



COUNCIL OF THE  
YUKON TERRITORY  
CANADA

VOTES AND PROCEEDINGS

SESSIONAL PAPERS

AND

LEGISLATIVE RETURNS

Third Session 1971

I N D E X

1971 (THIRD SESSION)

Session Dates - Monday, October 25th, to Friday, November 5th, 1971.

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ERRATA

Page 6	Marginal Note "Bill No. 2 Second Reading" should read "Bill No. 1 Second Reading"
Page 65    line 9	"indicated" should read "indicating"

VOTES AND PROCEEDINGS  
OF THE  
COUNCIL OF THE YUKON TERRITORY

Page 1.  
Monday, October 25th, 1971.  
3:00 p.m.

The Third Session of the Council for the year 1971, being the Fourth Session of the Twenty-Second Wholly Elective Council of the Yukon Territory, was convened in the Council Chambers at 3:00 p.m. on Monday, October 25th, 1971.

The Members present were:

Mr. Norman S. Chamberlist, Whitehorse East  
Mr. J. Kenneth McKinnon, Whitehorse West  
Mr. Ronald A. Rivett, Mayo  
Mr. Clive Tanner, Whitehorse North  
Mr. Donald E. Taylor, Watson Lake  
Mrs. Hilda P. Watson, Carmacks-Kluane Lake

Absent: Mr. Michael G. Stutter, Dawson

The 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: It has been brought to my attention that Councillor Stutter suffered a slight accident, and is unable to attend Council this afternoon. The Fourth Session of the Twenty-Second Wholly Elective Council of the Yukon Territory will now come to order. Mr. Clerk, will you please ascertain when the Commissioner might be available to give his Opening Address to Council?

Mr. Clerk leaves the Chambers to confer with the Commissioner, and returns.

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

Mr. Speaker: The Council now stands adjourned to hear the Commissioner's Opening Address in the Territorial Court Room.

Mr. Speaker and the Members of Council 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).

Mr. Speaker and the Members of Council returned to the Council Chambers.

Mr. Speaker: I now call Council back to order, and wish to advise you that I have a copy of the Commissioner's Opening Address. What is your pleasure at this time?

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

Mr. Tanner: I'll second that motion, Mr. Speaker.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, that the Opening Address of the Commissioner be taken into consideration on a day following.

Mr. Speaker continued ...

Are you prepared for the question? Are you agreed? I declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

*BILL #1  
INTRODUCED*

Mr. Chamberlist: Mr. Speaker, I beg to move, seconded by Councillor Watson, for leave to introduce a Bill intituled An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane Lake, for leave to introduce Bill No. 1, intituled An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971. Are you prepared for the question? Are you agreed? I will declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: Council now stands adjourned until 10:00 a.m. tomorrow morning.

Mr. Speaker read the daily prayer. All Councillors are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order.

Mr. Chamberlist: Mr. Speaker, I have for tabling this morning Sessional Papers No. 1, 2, 3, 5, 6 and 7; pursuant to the Yukon Lands Ordinance, those land transactions that have taken place since the last Session of Council; pursuant to the Interpretation Ordinance, the Regulations of the Yukon Territory; and pursuant to section 26 of the Yukon Act, the Auditor General's report of the financial transactions for the fiscal year ending March 31st, 1971.

TABLING OF  
SESSIONAL  
PAPERS 1,  
2, 3, 5,  
6, & 7;  
LAND TRANSACTIONS;  
AUDITOR  
GENERAL'S  
REPORT

Mr. Speaker: Are there any further documents or correspondence to be tabled? Are there any Reports of Committees? Are there any Bills to be introduced?

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 2, An Ordinance to Change the Name of the Territorial Court of the Yukon Territory, be introduced.

BILL #2  
INTRODUCED

MOTION CARRIED

MOTION  
CARRIED

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 4, An Ordinance to Amend the Labour Standards Ordinance, be introduced.

BILL #4  
INTRODUCED

MOTION CARRIED

MOTION  
CARRIED

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 5, An Ordinance to Amend the Mining Safety Ordinance, be introduced.

BILL #5  
INTRODUCED

MOTION CARRIED

MOTION  
CARRIED

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 6, An Ordinance to Amend the Magistrate's Court Ordinance, be introduced.

BILL #6  
INTRODUCED

MOTION CARRIED

MOTION  
CARRIED

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 7, An Ordinance to Amend the Taxation Ordinance, be introduced.

BILL #7  
INTRODUCED

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: Are there any Notices of Motion or Resolution?

Mr. McKinnon: Mr. Speaker, I would like to give Notice of Motion, seconded by Councillor Stutter, concerning the closing of the Whitehorse Taxation Office.

MOTION #1

Mr. Taylor: Mr. Speaker, I would like to give Notice of Motion respecting the funding of medicare programs.

MOTION #2

Mr. Speaker: Is there a seconder?

Mr. Taylor: There is no seconder required at this time, Mr. Speaker.

Mr. Speaker: Are there any further Notices of Motion or Resolution?

Mr. McKinnon: Mr. Speaker, I would like to give Notice of Motion concerning a request to the Federal Government for an upward exemption for northern residents under the proposed family allowance legislation.

MOTION #3

Mr. Speaker: Is there a seconder at this time?



Mr. Chamberlist: It's not required, Mr. Speaker, at this time.

Mr. Speaker: Are there any further Notices of Motion or Resolution? Are there any Notices of Motion for the Production of Papers? As there are no Motions for the Production of Papers or Motions at this time, we now come to the Question Period. Are there any questions?

*QUESTION RE USE OF HARDHATS* Mr. Taylor: I have a question I would like to direct to Mr. Commissioner. It's a question I meant to ask first at this Session, having regard to safety. Noting throughout the Territory the many construction programs underway where personnel do not wear hardhats in hazardous areas, I recall that I've never seen a Territorial Government employee with a hardhat on. I'm wondering if the Commissioner could tell me if it is the policy of the Territorial Administration to issue hardhats to their employees on construction programs.

Mr. Commissioner: Mr. Speaker, it's our general policy to hire people with hard enough heads so that they can withstand the verbiage that gets thrown at them from all directions. I would further supplement that by saying that as far as I am aware, the safety requirements of the Canada Labour Standards Act ... is that correct, Mr. Clerk? ... are applicable on those jobs that come under federal jurisdiction here in the Territory, and I do believe that similar requirements in essence apply under our Workmen's Compensation laws and are applicable in the Territory. If there are any particular violations, or noticeable violations, of this that any Honourable Member would like to bring to my attention, I would be very happy to have it specifically looked into, Mr. Speaker.

*QUESTION RE PUBLIC HEARINGS ON SCHOOL ORDINANCE AMENDMENTS* Mr. Tanner: Mr. Speaker, I have a question for the Minister of Education, the Minister in charge of Education. In view of the public interest in amendments to the present School Ordinance, and in view of the fact that major revisions to the School Ordinance are contemplated, would the Executive Member responsible for Education be prepared to indicate what the government intends to do to answer the public's request for public hearings?

Mrs. Watson: Mr. Speaker, the present School Ordinance, and its regulations, have been under constant review. If the Honourable Member for Whitehorse North so wishes, I am prepared to table a paper this Session which outlines the government's stand on this matter.

Mr. Tanner: A supplementary question, Mr. Speaker, when would the Minister intend to table that document?

Mrs. Watson: Mr. Speaker, during this Session.

*QUESTION RE PUBLIC HEARINGS ON SCHOOL ORDINANCE AMENDMENTS* Mr. McKinnon: A supplementary question, Mr. Speaker, as I understood the question of the Honourable Member for Whitehorse North, it was whether there were going to be public hearings on changes in the School Ordinance. I wonder if the Executive Committee Member in charge of Education could answer the Member's question. I would ask the supplementary question. Are there going to be public hearings in regard to changes in the School Ordinance?

Mrs. Watson: Mr. Speaker, in my original statement, I indicated that I would be prepared to table a paper at this Session which will outline the government's stand.

*QUESTION RE WATSON LAKE MORTUARY FACILITIES AND NURSING STATION* Mr. Taylor: Mr. Speaker, I have a question I would direct possibly to the Minister of Health, Welfare and Rehabilitation, having regard to the mortuary facilities at Watson Lake, which has had now about three or four years of asking, and also the condition of the nursing station, which has now become somewhat of an antique. I am wondering if the Honourable Member could inform me as to just when we may receive these mortuary facilities, and if there is anything in the wind for upgrading this nursing station, or indeed, putting a hospital into Watson Lake.

Mr. Chamberlist: Mr. Speaker, I can indicate to the Honourable Member that the subject did not die a natural death. We are preparing to provide information that will indicate that Northern Health Services will be providing in the

Mr. Chamberlist continues ...

next year an extension to the existing nursing station in Watson Lake which will also include a mortuary-type facility, similar to what exists in Dawson City at this time.

Mr. Taylor: Supplementary to that question, Mr. Speaker, I am wondering if the Member could indicate as to whether the extension he refers to would bring it to hospital status, or is it indeed still to remain a nursing station?

QUESTION RE  
WATSON LAKE  
NURSING  
STATION

Mr. Chamberlist: Mr. Speaker, I cannot indicate that at this time, but if the Honourable Member wishes, I might be able to get more expanded details of the proposal that is to be made.

Mr. Taylor: Mr. Speaker, I have another question. Much time has gone by since spring. This is a question I ask at every Session, and I would like some updated information on it. It is a written question: "The Administration is respectfully requested to provide Council with information as to installation dates of a C.B.C. L.P.R.T. station at Ross River, and a Frontier Package Television facility at Teslin".

QUESTION RE  
ROSS RIVER  
LPRT AND  
TESLIN  
FRONTIER  
PACKAGE  
TELEVISION

Mr. Speaker: Are there any further questions?

Mr. McKinnon: Mr. Speaker, I listened with great interest to the Commissioner's Opening Address yesterday, and on reading it, I have a series of questions I'd like to ask Mr. Commissioner. The first one is whether he read the speech prior to presenting it before the Council; secondly, whether he has a new speech writer, and who it is; and thirdly, whether he feels that as it seems in the speech that his government is being unduly criticized by the public at this time. Mr. Speaker, I would like to ask the Commissioner whether he could find it within his power to present a paper to Council concerning the many complaints about the condition of the Yukon Territorial campgrounds this summer. I am one who uses the campgrounds on a regular basis, and I can assure him that they were not up to a standard that this government previously held in the maintenance of campgrounds. I wonder if Mr. Commissioner could assure me that he could present a paper to Council on this?

QUESTION RE  
CAMPGROUND  
MAINTENANCE

Mr. Commissioner: Mr. Speaker, I would be very happy to. The item that the Honourable Member is asking about has been subject to considerable internal discussion, and certainly it is a matter of public interest and a matter of great concern to my officers who are responsible for this. I can certainly assure the Member that we will be very pleased to table a full and comprehensive report on the situation, and likewise, what we intend to do to correct the particular problems that arose during the course of this last summer.

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner another question. Since this Council last sat, there have been many provincial-federal conferences. One of the important ones was a meeting of all the provincial resource ministers, plus the federal people in charge of resources. I would like to know whether there was any representation from the Yukon at this conference, and, if not, if there was no representation, whether the Commissioner protested that there should have been Yukon representation at this conference.

QUESTION RE  
PROVINCIAL-  
FEDERAL  
CONFERENCES

Mr. Commissioner: Mr. Speaker, with the proliferation of conferences and other meetings that fall under various categories, I would have to seek the proper and accurate answer to the question that the Honourable Member has asked. But, while I'm on my feet, I would like to say that in most of these instances we have to make a choice, even if we have an opportunity to attend, as to whether or not it is practical and possible to do so. I would like to also advise all Members of Council that at every opportunity that we can participate in these things, we attempt to have participation there. I will bring forward a definite answer to the question that the Honourable Member has asked, but I just don't know exactly right now.



*QUESTION RE CONFERENCE ON RAIL LINKS INTO YUKON* Mr. McKinnon: A supplementary question, Mr. Speaker, a very important conference was held between authorities of the B.C. Government and the Federal Government concerning the extension of rail links into the Yukon Territory. I would like to ask Mr. Commissioner whether there was any representation from the Yukon at this conference, and whether the Commissioner was fully notified of what transpired at the conference, and whether the Council of the Territory could receive some indication of what went on at the conference.

Mr. Commissioner: Mr. Speaker, I question very much if the meetings that were held could fall into the terminology of being a conference. I am sorry that I cannot guarantee that I can give any more information than what is already available to us here. There was no opportunity for direct Yukon participation in this because I believe it was more of an informal gathering of federal ministers and provincial counterparts than having any actual formalization to it. But, if the Honourable Member would allow me to supplement the answer to the prior question with information on this, I would be happy to do so.

*QUESTION RE PROSECUTION UNDER ANTI-LITTER PROVISIONS* Mr. McKinnon: One final question this morning, Mr. Speaker, I wonder if Mr. Commissioner could tell me whether, after the passing of the anti-litter Ordinance of some three years ago I believe, where fines of up to \$500 were enforced for littering Yukon highways, any person has ever been prosecuted under the terms of this Ordinance.

Mr. Commissioner: Mr. Speaker, I cannot answer that question with any directness at this time. I certainly will have the matter researched and bring forward an answer to the question for the Honourable Member.

Mr. Speaker: Are there any further questions? I wish to thank the Commissioner for his attendance. Are there any Private Bills and Orders? We now come to Public Bills and Orders.

*BILL #1 FIRST READING* Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 1, An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971, be given First Reading.

*MOTION CARRIED*

MOTION CARRIED

*BILL #2 SECOND READING* Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 1, An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971, be given Second Reading.

*MOTION CARRIED*

MOTION CARRIED

Mr. Taylor: Mr. Speaker, in the interest of expediency, and inasmuch as we do not have too much in Committee at the present moment, I would like to move that Standing Order No. 41 be suspended in order that we may further process Public Bills.

Mr. Speaker: Is there a seconder?

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

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, that Standing Order No. 41 be suspended for the purpose of enabling First and Second Readings of the Public Bills. Are you prepared for the question? Are you agreed? The motion is carried.

*MOTION CARRIED*

MOTION CARRIED

*BILL #2 FIRST READING* Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 2, An Ordinance to Change the Name of the Territorial Court of the Yukon Territory, be given First Reading.

*MOTION CARRIED*

MOTION CARRIED

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 2, An Ordinance to Change the Name of the Territorial Court of the Yukon Territory, be given Second Reading. *BILL #2  
SECOND  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 4, An Ordinance to Amend the Labour Standards Ordinance, be given First Reading. *BILL #4  
FIRST  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 4, An Ordinance to Amend the Labour Standards Ordinance, be given Second Reading. *BILL #4  
SECOND  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 5, An Ordinance to Amend the Mining Safety Ordinance, be given First Reading. *BILL #5  
FIRST  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 5, An Ordinance to Amend the Mining Safety Ordinance, be given Second Reading. *BILL #5  
SECOND  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 6, An Ordinance to Amend the Magistrate's Court Ordinance, be given First Reading. *BILL #6  
FIRST  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 6, An Ordinance to Amend the Magistrate's Court Ordinance, be given Second Reading. *BILL #6  
SECOND  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor McKinnon, seconded by Councillor Chamberlist, that Bill No. 7, An Ordinance to Amend the Taxation Ordinance, be given First Reading. *BILL #7  
FIRST  
READING*

MOTION CARRIED *MOTION  
CARRIED*

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

Mr. McKinnon: Now, Mr. Speaker. I move that Bill No. 1, An Ordinance ... Bill No. 7, excuse me, An Ordinance to Amend the Taxation Ordinance ... *BILL #7  
SECOND  
READING*

Mr. Speaker: Order, order.

Mr. McKinnon: ... be given Second Reading at this time. You know, Mr. Speaker, I'm not very adept at introducing Bills any more. I don't get much of a chance, so excuse the error.

Mr. Chamberlist: I'll decline. We'll give you some help if you're willing.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse West, seconded by the Honourable Member for Whitehorse East, that Bill No. 7, An Ordinance to Amend the Taxation Ordinance, be given Second Reading at this time. Are you prepared for the question? Are you agreed? The motion is carried.

MOTION CARRIED *MOTION  
CARRIED*

Mr. Speaker: What is your further pleasure?

Mr. Taylor: Mr. Speaker, at this time, I would like to move that Mr. Speaker do now leave the Chair and Council resolve in Committee of the Whole for the purpose of discussing Public Bills.

Mr. Speaker: Is there a seconder?

Mr. Stutter: I'll second that motion, Mr. Speaker.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Dawson City, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Public Bills. Is the House prepared for the question? Are you agreed? I declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

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

Mr. Taylor takes the Chair.

*BILL #1*

Mr. Chairman: The first item for consideration will be Bill No. 1, namely An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971. I will proceed with the reading of the Bill.

Mr. Chamberlist: I would like to give the explanation, Mr. Chairman, so that it may be placed in the records. The purpose of this Ordinance is to convey authority for the new edition of the Revised Ordinances which on this occasion will have a bound edition and a looseleaf edition. This will enable a continuous consolidation to be made in the future.

Mr. Chairman: (Reads section 1 of Bill No. 1)

Mr. Tanner: Mr. Chairman, may I ask a question before we progress with this Bill? It has been the habit in the past, and it is in some of these Ordinances, to indicate the areas that are changed from last time. I wonder whether the Honourable Member for Whitehorse East would be prepared to indicate in this Bill where the changes are.

Mr. Chamberlist: Mr. Chairman, the specific change really is simply to include for provision of a looseleaf-type of binder so that we can update the Ordinances as they are changed. This is the purpose behind it.

Mr. Tanner: Mr. Chairman, I'm not asking that question. That was in the Explanatory Note. I'm asking specifically, where should there be underlining in this Ordinance, the changes from the previous Ordinance or the amendments to the previous Ordinance?

Mr. Legal Adviser: Mr. Chairman, I don't know exactly why it wasn't done, but it is not too easy to do it even now because some of the language has been modernized to move with the times from 1958 to 1971. We're actually revising this Ordinance itself.

Mr. McKinnon: Mr. Chairman, if we need three pages of legal gobbledegook to change from a green book to looseleaf binders, this government is in a lot worse shape than I thought it was.

Mr. Chairman: Is it your desire to proceed?

Mr. Chamberlist: I would like to, for the benefit of the Honourable Member for Whitehorse North, indicate to him that as we read through the Bill, then we will be indicating where changes have been made, because, as Mr. Legal Adviser has indicated, there has been some changing in words from the original Bill so that it can be more recognized and brought up to modern standards of putting legislation forward. This is the purpose behind it. You will also



Mr. Chamberlist continues ...

BILL #1

come to sections where we have included for the area of bringing in loose-leaf binders into effect.

Mr. Tanner: Mr. Chairman, I'm sorry, I don't want to pursue this too far, but I would draw the Member's attention to Bill No. 4. Did we introduce that Bill? Yes, we did. In Bill No. 4, it has underlined the amendments to the previous Ordinance. In Bill No. 1, there is nothing underlined. Are we amending the whole Ordinance?

Mr. Legal Adviser: Mr. Chairman, this, in fact, is a brand new Ordinance. It follows the general trend of the former Ordinance, which is printed in the beginning of the green book as Chapter 2, but it's not an amending Ordinance. The custom is that you mark the changes in amending Ordinances. This is a brand new Ordinance and the custom is not to mark the changes. But, for the Members' convenience, we can indicate differences in style and so on as we go through.

Mr. Chamberlist: I wonder, Mr. Chairman, if the Honourable Member from Whitehorse North realizes that this is not an amendment to an existing Ordinance, but in fact, a new Ordinance itself, as indicated, to provide for the provision to get the Revised Ordinances brought up to date. It's not as if it is an existing piece of legislation that is being amended. Of course, the Honourable Member's question would be quite correct if this were a piece of legislation that is being amended. In other Ordinances, it shows where the amendments are taking place, but this happens to be a new piece of legislation.

Mr. Chairman: Perhaps, gentlemen, now we can proceed to the reading of the Bill? (Reads subsection 2(1) of Bill No. 1)

Mr. Tanner: Mr. Chairman, have we got Schedule A here? Is that going to be produced?

Mr. Legal Adviser: Mr. Chairman, we can't have Schedule A until it is prepared, and we're still in the process of including in Schedule A the portions of Bills which will be passed by this House at this period. Schedule A is the law which will continue to be in force. When we revise the Ordinances, there is a big number of Ordinances which are already seen in the indexes, and these indexes will be repeated and added to, but this is giving the power to the government to put Ordinances in Schedule A.

Mr. Tanner: I don't know what he said. Do you?

Mr. McKinnon: I never do.

Mr. Chamberlist: Well, Schedule A, Mr. Chairman, will mean all the Ordinances that will make up the Revised Ordinances, but we can't give that completely because some of these Bills that we're passing now will be part of that Schedule A, so it's an impossibility for us to attach what we haven't completed in this Session. When we talk about Schedule A, it will be the list that will be part of the Revised Ordinances. It's as simple as that.

Mr. Chairman: (Reads subsection 2(2) of Bill No. 1) I just have one question from the Chair. Inasmuch as the Revised Ordinances will come into force on the first day of April, 1972, is there provision in the Bill to repeal all the other Ordinances that now exist?

Mr. Legal Adviser: Probably, if I might have a moment to explain what is occurring, Mr. Chairman, it might make it easier for the Honourable Members to understand. We're producing a new green book. I'm not sure what the colour will be but it will be a new book, probably in two volumes like the green book. We're also producing a looseleaf edition of printed Ordinances, and both of those will be made law by the effect of this Ordinance when they are printed and circulated. We fixed the date of the first of April because that's our target date to have this printed and in the Members' hands. But, if it comes into existence earlier, then for convenience purposes of course, it might be

BILLS #1

Mr. Legal Adviser continues ...

convenient to have them come in a month or two beforehand if these Ordinances could be printed and circulated by that time. Now this book will contain all the Ordinances which are already in the green book and all the Ordinances which have been passed since 1958. In doing this, in a few cases we have consolidated into one Ordinance a series of amendments. The House is familiar with the Municipal Ordinance, the Motor Vehicles Ordinance and a few Ordinances like this, which are almost impossible to read because they're reproduced through a series of grey books that follow the green book. They will be published in one place. The numbering of each section will then be redone to knock out the various "12A's", "13A's", and so on, and it will run in one consecutive piece, section by section. The doing of that necessitates amendments to all the other Ordinances which refer to either the Municipal Ordinance or the Motor Vehicles Ordinance, so that the internal section numbering is retained. So, for those purposes, we need the power to print and put into force those renumbered Ordinances, with slight grammatical changes occasionally where mistakes are turned up, or misprints, to give them the force of law. If we don't get this Ordinance passed, then we wouldn't be able to use the consolidation in court. Now, some of the provincial governments have introduced a second system, as we are going to do, of having loose-leaf editions as well as bound editions, so that when this House amends an Ordinance, like the Motor Vehicles Ordinance, we will be able to circulate to the Members a complete new page, renumbered, and we would call that a continuing consolidation, and so avoid the necessity of everyone having to bring around a pile of grey books and wade through a series of books to try and find the section numbers. Now, in addition to that, I should point out that all the Ordinances, whether or not they're printed, will remain law. A series of Ordinances is listed in a schedule which we call "Not Consolidated and Not Repealed". That is, they're not going to be printed in this book. They will be Ordinances of a limited nature, such as Ordinances which set up an athletic club, which set up companies, which set up accounts, and so on, along with the hundreds of Ordinances listed out in the appendix to the green book which you are familiar with. Now, we will be doing the same thing. The history of the changes will be reproduced in the new Ordinances for the first time and will continue to be printed section by section so that a lawyer or a Member of the House can, in the green book and every subsequent amendment to the green book, trace where the original section came from and any subsequent changes, which may be necessary for interpretation in court. Now, in addition to that, as I think the House has already been informed, we're putting the Ordinances on computer tape. This is an expensive process, but our advice is that it will stand to us in good stead over the years. This makes it very, very simple to reproduce a page or an Ordinance which will be absolutely accurate. Again, for the power to use these machines, we need the power of a consolidation. So, this business of hunting Ordinances and so on will probably be a very easy thing, and it has some advantages where we're going to repeal an Ordinance or amend an Ordinance, we can search, using the computer, for the reference and make sure that every amendment carries with it all the necessary changes in other Ordinances in which it's referred. It is quite a tedious process that has been going on for the whole of the summer now in Mr. Pearson's office. We have designed this Ordinance to try to give us this authority, so it isn't the same as the other one, but in addition to that, one of the things that our office is doing is making an attempt ... it's only an attempt ... to modernize the language and cut out the words "the same" and "such", and so on as it appears, and use English words like "it" and so on instead of the technical legalese. My learned friend on my left will be happy about this, I'm sure.

Mr. McKinnon: If Mr. Legal Adviser is indicating that the public will be able to understand the law, I'll be very much in favour of it, but I don't believe that is possible, Mr. Chairman.

Mr. Legal Adviser: Effectively, Mr. Chairman, what we're doing is revising, but in a minor manner, and consolidating at the same time. There are two operations in one.

Mr. Chairman: (Reads section 3 of Bill No. 1) Now again, Mr. Legal Adviser, from the Chair, we have not seen any schedule to this Ordinance, and what does the fourth column of Schedule B represent?

Mr. Legal Adviser: This schedule, Mr. Chairman ... you can see an example *BILL #1* in the green book ... is to contain the list of sections which are not going to be printed, but will still remain law. One of them is, for instance, at the foot of a large number of Ordinances there is a section which says "This Ordinance comes into effect on a day to be fixed by the Commissioner". Now, it is in force so it is not necessary to print that, because that saves one section out of perhaps 150 Ordinances. There are other sections which have expired, where a series of amendments of one section, such as in the Taxation Ordinance, has occurred. It's not necessary to print the intervening sections leading up to the last section, but it's necessary that they not be lost historically, and they must be listed here so the court can find them and interpret them in a correct manner. The phrase that we use is "NCNR" for that section.

Mr. Chairman: Clear? (Reads section 4 of Bill No. 1)

Mr. Tanner: What does that mean, Mr. Chairman?

Mr. Chairman: This is the new terminology.

Mr. McKinnon: When this comes in, we'll understand everything.

Mr. Tanner: Mr. Chairman, if this is an illustration of the clarifications so the public can understand ... is it? That's really great, Mr. Chairman. I don't know what it says here.

Mr. Chamberlist: It's very clear if you break it down.

Mr. McKinnon: You're just dumb, Clive, that's all.

Mr. Chairman: (Reads section 5 of Bill No. 1)

Mr. Tanner: Mr. Chairman, can the Legal Adviser explain to me what he did there?

Mr. McKinnon: He clarified the language.

Mr. Tanner: I don't know what he did, but they are beautiful words.

Mr. Legal Adviser: There has been no change in this from the previous Ordinance, and I can say that the only thing that kept me awake at night was, have I included everything. You could say it in two words; you could say that everything affected by this Ordinance shall remain the same.

Mr. Tanner: Why didn't you say that?

Mr. McKinnon: Why don't you say that here?

Mr. Legal Adviser: Because I was afraid.

Mr. Chairman: I think at this time we will break for a short recess.

RECESS

*RECESS*

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Mr. Chairman: At this time, I will call Committee back to order.

*BILL #1*

Mr. Tanner: Mr. Chairman, before we proceed with the Bill, I am looking for a seconder for an amendment I would like to propose, and my amendment is that the Explanatory Note should be the Ordinance, and we throw the rest of it away.

Mr. Chairman: I would have to disallow that motion.

Mr. Chairman: (Reads section 6 of Bill No. 1)

Mr. Legal Adviser: Mr. Chairman, I had thought it was plain, but I can see it is causing some difficulty to some of the Members. Briefly, what it says in that section is that where any change occurs in a revised Ordinance which was not in the previous Ordinance, the point in time at which the change takes effect is the date of the coming into force of the revised Ordinance.

Mr. Chairman: (Reads sections 7, 8 and 9 of Bill No. 1)

Mr. Tanner: Mr. Chairman, I can't help feeling that every second paragraph is to cover up an omission that might have happened in the previous paragraph. This thing is written so that you go backwards and forwards and forwards and backwards, and everything has tried to be taken care of. I would still think that probably the Explanatory Note is the whole Ordinance and all this gobbledegook we don't need.

Mr. Legal Adviser: Mr. Chairman, drafting is an art, not a science, and we attempt to be simple but in being simple you must sometimes also be precise. We need the authority that when, in the looseleaf edition, a new page is printed, it becomes law from that moment because until the law ... except for this section and the other sections of this Ordinance, the law remains the law until it is amended by this House, but occasionally, in revising an Ordinance, you may have to change something. This is the essential section which makes it possible for us for a continuing looseleaf edition for everybody's convenience.

Mr. Chairman: (Reads sections 10, 11, 12 and 13 of Bill No. 1) Would you explain this section please?

Mr. Legal Adviser: The intention here, Mr. Chairman, is for the convenience of people who will be having these editions. To print common Federal Acts that apply specifically or specially to the Territory, such as the Yukon Act, the Northern Inland Waters Act, and some other Acts which now, as Members are aware, they must go to the Federal statutes to get a look at. We will carry these special Acts in a list at the back of the Consolidation, which will be very convenient for those using the Ordinances.

Mr. Chamberlist: Mr. Chairman, I move that Bill No. 1 be reported out of Committee without amendment.

Mrs. Watson: Mr. Chairman, I second the motion.

Mr. Chairman: Any further questions on Bill No. 1? It has been moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 1 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? Would those agreed kindly signify? I will declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Chairman: The next Bill is Bill No. 2, namely, An Ordinance to Change *BILL #1* the Name of the Territorial Court of the Yukon Territory.



*BILL #2*

Mr. Legal Adviser: Mr. Chairman, could I say at the outcome of this that the effectiveness will not be felt until it comes into force and it will be brought into force by proclamation, but it's the expressed intention of the Federal Government to change the name of the Territorial Court in their legislation to Supreme Court. This is at the wish of the government. This cannot come into force until that point of time. What had happened is that Alberta, British Columbia, and some of the provinces have called their Magistrate's Court, Provincial Courts, so people outside think in terms of our Territorial Court as being equivalent to a Provincial Court, and only a Magistrate's Court. We have had to explain in outside correspondence many times that the Territorial Judge is equivalent to the Supreme Court Judge, so we prefer him to have the name of Supreme Court Judge to save explanations. A form of inflation has taken place in the Magistrate's Court.

Mr. Chairman: (Reads sections 1, 2 and 3)

Mr. Tanner: Mr. Chairman, I have one question for the Legal Adviser. To express what he's saying in this Ordinance, he picks out, for example, that the Territorial Court or the Judge of the Territorial Court ... could you not just legally say, and shouldn't you specify, for example, Clerk of the Territorial Court, too? If you use one illustration, shouldn't you go right through the whole thing and use everybody's where that might be applicable?

Mr. Legal Adviser: Mr. Chairman, in our Interpretation Ordinance, we use the expression Judge, and say wherever the word Judge occurs, it is the Judge of the Territorial Court. We don't do the same for the Clerk of the Territorial Court; we call him Clerk of the Court, and then Court has the meaning of the Territorial Court.

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 2 pass out of Committee without amendment, or be recorded out of Committee without amendment.

Mrs. Watson: Mr. Chairman, I second that motion.

Mr. Chairman: Any further questions or discussion on Bill No. 2? It has been moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 2 be recorded out of Committee without amendment. Are you prepared for the question? Are you agreed? I declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

*BILL #4*

Mr. Chairman: The next Bill is Bill No. 4, namely, An Ordinance to Amend the Labour Standards Ordinance.

Mr. Chamberlist: Mr. Chairman, the purpose of this Ordinance is to increase the minimum wage in the Territory to \$1.75 per hour.

Mr. Chairman: Councillor Stutter, will you please take the Chair.

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I rise to protest the re-introduction of the Bill without the full context of the Bill as it appeared before us at the last Session, as amended. Now, it was decided and decreed by this, and passed by, this Legislative Body at the last Session that provision would be made for local hiring practices within the Yukon Territory, and this was the desire of this Council. Indeed, I noticed in the newspaper a few days ago where the Minister, the Honourable Jean Chretien, had stated quite clearly that he was prepared to enforce provisions, at least at the federal level, to ensure that northern residents would receive first consideration in jobs and employment in the Yukon Territory. We've spent some time and some discussion to provide within the Ordinance at the last Session this particular provision, along with the basic minimum wage provision, the provision which would permit the Commissioner to classify a certain type of labour and thereby bring in regulations forcing employers to hire, where available and

Mr. Taylor continues ...

suitable, local people in local employment. I protest that this has not been, that this Bill has not been given assent, and it is too bad that the basic minimum wage provision could not apply, but it did not apply because it formed part of that Bill. I would like an explanation from the Administration on this. I think it is very important and I would also like to know if the Administration can bring down further amendments to this Bill which would provide for the purposes of amendments at the prior Session.

Mr. Commissioner: Mr. Chairman, as sympathetic as the Administration is to the provisions the Council wanted to see embodied in the prior Bill to which the Honourable Member is referring, the question as to whether this has conflict with other superior laws in the country is the reason that we found it impossible to proceed to give assent and enact Council's wishes in this matter. I am not competent to explain the legal position in detail, but I would ask that the Legal Adviser explain to the Honourable Members, Mr. Chairman, just exactly the problem that was encountered as a consequence of our endeavours along with those of Council, to give effect to local hiring practices provisions in the prior Ordinance.

Mr. Legal Adviser: Mr. Chairman, as the House will recall, there were passed a number of sections running from 54 to 61 of the previous Labour Standards Ordinance. The design of this was to introduce what was a minor form of hiring control. It is very difficult to enforce this, and it is very difficult to enforce this in view of the fact that the Federal Government has such controls over the labour field in the Yukon, not directly, but by means of a Board. We would probably find ourselves unable to enforce this, and we would find ourselves in conflict with the existing labour practice laws. If the Council wants to get involved in this field in detail, it's difficult to do it in a part of an Ordinance such as this without all the necessary controls that have been set up.

Mr. Taylor: Mr. Chairman, I just wanted to ask ... the Legal Adviser has said that we may probably not be able to enforce this Ordinance. Can he not say with some assurance whether we can or cannot? It occurs to us, as it did at that time, at least to myself, that the Yukon Act gives us the power to write this type of legislation, and thereby enforce it. Where does this specifically come into any conflict with any federal law?

Mr. Legal Adviser: Basically, it's a question of a clash of competence in the field. There is an existing federal law which controls the relationship between employers and employees. It applies in this Territory and it applies by its own nature; it was set out to apply for this Territory. If we enter this field, which we can do, and we have the competence to do it, we may destroy the existing labour law which is in force in the Territory.

Mr. Taylor: Mr. Chairman, I say again, I'm getting "perhaps" and "may"; either we can do it or we can't, and this is what I want to find out. Can we or can't we?

Mr. Legal Adviser: Mr. Chairman, nothing is certain. It is a very big question that the Commissioner has indicated; a very, very big question, with a tremendous amount hanging on it. It may be an over-abundance of caution, but the risk is great that it will destroy all the existing framework of legislation which gives protection to employees in their normal everyday work. It would damage the sanctity of the contract which employees negotiate with their employers, and we would be doing it by just mere tampering with the subject instead of undertaking the whole of the field and making this a part of it. You just can't, when you have ten corpses, bury one and leave nine of them smelling on the ground. We may be trying to secure something by burying one of our problems in this, but we leave nine others untouched which may be rotting for years, and we may not be able to get at and deal with them.

Mr. Chamberlist: Mr. Chairman, I have made my position quite clear over the past few years. As far as I am concerned, we have to have legislation

BILL #4

Mr. Chamberlist continues ...

to really control, I would say, the very, very bad hiring practices of a number of employers who do not facilitate employment for Yukon people. I think all Members here know I feel very strongly, indeed, that we do get some legislation to do what we really want to do. I supported very strongly what we had passed in Council. As usual, as everybody knows, legislation that comes out of Yukon Territorial Council goes to Ottawa for approval, especially a piece of legislation of that particular idea. We have to face up to it, that it does go there and that the changes that have been made haven't prevented it from going there. This is something that we have to face. If we are advised by the Department of Justice that it is not acceptable because there would be an involvement of whether or not we have the legal capacity and the legal right to do this, then we must be guided by what the legal authorities tell us. I think I can say this without fear of contradiction, that every Member of the Executive Committee is in favour of the legislation, the type of legislation that it is. We are advised by those people in the Legal Department of Justice in Ottawa that we cannot do this without conflicting with federal laws. We have to take a look at it and back away, and then start looking for legislation that will in fact put us in the position that we want to put ourselves in. In the meantime, we felt that what we had to do is get through with the sections we know that we can deal with. That is why this section has been brought forward like this, so we at least can increase the minimum wage, labour standard wage, to \$1.75. Whatever our feelings are on the other matter, at least it shouldn't affect us in passing this piece of legislation. We all have sympathy with the cause, each and every one of us, and we have to come across with some piece of legislation that will stop the employer from not using local labour wherever possible.

Mr. Taylor: Mr. Chairman, this is all well and good but all I've heard here so far in this discussion is a series of assumption and this type of thing. Someone in Ottawa had to say "No, you can't do it for 'a', 'b' and 'c' reasons", and indicated that we were not competent under and by virtue of the Yukon Act to bring into law this type of legislation. The legislation that we provided was to give the Commissioner the power to designate a trade or occupation and then to regulate that trade or occupation in respect to local, not national, but local, hiring practices. I certainly would like to see the context of the refusal, specifically why we can't do it. Once I see that, I would suggest then, that if we are not competent to provide this legislation that we insist, not ask but insist, that the Federal Government write that legislation for us. We need this legislation in the Yukon; we needed it a year ago, we needed it ten years ago. The Minister, I don't know if any of the other Members noted that article, stated quite clearly that he is for the type of legislation we are talking about here. I find great inconsistency here and I would like some clarification on it.

Mr. Chamberlist: Mr. Chairman, I don't think anyone is prepared to argue the point that we haven't the power under the Yukon Act to provide this type of legislation. It was a question whether the wording used in the legislation was in conflict with the existing Federal Labour Legislation; this is where the main argument came about. When this was prepared and brought forward by the Government for Council to consider, it was brought forward in all good faith with the feeling that we can bring forward this type of legislation. I think all Members realize that it was found that we were not incompetent in providing the legislation, but the method and the wording of the legislation put us in the position of coming into conflict with various Federal Statutes which I think every Member realizes supersedes anything that this Body brings forward. I don't think there is any question at all, Mr. Chairman, that the point that has been made by the Honourable Member from Watson Lake is not a proper point. It is not the fact that we did not have the power to pass legislation, but the fact that the legislation that was passed wasn't sufficient and wasn't in a proper right for us to carry it through. I think this is the main thing, but we are going to formulate something that will be able to take care of this. In the meantime, as I say, we shouldn't because there is no point, as a result of a dissatisfaction in one area, to pass really what we should pass. As a result of making that mistake, we find that for six or seven months, people have been deprived of getting that higher rate of pay because we could not give assent to the whole Bill while that clause was there.

Mr. Taylor: Mr. Chairman, what is disturbing me is that the assent was refused to this Bill several months ago. It was not assented to. The problems, as you say, were sent to Ottawa, or as the Honourable Members indicated, Mr. Chairman. The Bill was sent to Ottawa and somewhere along the line, you were told not to assent to the Bill; let's put it this way. Now, obviously there have been no priorities established on finding ways and means by which we can bring down this type of legislation at either the territorial or federal level. This is what I'm getting at. All we are doing is paying lip service to the darn thing and nothing is done and I would ask, personally, that when we roll around to the Spring Session of this Legislative Body, we come in here with some constructive and concrete proposals towards bringing down this type of legislation, if not bringing forth the legislation itself. We are going to need this desperately by spring.

Mr. Chamberlist: Mr. Chairman, I agree with the Honourable Member and I can assure him that the situation is under review now and it was because of certain pressures that we were unable to bring something like this forward, but it is hoped that for the Spring Session, the type of legislation that we are looking for and the means within the legislation itself which would not conflict with Federal Acts, is being given very, very close scrutiny.

Mr. Chairman: I believe that the legislation that is now before us, even though it does not go far enough, is something that is badly required between now and the Spring Session. I do believe that other legislation should be brought forward in line with it as has been brought up by the Member from Watson Lake. We could just proceed with this particular one which raises the minimum wage law.

Mr. Taylor: Mr. Chairman, I just rise to point out that certainly all Members are in agreement with this provision. There are some who wish to go even further with it. It is needed in this Territory and has been put forward joined with other provisions in the former Bill that the Administration indicated was not possible to receive assent. I just rise to protest the fact that it has taken all this time and we still haven't got anywhere with the other revisions. I certainly concur that we should proceed with the acceptance of this.

Mr. McKinnon: Mr. Chairman, I'd like to make some remarks on this Bill and I certainly would like to have Mr. Commissioner here because there are some questions I would like to ask him concerning the non-assent to the Labour Provisions Ordinance passed by unanimous vote of this Council at the last Session.

Mr. Chairman: Mr. Clerk.

Mr. Taylor resumes the Chair.

Mr. Chairman: I will continue with the reading of the Bill, An Ordinance to Amend the Labour Standards Ordinance. (Reads Bill No. 4)

Mr. Chamberlist: Might I suggest a recess until Mr. Commissioner arrives.

Mr. Chairman: There will be a short recess.

RECESS

RECESS



Mr. Chairman: We will now call Committee back to order. I believe that there were some questions relative to Bill No. 4. Proceed. BILL #4

Mr. McKinnon: Mr. Chairman, prior to the noon hour recess, Mr. Legal Adviser was making some very pointed analogies between why the Ordinance passed last year wasn't accepted, and he was comparing it to some rotting corpses, and I think that it was a very fit analogy because in my opinion the whole arrangement between the Territorial Government and the working people of the Yukon Territory stinks. I would like to have one question answered. I would like to ask a direct question, and I would like Mr. Commissioner to answer to me. Who instructed Mr. Commissioner not to assent to the Labour Standards Ordinance passed by this House last year, to provide some protection for the working people of the Yukon Territory? If that question is answered, perhaps we can start from square one from there, once we know where the battle lines are drawn, and who we should be attempting to seek to change his opinion in applying labour standards legislation to the public of the Yukon Territory.

Mr. Commissioner: Mr. Chairman, the answer is very simple. No one instructed the Commissioner not to assent to the Ordinance.

Mr. McKinnon: Well, then, I take it Mr. Chairman, that even though it was the unanimous consent of this House, that legislation was passed, and this vote was passed with unanimity on the protection of designated classes of people in the Yukon Territory. The Commissioner saw fit, upon his own initiative, not to assent to a piece of legislation that was passed by this Legislative House.

Mr. Commissioner: Mr. Chairman, I assume that I am being asked a question, and the answer to the question is, that it was not on the Commissioner's own initiative. The Commissioner has a group of people that include elected people, that he has available to him on an advisory basis. I can assure you that this has been the subject of a lot of internal discussion, as far as we are concerned, on the Executive Committee, and notwithstanding the fact of unanimity, and all the rest of it, this piece of legislation was put together in an attempt to correct something which the Administrative arm of Government is just as concerned about, and maybe a lot more concerned about on a day to day basis than Councillors are. When the legislation was put together, it was put together on the basis of whether or not the Territorial Council had or had not the legislative competence to pass this legislation. There is no question about the legislative competence, the question is, whether or not it is an applicable and an enforceable piece of legislation, and the best internal advice that I can get from the people that are available to me, and they include elected people, is that the enforcement of this particular Ordinance as it is written at this time, is something that is, literally speaking, impossible. Now, this does not remove the necessity of labour standards ... I think that we should go a bit further, total labour legislation, particularly applicable to the Yukon Territory, and towards this end, the Administration is continuing to work.

Mr. McKinnon: Well, Mr. Chairman, now we know where the problem lies, because we had the Executive Member in charge of Health, Welfare and Rehabilitation, stand up this morning and say that he was all in favour of the legislation as it is applied. Now, we have the Commissioner saying that it was the Executive Committee ... on the advice of the Executive Committee that decided not to pass the legislation or not to assent to the legislation. We have the Minister of Indian Affairs and Northern Development making public announcements that he is worried because of the lack of employment among the indigents and the peoples of the North getting employed in the North. So, this is what we get, nothing from all sides of Government, nothing at all, but pious platitudes



*BILL #4* Mr. McKinnon continues ...  
 about how everybody is behind the working people of the Yukon Territory, but as soon as this Legislative Assembly tries to do something to cure the problem that has been faced around this table, and been the number one priority problem since I have been a Member of this House, we get nothing but a refusal from the Executive Committee and the Commissioner to assent to that legislation. To even test it in front of the Court to see whether we have the competence or not. Under the Yukon Act, it is clearly defined, that this Legislative Assembly has the authority to pass legislation dealing with people involved with labour in the Yukon Territory. This House passes legislation, asking for this legislation to be put into practice, and we don't receive assent from the Commissioner of the Yukon Territory. It goes further than this, this isn't the only battle that I have been fighting for the working people of the Yukon in front of this Council. We have asked that a bid preferential system be worked out to give Yukon contractors on Territorial bids a preference over contractors from outside. The Commissioner stood here in the House, and said that that was not to be, even on Territorial contracts, although this is done in other provincial jurisdictions. It seems to me, Mr. Chairman, that we don't have to go crying that Ottawa is doing this to us, that it is right here at this level of Government that we can't get any satisfaction legislatively for the working public of the Yukon Territory, and all the platitudes that all the Members that are in Government at this time, saying that we are going to do something and going to do something, nothing is going to be done, nothing has been done in ten years, and I am positive that at the termination of this Council nothing still will have been done to protect the public and the working people of the public of the Yukon Territory. We just may as well forget about it.

Mr. Chamberlist: Mr. Chairman, with respect to the Honourable Member, he indicates that he has been doing anything for the workers, but I am sure that he has been doing many of things for the workers except become one as far as looking after the work that he should be looking after. Now the Honourable Member, with respect, Mr. Chairman, has made it quite clear that the attack is now on a local level. It was indicated by me to him, Mr. Chairman, that it was as a result of legal advice we have received, that the assent wasn't given. Now, it is quite clear, and I think to everybody's mind, that the Executive of the Government of the Yukon Territory nor any Member of this Council, is not opposed to this type of legislation ...

Mr. McKinnon: What is it?

Mr. Chamberlist: ...but we have to comply with what is legally right. I am just not sure, but I think that I recall ... if I recall correctly, that at the time that legislation was brought forward for consideration, I would bring to the Honourable Member's attention here, that the only Member that voted against that Bill at that time was the Honourable Member from Whitehorse West.

Mr. Chairman: Order please, order.

Mr. McKinnon: Mr. Chairman, I rise on a point of personal privilege; we tried to get the question broken down into two parts, because I was trying to get the minimum wage increased to two dollars, and I will try again. I spoke in favour of the other part of the amendment, and all Members of the House spoke in favour of it, so let's not wave these kind of red herrings, to try and confuse the issue ...

Mr. Chamberlist: Well, Mr. Chairman ...

Mr. Chairman: Order please, order.

Mr. Chamberlist: Mr. Chairman, there is no doubt about it, that the Votes and Proceedings speak for themselves, and it is quite clear that Councillor McKinnon indicated that he was not voting for the legislation

Mr. Chamberlist continues ...

and never mind when he says that we voted in unanimity. That was a bad statement, a wrong statement because there was a vote of six to one, and he was the one that did not vote for it. Now, I think that when we talk about red herrings, that's the red herring that has been raised at this time. Now, I can only put it this way, Mr. Chairman, that the Honourable Member now has shown that he has shown that he has become a demigod. He looks about himself, and persuades everybody else that there is a storm at sea. Now, it is about time that this nonsense stopped. He voted against the legislation, we understand what the position is, we are sorry that it happened, we are doing our best to bring forward what will cover the particular area that we have been talking about, but certainly within the legal confines that we are able to do so, considering all aspects.

Mr. Chairman: Are there any further questions relative to Bill No. 4?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 4 be reported out of Committee without amendment.

Mr. McKinnon: Mr. Chairman, it is my intention to move an amendment to Bill No. 4, and I would like to move ...

Mr. Chamberlist: There is a motion on the floor.

Mr. McKinnon: ... that the words ... there is no seconder to the motion.

Mr. Chamberlist: There was no time for it.

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

Mr. Chamberlist: There is a motion on the floor.

Mr. Chairman: There is a motion on the floor, Mr. McKinnon, however would you gentlemen care to withdraw and we will ...

Mr. Chamberlist: No sir, my motion stands.

Mr. McKinnon: ... Mr. Chairman, I don't quite understand the procedures in this House. There was a motion on the House, and I rose, with no seconder, and I am now on my feet, upon being on my feet, a seconder arose ... as far as I know I have the floor at this time.

Mr. Chairman: Yes, this is quite correct, I believe the Honourable Member is correct. Proceed Mr. McKinnon.

Mr. McKinnon: Mr. Chairman, I would like to move that the words "one dollar and seventy-five cents" in subsection (1) of the Labour Standards Ordinance be replaced by the words "two dollars".

Mr. Chairman: Could I have a copy of that amendment, please? Is there a seconder?

Mr. Stutter: I second that motion.

Mr. Chairman: It has been moved by Councillor McKinnon, seconded by Councillor Stutter that the words "one dollar and seventy-five cents" in subsection (1) of the Labour Standards Ordinance be replaced by the words "two dollars".

Mr. McKinnon: Speaking on the motion Mr. Chairman, the whole subject of this Labour Standards since it came into Council at the last session has been rather like a comic opera farce. The first one was an amendment to the Labour Standards Ordinance bringing the wage ... the minimum wage from a dollar and fifty cents to one dollar and sixty-five cents. After this was fought in the House, then there had to be a further

BILL #4

Mr. McKinnon continues ...

amendment to it, because at that time, the federal legislation under the Federal Labour Standards Code brought out, across the country, a minimum wage of one dollar and seventy-five cents. Then the Territorial Government, here, had to bring their legislation in line with the federal standards which was one dollar and seventy-five, another ten cents from what the original Bill stated. At that time, Mr. Chairman, the following sections, section 54 to section 61, protecting the public of the Yukon Territory and the working trades in the Yukon Territory by allowing the Commissioner to set up designated trades where Yukon people had to be employed, was also inserted into the Labour Standards Ordinance, and as Mr. Chairman knows, that this Bill passed on the part of the designated trades, all Members were in favour. We wanted to split the Bill between that and the minimum wage because some of us felt that the minimum wage at that time should go up to two dollars an hour, and Mr. Chairman, I am still of this mind. Two dollars an hour, if it were a minimum wage would bring the grand total sum of a person, who was working the minimum wage, to three hundred and twenty dollars a month. Every Member of Council knows that it is absolutely impossible for any member of the public to live in the Yukon Territory at three hundred and twenty dollars a month. All the polls and the gauges of the cost of living in the Yukon, seem to show that we are at least twenty-five per cent higher than the highest cost of living area in Canada, the province of British Columbia. Mr. Chairman, I feel that in this type of legislation, that the Yukon Government should, and can be leading the way in the rest of Canada, in particular because of the high cost factor of living that we all know does exist in the Yukon Territory. I don't believe that two dollars an hour is unreasonable in this time in the Yukon Territory for a minimum wage, and Mr. Chairman, that is why I proposed the minimum wage of the Yukon Territory be changed to two dollars an hour.

Mr. Chairman: Councillor Stutter will you take the Chair?

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, at the Spring Session, this matter was raised by the Honourable Member, and I think that in essence, most of us agree that it would be desirable to effect at this point in time or even at that point in time, an increase in the basic minimum wage. However, one cannot increase that basic minimum without first determining what the ramifications of that move will mean to the labour force, and to the employer, shall we say, at the same time. There are quite a few ramifications, as a matter of fact. I raised the question this spring of how we might find ways to offer relief to lodge owners on the highway, and people who operate in remote areas of the Yukon, in order to benefit not only the employer but the employee and somewhat along the lines as provision is made in the province of British Columbia. This was not possible, and indeed, by raising the basic minimum wage at this point, we could create further difficulties in this particular area, and no doubt there are other areas which could be badly affected by this change. It would be nice to see a basic minimum of two dollars; I of course agree that, ... or have stated that I agree with the two dollar increase in essence, but I am not prepared to vote for it until I know what the ramifications of that change are. I have stated many times in this Chamber, over many years, that what we need in the Yukon Territory is a categorical labour system, whereby you specify that heavy duty trucking, light duty trucking, plumbers, carpenters as they do in the provinces, and indeed at the federal level, as they categorize labour, and set basic minimum wage scales in those categories. But, for these reasons, I can't see increasing our basic minimum beyond the stage we are taking it to now, until we have had an opportunity to view what the ramifications of this increase are. I just wish to make that point, and I don't know whether the Member has considered that or not?

Mr. Taylor resumes the Chair.

Mr. McKinnon: Mr. Chairman, in answer I can only say, I just can't see what ramifications in the Yukon it has raising the minimum wage to two dollars an hour on an average forty hour work week, it amounts somewhere in the near ... the neighbourhood of three hundred dollars a month, and if anybody ... I don't understand how people can be in business in the Yukon and pay less than three hundred dollars a month. I don't know of any industry now, except perhaps, maybe car hops service or waitresses that get exceptionally good tips in drinking establishments or in eating establishments, that would work for this type of wage in the Yukon. I don't think that twenty-five cents an hour over a forty hour week, which would amount to ten dollars a week is going to make the difference whether an industry or one of these services is viable or not. I have talked to people who do have people working on the minimum wage, and they don't feel that the twenty-five cents an hour in the minimum wage is going to make really that much difference in their operation, in it being a successfully viable economic operation or not. I think that we just have to face the fact of living in the Yukon Territory, two dollars an hour for a minimum wage is just not too much at this time, and at the same time, we should be and we can be leading the country once again in labour standards legislation.

BILL #4

Mr. Chairman: Is there any further discussion on this motion?

Mr. Chamberlist: Question?

Mr. Chairman: Question has been called. Are you agreed? Any contrary?

Mr. McKinnon: Division.

Mr. Chairman: Would those in favour kindly signify in the normal manner? Would those contrary kindly signify in the normal manner? I must declare that the motion has been defeated.

Mr. McKinnon: Oh well, what else is new?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 4 be reported out of Committee without amendment.

Mr. Tanner: I second that motion.

Mr. Chairman: Is there any further discussion on Bill No. 4? It has therefore been moved by Councillor Chamberlist, seconded by Councillor Tanner that Bill No. 4 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? Would those in favour kindly signify in the normal manner? Would those who disagree kindly signify in the normal manner? I will declare this motion carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. McKinnon: Workers of the world unite.

Mr. Chairman: The next Bill is Bill No. 5.

BILL #5

Mr. McKinnon: Old Marx was right, huh.

Mr. Chairman: This is an Ordinance to Amend the Mining Safety Ordinance.

Mrs. Watson: Mr. Chairman, the purpose of this Ordinance is to enable title changes in the inspectorate to reflect the current duties.

Mr. Chairman: Councillor Stutter will you take the Chair?

Councillor Stutter takes the Chair.

Mr. Taylor: Well, Mr. Chairman, in this area I am deeply concerned. It is my understanding that a new set of regulations will be forthcoming in respect of this Ordinance, and I would very much ask the Honourable Member if she would be prepared to stand over this amendment until such time as we would have a chance to view the regulations, and see what they

Mr. Taylor continues ...  
 BILL #5 consist of, and what this is all about.

Mr. Commissioner: Mr. Chairman, I would like to assure Honourable Members that the regulations, indeed that have been promised for some eighteen months or two years past, mostly as they affect open pit mining operations in the Territory, have indeed been signed and they are in the process of distribution, either now or will be in the next day or so. They consist of paper the size of which this ... the Ordinance is printed on; I would suggest is an inch and a half thick, and I can assure you, that it is mostly concerned with the technical aspects of enforcement of the Mine Safety Regulations as seen in the eyes of the people who are called upon in the course of their duties to give effect to them, and we are simply asking in this amendment here, to be able to change the titles of the people who are indeed called upon to give effect to these regulations.

Mr. Taylor: Well, Mr. Chairman, again, over many years, we have protested the introduction of legislation by regulation, and when I am told that we have volumes an inch and one-quarter thick of regulations, I don't doubt it in the least. But, I think that before these things really become law, and before these things do become law, especially in respect of this Mining Safety Ordinance, at least the Council should be provided with information and have some discussion on this subject, because indeed, we are supposed to be the law makers here at this table; otherwise we get into the position whereby, and I think that we are in that position already, at the present moment anyway, whereby Government in the Territory is by edict and not by the people at all. Now, I tried all last year to interest the Members of the Administration in trying to bring open pit mining regulations, for instance, into the Mines Safety Ordinance, to spell it out in the Ordinance. In an effort to get that done, I procured myself from the B.C. Mining Inspector a copy of their regulations, but I couldn't seem to get anything done. Now, would someone inform me if this has been done? If it has been done, would someone be kind enough in this Administration to provide me with a copy, so we can look at it, and see what kind of laws you are making.

Mrs. Watson: Mr. Chairman, with respect these Mining Safety Regulations are at the present time being typed up, and you will have a copy of them within the next day or so.

Mr. McKinnon: How do you rate a know around here?

Mrs. Watson: All three hundred and eighty-four sections of it.

Mr. McKinnon: They don't tell you anything either, huh.

Mr. Taylor: Mr. Chairman, I thank the Honourable Member for enlightening me on this matter, and I would ask that this Bill be stood over until such a time as we may have an opportunity to view these sections.

Mr. Chamberlist: Well, with respect, Mr. Chairman, when I look at the Bill that we have which is a very minor amendment, all it's really doing, is just designating an inspector to be a chief inspector, and giving the power to appoint a duly qualified person as registrar for miners' medical certificates, and certainly the regulations will be tabled in the proper manner, and then you can have them and do whatever anybody wants with them Mr. Chairman. But, this particular Bill here has no bearing on the regulations, itself, but simply is to change the position of the inspector. We have got everything, all we have to look for, because we are going to have a few extra inspectors, so we want to be able to give the power to one of the inspectors to be the chief inspector, and this is all that the Bill involves. I don't see it.

Mr. Taylor: Mr. Chairman, I would also like to compliment the

Mr. Taylor continues ...

Honourable Member who has last spoken, on his perception and observations in respect of this Bill. But, I would also like to point out to him, that following perusal of these regulations which your Administration has produced, not the people, but your Administration, that there maybe further amendments to this piece of legislation, and I would once ask again for the courtesy of Council to stand this Bill over until we have seen these regulations ...

Mr. Chamberlist: No objections, no objections.

Mr. Legal Adviser: Mr. Chairman, it is the printing job, the actual pieces of paper that are now law have been sent over to the Registrar's Office for printing in the Queen's Printer; with Council sitting the printing office is extremely busy, and it may not get them printed for you, and now that the Council has been sitting for a couple of days, to give the printers time to work on it, it may be ...

Mr. Chamberlist: 384 sections.

Mr. Legal Adviser: ... that's it, and it still has to be printed.

Mr. McKinnon: Another catalogue for ...

Mr. Taylor: Yes, well, Mr. Chairman, it seems that if the Administration wish to have a new Bill of legislation whistled into Council about three days before this one is due to prorogue, I don't see that you have any difficulty or have had in the past with the Queen's Printer in getting that information up here, and I say Mr. Chairman, to the Administration that they should double their efforts to get that information before Council, and we stand this Bill over until that time.

Mr. Chamberlist: No objection, Mr. Chairman, we will stand it over. We will double the efforts by putting two sheets at a time in the printing machine.

Mr. McKinnon: Very good.

Mrs. Watson: Mr. Chairman, I have no objections to standing this Bill over, if the Chairman volunteers some possible amendment to the regulation after you have gone through them.

Mr. Taylor: Well, Mr. Chairman, I would be more than pleased, if given an opportunity to study these laws you are making, as a legislator that is my duty, and if I see any potential amendments forthcoming, I would be more than pleased to submit them, either in legislative form or suggestions to amend your legislation.

Mr. Chairman: Is it the wishes of Committee at this point, then, that we leave this Bill to stand over?

Mr. Chamberlist: We will continue with another Bill.

Mr. Taylor resumes the Chair.

Mr. Chairman: Three hundred and ninety sections, you guys have gone right ape.

Mr. Chairman: Alright, the next Bill is Bill No. 6, namely An Ordinance to Amend the Magistrate's Court Ordinance.

Mr. Chamberlist: Yes, Mr. Chairman, the purpose of this Ordinance is to enable the Territory to confer the jurisdiction to hold certain types of trials in similar manner to provincial jurisdictions. The repeal of pertinent sections of the Yukon Act renders this necessary for new appointments. The appropriate section of the Criminal Code, section 466(b)(ii) will be repealed in due course by the Federal Government.

BILL #6

Mr. Chamberlist continues ...

Mr. Chairman, just to add to this, when the ... perhaps I had better let Mr. O'Donoghue indicate the whole structure of the reasons why this is being done.

Mr. McKinnon: He will confuse us, if anybody can.

Mr. Legal Adviser: Mr. Chairman, there is no great secret to this, it so happens that there is a special subsection in the Criminal Code, defining the word "magistrate" for the purpose of the Criminal Code in reference to the Yukon. It defines them as persons appointed under the Yukon Act. Now we are appointing our magistrates, so we want to get that particular definition of the power under it taken away, but it cannot be taken away until the Commissioner has the parallel authority that would be vested in the Minister of Justice under the Criminal Code. It is just an extra piece, that becomes necessary by reason of these changes in the Yukon Act.

Mr. Chairman: I will proceed with the reading of the Bill. (Reads Bill No. 6).

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 6 be reported out of Committee without amendment.

Mr. Chairman: Just one question before the motion is seconded, from the Chair. You state in your explanatory note that the appropriate section under the Criminal Code is section 466(b)(ii) will be repealed in due course by the Federal Government; is this not in conflict until the Bill is repealed?

Mr. Chamberlist: No.

Mr. Legal Adviser: No, see, 466(b) has got two parts, a (i) and (ii). (i) says that a magistrate may if authorized by a province accept this jurisdiction. The second section says, in the Yukon a magistrate may only exercise this, if appointed under the Yukon Act. The second section will be repealed, and we will then become within the ambit of the normal provincial power. When a magistrate is appointed, the Government may not confer this authority on him, but if the section is repealed from the Criminal Code, we automatically by the definition become ... once we pass this, enable to give this jurisdiction to a magistrate. You see, "province" in the Criminal Code means "territory" unless specifically named.

Mr. Chairman: Yes, but what I am getting at, if the Commissioner was to give assent to this Bill at this time, it would appear to me that we would have two...the Criminal Code and our Ordinance would be in conflict, whereas if the Commissioner reserved his assent on the Bill until the necessary repeal was made in the Criminal Code, then we would not be in conflict. Is this not right?

Mr. Legal Adviser: No, no, not quite, Mr. Chairman, because we are not contemplating at this point, appointing any new magistrates. The existing magistrates all have this authority because it was conferred on them in the Criminal Code. They have the power.

Mr. Chamberlist: Federal appointments now.

Mr. Chairman: Okay, just a point that I wanted to bring up now. Is there a seconder?

Mrs. Watson: I will second this motion, Mr. Chairman.

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

MOTION  
CARRIED

MOTION CARRIED

Mr. Chairman: The next Bill is Bill No. 7.

BILL #7

Mr. Chamberlist: Yes, Mr. Chairman, the Explanatory Note, the purpose of this Ordinance is to implement the request of Members of the Council to provide that variations in local rates of taxation can only be made by the Commissioner with the prior approval of the Council. All Members will recall, Mr. Chairman, that I indicated at last Session that this would definitely be brought forward in the next Session, and as usual the Government of the Yukon Territory keeps its promises.

Mr. Chairman: (Reads Bill No. 7).

Mr. Tanner: Mr. Chairman, could I ask the Honourable Member from Whitehorse East to explain why the wording was put in this particular way?

Mr. Chamberlist: I am going to pass this one to Mr. Legal Adviser because we had much discussion, Mr. Chairman, about this, as often the suggestion was made that we should use Commissioner-in-Council, but then we came to the opinion that this is more definite by making sure that there is a resolution provided by the Council before the Commissioner can vary any taxes. We thought that this would be a much more stronger way. Council wanted us to be strong and firm, and here it is.

Mr. McKinnon: It is a vote of nonconfidence in the Commissioner, resign.

Mr. Legal Adviser: Mr. Chairman, it is partly that, it is partly that. We don't use the words Commissioner-in-Council normally in our own legislation, we use the Council, and we give the authority to the Council. The Council will have the authority to initiate resolutions or not on the basis as specifically laid out. It is just a drafting point, really, to put it in one sentence to make it crystal clear to the Council. The Council has the overriding power to assent to or prevent the Commissioner from varying the rate of tax in accordance to this section. It takes a simple resolution.

Mr. Chairman: Here is a question from the Chair. You say, whereby a resolution the Council has so approved, the Commissioner may ... can this be construed as giving the Commissioner the power to levy without the consent, because it doesn't expressly say so?

Mr. Chamberlist: No. Yes it does, it says where by resolution ...

Mr. Legal Adviser: He has no power otherwise.

Mr. Chamberlist: It has got to be by resolution.

Mr. Legal Adviser: It is really only a drafting point, really, Mr. Chairman, "may where a resolution of the Council is so approved," the tax ... because this is just the way you do it, you are putting the real boss in the front.

Mr. Chamberlist: By a resolution, this is the important thing.

Mr. Chairman: I know how he can do it, but what stops him from doing it any other way? Nothing says that he can't do it any other way.

Mr. Legal Adviser: In a thing like this, Mr. Chairman, it is very important that it be specific, definite and written, not that the Commissioner can say, oh the Council said it last week that we could; you have got to get through the Votes and Proceedings to find out where they did or where they didn't. It would require a specific resolution, the point must be clear and definite as taxation has got to be imposed, and it has got to be imposed by law, and clear enough.



BILL #7

Mr. Chamberlist: I could indicate that there is also something taking place with the City of Whitehorse, and with certain correspondence that came backwards and forwards; we had to say to the City of Whitehorse, let us have a resolution by the City Council, then we know that it was carried out. This is the same type of thing, because the resolution must come from us. I think that this is a great advantage here, and this is what I had promised that we would make sure, and I am sure that everybody should be satisfied with this particular thing, because there is no way that I myself, would allow a situation to develop where we don't have the Council's say so in this particular area.

Mr. McKinnon: Mr. Chairman, I can only say that I am happy to see the power of taxation placed back in the hands of the elected Members of the Council where it rightly belongs. However, I am not quite as happy as I would have been, perhaps if this Ordinance hadn't appeared before the Council Chamber at this time. To let you know why, Councillor Chamberlist said at the last Session of Council, "That I can indicate now, Mr. Speaker, that I am sure that I can speak on behalf of Councillor Watson, that if this amendment to this Taxation Ordinance is not brought forward next Fall Session, both Councillor Watson and I will resign from the Executive Committee". I think that probably would have been a greater public service to the community and the public of the Yukon, than leaving the right to tax in the Commissioner's hands for another year ...

Mr. Commissioner: You can't have everything.

Mr. McKinnon: ... As you say ... the Commissioner is quite right, you can't have everything. There is one philosophy here though, that I am serious about. It is that everybody here, in principle, agreed, and everybody spoke when I brought in the amendment to the Taxation Ordinance, every elected Member, that the right to set the tax mill rate should rest not in the Commissioner's hands, but in the Members of Council. All that had to be done, the Spring Session, was for this to be passed as the amendment that I presented to the Taxation Ordinance. Instead, we wasted these months because of the political games that were played, because as far as those Members in power were concerned, it had to come from them, and not from any other Member of the Legislative Council ...

Mr. Chamberlist: Sour grapes, baby, sour grapes, baby.

Mr. McKinnon: ... and I just say, that with twenty thousand people, and with seven elected Members, we don't have the time nor the ability nor the tradition to start playing these type of political games. It could have passed without any problem whatsoever, and it could have been law long before it is now to become law as an Ordinance of the Yukon Territory.

Mr. Chamberlist: Well, all I am going to reply, Mr. Chairman, is that I appreciate the Honourable Member's sense of humour, but as he has indicated as far as Councillor Watson and myself, about a public service, I think, myself, that perhaps if Councillor McKinnon would resign, that would be a public improvement, so I think that we are equal on that basis.

Mr. Chairman: Have you gentlemen anything further in respect of this Bill? What is your pleasure in respect of Bill No. 7?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 7 be reported out of Committee without amendment.

Mr. Chairman: Is there a seconder?

Mrs Watson: I second that motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 7 be reported out of Committee without amendment. Are there any further discussions? Are you prepared

Mr. Chairman continues ...

for the question? Are you agreed? I declare that the motion is carried.

BILL #7

MOTION CARRIED

MOTION  
CARRIED

Mr. Chairman: Gentlemen, it would appear that we have run out of work at this point in time, and consequently a motion for Mr. Speaker to resume the Chair would be in order.

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

Mr. Chairman: A seconder?

Mr. Tanner: I second the motion.

Mr. Chairman: Before putting the question, I would like to remind Members that ... order please ... I would like to remind Members that it has been the practice in the House in order to stream line proceedings that Sessional Papers, as a normal affair are not normally all moved into Committee. Members should review their Sessional Papers this afternoon, and any Sessional Papers that they do wish to discuss in Committee, make sure that motions are in tomorrow morning, moving them into Committee stage. It has been moved by Councillor Chamberlist, seconded by Councillor Tanner that Mr. Speaker do now resume the Chair. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker takes the Chair.

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

Mr. Chairman: Yes, Mr. Speaker, Committee convened at 10:40 a.m. to discuss Public Bills. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 1 be reported out of Committee without amendment. This motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 2 be reported out of Committee without amendment, and this motion carried. Committee recessed at 11:45 a.m. and reconvened at 2:15 p.m. this afternoon. It was moved by Councillor McKinnon, seconded by Councillor Stutter, that the words "one dollar and seventy-five cents" in subsection (1) of the Labour Standards Ordinance be replaced by the words "two dollars." This motion was defeated. It was moved by Councillor Chamberlist, seconded by Councillor Tanner that Bill No. 4 be reported out of Committee without amendment, and this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 6 be reported out of Committee without amendment, and this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 7 be reported out of Committee without amendment. This motion carried. I can report progress on Bill No. 5. It was moved by Councillor Chamberlist, seconded by Councillor Tanner that Mr. Speaker do now resume the Chair. This motion carried.

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

Mr. Taylor: Mr. Speaker, in respect of the agenda for tomorrow, I believe that there may be further Bills forthcoming from the Administration, and it has been indicated to the Chair that there will also be Sessional Papers to be introduced tomorrow.

Mr. Speaker: May I have your further pleasure?

Mr. Chamberlist: Mr. Speaker, I move that we now call it 5:00 o'clock.

Mr. Stutter: I second that motion.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member from Dawson, that we now call it 5:00 o'clock. Are we agreed? This Council stands adjourned until 10:00 o'clock tomorrow morning.

ADJOURNED

ADJOURNED

Mr. Speaker reads the daily prayer. All Councillors are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order.

Mr. Chamberlist: Mr. Speaker, I have for tabling this morning the Mining Safety Regulations and the Trade School Regulations.

*TABLING OF  
MINING  
SAFETY  
REGULATIONS  
AND TRADE  
SCHOOL  
REGULATIONS*

Mr. Speaker: Are there any further Correspondence or Documents to be tabled? Are there any Reports of Committees? Are there any Bills to be introduced?

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 9, An Ordinance to Amend the Securities Ordinance, be introduced.

*BILL #9  
INTRODUCED*

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 10, An Ordinance to Amend the Reciprocal Enforcement of Maintenance Orders Ordinance, be introduced.

*BILL #10  
INTRODUCED*

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 11, An Ordinance to Amend the Game Ordinance, be introduced.

*BILL #11  
INTRODUCED*

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 3, An Ordinance Respecting Trade Schools Regulation, be introduced.

*BILL #3  
INTRODUCED*

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 13, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be introduced.

*BILL #13  
INTRODUCED*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: Are there any Notices of Motion or Resolution?

Mr. Taylor: Mr. Speaker, I would like to give Notice of Motion respecting the Speaker's Chair and Table. *MOTION #4*

Mr. Speaker: Is there a seconder?

Mr. Taylor: It is not required at this time, Mr. Speaker, but I have a seconder.

Mr. Speaker: Are there any further Notices of Motion or Resolution?

Mr. McKinnon: Mr. Speaker, I would move that Sessional Papers No. 3, 5, 6 and 7 be moved into Committee of the Whole for discussion. *MOTION #5*

Mr. Speaker: Is there a seconder?

Mr. Chamberlist: It is not required, Mr. Speaker.

Mr. Speaker: Are there any further Notices of Motion or Resolution? Are there any Notices of Motion for the Production of Papers? As there are no

Mr. Speaker continues ...

MOTION #1

Motions for the Production of Papers, we come to Motion No. 1. It has been moved by Councillor McKinnon, seconded by Councillor Stutter, "That the following resolution be forwarded to the Minister of National Revenue: 'The Council of the Yukon Territory protests the closing of the Whitehorse Taxation Office and urges you to reconsider your decision. Both individuals and businesses in the Yukon do not feel that they can be adequately served from the Vancouver District Office'." Councillor McKinnon, are you prepared at this time to proceed with this motion?

Mr. McKinnon: Yes, Mr. Speaker. We received a press release on Monday, the 25th of October, that the Whitehorse Taxation Sub-office will be closed on November 15th, when Yukon taxpayers will be served through the Vancouver District Office of the Department of National Revenue. Then the release went into one of those great reams of government press release gobbledegook as for the reason that the Taxation Office will be closed in the Yukon. The Department Administration indicated that the sub-office was being discontinued in an effort to make available to taxpayers of the Yukon the wider and more highly developed technical skills which exist in the larger district offices, which cannot be justified economically in smaller communities. Mr. Speaker, according to the Dominion Bureau of Statistics, the average Yukoner pays more income tax per capita than any other Canadian. Mr. Speaker, I think it only fair that an office be maintained in the Whitehorse Area for all Yukoners who have individual and business problems with taxation. It's bad enough to have to pay the rate of income tax that we have to suffer through in the Yukon, without being unable to deal locally with the Taxation Office here which had competent and able people, who understood local problems and were willing to give their help to individuals and businesses at any time. Now, all this will have to be handled through the Vancouver Office. So, instead of consolidating government offices in the Yukon, which all Members of Council have spoken in favour of at one time or another, we are going just the opposite way, of taking services and offices of the Federal Government that serve the public in the Yukon, away from the Yukon and down to a place like Vancouver. I think that every Member will have to agree that it's just ridiculous to try and run your business or your individual problems in taxation when the only ability you have is an office through the Vancouver District. I think that the Minister of National Revenue should know the feelings of the elected representatives of the Yukon Legislative Council that we're against, that we protest, and we would like them to reconsider the decision of closing the local Taxation Office, and keep a staff of taxation experts in the Yukon who are able to help us here, which they have very ably and well done in the past years, Mr. Speaker.

Mr. Taylor: Mr. Speaker, I was somewhat puzzled, as I'm sure other Members and the Member who has spoken before have been, over this announcement. We were told that this was a step forward in terms of dealing with the Department of National Revenue as it applies to the Yukon. Taxation, as we all know, is big business in the Yukon Territory, and I can't help but reflect that the Taxation Office in the Yukon Territory has continually been here to my knowledge since prior to the gold rush, when it was located at Forty Mile, many years before the gold rush of 1898. Indeed, I believe that was established by Inspector Constantine, of the Northwest Mounted Police. To my knowledge, this is the first time that the income tax people have actually deserted the Yukon. We have seen an outflow of capital in mining areas, it's exploration areas this year, but I didn't think that the income tax people would also abandon us. In truth, it's very important that these people have a representative, or a couple of representatives, here in the Territory at least, to answer questions which from time to time arise in respect of income tax and income tax problems. This is a year around business, and I certainly concur with those who have proposed this motion. We should, indeed, protest the removal of these people, and attempt to encourage the Federal Government to reconsider this program they have embarked upon, and retain in the Yukon Territory sufficient staff to answer the problems and needs of the people of the Yukon Territory.

Mr. Chamberlist: Mr. Speaker, here is one of the areas again where we cannot point our finger directly at a Minister when we suggest in this motion that



Mr. Chamberlist continues ...

it is to reconsider 'your' decision. I'm sure that the Honourable Member who has moved this motion, and I want to make it clear that I'm not opposed to the motion and that I intend to vote for it, but it must be clearly understood that we're really asking the Minister of National Revenue, because he is the head of that particular department, to really look into what is being done by some of his senior hierarchy in not recognizing the needs of the people of Yukon. At the moment, the Income Tax Department has already removed most of its functions to the Edmonton District Office. This is where it is operating from now. Now, by this I suppose they're going to move not only the function that is being carried on for the Whitehorse Area from Edmonton to Vancouver, but they of course now will be taking away the function that exists now at Whitehorse to Vancouver. There is no doubt about it, that everybody in Council at this time should support the motion. It is something where we have to recognize the fact that here's a point where we have to be together and say quite clearly that the Federal Government, through its departmental people, must again consult with the people of the Yukon prior to their taking any steps that affect us. This is one area. I support the motion fully.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse West, seconded by the Honourable Member for Dawson, "That the following resolution be forwarded to the Minister of National Revenue: 'The Council of the Yukon Territory protests the closing of the Whitehorse Taxation Office and urges you to reconsider your decision. Both individuals and businesses in the Yukon do not feel that they can be adequately served from the Vancouver District Office'." Are you prepared for the question? Are you agreed? The motion is carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: Motion No. 2, moved by Councillor Taylor, seconded by Councillor Tanner, "That Council, in Committee of the Whole, give consideration to initiating alternate methods of funding Territorial participation in medicare programs with a view to relieving the necessity of premium funding of such programs." Councillor Taylor, are you prepared to proceed with the motion at this time?

Mr. Taylor: Yes, Mr. Speaker. I think it has been generally agreed among Members that when we discuss the supplementary estimates, where there is therein contained an item pertaining to medicare, the whole question of medicare will be discussed at that point. In proposing this motion at this time, it is not my intention to encourage a debate on that question, however, having spent some time with the Honourable Member for Whitehorse East in touring through my district and reviewing some of the comments that have been made through radio broadcasts and on the street, one point was clear. That was that the Minister had asked for any suggestions from the public or otherwise that he could get as to how this program could be bettered, or any additional information he could get. It occurred to me that one area, of the many areas of medicare as we now consider it, is the funding of the program, and this seems to be giving some difficulty to the public. Now, I bring this before Council, Mr. Speaker, in order that Members may give some thought to alternate ways of funding this program. It is entirely possible that we may not be able to come up with any ideas whatsoever other than those which are now suggested, but there is the possibility of funding some portion of it out of general revenues. This may not be possible. Myself, I kind of enjoy the idea of pursuing the lottery system; have a lottery in the Yukon where everybody can participate. Possibly this is not possible. I think that we must come up with some alternate proposals that we can look at when we discuss the medicare question later on in this Session. It is for that purpose that I brought this motion forward; to generate thinking. Who knows, someone, or a group of us, may be able to come up with a better way of funding this program. If not, well, I guess we go back to premium funding. However, this is the purpose of the motion, and rather than launch into a debate on the subject, I merely explain it in that manner, and I would ask for support of the motion. This would put the question into Committee of the Whole.

Mr. Tanner: Mr. Speaker, in seconding this motion, I would point out to all Members of Council that I am merely offering to a fellow Member the courtesy of seconding a motion. I am completely in favour of the medicare program as we have now had it explained to the public and to this House. However, I think it's only fair that this Member, and any other Member of the House, should have the right to come up with another form of funding. There are numerous other ways approach or talk about it, and I would like to hear those arguments. But, basically, as I say, I'm affording the courtesy to Councillor Taylor by seconding the motion.

Mr. Chamberlist: Mr. Speaker, I've always made it quite clear to all people of the Yukon that I would be prepared, and I know the Council is prepared, to be able to consider all ways and means of bettering, improving and creating an interest for the program itself. Because the motion asked clearly that it be discussed in Committee of the Whole, I think without thumping one's chest in the manner of sickness, which obviously is the case in one particular Member's case, I will support the motion.

Mr. McKinnon: Mr. Speaker, as it's going into Committee of the Whole, there is no use belabouring this subject, but I would have been much happier if the motion had read that the Council, in Committee of the Whole, give consideration to initiating alternate methods of medicare; however, I imagine that will be the subject of some debate when the motion does come into Committee of the Whole.

Mr. Chamberlist: Brilliant, brilliant.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, "That Council, in Committee of the Whole, give consideration to initiating alternate methods of funding Territorial participation in medicare programs with a view to relieving the necessity of premium funding of such programs." Are you prepared for the question? Are you agreed? The motion is carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. Chamberlist: With respect, Mr. Speaker, I didn't hear the Honourable Member's from Whitehorse West agreement. Could we get that?

MOTION #3

Mr. Speaker: Motion No. 3, moved by Councillor McKinnon, seconded by Councillor Stutter, "That the following resolution be forwarded to the Minister of Health and Welfare in Ottawa: 'The Council of the Yukon Territory earnestly requests an upward exemption for northern residents under proposed family allowance legislation. It costs 25% more to live in the Yukon than in British Columbia. Cut-off payments at \$10,500 would virtually eliminate every family living in the Yukon who have to earn this salary in order to live on a level equal to southern Canadians'." Councillor McKinnon, are you prepared to proceed with this motion at this time?

Mr. McKinnon: Yes, Mr. Speaker. This is another piece of federal legislation which I feel is very discriminatory towards northern residents because of the unique situation that people living in the north find themselves in. I don't think, as far as I understand and have been able to find out, that there was any consultation whatsoever given by the Minister of National Health and Welfare as to what would be the result of the proposed new family allowance legislation as it applies to the north. When I read the new family allowance act, I sent a telegram to the Minister of Indian Affairs and Northern Development, and the telegram read: "I thought that your trip to Russia would convince you of the need for incentives for northern residents. Instead, the discriminatory legislation towards us continues unabated. You are aware that it costs 25% more to live in the Yukon than in British Columbia. The cut-off for payments under the proposed family allowance legislation begins at \$10,500. This eliminates virtually every family living in the Yukon who have to earn this salary in order to exist on a level equal to southern Canadians. I earnestly request upward exemption for northern residents to reflect the facts of northern living." Mr. Speaker, I received a reply from the Minister of Indian Affairs and Northern Development, The Honourable Jean



Mr. McKinnon continues ...

Chretien, asking me to forward my complaint and protest to the Honourable Minister of National Health and Welfare, Mr. Munro, because that was his department and not the Honourable Minister of Indian Affairs and Northern Development. So, in order to let all the other Members of Council in on the action ... I am sure that they feel like I do, that it is discriminatory legislation towards the majority of families living in the Yukon, who have to earn this type of salary with either one or two people in the family working in order to pay the mortgage on their house, in order to feed and clothe their children, and this is the situation they find themselves in, but their family allowance would be cut off under the new proposed family allowance legislation. So, Mr. Speaker, I think this is another area where the Council should deal in unanimity in protesting what is a very real discriminatory piece of legislation, perhaps unwittingly because the people in Foggy Bottom don't know the facts of northern living, and that we should stand united in protesting this type of legislation affecting the residents of the north.

Mr. Taylor: Mr. Speaker, we have for some time asked for exemptions in the Territory in various areas, but I think I would more than concur with the Honourable Member. However, I don't feel that conversant with the actual topic at this point in time, not having an opportunity to study all the ins and outs of it, and I'm wondering if possibly this motion could be referred to Committee for broader discussion. By doing this, we could possibly get down to this matter and cover this thing in broader terms than restricted in debate here in the House this morning. I would like to move, Mr. Speaker, that Motion No. 3 be referred to Committee of the Whole.

Mr. Tanner: I'll second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, that Motion No. 3 be referred to Committee of the Whole. Are you prepared for the question? Are you agreed? The amendment to Motion No. 3 is carried.

*MOTION #3  
AMENDMENT*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: We now come to the Question Period. Mr. Clerk, could you see if the Commissioner is available at this time? We will now have a short recess.

RECESS

*RECESS*

Mr. Speaker: The House will now come to order. Are there any questions?

Mr. Stutter: Mr. Speaker, I have a question for the Commissioner. Is the Administration planning to do anything to alleviate the rapid erosion of the river bank in Old Crow. It's endangering the Town of Old Crow considerably.

*QUESTION RE  
EROSION OF  
OLD CROW  
RIVER BANK*

Mr. Commissioner: Mr. Speaker, I would have to answer in the negative that anything is being done at this time. However, the subject has been brought up with the Federal Department of Public Works, whose basic responsibility that type of problem is. While I cannot guarantee that I can give any more information, or any further information, in the course of this Session, I would undertake to get the Honourable Member, whose constituency this is in, a written report as to just exactly when their feelings on this matter are.

Mr. Taylor: Mr. Speaker, in answer to a question from the Honourable Member for Whitehorse West, Mr. Commissioner indicated that the Yukon was not present at any discussions relevant to a rail tie into the Yukon Territory, but furthering this question, I'm wondering if Mr. Commissioner has been engaged, by correspondence or otherwise, in this matter with, I believe, Canadian National, the B.C. Government and the Federal Government in relation to rail extension into the Yukon, I believe, in the Watson Lake Area. Is there any information relevant to this that Mr. Commissioner could give Council at this time?

*QUESTION RE  
EXTENSION  
OF RAILROAD  
INTO YUKON*

Mr. Commissioner: Mr. Speaker, unfortunately, I don't have. We are seeking



Mr. Commissioner continues ...

ways and means of getting informed by the federal authorities who are conducting these conversations. We have a bit of difficulty here inasmuch as the conversations are really being conducted by the Federal Ministry of Transport with the British Columbia Government, and, of course, it is agencies of these ministries, if you wish to refer to it in that manner, that are conducting the conversations, namely, the Pacific Great Eastern Railroad and the Canadian National Railroad. So, we are almost dependent at this time upon such public news releases as these agencies care to give. But, I have pointed out to my Minister, and he agrees with me, that the importance to the Yukon's future economic development of transportation pattern changes that may happen as a consequence of these kinds of conversations, and I'm sure that some means will be found so that Yukon can either directly become involved, or at least we'll have the opportunity through the Department of Indian Affairs and Northern Development to become involved in what the ultimate decisions are going to be. They are tremendously important to Yukon, Mr. Speaker. In fact, I would like to suggest that the question of transportation, particularly as it applies to the areas with which we are surrounded, the MacKenzie Valley, the State of Alaska and northern British Columbia, are going to have more effect on our economy in the course of the next twenty years than any other single thing that will transpire within our own borders.

*QUESTION RE BRIDGE AT DAWSON* Mr. Stutter: Mr. Speaker, at the Spring Session I asked the Commissioner a couple of questions regarding the possibility of a bridge across the Yukon River at Dawson. At that time, I was given to understand that there were negotiations, or, rather, that there were discussions between the Territorial Government and the Federal Government. I wonder if there is anything further that the Commissioner can report since that time?

Mr. Commissioner: Mr. Speaker, I wonder if I could have the opportunity of answering this question tomorrow morning. I think there possibly is something more, but I would like to have the opportunity of checking with my officers on this. If the Honourable Member would ask this question tomorrow morning in the Question Period, I will be in a position to answer it at that time.

*QUESTION RE WATSON LAKE CHECK POINT ENDER* Mr. Taylor: Mr. Speaker, I have a question I would like to direct to Mr. Commissioner this morning, having reference to the calling of tenders for a check station, a weigh scale point, at Watson Lake. It was my understanding that only one bid was received, and that the item has been retendered. What I would like to know is whether or not the tourist facility has indeed been removed, in this new tendering, from the weigh scale at Watson Lake.

Mr. Commissioner: Mr. Speaker, I can answer this question. We had a sum, in the general neighbourhood of \$100,000, in our capital funds that could have been made available for the complete check point package, namely, to provide space for the Game people, the Highway people for their weigh scale, and the Tourist Information people, at one location. There was one bid received and, I'm using memory here, but I believe it was in the neighbourhood of \$160,000. As a consequence, the bid has been rejected and the whole matter is completely unresolved at this time until we just how it can be funded. But, there was no way that we are in a position to fund a \$160,000 project of this nature. It simply cannot proceed at this time.

*QUESTION RE TESLIN PUBLIC WORKS PROGRAM* Mr. Taylor: I have one further question I would like to direct to Mr. Commissioner. This season, as last, there were a series of public works programmed in our budget, in our current budget, for the Village of Teslin, involving cemetery, dump, a new street was to be involved in this, repair to the Fire Hall, and this sort of thing, none of which has been done. I'm wondering if Mr. Commissioner would attempt, through his good offices, to find out why, when we provide this money, these public works have not been undertaken, none of them.

Mr. Commissioner: Mr. Speaker, if I could have notice on that, I will be pleased to bring forward the reply that is requested.

Mr. Tanner: Mr. Speaker, I have a question for the Administration this morning. Has the Administration taken any steps, or contemplated any legislation pertaining to recognizing and controlling private companies offering security services? *QUESTION RE SECURITY SERVICES LEGISLATION*

Mr. Commissioner: Mr. Speaker, unless there is some specific item in our legislation that is not covering the point that is raised by the Honourable Member, we do have securities legislation, which is administered through the Inspection Services Branch in the Territorial Secretary's Office. If the Honourable Member has a specific point that we are not covering, we would like to hear it, but to my knowledge, we have as comprehensive a securities legislation package as we have the ability to administer at this time.

Mr. Tanner: Mr. Speaker, I maybe should have clarified it. My question is not pertaining to stock securities; it's pertaining to semi-police securities services.

Mr. Commissioner: Mr. Speaker, the answer has to be in the negative to the Honourable Member's question. I'm sorry that I misunderstood what was being asked here.

Mr. Taylor: Mr. Speaker, I have a question which the Commissioner delights in answering at each Session. I'm wondering if Mr. Commissioner could inform us as to what progress is being made to the Territorial takeover of freshwater fisheries. *QUESTION RE TAKEOVER OF FRESHWATER FISHERIES*

Mr. Commissioner: Mr. Speaker, to say that we don't try, would be wrong. An opportunity presented itself to take this matter up with the Minister of the Environment, The Honourable Jack Davis, when he was in Whitehorse a few months ago. At that time, Mr. Davis assured us that he would take the matter under advisement, and seek the further advice of his own officers and advise us in due course. We have not heard further from the Minister up to this time, but I'm sure that in due course we will hear, and it will be passed onto this Body.

Mr. Tanner: Mr. Speaker, I have a supplementary question to my previous question. Is the Administration contemplating looking at the problem of private security forces, and are they contemplating bringing in legislation? *QUESTION RE SECURITY SERVICES LEGISLATION*

Mr. Commissioner: Mr. Speaker, the question put in that context would have to be in the affirmative, because there has been a lot of public interest shown with regard to the provision of this kind of service and, should we say, the lack of legislative control. To say that we have this as a number one priority in the legislative program would be absolutely incorrect, but certainly it is a matter for consideration which has been looked at and, should I say, using the former euphemism, in due time it will be getting on to the front burner.

Mr. McKinnon: Mr. Speaker, I have a question for the Commissioner that is almost becoming as perennial as the Honourable Member's from Watson Lake question on the takeover of freshwater fisheries, and that is, what is the status of legislation concerning the use of non-returnable bottles in the Yukon Territory? *QUESTION RE NON-RETURNABLE BOTTLES*

Mr. Commissioner: Mr. Speaker, at this moment, we have legislation on our books that the Honourable Member is well aware of. While it doesn't specifically apply to non-returnable containers, it has to do, generally speaking with litter, pollution, and things of this nature. I believe there was a question yesterday, which we are seeking a written answer to, as to whether anyone has ever been charged under the present Ordinances with regard to the littering of the highway. I don't know what the answer to that question is going to be, but it would be my guess that the answer will be that nobody has ever been charged. The attitude at the present time, and I think it is a justifiable one, is that while we would certainly like to have the ability to control these non-returnable containers, we do not see any point to embarking and bringing forth legislation which is going to raise everyone's

Mr. Commissioner continues ...

hopes that the problem is going to be solved by introducing that legislation when, in fact, all that we're going to be doing is adding a bunch more paper to the present accumulation and nothing will happen as a consequence. This matter has been discussed by the Administration, Mr. Speaker, and the general feeling was that until we are certain of having the machinery and be in a position to apply the administrative expertise to give effect to this kind of legislation, it is pointless to bring it forward to the Council.

Mr. McKinnon: Mr. Speaker, just a short reply, the type of legislation that I was thinking of is in effect in some of the provinces, where there is money given for the return of containers through bottle deposits. I know that it's working successfully in places like British Columbia because the machinery is set up. Children, and different groups, are making money by being able to return cans and bottles to these depository outlets. I think the same could work in the Yukon, and would be a very valuable tool in controlling bottle and can pollution in the Territory. Mr. Speaker, I would like to ask the Commissioner a further question, and that is, is it the intention of the Government of the Yukon Territory to abide by the regulations that they set up under various Ordinances, and demand that private businesses live under in the Yukon Territory?

*QUESTION RE  
TERRITORIAL  
REGULATIONS*

Mr. Commissioner: Mr. Speaker, it has always been the intention of the Government of the Yukon Territory to live within the confines of its own laws wherever it is practical and possible for a government to do so. We even go to the extent of permitting ourselves to be sued, which we do not have to do. I think that this is a very clear-cut indication of our intention, and if indeed any Member of this Council, or member of the public, finds that the Territorial Government is indeed openly and flagrantly violating its own acts or laws, if they would bring it to my attention, or any other officer of the Administration, I can assure you that the matter will have our immediate attention.

*QUESTION RE  
BOILER  
INSPECTIONS*

Mr. McKinnon: Mr. Speaker, then is Mr. Commissioner aware that some of the boilers in public buildings in the Yukon Territory have not been inspected for over a year, though by law they must be?

Mr. Commissioner: Mr. Speaker, I can assure the Honourable Member that I am well aware of it. I would also like to assure the Honourable Member that it is getting priority attention at the present time. There has been a situation where for many years the Yukon Territory has engaged the services of a semi-retired individual to do this type of inspection service that comes under the Territorial Secretary's purview under the Steam Boilers Ordinance. We are well aware that this matter has not been getting properly attended to, not only with regard to Territorial-owned equipment, but likewise equipment owned by other people. I think you will see that there is an advertisement in the papers at the present time, to fill this position on a permanent basis. Provision has been made for this. I also believe that in the interim, the position will be getting temporarily filled to permit the inspections that are past due to be done, and the administrative machinery brought up to date.

*QUESTION RE  
LANDLORD-  
TENANT  
LEGISLATION*

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner whether any thought has been given to landlord-tenant legislation. I believe that we are one of the last jurisdictions in Canada that does not have legislation for the protection of the tenants on the statute books.

Mr. Commissioner: Mr. Speaker, to my knowledge, this was last spoken of three or four years ago. At that time, the consensus was, and I believe that it was spoken of here in the Council Chambers, Mr. Speaker, that we were in so much difficulty with regard to housing that to bring in any legislation that would create any more difficulties with regard to the provision of housing, we would be doing a disservice to the whole community. In other words, we felt that the prime requisite was to get an inventory of housing, and then possibly we could look at controlling-type legislation. I must admit that to the best of my knowledge the matter of looking at controlling-type, such as the Honourable Member has asked about, has never been looked at since. If it is indeed the opinion of the Honourable Members that it should be looked at, I am sure that if they would advise the Administration by motion, we would be only too happy to look at it.

Mr. Chamberlist: I rise on a point of order, Mr. Speaker. I wish to point out, Mr. Speaker, to Members of Council that there is an Ordinance Respecting Landlords and Tenants already on our books, so we aren't completely void of all legislation.

Mr. McKinnon: Mr. Speaker, it was as the Commissioner knows. It was controlling-type legislation. I am aware of the present landlord-tenant legislation that is on the books. I wonder, Mr. Speaker, if I could ask the Commissioner about the policy of where work in small communities can be done by local help, and it is the policy now of the Territorial Government to bring a crew out from Whitehorse and room and board them at lodges on the highway to do this work. I wonder whether this work couldn't be better done and help the communities more if it were done by people who are employable in the community rather than bringing Territorial employees from Whitehorse at government expense to do this work. I'm talking specifically of boat-loading ramps in the small communities. *QUESTION RE  
TERRITORIAL  
HIRING  
PRACTICES*

Mr. Commissioner: Mr. Speaker, this is a question that has been the basis of internal argument in the government since I have become Commissioner, and no doubt will be argued about until the end of time. Unfortunately, the manner of getting most of this done ... we have a time element that is involved in it, and we definitely have found that in the specific type of work that the Honourable Member is asking about here now, the only means of getting it done in the time frame that we have is to send those people who are already Territorial Government staff as part of the department that is involved to get the job done. I think that the Honourable Member will agree with me that wherever it is practical and possible, particularly for those things that are of an ongoing nature, there is an honest attempt made by the Territorial Government to use local services and local people to do it. But I must defend the actions of my officers with regard to such things as referred to here, as our only means of getting it done is by an organized effort because we have a time span and in most instances, a supervisory requirement that can only be met by sending the staff from the central agency here.

Mr. McKinnon: Just out of curiosity, Mr. Speaker, I wonder if Mr. Commissioner can tell me why the boat-loading ramp that was going in Dezadeash Lake was on such an off-again, on-again basis, and evidently is on an off-again basis at this time? *QUESTION RE  
BOAT-LOAD-  
ING RAMP AT  
DEZADEASH*

Mr. Commissioner: Mr. Speaker, I think that the Honourable Member knows that we have a program that was started approximately four years ago of installing boat-launching facilities. In fact, I think one of the Members of Council, Mr. Boyd, I believe, was the man who got this program originally adopted, and we ran out of money for it for approximately two years' time. There was no money available at all. Last year Council saw fit to permit the item to stay in the estimates and we have had a crash program, practically, underway to get the program back on the rails. There was one instance where we were accused of locating a boat-launching ramp in an area where it was going to affect a private entrepreneur's business and likewise, the living accommodation that this man had, and this is the reason for the on-again, off-again instance that the Honourable Member is referring to. There was certainly no malice aforethought as far as our officers were concerned in this matter, but every consideration had to be given to the complaint that was laid as a consequence of our action.

Mr. Tanner: Mr. Speaker, I have another question. Has the Administration taken any steps to bring water services to a) the residents of Crestview, and b) to those areas of Porter Creek not now serviced by a water supply? *QUESTION RE  
CRESTVIEW  
AND PORTER  
CREEK WATER  
SUPPLY*

Mr. Commissioner: Mr. Speaker, it gives me great pleasure to advise the Honourable Member who asked this question that I am sure the City Government of Whitehorse would look upon it as an intrusion of their rights if the Territorial Government would invade this area and attempt such public works.

Mr. Tanner: A supplementary question, Mr. Speaker. Could the Commissioner inform the House as to whether the main trunk line has been laid between Takhini and Porter Creek. *QUESTION RE  
TRUNK LINE*

Mr. Speaker: The House will now come to order. Are there any Public Bills or Orders? We now come to Private Bills and Orders.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 1, An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971, be given Third Reading. *BILL #1  
THIRD  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No. 1, namely, An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971, be adopted as written. *BILL #1  
TITLE  
ADOPTED*

MOTION CARRIED *MOTION  
CARRIED*

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

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 2, An Ordinance to Change the Name of the Territorial Court of the Yukon Territory, be given Third Reading. *BILL # 2  
THIRD  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No. 2, namely, An Ordinance to Change the Name of the Territorial Court of the Yukon Territory, be adopted as written. *BILL # 2  
TITLE  
ADOPTED*

MOTION CARRIED *MOTION  
CARRIED*

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

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 4, An Ordinance to Amend the Labour Standards Ordinance, be given Third Reading. *BILL # 4  
THIRD  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No. 4, namely, An Ordinance to Amend the Labour Standards Ordinance, be adopted as written. *BILL # 4  
TITLE  
ADOPTED*

MOTION CARRIED *MOTION  
CARRIED*

Mr. Speaker: I will declare that Bill No. 4 has passed this House.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 6, An Ordinance to Amend the Magistrate's Court Ordinance, be given Third Reading. *BILL # 6  
THIRD  
READING*

MOTION CARRIED *MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No. 6, namely, An Ordinance to Amend the Magistrate's Court Ordinance, be adopted as written. *BILL # 6  
TITLE  
ADOPTED*

MOTION CARRIED *MOTION  
CARRIED*

Mr. Speaker: I will declare that Bill No. 6 has passed this House.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 7, An Ordinance to Amend the Taxation Ordinance, be given Third Reading. *BILL # 7  
THIRD  
READING*

MOTION CARRIED *MOTION  
CARRIED*



*BILL # 7* Moved by Councillor Chamberlist, seconded by Councillor Watson, that the  
*TITLE* title to Bill No. 7, namely, An Ordinance to Amend the Taxation Ordinance,  
*ADOPTED* be adopted as written.

*MOTION*  
*CARRIED*

MOTION CARRIED

Mr. Speaker: I will declare that Bill No. 7 has passed this House.

Mr. Taylor: Mr. Speaker, at this time I would like to move that Standing Order No. 41, be suspended and that we revert to Daily Routine in order to further process Motions and Public Bills.

Mr. Tanner: Mr. Speaker, I will second the motion.

Mr. Speaker: It has been moved by the Honourable Member from Watson Lake, seconded by the Honourable Member from Whitehorse North, that Standing Order No. 41 be suspended in order to revert to Daily Routine for the purpose of further processing Motions and Public Bills. Are you prepared for the question? Agreed? I will declare the motion carried.

*MOTION*  
*CARRIED*

MOTION CARRIED

Mr. Speaker: What is your further pleasure?

Mr. Taylor: I believe Motions, Mr. Speaker.

*MOTION # 4* Mr. Speaker: Motion No. 4: it has been moved by Councillor Taylor, seconded by Councillor Tanner, that "The Yukon Legislative Council wishes to extend to Mr. Grant McCready our sincerest thanks and appreciation for the most important contribution to the people of Yukon in providing the Speaker's Chair and Table, and wish to commend Mr. McCready for his superb design and craftsmanship, the result of which will be honoured and admired throughout the future legislative history of Yukon". Are you prepared for the question?

Mr. Taylor: Mr. Speaker, I would like to just briefly speak on this motion. Firstly, I would like to thank Mr. Speaker for giving me the opportunity to, on behalf of yourself, and all Members of Council, to present this motion. It has been noted that much hard work and excellent craftsmanship have gone into the design of this chair and table and as you are all well aware, many generations after we are gone and dead and buried, the work and effort of this gentleman will live on. It is to this Legislative Body and when we have a Legislative Chambers, a great honour that this man has taken of his work, time and effort to provide us with this most beautiful chair, symbolic of the people in the Yukon. Indeed, it is given to the people of the Yukon whom we represent. I think, other than that, all Members would agree with me, and yourself, Mr. Speaker, that we are most appreciative.

Mr. Speaker: Are you prepared for the question? Agreed? I declare the motion carried.

*MOTION*  
*CARRIED*

MOTION CARRIED

*MOTION # 5* Mr. Speaker: Motion No. 5: it has been moved by Councillor McKinnon and seconded by Councillor Taylor, that Sessional Papers No. 3, 5, 6 and 7 be moved into the Committee of the Whole for discussion. Are you prepared for the question? Agreed? I declare Motion No. 5 carried.

*MOTION*  
*CARRIED*

MOTION CARRIED

Mr. Speaker: We now come to Public Bills and Orders.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 9, namely, An Ordinance to Amend the Securities Ordinance, be given First Reading.

MOTION CARRIED

*BILL # 9  
FIRST  
READING  
MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 9, namely, An Ordinance to Amend the Securities Ordinance, be given Second Reading.

MOTION CARRIED

*BILL # 9  
SECOND  
READING  
MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 10, namely, An Ordinance to Amend the Reciprocal Enforcement of Maintenance Orders Ordinance, be given First Reading.

MOTION CARRIED

*BILL # 10  
FIRST  
READING*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 10, namely, An Ordinance to Amend the Reciprocal Enforcement of Maintenance Orders Ordinance, be given Second Reading.

MOTION CARRIED

*MOTION  
CARRIED  
BILL # 10  
SECOND  
READING*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 11, namely, An Ordinance to Amend the Game Ordinance, to be given First Reading.

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 11, namely, An Ordinance to Amend the Game Ordinance, be given Second Reading.

MOTION CARRIED

*BILL # 11  
FIRST  
READING*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 3, namely, An Ordinance Respecting Trade Schools Regulation, be given First Reading.

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 3, namely, An Ordinance Respecting Trade Schools Regulation, be given Second Reading.

MOTION CARRIED

*BILL # 11  
SECOND  
READING*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 13, namely, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be given First Reading.

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 13, namely, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be given Second Reading.

MOTION CARRIED

*BILL # 3  
FIRST  
READING*

*BILL # 3  
SECOND  
READING*

*BILL # 13  
FIRST  
READING*

*MOTION  
CARRIED*

*BILL # 13  
SECOND  
READING*

*MOTION  
CARRIED*

Mr. Speaker: What is your further pleasure?

Mr. Taylor: Mr. Speaker at this time I would like to move that Mr. Speaker do now leave the Chair and Council resolve in the Committee of the Whole for the purpose of discussing the Sessional Papers and Public Bills.

Mr. Tanner: I'll second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse East, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills and Sessional Papers. Is the House prepared for the question on the motion? Agreed? I declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

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

Mr. Taylor takes the Chair.

Mr. Chairman: In light of the time, is it your wish to proceed with Committee, or do you wish to resume at 2:00 p.m.? I declare Committee in recess until 2:00 p.m.

*RECESS*

RECESS

Mr. Chairman: At this time we will call Committee back to order. The next item of business will be Bill No. 9 namely, An Ordinance to Amend the Securities Ordinance.

BILL #9

Mr. Chamberlist: Mr. Chairman, the Explanatory Note, for the record, the purpose of this Ordinance is to apply the same rules to "a statement of material facts" as is now applied to prospectuses. The statement of material facts is the form of prospectus now accepted in some provinces. Opportunity is taken to remedy the defect in the original Ordinance by granting the power to search in addition to the power of seizure, etc., during an investigation. Opportunity is also taken to confirm the Commissioner's power to appoint officials. Mr. Chairman, in the legislation, as is now, there is the power to seize documents, etc., but the power to search for those documents wasn't incorporated, and this covers that particular item.

Mr. Legal Adviser: Mr. Chairman, it is probably an error on my part for not putting in the power to search in the original thing. It seemed idle to give the power to seize documents without actually going to look for them first. This is a definite omission.

Mr. Tanner: Mr. Chairman, before you proceed with the Bill, I have, prior to coming into the House, checked this with the Legal Adviser, and I am still not completely happy with his explanations as to why we had to write out this whole Ordinance, to change primarily ... to add two or three words. Would the Legal Adviser advise the House as to why you couldn't have put in the interpretation part of the Ordinance, words to the effect that you want to have included material facts, rather than go right through the Ordinance and change it paragraph by paragraph?

Mr. Legal Adviser: Mr. Chairman, we could have done that, this is ... we haven't come to this part of the Ordinance yet, this is the part from section 2 on. What we are really doing, is just adding "or statement of material facts", or words to that effect throughout it. But for custom ... for us to reprint the particular sections or subsections in the whole of it, so that the Members will have an intelligent way of seeing what they are doing. We could have said that wherever the word prospectus occurs, the words "or the statement of material facts" can be inserted thereafter. It is the old fashioned method of doing it, but of recent years, we have tried to make it easy to read and understand without reference to another book.

Mr. Chairman: I will proceed with the reading of the Bill. (Reads section 1 of Bill No. 9)

Mr. Legal Adviser: Mr. Chairman, may I draw the attention of the House to just one point that will continue to occur from now on. In drafting, in referring to sections and subsections, we used to have a format which said, subsection 4 of section 19 of Securities Ordinance is repealed. Now, starting from now, and from the new consolidation, we are cutting out part of those words, and referring to subsection 19(4), and if there happens to be a paragraph we were dealing about, we would call it paragraph 19(4)(a), and this makes for easier reading.

Mr. Chairman: Are you clear on section 1? (Reads sections 2, 3, and 4 and 26(1) and 2(a) of section 5 of Bill No.9)

Mr. Tanner: Mr. Chairman, I didn't understand ... I've got that underlined, and I don't understand that particular paragraph at all. Is that a misprint or could the Legal Adviser explain it to us, please?

Mr. Legal Adviser: Mr. Chairman, it is clearer; you say when you are reading it, "from the later", it is "from the later". You are setting a time beyond which an action cannot be taken. The time is either one of

Mr. Legal Adviser continues ...

two things, "where a prospectus or amended prospectus has been received", then from the later to occur, that is the start of a ninety-day period, upon receipt of a prospectus or the date of the contract whichever is the later governs the time factor.

Mr. Tanner: Mr. Chairman, the way that the Legal Adviser explains it to us is fine, but surely you could say that a little more clearly than you are saying it there.

Mr. Legal Adviser: My mellifluous brogue, Mr. Chairman, makes it clear to the Members, but unfortunately we have got to use English when we are writing in the law.

Mr. Chairman: (Reads 26(2)(b) of section 5 of Bill No. 9) I still find it baffling in reading.

Mr. Legal Adviser: Put a comma after the word "occur".

Mr. Chamberlist: "From the later to occur ..."

Mr. Legal Adviser: ..of two things, of either the receipt of the prospectus or the date of the contract. That is ninety days comes ... a particular date, and the date is which day, the receipt of the prospectus or the date of the contract.

Mr. Chairman: Are we clear?

Mr. Tanner: No.

Mr. Chamberlist: A comma after "occur" makes it clear.

Mr. Legal Adviser: There is a limitation period, you have got ninety days to commence an action, or your action is dead. You have got to start the ninety-day period off before you can finish it. ...

Mr. Chamberlist: Whichever is the later.

Mr. Legal Adviser: ... so the start of the ninety day period is more advantageous to the person. It's the second of two things to occur, either the contract or the receipt of the prospectus, and whichever is the second to occur you start ninety days, and if you don't take your action within that ninety days, it is dead.

Mr. Tanner: Mr. Chairman, I suggest that the mere fact that the Legal Counsel has got to stand up three or four times and explain this, is not going to make it easy for the people who are going to interpret this Ordinance. I think that it could be rewritten a little more clearly.

Mr. Chamberlist: No. With respect, Mr. Chairman, there is the possibility that perhaps the public are more knowledgeable than Members who are sitting at the Council table. I find the language very, very clear indeed. All that is required there is a comma, and the comma has been placed there, and what we have to do is just recognize the fact that legislation is written in a manner that has to be, not only understood by the public, but because of the legal requirements when the necessity comes along to have to deal with these matters in court. I see nothing wrong with this particular area, except the fact that there was a comma missing, and I think that the comma has been suggested being placed in there.

Mr. Tanner: Mr. Chairman, I don't like to be put down by you or any other Member. I am elected here to represent the people, and they say they can't read it, and I say I can't read it, and I don't think a damn lawyer can read it. I think that we can tidy that up.



Mr. Chairman: Gentlemen, would you keep our language parliamentary, and the Chair would be most appreciative.

Mr. Legal Adviser: Perhaps paragraph (b) might make it clearer, Mr. Chairman.

Mr. Chamberlist: Well, this is what we read, paragraph (b).

Mr. Chairman: May I proceed? (Reads sections 6, 7 and 8)

Mr. Chamberlist: Mr. Chairman, Mr. Legal Adviser, I wonder if this wording "Registrar, Securities Ordinance, Yukon Territory", is the right thing to use there, should it not be Registrar of Securities, Yukon Territory? Why Registrar of Securities Ordinance?

Mr. Legal Adviser: It is just a matter of style, Mr. Chairman, we have no objection to Registrar of Securities, Yukon Territory.

Mr. Chamberlist: The point that I am making is, how can you have a Registrar of Securities Ordinance?

Mr. Legal Adviser: It designates the Ordinance that appoints him, that is all. It can be Registrar of Securities, Yukon Territory.

Mr. Chamberlist: Yes, I think that is what it should be. Could we have this corrected ... do you require an amendment moved to this ...

Mr. Chairman: For the record, is this to be considered an error which would be corrected in final typing, a typing error.

Mr. Legal Adviser: A typing error.

Mr. Chairman: Is Committee agreed?

Mr. Tanner: Mr. Chairman, if you want to do that by amendment, maybe at the same time you could ask the Legal Adviser to then more clearly state what is going on in paragraph 5 26(2), "the later to occur of the receipt of".

Mr. Legal Adviser: It is very difficult to simplify, you have got to be specific in your ninety-day period. You have got to have a start of a ninety-day period, and a termination date. It is very important as to when the right of action ceases. It is a very strict limitation only to give a person a right of action against the person who may be fraudulent, and limit him to ninety days for taking that action. You have got to be very precise.

Mr. Tanner: I don't think that's precise.

Mr. Chamberlist: I can't see anything wrong with it.

Mr. Chairman: What is your further pleasure in respect of this Ordinance?

Mr. McKinnon: Mr. Chairman, I understand that it is your office, Mr. Legal Adviser that acts as the Registrar as Mr. Taylor's office does?

Mr. Legal Adviser: Yes, it is the same as us.

Mr. McKinnon: Section 2, subsection (6), "the Registrar may accept a form of prospectus and any amendments, or a statement of material facts that is in accordance with the law of another province if, in his opinion, the prospectus and amendments or the statement of material facts contains full, true and plain disclosure ..." If I read this, I would understand that, then the Registrar of Securities would

Mr. McKinnon continues ...

BILL #9 have to be fully knowledgeable on every prospectus that came to his attention, and would have to satisfy himself of the truth and the veracity of the statements contained therein. Do we have the staff in the Yukon Territory ... in the Territorial Secretary's office to do this type of thing and be completely knowledgeable of all prospectuses that come before him?

Mr. Legal Adviser: Well, I wouldn't like to fix the knowledge and the ability of the Registrar too low. In this particular subsection, what he is doing is getting a repeat filing of a prospectus which has already been filed in B.C. or Ontario, and if it is accepted by the Registrar of Securities in either of those two provinces, which are the normal places where you buy it, then it is common form that he would accept it here. This only applies to a prospectus which has already been filed with proof of filing sent to Mr. Taylor from another province.

Mr. Chamberlist: We also have, Mr. Chairman, we are very fortunate to have as our chief inspector, a man that has spent many years in the Securities Division of British Columbia. He has had much experience with securities, and of course, he would be advising the Registrar in matters of this description.

Mr. McKinnon: This is, Mr. Chairman, what we accept as fact even though we know that many prospectuses have been before the B.C. ... that have been filed and accepted by the Securities Commission in B.C., have in fact contained, I would think misleading information. So, we are really not putting a double check ... we really haven't got the personnel to check prospectuses coming from other areas. We are accepting as fact, if they are accepted in another jurisdiction, whereas there could be some pretty brazen mistruths in many of these prospectuses, prospectuses that will be accepted by the Yukon Registrar of Securities Ordinance.

Mr. Chamberlist: Not necessarily so, Mr. Chairman, because there are securities of a local nature where they are not necessarily registered in British Columbia, and they would also become ... come under the surveillance of the chief inspector. We are fortunate enough in being able to have the use of the expertise of the Superintendent of the B.C. Securities Commission in advising us, because it is on his particular advice that we have been able to bring forward this type of legislation. They are being very co-operative. Certainly it is a point well brought forward, but I feel sure that it shouldn't interfere with the fact that we have, with the Registrar and his people directly under him, and the Legal Adviser who they would also look to, the expertise here as well to take care of any eventualities as has been indicated by the Honourable Member.

Mr. Chairman: What is your pleasure in relation to this Bill? Mr. Legal Adviser.

Mr. Legal Adviser: Mr. Pearson has drawn my attention to the fact that the Registrar has already purchased his seal.

Mr. McKinnon: Big deal.

Mr. Legal Adviser: The seal is already in existence, and has been in existence. Subsection (2) is not being amended, it is the addition of subsection (1) which is coming before you for amendment. In fact, this subsection is already in the Ordinance, and has been for over a year. I have asked them to find out what the seal actually says.

Mr. McKinnon: I can hardly wait.

Mr. Chamberlist: I wonder, Mr. Chairman, if in that case, so we can continue, we will just report progress on this Bill.

Mr. Chairman: I wonder how long it is going to take Mr. Clerk to determine ... is this seal in the building? Gentlemen, until Mr. Clerk arrives, possibly we could proceed with some of the reading of the next Bill. This will be An Ordinance to Amend the Reciprocal Enforcement of Maintenance Orders Ordinance.

BILL #10

Mr. Chamberlist: Yes, Mr. Chairman, the Explanatory Note; the purpose of this Ordinance is to pick up an amendment to the Ordinance recommended by the Conference on Uniformity of Canadian Law. Lack of the section has prevented enforcement in two cases this year. Mr. Chairman, we are trying wherever possible to recognize the fact that there is a necessity to have uniformity on laws right across the country, and this is the purpose for this particular amendment.

Mr. Chairman: This is An Ordinance to Amend the Reciprocal Enforcement of Maintenance Orders Ordinance. (Reads the Bill No.10)

Mr. Legal Adviser: Mr. Chairman, the drafting may be obscure, but the purpose is very clear.

Mr. Tanner: The drafting is always obscure.

Mr. Legal Adviser: The Magistrate's Court, in any province, has not got the power to enforce orders which were made in Supreme Court of the particular province. When a divorce case occurs in B.C. or Alberta, very often part of the judge's order in the divorce case is ... the husband in the case is required to pay an amount, possibly \$50 per month to his wife and \$25 to each of his children. Being a Supreme Court Order, it is not enforceable in the Magistrate's Court. When the order comes to be enforced here, it comes under the Reciprocal Enforcement of Maintenance Orders Ordinance, and by other provisions of the Ordinance, the order is severed. That is the maintenance part can be taken apart from the divorce part, and deemed to be a maintenance order, and this makes it clear that that particular section, or the maintenance can be enforced in the particular court here to which the order refers to the province of British Columbia, Alberta or Ontario. It can be enforced here.

Mr. Chairman: What is your pleasure in relation to this Bill?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 10 be reported out of Committee without amendment.

Mrs. Watson: Mr. Chairman, I second that motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 10 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Chairman: I am wondering now, Mr. Clerk, if you could give us further information on Bill No. 9?

BILL #9

Mr. Legal Adviser: Yes, we have a message from Bayfield. The seal has been bought, and has the block on it in accordance with the Ordinance as it has been passed; that is, it says "Registrar Securities Ordinance, Yukon Territory!"

Mr. Chamberlist: How can we have a Registrar of Securities Ordinance?

Mr. Legal Adviser: This is what the Council passed.

Mr. Chamberlist: Yes, there was an error, and it was overlooked.

*BILL #9* Mr. McKinnon: How much is the seal costing? Can you make room for it in your supplementaries?

Mr. Legal Adviser: Oh, we can buy a new one, it is only \$25.

Mr. Chamberlist: Mr. Chairman, somebody slipped up there. Certainly we all did it in looking at that particular item. I did, that is for sure. How can we have a Registrar of Securities Ordinance? It is something -- how can you have a Registrar of Securities Ordinance?

Mr. Legal Adviser: No, not Registrar of, it is "Registrar 'comma' Securities Ordinance 'comma' Yukon Territory".

Mr. Chamberlist: It doesn't make good English.

Mr. Chairman: What is your pleasure in relation to Bill No. 9?

Mr. Chamberlist: I move, Mr. Chairman, that Bill No. 9 be reported out of Committee without amendment.

Mr. Legal Adviser: Does this mean that we have to have the seal as it is, or do we get a new seal?

Mr. Chamberlist: Mr. Chairman, I think that it would be only right to recognize the fact that if it is already in the Ordinance, we should correct it now, because it appears that ... I have seen the seal of the Securities Commission of British Columbia, the Securities Commission of Ontario. I have never seen a seal say the Securities Commission Act, or words to that effect. If we are going to follow the same line across the country, this is another area where we have to use conformity.

Mr. Legal Adviser: This is fine, as long as we know.

Mr. Chairman: Well, just from the Chair, then we assume that the typing error that was noted earlier will be corrected. Is this correct? It has been moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 9 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

*BILL #11* Mr. Chairman: The next Bill is Bill No. 11, An Ordinance to Amend the Game Ordinance.

Mrs. Watson: Yes, Mr. Chairman, the Explanatory Note; the purpose of this Ordinance is to replace two minor provisions which were inadvertently repealed. Mr. Chairman, when section 78 of the Game Ordinance was amended at the 1971 First Session, subsections (3) and (4) of section 78 were inadvertently repealed. The purpose of this Ordinance is to reinstate subsections (3) and (4) of section 78 of the Game Ordinance.

Mr. Tanner: Mr. Chairman, before we read this Ordinance, I would like to ask one of two things, either that we set this over until a day when the Director of the Game Department can come as a witness to this House, or alternatively, to get him here this afternoon if possible, as a witness to this House while we are discussing this particular amendment to the Game Ordinance.

Mr. Chairman: If we had a Clerk, I would ask him to go and see if Mr. Fitzgerald is available. There he is. I will proceed with the reading of the Bill. (Reads the Bill) Councillor Stutter will you take the Chair a moment?

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I am just wondering if the Department, or I should say, the Administration, mostly the Legal Department, has looked into the matter of tags, big game tags imposed under regulation. It occurs to me that this is quite illegal at the moment. I am wondering if this be the case, why the necessary amendments have not been brought down in this Bill to correct that error.

Mr. Legal Adviser: No, Mr. Chairman, I don't think they are illegal. I think that we have the authority, except that the authority is not in the Game Ordinance itself. It is the kind of point that I would expect to be made by another Honourable Member and not this Honourable Member, but I don't think it is anything illegal.

Mr. Taylor: Well, Mr. Chairman, I would just like to say that under the Game Ordinance as I now read it, notwithstanding any regulations that have been brought in, and the way the regulations are worded, that if you have a valid hunting licence and you are taking legal game, you do not require a tag, not as I read it. Because, your regulations say "subject to the Game Ordinance".

Mr. Legal Adviser: Yes, it says subject to the Game Ordinance, and the Game Ordinance then gives the power to make regulations.

Mr. Taylor: It doesn't make the tags legal.

Mr. Chamberlist: Mr. Chairman, I must remark that it is like the old biblical phrase, 'saith not for the cause not available'.

Mr. Taylor: Well, Mr. Chairman, I am just saying that if this matter comes into a court of law, I am almost convinced that any lawyer in the country could beat a case whereby a person is charged with not tagging an animal ... a legal animal, who was in possession of a legal hunting licence.

Mr. Tanner: Mr. Chairman, my point in asking for the head of this department to come before Committee is not the legal point of view but the whole philosophy of tagging, that is what I would like to hear him discuss, and I am sure that the other Members of the House would, too.

Mr. Chairman: Mr. Clerk, if you could ascertain if the Director of Game could be present this afternoon, at this time I will declare a brief recess.

RECESS

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Mr. Chairman: At this time I will call Committee back to order. We have with us as witnesses, Mr. Fitzgerald, Director of Game, and Mr. R.A. Hodgkinson, Executive Committee Member. At this time we are discussing An Ordinance to Amend the Game Ordinance. I think there are some questions arising out of it.

Mr. Tanner: Mr. Chairman, I have asked for the Director of the Game Department to come here to explain to Council, and to me in particular, and I think probably some others, exactly what the philosophy is behind tagging in the Yukon?

Mr. Fitzgerald: Well, we were the last place in Canada to bring this into effect. It would assist in curtailing people from taking more game than what is stipulated under the Ordinance. It gives the Administration possibly more information on game taken, etc., and where. In addition to the seals or tags, there is a card the hunters have been filing out and returning. I think that it is very useful in really policing the taking of our game to more extent than what was practiced in the past.

Mr. Taylor: Mr. Chairman, has anyone been charged during this past hunting season for procuring game and not having a tag?

ILL #11 Mr. Fitzgerald: There may be one case coming up. I can't think of any where man has been charged with hunting without a tag. There is no conviction as yet; there have been several on having the seal on the animal and not having it securely fixed, and several cases of not having the seal on the animal at all.

Mr. Taylor: The reason that I asked if there were any charges pending, it would not be proper for the Legislature at this time to go into this matter if there are, but I understand that there are no charges pending at this time. The question arises in my mind as to the legality of the seals themselves, notwithstanding the regulations that provide for seals, and I may be misread this, but it occurs to me that if a person possesses a valid hunting licence and legally takes game, for instance a bull moose, but does not have a tag, he has taken that game legally and does not really require the tag, terms of law. That is the way that I read it. I know I have talked to several people on this question, and they tend to agree that it is very unclear as to the legality of tags. I wonder, when we consider amending the Ordinance, if it is desirable to retain the tag system, why we don't write this provision into the Ordinance. This is what I am getting at, to make it clear.

Mr. Chairman: I wonder if Mr. Legal Adviser could give us some comment on that?

Mr. Legal Adviser: This is very short notice to give any sort of an opinion. I really have to have time to study it, but when the tag system was instituted, we were satisfied with the power under regulations to do it. We might make it more specific or make it very clear by putting it in the Ordinance; we could think about it, but I was against that. The Administration, as the Honourable Member well knows is somewhat against midnight amendments. There is no necessity in having it on this occasion; if it is necessary to bring it forward, it might best be brought forward at the Spring Session.

Mr. Fitzgerald: May I comment? It isn't necessary for a holder of a general hunting licence, unless he is white status, to have these seals and section 11 states that ... may I read this section ... the regulations, section 11 "... except as authorized by the Game Ordinance or regulations, no person other than an Indian or Eskimo or the holder of a Non-Resident Big Game Hunting Licence shall hunt sheep, grizzly bear, black bear, moose, caribou or goat unless he is in possession of a valid seal authorizing him to do so.", and the following section describes how it is to be attached to the animal and when and for how long, etc.

Mr. Chamberlist: Well, Mr. Chairman, I feel I have a responsibility not only to the Executive Committee, the Legislative Programming Committee but to this Council as well, and also to the people of the Territory mainly. I have expressed my opinion to Mr. Legal Adviser, that to me that the Ordinance, itself, doesn't give the power to create seals at this time. Now, there has been a question involved between whether it is or is not so, and I could only recommend that somebody make a test case of it, and take it before the court, and let a competent court of jurisdiction rule on the basis of whether seals under the Ordinance as they are now, and the regulations thereto, are being properly used on the part of the Game Ordinance and the system of hunting game. I think that this is the only way that the matter can be and should be resolved, unless it is decided by this Council to make the language really clear in the Ordinance itself by amending the Ordinance.

Mr. Tanner: Mr. Chairman, my query is not directed on the legal ... from the legal standpoint but on the whole philosophy of tagging. Mr. Fitzgerald intimated that the ... one of the reasons for tagging is so that we can police the number of animals taken, and can also find out where they are being taken. It would be my suggestion, if



Mr. Tanner continues ...

this is the only reason for tagging, then in that case, one of the suggestions that I would make is to give a refund for the tags that aren't used; then you would be certain that the people who are using tags will be ... who have used their tags, would bring them back and you would have an exact and accurate count. Secondly, I have spoken to a number of people this past summer and fall, and I haven't met one person who has been hunting this year, who had occasion to meet any of your officers or any other officers who have checked on their tags. Now, of course I don't see everybody in the Territory, but obviously they have missed a number of people. I am wondering whether, in actual fact, they are enforcing this tagging? Thirdly, I have got another suggestion, many times a person is out hunting, one who hunts both moose and caribou. Presently they have to have two tags. It would be my suggestion that the moose tag, if we are going to continue with tags, should also cover caribou. Perhaps the Director could comment on that?

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Mr. Fitzgerald: First of all, I don't know where you get your information. I can't agree with it. We have checked lots of people. We know how many cars were on the Dempster Highway last weekend, and next week you will know how many court cases there will be as a result of the men being there.

Mr. McKinnon: Good.

Mr. Fitzgerald: We intend to have men there as long as the caribou are moving there. There is a lot of other work that has to be done there. I think that ... I don't think there is any hardship on anybody, shooting an animal and placing a metal seal on it. It is done every place else. When this program was suggested, an awful lot of time and work went into it in order not to have it too complicated. Some of these tags that they use, they call them harvest tickets, you have to punch out the day, the hour, everything else on them. Ours is just a straight metal seal, and we ask that the person return a card to let us know where the animal was taken, when and how many they saw, so on and so forth. Different species, there are different questions that we would like answered if the hunter can help us. Up to now, I think that it is working out quite well.

Mr. Taylor: Mr. Chairman, all I can comment on is that, to bring it to the attention of Committee and the Administration so that they take it under advisement, I think that it should be clearly stated in the Ordinance so that there is no conflict between the regulations and the Ordinance. I hope that Mr. Legal Adviser will pursue this matter a little further to ensure that there is indeed a legal tie-in, and if not, to propose an amendment at the Spring Session to cure this problem.

Mr. Legal Adviser: While the discussion on the Dempster Highway and control of game was going on, I had an opportunity to look at the amendment file. The power given to deal with seals is in paragraph (e) section 80 which is part of the regulation-making power of the Commissioner. This was amended this year, to take account of the difference between a pelt and game itself, and the new amendment reads, "(e) the Commissioner may make regulations respecting the sealing and the marking of any specified species of game, the manner and method of such sealing or marking, and generally the use of seals and marks for any such purposes." Game is defined as including any species of game animal, as the House is aware, to include the skin, pelt, head and so on of such animals. So, this is a wide power to the Commissioner, and the regulations are made under this particular power. In my opinion it is perfectly valid and enforceable in a court of law.

Mr. Chamberlist: I can't sit back and say nothing about this. I disagree completely with the legal interpretation that was given because certainly, there is a power to provide for seals, but it doesn't say

Mr. Chamberlist continues ...

ILL #11 in the Ordinance what animals should be sealed, and whether the hunter shall purchase those seals. As far as I am concerned, it should go to a court of law because I think it should be clarified for the benefit of everybody. I don't think there should be any objection to the principle of using seals; I think that what the Game Director has said in reference to it, that it takes place everywhere else, should also apply here. We shouldn't be any different. But, the question as to whether or not the legislation is clear enough, is the thing that really bothers me, and it does bother me, and I think that we have a responsibility to make sure that no person is placed in the position of having to be brought into court, and go through the rigamarole of being charged with something that he cannot be properly charged for. I think there is an onus upon the Government to do this, and I would ask that Mr. Legal Adviser prepare legislation so that we can get it clear and correct for the Spring Session, and I will do my effort to see that this is done.

Mr. Legal Adviser: The Honourable Member was the person who introduced this particular amendment, himself, at that point in time.

Mr. Chamberlist: If this must be said, and Mr. Legal Adviser is beginning to act as if he is a Member of this Council, he might as well know that, when legislation is being introduced, it is being introduced on the advice of legal counsel, and if he is giving bad legal advice, and it is pointed out to him, he should have the gumption to correct it. Now, obviously there is an area where the Legal Adviser is saying, because I think this is right, this is right. Now, not necessarily, because I am not going to be in this Council Chamber and know there is something wrong going on without commenting on it. As far as I am concerned that is a bad piece of legislation and it should be corrected, because I am a Member of this Territorial Council. I represent people, I represent hunters, and there is no way that, as I have said before, anything is going to be pushed down my throat nor pushed down the people's throat. It's not right, and this is not right.

Mr. Taylor resumes the Chair.

Mr. Chairman: Are there any further questions of Mr. Fitzgerald?

Mr. Tanner: I have another question for Mr. Fitzgerald. In your opinion, sir, and your position, do you feel that the wild game in the Yukon is being decimated? Is it dropping off quickly because of a greater influx or input of hunters?

Mr. Fitzgerald: I don't think that it is being caused much by a hunting pressure as the roads being pushed off into the country. Nobody seems to know that they are there until somebody stumbles across them, and then all your motorized equipment and what have you today, gets in there, and game is chased and moved out of the area. I think that our grizzly bear is just about in trouble. I think that sooner or later when we get a proper game census, that we may have to suggest and lay down, possibly in the Ordinance, some way to control the number of sheep that would, for instance, be taken from each registered guiding area, the number of bears, and so on. You will notice that caribou are not showing up in some areas where they used to in great numbers. There is a possibility that forest fires had something to do with this. Although the caribou is to be considered to some people a very stupid animal, continuous shooting in certain areas, I think that they will alter their migration routes, and so on. This is something we have to look at. On the Dempster Highway, for instance, we should have buffer zones in there where we could, or several miles, probably, of a no shooting area to allow for the caribou to cross without going through or running the gauntlet sort of thing. But, generally I think that our game is in fair shape, but I don't think we should rest on our arms reversed sort of thing,

Mr. Fitzgerald continues ...

I think that it is going to take a lot of work, a lot of hard looking at, in order to come up with proper information and proper management to properly handle it over the years to come. I think that our game is in fair shape, but in some areas, in some areas, I feel that the evidence at hand shows there is a lack of game.

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Mr. Stutter: Mr. Fitzgerald, the Department of Wildlife, all summer, has been attempting to keep track of the caribou herds and also to undertake an accurate count of the number of caribou. Can you tell us at this point, the findings to date, whether they, in any way, indicate that the caribou are as you had estimated them previously, or is the herd larger or smaller, in fact?

Mr. Fitzgerald: Well, we had a man involved in this. They feel that the Porcupine Herd have more animals in it ... the population is greater than they first estimated it. They feel that this may run to 60,000 or may be a little more. I don't think there is much pressure put on that herd when it enters Alaska as the southern herds that used to come over the 60 mile, I don't think. That herd of caribou is in fair shape.

Mr. Stutter: Would you say that that is the same herd that is now crossing the Dempster Highway?

Mr. Fitzgerald: Yes, I think so.

Mr. Stutter: That it is part of the same herd?

Mr. Fitzgerald: Yes, we think so.

Mr. Stutter: Mr. Chairman, I do have one other question. This summer, I think that if you recall, I had occasion to phone you on behalf of one of my constituents who had, in actual fact, lost his tags, and he had some difficulty, at that time, being able to get new tags. I think that later there were two or three other cases in the Whitehorse area where this happened. Can you tell us, whether any provisions are being made so that, in future, where genuine cases of lost tags take place, they will in fact either get refunds or be able to get new tags?

Mr. Fitzgerald: Yes, as a result of your inquiry and several other events here in Whitehorse area, we came up with an affidavit type of thing that the hunter would take to a Justice of the Peace or somebody who could take an oath to the effect that he had lost his licence or tags, etc. When he returned with the affidavit to us, we issued him a new licence and new tags. Now the licence is issued at half price ... reissued at half price, and he pays the same price for the tags. Before this program was suggested or came into effect, and we were naturally going by section 80, as the Legal Adviser has already mentioned. We made a survey of the provinces and the northwestern United States in the issuing of metal seals or harvest tickets, and in very, very few cases would they reissue tags. One ... it was laid down in one case this way, that if I buy a watch from you and two weeks later I lost the watch, I don't go back to you and get another watch. This one letter was quoted in that manner. However, we didn't think that we could be that rigid, and we came up with the affidavit and the tags and licences have been reissued as you requested ... or suggested.

Mr. Stutter: You don't feel that this was actually abused in any case?

Mr. Fitzgerald: Not to date.

Mr. McKinnon: Mr. Chairman, I am very interested in the state of the wildlife of the Yukon, and it seems to me that in the ... when we push roads into areas where very few people have had access to, and

Mr. McKinnon continues ...

*BILL #11* I think the greatest example is the Dempster Highway, where the migratory path of the caribou went, ... I don't know for how many years, probably Mr. Fitzgerald knows. Now it seems to me that the caribou have not yet changed their migratory habits, and we have got a road into an area, where, I think Mr. Fitzgerald puts it properly, the caribou have to run the gauntlet to try and survive. I think that it is almost indiscriminate slaughter up there on the sides of the Dempster Highway when the caribou are crossing. People who couldn't track a moose or get a sheep if their life depended on it, can go out and shoot a caribou without any problem whatsoever. I think Mr. Chairman, that we should be looking, really seriously about this problem, and why should we be forcing the caribou to change their migratory habits that they have been using for years, and years and years, just to allow our nimrods to go out and slaughter the caribou whenever they start their migration from the North. I would be absolutely in favour of having buffer zones or having a path or any type of area on either side of the Dempster Highway, so at least a person would have to do a little bit of work if he was a serious hunter and was after meat or really wanted to enjoy the outdoors and go after an animal. But, this business of sitting on the highway and slaughtering the caribou, and as soon as one is shot, they all gather around to attend the funeral. It is a slaughter, there is no other word for it. How anybody can get any enjoyment out of this is beyond me. People who don't even like the taste of caribou are up on the Dempster Highway just ... everyone of them getting their caribou with no problem whatsoever. I would certainly like to see amendments to the Game Ordinance to try and seriously ... if a person wants to go hunting, that he actually has to go and hunt. I think that one of the other areas that I have talked on before here, and I think that we are really primitive and archaic in our thinking in the Yukon, and this is in the field of still using bounty on wolves and poisoning of wolves. I think that we are one of the last jurisdictions of any place that is enlightened in wildlife management in North America still using this. After we spoke about it in the spring, I did quite a bit more study on the problem. I reread Farley Mowatt's "Never Cry Wolf", there was an excellent series of articles in Sports Illustrated and also a fantastic documentary that C.B.C. did on the Death of a Legend, which forever wipes out the myth that the wolf is an indiscriminate killer as so many people in legend would like to have it. I would like to hear Mr. Fitzgerald's comments on whether or not he feels that we should be going towards the area of other jurisdictions in abolishing the wolf bounty and wolf poisoning. There are just so many examples that one could quote and quote about where defamation of the wolf population has really upset the balance of nature. The introduction of the wolf to a population has really made a proper and harmonious balance of nature. I think that any time that we start fooling around with the indiscriminate slaughter of caribou, which we are doing on the Dempster, and the poisoning and the bounty system of wolves, that we should take a really hard look at just what we are doing and provide legislation to make sure that we are doing the right thing in these areas.

Mr. Fitzgerald: Well, on the wolf bounty, I personally don't believe that it is doing any good. It was originally suggested as a way of supplementing the trappers income, and in our last research in this it showed that only about 25 per cent of the people who applied for wolf bounty were trappers. We spent almost \$5,000 on wolf bounty. I don't think that it ... it doesn't cut the wolf population back any in my opinion, I don't think so. I think that in some cases, and there has been very little poisoning done in the Territory in the last several years, but I feel that in some areas we may have to take a hard look at this, and we may still have to use poison to protect isolated bands of sheep and other species of game. It will have to be very carefully and properly conducted. I mean, baits properly placed out, and properly retrieved and every dead animal retrieved. Baits just can't be indiscriminately dropped from the air and things like this, left there and kill everything in sight. If we have to do any poisoning, it has to be done very, very carefully and properly. If I may touch on the

Mr. Fitzgerald continues ...

shooting of caribou on the Dempster. Mind you if, probably I feel that possibly that we are lucky with our hunters. I honestly believe that they use a little bit more common sense. The slaughter that I have personally witnessed over on Alaska side, pretty hard to find words to even describe this. Some of our hunters, no doubt, on the Dempster and possibly other areas where nobody has witnessed the shooting, are probably new at the game and have wounded some animals, and maybe a lot of long range unnecessary shooting. My men have instructions, when they see any crippled animals, and there is no hunter in the vicinity, to kill them and return with all the meat back here or deliver it to Indian villages enroute to Whitehorse. I think that our wolf population is in good shape. I think that we have a good wolf population. A possibility that may be everybody ... a lot of visiting hunters would probably like to get a crack at a wolf, and a fair chase, and I don't mean from the air, except on foot, on the ground, there is a possibility that the wolf could be paying his way to, if we put a trophy fee on his head instead of having a bounty.

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Mr. Chairman: Councillor Stutter will you take the Chair?

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I listened with great interest to people expounding the philosophy on wolves and so forth because they read Farley Mowatt's book 'Never Cry Wolf'. This man is not in the business of dispursing facts about the people of North America or wherever his books go, he is in the business of selling books. If you go to the area referred to in his book, and you talk to the residents in that area or from that area, you will find out as I have found out, that much of it was a bunch of hogwash. So, I think that the best way that the people who are making the decisions in such matters can find out what is really going on, is to go into the bush in the Territory and go ask the trapper and ask the hunter, and ask the people who live in the bush, the prospector, the man who knows, and maybe then you will get a whole completely different picture on this question. The caribou come down ... the herd that the Honourable Member from Dawson was referring to a short while ago that crosses the Dempster Highway is what we commonly call the Blow River Herd, which summers on the barrenland just in front of the British Mountains, between the British Mountains and the Arctic Coast. They stay up there, and in the fall this time of year, they should be and should have been crossing. They come down through Old Crow and cross the Dempster Highway and into that area. Those animals, there is thousands of them, or there were when I was last acquainted with the herd. I was interested in the remark that Mr. Fitzgerald made, Mr. Chairman, about shooting a crippled animal. I have lived among that herd for seasons that I can ...

Mr. Chamberlist: Oh boy.

Mr. Taylor: ... and it would take days for them to come through camp as they migrated to and from the coast and for the last, oh say, couple of days that is all that you would see, would be crippled animals. They cripple themselves, everything from calves, to mature caribou, wounded. These are crippled animals, and I will tell you there are many hundreds. The wolves of course, follow along, and those that are too weak to proceed, they get them. When they come down through Old Crow, the people of Old Crow take their winter meat. When they come down through the Dempster, hopefully that some of the hunters who are looking for winter meat supply, go out and take caribou, as long as they don't have mass slaughters, as the Honourable Member from Whitehorse West would indicate, I can't see that this is a bad thing. As long as people are utilizing the meat, and taking no more than they should be. As for the wolves, I agree that the wolf bounty is not serving the purpose that it was designed to serve, and that was to assist the native people and the trapper in the bush. I believe that ... it's my information that many of the wolves are being brought in

Mr. Taylor continues ...

**BILL #11** by truck drivers who have struck them on the road, in which case they probably get them anyway so, possibly I would agree that the wolf bounty should come off, but I cannot agree that select predator control methods should not be exercised in the Yukon. I have always insisted that we should leave the wolf population go, as far as predator control goes in the southeast Yukon, in my area because we have an abundance of game down there. Even now, this year, the refusal to implement a cow moose season, means that we need wolves to pull those cows down. There's too many, far, far too many. So this will try and keep up the balance I suppose, however, the wolves are getting a little thick down there. In the Finnalyson Lake area, I was up in there the other day, and there is just wolf track everywhere, and pilot reports sighting huge packs of wolves. I would suggest to the Honourable Member, while I am on the subject, the Honourable Member from Whitehorse West, that wolves do indeed kill indiscriminately. Contrary to anything that he might have read in Life Magazine, Playboy or Farley Mowatt. Last winter a herd of lambs and ewes, sheep in the Fire Lake area, north of Watson Lake in the Liard Basin, there was a herd of lambs and ewes in there, I would say that there would be close to 60 to 70 sheep. This spring there were none, with clear evidence that the wolves just sat there all winter and eventually chomped away that herd. As Mr. Fitzgerald indicated, it is necessary to protect some of this herd; this is indiscriminate killing. When we talk about game in general, I have insisted at this table for more years than I can hardly remember, as certainly as long as I have been in Council, that we break the Yukon into Big Game Management Districts. If there is a shortage of moose or sheep or goats or caribou in a given area, close it for a year or two. If there is another area that shows an abundance of game, open it; that is why this fall, everything east of the Canol Road be opened for cow moose hunting in a cow moose season. I was refused because it might hurt the rest of the Territory. I say by spring, I would like to see this Territory broken into Big Game Management Districts. As I say, so that we can open one district, we can close another, and attempt that way to meet the balance that is being sought by the Game Department. I think that we have got to do this, there is no other way, because if one area is void, the other area is overloaded, you have no real balance. Those are just a few of my comments on this subject, and I do say again, to the Honourable Member, don't eat that Elmer, because that's not right.

Mr. McKinnon: Well, Mr. Chairman, I only wish that perhaps I had been up the Dempster Highway with my gun looking for a caribou when the Honourable Member was living with the herd. At any rate, perhaps I shouldn't have used the instance of Farley Mowatt, but at this table, as we are so prone to do, is to not listen to the advice of acknowledged experts, and we can bring in a list of files by qualified mammalogists and biologists who all have done many, many years of work in the field on the studies of the wolf, and it's not legend, and it's not hearsay, it's actual documentation of the life of the wolf, and the wolf pack. Many of the myths of the wolf are being completely destroyed by the work of these qualified, and highly qualified mammalogists and biologists who have been working in the field for some years. I think that we have heard from Mr. Fitzgerald that the wolf bounty is not working, we have heard from the Honourable Member from Watson Lake that the wolf bounty is not serving the purpose that it went on ... I think that it would be a wise course for this Council to take, at least to eliminate the wolf bounty. I think that it would put us in with the enlightened Game Management of jurisdictions across the North American Continent. I would like to be able to propose the motion to that effect prior to the dissolution of this House. I would like to ask Mr. Fitzgerald, one further question, and that is in the field of a game census. As far as I understand, there really is not an accurate game census in the Yukon Territory. Now, I know that we use the offices of the Canadian Wildlife Service, and in particular the resident mammalogist, Dr. Art Pearson, while he was here. That service is no longer with us as



Mr. McKinnon continues ...

Dr. Pearson, and I don't know whether he has been replaced, but I don't think that a person of the doctorate quality ... or with a doctorates qualifications has replaced Dr. Pearson, the Canadian Wildlife Service Office here. I was wondering if Mr. Fitzgerald feels that a person of this ability is needed to conduct a census in the Yukon, so at least we know the population of the various animals of which we are speaking which inhabit the Yukon, and perhaps from that point we can then make legislation that will protect and ensure that none of these species become endangered. The question of the grizzly bear. I worked in the Snake River Area for California Standard one summer, where a very, very few people had been in that area prior. There were instructions under pains of dismissal not to shoot any of the grizzlies. Yet because of the number of people that were going out in helicopters every day working in fly camps, and had to leave the fly camps during the course of the day, and grizzlies who were all around, there were about 60 grizzlies shot in that summer, in that area. No wonder, that the grizzly is becoming extinct, in every area into which people move and mines move, this is the type of thing that happens. As far as the California Standard was concerned, these kills were justified, because the bear had discovered the camp, and if they were working in the bush all day, and the grizzly has discovered your camp, you will have no camp to come back to at evening time. But, these are the problems that we are facing in the Yukon Territory with the advent of people moving into the field where people were not before. I think that we have really got to take a hard look at the maintenance of our wildlife population, and it is going to cost money, and it is going to take professional people to be able to do this, and we are just fooling ourselves if we don't think that we don't have to protect one of the really great natural resources that the Yukon Territory has.

BILL #11

Mr. Taylor resumes the Chair.

Mr. Chairman: At this time I will declare a brief recess.

RECESS

RECESS

Mr. R.A. Hodgkinson and Mr. J.B. Fitzgerald in attendance.

Mr. Chairman: At this time, I'll call Committee back to order. I believe Mr. Fitzgerald was going to give us answers to questions raised by the Honourable Member who spoke last. Please proceed.

*BILL #11*

Mr. Fitzgerald: In connection with Mr. McKinnon's question, I think that it's agreed that game census today is a highly specialized field, and this is our program. We hope that, by next spring, we will have personnel to put this whole thing into motion. Of course, following the game census, we would comply with the suggestion made by Mr. Taylor that we will very likely have to have the Territory zoned and cut up into game management areas. We hope that, by next year, we will have a real good start on this.

Mr. Tanner: Mr. Chairman, I have two more questions. Actually, I did ask them before but I guess the Director didn't answer them completely, to my satisfaction anyway. The first question is, have you any reason to think that there shouldn't be one tag for both caribou and moose. It seems to me that many people go out hunting with the intention of shooting a moose but come back with a caribou. Why shouldn't they have one tag for those two species?

Mr. Fitzgerald: Yes, I think this could bear looking into, having an optional type of tag. However, we find that most people who are going on this type of hunt usually get both tags. There is a possibility that the optional tag could be worked in.

Mr. Tanner: Second question, Mr. Chairman; one of the reasons for the tags that you gave, Mr. Fitzgerald, was that we wanted to keep a more accurate count of the movement and place of taking of each various species. It seems to me, and I'm sure you'll hold your head in your hands when I suggest it but maybe this time you will give me a more direct answer, one way of obtaining those counts would be to offer a refund to people who don't use their tags. Surely, right now people aren't obliged to send that report back again.

Mr. Fitzgerald: Yes, they are.

Mr. Tanner: But, do they actually send it back?

Mr. Fitzgerald: I could more accurately answer this question at the close of the season. We are getting them in the mail all the time. It states that, in the regulations, fifteen days, I believe, after the taking of the game or at the conclusion of the season ...

Mr. Chairman: Any further questions at this time of Mr. Fitzgerald or Mr. Hodgkinson?

Mr. Tanner: Mr. Chairman, I would still like to proceed with that one a little further. Can you tell me, administratively, why you can't have a refund to people who don't utilize the tags that they buy. For instance, I buy five tags and use two of them; why shouldn't the Department give me a refund for the three that I don't use?

Mr. Fitzgerald: Well, it would be certainly different from any other game branch in Canada, that's sure. Of course, that isn't the answer you want, probably. I really don't know. This would entail, I think, considerably more clerical work and frankly, I don't think it's practical.

Mr. Tanner: Mr. Fitzgerald, wouldn't you agree that you would then have an accurate count of the number of animals taken in the previous year? As an alternative, why could you not give, instead of a financial refund, a tag for the following year for one that is turned in for the past year?

BILL #11

Mr. Fitzgerald: I can't see that. I don't see where the returning of the tags would give us an accurate count.

Mr. Hodgkinson: Mr. Chairman, could I suggest that, after the end of this licence season when we find out what the returns are, we take a look at this to see whether it is practical to make refunds.

Mr. Chairman: Clear? Have you any further questions? There being no further questions, I would like to thank Mr. Fitzgerald and Mr. Hodgkinson for assisting us in this endeavour.

Exit Mr. Fitzgerald and Mr. Hodgkinson.

Mrs. Watson: Mr. Chairman, I move that Bill No. 11, An Ordinance to Amend the Game Ordinance, be reported out of Committee without amendment.

Mr. Chamberlist: I second the motion.

Mr. Chairman: It has been moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 11 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

BILL #13

Mr. Chairman: We have one remaining Bill, Bill No. 13. Is it your intention to deal with this before the Budget is in?

Mr. Chamberlist: The Budget has no bearing on it. It would take considerable reading. I don't know if we have enough time to do it, Mr. Chairman, but whatever Members of Committee feel. Perhaps we can do some work on it, Mr. Chairman, if we start on it at this time.

Mr. Chairman: Does Committee wish to proceed with Bill No. 13 at this time? Bill No. 13 is An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada.

Mr. Chamberlist: I wonder, Mr. Chairman, if Mr. Commissioner would be good enough to go into the background and the requirements in this particular Bill at this time.

Mr. Commissioner: Mr. Chairman, it is necessary for this Council to pass this Ordinance in order that I have the authority to enter into the annual agreement with the Government of Canada to provide for the capital fund, the loan amortization fund and the deficit grant that will be required in our 1972/73 fiscal year. This Ordinance is worded identically, except for the monetary figures that are applied in it, to similar Ordinances that have been passed by this Council on a considerable number of occasions. It is to cover a one-year period, Mr. Chairman.

Mr. McKinnon: Mr. Chairman, would I be correct in saying that it is usually at a Budget Session, when this Bill is presented, along with the Budget itself? What we are doing here, which is quite different from what we have done in the past, is authorizing the Commissioner to borrow certain sums of money from the Federal Government, without having any indication at all, at this time, as to how these monies will be used in the Public Service of the Territory. In other words, we're telling you that here is the money and we are providing you with the money for next year's Budget. However, we don't have any knowledge of how these monies will be used in the 1972 fiscal year.

Mr. Commissioner: Mr. Chairman, with respect, this is not quite correct. We have been accused over the years, by everyone, of being always a "after the fact" government. We are doing our utmost to try to become a "before the fact" government. This is simply one indication of that. Our budgeting process in 1967 was that the estimates for a fiscal year and the Budget for that year were presented to this Council and were passed in the

Mr. Commissioner continues ...

month of June, after the fiscal year was already three months old. The process now, and the Honourable Member who asked the question was a party to this, is to the point where we have our budget preparation available to present to Council two or three months prior to the beginning of the fiscal year in which it occurs. For the last two years, after this process is over with, it has been months later before we have had the opportunity to actually sign an agreement with the Federal Government, authorizing the movement of monies from the Federal Government to the Territorial Government to finance that particular Budget. We are simply seeking your concurrence at this time to this matter as a part of the prior budgeting process. There is certainly the question that is raised by the Honourable Member, that there is no knowledge as to how this money will be spent. This is quite correct, because this will be indicated in the Budget when it comes to Council and which has to have Council's prior concurrence before it can be spent, Mr. Chairman. So, I want to assure Honourable Members that there is no malice or forethought here. What we are attempting to do is to get the matter attended to in an orderly and proper fashion well in advance of its actual need.

Mr. McKinnon: The problem is, Mr. Chairman, that it has been in the past, only after we agreed with the Budget was the financial agreement with the Government of Canada signed. Now, we're going to sign the agreement with the Government of Canada prior to approving the Budget. My case, that I make, is that we have already given you permission to go to the Government of Canada, make the agreement; what's our use in even meeting for the Budget or a Spring Session if you have the authority for the money already in your hot little hand?

Mr. Commissioner: With respect, Mr. Chairman, and with further respect, the Honourable Member knows what he is talking about because he has sat on the Budget Programming Committee.

Mr. Chamberlist: That's why he doesn't know what he is talking about.

Mr. Commissioner: The Honourable Member is aware of the fact that the method of us securing funds now from the Federal Government is based on our Program Budgeting Forecast which is presented on the basis of on-going programs and the escalation factors which are allowed within those programs, as well as the justification of capital needs. One of the major capital needs, of course, is schools which has already been presented to you here. I strongly recommend, Mr. Chairman, that Council give its earnest attention to this Ordinance, and give it favourable passage at this time. I would like to suggest that the timetable that you have before you now, presenting this much prior to budget-time, indicates our hope that this will continue in the future as well. It is only right that the Council should know and be aware of the amount of funding that will be available from the Federal Government in the next coming fiscal year. This is a clear-cut indication of it here, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, I would like to indicate at this time, to the Honourable Member from Whitehorse West, that if he makes a specific point of having a look at section 13 of Part II of the Ordinance, he will note that it says "The Commissioner may, on behalf of the Territory, borrow from the Government of Canada a sum not exceeding seven million eight hundred and sixty-nine dollars". So that ...

Mr. McKinnon: Mine says "six million".

Mr. Chamberlist: I beg your pardon, six million eight hundred and sixty-nine dollars; therefore, it's obvious that this is the maximum that can be borrowed. So, when we go through the Budget, if the Honourable Member can get sufficient support to reduce that amount, the Commissioner won't then be able to borrow that amount of money, although I am sure that the

BILL #13

Mr. Chamberlist continues ...

Honourable Member realizes full well what the purpose is of this. It goes to show that the Executive Committee and all those concerned with the finances of the Territory, are now working to a much greater level than ever before, when they are able to produce for Council the information that they haven't been able to before. It's a great advantage that has taken place and here is one area where he should not hesitate but to support the work of the Executive Committee.

Mr. McKinnon: Mr. Chairman, with respect, the reverse argument is true. If the majority of this Council, upon looking and studying the Budget next spring, say "You guys pulled a bummer; you need more than six million eight hundred and sixty-nine thousand dollars from the Feds to keep the Government of the Yukon going and to keep the the operation and maintenance and capital projects and we don't like the agreement that you signed", we have already given the agreement that this is the maximum amount of money that the Commissioner can borrow without any recourse, no matter what plans or what type of programs the Council would like to see go into effect. We have terminated, really, discussion of the Budget. It becomes nothing but truly academic after the agreement. Maybe we can juggle a few figures from one area to another area, but that's the limit.

Mr. Chamberlist: Mr. Chairman, I'm pleased the Honourable Member brought this point up, because there again, we would look to him for his support to encourage supplementaries to try to get the extra money that he is referring to. It's a pleasure that we know now, ahead of time, that we will have his support should we need extra money. I think that is a well worthwhile statement that he has made.

Mr. Chairman: Well, may I proceed with the reading of the Bill? This is An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada. (Reads sections 1 to 3 of Bill No. 13)

Mr. Tanner: Could I ask the Legal Adviser why he has used, in the definitions, section 2, he uses "local administrative district" as having "the meaning given to it in the agreement"? Isn't that a strange way of going about it?

Mr. Commissioner: It's federal terminology.

Mr. Legal Adviser: It is standard terminology in this type of agreement.

Mr. Commissioner: Within the federal standards.

Mr. Chairman: Clear? (Reads sections 4 to 16 of Bill No. 13) We have also appended a Schedule as enumerated.

Mr. Tanner: Mr. Chairman, could I ask a question of the Executive Member for Health, Welfare and Rehabilitation. In paragraph 3(i), the amount we are talking about is ten million four hundred and forty-one thousand dollars, and in section 13 of Part II, we are asking for six million eight and sixty-nine thousand dollars; would the Honourable Member explain the two different figures, please.

Mr. Chamberlist: Well, these are two figures for two different purposes. One is capital and one is O & M; one for capital amounts of money and one for operation and maintenance. If we add both these figures together, this is what we are asking for.

Mr. Chairman: What is your further pleasure in relation to this Bill?

Mr. McKinnon: Mr. Chairman, before this Bill is moved out of Committee, which no doubt, it will be without amendment, I think I should state my position and my case on it. As members of the Financial Advisory Committee and members of the Budget Programming Committee and Legislative

Mr. McKinnon continues ...

Programming Committee and the different people who are completely knowledgeable of how these monies will be used in providing the 1972 budgetary figures before the Council, I'm sure that they feel that they have a Budget coming up which is, to their way of thinking, going to be an extremely good one for the people and the Government of the Yukon Territory. But, you are asking me to acknowledge and agree to borrowing some seventeen million three hundred and ten thousand dollars, the knowledge of which I have none; I have no knowledge at all of how this money is going to be used other than knowing that it will take a certain amount to pay for the salaries of the Public Service of the Yukon Territory and a few ideas of what schools are going to be built and certain programs which are going in general directions. I think that it would be irresponsible for me to support the agreement that the Commissioner can borrow this amount of money with no prior knowledge whatsoever of how the money is going to be used in next year's Budget. I disagree that the Honourable Members know what is in the Budget to be brought forward. I think that if I accept this agreement and vote for it, I would be agreeing in principle with a Budget for the 1972 fiscal year of which I know nothing and have no knowledge. Probably, this is the proper way of government working; you Members who are involved in the Budget Programming Committee know the Budget and know where the money is going. I don't, at this time, have any knowledge of it and I think that I just couldn't agree with this type of money the Council allowing the Commissioner to borrow without having some prior knowledge of how it's going to be used. So, for those reasons, I will be voting against this Bill at this time, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, I appreciate the Honourable Member's sentiments in his making the expressions that he has, but they are really not very valid, the expressions that have been indicated, for the simple reason that the Commissioner has already said that, for many years now, there have been inquiries as to why the "hurry up" type of attitude just immediately before April 31st ... rather, April 1st must be. There has to be a rush with the Budget and a rush to sign an agreement. Here, many, many people have worked to provide information to show, at least the most important factor, the maximum amount that will be considered for borrowing. I'm sure, Mr. Chairman, that the Honourable Member and all Members of Council, recognize that no Budget is passed until it goes before Council and it depends on Council, indeed, whether or not any particular item in the Budget is passed. All this piece of legislation is doing, in fact, Mr. Chairman, is authorizing the Commissioner to enter into an agreement for a maximum sum of money. Now, it's a type of administrative piece of legislation. If, as indicated earlier, there might be a need for extra money, then, of course, there would have to be an amendment to the agreement itself. Of course, the agreement provides under section 5 ... it reads "The agreement may be varied or amended from time to time as may be agreed upon with the Government of Canada by the Commissioner". You will also note, Mr. Chairman, that section 6 makes it quite clear when it says "No variation or amendment to the agreement made pursuant to section 5 is valid unless it is ratified by the Council", that a lot of protection for the Council in this particular area is provided. This is why I say that the argument that has been put before Members of Committee at this time by the Honourable Member from Whitehorse West is without much merit. Now, as I have already indicated, I respect his thoughts in this, but I cannot agree with the statements that he has made.

Mr. Chairman: Any other discussion on this particular Bill?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 13, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be reported out of Committee without amendment.



BILL #13

Mrs. Watson: Mr. Chairman, I second that motion.

Mr. Chairman: Is there any further discussion on this item? It has been moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 13 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? Those agreed, kindly signify. Those contrary, kindly signify. I declare the motion carried

MOTION  
CARRIED

MOTION CARRIED

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

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

Mr. Tanner: I second the motion, Mr. Chairman.

Mr. Chairman: It has been moved by ... order, please ... Councillor Chamberlist, seconded by Councillor Tanner, that Mr. Speaker do now resume the Chair. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker resumes the Chair.

Mr. Speaker: The House will now come to order. May we have the report from the Chairman of Committee?

Mr. Chairman: Yes, Mr. Speaker. Committee convened at 11:45 a.m. to discuss Public Bills and Sessional Papers. Committee recessed at 12:00 noon and reconvened at 2:10 p.m. It was moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 10 be reported out of Committee without amendment; this motion carried. It was then moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 9 be reported out of Committee without amendment; this motion carried. Mr. Fitzgerald, Director of Game, and Mr. Hodgkinson, Executive Committee member, attended Committee to discuss Bill No. 11. It was moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No. 11 be reported out of Committee without amendment; this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 13 be reported out of Committee without amendment; this motion carried. It was then moved by Councillor Chamberlist, seconded by Councillor Tanner, that Mr. Speaker do now resume the Chair; this motion carried.

Mr. Speaker: You have heard the report from the Chairman of Committee. Are you agreed? May I have your further pleasure?

Mr. Taylor: Mr. Speaker, at this time I would like to rise on a matter of urgent public concern and I would like the consent of the House to present a motion in respect of the forthcoming Amchitka blast in the State of Alaska.

Mr. Speaker: Are we agreed? Proceed.

MOTION #6

Mr. Taylor: Mr. Speaker, the request that I have made may be found under our Rule 30, Standing Order 42. Mr. Speaker, it has been brought to the attention of the people of the Yukon Territory, earlier today, that it is very likely that the blast proposed, the atomic blast, for Amchitka Island will take place sometime early next week. The President of the United States issued instructions earlier today that this blast would be made sometime within a week's time, possibly next Thursday or prior to that. This is a five megaton nuclear device; it is to be exploded deep underground on the Island of Amchitka in our neighbouring State of Alaska.

Mr. Taylor continues ...

Most jurisdictions across Canada, and indeed, throughout the world around the Pacific Rim and throughout the United States, have expressed, at one level or another, very deep concern in respect of this blast. For the Yukon Territory and the people of the Yukon Territory, it has some very ominous overtones, inasmuch as we are neighbours to the State of Alaska and indeed, the test site. Our two areas of prime concern are the possibility of earthquakes being generated along the fault lines which penetrate our Territory at two points, one being the Shakwak Fault and the other being the major fault heading from the Aleutian Chain down to Dawson, Selkirk and down through the Liard Valley and northern British Columbia, in the area known as the Trench. Our other area of prime concern, Mr. Speaker, in the Yukon Territory is the radiological problem which could present itself if the test "blows out". That is to say, if the cone that seals or cements this bomb underground was to pop out like a roman candle, it would expose to the atmosphere a very lethal and deadly radiological problem. So, in this regard, Mr. Speaker, and with the concurrence of the House, I would like to propose the following motion, moved by myself and seconded by Councillor Stutter: "The Yukon Legislative Council on behalf of the citizens of the Yukon Territory do strongly deplore and protest the recent decision by the President of the United States of America to detonate a nuclear device of five megaton strength on the Island of Amchitka in the State of Alaska, and in view of the close proximity of the Yukon Territory to the test site and in view of the potential hazards involved, we respectfully request that Mr. Speaker convey to the President of the United States of America our deepest concern and sincere request for serious reconsideration of his decision to proceed with the test".

Mr. Speaker: It has been moved by the Honourable Member from Watson Lake, seconded by the Honourable Member from Dawson, that "the Yukon Legislative Council on behalf of the citizens of the Yukon Territory do strongly deplore and protest the recent decision by the President of the United States of America to detonate a nuclear device of five megaton strength on the Island of Amchitka in the State of Alaska, and in view of the close proximity of the Yukon Territory to the test site and in view of the potential hazards involved, we respectfully request that Mr. Speaker convey to the President of the United States of America our deepest concern and sincere request for serious reconsideration of his decision to proceed with the test". Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: What is your further pleasure?

Mr. Taylor: Mr. Speaker, in respect of the agenda for tomorrow, I believe that we have some Bills, Motions and Sessional Papers to consider.

Mr. Speaker: May I have your further pleasure.

Mr. Chamberlist: Mr. Speaker, I would move that we call it 5:00.

Mr. Speaker: Is there a seconder?

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

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member from Whitehorse North, that we now declare it 5:00. Are we agreed? Motion carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: This House now stands adjourned until 10:00 a.m. tomorrow morning.

ADJOURNED

ADJOURNED

Mr. Speaker reads the daily prayer. All Councillors are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order.

Mr. Chamberlist: Mr. Speaker, I rise on a question of privilege. Mr. Speaker, referring to Votes and Proceedings, page 19, during the discussion on Bill No.4, I indicated, in referring to Councillor McKinnon, the Honourable Member for Whitehorse West, that he was a demagogue and that he was rocking the boat and then I indicated that there was a storm at sea. The Votes and Proceedings, Mr. Speaker, indicate that he has become a demigod and looks about himself. I would like to correct this so that I can give the meaning. A demigod, Mr. Speaker, is a mythological being with more power than a mortal but less than a god, which he is not, as well as a person so outstanding that he seems to approach the divine, which he does not. Demagogue, Mr. Speaker, is a leader who makes use of popular prejudices and false claims and promises to gain power, which he is. Thank you, Mr. Speaker.

Mr. McKinnon: I thought you were going to change it to "pedagogue".

Mr. Speaker: Well, since we've just had the morning prayer ... order. Are there any Documents or Correspondence to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker. I have for tabling this morning, Sessional Paper No.4 and Legislative Return No.1.

*TABLING OF  
SESSIONAL  
PAPER #4 &  
LEGISLATIVE  
RETURN #1*

Mr. Speaker: Are there any Bills to be introduced? Are there any Notices of Motion or Resolution? Are there any Notices of Motion for the Production of Papers? We now come to the Question Period. Mr. Clerk, will you please see if the Commissioner is available?

Mr. Clerk: Yes, sir.

Mr. Speaker: We will now have a short recess.

RECESS

*RECESS*

Mr. Speaker: The House will now come to order. Are there any questions?

Mr. Taylor: Mr. Speaker, I have a question I would like to direct to Mr. Commissioner this morning, having reference to the Amchitka test. I am wondering if Mr. Commissioner could indicate to Committee what steps are being taken in the Yukon Territory in respect of Emergency Measures Planning.

*QUESTION RE  
AMCHITKA  
TEST*

Mr. McKinnon: Hard hats for everyone.

Mr. Commissioner: Mr. Speaker, the chairman of the Emergency Measures Organization in Yukon is Assistant Commissioner Ron Hodgkinson. He advises me that Mr. Dan Billing, the Emergency Measures Co-ordinator, who normally has his headquarters in Edmonton, will be arriving in the Territory within the next day or so. The Federal Government is making provision for extra radiation detecting equipment and such other technical devices as are appropriate under the circumstances. Internally, in the Territory, the Emergency Measures Organization is being made fully aware and being alerted to the situation. We do not have any other plans that are available, except those which exist within that organization's structure, but they are being given effect to the best of our ability.

*QUESTION RE  
BRIDGE AT  
DAWSON*

Mr. Stutter: Mr. Speaker, I was given to understand, this morning, that if I was to ask the Commissioner once again about the bridge at Dawson, he may have some information available for us.

Mr. Commissioner: Mr. Speaker, I have verbal answers to three of the questions that were asked yesterday. Shall I proceed to give them? Councillor McKinnon asked if there had been any prosecutions under our anti-litter legislation, which is a provision under section 123(1) of the Motor Vehicles Ordinance. The R.C.M.P. have advised that there have been ten convictions to date, with fines ranging from \$15 to \$25. I would point out that, although the question was prosecution, the answer has been listed in convictions, Mr. Speaker. I don't know if they both equate or not. Is that satisfactory for the Honourable Member? A question asked yesterday by Councillor Stutter concerning the erosion of the river bank at Old Crow has been answered by the Territorial Engineer. He advises us that the Department of Indian Affairs and Northern Development is aware of this problem and is very hopeful that remedial action can be undertaken in the near future. Further to this, Mr. Speaker, there has been consultation with the Federal Department of Public Works in this regard and I would like to assure Councillor Stutter that the matter is being very carefully watched. I'm sure that it will not be very long before the technical expertise that is necessary to do something about this will be brought to bear on the question. Councillor Stutter further asked if there were any further developments respecting the construction of a bridge at Dawson City. Contrary to what I felt might have been the answer, I am advised that the matter is still under study by the Department of Indian Affairs, and at the present time, that no firm plans are known. However, I would add to this, Mr. Speaker, that we are hopeful that within the context of the Northern Roads Program, the scheduling of the bridge across the Yukon River at Dawson City will be firmly packaged into this program, hopefully, to permit the necessary surveys to take place within the next construction season.

*QUESTION RE  
CMHC*

Mr. Tanner: Mr. Speaker, a question for the Commissioner. What progress has been made in negotiations with C.M.H.C. to bring their agency's financing to the newly incorporated areas of Whitehorse?

Mr. Commissioner: Mr. Speaker, I would imagine that this would be a tremendous undertaking as one of the top priorities for the City Council of the newly expanded City of Whitehorse. I am sure that they would feel it a terrible intrusion on their private domain if my officers were to indulge in any such negotiations at this time.

*QUESTION RE  
NORTHERN  
RECEIVING  
HOME*

Mr. Stutter: Mr. Speaker, I have a question for the Minister of Health. I would like to ask him why the Northern Receiving Home was, in actual fact, placed in Mayo as against Dawson, particularly after tenders were called for it to be built in the Dawson area?

Mr. Chamberlist: Mr. Speaker, the tenders were called for a receiving home and the tender submitted, the lowest tender submitted, was \$25,000 higher than the amount of money that had been set aside in budgeting for this particular program. It was then reviewed and consideration was given to finding the best location necessary for the home and taking into consideration all areas, it was shown by the information available that it was more desirable for the home to be built in the Mayo district. I have, in preparation, a page of information which I am prepared to give to Council, Mr. Speaker, and if the Honourable Member will be satisfied, I will have the paper prepared for tomorrow morning so that he may be fully advised of all the circumstances and all the reasoning behind the change of location for the home.

*QUESTION RE  
RAISING OF  
REVENUE*

Mr. Tanner: Another question for the Administration, Mr. Speaker; how much money could be raised in the Yukon if, (a) we impose a tax of 25 cents a bottle and 25 cents a case of beer, or (b) increase the mill rate by one mill, or (c) add one cent to the fuel tax based on current Yukon revenues?

Mr. Commissioner: Mr. Speaker, I appreciate the notice that the Honourable Member gave me on this question and I am prepared to answer it. These figures that are given are based on the current turnover, or the current volume, that is involved in the various aspects that are asked here. First, if there was an imposition of 25 cents a bottle of liquor, this would yield \$73,250 in the course of one year; a 25 cents a case tax on beer would yield \$112,275 in a fiscal year. One mill, at the present time, yields \$9,400 annually. One cent on fuel oil ... or fuel tax, I don't think it's proper to say fuel oil ... fuel tax would yield \$165,000 in the course of a fiscal year. All of these added together would total \$350,925 in one fiscal year at today's volume, Mr. Speaker.

Mr. Speaker: Are there any further questions?

Mr. Taylor: Mr. Speaker, I have a question respecting the Rec Centre in upper Whitehorse. It has been in operation for some time now, and I believe that the Territorial Government still owns this facility. I'm wondering how are we coming along up there? Are we making money or are we spending money up there, in that Rec Centre Program? *QUESTION RE RECREATION CENTRE*

Mr. Commissioner: Mr. Speaker, the Territorial Government, by prior knowledge of Council, is the owner of the recreation facility and it is leased for one dollar per year. We are having no difficulty, as far as I know, collecting the lease fee, Mr. Speaker. Insofar as the contribution that comes from the Territorial Government, this is made available on the same basis as funds are made available to similar organizations or similar activities elsewhere, most of them coming through the Fitness and Amateur Sport grants that are available through the Department of Education Vote. As to whether or not the organization that is basically sponsored by the City of Whitehorse is losing money or making money on the transactions, I am sorry that we are in no position to tell you. If, indeed, it is organized under the Societies Ordinance, they would be required to file annual statements and this information, if such exists, could be made available to the Honourable Member. But, if the question is basically, is the Yukon Territory incurring liabilities as a consequence of the operation of the Rec Centre, beyond those grants that are normally given to the organization, the answer is no.

Mr. Taylor: Then, Mr. Speaker, am I correct in assuming, from the answer just given by Mr. Commissioner, that, in no way, does the Territorial Government contribute to the heating and the lighting or the building maintenance of this building? *QUESTION RE RECREATION STUDY*

Mr. Commissioner: Well, Mr. Speaker, indirectly, we undoubtedly contribute to it through the funding of certain programs that are available to any organization as a consequence of their funding because I'm sure that some of these funds go toward paying user fees of the operating body. So, if the question is, do we directly contribute to the light bill, do we directly contribute to the heat bill, the answer is no.

Mr. McKinnon: Mr. Speaker, if the Honourable Member from Watson Lake would allow me to elaborate a bit; as a member of the Whitehorse Recreational Club and quite active in it, I think that there are some 27 various groups and organizations, ranging from kindergarten to women's keep fit classes to basketball to badminton, every one of these activities, to a flying club, a soaring club, that use the facilities of the Whitehorse Recreational Centre at this time. If he goes up to the Whitehorse Recreational Centre at almost any time of the day or night, he will find people of all ages using the facilities of the Whitehorse Recreational Centre. It will be in extensive use, also, for the Arctic Winter Games which, everybody knows, will be held in March of 1972. I think, while I'm on my feet, I would like to take this opportunity to congratulate the director of the Recreational Centre, Mr. Bob Campbell, Jr. We, who use the Centre frequently, think that he is doing a marvellous job in keeping recreational facilities available to the citizens of Whitehorse and indeed, the people of Yukon, at a minimal cost to the people of Whitehorse and the Yukon Territory. I



Mr. McKinnon continues ...

would be more than happy to bring Honourable Members who do not live in Whitehorse on a tour of the facilities, and let them see some of the uses to which the Whitehorse Recreational Centre is being put to. It was a very good investment for the people of the Yukon, and particularly, the people of Whitehorse.

*QUESTION RE RECREATION CENTRE* Mr. Taylor: A supplementary question, Mr. Speaker, I would direct to the Honourable Member from Whitehorse West, and ask him if indeed this great number of groups utilizing the facility ... is there a fee charged, a rental fee charged to each one?

Mr. McKinnon: Mr. Speaker, as a member, I pay \$15.00 for a general membership, and because I use the club in a basketball capacity, I pay an extra \$5.00 which goes to the basketball association. So, my membership fee is actually \$20.00 a year. Each organization has this type of fee allocated on the persons who use the facilities of the Whitehorse Recreational Centre. Any extra money is put right back into trying to get capital equipment into the buildings so that even more recreational facilities will be available in the Whitehorse Recreational Centre.

*QUESTION RE TAKEOVER OF ALASKA HIGHWAY* Mr. Taylor: I have one further question, Mr. Speaker, that I would like to direct to Mr. Commissioner this morning. I'd ask if he could give us any indication as to any proposed takeover date of the Alaska Highway by the Government of the Yukon Territory.

Mr. Commissioner: Mr. Speaker, as intimated in my opening remarks to Council, there will be a paper tabled at this Session of Council on the matter, and April 1st is the definitely established target date. I was hopeful that the paper could have been tabled here in Council this morning but unfortunately we are still waiting on a cabinet decision, which I do believe was to have been made yesterday, but we haven't received word on it yet, so that I can seek Council's concurrence by formal motion to the takeover of the Alaska Highway at that time.

*QUESTION RE WHITEHORSE GENERAL HOSPITAL ACCREDITATION* Mr. McKinnon: Mr. Speaker, I wonder if I could direct a question to the Executive Committee Member in charge of Health, Welfare and Rehabilitation? What steps are being taken by his department to ensure that the hospital regains its accreditation?

Mr. Chamberlist: Mr. Speaker, the question of accreditation for the hospital is one that rests entirely with Northern Health Services under the present structure, whereby the Whitehorse General Hospital is indeed operated and managed by, the Department of National Health and Welfare. Of course, I am adding, with the Commissioner's additional voice, to the natural request that we want to see the hospital get its accreditation back again as quickly as possible. In this regard, we are supporting any movements that would come from the Department of Northern Health Services in getting this accreditation back.

Mr. Tanner: Mr. Speaker, perhaps as the Council Member on the Advisory Committee on the hospital, I could give the Honourable Member a little further information. The Advisory Committee, the doctors, the medical staff, the nursing staff, and the administrative staff got together three or four times. We've had, I think, five meetings up to now since the accreditation was lost, and to the best of our ability we have fulfilled all the requests made by Dr. Doherty, who did the inspection, and an appeal will be sent to the Accreditation Board in Ottawa within a very short period; I would probably think within three or four weeks.

*QUESTION RE HOSPITAL PER DIEM RATE* Mr. McKinnon: A further question, Mr. Speaker. As the per diem rate in the Whitehorse General Hospital, the charge to the Territorial Government is going from \$30.00 to \$60.00. Will this matter be explained in the course of supplementary estimates or can we expect a paper from the Executive Committee Member in charge of Health, Welfare and Rehabilitation, to explain the increase in the per diem cost to the Territorial Government?

Mr. Chamberlist: Mr. Speaker, the increase will be explained, but it will be coming up in the Main Estimates in the spring; it is in that area that the additional funds will be advised. Generally, I can indicate that this is, really, to conform with the price structure of other parts of Canada, because we found ourselves in the position of having to pay back just the minimum that is accepted from other areas. Our rate here is \$30; people from other provinces pay our per diem rate of \$30 and yet, when one of our people is in their province, and their rate is \$60, they must pay them \$60. I'm sure the Honourable Member realizes that this is a cost-shared basis where we now pay only \$15 towards the cost, out of the \$30, and we will be paying \$30 out of the \$60. But, as I say, the time when this will come up in a clear and precise Sessional Paper dealing with all areas of the Budget will be at the next Session which will deal with the Budget.

Mr. McKinnon: I wonder if I could ask Mr. Commissioner a question. Is he aware that his Department Heads are sending letters to people in the field asking for the termination of casual employees one day before they reach the six-month period and are then eligible for protection under the Collective Bargaining Agreement between the Public Service of the Yukon Territory and the Government of the Yukon Territory?

*QUESTION RE  
TERRITORIAL  
CASUAL  
EMPLOYMENT  
PRACTICES*

Mr. Commissioner: Mr. Speaker, the answer is in the affirmative. I'm well aware of this and I concur in this action. There is a policy ... there is an item in the Policy Manual which covers this, there is an item in the Collective Agreement which covers this, and I have recently signed a letter to the Public Service Staff Association confirming this. There is no way that we are going to confirm people in what are jobs with a terminal date to them, irrespective of whether it goes beyond the six months that are involved and indicated in the Collective Agreement. On the other hand, we are not going to be accused of continuing people in casual status when they are occupying jobs that are really permanent in nature. There are two sides to the coin, Mr. Speaker, and the one side of the coin, as raised by the Honourable Member, I have intimated our stand on this, whereas, on the other side of the coin, we are not going permit Department Heads to continue to keep people on a casual status where, indeed, the position that they occupy is one of a continuing and full-time nature.

Mr. Tanner: Mr. Speaker, supplementary to the last Member's question, could the Commissioner indicate whether or not people on a temporary or casual basis and employed by the Government, are covered by the Government Group Insurance Plan?

*QUESTION RE  
TERRITORIAL  
CASUAL  
EMPLOYMENT  
PRACTICES*

Mr. Chamberlist: Mr. Speaker, this is one the areas where a necessity for an overall medicare plan for the Yukon becomes definite. They are not covered at this time, if they are casuals.

Mr. McKinnon: Mr. Speaker, now that the Prime Minister of Canada has indicated that mid-November will be the date for the Federal-Provincial Conference to deal with Canada's economic problems, I wonder if we have made any representations to the Government of Canada so that Yukon representation will be at this Federal-Provincial Conference.

*QUESTION RE  
FEDERAL-  
PROVINCIAL  
CONFERENCE*

Mr. Commissioner: Mr. Speaker, I can confirm that I have communicated with my Minister on this and have presented a very strong case to the Minister seeking representation from the Yukon Territory at that conference. I have not heard; as soon as I do, I will convey it to the Members of Council.

Mr. Tanner: Mr. Speaker, I have one final question for the Commissioner. Would the Commissioner give the House some facts on whether or not there have been any negotiations with insurance companies to ensure that insurance rates for both private individuals and companies, will decrease when the newly incorporated area of Metropolitan Whitehorse is taken over.

*QUESTION RE  
INSURANCE*

Mr. Commissioner: Mr. Speaker, there are some things that you get much satisfaction out of trying to do and there are other things with which you become completely and totally frustrated and toss in the towel. On this one, we tossed in the towel. This has been a matter of very great concern because I think that some of the Honourable Members are still around this table who, when we passed the Budget of, I believe, some three quarters of a million dollars approximately four years ago ... the Federal Government made funds for the updating or the upgrading of fire protection services throughout the Yukon Territory, where the Yukon Territorial Government spent several hundred thousand dollars beyond that and put sprinkler systems into public buildings. We did all this with the prior assurances that the establishment of a Yukon rate for fire insurance coverage would be affected favourably by this expenditure of public funds. We are still waiting to see the effects. I am sorry that I can give the Honourable Member no encouragement that we have been able to make any headway at all on this matter.

Mr. Speaker: Are there any further questions? We thank the Commissioner for his attendance. Are there any Private Bills and Orders? We now come to Public Bills.

*BILL #9  
THIRD  
READING*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.9, An Ordinance to Amend the Securities Ordinances, be given Third Reading.

*MOTION  
CARRIED*

MOTION CARRIED

*BILL #9  
TITLE  
ADOPTED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No.9, An Ordinance to Amend the Securities Ordinance, be adopted as written.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: I declare that Bill No.9 has passed this House.

*BILL #10  
THIRD  
READING*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.10, An Ordinance to Amend the Reciprocal Enforcement of Maintenance Orders Ordinance, be given Third Reading.

*MOTION  
CARRIED*

MOTION CARRIED

*BILL #10  
TITLE  
ADOPTED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No.10, An Ordinance to Amend the Reciprocal Enforcement of Maintenance Orders Ordinance, be adopted as written.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: I declare that Bill No.10 has passed this House.

*BILL #11  
THIRD  
READING*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No.11, An Ordinance to Amend the Game Ordinance, be given Third Reading.

*MOTION  
CARRIED*

MOTION CARRIED

*BILL #11  
TITLE  
ADOPTED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that the title to Bill No.11, An Ordinance to Amend the Game Ordinance, be adopted as written.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: I declare that Bill No.11 has passed this House.

*BILL #13  
THIRD  
READING*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.13, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be

given Third Reading.

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No.13, An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada, be adopted as written.

*BILL #13  
TITLE  
ADOPTED*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: I declare that Bill No.13 has passed this House.

Mr. Taylor: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and that Council resolve into Committee of the Whole for the purpose of discussing Bills, Sessional Papers and Motions.

Mr. Tanner: I second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Public Bills and Sessional Papers. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

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

Mr. Taylor takes the Chair.

Mr. Chairman: We have before us, this morning, Sessional Papers; we have one Bill, Bill No.3. Perhaps Committee may wish to proceed with Bill No.3 at this time. Is this agreeable?

*BILL #3*

Mr. McKinnon: Sure.

Mr. Chairman: Bill No.3, namely, An Ordinance Respecting Trade Schools Regulation.

Mrs. Watson: Mr. Chairman, the Explanatory Note: "The purpose of this Ordinance is to regulate trade schools in the private sector. The Ordinance follows the accepted Canadian procedures in this field. It enables the trade schools to be licenced, inspected and controlled. It also enables standards of instruction, etc., to be set and maintained."

Mr. Chairman: I believe we have ... I'm not sure if it's tabled or not ... for your information, regulations in relation to this Ordinance, as well. (Reads sections 1 and 2(1) ("Registrar" and "trade") of Bill No.3)

Mr. Tanner: Mr. Chairman, I have a number of questions all the way through. Would the Chairman prefer that I state them now, or as we go through? Also, for my edification, Mr. Chairman, can I refer to the regulations as we go through the Ordinance?

Mr. Chairman: I see no reason why not. The usual procedure in Committee of the Whole in such matters are that we take them section by section. Once the section has been read, then anything pertaining to that section may be discussed.

Mr. Tanner: And I might refer to the regulations pertaining to that section at that time?

Mr. Chairman: Quite fine.

BILL #3

Mr. Tanner: Well, in that case, Mr. Chairman, I have a question on this section. This section reads that a trade school is designated by the regulation, but I don't find any designation in the regulations of a trade school.

Mr. Chairman: I wonder if I could complete reading the section, because now we are referring to something which hasn't been read. (Reads section 2(1) ("trade school") and section 2(2) of Bill No.3) Proceed with your questions in respect of section 2.

Mr. Tanner: Mr. Chairman, my first question is, why does the Commissioner have the power to exempt anybody under that particular section?

Mr. Legal Adviser: Mr. Chairman, this is designed as a comprehensive Ordinance and there are certain factors which operate sometimes making it necessary to exempt a particular trade for a particular reason. It might be that in a special place there could be a trade school which will not want a course run by, say, a club, or something to be covered by the severity of these regulations and the fees. So, we might exempt it. It is a necessary part of the design of it.

Mrs. Watson: Mr. Chairman, further to the question asked by the Honourable Member for Whitehorse North, often employers offer training courses to their employees, usually to upgrade their employees. They wouldn't have to be designated as a trade school but it probably would be a course for a trade.

Mr. Tanner: Mr. Chairman, could I come back to my previous question? In the second part, where it defines "trade" in the legislation, it says "trade designated as a trade by the regulations". In these regulations now tabled, to my knowledge, there is no designation of trade.

Mrs. Watson: The trades have not been designated at this time in the regulations. As the requirements are made by the public and by the trade schools, we will have to designate the trade in the regulations.

Mr. Tanner: Thank you, Mr. Chairman.

Mr. Chairman: Any further questions on section 2? (Reads section 3 of Bill No.3)

Mr. Tanner: Mr. Chairman, I have a question on this section, too. Would the Minister of Education indicate, not who the Registrar is going to be, but what department he might be designated? Would be with the Educational Department, or would be with the Department of the Territorial ... Mr. Taylor's office.

Mrs. Watson: Mr. Chairman, from the Department of the Territorial Secretary and Registrar General, Mr. Taylor's office.

Mr. Chairman: Clear? (Reads sections 3, 4 and 5 of Bill No.3)

Mr. Chamberlist: Mr. Chairman, I wonder if Mr. Chairman would take note of ... in section 2, there is an additional subsection put in there. I wonder if we can deal with it while we're reading it. Oh, it has been read.

Mr. Chairman: I wonder if the Chair ... as I have it, there is subsection (1) and subsection (2) in section 2. The additional subsection relates to ...

Mr. Chamberlist: Oh, I beg your pardon; I was looking in my old Ordinance. I just got it now.

Mr. Chairman: Well, I think at this time, I will call a recess.

RECESS

RECESS

Mr. Chairman: I will now call Committee to order. Have you any further questions on section 5? (Reads section 6 of Bill No. 3) BILL #3

Mr. Tanner: Mr. Chairman, I have a question on that one. While I understand that the registration and certificate are two different things, would it be not more beneficial to both the Government and the applicant to have them both expiring on the same date? The certificate of approval expires on the 31st day of August and the registration expires on the 31st day of March.

Mrs. Watson: Mr. Chairman, you don't have the amended copy; 6(1), I believe, has been changed to have the registration expire on the 31st day of August in the amended copy. I don't think we had them.

Mr. Chairman: Order please. Are you clear on section 6? "Upon the applicant..."...that should be application, shouldn't it? Mr. Legal Adviser?

Mr. Legal Adviser: No, Mr. Chairman, it should be applicant because it is the subject of a sentence. It will appear clear in the next line.

Mr. Chairman: (Reads section 7(1) of Bill No. 3)

Mr. Tanner: Mr. Chairman, I've got a number of questions on this section. Everywhere in this section it says "may", it is my contention it should say "shall". If the applicant for a trade school has filled the obligations which are made upon him by this legislation, then you have to feel he has the right to have that certificate issued.

Mr. Legal Adviser: Mr. Chairman, this is correct in a sense, but "may" here is obligatory, once the person has satisfied the requirements, the Registrar's option is removed. This is the normal way of drafting such a thing.

Mr. Tanner: Mr. Chairman, if I were an applicant for a trade school, I would want to know, having fulfilled the obligations set out under this legislation, then assuredly, I have the right which should be stated in the legislation, not at a whim or the will of the Registrar. I would move an amendment to that particular section to read "shall" where it says "may".

Mr. Legal Adviser: Mr. Chairman, with respect, all of our licenses and fees by registrars are always "may", and it is excepted law that "may" in the proper case means "shall". If the person does in effect fulfil the requirements, then the Registrar has no option, and an action from mandamus would lie in the court and be refused. This is the accepted rule of law. He doesn't have discretion.

Mr. Tanner: Mr. Chairman, if he hasn't got any discretion, why has he intimated that he has in this piece of legislation?

Mr. Legal Adviser: Mr. Chairman, the question must comply with these various things; the Registrar has to form an opinion, whether he has satisfied the requirements. Having formed the opinion, then it is obligatory. We always use "may"; in even a registration of motor vehicle, it's a "may".

Mr. Chairman: Any further questions?

Mr. Tanner: Yes, I have, Mr. Chairman; in this section there are three things that have to be fulfilled: (1) Complying with the requirements of the Registrar, (2) Satisfying him that the trade school is provided with competent instructors and sufficient equipment for teaching of any specified trade, (3) and is prepared or furnish proper instruction for such trade. I think those specifications should be set out in the legislation and not in the regulations. Mr. Chairman, it does not specified what those things are in the legislation; it specifies in the regulation because it says at the end ... I beg your pardon,



BILL #3 Mr. Tanner continues ...

it says here that he has to comply with the requirements of the Registrar. What are the requirements of the Registrar?

Mr. Legal Adviser: Mr. Chairman, the requirements of the Registrar are in fact set out in the legislation. You've come to them; they are things like, bonds and filling out the forms and so forth. There is nothing special about it; they are set out in later sections.

Mr. Chairman: Are you clear on 7? (Reads section 8(1), of Bill No. 3)

Mr. McKinnon: Mr. Chairman, I have a little problem on this section because we've been told that the Registrar is going to be working out of the Territorial Secretary's Office. This is very distinctly an education function, with all respect due to Mr. Taylor and his staff of inspectors. I don't see that there is any way that anyone in the Territorial Secretary's staff can be qualified and competent to observe the method of instruction given therein at the trade school. Certainly, this is a Department of Education function and not a function of the Department of the Territorial Secretary. The Registrar is distinctly an operation of an educationed person in education, to observe whether the school is functioning properly, not the Territorial Secretary.

Mrs. Watson: Mr. Chairman, we fail to point out that the Deputy Registrar will be Superintendent of Education, and 8(1) states very clearly that the Registrar or any person authorized by him in writing, can inspect any trade school. The Deputy Registrar will be the Superintendent of Education.

Mr. Tanner: Mr. Chairman, now we have got to the nub of my objection to this whole Bill. What we are doing here, as I see it, we are doing two things here; we are firstly protecting the rights of people who go to trade schools, which is fair enough, but we are also imposing the Department of Education's ideas on education on a trade school, which is not necessarily the same thing. I have no objection, throughout this Bill, where we are trying to protect the rights of people who want to utilize the facilities of a trade school. I have extremely strong objections to the right of the Education Department to set up and to supervise, and to qualify the type of instruction that can be given in the trade school because there are many occasions when an education, a trade or, as we say here, a calling, a skill or knowledge that is required to follow a calling, a trade or what have you, cannot be specifically specified. For example, if I wanted to, as a private person in the Territory, set up a free school, commonly known as a free school, which is outside of the school system, it could be, this Ordinance could be, interpreted to stop me from doing that because the education process in the Yukon, the Department of Education, doesn't agree with my theory of schooling; that's one. Two, if the Indian population wanted to have special instruction, and there is no way you could define what sort of instruction it is going to be specifically, be it engineering or be it secretarial, you couldn't define it that way. In consequence, if the Department of Education didn't like the instruction, in this case, that an Indian was getting from a trade school, they could stop them. This section right here, to observe the method and instruction given therein, it's because the Deputy Registrar is the Minister of Education; that's the crux of the problem which I faced in accepting this piece of legislation now.

Mr. Legal Adviser: Mr. Chairman, it doesn't give any power at all to the Department of Education. It really says that the person appointed can observe, he can't interfere. There is the power to deal with the books and records and observe the method in which, and to see that the people were in fact being taught.

Mr. Tanner: Mr. Chairman, I wasn't going to rise on this particular point, but this is the crux of my objection to the whole piece of legislation. This is the first time it appears but if you go through the rest of the legislation, you find it appears continuously, and in the regulation. The Department of Education has got total control over this piece of legislation. I don't think it should have.

Mrs. Watson: Mr. Chairman, I think the Department of Education recognizes

Mrs. Watson: Mr. Chairman, I think the Department of Education recognizes *BILL #3* there are certain methods of instruction that they are not capable of carrying out in their institution, and if there is a private trade school that is better qualified to carry out this instruction, they would certainly not prohibit them from operating a trade school.

Mr. Tanner: Mr. Chairman, my point is, who makes that decision; it is the Department of Education. The Department of Education determines that another form of education is not acceptable to the Department of Education. Frankly, I have not got a solution to my problem but I'm sure that this isn't, this piece of legislation we have in front of us today isn't, the solution.

Mr. Chamberlist: Mr. Chairman, I think the important factor, when we talk about Registrar and Deputy Registrar, the Registrar is an official capacity for a person who holds the records of these particular trade schools. I think that everybody recognizes that because a person is named as a Registrar, doesn't place in his particular hands any responsibility other than the statutory responsibility as the Registrar. The very fact that there is provision in the legislation for the appointment of Deputy Registrar and such officers that he may consider necessary for the purpose of carrying out the provisions of importance, in itself shows that you must have people with the expertise and training to advise the Registrar of certain things which are perhaps not in accordance with legislation and the regulations thereto. The point the Honourable Member from Whitehorse North has raised, is one that if the Deputy Registrar happens to be an official of the Department of Education, he may not be qualified to indicate how a particular regulation, or a particular section of the Ordinance, should be interpreted or how, or whether the Deputy Registrar is acting in a manner which is not according to law. There is no doubt about it, that if the Deputy Registrar, or the Registrar, in fact, as a result of information that has been brought forward, indicates that the trade school, the private trade school, is not being regulated properly, therefore it has to close down. There is an automatic common law right of appeal, so that there is protection in common law. Also I would like to indicate, the trade schools regulation not only applies to private trade schools, or those giving trade courses, but they also apply to trade schools that are operated by the Government of the Yukon Territory. We have a responsibility ...

Mr. Tanner: It says right in the legislation they don't.

Mr. Chamberlist: Well if it doesn't, then I think we have to check it again, won't we. It seems to me that we should be placed in the position of obeying our own laws, and if this has slipped past me, I think we have to take a look at that particular area. We might find, as a result of an accident, we might have a person who is not qualified to give a course, giving a course. I know there have been cases of where, in the medical profession, people who have carried out operations have been not qualified to carry out operations, but the medical profession deals with them. The same thing with lawyers, people who are carrying out legal arguments and receiving fees are not rightly qualified to do that. I think this is an area we have to look at. To come back to the main principle, is that the idea of this legislation is to protect the operators themselves of private trade schools, so that at least they know that there is a requirement for proper qualifications, and to protect the public primarily from those people who are selling courses, or who are carrying out school practices which are not good enough, and where the people are being cheated of their funds. This is the basic thing; there is no way I would indicate that you can go away from the position that we have now, in relation to this particular section. I think that the Honourable Member from Whitehorse North should take a real good look at this, as he has indicated himself, he doesn't know what his answer to his problem is. There have been many people who have looked into that area before.

*BILL #3* Mr. Tanner: Mr. Chairman, first of all, the Honourable Member who just spoke is obviously in error, and obviously hasn't read his legislation closely because the vocational school is very obviously restricted in this piece of legislation. It is very clear in paragraph (2) at the bottom paragraph of (2). That's number one; number two is, I have no objection to this Ordinance as it stands now, if you take out any reference to the Department of Education in an official capacity, unless you want to put them in in an advisory capacity only. If you want to protect people going to trade school, if you want to protect the public against unscrupulous advertising by trade schools, which happened last summer, or within the last year or so, that's fair enough. I think it is something that should be done. I don't think that the Department of Education should control trade schools to the extent of this Ordinance and regulations.

Mrs. Watson: Mr. Chairman, the Ordinance, section 8 says "may effect any trade school". This doesn't necessarily have to be a Department of Education inspector; it could be a health inspector; it could be a fire inspector also. When a person who is interested in opening a private trade school, applies for a certificate to the Registrar for a particular trade or course, he must outline his course of study that he plans to follow. This is accepted by the Registrar; it's an acceptance of the course of study. The trade school offers the course within their school. The inspections are done; you may have someone from the Department of Education go in, observe the method they are using just to protect the public, but not necessarily, as you are suggesting, to close down the trade schools. If they have accepted this trade and they feel the man is conforming, or whoever it is, the operator is conforming to his course of studies, the Department of Education, certainly, would not say, "No, you can not operate." They must go in to protect the people who are taking the course.

Mr. Tanner: Mr. Chairman, the Minister of Education is restricting herself to looking at 8. As I said before, if you would go through the whole piece of legislation, and if you would go through the regulations, it is very definite that the Department of Education is the controlling factor here. The Registrar is just looking out for the forms and official documentation. The Minister of Education shouldn't forget that she just made a statement that the Deputy Registrar is the Superintendent of Education of these Yukon school systems. So who, in effect, is controlling this legislation? As far as the forms and paper matters are concerned, certainly, it is the Registrar, I'm not denying that, but as far as the feeling behind the legislation as far as the courses offered by them, the control of the courses, the educational aspect, has to be the Department of Education.

Mr. Chamberlist: Mr. Chairman, there are a couple of points I would like to make, because it appears that not only do some Members of Council, but also Mr. Legal Adviser, with respect, have indicated and the Honourable Member from Whitehorse North has indicated, that in the bottom part of the first paragraph of section 2, which reads, "by any Department of the Government of Canada, or the Territory, under the School Ordinance or a school or course maintained under the provisions of any other Ordinance of the Territory, or a school, place or course exempted by the Commissioner". I indicated that we would, as a Government, have to comply with the law and it was pointed out, the question was raised, that the Territorial Government schools were exempt. I regret to inform those who apparently objected to the point that I made that in fact there is no exemption. Under the School Ordinance, the school interpretation section, school means a school to which this Ordinance applies; section 4, which shows the classification of schools, "The school system of the Yukon Territory shall consist of Territorial schools and district schools". Then we have a section which indicates what these schools may be classed as: (a) Yukon public schools, where there are established pursuant to section 8, and operated for children who are not of the Roman Catholic faith, (b) Yukon separate schools ... district schools may be classed as public schools and then separate schools.

Mr. Chamberlist continues ...

There is no indication at all in the School Ordinance dealing with vocational schools. It goes on to say here as well that "a school or course maintained under the provisions of any other Ordinance of the Territory...", there is no Ordinance to my knowledge under the Territory in which the provision of the trade school, the area here, of course, where the vocational school can be exempted, would be exempted by the Commissioner. Then, this would have to be done by regulation. This isn't so at the moment. The point that I have made is that there is a requirement for all schools to be, trade schools, to be governed by the trade school regulations. As far as I am concerned, this is the way it would have to be. If we are in error in bringing this legislation forward, and not providing for that particular area, I would have to support the fact that we need to change accordingly.

Mr. Legal Adviser: Mr. Chairman, I don't want to show division in the ranks. The position is that in this Ordinance as submitted to Council, all Government schools are exempted.

Mr. Chamberlist: Where does it say that?

Mr. Legal Adviser: In the definition of trade schools. Not only that, Mr. Chairman, but it is not intended to govern schools which are not in private hands, such as Government schools. This particular Ordinance, I regret I must advise, is not a suitable vehicle for controlling Government schools. We provide here in this, a method of application to the Registrar, to register a series of individuals who operate the trade schools, provide a method whereby the Registrar, who is the Territorial Secretary, will go out and see that proper certificates are furnished to him by the fire marshal, the public health inspector and the other necessary officials who will inspect this primarily as a building which will house people, to see that it is safe and healthy and has sufficient accommodation for the number of people who are expected to be inside of it. As far as the courses are concerned, there will necessarily be some technical advice. When you give trade courses you must have certain types of machinery in order to teach pupils the use of the particular machine. You also must ensure that this machinery you are using is in fact safe, and designed for the purpose that it is being used. It is quite wrong to use machinery which is not so designed, and may be dangerous to the public and to the student. The students are being taught this. This is basically a regulating Ordinance, to register buildings, register people, and to provide for systems of inspection. It has a second purpose, and the second purpose is to see that where a person advertises courses, let's say to the public, he gives reasonable value for money. That is, if a person wants to become a carpenter, a builder, a hairdresser and so on, and they register, the person has got, let's say, the necessary machines to teach hairdressing, that he has the necessary tools and lathes and so forth to teach carpentry, joinery. This then is a question of technical advice, which the Registrar is not competent to get. He will get it from either the Department of Education, or the Department of Engineering, or a qualified instructor in the particular high schools as well as vocation schools, where many of these things have to be taught. It is not intended to be a vehicle to convey Government policy in the particular field dealing with trade schools. That is the vocational educational section of the Ordinance made under that which in fact is a series of apprenticeship regulations dealing with the training that apprentices get and how they are qualified, the exams they do in order to qualify. There are two separate kettles of fish; this isn't trying to design for that, but that is not to say that the Government will not comply with every single rule, every single regulation, and every single thing that is laid down, because it is laid down in another Ordinance and not in this, and they still must obey the law as the Honourable Member said.

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Mr. Chamberlist: Mr. Chairman, I think, that Mr. Legal Adviser is now coming a little bit closer. As far as I'm concerned, that when I read this section 2, and I know what the intent was in my mind, to certainly provide the Commissioner with the power to exempt certain places or schools. My understanding is that all trade schools will comply with the law and our trade school does comply with the law. This is why we have our health inspector visit there periodically, we have our fire marshalls visit there periodically, and any other of our inspection departments visit these things. I'm not arguing with the requirements that are made; I'm just indicating that we have a responsibility to not only see that the public complies with law, but that we comply with the law. I have had occasion, in my own capacity as Executive Member of Health, Welfare and Rehabilitation, to indicate where there are certain Government buildings that do not come up to health standards. To advise them that those health standards must be brought up to par, and this is what I'm just indicating here. We will see that not only will private schools, are brought up to the standards that are required under this, but our schools, wherever they are, will also maintain those same standards. This is the point that I make, and I don't want to get into the legality or arguing at this stage, whether or not I pointed it out what is covered by the School Ordinance, and what is not covered in any other Ordinance, relating to the trade school. Certainly, we have to comply with this Ordinance and the regulations thereto. This is the only point I make.

Mr. Tanner: Mr. Chairman, I hope all Members were listening carefully to what the Legal Adviser said, because he's made the same definition that I make. He said that there are two sections in the Ordinance, in fact he went on to say three. The first one is, as he has pointed out, is regulating buildings, health standards and so forth. I don't argue with that, regulating advertising for private trade schools. I don't argue with that. I do argue where the Department of Education get their fingers into the direction and management of trade schools and it appears right through the regulations, and right through the Ordinance, that the Department of Education, basically, wants to run private trade schools, or set up conditions for private trade schools. That I argue with.

Mr. Chamberlist: Mr. Chairman, I have to disagree with the point that the Honourable Member has just made, because certainly, Government has to have regulatory power. It has to be placed in the power of somebody. This is the way it's phrased. If the Honourable Member would indicate where else it would go, let's hear it.

Mr. Tanner: Mr. Chairman, how have we managed to struggle through all these years without such a thing, and I would ask a question of the Member from Whitehorse East; does he consider the present vocational school a trade school? If he does, are they teaching academic courses in there? If they are, why then can't a private trade school teach academic courses in conjunction with trade courses?

Mr. Legal Adviser: Mr. Chairman, there is no reason in the world why they can't do it. It is not attempting to regulate academic courses at all; it is only attempting to regulate trade courses. If they want to do something else, that's quite alright.

Mr. Tanner: Mr. Chairman, I suggest we carry on with the Bill and read the rest of it, I might bring up some objections later on.

Mr. Chairman: Anyone else have questions on this subject? (Reads section 9 of Bill No. 3)

Mr. Tanner: Mr. Chairman, I have just a couple of small points on this one. I don't recall, but of course I haven't been around here as long as some of the other Honourable Members, anything quite as vague as where they say, if, as the result of any inspection of any trade school or upon being otherwise credibly informed ...I don't like that expression

Mr. Tanner continues ...

at all, and secondly in the part (2), it says "in his absolute discretion may reinstate," and again I say, if the person has rectified the reason to close his school, and he has rectified that situation, he should and shall have the right to issue another registration.

Mr. Legal Adviser: Mr. Chairman, there is no question, this does give the Registrar a certain amount of instruction, but he is an official. He is not a Minister or something, this is a civil service duty on him. He is subject to law in the normal way.

Mr. Tanner: Mr. Legal Adviser, what about the first query on otherwise being credibly informed?

Mr. Legal Adviser: The Registrar is a busy man. He sends somebody down to look and see; the person comes back and reports; that is credible information. Credible information is information which is worthy of belief. You can check it and photograph it and do anything else you like.

Mr. Tanner: Mr. Chairman, if that is so, you can strike out upon being credibly informed, because if, as a result of an inspection or any other reason, he feels it should be closed down, then close it down. Why put that in?

Mrs. Watson: Mr. Chairman, if he had a complaint from a student who is enrolled in the school, a credible complaint, then he must do something about it.

Mr. Chamberlist: Mr. Chairman, perhaps I could help, if the Honourable Member from Whitehorse North would just read that particular area, where it says, "if, as a result of any inspection," if you just left it at that, then the Registrar would have to be satisfied with the inspection, but where we have, or on being otherwise credibly informed, this deals with other areas as well as inspection. This is the purpose for doing this.

Mr. Chairman: Any further questions on section 9? (Reads sections 10 and 11(a) to (i) of Bill No. 3)

Mr. Tanner: Mr. Chairman, this is another indication where I think that the Department of Education is trying to get their two pennies into the private trade school area. All these regulations, some of them are specified in the regulations; all these powers do regulate, all basically do one of three things; two of which, as I said before, the Legal Adviser has set out and I agree with the one that they do very strongly, particularly when the Minister of Education has told us that the Deputy Registrar is the Superintendent of Education, all of them are putting the Department of Education, the interpretation of education, into the private trade school area. I say that this is where I disagree with the whole Ordinance. There is another illustration in paragraph (i) and all the way back.

Mrs. Watson: Mr. Chairman, may I ask the Honourable Member who he thinks would be more qualified to set the standards of instruction?

Mr. Tanner: Mr. Chairman, as I said before, I am in something of a bind here as far as who should set the qualification, but I am in no bind at all with the fact that if the Department of Education does not personally like a trade school, or has some objection to the way a trade school is being set up, they can stop it happening. I think there should be an area where in the Yukon, if somebody wants a free school, or a specialized trade school, for a particular type of people or calling, or a particular vocation, they should be able to do it, without the Department of Education having the veto whether they should go ahead.

Mr. Chairman: (Reads section 11(j) to 13 of Bill No. 3) Just as a



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Mr. Chairman continues...  
 matter of interest, why is it necessary to have a coming into force clause in this Ordinance?

Mr. Commissioner: Mr. Chairman, I think that you will find that one thing we want is the opportunity to see that we have the necessary regulations in order at a time when the effect is given to the Ordinance. Likewise, as a general policy, we have been caught in several administrative binds as a consequence of not having that clause in an Ordinance and we have found ourselves indeed with a law enforcement we didn't have the administrative capabilities to deal with. I think you will find that practically all Ordinances that are presented to Council, that in which there is an administrative capability over and above that which we normally have being required, you will find that wording is being used.

Mr. Tanner: Mr. Chairman, could I draw attention to some of the regulations now, or do you prefer that I didn't? I need to do so to add emphasis to the point which I am trying to make.

Mr. Chairman: Perhaps the Member may wish to bring it up following the noon recess.

Mr. Tanner: My question, really, Mr. Chairman, is, does the House, or you, the Chairman of this Committee, have any objection to my drawing attention to the regulations?

Mr. Chairman: No, none whatsoever. This is what we're here for.

Mr. Tanner: That's fine, Mr. Chairman, I'll commence after lunch.

Mr. Chairman: Are there any other questions, immediate questions, in relation to the Ordinance itself? I think in view of the time we will stand Committee recessed till 2:00 p.m.

*RECESS*

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Mr. Chairman: At this time we will call Committee back to order. We are discussing Bill No. 3, and we have reached subsection (i) section 11. Oh, pardon me, we have read the Bill. Would you proceed with your further questions. I believe that there was some question in respect of the regulations.

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Mr. Tanner: Mr. Chairman, I was trying to make the point before dinner ... or lunch rather, that while I am in agreement with the general concept of the Bill, while I do think the public should be protected from unscrupulous potential trade school operators, while I do think that the students that attend those schools should be protected, the point that I am trying to make is that the basic control here in the Trade School Ordinance is the Department of Education. It is my feeling that the Department of Education could find itself in the position where it is not in agreement with the setting up of the trade schools because it doesn't ... it conflicts with something ... some course of education that the Department of Education wants to offer. I was going on to illustrate that, in the regulations under this Ordinance, there are two or three cases where the Assistant Registrar, who is going to be one person, or a person from the Department of Education has authority. I would draw Council's attention to 3(b) ... I had better start with saying that the first part of 3 says that "an application for registration to operate a trade school shall set forth...", and then it goes on to say various things. In (b) it says "...an outline of each course...", and then in (f) it says "the names, addresses and qualifications of the instructors". In 19(1)(a) it says "the operator of a trade school shall not make any change (a) in a course of instruction" and in 19(1)(c) at the bottom part, it says "without the approval of the Registrar". It goes on to say in 19(2) "any appointment to or change in the teaching staff of a trade school shall be reported forthwith in writing to the Registrar". These points that I am trying to illustrate are the facts, Mr. Chairman. In actual workings of the trade school, the Department of Education has a great deal of control over the functions of the trade school, and consequently, if there is, as I said before ... if their point of view is different than that of the trade school, they have the control over to close them down. I don't feel that this is the basic intention of the legislation, and I think that those parts pertaining to education should be withdrawn.

Mr. Chamberlist: Mr. Chairman, I would like to point out to the Honourable Member that the regulations are there for the purpose of regulating the requirements, as has been indicated in the legislation itself. Now, when the Honourable Member first points to section 3(1)(b), and reads a list of the proposed courses of instruction at the trade school and an outline in each course, the length thereof and the number of lessons in each course, surely it is a protection for those very people that the Honourable Member indicates should be protected. This was the purpose of that particular section, as in all other areas. At least somebody then, could ascertain that the course that is being outlined, whether its being outlined by way of contract conditions at the time of signing up that course is being complied with. Regulations are regulatory if it is in its own nature, and these areas that have been suggested as requiring alterations and amendments again by the Honourable Member, it appears to me, would defeat the whole purpose of having regulations to control the ... what could be nefarious schemes by people who are not really concerned with operating proper trade schools but with filchering funds from people who are, let's say, very naive in signing up for particular programs. These are protections that are placed there for the benefit of people that wish to take courses with any specified trade school. I think we should recognize the fact that that is the main purpose, and support the principle of that.

*BILL #3* Mrs. Watson: Mr. Chairman, the Deputy Registrar of this Ordinance is the Superintendent of Education who is, basically an educator. Now, an educator realizes that there is ... that there is more than one method of instructing any particular course. I am sure that we have to grant the person in this position the fact that he would have this much discretion, that he would have to assess the course that is being presented, even if it does differ with, as you say, or conflict with the course that the Government is presenting in their vocational centre. He would still recognize the merit of the course. As an educator, he would be in a position to be able to do this, whereas, no one else in the government service would be in this position.

Mr. Tanner: Mr. Chairman, to pursue this thought a little further, it is my contention, and it is no fault of our particular school system, but it is a fault of all school systems across the country, because of the magnitude of the services they offer, and the facilities that are required, that in the majority of cases, the Education System of Canada let alone the Yukon, sets up a system where the student accommodates himself to the system. Ideally education should be tailored to the student; in other words, the system accommodates the student. There is one area where I think this can happen, in a private school. If the case be made by the Department of Education that they do not approve or they do not like the type of system that is being offered, they have got a virtual veto under this Ordinance to stop it, and I think that this is an area of consideration which every Councillor should look at, and consider very carefully.

Mr. Chamberlist: Mr. Chairman, I would like to make a further point, which would, perhaps, help the Honourable Member in evaluating his thoughts on these regulations and on the Ordinance. If we refer to section 19 of the regulations, this reads "the operator of a trade school shall not make any change..." and then it goes on to indicate, in the various sub-items, those changes that he should not make. The purpose, to me, behind this, is that where a particular course is advertised or a particular course is proposed to a potential student, that he should get that course in the manner that has been advertised. The idea of the regulations, and specifically as outlined in this particular section, is so that the Registrar knows what changes are going to be made which will affect, indeed the contract of the course that is being taken. Without these particular areas in there, there is no protection for the individual where he pays X dollars for his series of lessons in a particular course, and during that course the operator, because he feels that the course perhaps might be taking a little longer in between, then cuts it down without first notifying the Registrar that he is going to do so, and without getting the approval of the Registrar to do so. The Registrar, as I have indicated this morning, is an official who keeps the registration of a particular requirement within the terms of the Ordinance. But, he has with him, those people who are there to advise him, and of course, it is to these different people's advice that he looks . He must therefore, be in a position of being able to approve or disapprove in areas where the public may be affected unduly by those people who are unscrupulous in their attitude. The idea is certainly not to penalize, in any way, those people who are performing a proper function as an operator of a trade school. Indeed, there are areas of the legislation and the regulations which protect those people who are carrying out their functions as operators of trade schools in the proper manner. This is where I respectfully suggest that the Honourable Member re-evaluate his outlook on this to the point that generally, there are specific requirements in the Ordinance. There are specific regulatory requirements in the regulations, take them all together as one unit, I am sure that the Honourable Member will find basically the principle of the whole system that is being proposed, is sound.

Mr. Tanner: Mr. Chairman, I think probably, to summarize my point, while I agree with what the Honourable Member says, and while I agree with what the Legal Adviser says, that there is a necessity to protect the public, protect the student and protect the public in general against

Mr. Tanner continues ...

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an unscrupulous operator, I think these regulations in this Ordinance might have gone too far, and given too much control to the Department of Education in controlling a potential different point of view as illustrated by somebody who wants to set up an individual school which doesn't conform with the present Education Department's point of view on education. Now, I have got a suggestion, if the Honourable Members would agree that we leave this sit for another day so that we could ... I can further look in to it, and listen to the Member's suggestions or read his suggestions again, in which case I might be able to withdraw my objections, but right now, if this is put to the vote, I don't think I could vote for it. I would prefer ... would want to vote for it, but I have got to be more convinced, and I think maybe if I did some more research on the subject, I'll be able to, maybe in a day or two.

Mr. Chairman: I think the Honourable Member has a reasonable request; would Committee concur? Is it then your wish that I report progress on Bill No. 3. Mr. Clerk, I am wondering, are now going to Sessional Papers, I am wondering if Mr. Commissioner would be available. I will declare a brief recess while we wait for Mr. Commissioner.

RECESS

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Mr. Chairman: At this time we will call Committee back to order. We are now to discuss the Sessional Paper No. 3, relevant to the Yukon Territorial Government Building. Mr. Commissioner, I wonder if you have any remarks to make at the outset of this discussion?

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Mr. Commissioner: Mr. Chairman, I would hope that the Honourable Members will find the paper that we have tabled here, to ... you know satisfy them. We are only too pleased to answer further questions that the Honourable Members would have. The lack of a visual evidence of the Territorial Government's identity, I think is one which has plagued every Member of the Government, including the Territorial Councillors since the day of the Government's move here to the City of Whitehorse. There was no problem of identifying the Government when the capital was in Dawson. When the Territorial Administration was moved here, this building that we are in now was basically built to house the Territorial Administration. Over the years, we have been gradually moved out to the point where, I would venture to say that there is very ... outside of actual officers who have their offices here on the third floor of the building, and of course the courts now on the second floor, which are identified with the Territorial Government, the percentage of Territorial people who are in this building is about as minimal as it can possibly get. There has been considerable work done between ourselves and the Federal Government to make a decision as to whether it would be a new Federal Building that would be built to house the Federal Government, and the Territorial Government would move back here, or whether Y.T.G. would get an identity of its own and vacate these premises, and allow the Federal people to take them over. This is basically what has been arrived at, and we are very hopeful that the net effect will be to identify Whitehorse as the capital city of the Yukon. Identify the Territorial Government in the eyes of, not only those who work for it, but those that it serves in its proper and justifiable entity here in the capital city. We will be happy to answer any questions that the Honourable Members have, Mr. Chairman.

Mr. Tanner: Mr. Chairman, I have got two or three small questions, but before asking them, I would like to congratulate the Commissioner and the Executive Committee on bringing forward this plan. I personally think it is both necessary and an extremely good plan. In site choice in the ... the paragraph setting up the site choice, I am a little confused as to your additional costs. Is that \$900,000 and that \$2,100,000 the cost of the bridges, and there are costs in addition to those, or are those the additional costs plus the bridges?

Mr. Commissioner: Mr. Chairman, I hope that I am answering the question in the right way. The Honourable Member, when he asked these things, I don't know whether he is confused or he was confusing me. The additional costs that are shown here, are those costs which would be looked upon as total additions to provide these things. In both instances, they cover bridge costs and a certain amount of utility costs, but they do include those costs which would be attributable to the site that has been chosen. In other words, they are clearly additional. I think this is really what the Honourable Member has asked.

Mr. Tanner: Mr. Chairman, my next question concerns construction schedules No. 5 "Plan Approval, February 1, 1973"; could the Commissioner assure this Council that the Executive Committee will be concerned in the final plan approval?

Mr. Commissioner: Mr. Chairman, there is no way of avoiding it.

Mr. Tanner: My final question, Mr. Commissioner ...

Mr. Commissioner: I should add I would wish to avoid them.

Mr. Tanner: My final question, Mr. Commissioner, in the ... just before the site choice it says, "in addition to housing the entire administrative staff at Whitehorse, this building will include a Council Chamber capable of taking care of an expanded Council, ...". I would ask the Commissioner to comment on that, on the timetable for the expanded Council and how many that expansion might include?

Mr. Commissioner: Mr. Chairman, those kinds of decisions are political decisions, and as I am supposed to be removed from the political arena, I wouldn't care to pass any judgment on it.

Mr. Chairman: Councillor Stutter will you take the Chair?

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I also compliment the Administration on the work that they have done in this undertaking. However, I am a little confused as to what really is going on. When we started this ball game a long time ago down in Ottawa with the Honourable ... then Honourable Arthur Laing, we asked him for a Legislative Building for the Yukon Territory, and he said, "oh, well, I guess if we are going to build something in Yellowknife, we can build something in Whitehorse, too". That goes back quite a few years. There was a Legislative Building, now I noted in this paper, we start off by saying a Yukon Territorial Government Building, and then we find further down the page, it is just the Yukon Government Building, and then as we get a little further, it is the Territorial Administrative Legislative Building, and eventually when we come to the end of the Sessional Paper, it is back to the Yukon ... no, pardon me, it is down to the Territorial ... just the Territorial Government Building. I am just wondering which is taking precedence. I see now, that "in addition to housing the entire administrative staff at Whitehorse, this building will include a Council Chamber ...". It seems that we are somehow taking second place here, that the Administration comes first, and the people come second. I would assume that, when the final plans are drafted, if they have not already been drafted, there is provision for an expanded Council Chambers as outlined in the paper. I would say that, in that respect, I think that this whole Legislative Body should be involved in the design of the Chambers. I don't think that this is something that should be left purely to the Administration. We, indeed, are elected representatives of the people, and consequently, I think that we should participate in the design of those areas which will be partitioned off for the Legislature. I wish to make that point. Number two is ...

Mr. Chamberlist: Very sensitive.

Mr. Taylor: Yes, I am very sensitive in this area, because I have watched somethings that the Administration do and I wonder ... if private enterprise couldn't get away with it, I don't see why ... alright, I am a little concerned about the site location; however, a location has been selected and there is, I believe, expropriation going on at the present moment. I would have preferred, rather than doing this building for today and immediate tomorrow, that we took the long term approach to this large investment, and that we located it in an area where we could put other buildings around it in the future. We are cornered down here in against the river bank, and the only way we could expand government facilities would be to eventually eat up Whitehorse itself, the main part of Whitehorse ...

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Mr. Commissioner: We are getting accused of doing that everyday of the week.

Mr. Taylor: This is true, but I don't think there has been a reasonable amount of thought go into the future of this complex. Now, if we were possibly ... so we have to build a bridge if it was to go across the river, possibly it could be in upper Whitehorse somewhere. Secondly, I would have preferred to see it away from the threat of that dam on the river here, because if that thing ever breaks, and there are two or three ways where it could feasibly break and loose a lot of water, I would think that the Territorial Building would be in a rather poor position. Those are my initial remarks on it. As I say, I know the site has been selected and we will go ahead with it and it is just too bad that there was not sufficient room around it for expansion and enlargement and the inclusion of other buildings, say twenty years hence. I don't agree that that was really good planning, but however, it is done. I would like to have a comment from the Commissioner, Mr. Chairman, on the participation in the design of the Legislative Chambers in this new building. I would like his assurance that we will have that opportunity as a Council.

Mr. Commissioner: Well, Mr. Chairman, first I would like to say that the site location consists of an area five acres plus. The initial building that is presently conceived, although there are no actual preliminary plans for it, but based on square footage of potentially useable floor space, will occupy a ground area of approximately one-half acre. I would like to assure the Honourable Member that we are looking to the future. There is certainly room for more than one building on this five acre site. It conceivably may well be that even the original planning will consist of maybe , actually more than one basic building. This hasn't even been decided, but certainly the way the site is now, to just take a look at it, cut up with a couple of streets and lanes, it doesn't appear that there is a great deal of ground. When you consider that the total package will be taken up, and in the proportion that I have said to you, I think that you will realize that there is a lot of real estate to be occupied. Secondly, as far as the total participation of the Council where the planning is concerned, this is an undertaking that I cannot reasonably be asked to give. The provision of adequate and more space, insofar as the Legislature is concerned is a commitment that has already been given as far as the Federal Government is concerned. I am quite confident that the Members of Council who sit on the Executive Committee, if they advise that there should be more input sought than what we have available to us from other Members of Council, I am sure that they will be speaking in that manner when the time comes. As far as the actual standards of space standards are concerned, they will have to reasonably follow those set by the Treasury Board Manual that presently exists, and they are very liberal space standards. The question as asked by the prior Honourable Member on the actual numbers that will be provided for, of course, is something that only the future will tell, and if the numbers get to the point where they overflow, the space that will be provided at this time, I am quite confident that the necessary political pressures



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Mr. Commissioner continues ...

will be brought to bear to construct a separate Legislative Building.

Mr. Taylor: Well, Mr. Chairman, this raises two or three different questions. I am very, very surprised to hear, and I will just serve notice right now, that we are going to do battle on this one, either now or later or until such time that this building is constructed. Firstly, I am now in doubt, it has been stated that there might be two buildings, one, a Territorial Administration Building, the second being in the far off distance, possibly a Legislative Building, for the Legislature. In other words, look after our government first; the people can come later. I would like some clarification on this point, and some assurance that, in this original building, there will be room for the elected representatives of the people. Number two is, I can't buy the suggestion that was just decreed, Mr. Chairman, by Mr. Commissioner, when he said, I think that we can handle this matter, and I can't assure you that the people ... the elected representatives of this Chamber will have any part or participation in the design of that Chamber. That I cannot accept and I cannot buy. This is absolute bureaucracy, Mr. Chairman, of a kind we could do without in the Territory; unfortunately, we have got too much already, and this is just pushing the thing a little too far, in my opinion. These Chambers and the new Chambers in this new Administration Building are the only thing that the people of the Yukon have. This is their common meeting ground. This is where they, through their elected representatives meet with the Administration. As far as I am concerned, I am just absolutely shocked to hear Mr. Commissioner stand up and say that the people of the Yukon Territory cannot participate in the design ...

Mr. Chamberlist: He didn't say that.

Mr. Taylor: ... of their own Chambers. This would be left to ... he did so ...

Mr. Chamberlist: He did not.

Mr. Chairman: Order please, order.

Mr. Taylor: ... and as far as I am concerned, Mr. Chairman, I can't buy that. You will have a battle from me as long as I am in this Legislature on this question. I think that it behooves the Administration to seek, wherever possible, the advice of the elected representatives of the Territory. I would like clarification on this building. The Commissioner has indicated that we have got lots of room down there, five acres plus. If this was done properly, you would have fifty or a hundred acres plus, designed for the future. Number two is, I, certainly, am now suspicious in the area of these two buildings. One being an Administration Building, no doubt being built with the funds being provided immediately, two being a second building, which was described at the end of Mr. Commissioner's statement as being a Legislative Building, and I would like clarification on this? Where will this Chamber be, and where will these people be housed in the Legislature?

Mr. Commissioner: Well, Mr. Chairman, if ... you know I am doing my best to give you honest, straight-forward answers to the questions that are being asked, and if all my remarks are going to be doing is completely be construed and misconstrued and twisted around, I might as well shut up. I think that it states clearly in this paper, that in the design of the original building, adequate and proper provision for the Legislature and the Members of the Legislature, no matter what their numbers will be now or in the foreseeable future, will be provided. There are elected members sitting on the Executive Committee at this time, and I am quite confident, and I can verify, as a consequence of almost a years experience, that the voice of the people is well heard. As far as the multiplicity of buildings is concerned, certainly I would want it to be understood that if and when the day comes when the Administrative arm of Government or the Legislative arm of Government arrives at a

Mr. Commissioner continues ...

point where they would be better housed separately from the original package that is proposed, just as we are able to deal with this now, I am sure that the Government of the day will deal with that in the proper and adequate manner at that time. But, this is a sincere and genuine effort on the part of the Federal Government and the Territorial Administration to properly house the Government of the Yukon Territory. The Government of the Yukon Territory consists of a Legislature as well as an Administration.

Mr. Chamberlist: Mr. Chairman, I am sure in this instance, the Commissioner doesn't need any help, but I think that I should come to his help in adding one or two points that should be looked at in the paper itself. On page 3, where it makes reference to construction schedule, there is a specific item which indicates preliminary architectural plans. Now, I am sure that when the preliminary architectural plans are available, I don't think there would be any objection to any Member of Council viewing the preliminary architectural plans. If, at that time, there is ... there will be ... of course, at that time, there will be an opportunity for the Honourable Member from Watson Lake, who obviously feels that he should participate in the design, notwithstanding whether he has, perhaps, the technical experience in designing a building of this nature, but I am sure that any suggestions, whether they would be valid or very invalid would be considered and the Administration would certainly pass on to the Department of Public Works, any remarks of the Honourable Member or any other Honourable Member for that matter. I think the question that has been put in reference to the question of one building or two buildings or three buildings, I think what must be considered is the fact that we are speaking about a complex. Now, a complex can be one building, and perhaps in the wisdom of the Federal Government and the Territorial Government jointly, it might be a requirement that, with a view to the future, it may be necessary to indicate that there would be a separate Administration Building, a separate Legislative Building, and perhaps a separate Court Building. We do not know, because we haven't come to the stage yet, or where the preliminary plans are in effect. However, the Honourable Member, Mr. Chairman, should clearly understand that on the Executive Committee, there are at least two people who are also interested in the people, and allow their voices to be heard very strongly, so strongly at times that we are told by the Judge of the Territorial Court to quiet it down as a result of our voices being very, very strongly heard. I can assure all Members here that there will be nothing that will be carried out without knowledge given to the Members of Council, as and when we are able to that.

Mr. Taylor: Mr. Chairman, I will believe that assurance when I see it. I might say that the Honourable Member has pointed out that there will be a preliminary architectural plan, and he seems to indicate now, where Mr. Commissioner could not indicate, he has indicated to me that certainly ... at least I will have an opportunity ... I had asked that all Members of Council have an opportunity to participate in the design of our new Chambers. I don't think that I would be prepared to allow the Honourable Member from Whitehorse East to necessarily take over this situation. I don't think he has any more technical experience than anybody else at this table in this area.

Mr. Chamberlist: Well, that will be more than you, friend, but that's all right.

Mr. Taylor: ... Consequently, I leave you with that thought, and I tell you, as I say, I think all Members of Council should sit down and participate in that particular area. I am more than pleased to find that the Honourable Member is, indeed, interested in people, because I am beginning to think here that, maybe, the civil service is the most interesting aspect of Government around here, and the people come second.

Mr. Chairman: Councillor Taylor will you resume the Chair now?

Mr. Taylor: Yes, Mr. Chairman; I am wondering what the ultimate cost of this building is going to be?

Mr. Commissioner: Mr. Chairman, completely unknown at this time.

Mr. Taylor resumes the Chair.

Mr. Stutter: Mr. Chairman, there is something I would like to bring up at this point. This may not be directly related to the Sessional Paper under consideration. I see that at least millions of dollars are to be spent on a building which going to have some significance as far as the Government of the Yukon Territory is concerned. I think that it should be pointed out that the first building in the Yukon where the Government was associated directly with a building, was the building in Dawson. It's still very uncertain as to the future of that building, and there is still considerable talk of tearing that building down. I would like it brought to the attention of all Members here that, if at all possible, this should never be allowed. It may be all right to spend millions on a new building, but I think we should spend thousands on at least restoring or keeping that building in existence.

Mr. Commissioner: Well, Mr. Chairman, I that the Honourable Member from Dawson is well aware that this is in the control or in the purview of the National Historic Sites and Monuments Board. Certainly, the attitude that they have taken towards the restoration of buildings in Dawson, and the preservation of this historical significance, has been so positive in the course of the last two or three years, that if indeed, they can see their way fit to the preservation of the particular building referred to, I am sure that they will be doing it. It is not something ... all we can do, is give support to their actions or their recommendations. I am afraid that it is actually beyond our immediate purview to be able to pass any final judgement on it. I certainly sympathize with the item brought forth by the Honourable Member, and I am sure that he will find much support from the National Historic Sites and Monuments Board who, I do believe have this as one of the buildings on their schedule, although no firm plans have been made one way or the other in regards to this.

Mr. Stutter: I don't think any firm plans yet have been made as far as that building is concerned.

Mr. Chairman: Any further questions on Sessional Paper No. 3?

Mr. McKinnon: Mr. Chairman, I have several that I consider to be very real problems with the proposed building. The first one, of course, is the lack of consultation with other Members of the Council and with members of City Council on the site location and the plan of the building. I think something of this nature; I can't see any reason why there should not be consultation, as the Honourable Member from Watson Lake has mentioned, and continuing consultation with Members, all Members of the Yukon Legislative Council, on the plans that the Government has forthcoming on a building of this nature. The second part of the consultation, I just fail to see where a project of this magnitude becomes such an integral part of the capital of the Yukon, the City of Whitehorse. How the city of ... council of the municipality of the City of Whitehorse wasn't brought in, and wasn't consulted as to their recommendations and their ideas as to a suitable site, and as to the location of the site for the proposed Territorial Building. It seems to me that there is so much bitterness and rancour could have been saved, and probably everybody would have come out quite happy with the site choice if a simple matter of consultation with the powers that be in the City of Whitehorse could have been handled ... it just abhors me to think that, in this day and age, people can make this type of decisions without involving people who are going to be so involved with the final decisions that the Territorial Government makes. I've always thought, and I thought that it would just be a matter of course that the site for it would be what we know as site C, which would be the bridge over the

Mr. McKinnon continues ...

island to the river and up on the block overlooking the City of Whitehorse and the Yukon River, which would seem to me, just the ideal site for a capital site for the Legislative Buildings to be built. The Metropolitan Plan originally thought that this would be the ideal location for the site. It would serve a two-fold purpose. It would provide bridge access to the other side of the river in that area which would also mean that a beautiful residential area could be developed along with the site. It would give an unlimited area for park land, for green belts and as I say, a site overlooking the Yukon River and overlooking the City of Whitehorse that would just be unparalleled, I believe, as a capital site anywhere in Canada. The other point, of course, is that we would have then, further access for development for residential grounds, for park and so many benefits that would come along with the building of the Territorial Site Building. Now, the cost factor as put here is the prohibitive factor of \$2,100,000 more for that site location. With the added access of building lots that would be available, and with the extension of sewer and water into that vicinity with the addition of the bridge, and considering the cost of expropriation which, I understand from real estate agents, is going to cost in the neighbourhood of three-quarters to one million dollars, certainly, that money put towards a bridge and the development of that area, site C, as a capital site, and with the development of land that would be available, then that would be money well spent, and we would really be looking to the future. The other argument that is presented in the paper is that they want a focal point downtown because of access to the public. Well, I think that the Honourable Member from Whitehorse North will have to back me up on that, about half the population in the Greater Metropolitan area no longer lives in the downtown core of the city, and with the mobility of transportation that all families generally have at their access, really, this isn't one of the factors that should have been considered and forwarded as a legitimate argument. I think, all these things being considered, that if there had been consultation between the other Members of Council and between the members of the City Council of Whitehorse, that we would probably would have swayed your thinking, hopefully, in favour of site C, which the Metropolitan Plan recommended, and I think that this would have been much more ideal, much more beautiful and just have so many more benefits to offer than the site that the Executive Committee finally chose upon.

Mr. Commissioner: Mr. Chairman, I appreciate the Honourable Members' remarks. It seems to me that the vast majority of these things were voiced by other people in Executive Committee and at other times. I would like to bring to his attention, that the site chosen was the site originally proposed in the C.M.H.C. Metropolitan Area Plan. This was the subject of a committee's investigation, which I chaired at the behest of my predecessor, and at that time, there was no disapproval from the members of City Council of the day or any other of the other people who sat on that Metropolitan Area Planning Committee. Likewise, many hundreds of thousands of dollars had already been invested in the site by Government with the Library and the Archives which are designed to be an integral part of this capital site situation. I would also like to assure the Honourable Member that the site costs as shown here, one cost over and above another, do include the land acquisition which in the case of the site chosen, includes the land costs, even although it is to be expropriation that is involved. Let me assure all Honourable Members, Mr. Chairman, that all the pros and cons were looked at very, very carefully as far as bridging the Yukon River is concerned. I think that we have to take into consideration the position of government period with regard to bridging the Yukon River. If there is to be any priority given to more bridges over the Yukon River, I would hope there would be no disagreement among Members of Council, that that priority should go to bridging the Yukon River at Dawson, where, on the far side of the River, we have a hundred thousand tons or more of asbestos originating each year, and which has got a tremendous bearing on the total economic viability of the City of Whitehorse and not only the reason of cost, but the idea of bridging the Yukon River once again

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Mr. Commissioner continues ...

at Whitehorse where we have already got a bridge across the river, before we bridge the Yukon River at Dawson where, for economic reasons, it is very, very badly needed. It is just a political fact of life which had to be faced with regard to this. I would sincerely trust, Mr. Chairman, that all Honourable Members will give their support to a decision which was not easy to make, but which made ... which ultimately had to be made on the basis of technical considerations, and that was the final analysis on which it was done.

Mr. Chamberlist: Mr. Chairman, I would very much like to, not only support the remarks of the Commissioner, but bring forward certain facts that, I think the Honourable Member from Whitehorse West, I will use the word "inadvertently," offered for consideration of this Committee. The original plan recommendations were brought forward early in the sixties. On the very first page, under the expression, "acknowledgements", it indicates, "the study of the Whitehorse Metropolitan Area was carried out by the Architectural and Planning Division in collaboration with the Economic Research Department of Central Mortgage and Housing Corporation." It went on to indicate, "during the visit to Whitehorse in July 1961 and the subsequent preparation of the report, assistance was received from the Mayor and City Council." This indicates, Mr. Chairman, that in fact, the City of Whitehorse was consulted in all areas of preparation for this plan. I would also indicate that recommendation twenty-five is quite clear and specific where it indicates as follows, "Recommendation No. 25, Capital Site Development It is recommended that the area requested by the Territorial Government for a new Provincial or Territorial Capital Site be located in the southeast portion of the lower west townsite." Obviously, there was consultation at that time. The Territorial Government had spoke about it at that time, and also the City Administration were taken into consideration. I would read a couple of the paragraphs because they are so important to this discussion. "The development of this area would provide an architecturally designed and controlled area on the lower townsite of direct benefit to the municipality, which would be capable of becoming a strong administrative focus of the Yukon Territory. Because of the scope of the development and the financial and technical resources which can be brought to bear on it, the project could have a significant influence on both existing and subsequent development, The site itself is centrally located on the townsite between the Yukon River and a major road artery. The site is easily accessible to the people and can take advantage of existing municipal services and amenities." Mr. Chairman, I think the question that has been raised in regard to location of the site now, was answered at that time when the recommendation pointed out that, "any development plan for the Capital area should carefully consider the section of railway trackage which runs through the site in relation to the overall development. The line is not heavily used and it is suggested that its strong historical associations could be an asset in the design of an exciting and representative Capital area." It has also been ... already been indicated and various discussions and public mentions on the site that, in fact, that particular area certainly brings together historical places. I would suggest, Mr. Chairman, that it becomes a disgrace, and I put it this way, it is just for purely an argument of carrying on a political war, an attempt is being made to damage what really we are going to have. The Honourable Member from Whitehorse West is now laughing about it. But, I can and must say, that it is an attempt for another political war where he is beginning to shoot from the left.

Mr. McKinnon: May I answer that, Mr. Chairman. Every time that I try make a valid suggestion in here, the Honourable Member from Whitehorse East, for some reason, unbeknownst to me, wants to think of it as a political war. I am making a statement that I think there could have been a better site chosen; simple as that. I am not making it for any other purpose, except that is what I truthfully believe. Now, if everytime I want to offer a suggestion or a comment to this House, and the Honourable Member has to give political notice to it, and has to

Mr. McKinnon continues ...

stand up and to attempt to insult my motives, and the Honourable Member is only hurting himself, he is not hurting me, because in my conscience I know that is not what I am trying to do. Now, Mr. Chairman, in the original Metropolitan Plan the Honourable Member has quoted from, which came about in the early sixties, about ten years from the up-dating of the plan, I believe that if he looks through that plan, and takes a look at the proposed land development in the Yukon, you will find another bridge across the Yukon River at that end of the river, and a proposal to develop that area, which is Site C as a residential development. Now, ten years later, the up-grading of the plan that was done by Reid, Crowther & Partners Ltd. states on page 48 "while access to the area north of the hospital is currently possible via the hospital grounds, eventually a new bridge across the Yukon River will be required to provide a more suitable route." Now, I don't want to get involved in a quid pro quo argument of this bridge or that bridge type of thing. I am saying that ten years ago, and it is reinforced that the town planners thought there should be development in that area for residential purposes; it has never been questioned, it has been reinforced by the up-dating of the plan. It would seem to me a sensible combination of events to put in a residential area which has been said should be by both the C.M.H.C. and by the up-dating of the plan by Reid, Crowther & Partners Ltd. and to help pay for some of the costs, and help ... say that this is an area that should be developed, and it would also be a tremendous site for a capital building. Now, these are the suggestions that I would offer and I think that I would have offered had I been asked what I thought about the future development of Whitehorse or the site of a Legislative Building. Perhaps the Honourable Member then could have swayed me that the other site was better, but to stand up here in Council and continuously berate me that everytime I get up, it is just to start a political war with him. I am sorry Mr. Chairman, but the Honourable Member is the one who is shooting from the left, not me.

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Mr. Chamberlist: Mr. Chairman, I recall hearing a very ... a statement made over a privately-owned radio station that the Honourable Member is a shareholder and director of, that "I will debate with Mr. Chamberlist anywhere, I will debate with him here." Well, all right, this is the place that you can debate with me. As far as I am concerned the position that I make, that I think that the question is being raised just to attempt to try and have dissatisfaction and malcontented people in the Territory when there is a full knowledge existing that this over all is the best site that can be brought forward. The suggestion ...

Mr. McKinnon: You did write the Commissioner's speech.

Mr. Chamberlist: ... that the Honourable Member has indicated that a bridge be built to open up a residential area, who knows, sometime hence we might be able to do it. But, at the moment we are dealing with the site of the capital building, we are dealing with a site of where it is necessary to make available to people that haven't got transportation facilities, that can walk in off the street and attend to the services they require, and these are the things that we must consider. As has been indicated before, apparently there seems to be some doubt whether I am interested in people. I am interested in people, to make sure that there are facilities made available to them as easily as possible accessible. This is the point that I make, and when I hear from the Honourable Member that, no, I am wrong that he is not making a political war, fine, I am pleased to hear that at long last he has come forward with an attempt of the truth.

Mr. Tanner: Mr. Chairman, I think both of the previous Members that spoke are wrong for two different reasons. I think that the Member who spoke last is perhaps getting a little carried away, because he is so convinced of the choice of the site, and not seeing that what was a reasonable suggestion from the Member from Whitehorse West. But,



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Mr. McKinnon continues ...

as far as your suggestion, Councillor McKinnon is concerned, I think that you should take into consideration the fact that right now, the overall Whitehorse area has Hillcrest, Takhini, Valleyview, Porter Creek, Crestview, Marwell area, Riverdale and what have you. Many of these areas have not got services, and it should be the first priority of this Government to put the services into the areas which are deserving and have been begging for them for years before we open up another one.

Mr. Chamberlist: Here, here.

Mr. Tanner: I have also one ... make one point further that I, too, think that area across the river would be an excellent site, and I am quite sure many Members in this House, many people in the Yukon would like to live there, but I think that the first priority should go to the place where people are living presently and without services.

Mr. McKinnon: Well, Mr. Chairman, perhaps we could all come to a happy arrangement by not building the government buildings at this time and using the money so allotted to fund for Medicare.

Mr. Chamberlist: That's what you'd like. That is what you would like. This, Mr. Chairman, is the point that I am making. Although the Honourable Member has spoken in apparent jest, I think that, at the back of his mind, is the very fact that he would destroy every constructive idea that comes out of this House because, as he once put it himself, he is not on the "in".

Mr. Chairman: Well, gentlemen have you anything further in respect of Sessional Paper No. 3? I will declare a recess at this time.

RECESS

RECESS

Mr. Chairman: At this time, I call Committee back to order. Our next item of business is Sessional Paper No.6, relative to a Police Services Agreement with the R.C.M.P. Mr. Commissioner, would you like to say a few words at this time?

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Mr. Commissioner: Mr. Chairman, there is an Ordinance presently in effect, which gives the Commissioner the power to enter into an agreement with the Royal Canadian Mounted Police to police the Yukon Territory. I think that Honourable Members will be aware that this Ordinance was used once only, and I also would feel that the Honourable Members are aware of the intervening period of time during which there has not been an agreement between the Government of the Yukon Territory and the Royal Canadian Mounted Police. It has been under another authority, entirely, that the R.C.M.P. has been operating in the Yukon Territory. The purpose of this Paper is to advise you of the authority that presently exists, to tell you the changes that we have been able to get written into the agreement that were the basis of Council's prior objection, and to seek your concurrence to the course of action that we propose to follow. I think that Members will recall that the major objection raised in Council at the last time of a Police Services Agreement, was that there were no means whereby any instruction could be given to the police with regard to the enforcement of the Ordinances of the Yukon Territory that were passed by this Council. This impediment has been removed in the agreement under consideration, the proposed agreement before you now. The wording puts the duties of the police in the Yukon Territory into two clearly defined areas; in one area, they will be applying the laws of Canada and in which they will come under the direction of the Attorney General of Canada, and the other area will be for application of the laws of the Yukon Territory, or the Ordinances passed by this Council, for which they will get their instructions from the Commissioner of the Yukon Territory. Now, I don't think that there is anything further that I would have to add to this, Mr. Chairman. I will endeavour to answer the questions raised by Honourable Members in the Chamber.

Mr. Tanner: Mr. Chairman, I would ask the Commissioner and perhaps, the Legal Adviser, a couple of questions here. In the interpretation, paragraph 1(b) reads "'Commissioner' means the Commissioner of the Royal Canadian Mounted Police". Now, in paragraph 4(f), it says "enforcement of any other by-laws of a similar regulatory nature which, in the opinion of the Commissioner, are not suitable for enforcement by the Force"; these are exclusions. I am correct, then, in thinking that the Commissioner of the R.C.M.P. has the right to exclude various areas, if he wants to, that aren't covered here specifically? Is this correct?

Mr. Legal Adviser: This is correct, Mr. Chairman. These are regulatory by-laws, sanitary by-law and such, that the police do not normally enforce; they are left to the local municipality to enforce with officers of their own.

Mr. Tanner: Mr. Chairman, if I could continue, unless any other Member wishes to speak, is it the intention of the Territory to work out a separate agreement with the City to provide for the City's use of the services of the R.C.M.P.?

Mr. Commissioner: Mr. Chairman, it would not be our intention, at this time, to do so. I am not aware of any particular reason why this would be necessary. As part of the agreement, the City of Whitehorse will come under the aegis of this agreement for policing purposes, the same as any other municipality or any other part of the Territory is concerned. It may, at some point in time. In the future, of course, that could conceivably change and naturally our thinking will have to change along with it.

Mr. Tanner: Mr. Chairman, my point is two-fold. First of all, irrespective of the reasons why I think so, I am convinced that there isn't sufficient policing in the City of Whitehorse right now. Should the City of Whitehorse want more R.C.M.P. officers, or more law enforcement officers, they would turn to the Territory to ask for further officers. Is that correct?

Mr. Commissioner: Well, Mr. Chairman, this is where the fun begins. There is a cost involved in this and if the City of Whitehorse were to come to the Territory and say that they would be prepared to take care of the cost that would be involved in such a request, no doubt we would give a lot of serious consideration to their request. On the other hand, the City of Whitehorse could come and tell us they want to enter into a separate agreement with the R.C.M.P. for the policing of the City of Whitehorse, which would open up another set of rules altogether. But, I think, if the Honourable Member will look, he will find that if we are looking for more police, the cost is very clearly indicated here. I'm sorry, I don't know just which section ...

Mr. Chamberlist: Anyway, it doesn't apply.

Mr. Commissioner: It didn't apply; I see. Then you would be right down to a request from the City; they would be looking for a separate police.

Mr. Tanner: Mr. Chairman, I've now got to the point of the question I asked before. The City has, or appears to have had, or the public has got the impression that there is an ongoing battle between the City and the Territory. Would it not be a subject for consideration, to give the City, in the upcoming rewriting of the Municipal Ordinance, the authority to either negotiate with the City or separately with the R.C.M.P. and is that the intention, to do that in the future?

Mr. Chamberlist: Mr. Chairman, the Municipal Ordinance already grants that power to the municipality if it wants to engage a police force.

Mr. Tanner: To negotiate with whom?

Mr. Chamberlist: Well, they can negotiate with anybody, with respect, Mr. Chairman. Section 4 of the agreement is the important section inasmuch as it recognizes that the agreement is between the Territorial Government and the R.C.M.P. It deals specifically with certain areas and the exclusions. These are the exclusions; if the City wanted to get the use of R.C.M.P. services, then, no doubt, we would enter into a separate agreement with the Commissioner of the R.C.M.P. to go into those services. Presently, however, within the sphere of this agreement, the City cannot make use of these R.C.M.P. But, it wouldn't stop an R.C.M.P. officer from, if he saw a violation, acting in the best interests.

Mr. Tanner: Mr. Chairman, referring to section 12, it says ... well, everybody can read what it says. My question is concerning section 12; what happens if an emergency or civil disturbance requiring rapid action or immediate decision arises? What happens in that case, when, for example, the Solicitor General can't get together with the Commissioner of the Yukon to get further forces involved?

Mr. Commissioner: Well, I suppose, at that point in time, we'll have to try to do something about it, Mr. Chairman. I really, just ... I really can't foresee this.

Mr. Legal Adviser: I can't foresee them not being able to get to a telephone.

Mr. Chairman: May I just point out from the Chair; I believe the Commissioner is empowered under the Emergency Measures Act to contend with any sort of disaster or any emergency that may arise in that area. He can bring the Army in, if he wants to.

Mr. Chamberlist: He could call in the military, if he wanted.

Mr. Tanner: Wait a minute now ... that's good; that's what I wanted to hear you say. Now, the next section, 13, says that if we do have reason to call in further forces, it says R.C.M.P., we will be paid for them.

Mr. Chamberlist: Of course.

Mr. Tanner: Just a second, gentlemen. If we ... if the R.C.M.P. can't cope with it and we have to call in the Armed Forces, which could happen, will we be paid for those, too? You will recall, within the last few months, Quebec has made this very point, and said that they will not pay for the forces that were called up during the F.L.Q. crisis in Quebec last October.

Mr. Commissioner: Well, Mr. Chairman, as far as I know, the F.L.Q. is not active here; if they are, we haven't heard about them. I think you are faced with a situation here that if we find that we have to have assistance from the R.C.M.P. and extra assistance from the military, we are faced with the problem of paying. I do believe that the forgiveness extended to the Province of Quebec with regard to the F.L.Q. crisis was, at least according to the press reports, a departure from the norm, as far as the Federal Government is concerned.

Mr. McKinnon: They said it was a "federal urgency", and justified it that way.

Mr. Commissioner: I see, yes. But, I do believe, Mr. Chairman, it was not a normal situation. In a normal situation, the province would pay.

Mr. Tanner: Mr. Chairman, I would ask the Legal Adviser, under section 16, it says "Notwithstanding anything in this agreement, members of the Subdivision may retain any fees and allowances allowed under any law to peace officers for work done and services rendered in connection with the administration of justice ..." etc., etc. Is that saying that they can "moonlight" for the City?

Mr. Commissioner: Oh no, no.

Mr. Legal Adviser: No, Mr. Chairman. There are certain fees allowable as court costs, \$1.50 an arrest or \$2.00 serves as some of these costs. In fact, however, the arrangement is that they do not get these personally. The cheque is made out in bulk and sent to the Receiver General of Canada. They are entitled to get them; that is, they are entitled to get them but their own force doesn't, in fact, pay them. We pay to the force on their behalf.

Mr. Tanner: Mr. Chairman, I have one last question. I don't know whether the Legal Adviser or the Commissioner can answer this. There are ten detachments listed on the schedule at the back of this. Could the Commissioner, or the Legal Adviser, advise how many officers there are presently in the Whitehorse Detachment, and how many officers there will be in the Whitehorse Detachment, seeing as how it's twice the size that it was in the overall area, under this agreement?

Mr. Legal Adviser: I couldn't say, Mr. Chairman, and I doubt that the Commissioner could say right at this moment, exactly how many officers there are in the Whitehorse Detachment. A telephone call would probably find out.

Mr. Chamberlist: I can add, Mr. Chairman, that the basis of the agreement is that the same number of officers that exist now will exist at the coming into force of the agreement.

Mr. Tanner: This is my concern, and I would like to make this point very

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Mr. Tanner continues ... clear right now. In Hillcrest, in Takhini, and in particular, in Porter Creek and Crestview, there have been repeated requests to me for better coverage, better policing, than they are getting at present. It seems it is a point of some urgency, to my mind, that those people deserve the same amount of police protection as the people in what used to be the old City of Whitehorse. I would like to hear from the Detachment Head in Whitehorse, or from the Legal Adviser, whether or not they anticipate an increase of officers under this new agreement.

Mr. Legal Adviser: No, Mr. Chairman; there is no anticipated increase in officers under this agreement, but, if the Government so desires, it can increase the force by agreement and then, the formula for paying for the increased number of officers.

Mr. Chairman: Have you anything further on this Paper?

Mr. McKinnon: Mr. Chairman, I'd like to ask Mr. Legal Adviser if the agreement which we now have before us is similar to agreements that are signed between provincial legislatures and the R.C.M.P.

Mr. Legal Adviser: Not exactly. No, the formula is slightly different but it works just the same. The provincial formula is a formula whereby the particular province pays a sum by deduction in a certain way which arrives at 47 percent. We add on top of that, and we work out 47 percent of the number of our men. The second thing is that the particular section dealing with the control is slightly different, in that, here the Attorney General of Canada is the Attorney General. So, in the administration of the Criminal Code, the Attorney General or Solicitor General gives instructions to the police. For the administration of Territorial laws, it would be the Commissioner. In the provinces, the Attorney General of the province administers the Criminal Code of the province; it's not the Federal Government.

Mr. McKinnon: The Criminal also? In other words, the Attorney General would give instruction to the police in both Criminal Code and territorial matters. In the Yukon Territory, the Commissioner gives instruction only under Territorial Ordinances.

Mr. Commissioner: Ordinances passed with your approval.

Mr. McKinnon: I would like to say, Mr. Chairman, that this "half-way house" is so much better than what has been in the past. I think that every Member here knows that the laws of the Yukon that we passed were interpreted upon the whim of the Commissioner of the R.C.M.P., no matter who he happened to be at the time. There have been many serious instances where the breach between the public and the R.C.M.P. has really been heightened because of a certain Inspector who was in the Yukon at the time. Maybe this is minor, but an illustration that Mr. Legal Adviser and I did have some experience with was prior to the change in the Liquor Ordinance. It was a matter where the people who ran bars on Sunday, prior to Christmas, used to have Christmas tree parties with their families in the bar and the police would always look the other way, on the advice of the Legal Adviser. One year, one of the Inspectors here was asked if he would please look the other way. We were told that if he found any wives, children or anything in any of the bars on Sunday, they would all be prosecuted to the full extent of the law. This is the type of situation we had, where no one living in the Yukon and making laws in the Yukon ... wouldn't look the other way because the interpretation of the law depended solely on one man, the Commissioner of the R.C.M.P. A perversion of the laws which we had passed would even come to pass in some instances, and I can only say how welcome an improvement this is. I know that the Honourable Member from Whitehorse East and myself have both spoken on many occasions on this very matter in the House. I certainly hope that this will help to bridge that very real gap in the Yukon which has existed because of our particular political situation, between those people who make the laws

Mr. McKinnon continues ...

and those people who enforce the laws. There is no way, with that great gap, that you can live under a rule of law, as we couldn't in the past.

Mr. Legal Adviser: There is just one small point that, I think, the Commissioner didn't mention. That is that the channel of communication will be clearer under this particular agreement. The person mentioned as taking the instruction of the Commissioner is the officer commanding the Yukon Subdivision. The earlier phrase used was the officer commanding the Division, and there was a certain area of doubt as to who that person would be, whether it would be the officer with his headquarters in Whitehorse or the officer with his headquarters in Ottawa, or Edmonton. So, this area has, in fact, been resolved and will be of considerable assistance.

Mr. Tanner: Mr. Chairman, could the Legal Adviser give us some timetable indicating when, with reference to section 5, instead of going to the Attorney General of Canada, we might go to our own Attorney General in Yukon?

Mr. Legal Adviser: It's a political decision, Mr. Chairman.

Mr. Chairman: Is there anything further on this Sessional Paper?

Mr. Commissioner: Mr. Chairman, with respect, we are asking a question at the end of the Paper ...

Mr. Tanner: Mr. Chairman, I rise again just to give emphasis to the fact, and I would like some sort of answer, that in my opinion, if there were a necessity to have security police in town, who have done a very good job, it illustrates, in my point of view, that there should be more police in the Whitehorse area. Further, since the boundaries of the Metropolitan Area have been extended so greatly, and since I have repeatedly heard from all parts of the outlying areas of Whitehorse there is not sufficient police protection, I would ask again, whether or not it is anticipated that we will have more R.C.M.P. officers in the Greater Metropolitan Area.

Mr. Chamberlist: Mr. Chairman, I would like to answer this in this way; the Whitehorse Detachment, of course, is the largest detachment in the Yukon. Now, there is no reason why, if the requirement was for a sub-detachment in Porter Creek or Hillcrest, a policeman from the Whitehorse Detachment couldn't be stationed in one of those areas. But, where there is a need for a new detachment, it means that we will have an arrangement within the agreement for a specific sum of money, I think \$2,000, to supply this. We can, on a local level however, if the Commissioner wishes, request from the Inspector of the Whitehorse Subdivision that a subdetachment be set up in Hillcrest or wherever it may be required. The question of expansion of detachments, the size of the Whitehorse Detachment, the number of policemen, is a negotiable thing. Right now, the idea of this agreement is to accept the manpower that exists at the present time and bring them under the control of the Commissioner.

Mr. Tanner: One final thing, then, Mr. Chairman; may I make this an official request to the Commissioner of the Yukon Territory? I request that negotiations be started with the Commissioner of the R.C.M.P. to increase the Whitehorse Detachment to give sufficient protection to the Greater Metropolitan Area.

Mr. Chairman: I'm afraid I would have to rule that request out of order, from the Chair. I think this is something that must be done by substantive motion, possibly through Orders of the Day. This is a direction that cannot come from a Member; it must come from a majority of Members. I must disallow the request.

Mr. Chamberlist: Mr. Chairman, I would move that Committee concur with

*SESSIONAL  
PAPER #6*

Mr. Chamberlist continues ...  
the recommendations contained in Sessional Paper No.6.

Mr. Chairman: Is there a seconder?

Mr. McKinnon: Mr. Chairman, I'd be happy to. There is just one point. This has always been my ... I'll second the motion. There is a point here on policing in the municipality that I think we are missing. It has always been my contention that the City of Whitehorse has been getting, more or less, a free ride in the policing of their by-laws from the constabulary of the R.C.M.P. The Territorial Government is paying the full shot for it. I think that this is one of the responsibilities that, with the expanded boundaries, they will realize they will have to make provisions for and come up with money to be abled either, to make arrangements with the R.C.M.P. for effective policing of their jurisdiction, or failing that, to come up with a police force of their own to enforce by-laws and infractions within the expanded city boundaries. I think that there's definitely going to be public pressure upon the newly elected City Council which will probably force them to arrange some type of police agreement. I've argue this point with members of the City Council, hot and heavy into the night. I thought they were betraying many of the businesses and establishments who were paying a substantial taxation rate to them for protection of their businesses and protection of themselves and their families. Up to this time, they have not seen fit, because of the Territorial Government's magnanimous gesture in supplying the police force to them, to make provision in their budget for this type of policing. I'm sure that this is going to have to be looked at very closely and very soon by the newly elected council of the expanded City. I'm sure that many people who come into the area, under the City's jurisdiction, will be pressuring the City Government to provide effective policing authority for the protection of their property and for the enforcement of the City by-laws. I think that they are just going to have to.

Mr. Chairman: Have you any further discussion on this Paper? It has been moved by Councillor Chamberlist, seconded by Councillor McKinnon, that Committee concur with the recommendations contained in Sessional Paper No.6. Are you prepared for the question? Are you agreed? I declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

*SESSIONAL  
PAPER #5*

Mr. Chairman: The next Sessional Paper will be Sessional Paper No.5, relative to the school construction program. Councillor Stutter, would you take the Chair.

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, at this point, I want to say that I understand and I realize that these schools must go ahead, but I'm very, very disturbed over one thing. That is that the Administration of the Yukon Territory has been calling contracts, tenders on contracts, notwithstanding that no prior consent was given, or obtained, from the Council of the Yukon Territory. Some of these are substantial contracts; I speak principally of the Dell Van Gorder School at Faro. This is a very expensive proposition; I think it involves around \$600,000, I believe the tender came in at that. But, I realize that no contract has yet been awarded. However, these schools were tendered prior to calling together even an emergency Session of the Council. Virtually, you have committed us to an expenditure of which we had no prior knowledge as a Legislature. As far as I'm concerned, I don't recall seeing it in the spring Budget because it wasn't there. Consequently, what you have done ... you haven't been reasonable with the contractor; you've mislead him and all the contractors who bid on these things, and it costs them money to bid for engineering evaluations and so forth. If Council, at this point, said "No, we don't think we are going to give you \$600,000 for this school", all these contractors would be out. The Government would have, virtually,



Mr. Taylor continues ...

defrauded the contractors, I think. I think that in the future, when we ... certainly, I'm convinced that we must go ahead with this program, this school program; it's most necessary. But, I couldn't let it go by without making this statement, and I think, from now on, when we talk about expending large sums of money out of the Budget of the Yukon Territory, that we should go first to Council in a democratic manner and get their approval. Here in the Administration, you are committing people and committing this Council, virtually, to expenditures that they had no knowledge of before.

Mr. Commissioner: Well, with respect, Mr. Chairman, while I appreciate the comments of the Honourable Member, and certainly, on the surface it would appear that what he had to say is correct, in actual essence, this is not quite the case. The amount of money that conceivably could have been committed, with regard to school construction in the course of this fiscal year, was not, in any event, in excess of the money that was voted. Now, I believe that the money was voted under a heading ...

Mrs. Watson: "Elementary School, Whitehorse Area"

Mr. Commissioner: The designation of it wasn't directed towards the Van Gorder School that the Honourable Member speaks of; however, I would like to assure the Honourable Member that the very point that he brings up has been subject to much internal discussion and, had it been our intention to go ahead and award this contract on the basis of the bids that were received, which, I may say, are entirely unrealistic as far as the Government of the Yukon Territory is concerned and we are not proceeding with this bid for this school on its original basis, I am quite confident that the necessary legislative authority would have been sought in order to clear the matter. We are not wrong in going as far as we have, Mr. Chairman. I would like to assure the Honourable Member that there is no intention on the part of the Administration to subvert the legislative authority with regard to the commitment of this kind of money.

Mr. Taylor: Well, Mr. Chairman, as I say, it's my duty as a representative of the people to try to be a watch-dog for the people and to keep the Administration on their toes. I just couldn't let this go by without making these comments, and I hope that, in the future, if these emergency situations arise or if there is to be a reshuffling of projects, first we can get the prior consent of this Legislature, even if it means calling an emergency one-day Session for that purpose. I think that this has to be done because this is what the democratic process is, supposedly, all about.

Mr. Commissioner: Well, Mr. Chairman, I would like to bring something else to your attention, too. That is, there are certain commitments in the Yukon Act concerning a Financial Advisory Committee, and I think that, in the exercise of the powers that are necessary in the Administrative arm of government, consultation with the Financial Advisory Committee, in circumstances of this particular nature, should certainly, constitute a reasonable consultation in order to, at least, further movement of funds, as long as we are not taking, we'll say, school construction funds and denying it to a school to put it into a road paving project, or something like of this nature. There has to be reasonableness, Mr. Chairman, and I think that we endeavour to exercise prudence and reasonableness in this particular matter. But, we cannot be denied some reasonable translation or some reasonable understanding of whom we consult with, and the Advisory Committee on Finance, I think, is our first line of consultation.

Mr. Chamberlist: Mr. Chairman, can I get a point in here. I think that people are aware, Mr. Chairman, that some things had happened after we had decided where this money was going to be used in the school program. The happening was that, after this money was voted upon in the Vote, we discovered that in Faro they were going to build some 75

SESSIONAL  
PAPER #5

Mr. Chamberlist continues ... more houses, increasing the school population. This was the state of emergency that existed. The funds, however, as has been indicated by Mr. Commissioner, have not been removed from one Vote into another Vote, but have just been moved to give us the opportunity to fulfil all the functions of a required school construction program. This is the point that I must make clear. There were circumstances which may never happen again, but at this time, it had to be dealt with in this manner. I do recall, I think that the Honourable Member for Watson Lake is a member of the Financial Advisory Committee and was made aware that there was to be some movement in these funds for this particular purpose.

Mr. Taylor: Yes, well, Mr. Chairman, certainly, I was aware of this. I'm on the Financial Advisory Committee. But, I'm speaking now, not as a member of that Committee. I'm speaking now as a Member of this Legislature, and just because ... you know, I'm under an oath in respect of many of these things when we deal with matters in the Financial Advisory Committee. What I'm saying now is, in my opinion, this shouldn't happen. The mining company in question has added 75 houses, and indeed, it's my information that it is entirely possible that, in 1973, they will add another 75. I think, however, that when we make substantial investments in these mining camps, we should be getting some very firm commitments out of these people so that, if we are talking about the school addition to look after this many children, maybe we should be thinking about building it even bigger yet and doubling the size of the addition. I don't know; we have to find out what the intention of this company is, because if they bring in people, well, theoretically, we must look after them. We have to find out where this money comes from, too. So, I don't know; as I say, I raised the question. I think that this Legislature still has to have some control on the purse strings of the public purse, and it starts here, notwithstanding that we have a Financial Advisory Committee.

Mrs. Watson: Mr. Chairman, I'm sure that the Member from Watson Lake is aware of the fact that, in the Yukon Territory, it is virtually impossible to plan, to do the ground preparation and to construct a school within one fiscal year. The requirements for these additions faced us this year. We had \$855,000 within Vote 20 to expend on one school. The planning was done, the groundwork was done at Faro, and that is all the money that has been expended up to the present time. With your concurrence to this school construction program, we can proceed during the winter months and finish our planning and possibly let a contract.

Mr. Taylor: Well, Mr. Chairman, just before resuming the Chair, I might point out that I have given my concurrence in Financial Advisory Committee and I certainly support it here. But, I could not agree, and I certainly do not want to see again, these school projects going as far as they've gone, past tender and tender openings and so forth, without the Legislature being called together to really approve the funds for that specific project. Certainly, we had sufficient funds to do the job but those funds were allocated for another school.

Mr. Chamberlist: That's what we are here for now.

Mr. Taylor: Well, this is right; that's what we're here for now, but we should have been here a month ago when these programs were put underway.

Mrs. Watson: Mr. Chairman, with respect, these funds were not allocated to one specific school. They were allocated to an elementary school in the Whitehorse area, not to one specific school.

Mr. Taylor: Well, then, how many schools were combined in this elementary school in the Whitehorse area? Was it more than one school you were talking about?

Mr. Tanner: Mr. Chairman, I think that if the Honourable Member had read

Mr. Tanner continues ...

this out of Committee, it would tell him how many schools. There is a new junior school, Selkirk Street School, Jack Hulland School, all in the Whitehorse area.

Mr. Taylor: But, what I'm saying is that these funds were allocated for one specific school. Now, they're broken down and the funds are spread out among four schools.

Mr. Tanner: Mr. Chairman, I'm a little bit confused with the gentleman who is making all these inquiries. He is sitting on the Financial Advisory Committee; surely, he should have the answers to give us.

Mr. Commissioner: Mr. Chairman, with respect, we live and we learn. What should have been said ... the vote wording in the estimates last spring, was entirely wrong. The vote wording should have given us the authority from the Council for the construction of "x" number of classrooms where required within the Yukon Territory. It is the Administration's fault for putting forth wrong vote wording because we were well aware of the fact at the time, that the disruptiveness of the economy last spring could have resulted in almost any kind of a situation happening with regard to school requirements. This is where the fault lies. The fault does not lie with the Council, with the Financial Advisory Committee; it lies with the vote wording that was put forward to this Council at that time. I can assure you, Mr. Chairman, it will not happen again.

Mr. Taylor: Happy. At this time, I will resume the Chair.

Mr. Taylor resumes the Chair.

Mr. Tanner: Mr. Chairman, I have two or three minor questions for the Minister of Education. First of all, it is my understanding that, certainly at first, the Department anticipated that the Jack Hulland School would be ready by September, 1973. Now, I see ... I beg your pardon, September, 1972. Now, it's going to be September, 1973. Could the Minister give us some indication of why the extra year?

Mrs. Watson: Mr. Chairman, if the Honourable Member from Whitehorse North looks at the projected addition to the Jack Hulland School, he will see that it would be virtually impossible to have it ready in September of 1972. We have classrooms, home economics, industrial arts areas and the gymnasium. We would just be fooling ourselves if we said that we would have it ready by September of 1972.

Mr. Tanner: I'm merely drawing attention to the fact, Mrs. Minister, that ... Madame Minister, that, initially, when the discussion was started, some time ago, it was 1972. Am I not correct? Now, in 4(c), discussing the Junior Secondary School, (c) says that it is to eventually, to obtain the desirable educational objectives of separating junior and senior secondary pupils. The Jack Hulland School has been proceeded with doing just the contrary. Can the Minister explain why we are doing that? The Junior and Senior Secondary School is all one building at Jack Hulland.

Mrs. Watson: Mr. Chairman, the Junior Secondary School is a secondary school. Presently, at F.H. Collins, we have both junior secondary students and senior secondary students. Senior secondary students usually are the Grade XI and XII levels. Now, the Jack Hulland School ... you will only be having the junior secondary students, to Grade X. There will be no senior secondary students in that school.

Mr. Chairman: Any further questions on this Paper?

Mr. McKinnon: Mr. Chairman, I wonder if I could find out where the site for the Junior Secondary School in Whitehorse is.

SESSIONAL  
PAPER #5

Mrs. Watson: Mr. Chairman, it's in the Riverdale area, very close to the existing soccer field which is directly behind the Christ the King High School. The soccer field is there; it's not being used. The Junior Secondary School, if it is built in this area, would be able to utilize this.

Mr. McKinnon: Beside or behind?

Mrs. Watson: Beside.

Mr. Chamberlist: Beyond the hospital.

Mr. McKinnon: Beyond the hospital? Bring a map in sometime.

Mr. Chairman: Anything further on this Paper? May we then proceed to the next Sessional Paper, Sessional Paper No.7? It is related to the Yukon Housing Corporation. Have you anything on Sessional Paper No.7?

Mr. Tanner: Mr. Chairman, have we any other business to do today, this afternoon in Committee, other than this particular Sessional Paper?

Mrs. Watson: Mr. Chairman, Sessional Paper No.4 has not been dealt with.

Mr. Chairman: We have no Sessional Paper No.4 as yet.

Mr. Chamberlist: Yes you have; I tabled it this morning, Mr. Chairman.

Mr. Chairman: Yes, but it hasn't been moved into Committee.

Mr. Tanner: Mr. Chairman, the reason I ask this is that we have had quite a bit of information thrown at us in the last two days and I, personally, have had no time to read this one yet.

Mr. Chamberlist: Mr. Chairman, I think, under the circumstances, that I would move that Mr. Speaker do now resume the Chair.

Mr. Chairman: Is there a seconder?

Mrs. Watson: Mr. Chairman, I second the motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson, that Mr. Speaker do now resume the Chair to hear the report of the Chairman of Committee. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker resumes the Chair.

Mr. Speaker: This House will come to order. May we have the report from the Chairman of Committee?

Mr. Chairman: Mr. Speaker, Committee convened at 10:45 a.m. to discuss Bills and Sessional Papers and Motions. Committee recessed at 11:55 a.m. and reconvened at 2:10 p.m. I can report progress on Bill No.3. It was moved by Councillor Chamberlist, seconded by Councillor McKinnon, that Committee concur with recommendations contained in Sessional Paper No.6; this motion carried. It was then moved by Councillor Chamberlist, seconded by Councillor Watson, that Mr. Speaker do now resume the Chair; this motion carried.

Mr. Speaker: You have heard the report from the Chairman of Committee. Are we agreed? What is your further pleasure?

Mr. Taylor: Mr. Speaker, for the agenda tomorrow, we have odds and ends, Motions, Sessional Papers and Bills.

Mr. Speaker: May I have your further pleasure?

Mr. Chamberlist: Mr. Speaker, I would move that we call it 5:00 p.m.

Mr. Speaker: Is there a seconder?

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

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Whitehorse North, that we now call it 5:00 p.m. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: This House now stands adjourned until 10:00 a.m. tomorrow morning.

ADJOURNED

*ADJOURNED*

Mr. Speaker reads the daily prayer. All Councillors are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order.

Mr. Chamberlist: Mr. Speaker, I would rise on a question of privilege. Mr. Speaker, referring to page 49 of the Votes and Proceedings, it is quoted here that I said, "Mr. Chairman, I must remark that it is like the old biblical phrase, 'saith not for the cause not available'." The words should be, "saith not for the cause not avaiileth".

Mr. Speaker: Now we have mythology and theology.

Mr. Chamberlist: Mr. Speaker, I have, for tabling this morning, Legislative Return No.2 and Legislative Return No.3.

*TABLING OF  
LEGISLATIVE  
RETURNS  
# 2 AND 3*

Mrs. Watson: Mr. Speaker, pursuant to section 6 of the School Ordinance, I wish to table the Annual Report of the Department of Education to the Commissioner.

*DEPT. OF  
EDUCATION  
ANNUAL RE-  
PORT TABLED*

Mr. Speaker: Are there any further Documents or Correspondence to be tabled? Are there any Reports of Committees? Are there any Bills to be introduced?

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.12, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be introduced.

*BILL #12  
INTRODUCED*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: Are there any Notices of Motion or Resolution?

Mr. McKinnon: Mr. Speaker, I would like to give Notice of Motion concerning the termination of payment of wolf bounties.

*MOTION #6*

Mr. Speaker: Are there any further Notices of Motion or Resolution?

Mr. Stutter: Mr. Speaker, I would like to give Notice of Motion to move Legislative Returns No.1, 2 and 3 into Committee of the Whole for discussion.

*MOTION #7*

Mr. Speaker: Are there any Notices of Motion for the Production of Papers? As there are no Motions for the Production of Papers or Motions, we come to the Question Period. Mr. Clerk, would you see if the Commissioner is available? At this time, we will have a short recess.

RECESS

*RECESS*

Mr. Speaker: The House will come to order. Are there any questions?

Mr. Stutter: Mr. Speaker, I have, before me, a copy of the Ministry of Transport regulations governing airstrips throughout the Territory. Inasmuch as the airstrip in Old Crow now successfully cuts off Old Crow as it runs from bank to bank, I wonder if the Administration is about to make any type of arrangements to waive part of these regulations to permit the people of Old Crow to at least go to their graveyards that are beyond the airstrip; also, to some of their woodyards and some of their hunting grounds that are beyond the airstrip. If these regulations are enforced the way they are, it makes it virtually impossible

*QUESTION RE  
OLD CROW  
AIRSTRIP*

Mr. Stutter continues ...  
for these people to go anywhere but into the river.

Mr. Commissioner: Well, Mr. Speaker, has there been any attempt, that the Honourable Member is aware of, to apply the regulations to the Old Crow Airstrip to make it difficult for the people there?

Mr. Stutter: Mr. Speaker, there was, at one time, a service road from approximately the centre of the airstrip to the centre part of the Village. This road, now, is being closed off completely and the people of Old Crow have been told by the local construction foreman that the only method they will have to cross the airstrip will be around the extreme ends of it. In cases of the older people in Old Crow, this is an almost impossible situation, where they would have to walk a half mile and even, in some instances, close to a mile, in order to get to the far side of the airstrip.

Mr. Commissioner: Well, Mr. Speaker, I don't know just exactly what to say here, because it seems that, in the process of curing one evil, we have created two or three others. If the Honourable Member would be good enough to give me a little time on this, I will have it investigated to see just what the practical solution would be. I hope that he wouldn't suggest that we close down the airfield. We're pretty proud of this airfield that the native people built in Old Crow.

*QUESTION RE  
NATIVE  
COMMUNITY  
COURT WORKER  
SERVICES*

Mr. Taylor: Mr. Speaker, I have a question I would direct to the Minister of Health, Welfare and Rehabilitation. I have a copy of a most delightful letter from Mr. Jeffrey Choy-Hee, Executive Director of the Skookum Jim Memorial Hall, asking for some assistance from the Territorial Government in respect of native community court worker services. I'm wondering if the Honourable Member could give us some information as to what the Administration is doing with this request.

Mr. Chamberlist: Mr. Speaker, I received the letter only last night, after Council was over, and I haven't really had the time to study the contents of it. Perhaps, by Monday, I will be able to give some information to the House in relation to the contents of this letter.

*QUESTION RE  
PUBLIC BUS  
SERVICE,  
WHITEHORSE*

Mr. Tanner: Mr. Speaker, I have a question this morning for the Commissioner. What progress has been made to provide a public bus service to the outlying areas of the amalgamated greater area of Whitehorse?

Mr. McKinnon: You're going to have to run for City Council, Clive.

Mr. Commissioner: Mr. Speaker, I am sure that the Honourable Member, with the series of questions he has been asking, is just attempting to get me into more trouble with the City Council of Whitehorse. I am sure that he wouldn't want me infringing upon their rights to establish whatever kind of bus service they want in the newly amalgamated area.

Mr. Tanner: Supplementary, Mr. Speaker. Anticipating this answer, as it is consistent with all the answers I have had all week, I think, in this case, I have the Commissioner cold. It was his suggestion, during the amalgamation public meeting, that there might be some form of transit system imposed on the Greater Whitehorse Area, using as a basis, the territorial school bus system. I wonder whether the Commissioner could comment on this.

Mr. Commissioner: Mr. Speaker, this is an entirely different question that the Honourable Member is asking now. I have resuscitated a report made some seven years ago by a commercial bus company, where they made a study of public transit in the Metro Area. I have asked the officers in the Department of Local Government to make such attempts as they can to update this study, and at that time, see about consultation with the Government of the City of Whitehorse to determine, indeed, if something cannot be done along the lines of what was suggested at that time. I



Mr. Commissioner continues ...  
 would say, Mr. Speaker, that much homework has been done in previous years on this subject and I am quite optimistic that, with the co-operation of the City and such requirements that we have in the school system, there may well be a basis here for a reasonable public transit system here in the Metro Area.

Mr. Taylor: Mr. Speaker, I have a question I wish to direct to Mr. Commissioner, respecting the Faro Airport. Inasmuch as the waste piles, the tailing pile, from the mine waste, is overtaking the airport at Faro and making it inoperative and inasmuch as I believe that many surveys have been made and costs surveyed in relation to the construction of a new one, I'm wondering if the Administration has given any consideration to widening a section of the Campbell Highway in order to facilitate light aircraft for emergency evacuation from that community.

*QUESTION RE  
FARO  
AIRPORT*

Mr. Commissioner: Mr. Speaker, I cannot answer in the positively affirmative to the question of widening the road, but I can say that there has been a considerable amount of work done by both our own Department of Highways and Public Works and the Ministry of Transport in this regard. I think the best thing that might be done here is, in order to bring this information current for the Honourable Member, Mr. Speaker, that I should bring forward a written statement of exactly where the matter stands. While I'm on my feet, I may say that the basic request from the interested communities has been, up until now, for emergency airstrips, rather than for a major permanent airstrip to take the place of the one that is being overrun by the tailing piles at the site of the mine.

Mr. Tanner: Mr. Chairman, I have a further question for the Commissioner. During his Opening Address, he mentioned legal aid for the Territory; I was wondering whether the Commissioner would be prepared to give Council more information regarding legal aid or present a position paper of the Northwest Territories' program and reasons why the ExCom turned down the Northwest Territories' plan for the Yukon.

*QUESTION RE  
LEGAL AID*

Mr. Commissioner: Mr. Speaker, I would be quite prepared to table the agreement, if that is what it is, that the Northwest Territories with the Federal Government; no difficulty involved here. Insofar as our position at the present time, I think that I have clearly indicated to Council, in my Opening Address, the reasons for it being turned down by the Executive Committee; these are not to be expanded on to any great length. It was simply a cost factor which, basically, said that the Federal Government would make a contribution with a limit on the dollars that the Federal Government would contribute, and the Territory would be called upon to pick up the balance. Quite frankly, the position taken in the Executive Committee was that we didn't see how the Council would be prepared to accept any kind of an open-end financial agreement of this nature which could run us into the expenditure of untold sums of money that would have to be raised at the local taxation level. As a consequence, we are taking a look at various other forms of legal aid that would have the net effect of providing this service to those people who can't provide it for themselves in the Territory on a limited basis with specific things in mind. We will endeavour to have a package put together that will have a good chance of receiving Council's acceptance and the acceptance of the Federal Government. I cannot promise to have this together before the next Session of Council.

Mr. Taylor: Mr. Speaker, I have a further question directed to Mr. Commissioner this morning. It is related to the establishment of a Water Board in the Yukon Territory. This Council recommended the appointment of three members to this Board from the Yukon Territory. I'm wondering if Mr. Commissioner could advise the Council as to whether or not this Board was, in fact, constituted and functional.

*QUESTION RE  
WATER  
BOARD IN  
YUKON*

Mr. Commissioner: Mr. Speaker, to the very best of my knowledge, the Board has not only been constituted but has held meetings. I'm sorry,

Mr. Commissioner continues ...

I can't say how many meetings, but I believe it is in the plural. That is as far as I can go on this.

*QUESTION RE  
D.B.S.  
CENSUS*

Mr. Taylor: One final question, Mr. Speaker, I'd like to direct to Mr. Commissioner once again. I'm wondering if he has, yet, any results of the recent D.B.S. census as it affects the Yukon.

Mr. Commissioner: Mr. Speaker, there are all kinds of unofficial information on the census, but the official figures, we are told, will be made available during the month of December. We will see that immediate and adequate publicity is given to them as soon as they are received.

*QUESTION RE  
WINTER JOB  
PROGRAM*

Mr. McKinnon: Mr. Speaker, I wonder if I could ask Mr. Commissioner how soon Yukon will know what participation it will be making in the Federal Government's hundred million dollar winter job program.

Mr. Commissioner: Mr. Speaker, there are several aspects to this. One of them has to do with supplementary Manpower training and, I believe, we should have information on that there in Whitehorse at the present time. Another one is a labour intensive type work project and, I believe, an indication on this came in yesterday. But, I would have to bring this properly forward to Council at the first of the week, Mr. Speaker. Those two things, I believe, we have positive information on; others, we are not too sure of as yet. But, I will bring the information forward for Council on Monday on those two items.

*QUESTION RE  
HIRING  
PRACTICES  
IN YUKON*

Mr. McKinnon: Mr. Speaker, in reading the last two Newsletters that the Government of the Yukon Territory so generously provides to Members of Council, I notice that, in personnel hirings, there are about 15 new positions within the last two months indicated. As far as is indicated, only two of these new people were hired locally, while thirteen of them were hired from other points in Canada. I wonder, Mr. Commissioner, whether you could state the philosophy of hiring practices of the Yukon Territorial Government and whether Yukon residents are given first chance or priority chance, for the jobs offered by the Public Service of the Yukon Territory.

Mr. Commissioner: Mr. Speaker, it is unfortunate that the Honourable Member takes this information out of context. I think that you must consider, not particularly the positions that are reported in the Newsletter, because these are positions that we consider to be of interest to Councillors as they are mostly senior positions in the Government ... I think if you take a look at the total hiring practices of the Yukon Territorial Government, in relation to the total placement that we make and the total positions that become vacant during the course of a year, you will find that the vast predominance of the people who occupy these positions are, what would be termed, Yukon residents prior to their being hired by the Territorial Government. Now, you asked the question, do we give a Yukon resident preference. I would say that, all other factors being equal, the boards which sit with regard to these positions would look upon residency in the Territory as a very highly desirable qualification, not only from the point of view of giving the opportunity of employment to someone who is already here, but also from the point of convenience. If we hire people away from here, to the total exclusion of a similarly qualified individual at the local level, we are involved with considerably more cost to get the person here, move him here, and will no doubt, have to find housing for him here; there are many disadvantages to it. On the other hand, residence in the Yukon Territory cannot be used as the overriding criterion when we are attempting to fill senior positions or where we are looking for a particular type or level of expertise. This cannot be. I am sure that the Honourable Member would agree that, if this was to be the criterion that was used in order to hire people here in the Yukon Territory, neither the Honourable Member who asked the question, nor myself, would ever be in the Yukon. There is only so far that you can carry this philosophy. But, I would say this; if the Honourable Member would allow

Mr. Commissioner continues ...

me to table figures for the information of Council concerning our hiring over this past year, this would be the criterion that would be best, with regard to whether we hire people ... that is, if the vast majority of hirings are people who live in the Territory or whether they are, literally speaking, resident elsewhere.

Mr. McKinnon: Thank you, Mr. Speaker. I'm sure those specifics would be extremely interesting to Council. I, for one, would certainly be interested in seeing them. Speaking of the hiring of outside help, Mr. Commissioner, I wonder, as we discussed at the Spring Session of Council, the Wild Rivers Study that was done by students who came from outside to study the wild rivers of the Yukon, whether Council can expect a report on the findings on the wild rivers of the Yukon from the study that was done by outside people.

*QUESTION RE  
WILD RIVERS  
STUDY*

Mr. Commissioner: Mr. Speaker, the most important thing was that we didn't lose any of them; the same number that went out in the spring came back in the fall and this is always a major victory. I will endeavour to find out if there is any documentary evidence, or documents, that they created that would be available to the Council. I will certainly see that they are made available, if such are in existence. I'm sorry, I can't answer one way or the other at the moment.

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner another question. A group of Vancouver climbers climbed Mount St. Elias this summer and sent in a complaint that went right across the country about the garbage heap that was found on that mountain. It appears that even the mountains of the Yukon aren't safe from the litterbugs any longer, and I just really believe, and I say this sincerely, that I think the Yukon is becoming one large garbage dump. How do we go about getting a comprehensive plan of anti-litter legislation, enforceable legislation, whether it be on top of a mountain or beside the roads of the Yukon Territory.

*QUESTION RE  
ANTI-LITTER  
LEGISLATION*

Mr. Commissioner: Mr. Speaker, with respect, that same garbage dump that was complained about saved a climber's life about a week after the report was made. Now, you can carry this thing to complete and utter lengths of stupidity. On the other hand, certainly, pollution rests and starts and stops with the individual. If people, themselves, as individuals, are not going to practice those things that they preach and want everyone else to do, or want laws to be made in order to make them do it, what we will have to do is, the 20,000 people in Yukon will have to bring 20,000 more so each one will have a private detective along with him wherever he goes to see that he obeys the law. Now, the Honourable Member has questioned ... I agree with him entirely because there is just nowhere that you can go in the Yukon anymore where you don't find a litter heap. You can follow the tracks of a hunter by the tin cans he leaves behind. It is absolutely terrible. The individual, Mr. Speaker, is the only one you can deal with. When you talk about people leaving behind a bunch of litter on Mount St. Elias, we have the astronauts going to the moon and leaving litter behind them, too. So, it's a very, very difficult situation. The case in point, I think, has had a lot of publicity attached to it which wasn't entirely warranted because I don't believe this was left behind as litter; it was left behind as a cache of equipment and food that, conceivably, might be used by someone who followed along at a later time. Indeed, it just so happened that this particular bunch of litter did have the effect of saving someone's life just a very short while after this report was made. How the laws are made that the Honourable Member asked about, and how we enforce them, Mr. Speaker, I'm sure we are open to any suggestions.

Mr. McKinnon: Well, Mr. Speaker, I certainly agree with Mr. Commissioner, that this is up to the individual, and the problem is to educate the individual. I would like to ask the Executive Committee Member in charge of Education whether there is an active environmental education program going on in Yukon schools. I think that this is imperative.

*QUESTION RE  
ENVIRONMENT  
EDUCATION  
PROGRAM*

Mrs. Watson: Mr. Speaker, I wonder if I could bring a written reply to that question on Monday.

Mr. McKinnon: Thank you.

*QUESTION RE  
RESOURCE  
MANAGEMENT  
IN YUKON*

Mr. Taylor: Mr. Speaker, I would like to direct a question to Mr. Commissioner respecting our resources in the Yukon Territory. It seems to me that the Federal Government is slowly crawling over this Territory and are solidly tying it up for the Federal Cause, in terms of resources, with the officers of the Resource Economic Branch, the Resource Management Branch ... I don't know, they have a thousand different names now. Also, the environmentalists are coming in droves, like these private detectives that Mr. Commissioner referred to earlier. I'm wondering if Mr. Commissioner would be prepared to, at least, attempt to lay before Council some sort of picture of just how bad this situation is. How many people are we really talking about, in terms of these federal people taking over our resources, and just where do we stand in this regard? Would Mr. Commissioner be willing to attempt that chore?

Mr. Commissioner: Well, Mr. Speaker, I think this is a very good question that the Honourable Member has raised, and I think it's a matter that the general public should be made aware of. There is no way for me to bring this kind of report to this Session of Council, but, I certainly would undertake to get a comprehensive picture of the activities of the Federal Government and the resource management field at all levels, and make this available as either a public document in the Council Newsletter or have it tabled as soon as it is ready. However, there is something that I wish to say. In the course of managing the resources of the Yukon Territory, there has been no lack of an attempt by the Canadian Federal Government to apply and administer the laws they are responsible for in resource management of the Yukon Territory. Now, whether we like the laws or whether we don't, is another matter; but, certainly, we cannot indicate that they have not made every reasonable attempt to have qualified officers and administrative people in the field to give effect and to properly administer this responsibility of the Canadian Federal Government in Yukon. This applies on all levels, and is certainly very apparent at the present time, as a consequence of the various land management type regulations that the Federal Government wishes to see invoked here, the water boards and the regulations involved there and likewise with the forestry resources and various others. The question is a very good one, Mr. Speaker, but, I need some time. I think it is an item that is in the best interests of everyone, to know exactly what is going on and who is doing it and how it is being done.

Mr. Speaker: Are there any further questions?

Mr. Commissioner: Mr. Speaker, may I rise to answer a question that was raised by the Honourable Member from Watson Lake on October 27th? The question, Mr. Speaker, related to items that were purported to appear in the current Budget with regard to Teslin public works. I am told, by the Department of Local Government, that there are three projects involved here: new street construction, dump relocation and establishment of a cemetery. The above three projects emanated from our summer 1971 discussions with the community club in Teslin. They were informed that these were being investigated for our 1972/73 Budget program. We have nothing in 1971 for these projects and, I would assume, that is further qualified by saying that they did not appear in the 1971 Budget. It is intended to carry this type of information-seeking program annually, prior to the next budget year so that new programs can be included in our funding. This applies not only to Teslin, Mr. Speaker; it applies to all small communities in the Territory. I would further add to this that a 1,000 gallon water tank to be installed at the fire hall in Teslin, the Highways and Public Works Department informs us, has received final instructions from the Fire Marshal; it includes the use of water stores and the installation of a 1,000 gallon water tank and the installation will take place as quickly as we can have territorial employees available

Mr. Commissioner continues ...

to carry out the work. This will be the maintenance staff that will do this. Thank you.

Mr. Chamberlist: Mr. Speaker, the other day, the Honourable Member from Watson Lake asked a question of me, relative to the status of the proposed nursing station expansion program at Watson Lake. I have been advised that it is not the intention of Northern Health Services, at this time, to consider the Watson Lake Nursing Station to be brought into hospital status. However, next year, a review will be made of the situation, taking into consideration the population and what economic growth might be taking place in that area, and further consideration will be given to the request made by the Honourable Member.

Mr. Taylor: That sounds more like it.

Mr. Speaker: Are there any further questions? We wish to thank the Commissioner for his attendance. Are there any Private Bills and Orders? Are there any Public Bills and Orders? What is your further pleasure?

Mr. Taylor: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and Council resolve into Committee of the Whole for the purpose of discussing Bills, Sessional Papers and Motions.

Mr. Speaker: Is there a seconder?

Mr. Chamberlist: I second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse East, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills, Sessional Papers and Motions. Is the House prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

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

Mr. Taylor takes the Chair.

Mr. Chairman: I call Committee to order, and the first item is Sessional Paper No.7, Yukon Housing Corporation. Mr. Commissioner, would you care to comment on this.

*SESSIONAL  
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Mr. Commissioner: Mr. Chairman, we have gone into considerable length to explain the proposal here. Basically, we are seeking Council's concurrence with the establishment of a Yukon Housing Corporation and, if Council concurs with this, we will be carrying on as indicated on page 8, namely, to have the necessary Ordinance prepared for this for submission to Council. Of course, we will be, likewise, anticipating making budgetary provisions for this as a concurrent feature of it. I think that all Honourable Members are aware that we have housing problems throughout the Territory, not only insofar as individuals are concerned but also as far as total communities are concerned, and likewise, not only people who work for government but those who work in situations where, possibly, the companies they work for do not provide them with housing. We have much substandard housing; we have, literally, no rental housing in many, many areas of the Territory. Quite frankly, in the process of seeking to give effect to many of the requests made around this Council table in the course of the last ten years, we have come to the conclusion, on the basis of recommendations received from other provincial and territorial jurisdictions, Central Housing Mortgage and Housing Corporation and other similar type bodies, that the best hope of trying to deal with this thing is through a housing corporation which will have the flexibility of action, as indicated in this Paper. We will endeavour to answer your questions to the best of our ability. I would

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Mr. Commissioner continues ...

say, while I'm on my feet, Mr. Chairman, that the Administration strongly recommends to Council that they concur with the suggestion made in this Paper. We don't say that this will cure all the problems over night, but we feel that this will be a step in the right direction towards giving effect to many of the things and the wishes that have been expressed over the years for improved means of providing housing for an element of the population who, for one reason or another, are unable to provide it for themselves, not only in Whitehorse but throughout the Yukon Territory.

Mr. McKinnon: Well, to start the ball rolling, Mr. Chairman, I'm interested in the funding of this program. Will money be available from government corporations, such as C.M.H.C., to the Yukon Territory for disposal by people who are knowledgeable of housing needs in the Yukon Territory? Does this mean that the breakthrough from C.M.H.C. has come? Will we be able to use C.M.H.C. funds, but apply them to the realities in the Yukon Territory, without the stringent regulations that C.M.H.C. now imposes upon its funds being used in the Yukon Territory?

Mr. Commissioner: Mr. Chairman, I think that the question the Honourable Member has asked is a two-fold question. First and foremost, funding from C.M.H.C. to the Yukon Housing Corporation, yes; the removal of the stringency from the C.M.H.C. regulations, I'm afraid, no. However, the idea of this Yukon Housing Corporation is that it will be able to seek funds elsewhere than through C.M.H.C. In other words, there may be many situations; they may well come to the Yukon Territorial Government seeking funds if they wish. They would have the ability to seek funding from private or other sources, private lending organizations, private mortgage companies, banks, and they wouldn't be tied in to one source of funding. As far as the breakthrough that the Honourable Member has asked, are we going to be able to get C.M.H.C. money without the application of C.M.H.C. rules and regulations, I'm afraid that this millennium is not quite here. However, it may well be that, as a consequence of the housing corporation dealing with housing as a fact, they will be able to put to better use many of the programs of Central Mortgage and Housing Corporation which exist at the moment and that we have been unable to participate in through lack of an organization such as this to deal with C.M.H.C.

Mr. McKinnon: Mr. Chairman, how do we solve the field that the low cost housing moved into, where we were borrowing specific funds from the Federal Government and had to go every year, on our knees, for further funds to fund the program? How do we get a capital source of money for that type of low cost housing program, which is essential in all areas of the Yukon Territory and has to be re-instituted because there are just no funds, not a penny, in mortgage funds available at the present under the low cost housing scheme? People who are looking for money under this low cost housing scheme are just not finding it.

Mr. Commissioner: Mr. Chairman, very obviously, the question asked by the Honourable Member is one of the major reasons for this Yukon Housing Corporation suggestion before us right now. There are far too many people in the Yukon who, for one reason or another, simply cannot comply with the terms of Central Mortgage and Housing Corporation. The question of where we will get the capital funding, I think that if you read the Paper carefully, you will find that the housing corporation will have much flexibility beyond that which is imposed by budgetary restrictions in the normal routine of government where funds have to be voted each year and dealt with in the course of that fiscal year. The housing corporation will be beyond that particular restraint. It could well be that we will be able to secure, as a consequence of certain Federal Government programs now existing in the Northwest Territories and that we are endeavouring to have applied here ... using that type of program and getting it through the Yukon Housing Corporation, the source of capital that the Honourable Member is asking about here could possibly be solved.

Mr. Chamberlist: Mr. Chairman, I wonder if I could help. The Honourable

Mr. Chamberlist continues ...

Member from Whitehorse West has raised a very valid point. I would like to indicate that, with the Yukon Housing Corporation coming into effect and it having the responsibility of distributing the funds that it will borrow from what other source it will be borrowing, it would mean that it would be the Yukon Housing Corporation who would be necessarily laying down the rules of the game of house construction and what type of needs are required. This, of course, will, perhaps, not be as strict as the Central Mortgage requirements are in those particular fields which the Honourable Member is referring, where, for instance, Central Mortgage Housing money is not available to areas where there are no sewer and water connections. The Yukon Housing Corporation would, then, be able to consider its own rules of where this money is available for loaning to people who require to build homes and haven't the facility of sewer and water connections. They can, then, recommend alternate sewer and water systems where the Central Mortgage and Housing have become pretty strict in allowing only connected sewer and water systems.

Mr. McKinnon: I have a few problems with the structure of the organization. I believe that it's essential that we have one corporation which has control of all the housing programs and all the funding in the Yukon Territory; so, obviously, someone who lives in the Yukon should go to one authority and say, "Look, here I am; I want to live in Mayo ..." God forbid "... or any other area in the Yukon Territory, and I would like to know what funding is available to be able to live in that area". We see here a hierarchy of a structure which, I imagine, would entail about 15 people, looking at the staffing of it, with all the support people in the financial area, the housing programs and the technical development. I'm just not sure whether they are loaned from other areas of government departments or whether they are experts on the staff of the housing corporation. I would like some clarification on that. I'm afraid that we're going to find another body structure that becomes like C.M.H.C., like a law unto themselves, who really aren't that facile in getting the money from the corporation to the public which was the real beauty of the Low Cost Housing Ordinance. The book work, the red tape, the bureaucracy, was minimal and the whole purpose of the program was getting government funds, after we had voted them, into the hands of the people who wanted to build. It was a beautifully simple, efficient, effective program. Now, this is the type of program that has to remain, that has to be re-instituted, if the housing corporation is set up. How can we guarantee, as a Government, a Legislative Body, that this is the type of program, that this is the type of flow that will come about from money available to the housing corporation to the public without the propensity of red tape and bureaucracy that usually comes about with these types of corporations being formed.

Mr. Chamberlist: I would just like to deal with one small point, and I'll allow Mr. Commissioner to answer the balance. When I rose before, I rose because of a particular point the Honourable Member had brought up with reference to the Central Mortgage and Housing requirements in the loaning of money on a particular structure. I thought I had clarified that. The Yukon Housing Corporation would lay down its own rules. Now, I didn't hear the Honourable Member concur that he understood that the particular question he had raised had been answered. He went on to another area. I thought that if we dealt with one area at a time, we might be able to debate this in a better manner.

Mr. McKinnon: Alright, Mr. Chairman; this is a good point. The Yukon Housing Corporation lays down its own rules; on the advice of whom and responsible to whom?

Mr. Chamberlist: This is where we have the structure. On the advice of the corporation itself, the Board of Directors ... this is the idea. If the Honourable Member would look at the structure set-up behind page 8, he would find that there is a structure set up and the Board of Directors of the Corporation, of course, will be the people who we look to in this area.



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Mr. McKinnon: The point is that it's obvious that we will have to bring in professional people who are used to dealing with these amounts of money and who are experts in the field of bringing in all these plans under one administrative roof. Now, I'm worried; where do they get the input of what is happening in housing in Watson Lake, in Haines Junction, in Mayo, in Dawson City? It takes a while for a person to understand the specific problems of particularly the smaller communities. So many people are prone, in the Yukon, not to go beyond the boundaries of the extended borders of the Metropolitan Area of Whitehorse during the year or two or three that they remain in the Yukon. These people are going to have to be extremely knowledgeable in different plans that must be laid out for different communities because, as we all know at this table, what will work in one area just won't work in the other areas. I think that the biggest benefit a corporation like this can do is seeing the specific needs in the individual communities and building plans around those needs in those communities so that people, everywhere in the Yukon, have decent housing. I think that you are attempting to do this very thing, but the machinery to get this into motion is something that is just not clear in my mind. It's something that I am worried about.

Mr. Chamberlist: Mr. Chairman, I think the Honourable Member will agree that this is an administrative matter that takes place upon the formation of the corporation. Certainly, every opportunity is going to be given, with the help of the government if the corporation so desires, to get the information they require. Of course, we're prepared to make sure that the Yukon Housing Corporation is completely divorced from government. This is the principle of it, so that it has its own Board of Directors to look after those needs in those other areas, all areas of the Yukon, not specifically the Metropolitan Area. The idea is ... so often the case has been that areas outside the Whitehorse area have been forgotten in regards to housing needs. As a matter of fact, Central Mortgage and Housing, themselves, have completely forgotten people in other areas requiring housing. This is where the support of the principle of the housing corporation should be given wholeheartedly. The idea is very sound, that provision must be made for consideration of the needs of people in all the Yukon, not necessarily just where Central Mortgage and Housing wants to loan money to construct buildings to their standards. The other point that has been raised with reference to the administrative area, Commissioner Smith will, I'm sure, be able to expand upon.

Mr. Chairman: Well, perhaps, at this time, we could have a brief recess.

RECESS

RECESS

Mr. Chairman: At this time I will call Committee back to order.  
I believe that ... Mr. Commissioner were you about to comment?

*SESSIONAL  
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Mr. Commissioner: Mr. Chairman, the concern expressed by the Honourable Member as to whether or not we are suggesting a creation of another bureaucracy here that would make it difficult for the individual to deal with as opposed to the apparent ease with which the individual was able to secure funds under our former Low Cost Housing Program, I think is quite understandable. However, I would ask Members to take a look at page six of the paper, in which we are saying here "Organization and Structure - It is envisaged that the housing corporation would have a very modest sized staff. The staff should consist of key technical personnel and the majority of the development carried out by the corporation would be through the use of specialist services from the private sectors in the fields of design, construction, development, etc. It is not envisaged that the corporation would try to develop a maximum management group to carry out all of its assigned functions but would contract out as much of its duties as it possibly could." Now, to go beyond that at this time, Mr. Chairman, is practically impossible. I certainly share the Honourable Member's fears; on the other hand I would like to point out to him that the apparent ease with which the individual dealt with getting funds under the Low Cost Housing Program applied only to those individuals who happened to live in Whitehorse. To the best of my knowledge, of all the money that we disbursed under the Low Cost Housing Program, the maximum that was made available outside of the Metropolitan Area would be eight or ten loans in the whole course of the time that that program was carried out. Now, I think in the face of that, this rather puts to, off to one side this ease of dealing, because it was ease of dealing only for those who were in close proximity to the Metro Area. I think the idea of the corporation will be fully explained in the Ordinance if Council sees fit to give us their concurrence to go ahead, At that point there may be more things that, you know, more detailed questions that the Honourable Members would want to deal with, but certainly it has got to be something that identifies itself with housing throughout the Territory, not just housing for Whitehorse. Secondly, it has got to enter into the fields of complete and total housing requirements and even town planning in some of the smaller communities. When we have five communities and we are trying to service them all to service five hundred people, it's high time that some organization, such as this, was brought into effect to see that they are not going to finance housing in the Territory except under some kind of reasonable and compatible conditions that will permit the ultimate provision of services in those areas to be compatible with the ability of the people in the area that pay for the services. This is part of the total package.

Mr. Tanner: Mr. Chairman, could I make two comments. First, on the observation that the Member from Whitehorse West made as to the simple ease with which people could obtain money under the Low Cost Housing Loan, I am particularly concerned with this because most of the loans went to my area. I would describe that program not as a simply ease but as simple minded, because I think ... to misquote a well known proverb, "the road to 'poverty' is paved with good intentions", and that's what happened in this program. The eight thousand dollars which the loan started was just sufficient monies to get a person into trouble; it wasn't sufficient for them to build a house with. There are many, many other particular reasons why the Low Cost Housing Plan hasn't worked, and I don't think that this is the place or the time to discuss them.

Mr. McKinnon: No money, primarily.

Mr. Tanner: There is one other question that I would address to the Commissioner, or one Member of the Executive Committee. Do they

Mr. Tanner continues ...

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envisage that one Member of this board will be appointed from this House?

Mr. Chamberlist: No, no.

Mr. Commissioner: Well, Mr. Chairman, I would hope not. You are looking for people who are going to sit on this board, who are going to be able to bring to this board a completely free and unfettered opinion to deal with this in a complete and total business like manner. I strongly recommend, Mr. Chairman, that it would be a disaster to appoint people to this board on the basis of, one of their qualifications be that they be a Member of the Territorial Council. In fact, I think that the person would find himself wanting to disqualify himself from many of the activities of the board as a consequence of this membership on Council.

Mr. Chairman: I have a couple of questions from the Chair in this regard. First of all, the board ... the whole program is somewhat like a crown corporation and in being so, works under an Ordinance created by this Legislative Body so indeed that they would be answerable to this body, is this correct?

Mr. Chamberlist: There is a section in the paper which indicates there would be a requirement for the board to report to the Territorial Council you know, in regard to its ... I would point out on page seven, number three "they shall submit to the Commissioner and the Territorial Council a statement of the annual incomes and expenditures of the corporation, statistical reports and budget estimates and proposed programs for the subsequent fiscal year." So that Council is made aware of what the board ... the corporation's actions will be. I think that while I am on my feet, the suggestion that the Honourable Member from Whitehorse North made ... about the suggestion that he was questioning, whether there was to be a Member of Territorial Council on this board, I think we all know how we feel about people in governmental positions, such as the N.C.P.C. being Members of the board itself. I think there has been many objections expressed as a result of the Deputy Minister and Minister controlling the board. I think that we must try and get away from that.

Mr. Tanner: Well, Mr. Chairman, my point ... the reason for my question and as I said ... as you said, it was only a question. It wasn't the fact that this is any way related to N.C.P.C. because the people on that board, up until the new legislation goes through, were all civil servants when appointed on the board. My question was really to see if we could get people put onto the board in one position only, an elected member, just to get him on the board to keep an eye on the administration.

Mr. Chamberlist: The whole Council except ...

Mr. Chairman: Any further discussion on this item?

Mr. Chamberlist: Well, Mr. Chairman, if there is no further discussion, I would move that the necessary Ordinance to establish the Yukon Housing Corporation be prepared and submitted to Council.

Mr. Chairman: Well, is it not going to be? I don't see any reference for advice here.

Mr. Chamberlist: There is a recommendation, the last recommendation at the end, Mr. Chairman.

Mr. Chairman: Stating that it will be prepared and submitted to Council.

Mr. Chamberlist: Right.

Mr. Commissioner: Well, we would appreciate ...

Mr. Chamberlist: We ask the approval of Committee and not the Gods.

Mr. Tanner: Mr. Chairman, I would like to second that motion.

Mr. McKinnon: Prior to the question being called, Mr. Chairman, I wonder if I could ask Mr. Commissioner, he has stated upon many occasions that one thing that he wanted was for the Territorial Government to get out of the housing business. Would the Territorial housing, all of it, be placed under the corporation?

Mr. Commissioner: Mr. Chairman, the answer is in the affirmative.

Mr. Chairman: I think that I have this correct. It was moved by Councillor Chamberlist, seconded by Councillor Tanner, that the necessary Ordinance to establish the Yukon Housing Corporation be prepared and submitted to Council; is this right? Any further discussion? Are you prepared for the question? Are you agreed? I shall declare the motion as carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Chairman: There is one additional item we could deal with and I believe this is Motion No. 3, Councillor McKinnon. The motion reads as follows: "That the following resolution be forwarded to the Minister of Health and Welfare in Ottawa: 'The Council of the Yukon Territory earnestly requests an upward exemption for northern residents under proposed family allowance legislation. It costs 25 per cent more to live in the Yukon than in British Columbia. Cut-off payments at \$10,500 would virtually eliminate every family living in the Yukon who have to earn this salary in order to live on a level equal to southern Canadians.'" Councillor McKinnon.

*MOTION #3*

Mr. McKinnon: Mr. Chairman, Council asked this to be put into Committee for further discussion. I think I explained to some length my stand on this and the history of it. For further elaboration, under the legislation introduced, Canada's Universal Family Allowance System would end by next May. The revised program would completely do away with benefits for higher income families. Payments would be based on family income floors and ceilings calculated from the number of children and the amount of money earned. The income floor would start at \$4,500. and rise by \$500 per each child. The cut-off for payments would begin at \$10,400 for a one child family. A four child family would get payments until income reaches \$12,000, while a ten child family would get maximum benefits even when income reaches \$15,000. The point that I was making, Mr. Chairman, is that most Yukon families find themselves in the \$10,400 bracket in order to be able to live on a standard of living equal to southern Canadians; now these families will be eliminated from receiving any payments from the ... under the new family allowance system. I have stated before, and I will state again, that I think that this is discriminatory legislation against the north and the northern reality of living is not considered when this federal legislation is introduced before the House, without any input from the people who live and raise their families and try to get along in ... North of 60. Further to this press release, which incidentally is from the Canadian Press, the explanation of the new family income security plan, there was a report in the Globe and Mail of October 26th which was reprinted in the Whitehorse Star of last night, and it is called 'Inequities in the child allowance plans'. Here are a few quotations from it. It was written by Mr. Clare, a tax planning consultant for a Toronto life insurance company. "With an income of \$3,000, the parents are to have an extra \$180 a year to spend when their child is born. With an income of \$4,500, their additional spending power is to be no less than \$254. With an income of \$6,600, however, the increase in their spending power is only to be \$179. For larger incomes, the size of the increases would shrink until it hits a low

MOTION #3

Mr. McKinnon continues ...

point of \$90 for an income of \$9,100. The rollercoaster then stops dropping and starts climbing again. At an income of \$65,000 for example, the increase is to be \$183, which is more than the original \$180 increase at the \$3,000 income level. Why is an income of \$4,500 the most deserving level? Why is \$9,100 the least deserving level?", and of course as you realize the \$9,100 level, which is going to be the least deserving level is exactly the category that most Yukon families find their income category in. "Therefore, far from representing an advance and breaking new ground, the F.I.S.P. is merely restoring part of what has been lost -- and just for some people. Others are to lose yet more than they have lost already, because of the 'selectivity' of F.I.S.P. Overall, Canadian parents currently bringing up children are to continue to be less well treated relatively -- by comparison with adults not raising children -- than they used to be in 1946." Every consultant, every economist who has looked at the Family Income Security Plan, and you apply their findings to the North, indicate quite clearly that the people who are going to lose the most for it are the people who have decided to live, to work and to raise their families in the North. This is exactly the type of legislation that this House should be on its guard for and protest against. I think it would be only proper for this Council to accept the motion and go to the Minister of National Health and Welfare, the Honourable John Munro, and let him know exactly the facts of northern living and what the new Family Income Security Plan is going to do to families who have enough problems already trying to raise children in the North. It's going to virtually and absolutely eliminate all Yukon families from receiving benefits that other Canadians will be receiving by the Family Income Security Plan, just because they want to live in the North, Mr. Chairman.

Mr. Tanner: Mr. Chairman, I, too, read that article and if you ... if the Honourable Member would note the gentleman who is being spoken of there, the man who wrote the article, Mr. Clare, is a tax consultant, and those figures, as far as I understood them, were in relation with the new proposed tax premises which is coming in. Now, I do not argue with the basic premise, as far as family allowance, is concerned of giving the money, more money to the people who need it and taking it way from the people who don't really utilize it. I don't think anybody can argue with that. Obviously this is a case where universality is defeating its own purpose. Every Member obviously agrees that if you are going to help people who have a greater requirement, then you have got to take it away from somebody else, and that is the basis of the financing program. Though I basically agree with the theory, and I think the Honourable Member is attacking the Northern problem from the wrong angle, I think we should be talking to the taxation people, the Department of Indian Affairs, to the Minister in charge of Health, not in this particular area but in the whole tax area, that we should be getting tax relief for living in the North not on that one specific program. I think you might even be defeating your purpose eventually if you attack a specific program here and another specific program there, because they could turn around eventually and say, "Look, we have given you this, we have given you that", when the real criteria is that we should have a tax allowance for living in the North, and not any particular program, this one or any other.

Mr. McKinnon: Well, Mr. Chairman, I will continue to attack any program of the Federal Government no matter what power happens to be in office in Ottawa, if I think that it is discriminatory and against the best interests of the people in the North. I would agree with the Honourable Member wholeheartedly and motion after motion has been passed by this House and forwarded to the powers that be, no matter what power has been in Government in Ottawa, asking for relief and tax concessions to people of the North. We will continue to pass these motions and I'll continue to support any motions in this area. I also think that it would be not responsible for this House, when they see federal legislation that is going to have a very

Mr. McKinnon continues ...

direct affect on families living in the North, not to point out to the Federal Government the inequities in those programs because the Federal Government is unaware of the realities of northern living. If the Honourable Member from Whitehorse North journeys to Eastern Canada he will just find out how unaware and how unlearned the people in Eastern Canada are of the facts of northern living. I think that we should continue to send protests forward to Ministers responsible in Ottawa, when they have no prior consultation with people living in the North, and bring up federal legislation which I think they very unwittingly do not know what effect it is going to have on people and families in the North. I think that it is our responsibility to attack every one of these programs that we can see and find as being discriminatory against the people living in the North.

MOTION #3

Mr. Chamberlist: Well, Mr. Chairman, I look at the motion that has been put forward, and it doesn't back up the suggestions that have been made. I am sure everybody is interested, here, in seeing that the people of the Yukon are not prejudiced in any way by any legislation that comes out of Ottawa. Certainly, we have raised our voices on many occasions. But, I think there is an issue being taken here where there is not very much to it because there is no doubt in my mind that the people that are receiving family allowances, and I have often seen many people who receive family allowances for the purpose of getting something extra for their families, using the amounts of money for other purposes. The idea of the program, as I see it, is that the people of the Yukon are required, because of the fact that they earn a greater amount of money than in other areas, are required to lose a portion of what they have been getting by way of subsidy in family allowances. The Honourable Member from Whitehorse North made a very good point when he said that people who need the money, should get the money, and if people need it more, they should get an increase, and the people who don't need the money, they shouldn't be getting it and they shouldn't be using it. I think that this is very, very important, and I think that the Honourable Member from Whitehorse West is losing sight of that point, that the idea is to provide additional funds for those people that are more in need of the increases in family allowances for their children. As I am sure the Honourable Member is aware, as a result of the formula that is being brought forward, many families are going to receive additional family allowances over and above what they are receiving now. I have read the article that has been referred to by the Honourable Member, and I think that you can take the article in two or three different lights. I think that commentary that is being put in there is not based on facts as some people describe it, but based on the interpretation of this particular tax consultant or tax accountant here. There are other areas where other tax consultants and other tax accountants will give a different interpretation on it. I can't support the motion for the simple reason that it withdraws from the main purpose, and the main purpose is to deal, I think, with the overall costs of living in the Yukon. At any time that a motion came forward for consideration that the people in the North have a tax refund as a result of living in the North, then I would support it, but to try and break the principle of the extra cost of living in the North down in picayune little areas, which it is a picayune little area for the simple reason that the people involved are very few. The amount of money involved in dollars is very little. I think what we are trying to do in supporting the ... if we were to support a motion of this description, is to try and pick up a bucket full of sand with a hole in the bucket and let the sand run away, when we really should be going after the main thing, and we should be working to press that the Federal Government bring in legislation which gives the benefits to all the people of the Yukon for being here, because of the higher cost of living. That type of motion I will always support, but I am afraid, Mr. Chairman, that I can't support the motion as it is now.

Mr. Chairman: Councillor Stutter will you take the Chair?

Councillor Stutter takes the Chair.

MOTION #3

Mr. Taylor: Well, Mr. Chairman, I read and reread this motion, and I really can't see why we shouldn't support it. It's recognized ... I have always stated that I felt that at this point in time in our society, that maybe we don't need a family allowance program at all in Canada, however, have it reflect at the income tax side of the stick, when you talk about exemptions in income tax. However, it's a fact of life, we do have a family allowance program in Canada. It is also a fact of life that the cost of living here to feed a child is much higher than it is out in provincial jurisdictions. I think by D.B.S. standards, the general figure in heat, food and this sort of thing runs somewhere in the area of from 30 to 35 per cent higher than, say, in Edmonton. This is the figure that we get from the D.B.S. When the motion asks "That the Council of the Yukon Territory earnestly requests an upward exemption for northern residents under proposed family allowance legislation", I don't think that this is a bad request. We may not get it. We have asked for further exemptions under the Income Tax Act before. Pretty well every other Session, we have a motion on that subject. It's been virtually ignored; maybe this will be ignored. However, as the Honourable Member has pointed out, it may generate a little thinking at the Federal level, and maybe they may sit down and determine other ways by which they could offer assistance to us in the North. I would certainly support the motion. I can't see anything wrong with it. I can see nothing but good coming out of it.

Mr. Chamberlist: Well, Mr. Chairman, I think I have to reply to the Honourable Member in a little bit of a stronger term. The Honourable Member has often stood up in this House and spoken about high costs of living and the things that the people of the North should be given consideration to. I want him to review what he has just said about supporting a motion of this description, because we are not getting to where we want to get. That is the overall function of getting the Federal Government to recognize that the needs of the North must be looked at from the main objective point of view, and that is to take care of the overall cost of living. If we start fragmentizing in motions of this description, we will not be doing anything to help us. Now, it's very, very important that we do not allow ourselves to be placed in the position of bringing forward small minor motions that really have no strength at all. The motion must be something that comes from the whole Council unanimously. There can be no type of unanimity in this type of motion. I would ask that the Honourable Member recognize this point, and that the Honourable from Whitehorse West recognize this point. If he wants to indicate that anything on the basis of the fact of the overall picture, then I would support a motion even though it would come from him. But, I cannot support a motion where is a definite attempt to fragmentize, and this is what is being attempted to do. I think that it's wrong.

Mr. Taylor: Mr. Chairman, I can only say that unfortunately many of the people in the Yukon Territory, probably a majority of them, have not reached that degree and stage of affluence as the Honourable Member who has just spoken ...

Mr. Chamberlist: I work for it, perhaps you should do the same.

Mr. Taylor: ... and however, they all have to make a start just like the Honourable Member did. However, there are many people who, as I say, have not reached the state of affluence as yet. Any small way that we, as elected Members of this Territory, can assist our people, no matter how remote the possibility might be of achieving the result, it behooves us to do it. I say again, I urge all Members to support this motion.

Mr. McKinnon: Mr. Chairman, I just have to rise. I have made the point before, on the different media and also in the House, that I believe, and I firmly believe that the people in the Executive Committee



Mr. McKinnon continues ...

of Government are just completely removed from the input of the public. When the Honourable Member, Executive Committee Member in charge of Health, Welfare and Rehabilitation, puts words on a motion like this, of "small, minor, picayune", a motion which affects the vast majority of every family living, working and raising children in the Yukon Territory, then it just proves how far removed he is from the public opinion, and from the general public in total. The public is disturbed about the removal of their family allowance because of the new family income security legislation. They are very concerned about it. I don't think there is an issue on which I've had more response from the public of the Yukon Territory, perhaps the only one ... the other one being the Yukon Health Care Insurance Plan, where the public has rallied to the cause of the Federal Government putting discriminatory legislation upon them. Mr. Chairman, I just cannot understand the thinking of the Executive Committee Member in charge of Health, Welfare and Rehabilitation, to say that this request, which affects the vast majority of Yukon families, is either small, minor or picayune, as it's very real and very substantial to the people raising families in the Yukon.

*MOTION #3*

Mr. Chamberlist: Mr. Chairman, I have been listening somewhat with an open mind, a complete lack of prejudice and a cool rational approach to what, I am convinced, is a pure bunch of rubbish, but however ...

Mr. McKinnon: Rubbish.

Mr. Chamberlist: ... I do. The Honourable Member now has opened up another sphere which I had no intention of debating at this time. I just wanted to debate his motion, and put forward some of the thoughts I had on this and hope that the Members would recognize the situation. Many years ago, about ten or eleven years ago, the Honourable Member was referred to as the Boy Orator of Territorial Council and things haven't changed since in those ten years. He is still an orator, I will give him that, but he is also still a boy. Obviously he is still that because of the simple reason his immaturity is now showing out. Now, there is no doubt in my mind, and I am not going to discuss Medicare or anything the like at this stage; we will come to that later when perhaps I will give the opportunity to eat me up as he has vowed to eat me up, but then I will make reference to that later on. However, the position that I'm taking now is this, that if another attack comes upon the Executive Committee because we have worked in such a manner to supply the needs of the Territory and good service to the Territory, an opportunity that the Honourable Member thinks is available, he will then attack the Executive Committee. Because I say that the motion itself is picayune, it doesn't mean that I am concerned about what is provided in the motion. The thing is this and it must be quite clear. The Honourable Member has not in any way supported his motion by facts, and this is the thing that matters. I again say that I will be voting against it.

Mr. Taylor resumes the Chair.

Mr. Chairman: Is there any further discussion on this motion?

Mr. Tanner: Mr. Chairman, before you put this motion to a vote, I would earnestly request that we rise shortly and come back after dinner because I will have a couple of amendments that I would like to put forward.

Mr. Chairman: Agreed? At this time we will stand Committee in recess until 2:00 p.m.

RECESS

*RECESS*

Mr. Chairman: At this time I will call Committee to order. What is your pleasure in relation to Motion No. 3, at this time?

MOTION #.

Mr. Tanner: Mr. Chairman, with regard to Motion No. 3, I think every Member in the House is basically saying the same thing in a different way. I think it would be a disadvantage to the House, at this time, in haste, formulate a motion. I would suggest that we would put it over to Monday.

Mrs. Watson: Mr. Chairman, I second the motion.

Mr. Chairman: I don't think that the motion is required; it is just a matter of standing in Committee. What is your opinion on that, Councillor McKinnion?

Mr. McKinnion: Fine, Mr. Chairman.

Mr. Chairman: Committee agree? We will resume discussion on the motion, then, on Monday. We have one more matter that we can now deal with, that is Bill No. 3, An Ordinance Respecting Trade School Regulation. Councillor Tanner.

BILL #3

Mr. Tanner: Mr. Chairman, it seems that I am the only person speaking on this Bill. I would like to hear some other opinions besides my own, unless I am the only one having any objection to it. To start the discussion off, I would address two or three general questions to the Minister of Education, and later on, I will get into specific questions in areas that I think should be changed. The first question is for the Minister of Education; would this legislation and the regulations under the legislation, in any way hamper the legitimate aspirations of the Indian people of the Yukon, to improve their lives by furthering their education outside of the regular school system.

Mrs. Watson: Mr. Chairman, I must apologize, I thought the Member from Whitehorse North, was going to continue with his dissertation before he allowed me the honour of replying. Of course, my answer is no, it would not hamper the native people in their aspirations to continue their education outside of their regular school system, in the trade school area.

Mr. Tanner: Mr. Chairman, if, for example, a group of people came to the Registrar and asked for a licence to open a trade school and filled all the qualifications of the Registrar...the Minister will recall that the Minister of Education pointed out yesterday, that the Assistant Registrar will be the Superintendent of Education. The question in this case is, if somebody applying for a trade school licence fulfills all the necessary qualifications required by the Registrar, the Territorial Secretary, would the Minister of Education give this House the assurance that the Department of Education would not then block the application, merely on the grounds of a difference of opinion, in concept of educational values.

Mrs. Watson: Mr. Chairman, if the request was made to the Registrar, to offer a course through the trade school Ordinance, and they qualified under the Ordinance and the regulations, we would have no reason to deny them the opportunity to offer the course.

Mr. Tanner: Mr. Chairman, perhaps I didn't make myself quite clear on this, the Deputy Registrar, is the Superintendent of Education, ...

Mr. Chamberlist: He hasn't been appointed yet.

BILL #3

Mr. Tanner: I beg to differ; it was stated yesterday...he has been appointed already too, has he? You haven't even got the legislation to appoint him, so how come he is appointed?

Mr. Legal Adviser: Mr. Chairman, perhaps the Honourable Member would allow me to intervene at this point. The normal process of Government is such, that regulations and everything else are ready, but by provision of law, nothing comes into force until the Ordinance has been assented to. This particular rule of law, used in all the provinces and in the Federal Government, allows preparation in advance.

Mr. Tanner: To make my point again, Mr. Chairman, the Registrar is the Territorial Secretary, and under this Ordinance and in these regulations, there are a great number of things that a person must fulfil to satisfy the Territorial Secretary, is that correct? Having done those things the Territorial Secretary, being the Registrar, will turn to, I assume the Deputy Registrar, who is the Superintendent of Education, to ask for advice on the educational aspects that the applicant has made. What I'm saying is, is the Deputy Registrar only in an advisory position, or is, in effect, the Department of Education determining, trying to make a determination, of whether that person should have their application, not on an advisory basis, but on a basis of whether or not they agree with the formula, or whether or not they agree with the concept of education that the applicant is applying for.

Mrs. Watson: Mr. Chairman, I think the Honourable Member from Whitehorse North has a misconception of the purpose of this Ordinance. The Government of the Yukon Territory is laying down an Ordinance and regulations under which a private trade school qualifies to open a trade school. If a trade school meets these qualifications, there would be no reason why a certificate would be denied them. The qualifications are laid down very distinctly in the Ordinance and in the regulations. There would be no reason for this right to be denied to a private trade school.

Mr. Tanner: Mr. Chairman, I submit that the Minister of Education hasn't really answered my question. Under the regulations and under the Ordinance, an applicant for a private trade school must fulfil certain obligations; for example, they have to put up \$1,000 bond, \$500 for each subsequent bond, they have to show that their teachers are qualified, they have to show that the place in which they are going to hold the trade school meets the standards required by a health inspector. Those are very specific, logical requests on the part of this Government, of any person who wants to operate a trade school. I'm not arguing with those, but secondly, there is a second qualification, in both the legislation and the regulations. The second qualification concerns the educational value, and the educational concepts. What I would like the Minister to tell me, is the Deputy Registrar, who is the Superintendent of Education, is he there strictly in a advisory capacity, or can the Department of Education, through the Superintendent, impose their conception of education on the applicant for a trade school.

Mrs. Watson: Mr. Chairman, I don't know what conception of a trade school you are referring to, that the Government of the Territories has. You must realize that there are many methods of operating trade schools. They are dependant on the type of trade that you are giving instruction in; the course outline must be submitted when the application is made. It will depend upon the course outline; if it is the type of course that will accomplish the aims that the trade school is hoping to accomplish, there is no reason why it should be denied.

Mr. Chamberlist: Mr. Chairman I think the Honourable Member from Whitehorse North, is asking a question relative to the educational standards that will be set for the purpose of issuing a certificate for the operation of a particular trade school. Perhaps, if I'm incorrect the Honourable

Mr. Chamberlist continues ...

Member will correct me. It appears to me that what he is getting at is, who will be setting the guidelines, the standards, the types of standards for a particular course and who will say whether any trade school, or operator of a trade school, who has requested an application, whether they are able to comply with the certain standards that are laid down. The question as I see it, who lays those standards down? I wonder if the Honourable Member can tell me if this is the correct concept.

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Mr. Tanner: It's part of what I'm trying to say. Mr. Chairman, I seem to be saying it many times, but not being able to get it through. What the last Member who spoke indicated...just a minute, let me start again. What I'm trying to find out from the Minister of Education, is if an applicant for a trade school fulfills all the functions under the Registrar, and doesn't fulfil the functions that the Deputy Registrar wants, who makes the decision? The Department of Education, or the Deputy Registrar, in the person of the Superintendent of Education?

Mrs. Watson; Mr. Chairman, are you referring to the type of course, or the course content and the method of instruction?

Mr. Tanner: Mr. Chairman, the course content, the method of instruction, and everything.

Mrs. Watson: Mr. Chairman, this would be the duty of the Deputy Registrar.

Mr. Tanner: Mr. Chairman, fine; now we have finally got to what I've wanted. The Department of Education, through the Deputy Registrar, can then determine what the course is going to be, is that correct, and how it is instructed.

Mrs. Watson: Mr. Chairman, he can't determine the course; the course is presented when application is made for registration. He assess the course, and says, this is fine, this is the course, these are the objectives they want, this is the course they are proposing to do it by, I feel they can accomplish this through this course. If, he doesn't feel the course fully complies, he goes back to them and says, I would suggest that you alter your course, to this extent in order to obtain the objectives that you feel you want obtain.

Mr. Tanner: In other words, Mr. Chairman, the applicant has to comply with the Department of Education's particular curriculum or what they had in mind for that particular course.

Mr. Watson: Mr. Chairman, not necessarily; as I tried to explain to you, there are many methods of obtaining objectives. As I explained to you yesterday, any educator realizes there are many methods; the methods that is used in our trade school may not be the method applied in the situation that you are referring to. You have to assess all of this. I am sure that anyone who is assessing the course, the Deputy Registrar will certainly take this into consideration. There is not just one method, the method of the Department of Education, and every educator is aware of this.

Mr. Chamberlist: Mr. Chairman, I think I have understood what Councillor Tanner is referring to. I can answer very, very clearly now; the legislation itself, is respecting trade school regulation. If, we go through every section we have already been through, this deals with people who operate a trade school. There is nothing in the legislation itself, or the regulations, which says what the course itself should be comprised of. The indication right the way through, really, is indicating the quality of the trade school. Where a certain course is sold to students,

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Mr. Chamberlist continues ...

the idea is to regulate the operators, so that the courses that are sold to those students are, in fact, the courses that are being given. If they attempt to change the course, or want to change the course, they must advise the Registrar that the course is being changed. This is the basic principle of the Ordinance itself; the question that has been raised, as to whether or not the Deputy Registrar, who is going to be a technical adviser to the Registrar, is going to use his ideas of what a course should be, in relating to this Ordinance, is wrong. I don't see, really, any reason for that to happen. All this legislation is for, and I repeat, is to regulate the trade schools, and the regulations also govern the operation of a trade school. This is the heading of the regulations, this is what we are talking about. We are not talking about, at this stage, what type of courses will be permitted to be taught in a trade school because the trade school operator will make an application for a certificate for a specific course. His certificate will be issued on the basis of that course, and if he wants to increase to another course, it would be added to his certificate. I think this is laid down and the fact that the Deputy Registrar happens to be a senior official of the Department of Education, has no bearing on what the course is, as much as the fact that, he is going to regulate the course, not in the conduct but in its preparation. I think that this is where there is some confusion there.

Mr. McKinnion: Mr. Chairman, I wonder if I could ask Mr. Commissioner, or the Executive Committee Member in charge of Education, a question. I may be off base here, but as I remember it, Manpower will pay certain cost sharing arrangements with people who are running private trade schools, providing they are accredited by the licencing authority of the province or the territory. If anybody wanted to start a trade school outside of the Whitehorse Vocational Training Centre, to offer courses that aren't available there, without the accreditation that this Ordinance gives them, they would not be eligible for any grants from Manpower. This serves a two-fold purpose. When these other institutions come into being and offer courses, to any group or individual, in the Yukon Territory that aren't available but that are accepted by the Registrar under this Ordinance, they then are available for grants from Manpower. Am I correct?

Mr. Commissioner: Mr. Chairman, this is what brought the Ordinance about. Last winter, Mr. Chairman, a request came, as a consequence about a course that was wished to be put on, I believe, right here in the city of Whitehorse. The individual who was prepared to put it on, met with Canada Manpower's approval but Manpower would not grant the money, or would not fund their share of the cost, without the prior commitment from my office in lieu of legislation in this regard. The Legal Adviser prepared a letter which I signed, that, in effect, said that we would not stand in the way of Manpower participating in the operation of a particular course, simply because we did not have legislation and, to my knowledge, this removed the impediment that was involved in that. At that time, it was internally decided that at the first opportunity that legislation and the accompanying regulations would be prepared and brought before Council so that there would be no further impediment to this type of thing being made available to the Yukon. In other words, what I am saying to you is this, Mr. Chairman, that the lack of this legislation is preventing the participation by Yukon people and funding of certain courses that the Federal Government is prepared to fund. It is just that simple. There is another situation which has not arisen in recent times but has always got the potential of arising. I believe that there will be some Members around this table who remember a situation occurring here in Whitehorse. The public has got to be protected, or is entitled to some kind of protection with regard to unscrupulous, fly-by-night operators who come in and set up shop and take people's money and then abscond. We had this in Whitehorse, if my memory serves me correct, around about 1953, or 1954, O.K. I'm corrected 1952.

Mr. McKinnion: Boy, you guys are old.

Mr. Commissioner: Thank you, Mr. Chairman, old or not our memory is still good. The situation concerned a commercial school that was set up here at Whitehorse. There was great Hallelujah, joy and what have you, with the advent of this particular situation. The people paid their money and all of a sudden, they found out the people to whom they had paid their money had suddenly left the country. This is a further protection for this type of thing. Mr. Chairman, believe me when I tell you, that irrespective of the understanding of the wording that is before you here, there is nothing subversive about this legislation, it is absolutely necessary.

Mrs. Watson: Mr. Chairman, just to add to that, virtually, this Ordinance is opening the door for additional trades training in the Yukon Territory. We really need to have qualified tradesmen within the Territory. Many courses, as a Government, we aren't able to offer. If a private individual can offer a better course than we are offering then they should be given the opportunity to do so.

Mr. Tanner: Mr. Chairman, everything that has been said I can appreciate and understand particularly from the Minister of Health, Welfare and Rehabilitation, and this gentlemen on my left, who's name I have forgotten just for the moment. Supposing you get the case where the department, the vocational school, thinks it can offer the course, the private individual of the trade school can offer the course who gets first crack at it? Supposing there is a difference of opinion on how the course should be offered, and the Department of Education, through the Deputy Registrar, says, fine, you have fulfilled all the qualifications to the Registrar's wants, but we don't like what you are going to teach, what is going to go into the vocational school?

Mr. Commissioner: Mr. Chairman, as a general rule of thought, the provision that exists at the present time in the regulations that deal with post-secondary education grants, would prevail. It says that if the course is not offered in the Yukon Territory, the student qualifies for post-secondary education assistance elsewhere in Canada, under a list of educational institutions that are listed in a Federal regulation under the students loans act. I think that the same thing would apply here mainly, that if the Territory is already providing the particular course and if spaces have been empty, in other words that there are empty spaces in it, certainly there is no way you are going to get the taxpayer to agree to spending the same dollar twice. If the spaces are all occupied, I'm sure that the Member of the Executive Committee for Education would not find it within her political competence to refuse the further expansion of that in the private sector. I am sure that is the way the package will operate.

Mrs. Watson: Mr. Chairman, one further comment, to answer the Member from Whitehorse North question. If we had had this legislation at the time of the specific case that you were referring to, the problem would have been ne The trade school would have been licensed, and anpower would have been able to buy spaces.

Mr. Chairman: Have you any further discussion on Bill No. 3?

Mr. Tanner: Mr. Chairman, I have some specific changes I would like to see in the legislation. In section 7, wherever it reads "may" I think it should read "shall". If, the applicant has made the request, and filled the obligations then it is his right to have the licence granted. In the regulations in section 11, very few of those ...No, I beg your pardon, in the legislation under 11, all the items from (a) to (j) can all be specified, they don't change that often. Why, can't they be in the legislation, rather than the regulations?

BILL #3

Mr. Chamberlist: They are in the legislation.

Mr. Tanner: It isn't; it is in the regulations. In the legislation in section 11, why can't the security, the minimum number of hours, the prescribing the terms and conditions upon which enrolment, prohibiting the use within the Territory of any advertising, designating any calling or vocation, why can't those be in the legislation?

Mrs. Watson: Mr. Chairman, look at (b) prescribing the minimum number of hours of instruction in any trade; what if we miss a trade, then we have to wait until there is another Session of Council to amend the legislation. Mr. Chairman, tuition fees would be different from one course to another; it just would not be realistic to put this type of specific detail into legislation.

Mr. Chamberlist: Mr. Chairman, how about for example, 11(h)? From time to time, Mr. Chairman, examiners will differ, examination will differ, the general conduct in some particular course will differ. You can't spell these things out in legislation; this is a regulatory area. I think that the Honourable Member perhaps, hasn't given thought to that section. It's an area making provision to regulate the whole conduct of the Ordinance. I would like to, while I am on my feet, speak about the reference to the word "may". In some areas the word "may" is discretionary, and in some areas it is mandatory. In that particular area, "may" automatically becomes mandatory, because once certain things have been done, he may do this. Then, he goes ahead and does it. I don't think there is any argument on that point. I don't think there is any particular need in this case to alter that particular word.

Mr. Tanner: Mr. Chairman, if it is optional or mandatory there, why, in the regulations in section under 11(1), do you write "shall".

Mr. Chamberlist: Mr. Chairman, because this is a specific case there, where a person makes application to the Registrar for a certificate of approval as a salesman. It is only in one specific area.

Mr. Tanner: Mr. Chairman, I guess I missed the point, because surely if you have fulfilled the specific areas in 7 in the legislation, you fulfilled those requirements and you shall be issued a certificate or certificate of registration.

Mr. Chamberlist: Mr. Chairman, the Honourable Member must understand that once certain things have been done, it becomes an automatic thing for the issuing of the certificate. They are the prime requirements before the certificate is issued; once they have done this, it is no right of any person, the Registrar or his officers, to refuse. He has no reason to. I have been through this in the courts before, and I have won cases on it too.

Mr. Tanner: Don't you want to win this one.

Mr. Chamberlist: I don't have to, the language is clear now.

Mr. Tanner: Mr. Chairman, I would refer Honourable Members to 23, in the regulations. A trade school should not be operated in conjunction with a shop or any other business. A couple of points on this one; couldn't this be interpreted as disallowing apprenticeship?

Mr. Chamberlist: No.

Mr. Tanner: Why not.

Mr. Chamberlist: Mr. Chairman, an apprentice would be training while he is at a trade school. The purpose is this, so that an operator of a trade school who receives a fee for training the student, then doesn't make use of the student to start carrying out work, and then charging



Mr. Chamberlist continues ...  
the work to the public. Also ...

Mr. Commissioner: You would subvert the Labour Provision Board.

Mr. Chamberlist: Mr. Chairman, and also would subvert the Labour Provisions Ordinance and regulations in that. Of course, when we say any other business ... you finish up with the operator of a trade school using people who are students, to carry out commercial ventures, not as a training program, but so that he can pocket some more fees for cheap services. This is a protection there.

Mr. Tanner: Referring to the same paragraph in the regulations, Mr. Chairman ...

Mr. Chamberlist: That is the regulations.

Mr. Tanner: That's what I said. Section 23 in the regulations says that the same thing ... a trade school should not be operated jointly or in conjunction with any other business; wouldn't that disallow training of a number of students trying to obtain practical experience. For example, supposing the Co-op Store in Old Crow wanted to use the store to give practical experience to people wanting to open other co-ops in other areas; wouldn't that be excluded under that regulation?

Mr. Chamberlist: Mr. Chairman, they can still do that, but the point is this; when we talk about a shop or any other business, this is where they are doing it for gain. Now, that is the difference. We are only talking about a business where we know it is for gain because it is a pretty poor business that is operating without gain.

Mr. Chairman: Is there any further discussion of this Bill?

Mrs. Watson: Mr. Chairman, I move that Bill No.3 be moved out of Committee without amendment.

Mr. Chamberlist: Mr. Chairman, I second the motion.

Mr. Chairman: It has been moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No.3 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Chairman: This brings us to the conclusion of all those matters before Committee that we can effectively deal with at this time. What is your further pleasure?

Mr. Chamberlist: Mr. Chairman, might I suggest that we revert to the Orders of the Day and perhaps, deal with a couple of items such as there are ... some Legislative Returns that, perhaps, the Honourable Member from Dawson would like to speak on. Then we will have Monday free for some of the very important debates that will, no doubt, come up in dealing with the Supplementaries?

Mrs. Watson: Mr. Chairman, we have Sessional Paper No.4. Isn't it in Committee?

Mr. Chairman: At this time, the Chair would entertain a motion that Mr. Speaker do resume the Chair.

Mr. Chamberlist: I would say that motion.

Mr. Stutter: Mr. Chairman, I second the motion.

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

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker resumes the Chair.

Mr. Speaker: I now call this House to order. May we have the report from the Chairman of Committee.

Mr. Chairman: Mr. Speaker, Committee convened at 10:45 a.m. to discuss Bills, Sessional Papers and Motions. It was moved by Councillor Chamberlist, seconded by Councillor Tanner, that the necessary Ordinance to establish the Yukon Housing Corporation be prepared and submitted to Council; this motion carried. Committee recessed at 11:50 a.m. and reconvened at 2:00 p.m., that should read 2:10 p.m., Mr. Speaker. It was moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No.3 be reported out of Committee without amendment; this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Stutter, that Mr. Speaker do now resume the Chair; this motion carried.

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

Mr. Taylor: Mr. Speaker, in respect of the agenda, we have in Committee two motions. We have concluded discussion on all Sessional Papers in Committee at this time, and we have two Bills pending at present.

Mr. Speaker: What is your further pleasure?

Mr. McKinnon: Mr. Speaker, if we have concluded the work on the Sessional Papers that we have in Committee at this time, and there is no more business in the House or Committee, I think I would then like to move that we call it 5:00 p.m.

Mr. Speaker: Is there a seconder?

Mr. Taylor: Yes, I'll second the motion, Mr. Speaker.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse West, seconded by the Honourable Member for Watson Lake, that we now call it 5:00 p.m. Are you prepared for the question? Are you agreed? I declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: This House now stands adjourned until 10:00 a.m., Monday morning. Happy Hallowe'en.

*ADJOURNED*

ADJOURNED

Mr. Speaker reads the daily prayer. All Councillors and Mr. Commissioner are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order. Are there any Correspondence or Documents to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker. I have for tabling this morning Sessional Paper No.9 and Legislative Return No.4.

*TABLING OF  
SESSIONAL  
PAPER #9 AND  
LEGISLATIVE  
RETURN #4*

Mrs. Watson: Mr. Speaker, I have for tabling this morning, Legislative Return No.5.

*TABLING OF  
LEGISLATIVE  
RETURN #5*

Mr. Speaker: Are there any Reports of Committees? Are there any Bills to be introduced? Are there any Notices of Motion or Resolution?

Mr. Taylor: Mr. Speaker, I would like to give Notice of Motion, this morning, respecting Legislative Return No.4.

*MOTION #9*

Mr. Speaker: Are there any further Notices of Motion or Resolution? Are there any Notices of Motion for the Production of Papers? As there are no Motions for the Production of Papers, we will now proceed with Motion No.7. It has been moved by Councillor McKinnon, seconded by Councillor Stutter, that "It is the opinion of this Council that the practise of offering bounties for wolves be terminated".

*MOTION #7*

Mr. McKinnon: Mr. Speaker, this motion grew out of discussions we had with the Director of Game, Mr. Fitzgerald. It has been a subject which has been bandied about on the floor of this House for some number of years now and I don't wish to take the time of the House in going into it in too great an extent. It does seem, however, that, after much work has been done in the field by biologists and mammalogists, the legend of the wolf as an indiscriminate killer and a predator that must be controlled is one that is more an old wives' tale than an actual fact. I think that most jurisdictions that are advanced in their thinking on maintaining the balance of nature within their borders, have come to the conclusion that one of the best ways to make sure that the balance of nature is maintained is to not kill off the predators by ways of bounty and by poisoning. I think this motion reflects the feeling of Council that they would like to move into the enlightened age of predator control with the ceasing of wolf bounties in the Yukon Territory. One of the reasons given for the wolf bounties being offered was that they were, actually, a subsidy for people making their living off the land, trappers particularly. Unfortunately, this does not hold true any longer. Most of the people who come in for wolf bounties are people who have access to snow machines or airplanes, or just run over a wolf; they may have seen a wolf beside the road and shot it for the \$25 bounty, I think it is at this time. One of my favourite stories that Mr. Fitzgerald told me but I don't think he could tell the House, involves a truck driver, who drove on a steady basis for Cassiar. He thought he saw what he felt was a magnificent specimen of a wolf around the Teslin area; he got out and shot the wolf and brought it into the Game Department office for bounty. Unfortunately, it turned out to be a rather large sleigh dog from the Teslin area and the truck driver had to go back and reimburse the Indian whose dog he had shot mistakenly for a wolf to try to collect the bounty. I just don't think ... it is a medieval concept, as far as mammalogy and game biology control goes, and I don't think that it's serving the second purpose it was set out to be, a subsidy for people who trap and make their living in the bush. For these reasons, Mr. Speaker, I think that it would be a wise move for this Council, at this time, and one in keeping with other jurisdictions across the country, to terminate the offering of bounties for the carcasses of wolves in the Yukon.

MOTION #7

Mr. Stutter: Mr. Speaker, I was particularly happy to second this motion, after living a number of years in Alberta and seeing what happened in that province. As soon as the bounty was lifted, there was a much better balance in the game situation. Another reason given in the Yukon for keeping the bounty is to keep the wolf population down; but, now, the hide of a wolf is worth a considerable amount of money and I feel that this in itself is incentive enough for many hunters or trappers to hunt and kill wolves. I feel that it's definitely not necessary, at this time, to retain the bounty on wolves. There are other reasons but these are the main reasons why I am happy to second this motion.

Mr. Chamberlist: Mr. Speaker, there is no doubt that there is quite a bit of merit to the idea behind the motion. I feel, however, that the motion, as it is written now, will be defeating the purpose that the Honourable Member from Whitehorse West would like to get for Council's approval. I would, therefore, move that the word "offering" be deleted and substituted by the word "paying".

Mr. Speaker: Is there a seconder?

Mr. Tanner: I second the motion.

Mr. Taylor: Mr. Speaker, speaking on the motion and also on the amendment, the Honourable Member stated that the wolf bounty was brought in for two reasons, really. One was to attempt to limit the number of wolves in an area where they became over-populated and the trapper would have a better opportunity for getting wolves; also, it was to assist trappers, and more particularly the Native people, in acquiring additional revenue. I think it should be understood, contrary to what the Honourable Member from Whitehorse West has stated, in respect of poison, that certain predator control programs must continue in the Yukon as they do in the provinces across Canada. This is now achieved, certainly by the B.C. Game Department, with a special division known as the Predator Control Division of their Wildlife Service. They go to select areas and where wolves become over-populated, they thin them out with poison. This must continue in the Yukon Territory and it's my hope that it will. In more recent years, I know in the last two or three years, the big game hunters have taken quite an interest in wolves, not just for the bounty but also for the trophy. I note that, this year, in areas where the wolf population was very heavy, they are starting to get more wolves. This is another aspect of the question. I don't understand the Honourable Member's motion to amend Motion No.7 because it is, indeed, the Administration who is offering bounties for wolves at this point in time, notwithstanding that they are paying them. They are offering a \$25 bounty for each wolf taken. I can't understand the reason for the Honourable Member's amendment. However, I just wanted to make those comments; I think it would be very foolish to recommend to the Game Department that we terminate a game predator control program. I would agree, however, that the money we are paying for wolves is not providing too great a benefit.

Mr. Speaker: Is there a seconder for the motion of amendment?

Mr. Tanner: Yes, Mr. Speaker, I seconded the motion.

Mr. Speaker: Now, would someone read the amendment?

Mr. Chamberlist: Mr. Speaker, the amended motion would read "It is the opinion of this Council that the practise of paying bounties for wolves be terminated".

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member from Whitehorse North, that Motion No.7 be amended to read as follows: "It is the opinion of this Council that the practise of paying bounties for wolves be terminated". Are you prepared for the question? Agreed? Are there any in disagreement. I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: Motion No.7 now reads "It is the opinion of this Council that the practise of paying bounties for wolves be terminated". Are you prepared for the question? Agreed? I declare the motion carried.

*MOTION #7*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: Motion No.8, it has been moved by Councillor Stutter, seconded by Councillor McKinnon, that Legislative Returns No. 1, 2 and 3 be moved into Committee of the Whole for discussion. Is there any debate on this motion? Are you prepared for the question? Agreed? I declare the motion carried.

*MOTION #8*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: We now come to the Question Period. Are there any questions?

Mr. Stutter: Mr. Speaker, I have a question that I would address to the Minister of Health. When was the decision made ... oh, excuse me, I have a question here regarding the Receiving Home at Watson Lake. When was the decision made to provide this home; who made the decision; where did the necessary funds come from; was the allocation of these funds approved by this Council?

*QUESTION #2*

Mr. Chamberlist: Mr. Speaker, as it is a series of questions, I trust the Honourable Member will allow me to accept that as written notice and a written answer will be given.

Mr. Speaker: Are there any further questions?

Mr. Stutter: Mr. Speaker, I have a further written question, to the Administration. Referring to section 11 of the Chiropractic Ordinance, to the best of my knowledge, qualified chiropractors, in the provinces, are permitted to take their own X-rays. Why is this not so in the Yukon, and would the Administration consider making an amendment to this section? That's the written question.

*QUESTION #3*

Mr. Speaker: Are there any further questions?

Mr. Taylor: Mr. Speaker, I have a question that I would direct to Mr. Commissioner this morning. I would like to ask him if the Administration is giving any consideration whatsoever to reviewing the Workmen's Compensation scales of payment with a view to bringing them up to more modern day necessities.

*QUESTION RE  
WORKMEN'S  
COMPENSA-  
TION SCALE  
OF PAYMENT*

Mr. Commissioner: Mr. Speaker, there is no review underway at the present time. The scale of payments was changed, I believe, during calendar year 1970. Perhaps Mr. Clerk could correct me if I'm wrong. The major task before the Administration at the present time has already been reported to you in my Opening Address at this Session, namely, to get our own funding set up. I believe the general policy of the Administration at the present time, Mr. Speaker, would be not to suggest any changes until such time as we are in a position to remove the requirements of purchasing this coverage from private insurance companies. I think that the Honourable Member who asked the question may have some specific item in mind, and if he does, I'm sure we would be very happy to take it under advisement and take a look at it. But, I would remind Honourable Members that if the scale of payments to the workman is going to be materially changed, it would mean that there must be a reflection in the scale of assessment that is made on the employers by the private insurance companies. It was a consensus around this Council table, at the last amendment, that we reconsider the route that compensation insurance is made available to employers before we placed any more burdens on an already apparently over-burdened employer in providing today's level of coverage.

Mr. Speaker: Are there any further questions?

Mr. Taylor: Mr. Speaker, I have another very important question and that relates to the Alaska Highway and its takeover. A few days ago, in the Question

*QUESTION RE  
TAKEOVER  
OF ALASKA  
HIGHWAY*

Mr. Taylor continues ...

Period, I asked Mr. Commissioner if he could give us any information on this matter, and he believed that Cabinet was, at that time, discussing the matter. I'm wondering this morning, if the Commissioner has yet received any further information respecting the takeover of the Alaska Highway, by the Government of the Yukon Territory.

Mr. Commissioner: Mr. Speaker, with respect, I wonder if the Honourable Member would permit me to not answer his question at this time. There are certain, very important, negotiations and consultations taking place today and tomorrow, and hopefully, either by tomorrow afternoon or Wednesday morning, there will be a Paper presented to Council in which we are going to be asking Council, by formal motion, to give effect to certain recommendations.

Mr. Speaker: Are there any further questions?

Mr. Commissioner: Mr. Speaker, may I answer several outstanding questions at this time. During the latter part of last week, the Honourable Member from Dawson asked, would the Administration make arrangements for residents to cross the airstrip at Old Crow. In reply, I am advised by the Department of Highways and Public Works, that residents of Old Crow may cross the airstrip, providing that they pay attention and give way to aircraft taking off and in their final approach for landing. I trust, Mr. Speaker, that this will satisfactorily take care of the problem. Mr. Speaker, the Honourable Member from Watson Lake asked if any consideration was being given to widening a section of the Campbell Highway to facilitate emergency landing at the Town of Faro. There is no consideration being given to widening the Campbell Highway in the vicinity of Faro to provide an airstrip for emergency purposes. The strip at Milepost 278 on the Campbell Highway can be used by light aircraft and this is located approximately 25 miles from the village. The strip will be maintained during the winter. I also might add, Mr. Speaker, that, if my personal observations mean anything, the strip close to the mine itself still remains in useable condition and it is likely that it may remain that way for some months yet. Further, Mr. Speaker, the question was asked by Councillor McKinnon on the Wild Rivers Study that was done by students who came to study from outside, and whether Council can expect a report on the findings. The Wild Rivers Study is not yet completed but upon completion, a request for copies will be made to the National and Historic Parks Branch in Ottawa and I will see that they are made available directly to each Member of Council. I was further asked to provide Council this morning with details of the various programs and how Yukon can participate in them, winter works, etc. I'm sorry that I do not have the details on this as yet, Mr. Speaker, but I am hopeful that I can give them, as much as we have, to Council no later than tomorrow morning. We have certain clear-cut indications of figures of money, Mr. Speaker, but we do not have the criteria that are going to have to be applied in order to permit us to spend this money. This is what I will endeavour to have, so that I can properly answer the question that was raised in the latter part of last week.

Mr. Speaker: Are there any further questions? Are there any Private Bills and Orders? We now come to Public Bills and Orders.

*BILL #12  
FIRST  
READING*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.12, 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.

*MOTION  
CARRIED*

MOTION CARRIED

*BILL #12  
SECOND  
READING*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.12, 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.

*MOTION  
CARRIED*

MOTION CARRIED

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No.3, An Ordinance Respecting Trade Schools Regulation, be given Third Reading.

*BILL #3.  
THIRD  
READING*

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that the title to Bill No.3, An Ordinance Respecting Trade Schools Regulation, be adopted as written.

*BILL #3  
TITLE  
ADOPTED*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: I declare that Bill No.3 has passed this House. What is your further pleasure?

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

Mr. Speaker: Is there a seconder?

Mr. Tanner: I'll second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills, Sessional Papers and Motions. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

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

Mr. Taylor takes the Chair.

Mr. Chairman: Committee will come to order. I will declare a short recess at this time.

RECESS

*RECESS*

Mr. Chairman: At this time, I call Committee to order. The first item for consideration is Legislative Return No.1, Campgrounds. Councillor Stutter, would you take the Chair please.

*LEGISLATIVE  
RETURN #1*

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, during the course of the last summer, as the Legislative Return No.1 indicates, there was a great deal of difficulty with the campground program. I know, in my particular area, there were two campgrounds that were absolutely abandoned for some period of time, until there became more bears in the campground than tourists. It was a foul-smelling mess and it did very much to leave the impression with the tourists who travel those campgrounds of very bad taste, as far as Yukon campgrounds were concerned. We embarked, last year we budgeted funds for a campground program, upon tendering this program to contractors. Then, during midstream, for the various reasons suggested here, this contract was never lived up to. I would strongly recommend, now, that the Administration sit down and work up, for next year's budget, sufficient funds to maintain this campground and, if they chose to call contracts again, that they make this contract binding upon the Administration of the Territory, as binding as it is upon the contractor. I don't really think that it was quite fair, or chipper in my books, to have a contract with somebody to clean campgrounds and then, as it is stated here, "the frequency could not be increased because of lack of funds in the program", just to up and cancel the contract again. In my opinion, I think that those who undertook, certainly in my area, the campground cleanup, did a bang-up job as far as they could go with whatever facilities they had at their disposal. I think, when the Government makes a contract, any contract, it should be binding upon both parties, once you settle on the sum and the frequency of pickup and this sort of thing. If not, then I think that a crew of hired people should do this chore. Mind you, this takes special people. I noted, on the Campbell Highway this summer, on the lower end of the Campbell Highway, in two campgrounds, the Francis Lake and the Simpson Lake campgrounds, that when the complaints were registered with the Administration, some of which by myself, they sent out road crews to do this job. These people weren't hired to clean campgrounds; they were hired to drive trucks and do construction projects, not clean up somebody else's foul-smelling mess. The money that was expended in having them do this project was chargeable against our road program. Now, this is unsatisfactory, in my opinion, as well. Our campgrounds in the Territory are very important. If we're talking about a tourist industry that we want to see flourish and grow, these campgrounds must be kept in good shape. So, I just wanted to leave Committee with this thought, and I would hope that the Administration takes this under advisement and does one of two things. Just to restate the position, they should either hire staff at the territorial level and pay them to do this job, or if they contract it, once the terms of the contract are known and understood by both parties, it be made binding upon both parties, so that the Territorial Government doesn't pull out of the program by merely saying "We just haven't enough money to continue this program". Those are my thoughts on it, initially. Possibly, other Members will have views on this matter as well.

Mr. McKinnon: Mr. Chairman, perhaps I could make a few comments. It always seemed to me that no matter what happened in government in the Yukon Territory, you could always rely on the campgrounds of the Yukon Territory would almost be the shining light in sound government maintenance of a project. Under the Forestry Department, I think that the Yukon Territorial campgrounds were as good, if not better than, any campgrounds anywhere in the country. I've visited campgrounds in various provinces, particularly in western Canada and Ontario. In British Columbia, the kudos that the territorial campgrounds got were well deserved because they were a model of maintenance as far as campgrounds were concerned. Evidently, from what I can understand of the situation, a lot of the Forestry efforts and



LEGISLATIVE  
RETURN #1

Mr. McKinnon continues ...

money never went specifically into the campground maintenance budget and there were things such as tissue and disinfectant that just came out of the stock of the Forestry Department. So, there wasn't a true reflection of the cost of running the campgrounds in a budget as reflected by the Forestry Department. As I understand, this is the budget that the Territorial Government based their estimates upon and, essentially, was inadequate for the maintenance of the campgrounds as they had been in the past. Now, I would like Mr. Commissioner's assurance that we are going to, realistically, have the cost in next year's estimates, what it is going to cost to keep the campgrounds in the same degree of maintenance as they were kept prior to the Territorial Government takeover. As I say, they were a showpiece for the Yukon and they should be a showpiece for the Government of the Yukon Territory. It was just so obvious last year, that a very, very effective campground program just wasn't up to its ordinary standards.

Mr. Tanner: Mr. Chairman, I'd like to ask the Commissioner a question, but prior to doing that, I would like to say that I've had quite a bit of experience with campgrounds this summer and I, personally, was extremely pleased in the majority of cases. I was pleased, particularly, to hear members of the public with licence plates from outside the Yukon comment on the fact that, having come from British Columbia, they found a much better campground than they did to the south, and one coming from the north, Alaska, was saying the same thing. I think all Members should keep in mind that this is the first year that we have taken the program over and, consequently, there are going to be some problems which will have to be ironed out. Members should also keep in mind the fact, from the Commissioner's Opening Address, that the number of tourists this year has increased very greatly. I would also suggest that this type of travelling public, by camper-trailer, is going to be a way of life and it will be the type of travel we can expect and we can be looking to in the future, particularly here in the Yukon. The question I have for the Commissioner is this; is it the intention of the Administration to, again, contract this service out next year as we did this year?

Mr. Commissioner: Mr. Chairman, first, I would say that the idea of contracting out is a consequence of discussions held here by Council over the years, in which Councillors are constantly admonishing the Administration for not making a reasonable attempt to provide work in the area in which the work is located. I would tend to feel that, while there were some problems encountered in the contracting out this year, until Council indicates very clearly that they don't wish to see that kind of philosophy involved in the Territorial Administration, contracting out of this particular kind of work will continue. Secondly, I want to say that the indications given Councillor McKinnon, that, indeed, the budget we voted here last year was a reflection of the best information that was given to us by the prior agency carrying this out, is quite correct but is not entirely to blame for the situation. We don't have any means of testing the frequency of use of campgrounds; this is very difficult. In other words, we don't have a running daily log of how many people use the campgrounds, but it is our opinion that this last year saw an intensity of use, the likes of which we have never seen before, particularly in some areas that, up until this last year, had not really been used very much at all. The campgrounds on the Campbell Highway that the Honourable Member from Watson Lake talks about, I think, were two such campgrounds. However, the fact remains that the tourist industry and the camper-type travel that we are gaining in, and this is where the big gains in tourist travel are, is going to call on only the very high standards of maintenance in the present campgrounds, as well as the construction of many new ones and a high standard in them also. We must find ways and means of funding. I think that I should be very honest with you and say that there will be a proposal along with next year's budget to this Council as a ways and means of funding the campground maintenance program. There will have to be some kind of a user fee attached to it, because the people who are using these campgrounds are the biggest single beneficiaries of the standard of maintenance that we have

Mr. Commissioner continues ...

and we are finding that the amount of money involved is going to practically be an impossible drag on the revenues of the Territory; we are going to be looking for further and new sources to make available the kind of money that Councillors have clearly indicated they want to see spent on maintaining these campgrounds at a level of complete and utter satisfaction. We have no excuses to offer, insofar as this last year is concerned, except the fact that we were simply caught with a) inadequate funds, and b) a much higher usage of the campgrounds than what we anticipated. It was a brand new program as far as we were concerned, and, as stated in the Paper here, we are no prouder of total effort than you are. The very best effort that we can offer will be put forth to correct this situation, but we will have to have money to do it with and it will be up to this Council to help provide us with the source of funds to allow these standards to be maintained.

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Mr. Taylor: Well, Mr. Chairman, I'm glad to hear that, at least, the Administration is giving some consideration in this line. I think that it's absolutely appalling when you just turn around and drop campgrounds, as was the case in those two campgrounds on the Campbell Highway. For long periods of time ... it's just appalling to think that the Administration couldn't find enough money. They can always find money for things that they want to do, and in this case, if they only could have found enough money to keep that thing current, to keep it going, it would have been fine. As long as this doesn't happen again, it would make me a very happy man.

Mr. Tanner: Mr. Chairman, there's just one point, a suggestion, perhaps, that maybe the Administration has already considered. I'm pleased to hear that the Commissioner intends to, again, contract this out because I think, as the Commissioner has said and many Members would agreed with him, that as much local work given to the local areas is an ideal we should strive for. Has the Administration given any consideration to having an inspector, per se, for campgrounds, to travel around and check them out?

Mr. Commissioner: Mr. Chairman, the answer is in the affirmative, but, likewise, this costs money and it costs a lot of money. We're giving consideration to many things and every time we give the consideration to these things, we are likewise faced with the question of where do you fund it from, where do you find the money. I can assure you that the suggestions to be brought forth to you along with the budget, if Council sees to go along with them, will provide the money to maintain this and include inspectors. On the other hand, if Council says this is not to be, well, the standard of maintenance will just be a reflection of it. The remarks made by the Honourable Member from Watson Lake, concerning funding of this particular program ... you simply get to the bottom of the pot at a certain point in time; there just isn't any more money. This is certainly the situation we ran into. We hope we won't run into it again. We will be coming forward, fully prepared, with the budget with a complete package and I'm sure the Honourable Members will be able to pass their judgment at that time on what we are proposing will meet the standards that they feel should be maintained.

Mr. McKinnon: Mr. Chairman, I'm interested in Mr. Commissioner's comment that there will be a user fee charged for the use of the campgrounds. I've never objected to this kind of fee being charged. We always thought, at Councils prior, that there never was a system worked out where it would be administratively possible to collect a fee from the people using the campground so the money involved in trying to collect the fee would favourably offset the user fee charged. I wonder if Mr. Commissioner has got this problem solved.

Mr. Commissioner: Mr. Chairman, I can assure you we never have any problems solved; we just keep on working on them. All I can say at this time, Mr. Chairman, is that we will be coming forth with a concrete suggestion which,

*LEGISLATIVE RETURN #1* Mr. Commissioner continues ...  
in the opinion of the Administration, will be a net return to the Territory. Beyond that, I'm sorry, I just have no more comment.

Mr. Taylor: At this time, I will resume the Chair.

Mr. Taylor takes the Chair.

*LEGISLATIVE RETURN #2* Mr. Chairman: Have you any further discussion on Legislative Return No.1?  
The next item is Legislative Return No.2, Northern Receiving Home.

Mr. Stutter: Mr. Chairman, I have quite a lot to say on this one particular subject. To begin with, I would like to say that I'm not particularly against a receiving home being built in Mayo, if it's required. But, I do feel that, when it becomes a question of preference or a question of need, the home, definitely, should have been in Dawson rather than in Mayo. First of all, I'll just start at the very tail end of Legislative Return No.2. The very last paragraph says "The existing receiving home in Dawson City will be maintained and some funds will be available for carrying out essential repairs. Consideration will be given in a future year to replacing the existing facility in Dawson should this be required." To begin with, I would like to point out that there isn't even a receiving home in Dawson at the moment, as such. The facilities that are there have, gradually, become more a type of group home. It's my understanding that a receiving home is more to be used where emergency situations arise, where, and this is something that happens in the Dawson area frequently, parents become intoxicated or for some other reason are unable to look after their children and the children, overnight or for a couple of days, are left at the mercy of their own wits. There are not any facilities in Dawson to take care of immediate needs, as arise when the parents, as I say, become, for some reason, unable to look after their children. Now, I'm going to take this reply, or this Legislative Return, right from the beginning to the end. Section 1: the part here that I take exception to is where it states, "A basement was not recommended by the Engineering Branch because of poor soil conditions in Dawson City". This may be true, but there any many government houses in Dawson that, presently, have cement basements, and to my knowledge, these basements are panning out quite well. All of the M.O.T. houses in Dawson are this way; the R.C.M.P. barracks in Dawson is this way; Department of Lands and Mines housing is this way; and there are one or two private houses that have full cement basements. This is not a problem. Section 2: it says here, "In addition, the Territorial Government would be helping to clean up the general area by removing old government buildings". In this one particular instance, the site chosen for the receiving home was the site where the original liquor store building in Dawson is situated. This is a two storey building; it is quite a large building. On two previous occasions, the government has called for tenders for the removal of this building. At one time, they wanted to be paid to have the person tear it down because they felt that the material that could be salvaged would make it worthwhile. Needless to say, they didn't get any takers. On the other occasion, I believe that tenders were recalled for the reason that many local people felt that the building had some historical value and should have been saved or, at least, offered to Historic Sites. I found out since that it probably isn't that much of a historic building and Historic Sites are not interested in it. However, that's neither here nor there, at this point. Other property could have been found. I pointed this out to the Minister, himself, at the time the whole proposition was being considered. Obviously, when the contractor was being asked to tear down this building and prepare the site, it did cause a considerable increase in his bid. Therefore, if the proper site had been made available to begin with, it's quite possible the bid might have been much more reasonable. Section 3: here, I would like to say that the design used for the original tenders, at both Watson Lake and Dawson, is nothing like the one that was budgeted for. In the budget, it stated that \$53,000 item would cover a four bedroom sectional home; it gave \$36,000 for the home itself, these are estimates, \$55,000 for the basement, and so on. Anyway, we ended up with a design that was with everything on one floor, six bedrooms on one floor. As I say, the design was nothing like the one proposed in the budget. How you

Mr. Stutter continues ...

could expect a design of a different type to come up in price with anything like the one in the budget, I don't know. Again, later in section 3, it says, "The only way this could be done was to re-design a house with a finished basement which would provide the additional bedrooms and recreational area required". The present design being used in Watson Lake and in Mayo both have this basement facility. I'm suggesting that the design that is now being used could also have been in the original tender, and I believe that, even in Dawson, it could have been easily adopted. There are many areas in Dawson, as I have pointed out earlier, where a basement could have been successfully used, even in areas in permafrost. "The location of the home in Mayo will result in a considerable saving in construction costs", again, this is questionable. As I say, I believe a similar bid would have been received in Dawson for that design. But, now that one is being put in Mayo, I think a person has to look beyond just the cost of construction. We must look at the operating and maintenance of such a building. To begin with, in the Mayo area, there are at least six homes that have been approved as foster homes by the Department, and yet, there are at least three of them that are not being used. So, it's questionable whether the new receiving home is going to be used in Mayo, because, as I say, there are private homes there that aren't being used. Also, once this home is built in Mayo, a welfare office, in all probability, will have to be built there. It's not very practical to have a home built without supervision. Even the foster parents, themselves, I don't believe, should be given the responsibility of accepting or rejecting certain cases. This must be done by the Department. I'm not suggesting that, perhaps, the construction of another welfare office in the Mayo area is not a good thing. At the moment, these problems in the Mayo area, Pelly area, are all being handled by the welfare officer from the Dawson area. In the 1971/72 budget, there was provision for an aide but, for some reason, the aide didn't materialize in the Dawson area and I don't believe either of the other two have materialized either. If an aide had been made available, I believe these areas could have been serviced and still could be serviced just as easily from an existing office in the Dawson area. You will be saving on operating and maintenance there, again. Section 4: it reads, "The receiving home located in Mayo will serve a larger geographic area, and more small communities..." The cost of travel, when it is necessary for the Department to take care of a child, isn't one of the prime considerations. The thing is to have a home available where they can be put until more permanent arrangements are made, in some cases, a group home and in other cases, just a temporary need for accommodation. I don't believe that having one in Mayo is going to make that much difference because Mayo, itself, is a relatively small community and anybody coming from outside Mayo is going to have to travel. Many of the kids in Whitehorse ... rather, many of the Dawson kids are in Whitehorse, 350 miles away; so, travel, again, is not the important factor. Section 5: "There will be a social worker stationed in Mayo ..." This is true, and perhaps, as I say, a good thing. I don't particularly argue with this point. Section 6: we see some figures here regarding the child care days. The principle, as near as I can understand it, of taking needy children into care is to take them away from the areas where the problems exist. For example, if a child has problems in the Dawson area, problems with parents or whatever the problems happen to be, normally, that child would be taken right out of that area. Otherwise, the influence that's causing the problem is still there; so, the child is taken away from that area. You'll notice that, of the figures given, most of the children came from the Mayo-Pelly area and are in the Dawson Receiving Home. Again, I must mention that, if the system were that you placed the child in a receiving home in the area where the trouble existed, then, these Mayo-Pelly children should have been placed in a receiving home in that area. But, the very fact, as I pointed out earlier, is that there are private foster homes in that area that are not being used. This points out that the system isn't used that way; you do, in actual fact, take children out of the area where the problem exists. So this, again, is another reason why there should be a receiving home, I feel at least, in the Dawson area. Under conclusions, (a) reads "met the vital need for a new child care facility to serve the northern area"; this is true. As I said, I do believe

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that the same need could have been met at the same price in Dawson if a suitable area had been picked in the Dawson area, and suitable areas are available. As a matter of fact, there were, at the time that this project was being considered, six lots available, adjacent to the one that was chosen. "(b) kept the project costs within the funds allocated;" again, I believe this could have been done if the present design had also been put up for tender in the Dawson area. "(c) located the facility in an area where the greatest number of admissions to care have occurred in the past two years;" I think this particular statement is absolutely misleading for the simple reason, the greatest number of admissions came from the Mayo-Pelly area and they were taken out of the area, in most cases, to the Dawson Receiving Home, or group home as I would prefer to call it. "(d) located the facility where it will serve a larger geographic area ..." again, as I say, I don't consider the travel expenses as anything that can be taken into consideration. "(e) built a facility which will meet our requirements at a saving of \$25,000 as compared to building in Dawson"; again, there is no way you can know this, for the simple reason, the final building, being now constructed in Mayo and Watson Lake ... those plans were not submitted in Dawson. And, in final remarks, I really feel that a receiving home in Dawson is an absolute must. We don't have one there at the moment; the one that we do have is, as I say, more a group home. If all of these factors were true, that is, the factors we have been given, I wonder why, at the time of the 1971-72 budget preparation, so much consideration being given to the Mayo area, it wasn't just simply stated in the budget that a receiving home was to be placed in Mayo, rather than stating just a Northern Receiving Home. Also, there has been nothing shown in the budget, up to this point, anyway, of facilities being placed in Mayo for another welfare office. Of course, it has been pointed out that this would be in the future, so, really, I didn't expect to see that in there at this point. There was one question I asked in the House this morning that I had hoped to have answered directly on the spot; regarding the Watson Lake Receiving Home. I believe that money was made available for an added home in the Watson Lake area, that wasn't shown directly in the budget, and I believe that money could have also been made available for a slightly additional cost in the Dawson area, if it had shown up and the final plans had been submitted, the plans that are now being used in the Mayo and Watson Lake areas. I think that's pretty well all I can say, except that I really hope consideration is given to the construction of a receiving home in Dawson. I think it is almost a must.

Mr. Chamberlist: Mr. Chairman, the Honourable Member for Dawson has gone to some length to attempt to justify, on behalf of his constituents in Dawson City, the need for the government to spend money in that particular area, and of course, this is the function he must be prepared to do. However, there is more to be considered than simply the placing of a physical structure in a particular area. The greatest need, of course, is where the structure will serve the most, the people it is required to serve. I think, Mr. Chairman, most Members will recall that consideration was being given to a Northern Receiving Home and that, at the time of the item coming into the budget and being discussed, there was no specific centre that the Northern Receiving Home was going to be placed in. Much consideration has been given to where it should be placed and there was one time when it was thought that it would be desirable to put the facility in the Dawson City area. Indeed, this was the intention. But, certain things started happening in relation to an increase in the children who had to be taken into care in the Mayo district and consideration had to be given as to whether or not we would have to put an additional building in the Mayo district. While these considerations were being discussed and tenders were called on the building, it was found, on the technical advice received from the Engineering Department, that it was nigh to impossible for a structure, as had been outlined and built in the Whitehorse area, to be built in Dawson. It was considered that the space requirement that the receiving homes and group homes have in the Whitehorse area, was only the space requirement because of the space being used in the basements of those premises. As result, the Engineering Department examined very carefully the Territorial Govern-

Mr. Chamberlist continues ...

ment land that was available to it and an attempt was made to build on land which would not have to be purchased from the private sector but utilize that land already belonging to the Territorial Government. The Engineering Department prepared plans to take care of that particular space that was required. Mr. Chairman, we had set aside \$53,000 which had included \$5,000 for furnishings in that building. We found, after all the figures came in, that, by the time the necessary requirements had come about, we would have, perhaps, spent much more than the \$25,000 which we have now indicated as being short of for the completion of the home in Dawson. As I indicated, as a result of these areas of consideration coming into being, we decided to take a look at the Mayo area. I will point out, specifically, that, as far as the Department is concerned, it's the children who come first when considering a facility of this nature. In considering that, in discussing with the social workers and the Director of Social Welfare, the various problems that had been developing in the area as a result of the care and the extra number of children to be taken under the Director's wing, it was considered that Mayo would be the best place to put the home. As a result of the questions asked by Councillor Stutter, we got together the statistics relating to the different children and where they had been admitted and where they had been moved. Now, I don't think, Mr. Chairman, we can accept the premise that, because children were, let's say, picked up in the Whitehorse area, we would have to move all these children to Dawson or Mayo. The idea is to try to accommodate the children in such a way that they do not lose the benefit of their parents coming to see them. All in all, the consideration for a social worker to be stationed in Mayo was given a long time ago. The social worker in Dawson right now is doing an excellent job. The fact is that she must drive in the winter time, once every second week, all the way from Dawson to Mayo. It's been quite a problem for her to do this, so we have made arrangements for another social worker in Mayo. You will note, Mr. Chairman, on page 2, paragraph 6, the section given, I feel, in itself, justifies a need for a receiving type home, or group home. The name of it doesn't matter; the purposes in these areas are really the same and that is to give consideration to the needs of the children. You will recognize the fact that these things ... the children being sent to Dawson were, really, mainly from other areas. I feel the decision that has been made is the right decision, as I have indicated. I will agree with the Honourable Member from Dawson City, that we still mustn't close our minds to the fact that there may be a need next year for another receiving home to replace the existing one, or the year after; this will be kept in the Department's thoughts at all times. This is all I can indicate at this time, Mr. Chairman.

Mr. Stutter: Mr. Chairman, the Minister has, several times in his little talk just now, stated that the need or the ... there were suddenly some changes in the need in the Mayo area, whereby the decision was made to take the home out of Dawson and put it into the Mayo area. Yet, on October 5th, while I was talking to his Department, I got the following information: in Elsa, there are two accepted homes, approved private homes, and in Mayo, there are four accepted private homes, and yet, out of these six homes, three of them were, at that time, empty and had been for some time. So, what about this sudden need here where homes were available. Also, the Honourable Member has stated that it is better to place the children in the homes where the problem is, or rather, in a home in that area, so that their parents can visit them. This is a ridiculous argument. If this were true, then why have all the Mayo children, in the past, been sent to the Dawson area, when homes were available in the Mayo area? Using your philosophy, then why didn't you use the homes that were available in the Mayo area? You've talked about the land. You've stated that in Dawson, one of the main reasons you chose that site was because it was owned by the Territorial Government and you didn't want to buy more land. As I've stated, there were lots readily available in the immediate area; as a matter of fact, these lots were bought just very recently for a sum of \$200 each. These lots were already on sewer and water; they were vacant lots. The N.C.P.C., when I questioned them regarding putting water and sewer to your chosen site, gave the maximum amount that it would cost as \$1,500 This is a \$1,500 cost, over and above the cost that

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Mr. Stutter continues ...

would have been required if you had used vacant lots in the immediate area. So, your argument on lots and the government not wanting to purchase more property, just doesn't hold water, particularly when it comes to saving money.

Mr. Chamberlist: Well, Mr. Chairman, first, I agree that the arguments put forward by the Honourable Member don't hold water themselves, because when one deals with and refers to foster homes, the Honourable Member doesn't understand that foster homes serve an entirely different purpose from that of a group home or a receiving home. I think, without meaning to, the Honourable Member has now shown that he is not aware of the difference of foster home and a group or receiving home. It is quite clear that receiving homes are where the children are taken into care by social welfare people; foster homes are where there is a necessity for parental needs. This is different entirely. Now, as far as I can see, I think what the Honourable Member is putting forward is some sort of argument of chagrin at the fact that the building didn't go into Dawson City and not based on the children's requirements at all. I think that this is the attitude that must be adopted, where was the best place for the children; never mind whether the lot was \$200, \$1,500 or \$2,000 and this, I can assure the Honourable Members of this Committee. If it had been that there was a greater requirement for a receiving home to be placed in Dawson City, keeping in mind the financial aspects of it, the financial aspects would have been secondary to the actual need of the children. As you know, I will be coming forward with an answer, as a result of the question that has been asked in relation to the Watson Lake Home. There again, the need came first, and this is the important factor and this is what I would ask Members of Committee to remember. When we are dealing with children, we have to look at the overall requirements, and I must be advised in these regards by the technical people who are involved in the care of children, the Director of Welfare and other people in the Department who are much more conversant with the needs of children than the Honourable Member or myself.

Mr. Stutter: Mr. Chairman, the Minister of Health has tried to point out the fact that I am very ignorant of the difference between a foster home and a receiving home. I've pointed out myself, at the beginning of my argument, that the home in Dawson is, in fact, a group home or similar to a foster home and not a receiving home. I do know the difference between a receiving home and a foster home. In this particular case, the children, the Mayo children, that are in the home in Dawson should be in foster homes. These children are not the type that should be in receiving homes; they are children that have a more or less permanent problem. Therefore, using your own argument, the homes that you have in Mayo are foster homes; the children that have been taken from Mayo and put in Dawson should be in foster care. Why were they not, in that case, put in Mayo? There isn't even one home, or rather, I should qualify that, there is one home in the Dawson area that can be a receiving home. In other words, there is one set of parents there willing to take in children just temporarily, until permanent arrangements can be made where required. Similarly, in the Mayo area, these foster homes, even though they are looking for children on a longer period of time than one or two days, can be utilized for receiving purposes. But, they are not being used for the simple reason that the demand has not yet arisen.

Mr. Chamberlist: Well, Mr. Chairman, we could sure go on for some time arguing the difference between group homes, foster homes and receiving homes. All I can indicate, Mr. Chairman, to Committee is that I must be guided by the expertise within my Department. The expertise advises me that there was a greater necessity for this receiving home to be placed in the Mayo area, and on the advice that I have received, this has been approved.

Mr. Stutter: Just in final remarks, Mr. Chairman, I would like to say that I believe the Minister has allowed dollars to cloud his "necessity for need". I believe that the need of the children is greater in the Dawson area than in Mayo, and I believe, because a few dollars more perhaps were required in the Dawson area than in the Mayo area, the need has been overlooked.

Mr. Chamberlist: Well, Mr. Chairman, I think we have to place in the records, the need, specially indicated in paragraph 6. Now, here we are talking about a total of 4,407 days of care being provided to children from the following areas: Dawson City children, 167 days; Carmacks children, 222 days; Whitehorse children, 664 days; and Mayo-Pelly children, 3,354 days. Now, how can there be a suggestion made that the 167 days of care for Dawson City children weakens the attitude that I have adopted in feeling that the greater need is in the Mayo area when almost 2,000 percent is involved between the needs of the children in Mayo and those in Dawson. Now, how could anybody accept that I have taken dollars and cents as the prime consideration when the facts speak for themselves. Let us go a little bit further; of the 30 children taken into care in the Mayo-Dawson area in the past year, 20 were children from the Mayo-Stewart-Pelly area and 10 from Dawson. Two for one; of the 10 Dawson children, 4 were in care for 14 days and 2 were in care for 3 days only. Now, how can that last statement, which the Honourable Member from Dawson makes, be justified at all? The last two lines should also be placed on the record: "The largest percentage of the children now in the Dawson Receiving Home are Mayo district children". Now, how can it be said that the consideration has not been given to the need of the Mayo-Pelly area. I think that the advice I have received from the officers of my Department has been the proper advice and I have accepted it and I stand by them.

Mr. Stutter: Mr. Chairman, I would like to ask one question of the Minister, and that is, why, why haven't the existing facilities in Mayo been used to their fullest extent? I pointed out, again I know we could get back into the argument of whether it's a foster home or a receiving home ... my point is that these Mayo children in Dawson are more foster children than receiving home children. Taking this into consideration, and knowing that they come from the Mayo-Pelly area, why were they not placed in Mayo-Pelly foster homes? Why are the three or four homes empty there? Why have these homes been empty for some time? These are homes that have been approved by your Department. Does this show the need for another home in the Mayo area, when you have private homes that aren't being used?

Mr. Chamberlist: Well, if I haven't got over to the Honourable Member, Mr. Chairman, the proposition that foster homes serve a different purpose from receiving and group homes, I can't change that at all. When he asks why these homes aren't being used, these are not a government facility. This must be recognized right away, that they are not a government facility. Again, I must fall back on the fact that the advice that I have received is that there is a greater need for a government facility to be in the Mayo-Pelly district than there is in the Dawson district at this time. All I can say is I'm just accepting the advice that I consider sound and following that advice. If the Honourable Member, Mr. Chairman, is of the opinion that his opinion of what a foster home is and where it should be placed is superior to that of the technical officers within the branch, by whom we must be guided, then, I regret that he doesn't understand the fact that there is a need for those of us who have a responsibility to look towards these people with the know-how and to accept that know-how. If they are proven wrong at some point in time, then I will have to say they are wrong. This is their advice; I believe they are right and I follow the advice I have received.

Mr. Stutter: Mr. Chairman, I will just ask one question of the qualified professional, or at least he should be because he's the Minister. Is the building in Dawson presently a group home or is it a receiving home? Just a simple answer would suffice. I'd like to know.

Mr. Chamberlist: It is being treated in both capacities. If there is a need to take a child in and place it on the premises, it will be done. As I have already indicated to you, there were, on a number of occasions, some children placed there for 14 days and some for 3 days, as a receiving home. It serves both purposes in a place like that.

Mr. Stutter: Mr. Chairman, I would suggest, then, that the Minister look



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into the statistics and find out how often there is one single space or one single bed available in the existing structure in Dawson that can be used as a receiving home. They are presently being used over long periods of time for children that should be in foster homes.

Mr. Chamberlist: Well, Mr. Chairman, the construction of the Mayo Receiving Home will answer the problem now indicated by the Honourable Member, inasmuch as many of the children that are there will now be in Mayo and there will be beds, I take it, for extra people.

Mr. Stutter: Mr. Chairman, I take it then, that the home being built in Mayo, according to your own words, is going to be more a group home than a receiving home. The children presently in Dawson are group home children. You're going to take them from there and put them into the Mayo home, which is supposed to be a receiving home.

Mr. Chamberlist: When we talk about a receiving home, we talk about a receiving and group home, because they serve both the same purposes in small areas. Where there is, Mr. Chairman, a need to take a child in for receiving purposes or on a short term basis, there is space available; the facility will be used. It's a government facility; it's the taxpayer's money whether it's a group home or a receiving home and it will be used according to the need at the time the need is there.

Mr. Chairman: I think at this time, in light of the time, we'll stand Committee in recess until 2:00 p.m.

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Mr. Chairman: At this time we will call Committee back to order. We are discussing Legislative Return No. 2, related to the Northern Receiving Home. I believe Councillor Stutter has the floor. *LEGISLATIVE RETURN #2*

Mr. Stutter: Mr. Chairman, there are a couple of questions I would like to ask. To begin with, the plans that were originally used when tenders were called, for Watson Lake and Dawson, showed six bedrooms on one floor. This was the basis that the bid was submitted, but later plans were actually used that provided basement and a storey above, with bedrooms in the basement. My question is, why weren't tenders called once the plans were changed, and even the area of the one building from Dawson to Mayo, was changed and yet tenders weren't recalled. The same original low bids were used for the construction. This is one question that I would like to have answered at this time.

Mr. Chamberlist: Mr. Chairman, when bids are called, and it necessitates, as a result of there not being sufficient funds, to meet the price structure, the lowest tenders are asked to submit to any alterations and come up with another price. This is a general procedure that takes place in all bidding procedure; it is nothing sinister and nothing fresh at all.

Mr. Stutter: Mr. Chairman, I have one other further thing; at the time that I was preparing the letter that I wrote to the Star, objecting to the relocation of the receiving home from Dawson to Mayo, I attempted to get as much background information as possible. When I phoned the department in question, I was told that, where information was being requested, that this information should be referred, directly to the Minister himself. I would like the Minister, at this point, to give assurance to myself, and to Members of this House, that he will send a directive to his various departments allowing the Councillors information that is not classified, so that we can come up with sound arguments against this sort of thing that has happened now. When information is withheld from the Members of this Council, I don't really see the point of it being a seven man Council any more.

Mr. Chamberlist: Mr. Chairman, I regret, indeed, the Honourable Member has been having some difficulty in obtaining information. Immediately after the recess, the Honourable Member indicated he was not being given the information that he had asked for. I made my position quite clear to him, and I make it now, any statistical information is available at any time to any Member of Council. I would say at this time, Mr. Chairman, that the Councillor who intimated to me, would not state where he got this information, because as he put it, "heads would roll". Now, this is the second time I have heard something similar to this. The Honourable Member from Whitehorse West also indicated, on the radio program, to use his words, I am using a witch-hunt and that people are afraid, in the public service, of losing their jobs. I would like either one of the Honourable Members to come forward in Council and show where this is taking place. In other words, put up or shut up. This must be the basis of which things like this should be worked on. The Honourable Member asks for an assurance; he doesn't require that assurance, because he can get it, at any time. Never, at any time, have I indicated to any member of the staff of the Department of Health, Welfare and Rehabilitation, that there should be restrictions on the type of information given to Territorial Councillors. As a matter of fact, the Honourable Member knows full well that when he has called me, Mr. Chairman, he has been given whatever information he has asked for; I have called him back, on occasion. I know I have done this with all Members, except, of course, the Honourable Member from Whitehorse West; he doesn't ask anybody any questions, so therefore, you can't give him any information.

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Mr. McKinnon: That's what you think. I go around your back to get things done.

Mr. Chamberlist: But, he too is quite at liberty to get whatever information he wants. The suggestion that is being made, that I am responsible for withholding information, is certainly without merit at all.

Mr. Stutter: Mr. Chairman, the Minister has said, the Member from Whitehorse West and myself, should either put up or shut up, as far as the accusation that heads will roll. For my part, this is the very reason why I would not like to give names at this point. It is my feeling that since he was elected as Minister of his present post, there has been enough resignations brought about. I certainly, do not, at this point, intend to give names because I don't want to be the cause of more resignations, or more transfers.

Mr. Chamberlist: I think, Mr. Chairman, obviously, the witch-hunt now, is turning against me. I am the one that is being hunted. There is no doubt in my mind that what concerns me more than anything else is the suggestion that resignations in the department have been as a result of some action of mine. If the Honourable Member would just mention one resignation, he doesn't need to now, worry about whether their heads will roll. One resignation in the department, that's been as a result of any action that I have taken. That's what I mean by put up, or shut up. Weakness, this is what shows, when you are unable to name that. You bring these people right in, Mr. Chairman; I want people to be straightforward, and bring them as witnesses to this Council Chamber to show that I have had anything to do with their resignations. You might find, Mr. Chairman, that some of the people that have resigned have had good reason to have resigned, on their own. Well, am I going to hear, Mr. Chairman, whether the Honourable Member, is going to bring these people who have resigned forward, so that they can prove what he says, or is he going to leave it just to the open air.

Mr. Stutter: Mr. Chairman, I can only say once again that I do not intend..

Mr. Chamberlist: Gutless. Gutless.

Mr. Stutter: I do not intend to use names at this point; the Member can call me gutless or whatever he wishes.

Mr. Chairman: Order, please.

Mr. Stutter: I think the general public knows that there are instances of resignations, and transfers that have been brought about by actions of the Minister.

Mr. Chamberlist: Mr. Chairman, I think that this is the most derogatory remark that a Honourable Member can make. As a matter of fact, I am surprised at his accusations, and that he is not prepared to come forward, and put valid arguments forward, says, as well, that the public know. The public only know what they hear over radio stations, and what they read in newspapers. Come up with factual proof, this is the thing that is required. The Honourable Member hasn't got the guts, Mr. Chairman, to come up with factual proof; then it is as I said, he hasn't been able to meet the answer, put up or shut up. While I'm on my feet, Mr. Chairman, I think I would like to give some definitions of the three different purposes of homes that supply a child care function. They are, foster home: provides a substitute family for a child. This may either be a temporary home or a permanent home. Some children who may not be "adoptable" will stay permanently in a foster home. Group home, a resource for a child who does not fit into a foster home because for emotional reasons, he is unable to accept the emotional demands of a foster

Mr. Chamberlist continues ...

home. Children put in a group home are in for a definite treatment plan referrals, psychiatric treatment etc. Receiving home, a temporary resource for the purpose of assessing and diagnosing the type of child to see whether it should be sent to a foster home, group home or back to its parents. Also, in a receiving home, it gives the worker time to work with the parents, a very, very important factor in bringing children, around to a good way of thinking. The home in Dawson, in effect, has acted as a receiving home but is in fact, a group home. We are fortunate now, to have a social worker who is a group therapist, and has been working with group home children in all parts of the Territory. She was hired in September. So, you see, Mr. Chairman, what we are doing is really something that is needed badly, to provide services for the care of children in all spheres. Thank you, Mr. Chairman.

Mr. Chairman: Mr. Stutter, will you take the Chair please.

Mr. Stutter: Yes, Councillor Taylor.

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I would like to know what the reason is behind calling tenders on Territorial projects, such as the schools which we discussed a few days ago, such as, these receiving homes. Why, are we tendering a \$53,000 program, and then find the contracts are coming in on low tender at, let's say, \$25,000 over on this one. A \$100,000 program on a triplex weigh station in Watson Lake comes in at \$160,000; a \$500,000 school at Faro, comes in at \$600,000 and some odd dollars. Now, who's to blame here; is it the contractor, or is it at the Territorial Administrative level. Are our estimators out, or are the contractors out? I wonder if any one has looked into this, and if not, I think it should be. Incidentally, while we are on the subject the Honourable Member was discussing a few moments ago, if the Minister so wishes, I understand that there is a list of the information he is requesting, in town. I don't know who has it, but I will certainly make every effort, to get it, and table it in this House, if it is so required.

Mr. Chamberlist: Lists of what?

Mr. Taylor: It's the dismissals, and the people affected, as the Honourable Member has said.

Mr. Chamberlist: Mr. Chairman, a list of dismissals resulting from my action ...

Mr. Taylor: Right.

Mr. Chamberlist: I would certainly like them to be brought forward, anytime. I wonder if now, Mr. Chairman, the Honourable Member from Dawson will be prepared to table this, or whether the Honourable Member, who has just spoke, will be prepared to table it. It is a case, again, of put up or shut up. Bring these people forward, so that they can be questioned right here, as witnesses, and I would caution you to be very careful. You might find that certain things that have occurred with relation to them, that perhaps, they would not want to be witnesses. Mr. Chairman, while I am on my feet, a question that was asked a few moments ago, was why the costs of projects are coming in by way of tender, over and above the estimated structures. Perhaps, I would leave this to the Commissioner to answer in that regard.

Mr. Commissioner: Mr. Chairman, there is no doubt many reasons as to why tender calls, in some instances, particularly in the last month or two, are reflecting very much higher costs than those which we estimated. I would likewise, refer the Honourable Members to the early part of the season, in which we were getting tender calls in at only a very small fraction of that which was our estimates. I would refer you, particularly,

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to the road that was built here on the river bank below the Whitehorse General Hospital, which the tender call came in at in, I believe, a figure of approximately 60 per cent of the estimated engineering cost. The fact remains, Mr. Chairman, that when you only have one, or two or maybe even three bids on a project, it indicates very clearly that the interest in the project by the potential contractors, is very limited. Secondly, it is unreasonable to expect, when interest is that limited, that the contractors are going to be very anxious to take the job on anything less than very favourable conditions. You add all these things together, and this is exactly the reason. It is not the engineering department's fault; they are simply using the best criteria they have, based on a previous year's experience, and allowing some factor for escalation, incremental increases that go on, call it inflation, or call it whatever you want. On one particular contract here, not too long ago, in fact I believe the Honourable Member from Watson Lake asked about this the other day, about Watson Lake Check Point Station, we had one bid. You can hardly call this competitive bidding; it indicates very clearly that there is little or no interest from construction companies, at this time. It may well be that we might call the same thing again next spring, and get five bids, and great interest, you might get it done for three-quarters of the cost that is presently in the estimates. On the other hand, things may completely reverse themselves, and you might even have to pay more to get the job done. I can assure you that the general interest in bidding from the construction industry in the course of the last two months, would best be illustrated by the lack of tenders in numbers on these various projects.

Mr. Taylor: Mr. Chairman, for instance, I believe the Honourable Member from Dawson mentioned this morning, that this was to be a four bedroom, two piece building when this thing started out. We called tenders on it, for \$53,000, I believe ... provision for construction of a receiving unit, for the northern area, as follows: four bedroom sectional home, 1,360 square feet, the basement, finished landscaping and furnishing brought it up to \$53,000. Now, I understand that we have built a six bedroom home, something of this nature, and we apparently, assumably keep it down in that \$53,000 category. What I'm saying is, are we not possibly, making a mistake in our estimating and design here in the Territory. The triplex that was just referred to, in Watson Lake; what we needed down there was a weigh scale to weigh trucks. We needed to but a biffy on the existing, four month a year travel publicity booth, and we have a lot of space in the new Territorial building to house the game warden. Why we have to start talking about \$100,000 to do all this, I can't see really. Your estimators, in Government, and designers decided that it would be possibly a good idea to lump this all together, and put it in another place, at \$100,000. I'm quite sure that private enterprise, for somewhere in the area of \$50,000, can certainly achieve this purpose. That's what I'm getting at; are we over designing, or are we over estimating or just what is going on? Is it, indeed, the contractor's lack of interest that brings us these prices? Maybe it is a little on both sides.

Mr. Commissioner: Mr. Chairman, it is private enterprise that offered the bid of \$160,000 for the project that the Honourable Member is asking about.

Mr. Taylor: Based on your specifications?

Mr. Commissioner: Certainly, based on our specifications. When the Honourable Member says that private enterprise can do it for \$50,000, it is private enterprise that said they would do it for \$160,000, Mr. Chairman.

Mr. Chamberlist: I think, Mr. Chairman, when it comes to the way the bids were called for the group homes, what was asked for was group homes, similar to the ones we have in Whitehorse. They designed and bid for the Northern Receiving Home and for the Watson Lake Receiving Home. The Engineering Department, after looking at the Dawson City area, found that they could not put in a basement in that area, with the cost to come into that bracket. They went ahead to provide the same facilities. The facility at the homes in the Whitehorse area are four bedrooms above, two bedrooms below in the semi-basement area, plus the recreational area. The Engineering Department took the floor area of both the ground floor and the basement and put it together so that they could design a building, for Dawson, all on one level. Whether this was right, or whether this was wrong, I am not the one to say. All I know is that when the bids were called, and when it was decided to go ahead with the Watson Lake Receiving Home, the bids were called for two in the hope, as a result of the two of them being built, the price structure would be lower. Then, it was found that together they came up to the region of about \$165,000 for both of them. I think it was one at \$71,000 and one at \$83,000, plus some other figures on it. I don't remember ... \$160,000, was it?

Mr. Stutter: The exact figure was \$158,470.

Mr. Chamberlist: Around about that figure. As a result, it was found that there was no possible way that we could find the money to do that. We ascertained that the type of building that we had here in Whitehorse, could not be constructed with a basement at Dawson City. It is alright for Members of Committee here to say what it could have been and should have been. We are simply guided by the Engineering Department, and I don't think that any Member of Council should give vent to their feelings against any Member of Council just simply because we have accepted the technical knowledge of the Engineering Department. This is the basis we have to go on. When the Engineering Department came forward with the suggestion that we could not put a building in that area, the Dawson City area, at that cost, we went to the bidders who were the lowest bidder on the original tender, and asked them if they could fulfill the function that we had asked for in Mayo and in Watson Lake, on this figure. They came up with the figure of \$55,000 for each building, which we were pleased to accept, because of the need for getting ahead with the construction immediately, before the winter set in. I am satisfied that the action that has been taken all around is for the overall good of the children concerned, and I stand on that.

Mr. Taylor: Mr. Chairman, you state on the Legislative Return No. 3, the low bid submitted for the receiving home was approximately \$25,000 more than the amount of funds voted. The amount of funds on the Dawson home was \$53,000 ..

Mr. Chamberlist: That included furniture.

Mr. Taylor: Yes, that brings us up to \$78,000, that project would have cost us at that time. You go on to say that because of the great need for the new receiving home to serve the total northern area, it was necessary to find some way to modify the original design, the new home, to bring the cost within the limits of the funds available. Now, I understand, from what you have just said, instead of spending \$78,000 on this project, that you are now spending \$83,000 on this project.

Mr. Chamberlist: Where did you get that from?

Mr. Taylor: You are either spending that, or you are spending \$71,000 on that. Well, you say that there are \$150,000 odd dollars between the two projects; this is what I understand, and I understand that one of them went at \$71,000 and the other at \$83,000, but this is immaterial actually.

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Mr. Taylor continues ...

What I want to know is, where did you find the money for the second home? I don't see it in the budget anywhere. This is another case I raised when we talked about the schools; there was no item in the budget for this particular expenditure. I'm glad to see it going up in Watson Lake; it's needed there. What I want to know is where did you find the money, because you haven't come to this Legislature for it.

Mr. Chamberlist: Mr. Chairman, I have already indicated, with reference to the questions that have been asked of me by Councillor Stutter this morning, because there was a series of questions, they will be supplied to him in the morning. Mr. Chairman, I am surprised when, after going through a whole bunch of figures, and getting all mixed up, the Honourable Member from Watson Lake says it doesn't matter. Well, it does matter, because he is mixed up and the figures that we quoted were the original tenders, which were \$150,000 or \$160,000, but the tenders that we have now put in both the premises, in both places, are \$55,000 each, and the Honourable Member now says to me, "I want to know where this money is coming from and how"; how the Honourable Member can stand up and say he wants to know how? He is a member of the Financial Advisory Committee; he's been advised on this. Yet he stands up to put a show on here, to say how; this becomes ludicrous. I don't know whether the Honourable Member from Watson Lake is trying to show off, or whether he is really interested in whether the function that has to be performed is to provide, within the needs of the Territory, for children when they crop up. It is alright for him to say, "Yes, I am pleased; we are going to have a building put up at Watson Lake!" The building isn't going up in Watson Lake to make him happy. It is to take care of the children; that, the Government of the Yukon Territory has a function to perform. The Honourable Member perhaps doesn't understand children, because he hasn't any of his own, and the needs of them. We have done a proper thing. There might be question as to whether or not the funds were made available in the proper area. The answers to the questions will be given tomorrow, clearly and explicitly, and I wouldn't want to answer them now for the simple reason, I haven't got the exact circumstances in my mind, at this time, as to how this thing happened. I can assure everybody here that the money was found for the proper purposes for the Watson Lake area.

Mr. Taylor: Mr. Chairman, I must assume that they must have been found, or they wouldn't be able to pay the contractor. It has been stated that I am on the Financial Committee, and I am very confused ....

Mr. Chamberlist: I agree with this; no doubt in my mind.

Mr. Taylor: Very likely I am, but the Financial Advisory Committee, under this new scheme of Government, is somewhat like a treasure hunt; you keep poking around, poking about, and if you luck-out and just happen to ask precisely the right question, then you might get the right answer. This isn't volunteered; you have to dig for everything you get there. Number two is, if the Honourable Member could show me where in the budget the funds are provided, I would be more than pleased to agree with him. Number three is, if he can show me in the supplementary estimates where the funds are provided for that particular project, I would be more than pleased to agree with him. Until that time comes, and I know he can't because it doesn't appear in either of them, then I still ask the question; where do these monies come from? The Minister must be very confused, or he could stand on his feet in this Chamber at this point in time and tell us where the money came from. Instead, he is going to leave that until tomorrow morning, while he reserches it and considers it. I just wish to make that point, Mr. Chairman, notwithstanding that I am on the Financial Advisory Committee, doesn't mean that I am part of this secret society.

Mr. Chamberlist: Mr. Chairman, I wonder if the Honourable Member would like to resign from the Financial Committee? If he would, his resignation would be accepted very promptly. LEGISLATIVE  
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Mr. Taylor: Mr. Chairman, I'd be more than pleased to resign from the Financial Advisory Committee upon this Council receiving the resignation of the Honourable Member, who has just spoke before me.

Mr. Chamberlist: Mr. Chairman, we will perhaps help the Honourable Member, because I think the time has come along when the secrecy of the Financial Advisory Committee, that is required in every Member, has been broken very badly by the Honourable Member, and a motion to that effect will take place so that he will be asked; he could resign voluntarily, or I'm sure Members of Committee will be pleased to have him replaced.

Mr. Taylor: Mr. Chairman, this is the normal way the Minister proceeds with things; if you agree with him, then you're a great guy; if you oppose anything that he might say, then no longer. I believe, when we debated here the matter of tax reform in terms of trailers last year, and when we debated the Medical Health Bill, it's quoted in Votes and Proceedings, "I've got to get rid of that guy", not "we've got to get rid of him!" This is "I, I, I" business. Mr. Chairman, this is kind of nit-picking, as far as I am concerned. If you want to throw me off this Financial Advisory Committee, and there are enough Members, you just toss me off, but you have good reason to do it.

Mr. Chamberlist: Right; you have already expressed yourself.

Mr. Taylor: As a matter of fact, that is what you need on that Committee, a watch dog. If you think I have ever broken any oath in that Committee, you are full of beans.

Mr. McKinnon: You're just a victim of the latest witch-hunt, Don.

Mr. Rivett: Mr. Chairman, reluctantly I rise, as I have no part in an actor's equity, but let us consider the children, please.

Mr. Chairman: Mr. Taylor, will you resume the Chair, please.

Mr. Taylor resumes the Chair.

Mr. Stutter: Mr. Chairman, awhile ago, the Minister was pointing out ... this is not particularly a dig at the Minister; it's just a straight forward question, getting back to the way tenders are called for in the Territory. If we refer to the first paragraph on the Legislative Return No.2, it states here quite clearly that to obtain the amount of space required for a receiving home in Dawson City, a large house has to be designed, with the required six bedrooms on the one floor. The bids on this design of house came in extremely high. The cost of a two-storey house would have also been much higher than funds allotted. Recognizing this fact, and later in No.3, where a bid actually did come in \$25,000 higher than the estimate, I am wondering why this design was used when the tenders were called for the Watson Lake area, where, in Watson Lake, it's quite possible, as is now being proved, to put up a building that used a basement. Surely the type of design that was called for in the original tender in Watson Lake automatically was going to cost the taxpayers much more than necessary. Now, a building is being used where the basement is being put in at about \$20,000 less than the bid on the previous building. In my feelings, it is folly to call for tenders in the first place on that original building in the Watson Lake area.



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Mr. Chamberlist; Mr. Chairman, if the Honourable Member considers it is folly to call for bids at any one time, surely he must be directing his question at the responsibility of where the Engineering Department is, not I. It appears to me quite irrelevant when the suggestions are being made that the Watson Lake resource was bid on the same basis; it was to save plans, the plans were exactly the same. The idea was to get two buildings following the same set of plans. If people are worrying about costs, this usually is the way that this has to be done. Certainly, I cannot answer for the method that the Engineering Department uses in calling for tenders; it is in exactly the same manner as the Honourable Member has already referred to his little epistle that he wrote in the Whitehorse Star, indicating that now they have built a garage for the Welfare Department and the doors are too small, are they going to change the size of the car? This shows, and I use the words, ignorance of facts, when the Welfare Department has nothing to do with construction of the building. The construction is given over to the Engineering Department, and the Engineering Department has to see that the piece of construction is built, and then it is turned over to the Welfare Department. We don't inspect the Department.

Mr. Stutter: Mr. Chairman, I would like to ask the Minister then, are we to believe that when a building is designed for your department, you have nothing to do with the design; you don't approve of the plans before tenders are called; nothing to do with the outlay of your plan?

Mr. Chamberlist: Mr. Chairman, what is done is that the department offices liaise with the Engineering Department as to what space is required. I have already explained that the request was for similar buildings that exist in Whitehorse, and it was to be dealt with in the Dawson area only, Watson Lake, had not come into the discussion at all, at this time. It was simply a request for a building to be designed, in the Dawson City area. The Engineering Department, and their technical knowledge, said that it could not be done. So therefore, they designed a building with exactly the same amount of floor space that we have here in the Whitehorse area; that is, the basement area plus the ground floor area. When it was found that the cost was too high, then we had to go for further procedure. I wish the Honourable Member from Dawson would realize there was nothing at all with reference to trying to take away a facility from Dawson City; we had to consider the overall picture after certain other aspects, dealing with children, had come before the department. There are certain areas where certainly, the department will not give information to Members of Council, where they involve the names of children, the contact of children, what children would have to be placed in a particular facility. I have given a directive in that particular regard, that no information related to children, whose circumstances are that they have to be kept in a confidential manner, must not be disclosed. That is the only directive that I have given in relation to any matter to the department.

Mr. Stutter: Mr. Chairman, I am pleased to hear that the Minister now admits that he did give a directive to his department that under certain circumstances they shouldn't give information. The type of information that I was requesting recently doesn't in any way come under any of the classes just mentioned.

Mr. Chamberlist: Who did you get it from.

Mr. Stutter: I will not mention names, and you know full well the reason why.

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Mr. Chairman: Will there be anything further under Legislative Return No.2? The next Paper is Legislative Return No.3, Aishihik and Taiya Power Project. Councillor McKinnon.

Mr. McKinnon: Mr. Chairman, my main concern in asking for the

Mr. McKinnon continues...

Legislative Return, on the Aishihik and Taiya Power Projects, be brought before Committee of the Whole. It seems to me that here are two projects on which such little information is offered to the people of the Yukon Territory, that the answer by the Commissioner is substantially the same knowledge that he has available to him, and very little knowledge is held by the Administration of the Yukon Territorial Government on the projects that I think are instrumental in the future development of the Yukon. I was just wondering, Mr. Chairman, whether Mr. Commissioner knows of any possible way that there is more input that could be put in, from the Yukon level, from the Government or the Legislative Body of the Yukon, to Government thinking on projects such as this, that will have such an influence on the future development of the Yukon, and whether or not more information from these projects, when it is available, can be made to both the Commissioner and the public of the Yukon Territory. It seems, in the field of resource development, which is probably uppermost in every person's mind in the Yukon Territory, including the Commissioner of the Government of the Yukon Territory, on projects such as the nature of railroads into the Yukon, which I'm sure, Mr. Commissioner, is a subject which is very dear to his heart, and the one which he gives absolute priority to, and power development in the Yukon, which seems to me go hand in hand with the rail link development in the future development in the Yukon. These two areas, which are the most important in resource development, are the ones in which the Government of the Yukon, the people of the Yukon, have the least input, and from which they receive the least information. I wonder if Mr. Commissioner could help me at all?

Mr. Commissioner: Mr. Chairman, within certain reasonable limits, what the Honourable Member has to say is absolutely correct. I wonder if we could deal with the power project in front of us here first. First, and foremost, as far as Taiya is concerned, this is a glimmer in somebody's eye which, in my humble opinion, you can write off and forget about. Now, no doubt, when this appears in print, there will be somebody throwing an arrow at me, but I can't help it. It is a fact of life, as far as I am concerned. This project has visions of reversing the flow of the Yukon River as one of its primary considerations. If you think there is anybody in his right mind ... you talk about marching in the street, well, this would be a minor thing compared to reversing the flow of the Yukon River. The second thing, let's talk about further power developments here in the Yukon Territory. The Northern Canada Power Commission is an instrument of public policy, insofar as the Canada Federal Government is concerned. At the present time, I don't know how many areas in which the Northern Canada Power Commission may well be studying very seriously, and giving considerations, and making recommendations to my Minister, that will ultimately result in further power generating facilities being made available throughout the sphere of influence of the Northern Canada Power Commission, which is all of Canada North of 60; other parts of Canada as well, if the need is deemed to be necessary. At the present time, we know, as a consequence of internal correspondence and likewise from public announcements, that one of the items on the front burner, as far as the Northern Canada Power Commission is concerned, is the potential development at Aishihik. I'm not sure how far they have gone on this; there was a private consultant approximately two or three years ago to assess all potential hydro sites in the Yukon Territory. The reports that these people have made, to the best of my knowledge, are public information. I don't know if there are copies in the library or not, but if there aren't, I don't see any reason why they are not available. Ingledow and Associates were the people who made this report. It is my understanding that, depending upon the size of these various locations, if a small to medium size development, and this of course, is another matter of conjecture, which you call small and which you call medium size, in the terminology of generating electric power. If something of this size is the proper thing to

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Mr. Commissioner continues ...

do, it may well be that Aishihik would be the one, indeed, to go ahead with. I think, really, the point on this one here, and the important point on this paper is the last item, mainly, that if the Northern Canada Power Commission wishes to proceed with the Aishihik project, an application would have to be made to the Yukon Water Board. I believe that all Honourable Members know, the regulations under which the Water Board operates, I do believe, in this instance would call for, automatically, public hearings. Another thing I would like to say, concerning things of this nature, you get into areas where really, I would see their investigation at this time; they are very highly technical in their nature. I agree entirely with the Honourable Members' question, that at least at the Administrative level of Government, we would like to see as much information flowing back and forward, between the interested agencies who want to do these things, and the Territorial Government who ultimately have to live with the consequences of these decisions. I think the safety valve here is the Yukon Water Board, insofar as the Aishihik project is concerned. Now, with regard to the rest of the Honourable Members' question, and particularly, as it concerns transportation and the potential changes to transportation around here, there is absolutely nothing that will disrupt the economic axis of the Yukon Territory more than any major change in our transportation pattern that can conceivably come about as a consequence of things that are happening outside of our borders and over which we have no control. It may well be, Mr. Chairman, that even the Federal Government, our Father Confessor, is not going to have any control over it. As desirable as our input, and our knowledge of these things are, it may well be, Mr. Chairman, that the agencies that are involved in this are not responsible to us or to the Canadian Government, and could care less about what we think about it. This is the bad situation that we find ourselves in. I want to assure all Honourable Members that there is a continuing effort, on my part and on the part of my senior officers, to keep ourselves advised, in the best manner that we can, in regard to these developments. We will continue to make available to the Territorial Council the very utmost of this information that we possibly can.

Mr. McKinnon: Mr. Chairman, the Commissioner's remarks leave all sorts of interesting opportunities in the wind. I wonder if Mr. Commissioner, now that he has admitted that the Taiya Project is nothing but the glimmer in one's eye, whether he will be pressing the Minister so that the release of waterfront lots in the Tagish-Marsh Lake area will come about in the very near future.

Mr. Commissioner: Mr. Chairman, the best concession that the Minister would make in the last representations, I believe, was to change the tenure of the leases from one year to five years, if my memory serves me correct. I haven't been able to get any further than that, but that is five times better than what we started out with.

Mr. McKinnon: I wonder now, Mr. Chairman, if Mr. Commissioner is willing to go down and address the Skagway Chamber of Commerce, and inform them of his knowledge about the Taiya Project and assure them that they should be supporting the International Park, which is to be built on the Trail of 98.

Mr. Commissioner: Mr. Chairman, my relations are very good with the Skagway Chamber of Commerce, and I intend to keep them that way until I get that road built between here and Skagway.

Mr. Chairman: Have you anything further on Legislative Return No.3?

Mr. Tanner: I have one further question for the Commissioner, Mr. Chairman, in view of the fact of what he said, and in view of the fact that there has obviously been some movement in the Marsh Lake area, could the Commissioner advise what the Territorial Government is doing presently with the land frozen in around Carcross?

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Mr. Commissioner: Mr. Chairman, this is not a Territorial land freeze, this is a Federal land freeze, and this is as a consequence of a treaty, or something close to it, that exists between the United States Government and the Canadian Federal Government, and it will be on the basis of international negotiations that this treaty will cease or carry on. In the terminology of international relations, Mr. Chairman, it may well be, what I consider to be a glimmer in somebody's eye, may be looked upon as reality 100 years from now, I don't know.

Mr. Chairman: Anything further on this Legislative Return? Before proceeding on to Bills, we have one motion, Motion No.3, which was deferred for consideration until Monday, today. I believe, there was an amendment forthcoming to this. Councillor Tanner.

MOTION #3

Mr. Tanner: Mr. Chairman, it was at my suggestion that we put this over until today, and after some study, I couldn't come up with a resolution that would satisfy me, and I know some other Members in the House, so I suggest we pursue the motion as it now stands and let each Member make his own decision on it.

Mr. Chamberlist: Mr. Chairman, I would like to ask the Honourable Member from Whitehorse West, who has brought the motion forward, a question dealing with the substance of the motion. I wonder if the Honourable Member would indicate, as a result of this motion, what legislation will be affected in the Federal Parliament.

Mr. McKinnon: Mr. Chairman, the legislation, we would like to have affected by the motion would be the family allowance legislation, which is now called the Family Income Security Plan, the official title given to the new family allowance legislation under the new legislation introduced into Parliament.

Mr. Chamberlist: Mr. Chairman, I wonder if the Honourable Member is aware that this new piece of legislation, which is Bill C-264, and was introduced and given First Reading in the House in September, will, in actual effect ...it's called the Family Income Security Plan, when enacted, this act will repeal two pieces of legislation, and that is the Family Allowances Act and the Youth Allowances Act. I think, Mr. Chairman, and I would suggest this most strongly, that all Members of Council obtain copies of the new piece of legislation, then deal with it in the spring. There is no doubt about it, that there is much more to the question than where family allowances are involved. This is why I indicated, when we were discussing it the other day, that I would have to vote against it, not because of the fact that we in the Yukon have to seek changes to offset the higher cost of living in the north, but that we should not piecemeal it.

Mr. McKinnon: Mr. Chairman, I can only reiterate the arguments that I have made before in this House, that if the Honourable Members wish to introduce a separate motion, asking for taxation, once again, benefits and concessions, for northern residents, I will support that motion right down the line. I also believe, where individual pieces of legislation come before the Federal House of Parliament, that it is our responsibility that if we find them discriminatory toward the residents and people of the north, then it is our duty to protest them to Ottawa. Under the Family Income Security Plan, the vast majority under the new legislation in Parliament, if passed as it is, will virtually eliminate family allowances, as it is now called in the Yukon.

MOTION #3

Mr. McKinnon continues ...

Territory, we are at a level of salary that we have to be, to be able to live at the same level as our fellow Canadians in the other parts of the country. Where we see, at the \$10,400 level subsidence, our family income security will terminate for Yukon residence, I think that we have to protest and ask for an upperwards revision, which is all we are doing; asking that for northern residents, there be an upperwards revision in the allowance, so that we are still eligible for family income security payments. Even though we are receiving larger salaries than those Canadians south of us, the fact remains that we have to receive these types of salaries in order to be able to live on the same standards with our southern Canadians. I think that it behooves this Council to, on every occasion when we see Federal policy coming about which is going to make it harder for northern residents to live, such as closing the Income Tax Office in Whitehorse, on every one of these issues, we should make hard protests on behalf of the people of the Yukon Territory known. Mr. Chairman, I would suggest most strongly that if the Honourable Member will take the pulse of the public on this one, that he will find that the vast majority of the Yukon families that are going to be affected by the termination of these monies coming to them under the new family income security legislation, he will support the motion. There is no political motive in this whatsoever, other than protesting a Government who, unwittingly, doesn't realize the results of Federal legislation, what it means to families living in the north; that, and nothing else. No matter what Federal Government sits in power in Ottawa, it's up to every Member of this Council table, when they find discriminatory legislation is being pursued by that Federal Office, to protest on behalf of the people in the Yukon Territory.

Mr. Chamberlist: Mr. Chairman, I would, to some great extent, agree with some of the points that have been made by the Honourable Member. What I am concerned about is the suggestion that this piece of legislation deliberately discriminates against people in the Yukon. I have gone through this legislation and the Yukon isn't referred to at all in any part of it; therefore, it cannot be considered as discriminatory, as far as the Yukon is concerned. Certainly, there are other areas of Canada that are affected as a result of the proposed changes in the legislation. I have no wish to deny to the Honourable Member that what he has in mind here is a proper thing. I agree with him and perhaps at the next Session, we will have brought forward certain motions that will clarify the situation as far as the needs for consideration to be given to an increase in allowances for northern residents, not just simply for those in the Yukon. We must keep in mind that, just simply because we are Yukoners, we have to give up the fact to recognize the fact that we are Canadians. This is what must be kept in people's minds as well. I read in Hansard, a week or so ago, the Member of Parliament for the Yukon, when speaking during the income tax debate, indicated that he had tried over a number of years, and so he had, to have the Federal Government make an allowance for northern residents. He said, "I also tried when the Conservative Government was in power and I wasn't successful then", so that the position then, really, is one of across party lines; it doesn't matter about party. We all recognize the fact that people of the north have to pay a higher cost of living, and we are all in favour of attempting to get that higher cost down. We feel that the situation should be one in which the legislation itself should be amended as a result of this overall burden. So is the Income Tax Act; this is the piece of legislation that should be dealt with. I say that the Bill C-264 does not in any way discriminate, in that particular sense, against people of the Yukon. It certainly does something where people of the northern part of Canada are affected because of their higher earnings that they earn, the higher income tax they pay as a result, and likewise. The answer is to look at the income tax. I will not support it, as I have indicated, because of that simple reason; that it is dealing with something

Mr. Chamberlist continues ...  
 piecemeal. The removal of the Income Tax Office, as has been referred to, I supported that because there was no consultation but when it comes to a piece of legislation of this description, let us not say that the Federal Government has to consult with us in every piece of legislation, because every piece of legislation deals with the whole of Canada.

Mr. McKinnion: Just one remark, Mr. Chairman, we take a piecemeal approach to an American foreign policy, and sent a missive to the President of the United States, which we unanimously pass, and has no more chance of succeeding than a snowball in you know where, but we feel that we should do it because it is our responsibility and because we really hope that the pressure of public opinion across North America and the world will make him change his mind. At least, here, we have more of a chance for some impetus, where a Council unanimously appeals to a Canadian Minister of the Crown, to try and ask for nothing more than an upwards exemption, and to take into consideration the fact of northern living; and where we can unanimously pass a motion appealing to the President of the United States to change his policies regarding Amchitka and the blast, we can't be unanimous in asking a Minister of the Crown in Canada to take another look at legislation as it applies to the north, and somewhere, somehow, Mr. Chairman, there just doesn't seem to be too much consistency.

Mr. Chamberlist: Mr. Chairman, surely there is a separation of purpose in these two things. Really, it is a very, very bad parallel. I would under other circumstances agree that there must be consideration given by the Federal Government to the cost of living in the north. I am not arguing that point at all, but I say that the Members should be given the opportunity of studying this piece of legislation before they just take a short abrupt step and say "Give consideration to the reduction of family allowances". I'm sure that if the Honourable Member had read this Bill, I don't think he has, but if he has read this Bill, he will find that there are other areas which are also of considerable nature, but he might then say that they are detrimental to the people of the Yukon, so that is another reason why piecemeal .. there are some areas where in fact, a lot of families benefit, inasmuch as their family allowances are increased, this must be considered as well. There are other areas as well that affect the requirements, where these family allowances are paid into welfare areas, where children have to be looked after, and the Territorial Government gets this money into the welfare coffers; now the welfare coffers will be receiving more. There are these items that have to be considered, and I would ask all Members of the Council to take the trouble to read this piece of legislation and then weigh the situation up at that time. I am sure, if the Honourable Member, in the next Session of Council, will bring forward a motion, after he looked at the overall piece of legislation, then I am sure he will see that there is a difference there.

Mr. McKinnon: Mr. Chairman, that is exactly why the motion of mine stands as it is. I didn't universally condemn the legislation and ask for the repeal of the Family Income Security Plan as it stands. I asked for the one area to be reviewed, in my perusal of the legislation, that made a hardship on people who are trying to raise families in the Yukon Territory. The rest of the legislation, as it applies to other areas of Canada, and the upward spiralling of the family income security as it applies to other areas of Canada, fine, and there's no reason why anybody should attack or condemn this type of legislation; and to keep it from becoming any type of political attack is exactly the reason why only that part, after perusing the legislation, did have an actual affect on the people living in the north. That's the very instance that I asked for some amendments to the legislation, and the only area.

Mr. Chamberlist: I must reply finally that you cannot take a particular area out of a piece of legislation like this, which has some twenty-two

*MOTION #3*

Mr. Chamberlist continues ...  
 pages, and say, "This is all that matters to the people of the Yukon", because this, in effect, is what is being said. I would suggest, Mr. Chairman, that we should be concerned with all aspects of legislation, where the act itself is quite clear when it is referred to as An Act to Provide for the Payment of Benefits in Respect of Children. We're just not talking about benefits, family allowance. Much more is involved in the legislation, and it's up to us, certainly, to bring forward any areas where there could be corrections made, but I would suggest that this must be done as a motion by Council when, at such time, we have had the opportunity to study the legislation.

Mr. Tanner: Mr. Chairman, just one last word, since I opened the debate, as I spoke first to it earlier, I think the way to attack this is ... I think that every Member is saying really that he is on two or three different fronts, and this particular area is a comparatively minor one compared to the one that we should be attacking, and that's the major legislation which is before the House on taxation, and could be included in this proposal of Coucillor McKinnon's. What I was trying to work on on the weekend was trying to incorporate the two, but I find that then we'd have to send a resolution to three different ministers, three different departments, concerning three different areas of legislation, and it's virtually impossible to do so. It's my feeling that we should, if we're really that concerned about family allowances and the increase in the allowance which is going to help many people in the Yukon as well as that number who are going to have a decrease in family allowance ... it's going to help almost twice as many ... the way to attack it is through the taxation allowance, which presently is before the Federal House, and that's what we should be sending resolutions about, to give us a northern allowance in that area, not in this particular area.

Mr. Chairman: Are you prepared for the question on Motion No. 3? Are you agreed? Would those agreed kindly signify? Would those disagreed kindly signify? I declare that the motion has been defeated.

*MOTION  
 DEFEATED*

MOTION DEFEATED

Mr. Chairman: At this time, I'll declare a short recess.

*RECESS*

RECESS

Mr. Chairman: At this time we will call Committee back to order. The next order of business is Bill No. 5, namely, An Ordinance to Amend the Mining Safety Ordinance. I will proceed with the reading of the Bill.

*BILL #5*

Mr. Tanner: We've read the Bill, Mr. Chairman.

Mr. Chairman: No, I don't believe the Bill has yet been read. (Reads Bill No. 5) Councillor Stutter will you take the Chair please?

Councillor Stutter takes the Chair.

Mr. Taylor: Well, Mr. Chairman, last week, when this matter came up I asked for a deferral of the Bill in order that I could view some of the regulations appended to it. There are four hundred and some odd sections of regulations, which, it was suggested, I should peruse over the noon hour, and come up with some intelligent type of recommendation in respect of them. I have, in any event, had an opportunity to look over the section, which to me was most important, and it was the section relative to open pit mining. As you know, we have had some fatalities and some bad accidents in the course of open pit mining in the Yukon Territory. One of the most significant was the very bad accident at Faro last year. Consequently, I have compared the legislation, or I should say the regulations, in respect of open pit mining with the existing, pardon me, not the existing, the standing at the time of the B.C. Mines Regulation Act. I find them reasonably close. However, this B.C. Mines Regulation Act has been amended to bring in further controls to open pit mining than what we find in this handbook, and what we find in the existing legislation. I took the opportunity as well of consulting with one of the unions involved, to find out what they thought of the matter, and I received some recommendations ... a copy of the letter to Mr. Commissioner on the subject, dated October 29th, 1971. For instance, one of the recommendations made by the union was that loads should never be dumped over the edge of an extending pile of loose material, they should be dumped on top and pushed over with a tracked vehicle. This, of course, would cover the problem that I referred to in the case of the Faro accident, where trucks were backing up, there was no berm, there were no blocks and, indeed, there was nobody in the pit to ... what you might call a dump man, to ensure the safety of the operator and his vehicle. Some provision was made in regulations in this area, but it just doesn't meet the needs of open pit regulations. There are other areas involved, which I won't enumerate at this time, other than to say I feel that the regulations as they stand, as far as they go, are alright, but they don't go far enough. I would like to see now that we have a few areas to target in on ... I believe Mr. Commissioner has a copy of this ... the original copy of this letter. I would like to see those recommendations reviewed by a Committee, if you like, of the Territorial Administration, of the Federal Resource people, of the union, and of the operators involved, in order that we can further open pit regulations to be something that the industry can work with and yet will provide for the safety of the employee and the workman. That's the only reason I've asked for this deferral, and I thank Committee for allowing me the time to give consideration to this matter. I would like to know if Mr. Commissioner would agree that some further looking into could go into these regulations and possibly in an effort to bring forth further regulations at the Spring Session.

Mr. Commissioner: Well, Mr. Chairman, I am not prepared to commit myself that there will be further regulations coming forward at the Spring Session, but I am certainly prepared to make this commitment with regard to all regulations that apply under legislative authority of the Yukon Territory, and that is, they are continuously under review. In the particular set of regulations that you have before you now, it has taken something close to three years, if my memory is correct, to even get them to this point. At least we have them here now, they're promulgated under the Ordinance, and I am certainly quite prepared



Mr. Commissioner continues ...

BILL #5

and I will be so acknowledging in my reply to Mr. Kent, that we recognize the fact that they are not perfect, that there are, no doubt, areas that can stand to be even, you know, greater detail than what they are at the present time. On the other hand, I will be likewise pointing out that there are certain areas in which I don't think that it is right that we should be usurping through legislation the prerogatives of the unions and the employers to bargain on certain ... in certain areas. Certainly, this will be part of an ongoing process, and I am quite confident that as time goes on, no doubt Council will be questioning further on this matter. I am sure that we will be able to report continuing progress in attempting to keep the open pit and the total Mining Safety Regulations in line with the requirement of the day and age in which they are being applied.

Mr. Taylor: Well, Mr. Chairman, may I then conclude, from the remarks that Mr. Commissioner has just made, that the officers of his Administration would be available to sit down with interested parties in respect of further development of these regulations at any reasonable time?

Mr. Commissioner: Mr. Chairman, this is a reasonable deduction except that I would say this. As Government, we have to retain some room for discretion on our own part, and if we were to put into regulations, under every Ordinance, at the request of every interested individual, it would be impossible to ever have the printing presses running fast enough to do it. When the chips are finally down, it has to be the people who are on our staff who ultimately say as to whether or not the proposals that are made by interested parties and others, in this case, the people representing the workmen and the people representing the employers, as to whether or not they are proper and justifiable things to be put into regulations, or whether or not they are items that should be in legislation, or whether indeed they are items which are and rightfully belong in the collective bargaining process. We have to be a little bit cautious in this. But, to say that we are prepared to accept, or to take under advisement, suggestions made by interested parties as they apply to these regulations, the answer is yes.

Mr. Taylor resumes the Chair.

Mr. Stutter: I'm also very interested in some of the proposals that have been put forward by Mr. Kent in his letter to the Commissioner, particularly regarding number one, six and seven. In number one, I know of at least two instances at Clinton Creek where the large haul packs have gone over the dump; fortunately enough in both instances there wasn't anybody killed. I'm wondering if it is at all possible at this point for Council, or some Members of this Council, to propose a rider to the regulations. I don't, in any way, want to hold the regulations up, but I would suggest that we add a rider to cover at least these two areas, the dumping over of loose materials.

Mr. Commissioner: Mr. Chairman, with respect, I think that it is only right and reasonable that we have this letter before us from Mr. Kent here now, and I would ask that Council permit this amendment to the Ordinance to pass out of Committee without amendment, that we are able to proceed unimpeded with the regulations as they now stand, and take these matters under further advisement to see if indeed there should be further regulations or, as I have indicated, at least further study of the proposals that have been made. It is all very well for us to sit here and say that there are certain things that should be done or that they should not be done. In these areas, you know, of great technical matters, I think that we have to hear what technical people have to say. I think the assurances that I gave, Mr. Chairman, to your own questions on this matter, I would hope would be sufficient for Council at this time.

Mr. McKinnon: Mr. Chairman, I notice in the letter of December 16th, 1970, which is some ten months ago, to Mr. Homulus, I think ... is that his name, Chief Inspector of Mines, that the United Steelworkers of

Mr. McKinnon continues ...

America ask if they could sit in consultation with you at any time but preferably before the final draft of the revised rules are sent for printing. I was wondering, Mr. Chairman, seeing the letter of October 29th of this year, from Mr. Kent, did these consultations or these meetings ever take place? It doesn't appear they must have because the same discrepancies that are listed in the first letter, seem to appear in the second letter also.

*BILL #5*

Mr. Commissioner: Well, Mr. Chairman, I think that we can get into, you know, quite a lot of discussion here by what is meant by consultation. This must be one of the most bandied about words in the English language at the present time, when the consultant process becomes a farce when it holds up the progress of putting into effect laws that are required to be enacted. There was a further communication to myself from Mr. Needham, the Mining Inspector, dated on January 8th which ... there is a whole series of correspondence about this, but it says here, that at the present time, the industry, both management and labour, are reviewing our tentative final draft open pit rules, and we expect to receive comments, recommendations, etc. from them, therefore, I recommend we await their replies before we introduce any changes to the existing rules. Now, I don't know whether replies were received here or not; I really don't know. There has been dialogue of some kind or another going on; as to whether or not it is looked upon as satisfactory dialogue by all parties concerned, Mr. Chairman, of course, this I don't know. But, I would say that we are getting down here to a point of some kind of a basic understanding, when we have before us the details laid out in Mr. Kent's letter here at the present time.

Mr. Chairman: What is your pleasure in respect of Bill No. 5?

Mrs. Watson: Mr. Chairman, I move that Bill No. 5, An Ordinance to Amend the Mining Safety Ordinance, be reported out of Committee without amendment.

Mr. Tanner: I second that motion.

Mr. Chairman: Any further discussions? It has been moved by Councillor Watson, seconded by Councillor Tanner, that Bill No. 5 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Chairman: The next Bill is Bill No. 12, 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. 12) The first item is under the Department of Health, Welfare and Rehabilitation - \$13,500.

*BILL #12*

Mr. Chamberlist: Mr. Chairman, the breakdown is on page 4 of the supplementary. The provision of the request is to conduct an information program and provide pre-operative administrative services for the Yukon Health Care Insurance Plan. We have broken it down into three items. Primary 20, Professional and Special Services - provision for computer services for registration prior to April 1, 1972 in the amount of \$6,000; Primary 30, Travel and Relocation Costs - Government Employees - provision to attend public meetings in all populated areas of the Territory of \$2,500; Primary 40, Advertising and Public Promotion - provision for brochures and advertising in various media in the amount of \$5,000; for a total of \$13,500.

Mr. Chairman: The first item in any event is Establishment 525, Yukon Health Care Insurance Plan, \$13,500, and it is broken into three primaries. First, Professional and Special Services, provision for computer services for registration prior to April 1, 1972.

BILL #12

Mr. Chamberlist: Mr. Chairman, I would indicate that the whole amount of \$13,500 becomes a first charge on the administrative costs so that it would come out of the administrative costs for the following year that will be advanced for that year, the Yukon Health Care Insurance Plan. The first item of \$6,000 is for four months of \$1,500 for paying for the use of computer services of the C. U. & C. Health Services Society in Vancouver, British Columbia, who will be working in conjunction with the control area of the plan itself.

Mr. McKinnon: Mr. Chairman, may I ask the Honourable Member in charge of Health, Welfare and Rehabilitation whether C. U. & C. will act as both a collection and a payment agency, or just the payment agency?

Mr. Chamberlist: They will not act as a payment agency; our payments will be carried out in the Yukon Territory.

Mr. McKinnon: Could we find out what the \$1,500 per month for their computer services will exactly entail?

Mr. Chamberlist: In brief, the services that will be required will be the development of various materials. The C. U. & C. Health Services Society have agreed to assist and advise the Commissioner in the development of a format, production of all cards, forms, statements, etc. required for the operation of the plan, to assist the Commissioner in the placement of orders where necessary for such materials. There is an enrolment requirement, and the C. U. & C. Health Services will assist the Commissioner in setting up the necessary procedures for enrolment of the persons who are residents of the Yukon, together with their dependents, and advise the Commissioner as to any irregularities found in the enrolment records. The Commissioner will take any necessary action and forward corrected and up-to-date enrolment records to C. U. & C. of course. Every quarter, they will list for the Commissioner the names of all persons enrolled in the Medical Plan, in accordance with the information provided by the Commissioner, for comparison with the enrolment records. There would be various group billings which will be supplied by the C. U. & C. Health Services Society. They will be preparing monthly billing for each employer, showing the subscribers covered through that employer and the amount of premium to be paid on behalf of each subscriber, if they have a joint program. They will also be maintaining a name and address file for all persons covered under the plan; part of the information, of course, will be provided by the Commissioner. They will prepare an annual subscribers statement and mail direct to the subscriber, or to the Commissioner, as directed. They will be doing the assessment of claims. They will be receiving the claim card from the doctors pertaining to services that have been submitted under the plan. They will assess claims in accordance with assessment rules established by the plan. They will prepare statements as to the payments to be made to each doctor for services rendered. They will prepare statements covering claims received in the first half of the month, to be forwarded to the Commissioner on or prior the fifteenth day of the following month. Statements covering claims received during the last half of the month will be forwarded prior to the thirtieth of the following month. So that, generally, we find that the services that are being supplied are one of control. They will also be listing monthly, and forwarding to the Commissioner, the names of all the persons to whom claims have been paid, and list annually for the Commissioner the total amount paid to the doctors. They will correspond with doctors as required for the assessment of claims, and research and establish liability for claims that might be the responsibility of a third party. Incidentally, when we talk about a third party, this might be where there is an accident involved, and insurance companies will be paying for the medical bills and that will be paid back to the plan. They also provide the services of a Medical Director and refer difficult claims to him for consideration. It is being considered that the B.C. Medical Association will be using their facilities of the three doctors who act as referee to deal with claims. Also the C. U. & C. agrees to provide such other administrative services and reports that may be mutually agreed upon as being desirable for the efficient administration

Mr. Chamberlist continues ...

and control of the plan. That generally is the outline of what C. U. & C. *BILL #12* will do. But, in the first three months ... the first four months, they will be required to carry out much work in getting the computerization operating.

Mr. McKinnon: May I ask if these services, these controlled services, were put out for tender, or whether of not it was an arrangement between the Member and C. U. & C. to provide the services without tenders being called?

Mr. Chamberlist: As was indicated in a discussion over this program in the last Session of Council, it was indicated, and I believe that it was indicated then, that a number of people had shown interest in the plan. Long before my time on the Executive Committee, and over the past two years there have been a number of carriers who have been used as carriers by the B.C. Government, were contacted by the Yukon Government officials, and this was the only company that had indicated its willingness to comply with the requirements of the Medicare Act, inasmuch as the public authority had to be responsible for the overall administration.

Mr. Chairman: Councillor Stutter will you take the Chair, please?

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, we have here an item of \$6,000 for computer services. Now, it seems to me that when we go back to round zero in this matter of a Medicare Plan, that first of all we have got to determine, and I think that it is this Council that must determine (a) we've determined that we are going to have a Medicare system, but (b) we've got to determine what type of plan that it is going to be. We've been told what kind of plan we're supposed to have. I haven't heard any asking around here yet. As you noted earlier on in the Session, I proposed a motion whereby ... just dealing with the funding aspect of it, whereby we could consider alternate ways of funding this program, once we have defined a program acceptable to a majority of Members of Committee. I think that before we accept or approve this item of \$6,000 in the budget, we must first determine what the people of the Yukon are going to have for a Medicare Program, what type of alternate proposals are available besides the one which is now presented, and where we are going. I think then, once that is known, we would then be in a better position to deal with this matter in the supplementary estimates. I would like to ask one question at this point. Is it the intention of the Minister to call a plebiscite on this matter, to give the people a vote?

Mr. Chamberlist: The answer is no. I would point out that in a question asked of the Member of Parliament for the Yukon, what his stand would be in the matter of plebiscite for Medicare, this was over a local radio program, he said, and I will repeat what he said: he said, "I have been elected to be guided by my own conscience, and I stand in that manner". My stand is the same. When it was indicated to him that this was the same stand as myself, he said he thought that was fine. Although, we were on the same wave length, he indicated at the time that he was not on the same level. I hope that his honesty will be rewarded, and that he will be able to come up to my standards at some future time.

Mr. Taylor: Mr. Chairman, I was just wondering, because most people in the Yukon have the impression that it's being shoved down their throats, this you can find out anywhere from Dawson City, Old Crow, right down to Watson Lake; they quite frankly don't like it. There has been a lot of discussion on this plan. What I've heard about that, this ranks high among the whole operation, it's being crammed down our throats, and for that reason alone, people are very highly suspicious of it, and the motives of the Administration in respect of this specific plan. They feel, generally, that the premium is rather high for the coverage they get, bearing in mind the relationship to the coverage they now receive from other plans and other agreements that

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Mr. Taylor continues ... they have negotiated with their employer. I was just wondering, because I hear ... on October 27th, I heard the Honourable Member in debate on the removal of the tax office state that it was a pity and a very bad thing that the Federal Government did not consult with the people of the Yukon prior to making a move to removing the tax office, because it affected the people of the Yukon. I was just wondering if we were going to have the plebiscite, inasmuch as the Honourable Member feels that this is a very important consideration.

Mr. Chamberlist: I'm pleased to hear that the Honourable Member now doesn't consider that he is the people. I've always been under the impression that when he was speaking that he was speaking for his people. Now, I understand that he is not. Unfortunately, I am sorry to hear that, because I think that the people of the Watson Lake district should take note in what he has just said. There will be no plebiscite as far as I am concerned.

Mr. Taylor: Well, I might say that is a good thing at this point in time, because if there was a plebiscite, the matter would fail miserably, the plan as proposed. Also, in representing the people as it now stands, I could not be in favour of this plan because the people are opposed to this plan as such. They are all for Medicare, I haven't found, maybe two or three people in the whole Territory that I have talked to that are really opposed to Medicare. Everybody wants Medicare. But, what they are looking at is what do we get for what we pay. So, in an effort to ... I notice here in Teslin, the Honourable Minister stated it's not a fixed plan, that he wanted to get an input from the people. Well, possibly if this thing is so flexible, this is good. So, maybe in the next little while we can sit down here and hammer out ways and means by which we can possibly bring down the premiums, increase the benefits. How we achieve this, I don't know. Unfortunately, all the information is in the Honourable Member's hands, and we have nothing really to work on so, I would think that we are going to have to have a fair amount of ... are we alright ... may I continue. We are going to have a fair amount of information; the people don't have any, and we don't have any. I just received this book here, a week ago, Questions and Answers on the Federal Medicare Program, and some of the programs across the country, wherein I note that there are no premiums in about five of the provinces, no premiums paid, that their Medicare scheme is funded differently. It outlines some of the premiums, where premiums are paid, and also outlines what benefits accrue to those people in that province, depending on what the scheme is, for whatever they pay. I'm just wondering, now, if the Minister is prepared to table information as to some of these other plans, for instance what M.S.A. look like, what does Zurich's plan look like, you know. We would like to have something before we commit the people of the Yukon to something which is being rammed down their throats. I think we should have this information.

Mr. Chamberlist: Well, Mr. Chairman, the Honourable Member, with all due respect, is becoming ludicrous. Seventy-five pages of discussion on the plan... questions were asked as a result of a request for Dr. Buchan to be here. What did Dr. Buchan say about this plan? He said that it was the same as any other plan, basically. Certainly, I've already indicated, and I am pleased that the Honourable Member says that nobody is against Medicare, or very few people are against Medicare. I am pleased that that principle has been accepted because this is the important point. I think that I've indicated wherever we have travelled so far, both the Administrator of Y.H.I.S. and myself, we have indicated that we are interested in finding out alternative suggestions, and right now, if the Honourable Member from Watson Lake would stand up and make a suggestion instead of beating around the bush, we could give some consideration to what he says. Let's get on with something.

Mr. Taylor: Well, Mr. Chairman, there were many suggestions made at the meeting, but every time I made one, why, the Minister would blow his

Mr. Taylor continues ...  
top, and when people would get up and ask questions ...

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Mr. Chamberlist: This is not true.

Mr. Taylor: ... why they were usually berated for being very ignorant because they didn't know something. ...

Mr. Chamberlist: This is not true.

Mr. Taylor: ... This is in the course of three meetings. I have the notes of each meeting here in front of me ...

Mr. Chamberlist: I have your notes, too.

Mr. Taylor: ... Well, just to kick off the debate, it's going to go helter-skelter, I'm sure, but suggestions will come forward. I think I would, just before we start though, just clarify our position. In the fall, before we left the Medicare Bill itself, we were given some assurances. One, I quote from what I stated, "more particularly by agreeing to this Bill, I would like assurances that it does not become binding upon this Council or the people of the Yukon; in other words, that it be up at the Fall Session for revision in part, in whole or otherwise and open for amendment by this Council. This is the only way that I think I or any other Members would accept this Bill. I am wondering if I could have the answers to those questions, Mr. Chairman." To which in his reply, the Honourable Member replied, "I can give, Mr. Chairman, the assurance that the Honourable Member has requested; this will be done." Finally, Councillor Tanner said, "Mr. Chairman, with respect, surely this doesn't become law until it is given assent to", the reply being from the Honourable Member across the table, "That's right, this is true, Mr. Chairman. I'm sure the Honourable Member, if he stops to think for a minute, knows that this doesn't become law until assent is given, and I have assured Council that assent will not be given". That assent was given four days later by Mr. Commissioner.

Mr. Chamberlist: Well, Mr. Chairman, we have already gone through this at public meetings, and here again, the Honourable Member is putting on a grand stand. I have indicated that in certain areas when, as all Members know when they are speaking fast in this House, sometimes they use the word wrong, assent or proclamation. I apologize if I used the wrong word that time; it was proclamation, and the coming into force will not be until the first of April. Certainly, the Bill itself was given assent to, but the coming into force is the first of April, 1972. Then, when trite little things like this come forward, I mean, I know that all Members of Council are not going to be sucked in by this type of nonsense that is now being put forward as an excuse, here, as an excuse really, to go against what has already been indicated, that the principle of Medicare is being adopted. All I can say, again, is that I ask for Honourable Members to come forward with any recommendations for change. This is what we are really interested in looking at. This is the thing. If there are recommendations for change, everyone will be considered. In the various areas of meetings that were held, and one specifically where the Honourable Member from Watson Lake made reference to Teslin, certainly I got annoyed with him, because he kept looking at his watch, and saying, you know, "a few minutes more, that's all we can allow for questions", and I insisted that I was there for one specific purpose and that was to allow the people in Teslin to ask any questions they wanted to. Well, another five minutes, another five minutes; I don't know, obviously the Honourable Member wanted to rush off somewhere; there's a couple of bars or something locally.

Mr. Taylor: Well, Mr. Chairman, there is no problem there, the Honourable Minister was free-loading and someone else was paying for the hall. They had it booked and he imposed on them ...

BILL #12 Mr. Chamberlist: Never.

Mr. Taylor: ... So we had to let them conclude their meeting inasmuch as they were paying the bill. However, I'm pleased to hear the Minister state that what he states in the House, and what is quoted in Votes and Proceedings isn't necessarily what he means. That, more or less, brings me back on track then; it makes a lot of sense out of some of these other things I've heard lately ...

Mr. Chamberlist: It will take seventy-five years for you to get back on track.

Mr. Taylor: ... alright, let's start ... kick off the ball game here now, with a question on funding of a plan. Now, once we know what type of funding we have, by what method we can acquire these funds, I understand the figure of 1.28 million has been bandied around as being the cost or the projected cost of this plan. I do understand that it is difficult to say just how much it's going to cost. It certainly is impossible for any elected Member, other than the Minister himself, to say, because we have not any information upon which to base the ...

Mr. Chamberlist: That is untrue.

Mr. Taylor: ... So we must accept the Minister's reasoning as to how he figures this is going to cost 1.28 million dollars. I would like to hear an explanation of these figures. Secondly, I would like to suggest that we lottery-fund any such Medicare program. At a later point, I'll indicate to you some of the ways by which we could lottery-fund this, and how we could possibly ...

Mr. McKinnon: Raffle off the Minister.

Mr. Rivett: No, the Territory.

Mr. Chairman: Order, please, order.

Mr. Taylor: ...Order, Mr. Chairman. There are some Members who seem to think that this is quite a joking matter, and I would suggest that if they went back to their constituents, they would find out that it is not a joking matter. So, possibly, Mr. Minister can explain to us where this figure of 1.28 million dollars comes from, and provide us with information in this line? Secondly, maybe we can discuss the matter of how we can lottery-fund the program, so that we can possibly give ourselves the best coverage of Medicare in the Yukon.

Mr. Chamberlist: Well, Mr. Chairman, I think that if we are going to discuss matters of where levy comes from, as the Honourable Member suggested, he should start bringing questions forward, because, I have no interest of using a lottery, but let him come along and bring these questions forward and suggestions forward. Now, the question that has been asked, about how we arrived at 1.28 million dollars; I know it so well, I told the Honourable Member from Watson Lake so many times now that, you know, if he doesn't know, I'm going to tell him again because he should know. When we got to the figure of 1.8 million dollars, we had to take an approximate figure. The figure that we took was based on the knowledge that the Department of National Health and Welfare have indicated that as a result of investigations that they have made, that as of the first of April, 1972, it has been assessed that each particular person in the whole of Canada spends on the average of \$60 per year. Now, what we have done is we have said that in that case, if our census is 20,000, we will multiple the 20,000 by the \$60, and that would be 1.2 million, and then we have added on \$80,000, to be an approximate 7 per cent of the ... for administrative costs. That is how you come to 1.28 million dollars. These are just approximate figures for the purpose of calculation only.

Mr. Taylor: Alright, Mr. Chairman, if this is how it is arrived at. We obviously ...

Mr. Chamberlist: Just like he didn't know.

Mr. Taylor: ... we are looking for 1.28 million dollars, not 1.8 million as the Member just stated.

Mr. Chamberlist: 1.28 million.

Mr. Taylor: Right. My suggestion is that rather than to try and work out a scheme of premiums in the Yukon Territory, that we have a non-premium funded scheme somewhat similar to that in the Northwest Territories and that of the Maritime Provinces ...

Mr. Chamberlist: Where do you get the money from?

Mr. Taylor: ... and find alternate ways of funding this thing. I couldn't think of a finer way of funding the program, allowing the good people of Alberta, British Columbia and Alaska possibly, to assist us in our endeavours, than by having a lottery-funded program, in which case no one pays any premiums, and we raise the necessary revenues to operate this program by a lottery-funding and at the same time we may be able to add chiropractic, eye glasses and dental and this type of thing in time as we go. Now what has Mr. Minister got to say on that suggestion?

Mr. Chamberlist: Is the Honourable Member sick?

Mr. Taylor: Well, I am getting very much sicker, and I tell you that if I can't stand here and get information, well then, I think the Honourable Member should resign if he is not prepared to come up with this information.

Mr. Chamberlist: Information on what? I don't know anything about running lotteries.

Mr. Taylor: Well, then may I conclude that the Minister is intent on shoving this down people's throats, no matter what the people of the Yukon think? Either answer me one way or the other.

Mr. Chamberlist: What is the question? What is the Honourable Member's question? What's the question and then I will answer you.

Mr. Taylor: Okay, I'll keep my cool for a little while yet ...

Mr. Chamberlist: Well, go ahead, get excited.

Mr. Taylor: ... and I said, I made a proposal at this table, Mr. Chairman, respecting lottery-funding. The only answer that I got out of the Minister, from an intelligent approach to what is a very serious and a very difficult problem in the Yukon Territory, was "he is sick". Now, may I have a little more intelligent answer than that?

Mr. Chamberlist: Well, still I don't know what the question is. He is asking me about lotteries, Mr. Chairman; well ask a specific question; say how much is going to be arrived at from a lottery, and then I will start answering the Honourable Member. But, without a question, I can't give him an answer.

Mr. Taylor: My apologies. Yes, the last three meetings I was at in my district were the same way. Any time you ask a direct question, you went round the mulberry bush, Mr. Chairman ...

Mr. Chamberlist: I dance better than you.

Mr. Taylor: ... with something else. I would again ask the Minister if he feels that this program could be lottery-funded? Would he agree



Mr. Taylor continues ...

ILL #12 to a review of lottery-funding of this program?

Mr. Chamberlist: Now that is a question that I can answer. At long last, the Honourable Member is getting somewhere. No, I don't think that we have in any way the expertise to operate lotteries at this time, nor can we give consideration to a fact that we don't know what will be the exact amount of moneying, because we have to know what money comes in, and the present procedures in the rest of Canada is via a premium-funding or general revenue, and we are following on the same particular lines. There has been much study gone into the area. It maybe that at some later date the idea of lotteries might have most merit in other spheres, but for the purpose of this particular program, because we have to know what funding is coming in, and what we must work towards, I think it would be most inappropriate to consider lotteries.

Mr. Taylor: Well, Mr. Chairman, some time ago, the City of Whitehorse investigated the possibility of holding a lottery under what they called the Yukon Betterment Society. I believe at that time they have done a great deal of research into this particular problem. They determined how the lottery tickets were made up; this was done through the Bank of Canada I believe. The thing was to be placed in the hands of a trust company; so everything was to go properly ...

Mr. Chamberlist leaves the Chambers.

Mr. Taylor: ... there would be a very qualified administrator of this lottery. They worked out the percentages of payoff in the lottery scheme; how much went here, how much went there. A very invaluable amount of material has been gathered on this subject, and it seems to me that if the Minister does return, that maybe he might be interested, Mr. Chairman, in acquiring or speaking with the City of Whitehorse in the possibility that they may wish to assist us with the information I am seeking. I think that it is important. If we can develop a good Medicare scheme in the Yukon Territory through non-premium funding, then I think we should view it; we should look into it ...

Mr. Chamberlist returns to the Chambers.

Mr. Taylor: ... and so possibly, Mr. Minister could indicate as to whether of not he might be willing to look at this information?

Mr. Chamberlist: Well, Mr. Chairman, I don't wish to go into the areas of the Yukon Betterment Society, because if I do go into it, I will have to show the many flaws of a setup which would be damaging to the whole of the Yukon. But, I will just give a few points in fact. That the purpose, the objects of the Society are to provide all manner of recreational facilities and the services of persons skilled or useful in the field of recreation, generally to improve the quality and enlarged scope of recreation activities of the citizens, inhabitants of the Yukon Territory with particular use of that area. The objects then, as you can see, are something that are not within a health measure purpose. Now, the reason why this wasn't given consideration amongst other things, is although it was referred to as the Yukon Betterment Society, the area that this was set up was so obnoxious to the rest of the people in the Yukon Territory, and I am surprised that the Honourable Member from Watson Lake, who usually is so concerned about people in Whitehorse trying to take control of a particular area of endeavour, that it surprises me when now he wishes to agree to something like this. Membership shall be open ... shall be upon invitation by the Directors and shall be limited to 15 persons, of which one shall be the Development Officer of the City of Whitehorse, and the other a City Manager of the City of Whitehorse, so that this is ...

Mr. Taylor: Question of privilege, Mr. Chairman, I am wondering if the Honourable Member could explain to me what he is talking about? I am not talking about any document in relation to the Yukon Betterment ... the constitution of the Yukon Betterment Society. I don't know, if the Honourable Member was in the House, he might have heard what I had to say.

Mr. Chamberlist: The Honourable Member, before I left, raised a question relating to a proposed lottery by the City of Whitehorse. The proposed lottery was under this specific document, and this is why I bring this to your attention. It was something that we cannot deal with. I won't go any further, because he knows full well that he has just laid a bad egg.

Mr. Taylor: Well, Mr. Chairman, if the Honourable Member, prior to his last jogging expedition down the hall, had stayed in the House long enough to hear what I had to say, I was pointing out that the City of Whitehorse had, through this Yukon Betterment Society Program, considered a lottery, and had much experience in how to develop a lottery and what revenues it could yield, and the percentages for administration, percentages for payoff and the percentages for funding. As I say, whatever differences the Honourable Member has with the City of Whitehorse, that's his business; I am just saying that there is experience available. They know how the trust company handles the funds; they know ... apparently they had someone in mind who was very knowledgeable in the construction of lotteries. I really think that this is the angle. If we are going to have a Medicare scheme, and we maybe can't afford these premiums the way it is currently established, then why don't we talk about lotteries, and why don't we go lottery even if we have to borrow money from some source, either the Federal Government or some independent source, to get the fund started. Silence. I will resume the Chair.

Mr. Taylor resumes the Chair.

Mr. Stutter: We have been asked to make some suggestions. Medicare is here, at the moment, unless we throw it out, so I am not going to start arguing whether it should be here or shouldn't be here. But, I would like to say that in my opinion the suggested premiums are far too high. Before I go into this, I would just like to check out a few figures with the Minister as I go along, because in a previous debate today, I found that perhaps some of the information I had should have come directly from him rather than some of his subordinates. To begin with, the figure 1.28 million as the cost. Would you say this is the cost?

Mr. Chamberlist: No, I didn't say that.

Mr. Stutter: I would like to know if this is the estimated cost of providing Medicare, 1.28 million?

Mr. Chamberlist: Estimated, yes.

Mr. Stutter: I would like to know if the figure of 20,000 is the estimated figure for the population of the Yukon Territory? I wonder if I may have these answers as I go along without sitting down?

Mr. Chairman: I think you will have to ask your questions one at a time, or in groups; we can't have two on the floor at the same time.

Mr. Stutter: Well, perhaps if I put them all down and then have the Minister answer them then all at the end. I have in my figures 20,000 as the population of the Territory. I have \$60 as being the national per capita cost of providing Medicare. In the Territory, I have been given the figures that probably there will be 4,000 premiums from single persons, 500 from couples, 2,000 from families.

BILL #12 Mr. Chamberlist: 4,000?

Mr. Stutter: 4,000 from singles, 500 from couples, 2,000 from families. Now, if I can just have the answer to those questions before I go on.

Mr. Chamberlist: How many families?

Mr. Stutter: 2,000 families.

Mr. Chamberlist: I think that if I remember correctly, they were the approximate figures of the families. All these figures are for the purpose of calculation only, I am sure the Honourable Member realizes. The 1.28 million, as I have already indicated, is the approximate figure that we feel would be required. The 20,000 people is for purposes of calculation only. We are estimating that this would be figure; we haven't the D.B.S. figure yet. They will be based on the D.B.S. figure; it may be less, it may be more. We are not aware of this.

Mr. Stutter: Then, Mr. Chairman, if I may continue, using these figures, then we can expect from the Federal Government \$600,000. This is based at a population of 20,000 people at \$30 per head. 4,000 single premiums would give an annual income of \$312,000.

Mr. Chamberlist: \$4,650.

Mr. Stutter: An annual income, I am talking about. 4,000 single premiums, which would be \$78 per person per year, will give an income of \$312,000 per year. 500 couples, each couple paying \$150 per year, will give an annual income of \$75,000. 2,000 families, each paying \$174 annually, will give an annual revenue of \$348,000. If we use the number of registered Indians in the Territory, \$2,500 and say that we get ...

Mr. McKinnon: 2,500 people; you said dollars.

Mr. Stutter: ...people, sorry, and use \$30 per head ...

Mr. Chamberlist: That's already included.

Mr. Commissioner: That is already in those figures.

Mr. Chamberlist: That is already in these figures.

Mr. Stutter: In which figures?

Mr. Chamberlist: In the family rates.

Mr. Commissioner: Mr. Chairman, with respect, without referring to the makeup of these figures, the family groupings and the single groupings are without ethnic origin at all, Mr. Chairman. I mean, this is the total assessable package in the Territory.

Mr. Stutter: Well, Mr. Chairman, this is going to accentuate the point that I am trying to make. If you go into the figures then, 4,000 singles, 500 couples and 2,000 families, this gives you a total population, using D.B.S. figures for a family as averaging four, as only 13,000 people paying into your premiums. If you check my figures out there, I think you will find that I am right. If you add all these figures up, you will find that you have an estimated surplus of \$130,000. At this point I would like to point out that, using 4,000 single policies, 500 couples and 2,000 families is only a total of 6,500 policies in the Territory. Therefore, for every \$20,000 increase in the expense of providing this service, this results in \$3.00 per policy per year. In other words, two bits, 25 cents per month, per policy. So, if you have a surplus of \$100,000, this would make a difference of \$1.25 per month, per policy. Then going into the funding, to begin with, I would like to say that I do not particularly agree with Councillor Taylor that we should go into a lottery system, because I favour some form of premium-funding. It

Mr. Stutter continues ...

is my belief that when the individual is paying a premium, he is going to keep a pretty close eye on what is going on because it is affecting his pocket. But, I would like to suggest, as a result of a question that was asked by Councillor Tanner the other day, we've found that by the addition of two bits per bottle on liquor and two bits per case on beer, an additional \$175,000 would result. Again using the figures of \$20,000, making a difference of two bits per month per policy, this \$175,000 makes a difference of \$2.25 per policy per month. When you add this to the \$1.50 as a surplus from the present method of funding, you will be able to reduce your policy by \$3.75 per month per policy.

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Mr. Chamberlist: Mr. Chairman, I think that some of the figures that have been brought forward by the Honourable Member don't really hold true. I think that there is a little bit of a mixup there. Now, the Honourable Member has made ... said something about average of four persons to a family; now the \$14.50 applies to three people and above, not four. The amounts of money based on these figures that would come in, is correct, \$1,335,000. But, we have indicated that these are for calculation purposes only, and we are not saying that these are exact figures. What we do require is that after the first year of operation, we will then know exactly what our cost has been, and as a result, we may well be able to reduce the premiums or increase benefits, and perhaps in a couple of years time we may be able to dispense completely with the use of premiums and with full benefits, but we have to have at least a year under our belts, so that we might be able to ascertain what the overall cost of the program is going to be. I have no argument with the suggestion that the Honourable Member has made, that there should be perhaps some partial payment, as I understand it, between general revenue and premiums, but I don't think that it would be appropriate for the first year because we should really find out what the cost of the program is to be. Otherwise, I do not argue with the submission that is made.

Mr. Commissioner: Mr. Chairman, all that I would like to point out is that one of the difficulties that is faced by the Administration in the calculation of what the first year's cost in this is going to be, is that we do not know what kind of an escalation factor conceivably will take place in the use of medical services as a consequence of a prepaid plan. Now, we hear various comments from different parts of Canada as to what has happened, and it hasn't been the same pattern everywhere. Also, another factor that we have to take into account, is the fact that we will be paying an escalation factor on top of what is looked upon as the B.C. medical cost. In other words, the provincial average costs at the present time are calculated on across-Canada ... we will be paying the B.C. cost plus 20 per cent, and I believe that 90 per cent of that total ... is this correct?

Mr. Chamberlist: Right.

Mr. Commissioner: ... we will be paying, so when the Honourable Member indicates that there is conceivably quite a cushion in the premiums as they are calculated on the basis of his figures here, I would like to suggest to him, that there are quite a few unknowns that could well destroy the, you know, potential cushion that appears to be there. I would likewise also point out to the Honourable Members that we do not have any seed money in order to start this scheme with. In other words, it is going to be a pay-as-you-go plan. As a consequence, we would be ill advised, and we have been told by Federal Health Officials that we would be ill advised to attempt to calculate our premiums, at least in the first instance, on too close an area between costs and outgo lest we find ourselves in a deficit position very, very early in the game which would possibly put us in a really difficult situation because ultimately those funds would then have to be found from general revenues, and we have not made any anticipated tax provision for a delusion of general revenues on account of a projected deficit in the Medicare scheme. These are all factors that have to be considered, Mr. Chairman. I simply put them forward

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Mr. Commissioner continues ...  
for the Honourable Members' information.

Mr. Stutter: Well, Mr. Chairman, just getting back to the suggestion that I had made, that part of the premium or part of the funding come from the added tax on liquor, without mincing words, I would like to say that from the 6,500 policies or, in my figures, unless I am totally wrong, we have 13,000 people paying for the cost of providing the service to 20,000. In other words, there is a slack somewhere of around 7,000 people that for some reason or another will not be contributing to the plan. It is my belief that many of these people, although they can't afford to pay into this plan, can definitely afford and definitely do afford to get plenty of liquor. This is one of the reasons why I would particularly like to see a tax put on the liquor, because in this way some of these people at least will be paying towards the cost of providing this service.

Mr. Chamberlist: I wonder if we could get agreement on this first item, Mr. Chairman?

Mr. Chairman: Councillor Stutter will you take the Chair, please?

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I wouldn't say that we could have agreement on this matter until we have determined (a) what kind of a plan we're going to have, or whether we are going to have a plan at all, or this type of thing. So, I certainly wouldn't suggest that we should agree to this item until we have decided and determined these matters.

Mr. Chairman: Speaking from the Chair for a moment, I personally would like to see much further discussion on possibly the funding of the Yukon Health Care Insurance Plan, but I am quite willing to proceed.

Mr. McKinnon: Mr. Chairman, I wonder if we couldn't proceed and read the items, and I don't know whether we have to give agreement as we go along. I would rather reserve agreement to the Vote and the whole concept of Medicare through questioning that may come out during the specific items we read, without giving agreement specifically to the items as we go along, then agree to the Vote or disagree with the Vote after discussion that arises out of questions asked in Council during the specific items, if it is agreeable with the other Members.

Mr. Taylor: Yes, Mr. Chairman, this is the item, the \$6,000; the rest of this money has already been spent.

Mr. Chamberlist: Mr. Chairman, this is ridiculous. It is not a case of it already being spent. This is the amount of money that is being spent for the program. We have only spent some of it. It is the first charge against the plan itself, in any event. I think that the suggestion that has been made by the Honourable Member from Whitehorse West is a sound one. We should read the three items and then carry on with the debate. I mean, I think this is the way that it should be done before the item is approved.

Mr. Taylor: Yes, well, Mr. Chairman, just to clarify a point, I have already called the first item of \$6,000. The next two are provision to attend public meetings in all populated areas of the Territory. I am told that this hasn't been done yet. Of course, I only attended three, so I couldn't tell you about the rest. Provision for brochures and advertising in various media; I imagine that these were donated probably by the Province of British Columbia, the little brochures that we've got. So if this is the case and the money isn't spent, well, very fine. It's got to be. Mr. Chairman, the fact of the matter is, I may sound like I'm going away off on a tangent, but the idea is, the answers that we are getting out of the Honourable Minister across the table are just about zilch and nil. You ask him a question; he either remains silent or he takes you around the mulberry bush. This is one of the very reasons

Mr. Taylor continues ...

why the people are very unhappy about this plan. They can't get answers; *BILL #12* they don't understand it. The only thing that they do know is that it is being shoved down their throats. I think that it is the duty of each and every Councillor at this table to find out as much information on it as we can, to offer as many suggestions as we can, and to discuss this matter. The Minister has suggested we agree with this thing and get on with something else ...

Mr. Chamberlist: I didn't say that.

Mr. Taylor: ... which would lead me to believe that he wants it swept under the table, and I just don't buy that. I think we are going to have to have much discussion and much debate on this subject before we agree to the acceptance of these items. Now, we are going through the budget in the normal manner, taking these item by item, and it all totals \$13,500. That is the sum and total of it. This is the time when we debate it.

Mr. Chamberlist: Well, Mr. Chairman, the interpretation of what is normal certainly differs between what I think is normal and the manner in which the Honourable Member from Watson Lake is behaving. Now, I think, and I repeat, that the suggestion that has been made by the Honourable Member from Whitehorse West is the way to deal with it. Now, I'm sure that all other Members, except the Honourable Member from Watson Lake, will agree that we're debating this and we are getting answers and questions. These things are coming out, however, the Honourable Member has made it quite clear that he doesn't see any light except through the bottom of a glass, and I can't help him that much at this time. As far as I am concerned, the question right now that we have to deal with is the item, and then we can deal with the whole thing. If the Honourable Member doesn't want to deal with them, then the rest of the Committee will tell him, they will deal with them.

Mr. Taylor: Well, Mr. Chairman, I am just trying to get information, and all I am getting is silence or else berated at this table.

Mr. Chamberlist: You deserve to be berated.

Mr. Taylor: I have information here, we have just been talking about funding that Councillor Stutter asked about, and I have a figure here, 2,500 Indian people at \$31,395, and so forth. I raised this at a meeting here not too long ago in Faro; it's the only information that I've got, and I am told, "No, that's all been changed since; that has no bearing in this total subject at all; you're ignorant; you don't know what you are talking about; you shouldn't be Councillor in this district" and all this sort of thing.

Mr. Chamberlist: That's right. I agree.

Mr. Taylor: This is absolutely stupid. This is the information he sold you, and you, and you, and every Member of this House on; based on these figures, sold us that Medicare Bill in the spring.

Mr. Tanner: Could I ask the Member a question?

Mr. Taylor: Order, please, Mr. Chairman.

Mr. Chairman: Order, please.

Mr. Taylor: What I want to know is, if there is another set of figures beyond the figures that we have here in my little file on Medicare? Would it be possible for the Minister to take a sufficient number of us into his confidence and let us see what the other figures are? I raise these figures, he gives us the information, and then you get up and try and explain it to the people, and you're told, "No, you're ignorant; you're wrong; that is absolutely out; that was changed months ago! Well, if it is changed, would the Minister please give us the difference, give

BILL #12

Mr. Taylor continues ...

us these figures? This is what I am talking about, Mr. Chairman, and I think that it is very important that we have this information, rather than chuckles and smiles and berating everybody at this table. Let's get down to getting the information, the facts, discuss this rationally and see if we can't come up with a better plan.

Mr. Chamberlist: Well, Mr. Chairman, you talk about discussing rationally, and I am placed in the position of having to listen to an irrational talk, so this is the position that I am placed in. The paper that is being referred to now, that the Honourable Member has been waving, was when we had reviewed to see if we can come up with the cost out ... under a general revenue, taking out the Medicare program under general revenue, this was the paper that he had submitted. I had to tell him this before, and I am telling him again, that that particular piece of paper, I wonder if the Honourable Member could indicate the date of that paper that he has got there, if it is dated? I'm not quite sure. Is there a date on that?

Mr. Taylor: Yes, in order to answer Councillor Tanner's question, the premiums were based on the last annual report, December 31st, 1969 of the Workmen's Compensation Board of the Yukon.

Mr. Chamberlist: Yes, yes, that is right. Since that time, of course, we've had other discussions and other debates and I've given other information. Mr. Chairman, if you will recall, the Honourable Member has indicated at meetings that we held in three areas of his constituency, he says that he has had no information; he doesn't know what Medicare is about; he hasn't received any documents at all; and on page 639 of the Votes and Proceedings of the First Session of 1971, I indicated that people who had the regulations could now take off the confidential that was placed on there at that time. So that, obviously, he had these regulations before that date; he had the legislation before that date; and the question at that time was where we just dealt with two fundings, two items of premiums that was \$6.50 and \$14.50, and when we recognize that there was a change needed, because two people could, if they took out separate policies, they would be in a position of only paying \$13.00. We then made a couple for \$12.50, so that was an improvement there. It has come to a stage that very little credence can be given to anything that the Honourable Member from Watson Lake has now said. I think the time has come along that he has got to start showing that he has got some sort of responsibility to this House. Obviously he has been lacking in this for some considerable time. His nose is a little bit out of joint because of the fact that we have recognized that he couldn't keep a code of ethics in dealing with the Financial Advisory Committee; he knows that as a result of losing this code of ethics that he is going to be ... more than likely he is going to be withdrawn from that; so let's get down to thinking about the things that really matter now. If the Honourable Member would just come forward with some suggestions of how we can improve the benefits or the manner in the plan, let's get them, and we will discuss them, and see what we can do with them. This is all that I am asking of the Honourable Member.

Mr. Taylor: Yes, well, Mr. Chairman, I have already come up with a suggestion, and the only answer that I have gotten out of him so far is that I am sick. However, while the Member rambles on in some other tangent, I would like to say that the only information I have had is a set of, what I thought to be, confidential documents, and one of these little brochures, not the little kit that was promised the Members of Council during the course of the summer so they could go around and discuss this with their people.

Mr. McKinnon: Doctors' play kit.

Mr. Taylor: In all honesty, this is all I've had, and the information that was appended to the Bill six months ago in the House. So, I mean, if the Honourable Member feels that this is quite a joking matter

Mr. Taylor continues ... then he is due for a shock, because even if the House does bring in this Medicare thing, and shove it down the people's throats, that is when the trouble is going to start. That will only be the beginning of the trouble. I think that it behooves the Honourable Member, as it does all Members of this House, to ensure when we bring in a Medicare scheme that we bring in one which is good, which is sound, which is basically acceptable to the people, and then you will have your people flocking to register.

BILL #12

Mr. Chamberlist: Speaking and saying nothing.

Mr. Tanner: Could I suggest that perhaps the Honourable Member from Watson Lake has brought up one point of significance, and it might be of interest to the whole House, if tomorrow morning the Minister of Health could illustrate the differences between, the minor differences that have been made and the various proposals that he has put into effect since the spring, when everybody knew what was going on. The public was made aware of what was going on by a full page article in the Whitehorse Star, and I refer you to April 1st issue. Now, perhaps the Minister could, for tomorrow's discussion, bring in a position paper of where he is today, what the differences are today, what expressly has been done, for the Members' enlightenment, and in the meantime I would suggest, Mr. Chairman, that we leave this for tomorrow and that the Speaker might resume the Chair.

Mr. Chairman: In view of the time, is it the wish of Committee that we report progress on this Bill?

Mr. Taylor resumes the Chair.

Mr. Chairman: I will report progress. What is your further pleasure?

Mr. Stutter: Mr. Chairman, I would like to move that Mr. Speaker do now resume the Chair.

Mr. Chairman: Is there a seconder?

Mr. Tanner: I'll second that motion.

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

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker takes the Chair.

Mr. Speaker: The House will now come to order. May we have the report from the Chairman of Committee?

Mr. Chairman: Mr. Speaker, Committee convened at 11:00 a.m. this morning to discuss Bills, Sessional Papers and Motions. Committee recessed at 12:00 noon and reconvened at 2:10 p.m. Motion No. 3 was defeated in Committee. It was moved by Councillor Watson, seconded by Councillor Tanner, that Bill No. 5 be reported out of Committee without amendment. This motion carried. I can report progress on Bill No. 12. It was then moved by Councillor Stutter, seconded by Councillor Tanner, that Mr. Speaker do now resume the Chair. This motion carried.

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

Mr. Taylor: Mr. Speaker, for the agenda tomorrow, I believe we have Bills, Sessional Papers and Motions.



Mr. Speaker: May I have your further pleasure?

Mr. Chamberlist: Mr. Speaker, I would move that we call it 5:00.

Mr. McKinnon: I second that motion.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member from Whitehorse West, that we now call it 5:00. Are we agreed? I declare this motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: This House now stands adjourned until 10:00 a.m., Tuesday morning.

*ADJOURNED*

ADJOURNED

Mr. Speaker reads the daily prayer. All Councillors are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order. Are there any Documents or Correspondence to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker. I have for tabling, this morning, Legislative Return No.6.

*TABLING OF  
LEGISLATIVE  
RETURNS #6  
AND #7*

Mrs. Watson: Mr. Speaker, I have for tabling, this morning, Legislative Return No.7.

Mr. Speaker: Are there any Reports of Committees? No word from Kuala Lumpur, as yet? Are there any Bills to be introduced? Are there any Notices of Motion or Resolution?

Mr. Chamberlist: Yes, Mr. Speaker. I have notice of the following resolution this morning: "Whereas residents of the Yukon suffer greater disadvantages than other Canadians by the higher cost of living in the Yukon, and whereas Federal Legislation, both new and amending, does not take into consideration this basic fact, and whereas Bill C-264, an Act to provide for the payment of benefits to children, will repeal the Family Allowances Act and the Youth Allowances Act to the further detriment of many families in the Yukon, and whereas Bill C-259, an Act to amend the Income Tax Act, is before Parliament at this time, therefore be it resolved that the Speaker of the Yukon Legislative Council send a message to the Prime Minister of Canada requesting that appropriate amendments be made to Bill C-259 to recognize the special circumstances and high cost of living in the Yukon and northern Canada by providing increased tax allowances".

*MOTION #10*

Mr. McKinnon: Games, games.

Mr. Speaker: Are there any further Notices of Motion or Resolution?

Mr. McKinnon: Mr. Speaker, I have a Notice of Motion, concerning travel subsidies under the Public Health Ordinance.

*MOTION #11*

Mr. Speaker: Are there any further Notices of Motion?

Mr. Taylor: Mr. Speaker, I rise on a point of order. I believe the motion stated by the Honourable Member from Whitehorse East is quite out of order; a matter, having once been decided at a Session, may not be decided again at that Session.

Mr. Chamberlist: With respect, Mr. Speaker, the Honourable Member knows full well that this was not a Notice of Motion; it was a Notice of Resolution.

Mr. Taylor: It is still out of order, Mr. Speaker; the matter has already been decided at this Session.

Mr. Chamberlist: With respect, Mr. Speaker, the Honourable Member, once more, is trying to make out that he really is knowledgeable when he really is not. The position that has been put forward is entirely different from what has been discussed before.

Mr. McKinnon: Mr. Speaker, if Mr. Speaker is looking for direction, I'd agree with the Honourable Member from Watson Lake; this, certainly, is essentially, the same motion that was defeated in Committee of the House.

MOTION #11

Mr. McKinnon continues ...

I don't know how, without stretching the Rules of Parliament to such an extent that they don't even resemble rules any longer, the exact same subject matter could come up again at the same Sitting of the House to be dealt with a second time. It's just impossible.

Mr. Chamberlist: With respect, Mr. Speaker, I do not wish to go into the area of debate at this time, but the Honourable Member from Whitehorse West, as he indicates, "smells blood", and will no doubt agree with the Honourable Member from Watson Lake under any circumstance. He knows full well that this resolution deals with the Income Tax Act and not with the matter of family allowances, per se, in the overall picture. I would suggest that Mr. Speaker be governed by his own conscience in this matter and not by the attempted conscience being given him by the Member who has recently spoken.

MOTION #9

Mr. Speaker: Are there any Notices of Motion for the Production of Papers? As there are no Motions for the Production of Papers, we now come to Motion No.9. It has been moved by Councillor Taylor, seconded by Councillor Stutter, that Legislative Return No.4 be discussed in Committee of the Whole. Is there any debate on this subject? Are you prepared for the question? Agreed? I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: We now come to the Question Period. Mr. Clerk, will you see if the Commissioner is available this morning? We will now have a short recess.

RECESS

RECESS

Mr. Speaker: The House will now come to order. Are there any questions?

QUESTION RE  
OIL DRILLING  
IN YUKON

Mr. Taylor: Mr. Speaker, I have a question I would like to direct to Mr. Commissioner this morning. I would ask him if he is aware of how many a) oil drilling rigs are now drilling in the Yukon, and b) in terms of natural gas collection, how many wells are producing in the Yukon Territory.

Mr. Commissioner: Mr. Speaker, the information that the Honourable Member is asking for, no doubt, could be made available. I don't have this information immediately, but, if I could have a little time on the question, I'm sure we could get the information. It certainly wouldn't be available for a few days.

Mr. Taylor: This is fine.

QUESTION RE  
C.N.T. RATE  
EQUALIZATION

Mr. Tanner: Mr. Speaker, I have a question for the Commissioner this morning. Has the Government approached C.N.T. to remove the dollar extra cost from the outlying areas of the newly incorporated City of Whitehorse?

Mr. Commissioner: Mr. Speaker, I am sure that the City Council would consider themselves heroes if they had the opportunity of bringing this equality of a dollar bill throughout the Metropolitan Area. I wouldn't dare interfere with this.

Mr. Tanner: Supplementary, Mr. Speaker; would the Commissioner assure the House that the weight of the Administration will be behind the City of Whitehorse when they make this representation?

Mr. Commissioner: Mr. Speaker, for such feather-weight assistance as we can pass on, we would be very happy to. You've go to get on the City Council.

QUESTION RE  
GARNISHEES

Mr. Tanner: I have another question, Mr. Speaker. Has the Administration considered reviewing the basic amount an employee may retain where wages are being garnisheed?

Mr. Commissioner: Mr. Speaker, to the best of my knowledge, this is the laws of the Territory. It is in the Ordinance; if any changes are requested in it, we will take a look at the Ordinance, but it isn't a matter for our discretion.

Mr. Tanner: Mr. Speaker, I was asking the Administration whether they would review the basic figures under the Ordinance. I think the last time the Ordinance was reviewed was in 1965 and the cost of living has gone much higher. The basic figures which an employee can retain are, I feel personally, too low.

Mr. Commissioner: Mr. Speaker, in order that the Administration might have some guidance on this, could I suggest that the Honourable Member bring forth a motion and let us hear from the Legislature on this matter. Then, we would have some guidance as to what their wishes might be.

Mr. Taylor: Mr. Speaker, I believe, last evening, I was informed that on a news broadcast, there was some information in the Territory from Ottawa of how we could participate in this multi-million dollar fund aimed at increasing employment. I'm just wondering if Mr. Commissioner has anything to report on this matter this morning. *QUESTION R WORKS PROGRAM*

Mr. Commissioner: Mr. Speaker, as you know, there is an outstanding question on the floor on this at the moment. Three of the senior officers of the government are attempting to put this package together in some kind of form that myself and Members of Council will understand. Mr. Speaker, on the surface, it would appear as if there might be several programs in which the Territory can participate, and just as quickly as we can have these analyzed and can bring forward the answer, it will be done.

Mr. Stutter: Mr. Speaker, there is a fair amount of preamble to the question that I am about to ask of the Administration. Reading from the "Rock Fluff", which is a mine paper put out by the Clinton Creek Mine, dated March, 1971, concerning artifacts and historic items that have been stolen from the Klondike and many areas of the Yukon, I quote, "Many people have removed articles to which they do not have, even by the greatest stretch of the imagination, any clear title, any real need, use or interest for such things, in most instances. The destruction and despoilation of the historical environment is, in such cases, positively vandalistic and borders upon, if not overlaps, the realm of criminal practice. This behaviour still continues and the only sure fire proof of ownership of any historic remains should be a bill of sale." Later in the same article, it says, "Time is running out for any conservation attempt and it is therefore imperative that some effective legislation at Territorial or Federal level be engineered that will effectively halt the plunder of the few remains left to remind us, our children and future generations of one of the greatest and most romantic stories in Canadian history." My question is, is there any such protective legislation in existence and if not, would the Administration be willing to prepare such legislation? *QUESTION R PROTECTION OF HISTORICAL REMAINS*

Mr. Commissioner: Well, Mr. Speaker, there is adequate legislation, as far as I am aware, for not only those things which are specifically mentioned in federal legislation, but likewise, in many aspects of territorial legislation. Furthermore, surely to goodness, the basic law of the land is that if you have something in your possession and it isn't yours, why, surely to goodness, you must be guilty of stealing. Now, my question is, it's fine to write all this philosophical guff in various newspapers, and I've read as much of it and had as much interest in it as anyone else, how do we get the money to administer these kinds of laws? I mean, what do you do? Do you put up barricades; do you put up a fence around the place and check everybody in and out? It's just impossible, Mr. Speaker. The matter has been discussed around this Council table here, long before I ever was connected with Council, and I'm sure that it will still be discussed fifty years from now. How do you stop it? I'm sorry, Mr. Speaker, but if the Honourable Members have any concrete suggestions, I'm sure you will find the Administration only too happy to apply them,

Mr. Commissioner continues ...

either through present laws or ones that, I'm sure, this Council would be happy to enact. But, there's no use in filling up the law books any more with these types of legislation. We're right back to the situation where the Honourable Member, Councillor McKinnon, was asking about the other day, the control of pollution. We're right down to the individual and if the individual isn't going to take some interest in the artifacts of the Territory and leave them alone where they belong, why, I don't know what you are going to do about it.

Mr. Stutter: I have a supplementary question, Mr. Speaker. I wonder if the Commissioner could tell us if, in his knowledge, there has been one single instance where court action has been brought against a person for pilfering such items.

Mr. Commissioner: Mr. Speaker, the answer is in the affirmative. If my memory serves me correctly, it was approximately two years ago.

Mr. Legal Adviser: Mr. Speaker, we have tried, on several occasions, to take court action and we have investigated. But, the actual proof is very, very difficult to get. In some instances, people say they found the thing on the road. There was an instance where we found notices and such like of pieces of artifacts were being used to drive cars out of mud. We found it impossible to get sufficient legal evidence and couldn't bring about a prosecution. We've tried to bring prosecutions and failed in some very flagrant instances. It's not just a question of my opinion that the prosecution was saved; in each of these instances, we've submitted for advice to the federal Crown Prosecutor and tried very hard to get evidence but we couldn't because of lack of proof.

Mr. Stutter: Mr. Speaker, I have a further supplementary question, to the Legal Adviser. Would you then say that the existing legislation is inadequate, in order to bring such court proceedings against people.

Mr. Legal Adviser: It is hardly quite true, Mr. Speaker, to say that the legislation is inadequate, so much as that our enforcement procedure is such that it would require a watchman on every site to say, "This car drove in here and took away this particular thing". The public is in the large field of protection before a court of law and you must prove the offence which you allege. It's just a question of getting the evidence and the witnesses to prove this that causes the main difficulty.

QUESTION RE  
LAND DIS-  
POSAL POLICY

Mr. Taylor: Mr. Speaker, I have another question I would like to direct to Mr. Commissioner, this morning, having reference to land disposal policies. A year or so ago, Council, at that time, endeavoured to define a land disposal policy for the Yukon Territory. Since this Council has been elected, the Administration has taken the matter under advisement. I just wonder when the Administration will table, for the consideration of Council, this policy.

Mr. Commissioner: Mr. Speaker, it will take the form of an Ordinance and will be available at the next Session of Council.

QUESTION RE  
SCHOOL  
ORDINANCE

Mr. Tanner: Mr. Speaker, I have a question for the Minister of Education this morning. I would preface my question by congratulating the Minister on her Legislative Return No.5, School Ordinance. I am extremely pleased to see that there will be public meetings and there will be input from the public on the revised School Ordinance. My question is, could the Minister of Education indicate to the House at which Session of Council she now intends to bring in the revisions to the School Ordinance?

Mrs. Watson: Mr. Speaker, it will be virtually impossible to bring any amendments down for the next Session of Council, so, the amendments will have to be given consideration for, probably, the Fall Session of Council of 1972.

Mr. Chamberlist: Mr. Speaker, I would like to give an answer to a question that was asked by the Honourable Member from Watson Lake, referring to a letter sent to me by Mr. Jeffrey Choy-Hee, Skookum Jim Memorial Hall. I have read his brief and I have written him asking him to meet with me and consult on the matter.

Mr. Speaker: Are there any further questions?

Mr. McKinnon: Mr. Speaker, I was just reading, with great interest, the Votes and Proceedings from yesterday. On page 150, the Honourable Member from Whitehorse East, speaking about the Honourable Member from Watson Lake, says, "Mr. Chairman, we will perhaps help the Honourable Member, because I think the time has come along when the secrecy of the Financial Advisory Committee, that is required in every Member, has been broken very badly by the Honourable Member, and a motion to that effect will take place so that he will be asked; he could resign voluntarily, or I'm sure Members of Committee will be pleased to have him replaced." I was just wondering, Mr. Speaker, whether there was a midnight reconciliation last night, or whether the motion will be forthcoming from the Honourable Member.

Mr. Chamberlist: Well, Mr. Speaker, if the Honourable Member who just spoke follows the Orders of the Day, he will notice that we have already passed the Notices of Motions and Resolutions. Obviously, this matter could not be dealt with today.

Mr. McKinnon: Mr. Speaker, the Honourable Member is usually a man of his word and when he promises something, it always takes place. I was wondering, as he says, a motion will be forthcoming sometime during this Session, Mr. Speaker ...

Mr. Chamberlist: Mr. Speaker, I appreciate the recognition that the Honourable Member gives my honesty. Of course, there is always the fact that the Executive Members of the government who have been elected are very flexible in their outlook, and always give consideration and re-consideration to what has been said.

Mr. McKinnon: Oh, kiss and make up.

Mr. Taylor: Mr. Speaker, just one further question of the Minister of Health, Welfare and Rehabilitation; I'm wondering when he will be bringing down a reply to Question No.3.

Mr. Chamberlist: Well, I have some of the answers, Mr. Speaker, but, I didn't want to give those answers now because of the embarrassment that the Honourable Member from Watson Lake might feel. The answers are not complete, but tomorrow morning, I will have the rest of the information. If the Honourable Member from Watson Lake wants me to put it quite clearly in the answers to the questions, he must be prepared to face up to the responsibility that he, himself, is involved in them in this area.

Mr. Taylor: Go ahead; embarrass me.

Mr. Speaker: Are there any further questions? We thank the Commissioner for his attendance. Are there any Private Bills and Orders? We now come to Public Bills and Orders.

Moved by Councillor Watson, seconded by Councillor Chamberlist, that Bill No.5, An Ordinance to Amend the Mining Safety Ordinance, be given Third Reading.

*BILL #5  
THIRD  
READING*

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Watson, seconded by Councillor Chamberlist, that the title to Bill No.5, An Ordinance to Amend the Mining Safety Ordinance, be adopted as written.

*BILL #5  
TITLE  
ADOPTED*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: I declare that Bill No.5 has passed this House. What is your further pleasure?

Mr. Taylor: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and Council resolve into Committee of the Whole for the purpose of discussing Bills, Sessional Papers and Motions.

Mr. Tanner: I second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills, Sessional Papers and Motions. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

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

Mr. Taylor takes the Chair.

BILL #12

Mr. Chairman: I call Committee to order and the item under discussion, when we arose last evening, was Bill No.12, particularly, an amount of \$13,500, Establishment 525, Primaries 20, 30 and 40.

Mr. McKinnon: Mr. Chairman, I would like to make some comments on the supplementary estimate of some \$13,500 concerning the initial payment from a proposed medicare fund for the Yukon Territory. I think I will preface my remarks by saying that I will not be supporting the supplementary estimates. The vote for the Yukon Health Care Insurance Plan, as presented before the Yukon Territory at the Spring Session, was passed by this House by a vote of six to one; I was the lone dissenter at that time. For reasons which I think, have been emphasized over the ensuing months, I was correct in my objection to the terms of the proposed Health Care Scheme, at that time. I'd like, if it were possible, to keep away from any personal vendetta and from the depth of degradation, I put it, that this House sunk to yesterday afternoon, with Members hurling insults and invectives back and forth across the table. I assure all Honourable Members that I do have suggestions to make, that those suggestions will be sincere, and they will be on policy and principle, rather than on any personal axe that any Member in the House may or may not have to grind. Mr. Chairman, I lay whole responsibility for the fiasco that the proposed "Yukon Health Scare Scheme" has found itself in, on the Government of the Yukon Territory. I think it is the responsibility of the people who are in charge of government schemes to present those schemes intelligently to the people of the Yukon Territory, to have all aspects of the scheme outlined, ready and available, to answer all questions, be able to prepare and present alternative plans if necessary, and I don't think that any of these things were done in the presentation of the Yukon Health Care Insurance Scheme. I just want to draw a parallel between how I think effective government operations should work. The Honourable Member from Whitehorse East wasn't here at that time but, of course, I'm not going to use that as why this was so successful; Honourable Members will remember the work that went in the planning for the amalgamation of Metro. We had chief executive officers of the Territory, the Commissioner, all Members of the Yukon Legislative Council, all members of the municipal council of the City of Whitehorse, working together to bring about public acceptance of a plan that we, truthfully, believed was going to be in the best interest of the people. Whether it works out that way or not is something to be seen at a future time. However, we did believe this and we worked together, barring any political differences we may have had, to present and answer questions as well as we could, fully prepared. I think that, because of our success in working together, we did present a plan that the people of the Metropolitan Area finally accepted. I don't think that this was done in the field of the Yukon Health

Mr. McKinnon continues ...

Care Insurance Plan. I think a very great mistake was made by the Government in not truthfully assessing the make-up of the population of the Yukon Territory and understanding the very real differences in the demographic make-up of the population of the Yukon Territory from other areas of Canada. The figure used in other areas of Canada was, probably, 80 percent of the people ... one out of five, were the only people not covered by some sort of medical health care scheme. In my examination, in questioning, I felt that it would probably be even higher in the Yukon because of the make-up of the population which is generally relatively skilled and trained. I think that you have to, probably, put a figure in the 90 percent area, of people who are covered under health care insurance schemes of one type or another. This would include all those people in companies who are under union contract; of course, the Native population of the Territory who are fully covered under Northern Health Services and under Health and Welfare. So, we're really looking at a very minor segment of the population who, through unfortunate circumstances, cannot afford to be under plans or have not the availability of private plans made to them. The point is, Mr. Chairman, do we ... is that what we're here for? Should we be making legislation that will provide for, perhaps, 10 percent of the population at the expense, and I say expense, of approximately 90 percent of the public of the Yukon Territory? Or, do we look into ways and means of making sure that the 10 percent have the best medical care that can be afforded to them, regardless of their ability to pay. I think it was pretty well done under the old scheme. I think that a person wasn't rejected and, if you want to argue that, perhaps, the members of the Yukon Medical Profession are just stating their Hippocratic oath and are not living up to it, provide me instances of it because, as far as I know, and as far as I can ascertain, no member of the public has been turned away from the doors of a hospital or from receiving the best medical attention because of their inability to pay. The Welfare Department, in these instances, has picked up the tab. So, we are left with another really small iota of the population and that is the person who is too proud, because he is on welfare and he is sick, to present himself and say, "Look, I'm sick; I have no money to pay for my medicare, so I want help from welfare". What is the difference under the proposed Yukon Health Care Insurance Scheme? That person still has to present himself to the Welfare Department and ask for subsidy in order to be able to pay his payments under the proposed Yukon Health Care Insurance Scheme. So, really, the person, the only segment of the population that I can see, would possibly suffer is the same person who will not be presenting himself to ask the government to subsidize his payments because that person is the type of person who is on welfare and is too proud to ask for government help. In either instance, he is not going to be covered. Now, I think that there were alternate schemes that could have been investigated that weren't, for reasons that I am not aware of. I asked the Honourable Executive Committee Member in charge of Health, Welfare and Rehabilitation direct questions as to why certain people were not asked to come up with a comprehensive plan for the Yukon Territory. I received no answer, other than they were just not going to be asked to do so. The last time, Mr. Chairman, I was in Vancouver, I spent considerable time at the offices of the Medical Services Association of British Columbia. Mr. Chairman, the Medical Services Association of British Columbia conducts, as a private carrier for the Government of B.C., administration of medicare in the Province of British Columbia at the lowest administrative cost of any carrier in the Dominion of Canada. I was told their administrative costs which, I'm sure the Honourable Executive Committee Member in charge of Health, Welfare and Rehabilitation could possibly get to be made public ... I was asked that the administrative costs not be made public in the Chambers of the Yukon Territorial Council because they didn't want their competitors to know of the efficiency at which they are operating the medicare plan in B.C. Mr. Chairman, some of the groups in M.S.A. are bigger than the whole group that the Yukon Territory would be, and I specifically mention a group like Macmillan Bloedel which has more people in its group plan than the total population of the Yukon Territory to be covered under the medicare scheme. The only government interference that must be in the scheme, to fulfil the federal obligation, was for an employee of the Yukon Territorial Government to be

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Mr. McKinnon continues ... active in the offices of the Medical Services Association in the capacity of a watchdog to make sure that the accounts the government wanted paid were paid and to keep an eye on the accounts of the insurance plan as it applies to the Yukon Territory, so that all the obligations and fulfilments of the plan, as it applied to the Territory, were made. Mr. Chairman, the group wrote to the Government of the Yukon Territory, petitioned the Government of the Yukon Territory, to take the opportunity of proving to you, Mr. Commissioner, and the people of Yukon that they can administer medicare to you under the guidelines the Federal Government has set up and in a way that the Yukon could be the criterion of medicare in Canada.

Mr. Chamberlist: What was the date of the letter?

Mr. McKinnon: November 10th, 1970. If the sole interest in doing this job is to prove to governments throughout the rest of Canada that medicare can be operated efficiently and does not have to be an inflationary runaway program ... Mr. Chairman, I think that plans should have been presented to this House from people such as M.S.A., M.S.I., Zurich, C.U.&C, and these companies should have been called on for tenders to come up with the most comprehensive, the most efficient and the best plan at a minimal cost to the people of the Yukon Territory. I say that the government has failed the people, they have failed the people of the Yukon miserably in not presenting alternative proposals of medicare to the public and the people of the Yukon Territory, and having them determine which plan they wanted. I must say, Mr. Chairman, that I honestly believe that the benefits would have been maximum and the cost could have been minimal to the taxpayers of the Yukon Territory if this line of thinking and this philosophy had been followed. Mr. Chairman, I have to say that the people, the private carriers, even though they petitioned the Government of the Yukon Territory to be able to bring up a comprehensive scheme of medicare to the Territory, were denied the ability of tendering, were denied the ability of presenting a scheme to the Government of the Yukon Territory in order, as the letters I have quoted say, to provide a criterion of efficient, effective, economical medicare plan for the whole of the Dominion of Canada and the Government of the Yukon Territory could have led the way and shown that a universal medicare program didn't have to be the runaway, inflationary type of program that all government programs end up being. The equipment was set up; it was a piece of cake for these companies to adopt the Yukon into their scheme of things. We could have fulfilled all the federal requirements by having a territorial employee as a watchdog on the scheme. What did we choose to do instead? Not even to get bids and tenders from private companies but to go into a government fostered scheme where the collection agency, the payment agency, the administrative agency, is the Government of the Yukon Territory with 20,000 people and a universal medicare scheme, as Dr. Armstrong who was the expert with us before said, was just not practical and just not the sensible way to go about this. Mr. Chairman, I don't think that it is our duty, the Members who, for lack of another name, classify themselves as either Opposition Members or backbenchers, to come up with the suggestions, the alternatives, the plans; that should have been the duty and that was the duty of the government. The government did not do that; they presented one scheme and one scheme only and were determined, from the beginning, that this scheme, without any variation, would be the scheme to be shoved down the throats of the people of the Yukon Territory. Mr. Chairman, if the Honourable Member had brought schemes forward from all these different agencies and decided upon which was the best scheme to put forward to the public of the Yukon Territory, we would not have had to have a compulsory medicare scheme because we could have gone about with the Honourable Member on the hustings and on the platform saying, "This is such a damned good scheme that we're behind you 100 percent on it and we want to sell it to the people of the Yukon because it will be in their betterment for a universal medicare plan at this efficient operating cost". If this had come about and if we could have provided similar benefits to all the people of the Yukon Territory that many people now enjoy under private plans, which we could have probably had in the Yukon as one group,

Mr. McKinnon continues ...

I would have been in the forefront, trying to present that plan and trying to convince people to voluntarily, voluntarily, sign up to the scheme of medicare in the Yukon Territory. So, what have we got instead? Mr. Chairman, we have almost a quarter of the population of the Yukon Territory, 1,700 people, petitioning the Government of the Yukon Territory that they don't like the proposed medicare scheme as it stands. The Honourable Member can argue that there may be some factual misstatements in the preface of these petitions, but the point remains, and he can't deny it, that almost 25 percent of the electorate public of the Yukon Territory have voiced their dismay in the Yukon Health Care Insurance Plan as it now stands. How can a government operate when they have that many people who protest and who are against the government scheme? How can they operate in the confidence of the people and think that they are presenting a plan that the people enjoy and the people like? I've heard other statements, Mr. Chairman, that it's just, actually, shocked me, as a representative of the people. The Honourable Member from Whitehorse North, at a public meeting of his constituents, told them that they didn't have the intelligence to be able to understand the medical care plan because it was so involved. Mr. Chairman, the only person at that meeting who didn't understand the proposed Yukon Health Care Insurance Scheme was the Honourable Member representing Whitehorse North. If there is something that the people of the Yukon do understand, it's their health care scheme. They may not understand unemployment insurance benefits; they may not understand the new income security plan for families; but, they do know their insurance scheme. The representatives of the union there knew where the "t's" were crossed and where the "i's" were dotted in the plan that they and their families were under. The public of the Yukon Territory knows that they are not getting the benefits that they should be, for the price that they will have to pay. Mr. Chairman, I must say that I am in complete sympathy with the public of the Yukon Territory at this time, because we could have brought forward a comprehensive health care insurance scheme which would have been a model of efficiency for the whole of the country. Instead, we're just down in a scheme that the people don't want, don't trust and don't think is the scheme that they want to live under in the Yukon Territory. Mr. Chairman, I would ask, and if it's begging the Honourable Member wants, I'll do that too, that he withdraw his legislation at this time until such time as he can present alternatives from the various private carriers indicating what the cost would be for a universal medical scheme run by a private carrier in the Yukon Territory. If this were done, Mr. Chairman, I think that the objections that are universal throughout the Yukon would terminate, and better than that, we could have a health care insurance scheme in the Yukon Territory which would be the best medicare scheme in Canada, bar none. Thank you, Mr. Chairman.

Mr. Chairman: I think, at this time, we will have a short recess.

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Mr. Chairman: I now call Committee back to order.

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Mr. Tanner: Mr. Chairman, I'd like to rise at this time and give my views on medicare, particularly because the Honourable Member who last spoke drew a parallel between the meeting in my constituency and the meetings that haven't been held in his constituency. Before I do answer the Honourable Member, I have a question for the Minister of Health. During the Minister's question and answer period on CBC, two or three weeks ago, a woman phoned in and asked what I thought a very genuine question. I'd ask the Minister whether he has given any consideration to the people who pay \$12.50, the couple who pays \$12.50 ... the assumption is, of course, that any couple who is paying \$12.50 is a husband and wife and consequently, two potential wage earners. This woman said she was a widow with one child and would have a difficult time paying \$4.50. My question for the Minister is, what consideration has been given, if any, to the people in this particular aspect of medicare?

Mr. Chamberlist: Mr. Chairman, this is where the premium assistance plan comes into effect. I will be speaking on it afterwards; so, I will just say that the suggestion that has been made by the Honourable Member from Whitehorse West, that people have to go to Welfare for assistance, is completely erroneous, a false statement and he knew it. It's quite clearly laid down under the legislation and under the plan that premium assistance, in those cases, is provided.

Mr. McKinnon: They have to apply for it.

Mr. Chamberlist: Well, you have to apply for a driving licence.

Mr. Tanner: Mr. Chairman, if I might, I might. I will now continue or follow up what the Honourable Member from Whitehorse West has said. First of all, I would like to congratulate him on his speech. It's certainly the best that I've heard him make in this House and he certainly illustrated a very good point. One of the problems I found when I got into the Legislature was that I couldn't always articulate some of the things that I thought, and he does it very well. He drew a similarity between what happened when we went for amalgamation and what has happened on medicare. I'm very pleased that the Honourable Member brought that up because there is quite a similarity. What actually happened is, both the Member from Whitehorse West and myself, and the Member from Whitehorse East, sat on the Steering Committee for a period of nine months. I, personally, for Whitehorse North, made the determination that, having read all the information and got all the input, I was in support of amalgamation and then, we went to the public and discussed it. I make a point of saying that I sat on every meeting, except one, and the Honourable Member from Whitehorse West, to my knowledge, sat on two and a half meetings. He left half way through one and he sat in on two. So, consequently, he came in late and he finally saw which way the tide was going, so he threw his weight behind amalgamation.

Mr. Chamberlist: That makes a good leader.

Mr. Tanner: Very qualified, I feel, a very qualified endorsement of amalgamation. I'll take his talk point by point, Mr. Chairman. Later on, he said that, in his estimation and it is his estimation, I think all Members should realize, only possibly 10 percent of the public in the Yukon is not covered. Now, national figures say anything from 20 to 30 percent, and from the best source that I can find, it is at least 20 percent in the Yukon who are not covered. He made the point that, to his knowledge, no doctor has ever turned down a patient coming to him for medical care. I make the point that why should the obligation for that sort of charitableness be on the doctors; it should be on the population as a whole, not only on the doctors. I'm quite sure that the Honourable Member is right when he said the doctors won't and never have turned down someone who is ill and needs medical

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Mr. Tanner continues ...

care, but I'm positive that there is no way that one very small segment of society should have that obligation thrust upon them. The Honourable Member, and all Members in this House, will recall that, during the discussion in March and April, we had two witnesses here to discuss medicare. In fact, we had 75 pages in the Votes and Proceedings discussing medicare. One of the witnesses was Dr. Armstrong, the other was Dr. Buchan, who is the president of M.S.A., or as it's known in the Yukon, Y.M.S.A. If the Honourable Member, and all Members, would refer to Votes and Proceedings of that date, he will find that Dr. Buchan, the president of Y.M.S.A., endorsed our plan very strongly. One point which the Honourable Member from Whitehorse East has indicated is that an applicant for assistance under medicare does not have to apply to Welfare. On his initial application for registration, if he feels he needs assistance, he declares his income there, which is public knowledge anyway because he does it on his income tax return, and in that case, the application is automatic for premium assistance. Only if it's required does it become automatic. It's not a matter of getting in a line, having a means test or going to the Welfare Department. The Honourable Member then suggested that we should look at alternate schemes. I have ... to my knowledge, there are at least 22, if not more, I'm sure there are more ... there are at least 22 schemes in operation in the Yukon right now. There are companies, C.N.T. for example, which have four schemes in their own offices ...

Mr. McKinnon: All better.

Mr. Tanner: There are other companies which have a number of schemes and all of them are different ...

Mr. McKinnon: All better.

Mr. Tanner: If the Honourable Member would give me the privilege ... I didn't interrupt him. Mind you, I was very tempted. If he would let me speak for a while ...

Mr. McKinnon: Go ahead; it doesn't bother me.

Mr. Tanner: Thank you. That reminds me of one point. While I had a meeting in my constituency in Whitehorse North, the Honourable Member was behind the camera. I thought, at that time, he was biting his tongue and not saying anything out of consideration for my particular feelings. Now, I find, of course, it was not that reason at all ...

Mr. Chamberlist: He was hiding; that's one thing people don't like him for.

Mr. Tanner: He merely wanted to find information that he could use in this House to slander a plan which he hasn't taken the trouble to properly investigate.

Mr. Chamberlist: Hear, hear; that's for sure; no knowledge at all.

Mr. Chairman: Order, gentlemen.

Mr. Tanner: The Honourable Member also suggests that the private company in Vancouver, Macmillan and Bloedel, pays less and gets more and have more participants in their plan than we have people in the Yukon. I would ask the Honourable Member, first of all, what portion of those premiums are paid by Macmillan and Bloedel; and secondly, why bring up a subject like that unless you're prepared to bring the information which substantiates the statement made? The Honourable Member suggests that we should go around the Yukon and talk to the public to convince them of medicare. Now, Councillor McKinnon is as aware as I am of the various obligations under the Federal Medicare Act that must be fulfilled to have a universal, portable plan. One of them is 95 percent. What would be the Honourable Member's intention if we had gone around and tried to sell this to our various cons-

Mr. Tanner continues ...

stituents and we didn't receive 95 percent? Perhaps, we'd receive only 80 percent or even 85 percent. Then, the majority of the people who go for the plan are going to be disappointed because 10 percent held them up. In B.C., they have a national medicare plan, which the rest of Canada has. The cost for a family premium in B.C. is \$12.50. Now, keep that figure in mind. By evidence in this House, from Dr. Buchan, and from the mere fact that anyone who goes to a doctor today will be charged a rate of fee, by the medical profession in this town, of 20 percent higher than the rate of fee charged in B.C. In other words, they take the B.C. schedule of fees and add 20 percent to it; that's the fee that you pay presently in the Yukon. If the cost in B.C. for the exact same coverage, except we have one or two additions in our regulations to guard against some of the problems of B.C. because we have that hindsight ... if you take \$12.50 and add 20 percent to it, you will come up with a figure of \$15.00. Our premium rate, for the same thing, is \$14.50. I just can't escape the fact, Mr. Chairman, or other Members, that 22 million Canadians have medicare and I contend, it's my right, as a Canadian first, to have medicare as well. One final statement I would make is that, in the majority of conditions set down to bring national medicare to the Yukon, are set out in the Federal Medicare Act. We have very little leeway, if we want federal participation, to do anything other than present this program. I would just finalize my remarks, Mr. Chairman, by saying that I stand 100 percent behind the plan we've made. I think every Yukoner has the right to have medicare and I think we've done a pretty fair job in giving them the best scheme possible.

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Mr. McKinnon: There are several points, Mr. Chairman ... I'm not going to go into the things like "hiding behind a camera" and stuff like this which doesn't even deserve a rebuttal ...

Mr. Chamberlist: But, you always do.

Mr. McKinnon: A couple of points that were made by the Honourable Member; the first one is that there is no reason in the world why Yukon doctors shouldn't be in favour of medicare because they have guaranteed payment at a B.C. plus 20 percent basis. Now, why, when they have to do their own billing and some of them aren't collecting, wouldn't they be behind medicare. The point is, I'm not here to lobby ...

Mr. Chamberlist: We're talking about Y.M.S.A.

Mr. McKinnon: I'm not here to lobby for the doctors in any way, shape or form. No way.

Mr. Tanner: Sounds like it to me.

Mr. McKinnon: You're the person doing that by using Dr. Buchan. I'm only interested in one segment and that's the public of the Yukon Territory. I don't care about the doctors as a lobby group or whether they will make more money or less money under the medicare scheme. I'm solely interested in the public of the Yukon Territory getting the maximum benefits at minimum costs to them.

Mr. Chamberlist: When did you switch?

Mr. McKinnon: The other point that the Honourable Member makes is that, if you go out on the hustings to try to sell the plan and only 85 percent of the people are in favour of it and we can't reach the 90 percent level, I have no problem at all in accepting the universality of medicare and making it compulsory if 85 percent of the public of the Yukon was behind it. The point that I make, when I know that 85 percent of the public are against it because the plan just isn't one that they want and because the lack of ability of Honourable Members in support of the plan to sell it, that's the time when I think we're shoving something down the throats of the majority of the public who neither understand nor want the medicare plan as it now stands, because of your inability to put it to the public properly and because they know that it just is not the type of plan where

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Mr. McKinnon continues ...

they're getting maximum benefits for the dollars they have to put into it.

Mr. Chamberlist: That's a bunch of nonsense, it is.

Mr. McKinnon: No ...

Mr. Tanner: Mr. Chairman, I would rebut just one remark the Honourable Member made. I wish, maybe when I've been here nine years, I have a crystal ball so I can tell you exactly what the public says. The Honourable Member has only one reason for saying that, those petitions. Those petitions contain names of people who are signing something they don't realize for number one, and number two, many of them are going to benefit under medicare but they don't understand it, and number three, the Honourable Member also mentions that they are against something they don't understand. But, the Honourable Member called me down because I had the honesty to say that this was too complicated to put to public vote. Mr. Chairman, I contend that there is no way that you could ask the people to understand our plan in the detail and compare it with their own. I think it would be impossible for any one Member in this House to compare 22 different plans.

Mr. McKinnon: Mr. Chairman, with respect, we are slipping right into the diatribe that we wanted to avoid. The point that I made was that, because of the lack of the ability of Honourable Members in favour of the proposed Yukon Health Care Insurance Plan to understand it or sell it, the public of the Yukon doesn't understand the plan that is presented. I said that they did understand, totally, the plans they were now living under with private arrangements with their employers. Let's not try to take these things out of context and deliberately try to confuse the issue. I'm trying to speak on principle; I've given an alternative to the plan of allowing private carriers to tender on the plan for the Yukon Territory; examine them before the House of the Yukon Territory to decide whether we can get a better plan at the cost. Hopefully, then, I would be in complete favour of the medicare scheme that we would all be in favour of and we would have the best medicare scheme in the Dominion of Canada. That's all I'm asking for, nothing else, and to try to confuse the issue and to try debating points out of innocuous issues that have no place at this table, is just further confusing a very real issue of providing the best medical health services we can at a minimum cost to the public of the Yukon Territory.

Mr. Tanner: Mr. Chairman, the Honourable Member really amazes me now. I started by rebuttal of his previous speech by saying that I really am most appreciative and I have never heard a speech that he has made, better presented in the past. However, he is now getting down to nitty-gritty details which he accuses me of. He was the guy who brought up the meeting in Porter Creek; he was the guy that said the Honourable Members can't articulate and can't tell the people what it's about. So, if the Honourable Member wants to let it go, that suits me fine. I am saying, basically, the plan, as I see it, having given it as much thought as possible and investigated it as much as possible ...

Mr. McKinnon: Okay, let's leave it at that.

Mr. Tanner: ... is good.

Mr. Chamberlist: Just one remark here, Mr. Chairman. As far as I'm concerned, the Honourable Member for Whitehorse West would be against vaccinations if it thought it interfered with the privilege of having smallpox.

Mr. McKinnon: My kid just had one yesterday. My son just had his measles vaccination yesterday, Mr. Chairman, and he cried all night.

Mr. Chamberlist: He would be against it if he thought it might interfere with the privilege of having smallpox, you know that. He'll object to anything ...

Mr. Chairman: Order, please.

Mr. Stutter: Mr. Chairman, I think that the real protest of the people, or of the majority of those who signed those petitions, is, not so much the plan itself or the coverage, but the costs. This is something I stated yesterday. I haven't heard anybody argue particularly against a universal medical plan. I would like to be sure of the information that the Member from Whitehorse West has given us, in that private companies are providing a service in B.C. and that they are under the medical plan. If this is so, then, perhaps, we can look at some alternate schemes and come up with a reduced premium. Before I let you reply to that one, I would just like to refer to the Votes and Proceedings, Volume 2, 1971, when we had Dr. Armstrong here. On page 651, I was in the Chair at the time and I asked Dr. Armstrong if the Yukon did accept the medicare plan, could he foresee a possible national plan. His answer to that was, "Well, as a matter of fact, I think that day is much closer than you think". He went on further to explain what he could see happening once the Yukon did accept a plan. Later, in the same Votes and Proceedings on page 667, again, Dr. Armstrong spoke of premiums; he said, "There is also pressure in certain quarters to do away with premiums and I suppose that, ultimately, this will happen. It depends on the local situation. There are some provinces where premiums won't work, never have worked and are just for the birds. I gather the Yukon is no longer in that position for what I have been told, with your employment groups and so on, premiums have never worked except where a large, substantial majority of the population was employed in such a way that deductions at source were feasible". I would like to find out, if at all possible, and this would be from the Federal Government presumably, if, in fact, the Yukon does embrace the medicare plan. It seems that some of the provinces, now, are definitely not on a premium basis. Is it going to be very long before we will have a national plan at no cost to the individual at all, that it will come out of federal funds through income tax and on a general level, not just Yukon plan coming from Yukon revenue and Ontario plan coming from Ontario revenue? I wonder if the Federal Government plans to give just national coverage for a general revenue.

Mr. Chamberlist: Mr. Chairman, I would like to be able to speak, basically, on the plan and some of the remarks that have been made and also the very sound questions that have been asked by the Honourable Member from Dawson. I think that, of everything that has been said between Councillor McKinnon and Councillor Stutter, for instance, there has been much more depth in the questions that have been put by Councillor Stutter. Of course, one realizes full well that there is an area of shallowness that exists in many of the things that Councillor McKinnon says from time to time. In proposing this particular area, I can only recall a remark made by one of the former political supporters of Councillor McKinnon; he now says that Councillor McKinnon is very much likened to the Yukon River, shallow in places and wide at the mouth. I think it has been clearly defined, as a result of what he has said relating to this program, that that reconciliation between him and the Yukon River is quite clear and very appropriate.

Mr. McKinnon: Strong and clean and free.

Mr. Chamberlist: Mr. Chairman, the very first words that were spoken this morning during the debate on the medicare program, by Councillor McKinnon, referred to the hurling of invectives yesterday and to the stature of the debate being brought down to, in his opinion. But, Mr. Chairman, I would like to bring to the attention of all Members that the conduct of Councillor McKinnon, since the passage of this Bill at the last Session, has been something that one must consider quite clearly whether it has any merit or if it is similar to that of a Member of a Legislative Body, such as the Yukon Legislative Council is. We are trying to get away from the colonial-type, administrative-type, council-type, rubberstamp-type of operation that we've had for so many years. I'm sure that most Members have quite clear knowledge of the manner in which I have been abused, Councillor Taylor has been abused. Councillor Tanner has had the gumption to go be-

Mr. Chamberlist continues ...

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fore his constituents and indicate to them what he thought about the plan and various matters; in fact, he went forward to try to make himself accountable to his people. When I recall that the people in Porter Creek who are known for their political input and activity, and quite rightly so, that Councillor McKinnon, when he represented Whitehorse North, could not be even heard in that area. I had to, on one occasion, come to his help because they were acting exactly the same way ...

Mr. McKinnon: Mr. Chairman, as a point of personal privilege, would the Honourable Member please tell me what this has to do with medicare. I thought that you had to keep, somehow, to the debate at hand which, as far as I'm concerned, is the Yukon Health Care Insurance Plan. Now, it appears that it's come down to a diatribe of how I used to represent the constituents of Whitehorse North. I don't ...

Mr. Chairman: Order, please. I wonder if the Members could get back, generally, to the subject at hand, if it's possible.

Mr. Chamberlist: Mr. Chairman, getting back to the subject at hand, it is quite clear that Councillor Tanner, when he is putting forward, on behalf of his constituents and other people in the Yukon, the case for medicare, certainly is putting forward a case much stronger than the manner in which Councillor McKinnon ever did anything for the people in that constituency when he was representing them. Now, I am sure that's no point of privilege or point of order because he knows full well that he was unable to fulfil his function in that area and this is why he had to switch. Mr. Chairman, when there has been a reference made to alternate plans, I think that what must be considered is the fact that, prior to the legislation itself being brought forward, the legislation and the regulations were brought forward for consideration of Members of Council. Now, what if people say, "What are we getting in the plan". It would be most difficult, and I'm sure everybody will agree, for us to publish the British Medical Association's schedule of fees. So, what we have done is to just exclude those items which are not covered by the schedule. The plan is one for public acceptance because, as I have indicated, the basic plan is what is being put forward. The basic plan is being put forward so that we can hear from people in the Territory and in this, there is a process taking place of visiting each constituency and ascertaining what part of the plan does not suit a particular area in order to consider any replacements that might be made available. In speaking of the plan, the Honourable Member from Whitehorse West, Councillor McKinnon, indicated that we should put forward various plans for consideration. He went on to mention M.S.A. and Zurich. It was at his request, at his personal request, that this Committee had Dr. Buchan, the president of the Medical Association and, I believe, the president of the Y.M.S.A., in Committee. In answer to a question that was put by the Honourable Member from Dawson City ... the question was, "How would you compare, Dr. Buchan, these types of plans and the one that is now proposed under a Yukon health scheme?" Dr. Buchan replied, "Well, the comparison between Y.M.S.A. and Zurich and any of these plans will be identical. The coverage available will be identical to what would be available under the new Yukon Health Care Insurance Plan." Now, there we have, in clear, precise language, the answer to the question that the Honourable Member from Whitehorse West hit so hard, to the effect that this information wasn't forthcoming, that there was no way that a person could decide or indicate whether a plan was good or bad. And prior to that, Mr. Chairman, on page 641 of the Votes and Proceedings, Second Session, 1971, there was complete discussion about various plans; so, when it is said by anybody in this Council that no consideration was given to different plans, I question the reliability of the people who speak in that manner and the purpose for what they are saying. Notwithstanding what is said, it reminds me that the Honourable Member from Whitehorse West is indicating that his type of leadership is the leadership where you wait and watch in which direction the crowd is running, then run in front and lead. This is this man's leadership and, Mr. Chairman, respectfully, I would say ...



Mr. McKinnon: That's right; the people rule. You're absolutely right.

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Mr. Chamberlist: I would say, in respect, to all Members of Committee that this is not the type of leadership that we in the Yukon are seeking. The leadership that we in the Yukon are seeking is the leadership we are getting now to show to the people that there is a necessity to recognize that the everyday operation of the Government of the Yukon Territory is a consideration to the people first and foremost.

Mr. McKinnon: I think I'm going to be sick.

Mr. Chamberlist: Mr. Chairman, would you move the bucket over to the Honourable Member, please. Mr. Chairman, there have been suggestions made by the Honourable Member from Whitehorse West that consideration was not given to the M.S.A. people to discuss any area of control in the administration of the plan. Mr. Chairman, I have reviewed the correspondence, during the coffee break; I've seen the letter that was sent by M.S.A., and which they have given a copy to Councillor McKinnon. It is quite clear that what they didn't indicate was the previous correspondence and meeting with a very senior official of the Government of the Yukon Territory. They had indicated that they could not take into consideration the operation of the plan unless they had complete operation outside of the government structure.

Mr. McKinnon: Mr. Chairman, if I could rise on a point of personal privilege to correct an error in fact; I did not receive this correspondence from people in the Medical Services Association. It came to me through my normal methods of fine network within the Territorial Government operations.

Mr. Chamberlist: If the Honourable Member is suggesting that he received a piece of correspondence from the Territorial Government, from Territorial Government files, I would think that he should conduct himself in a far better manner. I think it's an admission that no Member of the Legislative Assembly should be prepared to make, that somebody is giving out correspondence.

Mr. McKinnon: I just happened to receive it.

Mr. Chamberlist: Mr. Chairman, there is a requirement under the Federal Act, on page 17 and it reads, "A provincial medical care insurance plan must be administered on a non-profit basis by a public authority which is accountable to the provincial government for its financial transactions". So, we have it quite clear, Mr. Chairman, that there is a necessity for a government to administer the plan. Therefore, we cannot, under any circumstances, arrange for anything else than that to be done. In giving consideration to the M.S.A. organization which really is only a nummarius for the B.C. Government, as I'm sure the Honourable Member knows full well, and actually one of about six or seven carriers ... in consultation with a number of carriers and also in consultation with the C.U.&C, the people we are using, a very, very important factor must be considered. C.U.&C are, at the moment, the carriers who handle the group insurance plan for the Federal Government in B.C. and therefore, they have the expertise to handle this particular area. Now, Mr. Chairman, there are two areas, as I indicated earlier, that must be kept in mind, the legislation and the plan. Now, the suggestion that has been made with reference to premiums, is quite clear. There is no reason why, at some future date, and I have indicated this, the premiums cannot be dispensed with; premiums may be reduced; benefits may be increased. The basic point is that the basic plan is equal to that of any other plan. All I can say, Mr. Chairman, on this point is that if the Honourable Member from Whitehorse West is prepared to stand on his feet and say, "Dr. Buchan does not know what he's talking about", I would like to hear him say that. Dr. Buchan made it quite clear in answering specific questions.

Mr. McKinnon: Mr. Chairman, Dr. Buchan does not know what he is talking about.

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Mr. Chamberlist: Mr. Chairman, this is a ... what you heard just now is an insult to one of our fine medical members of the medical profession. I would like it recorded that I view with utter contempt, the remarks that have just been made against one of our leading doctors who has spent many years in the Yukon. I think we should all consider the manner in which this has been said. It's very, very sad that this should happen. I wonder, Mr. Chairman, if we could recess until 2:00 p.m. now because I will want to go on in some particular length.

Mr. Chairman: Is Committee agreed? We will stand Committee in recess until 2:00 p.m.

*RECESS*

RECESS

Mr. Chairman: At this time, I will call Committee to order. We are discussing the Bill No.12, namely, Medicare.

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Mr. Chamberlist: Mr. Chairman, continuing my reply to the Honourable Member from Whitehorse West mainly, in his .. I don't know what to call it .. suppositions, propositions, I don't know, I'm not quite clear; I don't think anybody else is either, so I'm not lost in this particular area. However, he did make reference to the Government presenting a scheme, without any variation. I think this is not at all truthful, inasmuch as it has been intimated right from the beginning that the scheme is subject to variation, and indeed, there have been a number of variations that have been brought forward by different people in different communities that we have visited. I would like to indicate, at this time, Mr. Chairman, that the only Member of Council who has not replied, in any way, to correspondence sent to Members of Council, relative to the arranging for public meetings in their constituency, is that of Councillor McKinnon, who has been written to and asked to indicate when he would like to have public meetings held in his constituency. I haven't received the courtesy of a reply to that letter, nor has any information been given that he is willing to have the matter discussed amongst his constituents I therefore, can only assume that he is not willing to have his constituents air their feelings in his presence, but I can understand why, and I will leave it at that, at this point. Now, reference has been made, Mr. Chairman, to some forms that the Honourable Member has, dealing with 1,700 names, which are suppose to be 25 per cent of the population, as he put it....

Mr. McKinnon: Voting electorate.

Mr. Chamberlist: ... that have disagreed with the Medicare Plan. I would indicate that amongst those names, there are many members of the native population who have had their names put on there and signed on behalf of them by one or two people people who are not in any way, damaged by the plan at all; in fact, they receive exactly the same benefits, and perhaps more, because the consideration directly is being given to them. Also, on those lists, names of people, quite surprising, who are unable to get coverage at all because of their condition of their health, where under the Yukon Health Insurance Plan, everybody is covered, irrelevant of whether their health is bad, good, their age, or any other matter at all. In other words, the plan that has been proposed is a plan that will allow everybody to participate in the program. I, earlier, made some reference to remarks that were made by Councillor McKinnon, with reference to Councillor Tanner, and the Honourable Member from Whitehorse West, stood up on a point of order, wanting to know what it was all about and what reference it had to the Medicare, itself. Certainly, Mr. Chairman, there must be reference considered to the Medicare Program, if one Honourable Member indicates that another Honourable Member is not carrying out his functions when he goes forward and prepares to give information to his constituents about the Medicare Program, and I reiterate that, as far as I am concerned, Councillor Tanner has attempted to put forward the views of ... his views, of the Medicare Program and the benefits that would become available to everybody in the Yukon, irrelevant of their particular status. Mr. Chairman, the construction of the program that has been submitted is one where there has been an attempt to obtain a universal program which is basically the same in all parts of Canada. Where, in different jurisdictions, there are different benefits, these are over and above the basic requirement that is covered by the Federal Medicare Program. This must be kept in mind. It has also been suggested that in B. C., there are private services. I wish to correct this; this is wrong. What actually takes place in B.C. now, is that there are a number of carriers who take care of the B. C. Program, inasmuch as they

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Mr. Chamberlist continues ...

control the programs but do not administer the programs. The administration of the programs are by the B. C. Government, who are responsible in that area because of the requirement of the Federal Act. The question that was asked, that I indicated was a very sensible question and I am pleased that the Honourable Member from Dawson City has brought that specific question forward, is in relation to the possibility of an overall national plan, at some future date. I am pleased to indicate to the Members of Committee that, indeed, there has been much consideration given to various meetings between the Federal Minister of National Health and Welfare, and also, Ministers of the various provinces, where discussions have taken place in an ongoing manner. In one of the basic features of the discussions that have taken place is a suggestion to intricate Hospital and Medicare plans, so that eventually everything will be involved in one particular plan. In a release of an opening speech given by Mr. Munro, he indicated as follows, and I will just take two of the important paragraphs in this regard, and I quote, "We, must therefore seek a new approach to the provision of necessary health care, towards efficient and effective provisions of services, and discourage ineffectiveness and inefficiency and waste. The Government of Canada is prepared to explore with the provinces its existing health insurance legislation, with the view of enabling the provinces to achieve greater flexibility to determine their priorities in the health care field, and to pursue the most effective approach in line with those priorities." Mr. Chairman, the Federal Medicare Program is quite distinct and clear when it indicates that a review of the whole program will be undergone by the Federal Government by July 1st. 1973, with a view to bringing into effect an overall national policy relating to health care in Canada. This can not be done until such time as every jurisdiction in Canada is part of that Federal Medical Care Program. We are the only jurisdiction that is not part of this program at this time. It must be therefore, fairly obvious that the requirement is for a national program and we form part of that family group, inasmuch as, the territories and the provinces are concerned in participating in the Federal Medicare Act. I think what I have just said, in the last few moments, is quite clear; the only way that we can really help, and be first class Canadians, is to participate in a manner that all Canadians are now participating. To revert at this time to the suggestion that this scheme is not being varied in any way, I will also bring forward another specific point that was raised in various parts of the Territory so far. A question was properly asked by the Honourable Member from Dawson City, in relation to help where there is a necessity for patients who cannot receive the X-ray and laboratory services to help the doctor in diagnosing the problem with the patient. The question was asked, and a very sound one I repeat, if we are preparing a plan so that there will be equality to all people in the Yukon, in relation to the medical services to be given to them; how can there be equality if somebody from Dawson City, Watson Lake, or Beaver Creek has to pay the cost of obtaining those services to travel to Whitehorse to get the diagnostic services and reports that the doctor in any particular area would require. This is a sound question, a reasonable question, and requires attention to it. I have indicated at other places, I have indicated over the news media, that this particular area is being looked into. We have come up with a proposition, at the moment, which hasn't been finalized; it is just a matter of getting the housekeeping rules into order for it. There will be provision made where a doctor has recommended that he requires certain diagnostic and laboratory services to give a final diagnosis on what is required by a patient, provision will be made to meet the cost of travel between those outside areas and Whitehorse, where there are facilities that are available. I'm sure that in this one area alone, I'm sure this really destroys the accusation that has been made by the Honourable Member from Whitehorse West, that there is no variation in the plan, that it is a fixed scheme, which is not correct as well. Again, I repeat what I repeated earlier, that if any Member can come forward, and any member of the public can come forward, and make a suggestion as to where the program can be upgraded within financial ability. For us to meet the commitments

Mr. Chamberlist continues... then, we will be only too pleased to consider it and bring these particular areas into effect. The question that was given much hammering by the Honourable Member from Whitehorse West, dealt with the questioning of whether or not M.S.A. has been requested to deal, or offer a price structure on the handling of the program by a private arrangement. I have indicated that the matter of private arrangement must be completely ignored because we have not the legislative authority to do this. I can also advise that there are three agencies that the Federal Government is using in British Columbia to deal with various corrections and various areas of control of Medicare Programs dealing with Federal Civil Servants. The question that was asked in correspondence with Dr. Armstrong who, I think all Members will agree is the expert in the field of health insurance and resources, he is the Acting Directing General of this department, indicated that it is not a matter of which one is to be used, that they all perform specific functions in the same particular area, but it would be a matter of consultation and where one particular agency will be able to satisfy the needs more efficiently of the Government of the Yukon Territory. Mr. Chairman, long before I came into this position, and long before there were any elected Members on the Executive Committee, the matter dealing with the Medicare Program had been in the files and on the books for some four or five years. In fact, since back in 1965, when the suggestion was the Federal Medicare Act was going to be brought into force. The Federal Medicare Act came into force, of course, in 1966-67, with the commencement date of that act for other provinces, other jurisdictions to join, on July 1st of 1968. When we hear attacks made upon the Government here, me in particular in relation to this particular plan, it will well be recognized that the Members that are making these particular attacks, are making these attacks in the manner of viciousness and political hay leaving aside the fact that the people of the Yukon Territory are really the people that are most concerned. I am just the vehicle for bringing this plan forward for the public, and I am the vehicle for bringing this plan forward into this House. Any personal attacks that have been made upon me are completely without merit. Mr. Chairman, the area now that I wish to bring forward is the basic plan that is being submitted for consideration by the Government. There are areas, and I am readily ready to admit that there are areas where some existing private plans have more benefits than the plan that we are bringing forward, today. By the same token, I think that it will be recognized that there are many plans which have less benefits than the program that we are putting forward. Then there are those people, because of their particular condition, or their age, who are unable to obtain a plan of any description. Where do we go wrong; do we go wrong if we are seeking, to make available for everybody, an opportunity to have a basic medical coverage? If this is being criticized, that there is going to be a basic medical coverage, I think that Members would be losing sight of the fact that we have a responsibility, each and everyone of us, to the people of the Territory to make sure that there is provision for, where there is medical necessity, basic benefits to be brought forward. I do not argue, Mr. Chairman, with the fact that there is a difference of opinion as to relation of costs and funding. This is something that I think that Members of Committee quite rightly have raised, and I think that it is up to me to indicate to the Members of Committee why these costs and these fundings are being done in the way that we have suggested. I would much rather hear from Members of Committee, what their objections are to the plan, what suggestions "leave us five different other plans", "show us the other plans", "let's deal with the other plans" because certainly we can bring forward plans that will give every benefit known in medical history, but the question is can we afford this? I have indicated, and quite clearly I feel, that I am opposed to increasing taxation for the people of the Yukon at this time. I feel that the people of the Yukon have been taxed to a great extent, far beyond what their pocket can afford now, and the suggestions that are being made that there be found a method of funding via general revenue, will simply have to be considered as another way where we have to increase taxes to meet the cost of the operation. I will say this, that I

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Mr. Chamberlist continues ...

am in favour of a medical plan that we have put forward. If it is, in the wisdom of this Committee to provide that the funding of the plan be by general revenue, I would say to each and everyone, that you have to face the public for the increase in taxes that will have to go along with it. If Members of Committee are prepared to face the public, by increasing taxes, that's fine, and we will come to that when the point arises. When we come to the subject of the premium costing, I know that it might appear at this time, that the premiums are higher than at other places, especially in some areas where there are no premiums involved but where general revenue has taken over the cost of the plan. At the same time, when I hear arguments put forward that we don't know what we are getting for the plan, I feel that there is an obstructionist attitude towards what is not being required by the people, but what the people should not have. I have already indicated that to clearly and distinctly go through every item which would involve the medical services that would be given to the people of the Yukon, would be a booklet of some 105 pages, indicating every item that a doctor can find wrong with an individual patient. I think that it would be most unreasonable to bring every item forward in this manner, when we can say quite clearly as we have done in the regulations where we exclude specific items that run into about 20 items. We have heard, Mr. Chairman, that reference has been made to the pros and cons of other plans. Although I have heard reference made to the pros and cons of other plans, I am prepared to debate the other plans, I have yet to have a Member stand up, especially Councillor McKinnon, and point out what specific items he has referred to, in regard to any private plan and the plan that we have submitted, so that I can rebut him in these particular areas. All we have heard from the Honourable Member is a generalization and nothing more. I said the other day that the Honourable Member was an orator, and this is quite true. The submissions that he brought forward made excellent wording, and also, at the same time gave much emotional cause to his attitude. In that emotional cause there was no message of fact, and this is what is required, a message of fact. Mr. Chairman, because, no doubt I will have to speak later in answering certain areas, I would ask that Members would consider, in discussing this particular plan that we are putting forward, what is it that is required that could be extended to where it would satisfy the argument that is being put forward. If Members would be prepared to bring forward specific items in the plan, so that, we can deal with them, individually, and what I can reply to them, and see where we can do something to either accept the suggestions that have been made, or at least give the opportunity to reply to those suggestions and to say why these suggestions would be improper. I have indicated a couple of times now, with beer money in our pocket, we have champagne tastes. I know we can have champagne tastes by just simply accepting every benefit of every plan and saying this is the best plan that should be made available. I have a number of plans with me, from various areas, and I could go through many of them and show where there are less given in many areas than what the Yukon Health Care plan is giving itself. I want everyone to understand quite clearly, Mr. Chairman, that it is not the proposition of the Government of the Yukon Territory, that the Yukon Health Care Insurance Plan is an end all to everything; it is not the best plan that is being submitted, but it is the best plan for what we can afford at this time. Finally, at this time I would indicate that the position that has been requested by Councillor Stutter, the answer is clear that, should we find ourselves in a position, after one year of knowledge of the operation of the plan, to be able to reduce the premiums or increase the benefits, we will only be too pleased to do so. First and foremost, the consideration of the people must come first. Thank you, Mr. Chairman.

Mr. Stutter: Mr. Chairman, I've been on my feet twice before, and I am going to try the same thing virtually again, perhaps in a slightly different manner. I don't have any objection to the present plan, as

Mr. Stutter continues ...

far as it goes, but I do feel that we are paying too much for it. To put it quite bluntly, unless we can either reduce the premiums, either by partially funding it from a method that I am about to suggest, or increase the benefits to include travel assistance where medically required, from the rural areas at least into Whitehorse. I for one, am going to vote against Bill No.12. My suggestions at this point, is a suggestion that I made yesterday. Councillor Tanner asked a question in Council the other day, regarding what the revenue would be from taxation on liquor; I believe the answer that was given at that time was given in error. The figures that I have here at the moment, using the present tax structure on liquor, we have at the moment an approximate revenue, in taxation of liquor alone, of \$300,000 and this comes from a tax as follows: on a dozen of beer 10 cents, table wine 20 cents, fortified wine 40 cents, half bottles of table 10 cents, half of the fortified wine 20 cents, flasks of spirits 20 cents, bottles of spirits 50 cents, gallons of draft beer 10 cents. If all of these taxes are increased by 50 per cent, this means that a case of beer will have an additional nickle put onto it, and so on down the line; a bottle of wine, an additional ten cents. If all of these taxes are increased by 50 per cent, it will give an increased revenue of approximately \$150,000 which, if applied toward the funding of the Medicare system, would reduce premiums by at least \$1.75 per month per policy. As I stated before, unless we can find some way to reduce the present premium for the policy that we are getting, or include travelling assistance for the rural areas, I shall vote against Bill No.12.

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Mr. Chamberlist: Mr. Chairman, I have already indicated that there is going to be travelling assistance, so this answers that question already.

Mr. Stutter: Mr. Chairman, today is the first indication that we have had, that travel assistance will be included. It certainly isn't included in the brochures; the people in the rural areas definitely have not been told exactly what this travelling assistance is going to be. How much travelling assistance is it going to be, from the first dollar? Let's hear a little bit about this travelling assistance.

Mr. Chamberlist: Mr. Chairman, that is a totally unreasonable request. I have already indicated to the Honourable Member, in a private conversation some two or three weeks ago that there would be travelling assistance found. There is a certain area where we must be assured by the medical profession that they will only indicate that a person requires that particular treatment and that particular service before we can go along with it. We have to receive assurances that I can't give, not until we go into discussion with the members of the medical profession. Surely, the Honourable Member recognizes this point.

Mr. Stutter: Mr. Chairman, the point I am trying to get across, as far as travelling assistance is concerned, is that anything that is covered in the proposed Yukon Medical Health Scheme, that is not available in a rural area, where the person must come to Whitehorse, to avail himself of those services which are readily available to the people living in Whitehorse, unless all of these things are covered in this travelling assistance, it isn't equitable, and I would vote against the Bill.

Mr. Chamberlist: I wonder, Mr. Chairman, if the Honourable Member would indicate the particular items he has in mind, because I can't read his mind.

Mr. Stutter: Mr. Chairman, I don't know how specific I can be without picking up the plan and reading it from one end to the other. Anything, let's just take a specific example; if I am sick and I go to the doctor in Dawson, for example, and for some reason he is unable to treat me

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Mr. Stutter continues ... there, or is unable to diagnose what my problem is and he says that I have got to go to Whitehorse; then, if I'm sent to Whitehorse by the doctor, I want travelling assistance. I want this travelling assistance for my constituents, I want it for all of the people that are living in rural areas in the Yukon.

Mr. Chamberlist: Mr. Chairman, I have already indicated this, that there will be travelling assistance. I can't give you the exact cent and dollar at this time, but there will be travelling assistance. I can't go beyond that; it is as I say, totally unreasonable to push me down to cents and dollars at this particular time when the whole area has to be taken a look at, in particular in those areas north of the highway where there is no doctor at all, in Dawson where there is a doctor, and in Watson Lake where there is a doctor and Teslin where there is no doctor. Each particular area has to be taken into consideration and a formula has to be brought forward to take care of all these particular areas. I can't specifically say that one fixed amount of dollars and cents is available to all particular areas. We must also make sure that it is not abused in such a manner as to an attempt to have a couple of days holidays in Whitehorse. These are the responsibilities that are resting upon me, to make sure that the taxpayers money is not abused. The Honourable Member should recognize that I do have responsibility in this particular area.

Mr. Stutter: Mr. Chairman, I must rise again; I just don't seem to be able to get my point across. I'm not asking you, at this point, to tell me that you will allow \$10 to travel from a rural area into Whitehorse, or \$15 or what. If a person is only 20 miles away, and is medically required, is sent in by a doctor, you have indicated to me in this private conversation that you were talking about three weeks ago, you have indicated that some sort of arrangements have been made that doctors will be sent out to some of these rural areas on a once or twice weekly basis, whatever it may happen to be. When this doctor is there and he finds a patient that should be sent into Whitehorse, surely to goodness, this is medically required, whether it be from 50 miles out, or from 300 miles out; we want to know that this travelling assistance is going to be paid.

Mr. Chamberlist: Mr. Chairman, I have said, yes, and I repeat yes.

Mr. Stutter: Well, that is fair enough, Mr. Chairman.

Mr. Chairman: Mr. Stutter, will you take the Chair, please.

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, possibly we are getting somewhere. I would be, as other Members, some other Members, would be interested in seeing the details of this travel subsidy program, inasmuch as Council has hit at this in just about every Session in the past, too. To try and get back on track, to give people an opportunity to get a little assistance to get into town, or to the closest medical practitioner, as the Honourable Member has mentioned in this area, I would like him to look into this business of where you have a community and only a health nurse. The health nurse should be given that same authorization, in her judgement to get people to town and start getting some of these bills paid. I have a series of questions, which have arisen from the public and from discussions I've heard at this table, in respect of Medicare. My first one is that I noted in Faro, the Minister stated that it was not the intention to get involved in bargaining between employees and employers re extended benefits to the plan as suggested. Then, in Watson Lake, he said that the public demand may be that the Government may force extended benefits. I wonder if I could just get a brief clarification on that.



Mr. Chamberlist: There is no clarification, Mr. Chairman, I just repeat what I say, that the Government of the Yukon Territory, as a Government is not in a position, nor will it take a position of, in anyway, interfering between labour and management firms to work out any decision they wish to make to increase benefits, if they so wish to do. My remarks in Watson Lake are paramount to the same thing. I wasn't aware that the Honourable Member was taking my words down verbatim; I thought, he was there to act as Chairman of the meeting, but however, the point that I make is that the position is just the same and it applies everywhere. We do not wish to get involved in collective bargaining, and I am sure that this is the answer that would apply to both the questions that the Honourable Member has put forward.

Mr. Taylor: Yes, Mr. Chairman, I dislike the other half here; you stated that the Government may force extended benefits. This is what I want.

Mr. Chamberlist: Mr. Chairman, I didn't say the Government may force extended benefits; I have said that, maybe as a result ... my words were these, I said that it maybe that public demands may force introduction of these extended benefits and it maybe that, after a year we would want to do it ourselves, because the funds that are available are available for extended benefits. I can assure the Honourable Member, Mr. Chairman, that wherever possible, if extended benefits can be given they will be given. I will ask Members of Committee to understand and appreciate the facts that we are ... we cannot give an absolute dollar and cents assessment of what is going to be spent and what the medical profession bills are going to be, and what the overall amount of money is coming in at a fixed amount for the revenue of the plan. It must be appreciated as well, that all the figures that I have given, and that have been brought forward by the Government over a number of years of work, and that I am bringing forward ... I must accept the responsibility of bringing them forward, notwithstanding that this area has been researched for over two years. What must be understood very, very clearly is that we must work; we don't have a crystal ball, we don't know what is going to happen in relation to the billing of the doctors. We don't know what is going to happen as far as the exact amount of the dollars and cents that are going to come in. All that we must ask is that consideration of Council be given to the fact that there are some areas that are impossible for us to know about.

Mr. Taylor: Mr. Chairman, another question that I have had regularly asked of me; what happens to the old age pensioner? Will he receive his benefits free of charge, or will he have to pay his \$6.50 or as the case might be \$12.50 if it is a couple? I'll link two questions together here, how does this effect D.V.A. credits, in regard to this plan?

Mr. Chamberlist: Mr. Chairman, as I have indicated, dealing with the old age benefits, we have a premium assistance program at the present time. The premium assistance program is based on an applicant who will say that my taxable income, as a single person, let's say, is \$500, in the previous year, he is then eligible for premium assistance. This would apply in nearly all instances to all old age pensioners. It becomes automatic, that the old age pension would not fall, total for the year, would not fall within the category that would give them as a couple, let's say a husband and wife team, of old age pensioners, would give them \$1000 taxable income. It would be an automatic thing for them to get their premium assistance, and therefore they would not have to pay for that. The question that has been asked relative to V.L.A. is a sound question, and this is a question that I cannot answer at this time. We have asked for information in relation to this one, from the Federal Government, and we have not received an answer. As soon as that answer is available I will be able to give the answer to that question, of course.

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Mr. Taylor: Mr. Chairman, in the review of the plans, and across Canada, is it compulsory in the provinces for the employer to cost share with the employee? If so, in what provinces?

Mr. Chamberlist: Mr. Chairman, there is no compulsion for employers and employees to cost share, in any province, to my knowledge. Nor, is it, or will it be compulsory for any cost sharing between employer and employee to take place here. This is why I have indicated that this is something for collective bargaining between the employees and the employers. If an employer who is a good employer, and who, in the past, has paid for 100 per cent of the Medicare program, or the group plan they have had, and they wish to continue in the exact same way, that is fine. The point that we must make with the Government is that the amounts that we have referred to as premium collections, premium amounts, is the total amount of the premium. In other words, when we talk about \$6.50 for an individual, and \$12.50 for a couple and \$14.50 for a family, this is the gross premium. Now, any portion or percentage of that which is arranged between employer and employee, does not become of concern to the Government, in this particular area, as far as the revenues that will come into the plan itself. It will be the gross premium that goes into the plan. Right now, what it really means is this, those people who have group plans with an employer will be paying the portion to a different recipient. Instead of the recipient being the private group plan, the recipient becomes the Yukon Hospital Insurance Plan, so that really, there is very little involvement in regard to the payment of the premium.

Mr. Taylor: Thank you; Mr. Chairman, another question that has been asked is that if you have a couple, a couple pay \$12.50, but if both of the couple work, do they both pay an individual premium, or how is this looked after?

Mr. Chamberlist: Mr. Chairman, they each, if they wanted to, pay as individuals, if they are working for different firms. That means that they would both pay \$6.50, but as I have indicated when we first brought this forward, and incidently this is another variation, Mr. Chairman, that has been made, again I must bring back to the minds of Members of Committee, that Councillor McKinnon indicated that there was no variation, that it was a fixed scheme, yet right from the beginning all we had was \$6.50 for an individual, and \$14.50 for a family but now the position has changed from that fixed scheme and we have brought in the couple. The question that the Honourable Member from Watson Lake has asked is a question that is worthwhile explaining because somebody in the family, or the couple, must decide who is the one to be deducted from. If the individual, let's say the husband of a couple, he has the deduction made, \$12.50, let's say that he is the premium payer, he can do the negotiations with his employer and then his wife would indicate that the premium is already paid for to where she is employed. There would be no question of a double deduction.

Mr. Taylor: Mr. Chairman, another question; has the Administration taken into account or looked into, in getting their statistics upon which they base these premiums, as to how many people will be actually be paying at source, in other words, how much of these premiums will be collected from the pay cheque? What percentage of this total population, let's say assumably 20,000, would be people paying at source?

Mr. Chamberlist: No sir, I can't indicate that, Mr. Chairman. We won't have that information until such time as the registration cards will indicate this. What has been given, Mr. Chairman, is the basis of the individual couples and families, just for purposes of calculating to get the amount of money that we feel would have to take care of the plan. This is a sound question, and I'm afraid I cannot answer this until such time, as we get information that registration enrollment will be giving us.

Mr. Taylor: Thank you, Mr. Chairman; now we get into the area of the metis people, in the Yukon. I understand that the native people as per the band lists, will be paid for by the Department of Indian Affairs, and whatever. However, we do have a great number of metis people who for one reason or another, even native people, who indeed, had to franchise themselves, because of the liquor Ordinance. I believe there were some employers in the Territory who were involved in such things, at one time. What do we do with these people? At the public meetings, it was explained to me, in those meetings, or to other people asking questions, that they would apply for premium assistance. I think this is going to leave a lot of people awful cold. I don't think you will see anyone applying until they actually get ill. Where I am having difficulty here, and this is why I am asking questions, is what percentage are here and what percentage are there; these are facts and figures that I think would be useful for all Members to have, if they are indeed, available. Certainly, they must have been considered somewhere. What happens, as I see it, is that unless we have 95 per cent of the D.B.S. statistics of the people registered in the year 1, we don't get one plug nickel from the Federal Government. I think I have got this correct; we receive nothing from the Federal Government until 95 per cent of the people are tied up. The point I am getting to is this, if these people do not register, and I don't think they will until they become ill, for premium assistance or otherwise under the plan, then what happens? There must be more than 5 per cent that would not register. Now, what happens then, are we then stuck? We have been paying doctor bills all this time, presumably, and the Federal Government, by law, cannot give us any money, as I see it, until we have 95 per cent signed up. In relation to this question, and this was asked at two of the three meetings, it was asked in Faro, and it was asked in Watson, and we never did get a direct answer to it. What happens if, say 2,000 or 3,000 people in the Territory don't like the plan, refuse to take it and refuse to register; what do we do in a situation like that?

Mr. Chamberlist: Mr. Chairman, there are a number of questions asked here and I will try and take them as the Honourable Member has asked them. First of all, a native person, whether he is a status or non-status Indian, who is employed will have deductions taken off his pay cheque by his employer, irrelevant of what his particular status is and if he has some arrangement, as a status Indian, with the Department of Indian Affairs and Northern Development, it would be up to them to refund that portion to him. When we deal with metis people and non-registered Indians, the same applies to them as applies to everybody else. We are not making any distinction whatever under this plan, and I think that the time has been a long time coming. We should start considering the fact that, in the Yukon, and sincerely I hope that eventually in the rest of Canada, a man's skin, his colour, his racial or ethnic background, should make no difference at all in the treatment that is being administered by a Government department. In this regard, as far as I am concerned, as soon as we dispense with the Indian Act, to prevent the type of thing that comes up every now and again in this particular area, I think the better it will be for everybody. The question that is being asked now, is that if these people will be applying for premium assistance. They will only be applying for premium assistance, and premium assistance will only be given if they fall within the category of premium assistance based on their taxable income. The suggestion is being made, as I understand it, that these people will apply for premium assistance whether they work or not. I know that this question has been raised, that these people will apply for assistance whether they work or not. I know that this question has disturbed many people by the fact that many people would be seeking medical treatment, and they don't work and produce as part of the community of the Yukon. It is unfortunate that this is a social problem that everybody is trying to tackle, but because it is a social problem, it mustn't be a reason for depriving anybody of basic medical requirements. This is the way that we have to look at this, in the humanitarian aspect. There is a question that comes further, that if

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Mr. Chamberlist continues ...

these people won't register, I've expressed myself, both on a radio program and at meetings, that it is not my function to perform the duties of a judicial officer. If the legislation, in fact, indicates, that every person must enroll or register, then every person must enroll or register. If the individual doesn't enroll or register as the law has indicated that he should, then it is a breach of the law and it is up to the next step to take place. I stop there; this is not my function, this is the function of the courts, and I am going to be the last one to try and usurp the functions of the courts by indicating what will be done to them. This is up to a judicial officer, to indicate whether they have broken the law, and there are penalty clauses within the legislation which deal with those that break the law. I'm sure that the Honourable Member, in his long time of experience in this Legislative Council, knows full well that the legislation is primarily the law of the land, and if a person breaks the law of the land, whether singularly, individually, in a group or in large numbers, they have to face up to the responsibility they face at time they will be prosecuted.

Mr. Taylor: Mr. Chairman, the next question was asked in relation to the employer; he says how does he deduct at source, funds from, for instance, a highway lodge operator, hotel operator, who hires people from time to time, students, and people like this that come up and down the highway? When does he collect these monies? Sometimes these people drift from place to place; sometimes they aren't working, maybe they aren't working for three or four months. How do you keep control of this situation? What, does the employer do; at what point does the employer start deducting? Maybe this person only works for two weeks for his employer, or one week; how does he deduct from this person?

Mr. Chamberlist: Mr. Chairman, I would suggest that the question that has just been asked is an administrative question and has to be dealt with in an administrative manner. If the law indicates that there shall be a deduction from the payroll, then there will be a deduction from the payroll, because the same question can be asked when an employee leaves an employer, who has only been working for a week, what does the employer do in relation to income tax or Canadian Pension fund? He has a responsibility to comply with the law, Mr. Chairman, and make the deductions accordingly.

Mr. Taylor: Mr. Chairman, I noticed that some of Dr. Armstrong's remarks, he was speaking, I believe, in the case of Alberta, page 643, "In the case of Alberta, they brought in a unique feature. Their plan, like the Yukon plan, automatically covered every resident. The resident had to register and he had to pay his premium if he was able, but, he was covered by virtue of being a resident and it was automatic. There was a certain amount of fuss in certain parts of the province as to this plan being rammed down their throats, and the Government eventually did make it possible for an individual to opt out provided he was registered. He could opt out once a year and his option was good for the forthcoming year." As it turned out, their plan must have been a good one because, he said "out of over 1,600,000 people, only 447 opted out and more than half of them were children of the head of the family". I was wondering if the Minister had given any consideration to any opting out clause, to any plan that we might decide upon here in the Yukon. I noted the remark made by the Honourable from Dawson as well, when he quoted Dr. Armstrong, in stating that "now there is pressure in certain quarters to do away with premiums and I suppose that ultimately that this will happen". I would like some comment from the Minister on this area again, clarification. "It depends on the local situation. There are some provinces where premiums won't work" now this is in provinces, "never have worked and they are just for the birds. I gather the Yukon is no longer in that position from what I have been told, with your employment groups and so on ..." This is from what he has been told; I don't know who has told him this, "... premiums have never worked except where a large, substantial majority of the population was employed in such a way that deductions at source

Mr. Taylor continues ...

were feasible!" This was Dr. Armstrong, the noted authority on some of these plans. I'm just wondering if the Minister has taken that into account. I will let him answer those questions.

Mr. Chamberlist: Mr. Chairman, I am pleased that the Honourable Member has brought this to light because I think that there is an indication quite clearly made in the following question, in Votes and Proceedings, that would perhaps answer the Honourable Member. Mr. Stutter, Mr. Chairman, has indicated this question to Dr. Armstrong: "Mr. Chairman, Dr. Armstrong has pointed out, a real small percentage of the people of Alberta did in fact, choose to opt out. Bearing this in mind, would it not be possible, then to give this same option within the Yukon plan, so that those who did choose, in fact, to opt out, could opt out?" This is on page 643, and at the bottom of that page Dr. Armstrong replies: "Well, I think it's administratively an abomination. The fraction of one percent of the population of Alberta that did opt out really causes administrative problems. Where you have the total provincial population covered, you can work on D.B.S. figures and there is no fuss. Where you have a totally voluntary program, as they have in B.C., you must do an actual count of beneficiaries which costs money and costs administrative time and staff and so on. Certainly, it's possible to do it, but I really think that the experience in Alberta would not indicate that it is worth it. Also, in Alberta, you have religious groups that don't believe in the school system; they don't believe in sending their children to school. Yet, they have to support the school system through their taxes. In essence, you are going to get a certain percentage of people who, on religious grounds, don't believe in doctors; don't believe in using their services. Still, they form part of the community and the community has the responsibility to have the necessary services available for all its members. They are not forced to use them. So, in a sense, they can opt out of using the service, but whether it is wise in a small populated area where you have a very great difference in the education level of the people and their comprehension of what is involved, I really think it is a philosophical point whether one should put up some mechanism of that sort. I don't really think that the Alberta experience would indicate that it is a wise or particularly useful thing." I think, Mr. Chairman, this is the answer that I will support in answer to the question that the Honourable Member has asked.

Mr. Taylor: Mr. Chairman, I don't think I did get a clear answer on the question that I asked in relation to what the Government would do if the required amount of people, 95 per cent, did not register in the Territory, other than it was pointed out that they would be prosecuted. I think that this is the way I interpret the Minister's answer. So we have 2,000 or 3,000 people going to jail for six months or up to six months, or fined a \$1000 each; maybe this might be able to fund the program this way, I don't know. I cite this, Mr. Chairman, just to show the import of this plan. This is not the sort of thing that you can just charge madly off with, people, you are going to like this and take it or lump it. I feel very, very strongly that what we should do Mr. Chairman, is sit down, get copies of the plan, or indeed, get representatives of some of these other plans that the people in the Yukon now enjoy, I think some of them were mentioned, Y.M.S.A. was one of them, Dr. Buchan, I'm sure he would be glad to come back to answer any questions in relation to alternate plans; we have M.S.A., Zurich, G.S.M.I.P., and possibly we could, in Committee of the House or even in this Committee, take a look at some of these plans, and see if we can't find a way by which we can get the best possible benefits at the least possible price. When the Minister mentioned earlier that he wanted to hear objections to the plan, this is the one single objection that has been voiced across the Territory, from the north to the south, from the east to the west. It is the cost of the premium in relation to the benefit. So this might be an idea; secondly, we might be able to take a real serious look at Government forms of funding. Mr. Stutter has brought up a proposition; whether it is good or bad remains to be seen. I have

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Mr. Taylor continues ... brought up one matter on lottery funding, which I still would like to see here, or see the Minister pursue. There are, possibly, other proposals from Members of Committee as to how we might alternately fund this program, without increasing taxation to the people of the Yukon Territory. Then, at that time, we may be able to sit down and rationalize this thing, and on behalf of the people of the Yukon, say, "Well, in our opinion, based on fact, not supposition, but fact, we may agree then, that the proposal laid down is good, or that we have a better proposal". Again, the Minister has said, "Show me objections!" It is pretty hard to object when you do not have the information; we have no statistics, we sit here and ask questions, we are learning, I compliment the Minister; he wasn't answering questions this morning, or yesterday afternoon, but I think we have made some real ground today. I'm sure other Members have many more questions, as I am sure I have, and I am glad to at least get some of them answered.

Mr. Chamberlist; Mr. Chairman, the reference to the 95 per cent registration, which has been made by the Honourable Member, I think must be answered. Where there is a program of enrollment which is compulsory enrollment, the Federal Government does not seek the 95 per cent in that particular area. Where there is compulsory enrollment, it is automatic in the Act itself, that it covers the requirement; it is only where there is a voluntary requirement that 95 per cent of the people must be enrolled. I would suggest that the Honourable Member study the Federal Medicare Act more thoroughly, not only the program, the yellow book, that has been given to him but the legislation itself. I am sure he will find under the regulations of the legislation, that particular point, specifically made. I think, Mr. Chairman, that the questions that have been put by the Honourable Member have been reasonable and proper questions, and I think that they have been answered in a reasonable and proper manner. I feel there has been no question of where the answers to his questions have been in dispute by him because knowing the Honourable Member as I do, he would certainly, disputed them. I must accept the fact that he realizes that they were proper answers to his questions. I still say that I haven't yet received suggestion from the Member about the plan itself. Would the Honourable Member indicate what benefits should be in there that are not in there now, what areas of change he would recommend to be considered in the plan itself. The question of funding and premium is a question that quite properly has been raised by both Members, Councillor Taylor, and Councillor Stutter. I have indicated in the case of Councillor Taylor, that in reference to lotteries, I think that it would be a most inappropriate method to attempt to obtain funds for the simple reason at this time, in a lottery, we do not know what funds we will receive and therefore we would have to be leaving ourselves open to having to find ways and means to back up the lottery with taxpayers' money. The other suggestion that has been made by Councillor Stutter with reference to a part financing from general revenue and a part financing from premium, this has some merit and I prepared to give consideration to that. It is up to the Committee themselves to say whether or not they want this but I say this much and I say it quite clearly, if Council indicates that they wish this, there must be increases made in taxation in various areas to raise the money, and Members of Committee must be prepared to support the bringing down of a supplementary budget to raise that money for that purpose. This is the plain matter of fact. There is nothing that you can get from nothing, and if you want something, you have to pay for it. If Members of this Committee, in their wisdom, want to pay for it that way, if Members of this Committee want to dispend with premiums, completely, they just give instructions to the Government to raise the revenue by general revenue, raise the taxes by general revenue. Then, it would be a matter of the Council having spoken. Now, this is what must be done; if people wish to do this, the Government will not object as long as you face the reality of what must take place. If you want

Mr. Chamberlist continues ...

to raise the taxes to pay for the Medicare program, then it is up to the Council to say so.

BILL #1:

Mr. Taylor: Mr. Chairman, that statement is tantamount to blackmail, because ...

Mr. Chamberlist: Oh, my.

Mr. Taylor: That is a fact, that is tantamount to blackmail; what you're saying is, "I have a plan, I understand it, I've worked on it for four months, that is virtually what is being stated ..."

Mr. Chamberlist: You should have done as well.

Mr. Taylor: Oh, I'm afraid we don't even have an office, other than the men's washroom on this top floor, so consequently, I don't have the facilities that the Honourable Member has for research. As a matter of fact, I have been waiting all summer for this information that we are now asking; it was to be provided for this summer, but it hasn't been. However, in this question of funding, I say it is somewhat like blackmail because, you say, "Well, O.K., if you want a better plan, you people, the rest of us here in Council will just go raise you taxes, bring in a supplementary estimate." We certainly don't want to do this; it was in an attempt to avoid this that I suggested bringing in lottery funding. The Minister has asked, of course, that we tell him what is wrong with the plan, as I stated before, as soon as we can get the answers to a lot of these questions and the Minister would kindly provide us with some statistical background, permit us these number of plans that I have suggested, like this G.M.S.I.P. and the Zurich Plan that people are saying is much better than ours, let us view it, let's take a look at it and strike up some comparisons. This data must be available through the Minister's office, somewhere. It's inconceivable that this amount of research that apparently supposedly has been done on this plan, would not include this material in capsulized form. I'm asking, Mr. Chairman, if the Minister could provide all Members with this type of information. Then, we have something upon which we could base an intelligent decision. I did have another question arising out of some discussion yesterday in the House. It is, if I have it correctly, and I ask Mr. Minister over here, Mr. Chairman, to correct me if I'm wrong, that approximately \$600,000 of this 1.28 million dollars of the proposed amount required for the fund would come from the Federal Government. Another \$600,000, roughly speaking, would come from the premium funding of this thing. I'm still not clear where the other \$80,000 comes from, general revenues or not. Could I just have a clarification on that point?

Mr. Chamberlist: Well, Mr. Chairman, basing on a national per capita cost, as of the first of April, 1972, the Department of National Health and Welfare has estimated that the cost would be \$60 per person in Canada. Based also, on the ... for purposes of just getting these figures together, based on the D.B.S. census that indicates that there are 20,000 people in the Yukon, we would receive, as the Federal Government portion, 20,000 times 50 per cent of the national per capita costs; that is, 20,000 times \$30 which makes \$600,000. When we came to assessing how much would be required to operate the whole plan and because, as I indicated before, we do not have fixed figures and the only fixed figure we have is the national proposed per capita cost, we have taken the overall figure of 20,000 times 60 which is 1.2 million dollars. We have, then, recognized that there are \$600,000 coming from the Federal Government which means another \$600,000, and we have, for purposes of administering the whole program, taken an approximate 7 per cent of 1.2 million dollars and added it to the 1.2 million dollars, which is approximately, \$80,000. Therefore, we have to find \$680,000 by way of premiums. Now, to get to as close an area of premiums fundings as we could get, we have assessed the number of families, the number of couples, the number of individuals and, as the Honourable Member for Dawson City has already pointed out, these premiums based on those assessments of those groups of individuals would come into an area which would give us a cushioning

*BILL #12* Mr. Chamberlist continues ...  
of about \$120,000 in premiums. This is how these figures came about.

Mr. Taylor: Mr. Chairman, just before we recess; during recess, maybe, the Minister may wish to contemplate this one question. It occurred to me then that a family of four ... on the Federal Government side, there would be something like \$120 a month being paid on their behalf, for the family of four?

Mr. Chairman: I think, at this time, I will call a brief recess.

*RECESS*

RECESS



Mr. Chairman: At this time, I will call Committee back to order. We are presently discussing Bill No. 12. I think, Councillor Taylor, you have the floor?

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Mr. Taylor: Yes, Mr. Chairman. I'm sure other Members have also got questions. I would just like to say, that we ... Councillor McKinnon, the Honourable Member from Whitehorse West has procured some of the petitions that have been circulating throughout this last month or so, in which, the sum of some 1,700 signatures or thereabouts have been registering disapproval with this plan. Although the petition, as was stated earlier is not ... I believe the petition asked for, if I am not mistaken for a plebiscite or rejection of the plan. Nevertheless, it is an indication from 1,700 signatures; you are probably talking between three and four thousand people when you consider the children involved in the families represented by those signatures. There are other people who have not signed petitions around the Territory, many, many of them which represent a fairly substantial amount of the population of the Territory. So, I would suggest that what we should be doing, as I have stated earlier, is ask the Minister for information, comparative information, on four or five plans, say Y.M.S.A., M.S.A., say the Zurich plan, G.S.M.I.P. Plan, and possibly he might come up with another plan or another Member might come up with another plan that we could compare to the proposed Medicare Plan, Yukon Plan. I would like the Minister to indicate if he would undertake to do this for Committee? Secondly, if we could take the alternate funding proposals that have been suggested, and find out what the effects would be in terms of dollars and cents of these alternate proposals, that is, the proposal raised by the Honourable Member from Dawson, the proposal that I have raised on the lottery-funding, the suggestion that Councillor Tanner made, or the information he has obtained in respect of funding out of general revenues, and see what the alternate proposals are, so that we can get everything clear and concise in front of us. See the differences in programs, and possibly we might be able to extend benefits to a lesser premium; I don't know. This is something that we should look at. Right at the moment, I would be in opposition to the plan until such time as I have satisfied myself, and the people of the Yukon are sufficiently satisfied that the plan that they are going to accept in Medicare is good, that they can afford it, their benefits will be in relation to their premiums, reasonable. Then, I think at that time we might be able to settle this whole discussion of Medicare.

Mr. Chamberlist: Well, Mr. Chairman, just a very brief reply. Firstly, dealing with the proposition that there has been a request that a plebiscite on this particular item be brought forward, the answer that I give to that is no. We cannot accept a plebiscite on a question that has a hundred different variations to be included. That form that dealt with the plebiscite was information that was wrongly put. I think that the signatures of many of the people there have been put in error. I have spoken to a number of them; they have indicated that the method in which they were asked to place their signatures on these sheets of paper was not, in any way, a manner which could be considered as one of voluntary acceptance, or the forms that were submitted had any value.

Mr. McKinnon: Thumb screwed.

Mr. Chamberlist: Well, there were some screwy people that were asking for it, you know. I think that I should indicate to the Honourable Members at this time, that if there was a necessity to raise the money out of general revenues to operate this plan, we would be looking for an increase in taxation to the tune of 16 mills. Now, I wish to have any of the Honourable Gentlemen who are prepared to stand up and indicate that they are prepared to go before the public after a suggestion that we raise the taxes another 16 mills to pay for the Medical Care Program.

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Mr. Chamberlist continues ...

I think that what has been said by the Honourable Member from Watson Lake is indicative of the fact that he is not aware at all, what is representative of a universal Medicare Program, that the suggestions that he has made, show a complete disregard for the legislation that has been passed. The legislation that he was one of the people who acquiesced to the passing of the legislation. That the regulations themselves are very clear and specific, inasmuch as they show the specific exclusions in the plan itself. That generally, the opinion of both Doctor Armstrong, the Director General of Health Services from Ottawa, and that of the witness, provided at the very strong and urgent request of Councillor McKinnon, Doctor Buchan indicated that the plan was a good plan equal to all other basic plans. I am prepared to accept the expertise of both Doctor Armstrong and Doctor Buchan. As far as we are concerned, the plan that has been placed forward is a sound plan. Again, I repeat, Mr. Chairman, that any areas of where the plan itself can be improved within the amount of money that will be available to the plan, will be given every consideration. Basically, I will repeat again, that the suggestion of a lottery is without ... it must be given complete lack of relevance because there is no relevance to it. The suggestion that has been made by the Honourable Member from Dawson City, with reference to a splitting of the payments by premium and partly by general revenue, as I indicated, could be given some consideration. But, it would have to be taken under advisement, and consideration would have to be given as well to those areas where we depend on the federal authorities for cost sharing in many other areas as well. The basis of a general revenue, as I have indicated, of taking the funds completely out of general revenue, which I say quite clearly now, that if the Members of Council want this to come out of general revenue, I am sure the Government will agree to this, except that you must be prepared to face the public for enforcing an increase in taxation at this time.

Mr. Taylor: Well, Mr. Chairman, I would just like to comment on what the Honourable Member has stated. I have asked that he provide this Council with information. He has got a plan, he wants to sell it. I'm saying let us sit down and have a comparison. I am certain that these must be available within his office, unless he is the only one that has worked on this thing. Compare Y.S.M.A., that's local, that's right here in Whitehorse, we should be able to get a copy of these plans. Find out what the cost-benefits are, M.S.A., Zurich Plan. Many people have come to me and said that the Zurich Plan is a real whizbang plan, and it has got ours beat all ways. G.S.M.I.P. and possibly another plan which is locally employed in the Yukon Territory, that the Minister may feel, or another Member may feel, is relevant, so that we can compare these plans, and find out if what the people are telling us in the street is true or not true. Secondly, I have stated that we should take a look at alternate ways of funding the program, so maybe we can set that out in front of us and look at the consequences of each type of funding. It may well be that, when we have concluded this discussion, that we might find, indeed, that this plan is the only way out. I am saying, give us the information, Mr. Chairman. Now, it was referred to here a short while ago, that I had acquiesced when I accepted that legislation in this Council in the Spring Session. I acquiesced for only two reasons, Mr. Chairman, I think that this should be abundantly clear. One, I acquiesced in order that the trailer people in the City of Whitehorse got relief from taxation, that was that Taxation Bill. On that agreement, I acquiesced only for the very reason I stated, and I will speak from the record lest this matter go without explanation. Page 754 of the last Council Journals: "Mr. Chairman, as I have stated before, this Bill is pretty farreaching and I'm a little hesitant to agree to passing this Bill, as I've stated before. If it becomes binding upon the Council -- I think all Members will agree that we must get more information; we must get out to the people of the Yukon during the course of this summer and discuss this with our people and attempt to explain it to them. I would like to have the assurance of the

Mr. Taylor continues ...

Administration that these, a review through the Votes and Proceedings will give some indication of the type of information we are seeking in this regard, will be forthcoming at the earliest possible moment. More particularly, by agreeing to this Bill, I would like assurances that it does not become binding upon this Council or the people of the Yukon; in other words, that it be up at the Fall Session for revision, in part, in whole, or otherwise, and open for amendment by this Council. This is the only way that, I think, I or any other Members would accept this Bill. I'm wondering if I could have answers to those questions, Mr. Chairman." Mr. Chamberlist replied, "Well, Mr. Chairman, I can assure all Members that there will be ample information brought forward in relation to the whole Plan itself. We have a number of Sessions between now and the date that it is contemplated to bring in this legislation into effect. All Members of Council know that, as a result of the fact that it will not be brought into effect until April 1st, 1972, they or, in fact, the Government, itself, after reviewing during the next year, may find it necessary to bring forward certain recommendations for amendments from both, consultation with the Members of Council and the Executive side itself. I can give, Mr. Chairman, the assurance that the Honourable Member has requested. This will be done." Alright, bringing us back full circle, Mr. Chairman, to the questions that I have asked, may we, the Members of this Legislative Council, representatives of the people of the Yukon have this information?

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Mr. Chamberlist: Well, Mr. Chairman, after hearing the Honourable Member just now, I can only come to the conclusion that he is looking for trouble, finding it everywhere, diagnosing it wrongly and then applying unsuitable remedies. It seems to me quite clear, that when the Honourable Member indicates that he hasn't been given information subsequent to requests that I made of him, asking him whether he had seen the advertisements that had been taken for a whole month in both the Yukon Daily News ... the Yukon News and the Whitehorse Star, and asked him if he had seen these newspapers, he says, no I don't read the newspaper in Watson Lake. Then, I went on to indicate to him that this information was available. He was also given many answers to conversations and to questions that he had asked in conversations on the various trips to his constituents. Then he suggested to me that a two hour radio program is the thing that everybody wants, so he got that too. Now, he still says he doesn't have any information. I am just wondering where he spends his time, if he doesn't get hold of this information? Obviously, he is not spending his time in the interests of the people, his people, as he so often indicates. It would appear to me, Mr. Chairman, that it is time for this debate on this situation now, to come to a close and to vote on this particular item. We can go on indefinitely, as the Honourable Member from Watson Lake wishes to attempt to do. I think that there is an attempt being made now, to completely disrupt the purpose of the particular discussion, and that is the Medicare Bill, and I would move that we accept the items ...

Mr. McKinnon: Closure.

Mr. Chamberlist: ... accept the items in the ...

Mr. McKinnon: Guillotine.

Mr. Chamberlist: ... we accept the items in this budget. The item of \$13,500, and that we go onto the next item. I would move that we so do.

Mr. Taylor: Mr. Chairman, this is effecting closure, and if this is ever seconded, this would be in effect closure on the debate. I am just wondering what the Administration really has to hide? Maybe we should dig real deep into this thing. If they can't ...

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Mr. Chamberlist: We want to hide you from the public.

Mr. Taylor: Mr. Chairman, I have quoted, I have quoted where I have assurances from the ... and all Members, assurances from the Honourable Minister that all this information, everything that we want, will be forthcoming. I am saying that this has not been forthcoming as yet, the information I am requesting. I think that it's important to the making of a logical decision in this Legislative Chamber, in respect of Medicare. You have a program here that can put people into jail for up to six months, you can fine them \$1,000 or both. This is a very compulsory thing. We discussed this in each one of those meetings that I attended with the Honourable Minister, and all he would say was, well so is the drivers licence compulsory, so is union membership compulsory which is really no comparison. You don't have to have a drivers licence, maybe you don't want to drive. You don't have to join a union. But, under this program, everybody, men, women and children, must participate, and they are equally responsible if they don't. So, consequently, this is too important a matter to get up and say, Mr. Chairman, that's all, let's shut the debate down. It seems that whenever questions are asked that lead to information I don't know, we always seem to be going around the mulberry bush or some place. I am asking, as per the assurances that all Members received from the Honourable Minister at the Fall Session, which I have spoken into the record, I am asking for the information. Can we see the comparisons of these plans that the people in the street are telling us are better than this one?

Mr. Chamberlist: You were at the meetings, and you had them.

Mr. Chairman: Order please.

Mr. Taylor: I haven't seen any of ...

Mr. Chamberlist: That's untrue.

Mr. Taylor: ... them as yet because this was supposedly forthcoming from the Administration ...

Mr. Chamberlist: You had them. I gave them to you.

Mr. Chairman: Order please, order.

Mr. Taylor: ... during the course of the summer. I must say that I do have some plans. Yes, this is correct. I received this one week ago when I came to Whitehorse from the Minister himself ...

Mr. Chamberlist: You had other things.

Mr. Taylor: ... this is the Federal Medicare Program. But, I am talking about the private plan. I would like this information, and I think that all Members should have ...

Mr. Chamberlist: You're a naughty boy.

Mr. Taylor: ... it in a capsulized form, so that we can strike comparisons. Number two is, the effects of the alternate funding proposals. Now, the Member from Dawson has brought up a point; he has found a way by which he thinks, if we accept his proposal, that he can reduce the premium, fine. The Honourable Member from Whitehorse North has required of the Commissioner certain information, the other morning in the Question Period, in order to determine what the effect of 1 mill is in terms of revenue.

Mr. Tanner: I'm beginning to wish that I hadn't.

Mr. Taylor: What is the effect of the increase in the liquor tax means, and so forth. Let us set down on paper, now certainly this isn't too

Mr. Taylor continues ...

much to ask, set down on paper this information, so that we can strike comparisons, rather than effect closure on this debate at this time.

Mr. Chamberlist: Go ahead, speak.

Mr. Tanner: Mr. Chairman, I am not going to second the Minister's motion, because I think that the ... we should have some more talk on it if there is going to be some intelligent talk. But, look, let's start from the beginning. In 1968 there was a Sessional Paper on Medicare came down. In 1969 there was a Sessional Paper on Medicare came down. In the spring of this year, we had 75 pages of discussion and information out of the space of three weeks, and following on April 2nd or April 3rd, there was an article, a whole page article describing the debate in the Whitehorse Star which was available to all Members. There has been advertisements in the paper. There has been the pamphlet put out; there has been public debates. Now, how long are we going to go on and explain to the Member? You're one of the Members who is asking for a public petition. It is like explaining to a child. If we can't tell you about it, how is the public supposed to know? I think that if you want to ask some intelligent questions, go ahead and do it, but let's not waste time here for the rest of the day and all of next week.

Mr. Chamberlist: He wants \$25 a day expenses, that's why.

Mr. Chairman: Order please.

Mr. Taylor: Mr. Chairman, now let's just slow down, gentlemen. All we're getting when we ask intelligent questions here, are diversions. As I say, I am asking for solid information. This has not been made available to me, or to my knowledge any other Member or the public. It is entirely possible that the Member... Honourable Minister has taken into his confidence, the Honourable Member from Whitehorse North. It is good; this would make him knowledgeable on the subject. But unfortunately ...

Mr. McKinnon: He couldn't have; you should have heard his meeting.

Mr. Taylor: ... I, as an individual Member, am very concerned, as are all people in the Yukon, of this program, I'm asking for this information, Mr. Chairman, and I can't see this lightly sluffed off. I think it rather improper when a Member denies an elected representative this information in such an important area.

Mr. Chairman: In speaking from the Chair at the moment, I feel that we have pursued this particular point a little too far, in this requesting of information on the one side of the House, and the other side claiming that it has been given. I do have one question that I would like to, either ask from the Chair, or to pass the Chair back to you, Mr. Taylor.

Mr. Taylor: Ask from the Chair.

Mr. Chairman: This is a question, Mr. Minister arising out of Placer Miners. In the Klondike area, we have many people that come into the Territory and are only here for about six months, and the other six months they spend in Vancouver or in B.C. Now, under the terms of residency, to ... in order to come under the terms of this plan, it's three months that makes you a resident. Apparently the same thing is true in B.C. Now, which plan would this person continue to pay into?

Mr. Chamberlist: That's a very good question. Mr. Chairman, what takes place in this area is, and you will note we have ... I think that I've already indicated that a person has a ninety-day period of grace when he leaves a specific jurisdiction, until the ninety days takes over in the new jurisdiction that he goes to. But, where a person, and this is portable in every jurisdiction, where a person leaves a specific jurisdiction by temporary absence up to a period of

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Mr. Chamberlist continues ...

twelve months. The jurisdiction that he comes from, is the jurisdiction that he pays into the plan. We have a similar area of where a person leaves the Yukon, for instance, a student that is away perhaps nine months of the year. Automatically, his jurisdiction is his normal place of residence, which would be the Yukon. The same thing applies let's say, where a placer operator as has been indicated, comes from B.C. to the Yukon for more than the three months and less than the twelve months; if he is just leaving temporarily from there, then he is in the other jurisdiction. This particular question, Mr. Chairman, was asked to me by the previous representative for Dawson City, just a few months ago when he was here, because it dealt with him specifically, as he now lives in B.C. and he comes into the Yukon in the summer time. His normal place of residence is that of B.C. He is registered under the B.C. plan, and therefore his responsibility of payment lies to B.C.

Mr. Taylor: Mr. Chairman, just before we conclude on that subject that I was just discussing, may I have a clear cut reply from the Minister, that he will or will not supply the information that I've requested? I wonder if I could have a clear concise answer? Will he provide this House with that information that I have requested?

Mr. Chamberlist: The clear cut answer is that the Honourable Member has received that information, in like manner as every other Member. If he wants it repeated again, I suggest that he should look through the Votes and Proceedings; he can find the information. He can also have a spare copy of the legislation and an additional copy of the regulations.

Mr. Taylor: Mr. Chairman, I have all the things that ...

Mr. Chamberlist: You asked for a clear answer, I've given it to you.

Mr. Taylor: ... he has enumerated. I am asking for the questions that I have asked for here, the comparison of these various plans. If asking is not sufficient, Mr. Chairman, I would demand, as an elected representative at this table, that this information be forthcoming to this Council before decision is taken on this matter.

Mr. Chamberlist: Mr. Chairman, there is no possible way that we can indicate twenty-two plans. I would suggest that the Honourable Member with the amount of expenses that he is paid in his remuneration, should get some envelopes, paper and write to the different areas to the different companies, and then get their plans, and he would get all the information, if he wanted it, in black and white. I am sure that he is not troubled by the fact at all that he hasn't done this work that he should be doing, and now has the effrontery to come before Council and complain that nobody is helping him do the work that he is being paid for.

Mr. Taylor: I am not going to belabour this point, because it's getting into some sort of a childish debate. But, I am saying that I demand that information. Otherwise, how will people know exactly what these comparisons ... I am asking for five plans, not twenty-two, Mr. Chairman, as the record will indicate.

Mr. Chamberlist: Well, go and get them.

Mr. Taylor: Then allow time, allow time on this matter while we get this information. It's already here in the Federal Building. I am just wondering, who has what to hide here? Reluctance to provide this type of information ... normally the Administration in all matters in this Territory, and I think all Members will bear me out, and Mr. Commissioner will bear me out, that Mr. Commissioner usually in his Opening Address, states that the officers of my Administration are at

Mr. Taylor continues ...

the disposal of all Members of Council at all times, and I really think that they have been in the past, to answer questions, to provide information and to assist Members in any way possible in the deliberations of this House. This is one of the very first times in my ten years in this Legislative Chamber that I have ever heard a Member of this Legislature refuse information. When you refuse it to me, of course, you refuse it to the people. When I see that, I become very suspicious, Mr. Chairman, and I would rather not be suspicious. I would rather know that everything is above board, that the information I am getting is factual and correct and concise. This is why I ask, with no malicious intent, for this information. I want this information.

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Mr. Chamberlist: What a joker you are.

Mr. Taylor: As I say, when I am refused, I have no alternative but to become highly suspicious of the whole program and the information that I have got, what little it is.

Mr. Chamberlist: Well, Mr. Chairman, I am going to just finalize this by saying, the requests are being made for private information from private plans, and that the Honourable Member should take his duties seriously and go to these people and ask for the private plans. They will give them to you, just in exactly the same way as other Members of this Legislature have done, as the Honourable Member from Dawson City has made his inquiries, and every other Member has made his inquiries. The Honourable Member just simply wants everybody to work for him. Well, it is time that the Honourable Member worked for the people that he is supposed to represent. Up he goes again.

Mr. Taylor: Yes, then am I to conclude that this information is not available in this Administration?

Mr. Chamberlist: Oh, get it yourself, get it yourself.

Mr. Chairman: Order please, order.

Mr. Taylor: May I know if this information is obviously not available, or only available to the Minister? Not to the Legislature.

Mr. Chairman: I wonder if we could have just a straight yes or no or more specific list of the information required?

Mr. Chamberlist: The specific information has been given to the Honourable Member, if he hasn't done his work, then I regret, but I am very sorry. Then he should go and do research. He opens a book with a few pages in there, that shows the neglect and the amount of work that he has done.

Mr. Chairman: I wonder if we might proceed to another part of this debate? At this time I would ask that you resume the Chair, Councillor Taylor.

Mr. Taylor resumes the Chair.

Mr. Stutter: Mr. Chairman, I would like to have now the feelings of Committee on my proposal, to raise approximately \$150,000 towards the reduction of premiums through a fifty per cent increase in tax on liquor? I have given my reasons, my feelings about it. I would just like to have a little debate on it.

Mr. Tanner: Mr. Chairman, no disrespect at all to the Member who made the suggestion. He must admit he found these figures himself. I would like, first of all, to see them verified, because that certainly wasn't anything like the information that we were given earlier in the House, even before discussions this Session. I would suggest that if the Minister can get them verified through various department heads, it will be worthy discussion, but until that time I think that it will

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Mr. Tanner continues ...  
be a little premature.

Mr. Stutter: Well, I am quite willing to put it over until these figures have been verified. Quite willing, just as long as the debate isn't closed on it, so that ...

Mr. Chamberlist: Well, as I have indicated, Mr. Chairman, we still have another Session of Council, which is a long Session of Council coming forward in January, in the early year. All we are trying to do right now is to pass an item for funds that we need to continue with getting the administrative setup into being to put forward a plan. Now, there is still time to amend. We have already accepted certain things that we say that we have to watch and take care of, and this I indicated will be done. Beyond that, I can't seem to indicate, but we are trying to co-operate in every way possible; but here, we need these certain sums of money to continue with the advertising campaign to let the people know what the plan is. As it has been said, how can we let the people know, if the people are not prepared to fund us the money so that we can advertise and create knowledge to give to the people. You know, let the people know, but we won't give you any money to let the people know; this seems to be the attitude. The fact that we have to prepare in the area of computerization, that is one item of \$6,000. It's something that you must recognize, you can't do it without money. All we are saying is that we need this money to continue. We've still got the next Session of Council to tear into it again. By that time, I know that the Honourable Member from Watson Lake is going to do a lot of study on the plan so that he knows all about it. By then, by January or February, he will be able to get twenty-two plans so that he can study all of them. By that time, he will be able to breakdown those twenty-two plans, and come forward with a plan that he thinks will be satisfactory to the whole Council. If he does that, fine, and I am giving him all the time that he wants to do that in. I hope that he will work studiously in that regard.

Mr. Chairman: Well, from the Chair, I would just like to say that the Minister is all heart. But, I would like two questions answered. One is, if we have from now until next January, is it understood that no agreements will be signed with doctors or for computer services or anything until that time?

Mr. Chamberlist: Well, Mr. Chairman, I have got to arrange for the Commissioner to enter into agreements with the medical profession because we have several commitments that we have made to them and received from them, that they will not increase the fee schedule for a period of two years. We have, before we can spend money, to get the people to computerize in Vancouver. We have got to enter into an agreement because they have to set up a computerized system. This is an item that I cannot but see through, but certainly I will indicate again, if there are any areas of the plan of benefits that we can alter or if it is decided that the Council wants to go by way of general revenue on the overall cost of increased taxation, you can bring this up in the next Session of Council, and then it will be acceded to as well.

Mr. Stutter: Mr. Chairman, the Minister has continually, during this debate, asked that alternative suggestions be made regarding the methods of funding ...

Mr. Chamberlist: Right.

Mr. Stutter: ... this Medicare Program. I have come up with a suggestion, now, and the Minister now, wants this to be put off until the Spring.

Mr. Chamberlist: No, I don't.



Mr. Stutter: I believe that the simple information that I have here or rather the figures can very easily be checked out, and this thing could be thrashed out completely in the morning. I see no point in putting it off until the Spring Session.

Mr. Chamberlist: It doesn't matter. There is no objection at all. We are quite at liberty to do this. All that I am saying is that the basis of this debate is the fact that we must recognize that we need this sum of \$13,500 to do the very thing that Members want us to do, to advertise, to notify the public, to get the public informed. Now, how can we do that if Members are not prepared to vote the money to do it? Certainly, what the Honourable Member from Dawson City has indicated as his alternate plan of funding should be given consideration, I've said yes, and certainly, between now and tomorrow morning, I am prepared to look into these things and do that. I just want to get over the point that it's the money that we have to have before we can go ahead with the necessary publicity in this.

Mr. Chairman: Any further discussion?

Mr. McKinnon: Mr. Chairman, there are several points, minor points, that I think were quite incorrect in the Executive Committee Member's presentation. I would like to correct those areas, and also there was one major area that is the whole point of my objection to the medical plan as it now stands. I think that it is a valid one, and I think that it is one that does hold a lot of water. I think that the Honourable Member made the point in error, that there were names on the petition that I brought forward, that some Indian people in the Yukon had been signed in block by other people. I assure the Honourable Member that these petitions do not contain anything of that nature. God forbid, I think the Indian people have been used as a political football enough in the Yukon, and I would not present that type of petition before the House. I am sure that he will find, if he looks at the petitions that what I say is essentially correct. He will also find that the majority of those petitions are from ... of the people who signed it, are from the Whitehorse area. I believe that there is only one of the sheets that came from outside in the Yukon, the Carmacks area. I understand that the petitions that were in the areas outside the City of Whitehorse have not been returned. So, we are talking about 1,700 signatures which represents pretty close to ... if we take the figures at the last election, pretty close to half the valid electorate at the last Territorial Election, which I am sure, you must be impressed. It makes a pretty substantial number of people who signed the petition that they didn't agree to the Medicare Plan as it is in essence at this time. I am sure another thing that the Honourable Member will realize is that the area that I represent probably registers the highest total of middle class working families in the Whitehorse area. The vast majority of people that I represent are people ... husband and wife work in order to raise families and be able to meet the high cost of living in the Yukon. They are the type of people that the Government expects more and more from, the type of people who Government is turning around at every level and hitting with higher and higher levels of taxation, and they are just about up to here with it, and the backlash has already set in, in paying for more Government taxation and for more Government services. I state this because it is also true of the constituency that I represent, that the majority of people there, the vast majority are covered by plans that represent better benefits to them at less cost. There is any number of plans, of unions, of different crown agencies, that these people work under, that are much better, have much better benefits and cost the people less than the plan which the Executive Committee Member wishes to put into effect. Now, the problem as I see it, is after discussion with people like the Medical Services Association, I don't feel that the Government of the Yukon Territory deliberated enough with various private carriers in attempting to come up with a plan run by a private carrier that could give better benefits, in fact, most of the benefits that my constituents now have under union agreements or government agreements, at essentially the

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Mr. McKinnon continues ...

same cost as they are now paying under these agreements that they have. Mr. Chairman, I can only reiterate the time that I spent with the people, particularly in the Medical Services Association. When I met with the Executive Director of it, his first question was, who is this Mr. Chamberlist up in the Yukon, that doesn't seem to like us at all? We have heard from C. U. & C. in these other areas who are being asked for providing some computer services, that he certainly, for some reason, is entirely against the concept of M.S.A. handling any, or bidding on any, of the aspects of the Yukon Health Care Insurance scheme. I, as best as I could, on behalf of the Honourable Member from Whitehorse East, told them that it seemed to me that the Honourable Member had a very real trouble in delineating the difference between Y.M.S.A. and M.S.A. As the Honourable Member knows Y.M.S.A. is already in windup proceedings in the Territorial Court of the Yukon. No matter what happened with the universal medical plan, Y.M.S.A. ceased to exist, and M.S.A. the parent organization would be the only organization that the Government of the Yukon Territory would be dealing with, if it went to their services for the provision of Medicare programs to the Yukon. I think Honourable Members do know, and if they don't know, British Columbia is the only place in Canada where there was no compulsory formula adopted for Medicare Plan. Under the extra benefits in the Province of British Columbia, optometry, chiropractic, naturopathy, osteopathy, physiotherapy, podiatry, orthoptic treatment and services of Red Cross nurses, special nurses and V.O.N., are some of the extra benefits provided under the B.C. Plan; the single premium is \$5, the couple \$10, the family \$12.50, and these are handled under the three agencies which the Government of British Columbia has set up to run their plan. One the M.S.A., one being M.I.S. and the other one being the C. U. & C. which the Member has contracted for some computer work. In my discussions with them, the M.S.A. particularly we excited about being able to take a Medicare Program in a place like the Yukon Territory, and proving that it could be an efficient and economical proposition with benefits much like the B.C. Government Plan, with costs which would be around the same area as the B.C. Plan. Their problem was that they had not even been asked ...

Mr. Chamberlist: That's not true.

Mr. McKinnon: ... though they had corresponded with the Government of the Yukon Territory to come up with a comprehensive plan which would envisage their concept or would put into practice their concept of Medicare in the Yukon Territory. Mr. Chairman, acting as carriers for the B.C. Government also, already, they recognize that the Federal Bill sets out certain criteria as far as participation in the cost goes. The main point is assurance that the plan be administered on a non-profit basis, and the claims be paid under the agent of the Government or the provincial body concerned. There was correspondence with the Government of the Yukon Territory, for the Government to put a watchdog in the offices of M.S.A. to provide that the Federal Government regulations of the plan were firmly and specifically adhered to. Mr. Chairman, I can only reiterate that I find it impossible to be able to support the plan which the Executive Committee Member brings into the House of the Yukon Territory at this time, without knowing, and having the knowledge that private carriers, experts in their field, who run the lowest cost administration of Medicare services anywhere in the country ... not have the ability of being able to come up and present comprehensive Health Care Insurance Plans to the Yukon Territory. I will give the Honourable Members the information as to the administrative costs outside of the House, because I was asked not to reveal them publicly because they did not want to tell the M.I.S. and the C. U. & C. what the actual costs of administration were at this time in the last six month period. I would be happy to give them those figures as they were related to me by the Executive Director of Medical Services. This is my real problem with Medicare. I am not arguing with the principle of it. I'm just saying that I cannot

Mr. McKinnon continues ...

represent my constituents properly until I am sold, which I am not, and which I cannot be until I see bids go out private people who are experts in handling the administration of Medicare Plans, and compare them with what we are getting from the Honourable ... Executive Committee Members' office, and until that time, and until I am able to say, this is the best plan that we can come up with, with the resources which we have, which I don't think it is, and which has been indicated to me very strongly by the people who are involved in the administration of these plans, then unfortunately, Mr. Chairman, I cannot support the legislation.

Mr. Chamberlist: Mr. Chairman, one point that I think ... that appears to be significant in the remarks that have just been made by the Honourable Member is that he feels that there should be a private organization dealing with the administration and the control of the plan. Now, I recall in the last Session that the strongest scream that came from the Honourable Member was in relation to supporting M.S.A. Now, I know full well, that he speaks on behalf of the doctors of the Yukon because they have been close associates with the M.S.A. Group. I understand this. But, the C. U. & C. Group itself, is a private organization. We have received a satisfactory type of proposition in relation to administrative costs, and I have not received the proposition from M.S.A. When the senior official of the Government, over a year ago, eighteen months ago, discussed this matter with M.S.A., M.S.A. were not prepared at that time to indicate what would be their costs, their administrative costs. Of course, obviously, the Honourable Member has received copies of correspondence, from some source, between the Government of the Yukon Territory and M.S.A. I will not ask him at this stage, where he received it from, but I will probably have it drawn to my attention before very long. Obviously, he has indicated that he only wants to consider M.S.A.

Mr. McKinnon: No, no any private plans.

Mr. Chamberlist: Now, I am just ... now, I have become suspicious as to his representation on behalf of a group of doctors. Now, the medical profession have worked very, very closely with us in the Yukon, and we are getting down to a state where they are very, very happy with the plan, and every part of it. So, I would ask the Honourable Member to recognize this particular fact, that any argument about administration is coming from him and not from the group of doctors who have already agreed in principle to the plan and everything that is incorporated in the plan.

Mr. McKinnon: Now, Mr. Chairman, the last thing I want to do is get the doctors ... the doctors aren't involved in this one iota. It is none of their darn business who the people of the Yukon decide who they are going to get to administer their Health Insurance Plan. If we get the offices of the Executive Committee Member, because he can do it more efficiently than anybody else, well and good. The doctors are completely out of it. It doesn't matter whether Zurich, whether C. U. & C., whether M.I.S., whether M.S.A. bring to the Council, the best plan at the least possible money; the doctors don't enter it one whit whatsoever, it is only the public of the Yukon Territory getting the greatest number of benefits at the minimal cost.

Mr. Chamberlist: They're getting it.

Mr. McKinnon: I don't believe it. I can't until you are prepared ...

Mr. Chamberlist: Just ask me questions.

Mr. McKinnon: Well, Mr. Chairman ...

Mr. Chamberlist: Well, ask me a specific question.

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Mr. Chairman: Order please, order.

Mr. McKinnon: Well, the Executive Director of M.S.A. went to the Government of the Yukon Territory. I wish to reiterate that Medical Services Association together with the co-operation of the British Columbia Medical Association's Executive Director would like the opportunity of proving to you, your Commissioner, and the people of the Yukon, they can administer Medicare for you in a way that the Yukon will be the criterion of Medicare in Canada. This is the kind of language that I like from people who are going to keep costs minimal. I do reiterate that we are not interested in just being a vehicle or whipping boy for politicians and bureaucrats. After all, M.S.A. cannot make a nickel out of this program, and would only take the job on to prove that we can do it more efficiently than what is happening in the rest of Canada. That's the kind of talk I like from private organizations who have proven that they have the lowest administrative costs of any agency dealing with Medicare in the country. I can only say that, not to give these and other private entrepreneurs, the ability to see whether they can run the plan more efficiently and more effectively with greater benefits than under the Department of Government that the Honourable Minister represents, then I think that we have not been responsible; we have done the public a disservice in not examining all aspects of how we can provide maximum benefits at minimum cost to the people of the Yukon Territory.

Mr. Chamberlist: Well, Mr. Chairman, I regret that the Honourable Member has now taken the stand that the correspondence that he received from a source, is all the correspondence that is involved between M.S.A. and the Government of the Yukon Territory. Now, also that the fact that has been indicated, the clear distinction that has been made by the remarks in one particular letter, that he would ... the person who wrote that was opposed to the Government of the Yukon Territory, in any way, participating in the program. They made that clear. Now, I could only advise, Mr. Chairman, that the stand that I have taken, is upon the advice of people who are involved in those particular discussions, and the Honourable Member knows full well, by the dates of the correspondence, and that he is attacking me in my position and office, not because the area of this discussion and this correspondence go back for eighteen months or so, but simply because I am in the position that I am in. Now, I don't care, because I am prepared to accept that responsibility. I am prepared to stand on my feet, and say quite clearly that what we have, so far, negotiated with a private organization to control the doctors' bills, the billing, to computerize and it's done in the best interests of the Yukon. All that I can say is, if the Honourable Member doesn't consider that what has been done is in the best interest, then, of course, he must stand on what his case is.

Mr. McKinnon: That's all I am saying. That is right, nothing else.

Mr. Chamberlist: There is no argument on that. There is a difference of opinions between what the Honourable Member says is the best thing ... is in the best interest of the Yukon and what I have indicated. This, he has every right to do, and this is the way that it should be done. This is the system that we are trying to incorporate within our whole system of Government in the Yukon, so that the Government, the elected people in the Government have an opportunity to indicate their support for the whole Government structure itself. I think that everybody that has worked on this from beginning to end has conscientiously looked in an area for a plan to make sure that the people of the Yukon do not in any way get gypped, and I think, from the amount of money that we feel we will be able to handle that the program, the plan itself, really gives as good benefits as anybody else. I am just saying, and I come back to the every fact that if we cannot accept the expertise of the doctors that came and told us it was a good plan, then we are failing in not acknowledging the fact that these people do know what they are talking about.

Mr. McKinnon: May I make one point before ... I'm going to quit after one point. Mr. Chairman, I just want to make one point. In the same letter that I quoted from, asking that they don't want to become whipping boys for politicians and bureaucrats, the Medical Services Association clearly indicated that the claims would be paid under the aegis of the Government or the provincial body concerned which are fully in accordance ... which they know has to be under the terms of the cost sharing arrangement with the Federal Government. This last part can be handled by having the Commissioner of the Territory appoint an employee of the Yukon Territory to act as, what they call, a bird dog in the office of the M.S.A. This is March 24th of this year, you might realize that this letter was quoted at some length when Dr. Buchan was in Council on the Medicare scheme, prior to the passage of the Bill in the House. They know that the eventual responsibility has to lie with the provincial or territorial authority. How they work it in B.C., to keep Government interference to a minimum, the cost to the people at a minimum, so they can keep their low administrative cost, is to have an employee of the B.C. Government in the offices at all times to handle the claims, to look over the audits, and to make sure that the money that is being put in by the public of the Territory is not being abused or misused. They suggest exactly the same kind of watchdog ... bird dog approach for the Government of the Yukon Territory so that there is an employee of the Government of the Yukon Territory watching that there is no discrepancy in the accounts that are going on. I think that, to me, sounds like a sensible way of handling the Territorial control of the scheme.

Mr. Commissioner: Mr. Chairman, I listened, you know, with a lot of interest to all of the things that are being said here. I don't pretend to be any student on the ins and outs of Medicare or the means of administering the Medicare Program. But, I will say, and I simply have to say this very clearly, 95 per cent of the administrative ... a component with regard to Medicare, has been done through the Territorial Treasury Department a long time prior to Councillor Chamberlist taking on the Portfolio of Health, Welfare and Rehabilitation, in the course of, I would suggest, the best part of three and a half years of work on this. What has been presented to you is the end result of a process of elimination by taking comparative things, and deciding on the basis of comparison, what would appear, in this instance, to be an acceptable package insofar as Yukon is concerned. Something that I hope that the Honourable Members will pay particular attention to, is the desire on the part of the Administration to give you the opportunity of isolating medical costs as a separate unit and a separate item of Government within the Yukon Territory. We are very much afraid that if it gets buried, even partially, in the general revenues of the Territory, it is going to make it very difficult for this Body, within its lifetime, to deal with some of the other revenue and attend to taxation problems that are bound to arise on account of escalating costs in other programs. Also, we feel that by giving you the opportunity to take a look on an annual basis at the premium scheme, this Body will decide as to whether or not they wish to increase premiums to get more benefits; if the plan shows a profit, they will decide upon more benefits; if it is showing a loss, they will decide what level of premiums have to be established in order to pick up these losses. It permits you to identify, and the individual to identify with the Health Care Program. Another thing that I would like Honourable Members to pay particular attention to, is that approximately 15 years ago here in the Yukon Territory, this Council was asked to pass judgement on a similar scheme, only as it applied to people who became injured as a consequence of being workmen, namely, the Workmen's Compensation. At that time, it was decided that it had to be handled by private insurance companies. It has been a thorn in the side of this Legislative Body ever since because there is someone making a profit in the process of providing workmen's compensation coverage to the workmen in this Territory. The Administration has been under constant needling from the Legislative Body, and rightfully so, to get the Territory involved in the provision of workmen's compensation, and this

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Mr. Commissioner continues ... is in the process of being done. We have also been getting told on a continuing basis, and I think rightfully so, that many thousands of dollars a year were being paid for the administrative costs of workmen's compensation to people who were not living in the Yukon Territory, and had no interest in this Territory. These kinds of things had a lot of bearing on the program that is being presented to you now. Also, remember this, the Government is simply going to be a collector of money and a payer of bills under Medicare. It is nothing else; there is no profit to be made by Government in this. The means of doing this is very much open to Government to decide. As the Honourable Member from Whitehorse West has pointed out, there are different companies who are involved in the provision of these administrative services. Now, the question was, do you go to one of these companies or do you set up an administrative component entirely in the Government of the Yukon Territory, here in the capital city, to deal with this collection of money and the paying of bills. Now, we have suggested a compromise on this; in other words, we will retain those areas within the competence of the Territorial Government which we feel we have the competence to handle, and will contract out those areas which we do not have the competence, and the carrier that has been chosen was chosen after a much longer series of correspondence and discussion than what has been indicated here today, Mr. Chairman. Now, further into this, you are talking about the level of benefits, and how under certain ... the aegis of certain administrative components, the level of benefits can be increased. This is a very relative comment, Mr. Chairman, because really the level of benefits is going to fluctuate, maybe in the process of administrative costs here on the basis of maybe between a quarter and a half of one per cent, and you are talking about \$1,300,000 or maybe a maximum of \$1,400,000. So, you are talking about a very, very small amount of what we might call discernible money that would be available. Also, if greater benefits have been paid in some of the provincial schemes, it is worthy of note, that every one of the provinces who have gone into a lot of these extended benefits are now trying to buy their way out of them. I think that this is very important, that Honourable Members know this. I think, Mr. Chairman, that the Council has got to make up its mind, as to whether or not they want to go along with a scheme that they can keep their fingers on, and this one that is presented to you now, Mr. Chairman, the Council can keep their finger on. If it gets buried in general revenue, I am afraid that the abuses or the potential abuses are such that no amount of administrative component is ever going to be able to curtail them or keep any kind of proper scrutiny of these kinds of things. So, all I say to you is that what is presented to you has not been done on the basis of just a very hurried up decision; it is a consequence of three and a half years or better of taking a pretty hard look at what is potentially involved. Make no mistake about it, I am not trying to stand here and say what we are presenting to you is perfect. I want to be very, very clear on that. We may be proven to be entirely wrong, Mr. Chairman; this could well be. But, it is not something that was just dreamt up and hurled at Council by the Honourable Member of Council who at the moment has the Portfolio of Health, Welfare and Rehabilitation. This was a most unfair accusation, here; this is a package that has been put together over a long period of time, and when you are talking about the administrative component, remember that this administrative component cannot control the level of benefits that will be paid. It is absolute dollars that will control the level of benefits that can be paid. The more money that you pay into the scheme, the more benefits you can pay out of it. When you are talking about the difference between maybe five per cent and five and a half per cent or five and one quarter per cent or whatever it is in administrative fee, you are talking about a very limited amount of possible disposable money here that could be made available in the first instance for extended ... I think that what we need is a year under our belt and then report to this Council to see what can then be done, either lowering the premiums or extending the benefits, and let this Council, Mr. Chairman, make up their mind as

Mr. Commissioner continues ...  
to how they want to see the thing dealt with.

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Mr. McKinnon: That's it for me, Mr. Chairman; the original old butter and egg man of the Yukon Territorial Council sells out in favour of a government agency over a private enterprise. We're in worse trouble than I thought. I quit.

Mr. Tanner: Mr. Chairman, I would suggest that everybody on Council has had a real good run around today and it is time to go home. I would move that Mr. Speaker do now resume the Chair.

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

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: The House will now come to order. May we have the report from the Chairman of Committee?

Mr. Chairman: Committee convened at 10:35 a.m., Mr. Speaker, to discuss Bills, Sessional Papers and Motions. Committee recessed at 12:00 noon and reconvened at 2:05 p.m. this afternoon. I can report progress on Bill No. 12. It was moved by Councillor Tanner, seconded by Councillor Chamberlist, that Mr. Speaker do now resume the Chair, and this motion carried.

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

Mr. Taylor: Mr. Speaker, in respect of the agenda for tomorrow, we have before us Bills, Sessional Papers and Motions, and at this time Committee is discussing Bill No. 12.

Mr. Speaker: May I have your further pleasure?

Mr. Tanner: I move that we now call it 5:00.

Mr. Stutter: I second that motion.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse North, seconded by the Honourable Member from Dawson that we now call it 5:00. Are you prepared for the question? Agreed? I declare this motion carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker: This House now stands adjourned until 10:00 a.m., Wednesday morning.

ADJOURNED

ADJOURNED

Mr. Speaker reads the daily prayer. All Councillors and Mr. Commissioner are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order.

Mr. Chamberlist: Mr. Speaker, I wish to rise on a point of privilege. I would appreciate it if the House would allow the Commissioner to make a very important announcement at this time.

Mr. Speaker: Permission granted. Agreed? Proceed, Mr. Commissioner.

Mr. Commissioner: Mr. Speaker, at this time, I rise to verbally inform the House of the contents of a press release that has to do with the statement made jointly by my Minister, the Honourable Jean Chretien, the Minister of Indian Affairs and Northern Development, and the Honourable Arthur Laing, the Minister of Public Works. This is being released at this time in Ottawa. "The Federal Government has proposed that the maintenance of the Yukon section of the Alaska Highway and the Canadian section of the Haines Road be taken over by the Government of the Yukon Territory from the Federal Government on April 1, 1972. The announcement was made jointly today by the Honourable Jean Chretien, Minister of Indian Affairs and Northern Development, and the Honourable Arthur Laing, Minister of Public Works. This proposal will be presented to the Yukon Territorial Council for consideration at its current Session. Under the terms of the proposal, the cost of maintenance, currently about \$4,500,000, would continue to be borne by the Federal Government. The current upgrading and capital investment program for the highway would also continue to be the responsibility of the Federal Department of Public Works. The transfer of maintenance responsibilities would involve about 150 employees of the Federal Department of Public Works who, if the proposal is accepted, would be offered continued employment with the Yukon Public Service. Continuing discussions are underway with the Public Service Alliance, which is the bargaining agent for the employees involved. The 711.8 mile stretch, consisting of 594.8 miles of the Alaska Highway and 117 miles of the Haines Road, amounts to more than half the 1,338.4 miles of the northwest highway system in Canada. This transfer would not affect that section of the highway south and east of Watson Lake located in British Columbia, which will continue to be maintained by the Department of Public Works. The proposed transfer is aimed at creating a fully integrated road maintenance program under the Territorial Government for all roads in the Yukon. It is expected that this integration of personnel and equipment would result in improved efficiency for the Territorial Government's road maintenance operation. The elimination of the existing duplication of forces would provide for inherent economies of scale through more effective utilization of territorial maintenance forces over the entire Yukon road network." This is the press release. Thank you, Mr. Speaker.

Mr. Speaker: Are there any Documents or Correspondence to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker; I have for tabling, this morning, Sessional Paper No.8.

*TABLING OF  
SESSIONAL  
PAPER #8*

Mr. Speaker: Are there any Reports of Committees? Are there any Bills to be introduced? Are there any Notices of Motion or Resolution?

Mr. Tanner: Mr. Speaker, I have a Notice of Resolution concerning the Department of Regional Economic Expansion.

*MOTION #12*



*MOTION #13* Mr. Taylor: Mr. Speaker, I would like to give Notice of Motion, this morning, as follows: that Council approve, in principle, the takeover of the maintenance functions of the section of the Alaska Highway between Mile 626.6 and 1221.4, and the 117 miles of the Haines Road, by the Government of the Yukon Territory. I would further like to give

*MOTION #14* Notice of Motion, Mr. Speaker, that Sessional Paper No.8 be discussed in Committee of the Whole.

*MOTION #15* Mr. Tanner: I have a Notice of Motion, Mr. Speaker, concerning the Garnishee Ordinance.

*MOTION #10* Mr. Speaker: Are there any further Notices of Motion or Resolution? Are there any Notices of Motion for the Production of Papers? As there are no Motions for the Production of Papers, we come to Motions. Motion No.10; it has been moved by Councillor Chamberlist, seconded by Councillor Watson, "whereas the residents of the Yukon suffer greater disadvantages than other Canadians by the higher cost of living in the Yukon; and whereas Federal Legislation, both new and amending, does not take into consideration this basic fact; and whereas Bill C-264, an Act to provide for the payment of benefits to children, will repeal the Family Allowances Act and the Youth Allowances Act to the further detriment of many families in the Yukon; and whereas Bill C-259, an Act to amend the Income Tax Act, is before Parliament at this time; therefore be it resolved that the Speaker of the Yukon Legislative Council send a message to the Prime Minister of Canada requesting that appropriate amendments be made to Bill C-259 to recognise the special circumstances and high cost of living in the Yukon and northern Canada by providing increased tax allowances." Are you prepared to proceed with the motion?

Mr. Chamberlist: Yes, Mr. Speaker. Mr. Speaker, it has become more evident than ever that the cost of living in the Yukon has reached, in some areas, a high where the average family is unable to meet its commitments for everyday living without going into debt. It would appear now, Mr. Speaker, that the Government of Canada should be asked to recognize the basic requirements involved in living in the north and in the Yukon in particular. As the Income Tax Bill, Bill C-259, is before the House of Parliament at this time, steps should be taken by the Ministers to recognize this particular factor. I think, as indicated by all Members of Council, that all Members of Council will support any act, any motion, by this Chamber to request from the Government of Canada, assistance in having allowances made for the people of the Yukon. I would ask that all Members of Council give support to this resolution.

Mr. Taylor: Mr. Speaker, I only rise to point out that the motion is, certainly, good. We have provided a similar type motion at almost every Session of the old Council, asking for some consideration in Income Tax in the Yukon Territory, in respect of the high cost of living. It just surprises me, somewhat, that when the matter came up for vote here the other day in relation to family allowances, the Members, or a majority of Members defeated it. That was a motion by the Honourable Member for Whitehorse West. I think that, in bringing forth this motion, some consideration should be given to the Honourable Member because he did bring the subject to the floor.

Mr. Tanner: Mr. Chairman, speaking to the motion, I would, most thoroughly agree with the last speaker, that the Member for Whitehorse West brought forward a motion. At that time, it was defeated in this House for the simple reason that it wasn't sufficiently encompassing. This motion before you now covers all areas of the problem. I think it is a good motion, and I give it my wholehearted support.

Mr. McKinnon: Well, Mr. Speaker, the last thing I need in this House is to be patronized by Honourable Members. As I've said on many occasions in this House, anything that I can do to my ability as an elected Member to help ease the burden of living in northern Canada, I will fully and wholeheartedly support it and I will support Motion No.10. All Honourable

Mr. McKinnon continues ...

Members know that we have passed motion after motion after motion in this House, asking that there be special tax concessions to people living in the north. I think all Members know that the Government of Canada has stated its philosophy, no matter what government was in power, or what political party, that it would be opening a can of worms by trying to make special exemptions to separate areas in Canada, and they were not willing to do this under the Income Tax Legislation. My point in bringing forth the motion on family allowance legislation was, here we had a specific area where we could see there was going to be a very real harm to the people of the north and perhaps, by attacking this part of the family income security plan, we would have some success in dealing with the Honourable John Munro, the Minister of Health and Welfare. I think we probably would have a greater degree of success, had there been unanimity in Council, in getting, at least, that discriminatory legislation eased for the people of the north, than with this type of motion, asking that the Income Tax Act be amended. Of course, I'll support the motion, but I think it will go the way of all other motions that come from this Legislative Assembly to the Government of Canada, into file 30, Mr. Speaker.

*MOTION #10*

Mr. Chamberlist: Mr. Speaker, in closing the discussion on the motion, I appreciate the comments made by Honourable Members, that they intend to support the motion. I'm sure that I will not take away from the Honourable Member from Whitehorse West ...

Mr. McKinnon: I can't stand this.

Mr. Chamberlist: ... the attempt to bring forward a small portion of the requirements to bring to the attention of Ottawa, but I feel sure, as has been indicated, that this is a message that is encompassing. Mr. Speaker, I would indicate that I ask all Members of the House to help in bringing forward the proper message in as strong terms as possible to the Prime Minister of Canada. Thank you, Mr. Speaker.

Mr. Speaker: Beware of Greeks bearing gifts. It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Whitehorse North, that, "whereas residents of the Yukon suffer greater disadvantages than other Canadians by the higher cost of living in the Yukon; and whereas Federal Legislation, both new and amending, does not take into consideration this basic fact; and whereas Bill C-264, an Act to provide for the payment of benefits to children, will repeal the Family Allowances Act and the Youth Allowances Act to the further detriment of many families in the Yukon; and whereas Bill C-259, an Act to amend the Income Tax Act, is before Parliament at this time; therefore be it resolved that the Speaker of the Yukon Legislative Council send a message to the Prime Minister of Canada requesting that appropriate amendments be made to Bill C-259 to recognize the special circumstances and high cost of living in the Yukon and northern Canada by providing increased tax allowances." Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: Motion No. 11; it has been moved by Councillor McKinnon, seconded by Councillor Stutter, that, "be it resolved that, in the opinion of this Council, the Public Health Ordinance be amended to allow for travel subsidies to be paid to Yukon residents who, on the advice of Yukon doctors, must travel to points outside the Yukon for medical treatment, and be it further resolved that, in the opinion of this Council, a travel subsidy be paid to Yukon residents who must travel to Whitehorse for medical treatment from points within the Territory." Councillor McKinnon, are you prepared to proceed with this motion?

*MOTION #11*

Mr. McKinnon: Yes, Mr. Speaker. In the ecumenical spirit that seems to have gripped the House this morning, I'm positive that this motion will also win unanimous support of all Memmbers. Mr. Speaker, at the

MOTION #11

Mr. McKinnon continues ...

last Session of Council, the First Session, 1971, there was an amendment to the Public Health Ordinance. Under the amendment to this Ordinance, new regulations were made which provided for travel subsidies to people who had to leave the Yukon for medical treatment, only in five instances. The five instances were, loss of life, loss of limb, loss of eyesight, loss of hearing and mental breakdown. Mr. Speaker, I think that the Council made an error in limiting the medical evacuation plan to those five areas. The cost of the medical evacuation plan in the Yukon Territory, I think, amounted to some \$20,000 per year. This was given as a travel subsidy of some \$50 if a person were advised by a Yukon doctor that treatment was not available in the Yukon and he had to travel to points outside for this treatment. Since this travel subsidy was lifted, Mr. Speaker, I have personal knowledge of about ten instances where a working couple, a man and wife, had half their salary foregone with because of medical treatment that was needed outside of the Yukon. The disruption of family life, Mr. Speaker, the loss of revenue to the family, the hiring of a babysitter, all this has to come into consideration when people are forced to go outside for medical treatment. It seems that when a medical tragedy of this magnitude hits a family, everybody seems to be taking a kick at the person who, through no fault of his own, because he chose to live in the north and must travel outside for medical treatment ... in this instance, the Territorial Government came along and said, "Well, we know you have problems and we can't do too much but, at least, here's \$50 to help pay the cost of transportation to go outside for medical treatment". I think it was a very humane and a real people policy, and I think we erred in allowing the Ordinance to change and the regulations to come forward indicating that only in the five areas that are mentioned in the regulations, will subsidies for travel be paid. I don't think that the amount ... the amount was almost infinitesimal in the overall budget picture. The satisfaction of government being able to help people who found themselves in a tragic medical situation, even if there were one or two abuses, I think, overcomes the elimination of this medical travel subsidy, except for the five instances I have mentioned. I assure you that this is the area where, I think, government should be operating and making government a little less of an ogre and possibly, putting in some humane policies that people would enjoy the benefits of. The second part of the motion, Mr. Speaker, is asking for travel subsidies to be paid to people outside Whitehorse who are forced to come to Whitehorse for medical treatment. My home is, generally, filled with people who have to come into Whitehorse for medical treatment. I'm not asking for a subsidy for room and board although these people are at my place, Mr. Speaker. The point is that it is an awful financial burden on people from, say, Haines Junction, Burwash and going north, Beaver Creek, when they have to come in for medical, dental or any type of work. It creates a very real hole in their pockets, by the time they pay for hotel accommodations, meals, transportation into the Whitehorse area. Even the matter of having a child anywhere on the north Alaska Highway, these ... thank god for a place like Mary House which allows girls to come in and stay for three or four days prior to going to the hospital and having their baby, and also, for allowing them to stay there for three or four days prior to going back home. Still, the amount of travel and the money that is needed for people to come in is not met by any funding program from the Yukon Territorial Government. I think that the two parts of this motion, Mr. Speaker, if they are accepted by Council, and the Executive Committee Member in charge of Health, Welfare and Rehabilitation has already indicated that the second part of the motion will be looked into by his Department, I think would go a long way to easing people's minds in the Territory that they are not suffering adverse penalties for either living in the Yukon or living outside of the Metropolitan Area of Whitehorse, Mr. Speaker.

Mr. Stutter: Mr. Speaker, I was particularly happy to second this motion. It's one that is very important for the constituents in my area. I've spoken on a similar subject on a couple of occasions before, and particularly, yesterday. As Councillor McKinnon has pointed out, we have had partial as-

Mr. Stutter continues ...

insurance from the Minister, already, that the second part of the motion is very nearly a fact. I would like to add that I agree with all the points made by the Councillor from Whitehorse West. I would also like to point out that it is an even greater problem for those people living in rural areas because, not only are they faced with this problem where lack of medical attention exists, but they are also faced with a lack of dentists or any other health care need. Unfortunately, even if the second part is adopted, I can see that, for dental treatment, we will still have to pay our own way into Whitehorse or, possibly, further. I'm not going to speak at much greater length on this motion, except to say, of course, that I wholeheartedly agree with both parts of the motion and hope that all Members will go along with it.

MOTION #11

Mr. Speaker: Is there any further debate on this motion?

Mr. Chamberlist: Mr. Speaker, I think that, before consideration can be given to the first portion of this motion, one must ask, why was it necessary for the regulations that have been referred to by the Honourable Member from Whitehorse West, put into effect. Now, he indicated certain things; he indicated loss of limb, loss of eyesight, loss of life, loss of hearing, and this loss of hearing, we added afterwards because of the request of the members of the medical profession, and also, mental breakdown. But, he didn't indicate that it was the danger of these things happening that brought this thing about, not simply because there is a loss of limb, but if there was a danger of a loss of limb or a danger of loss of life. These are the areas and I think these words "danger of" make the regulation much more interesting, as far as the requirements that the Department has initiated in bringing down to a level of understanding for the medical profession that there should be no abuse by members of the medical profession or members of the public in attaining funds for medical evacuation. I am prepared to table the names of recipients of the program over the last three years who have received medical evacuation help, so that, without giving the medical histories which I have no intention of doing, it will give an idea to Council how abuse took place. I'm sure the Honourable Member from Whitehorse West will recall that, when he was the chairman of the Advisory Committee on Finance, it was he that allocated an amount of \$10,000 for medical evacuations and within seven months, that amount had escalated to nearly \$26,000. It was when the government took a look at these escalations and looked at the different areas of where people were being evacuated and the high cost, because of the abuses, that they decided the regulations had to be tightened up. The Public Health Ordinance and its regulations were amended specifically to make sure that those people who are in need of travel subsidy, where they fall into the categories of those five areas, and this is, often, without question as a result of the medical profession, now, indicating that a person does fall into these areas, receive medical evacuation help. There has never been, to my knowledge, since I have been in this Portfolio, an area where a person has been refused assistance for medical evacuation if a medical practitioner has indicated that there was a definite danger within those particular five spheres of the regulations, whereby medical evacuation assistance could be given. I think it would be dangerous, indeed, for us to revert back to a position that existed. I recall an instance, among others, where one woman was medically evacuated on the grounds of frigidity and she was accompanied, as an escort, by her husband. Now, there is no way that, I, who am responsible for looking after the money of the taxpayers, am going to support this type of medical evacuation as a necessity. If the Honourable Member who put this motion forward, considers that this is an area where there is a necessity for medical evacuation I think he would be speaking in a manner which would be not becoming to him. I know, full well, that he is interested, too ...

Mr. McKinnon: That qualifies under mental breakdown.

Mr. Chamberlist: Well, the Honourable Member has brought forth a point of view that I had not considered and this may be so. Perhaps, he would like

*MOTION #11*

Mr. Chamberlist continues ...

to write a thesis on mental breakdown in this particular area so consideration could be given it again. However, without any jocularity to this, it's very, very serious, indeed. The amount of money involved indicates we have complied, now, with increasing the amount to \$20,000 for medical evacuation programs. I think that I could not support this particular area. If any Member of this Council wishes to go into more detail on this and wishes to move this motion into Committee of the Whole for discussion, this is fine. I would be able to give much more information on it; I am limited to the amount of information I can give at this time. Now, when it comes to the second part of the motion, I agree that this is an area where we must do something. As I have already indicated, something is being done about that and that will come, of course, at a later time into the area of the proposed Yukon Health Care Insurance Plan. I have no argument to offer in relation to the second portion of the motion. I cannot, however, support the motion as it is and I would ask that the Honourable Member give consideration to moving it into Committee of the Whole so that he may get further information on that particular area. I'm prepared to move, Mr. Speaker, that the motion be moved into Committee of the Whole for further discussion.

Mr. McKinnon: Mr. Speaker, I'll second that motion because there are other areas, I agree, where there are abuses; but, certainly, we should be able to find some common ground with the doctors where it won't be abused. I was talking about areas where orthopedic surgery was necessary, where neurosurgery was necessary, where pediatric surgery was necessary. All of these do not qualify under loss of life, loss of limb, loss of eyesight, but they certainly are legitimate claims of surgery that will not be performed locally and the family life is totally upset because of a medical tragedy. I think, and I'm sure the Honourable Member agrees, that, in these areas, the government should be espousing humane policies towards helping residents of the Yukon in these areas. Mr. Speaker, I have said I would be happy to second the motion into Committee for further discussion.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Whitehorse West, that Motion No. 11 be moved into Committee of the Whole for further discussion. Are you prepared for the question? Agreed? I declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: We now come to the Question Period. Are there any questions?

*QUESTION RE  
BEACON AT  
OLD CROW  
AIRSTRIP*

Mr. Stutter: Mr. Speaker, I would ask the Commissioner if any consideration has been given to the construction or placement of a beacon at the Old Crow airstrip, in the near future. The airstrip, once it is completed and it's nearly completed now, will, I believe, be the best gravel strip in the Territory and it will be able to accommodate large aircraft. I think that it is important, if at all possible, that a beacon be placed at that location or at that airstrip.

Mr. Commissioner: Mr. Speaker, I wonder if I could get the Honourable Member to qualify his question. Is this to guide people across the airport or to guide airplane in?

Mr. Stutter: Mr. Speaker, I'm sorry that the Commissioner has chosen to mistake this question, as lightly as he has. He, obviously, knows that I mean, in this particular instance, to guide aircraft and not people.

Mr. Commissioner: Mr. Speaker, with respect, as the questions followed in a series concerning the Old Crow airport, mostly involving whether people can cross it or not, I thought I'd better find out before I answered. Insofar as the installation of a navigational aid, this is a matter that comes entirely under the purview of the Ministry of Transport and I do believe

Mr. Commissioner continues ...

that they have certain criteria with regard to this. As to whether or not the Old Crow airstrip fits into that criteria, I do not know, but I'm certainly quite prepared to secure a written answer for the Honourable Member on this. It will not be forthcoming for some days.

Mr. Speaker: I would beg to differ with the Honourable Member for Dawson City; it is not the best strip in the Yukon Territory. Are there any further questions?

Mr. Chamberlist: Mr. Speaker, I would like to rise at this time to answer a series of questions put by the Honourable Member for Dawson City, relative to the Watson Lake Receiving Home. The first question asked when was the decision made to provide this home; answer, 7th of June, 1971. Question, who made the decision; answer, the Executive Committee in consultation with the Advisory Committee on Finance. Question, where did the necessary funds come from; answer, Vote 20. Question, was the allocation of these funds approved by this Council; answer, yes, in total.

Mr. Speaker: Are there any further questions?

Mr. Taylor: Yes, supplementary to the answer that was given to the question raised by Councillor Stutter; I wonder if I could find out what the item number was in Vote 20, the Establishment number.

Mr. Chamberlist: It comes under Children's Homes; I don't recall the Establishment number. I can supply that to you.

Mr. Stutter: I have a further supplementary question, Mr. Speaker. If the decision was made on June 7th, 1971, I wonder how that particular item could have been accepted by this Council.

Mr. Chamberlist: Mr. Speaker, the Vote 20 is a Vote that was passed in the budget for the year 1971-72. Money provided under that Vote is being used. I would like to indicate that the decision was made as a result of the very dire emergency that had been put forward by the Director of Social Welfare, as a result of the inability of the social worker and the Social Welfare Department to handle the situation of children in the Watson Lake area not being able to be taken care of in the immediate emergencies. There were cases of where the social worker had to pick up three or four children in one night, from different places and, having no place to take them, bring them to her own apartment. Within a half hour of the children, aged from 2 to 7, being tucked in and bedded down, a call would come in from the R.C.M.P. to pick up another child. The social worker could not leave the children on their own. She was required to dress the children, put them in a station wagon and go and pick up the fifth child and then bring them back again. There was an immediate urgency and an immediate decision that had to be made. I advised the Honourable Member from Watson Lake of the decision that had to be made by telephone.

Mr. Stutter: Mr. Speaker, I don't particularly wish to turn this into a debate; in fact, I don't believe I have the right to do so, but I wonder if the Minister of Health knows that these conditions he terms emergencies in the Watson Lake area, have been existing in the Dawson area for years.

Mr. Chamberlist: With respect, Mr. Speaker, I think this is going into the area of debate and not the area of question and answer.

Mr. Speaker: Are there any further questions?

Mr. McKinnon: Mr. Speaker, I'd like to ask Mr. Commissioner a question. I wonder now that the Haines Pipeline has been shut down, if the Skagway Pipeline is in any danger of meeting the same fate with resulting higher fuel prices to Whitehorse.

*QUESTION RE  
SKAGWAY  
PIPELINE*

Mr. Commissioner: Well, Mr. Speaker, this is a matter of concern. I think that Honourable Members are aware of the fact that the pipeline that we term the Haines Pipeline was closed as a result of its inability to meet the standard for construction of pipelines within the borders of Canada, as set down by various Canadian Government departments. I have queried as to whether or not the Skagway Pipeline does meet these standards. I have not received any reply, but I'm certainly very hopeful that a reply will be in the affirmative; it would certainly be a very bad economic blow, insofar as the distribution of heavier, fuel-type products in the Yukon Territory is concerned if it did not meet with the criteria required with the possibility of use of it being curtailed or maybe calling for major reconstruction. This is a very serious matter and I hope I will get an answer in the affirmative. If and when I do have any further information I can give to supplement what I have already said, I will be pleased to bring it forward to this House, Mr. Speaker.

*QUESTION RE  
ENVIRONMENTALISTS*

Mr. Taylor: Supplementary to that most interesting reply; I'm wondering if Mr. Commissioner has received any indication, at all, from the Federal Government, in view of the fact that it would appear that the environmentalists, the stream environmentalists at least, have now, virtually, shut down our mining exploration, and now, pipelines. It would appear that they are going into fields of forestry and the petroleum industry as well. Is this evident at this time?

Mr. Commissioner: Mr. Speaker, I'm sure it is evident to all Members of this House, that the Federal Government Environmental Protection laws, no matter what category they are in, are going to apply to any activities in the petroleum industry, and without doubt, will be applied to many elements of the forestry industry. To my knowledge, you seek exemption under any of these Federal Acts by applying for leave under them and I think that there are certain saving sections to them, but, to my knowledge, Mr. Speaker, their general application is without discernment as to whether a forestry operation, a petroleum operation or what is involved; the laws have to be obeyed.

*QUESTION RE  
FEDERAL  
EMPLOYMENT  
FUND*

Mr. Taylor: Mr. Speaker, I have a further question for Mr. Commissioner, rising out of the Question Period yesterday morning, as it pertains to the employment fund, the federal employment fund. Mr. Commissioner replied that he had his officers working diligently on this question. I just wonder if he can give us a forecast of when we might get some information here.

Mr. Commissioner: Mr. Speaker, I believe that this will be taking two forms. One will be a paper outlining the various programs, and hopefully, a supplementary estimate item indicating, or seeking Council's approval, with regard to the spending of certain fixed sums that we know will be available, at least, under one program.

Mr. Speaker: Are there any further questions?

*QUESTION RE  
FEDERAL  
HOUSING*

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner another question. Mr. Commissioner, I think that there are quite a few federal houses that are vacant in the Riverdale area and remaining vacant for months and months on end. I wonder if there is any consideration being given to approaching the federal government departments and if these houses aren't required for federal employees, whether they could either be purchased or rented by private individuals looking for places in the Whitehorse area.

Mr. Commissioner: Mr. Speaker, this is a question that arises from time to time, and while I can't verify one way or the other the vacancy fact that the Honourable Member is referring to, I'm sure that this is a visual observation, no doubt, that he has made. It is not quite as simple as it looks. Most of the houses in the federal housing pool here are allocated to various departments. In fact, at the moment, I believe the Territorial

Mr. Commissioner continues ...

Government has an allocation of 45 or 55 houses and I would venture to say that, as of this moment, we may even have 4 or 5 houses vacant. They are being held, on the recommendation of the personnel section, in anticipation of certain recruitment that may be taking place in the course of the next few months. I think, really, the major or sensible means of dealing with this problem is the recommendation that has already been made by this Council to the Federal Government, namely, as the absolute need of these federal houses is no longer a requirement in the housing pool, they be made available on the open market with some kind of prior commitment, insofar as any prior occupant would be concerned. The second aspect of the Honourable Member's question, could they be made available for rental at this time, is also a matter that has been taken up with the Federal Department of Public Works which has control of the housing pool here, and their answer in the past, has been that it is not practical due to anticipated commitments that might be made. However, I am quite prepared to ask once again, to see if there is any change in that, but I would not care to be too optimistic as to the answer I am going to be met with.

Mr. Taylor: I have one final question of Mr. Commissioner this morning, Mr. Speaker. I would like to ask him if he can give the House any indication as to whether or not they will proceed with the construction of a weigh scale at Watson Lake this winter.

*QUESTION RE  
WEIGH SCALE  
WATSON LAKE*

Mr. Commissioner: Mr. Speaker, the answer is in the negative. There is no way that we are proceeding with this program at this point.

Mr. Speaker: Are there any further questions? Are there any Private Bills and Orders? Are there any Public Bills and Orders? May I have your further pleasure?

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

Mr. Chamberlist: I second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse East, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills, Sessional Papers and Motions. Is the House prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

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

Mr. Taylor takes the Chair.

Mr. Chairman: I stand Committee in recess at this time.

RECESS

*RECESS*



Mr. Chairman: I will now call Committee back to order. We are discussing *BILL #12* Bill No. 12, and we are at the Yukon Health Care Insurance Plan, Professional and Special Services in the amount of \$6,000; Travel and Relocation Costs - Government Employees, \$2,500; and Advertising and Public Promotion, \$5,000; giving a total of \$13,500. Will you proceed?

Mr. Chamberlist: Mr. Chairman, the Honourable Member from Whitehorse West indicated that he would be prepared to inform me privately of the administrative costs that have been suggested by the M.S.A. organization. He has been kind enough to give me that information, and without disclosing what that information was, I can indicate that the percentages that he gave to me are far higher than the percentages that have been worked out between myself and C.U.M.C. The percentage that he did give me ... it wasn't indicated that this was on a basis of claims paid or a basis of overall dollars of the plan itself, but I am very happy in this instance to inform the Members of Committee that on the basis of 1.2 million dollars, the offer that the C.U.M.C. has given to us is 3.75 percent in that area, which is much less than what has been given. The maximum that will be paid is 4.5 percent, which is, again, less than what has been suggested by the M.S.A. group. So, I am pleased in actual effect that these percentages can be given out because, in any event, they become public information and therefore, it's just as well to let people be informed of this now. I would also like to comment at this time ... I couldn't help thinking last night when I went home and went over the overall debate, I thought of the enthusiasm that has been shown by people in proposing a plebiscite, and the enthusiasm that went with the obtaining of names, how that enthusiasm could be put to good use, for instance, where we have medical coverage offered twenty-four hours a day for 365 days in a year for families in the amount of \$14.50, that the plebiscite wasn't going forward to cut down the cost of the operation of T.V. for twelve hours a day spread over 365 days. It seems to me that the people, really, if they are looking for a plebiscite to cut down costs, why not cut down the cost of something, really, that is not that necessary, where medicare is really necessary. Mr. Chairman, I think that I have made commitments sufficiently to ensure all Members that the Yukon Health Care Insurance Plan will be continually under review as far as any required variations to be made to the plan that has been proposed, and once again, I hope that by the time the next Session of Council comes about, they will have been able to have gone into all the objections and all the suggestions that will be coming forward, both privately and publicly, from Members and the public, to increase benefits wherever we can within the cost structure of the plan.

Mr. McKinnon: Mr. Chairman, there is only one error that the Honourable Member makes in presenting administrative costs. He's speaking of C.U.M.C. doing specific administrative work for the Government of the Yukon Territory. The cost that I gave him was total administrative cost, including the involvement of the watch dog of the Territorial Government, which they now have in their Vancouver Offices; the watch dog of the B.C. Government was included in the total administration cost. To be fair in comparison, the administrative cost in the Yukon Territory of the administration of the plan also has to be added to the costs that the Member has brought forward to the table. I was speaking of the total administration costs of the whole package of medicare, with no other costs being incurred by the Government of the Yukon Territory. I'm not going to hold up this debate, but the one fatal flaw of the Minister, and the trap he has fallen into, was by not going to the private companies and saying, "Look, with the Federal Government contribution, we're going to have in the area of 1.2 million dollars, or 1 million dollars, to provide a Yukon Health Care Insurance Plan to the people of the Yukon Territory". He should have gone to C.U.M.C.; he should have gone to M.S.A.; he should have gone to M.I.S.; he should have gone to Zurich; and said, "With this money, you guys come up with the best possible plan, fulfilling the Federal Government obligation, that you can provide to the people of the Yukon Territory for that cost". You wouldn't have had 1,700 signatures, almost half of the electorate of the Whitehorse Area, petitioning you to not put the proposed

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Mr. McKinnon continues ...

Yukon Health Care Insurance Plan through, and you would have been able to satisfy the objections of the Members of this House that we were getting the best plan for the best money. Instead, Mr. Chairman, you know, and I know, and all Members know, that all the avenues haven't been explored in providing, for the money that we are spending, 1.28 million dollars a year, what would be the most efficient and economical method of medicare in the Yukon. You come up with one plan, your plan, and your plan only. We haven't had any input from any other area, of people professional in the field who said that they are willing, waiting and able to provide better plans at less cost to the people of the Territory; and that's where you lose your credibility; and that's where the medical plan, as it's presented now, fails the people of the Yukon Territory.

Mr. Chamberlist: Mr. Chairman, this, of course, is an opinion that is being expressed by the Honourable Member, and, of course, I have a fairly good memory, and after looking at some of the names that were on those lists, I memorized them and spent a couple of hours last night phoning many of those people that I had remembered, and spoke to them between eight o'clock and nearly a quarter to twelve last night, asking them if they could help me in the deliberations that I have to give to any variations. In speaking to them, I found not one person objecting to the plan. The only objection that I found, almost right across the board, was the objection that was raised by the Honourable Member for Dawson City, as to cost. This was a most surprising thing. When the Honourable Member now speaks about the plan not being the one that the people want, this is not so. These people who have signed these are really, basically, all in conformity with the requirement that there be a plan, an overall plan, and I know, and inevitably the Honourable Member is well aware, that this is so. I repeat, that the point made by nine out of ten people last night, made to me in private conversation, was, "The plan's alright; we're not against the plan, but why does it have to cost us \$14.50?" One particular person said, "Because if it's costing me \$14.50, and it's costing my boss \$14.50, why should we have to pay \$29.00?" But, then I had to explain to him that \$14.50 was the total premium, and once that was explained he said, "Well, that's alright; I wasn't aware of that". All I can put forward, Mr. Chairman, is that the objection is, as far as I'm concerned, the amount of money involved in the premium. I have indicated already that these are the premiums that have been set upon the advice of people who figure out actuary values. This is the way we have to get these dollars here. I don't want to go on now, and repeat what I've already said. I'm satisfied that the plan is a sound one; I'm satisfied that the information that the Honourable Member from Whitehorse West has about 4.9 ... I beg your pardon; I shouldn't have said it ...

Mr. McKinnon: You are as unethical as any person I've ever seen in my life.

Mr. Chamberlist: That slipped out by accident. I apologize.

Mr. McKinnon: I have never seen anything like it.

Mr. Chamberlist: I apologize for that. That slipped out. It is obvious that the percentage that is being shown does not indicate what ...

Mr. McKinnon: Disgusting.

Mr. Chamberlist: I've apologized, Mr. Chairman. It slipped out in speaking, and there's no point in the Honourable Member putting up an act of disgust because I will bring forward to the House areas of when he left the Financial Advisory Committee, gone out into the hall, and disclosed information. Now, don't start putting on an act. Mr. Chairman, I regret, in speaking, I brought this figure out. However, the position is, the figure that has been given, the percentage that has been given, does not in any way bring forward the information that was disclosed by M.S.A. to the Territorial Government. Nowhere in their correspondence did they indicate what they would be doing, how much they would be doing, as other operators have done. From the information we got from three different operations, these operations were the best, and the information that I am giving right now, and I have already given in

Mr. Chamberlist continues ...

relation to the breakdown which reduces as the amount of money is paid out in claims, would eventually, if the program and the people of the Yukon enlarge, it will eventually come down to something like 3 percent of the overall. I'm satisfied, Mr. Chairman, that the plan itself, the arrangements that have been made, are sound arrangements.

Mr. Stutter: Mr. Chairman, I don't intend to carry on the debate; I intend, at this point, to make some real constructive suggestions, and an absolute proposal. To begin with, let's face it, the plan is here. I believe, as far as it goes, it's a good plan; it's a good jumping-off board. And, I believe the estimated cost to provide services in the Yukon, the figure of 1.28 million, is probably very realistic as long as the population figure of 20,000 people is realistic, because this breaks down to a coverage of around \$64 annually per person, which agrees pretty well with the figures that were given by Dr. Armstrong while he was here; it agrees pretty well with the national per capita cost, allowing a slight increase which is expected for a northern area. So, again we come back to the plan being acceptable. We just get to the cost. I'm going to come up with a proposal right now that will reduce the proposed premiums by 20 percent. I've checked out my figures. I was asked to hold this off until today to give some of the Members a chance to check out the figures that I quoted yesterday. In checking out my figures, I find I did, indeed, make a slight error. I said that the present tax from liquor was providing a revenue of \$300,000. The actual figure on the tax revenue for the last twelve months is \$274,663.94. So, in actual fact, I was around \$25,000 out. But, there is a continual increase in the sale of liquor; there has been over the last few months. So, I'm still going to use the figure of \$300,000. It makes the arithmetic at this point close enough to be realistic. As I stated yesterday, if we make a 50 percent increase on liquor, it will provide an added \$150,000. Now, under the present suggested premiums, I'm using the figures of how the \$735,000, which is going to be raised through premiums or other methods, is brought about. We'll find that the \$150,000, which can be raised through the added liquor tax, represents 20 percent of the \$735,000. Now, if you reduce all the premiums by 20 percent, you end up with a single premium of \$5.20, which is a reduction of \$1.30; you end up with exactly \$10.00 for a double premium, which is a reduction of \$2.50; you end up with a family premium of \$11.60, which is a reduction of \$2.90. I realize that there is going to be objection from many people because of the increased tax on liquor, but I'm quite prepared to defend the stand that I'm taking in the following terms. When you relate this saving on a single policy to \$1.30, and then take this back to my proposed increase in tax, which only amounts, as a matter of fact, to a nickel on a case of beer, and goes as high as a quarter on a full bottle of liquor, the saving of \$1.30 per month to a single person represents sixteen cases of beer, or four bottles of liquor, or a combination of either one. The saving in the double premium of \$2.50 represents fifty cases of beer, or ten bottles of liquor. This is per month, remember. In the family premium, it represents fifty-eight cases of beer, or twelve bottles of liquor, or a combination of both. Therefore, any of the premium payers, those who are paying premiums, could hardly object to the saving, unless they're extremely heavy drinkers; and those who are not paying premiums at all, well, I don't need to go much further than that particular statement. I believe that we've got a very sound argument here, and I hope that my figures are checked out completely and that it will result in, as I say, a 20 percent reduction across the board for the premiums, or at least it raises \$150,000, no matter how the Minister would like to apply it in the reduction of premiums; whether it be 20 percent, or reduce each premium by a given amount, but I believe that the percentage reduction is the only sound one. I pointed out yesterday my feelings, and another reason why I feel the premiums are high ... I'm going to go into this just once more to try to prove my point in this particular instance. We have used the figure of 20,000 people as the estimated population of the Yukon Territory. If we are going to accept this figure ... it's the figure that is being used all the way through as a basis for calculations. As far as premium payers are concerned, or policy holders, the figures have been estimated, 4,000 single premiums, 500 couples, and 2,000 families. Now, this raises the required \$735,000; as a matter of fact, the \$735,000 gives a cushion of \$55,000. This is another slight mistake I made the other day; I believe I quoted slightly

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Mr. Stutter continues ...

over \$100,000. It nevertheless gives a cushion of \$55,000, which is a fairly healthy cushion. But, if you look at those figures a little closer, and start relating those policy holders to people, you find that it only represents ... the 4,000 singles represent, naturally, 4,000 people; the 500 couple policies, 1,000 people; the 2,000 family policies, and we have been told repeatedly ... even the Minister himself, on page 665 of the Votes & Proceedings, said that the average number of people in a family is 4. I checked this out with a statistician this morning, too, and the last census, in 1966, showed 3.7 people. So, I've gone even a little further and allowed possibly that there are 4.5 people in a family. Now you have a total of 14,000 only that are paying into the plan. That leaves 6,000 people who are not paying into the plan. Now, 6,000 people represents 30 percent of the population of the Territory. It's my contention that in this 6,000, those who cannot afford, for one reason or another, to pay the premiums, those who are unfortunate enough to be in a position where they don't have any taxable income at all, of course, won't pay any part of the premium, and in the sliding scales shown in the pamphlet, those who have, I think it's \$500 for a single, \$1,000 for a couple, and \$1,400 for a married, they can apply for 50 percent reduction in their premium. However, I also maintain that any of these people, whether they're the ones who don't have to pay any premium at all or whether they belong in the class who can expect a 50 percent reduction, these people are not making enough money to live in the Yukon in the first place without applying for social assistance, or being charges or cares of the Yukon Territory. I'm sure the Minister, if he looks through all his papers, will be able to tell us just exactly how many people there are in the Territory who are under the care of the Territory. Now, I can only go so far with what information I have. I find that in an answer to a question of mine last year that there were at that time 428 old age pensioners, and as far as children are concerned, it's running at around 320 children ... this is for a month, but I mean, this is for a year also, these people ... these are heads. If you go to the latest Newsletter from the government, you will find that there was a total of case-loads at the end of the month of 260; if you assume that each case represents a family again of 4 people, this gives you a figure, between the two, of ... just a minute here, if I can find the right paper, bear with me just a second ... anyway, between all of these figures, the children, the old age people ... or the people who are now receiving the minimum security benefit, the welfare cases, or rather, I should say, the social assistance cases ... this comes to less than 2,000. So, we've still, somewhere, got 4,000 people. Now, I was told yesterday that these family figures, or the figures to raise the necessary \$735,000, included all the registered Indians in the Territory, so obviously they're not part of the 4,000. There is still a slack of 4,000 somewhere. If, when the policy comes into effect, you have, indeed, half that number, an added 2,000, paying into the plan, you're not only going to end up with a cushion of \$55,000, you're going to end up with a cushion probably of \$150,000, so once again, it does appear that with the present premium structure, and using the figures that have been used all along, you are going to have a very healthy cushion at the end of the first year, which is desirable, but at the end of that first year, if we've got a fantastic cushion, what will happen? There are two things that can happen; we can start increasing benefits, or we can start reducing premiums. Now, I doubt very much, once the premiums are brought in, if they will ever be reduced. This is one of the reasons I'm suggesting that they be reduced right off the bat, and through the methods I have just explained. I am quite prepared, after debate, to put forward a very solid motion, and put it to the vote of Members of this Council.

Mr. Chamberlist: I would like to ask one question, Mr. Chairman, of the Honourable Member who has just spoken. If, as a result of reducing the premiums for this year, it was found that there were more payments having to be made out to the medical practitioners, and that, in fact, the medical costs were higher, would the Honourable Member then make provision for finding the funds to meet the costs of the program as a result of the premiums being too low, and then would he also encourage the increase of premiums for the following year?

Mr. Stutter: Mr. Chairman, I would like to throw the ball right back in the Minister's court. At the present time, using everything the way it is set up

Mr. Stutter continues ...

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now, using the present premium set up, using the present estimated costs of 1.28 million dollars, if this in itself, without any reduction in the premium, comes about, are you going to come up with these figures, without increasing the premiums? I'm merely using all the figures that have been presented to us, and I'm just trying to point out that, without the proposition that I have made to raise \$150,000 through an increased tax on liquor, you do, indeed, have at least a \$55,000 cushion using your figures. Assuming that I might be right, and that you might have more people subscribing into the plan than your figures indicate, you are, indeed, going to have a greater cushion. I am not asking that you reduce the premium on that account, but I am asking that the premiums be reduced through the additional \$150,000 that can be raised by a 50 percent increase of the tax on liquor. This is what I'm asking at the moment. I believe, even doing this, that you will have a much greater cushion than even your figures show.

Mr. Tanner: Mr. Chairman, just commenting on what the Honourable Member has just said, there are two very basic things here. First of all, I think the public wants to know where the money is being spent. It's going into a separate pot; it's going into the separate medicare program. Anything that is left over at the end which is being paid for by premiums, they'll know how it's being spent, and I think this is the only way to finance it, definitely for the first three years; that's number one. Number two is the fact the Honourable Member has mentioned a number of times, the cushion of \$55,000. \$55,000 is not very much of a cushion to my mind; it's only 5 percent of the total cost of the plan. That's not very good business practice to my way of thinking. I also feel that we've discussed it, and the Honourable Member has gone to a great deal of trouble to get his figures up to scratch, if you like, and, frankly, I got lost half way through, when I was going to get 58 cases of beer ... I would suggest that perhaps we let this go until this afternoon, Mr. Chairman, and we recess until after lunch.

Mr. Stutter: Mr. Chairman, yesterday, the same Member, from Whitehorse North, requested that we let it go until this morning because he wanted to check out his figures. He came over to me a little while ago, and asked if I'd checked the figures out, so obviously, he hasn't. Now, he wants to put it off again until this afternoon. I just hope I don't have to rise again and try to make these figures clear. I'm quite prepared to even make a brief, if it's necessary to make myself a little plainer. The point is simple; it's been stated by the Minister himself. There isn't much objection to the plan; it's the premiums, the cost. I have come up with a proposal that will reduce the premiums, and I'm not getting anywhere with it.

Mr. Chamberlist: I think, Mr. Chairman, the suggestion that is being made, of course, has been given some thought, obviously, but I wonder if the Honourable Member, Mr. Chairman, can indicate the administrative problems that surround a funding of any program partly from a general revenue and partly from premiums?

Mr. Stutter: Mr. Chairman, the machinery is already set up. The Liquor Ordinance itself states quite clearly that once each month the Director shall give to the Territorial Treasurer a statement showing the type and number of bottles of liquor, upon which surcharges are collected, and so on and so forth. The machinery is already set up to keep track of the tax that is presently imposed on liquor. I have suggested that there be a 50 percent increase on the liquor tax which, in simple arithmetic, means that each month exactly one-third of the tax collected is put into the medicare fund. Now, I don't know how much simpler that can be, and I can't see where that is an administrative headache. It's just a simple one-third of whatever tax is collected. I would go further yet and suggest that the tax be imposed starting on the first day of 1972 if possible, so that by the time, four months later, the plan comes into effect, you have accumulated an additional cushion of \$50,000.

Mrs. Watson: Mr. Chairman, I think we should also consider the people who are going to have to be paying this premium. As it works out now, single people will be paying \$6.50, couples \$12.50, and families \$14.50. Most of the people of the Territory are aware of the premiums that will be necessary.

ILL #12 Mrs. Watson continues ...

Now we are looking at a proposal where they will still have to be paying premiums, just getting partial relief, and increase in taxation. I have a feeling that the public of the Territory are quite prepared to assume a premium on a medicare scheme and not an increase in taxation at this time.

Mr. Stutter: Mr. Chairman, I think that the point is being missed. The reference keeps being made to an increase in taxation and general revenues. This isn't from general revenues, it's from a specific tax. I'll go one step further and say that there are many people coming into the Territory that definitely buy liquor, and this is one thing that's almost a way of life in the Yukon, whether you're a visitor to the Territory, whether you're a summer-time employee, or a tourist or whatever, you do buy liquor. Now, even the people who won't in any way be contributing to the plan through the premium contributions because of insufficient funds, they buy liquor; they have a right to enjoy liquor as much as anybody else; they do buy liquor, and they will, in a small way, be contributing towards the cost of the plan. Now, we have been asked by the Minister continually to come up with proposals, and again, I have another Member of the Executive Committee who is hardly even willing to listen to a proposal.

Mr. Chairman: I think at this time, everybody seems involved in other things, so we might as well stand Committee in recess until 2:00.

RECESS

Mr. Chairman: At this time I will call Committee back to order. We were discussing Bill No.12.

BILL #12

Mr. Stutter: Mr. Chairman, I would just like to say, at this point, that I wish to drop my proposal to raise the portion of the premium from an increase in the liquor tax, but I still, very definitely, am very opposed to the schedule of rates, even based on the figures that we have been given. As I say, I am, at this point, dropping my proposal to raise part of the premium through an increase in the liquor tax.

Mr. Chamberlist: Mr. Chairman, I would like to thank the Honourable Member for withdrawing his suggestion, however, I can assure him that between now and the Spring Session of Council, that a review will be given to the suggestions that he made with reference to the lowering of the premiums, and without making any promises in this particular area, as to whether or not the premiums will be lowered, we'll give it very, very close scrutiny.

Mr. Stutter: Mr. Chairman, I would just like to thank the Minister for those remarks.

Mr. Chairman: Mr. Stutter, will you take the Chair please.

Mr. Stutter takes the Chair.

Mr. Chairman: Councillor Taylor.

Mr. Taylor: Mr. Chairman, on this premium refunding, I would still like the Administration to pursue the suggestion that this be lottery funded in order that we can arrive at the situation where we have no premium funding at all. I would like to go into the area of benefits at this time, and I note, in reviewing the various plans from the provinces, that in some provinces, at least, we find offered chiropractic care as a benefit, over and above the standard benefits to be derived from the Federal plan. I note that chiropractic care is available in the province of British Columbia, at the standard single premium of \$5.00 and the family premium of \$12.50. Alberta has a single premium of \$5.75 and \$11.50 for a family, and chiropractic services are also available, as they are available in Manitoba and Ontario. I also noticed that optometry is available for the basic premium in British Columbia, Alberta, Saskatchewan, Manitoba and Ontario. I'm wondering if the Minister has done any research, or sufficient research, to determine the actual cost, in the Yukon Territory, of adding optometry or chiropractic services, or both, to the scheme he proposed.

Mr. Chamberlist: Mr. Chairman, I have done some work on this particular area. I can indicate that in discussion with two or three provinces who have given extended benefits, they would like to withdraw from the extended benefits because of the high cost to the Government in those particular provinces. However, as a result of certain questions that were raised, specifically with reference to chiropractic services, we are considering reviewing the situation as far as chiropractors and as far as other technical services. We have put these services, like chiropractic services, optometry, in a technical field that consideration will be given. By spring, I know I will be able to make a definite decision, with the help of people who are advising me in this area, as to what participation, if at all, these people, chiropractors and optometrist, will be able to participate. I can indicate, Mr. Chairman, that in the case of chiropractors, consideration is being given to whether a chiropractor's services can be used, if the referral is made by a member of the medical profession, as is indicated and required under the Federal Medicare Act. We may, in that particular area, be able to overcome this particular objection to

Mr. Chamberlist continues ...

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a lack of an additional benefit to the plan, which has been raised in a number of constituencies. The question relating to optometry, in some provinces, the only thing they have, where optometrists come into the picture, is where there is one eye examination every two years. This is included in the plan of a particular province as an additional benefit; these things are also being looked at. I can't indicate at this time whether they will be, because we are trying to get, from right across Canada, a costing from all provinces, as to what these extra technical services are costing the various provincial plans.

Mrs. Watson: Mr. Chairman, I would also like to point out that these extra benefits that you were speaking about, are benefits that are above and beyond the basic medical package. The Federal Government does not contribute towards the cost of these extra benefits. So, if we were to assume these extra benefits in our medical scheme, it would either have to be funded from general revenue, or added on the basic premium.

Mr. Taylor: Mr. Chairman, I am in full awareness of that particular position; I realize that the Federal Government does not participate at that level. What I am saying is that a premium, for instance, in British Columbia, of \$5.00, you get the basic federal plan; in addition you get optometry, chiropractic and so forth, a whole list of treatment services, plus Red Cross nurses, special nurses, and V.O.N.'s, for a \$5.00 premium, and now we are saying, for a equivalent premium of \$6.50 ... I'm suggesting that we should add chiropractor services to our funds at no increase in the forecast premium of \$6.50 or \$14.50 as suggested. Whether or not we can add optometry might be another question. I do know from personal experience in the Yukon, that there are many people, a great many people, who do have problems relative to chiropractic needs, and I know people who have left my area, in Watson Lake, and have flown to Juneau, Alaska, to get this work done because a doctor could not help them. I also would like to point out that it seems to me, when we consider adding the chiropractic services to the plan, if we do consider this, I see no reason why a person who has to have the recurrent needs of a chiropractor, should have to go to a medical practitioner every time he wants to go to see a chiropractor. I think that this would be somewhat unfair to the individual. He has to see a chiropractor; he goes to see a chiropractor. I think if he is treated in that manner, then the chiropractor should send his bill, just like the medical practitioner does. You just add an additional cost to the patient, really, if you send him to a doctor first and then to a chiropractor. I would like to see this considered. I have a copy of the letter which was ... which says, "Enclosed is the information that Councillor Chamberlist asked me to obtain so that consideration may be given to having chiropractic coverage under the Yukon Health Care Plan." It indicates that 60 to 70 per cent of Yukon population are now covered for chiropractic care under insurance plans. It goes on to list them and this type of thing. In relation to the plan, that is another aspect I would like looked into. Certainly the optometry, because the optometry is important, more particularly in respect to the young people, children particularly.

Mr. Chamberlist: Mr. Chairman, as I have indicated and one can also see that I have been concerned, because I have requested, of one of the chiropractors operating here, to seek this information for me and give it to me. Obviously, one can see that I have been concerned with this. We can consider the area of chiropractic treatment, but we cannot allow the chiropractor to deal directly with a patient because the Federal Medicare Act doesn't allow this. It must be, indeed, a medical practitioner and we must follow that legislation. What I had in mind, and what I am going to ascertain, is whether, within the scope of the funds that will be available in the plan, we can include that a chiropractor becomes one of the technical services that a practitioner could recommend for service to a patient, and with the



Mr. Chamberlist continues ...

recommendation of the medical practitioner, this is the way that the other provinces get around this particular item. We certainly cannot allow that a patient go directly to a chiropractor. I have been, over the last little while, trying to get together all alternates or exclusions of various provinces and the territories; gradually I'm getting them together. I think that by the time of the spring Session, you can see that there is a lot of work involved in this, I will be providing each Member of Council with a copy of the exclusions in each different jurisdiction. These deal specifically ... it might be interesting to note that a question that has been raised, that I said we are prepared to consider the exclusion of travelling and mileage which we have been asked for, in B.C. this is excluded completely; Alberta it is excluded; in Saskatoon it is excluded; in Manitoba it's excluded; in Ontario it is excluded; it is included in Quebec; included in New Brunswick; excluded in Nova Scotia; excluded in Newfoundland; included in Prince Edward Island; and included in the Northwest Territories. I think that there is a value there that indicates that we can be placed on the same level in that inclusion to allow for that travel time because it applies in the Northwest Territories, so should apply to the Yukon. I am simply pointing out that there are certain areas where there are exclusions. The question of advice by telephone has been raised from time to time. We have excluded it. Why should we exclude it? And it is excluded in ... 1,2,3, 4,5,6,7 jurisdictions, and so it goes on. I am gradually getting all these together, because it really takes time to get this information from other jurisdictions. I am just trying to, for instance, in simply in ... only in 2 areas is examination for marriage included in the medical plan. You know, where people are getting married and they want clearance from their doctor, they can go. It is included in the medical plan; everywhere else it is excluded. Every one of these, about a hundred items, the exclusions and inclusions all differ in different jurisdictions. It is interesting to note that inoculations and vaccinations, when provided through Government agencies, that it is included everywhere except in Saskatchewan, and Saskatchewan started the program itself. You would think and wonder why this would happen. We have the fitting and supply of eye glasses included in 5 jurisdictions and excluded in 6 jurisdictions. Surgery for cosmetic purposes except when medically required, we allow that to everybody under the age of 15; in other jurisdictions, they're excluded completely. All routine dental care, including dental X-rays, in some areas they are excluded and some areas include them. We are placed in the position of having all different areas involved. Transportation services, where we are in the process of trying to include as a service to outside areas, and in 9 of 11 jurisdictions that have medicare at the moment, they are excluded. Then, the transportation of patients, in 8 out of the 11 jurisdictions they are excluded. So, we are faced with these different areas. Here is a service by physicians to his own spouse and children; even a item like that comes up in medicare in some of the jurisdictions that have to be considered. In any service not rendered by, or at request of physicians, these are excluded in 9 of the 11 places, and this is the area that I have to consider, with reference to chiropractic treatment, whether or not it should come in under that particular area. Services termed not medically required on review of medical evidence; now we have 6 jurisdictions that exclude this and 5 jurisdictions that include it. As a foot note, that in B. C. the cosmetic surgery is defined, including surgery for the correction of facial wrinkles, surgery for symmetrical eyelid wrinkles without functional problem, ... we get into areas like this where we have to try and sort out, to see what can be done, which is a fair and equitable type of program. When I get everything complete, I am going to make all of these available to Members of Council, so that they can really see the amount of work that has to go into these things before we can come up with something that includes variations where variations have to have to be made. I would ask, Mr. Chairman, that in view of what I have said, perhaps I don't want to force people to not go on talking about this, but I would really appreciate it if we can get on with the rest of the Bill, and approve this amount that has to be brought forward, so that we can proceed with the administration section of the Ordinance itself.

BILL #12

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Mr. Taylor: Mr. Chairman, if we proceed with the Bill, I want to make it quite clear that this is not an acceptance of the plan itself. We are asked here to approve the sum of \$6,000 to start programming theatre service for the registration and \$2500 for the provision to attend public meetings in all populated areas of the Territory; I believe that this is underway. Brochures and advertising is also underway. I held up on the \$6,000 because I felt we must have an airing on this plan, in this House, at this time. I wouldn't want it to be interpreted, by accepting the item in these estimates that we agree with the plan. I think that is a matter that has to be resolved in the spring. I just had a couple of other items; as I say, I will be looking forward to the information the Honourable Member has suggested he will bring forward to us. I am hopeful that we can have that before the Spring Session, so that we may have an opportunity to study the information he wishes to bring forward. I also wish to clarify one point that was raised yesterday by the Honourable Minister; that was the statement made in this House that I have been provided with the information of these plans that I was asking for, and I wish to state, without any qualification whatsoever, I have not, as indicated, received any of the information suggested by the Honourable Minister. I am still attempting to get it. For my own part, I will agree to the expenditure of the \$6,000 of the \$13,500, but I do not necessarily agree with the plan, at this time. I don't expect I will agree with the plan until I am provided with the information I have asked for, for the last six months.

Mr. Chamberlist: Mr. Chairman, I can appreciate the Honourable Members' remarks and I can assure him, and I will be recorded, that there will be ... that the plan is open to variation, and we have already had some variations, and we are quite prepared to look into more variations. Between now and the next Session, the Members of Council will be given the additional work, copies that will be done by analysis, and if the Honourable Member feels he hasn't had all the information of private plans that he should have, although it is not the Government's responsibility to provide copies of private plans, I will see if, with the help of the secretary of the Clerk of Council, that we could retain from various private organizations, the plans that exist in various groups. I think that would satisfy everybody in this particular area. I wish to thank him again for his support in allowing this amount of money to go through.

Mr. Taylor: Mr. Chairman, I will be raising this matter under the Motions for the Production of Papers in the morning. I really think that it is important that we get this information; then we can start talking to our public and answering the questions that they have been asking. So, as I say, I hope that these assurances are lived up to, because in the past, they really weren't, as I have described out of the old Votes and Proceedings.

Mr. Tanner: Mr. Chairman, if it is the intention of the Committee to go on to the rest of this supplementary estimate ...

Mr. Chamberlist: We have to get agreement on this first. Could we have agreement on this item then, Mr. Chairman?

Mr. Taylor resumes the Chair.

Mr. Chairman: Is there any other discussion on this item, Yukon Health Care Insurance Plan? \$13,500. Are you clear? The next item is the Department of Local Government, \$150,001.

Mr. Tanner: Mr. Chairman, I'm going to make the following suggestion, merely for convenience in the House. If any Member doesn't want to follow my suggestion, I have no particular ax to grind. I am just suggesting that we could depart from the usual procedure and go on to the following one, Community Development Grants, and maybe get that out of the way. I have a great number of questions to ask on the \$150,000.

Mr. Chairman: I wonder if the Member could state his reason again, why we should detract from the normal, the next item on our list is \$150,001 ..

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Mr. Tanner: That's correct, Mr. Chairman, and I am suggesting that it might be convenient to Members, if it is agreeable to all Members, that we go on to the third item, Community Development Fund, get that out of the way because I've got a great number of questions to ask on the \$150,000, but I don't think there are too many questions to be asked on the past ones.

Mr. Chairman: I was just wondering what the change is. ...I'm agreed.

Mr. Tanner: Well, it is for the convenience of Members here.

Mr. Chairman: Where is the item that you want to discuss?

Mr. Tanner: On page 11.

Mr. Chamberlist: Mr. Chairman, this item of \$6,901.02 is the amount of money that was left in the Community Development Fund, allocated to Members of Council for disposition, but left over, and really, all we are asking for is to revote it so that it can be used by the Members in their particular fund. I don't think there should be any objection to that.

Mr. Stutter: Mr. Chairman, I particularly have no objection, because I think perhaps about 90 per cent of that revoting comes out of my fund by the looks of it.

Mr. Chamberlist: Right, this is true.

Mr. Tanner: Just one minor question, Mr. Chairman, it is my understanding, and I stand to be corrected, but it is my understanding that this is automatically carried over and didn't have to be revoted. Am I incorrect?

Mr. Chamberlist; Mr. Chairman, that is incorrect, but it does automatically carry over to the same source, and we have to revote it from the funds of the year before to be placed in the Councilors' funds.

Mr. Chairman: I believe this is the first year that this has been done because of the new budget system.

Mr. Chamberlist: Mr. Chairman, have we got agreement on this?

Mr. Chairman: Have we got agreement on \$6,901.02? The Territorial Capital Building, to approve in principle the plan to construct the Territorial Capital Building, \$1.

Mr. Chamberlist: Mr. Chairman, the reason for this is that the monies that are going to construct the Capital Building are being made available by the Federal Government and will be paid into the Yukon Consolidated Revenue Fund for that purpose. To commence the necessary planning, we need the right to spend that money as it comes in, and this is the request for the one dollar.

Mr. Chairman: Are you clear? Now, back to the routine again, we have \$150,001, Department of Local Government. First item, grants and loans, "to provide a start-up grant to the City of Whitehorse to cover unforeseen expenditures and to cover additional staff and equipment requirements as a result of incorporating the Whitehorse Metropolitan Area into one municipality. \$150,000."

Mr. Tanner: Mr. Chairman, again this is a point of clarification, for myself, does any Member, or does the Chairman have any objection in discussion of this grant of \$150,000, to referring to Sessional Paper No.9 which is the outline of what position is up to date on the extension of City boundaries?

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Mr. Chairman: I beleive that this is an item yet to be moved into Committee.

Mr. Tanner: Mr. Chairman, it hasn't been moved into Committee yet. I didn't move it into Committee because I didn't think I had to. I just want to make it very clear that I can discuss Sessional Papers.

Mr. Chairman: It appears that no one has moved it into Committee as yet.

Mr. Chamberlist: Mr. Chairman, I didn't think it was necessary, because we would be discussing the content of it in this item in any event.

Mr. Chairman: Is Committee agreed then, that we permit the discussion of Sessional Paper No.9, notwithstanding that it hasn't been moved into Committee? Proceed.

Mr. Tanner: Mr. Chairman, I would like a statement, first of all, from one of the Executive Members, as to specifically what this \$150,000 applies to, and what it does to any other grants that the Territory might be making to the City.

Mr. Chamberlist: Mr. Chairman, I would ask that Mr. Commissioner be in on this, as he had much to do with it. I would indicate that during the discussion, prior to the City of Whitehorse, as it existed, coming into the whole metropolitan area, and during discussions by the Steering Committee, it was indicated that there would be a start-up grant of \$150,000 provided to cover the unforeseen circumstances and expenditures on equipment and other staff items, and such things. All the Government is doing at this time is putting into effect the promise that it had made to the Steering Committee at that time.

Mr. Tanner: Thank you, Mr. Chaiman. Would the Honourable Member prefer that I wait until the Commissioner gets here.

Mr. Chairman: Any other witnesses you require besides Mr. Smith?

Mr. Tanner: None that I can think of.

Mr. Chairman: We will then recess at this time until the Commissioner arrives.

RECESS

RECESS

Mr. Chairman: I will now call Committee back to order. Proceed, Councillor Tanner.

Mr. Tanner: Mr. Chairman, before going specifically to Sessional Paper No.9, I've got three or four general questions for whoever wants to answer them. Then I would like to go through Sessional Paper No.9 point by point and discuss those too, if that is agreeable to Committee. The first question is, is it the intent of the Administration to turn over the major part of the money and equipment to the incoming, 1972 City Council?

Mr. Commissioner: What was this again?

Mr. Tanner: Is it the intension of the Administration to turn over the major part of all monies and equipment to the incoming City Council, the Council which we have elected in December and which will sit in January 1972. The major part of the turnover will happen then.

Mr. Commissioner: Mr. Chairman, without wanting to incorrectly answer the question, the turnover is going on, on a progressive basis. We have attempted, in the Sessional Paper here, to indicate most of the

Mr. Commissioner continues ...

things and the status of them at this time. As far as actual equipment turnover is concerned, this has certain limitations to it; as far as money is concerned, some monies have been made available to the City now, and, of course, the \$150,000 item that is before Council at this moment is the major monetary transaction that will be involved. I trust that that is an adequate answer to the Councillor's question, Mr. Chairman.

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Mr. Tanner: Mr. Chairman, does the Administration have a list of the equipment which it intends to turn, or grants in lieu of equipment.

Mr. Commissioner: Mr. Chairman, the \$150,000 here is to permit the City to buy, or in fact, to do such as they please with, but we are hopeful that this will assist them to buy much of the equipment that they will need. If the Honourable Member's question is, are we going to turn over a bunch of road graders, and a bunch of trucks and things, the answer is no, except for those specific things that are already mentioned in this paper, I believe we are talking about water trucks or something of this nature, Mr. Chairman.

Mr. Tanner: Mr. Chairman, then could I ask the Commissioner if the items that are mentioned in here, as you pointed out, the two water trucks, and some other equipment, that is specifically the only equipment that is going to be turned over to the City, other than \$150,000 in lieu?

Mr. Commissioner: To the best of my knowledge, Mr. Chairman, this is correct. There may be some minor items that I am not aware of, but to the best of my knowledge, if there is no mention of anything, there is no intention to do any transferring.

Mr. Tanner: Just going back to my previous question, Mr. Chairman, I just want to make this point very, very clear. The only equipment, or grants in lieu of equipment, are either in here or in \$150,000. Is that correct?

Mr. Commissioner: That's correct.

Mr. Tanner: Thank you, Mr. Chairman.

Mr. Commissioner: Mr. Chairman, unless there is some information that I do not have, and I don't believe there is, the situation, as outlined by the Honourable Member, is the situation.

Mr. Tanner: Mr. Chairman, the next question I'm going to ask, I hope all Members understand that I'm not trying to embarrass anybody. I am just trying to obtain information, and if it is in the stage of negotiation, then I'll understand the answer if it's phrased that way. Could the Commissioner, or the Member from Whitehorse East, tell us what the status is in negotiations between D.P.W., the Territory, and the City, in the turnover of the D.P.W. Fire Department, and all the property in the Takhini Area, and the equipment, D.P.W. equipment.

Mr. Commissioner: Mr. Chairman, as far as I know, the fire hall and the equipment is the subject of current negotiation; as far as the property is concerned, I don't believe it has even reached the negotiating point as yet. Now, the third item, the fire hall, as far as I know, the fire hall is looked upon as part of the fire fighting equipment. I am possibly subject to correction on this, but I believe that my statement is an accurate one, that the fire hall and the fire equipment are looked upon as one package, and, of course, the basic contiguous property on which it is situated. I am not talking about 50 acres or something but the immediate area.

*BILL #12* Mr. Tanner: Mr. Chairman, I mentioned the fire hall specifically, the  
*SESSIONAL* fire trucks specifically, and the property in the Takhini Area, which  
*PAPER #9* is presently serviced, or has potential services on it. The Commissioner,  
 is I understand him, has said that there is still, the property is  
 still under subject to negotiation. Is that correct?

Mr. Commissioner: Future negotiation.

Mr. Tanner: Does the Commissioner anticipate then, that those negotiations will be completed before January 1st, 1972?

Mr. Commissioner: Mr. Chairman, it is unrealistic to expect that property negotiations will be finalized prior to that time; in fact, I do believe, with the fire hall and the fire equipment, there may be some problems with that prior to the end of the fiscal year. The second items listed, the fire hall and the fire equipment, they are subject to current negotiation, the property is certainly at future negotiation. You just arrive at a point, Mr. Chairman, that you have so many things on your plate that you can't deal with them all, and you deal with those things which are hopefully the important things. You attempt to deal with them in order of priority.

Mr. Chairman: A question from the Chair; What happens to the ambulance service in this case?

Mr. Commissioner: Mr. Chairman, I can't give you an exact answer on this, but this is some of the negotiation at the present time. I'm sorry, I can't give you an answer right off hand what the ultimate disposition is.

Mr. Tanner: Mr. Chairman, my next question doesn't particularly concern amalgamation; it concerns the announcement that all Members in this House were pleased to hear this morning concerning the Alaska Highway. With the announcement that the Alaska Highway has been turned over to the ... for maintenance purposes, to the Territory, have D.P.W. turned over their equipment, with that turnover of the responsibility of the highway, to the Territorial Government?

Mr. Commissioner; Mr. Chairman, to the best of my knowledge, all the equipment that is owned or controlled by the Federal Department of Public Works that is directly attributable to maintenance requirements on the Alaska Highway, will be part of that turnover. Now, Mr. Chairman, I make it clear that D.P.W. may well have equipment that is not directly necessary for the Alaska Highway, and that will not be part of the turnover. I qualify my statement.

Mr. Tanner: In that case, Mr. Chairman, and again I hope all Members understand, particularly the Commissioner, I'm not trying to embarrass him, but, if there are presently negotiations, ongoing negotiations, with D.P.W., is it a fact, or is it the intention that D.P.W. turn over any equipment to the City, with the property and the area which they will eventually turn over to the City. Are they going to turn over the equipment the same as they have done to the Territorial Government?

Mr. Commissioner: Mr. Chairman, is the Honourable Member possibly referring to, say, road patrol, or things of this nature, that are maybe used partially for maintenance of streets in Takhini; is that what he is referring to?

Mr. Tanner: Yes.

Mr. Commissioner: I'm sorry I couldn't even answer this; I just don't know. It would occur to me that the equipment used in the street maintenance in Takhini would not constitute, we'll say, machines being assigned on a continuing basis to that, therefore, it would simply be secondary use, after they have looked after their main purpose, namely, the Alaska Highway. It would be highly questionable, to my knowledge at the moment,

Mr. Commissioner continues ...

that there would be excess machinery available in the D.P.W. inventory that could conceivably be turned over to the City. I would also point out, Mr. Chairman, that while certain machinery and equipment, from time to time, is highly desirable to have, particularly in the City's position where they are taking on a lot of added, new responsibilities. Certainly, I would feel that if at all possible, the City should have the money to buy equipment that was specifically designed to their own requirements, Mr. Chairman. In other words, maybe they don't need road patrols; maybe it is something else they need. It is better that they have the money so they can procure what they need actually, themselves.

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Mr. Tanner: Mr. Chairman, that is the extent of most of the general questions, and I would ask the Chairman how he would like to proceed, Does he want to read through the whole Sessional Paper, or should I make comments that I have as I go through? Starting off on the first page, Crestview and Porter Creek Services, it says, "Salaries, volunteer fire department, unspent funds turned over to City!" Could the Commissioner, or some Member of the Executive Committee, indicate when those unspent funds were turned over to the City?

Mr. Commissioner: Mr. Chairman, I don't know, but we certainly can supply the Honourable Members with that information. I'm sorry, I don't have it right on hand.

Mr. Tanner: Mr. Chairman, this is going to take me a little time, because I have got to go through. I thought we were going to read through the paper, so if Committee will give me, maybe a second or two inbetween, I will refer to the specific areas that I am interested in. The second item says "Special services, maintenance, garbage dump, previously carried out by City and our proportionate expenses billed to us. City operated from July 1, 1971, with funds paid by Y.T.G." What does that really mean, Mr. Commissioner? Haven't we always given a fund to the City to operate the garbage dump?

Mr. Commissioner: Mr. Chairman, one would have the wisdom of Methuselah and probably a PhD from Harvard to figure out who has ever borne the proper share of the cost of the Whitehorse City garbage dump, and I would like to suggest that maybe now, for the first time in the history of it, there is someone properly operating it, and there will be some kind of a properly apportionment of the obligations with regard to maintaining it. Literally speaking, Mr. Chairman, the Honourable Member's question is unanswerable from a factual point, except off into the future.

Mr. Tanner: Further down on the same page, it says "Crestview water and sewer services, special services - estimate not in use as sewer and water system was not installed in budget year 1970-71 due to the lack of adequate water source. Funds were partially expended on boundary extension costs". Number one, what were the extension costs, and does this include, for example, the gentleman who was hired to oversee the plebiscite and to oversee amalgamation ... particularly the plebiscite? Are those the costs they refer to?

Mr. Commissioner: Mr. Chairman, there have been a lot of miscellaneous costs with regard to the boundary extension. I believe, at the time of the plebiscite, there was necessary money to be found for the cost of the plebiscite. I believe there were a certain amount of advertising monies that were involved. But, I think in this instance, the Honourable Member is entitled to a detailed statement of this financial situation, and the use of these funds; I would undertake to make that available. It's not something that can be answered in general terms, Mr. Chairman. It should be answered in detail, and we will supply this.

Mr. Tanner: I thank the Commissioner. I didn't really expect that much in this particular instance. When might we have this available? By the end of this Session?

BILL #12  
SESSIONAL  
PAPER #9

Mr. Commissioner: Mr. Chairman, I'll put it to you this way; we'll make them available just as quickly as they are available. If Council is not in Session, they will still be made available to Members of Council; they will be sent out. Then everyone knows just exactly what is involved.

Mr. Tanner: Thank you, Mr. Chairman. The next item is grants, and it says "This establishment not affected as grants will be continued to be paid to the City". What grants in particular are going to be paid to the City?

Mr. Commissioner: Mr. Chairman, the budget item of grants, here, I'm not just too sure what exactly is referred to here, but there will be grants in lieu of taxes, statutory grants, and such other municipal grants. I believe that under this falls road maintenance; we pay a percentage of the road maintenance within municipalities, Mr. Chairman. This is the type of things, and these ... pardon me?

Mr. Tanner: Paving?

Mr. Commissioner: No, I think that falls under the capital side, and I think this is looked upon when there is major road construction done; I believe this falls under another formula which is on the capital side of our budget, and is based on projects that are approved by Y.T.G., and are subject to specific voting here in Council under Vote 20. They fall into a little bit different category than the ongoing type thing, such as street maintenance.

Mr. Tanner: Excuse me, it does include the statutory grants as well?

Mr. Commissioner: Yes.

Mr. Tanner: Mr. Chairman, the next comment I have to make, about a number of these things, is really, I suppose you could call it, a criticism of this report, because I don't think ... there are five pages of this report, and I don't think, in many cases, it adds up to anything other than somebody in a department making up a report to produce paper. For example, it's got municipal services, various locations; halfway down on page 2, it says "MacRae Subdivision - materials and supplies, Y.T.G. operates to December 31, 1971". Could the Commissioner indicate how much money is involved here?

Mr. Commissioner: Mr. Chairman, the basis of this report for all the Votes is as they occur in the budget this year. Every one of those items, as they occur in that relationship, if there's a copy of the budget around, we can sure tell you what is totally involved here. That's the order in which they occur, as they're shown in the figures.

Mr. Tanner: Mr. Chairman, I know what the figure is, \$50. The point I'm trying to make is, this looks like an extremely good report, covering all the things that have happened between May of this year, when we had amalgamation, and the situation as it is now. It's going to be my contention, by the time I get to the end of this paper, that it's nothing like a full report of what's happening up to now. Further down the page, "Rentals equipment - street maintenance, west of 8th Avenue - contracted to City in 1971 - unused balances paid to City". Could the Commissioner tell me when that was paid?

Mr. Commissioner: I would assume that this will be talked about on January the first. Maybe this is a bad assumption, Mr. Chairman, but if this is to be the cutoff time, whatever unused balances are available ... the idea would be to take the money that is left in the Vote and make them available to the City, as far as I know.

Mr. Tanner: Mr. Chairman, my next question is in a different area altogether. It concerns personnel, really. "Porter Creek water services - salaries, present staff terminate duties on December 1, 1971. Y.T.G. will pay City to staff plan to December 31, 1971. Existing staff were offered positions by the City". Can the Commissioner, or one of his officers, indicate how many



Mr. Tanner continues ...  
people accepted those positions?

*BILL #12  
SESSIONAL  
PAPER #9*

Mr. Chamberlist: Well, I'm not one of the Commissioner's officers, but I will answer the question. As to people who have accepted these positions, we do not know because they do not come to an end until December 1st, when the present staff terminate their duties. But, certainly, again, whatever monies have been made available for these personnel would have been paid out of the Territorial Vote. That amount of money will be turned over to the City to meet the wages of the personnel who will be employed in that area. That's what it means.

Mr. Tanner: Mr. Chairman, before anybody, a contract of employment with any employer, be it the City or the Territorial Council, takes place, obviously they're given notice, and in this case, one would assume they're given a normal three-months' notice, so consequently, some employees would know before hand and there would probably be some reaction. Now, the reason I asked this question, Mr. Chairman, is because I'm trying to get at a feeling, that you get outside of this building, out there, a feeling from the City, from my constituents, that these people probably didn't accept situations with the City because there's a very poor feeling between the City and the Territorial Council ... whoops, not the Council, the Territorial Administration, and I think it's probably because this report has been ... it's far too long overdue. It should have been made and initiated immediately after the amalgamation meeting, and I think the Territory is at some fault. Does the Commissioner wish to comment, or shall I continue in my diatribe?

Mr. Commissioner: No, no, carry on.

Mr. Tanner: On page 3, the second item, "Rentals - use of Y.T.G. vehicles - Existing vehicles in use will be turned over to City with operation". My question in this case is, what vehicles in what condition?

Mr. Commissioner: Mr. Chairman, the Honourable Member asked, what vehicles; we'll have to get a proper answer for this, however, as far as the condition is concerned, it's as is where is. This is it, I mean, if the vehicle has got ten miles on it, I guess it's got ten miles; if it's got ten zillion miles, I guess it's got ten zillion miles. Certainly, I do not have the details on this, but we're quite prepared to supply the detail on this; it has got to be available, Mr. Chairman.

Mr. Tanner: Mr. Chairman, at the beginning of this inquisition, the Chairman asked whether I wanted any other witnesses. Perhaps maybe we would get a lot of these answers immediately, instead of waiting for tomorrow, if we had a witness in the personnel of Local Government here. It might help get these questions immediately, if it's agreeable to all Members?

Mr. Chairman: Committee agreed? Mr. Clerk, would you determine whether the Director of Local Government would be available? I think, at this time, I will call a recess.

RECESS

Mr. Chairman: At this time we will call Committee back to order. I believe Councillor Tanner has the floor.

*BILL #12  
SESSIONAL  
PAPER #9*

Mr. Tanner: Mr. Chairman, in the intermission, I managed to get a lot of the answers that I wanted, and there are still a few more forthcoming, I hope, tomorrow morning. With Committee's consent, I would suggest that we ... if no other Member has any more questions at the moment, that we go ahead and vote on this, but on condition that I can bring it back into Committee tomorrow morning.

Mr. Chairman: Does the Member indicate that he wishes to proceed with the Bill but, however, wishes to leave Sessional Paper No. 9 on the roster; is this the intent?

Mr. Tanner: Yes, that is correct, Mr. Chairman.

Mr. Chairman: Would Committee agree? Alright, any further questions on grants and loans, Whitehorse Boundary Extension, \$150,000? Are you clear? The next item is Yukon Public Housing, \$1.

Mr. Chamberlist: Mr. Chairman, the \$1 request is made because there will be a necessity for some funds being made available for the pre-planning preparations of the work entailed in bringing the Housing Corporation into being. This is the purpose of this dollar.

Mr. Chairman: Anything further on this item? This gives us a total then, under Schedule "A" of Bill No. 12, of \$170,402.02. What is your further pleasure?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 12 be reported out of Committee without amendment.

Mr. Watson: Mr. Chairman, I second the motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 12 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Chairman: We have two further items here. We have Motion No 9, that Legislative Return No. 4 be discussed in Committee of the Whole. Councillor Stutter will you take the Chair, please?

*LEGISLATIVE  
RETURN #4*

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I don't want to take too much time of Committee on this matter. It is rather important to people outside of the environs of the City of Whitehorse and the hinterland, and that is the provision of L.P.R.T., Low Power Relay Transmitter facilities, at Ross River, which we have been asking for many years now, and the Frontier Television Package for the community of Teslin. In the case of Ross River, telephone circuits have been put into that community. There is no reason in my mind why a Low Power Relay Transmitter cannot be installed in the community at any given time. It was slated to go into Ross River some years ago, but I guess when Faro came into being, it wound up in Faro instead of Ross River. I have continually, at each Council Session, over the years, which takes in many Council Sessions, asked if some consideration would be given by the Canadian Broadcasting Corporation to the provision of this most needed facility. I know in Ross River you cannot hear the Faro station, because the nature of these transmitters is such that they are very low-powered, and they don't transmit very far. The terrain also is mountainous, which contributes to the fact that you can't get good radio there. So, I would ask again

Mr. Taylor continues ...

LEGISLATIVE  
RETURN #4

that the Administration give some further consideration, when they are talking to the C.B.C. people, which I am sure they must from time to time, about the requirements in the Yukon, or for the Yukon, that they again stress that the people of that area are desirous of their L.P.R.T., and they have waited many, many long years for this facility. In the case of Teslin, we have rather a large community there. The community has been in existence for well on ... prior to 100 years ago. It's always been a centre of population. It's a supply and communication point at that settlement, 100 miles out of Whitehorse here. Certainly there is no reason in my mind why they shouldn't have a Frontier Package Television facility. The C.B.C. have in other replies, stated that they were not prepared to put in any more L.P.R.T.'s until the satellite went up under the Telstat program. It occurs to the people and myself that in the interim, or even when the satellite is up, even if they put a ground receiving station in the community, which they really should do, that they are still going to have to have a transmitter facility there. They're going to need a tower to re-transmit. They're going to need transmission equipment to produce the picture to the antennae. Consequently, why can they not at least start on that program. Even if the tapes are three weeks late, this is no matter. At least they can get a facility going in the community of Teslin. Unfortunately, the C.B.C. is a crown corporation and not under the control necessarily of the Federal Government. They really don't have to listen to us at all. Once again, Mr. Chairman, I do ask again that when the Administration is dealing with C.B.C., that they convey to the Canadian Broadcasting Corporation the desire of the people of these two communities, and long established communities, in the Yukon, for the respective facilities that I have continued to ask for in this House for many, many years.

Mr. Chamberlist: Mr. Chairman, it is quite true that the Honourable Member has pressed for this position. He did so on February 23rd of this year. In Legislative Return No. 14, 1971 First Session, dated March 8th, 1971, the reply that was given from the Administration was that, "the Canadian Broadcasting Corporation advises that definite plans are for the installation of Frontier Package Television in Faro this early summer. No decision has yet been made regarding L.P.R.T. installation at Ross River or F.T.P. installation at Teslin." I understand that some work has been with reference to a Frontier Package Television at Faro just recently. But, certainly the Administration will again make representations to C.B.C. to point out how the position is in relation to it.

Mr. Taylor: Yes. I thank the Honourable Member for his comments. Just in closing, I would like to say that it is extremely depressing to the people, who, I say, have lived in these areas for many, many years, who really are most deserving of these facilities. It is a pity that they can't get them. As fast as we get allotments for these facilities, they seem to be going to newer established communities; the mining communities, and these people are left in the lurch. I really and sincerely hope that C.B.C. can find ways and means and capital out of their very, very exceptionally large budget to provide these two facilities. I am sure that other Members, in their areas, may also be looking forward to such facilities. I think that C.B.C. should take a second look at this and do something about it.

Mr. Chairman: Do any other Members of Committee have anything further to comment on this?

Mr. McKinnon: Mr. Chairman, I would advise very strongly that the Honourable Member change his question to read that he would like the installation of a ground receiving station facility at Teslin. I can assure the Honourable Member, in recent conversations with the C.B.C. hierarchy that it's very unlikely that any more Frontier Package installations are going to be installed in the Yukon Territory. He should be looking to the day when Anik is circling the sky, and January, 1973, which is the target date that it will be transmitting,

Mr. McKinnon continues ...

and be asking for ground receiving stations in the communities that he represents. I am almost positive that he will find out that this is the future of television in the North. The Frontier Package was a stopgap measure and certainly is on the way out.

*LEGISLATIVE  
RETURN #4*

Mr. Taylor: Yes, Mr. Chairman, the reason I used the term Frontier Package, of course, is that because that seems to be the only term that has been used up to this date. I certainly agree with the Honourable Member that this is indeed what we want, a ground receiving station from the satellite, so they, too, can enjoy the benefits of direct television. As a stopgap measure, if they could start putting in the equipment, even feed it with tape, irrespective of what it is called at the moment, this could tide us over. Then, when the day comes when the satellite is ready to go, they can throw the switch and the people of Teslin could also enjoy the same facilities as other communities in the Territory.

Mr. Taylor resumes the Chair.

Mr. Chairman: Has anyone anything else on Legislative Return No. 4? The next item for consideration is a motion moved into Committee today, Motion No. 11, moved by Councillor McKinnon, seconded by Councillor Stutter, "Be it resolved that, in the opinion of this Council, the Public Health Ordinance be amended to allow for travel subsidies to be paid to Yukon residents who, on the advice of Yukon doctors, must travel to points outside the Yukon for medical treatment; and be it further resolved that, in the opinion of this Council, a travel subsidy be paid to Yukon residents who must travel to Whitehorse for medical treatment from points within the Territory." Councillor McKinnon.

*MOTION #11*

Mr. Chamberlist: Mr. Chairman, when I asked that it be moved into Committee, it was to enable me to have sufficient time to bring some information forward. This was done this morning, and of course, it was my hope that it would be discussed in Committee tomorrow so that I can bring the information forward. I feel that all Members should have available to them.

Mr. McKinnon: Agreed.

Mr. Chairman: Committee agreed? There seems to be no other items in Committee at this particular moment with which we can deal. I believe tomorrow it is the intention of Council to deal with Motions, which would bring in the Alaska Highway takeover. In this endeavour, we have asked personnel from D.P.W. and the Territorial Engineering Department to be on tap in case Members have any questions. Also, I believe that it's intended tomorrow, if the information is available at that time, to introduce matters relevant to the Employment Incentives Program. At this time, the Chair would entertain a motion that Mr. Speaker do now resume the Chair.

Mr. Tanner: I move that Mr. Speaker do now resume the Chair.

Mr. Chamberlist: I second that motion.

Mr. Chairman: It has been moved by Councillor Tanner, seconded by Councillor Chamberlist, that Mr. Speaker do now resume the Chair. Are you prepared for the question? Are you agreed? I declare that the motion is carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: The House will now come to order. May we have a report from the Chairman of Committee?

Mr. Chairman: Yes, Mr. Speaker, Committee convened at 11:25 a.m. to discuss Bills, Sessional Papers and Motions. Committee recessed at

Mr. Chairman continues ...

12:00 noon and reconvened at 2:10 p.m. It was moved by Councillor Chamberlist and seconded by Councillor Watson that Bill No. 12 be reported out of Committee without amendment. Motion carried. It was moved by Councillor Tanner and seconded by Councillor Chamberlist that Mr. Speaker do now resume the Chair. Motion carried.

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

Mr. Taylor: Mr. Speaker, in respect of the agenda for tomorrow, I believe that there will be two items, Sessional Papers, coming into Committee. So, we would generally suggest Bills, Sessional Papers and Motions.

Mr. Speaker: May I have your further pleasure?

Mr. Chamberlist: I would move that we call it 5:00.

Mr. Stutter: I second that motion.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member from Dawson City, that we now call it 5:00. Are you prepared for the question? Are you agreed? I declare the motion carried.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: This House now stands adjourned until 10:00 a.m., Thursday morning.

*ADJOURNED*

ADJOURNED

Mr. Speaker reads the daily prayer. All Councillors and Mr. Commissioner are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order.

Mr. Chamberlist: Mr. Speaker, I rise on, what I consider to be, a very, very top point of privilege. Mr. Speaker, on page 191 of the Votes and Proceedings, Tuesday, November 2nd, Councillor McKinnon rose on a point of personal privilege and stated: "I did not receive this correspondence from people in the Medical Services Association. It came to me through my normal methods of fine network within the Territorial Government operations." As a result of this remark, Mr. Speaker, the integrity of the Public Service of the Territorial Government and, indeed, the situation in regards to the people in the Public Service and their work, has been placed in jeopardy. I was much concerned over what was said and attempted to ascertain where these documents were, indeed, issued from Territorial Government sources. As a result of an investigation and certain questions made and answers received, it has been learned that the Honourable Member did not receive the document referred, or copies of that document, from any Territorial Government source, but, in fact, he received them from another source outside of the Territorial Government Service. Mr. Speaker, I would ask that the opportunity for the Honourable Member to retract the statement made, be given, or an opportunity for him to correct that statement, so that it may be recorded accordingly in the Journals of the House.

Mr. Speaker: Is the Honourable Member from Whitehorse West prepared to withdraw or retract the statement?

Mr. McKinnon: Mr. Speaker, the document in question did not come from the Public Service of the Territory. However, I could say, Mr. Speaker, that I could bring documents from the Public Service of the Territory into this House, that were given to me from sources within the Public Service of the Yukon Territory. I only made the point, Mr. Speaker, because there are some documents which some members of the Public Service feel are so important to the well-being of the people of the Yukon Territory, that they do supply me with documentation of them.

Mr. Chamberlist: Mr. Speaker, I thank the Honourable Member for being honest enough to stand up and say that he corrects himself, inasmuch as the document did not come from the Public Service. It was the Public Service, I felt, that should be protected in this area. Thank you, Mr. Speaker.

Mr. Speaker: Are there any Documents or Correspondence to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker. I have for tabling, this morning, Sessional Paper No.10.

*TABLING OF  
SESSIONAL  
PAPER #10*

Mr. Speaker: Are there any Reports of Committees? Are there any Bills to be introduced?

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.14, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be introduced.

*BILL #14  
INTRODUCED*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: Are there any Notices of Motion or Resolution?

MOTION #16

Mr. Tanner: Mr. Speaker, I have a Notice of Motion this morning, seconded by Councillor Stutter, concerning the protection of historic sites.

MOTION #12

Mr. Speaker: Are there any Notices of Motion for the Production of Papers? As there are no Motions for the Production of Papers, we come to Motions. Motion No.12; it has been moved by Councillor Tanner, seconded by Councillor Rivett, that "whereas the Department of Regional Economic Expansion provides funds for a wide range of programs designed to stimulate economy in specific areas; and whereas the present policy of the government does not appear to allow for the operation of this plan north of the Sixtieth Parallel; and whereas existing Federal and Territorial programs could be complemented by implementation of the Department of Regional Economic Expansion programs; therefore, be it resolved that, in the opinion of this Council, the Federal Government should take steps to initiate a change in the existing terms of reference of the Department of Regional Economic Expansion to make available to the Yukon the resources of that Department; and therefore, be it further resolved that a copy of this resolution be forwarded to the Secretary of State." Councillor Tanner, are you prepared to discuss this motion?

Mr. Tanner: Yes, Mr. Speaker. What I am, basically, suggesting here to all Members of the House is that we should tax every available source of funds that we possibly can. Since this Territory comes under the jurisdiction of the Department of Indian Affairs and Northern Development, I sometimes suspect that programs, such as those offered by the Department of Regional Economic Expansion, are not available to us. To the best of my knowledge, this Department, which comes under the Federal Department of the Secretary of State, does not have any programs at all north of 60. Northern Development, while it covers many areas, does not cover some specific areas which are covered under this program, and it is my suggestion that all Members of this House endorse this resolution, forward it to the Secretary of State to see if we can obtain some of the programs which are outlined in a very long brief I have here. For the benefit of Members, I'll read out some of the aims of the program. "The Department of Regional Economic Expansion has, as its primary goal, the reduction of regional economic disparities in Canada. In some of the slow growth regions of Canada, most of the people concerned are of native origin; in those cases, almost all programs that apply in such regions will affect Indians and metis." I would point out to Honourable Members that this total program is not concerned, primarily, with only Indians and metis, but with all people. This is one area where I think we could benefit. "Individual projects are directed to the needs of Indian people in some parts of the country. The primary objective of this brief is to describe and classify those Department projects which help Indians and metis move into the economic mainstream of Canadian life." I don't think that any Member of this House would want to thwart that theme, that we should try to provide funds to help the Indian people of the Yukon to get into the mainstream of economic life. Now, there are many proposals in here, and I've picked out two or three, just as an illustration of some of the programs that might be available under this plan. One in B.C. is the development of tourist facilities at the 'Ksan Village, and it was funded to the tune of \$252,500. Training allowances for educational upgrading, under another program, was funded to the extent of \$900,000 in Saskatchewan. There are many, many others but I don't wish to take up the time of the House with more examples. What I suggest is, if any Member is particularly interested, this report can be obtained from me and I can show the various areas. I would urge all Members to support this resolution.

Mr. Speaker: Is there any further debate on this motion?

Mr. Taylor: Mr. Speaker, this comes as a matter of great interest to myself, at least. I wonder if the Honourable Member would, in the next day or so, provide us with copies of this brief. I would be most interested

Mr. Taylor continues ...  
to read it.

*MOTION #12*

Mr. Tanner: I would be very happy to.

Mr. Speaker: It has been moved by Councillor Tanner, seconded by Councillor Rivett, that "whereas the Department of Regional Economic Expansion provides funds for a wide range of programs designed to stimulate economy in specific areas; and whereas the present policy of the government does not appear to allow for the operation of this plan north of the Sixtieth Parallel; and whereas existing Federal and Territorial programs could be complemented by implementation of the Department of Regional Economic Expansion programs; therefore, be it resolved that, in the opinion of this Council, the Federal Government should take steps to initiate a change in the existing terms of reference of the Department of Regional Economic Expansion to make available to the Yukon the resources of that Department; and therefore, be it further resolved that a copy of this resolution be forwarded to the Secretary of State". Are you prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: Motion No.13; it was moved by Councillor Taylor, seconded by Councillor Watson, that "Council approve in principle the takeover of the maintenance functions of the section of the Alaska Highway between Mile 626.6 and 1,221.4 and the 117 miles of the Haines Road, by the Government of the Yukon Territory". Councillor Taylor, are you prepared to proceed with this motion at this time?

*MOTION #13*

Mr. Taylor: Mr. Speaker, I wonder if this might be stood over until next call, this particular motion.

Mr. Speaker: Is the House agreed? Motion No.14; it has been moved by Councillor Taylor, seconded by Councillor Watson, that "Sessional Paper No.8 be discussed in Committee of the Whole". Are you prepared for the question? Are you agreed? I declare the motion carried.

*MOTION #14*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: Motion No.15; it has been moved by Councillor Tanner, seconded by Councillor Rivett, that "in the opinion of this Council, the Administration should, at the next Session of Council, table legislation that will amend the Garnishee Ordinance to provide that employees who are garnisheed are permitted to retain a minimum of \$10.00 per day for living expenses and upon application to the court the sum may be increased to \$15.00 per day". Councillor Tanner, are you prepared to proceed with this motion?

*MOTION #15*

Mr. Tanner: Yes, Mr. Speaker. Members of Council, this particular motion is pretty well self-explanatory. To give you a little more background, presently the Ordinance reads "six dollars a day" and on an application to the court, it can be increased to ten dollars a day. That Ordinance was written in 1965. I think, with today's higher cost of living, and in view of the fact that very few people could live on such a small amount, that the legislation should be amended as it provides in this motion, to increase those amounts. Now, whether individual Members would agree with those specific amounts, I think we can debate when the Administration brings forward this piece of legislation. I'm suggesting those as the figures we could start at, anyway.

Mr. Speaker: Is there any further debate on this motion? It has been moved by Councillor Tanner, seconded by Councillor Rivett, that "in the opinion of this Council, the Administration should, at the next Session of Council, table legislation that will amend the Garnishee Ordinance to provide that employees who are garnisheed are permitted to retain a minimum of \$10.00 per day for living expenses and upon application to the court the sum may be increased to \$15.00 per day". Are you prepared for the



Mr. Speaker continues ...

MOTION #15

question? Are you agreed? I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. Speaker: We now come to the Question Period. Are there any questions?

QUESTION RE  
WINTER ROAD,  
OLD CROW

Mr. Stutter: Mr. Speaker, I have a question for the Commissioner. It seems that I raised this one at this time last year. Two weeks ago, I was in Old Crow and there was considerable concern at that time, or there was considerable interest, to find out if the Commissioner has yet received enough information from oil companies or other sources to indicate whether or not there is likely to be a winter road into Old Crow again this winter.

Mr. Commissioner: Well, Mr. Speaker, I think there are two parts to answer in this question. First and foremost, it is not the intention of the Government to provide a winter road into Old Crow this coming winter. We are not aware of plans of any private entrepreneurs who would be constructing such a road, but this doesn't mean to say that we are always fully aware of the plans of oil companies and what their intentions are. So, in essence, all I can say, in answer to the Honourable Member's question, is that we do not intend to build a road ourselves and we are not aware of any plans by anyone else to build such a road.

Mr. Speaker: Are there any further questions?

Mr. Commissioner: Mr. Speaker, I wonder if I could answer a couple of questions asked in recent days at this time. There was a question raised about oil and gas exploration activity in the Territory that we might be aware of at this time. At the moment, there are no exploratory gas or oil wells actually being drilled. There will be two that are due to commence drilling very shortly, and two more that are expected to commence by early December. We also were asked about the number of producing wells. We are only aware of one, and that is producing gas in the Beaver River system in the extreme southeastern corner of the Territory. There is a certain amount of verbal information concerning exploratory wells, but this is the only factual information we have to table for Members' information at this time. Another question was asked about the Federal Department of Public Works residences here in the housing pool in the Whitehorse area. They inform me that they have very few residences open at the present time in Riverdale. Only one or two units are presently empty and these are committed to house federal staff, either people who are on the basis of transfer at the moment, or people who have presently been recruited and will be here shortly to fill positions, a condition of employment of which is housing. They go on further to say that, while the subject matter has been discussed, no decision has been reached and no policy recommended that federally owned units be leased or sold to private tenants. At the present time, there are no surplus units in any of the areas operated by the Department of Public Works and, of course, if any of these units are sold, they will be handled through the normal disposal channels of the Crown Assets Disposal Corporation. These are the only two verbal answers I have at this time, Mr. Speaker.

QUESTION RE  
PROVINCIAL-  
FEDERAL CON-  
FERENCE

Mr. McKinnon: Mr. Speaker, I wonder if I could ask Mr. Commissioner whether there has been any answer from Ottawa concerning Yukon representation at the Provincial-Federal Conference on Economic Affairs which takes place this month.

Mr. Commissioner: Mr. Speaker, I have nothing further to report to the House at this time. As the House knows, I have made the request to my Minister and as yet, I have not heard from him.

QUESTION RE  
COUNSELLING  
STAFF, F.H.  
COLLINS  
SCHOOL

Mr. McKinnon: Mr. Speaker, I wonder if I could ask the Executive Committee Member in charge of Education whether the Department of Education has replied to the letter from the Advisory Committee of F.H. Collins School about what they consider the inadequate provision for full-time student counselling staff in the school.

Mrs. Watson: Mr. Speaker, I have to reply in the affirmative; we have replied to the letter from the Advisory Committee of F.H. Collins School. In essence, our reply included the information that it is the duty of the Department of Education to provide staffing for the schools, but it is the duty of the administrative officer, the principal of the school, to allocate the duties each member of the staff has. Now, I have some statistics on the enrolment ... I don't have it available here. But, the increase in school population from September, 1970 to September, 1971, is less than 100 students. The increase in teaching staff at the school is 9. At the present time, we have 56 teachers on staff at F.H. Collins School. In a school of the same type and the same enrolment in B.C., their staffing would be 50.

Mr. McKinnon: I wonder, Mr. Speaker, if the Honourable Member would be prepared to table the correspondence before Council, as it appears from the correspondence that I have that there is one full-time counsellor for 1,100 students which appears to be deficient. Also, the charge is made that they are getting one story from the Department and another from the principal. I wonder, if the correspondence was tabled, perhaps it would clarify this situation, Mr. Speaker.

Mrs. Watson: Mr. Speaker, I would be very pleased to table the correspondence.

Mr. Speaker: Are there any further questions? We wish to thank the Commissioner for his attendance. Are there any Private Bills and Orders? Are there any Public Bills and Orders?

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.12, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be given Third Reading.

*BILL #12  
THIRD  
READING*

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No.12, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be adopted as written.

*BILL #12  
TITLE  
ADOPTED*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: I declare that Bill No.12 has passed this House. May I have your further pleasure?

Mr. Taylor: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and Council resolve into Committee of the Whole for the purpose of discussing Bills, Sessional Papers and Motions.

Mr. Speaker: Is there a seconder?

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

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills, Sessional Papers and Motions. Is the House prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

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

Mr. Taylor takes the Chair.

Mr. Chairman: I will now call Committee to order, and the first item of

Mr. Chairman continues ...

consideration is Sessional Paper No.8. Councillor Stutter, will you take the Chair, please.

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, the ramifications of the takeover of the Alaska Highway are somewhat large in extent. I understand, from replies over the years, from the Commissioner that he has files and files and files and files on this particular subject. There are problems relative to the takeover, millions of them no doubt, but I wonder if Mr. Commissioner could advise me, this morning, as to how things are coming along as far as D.P.W. employees becoming Territorial employees, the matter of seniority and this type of thing, are concerned. I was wondering how these discussions are coming along, and basically and generally, how will this work? How will this be effected?

Mr. Commissioner: Mr. Chairman, the question is one that is not very easily answered. I think, really, what the Honourable Member is asking is, is there progress or are there conversations going on in this regard. I think that this is what his basic question is. The employees of the Federal Department of Public Works who will be getting employment offers from the Territorial Government, if Council agrees to this proposal, of course, are working under a union agreement at the present time. Their union is, naturally, seeing to it that the interests of these people are being properly taken care of and, of course, until such time as these matters are resolved, the Federal Department of Public Works and the union representing the employees, we, at the Territorial level, cannot give these people, and will not be in the process of giving them, offers of employment with the Territorial Government. Once the offers of employment from the Territorial Government are made, Mr. Chairman, we will be confined, of necessity, to the agreement that exists between the union and the Territorial Government at this time. We cannot have two sets of rules, as far as the people working for Y.T.G. are concerned. Questions that affect people, their leave credits, their superannuation, their terminal pay and all these kinds of things, are matters that are in the process of conversation and consultation at the present time between the unions involved and the agencies involved, but not really with the Territorial Government because our terms and conditions are already laid down as to how people work with us and the terms and conditions under which they work. These, of course, will be the terms and conditions that will be offered to the Federal Government employees. I would like to suggest, Mr. Chairman, that, if there is any part of the highway takeover that is coming under the closest possible scrutiny with the thought in mind that the position of the people involved will have the very best protection possible, I would say it is in the area of personnel. Certainly, all the people involved in it are actively engaged in conversation at this time.

Mr. Taylor: Thank you. Mr. Chairman, in the takeover of the highway and that phasing in, shall we say, of those who are now D.P.W. employees into the Territorial Public Service, obviously this can't be done just overnight, is it intended that the Territory will run the highway package as a unit for, say, a year before phasing employees between what are now Territorial grader stations, or maintenance sections ... in other words, will you operate the highway facilities as a unit for, say, a period of a year and then start trading people back and forth, or will you just slam right into a flat-out takeover where people are shuffled from highway points out to territorial points?

Mr. Commissioner: Mr. Chairman, you know, you're asking me a question which I would find very difficult to answer in a definitive manner. I think the Honourable Member is saying, will federal people presently involved in the maintenance of the Alaska Highway be subject to transfer or removal to other Territorial Government points once the takeover takes place. The answer would have to be yes, they would be subject to it. But, I think you're really talking about a managerial or a day-to-day administrative problem here and on a generalized basis, I would tend to feel that our Department of Highways and Public Works is not going to start any great shuffling around of

Mr. Commissioner continues ...

people until they have found out just what are all the "in's" and "out's" of operating the maintenance problems on the Alaska Highway. To give any kind of assurances that would tend to have an inference that we, at the policy-making level, are going to start to interfere at the operating level of how the highway system will be operated, I'm afraid I wouldn't care to give. This is strictly a managerial prerogative that must be retained. You, Honourable Members, must understand that the major reason for the rationalization of the maintenance package in the Territory under one umbrella is to get some kind of efficiency in the use of men and equipment and material. This is very, very important. If we're not going to gain this, there is really no point for us to take over the highway. If the Honourable Member's question is, are we going to start uprooting everything on Day 1, I doubt very much that this is liable to happen, Mr. Chairman.

Mr. Taylor: Mr. Chairman, I have just one further question at this point in time, having to do with the acceptance in the takeover of buildings, shop facilities, accommodation facilities, in respect of the Alaska Highway. Now, all our other grader stations, we pay the maintenance costs for these buildings; in the case of the highway takeover, we will, of course, be paying this sort of maintenance cost. Is this chargeable back to the Federal Government in respect of the highway.

Mr. Commissioner: Mr. Chairman, a figure has been arrived at that presently is in the Federal Department of Public Works' federal vote, and this is related to the cost per mile of maintaining the Alaska Highway within the Yukon Territory. This includes, not only the items that the Honourable Member questions but also, administrative costs such as the people who will ... say, this will involve an increase in staff in the Treasury Department and Personnel. This becomes part of the charge-back factor, if you wish to call it that, that we will be claiming against the Federal Government on a 100 per cent basis for the maintenance of the Alaska Highway. In other words, the total package will be a claimable item and provision has been made to look after all these ancillary things involved.

Mr. Tanner: Mr. Chairman, I'm somewhat reluctant to stand on my feet and even question the Alaska Highway takeover because the motion to move this into Committee was made from one end of the highway and seconded by the other end of the highway. I'm just wondering whether these two Members can be the only two people to speak on the Alaska Highway. I would suggest to the two Members that the people living in between are interested, too and with your indulgence, I'd like to ask a few questions on the Alaska Highway.

Mr. Taylor: Just on a question of privilege, Mr. Chairman; I'm just wondering where the Member feels that we have ever suggested that he was not interested in this subject.

Mr. McKinnon: I never knew the Alaska Highway began at Watson Lake.

Mrs. Watson: We're interested in Porter Creek.

Mr. Tanner: Mr. Chairman, in answer to the Honourable Member's question; I was just concerned that it be understood by members of the public and by the Members of the House, that because the motion was made from one end of the highway and seconded from the other end of the highway, there were interested people in between, too.

Mr. Taylor: You have a complex.

Mr. Tanner: And, particularly, most of them live in Porter Creek. I would like to ask the Commissioner a question, Mr. Chairman. It says that all the equipment and stores will be transferred to the Yukon free of cost and then it says all buildings, workshops, living quarters, warehouses, gravel stocks, etc. will be transferred at no cost. Is this just phraseology, or is there any difference between those two items?

SESSIONAL  
APER #8

Mr. Commissioner: No, there is no difference.

Mr. Chamberlist: Nothing sinister.

Mr. Commissioner: What we're attempting to say, Mr. Chairman, is that the question of cash outlay from Y.T.G. is not involved in the transfer.

Mr. Tanner: Mr. Chairman, my next question is, then; Honourable Members will recall that yesterday, in discussion of Sessional Paper No.9 concerning turnover of Territorial equipment and so on to the amalgamated new City, I asked the question of the Commissioner that I want to repeat. When D.P.W. turns over some of the Takhini area buildings to the City, will any equipment be turned over at the same time. I notice they're turning it over to the Territory; will they turn over any equipment to the City?

Mr. Chamberlist: It's the same equipment turned over twice.

Mr. Commissioner: Well, Mr. Chairman, I'm sorry, I just don't have the necessary information to answer the Honourable Member's question, but I'm quite confident that the conversations concerning the question asked must be very far advanced between the Territorial Government and the City and the Federal Department of Public Works. I'm sure that, in these conversations, the agencies involved must know the answer. I'm quite prepared to get the answer for the Honourable Member but, I just don't have it now. All I know about the equipment turnover to the City, is that it involves the Fire Department. This is the only one thing that I am aware of, Mr. Chairman.

Mr. McKinnon: Mr. Chairman, there's one interesting sentence in the Sessional Paper, I think. "The total cost of maintaining the roads will be borne by the Federal Government." I wonder if I could ask Mr. Commissioner for how long.

Mr. Commissioner: Mr. Chairman, I think it would be a fair statement to say that if the Federal Government does not give the Territorial Government the money to maintain the Alaska Highway, the Territorial Government does not have the resources to maintain it, that will be the end of the highway. So, I would say that the answer to the question is that, so long as the Alaska Highway requires maintenance, and the Territorial Government has the capability of providing that maintenance to a standard that is acceptable to the Federal Government, the arrangement will continue. Of course, subject to the Alaska Highway remaining in the state where maintenance is appropriate on it.

Mr. McKinnon: Mr. Chairman, I wonder if I can take it, from the Commissioner's answer, then, that he sees no transfer of the resources to the Government of the Yukon Territory in the future by the Government of Canada.

Mr. Commissioner: Mr. Chairman, that will be a political decision, over which I have little or no control.

Mr. Taylor: Mr. Chairman, I note in the Sessional Paper, page 2, again, it's phraseology; it says "Cabinet has approved the turnover, and at this stage it appears that April 1st, 1972, is a feasible target date." Is this, then ... would one, logically, then, conclude that there is a possibility that this thing could be turned down at the Federal level?

Mr. Commissioner: Mr. Chairman, we're telling you, in the Paper, that all the mechanics have been set in motion. But, we're also saying that this could happen on, say, the 25th of March or the 12th of April. You know, you've got to give yourself a little bit of room for manoeuvring here. There is no other formal requirement, however, needed here now, except this Legislature's agreement and this is what the context of the motion is that you now have before you and which we asked for in the last paragraph of the Paper.

Mr. Tanner: Mr. Chairman, the expression, "he who pays the piper, calls the tune", could very easily be true in this case. Should there be negotiations with the United States, or the State of Alaska, on paving the highway, would it be the people from the Yukon Territory who would be negotiating with them, or would it be the Federal Department?

Mr. Commissioner: Mr. Chairman, you're getting into a realm, here, of international negotiations and it is the Federal Government who conducts these, no matter who is involved in Canada. It doesn't matter if it's a provincial jurisdiction or what it is, the Federal Government retains for its exclusive right, the propriety to have dealings with a foreign government. While I am sure that Yukon would have an opportunity to have their input into the Federal Government in a matter of this nature and I'm sure we would not be by-passed, any actual negotiations would be conducted at the international level by the Canadian Government on behalf of Canada, and that's all there is to it.

Mr. Tanner: Mr. Chairman, does the Commissioner feel, since this turnover of maintenance of the highway will take place on April 1st, that we are any closer to having the Alaska Highway paved? Does it help at all?

Mr. Commissioner: Well, I can't express myself too clearly on this, except to say that possession is nine-tenths of the law. Once it comes into the possession of the Yukon Territory, we have been highly successful in maintaining a standard of maintenance, including dust control on the Territorial highway system, we hope to be able to extend this service to the Alaska Highway. If this happens, certainly, and it is our aim to hope that this happens, the turnover will have had the necessary desirable effect, as far as Yukon is concerned. To say that it will hasten or to say that it will delay, the ultimate upgrading to paving standards of the Alaska Highway, as a direct result of turnover or non-turnover, I would hesitate to say it would have any actual effect.

Mr. Taylor: Mr. Chairman, I have another question, relative to bridge construction and bridge maintenance and resurfacing on the highways, which seems to be a continuing thing on the highway, year by year. Will we be awarding contracts in those areas, as I believe it is now done by contract by D.P.W., or will the Federal Department of Public Works let those contracts and leave us just to make payments?

Mr. Commissioner: Mr. Chairman, you get into the area of the definition of maintenance and capital. Capital projects on the highway, and I'm sorry, I don't have the complete definition of them, will remain the prerogative of the Federal Department of Public Works, as indicated in this Paper. Those things which fall under the definition of maintenance will come under the purview of the Territorial Government and the normal procedures that our Department of Highways and Public Works would use for doing those things on any other part of the Territorial highway system would be the policy that would apply in regards to the Alaska Highway.

Mr. Taylor: Mr. Chairman, it's just a little confusing here. For instance, soil engineering, when you want to find a gravel pit or you just want to crush rock for winter sanding or minor resurfacing or patching; would we take over soils engineering and contract for this work or would have D.P.W.?

Mr. Commissioner: Mr. Chairman, as I said, you're into the question here of whether it is defined as maintenance or as capital. I would venture to say that the stockpiling of gravel, no matter for what use, is in the maintenance category. I believe that we maintain a certain amount of gravel crushing capability in the Territorial Government's own mechanical physical means and, I believe, we contract out a certain amount of it. I think that it will depend on the conditions that prevail whether it is done by our own forces or contracted out. When you talk about soil engineering, exploration for such things as gravel pits and items of this nature, I am quite confident that this falls into the maintenance category and that would be done,

Mr. Commissioner continues ...  
wherever practical and possible, by our own forces.

SSIONAL  
APER #8

Mr. Taylor: Just one further question, Mr. Chairman, referring to building maintenance again. In the takeover, we're taking over, I imagine, in Takhini, many houses. Is this correct?

Mr. Commissioner: No.

Mr. Taylor: Well, then we're restricted to the camps themselves. If this be the case, it means that we're going to have an increased workload on our building maintenance staff. Now, again, you have to have additional people on crews to fulfil this function, plumbers, electricians, etc. Will this additional personnel, coming into the Territorial force for this purpose, accommodation services, be segregated as far as pay is concerned so that this is chargeable back to the Federal Government?

Mr. Commissioner: Mr. Chairman, anything and everything that we do in connection with the maintenance of the Alaska Highway is chargeable to the particular establishment. The individual might not be segregated, Mr. Chairman, but internal bookkeeping will segregate where his activities are.

Mr. Taylor: I'll resume the Chair at this time.

Mr. Taylor takes the Chair.

Mr. Stutter: I have one question for the Commissioner that is partially answered. As far as I'm concerned, any of the Territorial roads that I have travelled on are in so much better condition than the Alaska Highway. Would this takeover ... is it conceivable to believe that many of the sections of the Alaska Highway will be brought, at least, to the standard of those existing now in the Territory? I realize that this, again, is a capital project, but can you give any sort of assurance in this matter?

Mr. Commissioner: Mr. Chairman, I go back to my prior answer that possession is nine-tenths of the law, and we'll certainly be working towards that situation. However, I would like to point out to Honourable Members that the vast majority of the roads in the Territorial highway system have been built as a consequence and with the benefit of prior service. The Alaska Highway, for the more part, was built without the benefit of prior service. In order to bring it up to standards which have alignment or are compatible with today's trucks and automotive equipment, grade standards and curves and all these types of things, it will be very difficult to attain any kind of a standard of maintenance to compare with Territorial roads. That does not mean to say that we aren't going to strive to that end, and if that is the question that the Honourable Member asks, certainly that is the aim. As to giving you assurances of when we can bring this about, this is something else. Of course, we have to get hold of the highway first to see what we can do with it.

Mr. Chairman: Let's bury it in asphalt. Have you any further discussion on this Paper?

Mr. McKinnon: Mr. Chairman, I'd like to ask Mr. Commissioner if it will be the policy of the Territorial Government to let contracts for the maintenance of those buildings which will belong to the Territorial Government, in the smaller communities after the takeover of the Alaska Highway. I think it would be a very good project for these smaller communities to get involved in. The Territorial Government could, rather than sending crews out from D.P.W. and the Territorial Government to the establishments within the Territory and on the Alaska Highway, put these maintenance contract out for local contract.

Mr. Commissioner: Mr. Chairman, the history of some of this local contracting is really not very encouraging for us to continue with this type of policy. I'm not saying that it is not a desirable policy; I think it is.

Mr. Commissioner continues ...

But, we find, in many instances, when we call contracts of this nature, we wind up with many instances of no bids at all, others where we get only one bid and others where the people who bid are bidding without a complete and full realization of the impact or what the requirements of the bid are. I heartily agree that this is a good idea. The Honourable Member has full support as far as I am concerned and as far as all my senior officers are concerned because, if we can contract these things out on any kind of a reasonable and efficient basis, it is removing a tremendous burden. If for no other reason, you have people in the community, or a contractor, theoretically, in the community, who can be much more responsive to these maintenance needs. It takes time to move people, say, from Dawson or Whitehorse, or Watson Lake or wherever it is. On the other hand, we are hopeful that, as a consequence of getting the highway, we are going to be able to regionalize much of this maintenance type work, so that we will be able to maintain a proper maintenance establishment for the complete territorial package in the regional centres. Of course, the main regional centres will be Dawson City, Whitehorse and Watson Lake. But, at the same time, I take cognizance of the Honourable Member's question and I can assure him that, wherever it is practical and possible for us to do these kinds of things, we will continue to do it in the future as we have done it in the past, not only with regard to the specific item that the Honourable Member mentions, but also with regard to further things, campgrounds, schoolgrounds and all these things. We are interested in getting it done at the local level. Sometimes we get very, very badly let down, Mr. Chairman. In many instances, it is no fault of the people who actually bid on these things.

*SESSIONAL  
PAPER #8*

Mr. Chairman: Is there anything further on this Paper? At this time, I will declare a short recess.

RECESS

*RECESS*



Mr. Chairman: At this time, I call Committee to order.

Mr. Stutter: Mr. Chairman, I would like to move that Mr. Speaker do now resume the Chair.

Mr. Tanner: I second the motion.

Mr. Chairman: It has been moved by Councillor Stutter, seconded by Councillor Tanner, that Mr. Speaker do now resume the Chair. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker resumes the Chair.

Mr. Speaker: The House will now come to order. What is your pleasure?

Mr. Taylor: Mr. Speaker, at this time, I would move that Standing Order No.41 be suspended in order that we may revert to Orders of the Day for the purpose of discussing Motions and Public Bills.

Mr. Chamberlist: I'll second the motion.

Mr. Speaker: It has been moved by the Honourable Member from Watson Lake, seconded by the Honourable Member from Whitehorse East, that Standing Order No.41 be suspended in order to revert to the Daily Routine for the purpose of further processing Motions and Public Bills. Are you prepared for the question? Agreed? ~~Any in~~ disagreement? I declare the motion unanimously carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: May I have your further pleasure?

Mr. Taylor: Motion No.13, Mr. Speaker.

Mr. Speaker: It has been moved by Councillor Taylor, seconded by Councillor Watson, that Council approve in principle the takeover of the maintenance functions of the section of the Alaska Highway between Mile 626.6 and 1,221.4 and the 117 miles of the Haines Road, by the Government of the Yukon Territory.

*MOTION #13*

Mr. Taylor: Mr. Speaker, this morning, in Committee, a great deal of discussion took place in respect of the takeover of the Alaska Highway, and I would assume that almost everyone in the Yukon has been looking in this direction for some time. This motion will give effect to Cabinet decisions made in Ottawa a few days ago. Consequently then, I have no further comments on the subject and I would certainly hope for wholehearted support of the motion.

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

MOTION CARRIED

*MOTION  
CARRIED*

Mrs. Watson: Mr. Speaker, I would like to table, at this time, the correspondence that Councillor McKinnon requested earlier today.

Mr. Speaker: What is your further pleasure?

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.14, 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.

*BILL #14  
FIRST  
READING*

MOTION CARRIED

*MOTION  
CARRIED*

BILL #14  
SECOND  
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.14, 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.

MOTION  
CARRIED

MOTION CARRIED

Mr. Taylor: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and Council resolve in Committee of the Whole for the purpose of discussing Bills, Sessional Papers and Motions.

Mr. Tanner: I'll second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Whitehorse North, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills, Motions and Sessional Papers. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

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

Mr. Taylor takes the Chair.

Mr. Chairman: I now call Committee to order. The first item of consideration in Committee at this time is Sessional Paper No.9.

Mr. Tanner: Mr. Chairman, in view of the time indicated by the clock on the wall, and in view of the fact that I did have a witness yesterday who finds himself in the same situation now as he was given very short notice, might I suggest that we put this over until after lunch.

Mr. Chairman: Does Committee agree? There appears to be only one matter, then, that we can deal with at this time. I believe there is further information coming on the motion. So, we will go to Bill No.14. If Committee would agree, we could deal with Sessional Paper No.10 in conjunction with Bill No.14. This is 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.14)

BILL #14  
SESSIONAL  
PAPER #10

Mr. Chamberlist: Mr. Chairman, this \$100,000 is an amount of money that is being provided by the Government of Canada to the Government of the Yukon Territory. In actual fact, what will take place is that the \$100,000 will be paid to the Government of the Yukon Territory on completion of the projects, each and every one of them, as indicated on the last page of the supplementary that has been provided with the Bill. The request for this money is so that we can, in turn, make provision for paying the money that is paid into the Yukon Consolidated Revenue Fund out of the Revenue Fund to the people involved in performing the labour to carry out these projects. The first item, Mr. Chairman, is in the amount of \$10,000 for Watson Lake. It is a labour-oriented project, including street cleaning and site preparation of a ski hill. The other items listed are: Whitehorse, labour-oriented projects, including environmental clean-up along the Yukon River bank at \$20,000; Faro, labour-oriented projects including environmental clean-up in slashing of burnt-out areas, \$20,000; Alaska Highway North, labour-oriented projects including environmental clean-up in slashing of burnt-out areas, \$20,000; Dawson, labour-oriented projects including clean-up of cemeteries, townsite and relocation of ballpark, \$20,000; Teslin, Tagish, Carcross area, labour-oriented projects, including cemeteries, garbage dumps and streets, \$10,000. I have read these items out, Mr. Chairman, because, although they are in the separate supplementary, many people do read the Votes and Proceedings and they should know what these specific items are for.

Mr. McKinnon: Mr. Chairman, I've never been one to kick a gift horse in the teeth. If the Federal Government is making money available to the Yukon Territorial Government, well and good, but why couldn't we have a program of building cross-country ski trails and ski hills throughout the Yukon? I just know how you go about cleaning up the Dawson cemetery or picking up the garbage along the Yukon River when there's about five feet of snow on top of it. As I understand it, this is a winter incentive program for labour to pay labour, so it would seem to me that there should be something more efficient to do than making ten times as much work for yourself by trying to do the type of environmental programs which are certainly necessary, but are ten times more difficult in winter than they are in summer.

Mr. Commissioner: Mr. Chairman, we had, approximately, overnight to make our case with regard to this money. The case that we have made is simply that these projects are to be done and it was in this area we suggested that the most pressing need was. We were not aware at the time that we put these forward, that the limitations were going to be November 1st until May 31st, but, on the other hand, I would like to suggest, Mr. Chairman, that the vast majority of our problem with unemployment occurs in the early spring of the year. It isn't at the present time, nor is it likely, even if there is a certain amount of unemployment, that you will encourage anybody to get out and work when it is 20 or 30 below zero, whether it is efficient work or inefficient work. I would strongly recommend that Council accept these as suggestions in the various areas that would, certainly, be subject to any reasonable complementary or supplementary type work, but with the full understanding that these things will be done at the time when the problem of unemployment presents its worst feature, namely, at the end of a long winter before spring activity in the private sector of the economy is prepared to take up the unemployed people. April and May are two of the worst months we experience every year, and it is at that time, we hope that the vast majority of these things, particularly river bank clean-up, of this nature can be afforded. The water will be low, the banks will be clear by that time of snow; although the waterways themselves are not clear of ice, it is an efficient time to do this kind of thing. Certainly, if there are other items that fit into the program, such as has been suggested by the Honourable Member, although, I would say that what he is talking about might well fit better some of the other programs presented here and could secure other funding, we would like to have Council's concurrence on the basis of what I have mentioned.

Mr. Chairman: From the Chair, what is the cut-off date, Mr. Commissioner, in respect of this program?

Mr. Commissioner: Well, the idea is that they are supposed to be done by the 30th of May, Mr. Chairman, but I have not found any unreasonable attitude in the past on the part of the Federal Government when it comes to completion dates on these kinds of things, as long as we can show that we are not operating in a sphere and at a time when the private sector of the economy can take up the labour force. I think this will be the basic criterion.

Mr. Tanner: Mr. Chairman, could I ask the Commissioner a question under Special Development Loan Program? Has the Administration received any requests from the City of Whitehorse in this regard that could be utilized by the Yukon. Secondly, is there any money available under this Special Development Loan Program to the Yukon?

Mr. Commissioner: Well, it says here that the final details are not available on this program, but it appears that \$200,000 will be available to the Yukon through Indian Affairs and Northern Development supplementary estimates for 1971-72. These funds will be available to municipalities as loans for a term of twenty years, etc. Now, we have been unable to canvass any of the municipalities yet. Until we know precisely what the criteria and the terms are going to be, as quickly as we have that information, we will be making the knowledge available to all municipalities in the Territory, so that if

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Mr. Commissioner continues ... there is anything in which they can participate or they feel that they can qualify for, they will have ample opportunity and we will encourage them in every way we can to participate.

Mr. McKinnon: Supplementary, Mr. Chairman; I wonder if Mr. Commissioner would be prepared to write the municipalities now, saying that \$200,000 may be available to the municipalities within the Yukon, so that they can get their thinking caps on to get projects in mind that they want under this special program.

Mr. Commissioner: Yes, Mr. Chairman; we're certainly quite prepared to do that. I'll certainly see that the Department of Local Government undertakes to do that.

Mr. Chamberlist: I would comment, Mr. Chairman, that it really does show the concern of the Federal Government in creating employment in various areas. It obviously also shows that suggestions made by somebody from the other House in Ottawa that represents us here in the Yukon, from the Yukon, has made some kind of abject remarks that really do not follow and make for dissatisfaction, or attempted dissatisfaction, to those people who don't understand what's going on. I think, Mr. Chairman, it should be recognized that here is an attempt, a very sound attempt, being made to create employment within the Yukon and I think that the Federal Government should be commended for their efforts in this area.

Mr. Chairman: Is there anything further on Bill No.14?

Mrs. Watson: Mr. Chairman, I'd like to remark on that local initiative program. Since we have only three municipalities in the Yukon Territory, the local initiative program does provide the means for local non-profit organizations to deal directly with Manpower and to embark on community betterment non-profit projects. A few details of this project were released on the news last night. The total cost of the labour would be funded through Manpower for this type of program and 17 percent of the labour costs would also be funded by Manpower for Unemployment Insurance, Canada Pension, materials and supplies. This is the area, under the local initiative program, where many of the outlying areas within the Yukon Territory should be looking.

Mr. Chairman: Have you anything further in respect of Bill No.14?

Mr. Rivett: Yes, Mr. Chairman; why is my area being discriminated against?

Mr. McKinnon: Where are you from?

Mr. Rivett: I'm beginning to wonder.

Mr. McKinnon: So was I.

Mr. Commissioner: Mr. Chairman, it probably indicates that they have everything there.

Mr. Rivett: I thank you, sir.

Mr. Tanner: Mr. Chairman, if the Honourable Member and Honourable Speaker of this House is going to say anything about Mayo, well, I don't see my area talked about there at all.

Mr. Chamberlist: Whitehorse.

Mr. McKinnon: It's in the City of Whitehorse; run for City Council, Clive ...

Mr. Chairman: Order, please. What is your further pleasure?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No.14 be reported out of Committee without amendment.

Mr. Chairman: Is there a seconder?

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Mrs. Watson: Mr. Chairman, I'll second the motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.14 be reported out of Committee without amendment. Are you prepared for the question? Are you agreed?

Mr. Rivett: Disagree.

Mr. Chairman: I declare the motion carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Chairman: Well, we have two matters left in Committee. One is deferred until this afternoon, Sessional Paper No.9; the other is Motion No.11 which is also deferred until this afternoon. Perhaps, we should now stand Committee in recess until 2:00 p.m.

RECESS

*RECESS*

Mr. Chairman: At this time we will call Committee to order. The next item of business is Sessional Paper No.9. Councillor Tanner.

*SESSIONAL  
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Mr. Tanner: Mr. Chairman, Members of Committee will recall that yesterday, I asked a number of questions of the Commissioner and he said he would get the information for me. Subsequent to that, I've talked to the head of Department of Local Government and he has given me a number of answers here. Two or three of them, I will read out so that Members can understand what the answers are; two or three of them are quite long, for example, lists of equipment and so on, any Member who wants to see them, they are available to them. One of the first questions that I asked is, when were funds turned over to the City for services, and when were they paid? The answer is, the amount of \$16,530.99, paid to the City of Whitehorse on August 31st, 1971. The cheque went out in the early part of September. The second question was, what expenditure, and for what purposes, were made out of the Crestview Water and Sewer Service vote? The answer is, attached you will find a schedule indicating expenditures out of this vote for the plebiscite that was held on the boundary extension. There is quite a long list of items; materials and supplies, advertising, rentals, communication, postage, printing, signs, publicity chairman, Returning Officer and so on. The total cost of that ... out of that vote was \$3,186.50.

Mr. McKinnon: Out of the Crestview Sewer and Water vote?

Mr. Tanner: They took money out of the Crestview Water and Sewer vote to finance the amalgamation publicity and so on.

Mr. McKinnon: Yes, but there is some \$200,000 in that fund.

Mr. Tanner: That is the amount that they have got down here, that they took out of that fund. Would the Honourable Member like to pursue that?

Mr. McKinnon: Mr. Chairman, there was originally a capital vote in the estimates of providing sewer and water services to the Crestview subdivision that was in the neighbourhood of close to \$200,000, if I remember correctly.

Mr. Commissioner: Mr. Chairman, budgeting is roughly speaking, two years ahead of the fact and at the time that there was capital money put in for the Crestview sewer and water. Before that time ever had an opportunity of not coming into being, the next year's budget was prepared and there was an item of Crestview sewer and water services, which is a maintenance and operation item. It was from that particular item in the Local Government vote that, ... which was not expended, so we transferred funds in order to finance this plebiscite from.

Mr. Tanner: Mr. Chairman, the next question that I asked was, what equipment is being turned over to the City including condition, year of manufacture, etc., and the answer is, attached you will find Schedule B listing Yukon Territorial Government equipment being turned over. In addition, the Department of Public Works will be turning over their half-ton pick-up some pumps, parts' inventory, etc. from their water system operation. Both the Yukon Territorial Government and D.P.W. will be turning over their buildings and plant from the water system to the City including land on which the water plant and fire halls are located. Then attached is, Schedule B, a very long list of items, which is available to any Member I don't think it is worth taking up the time of the House including dozens of items that a fire engine would use, or any other piece of equipment would use, ...

Mr. McKinnon: What about some of the major equipment like graders and trucks?

Mr. Tanner: Major equipment is, one Ford pick-up, one Mercury pick-up, one Ford transformer, the well house at Porter Creek, the Porter Creek pump house, one 1966 G.M.C. truck, one I.H.C. model 1890 loadstar, it seems like we have got a few odds and ends there in major pieces of equipment. I don't see anything at all regarding graders or major equipment that I had expected to see. The fourth question I asked, I didn't ask it yesterday, but I asked it of the Department Head, and he told me the answer. The question was, why did the Yukon Territorial Government not improve the Robert Service Road in the Marwell area, before the turnover? The answer is, this road is maintained by the Department of Highways and Public Works. The road was not re-built because the D.P.W. will be installing a water system through part of this area in 1972 and the Territorial Government will be building the Second Avenue Extension to Marwell which will intersect this road. I have a question arising out of that for the Commissioner; can I assume from that answer Mr. Commissioner that the road will be turned over when this work is done in a condition other than it is right now, which is very poor, substandard.

Mr. Commissioner: Mr. Chairman, the road will be turned over in exactly the condition that it is right now. I am quite confident that if the City of Whitehorse decides, in their wisdom, that they wish to improve it, that it will come under the Grants Program, or will be subject to special negotiation with us to see if we can arrive at some acceptable formula to participate bringing this road up to proper standards. It was no use for spending large sums of capital funds on this road, in the full knowledge that the vast majority of it would be destroyed in the process of sewer and water installation and further major capital works that will be going on in the area. The road will be turned over as it is, there is nothing else we can do, Mr. Chairman. We haven't lost a truck on that road, yet.

Mr. Tanner: Mr. Chairman, I'm surprised that the Commissioner says we haven't lost a truck on that road for weeks, I don't know why. The holes are big enough to lose three trucks in. The fifth question which I asked the Department Head, and again, I didn't ask him in Council yesterday, I asked him during the recess, who will collect the tax arrears outstanding on December 31, 1971 in the the expansion area? The answer, from Mr. Bilawich is the Territorial Government will be responsible. We hope to have the City's assistance in these collections but the responsibility will remain with the Yukon Territorial Government. Mr. Chairman, that is the extent of the major questions I had yesterday, but, from those answers and from other minor questions which I have to ask the Commissioner, I would like to, if I may continue on, going through Sessional Paper No.9. One of the questions that I did ask, and I didn't get an answer to yesterday was, there was mention in the Steering Committee of a four acre parcel of land in the Marwell area which was going to be turned over to the City for a ... a City site for ... what is it for?

Mr. Chamberlist: Garage

Mr. Tanner: For a garage and so on. Could the Commissioner give us some indication of whether that is going to be turned over?

Mr. Commissioner: Mr. Chairman, I have to check on this but, I believe that it either has been, or is in the process of being made available to the City. I would have to get the proper answer. I wonder if the Clerk could find out for us on this?

Mr. Tanner: Mr. Chairman, I refer Members who have copies of the Extension of Whitehorse Boundaries Steering Committee Meeting. On January 25th, Councillor Chamberlist came to the Steering Committee with thirteen

Mr. Tanner continues ...

suggestions, he was questioned by one of the Aldermen on the Committee, as to whether he was speaking as a Member of the Executive Committee, or whether he was speaking for the Government, or whether he was speaking as an individual, and it was clarified during that meeting that he was speaking for the Government. So, consequently, we can assume that these suggestions in that meeting have either been or are going to be, complied with. Suggestion number three, "The Territorial Government should become a taxpayer respecting all improvements they own within the municipality and, in addition, be prepared to pay a general purposes grant to the City." If Members will keep that in mind, and think of the second thing, or another point that Councillor Chamberlist said, he said, "Consideration should be given to an incorporation grant of \$150,000 from the Territorial Government." My question to the Commissioner is this, we have already passed in vote the \$150,000; does the Territorial Government still intend to pay taxes in lieu of all the buildings they own and a general purpose grant?

Mr. Commissioner: Mr. Chairman, I trust that we are talking about the future, that we are not talking about right now. 1971 is a thing of the past as far as Y.T.G. is concerned, financial-wise. It is the intention of the Territorial Government to include an item in next year's budget, which will, in effect, be a grant or a payment to all municipalities in the Territory, as if we were tax payers, mainly based on the assessed values or the taxable values, as they may be, of the territorial property and buildings and, of course, at each mill rate that will be provided in each municipality for the general purposes that they levy. On top of that, we are working on a municipal grant policy which, of course, will include things that were questioned here the other day, namely, are we going to continue to participate in street constructions, street improvements, road maintenance and things of this nature. They will be included as part of the second item of the equation here. It will be up to this Council to decide whether or not they wish to do this and I am quite confident that the proposals that we have to make to you will be ones that Council will see that they can accept.

Mr. Tanner: Mr. Chairman, I'm still not clear; it seems to me that we are talking about three things here, all of which Councillor Chamberlist, in his position of Government representative on that Steering Committee, has said are going to be done. Unless I misunderstood the Commissioner, he definitely said two of those things are going to be done. But, is he going to give ... be prepared to pay a general purpose grant to the City?

Mr. Commissioner: Mr. Chairman, I think I have answered the question; we will become taxpayers in municipalities. The item of the \$150,000 start-up grant has been approved by the Council. We will likewise be placing before Council a further grant to municipalities that will include grants for such things, if you wish to call them general purposes, road and street maintenance, road construction and all these various things. It will be up to Council whether they want to pay them or not; it isn't going to be up to the Administration. Remember, you must collect the tax from the rest of the taxpayers in the Territory to hand this over to the City of Whitehorse.

Mr. Tanner: Mr. Chairman, the fourth item that Councillor Chamberlist suggested would take place is, "The Federal Department of Public Works should provide a cash grant to offset unforeseen costs that might be encountered due to the condition of the Takhini water and sewer system." Can the Commissioner give me any information as to whether that will be forthcoming?

Mr. Commissioner: Mr. Chairman, do I understand it that I am being asked to answer on behalf of the Department of Public Works if they will be making a cash grant to the City of Whitehorse? Is that the question?



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Mr. Tanner: Mr. Chairman, perhaps the Minister himself, would like to answer it. I'll read it again, "The Federal Department of Public Works should provide a cash grant to offset unforeseen costs that might be encountered due to the condition of the Takhini water and sewer system."

Mr. Chamberlist: Mr. Chairman, it was exactly that these were suggestions that I have made in the Steering Committee, that they should do that but, there is no way that the Territorial Government could compel the Federal Department to do this, this is a suggestion that was made. In all these areas there, they are suggestions, they are not commitments. I think the very substance of the paper, itself indicates that they are suggestions, speak for themselves. My interest in the matter was to provide the City of Whitehorse with as much as possible for when the amalgamation took place. This is what must be considered.

Mr. Tanner: Mr. Chairman, the sixth suggestion that Councillor Chamberlist had was, "The senior governments should turn over the equipment they are now using to provide municipal-type services to the Metropolitan Area." In the type of equipment which is listed by the Head of the Local Department of Municipal Affairs, apart from a few odd trucks and the odd engine or two, and a pump house, I don't see any other equipment. Could the Minister or the Commissioner give some indication as to whether there will be any other equipment turned over?

Mr. Commissioner: Mr. Chairman, the answer is no, there will be no other equipment turned over. You have made available \$150,000 here as a start-up grant to permit the City to buy the kind of equipment that they want. There is not much point in turning over a quarter of a grader to them, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, I would like to add to this, to what the Commissioner has said, that in this \$150,000, there is no reason why the City cannot obtain for themselves, a pick-up, a one-ton truck, a tractor, a back-hoe loader and other small equipment for, let's say, the Porter Creek water system. For street maintenance they would still be able to have enough money to take up a grader, a loader, and radio equipment for it. The whole idea of the \$150,000 is that the City has a start-up grant so that they can use to buy whatever additional equipment they want. This was the purpose of the \$150,000.

Mr. Tanner: Mr. Chairman, I will come back to the Honourable Member's answer, because I don't think that's what I understood as a member of that Committee, and I don't think that's what the present City Administration understands as the answer. If you read this, these minutes, the indication that I have was that these things would happen, as well as the \$150,000. I'll go back to one question I asked the Commissioner earlier, about the Marwell Area, I think he has an answer.

Mr. Commissioner: Mr. Chairman, the City has requested a site, part of which is property that will come to the Territorial Government as a consequence of the turnover of the Alaska Highway and as soon as the property is under our control, it will be transferred to the City. I would also point out that there is no access or at least no proper access to this property, until the Second Avenue extension is completed and I think that all Honourable Members know that the contract has been let for this extension. I would assume that all things will jibe at approximately the same time, I mean, the access, the availability of the property and our willingness, as indicated, to turn it over to the City.

Mr. Tanner: Mr. Chairman, going back to the original questions which are now suggestions, ...

Mr. Chamberlist: What were suggestions.

Mr. Tanner: ... from the Honourable Member, the way I read this, and I am sure other Members of the Committee, read this, was although they might

Mr. Tanner continues ...

have been suggestions, the Honourable Member would have not brought them before that Steering Committee unless he was reasonably sure these things would have happened. It very specifically says, in number 11, consideration should be given to \$150,000, which we have done and on top of that, senior Governments should turn over equipment, as well. Now it is being told to us that the \$150,000 is in place of equipment. Perhaps the Honourable Member would like to qualify his previous answer.

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Mr. Chamberlist: It is not necessary, Mr. Chairman, that they're in place of equipment. The suggestion was being made that if the City wished to use the money for the purpose of purchasing equipment, they may do whatever they wish in the matter.

Mr. Tanner: Mr. Chairman, I'm really not very happy with the reply, at all, because it is not answering my question. I said, to my mind they were going to get equipment and \$150,000, plus a general purpose grant, plus taxes in lieu of Territorial Federal Government Buildings. That is four or five different things and we have got three of them here, one of which we haven't got is any equipment.

Mr. Chamberlist: Mr. Chairman, while the debate goes on I will go and get my copy, , so that I can read the words in the proper context.

Mr. Chairman: Order please. Councillor Tanner.

Mr. Tanner: Continuing on, Mr. Chairman, the tenth suggestion; as it now turns out, both the Federal and Territorial Government should be prepared to pay a full year's levy by grant in lieu of taxes for the 1971 taxation year. Could the Commissioner tell me whether that has taken place?

Mr. Commissioner: No way, Mr. Chairman; the City of Whitehorse, as a corporate entity, has been paid the statutory grant as approved in the Territorial Budget, and I can assure the Honourable Members that if they want to levy another series on the general revenue to the general taxpayers of the Territory to pay over the City of Whitehorse, I'll be very happy to have them pass it. I'll levy the taxes so that they can be paid. It's just that simple. There is nobody, Mr. Chairman, in their right mind, that is going to tell that, as some of these suggestions were made here, they are supposed to have some kind of legal binding because they were made as suggestions and the suggestion that both the senior Government should pay grants in lieu of taxes during a time in which the City of Whitehorse has no responsibilities in the area we are talking about. It is a suggestion that no one will entertain, period. That is all there is to it; maybe this Council wants to entertain it, that is fine with me.

Mr. Tanner: The Commissioner might recall that yesterday I asked a question, I don't really think I got a complete answer to it. Is the basic philosophy within the Administration of the Yukon Territorial Government to turn over the major part of all these various items as of and on January 1st, in other words, to the new Council?

Mr. Commissioner: Yes, Mr. Chairman, this is the intention. The City of Whitehorse became a fact in its present size at some date, I believe, in June or July when the necessary Ordinance changes were made in the Council here and the fiscal taxation year of the City of Whitehorse, is the calendar year and it was an accepted fact that there were responsibilities within the Metro Area but outside the City of Whitehorse could not become a financial burden on the City until they had the ability to levy taxes in that area. This is certainly the intention that their taxation ability in this area will start on January 1st, and that is when these things will be turned over to them.

Mr. Tanner: Well Mr. Chairman, I can understand the Commissioner expressing himself that way, and I can understand the decision has to be, ... you have

Mr. Tanner continues ...

to set a date and you have to live by that decision, but, wouldn't it, in practice, be more intelligent to turn these various services over between now and January the 1st. Apart from the ones that have already been turned over as has been indicated in Legislative Return No.9, wouldn't it be more intelligent to turn them over a piece at a time up until January 1st, so that on January the 1st, the City doesn't find itself in a situation where it has doubled its size, it has got the biggest area of land of any Metropolitan Area in Canada and its got the smallest population of any major city in Canada, and let's flatter ourselves, we might not be a major city but, at least we are a capital one. Wouldn't it be more intelligent to turn them over in small parcels up until January 1st, instead of waiting to hit the City with all these services and all these obligations all at once?

Mr. Commissioner: Mr. Chairman, I think this is what we are reporting to you on. If the Honourable Members have any suggestions of things that might be turned over sooner, they feel that should be turned over sooner than January 1st, let us hear them. To my knowledge, the Department of Local Government is doing its utmost to try and get everything in the best condition it can to turn over to the City on January 1st. You know, we are not going to get any purple hearts at the Territorial Government level by placing burdens upon the new City that they find impossible to deal with. If there are some areas in which the Honourable Members feel we should be doing differently, why, we are happy to hear about it. What specific items?

Mr. Tanner: Mr. Chairman, I was going to say one specific item but we are not going to get it anyway. ...

Mr. Commissioner: What's that?

Mr. Tanner: I say "we" because I am now part of , and proud to be part of the City of Whitehorse out in Porter Creek.

Mr. Chamberlist: So am I.

Mr. Tanner: You don't live in Porter Creek.

Mr. Chamberlist: I am still part of the City of Whithorse, and I am proud of it.

Mr. Tanner: You've got no reason to be proud. I would suggest that if equipment was being turned over, and now it isn't so it doesn't matter, my suggestion was going to be that if equipment was being turned over it should be turned over in the next month or so. So that, on January the 1st, every resident of the new part of the City of Whitehorse who wants something done on the road, knows who to call, knows what is going to happen, and they know that the City can cope with the situation the City is going to find itself in on January the 1st. I don't think that is going to happen, I think you are going to have the City, and the newly come in Council, are going to have some numerous headaches on January 1st and one should assume that this is going to happen. I think the headaches are not being given any assistance by the Territorial Government, first of all, waiting until September, or October before this thing is brought down; it should have been started in May. They should have started working on this in May, and should have had most of that stuff turned over on June the 1st. As it is, you are pushing right up until Christmas, to the bad weather; many of the problems that we experience in the winter are going to befall the City on January the 1st and they are not going to have the equipment and they are not going to have the where withall to deal with them.

Mr. Commissioner: Mr. Chairman, I don't think that we intend to, all of a sudden, run to the shade of the spruce trees or the pine trees on

Mr. Commissioner continues ...  
the 1st of January, I think that we are still going to be around here  
as a senior Government, maybe not some of us as individuals, ...

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Mr. Chamberlist: Speak for yourself.

Mr. Commissioner: ... but at least the organization will be around, the fact that we are here and that we have been carrying out these services, I won't say in entirely a satisfactory manner, but, at least in some kind of a manner, for the last few years would indicate that the capability to do it is not going to leave the Territory. I am quite confident that our Department of Local Government, if the City, indeed, finds that there are some of these things that they cannot cope with, I'm sure, that they will continue to assist the City in dealing with them. If we have to make equipment and people available on some kind of a rental basis, or a contract basis, until the City can accumulate these things, I don't know of any reason why we won't do it and I am sure that Council would want us to do this type of a thing. The fact that the City is going to have to pay us for it, because it is their obligation on January the 1st simply relates to the fact that they have the taxation ability, in this area, after that point. The people who are going to get the services have to pay for them.

Mr. Chamberlist: Mr. Chairman, I think that it is necessary now for me to explain, now that I have looked at these files, to the Honourable Members here some aspects; first, the question that was raised by Councillor McKinnon, in reference to Crestview sewer and water system, it was the amount of money of \$290,000 voted in the 1970-71 budget and it was taken out completely in the 1971-72 budget and it will be shown that there is a decrease of equal amounts, of \$290,000 left. Now, the point that has been raised by Councillor Tanner with reference to the meeting and the minutes of the Steering Committee, on the 25th of January. I had come forward with a number of suggestions for consideration by Members of the Steering Committee, and these were suggestions that were offered on behalf of the Government, because I spoke on behalf of the Government. These were not commitments on behalf of the Government, but, just suggestions for the Steering Committee to consider in the area of obtaining reports from various other Committees, the Financial Committee, as well. I had said, "A plebiscite should be held." Obviously, there seems to be some areas where I am in agreement with plebiscite, and of course, it was held, "2. The new municipality will be expected to establish a basic mill rate" now because I have made this as a suggestion, this is not what the Government insists on but they will do it because this is the only way that they can obtain the functioning of financing and budgeting in their particular area so we will take it that was done. "The new municipality will be expected to establish a basic mill rate that can be adjusted possibly on a point system that will reflect the level of services in each area." This is for the City to do, this is their responsibility, this is not the responsibility of the Government of the Yukon Territory, but only a suggestion, a suggestion that the municipality can accept or refuse to accept. "3. The Territorial Government should become a taxpayer respecting all improvements they own within the municipality and, in addition, will be prepared to pay a general purposes grant to the City." I think that this is properly and clearly been explained by the Commissioner, what that means. "4. The Federal Department of Public Works should provide a cash grant to offset unforeseen costs that might be encountered due to the condition of the Takhini water and sewer system." Again, this is a suggestion that has been made; whether the Federal Department is going to do, whether they are going to do some work to the water system, which we all know is going to be done, again, it is only a suggestion, not, and I repeat not a prerogative of the Territorial Government to force the Federal Government to do. "5. The Federal Department of Public Works should provide capital funds to connect Takhini with the City water system." I understand that this is being done. "6. The senior governments should turn

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Mr. Chamberlist continues ...

over the equipment they are now using to provide municipal-type services to the Metropolitan Area." It goes on to say, "Mr. Chamberlist also, suggested that consideration should be given to the senior governments establishing an equipment replacement fund to replace that equipment which will be turned over and is in poor condition and will require renewal within the next three or four years."

Mr. Tanner: What equipment.

Mr. Chamberlist: The equipment replacement fund for that equipment that will be turned over is in poor condition. It doesn't indicate what equipment, but the equipment that will be turned over if it is in poor condition; there is an area there that is involved. Now, that's clear, this is a suggestion. It doesn't say what equipment is involved there, but, ..

Mr. Tanner: A couple of broken down tractors.

Mr. Chamberlist: Certainly there is a suggestion there, I am sorry if the Honourable Member has taken this out of context, when the language of it is so clear.

Mr. Tanner: As clear as mud.

Mr. Chamberlist: Now, we go unto "7. The recreational roads within the Metropolitan Area should be established and an agreement worked out for their maintenance with the Territorial Government." Now, this is something in the area of Local Government, working out with the City Administration, if this hasn't been done, it will be done, but, this is something, that of course, the Territorial Government is looking forward to having done. Then, I go on to say, "8. Yukon Forest Services should be responsible for forest fire prevention and control within the Metropolitan Area." Of course, this is so and this is being done. "9. Because the City bills for taxes in arrears and the Territory in advance, an agreement will have to be reached whereby the areas being incorporated are not billed for taxes in 1971." I understand that this is an ongoing discussion that is going on, in this particular area. I am not involved directly in these discussions; it is Local Government, but, I am only now replying to the questions that have been raised, which I feel should be given to Members of the Committee at this time. "10. Both the Federal and Territorial Governments should be prepared to pay the full year's levy by a grant in lieu of taxes for the 1971 taxation year." Now, this again, is a suggestion; as I understand, there is some work being done on this and what has transpired from it. I do not know, but, again this was a suggestion. In all, one can readily recognize that I was thinking that the City of Whitehorse should have a fair break wherever possible in the overall takeover of the area. "12. A four-acre parcel of land in the Marwell Area will be leased to the City for use as a public works yard providing it will revert back to the Territory if it is not used for the specified purpose." Well, this has been indicated and the Commissioner has answered that too. "13. Consideration should be given to the Territory subsidizing the cost of water delivery to those residents without a piped system." Again, it is a suggestion that consideration should be given. Now, whether that is in the negotiations or not, I don't know. I can't answer at this time, but, the point is I recommended that consideration be given there again. We come to the basis of where these ongoing negotiations which will continue to take place. There must have been some reason why Alderman Lucier was asking me why I was representing the Government or Council, because obviously, I was also speaking as a Councillor who was very, very concerned with the tax factor that affects the constituents in my own constituency, as well as, other parts of the Territory. I am pleased that Alderman Lucier asked this question, so I was able to answer quite clearly what my stand and position must be, and it is fairly obvious ...

Mr. Tanner: What was it?

Mr. Chamberlist: ... that my consideration must be that I am acting as a Member of the Executive Committee, which I am. At the same time, it doesn't take away from me the fact that I am interested in the actions of the whole of the people of the Yukon Territory.

Mr. Tanner: Vested interests.

Mr. Chamberlist: We therefore, can readily can see that we have complete, open suggestions being made; the minutes are accepted by, ... was moved and accepted at the meeting of February the 8th, and it is interesting to note, that not one reference during, ... not one question was raised about any of these items that are being raised now, at the Steering Committee, at which Councillor McKinnon and Councillor Tanner were there at that time. So, one must accept the fact that there was nothing wrong with the suggestions, as suggestions, ...

Mr. McKinnon: We thought they would go into practise.

Mr. Chamberlist: I could go on, Mr. Chairman, but I think that I've made the position clear. What was said by myself dealt with the principle of bringing forward, to the Steering Committee, and that's what they were there for, suggestions relating to the takeover of the Metropolitan Area. Even if I say so myself, at this time, the suggestions were very comprehensive.

Mr. Tanner: Well, Mr. Chairman, I don't know. Mr. Chairman, I really thank the Minister for completely confusing the issue, for totally muddying the waters and for completely confusing the Members of this House. I also thank the Administration and the Commissioner for having the intelligence to get Department Heads like they have, in particular, Mr. Bilawich, who can give far more intelligent and intelligible answers than the Minister of Health, Welfare and Rehabilitation here, and who, I have found, in the past year when I've had dealings with him, does nothing else but go out of his way to assist me. I am now concerned that, perhaps, in future, we are going to get the same answers we just had which don't mean a thing. The Member was, obviously, in an unfortunate position in having to defend his constituents and defend the Government. Politics seems to make strange bedfellows. Now, I find I start to understand Councillor McKinnon's, the Councillor from Whitehorse West, problem in the past here ...

Mr. McKinnon: A wife, a wife.

Mr. Tanner: All frivolity aside, let's discuss things. Back in May, in April, in January, a number of people sat down to make a decision and to advise their various constituents, be they City or Territorial, whether or not they should amalgamate. We, all members on that Steering Committee, put in a great deal of time and came to an intelligent decision, I think, on the facts as they knew them then. The facts, as they knew them then, are some of the items that the Honourable Member mentions in the minutes we've been referring to. I don't think, right now, as I see it, that I am prepared to say I made a mistake, but I am beginning to think that I made a mistake, unless we can get something a lot clearer, a lot more emphatic than the answers we just got.

Mr. Chamberlist: I didn't give any answers ...

Mr. Tanner: I am prepared, perfectly prepared, to wait until January and let's see what happens, what is turned over and in what condition, to the new City and new City council in January. But, until that time, Mr. Chairman, I can assure the Commissioner and I can assure the Honourable Member from Whitehorse East that I am very suspicious. I will continue to talk to Department Heads and get the answers which I can't get from the Honourable Member. Now, there are just two further things I would like to mention. During the amalgamation meetings, particularly in Takhini, the Commissioner

Mr. Tanner continues ...

stood up and said, one of the reasons you people should amalgamate is because there is serviced land available in Takhini which has basic services, albeit not necessarily in the best of conditions, but it has services and this will be turned over to the City. Now, in the report that we have before us, Sessional Paper No. 9, it states, it has been indicated that the surplus service land will be turned over to the Yukon Territorial Government. Land surplus, that's an Englishism, if you like, will be developed by the City and sold by the Yukon Territorial Government as directed by the City. Now, why can't that land be turned over to the Territorial Government, I understand why it must go through the Territorial Government ... why can't it, at that stage, be turned over to the City and let those people make the decisions on how they want to sell the land? Why does the Territorial Government have to keep their finger in there and indicate and tell the City how to run their own affairs?

Mr. Commissioner: Mr. Chairman, I am quite confident that, exclusive of Riverdale which I would advise anybody in their right mind to have nothing at all to do with ...

Mr. Tanner: Well, I agree with that.

Mr. Commissioner: ... there would be no objections at all, as far as the Territorial Government is concerned, if the City wants to become their own developers and their own sellers of this type of land. I don't think you will find anybody in my Administration standing in their way; we'll be very happy to be rid of the headache. There has, certainly, been no indication, as far as I'm concerned, that we are not prepared to do this. The place where this has to be watched is in certain areas where we have become involved in very complicated Federal financing of the extension such as Riverdale. There is no way in the world that anyone else can take it over because you can't sort out what the thing is now, let alone what it might be in the future, but, believe you me, if the City feel that along with all the rest of their current problems, they want to take over the handling of development of this kind of land, this is a common practice in the provinces for the provincial government, turn over land on block to local governments then have them finance the development and deal with it themselves. I'm sure, you will find no reticence on our part in doing so. I think myself, one of the big questions for the next year or two is that the City is going to have a lot of problems, at which they are going to need help from the Territorial Government in the day to day matters that have already been mentioned here by the Honourable Member here and we are only going to be too happy to help them with them in every way we can. It may be that this land problem that is being discussed so greatly by the Honourable Member at the moment might well be something that the City will want to have a bit of a holiday on before they get tangled up in this particular administrative mess.

Mr. Chamberlist: Mr. Chairman, it seems to me that the Honourable Member from Whitehorse North is acting under a misapprehension, when he suggested that when I stood up and spoke before, I was giving wrong information and wrong answers. I didn't stand up to give any answers. I stood up so that I could indicate what suggestions were made at the Steering Committee and nothing beyond that. and what had been done in regard to those suggestions. I would ask the Honourable Member, Mr. Chairman, to reconsider his remarks because certainly, they were not required in view of the fact that I did not give any answers to questions that he had asked, as I was unable to give in those particular areas. It would take quite a lot to research all of the items, especially the items under various subcommittees, but, in reviewing a particular minutes of a Steering Committee, I would like to read a portion of the minutes dated February 8th. Mr. Bryron, as Chairman of the Financial Subcommittee, stated that in view of the discussions held by the Steering Committee, it was deemed advisable that the Financial Subcommittee reconsider the budget that had been previously submitted resulting in the report tabled for Committee's consideration. As suggested by the Steering Committee, area mill rates, grants and such miscellaneous

Mr. Chamberlist continues ...

items as the amounts allowed for the executive and legislative expenditures, public works, recreation and traffic control, were considered. The proposed budget, as resubmitted, is based on a 16.2 mill tax rate for those residents within the existing city, and a 13.7 mill rate for the areas outside the present city boundaries. It goes on, Mr. Chairman, ...

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Mr. Tanner: Read the rest.

Mr. Chamberlist: Well, if you want me to read the rest, I will because it deals with rates. Councillor Tanner asked if the point system as has been previously suggested, has been considered, and Mr. Bryon replied that the result of the consideration was reflected in the two different mill rates. Councillor Tanner suggested that it did not seem equitable that the mill rate within the existing city would be increased by .2 mills, whereas the rate outside the present city would be increased by 1.7 mills. In reply to a question by Councillor Tanner, Mr. Coates of D.P.W., reported that he has not received confirmation from Ottawa yet, however, it is hoped that the Federal Government position would still be the same as proposed in 1966, whereby the Federal Government will turn over all existing municipal works within the proposed area to the City, as well as pay a grant in lieu of taxes. Mr. Byron stated that both the Territorial and Federal grants are included in the revised budget. I would like to interject the word, "included" in the revised budget. He suggested that the financial picture could be enhanced by the addition of any grants that may be forthcoming from other Federal agencies such as the Department of Transport, which has not been included at this time because the amounts are not known. It was moved by Councillor Chamberlist, seconded by Alderman Veinott, that the Financial Subcommittee report be accepted. The motion carried. Mr. Chairman, it is obvious from that, that what has taken place is something that was guided by all Committees doing their work within the main Committee, so that anything that has been said and what I have, and the reports that come after my recommendations of January, certainly, show quite clearly that there was much other work relating to the suggestions that have been made that were carried on for some months afterwards. The suggestion now, again it seems that somehow somebody have a crack at me because I am involved in these things, and now I am being told that I have made promises. All they have been are suggestions and this is what has been read out. The suggestions have been acted upon by other Committees and as a result of these other Committees reports, what has happened in the turnover, and the gradual takeover which we'll be hoped will be completed by January the 1st, is indicated generally in Sessional Paper No. 9, which is before us now for discussion. So, I must again, reiterate, that the suggestions that I made were not commitments of the Government of the Yukon Territory, but suggestions of the Government of the Yukon Territory, and they have been brought forward in all good faith for everyone to act upon.

Mr. Chairman: I think at this time we will declare a short recess.

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RECESS



Mr. Chairman: At this time we will call Committee back to order.  
Councillor Tanner.

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Mr. Tanner: Mr. Chairman, with the permission of Council, I would suggest at this time, if all Councillors are in agreement ... or the majority, that we should call some witnesses. In the gallery, I see the Mayor of the City of Whitehorse, City Manager of the City of Whitehorse. I would respectfully request, of this Committee and of these two gentlemen whether they will come as witnesses in front of Committee this afternoon.

Mr. Chairman: Is Committee agreed?

Mr. McKinnon: What about Alderman Lucier?

Mr. Tanner: Mr. Chairman, I would include Alderman Lucier, also.

Mr. Chairman: Mr. Clerk, would you see if these gentlemen are available? We have with us at this time, Mayor Bert Wybrew, City Councillor Paul Lucier and City Manager R. Byron, for further discussions on this subject. Would you proceed, gentlemen?

Mr. Tanner: Mr. Chairman, I know our three guests have been here since two o'clock, I've noticed them in the gallery since then. Consequently, I know they are conversant with what I've been saying and what other Members of Council have been saying. I wonder, at this time, whether the Mayor or the City Manager or Alderman Lucier have any comment on the debate, if that's what it is called or the inquisition.

Mr. Chairman: To whom would you ...

Mr. Tanner: Mayor Wybrew, Mr. Chairman.

Mayor Wybrew: Well, Mr. Chairman, I've been listening with great interest to what has been said here today. I can only say this, that at the original meeting that was called to organize the Steering Committee held in the Elks Hall. Unfortunately, I wasn't in attendance but I did receive the minutes and remarks made at that time by Commissioner Smith, that this boundary extension plan would go ahead, constructively if everybody dealt and negotiated in good faith. I have to agree with those remarks. I would appear to me now, that such was not the case though. The Steering Committee was established, and consisted of Councillors from your Council and Aldermen from the City, plus Territorial Administration and City Administration Members. They, in turn established engineering committees, finance committees, and so on and so forth. These reports came back to the Steering Committee, informing the Steering Committee exactly what was required. These were accepted and adopted in good faith. Now, the question of suggestions, I say when a suggestion is made by a Member of Government, then certainly it was discussed within Government circles; that was the intention conveyed or the impression conveyed. These remarks were accepted in good faith. The question of \$150,000 was to be granted to the City. I recall very distinctly myself raising the point that it's fine to have equipment, but where do the boys work on it in the winter. They don't have proper area for yards; this is how the yard area came about. We don't have a building in which to have the equipment maintained, and what have you. So, the \$150,000 was to be granted with no strings attached, for the City to use it to the best of their ability to build an efficient maintenance organization. Now, today we hear that there is not to be any equipment. It's most interesting to notice that the Federal Government has said that, certainly the Territory should have all their equipment, but the same good faith is not extended to the City. When I talk about the City, I'm talking about the people who live in this community. I made a couple of little notes here. I would like to point out that there hasn't been a meeting

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Mayor Wybrew continues ...

since August, no dialogues in regard to turnover between City administration and the Territory. What equipment, I think there were three items, and one is ready for the junk pile. The one pickup that you are talking about is junk. What funds if any, equipment replacement funds, capital projects funds for new areas, nothing is mentioned about this. Also Yukon Territorial Government, are they prepared to fund the ambulance service? There are so many things, and it looks, Mr. Chairman, and I agree with Councillor Chamberlist that there are certain areas in which plebiscites should be held. Perhaps on the basis of what has been said here today, the people should have the right to cast another plebiscite on this.

Mr. Chamberlist: On what?

Mayor Wybrew: On this boundary extension.

Mr. Chamberlist: Well, Mr. Chairman ...

Mayor Wybrew: I would ask, Mr. Chairman, also ... Councillor Chamberlist I would be pleased to hear from him personally, later. We have some notes here in regards to finances. I am asking now for a breakdown on the \$15,000 that was supposed to be turned over to the City, and what it represents.

Mr. Chamberlist: With respect, Mr. Chairman, I understand the witnesses are here to answer questions, not to ask of Members of Council. I would like to reply to some of the remarks that have already been made by His Worship. Mr. Chairman, I would like to ask Mayor Wybrew, when he says there has been no dialogue or discussions with the Yukon Territorial Government, whether it is not a fact that senior Members of the Government of the Yukon Territory have not met with the City Manager to discuss various areas in relation to the turning over of the Metropolitan Area to the City of Whitehorse.

Mayor Wybrew: I know of no such meetings.

Mr. Chamberlist: Well, Mr. Chairman, is the Mayor suggesting at this time, that since the last meeting of August 31st, that there has been no discussions at all ... whatever entered with the City of Whitehorse?

Mayor Wybrew: I'm suggesting that no meetings have taken place between the Administration that looks after this area for the Territorial Government and the City administration.

Mr. Chamberlist: With respect, Mr. Chairman, I would suggest that His Worship get himself informed as to what is taking place in his administration.

Mr. Byron: Mr. Chairman, His Worship Mayor Wybrew has stated that there has been no discussion between the City and the Territorial Government senior administrative officials or any principal official since August. This is correct. There has been no discussion, no dialogue at all.

Mr. Tanner: Mr. Chairman, could I specifically ask the City Manager, Mr. Byron, has he personally had discussions with anybody in this Administration, be it elected or administrative since August?

Mr. Byron: I have, with respect to the ... are you referring to any discussions with an elected?

Mr. Tanner: Official discussions, Mr. Chairman, with people in this Administration concerning the takeover by the City of the amalgamated area of Whitehorse?

Mr. Byron: No.

Mr. Chamberlist: With respect, Mr. Chairman, how is it possible then, that the City administration has already taken over certain aspects of the administration that was being dealt with by the Territorial Government? If there was no discussion, how is that possible?

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Mr. Byron: Prior to August.

Mr. Chamberlist: Well, quite frankly, Mr. Chairman, I am not going to ask not one further question of the City administration, because I say unequivocally that what has been said today are untruths completely. I will not participate in anything of that description.

Mr. Chairman: Any further discussion?

Mr. Tanner: Well, Mr. Chairman, I think probably what has been illustrated here, is what I was probably digging for in the past hour before we had recess, is the fact that it is very obvious to me, as it must be to other Members of this Council, that there is a breakdown in communication between the Territorial Government as a whole, be it elected, administrative or what have you, and the City administration. I think that it is a very sad state of affairs because I sincerely, very sincerely believed that the decision that Members of the Steering Committee made back in May, was made in good faith on everybody's part, I really do, both the Honourable Members' part, and my part and Councillor McKinnon and everybody else. I think we all, in the greatest of sincerity, went out and sold this plan to the public, with the best intentions in the world, with the best intentions of my constituents, Councillor Chamberlist's and Councillor McKinnon's constituents. I think now that we have illustrated here that there has been a misunderstanding. A fairly basic misunderstanding. I would ask that the witnesses may have made an oversight ... in actual fact, there has been discussion, and if there hasn't, one would really hope that in the next three months or two months, we've got until January 1st, there will be sincere discussion. I really am appalled by what I have just seen. I am appalled by what I've seen. It seems that it's a can of worms that I've opened up. What frightens me is that within a couple of months the people who live in this City are going to be asked to shoulder a very heavy burden. The people in the City might just have been misled, as I say in sincerity in the past May, and I hope this isn't true. I hope that there is a solution to the problem. I would suggest to both Mr. ... Territorial Council, the Territorial Administration and the City administration, the City Council, for goodness sake, let's stop playing these games and sit down and talk and get these things settled.

Mr. Commissioner: Mr. Chairman, just hang on a minute. I am not going to be accused of misleading anyone. I make this abundantly clear, Mr. Chairman. Now, that's enough as far as I am concerned. I'm not misleading anybody. Furthermore, Mr. Chairman, I make it abundantly clear to you that I must be the most readily available Administrator in the whole of North America. If there is anything going on that the City doesn't like, or they don't feel is getting attention, the Mayor has got unimpeded access to my office, at any time. But as far as this business of being misled, that I am being told that I am misleading somebody, enough is enough, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, I am going to make one thing very clear. That what I heard today, as far as I am concerned, are complete untruths. This is where I am going to come to the defence of the administrative officers in the Territorial Government. I know that Mr. Fleming has spoken with Mr. Byron. That we have sent ... we have a special man here who has worked and working diligently on getting this thing together, a Mr. Oliver, who has spoken to Mr. Byron. That we had another consultant who came forward and spoke to Mr. Byron. I know that the Mayor has spoken to various people. I know that the Director of Local Government has been in consultation with the administration, and for the administration of the City to sit there now and say to the Territorial Government that there has been no dialogue, that is most improper and disgusting. I don't care who

Mr. Chamberlist continues ... reports me, in what manner that I am getting excited or not, because I am. I think it's rotten.

Mr. Byron: Mr. Chairman, thank you. Councillor Chamberlist, Mr. Chairman, has inferred that I am a liar. I object very strongly to that statement being made in public, and I demand an apology.

Mr. Chamberlist: You won't get it from me.

Mr. Chairman: Order please.

Mr. Byron: Mr. Chairman, the question that was directed whether there has been official discussions between elected persons and territorial officials, was the question which was answered. The consultant that Councillor Chamberlist refers to, Mr. Chairman, is ... while he maybe a consultant, and is hired by the Yukon Territorial Government, is not an official of the Government as I understood it in that sense. With respect to discussions, Mr. Chairman, with respect ...

Mr. Chamberlist: What nonsense is that.

Mr. Chairman: Order please.

Mr. Byron: ... to discussions, Mr. Chairman, the consultant's visits to the City were for the purpose of obtaining information relative to the City's financial requirements, and so on, and out of this he prepared a budget. There was no negotiating done between the City and the consultant. There was reference made to another consultant. There was a consultant, Mr. Fleming called me, had been suggested that the Government was going to hire a consultant. This person came and spoke to the City with respect to the terms of reference. As I understood it, that consultant was not hired. Now, if these are to be broadly interpreted as a dialogue with respect to the matters arising out of the extension of boundaries and transfer responsibilities, this is carrying it too far, and I still say that I have been unjustly accused of lying, and I ask again, Mr. Chairman, for an apology.

Mr. Chamberlist: Mr. Chairman, if Mr. Byron, thinks that an apology is warranted from me, he has got a long wait coming. Because, there is no doubt in my mind, that when the Mayor says that there has been no dialogue and consultation, and when Mr. Byron knows full well that Mr. Bilawich, the Director of Local Government, who is really a conscientious man, and has been carrying out his functions in as good a manner and as well a manner as any person in that capacity can, it can be indicated that he has had no conversation with members of the Administration, then I think that it is not a case of an apology being required at all, because I would suggest that Mr. Byron should think back to the times that he has spoken to different people. Now, he knows full well, Mr. Chairman, the witness knows full well that Mr. Fleming has had conversations with him, not only about the Metropolitan Area, but about other matters. There is no point in arguing about what is official and what is unofficial. Anything that comes from the Administration of the Yukon Territory from one of the officers, in whatever capacity, as long as they are speaking about that particular function, it becomes an official function. I know full well that any matter that has cropped up at any time has been dealt with by Local Government in a proper manner. I come to their defence. It is wrong for them to be attacked. They are the people that are responsible to help see that this thing comes about for the overall benefit of the people of greater Whitehorse area and further for the Yukon. They are the people that are suffering. Now, let's get away from this nonsense about the City administration trying to be the top dog and the Territorial Administration suggesting that they are the top dog, and arguments between them. But, get down to the facts of the matter; what is required, is to see that the overall responsibility lies with everyone of us to see that the

Mr. Chamberlist continues ...

Metropolitan Area comes an absolute fact, and we work towards it, instead of this picayune argument about minor things that could be settled one at a time. Now, I have said that I would not discuss any further, because I feel hot about the situation, but there is no doubt about it at all that what were suggestions were suggestions. If the Mayor interprets a suggestion as being a commitment, I am very sorry in that case that he doesn't understand what is meant by a commitment and what is meant by a suggestion. I would have him point out, Mr. Chairman, as well, that while he was sitting in the Chair as the Chairman of the Steering Committee, why then, didn't he ask and make it clear whether or not what was being suggested was in fact a commitment. Certainly, there is nothing in the minutes to suggest that he, in any way, asked these things, so, therefore, one can only assume, Mr. Chairman, that what was given as suggestions were accepted as suggestions and as nothing else. Now, I am not going to apologize to Mr. Byron. An apology is not warranted. There was consultation. There was dialogue, and as far as I am concerned, that's the way the position stands. I am not going to see the Territorial Government's Public Servants vilified. They've been vilified enough.

Mayor Wybrew: Mr. Chairman, I would like to point out that Mr. Byron should answer this. I don't think that it is worthy of an answer. I don't think he should be put in this position. It is very easy to attack somebody in a position like that. No one was vilified. It was pointed out that negotiations had not taken place since August. Alright, this is the understanding. An apology, it's not that important in this instance, you see, really it isn't. You know, you consider the attack, so you forget it. This is a normal operation anyway.

Mr. Chamberlist: For you perhaps, you can't conduct yourself now.

Mr. Chairman: Order please, order.

Mayor Wybrew: Anyway, I don't think that a man in a position such as Mr. Byron or Mr. Bilawich or anybody else should be attacked. I don't believe they should be attacked. He gave an honest answer that negotiations hadn't taken place. Perhaps the wrong word was used, dialogue or negotiations, whatever you wish.

Mr. Chairman: Well, gentlemen, I would like to say that I am the person in error here, because I should have curtailed it at that point in time. It just got going a little more rapidly than I could cope with. I am wondering, now, though if we could get down to the business at hand.

Mr. Commissioner: Mr. Chairman, if the situation is in such a terrible desperate state, what I would like to know is why the Mayor didn't come to me personally and bring this, so that he and I could talk this matter over to find out what is the matter that this thing hasn't gone right. The skids are not getting greased. If anybody has a vested interest in seeing that this thing becomes a fact for the benefit of the people who are involved, it must surely be the Mayor and myself.

Mayor Wybrew: What I would like to point out, Mr. Chairman, is maybe the Commissioner has a point. I go back to the original statement that discussions in good faith, if they took place, things would operate smoothly. I assumed all the time that the Steering Committee was in operation, and these various subcommittees reported that everything that went on was in good faith. I didn't realize for a minute that suggestions, you know, that's all they were. When the minutes say that someone suggests this, suggests that. What does it mean? When you are dealing in good faith, you automatically assume that they agree with these suggestions.

Mr. Commissioner: Mr. Chairman, can I ask if the Mayor would care to set the time on a day where he and I could personally sit down and go over all the problems that appear to be arising as to be, literally speaking, out of all proportion, whether they were suggestions or

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Mr. Commissioner continues ...

whether they were not. Let me find out just what is involved here; maybe if we get together on this thing, we can find out just what the basic problem seems to be, and then we carry on from that point. From where I sit, Mr. Chairman, the Territorial Government is in the process of doing everything within its power to deliver everything that they claimed that they would deliver. We are likewise in the process of doing everything that we can to go after the senior government to deliver everything that they claimed they would deliver.

Mayor Wybrew: I, Mr. Chairman, accept that as an endeavour in good faith. We are prepared to meet at any time.

Mr. Chamberlist: Mr. Chairman, I would like to bring one point forward, that must be recorded, because it is a very important point. It has been suggested that there has never been a meeting since the last time. When the ... the last meeting that was held, it was agreed that to call a meeting of the Steering Committee at the call of the Chair. Who's the Chairman? His Worship Mayor Wybrew. Who calls a meeting? The Mayor, it's at the call of the Chair. He's the one that calls a meeting, it's at the call of the Chair. It hasn't been done.

Mr. Tanner: Mr. Chairman, I think what the Commissioner has said and what the Mayor has replied, I think I would like to hear the Mayor say, tomorrow at nine o'clock in the morning ... perhaps that's not convenient to both gentlemen, but I think that out of all of this, we have accomplished something. I think that we have accomplished the fact that there has apparently been misunderstanding on everybody's part. I think we have established the fact that there is room for dialogue, for talk, all these modern words, communication if you like. It seems that I have offended the Commissioner, it seems that I have offended Councillor Chamberlist, it seems that I have offended the witnesses, probably the other Members of Council.

Mr. McKinnon: But your constituents are proud of you.

Mr. Tanner: I ... that will be a change.

Mr. Chamberlist: Well, I'm pleased for that, anyway.

Mr. Tanner: There is one thing that has been established. I think we now have, everybody having said two or three harsh words and taken positions that they can't retract from, I think we have established the fact that we have got to sit down and talk. I am extremely happy, I'm extremely pleased that the Mayor and the Commissioner are going to sit down. One further thing, I want to make it abundantly clear, very clear, I hope the press is taking particular note of what I am going to say. I said, or if I didn't say this, this is definitely what I meant, I said that all the Members of the Steering Committee went out in good faith and told the public what they saw the situation was. The situation has deteriorated, perhaps since then, but I say again in the greatest of sincerity in the world, that the public were told exactly the way every Member who stood up on any stage at any meeting, the way every Member saw it. Now I am getting excited. Okay, let's close this debate, let's see these gentlemen meet together very soon, and let's hope that the general public of the larger City of Whitehorse are the better off and benefit from it. Thank you, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, I move that the witnesses be excused.

Mr. Chairman: Has anyone any further questions of the witnesses?

Mayor Wybrew: I guess I have an answer. Well, Mr. Chairman, I would like to answer the Commissioner, and inform him that I am prepared to meet at his beck and call at a time that is suitable to him. I will only be too pleased to be there. But, I would also like to point out

Mayor Wybrew continues ...  
that, of course, I'll still be looking for equipment in those negotiations.

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PAPER #9

Mr. Commissioner: This is very well; this is okay, I mean, Mr. Chairman, this is fair enough. I heartily agree that he is still looking for equipment.

Mr. Chamberlist: We will give you as much as everything that was promised, but don't say there has been no dialogue to this point.

Mr. Chairman: Order please, order. Will there be any further questions of the witnesses? We thank you for assisting us in this discussion, gentlemen. I believe I am still chairing this Committee. Order please. I believe I am in the Chair of this Committee, and I thank these gentlemen for their assistance this afternoon.

Mayor Wybrew: Mr. Chairman, we would like to thank you for the most courteous hearing that we have received.

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

Mr. Chamberlist: I second that motion.

Mr. Chairman: It has been moved by Councillor Stutter, seconded by Councillor Chamberlist, that Mr. Speaker do now resume the Chair. Are you prepared for the question? Are you agreed? I shall declare the motion as carried.

MOTION CARRIED

MOTION  
CARRIED

Mr. Speaker resumes the Chair.

Mr. Speaker: The House will now come to order. May we have the report from Chairman of Committee?

Mr. Chairman: Yes, Mr. Speaker, Committee convened at 10:35 a.m. to discuss Bills, Sessional Papers and Motions. It was moved by Councillor Stutter, seconded by Councillor Tanner that Mr. Speaker do now resume the Chair. This motion carried. Committee reconvened at 11:30 a.m. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 14 be reported out of Committee without amendment. This motion carried. Committee recessed at 11:45 a.m. and reconvened at 2:15 p.m. Mayor Bert Wybrew, City of Whitehorse, City Councillor Paul Lucier and Mr. R. Byron attended Committee to discuss Sessional Paper No. 9. It was moved by Councillor Stutter, seconded by Councillor Chamberlist that Mr. Speaker do now resume the Chair. Motion carried.

Mr. Speaker: You have heard the report of the Chairman of Committee. Are we agreed? What is your further pleasure?

Mr. Taylor: In respect of the agenda for tomorrow, Mr. Speaker, it would appear that your Committee has almost concluded its deliberations. There are one or two items yet to be cleared tomorrow, so it would fall in the category of Bills, Sessional Papers and Motions.

Mr. Speaker: May I have your further pleasure?

Mr. Chamberlist: Mr. Speaker, I would move that we now call it 5:00.

Mrs. Watson: Mr. Speaker, I second the motion.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member from Carmacks-Kluane that we now call it 5:00. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION CARRIED

MOTION  
CARRIED

**Mr. Speaker: This House now stands adjourned until 10:00 a.m., Friday morning.**

*ADJOURNED*

**ADJOURNED**



Mr. Speaker reads the daily prayer. All Councillors are present.

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

Mr. Clerk: There is, Mr. Speaker.

Mr. Speaker: The House will now come to order. Are there any Documents or Correspondence to be tabled? Are there any Reports of Committees? Are there any Bills to be introduced? Are there any Notices of Motion or Resolution? Are there any Notices of Motion for the Production of Papers? As there are no Motions for the Production of Papers, we come to Motion No.16. It has been moved by Councillor Tanner, seconded by Councillor Stutter, that "the Administration consider how to best protect and preserve historic sites and the artifacts on them from theft, damage and destruction, and introduce appropriate legislation as required as soon as possible". Councillor Tanner, are you prepared to proceed with this motion at this time? MOTION #16

Mr. Tanner: Yes, Mr. Speaker. I think all Members of Council agree that a great number of our artifacts and historic sites within the Territory have been violated, and pieces of historical equipment, which we would prefer to keep, are disappearing from the Territory. I'd like to, if I may, read a resolution that was passed by the Territorial Historic Sites and Monuments Board, in which all Members have one appointed official to speak for them. "Be it resolved that the Government of the Yukon Territory act immediately to establish a historic sites officer for the Yukon whose role would be one, (a) enforcement of the Historic Sites regulations and protect items belonging to the Territory, (b) conduct public relations programs in schools, government agencies and in the media about the importance of historical items for the economy, (c) to work towards better legislation, (d) be a counsellor and visibly represent the interest and preservation of historic sites and their atmosphere in the Yukon." The second part of their resolution reads, "adequate legislation be drafted to protect artifacts, historic sites in the Yukon from despoilation". From an earlier question asked by Councillor Stutter earlier in this Session, the Legal Adviser pointed out to the House the very difficult problem there exists in enforcing any legislation. I, and Councillor Stutter and all Members, understand this. Basically, my resolution is to ask the Administration to come up with some legislation, so, when the time does occur that we do find somebody stealing or damaging historic artifacts in the Yukon, we will have something to prosecute them under. I would urge all Members to support this resolution.

Mr. Stutter: Mr. Speaker, as the seconder of the motion, I would just like to read from Votes and Proceedings, the actual answer that the Legal Adviser gave to the question, after it had been pointed out by the Commissioner that there was adequate legislation in existence. In answer to a supplementary question, the Legal Adviser said, "Mr. Speaker, we have tried, on several occasions, to take court action and we have investigated. But, the actual proof is very, very difficult to get. In some instances, people say they found the thing on the road. There was an instance where we found notices and such like of pieces of artifacts were being used to drive cars out of mud. We found it impossible to get sufficient legal evidence and couldn't bring about a prosecution. We've tried to bring prosecutions and failed in some very flagrant instances. It's not just a question of my opinion that the prosecution was saved; in each of these instances, we've submitted for advice to the federal Crown Prosecutor and tried very hard to get evidence but we couldn't because of lack of proof." The only real comments that I can add to those of Councillor Tanner, at this point, Mr. Speaker, is to really urge the Administration, between now and the Spring Session, to look into this possibility of, using the Legal Adviser's often used phrase, "putting teeth" into the existing legislation, and to come up with some method whereby, perhaps, some inexpensive policing systems can be brought about so that these

Mr. Stutter continues ...

*MOTION #16*

various valuable reminders of the history of the Yukon can, indeed, be protected and these reminders of the history remain here for a few generations to admire and connect with the history of the Yukon.

Mr. Taylor: Mr. Speaker, former Councils have viewed this matter with great concern from time to time, and still, we have no legislation to protect these important items of our past. When you go throughout the provinces of Canada, and see some of the little museums you find here and there, you find them very, very well visited. In other words, they are of great value to the province, not in keeping part of their history but also, in presenting it to the view of others, and the interest of others. Linked with this, of course, is our museum program, so often also, spoken about in the Council. Yet, we can't seem to get it off the rail. There are many places in the Yukon, I know Teslin is one, where people are trying to put together things of historic value, things that the Native population has developed over the years, and so forth. It is hoped that, when this legislation comes down, if indeed it does come, at the Spring Session, that consideration will also be given to care of the artifacts, so that they can be placed in safe-keeping in fire-proof buildings and placed on public view wherever possible. This also links, Mr. Speaker, in with the Archives which are now in Ottawa. I would think that, when those Archives come to the Yukon for storage here in our new Archives section, whenever that should come, some of these should be made available to the museum along with the artifacts, so that they may also be displayed for the benefit of the people of the Territory and the visitors to the Territory. I really wholeheartedly support this motion.

Mr. Chamberlist: Mr. Speaker, there is no doubt at all that the motion itself is one that the Administration must take notice of. I can assure all Honourable Members that, between now and the Spring Session, consideration to the request that is being made in this motion, and I hope, legislation which will have the greatest effect in protecting the artifacts and history of the Yukon will be brought forward. It's fairly obvious that we have suffered for a long time as a result of people, I have in mind especially the Dawson area where much of the history of the Yukon is ... plane-loads of artifacts have been flown out into Alaska and other parts of the southern States. I will do my best to endeavour that the question that has been made by this motion, is fulfilled.

Mr. Speaker: Is there any further debate on this motion? Are you prepared for the question? Are you agreed? I declare Motion No.16 carried.

*MOTION  
CARRIED*

MOTION CARRIED

Mr. Speaker: We now come to the Question Period. Mr. Clerk, would you please see if Mr. Commissioner is available this morning? We will now have a short recess.

*RECESS*

RECESS

Mr. Speaker: The House will now come to order. Are there any questions?

*QUESTION RE  
BUS RUN AT  
SQUANGA  
LAKE*

Mr. Taylor: Yes, Mr. Speaker; I have a question I would like to direct to the Minister of Education this morning, having reference to the regrettable decision by the Administration to curtail a bus run at Squanga Lake. In view of the many discussions that have taken place on this matter, and in view of the urgency of the situation, I wonder if I might have the assurance of the Minister that this most serious problem will be resolved at the earliest possible moment.

Mrs. Watson: Mr. Speaker, yes, we are giving this problem our consideration and I can assure the Honourable Member from Watson Lake that we will resolve it to the satisfaction of the party who is particularly interested.

Mr. Speaker: Are there any further questions?

Mr. Taylor: Yes, Mr. Speaker; I have a further question. Inasmuch as we are approaching prorogation, I would like to direct a question to Mr. Commissioner and ask if it would be possible for the Administration, or if it is the intention of the Administration to get Sessional Papers for the next Session in circuit, prior to the next Session. That is to say, between now and January, when we next sit, answers to the questions we ask now be sent out in the mail as they used to be in the old days, rather than wait until we come to Session for those answers.

*QUESTION RE  
SESSIONAL  
PAPERS*

Mr. McKinnon: The good old days.

Mr. Taylor: Yes, the good old days.

Mr. Commissioner: Mr. Speaker, I am not aware that the good old days have been replaced by any of the new-look, or anything, as far as the Administration is concerned ...

Mr. McKinnon: Wow, you are behind.

Mr. Commissioner: The answers that are outstanding at the end of a Council Session, to the very best of my knowledge, are circulated to Members.

Mr. Taylor: Well, Mr. Speaker, as this is a question period, I can't debate. I have one further question of Mr. Commissioner. The Council, prior to this Council, agreed to a recommendation that a redistribution of seats in the Yukon Territory, in respect of this Council, take place to give the communities of Carmacks, Faro and Ross River a constituency at this table and adding one additional seat to the City of Whitehorse. This was the proposal brought forward on two or three occasions. I wonder if Mr. Commissioner could give me any indication as to what progress, if any, has been made on this matter.

*QUESTION RE  
EXPANDED  
COUNCIL*

Mr. Commissioner: Mr. Speaker, I'm not aware of any progress at all, and before any redistribution can take place, unless the Honourable Members want to make a redistribution which they have the authority to do within the number limitation that are stipulated in the Yukon Act for Councillors at the present time, to include more Members sitting on the Council, an amendment to the Yukon Act must be made. It is a requirement which is at the prerogative of the Parliament of Canada.

Mr. McKinnon: How about less Members?

Mr. Chamberlist: Well, Whitehorse North ... West is not needed at all.

Mr. Commissioner: Well, alright.

Mr. Speaker: Are there any further questions? We thank the Commissioner for his attendance. As there are no Private Bills and Orders, we come to Public Bills and Orders.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No.14, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be given Third Reading.

*BILL #14  
THIRD  
READING*

MOTION CARRIED

*MOTION  
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No.14, An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, be adopted as written.

*BILL #14  
TITLE  
ADOPTED*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker: I declare that Bill No.14 has passed this House. May I have your further pleasure?

Mr. Taylor: Mr. Speaker, I would move that Mr. Speaker do now leave the Chair and Council resolve into Committee of the Whole for the purpose of discussing Bills, Sessional Papers and Motions.

Mr. Stutter: I second that motion, Mr. Speaker.

Mr. Speaker: It has been moved by the Honourable Member for Watson Lake, seconded by the Honourable Member for Dawson City, that Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Bills, Sessional Papers and Motions. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION  
CARRIED

MOTION CARRIED

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

Mr. Taylor takes the Chair.

MOTION #11

Mr. Chairman: I call Committee to order. We have Motion No.11, moved by Councillor McKinnon, seconded by Councillor Stutter. "Be it resolved that, in the opinion of this Council, the Public Health Ordinance be amended to allow for travel subsidies to be paid to Yukon residents who, on the advice of Yukon doctors, must travel to points outside the Territory for medical treatment; and be it further resolved that, in the opinion of this Council, a travel subsidy be paid to Yukon residents who must travel to Whitehorse for medical treatment from points within the Territory."

Mr. McKinnon: Mr. Chairman, I was awaiting information. The Honourable Member for Whitehorse East asked that this motion be brought into Committee so that he could bring further information into Committee on this subject.

Mr. Chamberlist: Mr. Chairman, I have, with me, sheets dating back to the 1st of April, 1968, indicating the different areas, or rather, the areas of different illnesses where people have been sent out under the medical evacuation program which existed prior to the coming into force of the new regulations, the new Public Health regulations, for medical evacuations just a few months ago. As I indicated already, Mr. Chairman, there was a reason for the new regulations to be brought into force. They were brought in, specifically, to remind Honourable Members of what we have already spoken about, so that there would be a control of the type of reasoning behind a patient being sent out. Under section 2(e), which deals with medical necessity, it has been interpreted in the following sense: "medical necessity means that any of the following eventualities may occur if the patient is not evacuated". These have already been expressed by Councillor McKinnon and I will repeat them; where there is a danger of loss of life, loss of limb, loss of eyesight, loss of hearing and mental breakdown. As a result of a situation wherein we had gone way beyond the costs in the budget funds provided for medical evacuation, and in consultation with the Zone Director as well as the departmental people, National Health and Welfare in Ottawa, to ascertain the best way to overcome the abuses that took place, we brought these new regulations forward. Now, I have with me, as I've indicated, the sheets. Because there are some areas where names of doctors are mentioned, I am prepared to allow Members of Council to view these privately, but I would request, Mr. Chairman, that I be not asked to name the doctors in these instances ....

Mr. Chairman: Or the patients.

Mr. Chamberlist: Or the patients; I have blanked out completely the patients' names from these sheets. There have been many instances where patients have been sent out when they have indicated that they will not be returning to the Yukon. Consequently, it became, not an area of funding for medical necessity, but an area of funding for providing air travel expenses for people to leave the Territory. In certain particular areas, where a person had a chronic cough,

Mr. Chamberlist continues ...

this was given as a reason by one particular doctor to allow the person, with an escort, to go to Edmonton. It was found that they were continuing on from Edmonton to Ottawa for a holiday. So, the husband, who acted as the escort to the wife who had a chronic cough, had their fare paid out there, less the \$100 return. Therefore, it finished up by costing the Government something like \$242 because, under the medical evacuation program, we also pay for about three nights of bed and board for the escort who is supposed to be waiting in Edmonton to bring the person he's escorting back. We have another area where one particular patient, also a husband and wife, whose nature of illness was given as infertility went on to visit their relations in New Brunswick. We paid the shot from here to Edmonton while the husband and wife team went on to New Brunswick. There was another ...

MOTION #11

Mr. McKinnon: Fifty dollars? Fifty dollars contribution?

Mr. Chamberlist: A hundred, with an escort it's a hundred return; not a hundred each but hundred for total. The total fare was paid. We had another case of allergic asthma who went to Vancouver in December of 1969 and then the couple went on to Hawaii for their holiday. So, we subsidized the cost of travel. There was another where the request was made to visit a psychiatrist, but we already have a psychiatrist right here. There were other cases of investigation of asthma. Really, what has happened is certain people who really require the funding to go out, have been deprived of it because of those who have abused the program. Now, in limiting to these five particular areas, the Department has been very, very flexible inasmuch as if the same director who countersigns the form of the medical practitioner feels that there is a gray area where it could possibly be that if a certain thing wasn't treated immediately, there might be a danger of a loss of life or a loss of eyesight or hearing ... hearing came up as well, in one particular instance, the Zone Director would call me and say that although it didn't comply strictly to the letter, there was a doubt and the doubt should be given to the patient. I have always said, yes, go ahead. We have done this on a number of occasions. This is the only practical method that we have found, at the moment, for being able to control the abuse that took place in the past. All Members know that, from the original \$10,000 set aside in two or three consecutive years for medical evacuation, it did really go up very wildly. I'm pleased to say that, in the past six or seven months, since these regulations have come into force, there has been a decided drop in the medical evacuation charges made, and consequently, we have found as well, the members of the medical profession recognizing the fact that what has been put in, has been put in as a protection of the taxpayers' money. This must be a very, very prime concern. Certainly, we don't want to see any person, in any way, taking a risk where there is a treatment that is and should be available to them, not receiving the treatment if the medical practitioner indicates in his professional opinion that a danger of those five areas we have indicated might happen. After all, the Zone Director is another doctor and he countersigns this. As long as these two doctors are prepared to substantiate each other's diagnoses of a particular situation, the Department will not, in any way, interfere with that particular patient. So, when it comes to the motion itself, I am in full agreement with the second portion of the motion, and I, therefore, will give it support. But, I cannot, in any way, support the first portion. If the Honourable Member is prepared to withdraw the first portion of the motion, I will be pleased to support the second portion.

Mr. McKinnon: Mr. Chairman, when the Honourable Member brought in the amendment to the Public Health Ordinance to make the regulations concerning medical evacuation more stringent, I supported the Honourable Member in the Ordinance. I realized, as well as he did, that there had been abuses and I would even go so far as to say that there had been some flagrant abuses where money of the Yukon Territory had been used for people to go off on a junket. Since that time, however, Mr. Chairman, because of my personal involvement with several families and their problems, I have had to change my thinking. They are too stringent and there has to be further flexibility in the area where somebody has to be able to make a judgment that this is a legitimate area where a person

Mr. McKinnon continues ...

MOTION #11

can apply for some medical evacuation help. The Honourable Member has given us some instances of where the program has been abused. I will give him some instances of where the program should have been in effect. Now, I know of one family, Mr. Chairman, where the child, it was discovered here, because of a malformation in his bones, had to have specialized pediatric surgery which was only available in outside places. He was told by the doctors here that this child had to go out. The mother and the husband were both working; they are a middle-class income family who both have to make the type of salary they do in order to raise four children in the style which southern Canadians can on one salary. The mother had to ... went to the Zone Director and was told that she could not expect any help because of the changes in the regulations. She, therefore, at the full expense of the husband ... the husband and wife had to upset the family, where one salary was lost for a period of a month. The mother had to take the one child out to Vancouver where the corrective surgery had to be done on the child. Babysitter facilities had to be provided in the home because of the mother being outside with the child. In another instance, that I know of quite intimately, a girl, after the birth of a baby, was discovered to have a congenital hip dislocation. She was advised by doctors here to go to Vancouver for corrective surgery. She applied to the Zone Superintendent and was told that this didn't come under the regulations and no help could be expected from the Government. She went to Vancouver where she was told that it was the type of situation where the operation was not going to take place at this time. It would be a deteriorating condition where the pain would be so great that, eventually, surgery would have to come about. The family will be disrupted; the lady will be in a body-cast for some five months, from her hip down and she has a child who is a year old. The babysitting facilities will have to be found when the wife is in the hospital when this deterioration comes about and the operation has to be. There is no help, whatsoever, when the whole of the family is upset like this; no help from the medical evacuation plan. The public just says, man, I've just found myself in a complete and absolute medical tragedy and there is absolutely no program available for me to at least get fifty bucks to help ease the cost of transportation outside. Both these cases, Mr. Chairman, were told by the Zone Director that there was no use in applying for the subsidy because it didn't fit any one of the five categories and there was no help available from the Yukon Government. There has to be some flexibility in this type of program, Mr. Chairman, where somebody can make a responsible judgment and say, this case definitely deserves medical evacuation help. He or she has been advised by our Yukon professional that the service is not available in the Yukon; through no fault of the person, he has to go to outside medical places to have the treatment that he needs. Mr. Chairman, I think that if the motion stands ... all I'm asking is that the Honourable Member look into some way of easing the regulations or putting a saving regulation under the Public Health Ordinance so instances that I have mentioned will come under the medical evacuation plan and still do away with the abuses which I know that Honourable Member is sincere when he says have taken place. The five areas, now, are just too stringent and there is example after example that I could bring to this table where the Government of the Yukon Territory would be put in a best and humane position when everything else is down and out for these families. They could chip through with fifty bucks and say, look, at least we are aware of the problem you face by living in the north and we're willing to give you a helping hand when things are just at their blackest. It is, when the type of medical tragedy which I have indicated comes upon a family with a complete disruption of family life and the intended cost to the family. Certainly, Mr. Chairman, with the Honourable Member's ability, he can come up with some compromise that will allow someone to make the decision as to who is eligible and who is not. For these reasons, Mr. Chairman, I think the motion is valid; I'm just asking that this type of stay be looked into and I'm positive that the regulations can be amended so that the areas which I have mentioned will not take place any longer in the Yukon. Believe you me, it is a real tragedy for these people involved.

Mr. Chamberlist: Mr. Chairman, I appreciate the points that have been raised

Mr. Chamberlist continues ...

and certainly, the Government of the Yukon Territory, and myself particularly, *MOTION #11* are very cognizant of those particular areas. I am just trying to find where we have it in the budget now; we have something like \$12,000, which provides for people of that description to apply for assistance under the Medical Indigent Plan. It is no disgrace for anybody to be short of funds beneath commitments in relation to being a person that needs help towards travelling to get this extra amount of money. I would point out to Members of Committee that this amount of money has been in the budget for some number of years, an item that was in the budget at the time when the Honourable Member, himself, was on the Advisory Committee on Finance, so, he must know that these funds are available

Mr. McKinnon: Who would apply for welfare in the cases I have mentioned?

Mr. Chamberlist: Mr. Chairman, we have already, in a number of areas, in one only yesterday, where a person found it necessary to have a young child of one year of age go out to get certain treatments, come to the department and asked for partial assistance; they received partial assistance. In the particular case that has been indicated, I know of that particular case and I know that if they would have come forward they certainly would have got some help in having some of their finances paid. Certainly, there are some specific areas where it is almost impossible to say which particular item should be met by extra help which one should be added to the public health regulation of medical evacuation. I am prepared to say at this time that I am prepared to discuss the whole area further with the Zone Director and also with the doctors so they could indicate in what way we could institute in the regulations an area that will perhaps cover these extreme cases, but, as the Honourable Member, has agreed, Mr. Chairman, that we must have regulations that will tie down the abuses that have been taking place in other areas. I say I cannot support that first part of the motion because, the way it is written would allow the doctors to designate, as they did in the past, those areas where there should be medical evacuation and it is as a result of what the doctors have done in the past that we have to tighten down. If the Honourable Member would withdraw that first part, I agree to the second part, then he has my assurance that discussions will be entered into with the Zone Director and representatives from the medical profession to see what can be done about taking care of these particular extreme cases for which I have every sympathy, in this particular area.

Mr. Tanner: Mr. Chairman, before the Honourable Member from Whitehorse West answers, I think, there might be a solution to both the Honourable Members' problems, if ... and I am not moving this as an amendment, a suggested amendment and we can discuss this, after the advice of the doctors and at the discretion of the Zone Director.

Mr. McKinnon: Mr. Chairman, I would be more than willing to withdraw the first part of the motion because I have received the Honourable Member's assurance that he will be discussing this with the Zone Director and the doctors. I am just positive there is an area that they can come up with saying look, there can be a legitimate decision arrived at, at some type of cut off point because the regulations, as they are, are just too strigent. I don't think any Honourable Member, although there is money available under another vote for medical indigent persons, the cases that I mentioned, there is no way that these people are going to go and apply, even if the Honourable Members don't think it is, in their minds it would be applying for welfare assistance because they are indigent, which they don't feel they are. I am positive that if the Honourable Member puts his head together with the Zone Director and the doctors ... they can come up with a regulation that will allow for instances which I have mentioned to be covered under the medical evacuation plan and also do away with the abuses that have crept into the medical evacuation plan. With that assurance, and I am positive that it will be carried out, I'd be willing, Mr. Chairman, to move that the first paragraph of Resolution No. 11 be stricken.

Mr. Chairman, Before this is seconded, I wonder if I just might give some guid-

Mr. Chairman continues ...

MOTION #11

ance to the Committee. Perhaps, you might wish to say that, be amended to read and then just exclude that section. Would that be agreeable?

Mr. McKinnon: Right, Mr. Speaker, I would be prepared to move that Motion No. 11 be amended to read; that be it so resolved, that in the opinion of this Council, a travel subsidy be paid to Yukon residents who must travel to Whitehorse for medical treatment from points within the Territory.

Mr. Stutter: Mr. Chairman, just before question is called on this may I just...

Mr. Chamberlist: You must have a seconder on this.

Mr. Chairman: I'm afraid of having too many things going at once here, another Member must move the amendment. The Member cannot amend his own motion.

Mr. Chamberlist: Mr. Chairman, there is only one point that I want to make clear and I think, I must have it on the record, that I did not indicate that people who would seek this type of aid are indigents. There is reference to a medical indigent which is entirely different. A person doesn't necessarily mean he is a welfare case, or an indigent, simply because he seeks some help from a medical standpoint, and I want to make that clear. There is a lot of difference between a person who is indigent and a person who is medically indigent.

Mr. Chairman: Councillor Stutter.

Mr. Stutter: Mr. Chairman, am I being requested at this time to second the motion?

Mr. Chairman: I wondered if another Member would care to state the motion, as the Member cannot amend his own motion.

Mr. Stutter: Mr. Chairman, as a seconder I would make an amendment then, if this is permissible.

Mr. Tanner: Mr. Chairman, I would be happy to move the amendment in, but, I think Councillor Stutter wanted to speak to the amendment or the suggested amendment before we got to the motion for the amendment.

Mr. Stutter: Mr. Chairman, I intend to, of course, speak to the amended motion, but, before this amendment is brought in, I would like to ask a question of the Minister. Both from the brochure and the regulations, I notice that the plan has every intention of paying for the specialist, where a patient is referred to that specialist by a medical practitioner. Would it not be possible then in this case, where specialist services are required, which does in nine cases out of ten mean travel out of the Yukon, would not this be an area where we could give further consideration to the first part of that motion?

Mr. Chamberlist: Mr. Chairman, I don't wish to revert back to the debate on the medicare situation here because this is different. The medicare program does not include travel subsidies in the Federal Act; this is something that is arranged within. We are more and more in the medical profession having specialists coming into the Yukon and what often happens, as just recently, there was a specialist in the Yukon and referrals were made by the doctor to this specialist who sees them here in the Yukon, now, there are certain specialists who do not come to the Yukon. Where there is a necessity for that type of travel, this is another area that I would be pleased to advise the Honourable Member that I am prepared to discuss with the doctors and the Zone Director. I am sure that everybody will appreciate that there is a necessity, upon me, to seek their advice in area of this description where, I myself, not being a medical practitioner have to be guided by the technical specialist's advice that I get from them.

Mr. Stutter: Mr. Chairman, I will accept that assurance, as long, as the Minister will take that part out to them. I have nothing further on this motion, the first part of the motion.



Mr. Tanner: Mr. Chairman, I will move that the Motion No. 11 be amended *MOTION #11* to read: be it resolved that, in the opinion of this Council, a travel subsidy be paid to Yukon residents who must travel to Whitehorse for medical treatment from points within the Territory.

Mr. Chairman: Is there a seconder?

Mr. Stutter: I'll second that motion.

Mr. Chairman: Councillor Stutter, will you take the Chair please.

Councillor Stutter takes the Chair.

Mr. Chairman: Councillor Taylor.

Mr. Taylor: Mr. Chairman, speaking on the amendment, I would just like to say that I don't know where this thing got off track, but where the big need in the Territory is, is in the area of this amendment. When we started this many, many years ago, this program, it was recognizing that there were many people, who live in the hinterland, who have not access to a medical practitioner and this doesn't mean the visiting practitioner that comes around, this is when you get sick, or one of your family gets sick, and we recognized this many years ago. People, as in some cases they still are, are being penalized for living in what we term, the hinterland or the more remoter areas of the Territory. In an effort to set things right, where people have to get vehicles, hire, in even some cases, ambulances, charter aircraft or for whatever method of travel they have to take to get to Whitehorse, or to where there was a doctor, we would assist them with a travel subsidy in order that they could afford to do this. It was agreed by all Members that this was what to do, so, we brought in travel subsidy program. Now, over the course of years, it became corrupted; the travel subsidy within the Territory disappeared and we started talking about paying anything above \$50.00 to fly people outside the Yukon. Now, as I say again, the biggest need within the Territory, primarily, is offer travel subsidies to our citizens when they have to come from Pelly, Mayo, Teslin, or wherever, to Whitehorse, where medical practitioners are not available. That is the big need and I think that should be given the primary consideration. If in our funding and if in the program and scheme of things, we can find the funds to continue a subsidization program from without the Territory, great, I am with it all the way, but, I would place the priority on full subsidization, not \$50.00 discount, again, as it use to be, on full subsidization on medical travel within the Territory, where it can be shown that this travel was, indeed, necessary. It was mentioned earlier this morning that, at some length, that some people have abused this program and I say, Mr. Chairman, in my opinion, the only people who have abused the program are the people who administrate it because, as far as I am concerned, if between now and, say, the Spring Session this Administration can't work out the details, as to how, to offer control without spelling item by item, rigidly, out in regulation then I think that we should get another Administration because, gosh darn it, it has got to be possible to put into law and administrate a program of this nature. I would suggest that the Administration give very serious consideration to putting number one priority on subsidization programs within the Territory, travel subsidization, and on a secondary basis consider whatever you wish to do outside the Territory.

Mr. Chamberlist: Mr. Chairman, I agree, absolutely, with what the Honourable Member has just said with reference to the requirements to the absolute subsidization within the Territory because it is not the fault of the people who make their homes and livelihoods in areas that have not got the benefits that these people in Whitehorse have in relation to medical facilities. I support this and will. I am doing whatever is possible to be done in this regard, but, I have many, many doubts about this type of program outside because the things that I know about and the things that have been done. I don't think that we should blame the Administration in this particular area, because in the short while that I have been in this particular job, I have seen how in particular instances, when individuals themselves have forced

Mr. Chamberlist continues ...

MOTION #11

situations upon the Administration. I know one particular instance that comes to mind of where a child had to go out to Edmonton for some treatments and \$50.00 was supposed to be made available and the man who was earning \$900 to \$1000 a month refused to pay this \$50.00 and of course, the administration clerks were in difficulty as to what they were going to do. What were they going to do? Could they refuse to send the child out when the child had to be sent out right away? They phoned me up and said, "Well, what are we going to do, Mr. Chamberlist?" I said, "Never mind about the money right now, get that child out and get him in the aircraft; this is the first and foremost thing that has to be considered. When I spoke, rather when I got someone to speak to the father about it he said, "Well, don't send the child out, let the baby die, let the responsibility be yours" This is what the father does, you can't blame the Administrative people for this, they really have tried their best sometimes under very, very trying circumstances in this particular area. As I have indicated this will be looked into very thoroughly; we will do whatever we can to come up with a position that might take care of the situation.

Mrs. Watson: Mr. Chairman, after listening to the debate on the medicare scheme past week, I was led to believe that this would be one of the benefits or considered to be one of the benefits of the medicare scheme. Should we keep it under the Public Health Ordinances, or should we take it as a medicare scheme benefit?

Mr. Chamberlist: I'm pleased the Honourable Member brought this out for further explanation Mr. Chairman. The payments cannot be made under the medicare scheme, but would be made under the Public Health Ordinance because there is no way we foul up the plan because of the Federal regulations that don't permit us to do that.

Mrs. Watson: Mr. Chairman, the first question; should it not be changed then a travel subsidy to be paid to Yukon residents who must travel to Whitehorse, must it necessarily be to Whitehorse. They may want to travel to other areas within the Territory, so we must not limit ourselves to Whitehorse, alone.

Mr. Chamberlist: Yes, Mr. Chairman, the point that the Honourable Member is making that a person has to go for some medical treatment, let us say from Pelly to Mayo, to anywhere where there is some medical facilities available; yes, I agree, as long as it is within the boundaries of the Yukon.

Mr. Taylor resumes the Chair.

Mr. Stutter: Mr. Chairman, I am not going to belabour the subject any more. I had a whole list of arguments, but, the Minister has already given us enough assurance that I don't need to go into that. I would like to point out that we already have equal costs of liquor all across the Territory, we've got equal costs of power on a residential basis, I believe, there is a move for equal costs of fuel all across the Territory so it is just a logical extension of this, to make sure that there is also equality in the medical services to be provided across the Territory; you must include travel to get this equality.

Mr. Chamberlist: This is the intent, Mr. Chairman.

Mr. Tanner: Mr. Chairman, would the Honourable Member from Carmarcks-Kluane want to further amend the Resolution.

Mr. McKinnon: Everyone understands what it means.

Mr. Chairman: We have an amendment moved by Councillor Tanner, seconded by Councillor Stutter that Motion No.11 be amended to read, be it resolved that in the opinion of this Council, a travel subsidy be paid to Yukon residents that must travel to Whitehorse for medical treatments from points within the Territory. Are you prepared for the question? Are you agreed? I declare the amendment carried.

MOTION  
CARRIED

MOTION CARRIED

Mr. Chairman: Are you prepared for the question on the motion? Are you agreed? I declare Motion No.11 passed. *MOTION #11*

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Chairman: At this time I will declare a short recess.

RECESS

*RECESS*

Mr. Chairman: At this time we will call Committee back to order. I would like to inform the Committee at this time that you have now dealt with all matters before Committee. What is your further pleasure?

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

Mr. Tanner: I second that motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Tanner that Mr. Speaker do now resume the Chair. Are you prepared for the question? Are you agreed? I declare the motion as carried.

MOTION CARRIED

*MOTION  
CARRIED*

Mr. Speaker resumes the Chair.

Mr. Speaker: The House will now come to order. May we have the report from the Chairman of Committee?

Mr. Chairman: Yes, Mr. Speaker, Committee convened at 10:40 a.m. to discuss Bills, Sessional Papers and Motions. It was moved by Councillor Tanner, seconded by Councillor Stutter, that Motion No. 11 be amended to read, be it resolved that, in the opinion of this Council, the travel subsidy be paid to Yukon residents who must travel to Whitehorse for medical treatment from points within the Territory. This amendment carried, Mr. Speaker, and Motion No. 11 was then carried in Committee. Committee recessed at 11:15 a.m. and reconvened at 2:10 p.m. this afternoon. It was moved by Councillor Chamberlist, seconded by Councillor Tanner, that Mr. Speaker do now resume the Chair. This motion carried.

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

Mr. Taylor: Mr. Speaker, I can advise that Committee has now concluded their deliberations on all matters before it. I would suggest that we are now prepared to proceed with the closing addresses.

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

RECESS

*RECESS*

Mr. Speaker: The House will now come to order. I have a message from the Honourable Member from Dawson City, which reads as follows:  
Mr. Speaker, I would ask you to announce that I regret having to be absent from the proroguing of Council this afternoon. Also to decline the chance to reply to the Commissioner's Opening Address. I do this after giving much thought to this action. We will now proceed with the closing procedures, and Members will give their reply to the Commissioner's Opening Address. The Honourable Member from Whitehorse North.

Mr. Tanner: Mr. Speaker, fellow Councillors. I am glad of this opportunity to give my proroguing address. Some prophets of doom and gloom would have people believe, that due to Federal and Territorial policy, the Yukon is coming apart at the seams. Economically, administratively and politically. I do not subscribe to that view. The Yukon has illustrated its maturity economically by absorbing the curtailment of two major mines, the closing of two major mines two large employers, and the local economic situation has not been very much affected. The increase that we have experienced this past year in tourism and the increase that we have experienced in mineral production, in spite of the closing of those mines, to my mind, illustrates that economically things are not too bad in the Yukon.

Mr. Tanner continues ...

Look around you at the offices, stores and buildings being erected all over Whitehorse. A lack of faith is not obvious. Faith in the future and faith today is obvious to me. Administratively at all levels of Government, I believe the people of Yukon are served by the very best Administrators that our population, location and resources allow. Nobody should ever lose sight of the fact that Yukoners are unique, for many reasons, but two in particular. Firstly, our isolation from any immediate or comparable communities. Secondly, the make-up of the people who choose to call themselves Yukoners. They are individualistic, self-reliant, involved, and I submit, perhaps a little unpredictable. It is within this framework that we ask our civil servants to perform, and without any qualification, expect the top performance. I think that is what we are receiving. Politically, the Territory has entered into a new phase. We are about to enter into one municipally. It's an experiment. Nobody anywhere has before tried to do what we're trying, in our circumstance with our people and in the context of what is being attempted for today and for tomorrow. Anybody but a fool would admit there will be growing pains, and there will be some mistakes, the same mistakes which any fledgling organization is bound to make. I hope all Yukoners will be a little patient, to give the same understanding to these experiments that they would ask of themselves. The two experiments in my view, are beginning to bear fruit. Thank you Mr. Speaker.

Mr. Speaker: The Honourable Councillor from Whitehorse West.

Mr. McKinnon: Mr. Speaker, Members of Council. The Yukon Health Insurance Plan or Medicare will become law on April 1st of next year. The great majority of Yukon residents will be paying higher premiums for fewer benefits than they did prior to Medicare becoming law. About 50 per cent of the voting population of the Metropolitan Area of Whitehorse signed petitions against the Government Medicare plan. Your representations have been ignored and refused by the Government of the Yukon Territory. There is one inescapable fact concerning Medicare. Private carriers were not given the opportunity to bid on a Yukon Health Care Insurance Plan. The Government had the responsibility to go to private carriers who already underwrite plans in effect in the Yukon and ask them to tender plans which would give the maximum benefits possible to the people of the Yukon for the money available. This was not done, even though one of the major carriers of private insurance in the Yukon, M.S.A., specifically asked the Government of the Yukon to be able to do so. Instead we received, from the Executive Committee Member in charge of Health, Welfare and Rehabilitation, a plan which gives Yukoners only the minimal standards of coverage demanded by the terms of the Federal Legislation with the highest average premiums of anywhere in the country. Mr. Speaker, once again the people of the Yukon have been had. And, Mr. Speaker, this only serves to once again exemplify the total misdirection of the present Government of the Yukon Territory. I think the Honourable Member for Whitehorse East unwittingly explained it best when he thought he was berating me for the stand I was taking on behalf of my constituents against the Medicare scheme. He said, and I quote from the Votes and Proceedings: "It reminds me that the Honourable Member from Whitehorse West is indicating that his type of leadership is the leadership where you wait and watch in which direction the crowd is running, then run in front and lead. I would say in respect, to all Members of Committee, that this is not the type of leadership that we in the Yukon are seeking." Mr. Speaker, a man much wiser than I once said that the true leader is one who walks behind his people. Mr. Speaker, I have always considered my main function as a Territorial representative to articulate the legitimate aspirations and demands of the people of the Yukon and of my constituency. The tragic mistake that the present government of the Yukon is making is in woefully underestimating both the intelligence and patience of the people of the Yukon. The Government of the Yukon with its present makeup is incapable of adjusting to the very real revolution in the public's approach to Government and elected officials. Instead, they are playing the same old

Mr. McKinnon continues ...

political games and using the same archaic and mediaeval approach to government that is resulting in total public alienation to government and government institutions. This of course, is not a problem unique to the Yukon. One only has to be aware to understand why democratic institutions, because of their inability to change, to reflect contemporary thinking are crumbling all about us. And, here in the Yukon, the games when played with seven Members and a population of only 20,000 are more obvious and more ludicrous than anyone could have imagined in their wildest nightmares. The real tragedy, Mr. Speaker, is that it all never had to happen. The Yukon had the ability of developing fresh, exciting and new concepts of government that would have been unique. Instead, Mr. Speaker, we see in the course of barely more than a year, a government totally isolated and alienated from the public that they were elected to serve. I can only urge once again, Mr. Speaker, that during the next few months all Honourable Members should hold total immersion sessions with their constituents, and perhaps if they listen to what is being said, they will come to the next Session, ready to quit the divisive political games, and get on with the people's business. Thank you, Mr. Speaker, Members of Council.

Mr. Speaker: The Honourable Member for Carmacks-Kluane.

Mrs. Watson: Mr. Speaker, Members of Council. Over the past two weeks, pages and pages of words have been spoken, some in heated debate and some in moderate discussion, but it is all a part of a democratic process. Every Member of this Legislative Council has had the opportunity to express his views on some of the current issues which face, or affect, the people of the Yukon Territory today. I am not going to dwell on what has been said or what has been resolved or what has been accomplished, but rather make a few observations for the future. First of all I would like to comment on the new Capital Building, a structure which will cover one half an acre, and which will cost several million dollars, all of which is to be funded from Ottawa. This project will offer employment for tradesmen in the Whitehorse area for at least three construction seasons. This will be a definite stimulus to the economy of the Whitehorse area. I cannot help but think what the reaction of the people in one of the smaller communities in the Yukon Territory would be if a project of even a tenth of this magnitude were proposed for their area. The trivial arguments of who will design the building and why was that particular site chosen would be forgotten in their enthusiasm for the jobs that would be created and the money that would be brought into their community. Their first question would not be, "Where is it going to be placed or what is the design to be?" They would want to know, "When does the project begin?" because then they would have an opportunity to gain employment in their home community. Job opportunities in the outlying areas are practically nonexistent, particularly in the winter months. Other Members of the Territorial Council, who represent rural areas of the Yukon, will no doubt support my observation that many of the smaller communities of the Yukon must have some economic stimulus or they are doomed to extinction. The government is facing this problem to a degree by attempting to decentralize their administration to areas other than Whitehorse. This is just a beginning and consideration will have to be given to exploring other means of providing opportunities in these areas. The Councillors at this Session unanimously supported the motion asking that consideration be given for tax relief by the Federal Government to the people living in the North, because of the higher cost of living in the northern area compared to other parts of Canada. This situation exists in the Territory itself. The cost of living in areas such as Dawson City, Beaver Creek, Mayo, etc. is much higher than Whitehorse. The government has made some attempt to solve this problem by equalizing electrical costs to home owners, but they must go much further than this. It should consider very seriously equalization of electrical costs for commercial enterprises in all of the Territory. It should consider equalization of fuel costs for all of the Territory. It should consider a more equitable distribution of educational facilities.

Mrs. Watson continues ...

Positive steps have been taken to correct the latter situation and programmes have been initiated to bring this about. Secondary grades to the grade 12 level are now offered in Watson Lake, Dawson City and Mayo and during the next school year will be offered in Faro. Grade 10 is being offered in Haines Junction as well this year. We are also hoping to offer grade 10 in other schools in the outlying areas during the next school year. Attempts must be made to provide a more economical subsidy for transportation to parents who must transport their children greater distances to school. I could go on and on. These are just a very few of the goals that we must strive to attain, and they represent only a few of the many problems that are faced by Yukoners today. Our thinking must continue to be positive, we cannot be misdirected in many instances by unwarranted criticism. I thank you, Mr. Speaker, Members of Council.

Mr. Speaker: The Honourable Member from Whitehorse East.

Mr. Chamberlist: Mr. Speaker, fellow Councillors. The past few weeks have been indeed interesting ones, inasmuch as it bore out the final words of the Commissioner's Address when he indicated that the deliberations in the House will indeed show the quality of involvement of the Territorial Council in the affairs of Territorial Government. There is no doubt in my mind, Mr. Speaker, that the economy of the Yukon is not suffering in the manner that some people, in particular those of a particular group who would like to destroy what is being built up in the Yukon, but that the economy of the Yukon, basically is sound. But, we are surrounded by a sea of areas where the economy is much weaker. We are fortunate, Mr. Speaker, in obtaining federal help in whatever area that we have asked for federal help with reference to our economy. In the next few years, the amount of construction work that will follow in the area as a result of the help that is being given by the Federal Government will be well recognized. In the municipal field, we are faced with an ever burgeoning problem of costs of the outside areas having to supply and fund for those areas within, and also in reverse where we have in some areas expended costs of those taxpayers within a municipality supporting those areas without. This is being taken care of as a result of the getting together of small communities within the Whitehorse area and as a resultant extension of the City of Whitehorse boundaries. There have been difficulties during this past Session in relation to difference of opinions as what was suggested during the founding of the City of Whitehorse Metropolitan area. I am convinced that common sense will prevail, and that the end result will be a Metropolitan Area that all those who live within the confines of that area, will find to their advantage. The takeover of the Alaska Highway after considerable time of negotiation, is one that we look forward to in such a manner that we can now say indeed, that the highways of the Yukon now become the responsibilities of the people of the Yukon. We now will have a complete integrated highway system. In the future, we will be looking to ways and means of getting Legal Aid to those that are in need of Legal Aid, and at the same time restricting any abuse of funds that maybe made available for Legal Aid. We have, during this Session, signed an agreement relating to policing of the Yukon Territory. This is the first time that the policing of the Yukon Territory will come under control of the Government of the Yukon Territory. A great step forward. There has been much debate upon a Medicare program. The Yukon Health Insurance Plan is a plan that is basically to benefit all Yukoners in exactly the same way as all Canadians receive like benefits in other jurisdictions. There have been many questions raised for and against the proposed plan, but I am concerned really, that out of the discussions of the debates of the plan, one outstanding disturbing factor. The factor that an Honourable Member of this House stood up in his place and with premeditated aforethought, declared that he had received documents from members of the Territorial Government Public Service, and by so doing, I question whether indeed his conduct is worthy as a responsible Member of this House. This is an opinion that must be left for the public to consider in view of the fact that he did apologize, and whether his apology is sound. I've accepted it, and I'm sure all

Mr. Chamberlist continues ...

Members of this House accept that apology. We have some like thinking people who have different opinions, but I am sure that all Members of this House are looking forward for the Yukon to progress, with the same goal. We look forward to the eventual time when the Yukon will take its place, properly, in Canadian Federation and receive for its reward, the work that all citizens are entitled to have, that is one of equal status with people in other provinces in the rest of Canada. We have heard, from our local Member of Parliament, attacks upon the Commissioner, my colleague on the Executive Committee, Councillor Watson and other Members of Council, destructive words of disunity. I like the straight forward way that he dodged the issues on most occasions and obviously, Mr. Nielsen is thinking of the next election while we in Territorial Council is thinking of this generation and the next generation. It's quite clear that in a democracy, people can say what they think without thinking and this is what Mr. Nielsen has been doing. I object, Mr. Speaker, when I find the person in a responsible elected position attempting to pit status Indians against non-status Indians, Councillor against Councillor, Yukoner against Yukoner and Canadian against Canadian. This is not a cry for unity, Mr. Speaker, but if a clarion bell must be sounded, it must be sounded to all people in the Yukon to work together for the aims of the Yukon; our homes in the Yukon and our people in the Yukon share all this, one with the other, a hope that the Yukon in its future will be a sound one. I feel sure Mr. Speaker, that notwithstanding differences that people have in the House, that we in our own way are all endeavouring to do what we think is right in leading the Yukon to the status that it so richly deserves and will obtain. Mr. Speaker, I am satisfied and I am happy that I can participate in acting and working towards the growth of the Yukon. Mr. Speaker, I hope that the people of the Yukon, wherever they be, in hearing what I have to say, are quite clear in their minds that there is not one Member of this Council that wouldn't be prepared to act in behalf of the people of the Yukon at any time they are called upon to do so. Thank you, Mr. Speaker.

Mr. Speaker: The Honourable Member for Watson Lake.

Mr. Taylor: Mr. Speaker, Honourable Members. I had given some consideration to firing off a few broadsides during this one important opportunity that we have in Council, that is the reply to the Commissioner's Opening Address, but inasmuch as much of these items have been discussed in debate, I would like to restrict my remarks somewhat. I note that among the many important items discussed, under consideration at this Session, one was the Labour Bill. At the last Session we attempted to come up with legislation which would permit the Administration, when and if required, to ensure that local labour force within the Territory would have priority on jobs over outside labour. The Commissioner refused assent to the Bill on the grounds that it was felt to be unconstitutional and unenforceable. I sincerely trust, Mr. Speaker, that the Administration will make another attempt to bring forth similar legislation at the January Session which would have the effect of protecting the Yukon labour force in the employment opportunities within the Yukon. The long awaited decision to transfer the maintenance responsibility of the Alaska Highway and the Haines Road has now been made. No doubt the phase over of this heavy responsibility will take some time to complete, but it is hoped that it may be achieved as smoothly and equitably as possible. This acceptance of responsibility marks another milestone in the progress of the Territory in its pursuit of selfdetermination for its people. The decision of President Nixon to go ahead with the test on Amchitka Island tomorrow was very regrettable indeed, and Council on behalf of all citizens of the Yukon, have accordingly registered our protest and concern. We have, however, been assured that no effects of this test should be felt in Yukon, but if something should happen out of the ordinary, the Emergency Measures people throughout the Territory are ready to deal with anything which may occur. The general subject of Medicare was discussed at some length at this Session. As far as I am concerned, Mr. Speaker, the premium cost in relation to benefits



Mr. Taylor continues ...

offered is just too high, and consequently ways will have to be found to bring the premium cost down or increase the benefits. Further, I trust that the Administration will give serious consideration to lottery-funding any Medicare Plan that may be instituted in the Yukon Territory, and will be able to present alternatives to Council for their consideration at the Spring Session next January. Finally, in closing, Mr. Speaker, I would just like to extend to all Members of the House and the Administration as well, my sincere best wishes for the forthcoming festive season and I look forward to meeting you all again at the Spring Session. Thank you, Mr. Speaker.

Mr. Speaker: Will the Honourable Member for Watson Lake please resume the Chair?

Mr. Taylor resumes the Chair.

Mr. Speaker: The Honourable Member for Mayo.

Mr. Rivett: Mr. Speaker and fellow Councillors. In reply to the Commissioner's Opening Address, I note that the Commissioner is as optimistic as ever about the future of the Yukon - a positive approach that emanates from a most astute businessman and politician. We should follow his approach and all be more optimistic in our outlook. I also note from his address that existing transportation facilities in the adjacent areas have been either extended or upgraded. This is bound to have a beneficial effect on our own transportation facilities. At this last Session of Council, we passed a number of Bills, most of which were of a housekeeping nature. One of the more important ones permits us to answer the pros and cons of Medicare. There will soon be meetings throughout the Mayo District to discuss Medicare with the Minister of Health and he will answer all your questions on this matter. It seems rather odd that a suggestion was made to increase the price of the most popular medicine of the Territory to help pay for this plan. Now, with regard to the Mayo area in particular. At Keno, I understand that the water delivery service is now in operation. I regret that I am not an expert on water. At Elsa, the low price of silver has curtailed the mining operations to some extent, but still extensive exploration activity has been carried on. The telstat satellite receiving station foundations have been installed on Galena Hill. This is to provide TV for Mayo, Elsa and Keno. When? Well, this is sort of a 4th dimension, space, time. We will believe it when we see it. At Elsa in the near future, union and management will start a collective bargaining agreement, hopefully on the same fair conditions as have occurred in the past. At Mayo, the dike as rebuilt to protect Mayo from floods caused by flooding of the Stewart and Mayo Rivers. Unfortunately, I was unable to produce a small flood to test the efficiency of the dike. Two houses were rebuilt for lower income family groups. Many other houses have been moved from Calumet, and are being rebuilt in Mayo. A house is now under construction for the hospital administration. A receiving home for children whose home life leaves much to be desired is now under construction in Mayo. This is, you know, well travelled receiving home, it almost ended up in Old Crow. On the same subject, we are very fortunate that we are now to have a welfare worker for the Mayo-Pelly area, established in Mayo. There has been an upgrading of the pump house and extension of water facilities in Mayo itself. This has resulted in serviced lots being more readily available. At Stewart, negotiations with CBC for radio coverage is now under way. Hopefully, houses for the highway employees will be built at Stewart next summer. The Minister of Education in her wisdom saw fit to provide a school bus, so the children from Moose Creek and from Stewart would be sent to Mayo. We in the hinterland feel that we are neglected by the Administration at all levels. This is due principally to a lack of understanding of our problems and the lack of communication. It seems to me, that the fact seems to be neglected, that at one time the hinterland supported most of the Territory. It seems to our way of thinking, it's not the Yukon Territory but the Territory of Whitehorse. Perhaps we should have been included in the amalgamation. However, the Administration in its wisdom has seen fit

Mr. Rivett continues ...

to undertake a study on the amalgamation of Keno, Elsa and Mayo into one village at Mayo. The purpose of this is to result in a savings due to the present duplication of many services. One bright aspect in the Mayo district has been three new mineral discoveries. I thank my fellow Councillors and Council employees for their consideration. Thank you Mr. Speaker.

Mr. Rivett resumes the Chair.

Mr. Speaker: Mr. Clerk, will you see if the Commissioner is available to give his Closing Address? At this time I will declare a short recess.

RECESS

RECESS

Mr. Speaker: The House will now come to order. Mr. Commissioner, the Council of the Yukon Territory has at its present sitting thereof, passed a number of Bills to which, in the name and on behalf of the said Council, I respectfully request your assent.

Mr. Clerk: An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971; An Ordinance to Change the Name of the Territorial Court of the Yukon Territory; An Ordinance Respecting Trade Schools Regulation; An Ordinance to Amend the Labour Standards Ordinance; An Ordinance to Amend the Mining Safety Ordinance; An Ordinance to Amend the Magistrate's Court Ordinance; An Ordinance to Amend the Taxation Ordinance; An Ordinance to Amend the Securities Ordinance; An Ordinance to Amend the Reciprocal Enforcement Maintenance Orders Ordinance; An Ordinance to Amend the Game Ordinance; An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory(Third Appropriation 1971/72); An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada; An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory(Fourth Appropriation 1971/72).

Mr. Commissioner: Mr. Speaker, Members of Council, this Session of Council has done much to clear up many pressing legislative matters and afforded direction to the Administration, particularly in respect of the Alaska Highway maintenance takeover and participation in the Federal Winter Works program. Mr. Speaker, I would like to give my assent to the Bills as enumerated by the Clerk at this time. Subject to any unforeseeable circumstances which may cause change, it is my intention to summon the 1972 First Session of Council to meet on Monday, January 17th, 1972. Councillors may expect a heavy legislative schedule in that at the present time my Administration is in the process of preparing some twenty-five pieces of proposed legislation. In addition, this Council will be asked to consider the largest budget in Yukon's history, something in excess of thirty-five million dollars. In setting the January date at this time, it is hoped that Members will have the opportunity to consolidate their personal plans for the coming months and will, in due time, consider the advisability of recessing Council over the period of the Sourdough Rendezvous and the Arctic Winter Games so that all members of the Government can participate in these two events to the utmost. Mr. Speaker, Members of Council, I wish to thank you for the courtesies shown myself and my Administration during the Session, and wish each of you a Merry Christmas and a prosperous New Year.

BILLS  
#1, #2, #3,  
#4, #5, #6,  
#7, #9, #10  
#11, #12,  
#13, #14  
ASSENTED  
TO

Mr. Speaker: I wish to thank the Commissioner for his Closing Address.

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

PROROGUED

PROROGUED

October 25th, 1971

SESSIONAL PAPER NO. 1 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

I am honoured to welcome you to the Fourth Session of this Council. It is my pleasure at this time to briefly outline the economic position of the Territory, and recapitulate the progress made by my Administration during the first six months of the current fiscal year in carrying out the programs of the government; also to present various matters that will be placed before you during the Session.

The effects of unfavourable world mineral market conditions are now being felt in Yukon. Economic activity in the coming winter is expected to show only moderate growth, whereas in the previous four or five years, the region has shown remarkably rapid expansion from year to year.

In spite of the closing down of two important mining operations, Venus and New Imperial, it is anticipated that the total value of mineral production for the coming six months will show some growth over the same period last year. Production of lead and zinc, the Territory's most valuable mineral products, should increase to a considerable degree, offsetting decreases in production of other minerals, mainly copper and gold. It is forecast that the total value of mineral production in the Territory during 1971 will be approximately 100 million dollars, an increase of some 23 per cent over 1970 as compared with a 117 per cent increase of 1970 production over that of 1969. A reduced rate of growth in the region's basic industry produces similar growth patterns in other sectors: namely, construction, power generation and the service industries. Most sectors of the economy, however, will continue to show a healthy rate of activity, but moderate rather than rapid growth in comparison with recent years.

The economy has reached the stage where it can absorb and compensate for some effects of adverse circumstances. The mining industry will employ about the same number of men it did last winter in spite of the loss of jobs resulting from the closing down of two mines. A temporary labour surplus in this industry has been rapidly reintegrated into the work force. General unemployment was higher than normal during the past winter. Estimates for 1971-72 show that this high level of unemployment is likely to continue during the coming winter. While the Yukon's employment levels are among the most satisfactory in the country, nevertheless external factors, national and international, are having an impact here.

In recent days, the Federal Government has announced a major assault on unemployment in our Nation, and as the details unfold, we are being kept informed by attendance at meetings and other means, so Yukon can participate as fully as possible in these special programs. A major consideration is weather, and it remains to be seen what actual benefits we can secure, due mostly to the lateness in our season for performing labour intensive type works. These stimulants could affect the picture, but generally, economic activity in the coming winter months is one of moderate rather than spectacular growth. Very obviously, our economy is now in a levelling-off period.

The tourist industry, although continuing to be seasonal, is having a major impact on the Territory. In the season just past, while figures are not fully compiled, it is a reasonable assumption that 180,000 visitors came to Yukon and left about 12 million dollars in the coffers of our business community.

Both our major industries will soon be feeling the effects of changing transportation patterns, as the overland road link between Skagway, Alaska, and Inuvik, Northwest Territories, comes closer to completion and extensions to the continental rail system approach our southern borders. In the short term, some of the dislocation brought about by the development of these transportation arteries may be hard to adjust to, but in the long term, Yukon cannot help but benefit from alternate access, both for those who wish to come as travellers and those who wish to get the products of our resource industries to market by the cheapest possible means. Rail extension within the Territory, the development of additional sources of electric power, the creation of a national park, intensified gas and oil activity including pipeline construction in our northern sector, these and many more similar items are sure to be on the "front burner" as Yukon continues its position as the significant developing northern economy in our Nation.

The operation and maintenance expenditures for the Territorial Government during the first six months of the fiscal year indicate that the estimates submitted to Council for approval were sound, and that all programs approved should be managed within the costs appropriated. The revenue picture, however, is not quite so bright. Concurrent with the general slowdown in the economy of the Territory, our revenue for the first six months of the year is significantly less than the amount estimated. As you are aware, the total Operation and Maintenance Budget is predicated on the amount of revenue raised by the Territory, and any reduction of revenue collected proportionately reduces the funds available for operation and maintenance. An analysis of revenue for the six months ending September 30th reveals that while property, fuel oil, fur export and water and sewer tax revenue is lower than estimated, and less than collected during the same period last year, revenue from motor vehicle, business and professional, marriage and game licences have increased substantially, and are slightly in excess of the estimated amount.

Capital projects are well underway with the exception of the School Construction Program, which will be the subject of a comprehensive Sessional Paper to be presented to you. Major building projects undertaken were the grader station at Ogilvie River on the Dempster Highway, the Library expansion and Archives, and the construction of receiving homes at Watson Lake and Mayo. The Old Crow airstrip, a very important factor to that isolated community, has been completed to a total length of 5,000 feet. The construction of the new Carmacks airstrip is near completion, along with a number of contracts to realign and widen portions of the Territory's highway system.

In the municipal field, upgrading and extensions to water and sewer systems have been carried out in Porter Creek, Haines Junction, Mayo and Watson Lake. Satisfactory negotiations for the acquisition of right-of-way has resulted in the awarding of a contract to construct an extension of Second Avenue to the Robert Service Road in the Industrial Area. The completion of that project will do much to alleviate the traffic problem presently being experienced on Two Mile Hill and Fourth Avenue here in Whitehorse.

The current Council Newsletter contains full details of the progress of other capital items, which we trust you will find to be of interest.

October 21st, 1971.

SESSIONAL PAPER NO. 2 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

Speaker's Chair

The chair and table which now grace the Speaker's podium were designed and built by Mr. Grant McCready, who teaches industrial education at the F. H. Collins High School.

This furniture is constructed of hand-carved, Honduras mahogany with a hand-rubbed finish, and a padded, deep-button velvet back and seat on the chair. Mr. McCready is a professional cabinetmaker and, as is evident by the work before you, an accomplished woodcarver.

Material costs were covered by the Territorial Government, however, Mr. McCready has donated to the Council, free of charge, his talent and the time and effort required to produce the chair and table. A conservative estimate of the time spent on the project by Mr. McCready is two hundred and fifty hours, over a period of a number of months.



J. Smith,  
Commissioner.

October 21, 1971

SESSIONAL PAPER NO. 3 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

YUKON TERRITORIAL GOVERNMENT BUILDING

The proposed new Yukon Government Building, announced by the Honourable Jean Chretien, Minister of Indian Affairs and Northern Development, on his recent visit to Yukon, will be constructed on property adjacent to the Library and Archives on Second Avenue in downtown Whitehorse.

The site, for which land has been expropriated, stretches three blocks south along Second Avenue from Hanson Street to the White Pass railway tracks and two blocks east along Hanson to the White Pass right-of-way.

There were many advantages in locating the new government building in the downtown area, and in the General Development Plan Whitehorse Metropolitan Area 1970 submitted by Reid Crowther & Associates it was stated:

"Government offices are unfortunately still spread out over a wide part of the Metropolitan Area. The Federal and Territorial Government maintain large office buildings in both Camp Takhini and the main townsite. Thus, while Whitehorse is the capitol, some of the prestige that this position carries is lost by the lack of a visual expression of this fact."

There is little doubt that the site chosen offers not only a focal point of road, rail and river, but is also in the centre of activities in the metropolitan area. Besides holding its own commanding view, it will also blend handsomely with the park and playground at the approach to the Robert Campbell Bridge. The nearby historical development, along with the White Pass & Yukon Railway, the hospital complex, the Vocational School, the Library and Archives Building, and the new Territorial Government Building will create an area of overall significance relating to the past and future of Yukon.

Efficient management requires that the present scattered government departments be pulled together into a single building, and reason dictates the need for a centrally located, all inclusive Territorial Administrative-Legislative Building in the Capitol City of Whitehorse. This tangible image of the Territorial Government's presence will give to Whitehorse what Crowther terms "the prestige that this position carries", and will instill in the minds of the public the distinction between the Territorial, Federal and City government functions.

In conjunction with the policy of housing all administrative functions under one roof, the feasibility and desirability of incorporating a Government Information Centre and possibly an

Indian Craft Shop into the ground floor of the Territorial Government Building structure will be considered. These functions are of great interest to the Territorial Government in that they bring to the public the image of Yukon.

In addition to housing the entire administrative staff at Whitehorse, this building will include a Council Chamber capable of taking care of an expanded Council, caucus rooms, members lounge, press rooms and office space for the Council members. The space provided for every function will be according to the Federal Housing standards and will provide for some expansion space. Ample on site parking will be provided.

### Site Choice

With regard to Territorial Government Building site location, three sites were considered, Site A downtown and Sites B and C on the east bank of the river. Attached you will find a site analysis map copy. It should be noted that in addition to the added cost of servicing sites B and C, additional bridges would be required. It has been estimated that the additional cost Site B over Site A would be \$900,000 and the additional cost of Site C over Site A would amount to over \$2,100,000.

An analysis of the traffic flows at Site A shows that with very modest modifications, the existing roadways will be able to handle the anticipated traffic. The site chosen has been carefully evaluated and is suitable for the high rise building that will be placed upon it. Soil investigations indicate that the potential carrying capacity of the area is in excess of the size of the building proposed. A detailed soil study will be carried out in connection with the design of the building.

From an engineering standpoint, the ease of bringing services to this site and the good gravel subsoil have distinct advantages over the two other sites considered. In this respect, erosion of the river banks in front and the foothills at the back, together with more silty subsoil make sites across the river less desirable.

The location of the Territorial Government Building in the downtown area, close to the business district, will permit pedestrian access and will ensure it is conveniently located for the public.

The present community is spread over a large area of very low density with a number of areas of urbanization extending into the surrounding country. A prominent Territorial Government Building would form a dominant landmark and provide the basis for a good city centre.

It is highly desirable to bring government closer to the people of Yukon. This major construction in the downtown area should also stabilize and revitalize the business core of Whitehorse.

### Construction Schedule

It should be noted that an office building of this magnitude cannot be built quickly. The proposed schedule for construction is as follows:

- |     |  |                  |
|-----|--|------------------|
| (1) | Acquisition of property by expropriation - completed |                  |
| (2) | Appraisal of land and offers to owners before        | March 20, 1972   |
| (3) | Detailed Soil Survey                                 | July 31, 1972    |
| (4) | Preliminary Architectural Plans                      | November 1, 1972 |
| (5) | Plan Approval  | February 1, 1973 |
| (6) | Tender Call  | 1973             |
| (7) | Construction Completion Date                         | 1975             |

The Federal Department of Public Works will be in charge of designing the structure to the agreed on requirements of the Yukon Government. They will be acting as project construction managers and as co-ordinators of the various activities that will have to be carried on simultaneously and will supply us with information on project status. The building will be paid for by the Yukon Government with funds provided by the Federal Government.

One of the first undertakings will be to produce a construction/timing cost schedule that will be used to control tender calls, cash flows and provide cost estimates for this project.

### Space Requirements

One year ago the Federal Department of Public Works carried out a survey of our existing space needs and a projected future space requirement for each department of government. This report has just been reviewed and an updated space requirement is being produced.

General areas, waiting room areas, legislative and executive areas decided on, along with supporting space and storage will have to be agreed upon in consultation with the designers of the space. This space development should ideally provide adequate future growth possibilities as well as desirable space for off-street vehicle parking, total storage requirements and up to date communication systems.

### Property Acquisition

Property acquisition has been carried out under the Expropriation Ordinance in order to ensure that all land owners involved will be dealt with justly and impartially through the courts rather than by negotiation which can lead to a tangled web of settlements unsatisfactory to everyone concerned. The procedure under the Expropriation Ordinance is as follows:

- (1) The Yukon Territorial Government has registered an Expropriation Plan on the land to be expropriated, (section 6 of the Ordinance).
- (2) Notice of expropriation has been given all affected landowners as required within 60 days of the Plan registration, (section 7).



- (3) The property will now be appraised and a compensation offer will be determined, (section 12).
- (4) Application can be made for arbitration by Board of Negotiation, (section 13).
- (5) Any required Court of Appeal hearings, (section 15) can be held and final cost of property will be ascertained.
- (6) Compensation will be paid to owners or to court and possession taken of land by the Yukon Territorial Government.

#### Land Clearance

The buildings will be inspected and recommendations made as to whether such buildings be demolished or removed by successful bidders to other locations. It would appear that demolition is the best solution in the majority of cases as the land is vacated faster and no problem can be created by having private bidders trying to remove and clear the site to a tight time schedule. Any earnings from the sale of buildings are usually dissipated through removal problems, damage to utilities and plant in removing the buildings to other locations through the built up areas of the City. The better solution appears to be a complete demolition of all the buildings after removal for sale of the salvageable mechanical plant fixtures and accessories. This could be carried out by the Territorial Government through its own forces or through the Vocational School as a project.

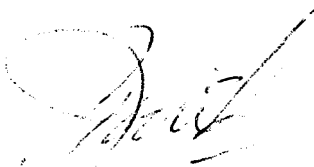
#### Time Requirement

It should be noted that the dates of expiration of the leases on the Casca and Lynn Buildings are as follows:-

Casca lease expires December 31, 1975

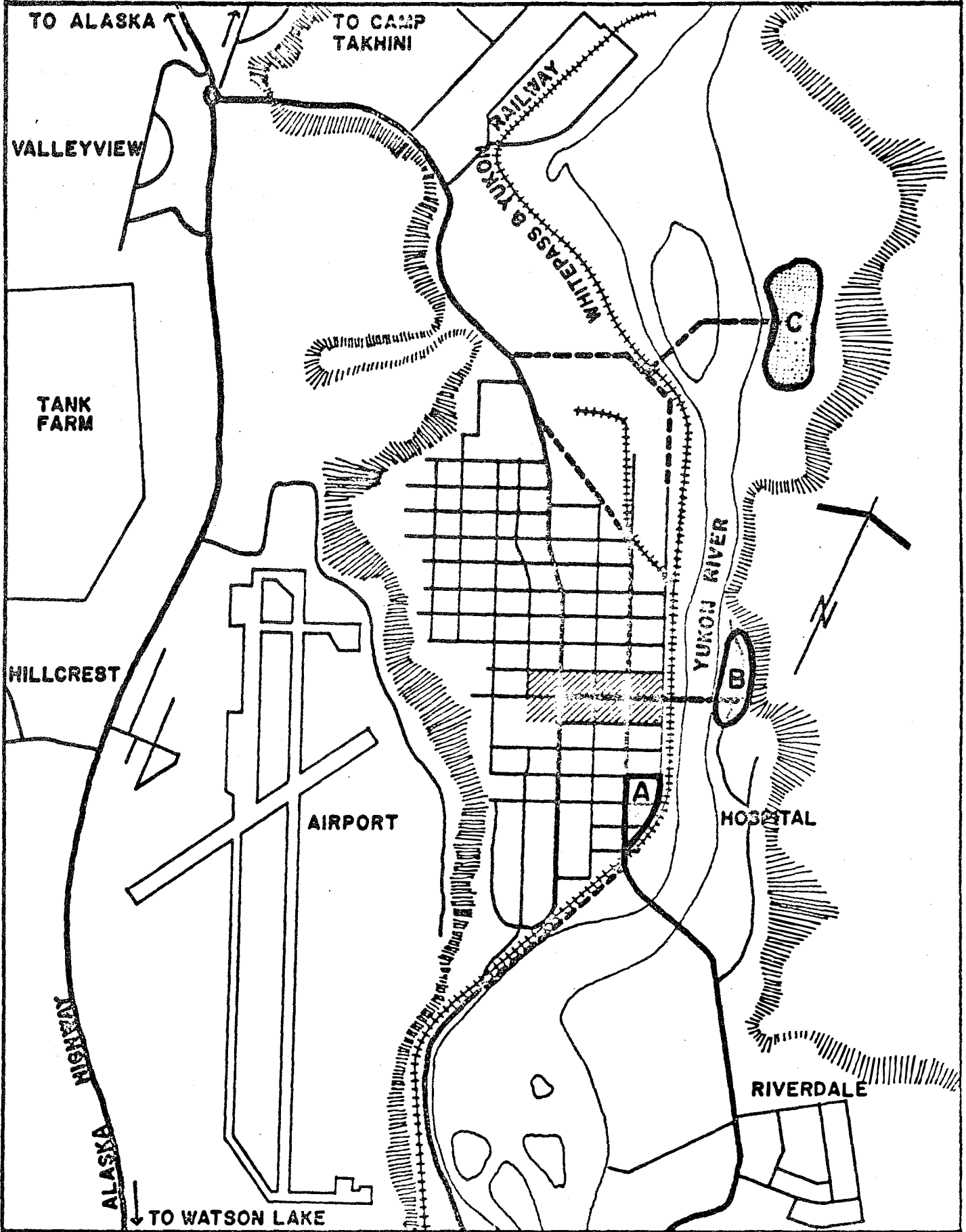
Lynn Building lease expires January 20, 1978.

This would indicate that commencement of construction on the Territorial Government Building should proceed as soon as possible in order that new building occupancy is in advance of expiration of these leases thus obviating the necessity to re-negotiate new rental rates for these buildings.



J. Smith,  
Commissioner.

SITE ANALYSIS



October 22nd, 1971.

SESSIONAL PAPER NO. 4 - 1971 (THIRD SESSION)

Mr. Speaker,  
Members of Council

Arctic Winter Games

The concept of the Arctic Winter Games was the result of discussions held in 1967 between Mr. Cal Miller of Whitehorse and Mr. Bud Orange, Member of Parliament for Northwest Territories, who were in Quebec for the first Canada Winter Games. It was suggested that a northern games would provide competitive opportunities that would permit athletes from the Territories to improve the skills for future national participation, including Canada Games.

The first meeting to explore the concept was held in Whitehorse in November, 1967. Representatives were invited from Alaska as well as both Territories. As a result, it was recommended that the Arctic Games be established to involve, initially, the three jurisdictions, with the first Games to be held in Yellowknife in February, 1970, the Centennial year of the Northwest Territories.

The planning of the first Games resulted in the formation of two bodies -- the Arctic Winter Games Corporation, an international, permanent body, and the Games Society, a temporary incorporated body organized in the host city. The duties and functions of both groups in the first Games and as now defined, follow.

The Corporation

The Corporation is the permanent body, incorporated federally in both Canada and the United States, which is officially the custodian of the Games, concept and copyrighted symbols, and is responsible for selection of the site of each Games, selection of sports, and supervision of and assistance to each Games Society. The Corporation's Board of Directors consists of two representatives from each Games unit. Directors of the 1970 Games included W. T. Barrett (also Vice-president) and H. Ray of Alaska; M. Fraser, J. Whelley and later B. Purdy and J. Robertson of Northwest Territories, and K. McKinnon (also President) and J. Thorsen, Yukon Territory. At present Messrs. Barrett, Purdy, Robertson and Thorsen continue, with C. Hoyt of Fairbanks and M. Scott of Whitehorse. Mr. Purdy is President, Mr. Barrett, Vice-president and Mr. Scott, Secretary-Treasurer. Quebec has recently been accepted and is represented by Dr. P. Des Ruisseaux and Mr. C. Lacasse.

An initial offer from the Government of the Northwest Territories to contribute \$15,000.00 to the work of the Corporation set the pattern for financing the first Games, and each of the three units contributed \$30,000.00 in two annual grants of \$15,000.00.

The Corporation's duties have included the selection of sites for the Games of 1970 and 1972, the finalization of the sports programme, classifications and rules, patenting of Games name and symbols, and production of a Games film and record book. In addition, in the first Games, it hired an Executive Secretary who was loaned to the Society for almost a year prior to and immediately following the Games, and later an assistant to him. The Corporation has also been responsible for investigation of other potential member units, and as well as the recent acceptance of "New Quebec", has been in contact with Greenland and Russia in this regard.

The Corporation's budget for the period encompassing the second Games in Whitehorse calls for contributions from participating units of \$11,000.00 for each of two years. (Budget attached) Although the Corporation no longer hires the Games manager, it has assumed the responsibility of providing all awards and mementos for the Games.

#### Games Society

The Games Society is an organization formed in the host community to conduct each Games. It is responsible, through a Board of Directors, full-time staff and a multitude of volunteer workers for the entire planning and administration of all aspects of the Games; the sports programme including facilities, officials and schedules; accommodation and feeding of all athletes, officials and guests; communications, transportation, publicity and media relations, special events programmes, etc. The Society for the first Games was headed by D. Finlayson of Yellowknife. The Whitehorse Society, formed in 1970 following acceptance of the City's bid to host the 1972 Games, has a Board of Directors with Mr. John Ewert as President, and Roy Reber as General Manager.

Financing the local Society for the 1970 Games came primarily from a grant of \$140,000.00 from the Fitness and Amateur Sport Directorate of the Federal Government. A grant of \$60,000.00 was requested from the United States Government, but since it was unavailable the goods and services contributed by business, organizations in Yellowknife and municipal and Territorial governments were accepted as an alternative.

The final accounting of costs for the 1970 Games resulted in approximately \$125,000.00 of the Federal Grant being used.

The success of the initial games is well known. The next renewal, in 1972, was eagerly anticipated by all who experienced the Yellowknife production. In September, 1970, the Corporation Directors met in Whitehorse, accepted the City's bid to host the 1972 Games and a contract was signed to that effect. In September of 1971, Arctic Quebec was accepted as a participating unit, and representatives of the Province of Quebec joined the Corporation. The Games will be held March 6 - 11, 1972.

#### 1972 Games

Whitehorse will be host at the 1972 Arctic Winter Games to some 900 athletes and officials taking part in the competitive programme of the Games, representing four units; thousands of visitors, both official and spectators, Canadian and foreign press, both national television

networks, observers from potential new member countries, and nearly 100 participants in "special events" programmes -- native cultural demonstrations from across the North and added sports events.

The Whitehorse Games Society has developed a budget of some \$220,000.00 and requested a Fitness and Amateur Sport grant of \$146,000.00.

The Yukon Schools will be closed during Games week, and almost every school in Whitehorse will be utilized for the Games, as competitive, special events or accommodation facilities. Virtually all civic and private recreation facilities will also be in use.

The competitive programme lists the same basic eight sports as the first Games, and the local Society has added wrestling and judo as options. Demonstration sports will include biathlon (combining shooting and cross-country skiing) and gymnastics. The special events programme will include native cultural displays, entertainments and a police pistol match.

Preparation of the Yukon team for the Games is underway with Territorial sport governing organizations responsible for arranging the trials and selection of most teams. Mr. Barry Redfern, Recreation Director at Faro, has been named coordinator for the Yukon contingent. Many of the sports groups plan training clinics in conjunction with trials in order to prepare the strongest possible teams for the competitions.

The third Games will be held in Alaska in 1974. The Corporation hopes to announce selection of the site at the close of the Games in Whitehorse on March 11th, 1972.

#### Involvement of the Territorial Government in the Arctic Winter Games

##### A. Finance:

The Arctic Winter Games Corporation has submitted a budget for the two-year Games planning period including the 1972 Games in Whitehorse. It requests two annual grants of \$11,000.00 as compared to the \$15,000.00 granted for each of two years prior to the 1970 Games.

A grant of up to \$3,000.00 has been provided for the Yukon contingent to the Games through the Recreation Branch. The Yukon coordinator, Mr. Redfern, will be responsible for conducting the trials to select the Yukon teams, some training costs, travel assistance for competitors in trials and to bring athletes to Whitehorse and some provision for parade uniforms. Obviously the committee and sports organizations, will be required to conduct some fund-raising and it is likely that a levy will be imposed on all athletes selected to assist. In this regard it has been noted that an entry fee has been levied on all competitors for trials for N.W.T. teams for the 1972 Games.

##### B. Facilities:

Agreement was reached between the Games Society and the Department of Education, for the use of school facilities in Whitehorse for both Games competitions and accommodation of participants.

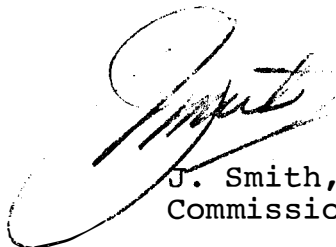
At present it is expected that gymnasium facilities of F. H. Collins School, Christ the King High School and Whitehorse Elementary School will be used for competitions of various sports and Whitehorse Elementary School will provide the major dormitory facility, with beds for up to 400 participants to be installed.

C. Services:

Assistance has been or will be provided to the Games organizers through the Corrections Branch and Department of Highways and Public Works for preparation of skiing facilities. The Recreation Branch is in regular contact with the Games office and has provided considerable information and contact with national governing bodies in various sports.

The Games Society has requested assistance of the Territorial Government in a variety of administrative areas, through the provision, primarily of personnel time. One or two of the positions to be filled will require considerable time including virtual full-time involvement prior to and during the Games. A survey of various departments which could meet the requests is now underway.

The school buses in Whitehorse will be available for transportation of athletes during the Games, as schools will not be in session. Since the buses are on an annual contract, the value of this service to the Games is estimated at approximately \$5,000.00.



J. Smith,  
Commissioner.

ARCTIC WINTER GAMES CORPORATION

BUDGET -- TWO-YEAR GAMES PLANNING PERIOD

1. Director's Expenses

(a)	Honoraria 6 @ \$300.00 per annum	\$ 3,600.00
(b)	Expenses -- meetings	
(i)	Two regular per year 6 members @ \$35.00 per diem -- 4 days each	\$ 3,360.00
	Travel 2 meetings in Whitehorse 1 in N.W.T. 1 in Alaska	\$ 4,300.00
(ii)	One special meeting per year (or equivalent of partial Board meetings) 6 members @ \$35.00 per diem -- 3 days each	\$ 1,260.00
	Travel -- as for 1 meeting in Whitehorse	\$ 860.00
(c)	Attendance at Arctic Games	
	Travel	\$ 1,500.00
	Expenses -- 6 x 8 @ \$35.00 per diem	<u>\$ 1,680.00</u>
	Total of (1)	<u>\$16,560.00</u>

2. Awards -- Per Game \$10,000.00

3. Promotion -- Travel to other countries  
interested in Games \$ 6,000.00

Books and Film \$20,000.00

Total of (3) \$26,000.00

4. Miscellaneous

(a)	Accounting and Legal	\$ 2,000.00
(b)	Administrative services (secretarial for meetings, stationery, etc.)	\$ 1,500.00
(c)	Grants to Games Unit Coordinators	\$ 3,000.00
(d)	Expenses -- Coordinators Meetings	\$ 3,000.00
(e)	Contingency Fund	
(i)	Hospitality (receptions, dinners, etc.)	\$ 2,000.00
(ii)	Operation of Games Corp. Headquarters at Arctic Games	\$ 500.00

(iii) V.I.P. Guest expenses at Arctic Winter Games	<u>\$ 1,500.00</u>
Total of (4)	<u>\$13,500.00</u>

Summary

1. Director's Expenses	\$16,560.00
2. Awards	\$10,000.00
3. Promotion	\$26,000.00
4. Miscellaneous	<u>\$13,500.00</u>
Summary Total	<u>\$66,060.00</u>



October 21st, 1971.

SESSIONAL PAPER NO. 5 - 1971 (THIRD SESSION)

Mr. Speaker,  
Members of Council

School Construction Programme

The 1971-72 Department of Education Budget, Vote 20 provided for the expenditure of \$855,040.00 for the construction of an elementary school in the Whitehorse area. However, an assessment of school building requirements for the Whitehorse area and all of the Yukon indicated the need for expansion of facilities at the following locations:

1. Dell Van Gorder School, Faro

During the school year, 1970-71, the school population at Faro, where Grades 1 - 10 are enrolled, rose to 174. During late 1971 and early 1972 the Anvil Corporation is building 72, 3-bedroom homes, and is providing 30 service trailer lots. Private enterprise is providing a hotel and apartment facilities. It is estimated that the school population will double and, that with the addition of Grades 11 and 12, it will eventually total 365.

2. Jack Hulland Elementary School, Porter Creek

The increase in population in Porter Creek has been quite rapid. At present there are 423 students enrolled in Grades 1 - 7. Four classes are held in portable classrooms. It is estimated that the school population, by 1972-73, will reach 490 in the present grades. If Grades 8, 9 and 10 are enrolled, there will be an additional 100 to 120 pupils to be considered.

3. Selkirk Street Elementary School, Riverdale

The school population in the Riverdale area has increased from 188 in September, 1967 to 380 as of today. To house these pupils it has been necessary to use six portable classrooms. The existing heating system has also been inadequate and troublesome and requires replacing.

4. New Junior Secondary School

F. H. Collins Secondary School has, because of increasing population in Whitehorse and increasing retention of pupils in upper grades, increased its enrolment since 1968-69 from 565 to over 1,000. During that same period of time, the Grade 11 and 12 enrolment has increased from 187 to 337. There is little doubt that by 1972 Collins School will have reached the maximum enrolment suitable for its facilities. It is therefore desirable to remove from the school at least a portion of the junior secondary grades, with the purpose of eventually separating junior and senior pupils completely.

It was obvious that the large addition which would be required for the Jack Hulland School and the construction of a Junior Secondary School would require two construction seasons in the Yukon. Planning would have to begin at once in order to have the two structures completed for the 1973-74 school year.

Approval was received from Ottawa to plan and begin construction of the addition to the Faro School, the addition to the Selkirk Street School, the addition to the Jack Hulland School and a new Junior Secondary School. The funding of this building programme is to be provided during the fiscal years 1971-72, 1972-73 and 1973-74. Accordingly the building programme was embarked upon and the status at the present time is:

1. Van Gorder School, Faro

An addition was planned which will provide facilities for Grades 1 - 12. The addition provides classrooms and facilities for Industrial Arts, Home Economics and Commerce. The ground preparation for the project has been completed and it is proposed to call tenders for the construction of the Van Gorder School addition in time for construction to begin as early as possible in the Spring of 1972.

The purposes of the addition are:

- (a) to provide for an increase in the school population in Faro.
- (b) to extend the school programme to include Grades 11 and 12, thus avoiding the necessity of students boarding in Whitehorse or elsewhere.
- (c) to accommodate secondary school students from the Ross River area.
- (d) to provide for Faro equivalent educational facilities to those already available in Dawson, Mayo and Watson Lake.

2. Addition to the Jack Hulland School

This project will provide for 1973 a total of nine classrooms, a gymnasium, Home Economics and Industrial Arts facilities. Tenders have been called and the tender opening date is set at November 4th, 1971. This project should be underway early in the Spring of 1972 and should be completed for use by September of 1973.

The essential purposes of this addition are:

- (a) to provide for increased school population in the Porter Creek area.
- (b) eventually to extend the grades available to Grade 10.
- (c) to provide gymnasium facilities in the Porter Creek area.
- (d) to reduce the bussing of students downtown.
- (e) to release pressure on the F. H. Collins school.
- (f) to release four portable classrooms for other use.

3. Addition to Selkirk Street School

The plans for the addition provide nine teaching areas and will also include a library and science room. Final plans are now being completed by the architect. Tenders will then be called in order that construction can begin in the Spring of 1972.

The provisions of the extension to the Selkirk Street School will enable the school:

- (a) to provide for the increasing Riverdale school population.
- (b) to free the six portable classrooms for use elsewhere.
- (c) to provide an adequate heating system.

4. Junior Secondary School

Plans for the construction of this school are being completed by the architect. A two year building programme will provide a complete school with 24 classrooms and provision for Industrial Arts, Home Economics, gymnasium, library and music room. Again, when final plans are completed, tenders will be called so that construction can begin in the Spring of 1972 and the school completed for occupancy for September of 1973.

The building of this first junior secondary school will enable Whitehorse:

- (a) to take care of the expansion of school population at the secondary level by providing junior secondary grades for students from the Whitehorse Metropolitan area, exclusive of Porter Creek.
- (b) to permit expanded use, by the increasing number of senior secondary pupils, of the facilities already provided at F. H. Collins School.
- (c) eventually to attain the desirable educational objective of separating junior from senior secondary pupils.



J. Smith,  
Commissioner.

October 22, 1971.

SESSIONAL PAPER NO. 6 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

Police Services Agreement - R. C. M. P.

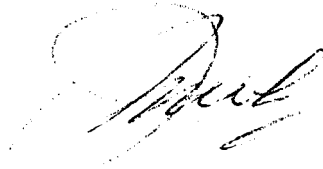
When negotiations were underway with the Federal Government in 1970 for the transfer of the administration of justice in the Yukon Territory from the federal Department of Justice to the Yukon Territorial Government, we had hoped - in order to provide complete police enforcement and judicial functions - to enter a Police Services Agreement with the Royal Canadian Mounted Police to come into effect April 1 of this year. This did not prove possible, however, primarily because the Royal Canadian Mounted Police had already budgetted for the costs of police services for the Yukon Territory for 1971-72, and administrative arrangements for the transfer of financial responsibility would have been difficult to accomplish. Accordingly, we proceeded on the assumption the Agreement would come into effect April 1, 1972.

One of the chief criticisms levelled against previous Police Services Agreements was that no control could be exercised over the RCMP when enforcing Ordinances of the Yukon Territory passed by Council. We have been negotiating with the RCMP on this point and we have been successful in obtaining RCMP concurrence to the principle that "in carrying into effect the laws enacted by the Council of the Yukon Territory" the Officer Commanding "the Yukon S/Division . . . shall act under the direction of the Commissioner of the Yukon Territory." A draft of the proposed Agreement is attached as Addendum "A" and this particular point is covered in Section 5 (2).

Section 8 of the Agreement sets out the formula to be used in determining the costs of providing police services for the Yukon Territory. During 1972-73 this amounts to \$621,424.41 the details of which are contained in Addendum "B". These funds will be shown in the 1972-73 financial estimates under the Department of Legal Affairs.

During the second Session of Council in 1964, Council passed the Royal Canadian Mounted Police Agreement. Since this Ordinance is still in effect, we are proposing that the authority contained in this Ordinance be used to allow me to enter into the Agreement with the Solicitor General of Canada who is responsible for the Royal Canadian Mounted Police. This will obviate the necessity to introduce another bill at this Session which would be exactly similar to the Ordinance passed in 1964.

The purpose of this Sessional Paper is to bring to Council's attention that we wish to enter a Police Services Agreement under the authority of the Ordinance passed in 1964, and for this course of action, we seek your concurrence.

A handwritten signature in cursive script, appearing to read "J. Smith", is positioned above the printed name.

J. Smith,  
Commissioner.

ADDENDUM "A"

MEMORANDUM OF AGREEMENT entered into this                    day  
of                    197

BETWEEN

THE SOLICITOR GENERAL OF CANADA  
hereinafter referred to as "CANADA"

of the FIRST PART

AND

THE COMMISSIONER OF THE YUKON  
TERRITORY hereinafter referred to as  
the YUKON TERRITORY

of the SECOND PART

WHEREAS Section 20 of the Royal Canadian Mounted Police Act and Section 18 of the Yukon Act provide that the Solicitor General may, with the approval of the Governor in Council, enter into an arrangement with the Government of any province or territory for the use or employment of the Royal Canadian Mounted Police Force, or any portion thereof, in aiding the administration of justice therein and in carrying into effect the laws in force therein; and may, with the approval of Treasury Board, in any such arrangement, agree upon and determine the amount of money that shall be paid by the province or territory for such services of the Force;

AND WHEREAS the Commissioner of the Yukon Territory, by an Ordinance of the Yukon Territory being the Royal Canadian Mounted Police Agreement Ordinance, O.Y.T. 1964 (2nd Session) Chapter 2, and by the approval of the Governor in Council pursuant to Section 18 of the Yukon Act, has been duly authorized to enter into an agreement with Canada for the use or employment of the Force for the purpose mentioned;

AND WHEREAS Canada and the Yukon Territory desire to enter into an agreement for this purpose;

NOW THEREFORE the parties hereto mutually covenant and agree as follows:

1. In this Agreement, unless the contrary intention appears,
  - (a) "ATTORNEY GENERAL" means the Attorney General of Canada;
  - (b) "COMMISSIONER" means the Commissioner of the Royal Canadian Mounted Police;
  - (c) "SUB/DIVISION" means all ranks of the Royal Canadian Mounted Police serving in the Yukon Territory;

- (d) "FISCAL YEAR" means the period from the first day of April in one year to the 31st day of March in the next year;
- (e) "FORCE" means the Royal Canadian Mounted Police;
- (f) "MEMBER" means a member of the Royal Canadian Mounted Police or a person appointed by the Commissioner pursuant to Section 7 of the Royal Canadian Mounted Police Act, R.S.C. 1970, c.R-9;
- (g) "SOLICITOR GENERAL" means the Solicitor General of Canada;
- (h) Words in the singular include the plural and words in the plural include the singular.

2. Canada shall for the purposes of this agreement and subject to the terms thereof provide and maintain detachments in the Yukon Territory at all times during the terms of this agreement.

3. The Sub/Division shall, subject to the terms of this agreement, remain under the control of Canada.

4. The Sub/Division shall perform in the Territory such duties and render such services as are ordinarily performed by peace officers in aiding the administration of justice and in carrying into effect the laws of the Territorial legislature and municipal by-laws but the Sub/Division shall not be called upon with respect to municipal by-laws to engage in:

- (a) the issue of licences, the collection of licence fees, or the carrying out of inspections regarding licences;
- (b) the collection of any taxes or any monies other than fines or court costs for or on behalf of a Municipality;
- (c) the impounding of any dogs, cattle or other animals;
- (d) the carrying out of inspections in respect of by-laws relating to health, sanitation or fire prevention;
- (e) enforcement of parking by-laws; or
- (f) enforcement of any other by-laws of a similar regulatory nature which, in the opinion of the Commissioner, are not suitable for enforcement by the Force.

5. (1) The Officer Commanding of the Yukon Sub/Division shall, for the purposes of this agreement, act under the direction of the Attorney General in aiding the administration of justice in the Yukon Territory and in carrying into effect the laws of Canada.

(2) Subject to paragraph (1), the Officer Commanding of the Yukon Sub/Division shall for the purposes of this agreement act under the direction of the Commissioner of the

Yukon Territory in aiding the administration of justice in the Yukon Territory in carrying into effect the laws enacted by the Council of the Yukon Territory.

6. The Headquarters of the Sub/Division shall be located as directed by the Solicitor General.

7. The Sub/Division shall be increased or decreased by the Commissioner upon the joint request of the Solicitor General and the Commissioner of the Yukon Territory, provided always that nothing in this agreement shall prevent the Commissioner or the Solicitor General from increasing the Sub/Division, without reference to or the concurrence of the Commissioner of the Yukon Territory, but in such circumstances the increase will not be regarded in calculating the payments due under paragraph 8 of this agreement.

8. (1) The Yukon Territory shall pay Canada in respect to this agreement an annual sum calculated on the following basis:

(a) In respect of the fiscal year commencing the first day of April, 1972, and ending the thirty-first day of March, 1973, forty-seven percent (47%) of the cost of operating and maintaining the Sub/Division in the Yukon Territory during the fiscal year ending March thirty-first, 1972, calculated in accordance with the formula contained in sub-paragraph (2) of this paragraph.

(b) In respect of the fiscal year commencing the first day of April, 1973 and ending the thirty-first day of March, 1974, forty-eight percent (48%) of the cost of operating and maintaining the Sub/Division in the Yukon Territory during the fiscal year ending March thirty-first, 1973, calculated in accordance with the formula contained in sub-paragraph (2) of this paragraph.

(2) For the purpose of this agreement, the cost of operating and maintaining the Sub/Division during the fiscal year shall be the amount that is obtained by adding together -

(a) For the fiscal years 1972/73 and 1973/74 80% of the total of all expenditures made by Canada during the fiscal year in or in respect of the Yukon Territory for the purpose of the Force except:

(i) outlay in relation to the acquisition of real property and the construction of new buildings; and

(ii) any new classes of expenditure undertaken by the Force in the Yukon Territory subsequent to the coming into force of this agreement which result from the operation of the Force on behalf of Canada only.

(b) The total of the following expenditures incurred during the fiscal year:

(i) one-half percent ( $\frac{1}{2}\%$ ) of the total costs



incurred for the operation and maintenance of the Headquarters of the Force;

- (ii) one-half percent ( $\frac{1}{2}\%$ ) of the total cost of the operation and maintenance expenditures of any training divisions operated by the Force (of which there are presently two);
- (iii) five percent (5%) of the operation and maintenance cost of the Royal Canadian Mounted Police Air Division;
- (iv) the annual cost of pensions which cost shall be fifteen percent (15%) of the annual payroll of the Sub/Division.

9. The Yukon Territory shall, in addition to any other sum payable under this agreement, but subject to any other agreement between Canada and the Yukon Territory in this regard, pay Canada an amount expended by Canada in respect of the matters enumerated in paragraph 18 which has not been otherwise recovered by Canada.

10. If, during any fiscal year mentioned, there is in effect an increase in the Sub/Division which has been brought about by the Yukon Territory pursuant to paragraph 7, the payment shall be increased by the difference between the payment calculated under paragraph 8 on the basis of the Sub/Division so increased and the payment so calculated without regard to such increase.

11. For the purposes of this agreement, Canada shall maintain ten detachments in the Yukon Territory, as per the addendum, and shall, on the formal request in writing of the Solicitor General and the Commissioner of the Yukon Territory addressed to the Commissioner, establish new detachments in the Yukon Territory and the Yukon Territory shall, in addition to any other sums payable under this agreement, pay Canada the sum of two thousand (\$2,000.00) dollars in respect of each new detachment, in excess of ten, so established.

12. Where in the opinion of the Solicitor General and of the Commissioner of the Yukon Territory, an emergency exists within the Yukon Territory requiring additional members of the Force to assist in dealing with such emergency, and, having regard to the other responsibilities and duties of the Force it is possible to supply such additional members, the Solicitor General and the Commissioner of the Yukon Territory may jointly request the Commissioner to increase the strength of the Sub/Division accordingly and the Commissioner shall thereupon increase such strength as requested.

13. Where, pursuant to paragraph 12, Canada increases the strength of the Sub/Division, for the purposes of dealing with an emergency, the Yukon Territory shall, in addition to any other sums payable under this agreement, pay Canada all expenses incurred by Canada by reason of such increase, including transportation and maintenance of all additional members of the Force attached to the Sub/Division for such purposes.

14. (1) The sums referred to in paragraph 8 shall be paid in two semi-annual instalments to the Receiver General of Canada; the first on the first day of October, and the second on the thirty-first day of March;

(2) The sums referred to in paragraphs 9, 11 and 13 shall be paid within three months from the date a written request for payment is received by the Yukon Territory.

15. Where proceedings, instituted under any Act of the Parliament of Canada, are instituted or conducted by a member of the Force, the proceedings shall, for the purposes of this agreement be deemed to have been instituted at the instance of the Yukon Territory within the meaning of the provisions of the Criminal Code relating to the disposition of fines, penalties and forfeitures, if Canada has not otherwise borne any of the costs of prosecution.

16. (1) Notwithstanding anything in this agreement, members of the Sub/Division may retain any fees and allowances allowed under any law to peace officers for work done and services rendered in connection with the administration of justice in the Yukon Territory; and

(2) Without restricting the generality of the foregoing, Canada is entitled to receive:

(a) any amount that is paid by an accused in respect of costs of transportation and maintenance of the accused by the Force while he is in the custody of the Force; and

(b) any amount that is paid by an accused in respect of costs of transportation incurred by the Force where an accused, against whom a warrant of commitment has been issued, pays the fine and costs imposed upon him in lieu of imprisonment.

17. (1) Except as otherwise provided in this agreement, Canada shall bear all expenses relating to the maintenance and operation of the Sub/Division and without restricting the generality of the foregoing, Canada shall bear all expenses in relation to

(a) criminal investigations;

(b) transportation and maintenance of escorts and prisoners within the Yukon Territory before committal or conviction;

(c) transportation and maintenance of members of the Force when witnesses.

(2) Canada shall provide all equipment which, in the opinion of the Commissioner, is necessary to carry out the responsibilities imposed by this agreement.

18. The Yukon Territory shall, subject to any other agreement between Canada and the Yukon Territory in this regard, be responsible for all expenses incurred by the Sub/Division in relation to

(a) transportation, escort, care and maintenance of

(i) mentally ill persons who have been taken into custody by members of the Sub/Division;

- (ii) prisoners after conviction or committal or whilst remanded in custody by the court;
  - (iii) persons, including prisoners, required as witnesses in criminal proceedings;
  - (iv) accused persons apprehended outside the Yukon Territory and brought into the Yukon Territory for trial;
  - (v) witnesses at Coroners' inquests.
- (b) witness fees and costs incurred in criminal proceedings;
  - (c) the custody of chattels and exhibits held pursuant to an order of a court, judge, magistrate or justice or otherwise according to law;
  - (d) conveyance obtained by members of the Sub/Division for an injured person where the cost of the service is not paid by the person or his estate, as the case may be, for whose benefit the service was obtained;
  - (e) the escorting of medical patients.

19. This agreement shall come into force on the first day of April, 1972, and shall continue in force until the thirty-first day of March, 1974.

IN WITNESS WHEREOF the Honourable Jean-Pierre Goyer, P.C., M.P., Solicitor General of Canada, has hereunto set his hand on behalf of Canada and Mr. James Smith, the Commissioner of the Yukon Territory, has hereunto set his hand on behalf of the Yukon Territory.

SIGNED on behalf of the Government of Canada by the Honourable Jean-Pierre Goyer, P.C., M.P., Solicitor General of Canada, in the presence of:

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Solicitor General of Canada

SIGNED on behalf of the Yukon Territory by James Smith, the Commissioner of the Yukon Territory, in the presence of:

---

Commissioner of the Yukon Territory

DETACHMENTS MAINTAINED IN  
THE YUKON TERRITORY

Carmacks Detachment  
Dawson Detachment  
Faro Detachment  
Haines Junction Detachment  
Mayo Detachment  
Old Crow Detachment  
Ross River Detachment  
Teslin Detachment  
Watson Lake Detachment  
Whitehorse Detachment

ADDENDUM "B"

POLICE SERVICES AGREEMENT

Operation and Maintenance Equipment	\$1,176,645.13 64,760.09
	<hr/>
Total	\$1,241,405.22
	<hr/>
80% of \$1,241,405.22	\$ 993,124.17
½% of "HQ" Division O&M (\$21,777,140.00)	\$ 108,885.70
½% of Training Division O&M (\$6,610,828.00)	\$ 33,054.14
5% of "Air" Division O&M (\$1,801,312.00)	\$ 90,065.60
15% of Yukon Payroll for pensions (\$647,000.00)	\$ 97,050.00
	<hr/>
	\$1,322,179.61
	<hr/>
Amount payable (47% of operating costs)	\$ 621,424.41

SESSIONAL PAPER NO. 7 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

YUKON HOUSING CORPORATION

We have looked into the matter of providing housing for Yukon communities. While at various times funding has been made available for low cost housing loans, senior citizens housing, social welfare housing, etc. the overall effect of these programs has been somewhat dissipated through lack of a single comprehensive plan that would ensure that each community received its fair share of such programs and that the programs themselves would become part of the fabric of that community. We believe that these programs, co-ordinated through a single agency could assist Yukon communities by:

- (1) Accurately surveying the extent of the need of each community in the housing field and identifying the methods by which these needs could best be met in each of these communities.
- (2) Provide a positive program of subsidized rental housing for every permanent "growth" community in the Yukon.
- (3) Provide impetus to community growth through development of these programs in a planned constructive program fitting into the comprehensive town plan for that community. It is recognized that the community itself would participate fully in the adoption of the town plan.
- (4) Identify the needs of mortgage funds for private builders in the Yukon and try to establish sources for such to cover needs.
- (5) Manage and maintain all public housing programs in the Yukon.

In our search for information we are indebted to the contributions of information by senior officers from several housing corporations including the Ontario Housing Corporation who were kind enough to visit the Yukon. We also received data and provincial statutes contributed by the various provincial housing corporations and the advice and assistance of a Federal housing officer loaned to us for this purpose by Northern Development.

The provinces seem to have reached a consensus of opinion that the best control system for the development of a comprehensive housing program is a housing corporation, a Provincial Crown Corporation rather than by a provincial department. The flexibility of financing, debt management, purchasing, funding, etc. that can be assigned a Crown Corporation make this administrative vehicle superior to the control of this area by a department or branch of the provincial government. The housing corporation appears to be the most efficient agency to manage the assigned housing function for the Yukon Territory. It is interesting to note that the Provinces of Ontario, Manitoba, Alberta, Quebec, New Brunswick, Prince Edward Island, Nova Scotia and Newfoundland are now operating housing corporations to control their public housing development.

These housing corporations plan, develop and manage all housing projects and programs that are available to their respective provinces either through direct Federal aid, Central Mortgage & Housing Corporation or in some cases, through the borrowing in the private sector of necessary financing. Their general aims are to develop the uses of available funding to the greatest benefit of all the citizens of the province that they serve. Some of these agencies are also the provincial vehicle that provides grant assistance to homeowners in the construction of their private dwellings in order to upgrade the provincial housing stock and incidentally thereby stimulate their provincial economy during slow growth periods.

### The Housing Corporation

These housing corporations can be of two styles, firstly an agency that would hire people qualified to develop plans for housing, funding assistance, construction inspection, management of dwellings right through to the janitorial forces required for some of these common used public buildings. The other type would provide the generalist management staff only, responsible for the development of programs through the use of contracting out all the specialist areas of development, management, etc. to the various Federal or Territorial agencies who have the necessary expertise. We visualize that the concept best suited for the Yukon would be a minimal management staff agency who would be assigned the general areas of responsibility and who in turn would use Central Mortgage & Housing Corporation, Territorial Highways & Public Works, Department of Local Government or the private sector to develop the specialist areas of their assignments under their guidance and control.

It should be pointed out that this concept would require people with proven management records, with high capabilities and dedication in the work flow, personal time planning and delegation of duties. These people are not always the easiest to hire and retain, however, they also permit a very broad program to be carried out with the minimum amount of full time staff. Depending on the manner in which the work is assigned to this corporation, it should be possible to staff this area with a manager, several generalist management officers and a small typing pool to carry out their correspondence. The majority of the detail work would be carried on by contract to various agencies and private sector specialists.

Such a housing corporation should be formed and required to administer housing programs as follows:

- (1) Low Cost Private Housing
- (2) Employee Housing Programs including Yukon Territorial Government.
- (3) Subsidized Rental Housing for the Yukon
- (4) Senior Citizens Housing
- (5) Native People Housing Programs

The Territorial Government would advise this corporation of the housing areas that they are to manage, the corporation would then develop policy and the funding requirements of the proposed policy which would be approved in the annual budget by the Territorial Council.

Among the benefits of using a housing corporation rather than a regular department or branch, are the ease in methods of funding the program. The present departmental system of funding on

the fiscal year of the Territory is very difficult to manage in the housing area where many projects go into more than one construction year and consequently more than one funding year. The assignment of these programs to a housing corporation would permit the housing corporation to run on-going funds once a program had been funded and develop revolving funds that would generate further housing funds for the various programs. The affairs of the housing corporation would be audited by a firm of private chartered accountants appointed for that purpose.

### Objectives

The objectives of the corporation would be to ensure a positive program of housing development in the Yukon that will provide realistic housing for every resident in the Yukon.

### Necessary Authorization

To achieve the previously mentioned objectives, the housing corporation should be vested with the following authorizations:

- (a) The acquisition of all property real or personal of every nature which the corporation find necessary to acquire in the exercise of its assigned duty of providing housing accommodation.
- (b) Sell or dispose through any approved system, of any of the property, real or personal, that it may be authorized to purchase or acquire.
- (c) Borrow or acquire funds from the Territorial Government and any other Federal or other agency required to carry out its functions.
- (d) Pay all its validly incurred debts.
- (e) Receive and deposit proceeds from rentals, debentures, securities, reinvest such proceeds and in general soundly manage the funds entrusted to it in carrying out its function. It would be the express duty of the manager to ensure that the funds of the corporation were not dissipated in any way and that any idle funds would be fully invested to secure a maximum earning return to the corporation.
- (f) Enter into any necessary contracts with architects, contractors, building managers, housing authorities, etc. necessary to fulfill their assigned function.
- (g) Properly carry out the duties required of them by the Board of Directors in the management of the housing function for the Yukon Territory.

### Functions and Duties

- (1) Formulate policy and recommend adoption to the Yukon Territorial Government and the Federal Government such policy as will give effect to development of housing for every strata of society in the Yukon or to those areas that it may be directed to do so by the Territorial Government.



- (2) Negotiate on behalf of the Yukon Territorial Government with Central Mortgage & Housing Corporation, other senior government bodies and if necessary private money markets, such supplies of funds and assistance as will enable it to develop its approved housing programs, current and future.
- (3) Compile and prepare all necessary statistical, financial and accounting records required to give rise to a positive housing program for the Yukon.
- (4) Sponsor and assist in the development of new housing systems and building techniques adapted to Yukon weather conditions and assist in the testing of innovative housing that might be developed or offered by the private housing sector.
- (5) Provide technical guidance and develop systems that will permit the provision of housing to Yukon communities at the lowest possible cost to the ultimate user.
- (6) To purchase hold, develop and resell at cost lands and real property of every kind.
- (7) Purchase any existing building or buildings, redevelop, demolish or resell any purchased property to the private sector when the Board of the corporation deems it advisable and desirable to do so. The corporation will also be empowered to lease space for its various functions from the private developer market.
- (8) To rent or sell any of its property under the policies developed and adopted by the Board to any ultimate users of the property.
- (9) To assist municipalities or communities through partnership agreements in the purchase, assembly, development and resale of lands for residential, commercial and industrial uses and in such cases to enter into agreements with other Territorial agencies for the orderly disposal of such land or property.
- (10) To arrange the provision of/or provide all necessary services such as utilities and amenities required by housing and including transportation systems, lighting, parks and landscaping, provide necessary public lands to provide central community services, recreation and entertainment facilities. The cost of provision of any of these services may be charged to the user.
- (11) Receive from any source including government, private, bequests assignments from private corporations, etc. land, buildings, moneys or other property by way of gift or trust for use by the corporation and also may donate to the Territorial Government any lands, buildings, moneys or other property by way of gift or trust for public use or for the use of the Territorial Government.
- (12) To enter into agreements to lend or advance moneys for the purchase, construction or improvement of any land, building of any kind or description whatsoever within the terms of reference of the corporation.
- (13) It shall carry on its operation as any or all of the following:

- (a) A public housing authority partner
  - (b) A non-profit Territorial corporation
  - (c) A limited dividend housing corporation
  - (d) As a shareholder in a co-operative housing corporation
- (14) It can acquire the assets and the property and assume the liabilities of any corporation, private company or individual that might become indebted to it or that it may be directed to acquire by its Directors.
- (15) It shall exercise and discharge such other powers, functions and duties as the Commissioner and the Territorial Council may assign to it from time to time.

### Financing

- (1) The start-up financing would be provided by the Territorial Government from the 1972-73 Budget. This plus any modest earnings on rentals, leasing and Territorial funding of subsidized rental housing losses, etc. would become the basis of a self-sustaining revolving Operation Fund.
- (2) Initially housing funds would be borrowed through Section 40 - 44 and Section 15 of the National Housing Act of 1954 and amendments. For the provision of subsidized rental and low dividend housing, innovative housing and urban renewal plans could be carried out through Central Mortgage and Housing Corporation funding.
- (3) Funding can be provided by the Territorial Government for any homeowner construction grants, second mortgage, Low Cost Housing Loan programs, Territorial Staff housing, etc. as each area may be assigned the corporation.
- (4) It is anticipated that Territorial employees would be encouraged to purchase or build housing for themselves in Whitehorse where mortgage funds are available. The corporation should develop and recommend policy regarding the housing of the Territorial Government employees in the outlying areas. The Territorial Government can then decide on any construction assistance or buy back provisions that it might wish to extend to Yukon homeowners and in such instances, the Territorial Government would fund any approved programs.
- (5) It is anticipated that the units developed in outlying Yukon communities for Territorial employees would be charged the lower of either economic or Whitehorse average private rental rates. Any loss subsidy from such operations would be the responsibility of the Territorial Government. Profit would be left in the revolving fund or used otherwise. Generally economic rents means: A monthly amount required to amortize the principle and interest and provide sufficient monies for the payment of taxes, insurance premiums, redecorating, maintenance and operating costs of the units being rented. The market rental is usually set by survey of the equivalent quality private market rental units offered to the public and averaged priced for the square footage offered. The Territorial Government could decide which of the two methods it might wish to use for all Territorial housing supplied anywhere in the Yukon.

The corporation could enter into cost sharing home ownership agreements similar to those now entered into by the Manitoba Housing and Renewal Corporation for the funding of Manitoba remote housing program, the Alberta Housing Corporation for the funding of Alberta Opportunity Housing and Home Improvement program, or the Nova Scotia Housing Commission's Co-operative Housing program. We understand that the British Columbia plan also has a system of assistance to new homeowners. Funding may also be obtained from Central Mortgage & Housing Corporation for minimal care nursing homes with operations and maintenance costs shared between the corporation and Canada Assistance Plan. New programs such as proposed home ownership assistance grant program might have to be supported by funds provided by the Territorial Government, however, a portion of the funding may be possible under the National Housing Act.

The management of the existing housing stock of the Territorial Government could be turned over to the housing corporation for disposition, control and management. Instructions to the corporation might include in the case of the community of Whitehorse, to surplus and sell existing housing to employees and/or co-operative associations formed by employees or by direct sale to the private sector, conversion of their use to other programs such as Subsidized Rental providing agreement can be reached with Central Mortgage & Housing Corporation on such conversion of use. We understand that the Province of Ontario are presently following such new programs.

In addition, the corporation could assume the administration of the Native Housing program and act as the agent for the Federal Department of Indian Affairs and Northern Development. Funding would be carried out by the Department of Indian Affairs and Northern Development and we understand that the Department would assist in the staffing of the corporation regarding such officers as might be required for their portion of the program including educational officers used to train the natives in the care and maintenance of the new dwellings.

In addition, the corporation would continue to develop housing, appoint local housing authorities where it was deemed advisable and assign the management of subsidized rental units to a Housing authority or local housing association for community management.

The operating cost of the corporation could either be charged out to the various functions operated by the corporation or funded separately by the Territorial Government with no charge to the various housing programs as the Government might decide.

#### Organization and Structure

It is envisaged that the housing corporation would have a very modest sized staff. The staff should consist of key technical personnel and the majority of the development carried out by the corporation would be through the use of specialist services from the private sectors in the fields of design, construction, development, etc. It is not envisaged that the corporation would try to develop a maximum management group to carry out all of its assigned functions but would contract out as much of its duties as it possibly could.

#### Board of Directors

It is recommended that the appointed corporation board consist of a Chairman and four directors. The duties

of the Chairman and Board of Directors will be as follows:

- (1) Meet at regular intervals to establish policy, exercise control and give direction to the manager of the housing corporation regarding the functions and responsibilities of the corporation as will be set by the directors.
- (2) The Board shall approve positions and remuneration for all corporation employees. Remuneration shall be according to the schedule of the Yukon Territorial Government and with the assistance of the Personnel Department. Yukon Territorial Government fringe benefits shall be applicable to corporation employees.
- (3) They shall submit to the Commissioner and the Territorial Council a statement of the annual incomes and expenditures of the corporation, statistical reports and budget estimates and proposed programs for the subsequent fiscal year.
- (4) The Board shall be responsible for the efficient and effective management of the assigned functions of the corporation.

#### The Manager

The manager will not be a voting member of the Board but shall report to the Board, shall be appointed by the Board of Directors, responsible to the Board Chairman for all programming, projects, day to day administration and operation activities of the corporation. The manager shall be responsible for recommending for the Board's approval staff to positions approved by the Board of Directors. The manager shall be responsible to conduct the day to day business affairs, receive and disburse all funds of the corporation including negotiation for funds from senior governments and other sources. The following sections are envisaged in the format of the corporation.

- (1) Financial Section
- (2) Housing Program Development Section
- (3) Technical Development Division

#### Financial Section

The financial section will be responsible for the overall financial administration and control of the corporation. This will include the day to day receipt and disbursement of funds from every source, billing, collection and financial management; office staff management; mortgage loan management and surplus fund investment.

#### Housing Program Development Section

The housing programs division will be responsible to develop all the various housing programs that will be assigned to the corporation including subsidized rental housing, Section 16 Limited Dividend housing, innovative housing as well as any other new programs started by the Territorial Government or permitted through changes to the Central Mortgage & Housing Corporation regulations or National Housing Act. Also responsible for the management of any Territorial Housing assigned to the corporation

Technical Development Division

The Technical Development Division would be responsible to develop plans for the design of programs, purchasing of land, housing construction, maintenance of the completed buildings and development of policies by which the Territorial Government can use the existing facilities of the private sector to provide Territorial housing. This office would also direct the appointed local housing authorities in their duties and responsibilities including training, if necessary.

Location

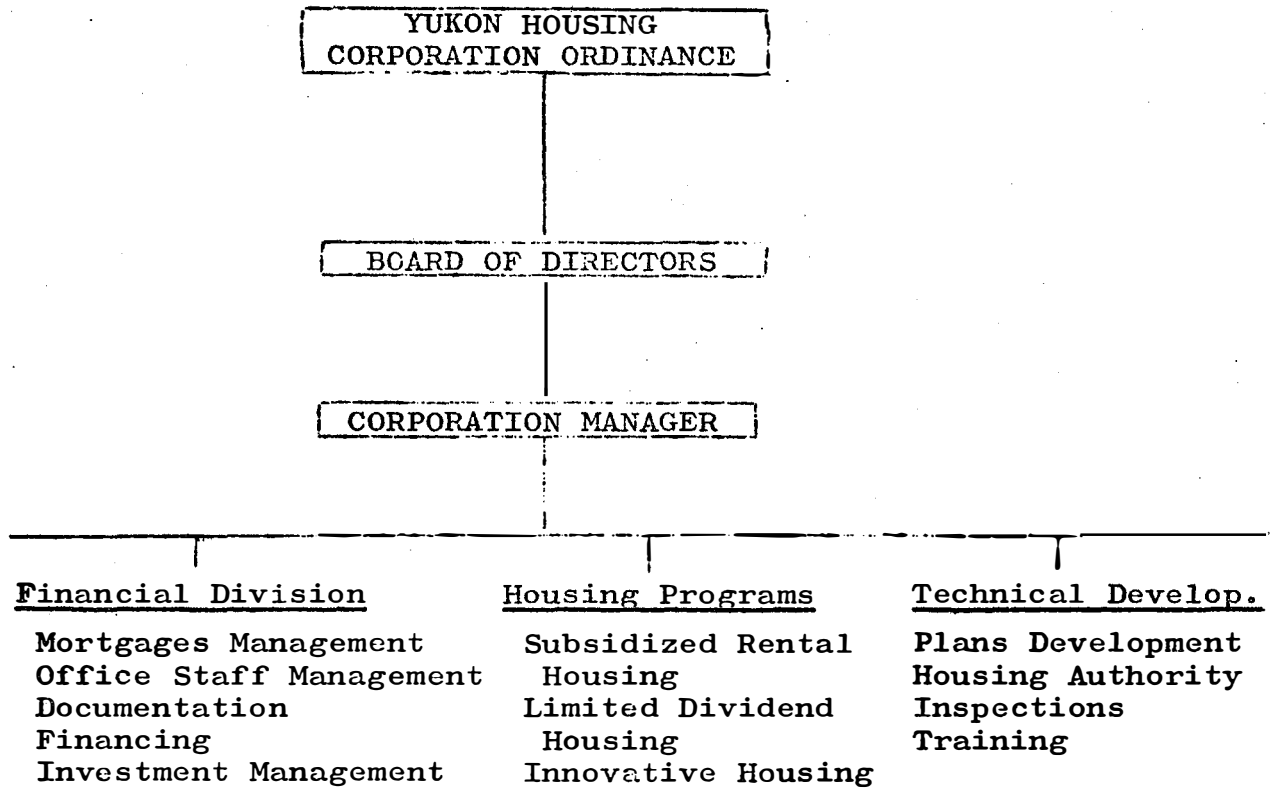
The corporation would be based in the Yukon and operate as a separate Territorial Corporation. The employees of the corporation would be subject to the same rules and regulations as Territorial Government employees and enjoy all the fringe benefits and privileges, etc. now available to the Territorial employees. It is envisaged that the staffing would eventually include (1) a manager of the housing corporation, (2) a financial advisor, (3) a housing development officer and (4) technical services officer, (5) plus supporting secretarial staff. Future staffing would have to be based on whichever areas of the assigned duties were subject to the greatest amount of growth and as authorized by the Board.

Recommendations

(1) The necessary Ordinance to establish the Yukon Housing Corporation will be prepared and submitted to Council.



J. Smith,  
Commissioner.



\*Initially the Corporation Manager should also act as a Division Head, preferably in "Housing Program Development".

A study by the Alberta Workmen's Compensation Board on the feasibility of Yukon establishing its own Workmen's Compensation Accident Fund and thereby eliminating the necessity for employers to purchase accident insurance from private companies, has been completed. Present indications are that Yukon can support such a fund, and the Alberta Board has made a number of recommendations respecting its establishment that will require a considerable amount of preliminary work. It is hoped that a firm proposal on this subject will also be ready for Council's consideration at its next sitting.

I anticipate as well that the question of Legal Aid is one that will be discussed, particularly in view of recent statements on the subject made in the House of Commons. This matter has been discussed by the Executive Committee, and I, along with the other members of the Committee, do not feel that the scheme originally proposed is satisfactory for this Territory. I have advised my Minister of this fact and, in reply, received a request from him to submit for the Attorney-General's consideration what might be a suitable plan for Yukon. As a result, every effort is being made by this Administration to present at the earliest possible time, a fair and equitable scheme that will be acceptable to Council and the Federal Government. I wish to make it clear that the other members of the Executive Committee and I are not opposed to the introduction of a legal aid plan that will offer legal service to those citizens of the Territory who do not have the means to secure it otherwise.

I will be submitting for Council's consideration, an information paper on the Yukon Government Building, detailing the proposal that has been made and the timetable for construction. Needless to say, departmental moves and the acquisition of additional accommodation will be kept to a minimum pending the completion of this building, but a number of departments and branches have been relocated in order to consolidate working arrangements and provide better service to the general public.

Other matters that will be reported to you, or on which I will be seeking your advice, include the proposed Police Services Agreement, Alaska Highway maintenance, progress on the turnover to the City of Whitehorse of the Metro Area, Territorial Government participation in the Arctic Winter Games and the establishment of a Yukon Housing Corporation.

In addition, you will be asked to consider the following legislation during the course of this Session:

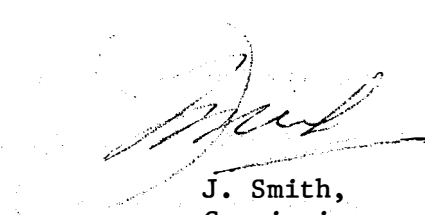
1. An Ordinance Respecting the Revised Ordinances of the Yukon Territory, 1971,
2. An Ordinance to Change the Name of the Territorial Court of Yukon Territory,
3. An Ordinance Respecting Trade Schools Regulation,
4. An Ordinance to Amend the Labour Standards Ordinance,
5. An Ordinance to Amend the Mining Safety Ordinance,
6. An Ordinance to Amend the Magistrate's Court Ordinance,
7. An Ordinance to Amend the Taxation Ordinance,
8. An Ordinance Respecting Employment Agencies,
9. An Ordinance to Amend the Securities Ordinance,
10. An Ordinance to Amend the Reciprocal Enforcement of Maintenance Orders Ordinance,
11. An Ordinance to Amend the Game Ordinance,
12. An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory, and
13. An Ordinance Respecting a Financial Agreement Between the Government of the Yukon Territory and the Government of Canada.

While this completes the formal program to be presented, there will no doubt be many other items of public interest you will wish to see discussed. One of these will be "Medicare", and on this matter, I have some comment to make.

By an Ordinance of this Council, Medicare is the Law of Yukon at this time. Accordingly, my officers have been carrying out their duties, in what I consider to be a most satisfactory manner, to prepare the administrative machinery to bring the program into effect on April 1, 1972, as expressly desired by this Council. These administrative responsibilities will continue to be discharged with April 1 next as the effective date, unless this Council uses its prerogatives to amend or repeal the legislation. The Medicare Program, as it now stands, has the full backing of my Administration. We feel that the Ordinance and accompanying Regulations are the proper and just vehicle to permit residents of Yukon to participate in this Nation-wide social program, and would strongly recommend it be allowed to proceed as originally envisioned and now enacted. Every other provincial and territorial jurisdiction in Canada has created a similar vehicle to permit their citizens to participate and while problems have been encountered, as they also will be here, the end result has been the provision of prepaid medical insurance of an equitable standard to all Canadians except Yukoners. We see no reason why Yukon residents should not have the same privilege as the rest of their fellow Canadians.

Much public interest has lately been shown in local government activity. This is a good sign and I personally welcome the public's prying eye looking in to see what their government is really up to. Governmental activity at any level must be able to stand public scrutiny - if it won't, the activity had best cease. An informed public is the only hope we have to contain the popular urge to seek more and more from government without also knowing whether we wish to pay the cost. Keeping government activity under constant public scrutiny is one thing, but using government as the whipping boy for all the troubles that beset us, may well become an exercise, the luxury of which, we cannot afford. Remember Mrs. O'Leary's Chicago cow - she was a constant kicker. So one day her kick knocked over a lantern in the barn and she burned down the roof over her head, the man who fed her and herself.

Mr. Speaker, Members of Council, Yukon continues to be the most exciting part of Canada to be in, and I am sure your deliberations at this Session of the Legislature will be designed to keep it this way. My officers and myself stand prepared to assist you in any manner we can during the forthcoming Session.



J. Smith,  
Commissioner.



November 2nd, 1971.

SESSIONAL PAPER NO. 8 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

Alaska Highway Takeover

As a result of the Cabinet decision of October 3rd, 1963, negotiations were initiated between the Department of Public Works and the Government of the Yukon Territory for its assumption of the maintenance responsibility for that portion of the Alaska Highway lying within the Yukon Territory. Over the past years, negotiations were continued but no final decisions were reached and the proposed turnover date was changed several times. The turnover of the Alaska Highway maintenance to the Territorial Government has been approved by the Federal Government, and a short review of objectives, factors, and financial implications is hereby submitted.

It is considered desirable that the maintenance of the Yukon portion of the Alaska Highway and the full length of the Canadian portion of the Haines Road be carried out by the Government of the Yukon Territory on behalf of the Federal Government to create a fully integrated road maintenance program under the Territorial Government for all roads in Yukon, and to eliminate the duplication of road maintenance forces.

The Alaska Highway is 559 miles in length in the Yukon Territory and the Canadian section of the Haines Road is 117 miles in length, of which 51.2 miles are in British Columbia and 65.8 miles in the Yukon Territory. Although the Alaska Highway enters the Yukon Territory at Mile 583.4, it dips into the Province of British Columbia for the greater part of its length up to Mile 626.6, where it re-enters the Territory. The section of the highway under consideration lies between 626.6 and 1,221.4 (at the Alaska boundary) and includes the complete Canadian section of the Haines Road. The total mileage involved is 711.8 miles.

The Department of Public Works staff, equipment and facilities, located in the Yukon Territory to maintain the Yukon portion of the Alaska Highway and the Haines Road, will be turned over to the Government of the Yukon Territory.

Employment will be offered to employees of the Department of Public Works now engaged in the maintenance of the Haines Road and the Yukon portion of the Alaska Highway. Those employees accepting transfer to the Yukon Public Service will be offered the salary scales and other conditions of employment in effect for Territorial employees.

Equipment and stores will be transferred to Yukon free of cost.

All buildings, workshops, living quarters, warehouses, gravel stockpiles, pit reserves, and related installations presently under the control of the Department of Public Works for the above-noted roads, will be transferred to Yukon at no cost.

The total cost of maintaining the roads will be borne by the Federal Government.

During an Interdepartmental Meeting on October 1st, 1971, in Ottawa, which was attended by representatives of the Ministry of Transport, Department of Public Works, Indian Affairs and Northern Development, and the Yukon Territorial Government, agreement was reached on a submission to Cabinet. Cabinet has approved the turnover, and at this stage it appears that April 1st, 1972, is a feasible target date.

A number of committees covering personnel, finances, land, equipment and inventory will be reconstituted to finalize implementation details.

A formal motion of Council, approving in principle the takeover of the maintenance functions of the section of the Alaska Highway between Mile 626.6 and 1,221.4, and the 117 miles of the Haines Road, is hereby requested.



J. Smith,  
Commissioner.

November 1st, 1971.

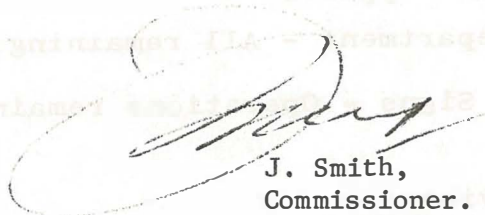
SESSIONAL PAPER NO. 9 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

City of Whitehorse Boundary Extension

Attached, for your information, is a status report on the extension of the City of Whitehorse boundary extension, detailing the proposed date of turnover of various responsibilities, and the progress todate.



J. Smith,  
Commissioner.

Special Services  
 Dog Catcher - Formerly contracted to City - Service un-  
 tinued. Funds turned over to the City.

Fire Protection - D.P.W. - Funds turned over to City  
 (Unspent balance).

Fire Department - Turned over to City.

Street Lights - Turned over to City.

Utility Services  
 Street Light - Turned over to City.

Materials and Supplies  
 Fire Department - All remaining cash balance paid to City.

Repairs and Maintenance  
 O & M - Fire fighting equipment - Turned over to City.

Rentals  
 Equipment street maintenance - Operated by T. G. for 1971.

Special Services - Estimate not in use as sewer and water system  
 was not installed in budget year 1970-71 due  
 to lack of an adequate water source. Funds  
 were partially expended on boundary extension  
 costs.

Grants  
 This establishment not affected as grants will be continued to  
 be paid to the City.

Miscellaneous Services  
 Special Services

STATUS REPORT ON EXTENSION OF CITY OF WHITEHORSE BOUNDARIES

Crestview & Porter Creek Services

Salaries - Volunteer Fire Department - Unspent funds turned over to City

Special Services

Dog Catching - was previously contracted to City of Whitehorse. Program and balance of funds in City's hands.

Maintenance - Garbage Dump - previously carried out by City and our proportional expenses billed to us. City operated from July 1, 1971 with funds paid by Y. T. G.

Materials and Supplies

Fire Department - All remaining cash balance paid to City.

Street Signs - Operations remained with Y. T. G. for 1971.

Utility Services

Street Lights - Paid for by Y. T. G. in 1971.

Fire Department - Turned over to City.

Repairs and Maintenance

O & M - Fire Fighting equipment - Turned over to City.

Rentals

Equipment street maintenance - Operated by Y. T. G. for 1971.

Fire Department - Turned over to City.

Crestview Water & Sewer Service

Special Services - Estimate not in use as sewer and water system was not installed in budget year 1970-71 due to lack of an adequate water source. Funds were partially expended on boundary extension costs.

Grants

This establishment not affected as grants will be continued to be paid to the City.

Hillcrest Services

Special Services

Dog Catcher - Formerly contracted to City - Service continued. Funds turned over to the City.

Fire Protection - D.P.W. - Funds turned over to City (Unspent balance).

Maintenance of Dump Ground - City Contract - Funds turned over to City

Materials & Supplies - Miscellaneous

This area of expenditure continues with Y.T.G. until December 31, 1971.

Utility Services - Street Lights

Y.T.G. will continue to pay for power to December 31, 1971.

Rentals - Equipment, Road Maintenance

Y.T.G. will maintain to December 31, 1971.

Contracts - Garbage Collection

Present contract will be paid for by Y.T.G. to December 31, 1971.

Hillcrest Water & Sewer Services

Contracts - D.P.W. - O & M of water and sewer system will continue to December 31, 1971.

Municipal Services - Various Locations

MacRae Subdivision - Materials & Supplies

Y.T. G. operates to December 31, 1971.

Utility Services

Street Lights - MacRae Subdivision - will be paid by Y.T.G. to December 31, 1971.

Rentals Equipment - Street Maintenance

Canyon Crescent - By Y. T. G. to December 31, 1971.

MacRae Subdivision - By Y.T.G. to December 31, 1971.

West of 8th Avenue - Contracted to City in 1971 - Unused balances paid to City.

Sleepy Hollow - Contracted to City in 1971 - Unused balance paid to City.

Porter Creek Water Services

Salaries

Present staff terminate duties on December 1, 1971. Y.T.G. will pay City to staff plant to December 31, 1971. Existing staff were offered positions by the City.

Materials & Supplies

Stock on hand will be turned over to City with operation.

Utility Services

Y.T.G. will operate water plant to December 31, 1971.

Rentals - Use of Y.T.G. Vehicles

Existing vehicles in use will be turned over to City with operation.

Miscellaneous - Provision for Unforeseen Expenditure

Will cease with operation turnover to City December 31, 1971.

Trucked Water & Sewer Services

Salaries

Present staff terminated for December 1, 1971. Y.T.G. will pay City operational expenses for December, 1971. Staff were offered positions with City.

Travel & Living Expenses

This was for sewer eductor service that is not being transferred to City.

Materials & Supplies

Will be used to December 31, 1971. Surplus materials and supplies will be turned over to the City.

Utility Services

Shared cost of power and heating garage and well house will be continued to December 31, 1971.

Rentals

Two water trucks - equipment will be turned over to the City.

Sewer eductor truck - this service to remain with Y.T.G.

Whitehorse Industrial Area Services

Special Services - Fire Protection - D.P.W. & City of Whitehorse  
Funds paid to City.

Utility Services

Street lighting will be paid by Y.T.G. to December 31, 1971.

Equipment - Street Maintenance

Y.T.G. will maintain to December 31, 1971.

Dust Control

Carried out by Y.T.G. for 1971.

Insect Control

Carried out by Y.T.G. for 1971. City pays us for this service on our contract acreage cost. This service will remain Y.T.G. responsibility.

Protection Services

Salaries

Building Inspector - City took over service to Metro Area on June 1, 1971. Our Building Inspector was not terminated but assigned additional duties to compensate for estimated 40% time recovery.

Electrical Inspector - Y.T.G. will continue being solely responsible for providing electrical inspections.

Department of Highways & Public Works

Range Road Maintenance

Maintained by Y.T.G. to December 31, 1971.

Recreation Roads

Will remain Y.T.G. responsibility.

Robert Service Road

Will be maintained by Y.T.G. to December 31, 1971.

South Access Road - Whitehorse

Remains Y.T.G. responsibility.

Second Avenue Extension - Whitehorse

Maintained by Y.T.G. to December 31, 1971.

Two Mile Hill - Whitehorse

Remains Y.T.G. responsibility.

Capital Works 1971 - were carried out by Y.T.G. Engineering forces.

Porter Creek - Takhini connection

Hospital Road

Second Avenue Extension to Marwell

Territorial Treasurer

Territorial Treasurer & Collection of Taxes

One Clerk Typist I used in billing and collection of utility accounts will have these duties until utilities in Porter Creek and Hillcrest become City responsibilities. Employee will remain with Y.T.G.

Territorial Secretary

The City of Whitehorse took over collection of Business License fees and inspections on June 1, 1971. No reduction in staff occasioned as this was only a partial duty for several employees.

Federal Agencies Concerned in Extension of Boundaries

(1) Department of Public Works - Takhini & Valleyview Subdivisions

Townsite services and Fire Department services can be turned over to the City along with Fire Hall and equipment on January 1, 1972.

The Federal Department of Public Works have to give their employees a longer termination notice however employees, etc. could be contracted to City for operation purposes.

It has been indicated that surplus serviced land will be turned over to Y.T.G. Land surplussed will be developed by the City and sold by the Y.T.G. as directed by the City.

(2) C. N. Telecommunications

Their housing site is on a private parcel of land. Services will have to be provided by C.N.T. City will provide Fire Protection, Dog Control, Garbage Removal and Water & Sewer.

(3) M.O.T. - Airport - Private parcel and City will provide Fire Protection, Dog Control, Garbage Removal and Water and Sewer.

(4) Forestry

Will continue to provide Fire Protection to wooded areas surrounding Whitehorse.



November 3rd, 1971.

SESSIONAL PAPER NO. 10 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

Federal Government Mini Budget to Create Jobs

The Federal Government budget to create jobs in Canada has been the concern of many of my Officers since Thursday, October 14th, when the budget was tabled in the House of Commons. Since that time, we have been trying to determine what funds might be available to the Yukon Territory, and the general criteria under which these funds will be made available. This has been under study by Federal and Provincial Officers throughout Canada and these criteria are just now being released.

1. Winter Employment Program

This program will generally be handled through the Territorial Government and funds are now available in the amount of \$100,000 for this program in the Yukon. The funds for this program will be voted in supplementary estimates in the Indian Affairs and Northern Development budget and will be forwarded to the Yukon upon submission of our claims after the completion of each job.

2. Supplementary Training Program

Funds are available to the Yukon on this program on the basis of specified training courses that might be required through to May 31st, 1972. The Education Department, in conjunction with the Executive Committee Member, is now working on details of proposed courses. Liaison will be required with the local Canada Manpower Centre in order to assure that the criteria developed by Canada Manpower are being followed.

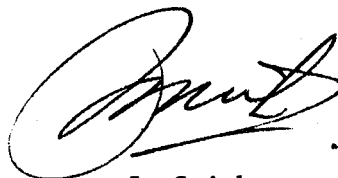
3. Special Development Loan Program

This program is to provide \$160,000,000 for loans to municipalities through the provinces, distributed nationally on the basis of proportionate ratio of unemployment. Final details are not available on this program, but it appears that \$200,000 will be available to the Yukon through Indian Affairs and Northern Development supplementary estimates for 1971/72. These funds will be available to municipalities as loans for a term of twenty years at the current long term federal lending rate. In addition, 75% of the labour costs spent up to May 31st, 1972, will be forgivable. Further information will be available on this program within the next week.

4. Local Initiatives Program

This program will be managed by the Department of Manpower Regional Office in Vancouver. Application from the municipalities will require approval from the Territorial Government before approval by Manpower can be given. This program also provides for local non-profit organizations to deal directly with Manpower. Application forms and information sheets will be available through the Canada Manpower Centre later this week.

My Officers will continue their efforts to obtain all information that is necessary in order for the Yukon to take advantage of any funds available to it through this Federal Government budget. We will also endeavour to keep all Councillors and communities informed of the additional details on these programs so the best advantage can be taken by the Yukon Territory.

A handwritten signature in black ink, appearing to read 'J. Smith', written in a cursive style with a large initial 'J'.

J. Smith,  
Commissioner.

October 28th, 1971.

LEGISLATIVE RETURN NO. 1 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

Campgrounds

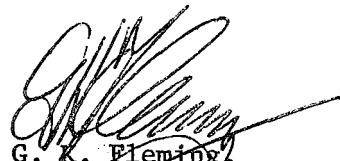
During the past tourist season, complaints or problems concerning the maintenance and upkeep of the public campgrounds throughout the Yukon Territory, were few when we consider the great usage the campgrounds receive from tourists. Problems were reported by means of notes left in campground suggestion boxes, by the campground maintenance personnel working under contract, by observations made by our own inspectors, and comments received from Forestry crews.

Complaints concerned the lack of disinfectant for cleaning garbage cans, cleanliness of privies, toilet paper missing in the privies, lack of campground firewood, lack of water supply, lack of cooking stoves, tardiness in emptying garbage cans, and other minor complaints.

Upon receiving a complaint pertaining to a particular campground, corrective action was taken by the campground contractor as quickly as possible. In some cases, where lack of supplies was a contributing factor, it is admitted that delays occurred before the reported situation could be rectified because of the time required to arrange re-supply.

Garbage pickup complaints usually occurred because the frequency of pickup specified in the contract was inadequate and in the majority of cases, the frequency could not be increased because of lack of funds in the programme. Cleanup, therefore, did not take place until the day scheduled in the contract. For instance, the weekend accumulation of garbage would not be picked up until Monday.

The 1971 maintenance schedule was based on the experience of past years and was obviously deficient in some cases because of a greater number of visitors using the facilities, and particularly because of insufficient programme funds. A much more realistic allotment of funds has been provided for this function in 1972 and in addition, a supervisory officer will be patrolling government campgrounds throughout the season to ensure that the desired quality of maintenance service is provided.



G. K. Fleming,  
Member, Executive Committee.

October 28th, 1971

LEGISLATIVE RETURN NO. 2 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

Northern Receiving Home

On October 28, 1971, Councillor Stutter asked the following question:

"Why the Northern Receiving Home was in actual fact placed in Mayo as against Dawson, particularly after tenders were called for it to be built in the Dawson area".

1. In the designing of the home originally proposed for Dawson a basement was not recommended by the engineering branch because of poor soil conditions in Dawson City. To obtain the amount of space required for a Receiving Home in Dawson City, a large house had to be designed with the required six bedrooms on the one floor. The bids on this design of house came in extremely high. The cost of a two-storey house would also have been much higher than funds allotted.
2. The property originally selected in Dawson City was chosen because it was owned by the Territorial Government and was close to the main sewer and water system, therefore the total cost of the project could be kept to a minimum. In addition, the Territorial Government would be helping to clean up the general area by removing old government buildings. It is recognized that there is some thawed ground in certain areas of Dawson City, but our advice has been that any basements erected in these areas are subject to considerable frost penetration and experience has been that the concrete in all probability would fail and crack.
3. The low bid submitted for the Receiving Home was approximately \$25,000 more than the amount of funds voted. Because of the great need for a new Receiving Home to serve the total northern area, it was necessary to find some way of modifying the original design of the new home to bring the costs within the limits of the funds available for the project and still provide sufficient space for eight to ten children plus houseparents. The only way this could be done was to re-design a house with a finished basement which would provide the additional bedrooms and recreational area required. In view of this and on the basis of technical advice, it was considered advisable to build this type of house in Mayo rather than Dawson City.

The location of the home in Mayo will result in a considerable saving in construction costs.

4. The Receiving Home located in Mayo will serve a larger geographic area and more small communities (e.g. May-Elsa, Keno, Stewart Crossing and Pelly Crossing) than would a facility located in Dawson City.

5. There will be a social worker stationed in Mayo in the near future as part of the Social Welfare Branch's plan to improve the level of service to the smaller outlying communities and provide a more intensive program of preventive services to these communities. The expansion of field services and the placement of a worker in Mayo is part of an overall development plan proposed over a year ago by the Director of Social Welfare, before any decision was made to build a new Receiving Home for the northern area. The Mayo worker will be able to provide liaison with the Houseparents and supervision as required, although a Receiving Home or Group Home with suitable Houseparents operating it can function quite adequately with only periodic visits by a social worker.

The necessity to strengthen our field services with additional area social workers has been based on a number of factors:

- a) the increasing social problems in the smaller outlying communities
- b) the large geographic areas presently serviced by our two field offices, and the resulting infrequency of the area worker's visits to these communities,
- c) the need to improve the level of service now being provided to the smaller settlements spread throughout the Territory.

6. Since the date of the opening of the present Receiving Home in Dawson City in November 1969, a total of 4,407 days of care have been provided to children from the following areas:

a) Dawson City children	167 days
b) Carmacks children	222 days
* c) Whitehorse children	664 days
d) Mayo-Pelly children	3,354 days
	<hr/>
Total days	4,407 days

\* One child accompanied Housemother from Whitehorse when Receiving Home was opened in Dawson.

Of the 30 children taken into care in the Dawson-Mayo area in the past year, 20 were children from the Mayo-Stewart-Pelly area and 10 from Dawson. Of the 10 Dawson children, four were in care for 14 days and two were in care for 3 days only.

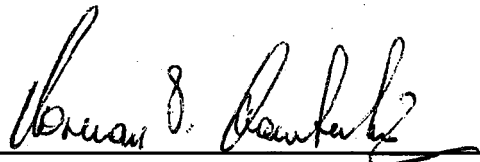
The largest percentage of the children now in the Dawson Receiving Home are Mayo district children.

Conclusion

By locating the Receiving Home in Mayo, the Department has:

- a) met the vital need for a new child-care facility to serve the northern area;
- b) kept the project costs within the funds allocated;
- c) located the facility in an area where the greatest number of admissions to care have occurred in the past two years;
- d) located the facility where it will serve a larger geographic area and is in closer proximity to more communities;
- e) built a facility which will meet our requirements at a saving of \$25,000 as compared to building in Dawson.

The existing Receiving Home in Dawson City will be maintained and some funds will be available for carrying out essential repairs. Consideration will be given in a future year to replacing the existing facility in Dawson should this be required.



Norman S. Chamberlist,  
Member, Executive Committee

October 28, 1971.

LEGISLATIVE RETURN NO. 3 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

Aishihik and Taiya Power Projects

On Wednesday, October 27, Councillor McKinnon asked if current information was available about the proposed Aishihik and Taiya power projects. Councillor McKinnon also inquired about the effect on the surrounding lakes should the projects proceed.

As far as the Aishihik development is concerned, we first heard in early August that the Northern Canada Power Commission had applied for a land reservation in the area of Canyon Lake. This lake is immediately downstream from Aishihik Lake and it is required in connection with a proposed hydro-electric development project in the vicinity of Otter Falls. The reservation was to include all land within two miles on either side of the river between the rapids at the outlet of Aishihik Lake and a point one half mile south of the confluence of the west Aishihik and Aishihik rivers.

Our comments were to the effect that we agreed with the proposal in principle, but that we wished more information about the plans of the Northern Canada Power Commission, particularly as any development in this area might affect adversely the recreational potential of Otter Falls and the surrounding area. According to a report entitled "Yukon Power Survey" prepared by T. Ingledow & Associates Ltd. in November of 1967, a power development scheme on the Aishihik would provide a continuous flow of at least 150 cfs over Otter Falls at the outlet of Canyon Lake thereby enhancing this tourist attraction. Since we raised questions about this project, the Department of Indian Affairs & Northern Development have discussed it with the Northern Canada Power Commission and we have been assured that the need for the preservation of Otter Falls is recognized and the design of the project would consider adequate flow over the Falls to ensure that tourist and recreational interests are given proper consideration. The final design, of course, for the project, is not yet completed, however, should it follow basically the Ingledow proposal, the effect of the level of Aishihik Lake would be minimal since one foot only of drawdown will be required to provide almost 40,000 acre feet of water.

As far as the Taiya project is concerned, there is no collaboration at the present time between Canada and the United States with a view to developing the upper Yukon watershed. The Alaska State-

Yukon Taiya Commission was created in 1968 for the purpose of initiating studies to keep alive this project but there are no Canadian government representatives on it. On September 24 and 25, this Commission met in Skagway and although the Yukon Territorial Government was invited to attend, we could not do so as the invitation arrived too late for us to act upon. We did ask, however, for the minutes of the meeting once compiled, but these have not yet been received by us.



J. Smith,  
Commissioner.

P. S. It must also be realized that should the Northern Canada Power Commission proceed with the Aishihik project, an application will have to be made to the Yukon Water Board.



October 29, 1971.

LEGISLATIVE RETURN NO. 4 - 1971 (THIRD SESSION)

Mr. Speaker

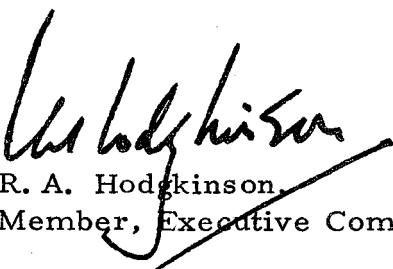
Members of Council

Question No. 1 - L. P. R. T. and Frontier Television  
Package

On Tuesday, October 26, during Question Period, Councillor D. E. Taylor asked the following question:

The Administration is respectfully requested to provide Council with information as to installation dates of a C. B. C. L. P. R. T. station at Ross River and a Frontier Package Television facility at Teslin.

The Canadian Broadcasting Corporation advises that no decision has been made regarding the installation of a Low Power Relay Transmitter at Ross River nor a Frontier Television Package at Teslin.

  
R. A. Hodgkinson,  
Member, Executive Committee.

October 29th, 1971.

LEGISLATIVE RETURN NO. 5 - 1971 (THIRD SESSION)

Mr. Speaker,  
Members of Council

Schools Ordinance

During the past two months much comment has evolved from the public sector regarding amendments to the Schools Ordinance, major revision of the Schools Ordinance or even a new Schools Ordinance. Serious consideration has been given to amending various sections of the Schools Ordinance at the 1972 First Session of the Territorial Legislative Council.

In order to provide the people of the Territory with the opportunity to make recommendations regarding changes to the Ordinance, I shall delay recommending legislative changes to the existing Ordinance. Public hearings will be held to permit interested groups, organizations or individuals to present briefs or recommendations. Details of the proposed hearings will be made known to the public and sufficient time will be given to them to prepare any submissions that they might wish to make.

I also propose to make known to the public the services that the Department of Education is now providing to people of the Territory and also to provide information regarding the cost of these services. I would be failing in my duty as the elected representative responsible for Education if I did not make known to the public the expenditures that are being made by the Government of the Yukon Territory to facilitate education in the Yukon, and also to show very clearly the various sources of these funds. The people of the Yukon must be informed on all aspects of education in the Yukon before they can be expected to recommend valid changes to the existing Schools Ordinance.

*Hilda P. Watson*  
Hilda P. Watson,  
Member,  
Executive Committee.

November 1st, 1971.

LEGISLATIVE RETURN NO. 6 - 1971 (THIRD SESSION)

Mr. Speaker

Members of Council

Territorial Government Recruitment Activities

As requested by Councillor J. K. McKinnon during the Question Period on October 29th, 1971, attached is a breakdown of the Territorial Government's recruitment activities during the period October 1st, 1970, to September 1st, 1971, reflecting the number of outside hires.



J. Smith,  
Commissioner.

RECRUITMENT ACTIVITY - October 1, 1970 to September 30, 1971

CIVIL SERVICE

Permanent appointments	174
Casual and seasonal appointments	677
Total	851
Outside hires (included in permanent appointments)	26
% Outside hires of permanent appointments	14.9%
% Local hires of permanent appointments	85.1%
% Outside hires of total appointments	3.1%
% Local hires of total appointments	96.9%
Total staff promotions (through competition)	29

TEACHING STAFF

Permanent appointments	97
Kindergarten Instructors & Substitute Teachers	149

Outside Hires

October 1, 1970 - September 30, 1971

Department of Local Government

Local Government Adviser

Fire Inspector

Department of Treasury

General & Revenue Accountant

Disbursement Accountant

Budget & Systems Director

Department of Health, Welfare & Rehabilitation

Assistant Welfare Director

Social Assistance Supervisor

5 Social Workers

Probation Officer

Certified Nursing Aide

Department of Education

Vocational School Principal

2 Academic Instructors

Commercial Bookkeeping Instructor

Vocational Student Adviser

Administrative Officer

Superintendent of Education

Department of Territorial Secretary & Registrar General

Workmen's Compensation Administrator

Records Manager

Department of Tourism, Conservation & Information Services

Information Officer

Game Guardian

Department of Legal Affairs

Judicial Administrator

November 1st, 1971.

LEGISLATIVE RETURN NO. 7 - 1971 (THIRD SESSION)

Mr. Speaker,  
Members of Council

TEACHING OF ENVIRONMENTAL CONTROL, ETC. IN THE SCHOOLS

Understanding of the environment and the necessity of maintaining a suitable environment are essential portions of the science courses in the schools. Elementary and junior-secondary school pupils devote a large portion of their time to nature study and the biological sciences. Since students have a natural curiosity about their environment they are guided toward discovering and understanding man's influence on it. The elementary science curriculum states as its first objective "to stimulate in children curiosity, excitement, joy, and a sense of beauty in reaction to the environment". The third of the five objectives is: "to provide the opportunity for children to develop an understanding of the range, limits, and effects of man's control of natural phenomena".

As an essential part of their science studies, elementary students are asked to undertake a variety of outdoor studies and field trips. The specific aims of these are listed as an appendix to this Legislative Return.

Naturally the success in imparting ecological understanding, as outlined in our science and/or health curricula, depends, to a great degree, on the interest, understanding, and attitude of the individual teacher to the subject. The variability in teacher interest results in varied programmes in our schools. Some schools are very active and have established Junior Anti-Pollution Leagues, while others are less active and merely organize an Anti-Pollution Week in conjunction with a related topic in the science programme. Although the depth of study and participation varies from school to school, a conscious effort is made in all schools to impart an understanding of the ecological viewpoint.

It may be relevant to quote from the directive sent by the Department of Education to all Yukon teachers in the September issue of School News; viz., "Care of the environment can only be taught successfully in surroundings which are themselves exemplary of the lessons to be taught. Both school buildings and school grounds should therefore be neat and free of litter at all times. The assurance of this is a joint responsibility of the students and teachers but, because the latter are the mentors, it is a responsibility which lies more heavily on them".

*Hilda P. Watson*

Hilda P. Watson,  
Member,  
Executive Committee.



APPENDIX "A"

Specific aims of outdoor study centres and field trips are as listed below.

1. To develop among pupils knowledge about, understanding of, and appreciation of natural resources.
2. To develop in pupils a positive attitude towards conservation along with a sensitivity towards wise and unwise use of resources.
3. To develop among pupils a desire to correct undesirable customs and practices relative to natural resources.
4. To attempt to instil in the mind of the pupil attitudes which will lead to a wiser use of our natural resources and a more responsible use of public and private property.
5. To help pupils to understand that certain occupations and industries have a direct dependence on wise use of natural resources.
6. To develop in pupils an understanding of the ecological interdependence of plants, animals, soil, water, minerals and people.
7. To arouse in the pupil an interest in the outdoors that may provide a healthful complement to life activities.
8. To help pupils to understand the role of local, provincial and federal governments in the conservation of natural resources.
9. To give the pupil an understanding of conservation practices as they apply to his own locality.