure?

Mr. Shaw: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and that Council resolve itself in Committee of the Whole to discuss Bill No. 6.

Mr. Taylor: If this be the case, I would be glad to second that motion.

Mr. Speaker: Order, please. Moved by the Honourable Member for Dawson, seconded by the Honourable Member for Watson Lake, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bill No. 6. Is the House prepared for the question on the motion? Are we agreed? I will declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: The Honourable Member for Watson Lake will please take the Chair in Committee.

Mr. Taylor takes Chair.

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Mr. Chairman: The first item of business this morning, and the only item of business, will be Bill No. 6, and I will proceed with the reading of the Bill.

Mr. Chamberlist: Mr. Chairman, before you commence, I wonder if you would mind appointing someone else as Deputy Chairman because I will necessarily have to be speaking on this Bill at some length and I would not want anybody to put me in the position of being Chairman.

Mr. Livesey: Mr. Chairman, I think that the Honourable Member for Whitehorse East should be quite prepared to adopt the responsibilities of any other Member of this Committee. In that way he will gain experience.

Mr. Chamberlist: The Honourable Member for Carmacks-Kluane, as usual, is blowing his head about something that he doesn't understand. The reason is quite clear, Mr. Chairman, I am again I say of being in a position of opposition and I wish to be in a position so that I can debate in this. My responsibility as Chairman of many committees and organizations far more exceed those of the Honourable Member who sits in the Chair sometimes.

Mr. Chairman: Well, Councillor Chamberlist was, by duly democratic manner, I believe you were elected as a Deputy Chairman at the outset of the House and this will remain, but I'm sure if you wish to speak you can speak because I happen to be in the Chair at the moment and should I have to pass the Chair, you need only pass it back in the normal fashion. I see no problem at all.

Mr. McKinnon: Throw it back, Mr. Chairman.

Mr. Chairman: I will now proceed with the reading of the Bill. BILL NO. 6
(Reads Sections 1 and 2 of Bill No. 6)

Mr. Chamberlist: Question. Question has been called Mr. Chairman. Mr. Chairman, I will deal at length with this particular Ordinance because it is in essence exactly the same Bill that was refused to be passed by this House and by this Committee at the last Session. The only difference as I read it is that Section 2 has a subsection (2) which was not in the Bill in the last Session of 1968. During the last Session of 1968, the objections made by various Members of Council was to the effect that the people were not written into it, and I would ask you to refer to the Votes and Proceedings of the Fourth Session - 1968, commencing on page 8 and before the Bill had been given the Second Reading, the Honourable Member for Whitehorse North, Councillor McKinnon, said this, and Mr. Chairman, I will only read into the....because of the length of what he had to say, he spoke quite a lot at that time, I will only read in the parts that affect my particular arguments in this matter. Mr. McKinnon said, "Mr. Speaker, before the question is called, I have a few comments I would like to make on the principle of Bill No. 1, An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite. Mr. Speaker, in the Explanatory Note of Bill No. 1, it states that the purpose of the Bill is to enable the Commissioner to obtain the expression of public opinion on any matter where it is desirable". Incidentally, Mr. Chairman, the Bill that was presented today, there was no Explanatory Note at all. I take it that the idea being that we would refer to the explanation that was given in the Public Bill that was presented in the last Session. He goes on to say that...."Now, Mr. Speaker, I can see the desirability of such an Ordinance where there's a matter before the public in an area of grave public concern or of enough public controversy that the Commissioner feels that a plebiscite should be called". Now, he goes on to say that he disagrees with the principle of the Bill in that there may be areas, there may be definite areas where the Council of the Yukon Territory feel that it is within their prerogative and not the Commissioner's prerogative, and the question not be decided by a plebiscite but rather be decided by the actions of this wholly elective body. Now, it appears to me, Mr. Chairman, that the very essence of the argument that was being put forward at the last Session is now being brought forward in reverse by the actual Member who was opposed to it. He may well say that well now we have subsection (2) in there, but subsection (2) doesn't do the things that these plebiscites call for....that the Plebiscite Ordinance was called for, and it has not been put in yet. He also went on on page 9 at the latter end of his speech at that time, he said, "Before I support this Bill, and in Committee discuss it, Mr. Speaker, it's going to have to be proven to me and show where the protection is for the elected Members of this Council if the Commissioner decides to over-ride a position that this Council makes in calling a plebiscite before the body. Thank you, Mr. Speaker." Now, I'm just remarking at this particular stage at this particular time what was said. I'd also refer to the Honourable Member from Whitehorse West remarks when, as an echo to the previous speaker, he said, "Mr. Dumas: Mr. Speaker, I concur with the thoughts expressed by the Honourable Member from Whitehorse North, and it is my intention as seconder of the Bill, to get it into Committee so that we can thrash it out wholly, completely." Now, this was done. Now, at this stage, Mr. Chairman, I would perhaps like to get an explanation from the Honourable Member for Whitehorse North why the Bill is now being introduced when it was refused and when he spoke against it in the last Session of last year.

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Mr. Chairman: Councillor McKinnon.

Mr. McKinnon: Mr. Chairman, because it is essentially a completely different Bill than that which was offered at the last Session of Council, every Member at this table made remarks at the Plebiscite Ordinance and its discussion originally that there was no way this Bill was going to pass this House unless the people were specifically written into the Ordinance. Subsection (2) of Section 2 says: A direction under subsection (1) shall not be made unless funds to pay for the cost have been appropriated. Mr. Chairman, in the simplest language imaginable, what this is saying is that the Commissioner cannot call any plebiscite on any matter at any time until after the funds for that specific plebiscite at that moment have been earmarked, have been passed and have been agreed upon by the Members of this Council. In essence, it gives this Council complete and absolute control of what is the plebiscite and when it shall be held and if it shall be held. I don't know of a better way of writing the people into the Ordinance and I don't know of how much more protection than through the purse strings the people of the Territory can have in controlling plebiscites. To say that this is the same Bill is completely in error. It is essentially and absolutely a different Bill because it puts the people into the Ordinance where they belong. Thank you, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, the suggestion that this is a completely different Bill to me is ludicrous. I commence from the top of one Bill to the other, the heading is the same, the section 1 is the same, section 2(1) is the same, the whole of section 3 is the same, but there is just added that subsection (2), so therefore the suggestion that they are entirely different Bills would be absolutely wrong. Now, it would....

Mr. McKinnon: How long are we going to have to listen to this?

Mr. Chamberlist: You'll have to listen to me for a long time.

Mr. McKinnon: That's what I'm scared of.

Mr. Chairman: Order, gentlemen.

Mr. Chamberlist: It would appear to me, Mr. Chairman, the attitude being this, that now that I am...this is the attitude I'm suggesting is the attitude of the Honourable Member from Whitehorse North....

Mr. McKinnon: Mr. Chairman, on a point of order, before he even starts, he can't purport to imagine things of Members in this House which he stated he's already going to do. He has to deal in facts, Mr. Chairman.

Mr. Chairman: That's quite correct.

Mr. Chamberlist: But I didn't imagine what the....I was interrupted you see....

Mr. Chairman: Councillor Chamberlist, would you proceed with the business at hand.

Mr. Chamberlist: I am proceeding with the business at hand, Mr. Chairman, and I object to the manner in which you are going to be treating me from now on, which is obvious. Now, I'm....

Mr. Chairman: Councillor Chamberlist, please take your seat.

Mr. Chairman continued:

Mr. Chamberlist, the Chair has always endeavoured to be as abundantly fair as possible, even under such circumstances as present themselves in Committee today. It is very difficult to retain this impartiality, however, the Chair is certainly attempting to do so and the Chair would ask, for the benefit of Committee, that we get on with the business and we do not cast reflections or aspersions upon any Member of this Committee. Would you please proceed.

Mr. Chamberlist: Without casting reflections or aspersions on any Member of this Committee, I would like to point out the various things that have been said by Members of this Committee and this was spoken and recorded in their own words. Now, Councillor Dumas, when he was in Committee the last time, made this remark: "Mr. Chairman, in addition to what the Honourable Member from Whitehorse North has to say in the House, it seems to me that we have villages set up as the Administration seems to want throughout the Territory, we have boards set up as the Administration seems to want in just about every field, and now we have plebiscites. There's really not much sense in having a Territorial Council when all of this is done. I'm opposed to this on principle. I think the idea of a plebiscite when the time comes that this Council has executive control over the Territory and is responsible, then I think we have time for a plebiscite". Now, I'm quoting this into the record, Mr. Chairman, because the suggestion is, from the Honourable Member from Whitehorse West, was that we should have executive control first. Now, I am not, and I would like to point this out, I am not opposing the principle of plebiscites. I think that the right of the people to have a voice in any specific point that comes before....that's of interest to those people, especially in the area of villages, being assembled and set up, should be given to them. I'm just pointing out, Mr. Chairman, to this Committee that many things have been said by many Members of Council in opposition to the original plebiscite that is being switched around now. Now, it may or may not be but the Honourable Member from Whitehorse North may be having some difficulties in his area with reference to the people being dissatisfied perhaps with the representation they are getting and they want to know that there will be a plebiscite for village status. I don't know, and I'm not going to suggest one way or the other that this might be the case. What I am concerned about is whether or not, and I'm not going to extend this, I can go on for a long time as you know, but I'm not going to extend this for the simple reason, but as far as I'm concerned I want to know, in clear specific terms, why Members of Council, each individual Member of Council, would say at one time that the Plebiscite Ordinance should not come into force unless the Commissioner in Council was written in, and now that stand has been reversed. Now, I'd like an explanation as to why this happened. Now, I made it clear the last time that as far as I would go, I would oppose the Plebiscite Ordinance unless the words Commissioner in Council were written in. I took that stand then. I have not altered my stand. This is the stand I will take. I would like to hear from Members of Council as to why this has been changed, why their thinking has changed, why they have removed from their thinking that the Commissioner in Council no longer is required. Thank you, Mr. Chairman.

Mr. Shaw: Mr. Chairman, I would like to see the section in the Bill or the discussions of last year where I insisted that Commissioner in Council be written in that Bill. It was inferred that Members of Council, Mr. Chairman, and I believe that I am a Member of this Council....I'm not quite sure at times. I would

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Mr. Shaw continued:

think that it is necessary to have a Plebiscite Ordinance in this Territory and I thought so last fall, and I haven't changed my opinion. I think it is more important at this particular time because we have a drastic change to the Liquor Ordinance and I am serving notice at this time, Mr. Chairman, that I am not going to vote for any drastic change in the Liquor Bill as it exists until there is a plebiscite, so that's how important I feel a plebiscite is. I do not wish to prolong this discussion for the simple reason that there are Members of this Council who, unless they can get back today and possibly start their journey in another hour or hour and a quarter, they will have to remain in Whitehorse for a full week because there is no public transportation available to them. I would ask the Members of this Council collectively that they take that under advisement and extend the courtesy to the Members that are placed in that position to at least allow a vote to accept or reject this and get through with the business.

Mr. Dumas: Mr. Chairman, I'd like to point out to the Honourable Member who raised an objection to the word Commissioner rather than Commissioner in Council being written in that subsection (2) does this exactly. It has to appear before Council before any plebiscite can be held because we have got to okay the funds for it. So we're accomplishing exactly the same thing that we all said was necessary the last time this came before Committee.

Mr. Chamberlist: Mr. Chairman, I regret that the Honourable Member for Dawson has taken the attitude that I said all Members. I said Members of this Committee. And, I also regret that he's taken the attitude that I have to hurry up so that everybody gets home. I want to accommodate the needs of Members of Council from out of the area. This is only right, and Members of Council out of the Whitehorse area know full well that I supported in many ways and many instances the recognition that they have considerable expenses coming to the Whitehorse area. They should remember this. With reference to Mr. Dumas' remarks, I see a benefit in what has been included now but it is not what Members of Council had said previously. Now, in a number of instances, in a number of different Ordinances, the same Members of Council had insisted on the Commissioner in Council being written in. This is why I have raised the question, because of the change of thinking. Now, this may or may not be the procedure to go about but you will recall that the Chairman asked, during a final discussion of the Bill, Bill No. 1, of the last Session, the Chairman asked this on page 486 of the last Session.... "Is the Or..." .. "Mr. Chairman: Bill No. 1 is An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by Means of a Plebiscite. I'm wondering, Mr. Legal Adviser, if Mr. Commissioner has yet determined the policy in respect of our request." Now, in answer to that, Mr. Legal Adviser said, "We have an amendment in the process of being multiplied or photocopied or stencilled". Now, in towards the end of that Session on page 890, Mr. Chairman said, "At this time I will call Council back to order", and went on to say that, "The Bills remaining in Committee are the Plebiscite Bill, No. 1, the Plebiscite Bill, No. and etc., etc. some other Bill, and Mr. McKinnon at that time said that they were to die in Committee. Now he said this. I'm just reverting back to what has been said in that Session and therefore I.... when we're told by the Administration that there was an amendment prepared, that was in the process of being handed to Members of Council, and this was not coming, and then the Bill was allowed to die in Committee, and then we were told, and we know by.... told by Mr. Legal Adviser at the time as well, that there was a Plebiscite Bill which was

Mr. Chamberlist continued:
 repealed. The questions I asked then is why was it repealed. Nobody knew. Now, when it comes forward again, one gets suspicious as to why Members will object to it, then put it back again. Now, supposing, and this is a question that must be answered by Councillor McKinnon because he brought this forward, supposing that there are no funds required to pay for the cost of a plebiscite. Supposing, as has happened before, that funds are taken out of another area and the money is used. Would not this defeat the purpose. Now, this is all that I'm worried about right now, is whether the Committee would be doing right by accepting this Bill just on the basis of this subsection (2). Now, you know at the time we asked the Commissioner in Council be written in. I moved it, the motion, and Councillor Dumas, he seconded the motion. Now, then... if I recall correctly, the Commissioner had asked for time to prepare an amendment and Councillor McKinnon stood up and said that as the Commissioner had asked for time to prepare the amendment, that time should be given, and with the request on that particular point and as a courtesy to the Commissioner and in regards to Councillor McKinnon's remarks, I had asked that the motion be withdrawn, and permission was granted and the motion was withdrawn. Now, the point I'm making now is Councillor Dumas had at that time seconded a motion supported by some Members of Council that Commissioner in Council would be incorporated within the Ordinance. Now, this hasn't been done, and because I say that it should have been done, and I feel that it should be done wherever possible under our present system of government, wherever possible. This is the reason that I am opposed to this particular Bill. I've had my say. Thank you, Mr. Chairman.

Mr. Chairman: What is your pleasure with respect to this Bill?

Mr. McKinnon: Could we go on with the reading of the Bill, Mr. Chairman?

Mr. Chairman: I'll proceed. (Reads Section 3 of Bill No. 6).

Mr. McKinnon: Mr. Chairman, this is a Bill which I presented as a Private Member's Bill as everybody well knows by this time. Mr. Chairman, in the remarks that I made concerning the Plebiscite Ordinance, I spoke on two or three occasions in the House at the last Session, the Fourth Session - 1968, and never once did I mention the words Commissioner in Council should be included in this Bill. I said at all times that there should be protection for the public in the Plebiscite Ordinance, that it should be the duly elected representatives of the people of the Territory to decide on what matters plebiscites should be held. Now, Mr. Chairman, we have done this through the amendment to the Ordinance, and it is incorrect for the Honourable Member from Whitehorse East to say the Bill is the same when everyone at this Council said the protection that is needed is to write the people into the Ordinance. I say, through subsection (2) of section 2, that this has been accomplished, therefore, Mr. Chairman, I do not know how he can say in honesty that the Bill remains the same when the very principle that we all stood here and fought for is incorporated in this new Ordinance. Now, Mr. Chairman, the reason that this is brought as a Private Member's Bill at this time is because, as I mentioned at the last Session and I mention again at this Session, it is essential that the means of a plebiscite be available in the Territory because of a particular problem I have in my district right now where people are deciding upon what status of government they are going to live under for time immemorial. I brought it as a Private Member's Bill because this is a specific problem that

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Mr. McKinnon continued:

I am facing in my constituency at this time. I think, however, that the amendment to the Ordinance, and the Ordinance as it now stands, provides the protection for any type of plebiscite on any matter at any time in the Yukon Territory. You may say that it appears that I am trying to use an Ordinance for a specific purpose, this may be true. I've never denied that this Ordinance was needed at this time in the constituency that I represent. However, I think that if all Members will examine the Ordinance and the amendment to the Ordinance they will find that it will serve any specific purpose in any constituency at any time for the calling of a plebiscite. Now, if people want to take a straw vote by going from door to door, it's not going to cost the government any money and this isn't a government plebiscite. I find it very difficult to follow the Honourable Member from Whitehorse East's remarks that if the government is going to hold a plebiscite it is not going to cost any money. This is just not factually correct because when the government does things, as he well knows, it costs money. This money has to be specifically appropriated in an Appropriation Ordinance, voted on by this Council for that specific purpose, and essentially we have complete control of the plebiscite through this method. Now, the other argument that the Honourable Member from Whitehorse East uses is why the timing at this time. This is something that is a personal problem, as I have stated on prior occasions, in my constituency and I would like to give Members of Committee some of the background on this. It has been stated, both in the constituency I represent and by different press medias, that I am against village status, that I am against a Plebiscite Ordinance. Mr. Chairman, this is not only stretching the truth a bit, this is a complete fabrication of the truth. It was on my recommendation that the people of Porter Creek pushed for village status. The Administration came to the people of Porter Creek and said "Let's go for a Local Improvement District". I said, "Not on your life. You people are intelligent enough, you're sophisticated enough and you're big enough to go the whole route. Go for village status or nothing. Enough of this intermediate status, this Local Improvement District status", and it has come out that I'm against village status, the originator of the idea in the Porter Creek area. The other, I've stood up on the public platform in Porter Creek, I've stood up here on my remarks in this House of last Session where I've said, "I agree with the concept that there should be a plebiscite if such a plebiscite is necessary, but certainly the elected Members of this Council and not the Commissioner should determine whether there is a quest of such import that a plebiscite should be held. I hope that next spring we'll be holding a plebiscite in the Porter Creek area to decide whether Porter Creek should become a village or not. I don't think the machinery is now present under a Territorial Ordinance so that such is held but I believe that myself as a Member directly involved with the development of the Porter Creek area should be able to come before this Council at the Spring Session and say we have arrived at a point where we feel that we should hold a plebiscite as to the further development of the Porter Creek area whether it should become a village." Now, Mr. Speaker, somehow this got mis-interrupted, where I stood up in the House, I stood up on a public platform and said that I'm completely for a plebiscite to decide the status of government for the Porter Creek area. Mr. Chairman, I don't know what could be clearer. The objection that I had in the Plebiscite Ordinance prior and the objection that all Councillors had, that the public wasn't in it, has been overcome if the Administration accepts this Private Member's Bill where we are in charge of the plebiscite, and, Mr. Chairman, as I stated, this is exactly what I hoped would happen, that this plebiscite is necessary now and I hope in the very near future

Mr. McKinnon continued:

that a plebiscite will be able to be called in the Porter Creek area so that the people there can decide by plebiscite, by the democratic process and not through a group representing a minority interest and a minority group of the people of the constituency of Porter Creek will decide what will be the government for all times' sake in this area that I represent. It should be a process that's done by the people in the area and through this Plebiscite Ordinance, which I have always supported, this is exactly the way that things will happen, that the people of Porter Creek will decide what form of local government that they wish to live under. Mr. Chairman, I think that all the arguments that were offered against the Plebiscite Ordinance as it originally stood have been answered by this Ordinance that I have presented by Private Member's Bill, and I would ask that Members of Committee concur with the passage of this Bill at this time. Thank you, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, I have said earlier that I have no intention of prolonging the debate on this but I am now forced in the position of answering the Honourable Member for Whitehorse North. I agree with the principle that the Honourable Member has referred to. The principles of the majority in the area ruling as to what type of status there should be. I take exception to the fact that the Member said that nowhere did he say that the Commissioner in Council was to be written into the Ordinance but only that the people would be written into the Ordinance. Now, because he has said that, I have found it necessary to show in fact where he did in fact bring the Commissioner in Council into the Ordinance as he wanted it. On page 16 of the Votes and Proceedings, Fourth Session - 1968, he said this: "Mr. Chairman, I would just like to ask the Commissioner whether the Administration would have any objection to section 2 being amended to read 'Whenever it appears to the Commissioner in Council that an expression of the opinion of the public is necessary or desirable in any matter, the Commissioner may direct by regulation that a plebiscite be held'". Now, a few moments ago, the Honourable Member denied this.

Mr. McKinnon: Mr. Chairman, on a point of personal privilege, I asked the Commissioner if he had any objection and he told me that he did have objection to this being put into the Bill, so I said that we'll go around it in a different method then and this is the way that I got around doing it.

Mr. Chamberlist: He went on to say that, "However, the decision as to whether the matters of enough import that a plebiscite should be held would be in the hands of the Commissioner working and with the advice and consent of the Council. That, to me, would seem an obvious solution." This is what he said, that this would seem an obvious solution. Now, I bring this particular point out because the suggestion is that the Honourable Member did not make any reference to Commissioner in Council at all, and this was not so. But, this is what I'm concerned about. It seems to me, and I'm not very worried and I'll have to live with the guffaws for the next short while, very short while I hope, of the Members of Council who only wish to hear themselves speak and not anybody else speak. I now go along with the situation that the Honourable Member from Whitehorse North has put forward, that I go along with the situation where it's the desire of the people to choose for themselves what type of administration they should have or what type of government they should have in their local areas. I've never been opposed to this. I support this. But, I do not support the manner in which this has been brought forward. I think that the

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Mr. Chamberlist continued:
Administration has had much more to do with this Bill as it has been submitted. I don't think for one moment that it was submitted as a Private Member's Bill in truth because I feel if this was to be done in this manner when Mr. Legal Adviser said that it was prepared, the amendment was prepared, and ready to be put on the machine for distribution and it was not done, I can only say there was something ulterior behind the situation. I have already had my say. I will not support it. It doesn't matter I know because it's a matter of six to one. This is the idea now that whatever happens I have to be placed in the position of where I think something is in error I have to correct it. I see sneers on faces of some Members, one in particular, but it doesn't matter, I'm used to it. I have been seeing that for now about seven or eight years....

Mr. Chairman: Order, Councillor Chamberlist.

Mr. Chamberlist: I haven't mentioned any names.

Mr. Chairman: Please do not reflect on Committee.

Mr. Chamberlist: I haven't mentioned any names, Mr. Chairman. Don't get upset. However, I will not support the Bill.

Mr. Chairman: At this point in time. ..Mr. Legal Adviser.

Mr. Legal Adviser: The Honourable Member drew attention to the fact that whether it was a Private Member's Bill or a Public Member's Bill, and by implication mentioned the Legal Adviser's transactions.

Mr. Chamberlist: I did not.

Mr. Chairman: Order, please.

Mr. Legal Adviser: The facts are, Mr. Chairman, that Mr. McKinnon asked me, would the Administration be prepared to put forward a Public Bill on this subject. We discussed the matter. We discussed a draft change to the original Bill put in, and I informed Mr. McKinnon, after various consultations with other people, that I was not prepared to advise the Commissioner at this time, in view of his undertaking given at the beginning of the Session only to introduce financial business to the House, I was not prepared to advise him to change his mind. But, I drafted this Bill as Legal Adviser to the Council, in consultation with Mr. McKinnon, and the Administration as such had nothing whatever to do with it.

Mr. Chairman: Thank you, Mr. Legal Adviser. At this point in time, I'm going to declare a brief recess.

RECESS

Tuesday, February 5, 1969.

11:00 a.m.

Mr. Chairman: I will now call Committee back to order. Councillor Dumas.

Mr. Dumas: Mr. Chairman, it is my pleasure to move that Bill No. BILL NO. 6 be passed out of Committee without amendment.

Mr. Chairman: Is there a seconder?

Mr. Livesey: It is my pleasure to second the Honourable Member's motion.

Mr. Chairman: It has been moved by Councillor Dumas, seconded by Councillor Livesey that Bill No. 6 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? I will declare the motion carried.

MOTION CARRIED

MOTION
CARRIED

Mr. Shaw: Mr. Chairman, I would move that the Speaker do now resume the Chair.

Mr. Chairman: Is there a seconder?

Mrs. Gordon: Mr. Chairman, I would second that motion.

Mr. Chairman: It has been moved by Councillor Shaw; seconded by Councillor Gordon that Mr. Speaker do now resume the Chair. Are you prepared for the question? Are you agreed? I will declare the motion carried.

MOTION CARRIED

MOTION
CARRIED

Mr. Speaker: I will now call Council to order. May we have a report from the Chairman of Committees.

Mr. Chairman: Mr. Speaker, Committee convened at 9.25 A.M. to discuss Bills. It was moved by Councillor Dumas, seconded by Councillor Livesey that Bill No. 6 be reported our of Committee without amendment. This motion carried. It was moved by Councillor Shaw, seconded by Councillor Gordon that Mr. Speaker do now resume the Chair. This Motion carried.

CHAIRMAN OF
COMMITTEES
REPORT

Mr. Speaker: You have heard the report of the Chairman of Committees. Are we agreed? May I have your further pleasure.

Mr. Chairman: Mr. Speaker, Committee has now concluded all business before it and as Chairman of Committees I would recommend that following proceedings and Bills the House prorogue.

Mr. Speaker: Is there any further business?

Mr. Shaw: Mr. Speaker, I would move that Bill No. 6, An Ordinance to Enable the Commissioner to obtain the opinion of the Public by means of a Plebiscite be given third reading at this time.

Mr. Dumas: I will second the motion Mr. Speaker.

Mr. Speaker: Order please. Moved by the Honourable Member for Dawson, seconded by the Honourable Member for Whitehorse West that

Mr. Speaker continues....

THIRD READ-Bill No. 6, An Ordinance to Enable the Commissioner to obtain the
ING BILL opinion of the Public by means of a Plebiscite be given third
NO. 6 reading at this time. Is the House prepared for the question
on the Motion? Are we agreed?

Mr. Chamberlist: Contrary, and I ask that my contrary vote be recorded.

Mr. Speaker: I will declare the Motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: Is the House prepared to adopt the Title to Bill No. 6?

Mr. Shaw: Mr. Speaker, I would move that the Title to Bill No. 6, namely, an Ordinance to Enable the Commissioner to obtain the opinion of the public by means of a Plebiscite be accepted as written.

Mr. Dumas: I will second the Motion.

TITLE TO
BILL NO.
6 Mr. Speaker: Moved by the Honourable Member for Dawson, seconded by the Honourable Member for Whitehorse West that the Title to Bill No. 6, An Ordinance to Enable the Commissioner to obtain the opinion of the public by means of a Plebiscite be adopted as written. Is the House prepared for the question on the Motion? Are we agreed? I will declare the Motion carried and that Bill No. 6 has passed this House.

MOTION
CARRIED

MOTION CARRIED

Mr. Shaw: Mr. Speaker, may we have the Commissioner here at this time in order to request the assent to these Bills?

Mr. Speaker: Are we agreed?

All: Agreed.

Mr. Speaker: I will call a five minute recess.

RECESS

Mr. Commissioner enters the House.

Mr. Speaker: We will now proceed. The point raised by the Honourable Member for Dawson was the question of the assent to Bills by the Commissioner.

Mr. Commissioner: Mr. Speaker, am I correct that Council has completed its deliberations at the present time?

Mr. Speaker: Correct, Mr. Commissioner.

Mr. Commissioner: I will be very pleased to prorogue Council and give assent to any outstanding Bills at the same time. Mr. Speaker, when does Council wish to be prorogued?

Mr. Speaker: Now.

Mr. Chamberlist: Mr. Speaker, it was my intention of replying to the Commissioner's Opening Address to this Council this Session.

Mr. Chamberlist continues...

What comes to mind is a Biblical phrase "sayeth naught, for the cause naught availeth". Mr. Speaker, is it not the privilege of any person at this time to reply to the Commissioner's address right now?

Mr. Speaker: Yes, any one - order please - may I have order please. Order please! Any one who may wish to proceed in this manner, is perfectly open to do so.

Mr. Chamberlist: Mr. Speaker, Members of Council have..... In reply to the Commissioner's Opening Speech to the Council, I have very little to say except that I am pleased that the Federal Government has seen fit to ask that an Elected Member of Council be appointed to sit with the Commissioner as an observer. I am pleased that the Members of Council have chosen the Honourable Member from Whitehorse North. I said he's a capable person that will help to enhance the reputation of the Yukon and do whatever is possible towards seeing that people in Ottawa are made aware of the aspirations of the Council of the Yukon Territory and the people of the Yukon Territory. I am pleased to say that notwithstanding that I am placed, as I have said, in opposition, my colleague, Councillor McKinnon I am sure appreciates that I am in like mind with him on the position in relation to more autonomous government for the Yukon Territory and although I will be there in body as well as in spirit, I can assure the Honourable Member that he has my fullest support in whatever he is able to do for the benefit of the Yukon. Notwithstanding the various battles that will take place from now on in Territorial Council, it must be appreciated and I hope all Members of Council, Mr. Speaker and myself will appreciate that what goes on in Council goes on because of the position that I find myself in as being in opposition. There will never, at any time as far as I am concerned within Council be any personal feelings or ill-feelings during Council Sessions. I hope Mr. Commissioner will understand that as quickly as possible his functions as Commissioner and the office of Commissioner may come to an end once we get the things that we are looking forward to and it is with the utmost feeling that we say not because of the manner in which he is performing his function that we look toward the end of the Commissioner's office coming to an end but because the people of the Territory and the Council hopes to, one day, be in a position of being in the same position as other areas in Canada. Thank you Mr. Speaker.

SESSIONAL
PAPER 2.
ELECTED
MEMBER
TO OTTAWA

Mr. Speaker: Thank you Mr. Chamberlist.

Mr. McKinnon: Mr. Speaker, I would like to thank the Honourable Member from Whitehorse East very much for his kind remarks and also like to thank the House for appointing me as their representative to the forthcoming Constitutional Conference and I do hope that I will be able to tell the Yukon story on your behalf to as many people as I can successfully lobby down in foggy bottom. Thank you very much.

CONSTITUT-
IONAL
CONFERENCE

Mr. Speaker: Is it your desire that we may now adjourn Council in order to receive the Commissioner's Closing Address?

All: Agreed.

Mr. Speaker: Council stands adjourned.

Mr. Commissioner: Mr. Speaker and Members of Council, the deliberations that you have been undertaking in the course of the last few days, while they have been reasonably short at the Council Table, are really the culmination of a tremendous amount of time and input by Members of Council who sit on the Budget Programming Committee and the senior members of my Administration who have been able to get together a Capital Budget for this coming year and also have been able to present to you an acceptable extension of the present fiscal arrangement that we have with the Federal government. The impact of the first item, mainly having a capital budget available at this time of the year should put the Territorial Administration, for the first time in history, in a position of going about their business for the forthcoming fiscal year with a prior knowledge of what is expected of them, particularly in the capital field. Now, efficiency in all business and in most instances, relies to a great degree in having one's homework done and in this particular instance everyone has done their homework very well and it is now up to myself and the members of my Administration to give effect to the homework that has been done on behalf of the people of the Territory. I have already given assent to the Bills that were dealt with in Council up until yesterday and at this time I am very pleased to give my assent to Bill No. 6, being An Ordinance to Enable the Commissioner to Obtain the Opinion of the Public by means of a Plebiscite. It will be my Administration's duty to prepare for the spring session of Council as promptly as we can. It is very conceivable that the suggested date, approximately March 10th, will be a reality. We will be getting you advice of this just as quickly as possible. To a degree the commitment that we have with Council of getting all of the work for a session available to Council Members one month prior to the session being called may have some bearing on this date. I think that you will all understand that while most of the legislation is presently ready, the Budget Programming Committee is currently in session and to a degree the length of their deliberations will have bearing on whether we are able to maintain the deadline that we have set for getting this information to you. It is my pleasure to thank you for the attention that you have given to your duties at this particular time and thank you for the courtesies that you continue to extend to myself and the members of my staff. Thank you Mr. Speaker.

COMMISSIONER'S
CLOSING
ADDRESS

Mr. Speaker: I will now call Council to order. I would like to thank the Commissioner and the entire Administration, and especially the staff of this House and also Members of the House for their kindness and co-operation during this short time we have had together at this special Session.

Mr. Clerk: It is the Commissioner's will and pleasure that this Council be now prorogued and this Council is accordingly prorogued.

January 30, 1969.

SESSIONAL PAPER NO.-1- 1969 (1st) SESSION

Mr. Speaker;
Members of the Twenty-first Wholly Elected Council of the Yukon Territory

With the opening of this January 1969 Session of Council we are entering a period that promises to be the busiest in the long and exciting history of Yukon. Events will unfold within the coming months that will bring to our people and Territory opportunities never before seen in the north of Canada. It will be our responsibility to see that these opportunities are made available to all Yukoners regardless of racial origin.

We have all noted the increased pace of business over the past twelve months and the affairs of the Territory have reflected the general optimism and tempo of the times by increasingly heavy work loads in every Department of Government.

We have been able to carry on the activities of government with the aid and co-operation of a dedicated staff of public employees and have been fortunate in being able to retain or recruit people of the calibre and training needed to carry out the multitudinous duties that have devolved upon our organization.

Public administration has entered a complex and sophisticated era where public expenditure on salaries in the Yukon Territorial Government amount to roughly 45% of the Operation and Maintenance Budget, or approximately \$5,000,000 per annum.

The management and effective utilization of this resource is as important to the Territory as the management and development of any other resource.

In this regard and during the coming year, the Yukon Territorial Government will endeavour to determine and define the orderly growth of the civil service organization structure and evaluate, train and plan the utilization of staff within that framework.

As part of the on-going programs of classification and pay, the firm of Public Administration Service which prepared our original plans in 1967 will be returning in early February to review the Classification Plan and make appropriate recommendations on changes in the pay structure.

It is my wish that appropriate recognition be given to those who have faithfully served the Government of the Yukon Territory over a period of many years. To this end a program of long service awards will be implemented to deserving employees before the close of the fiscal period.

During 1968 the problem of housing the people of the Yukon was ever before our eyes. The sale of the Hillcrest Housing did something to relieve the pressure in the private sector, but it has by no means eliminated the problem, other than on an interim basis. In November of 1968 the Yukon Territorial Government made a submission to the Task Force on Housing chaired by the Honourable Paul Hellyer. Our report showed a great and increasing need for housing within the Yukon Territory and we made suggestions regarding the high cost of building material, prototype experimental single family detached dwellings suitable for the northern climate and requested that CMHC provide greater assistance in community planning, etc. The Task Force's report is now in and it will be of interest to see if any of their recommendations are of particular significance to Yukon.

In the field of Education, I am pleased to report that the entire school programme throughout the Territory is operating most efficiently, although some minor set-backs have occurred during the recent cold spell as a result of the freeze-up of some of our schools.

Another kindergarten class was initiated at Kluane Lake at the beginning of January bringing to twenty-four the total number operating throughout the Territory. Seven of the twenty-four kindergartens are operated in conjunction with the regular school programme while the remainder are community-operated.

The Department of Education has recently concluded a survey of Yukon students presently in attendance at Post Secondary educational

institutions. It should be noted that a number of these students will be graduating from teacher-training institutions in the Spring and every effort will be made to recruit these future teachers for our Yukon schools.

Yukon Travel Industry figures for 1968 show almost 120,000 visitors cleared Canadian Customs points between May 1 and September 30. They spent 7½ million dollars, an increase of 18% over 1967 and 11% over the peak year of 1966. The United States accounted for 80% of these according to figures compiled from surveys taken at 4 Information Centres in the Yukon. Canada produced 18% of the tourists and 2% were from foreign countries. Every State in the United States including Washington, D.C. and every part of Canada was represented, as well as 31 foreign countries. Of the persons registering at these Information Centres, 50% were driving campers, 20% had seen Expo '67 the year before, and 11% saw the Yukon Pavilion at Expo.

The Travel & Publicity Branch added an Information Officer to its staff, enabling expansion of outside contacts with the press and travel promoters in general. Seasonal information centres were operated at Prince Rupert, Prince George and Dawson Creek for the first time. A regular Newsletter to businessmen and organizations was started to improve internal liaison and plans were laid for the possible establishment of a permanent Government Information Office in Vancouver, B.C. Work was also started on the Yukon's first official road map, which is now in production and should be delivered in about two months.

In April of 1968 the Yukon Regional Library began a scheme of centralized purchase and processing of Library books for all schools in the Territory. Previous to this, the Regional Library had been supplying library books to the smaller schools from its own collection. This still continues, but in addition, the remaining schools, all of which have library facilities, now order their books through the Regional Library and receive back books that are fully processed, catalogued and ready for use. This scheme will substantially reduce the processing cost per copy of library books purchased by the Territorial Government.

Also in April, the Regional Library began placing inter-library loan orders via telex. This means that the Library can rapidly contact most larger libraries in Canada and the United States and that detailed information is readily accessible to any businessman or professional worker who requires it.

Operation of the former C.F.S. Recreation Centre has begun, with the Whitehorse Recreation Centre Association formed to manage the Centre in co-operation with the Department of Recreation. The Centre promises to be busy with a wide variety of community sports and recreation activity and the Association has obtained a full-time manager to make the best use of the building for community purposes.

The population of the Correctional Institute has not taken an alarming jump, in spite of, or perhaps because of, the extreme cold spell in January of this year.

Our Liquor Department continues to show a steady increase in revenues produced by both sales and taxation. We are very pleased with the operation and acceptance of our Self-Service Store in Whitehorse by the general public. I think we may safely say that this type of store will replace the old style Liquor Store, as and when new facilities are required or new stores opened in areas requiring the service of a liquor outlet.

During 1968 our Department of Game, with the assistance of the R.C.M. Police, investigated more complaints under the Ordinance than in any previous year. However, this should not be too surprising as we will encounter more work of this nature as our population increases. The report on non-resident hunters shows an all-time high over previous years and accordingly will reflect an increase in revenue.

During the past year the Federal Department of Public Works completed construction of the Ross River-Carmacks section of the Campbell Highway. This road is now being maintained on a year-round basis from Watson Lake to Carmacks by Territorial crews and equipment. As a consequence of this, the Canol Road has reverted to a summer road only.

Due to mining activities in the Hart River area the Dempster Highway will be maintained throughout the winter months. Traffic over the Stewart Crossing-Dawson Road and the Dawson City Ferry has increased substantially, reflecting mining operations in the Dawson City area. With the expected heavy mining traffic from the Anvil development this Fall, funds will be placed in the 1969/70 main estimates to cover oiling of the Whitehorse-Keno Road from Whitehorse to Carmacks to alleviate the dust problem.

We are now requesting proposals from entrepreneurs for the development of the town centre at the new mining town of Faro. These proposals are due February 26, 1969 and it is hoped that out of the over 50 requests for documents we will receive several firm proposals.

Inquiries and interest to date indicate that the 1969 building season will far surpass the previous year in housing starts and commercial building construction. The Housing Administrator and his staff are preparing now for an unprecedented year in construction.

A general assessment of the Territory will be carried out during 1969. This assessment, which will include a valuation of all Federal and Territorial properties, will be completed by September 1, 1969. Assessors from the Government of Alberta will assist the Territorial Assessor in this project using the new Alberta Assessment Manual.

On the 27th of September, 1968, the office of Fire Marshal for the Yukon Territorial Government officially came into being, having been administered prior to this by the Department of Public Works through the offices of the Fire Marshal of the Northwest Territories. Delivery of ten new fire trucks will take place this year, the first four being expected approximately the 7th of February, 1969. These vehicles will be distributed throughout the Territory to various communities and in addition to this, construction is taking place to provide new Fire Halls for these vehicles. Fire Alarm Systems for the summoning of the volunteer fire fighters is also being reviewed and brought up to date.

Co-operation between Trustees of the two existing Local Improvement Districts, namely the Watson Lake and the Mayo Local Improvement

Districts, have been very satisfactory. The formation of Haines Junction into a Local Improvement District has been finalized and will be effective April 1, 1969.

The Yukon Territory is pleased to welcome the visiting parliamentarians and trust that they will find their trip to the Yukon a busy and rewarding experience. We can expect many more visitors during the course of the coming year and as the summer approaches we will find that some of our staff will be engaged on almost a whole-time basis preparing for, receiving, and seeing safely on their way, many distinguished and welcome visitors who wish to see this wonderful Territory of ours.

The monthly Newsletter has kept you up to date with events throughout 1968 and I will not burden you with repetition of them.

The main business of this session will be dealing with a Fiscal Agreement between Yukon and Canada. It will be recommended to you that we extend our present agreement for one year, with some upward adjustment of capital funds necessary to take care of needs created by expansion of our resource based industries. This, if done, will hopefully have the effect of retaining existing general levies of taxation at present levels.

Our Territorial Treasurer reports that the financial position is generally satisfactory with working capital at a comfortable level. Transactions under Federal-Territorial Financial Agreement 1967-69 are expected to result in a surplus position in both Capital and Operation and Maintenance. The financial provision by Ottawa under the proposed new fiscal agreement is adequate for essential purposes. Territorial revenues are in a rising trend and expected to reflect substantial increase in 1968-69. Against this rising trend in revenue must be offset the rising trend in government expenditures.

Accordingly, the following Legislation will be presented to you:

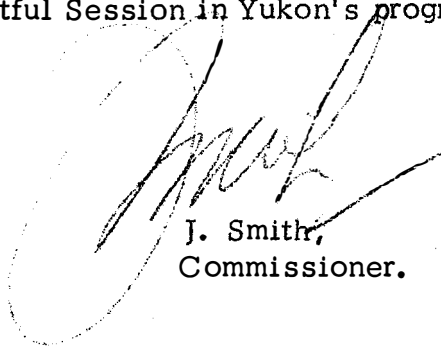
An Ordinance Respecting the Financial Agreement between the Government of the Yukon Territory and the Government of Canada,

An Ordinance to Amend Financial Agreement Ordinance.

An Ordinance for granting to the Commissioner certain sums of money to defray the expenses of the Public Service of the Territory.

One other matter to be presented will be an invitation for Council to nominate one of their members to accompany me as an observer with the Federal Delegation to the forthcoming Federal-Provincial Constitutional Conference.

Mr. Speaker, Members of Council, my staff and myself are available to assist Members of Council in their deliberations and look forward to making this a fruitful Session in Yukon's progress.

A large, stylized handwritten signature in black ink, appearing to read 'J. Smith', is written over the typed name and title.

J. Smith,
Commissioner.

3 February, 1969.

Sessional Paper No. -2- 1969 (1st) Session

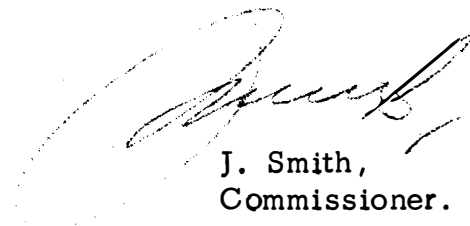
Mr. Speaker

Members of Council

Federal-Provincial Constitutional Conference

On behalf of the Prime Minister, the Minister of Indian Affairs and Northern Development has invited the Commissioner of the Yukon and one Member of the Council of the Yukon Territory, to attend the Federal Provincial Constitutional Conference to be held in Ottawa on February 10 to 12, 1969. The Member of Council and I will attend the Conference as observers and will sit with the Federal delegation.

It is therefore my pleasure to ask that the Council choose one of its Members to attend the Constitutional Conference. Because of the short time remaining before the Conference begins, the Privy Council office has requested that the name of the delegate chosen by the Council be made known as quickly as possible.



J. Smith,
Commissioner.

February 3, 1969.

Sessional Paper No. -3- 1969 (1st) Session

Mr. Speaker

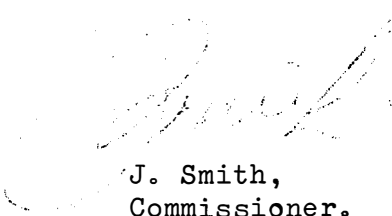
Members of Council

Question No. 1 - R.C.M.P. Detachment at Carcross

On February 3, 1969, during the 1969 - First Session, Councillor Chamberlist asked the following question:

"Can the Commissioner say when permanent quarters for an R.C.M.P. detachment are to be constructed in the townsite of Carcross?"

At the present time, the R.C.M. Police have no plans for constructing permanent quarters in Carcross.



J. Smith,
Commissioner.