

COUNCIL CHAMBERS

DO NOT REMOVE

Property of
M. L. A. Lounge



COUNCIL OF THE
YUKON TERRITORY
CANADA

VOTES AND PROCEEDINGS

SESSIONAL PAPERS

AND

LEGISLATIVE RETURNS

First Session 1972

Vol IV

I N D E X

1972 (First Session)

Volume I Pages 1 - 331
 Volume II Pages 332 - 664
 Volume III Pages 665 - 996
 Volume IV Pages 997 - 1303

Session Dates - Monday, January 31, 1972 to Wednesday, February 23, 1972
 and Tuesday, March 14, 1972 to Thursday, March 30, 1972.

<u>BILLS</u>	<u>1st & 2nd READING</u>	<u>DISCUSSED</u>	<u>3rd READING</u>	<u>ASSENTED TO</u>
1. An Ordinance to Amend the Chiropractic Ordinance	8, 9	12-16	52	376
2. Age of Majority Ordinance	10	17-21	52	376
3. An Ordinance to Amend the Child Welfare Ordinance	10	22-28 473-478	505	1302
4. Electrical Public Utilities Ordinance	10	422-458 467-472 754-755	841	1302
5. Employment Agencies Ordinance	10	29-34 478-481	506	1302
6. An Ordinance to Amend the Game Ordinance	11	35-38	53	376
7. Gasoline Handling Ordinance	11	38-45 482	506	1302
8. Rental - Purchase Housing Ordinance	11	46 53-81 334	376	376
9. Housing Corporation Ordinance	11	87-101 107-117 607-617 714	843	1302
10. Municipal Ordinance	11	117-152 157-197 203-236 248-252 510-583 585-607 757-792 799-813 844-852 853-855 1044-1056 1179-1181	1242	1302
11. Municipal Elections Ordinance	11	253-284 319-325 642-666 814-824 852	978	1302
12. Municipal Aid Ordinance	712	716-723 827-829 855-867 1057-1075	1193	1302
13. Taxation Ordinance	12	325-331 334-373 377-385 617-629 636-641 724-735 756-757 842	842	1302
14. Mediation Board Ordinance	12	386-392 715	752	1302

<u>BILLS</u>	<u>1st & 2nd READING</u>	<u>DISCUSSED</u>	<u>3rd READING</u>	<u>ASSENTED TO</u>
15. Local Improvement District Ordinance	155	392-395 482-484 490-498 508-511 666-688 703-704	707	707
16. Conflicts of Laws (Traffic Accidents) Ordinance	200	395-397	404	1302
17. An Ordinance To Amend the Landlord and Tenant Ordinance	200	397-401 404-420	465	1302
18. An Ordinance To Amend the Motor Vehicles Ordinance	200	420-422	465	1302
19. An Ordinance To Amend the Public Health Ordinance	156	422-431 715-716	753	1302
20. An Ordinance Respecting Lands in the Yukon Territory	1195	1204-1216 1236-1237 1245-1261	1287	1302
21. An Ordinance To Amend the Transport Public Utilities Ordinance	200	431-435 459-462 689-691		Withdrawn
22. Alaska Highway Maintenance Ordinance (1972)	200	435-441	504	1302
23. An Ordinance To Amend the Fire Prevention Ordinance	872	873-877 1181	1195	1302
25. Loan Agreement Ordinance (1972) No.1	872	1181-1182	1195	1302
26. First Appropriation 1972-73	872	884-925	1148	1149
Vote 01	Est. 100	888		
01	120	888-893		
01	160	893-895		
02		895		
02	200	896-902		
02	201	902-905		
02	202	905-907		
03		979		
03	300	908		
03	302	908		
03	303	908-914		
03	309	915		
03	313	915		
03	314	915		
03	316	916		
03	319	917		
03	321	922		
04	400	930-935		
04	403	936-937		
05	500	938		
05	501	938		
05	502	938		
		982		
05	503	939-940		
05	504	941-945		
05	515	945-951		
05	525	951		
05		952-958		
		981		
05	530	958-959		
05	531	960-961		

<u>BILLS</u>		<u>1st & 2nd</u> <u>READING</u>	<u>DISCUSSED</u>	<u>3rd</u> <u>READING</u>	<u>ASSENTED</u> <u>TO</u>
	Vote 05 Est. 532		961-963		
			979		
	05 533		964-968		
	05 536		969-970		
	05 537		970-972		
	06		989-992		
			1026		
	06 600		993		
	06 601		993		
	06 602		994		
	06 603		994		
	06 604		994-995		
	06 605		995-1008		
	07 700		1008		
			1040-1043		
	07		1027-1039		
	07 720		1083		
			1085-1088		
	07 730		1088-1089		
	07 701		1085		
	08 800		1089-1090		
	08 801		1090-1091		
	08 802		1091		
	09		1091-1096		
	09 900		1096-1100		
	09 901		1101-1103		
	09 902		1103-1107		
	09 903		1107-1108		
	09 904		1109		
	09 905		1109		
	09 906		1110		
	09 907		1111-1112		
	09 908		1113		
	20		1113		
	20 2303		1114		
	20 2316		1114		
	20 2323		1114-1115		
	20 2324		1115		
	20 2325		1115		
	20 2326		1115		
	20 2327		1115-1116		
	20 2328		1116		
	20 2330		1116		
	20 2331		1116		
	20 2332		1116		
	20 2390		1116-1117		
	20 2402		1117-1118		
	20 2403		1119		
	20 2535		1119		
	20 2538		1119		
	20 2540		1119		
	20 2551		1120		
	20 2552		1120		
	20 2553		1120		
	20 2600		1121		
	20 2602		1121		
	20 2603		1122-1123		
	20 2604		1123		
	20 2606		1123		
	20 2607		1123-1128		
	20 2608		1129-1130		
	20 2701		1136		
	20 2702		1136		
	20 2703		1136		
	20 2704		1136		
	20 2705		1136		
	20 2721		1136		

<u>BILLS</u>	<u>1st & 2nd READING</u>	<u>DISCUSSED</u>	<u>3rd READING</u>	<u>ASSENTED TO</u>
Vote 20 Est. 2723		1137		
20 2724		1137		
20 2741		1137		
20 2742		1137		
20 2743		1137		
20 2900		1138		
20 2901		1138		
20 2902		1138		
20 2903		1138		
20 2904		1138-1139		
20 2909		1140		
20 2911		1140		
20 2918		1140		
20 2912		1140		
20 2927		1140		
20 2912		1140		
20 3301		1141-1142		
21		1142-1143		
25 25-1-1		1143		
25		1144-1147		
26		1147		
27. Fifth Appropriation Ordinance 1971-72	872	877-884	929	1149
28. Second Appropriation Ordinance 1972-73	1196	1265-1273	1288	1302
29. An Ordinance To Authorize the Commissioner to Lend Money to the Village of Faro for Various Purposes	1196	1261-1263	1288	1302
30. An Ordinance To Authorize the Commissioner to Lend Moeny to the City of Dawson for Repairs to Centennial Hall	1196	1263-1264	1289	1302
31. An Ordinance to Authorize the Commissioner to Lend Money to the City of Whitehorse for Local Improvement	1196	1265	1289	1302

SESSIONAL PAPERS

	<u>TABLED</u>	<u>DISCUSSED</u>
1. Commissioner's Opening Address	3	
2. Rental-Purchase Housing	3	53-81
3. Brief - Consumer's Association of Canada, Whitehorse Branch	3	
4. Workmen's Compensation Ordinance	103	288 289
5. Delegation of Fisheries Administration	103	290-293
6. Canadian Armed Forces - Northern Region Detachment	198	
7. Taxation Office - Whitehorse	403	
8. Regional Economic Expansion	403	
9. Upgrading of Baggage Facilities	711	
10. Telstat Canada	794	980 1170 1200-1203 1113-1114 1170-1173 1009-1024
11. Yukon Grants Policy	871	
12. Campground Fee Proposal	926	
13. Commissioner's Budget Speech	974	
14. Alberta Gas Trunk Line Company Limited	1076	
15. Supplementary Allowance to Old Age Security	1076	1182-1185

LEGISLATIVE RETURNS

	<u>TABLED</u>	<u>DISCUSSED</u>
1. Question #1 - Solitary Confinement - Whitehorse Correctional Institute	153	
2. Yukon Health Care Insurance Plan	198	
3. Question #2 - Rental-Purchase Housing Ordinance	285	
4. Expropriation of land for Capitol Building	285	
5. Airstrip on Campbell Highway	500	
6. Native juveniles at Wolf Creek	512	
7. School Tax added to trailer rentals - Village of Faro	512	
8. Wolf Creek Inmates	512	
9. Medicare Premiums - Common Law Wife	692	
10. Foot Frontage Rates - Porter Creek	711	
11. Cut in Gasoline Price for Territorial Contracts	711	
12. Erosion of Bank in Old Crow	711	
13. Narcotics Education in Yukon Schools	711	
14. L.P.R.T. Facility - Ross River & Telstat Ground Station - Teslin	794	
15. Yukon Territorial Rental-Purchase Housing Program	926	1174-1175
16. Yukon Lotteries	1025	1175-1179
17. Treatment & Counselling Facilities - Drug Users	1150	
18. Site of Territorial Office Building	1238	

CORRESPONDENCE and DOCUMENTS

	<u>TABLED</u>
Commissioner's Annual Report	3
Land Transactions	3
Regulations	3
Letter from Finance Minister	3
Letter from City of Whitehorse	103
Letter from City of Whitehorse	711
Territorial Accounts	871
Commonwealth Parliamentary Association	1076-1078

MOTIONS

	<u>MOVED</u>	<u>DISCUSSED</u>	<u>RESULTS</u>
1. Sessional Paper No. 2	4		Carried
2. Council Chambers Furnishings	4	154	Carried
3. Municipal Ordinance	4	81-85	Defeated
4. Baggage Facilities Whitehorse Airport	103	103-104	Carried
5. Sessional Papers No. 4 & 5	103		Carried
6. Public Question Period	153	293-296	Withdrawn
7. Rental-Purchase Housing Program	198	297-313	Carried
8. Advisory Committee on Finance	198	238-243	Carried
9. Night sittings - Council	198	313	Withdrawn
10. Appointment to Advisory Committee on Finance	238	314-318	Carried
11. Freshwater Fisheries	285	332	Carried
12. Yukon Wilderness Unlimited	374	484-489 1217-1236	
13. Unemployment Insurance Commission Office	500	500-502	Carried
14. Billboards on Alaska Highway	512	512-513	Withdrawn

<u>MOTIONS</u>	<u>MOVED</u>	<u>DISCUSSED</u>	<u>RESULTS</u>
15. Amendment to Yukon Act	630	630-633 694-697	
16. Logo Symbol	633	697-700	Carried
17. Regulations Controlling Advertising on Yukon Highways	711		Carried
18. Plebiscite on Medicare	737	737-743	Defeated
19. Sister Cities of Seattle & Dawson	744	744-745	Carried
20. Dental Offices in Watson Lake, Mayo, & Dawson City	745	745-746 829-834 982-986	Passed as amended
21. Dress of Councillors	746	746-749	Carried
22. Kluane National Park	794	794-796 834-835	Passed as amended
23. Sessional Papers Nos. 10, 11, & 12	974	1185-1191 980 1009-1024 1113-1114 1170-1173 1200-1203	Carried
24. Legislative Return No. 15	974	1174-1175	Carried
25. Sessional Papers No. 14 & 15 and Legislative Return No. 16	1152	1175-1179 1182-1185	Carried
26. Dissolution of Council	1152	1152-1168	Defeated
27. Amendment to Yukon Quartz Mining Act	1275	1275-1279	Carried
28. Amendment to Yukon Act Increasing Number of Members Elected to Represent Electoral Districts in the Yukon Territory	1279	1279-1284	Carried
29. Telstat Ground Receiving Stations and Television Transmission Facilities	1284		Carried
30. Inventory of the House	1284	1284	Carried

MOTIONS FOR THE PRODUCTION OF PAPERS MOVED DISCUSSED RESULTS

<u>QUESTIONS</u>	<u>ASKED</u>	<u>DISCUSSED</u>	<u>ANSWERED</u>
1. Solitary Confinement - Whitehorse Correctional Institute	8		L.R. #1
2. Rental-Purchase Housing Ordinance	105		L.R. #3
3. L.P.R.T. - Ross River and Telstat Ground Receiving Station for Teslin	154		L.R. #14
4. Lotteries - Yukon Betterment Society	333		L.R. #16
5. Treatment and Counselling Facilities for Drug Users	585		L.R. #17
6. Narcotics Education Program	585		L.R. #13
7. School Ordinance	1080		

MISCELLANEOUS

National Parks

PAGE

701-703

<u>ORAL QUESTIONS</u>	<u>PAGE</u>
Question Re: Municipal Aid	5
Railroads	5
Proposed Power Dam Site	5
Rail Head at Fort Nelson	6
Yukon Health Care Insurance Plan	6
National Park	6
Unemployment Insurance	7
Fisheries Takeover	7
Caucus Room	7
Antilitter	7
Legal Care	8
Workmen's Compensation Legislation	8
No Fault Insurance	8
Correctional Institute	8
Municipal Aid Ordinance	52
Check Point	52
Sewage Treatment Plants	52
Municipal Aid Legislation	104
Census	104
Redistribution of Electoral Districts	104
Local Contractors	104
Bill No. 8	104
Beer in Cans	105
Alaska Highway Takeover	105
Medical Evacuation	106
L.P.R.T. - Ross River, Telstat Teslin	154
Hiring Practices Legislation	154
Motion No. 2	154
Local Contractors	155
Municipal Aid	155
Solitary Confinement	155
Aishihik Power Project	155
Advisory Committee on Land Use	198
Governor General's Visit	198
Expropriation	199
Telephone Wires on Canol Road	199
Tender for Gasoline and Diesel Fuel	244-245
Administration Building in Dawson	245
Licence Renewal Certificates	245
Status of Employees from D.P.W.	246
Revoking Appointment	246
Recourse in Verbal Agreements	246
Information from C.M.H.C.	247
Television Programing Report, Arctic Institute	286
Billboards	287
Dempster Highway	332
Health Care Program	333
Lotteries	333
Airstrip - Campbell Highway	375
Capitol Building	375
Yukon Health Care Insurance Plan	375-376
Taxation	403
Constitution Report	403
Municipal Representations	464
Airstrip, Campbell Highway	465
Medical Evacuation Travel Subsidy	465
Territorial School Tax	502
Physical Fitness Grant	503
Front Footage Rates, Porter Creek	503
Commissioner	503
Spring Flooding	503
Stray Horses	503
Wolf Creek Institute	504
Constitution Report	504
Municipal Aid Bill	504
Watson Lake Check Point	514
Sale of Gasoline to Territorial Government	514
Health Care Insurance	514

<u>ORAL QUESTIONS</u>	<u>PAGE</u>
Licence Plates	514
Watson Lake Check Point	584
Logo	584
Bridge at Dawson	633
Search & Rescue	633-634
Flashing Light in Hillcrest	634
Traffic Control in Porter Creek	635
Snow Ridge - Two Mile Hill	635
Return of Council after the Recess	692
Communications Study	692
Alaska Highway Takeover	709
Municipal Aid Ordinance	709
Registration - Yukon Health Care Insurance Plan	710
Takhini Housing	712
Petition on Medicare	712
Final Census Figures	712
Run-off due to Quick Thaw	712
Lotteries	750
Appointments to Financial Advisory Committee	750
Question No. 5	751
Budget	751
Alaska Highway Takeover	796-797
Resignation & Re-election	797
Medicare	798
Dissolution of Council	837
Visit of Deputy Minister of National Parks	837
Unemployment Insurance Commission Offices	837
Medicare	838-839
Old Crow Airstrip	839
Policy for Wholesaling Liquor	840
Emergency Radio Communication	840
C.M.H.C. Mortgages	840
Freeze-up, Mayo Receiving Home	871
Appeal Section	871
Invitation to Dr. Golden	872
Failure to Register for Social Security No.	926
Free Advertising Space for Medicare	926
Gold Rush Park	926
Preservation of Old Buildings - Dawson City	927
Progress Reports	927
Untidy Camps	927
Status of Riverboats	928
MacKenize Valley Pipeline	928
Meeting of Parliamentarians attended by Mr. Taylor	929
Retender of Tender for Fuel	974
Bill No.4 Assent	974
Board of Inquiry	975
Dawson Council Representation	975
Constitutional Reform Report	975
Motions on Constitutional Reform	975
City of Whitehorse Representation	975
Representation of Faro	976
Medicare	977
Opportunity for Youth Program	977
Fisheries Agreement	1025
Representation City of Whitehorse on Municipal Package	1025
Fresh Water Fisheries	1079
Fishing Licenses	1079
Free Newspaper Space Re Medicare	1079
Design Ideas	1080
Yukon Territorial Water Board	1080
Northern Canada Power Commission	1081
Department of Public Works	1081
Environment Impact Reports	1081
Dissolution of Council	1082
Mr. Taylor Resigning	1082
City Council Motion on Bill #10	1193
Detailed Information Respecting Department of Municipal Affairs	1193

<u>ORAL QUESTIONS</u>	<u>PAGE</u>
Territorial Office Building	1239
Airstrip Maintenance	1239
Mortuary Facilities Re: Watson Lake	1240
Engineering Department	1240
Sessional Paper #11	1241
Fisheries Agreement	1285
Airstrip Development	1285
Sessional Paper #4	1285-1286
Yukon Lands	1286
Pension Funds	1286-1827
L.I.D. Budgets	1287

<u>WITNESSES</u>	<u>PAGE</u>	
Bill No. 6	Mr. R.A. Hodgkinson Mr. J.B. Fitzgerald	36-38 36-38
Bill No. 8	Mr. G.K. Fleming	54-81
Bill No. 9	Mayor A.J. Wybrew	607-617
Bill No. 10	Mayor E. Lehbauer Mayor A.J. Wybrew Mayor Comadina Treasurer of City of Dawson Mr. Murphy	516-606 516-607 1044-1064 1044-1064 1200-1203
Bill No. 11	Mayor A.J. Wybrew	642-666
Bill No. 12	Mayor A.J. Wybrew Alderman Howatt	1064-1075 1064-1075
Bill No. 13	Mayor A.J. Wybrew	617-629 636-641
Bill No. 14	Mayor A.J. Wybrew	642
Bill No. 17	Mrs. McCowan Mrs. Burns	415-418 415-418
Bill No. 26	Mr. R.A. Hodgkinson Mr. Miller Mr. Fleming Mr. H.J. Taylor Mr. J. Guldner Mr. Fitzgerald	930-936 1083-1148 878-909 968-970 979-1023 1083-1148 893 979-1007 1096-1148 930-936 1026-1042 1083-1094
Sessional Paper #2	Mr. G.K. Fleming Mr. W.A. Bilawich Mr. J. Hendricks	54-81 54-81 54-81
Motion #12	Mr. J. Lammers	1217-1236

ERRATA

Page 70	Marginal note should read, "Bill #8."
Page 374	Marginal note - Motions 13,14 & 15 withdrawn and replaced by subsequent motions.
Page 464	Marginal note should read, "Motion 13."
Pages 501-502	Marginal note should read, "Motion 13."

ERRATA

Page 585 Marginal notes should read, "Treatment and Counselling facilities for drug users" and "Narcotics Education Program."

Page 758 Marginal note should be, "Bill No. 10."

Pages 882-883 Marginal note should be, "Bill No. 27."

Page 980 Marginal note should be only "Bill No. 10."

Page 987 Marginal notes should read, "Motion No. 20, Motion Carried, Recess, Vote 05 Est 525."

Page 988 Should be page 989.

Page 989 Should be page 990.

Page 990 Should be page 988.

Page 990-992 Marginal notes should be, "Vote 06."

Page 1079 Marginal note after, "Recess" should read "Question Re Fresh Water Fisheries."

Page 1083 Marginal note should read, "Vote 07, Est 20."

Page 1219 Fifth paragraph, first line, "Yukon Forestry Mining Act," should read, "Yukon Quartz Mining Act."

Page 1220 Line thirty-eight, "Glen Lauter," should read, "Wm. Lodder."
Line fifty-four and fifty-five, "our man Hammer," should read, "Armand Hammer."
Line sixty-five, "Dr. J.J. Brammer," should read, "Dr. J.J. Brummer."

Page 1221 Twelfth line should read, "trauma to trauma," instead of, "trommel to trommel."

Page 1224 First paragraph, second line and third paragraph, twenty-first line, "Mr. Lang," should read, "Mr. Laing."

Page 1232 Should be page 1233.

Page 1233 Should be page 1232.

Mr. Chairman: Councillor Watson?

VOTE 06

Mrs. Watson: Mr. Chairman, as a Councillor, after this Session is finished and during the summer I am going to go to my own constituency and I am talking about Kluane-Carmacks. I am going to provide the information to the people of the L.I.D. Ordinance and indicate to them that this is the method of beginning of self-government at the local level and make sure that they have all the information that is necessary and give them the opportunity to request a formation of a L.I.D.

Mr. Chamberlist: I wonder, Mr. Chairman, if the Honourable Member of Watson Lake would be prepared to go to his people in Watson Lake and offer them the same information?

Mr. Taylor: Well for the identification for the Honourable Member. Watson Lake already has a L.I.D., so I think that they are more familiar with the information possibly respecting L.I.D.'s than maybe the Honourable Member who just asked the question.

Mr. Chamberlist: I wonder if the Honourable Member would indicate whether he would give the information not to a L.I.D., but to allowing Watson Lake to take advantage of becoming a village under the Municipal Ordinance?

Mr. Taylor: Well, Mr. Chairman, I can only answer that by saying if the Chamberlist Railroad decides that they wish to allow us the information we will peruse it and decide at that point whether it is ... do what the Member requests.

Mr. Chamberlist: I wouldn't even give you a job as a stoker in my district.

Mr. Chairman: Order please. Councillor Tanner.

Mr. Tanner: Could Mr. Fleming give us some indication of some of the other grants and loans besides the figures that we have here. You have a total figure of \$901,000. By my estimation it should be the total of \$791,000. What are the grants and loans EST 605

Mr. Fleming: You have become aware of a discrepancy between the Commissioner's speech. The figure given in the Commissioner's speech and a piece of paper I was previously taken I put on the Budget; I have to tell you that the paper circulated in error and the Commissioner's speech is the one that contains the figures that are correct.

Mr. Chairman: I'll refer them on file.

Mr. Fleming: There's no need to really. There is a \$70,000 discrepancy and this refers directly to the Dawson sewer and water which the Department had, not so much as a grant, but a deficit payment for N.C.P.C. on the operations of the water and sewer system in Dawson City. This \$70,000. in the Commissioner's speech is correct on this.

Mr. Tanner: Mr. Chairman, the information sheet that was given, I think two or three days ago in the breakdown that was new, with reference to the Eighth Municipality Ordinance had in round figures a rough total of \$791,000 give or take a thousand. What positions could be met here. Let's say \$800,000 and the \$901,000 would be in this Vote.

Mr. Fleming: I'm going to defer to my learned colleague on my right here, because when it comes to figures, he's the expert.

Mr. Miller: Mr. Chairman, the Paper that was tabled in Council the other day did not include the Local Improvement District. That is primarily the difference between the \$700,000. which you quoted here

EST 605

Mr. Miller continues...
and the \$901,000 tabled in the

Mr. Tanner: Can I assume then that the L.I.D.Could we get those figures, are they available to Council?

Mr. Miller: Yes. The Local Improvement Districts total \$125,123. Estimated expenditure on behalf of each Local Improvement District as well as Watson Lake \$58,523. Mayo -- \$40,000. Haines Junction -- \$27,000.

Mr. Tanner: Perhaps the...I don't know why I'm asking these questions. I think the Member from L.I.D. should be. I'm going to sit down on that note.

Mr. Chairman: At this time I'll resume the Chair. From the Chair, if we can't have a spreadsheet of these figures we are discussing today.

Mr. Fleming: We will give you all the backup material.

Mr. Chairman: Councillor Stutter?

Mr. Stutter: Mr. Chairman, this particular Primary brings up the one thing that I would like to go into some detail. That is, the deficit that is picked up by the Territorial Government and on behalf of the people of Dawson, re the operation of the water and sewer system. We find ourselves in an area in an absolutely impossible situation. That is, to begin with, the Territorial Government now own the water and sewer system. N.C.P.C. is operating it. The Territorial Government is picking up the loss. The people in the meantime are in the middle. In 1971 the rates were increased considerably which they probably should be. The Council in Dawson doesn't have any say, whatsoever inasmuch as who is to be hooked up to that water system or who is to get sewer. What I would like to know is, to begin with if the Territorial Government is completely satisfied in their own minds with that \$55,000 deficit or whatever it would happen to have been in 1971, if they are completely satisfied, then I take it they have a complete breakdown given them by N.C.P.C. on the costs of operating our water and sewer system. If they have these costs I particularly would like to see them. If they don't have these costs and they are not satisfied in them, then I would like to ask why is the Territorial Government paying this deficit?

Mr. Chairman: Mr. Commissioner?

Mr. Commissioner: Mr. Chairman, the long sad history of the Dawson City sewer and water system will be with us till the end of time. All I can say to the Honourable Member is this. If the Honourable Member from Dawson has concrete suggestions that apply to the improvement in the amount of money whether it be \$55,000. or \$70,000. is almost beside the point. To eliminate or alleviate this situation, I can assure you, Mr. Chairman, that we are going to be pretty perceptive to any ideas that you have. On the other hand, there are certain inconsistencies you may say, to separating the utility package in Dawson. It may well be that the answer to the utility situation in Dawson, may well be for the City Council of Dawson to take to the whole package over including the electricity area. Now this may sound far out in left field and maybe this is a highly socialistic idea which the Honourable Members don't want anything at all to do with, but when you get down to trying to separate the identifiable cost in an integrated utility system, where the generation of the electricity generates heat, which in turn is used to bring up the temperature of the water and also of the further by-product, I believe generates steam. Is that correct? Which in turn .and in turn the maintenance is divided among people who buy telephone poles, dig up manholes or whatever is involved in these things. I don't think there is a cost of costing system in the world, and if the Treasurer would like to correct me on this, that is ever going to satisfy everyone with the cost of the property, unfortunately. Now, at the moment, the costing

Mr. Commissioner continues...

breakdown that we get from the Northern Canada Power Commission leaves a lot to be desired in my layman idea, but on the other hand these cost breakdowns are looked upon as being satisfactory by the Auditor General. Now then, the argument can go on forever, as to whether these breakdowns are acceptable or whether they aren't. The other question being and I am sure this what the Honourable Member was getting at, that the City Council in Dawson and no doubt the Honourable Member himself, feel that many of the charges being made against the total utility package in Dawson are unjustifiable. But, here we go again, now really what it boils itself down to, is as the Honourable Member is suggesting that a competely, you know, that the whole can of worms should be reopened and we start in from square one to take a further look at this, to see what can be done. Or should we simply take a further look at the surface to see whether or not that these identifiable costs which loan themselves to nothing but argumentation, you know, should be getting reapportioned. Head Office costs, N.C.P.C., things of this nature. There are no pat answers. All I can tell you, Mr. Chairman, is that those things which are going on with regard to the sewer and water and electricity system in the City of Dawson at the present time, are a product of the combination of circumstances that arose in that community when the prior electricity distributor and generator were consolidated. Those corporations decided that they were no longer going to be in that particular business. I want to tell you, Mr. Chairman, that the Administration is opened and would be very reciprocal to any ideas that anyone would care to up forth that would have the net affect of reducing this deficit no matter what the amount of money is, and possibly making a better and more practical system insofar as the City of Dawson. But from Y.T.G.'s point of view we make the best effort that we can on behalf of the consumers of Dawson City area to give them minimal cost utilities with the balance of the ratepayers of the Territory and the balance of the taxpayers of the Territory picking up a goodly portion of the tab. Because remember, I don't know what the electricity equalization figure cost is for Dawson City maybe Mr. Treasurer has it at the moment, but this in itself is a further very substantial piece of money.

Mr. Stutter: Mr. Chairman, I don't want to give the impression of what is done by the Territorial Government for Dawson is not appreciated. This is not the point, my point here is that I have to take it that the Territorial Government is completely satisfied with the accounting system of N.C.P.C. when accounts are given in order to pick up a \$55,000 deficit. Now we would certainly like to see how that \$55,000 deficit comes about. In other words, we would to see the costs of providing that water and sewer. As far as suggestions coming from the Council of Dawson are concerned, I am sure they have been made. In fact this fall the suggestion was made that the City of Dawson take over the water and sewer. I don't think at that time there was any consideration given to taking over the power. Perhaps they are interested in that angle as well, I am sure that one of the first things in any case is that they would want to see a complete breakdown of present costs before they can start doing anything about reducing this deficit.

Mr. Chairman: Mr. Commissioner.

Mr. Commissioner: Mr. Chairman, I'm sure the Honourable Member knows that the Territorial Government can never be satisfied with anything of this particular nature, which is constantly giving rise to questions not only on the floor of this House, but a constant barrage of correspondence in a course of a year, which by now must be in a stack of files a foot thick. There is no way that we can be satisfied. I want to make that point clear. Insofar as what is going on, any and all information that we have is available to the Honourable Member, in fact to this Council. As far as we are concerned it is public information and I am quite prepared to instruct any of my officers, if the Honourable Member would wish to consult with, to be given and the City Council of Dawson also, every bit of the information that we can with regard to this.

Wednesday, March 22, 1972

2:45 p.m.

VOTE 06

Mr. Stutter: Well, Mr. Chairman, that's very fair, and I intend to take up the Commissioner on that, and I will be asking for this information, at a later date. I take it then, at the moment, that perhaps, the Territorial Government would be quite willing to listen to a proposal then, from Dawson, to take over all utilities, in that area.

Mr. Commissioner: Mr. Chairman, we would have rocks in our heads, not to entertain any kind of a reasonable situation. But, we are not about to exchange a devil that we don't know, for a devil that we do know. At the present time, at least we have some kind of an organization, if you wish to call it this, that is committed, with resources far beyond what the Territorial Government has got, to maintain and operate a utilities system in the City of Dawson. I would want all Members to know that if there is going to be an alleviation by the City of Dawson, of a portion or all of that utility problem, there is going to have to be some very assured guarantees available to the Territorial Government, that as a consequence of removing that particular responsibility from this Crown Corporation, that it is not then going to evolve upon our presently over-worked, administrative capability to pick up where they leave off.

Mr. Stutter: Very well, Mr. Chairman, I'm going to leave it at this point, but, I would just like to say that the devil that you do know is the devil that we don't know; and this is the information that we are trying to get.

Mr. Commissioner: Mr. Chairman, I go right along with the Honourable Member on this. In fact, if anyone wants to question my own personal approach to N.C.P.C., on behalf of the Yukon Territory, they can be made available, at anytime. They just don't stop with the immediate problem, that the Honourable Member has in Dawson. They are very far-reaching, as far as the whole Yukon Territory is concerned.

Mr. Tanner: Mr. Chairman, could the Treasurer tell me on what basis we are making a grant to the L.I.D. of Watson Lake? If you use a per capita figure, which were the figures given to Council the last time or a few days ago, was 553 people in Watson Lake? We are giving them a grant of, as I understand the Treasurer to say, \$58,000, at \$46 a head. I reckon, that we should be giving something like \$25,000, plus, I assume, a grant in lieu of taxes. So, how do we justify, in making a grant of that size, to that community?

Mr. Miller: Mr. Chairman, we're not making a grant to the L.I.D. The L.I.D.s operate under a budget, approved by the Territorial Government, and we fund their deficit requirements, through the Government. Basically, what happens is that it is not a grant per se; they do not have taxing powers in the L.I.D. Only in connection with ... they do not have any direct taxing power, at the moment.

Mr. Tanner: Is it true to say then, Mr. Chairman, that the rest of the Territory is subsidizing, for example, in some parts, the L.I.D. of Watson Lake?

Mr. Commissioner: The answer is in the affirmative.

Mr. Chairman: I would suggest, from the Chair, that that is the case across the Territory, not only Watson Lake.

Mr. Chamberlist: Mr. Chairman, it would be interesting to know, that it would be a real great advantage for the ... for what the people in Watson Lake L.I.D. to become a municipality. They would be receiving, based on the new grant formula, something like \$77,698. They would be receiving more, than what they are receiving now. I'm

VOTE 06

Mr. Chamberlist continues ...

just wondering whether or not the Member from Watson Lake would take this information back to the people of Watson Lake, and encourage them, in view of the fact that they can get more funding, to, in fact, seek a municipal status in that particular area.

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

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I can't really say, until certain information is made available to that community, but, as I stated before, I don't think that that community wants very much to take a ride on the Chamberlist Railroad. I thought that I had made that quite clear and that involves the Municipal Ordinance. I just wanted to make a point, that out of the Budget I find out that \$535,000 is for this Municipal Aid purpose, on a per capita grant basis, and \$162,000 covers grants, in lieu of taxes, I believe. Is that correct? Now, I don't think that we could very well clear any part of this item, until such time as we have had the representation from the municipality of Dawson, and the other two municipalities of Whitehorse and Faro. So I wouldn't consider this matter cleared, until this has been done. There are representations to be received, in this regard.

Mr. Chamberlist: That, Mr. Chairman, is something that we cannot give way on, that is the maximum grant that is available, for this particular purpose, and the Government stands firm on these grants.

Mr. McKinnon: Mr. Chairman, I take it from that that there is no Conditional grant or no further grant being considered, in respect of the storm sewer system, in the City of Whitehorse, as any charge back, at all, from the Territorial Government, in this respect.

Mr. Chamberlist: No, I'm afraid, that there are no extra amounts of funds available in the grants.

Mr. McKinnon: Mr. Chairman, as I am to take it, at this moment, the Executive Committee and the Government of the Yukon Territory has decided that the City of Whitehorse has no legitimate claim in asking for a further advance from the Territorial Government, because of a program that was given the okay, under the fifty percent grant, between the City of Whitehorse and the Department of Local Government, or the Municipal Affairs Branch, for the installation of a storm sewer program, in the City of Whitehorse.

Mr. Chamberlist: Mr. Chairman, that matter was looked into very, very thoroughly, and there was no fixed amount of monies suggested or program suggested, for this particular area that the Honourable Member has just spoken of. At first, it looked as if perhaps there was some error on the part of the Government of the Yukon Territory. But, on giving a very close scrutiny to all the facts involved, it was shown quite clearly, that there was no commitment made by the Government of the Yukon Territory, in that particular area.

Mr. McKinnon: Mr. Chairman, has the City of Whitehorse been notified, as to the findings of the Government of the Yukon Territory?

Mr. Chamberlist: Mr. Chairman, the City of Whitehorse has been notified, inasmuch as they know what the grant is to be, and for what purpose the grants are. Nor has the City of Whitehorse made any requests of the Government of the Yukon Territory, with reference to a storm sewer program. The only area, where this came up was when the suggestion was made privately to Members of this Council, but at no other time.

Mr. Taylor: Mr. Chairman, with respect the City has stated and quoting from the Mayor's letter of March 20: "It would seem from a

Mr. Taylor continues ...

VOTE 06

reading of the Ordinance, that the Government's assistance with specific projects, as enjoyed in 1971 and previous years, will no longer be available. The City Council is concerned with the taking away of this traditional source of Government financial assistance, for essential municipal services, in an area of tremendous growth, it will have a serious effect upon the City keeping pace with the demand. I would like to enlarge upon these matters at a meeting with your Council." Indeed, this is what the City is saying, they made a request, and I think that its incumbent upon the Territorial Council, and most certainly, first of all, the Administration to at least give these people a hearing.

Mr. Chamberlist: Mr. Chairman, it is well, that I say at this time, that all Members of this Council, except the Honourable Member, that has just spoken, have the decency to meet informally, with the Council of the City of Whitehorse. The only Member, that found that he was too busy to give attention to this request, was the Honourable Member that has just spoken. The letter, that has just been read ... there was no specific project named in there. There was no specific project that was offered on a cost-sharing basis, over any number of years by the Government of the Yukon Territory. I have searched the correspondence myself, and I am satisfied that the Government of the Yukon Territory has acted in a most proper manner, in all aspects of dealing with grants to the City of Whitehorse.

Mr. Taylor: Mr. Chairman, I must submit, that there can be no recognition of any Government in this case. I think that its got to be getting down to individuals because any Government would certainly listen to the municipalities, who represent possibly seventy to eighty percent of the people in the Yukon. When they say that they are in trouble, that some piece of legislation, more particularly, these grant monies, that we are now discussing, that they have problems, I think it behoves us all to get out and say, well okay, give them a fair hearing. That is exactly what this Legislature is supposed to be doing. But I could not conceive of any Government, that would refuse these people the right to a fair hearing. Now, certainly, the Minister is not trying to say this, I would hope. I would think that before we clear this item, that the municipality should have every right to be heard; then, their problem analyzed, and possibly we can resolve the problem.

Mr. Chamberlist: Mr. Chairman, the Minister is clearly saying, or stating, that the Honourable Member that has just spoken, should remember the words that have been used often by a very famous jurist: "He was silent, when he should have spoken, shall not be heard, when he should remain silent." This is a time, when the Honourable Member should remain silent because, and I repeat, he was the only one, of all Members of Council, that neglected to go along with the wishes of the City to discuss areas of their discontentment. I want to impress this very clearly, so that the public at large know that this is a Member, who speaks a lot here, but does not follow through by conducting himself in a proper manner. Mr. Chairman, I repeat again, that the Government of the Yukon Territory has fulfilled its commitments in the matters in which it has presented its program. There are no further funds, other than the funds that have been presented in this Paper dealing with grants. We can't go beyond that.

Mr. Taylor: Mr. Chairman, if we're getting to quotations, I can quote Kipling, he says: "A servant, when he reign, its confusion to the end". The Honourable Member has just clearly indicated that; Kipling seems to have recognized that fact many years ago. In answer to the Honourable Member's question, respecting some meeting with the City. The last meeting that I was at with City Council, they informed me that myself and Councillor McKinnon were the only two Councillors, that ever go and attend the meetings. Though I come from Watson Lake, I attend City Council meetings from time to time. I would think that the Honourable Member, who has just spoken, I would suggest

VOTE 06

Mr. Taylor continues ...

that he has not been to any meetings here, in the last little while, in Council. If he has, no one has spotted him.

Mr. Chairman: Order please.

Mrs. Watson: Mr. Chairman, all the representations in the world, in the municipalities, are not going to help us make the decision, which we have to make today in regard to the Budget. This is the amount of money, that is available. We have to make up our minds, if we want more money, we must look at other avenues of finding that revenue, other taxations, which will have to involve all of the Yukon Territory. This is the decision that we have to make. None of the municipalities will make this decision for us.

Mr. Taylor: Is it not the prerogative of this Legislative Council to curtail a program, if we find that there is a need for additional funds, like the per capita grant structure, that we've used here. And if we find that we require additional funds, as in the past, can we not curtail a program to find these funds.

Mrs. Watson: Mr. Chairman, we could cut the grants to the L.I.D.s, if we want to give it to the municipalities.

Mr. Taylor: Well, I'm not specifying where, but I say, if we find that it is greater on the per capita grant side, than in some other project in O&M. Then is it not our prerogative to find that money and provide it for this.

Mr. Chamberlist: Yes, if the majority of Council wishes to do that. This is where we rule, by way of majority. The Honourable Member surely realizes that he is a bit short of a majority.

Mr. Taylor: Well, that's subject to the locomotive, two cars, and the caboose, in this railroad. In any event, I would suggest, and I will leave it at that; it's just getting kind of knit-picky, but I do feel that this item should not be cleared until we have heard from the municipality of Dawson, on the subject. I would also like to hear something from the municipality of Whitehorse, and possibly Faro.

Mr. McKinnon: Mr. Chairman, I do have problems with this, because as the Honourable Member has stated, there was an informal meeting with the Council of the City of Whitehorse and the Yukon Legislative Council. It sounded almost like something out of Mission Impossible, with the secretiveness that was going on about this meeting. Everybody knows that there was a meeting because there were problems involved, with the City Council of Whitehorse and the Government of the Yukon Territory. There has never been a very good balance, about what was discussed in this meeting; however, out of the meeting points were raised where the City thought that they had a legitimate case. I don't feel free to ... public knowledge, at this time, as to what the results were, and what was involved in that specific meeting. But, I think, that this is an area, where the City has said, that they would like to make representation before the Government of the Yukon Territory. This is something, that has not come before this body, on city representation, prior, this is a specific nature, where they feel that they have a case, and where the Government of the Yukon Territory feels that they don't have a case. I think Members of Council should hear the case, then make the decision in the Legislative Body, whether or not, we are saying there is in effect, a case for the City of Whitehorse or not. They've asked for one other specific area, which is section 139 of the Municipal Ordinance, which they are having difficulties in. After all the amendments to the Municipal Ordinance, this seems to be the one that we have difficulty on. Certainly, for these specific areas, one which hasn't even become public knowledge up to this time, and the other one, where they have stated specifically, that this is an area, where they do have trouble.

Mr. McKinnon continues ...

VOTE 06

They would like further representation. This Legislative Council should hear representation from the City of Whitehorse, at least, on these two specific points, without going through the whole of the Ordinance and the Municipal Packages again. There is no one who wants to keep this going at infinitum. If we limit it to those areas which are in question, which are still debatable, which haven't been aired prior to this Council, I don't think we're going to have expenses to pay, but at least we are going to keep it out in view to the public, without both sides running for press releases, to represent them.

Mr. Chamberlist: Mr. Chairman, the Government of the Yukon Territory doesn't need to run for press releases because what it has done, it has done with the power and money available to the Government. It hasn't gone beyond that. It's as simple as that. With reference to section 139, the proposed amendment, certainly there is nothing sinister about that, because it is exactly the same wording that is in the existing Municipal Ordinance. The suggestion that was made by the Mayor, over the air, that it's tearing away at the responsibility of the municipality, is wrong, because it does exist. The fact is, that we made the grants unconditional. But, we have to have a way in there where we can, at the same time examine those budgets, for those particular grants, if we find it necessary to do so. There is no bending on the part of the Government of the Yukon Territory, on that particular point, because we have a responsibility, not only to the taxpayers in the municipalities, we have a responsibility to the taxpayers of the Yukon. I don't give any merit on that particular point. The Honourable Member from Whitehorse West raised the question about the item that was discussed informally, that were stone shoes, so of course, he put me in a position of having to reply to him. I have a reply, Mr. Chairman, to the effect that, the matter has been researched and there was no commitment made. In all truth, we just haven't got the money to go anywhere beyond what we have offered in these grants, which is a very, very liberal program indeed, of municipal financing. There is one thing wrong with the municipalities, that they haven't recognized, they haven't got around to proper municipal financing. There is no reason why they cannot borrow money, if they have a program that they need, if they have a large program of sidewalks, storm drains, borrow money over a period of 25 years. So that the tax cost, the carrying cost is to be carried, not only by the taxpayers of today, but the taxpayers of the next 10, 15, 20 years. This is where the municipality is lagging behind, in its municipal financing. If they'll wake up, they'll understand what is the best thing for the municipality. Nobody in business will go ahead and look for capital expenditures, over a short period of time, out of their working capital fund. This is what appears that the City of Whitehorse is doing today. It is bad municipal financing. It's about time that they were told, if they want to get the things done for the City of Whitehorse, they should use the funds, that ... use the borrowing power, that can be made available. This applies to Dawson City and Faro. If they wish to borrow sums of money come make their request to the Territorial Government, if the Territorial Government hasn't got that money available, it can at least take that request to the Federal Government, who will in turn loan to the Yukon Territory, to the municipalities, so that the services and the capital are made available. This is the main thing. This is the main holdup. The city won't recognize the fact, that they should be spreading the capital projects over a number of years, so that new taxpayers that come into the area should be paying towards these capital projects.

Mr. McKinnon: Mr. Chairman, we note where we stand and its absolutely clear and unequivocal the stand of the Government of the Yukon Territory. I wonder if I could ask the Member, two specific questions? One, will the Government allow the City of Whitehorse to make further representations in Committee to the Council of the Yukon Territory concerning grants to the municipality of the City of Whitehorse?

VOTE 06

Mr. Chamberlist: The answer is no. There would be no purpose because we have no funds available to increase those grants. This is the only answer, that we can give.

Mr. McKinnon: Second question? Will the Government of the Yukon Territory allow for the City of Whitehorse to make representations before this Legislative Body, on the section of the Municipal Ordinance, that has been further amended, at this time?

Mr. Chamberlist: No, for the simple reason that we have gone with them completely, in all areas, and we have had to protect the taxpayers, the people of the Yukon Territory against any losses, which might be incurred from municipalities. If a municipality goes under, as a result of a misuse of municipal funds, it is the Territorial Government, the taxpayers of the Yukon, that will have to pick up the tab. Nobody can refute that statement.

Mr. Taylor: I wonder, Mr. Chairman, if the Honourable Member could advise me if his constituency, Whitehorse East, would agree with the statement, that he has just stated.

Mr. Chamberlist: As a matter of fact I have much pleasure in saying that I'm getting calls almost every night now, by people advising me that the stands that we are taking with reference to the Municipal Government is the correct one, and this is why I am still here, because I have the support of the people I represent. Otherwise I wouldn't be here.

VOTE 06
EST. 605

Mr. Taylor: I will resume the Chair at this point.

Mr. Taylor resumes the Chair.

Mr. Stutter: Well, Mr. Chairman, before we leave this one particular item, as long as that conditional grant in Dawson, or in this particular vote there is a \$6,000.00 which is less than the backup material which we had originally been given with the Municipal Aid Grant. I am going to have to oppose this particular section, at least until the Dawson people have had a chance to come in and discuss this one because, even though our Minister now says that it is a question of municipal finance, perhaps he is right. But I would like to point out that under the new assessment last year which put Dawson into exactly the same bracket as the assessment in Whitehorse, that is, you could pick up a house there, transport it to here or visa versa, and your assessment would be exactly the same. Even taking into consideration the 35% hamlet allowance which is allowed to Dawson because of its distance from the centre Whitehorse, the present rate of taxation in Dawson which is 39 mills, for general purposes, is 58% higher than it is in Whitehorse. So it becomes rather difficult to keep on increasing taxes. I could go into a lengthy discussion now and tell you the difference in the price all the way down the line of the cost of living in the Dawson area, and I'm afraid that if the grants are kept exactly the way they are now, it's unfortunate, but they are going to have a very, very bad budget in 71-72. In fact I can well foresee where the ... if things are left the way they are, or the way they are proposed, the people of Dawson, in fact probably the council themselves, will be requesting an administrator in the area rather than a council.

Mr. Chamberlist: The immediate answer I must give, this is one of the reasons why we have a clause for an administrator put in the Municipal Ordinance, in case that should apply. But what was to be kept in mind Mr. Chairman, to the Honourable Member from Dawson, is the fact that the Dawson area had a little bit different picture because of the fact that it was ... that we have always picked up and will continue to pick up. The formula itself, and the grants based on the formula cannot be changed. But it is a matter of waiting and, as we have already indicated, waiting for the council of Dawson City to make it's submission in that particular area, and I understand that particular area that they wish to make their submission on is on the item that has already been expressed by Mr. Fleming, should have been announced in publication. Now are there any other reasons you wish to make representations on, that's fine. And also the fact that they might want to speak about a conditional grant... But the basics of the per capita grant, we had worked long and hard in getting something out and available that should be most equitable for municipalities. To govern themselves, this is the correct thing for them to do. I would ask, Mr. Chairman, the Honourable Member from Dawson whether or not he agrees fundamentally with the principle that, municipal financing should be over a number of years, so that the costs of projects are paid for by those people not only who are taxpayers of today, but who are taxpayers of the future, so that the cost is shared.

Mr. Stutter: Well, Mr. Chairman, naturally for capital expenses I would have to agree that that's the only way to finance it, but not for O & M and this is the area where they are going to have a decided deficit in their present Budget.

Mr. Chairman: I will declare a recess at this time.

RECESS

RECESS

VOTE 06
EST. 605

Mr. Chairman: At this time I will call Committee back to order. We are dealing with Establishment 605, Municipal Services. I believe we have more information coming.

Mr. McKinnon: Mr. Chairman, I have been going through the Commissioner's very lengthy Budget Address, and at the breakdown of the grants in the Grants and Loans area in primary 90, of Establishment 605, I see the total of \$901,593.00 which corresponds, and I'm wondering where do we find the grant for things such as dust control and insect control, is that included in that overall figure?

Mr. Fleming: In Primary 50, Dust Control \$18,000.00, Insect Control and chemicals \$10,000.00, materials for Fire Halls and Caches \$3,750.00.

Mr. McKinnon: I understand that there are some communities that are objecting to the oiling program and would prefer a calcium chloride spread, which brings us to this all important question which was asked every year at the local government level, and that is whether Beaver Creek is going to have insect control by air spraying this year. Or are you going to continue with the ground fogging method of insect control...

Mrs. Watson: Mr. Chairman, they have agreed to try the other method this year.

Mr. McKinnon: Is that upon the approval of the former Member of Council for the Carmacks-Kluane area?

Mr. Chairman: From the Chair, if insect control is included in this particular item, I had a question I wanted to ask. I've asked from time to time if Upper Liard Village is included in the program now this year?

Mr. Commissioner: Mr. Chairman, I am not aware of any identifiable community. However it is not included in the program unless Mr. Fleming or Mr. Treasurer have any knowledge of this. I know we had difficulty over two years ago, getting Old Crow done on an aerial flight or something That is the only thing that I know of.

Mr. Chairman: Well would the Administration take this under advisement?

Mr. Commissioner: I would do it, Mr. Chairman. In fact I would venture to say that if you investigate, you will find it getting done. Well, that's the finish of the conversation, we will do it, and that is all there is to it.

Mr. Chairman: I have one other question on the oiling program. Will it be the policy under this Budget to oil in front of the business places along the highway as we have done in the past?

Mr. Commissioner: Outside of municipalities, we're not changing that at all. It will stay the same. Within the municipalities, we, to my knowledge, we have never made any grants towards oiling within municipalities except, I believe, in Dawson City, where we accidentally move the oil from one road to another in order to get to the city limits. Outside of these illegal manoeuvres on behalf of the local populace, why I can assure you nothing is changed.

Mr. Chairman: I was referring more specifically to the oiling along the highway in front of highway lodges, service stations and so forth.

Mr. Commissioner: Mr. Chairman, I strongly recommend that you don't pursue this line of questioning, because we have been making out fine for the last four or five years, getting this done legally, illegally,

Mr. Commissioner continues....

clandestinely and every other way. We'll continue to operate that way.

VOTE 06
EST. 605

Mr. Chairman: Will there be anything further at this time on establishment 605? Next item is Vote 07. The first is Tourism, Conservation & Information Services. Administration in the amount of \$472,050.00.

VOTE 07
EST. 700

Mr. McKinnon: Mr. Chairman, in primary 40 Advertising & Public Promotion, I would like a complete breakdown of the advertising and public promotion Budget under the Tourism, Conservation & Information Services both.

Mr. Commissioner: We will be glad to supply this. Mr. Chairman, this will take some trouble, but we will have to bring this in written form.

Mr. McKinnon: Mr. Chairman, I don't think that all Members of the Council have.... I thought you said you were finished, you had to bring it forward.

Mr. Commissioner: Yes, we'll bring it forward with complete details. There is no argument about this at all, Mr. Chairman. Insofar as other detailed questions are concerned, and Honourable Members they have, if I am unable to answer them Mr. Hodgkinson is readily available to come here to the Council Chambers.

Mr. McKinnon: Mr. Chairman, is there any possibility of when we can have the figures on the breakdown of the Advertising & Public Promotion in this vote, whether the Members of Council could invite the new Director of Travel and Information to attend Council with the specific purpose only, not questioning him on past projects and asking him about the philosophy of his department and new program and tourist promotion that his department is getting under way. I think that this would be an opportune time for Members of Committee to meet the new Director. Some of us haven't at this time, and also find out what he plans for this department in the future.

Mr. Commissioner: We would be happy to comply with any wish that would give them ... the Honourable Members... But in order to keep proceedings going now, as I say, any questions the Honourable Members have, if I'm unable to answer them, Mr. Hodgkinson is readily available and perhaps Committee would like to set a time ... aside that they would like to have Mr. Guldner and Mr. Hodgkinson here where the general outline is asked by the Honourable Member, we will be very, very happy... You name the time, Mr. Chairman ...

Mr. McKinnon: Mr. Chairman, tomorrow morning, following Orders of the day, will be fine.

Mr. Chairman: Agreed? Now at this time will there be anything further on administration? The next item is Campground Maintenance, \$120,000.00.

Mr. Tanner: Mr. Chairman, I've got some questions on this but I was wondering perhaps if it would be more wise to leave this until tomorrow.

Mr. Commissioner: No. Let's get on with it. We'll get the people here later, Mr. Chairman. We'll gladly get the people here to answer the Honourable Member's questions. Let's get on with it. I mean if the Honourable Member would pose the question, maybe I have the answers to them, if not, why we'll get Mr. Hodgkinson here who, I suggest, better have the answers.

Mr. Tanner: Mr. Chairman, is it going to be the policy in future not to let the campground maintenance out on contract, and if so, what procedure are we going to use. Are we perhaps going to be hiring the same people on a temporary basis, to do the same sort of work? And if not what is the situation going to be next year as regards maintaining the campground. Why are we making this very radical change? Are there any other reasons other than what we heard previously in the last session of Council, and this time earlier on, ...there were complaints about the condition of the campground.

Mr. Commissioner: Mr. Chairman, the Administration looks upon the campground program as the keystone to the continued progress within the Territory of the physical plan that we use to attract visitors. It is our opinion that we have to approach every campground with a maintenance program which is specifically geared to deal with the circumstances with which that campground is surrounded. There is not too much difficulty in dealing with some of the campgrounds which are not too distant from the bigger centers, this is quite simple to deal with them. Others that are remote and the Honourable Member from Watson Lake knows the complaints that he and I had to try and contend with last year, in connection with one, Finlayson, but this calls for an entirely different approach than what maintaining a campground at say Wolf Creek does, in relation to the City of Whitehorse. The reply to the Honourable Member's question, Mr. Chairman, is that a variety of maintenance methods will be used but the general overall approach of contracting the whole package, as was used last year has been discarded as not practical in the light of past experience. This does not mean to say that we will not have some areas which we will contract out.

Mr. Chairman: I wondering if at this time, we have Sessional Paper No. 12 in Committee respecting campground fee proposal, is it your wish to discuss that at this time? Sessional Paper No. 12.

Mr. McKinnon: Before we get on to this, Mr. Chairman, I was wondering if there has been any indication at all of those campgrounds which are now maintained by the Territorial Government which will fall within the area of the National Parks when it is created. Will these campgrounds then, come under the control of Federal Government, or will they be maintained by the Territorial Government?

Mr. Commissioner: Mr. Chairman, unless circumstances change radically the campgrounds that the Territorial Government has in a general area of the National Parks will continue to be Territorial campgrounds in that sense of the word. In other words, I am saying that unless the particular development schemes of the National Parks overtake our campground program in some of these particular campgrounds and they provide that facility the campground program in the fact that it orders from the National Park will not change the responsibility as far as maintaining and operating...

Mr. McKinnon: Mr. Chairman, Kathleen Lake, it will remain Territorial?

Mr. Commissioner: Until we see, Mr. Chairman, the development scheme of a National Park which conceivably we'll say in a place like Kathleen Lake, could undertake to provide a campground facility far superior or much more highly sophisticated, you name it...to take care of the travelling public that would effectively cause a duplication of service and our particular campground would become redundant, it will remain our prerogative and our responsibility to continue and maintain that facility.

Mr. McKinnon: Perhaps we are going too far at this time, what will be the status of the Alaska Highway through the area of the National Parks? Will that become a Federal road as they do on most roads adjacent or through these National Parks?

Mr. Commissioner: No, the answer is in the negative, Mr. Chairman, as Honourable Members are probably aware, where the road, the highway itself, I may say the map is away at the moment getting more copies of it made that is why isn't available at the moment, of where the road boundaries and the National Park boundaries meet at the right-of-way is the limit of the National Park.

Mrs. Watson: I believe, Mr. Chairman, the Trans-Canada Highway goes through Banff National Park, does it not? Right through.

SESSIONAL
PAPER #12

Mr. Commissioner: Mr. Chairman, could I suggest that Banff Park was there before the highway was built and you have a little bit different set of rules.

Mr. Chamberlist: In actual fact, Mr. Chairman, no part of the highway is in the National Park; the highway starts about 1000 feet back. The boundary of the National Park starts 1000 feet back from the highway, or the right-of-way, sorry.

Mr. McKinnon: Maybe I should explain why I am making the point that through the National Parks, like Jasper or Banff or Radium or Riley Mountain, any of these areas where the road goes through it, to . . . , a charge upon the Federal Government which maintains that road under first class, ideal, fully-paved conditions and of course this was the ulterior motive in the question, whether through the area of the National Parks it was the Federal Government responsibility. Perhaps we could expect the same type of road conditions that are prevalent within other areas of National Parks in Canada where the Federal Government is in control of the roads.

Mr. Tanner: That is true, Mr. Chairman but also you can expect two gates and a five dollar charge to go through, like you get in those parks.

Mr. Chairman: We are also dealing at this time in conjunction with 701, Sessional Paper No. 12 on Campground Fee Control.

Mr. Stutter: Mr. Chairman, I would like to ask who the patrol staff would be? I understand that as far as maintenance is concerned it probably will be contracted out as in the past but the patrol themselves would they be Government employees?

Mr. Commissioner: Mr. Chairman, could I just preface my statement, the maintenance will not necessarily be contracted out. It will vary from place to place. The people who will be doing the patrolling supervisory staff and in some instances the actual staff doing the maintenance will in effect be Government employees.

Mr. Stutter: Mr. Chairman, I noticed in one section, Mr. Chairman, it says a different background colour will be used on the stickers each year to make it easy to identify current paid-up campground users. I realize that the reason for this is to make it so readily identifiable, doesn't this also cost, wouldn't just serialized numbers themselves be sufficient? I know this would require closer inspection, I am just wondering what the cost runs to each year.

Mr. Commissioner: Mr. Chairman, what you are attempting to do here, is to minimize administrative costs and if you want to a jillion figures made and you wanted to run them off in a series of five different coloured backgrounds it wouldn't cost you but a very small amount more than to have the same jillion figures run off with one basic colour background. I see the Honourable Member's point but . . . you are attempting to minimize the administrative costs of the program and it was the feeling that this was just the same as you change you license plate numbers and it doesn't cost you anything to change the colours on them. You pay so much for a license plate. I don't think that really we are doing ourselves any particular favour by trying the same costs on the manufacturing of stickers. Maybe you are talking about a nickle to make up one of these stickers with a decal type water background on it, at least I assume this is what they would be. I would tend to feel the cost differential for getting the colours changed based on a yearly issued sticker, we'd be putting out.

Mr. Stutter: Mr. Chairman, I noticed the year 1972 is mentioned in this Sessional Paper in several places so I take it that this program is in fact intended to go into effect this year. Are there any preliminary designs for this sticker? It is pointed out here that one of the things will be to try to make it so attractive that the visitors will actually clammer to buy it, probably will buy three or four of them.

Mr. Commissioner: The suggestion was that we put the Commissioner's picture on but that was changed. Mr. Chairman, at the moment to my knowledge, I don't know whether there are any preliminaries or fine work done on these stickers or not but I don't think there has been any work done on any of this until Council sat in judgement on this Paper. SESSIONAL
PAPER #12

Mr. Chairman: Councillor Stutter will you take the Chair a moment.

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I assume this user fee of three dollars annually is per vehicle, or per family? Does this apply to Yukon residents as well, or just visitors?

Mr. Commissioner: The posting in the paper, Mr. Chairman, is everyone who would use the campground.

Mr. Taylor: I am wondering about the principle of asking the people of the Yukon to pay this, to pay to have this sticker. I know that from time to time these campgrounds are used merely to launch a boat, to go boating and I cite for instance the Simpson Lake Campground on the Campbell Highway and in order to get up there to Simpson Lake people do launch boats there from time to time. Also, I guess this would wipe out their first of July celebrations at Watson Lake are generally held at that location and it just seems unthinkable now that everybody would have to pay three dollars to go celebrate where we traditionally celebrated the first of July at Simpson Lake, so we will have to go find someplace else. It just seems to me that it is a little much to ask the people of the Yukon to participate in this venture at three dollar campground fee. I think that they pay enough taxes right now towards the upkeep and maintenance of the campground facilities.

Mr. Commissioner: Mr. Chairman, you could go around the hoops on this, we are simply pointing out to you an area in which the Administration feels there is a reasonable user fee that people will not object to paying that will permit us to get some kind of a realistic recovery towards maintaining a level of maintenance that I know that this Council wants and I know that the public wants with regard to campgrounds. When it comes to launching a boat, I can think of two or three other places where people launch boats that are located at campgrounds and I don't think that if they happen to run their car down there to launch a boat that there is going to be any demand made on them by the custodian of the campground to have a sticker. On the other hand there are hundreds and hundreds of Yukon families who consistently make just as effective use of the campground facilities as anybody else. They want to have clean privies and clean picnic places, they want to have wood supplies there and it has got to be paid for, so this is a suggestion that we have for doing it.

Mr. Taylor: Mr. Chairman, I still say, why should not the people of the Yukon enjoy the benefits and be encouraged to enjoy these benefits notwithstanding that you provide these services. Whereas if you have a Yukon license plate that you should not have to pay this three dollar user fee, this is the suggestion I make. Encourage people at least within the Yukon to get out and see the Yukon and in order to do this they must use the campgrounds. It seems to me that they are paying taxes and licenses and if we keep this up all we are doing is just two biting these people to death. I would think that anyone who has a vehicle with a Yukon registration on it, that they should not have to pay the user fee for the benefits of maintaining these campgrounds.

Mr. McKinnon: Mr. Chairman, I think the Honourable Member has a very good and a very interesting point because I use the campgrounds frequently and at night when you go there the majority of out-of-province vehicles in comparison with the Yukon, I would venture would be about ten to one. The Yukon Territory is putting in \$120,000, I am sure there is some cost-sharing arrangement, anyway the budget for \$120,000 from the Budget of the

SESSIONAL
PAPER #12

Mr. McKinnon continues ... Yukon Territory towards the maintenance of campgrounds so everybody in the Yukon Territory is paying for essentially and the construction and the use of the campgrounds. It seems to me that we are adding an additional taxation for Yukon families to be able to enjoy the benefits of the campgrounds when they already contribute substantially towards the use of the campgrounds originally. I think that this should be one of the benefits of using...of living in the Yukon, that we should have free access to those campgrounds that we are already paying, I don't think there is going to be that much difference in the budgetary figure because I say they are not the prime users and that those coming in from out of state, from out of province should pay the user fee. I think the Honourable Member has raised an extremely valid point in this area. I would like to see that Yukon families feel that they are getting real benefits from Government from being in the Yukon Territory and living in this wonderful area where it is such a thrill to be able to go out and use the campgrounds and camp overnight or for a weekend, Mr. Chairman. I would like to hear the Government's comments on this suggestion.

Mr. Commissioner: Mr. Chairman, it makes me wish that I was back being a politician in this instance. Quite frankly gentlemen, the whole picture is not only whether or not this money that you are going to collect, that you want to identify here especially in your Budget, the question of user fees for services rendered. I think that there is just as much an argument, which of course doesn't suit the present political situation, but there is just as much an argument that possibly only ten percent of the Yukon population use the campgrounds so why shouldn't those who use the campgrounds make an identifiable contribution. We have had all kinds of suggestions about the level of the fee structure and the original suggestion, I believe was based on the experience that is going on in the National Parks at the present time, where there is not only a sticker for the, as the Honourable Member suggested a minute ago, an entrance fee to the park but where there is a nightly charge for the use of the campground over and above that entrance fee, in any time that you use that campground. We felt that this was going just a little bit too far on this situation and the next suggestion I believe was that there be a five dollar user fee and this likewise was rejected as being rather a pretty steep situation because we felt that if we went too high on this user fee that the expectations for what would be in the campground so his expectations would get too high and this is the suggestions that has been forth now, mainly this three dollars. It is the opinion of the Administration that this is a very minimal type of a fee applicable to those who make use of these campgrounds and in light of the standards that we want to maintain, which were the subject of tremendous complaints last year, lack of that standard and we feel that this is quite realistic, in the light of all the circumstances. Quite frankly, although I am not a particular user of the campgrounds, I would consider that a three dollar fee, over and above any taxes I am presently paying towards this, it would be a pretty minimal contribution because at the price of wood now delivered in parks at approximately \$30 a cord, is this pretty close Mr. Treasurer? \$30 cut up and piled, I believe in the campground is the latest price that we have, a going labour rate according to our Negotiated Agreement is something well over \$4 an hour for the physical work that is done in the campgrounds. It would appear to me that three dollars is a pretty reasonable charge, the suggested fee.

...the suggestion that we should have a three dollar fee... I think that this is a very minimal type of a fee... I would consider that a three dollar fee... It would appear to me that three dollars is a pretty reasonable charge... I think that this is a very minimal type of a fee... I would consider that a three dollar fee... It would appear to me that three dollars is a pretty reasonable charge...

Mr. Chamberlist: Mr. Chairman, the only place that can supply the wood and keep it supplied in the campground is as most of the wood is being taken away from there is taken away by Yukon people. You know, to burn in their old furnaces or ... it is unfortunate that we have to pay two or three times to get the stock pile filled up. Really, I don't think that the average owner of a vehicle is going to show very much objection to \$3.00. It is not that much. You have raised a certain amount of dollars to do this, I can't think of anything better, if somebody can come up with a suggestion whether Yukon vehicles are excluded and we put up the price for out-of-territory vehicles to \$5.00. That might raise the same amount of money. What do the Members feel about that particular scheme?

SESSION A
PAPER #12

Mr. Tanner: Mr. Chairman, I am in disagreement with both the Commissioner and the Honourable Member. In the last year, since I've sat in this Council we've raised the cost of the license, we've raised the cost of going hunting, we've raised the cost of gas, and I think that in this one particular instance, it is an imposition of...what sounds like a silly sum of \$3.00 is just going to be a further aggravation to the people who live here, who are paying high taxes in many areas already. And I for one do not see putting a user fee on the people who have a Yukon license plate. I feel it would be a mistake to do so and I would even go so far to say that we shouldn't be putting the fee on using the parks at all, that's my personal feeling. But obviously that's not the prevail, but I certainly do very strongly think that it would be wrong and unfair to ... I was going to use the word, "burden" it's not a burden at all it would just be an aggravation on people using the campgrounds. As far as the Yukoners using the campgrounds, and I would urge all Members to support the idea to putting a \$3.00 fee on people from outside of Yukon, but not on people from the Yukon.

Mr. Chairman: Councillor Taylor?

Mr. Taylor: Possibly in considering the question, the Administration has lost sight of the original purpose for the campgrounds. That was of course forest protection purposes, is how it all started, so that campfires wouldn't be scattered all over the Yukon endangering the forests. That they would be contained in given areas. This is how it started, then they were developed and we never of course had the tourist load that we now have experienced in these last number of years. All in all I agree that it is becoming more costly and so forth to operate these facilities, but you must remember as well that we still have the same problem as we had when we started these campgrounds and that is the forest protection factor. Now, we must also then because of the consequences of chasing people out of campgrounds, you say well, it is psychological of course, but they may say well we'll just go some place else and now you are going to increase your fire hazard. Again we face the same problem when our campgrounds are filled or overflowing and I noticed last summer that quite a few were. Where people are poked in along the road here and there. This is going to increase our forest lost somewhere along the line. I really cannot see, see us charging a charge to a Yukoner to use the campgrounds. I think that directly or indirectly I should say he is paying his fair share one way or the other for the use of the campgrounds. I think that the fact that he bears a license plate of the Yukon Territory should be sufficient to identify the vehicle as being exempt from this fee. I think, again that we are spending thousands and thousands and thousands of dollars, hundreds of thousands of dollars encouraging people to come to the Yukon through our Travel and Publicity Budget. We are telling them of all the nice campgrounds we've got, fine. The visitor wants to come, now that is another way he can make his contribution to the Yukon. I suppose through his fuel tax purchases and whatever he contributes in that manner. I would like to move, at this time Mr. Chairman, that Yukon residents be exempted from payment of the fee for the use of the Yukon campgrounds. If I could find a seconder?

SESSIONAL
PAPER #12

Mr. Taylor resumes the Chair.

Mr. Tanner: I'll second that.

Mrs. Watson: Mr. Chairman, since the money is in the Budget of \$120,000. for campground maintenance also covers the 300 barrels along the road, along our Yukon Highway. This last year, we found out that is was a very very costly program, because of the distance between the barrels. I don't think that one of us have driven along the roads in the Yukon and seen barrels that were just overflowing with garbage and they are trying to educate the people in the Yukon, who visit the Yukon, to use these barrels. We have to have a program that keeps these barrels dumped. Any kind of fee of \$3.00 is a very minimal fee to ask every car owner to pay. If you look at it, just to help to keep the Yukon clean, much less using it as a campground fee, it would be a very very small fee to assist the Government to keeping to the Yukon clean and the roads along the Yukon clean. If we look at it that way, from that point of view, it isn't that great of a charge. In addition to that they have the use of our campgrounds, the wood facilities. I really can't see the public objecting to this type of a fee.

Mr. Tanner: Mr. Chairman, the facts that we've got in the Legislative Return No. 12. You estimate the...Administration estimates that they are going to collect \$35,000. the first year. Now I last year drove around the Yukon very extensively and I also went into Alaska. I used the campgrounds in both places all the way up and down the road. One thing, I've said this before in the House, and everybody tells me there's people complaining. One thing I consistently heard from the visitors was how good our campgrounds were. Not only were they good, but they were really pleased that they came from B.C. where they were more lax than ours and they came from Alaska and their's aren't as good as ours. Neither those two jurisdictions charge. I think, that once somebody gets to the border, having driven up 900 miles of dirt road, I think you are pushing your luck a little bit to say well the fee is \$5.00, what can they do about it, they can't go back. I think, \$3.00 is enough. Now, we have increased the Advertising Budget in this Vote by \$98,000. It is very difficult to judge the results of advertising. The only thing we can do is by the number of people and everyone hopes there is an increase. It is very nebulous. It is very difficult to say that program is bringing in better results from your advertising. I think, that for the sake, as a rough guess, maybe some Member can tell me, how many motor vehicles licenses we have in the Territory and if it's half of that money that you are going to collect \$35,000. the first year, I think you're going to find a difference in your advertising and promotion in the Department as a whole. I really believe it, it's a mistake to charge the Yukoners that \$3.00 to use the campgrounds.

Mr. Stutter: Mr. Chairman, I am going to support that motion, but I would like to make a suggestion of compromise. The Commissioner has pointed out that there is no problem and no great expense in changing the background colors of the stickers. I think that if we look at it from both sides, I know that if I were a visitor from outside the Territory and came into a campground in the Territory and found and saw two or three Yukon cars there and a big notice up saying you must have a sticker for using the park and there wasn't a sticker on any of those Yukon cars, I would be a little bit tempted to say to heck with you brother, I'm not getting a sticker either. So I don't think that a resident should be expected to pay for that sticker, but I think he should have one, just the same. I think he should have a ticket or a sticker on the windshield showing that he has it. So that if he is away from his car, fishing or something, a visitor comes in and sees the sticker there, he will at least be encouraged to get one himself, even though he may not know, even if he finds out later that the Yukon person has it free. If the Yukon person knows why he's gotten it free

Mr. Stutter continues...
then it's fine anyway.

Mrs. Watson: Mr. Chairman, I can't help but remember yesterday, when the Honourable Member from Whitehorse West was waiting for some realistic budgeting. When we have a new program people know what it is going to cost them. We have...he was implying that we had hospitalization, we should have requested the people to pay a type of premium ... a user fee. That's what we endeavoured to do with medicare, people pay for what they are getting. Now we are going to a program where we want to expand our campgrounds, bring them up to a greater standard, and again he is in opposition to a user's fee.

Mr. McKinnon: Mr. Chairman, only because I can see the increased cost of hospitalization and medicare, if they try to assess fees on locals in this campground area. I'm asking for the fees to be eliminated because certainly every person that goes up and tries to collect this fee from the locals is going to end up needing extensive medicare and hospitalization services. So, it is only taking into consideration that I want to keep the cost of hospitalization and medicare down to a minimum, by suggesting that this user fee be eliminated because these costs will not soar in the first year, that the user fees to locals be put into operation. I think, Mr. Chairman, that the ... all Members of Committee have had their views felt on this matter and I think that we should proceed and go ahead and vote on the motion.

Mrs. Watson: Mr. Chairman, we are liable to run short of funds, again, for the campgrounds, if we do not this. If we do not levy this user fee. I would regret very much to have to put an extra two cents on gasoline to start paying for our campground program. Every time you drive up for a ... to put some gas in the car, you can think, well I'm paying somebody's campground fees. Why can't he pay his own?

Mr. McKinnon: All for the question, Mr. Chairman.

Mr. Chairman: Anything further on this matter?

Mr. Chamberlist: Mr. Chairman, it is not a very important point, but we do have to find the money to replace, you know. This is the important point, the point of not charging, the point of not charging is minor to the important point of having to raise the money, elsewhere, to supply the services that we are trying to supply. Now I want to make this with the Commissioner's words, "I want to make it abundantly clear, that there is a requirement to try to find the additional money." Here's the point, if we could get some guidance from somebody where we....

Mrs. Watson: I wonder if Mr. Treasurer could tell us how much money we would be looking for if we didn't charge the Yukon people a user's fee for campgrounds in order to keep up the standards of the campgrounds which we are expected to do?

Mr. Miller: Mr. Chairman, it is almost impossible to estimate what it would come to from the Yukon. I don't want to get into the debate, but I would venture to guess, most Yukon campers are driving a \$5,000 or \$6,000 vehicle, and I would doubt that they would object to paying \$3.00 a year.

Mr. Tanner: Mr. Chairman, look, you've got a Budget here for \$179,700, for Advertising and Promotion. If you want \$5,000 or \$10,000, take it right out of here.

Mr. Taylor: Well, the motion is that Yukon residents be exempted from payment of fee, for use of Yukon campgrounds. Are you prepared for the question? Are you agreed? Would those agreed, kindly signify in the normal matter? I must declare this motion carried.

MOTION CARRIED.

MOTION
CARRIED

SESSIONAL
PAPER #12

Mr. Chamberlist: I wonder, Mr. Chairman, if now we can get down to the serious aspect of looking at whether or not we should not now, as a result of the wish of the Committee to drop the Yukon..... drop the fee for Yukon vehicles, whether or not, we should get the extra money by at least raising the \$3.00 to \$5.00, for out-of-town vehicles.

Mr. McKinnon: Mr. Chairman, if I could make a few suggestions. It reads in the paper "That our collection machine in 1972 will be simple, it is likely that it will not reach more than 50,000 vehicles in a revenue of \$45,000. with an expected, anticipated 25,000 vehicles in 1972." I would suggest that without an increase in Administrative cost it may be quite simple to make the collection more simply. I am thinking about the weigh scales. At the beginning, coming in at Watson Lake, that all vehicles intending to use the campgrounds in the Yukon Territory are obliged to pick up a sticker at the weigh scale station at Watson Lake, and failure to do so will result in prosecution. I bet any money that you are going to get, a vast majority of people using the campgrounds, are going to stop in there and pick up their sticker. It will be a simple matter of writing it out and you are going to get another 5,000 vehicles by this type of advertisement that you would have got...that you anticipate getting under the present system. I would like to see this work for a year and I would say that, I would have no difficulty at all, if it didn't work, and the anticipated revenue is worth forthcoming in next year's budget that I would not be averse to raising the campground fee, user's fee to an area of, let's say \$5.00. I think, that by a more sidious collection type of enforcement this year that you can actually get that \$45,000 that you're looking for. I really think that what we are talking about is probably 10% of the people who use the campgrounds are Yukon people, so that the money area at 10% really isn't going to amount to that much. It can be offset in the next fiscal year by some shrewd collection manoeuvre. I know that when it comes to collecting money, the Honourable Member for Whitehorse East is..will certainly put his mind to making sure that the Government gets as much back from those people using the campgrounds, from out of Territory and foreign users that we possibly can.

Mr. Stutter: Mr. Chairman, I can think of a couple of problems that are going to arise, if you instigate the system that the Honourable Member is suggesting. One thing, and it could be dangerous, is that you are going to have private cars, campers, and trailers all mixed up with transport, heavy transport going into those weigh stations. That immediately comes to my mind. Also, you are going to have another problem here, which is that the operators of those weigh stations, at certain times, get extremely busy now, just doing the business they have to do and if they have numbers of cars going through at the same time. You are probably going to have to have another operator there. The costs are going to escalate, and the money that you are going to collect, is probably not going to be worthwhile.

Mr. Chairman: Councillor Tanner.

SESSIONAL
PAPER #12

Mr. Tanner: Mr. Chairman, I'm still back to Vote 40. Why can we just stand here, and get all excited about the best \$10,000, probably \$7,000 or \$8,000, and nobody even questions \$179,000, that we are using on Advertising. We just passed seven or eight million dollars for Education, and here we are hung up on a few thousand dollars. I just don't believe, that the Government can't find it in that vote itself, in 700.

Mr. Chamberlist: Mr. Chairman, it appears from the people who have provided the information to budget in this way, the money, that we have asked for, for those specific primaries, for those specific establishments, felt very, very strongly, that we have to keep these areas upgraded. We feel that this is the way we can raise the money to do this in the campgrounds. All we are asking, is to raise that money in this particular method. I repeat, that, the point is recognized, that Yukon vehicles should not have to pay. Why shouldn't we look for funds in the sources that are available. I think that it is a source, that is available. I would ask, Mr. Chairman, that Members agree, to allow us to ... even that much more, so that we can cover the amount that we would lose by not having the Yukon vehicles listed in there. I have suggested five dollars, but if somebody has a better price ...

Mr. McKinnon: Mr. Chairman, assuming that ten percent of the vehicles using the campgrounds are Yukon residents, all one has to do, out of the 25,000 vehicles that are expected to use the campgrounds next year, to recover that sum of money that's wanted, \$45,000, is to get 1500 more of those vehicles ... no, get 15,000 of the 25,000, get 16,500 and the same fees will come back to the Government of the Yukon Territory, as projected, and still not charging any user fees on vehicles. I'm positive that, that can be done, with a little more attempt to get vehicles to register, using the campgrounds that are coming into the Territory. The round figure of 15,000 are going to be charged the user fee to collect the \$45,000, and eliminate the charge on the Yukon, we've got to get 16,500 of those 25,000 vehicles. I don't think that's too difficult a task to ask, when we go over and over again, how efficient and effective the Government of the Yukon Territory and the Administration is being run. There's a challenge for you. And fellas I know you can do it.

Mrs. Watson: Mr. Chairman, everyday, there are tourists travelling the Territory in the summer and use our campgrounds; and there are through lots of them. They can't understand why we don't charge a user's fee. People in the Tourist Booth, constantly keep recommending that the Territory charge a user's fee of at least five dollars. Tourists ask and they assume that it's five dollars. In some jurisdictions, it's five dollars, and then there is a nightly fee, if you are going to camp. We have tourists coming into the Territory, using our campgrounds, using the wood, bringing their own groceries, with an extra tank for gasoline, and they don't spend any money in the Territory, at all. And we think that five dollars would be too great a sum, to charge them for that campground. There are people, who come in and use our campgrounds, on a two month basis. I am very familiar with this situation. We have had families take up permanent residence in our campgrounds. Now, surely to goodness, and these are not Yukon families, it is worth five dollars to burn the wood, courtesy of the Yukon Territorial Government, for a whole summer, or even overnight, or for several nights. Five dollars, and it would make up the revenue that we require.

Mr. Tanner: Mr. Chairman, maybe the Honourable Member has identified

Mr. Tanner continues ...

one of the very real problems. There is no one who should go camping in our campgrounds, for two months. Maybe, instead of putting a fee on, we should put a length of stay on. There should be somebody getting those people on the road again, or move somewhere else.

Mrs. Watson: Mr. Chairman, that \$120,000 will just clean the campgrounds and dump your barrels; it isn't going to provide any extra time or supervision, to see that these people move on.

Mr. Tanner: Mr. Chairman, let's keep it straight. If the reason to provide the money, is so that we can keep the campgrounds clean, then somebody has got to make sure, or somebody somewhere down the line is going to be checking to see whether or not they've got the five dollar registration fee, or three dollar registration fee. You are not going to assume that everybody sees the notices and pays it are you? You will have to enforce it.

Mr. Chamberlist: Mr. Chairman, surely those of us who know the package area can take the package campground there. I have seen up to ten vehicles, ten trailers there, for the whole summer. We supply wood in there, the people are using the wood in there, they are not taxpayers, they don't do anything at all towards the funds of the Territory. All we are asking for, is five dollars. That's our position, of trying to get people to pay a little bit.

Mr. Tanner: Mr. Chairman, you can save many of your costs right now; instead of putting up signs saying that we are going to charge you five bucks, or whatever the suggestion is here six 3x5 notice boards, installed at \$2500. You can save the Territory a lot of money, by putting up a sign saying that, usage of this campground for a duration of longer than five days is not permitted.

Mr. McKinnon: Mr. Chairman, can we get on with the Budget? The construction isn't being put up by the Government of the Opposition... is it possible to get the business of the Yukon Territory done. I suggest that we continue with the Budget.

Mr. Chamberlist: Mr. Chairman, are we getting some measure from the Members of Committee, as to the fact, that we are going to be short of funds, in this particular budgetary area? Could we get an agreement, that we have an user's fee of five dollars? Is there any objection in doing it? Let's get some voice from Members on that.

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

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, from my own personal view, I cannot agree to the five dollar charge, for many of the reasons that I have stated. I think three dollars is sufficient. I know, for a fact, that we are not hard-bound in this particular case, in this particular Budget. I also know, that quite often we find unanticipated revenues, at the end of the season, over the estimates, that may be found in this book, possibly, in fuel oil tax. Possibly, if we get a big upsurge of tourist traffic, they are paying taxes in fuel, just like anybody else, when they buy fuel from the Yukon. I think that for the amount of money that's going to be involved, that there is no problem here. I can't see increasing the user fee, beyond the level that has already been stated in Sessional Paper No. 12. You must remember that we are trying to encourage these people to come to the Yukon, and to visit with us. Fine, three dollars is good. Let us get a year's experience started with the three dollars. I'm quite positive, that within this Budget, the Administration can find somewhere, to pick up ... we're talking about a hypothetical figure here, we have no idea of what we're expected to pick up. Possibly, these campground patrols, that are indicated in this Paper, might determine that, over

Mr. Taylor continues ...

SESSIONAL
PAPER #12

the course of the summer season. But, there is, certainly, no need to increase the fee. I would say for my own part, that it should remain at three dollars. I did want to make a comment on the question that the Honourable Member from Whitehorse West has raised...or North, pardon me. That is, the question of this check point operation. I don't think that that would be the proper place to collect the fees, unless someone wished to drive in there and have some. We have tourist booths at different parts of the Territory that might be a good spot, and they should be made available at stores, novelty stores, grocery stores, this type of thing, for sale to the general public. I agree with the Honourable Member from Whitehorse West, that signing just south of our border, and periodically through the Territory, would be a good method of getting to these people, and letting them know, that they are required to have these particular stickers. But to suggest beyond the three dollars, is just out of it. I think, as a matter of fact, that some people who would oppose it, would go and camp in the bush, and as I say, we will lose in forest fire losses. One way or another, we will lose. So, let's keep it at three dollars, and try it for a year, and if it's found that this is not sufficient, maybe we can rediscuss it again, in the next Budget.

Mrs. Watson: Mr. Chairman, we are constantly looking for sources of revenue. The only source of revenue, that we have, are the people within the Yukon Territory. Now, we are looking for a source of revenue, from non-Yukon people. You are prepared not to tax them, when you could even make some revenue. You are afraid, that you may make more money than it takes to maintain the campgrounds. I say great, if we can. The more we can make from non-residents, the better. We should be charging them for non-resident game licences. You hear so many people say that you people in the Territory have rocks in your heads, you don't charge for these things, and you are losing them. And yet, we are not prepared to face the issue. We have to have money for programs, and when we have a source for revenue, we are not prepared to take advantage of it.

Mr. Taylor: Mr. Chairman, I would like to move, at this time, that the user fee for campground permits be set at three dollars, per vehicle.

Mr. Chamberlist: I second that motion.

Mr. Taylor: Mr. Chairman, I might point out that the motion, that has been passed for us, excluded Yukon residents from being users. So, this will be three dollars, per vehicle, for those other than Yukon residents.

Mr. Chamberlist: You say that in your motion. I wonder if you can get a copy of the motion, Mr. Chairman.

Mr. Tanner: Mr. Chairman, I'm going to go one step further. I'm not going to make a motion, and suggest that three dollars is out. I think that it's real bad business, that you are getting yourself into. I think that the money that you are going to pick up, and the amount of Administration you are going to create, and the amount of aggravation you are going to initiate with people who have driven all the way through B.C., or all the way through Alberta to get here, or all the way from Alaska; and suddenly find themselves hit with a fee, which they didn't have there...the fact, that we sit here, when nobody is questioning that they have doubled their budget in this department, and nobody turns a hair about it. We are getting all excited about \$45,000. I, personally, think you are making a mistake, using that fee at all. I, certainly, wouldn't support it going any higher.

Mr. Taylor: Mr. Chairman, I've added to the motion, other than Yukon residents, in order to make it clearer, that it is not intended to charge Yukon residents. I suggest to you, Mr. Chairman, this motion.

SESSIONAL
PAPER #12

Mr. Chairman: It has been moved by Councillor Taylor, seconded by...

Mr. Taylor: Let's hear the motion.

Mr. Chairman: That the user fee for campground permits be set at three dollars, per vehicle, other than Yukon residents.

Mr. Chamberlist: I'll second that motion myself.

Mr. Tanner: Mr. Chairman, the action of the Member to my right here... he's got some little nitty-gritty thing but the House has expressed itsèlf. Yukon residents are not paying that fee.

Mrs. Watson: Mr. Chairman, is that three dollars per vehicle? We are not going to charge the user fee for non-residents of the Yukon Territory who do not have a vehicle?

3

SESSIONAL
PAPER #12

Mr. Chamberlist: I will second this motion, as it is written.

Mr. Chairman: The Chair only seeks direction in this point. I think the intent of the mover was quite clear but I do find a little difficulty with the wording of the motion.

Mr. Taylor: Possibly Mr. Chairman I might be able to assist in clarifying the motion.

Mr. Chairman: Do you wish me to call a brief recess while you read. I will declare a brief recess.

RECESS

RECESS

Mr. Chairman: I will now call Committee back to order. The motion now reads, if there is a seconder, "that the user fee for Yukon Campgrounds be set at three dollars per vehicle, Yukon vehicles to be excluded." Is there a seconder?

Mr. Chamberlist: I seconded a different motion.

Mr. Chairman: Order please.

Mr. McKinnon: It should be user fee for Territorial campgrounds it shouldn't be vehicle. Mr. Chairman, a guy was walking down the Alaska Highway and decides to camp in a Yukon Territorial campground for two weeks, he could be liable if he is from British Columbia or Saskatchewan for user fee for the campground for the person who drives the car in and uses it. It should be a user fee for Territorial campgrounds should be three dollars, Yukon residents are to be excluded from this charge.

Mr. Chairman: Well now I am afraid the Member has really caused me a little confusion from the Chair, may I ask if the Administration could put stickers on someone's forehead, if they were in there with a small tent?

Mr. Commissioner: In the affirmative, Mr. Chairman, we don't have to put it on their forehead, there is other parts of their body to put stickers on.

Mr. Tanner: Has the Administration put any consideration to tatooring, perhaps it could be a permanent thing?

Mr. Chamberlist: I wonder if the Honourable Member from Watson Lake, who should have the knowledge will be able to prepare a proper motion so that we can deal with it.

Mr. Taylor: Mr. Chairman, I think that everyone agrees with the philosophy behind the motion, that is to set the user fee at three dollars and possibly by simple agreement or disagreement of the Committee on this concept regardless of how this motion is worded, we will solve the problem by maybe a simple show of hands.

Mr. Chairman: I wonder if I might just state from the Chair, I wonder if a motion is actually necessary, Sessional Paper No. 12 gives the rate now, with the one motion that we have excluding this fee for Yukon residents. All we have to do surely, is adopt the recommendation in Sessional Paper No. 12.

Mrs. Watson: Mr. Chairman, Sessional Paper No. 12 is the use per vehicle, all vehicles, Yukon and outside...in charging the user fee are you going to let people who are not using a vehicle who are outside of the Yukon use the campgrounds freely, without paying a fee.

SESSIONAL
PAPER #12

Mr. Chairman: What is the wish of Committee? Do we recess again to prepare another motion?

Mr. Chamberlist: I think we should deal with it now, the Honourable Member from Watson Lake who was so definite about this, we can give him all the time he wants. I am prepared to be here until ten o'clock, as long as he has the time to do what he wants to do, then we will note what he is talking about.

Mr. Taylor: Mr. Chairman, I would suggest that the Honourable Member is well aware of what I am talking about, this is just evasive tactics. I guess at this time I will resume the Chair.

Mr. Stutter: Mr. Chairman, I would like to ask then, the Administration, or the Minister, if it is the intention, I get it now that the intention originally was to charge a fee to all users of the campground rather than vehicles using the campground. If this is so and you are going to be using stickers, what actually is going to be the procedure for a person who is travelling, hitchhiking from one campground to another, now every night that he is in a different campground and your patrol person comes in, is he going to go up to that person and ask to see his sticker, or what is the procedure going to be?

Mr. Commissioner: I can well imagine Mr. Chairman, that this may well be the administrative tactics that will be used. If he doesn't want to carry it he can put it in his packboard.

Mr. Stutter: One further question, Mr. Chairman, I am sorry to appear ignorant in this thing, but is this the same way that is it done in all the provinces? Do all the users actually have to have a permit too?

Mr. Commissioner: This is becoming a universal practice, Mr. Chairman, throughout North America. It is my understanding that in the State of Alaska they are going to institute a system whereby every campground will be set up with a type of machine, that Honourable Members may be familiar with, in the self-park and parking lots located in the bigger cities in Western Canada. You will put in your money into this machine upon receipt of the money will produce a dated tag for that day and be related to the name of that campground and if upon inspection you cannot produce that you are subject to the penalties and laws of the State of Alaska. I am sorry, I meant to check with Governor Egan to see if this was going to be instituted in the course of this coming summer but I forgot to when he was here but it is my understanding that this is the route that they are going to take.

Mr. Tanner: Mr. Chairman, I still don't agree with what the previous Chairman said, what the Assistant Chairman said, the House has made it thoughts known why do need a motion? Why don't you let it go and continue the business of the House?

Mrs. Watson: I think that Tourism needs some specific direction if they are going to carry out the thoughts of the House.

Mr. Tanner: Mr. Chairman, they have got it, we have said, go ahead and institute the system that you have outlined in Sessional Paper No. 12 with the exception that you don't use that system as far as Yukon residents are concerned.

Mr. Chamberlist: Is it my understanding that you are saying that you are accepting the Sessional Paper, the contents of the Sessional Paper except for Yukon licensed vehicles? Is this agreeable?

Mr. Stutter: No, Mr. Chairman, I can't let that one go. The Minister has just emphasized vehicles and we have just previously been told that Sessional Paper No. 12 is to tax all users and if we accept his little gem that he has just put in there, he is going to exclude the vehicles but any Yukon traveller is going to have to pay.

Mr. Chamberlist: Let me go beyond that, what Committee is saying is *SESSIONAL* that Sessional Paper is acceptable excluding Yukon vehicles and Yukon *PAPER #12* revenue. Is this agreed? Can I hear some more? That is better, Councillor from Watson Lake, is he agreeable to this as well?

Mr. Chairman: I smell a rat.

Mr. Chamberlist: Unfortunately, I have got a cold so I can't smell the Honourable Member.

Mr. Chairman: In view of the time, what is your further pleasure?

Mrs. Watson: Mr. Chairman, I move we go on with Tourist and Conservation and Information Services.

Mr. McKinnon: Mr. Chairman, I've already requested before Committee when the main estimates come up concerning the Game Department that Mr. Fitzgerald be invited to attend Committee. As far as I am concerned I have the agreement of Committee that this would be done.

Mr. Chamberlist: Mr. Chairman, I'm sure that what the Honourable Member from Carmacks-Kluane had said was because she, like the rest of the Members of the Executive Committee are so interested in getting the affairs of Government done as efficiently as possible, so I think she would withdraw her objection at this time. I'd like to hear it from her.

Mrs. Watson: I did agree with the Honourable Member...

Mr. Chairman: Mr. Clerk, how are we fixed for staff if we continue tonight? Well what is your pleasure at this time? May I have some direction please.

Mr. McKinnon: Mr. Chairman, I move that Mr. Speaker resume the Chair.

Mr. Tanner: I'll second the motion.

Mr. Chairman: I wonder if Mr. Treasurer could be excused at this time.

Mr. Miller leaves .

Mr. Chairman: It has been moved by Councillor McKinnon, 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: The House will now come to order. May we have a Report from the Chairman of Committees?

Mr. Chairman: Mr. Speaker, Committee convened at 10:35 a.m. to discuss Bills, Sessional Papers and Motions. Mr. Miller, Territorial Treasurer and Mr. Keith Fleming attended Committee to discuss Bill No. 26, the Main Estimates. It was moved by Councillor Chamberlist, seconded by Councillor Tanner that Motion No. 20 be amended to read "It is the opinion of Council that the Administration request the Department of National Health to provide equipped dental offices in the communities of Watson Lake, Mayo, Dawson City and Haines Junction, to permit regular periodic dental care." The amendment carried and Motion No. 20 then carried in Committee. Committee recessed at 12:00 noon and reconvened at 2:05 p.m. It was moved by Councillor Taylor, seconded by Councillor Tanner that Yukon residents be exempted from payment of fees for use of Yukon campgrounds and this motion carried. It was moved by Councillor McKinnon, seconded by Councillor Tanner that Mr. Speaker do now resume the Chair and this motion carried.

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

Mr. Taylor: Mr. Speaker, I believe tomorrow we will be having, following Orders of the Day, the Director of Travel and Publicity in Committee to discuss Main Estimates. Otherwise we will have Bills, Sessional Papers and Motions.

Mr. Speaker: May I have your further pleasure?

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

Mr. Stutter: I would second that, Mr. Speaker.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse North, seconded by the Honourable Member for Dawson that we now call it 5:00 o'clock. 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. Are there any documents or correspondence to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker, we have for tabling this morning Legislative Return No. 16.

*TABLING
LEGISLATIVE
RETURN #16*

Mr. Speaker: 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? If there are no Notices for the Production of Papers or Motions, we come to the Question period. Mr. Clerk, would you go see if the Commissioner is available. 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. Taylor: I have a question to direct to Mr. Commissioner this morning, having respect to the fisheries motion that we passed in Council. I am wondering if Mr. Commissioner could inform me this morning if the fisheries agreement has now been signed by the Ministers in Ottawa and if not, I wonder if he could inform me of why not.

*QUESTION RE
FISHERIES
AGREEMENT*

Mr. Commissioner: Mr. Speaker, to start with I am not responsible for the actions of the Ministers in Ottawa. Let's sort this out right now. So the why not is unanswerable as far as I am concerned, Mr. Speaker. All I can tell you is that the matter is being handled by the two Ministers concerned and at a time that is of their suiting, we will have the documents here and they will be given out.

Mr. Chamberlist: Mr. Speaker, in view of the report that has been tabled in the other place, relative to the Canadian Constitution and the three recommendations with reference to the territories which have been made, being: Recommendation 69, The Objective of Government Policy in the Yukon and the Northwest Territories should be the fostering of self-government and provincial status; Recommendation 70, The Provisions of the North, British North America Act 1971, section 2, which provides for the admission of new provinces by action of the Federal Government alone, should be continued providing that no territory should become a province without its consent; Recommendation 71, The Yukon and the Northwest Territories should each be entitled to representation in the Senate. If the Commissioner finds any objection to me submitting a copy of that particular section from the report, which he has loaned to me yesterday, to all Members of Council.....

Mr. Commissioner: Mr. Speaker, my answer is in the affirmative.

Mr. Speaker: Are there any further questions?

Mr. McKinnon: Mr. Speaker, yesterday I asked the Executive Committee Member in charge of Health, Welfare, and Rehabilitation whether there could be further representation from the City of Whitehorse at this Table, concerning the Municipal Aid Ordinance and the Municipal Ordinance. The answer at that time was in the negative. I wonder, Mr. Speaker, if the Government has reconsidered their position and perhaps have had a change of heart in this matter overnight.

*QUESTION RE
REPRESENTATIO
CITY OF WHITE-
HORSE ON
MUNICIPAL
PACKAGE*

Mr. Chamberlist: Mr. Speaker, it wasn't the case of reconsidering the position, it was the case of the Member of Whitehorse called me and has specifically undertaken to deal with two specific subjects, if he were able to meet with Committee. I have already indicated to Mr. Chairman of the Committee of the Whole that it is...the City may make representation dealing with those particular subjects.

Mr. Speaker: Are there any further questions? We wish to thank the Commissioner for his attendance. As there are no Private Bills and Orders we come to Public Bills and Orders. May I have your further pleasure?

Mr. Taylor: Mr. Speaker, I would move that Mr. Speaker would 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 that.

Mr. Speaker: It has been moved by the Honourable Member from Watson Lake, seconded by the Honourable from Whitehorse North that Mr. Speaker would now leave the Chair, for the purpose of convening in Committee of the Whole for discussing Public 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 from Watson Lake will please take the Chair in Committee of the Whole.

Mr. Taylor takes the Chair.

BILL #26

Mr. Chairman: At this time we will call Committee to order. We have with us today, the Director of Travel and Publicity - Mr. J. Guldner, who will assist us in discussions relative to Bill No. 26, more particularly Vote 07.

VOTE 07

VOTE 06

Mr. Chamberlist: Mr. Chairman, before we go with that I wonder if I could answer some questions that were asked yesterday. Mr. Chairman, the following questions were asked yesterday by Councillor McKinnon: What is the breakdown figures by month of inmates at both institutions and the repeater rate at both facilities for the past year? How are the ages of inmates broken down? Can you give me a breakdown of numbers of inmates of native origin? What rehabilitative programs are in being in both institutions? Are these programs to be expanded? Mr. Chairman, I have prepared the three page document in relation to all the breakdowns, month by month and I have given a breakdown from April 1st, 1971 to February 29, 1972 which are the latest records and I have made available and will be making available, a copy for each Member of Committee. If they would like to make some comments on some of the items, The recidivism rates are as follows: In adults-male, out of 241 inmates 25 were repeaters, that is 10.37%; female-adults, out of 11, 1 only was a repeater. So we have the total adult inmate population during the year of 252 with a repeater situation of 26. This is 10.32%. In the juveniles out of 34 inmates we had 5 repeaters and out of 9 juveniles, people who were sentenced to the Juvenile Training Camp, there were no repeaters at all for females. Consequently, we have 43 total inmates to the Juvenile Detention Home and only 5 were repeaters. We have broken down the age grouping of the sentenced inmates and because of the number of details that would be involved, in evening these out these will be available both mixed, Indian and White. We have the age grouping of sentenced inmates and it would be very very interesting to note at this time that the age group in the male inmates who were sentenced to the Whitehorse Correction Institute, 117 were Indians, 124 were White. This is in this ten month period. There were 9 Indian females sentences and only 2 White. Therefore, we have a breakdown there showing that certainly the Indian population is not higher than the White population in the Whitehorse Correctional Institute. Under

Mr. Chamberlist continues...

the juveniles, there's mixed Indian and White juvenile, you had a total of 34 males and 9 females. There were 21 of the juveniles were Indian male, 13 were White, 8 of the juveniles were Indian, 1 is White. Now the normal school curriculum is being followed at Wolf Creek along with recreational programs. At Whitehorse Correctional Institution, inmates are, or have been, enrolled in various vocational courses. Amongst them are machine shop practices, steam engineering, and welding. These courses accounted for eight inmates. There are also seven inmates taking upgrading courses since February, 1972 and three others were taking correspondence courses. Three inmates are presently enrolled in training courses with the Forest Service and are engaged in the work by the Forestry Department as soon as they are released after serving their sentence. A basic prospector's course has been held on three occasions in the past. In the more recent one, which concluded at the end of February, nineteen inmates took the course with 12 completing it successfully and no students receiving less than 52% marks. As a further aid to rehabilitation for some inmates, Mr. Harrison a very noted local artist and instructor at the Yukon Vocational School, has been conducting a weekly art class at the Institution with seven inmates attending. Two inmates are presently receiving instruction in the kitchen with a view to pursuing cooking as a career. In February there are 24 inmates out of an average population of 43 were in some form of constructive training, not counting the art class and basic prospector's course. We are hoping to continue and expand this program for younger members as well. The outside programs, the work that has done in the past, we hope to continue and in any other area that we can get as much..as many of the inmates in outside projects. Thank you, Mr. Chairman.

Mr. Chairman: Possibly the Member would like to circulate those copies so that Members could give consideration to it. Just before we proceed with Vote 07 -1, I'd like to note that it has been by general agreement that at 2 o'clock this afternoon we receive representation from the City Council of Dawson and I believe the City Council of Whitehorse. Is this in agreement with all Members of Committee? That will be 2 o'clock this afternoon. Mr. Clerk will you so notify the parties involved.

Mr. Chamberlist: Mr. Chairman, I take it that we will be having the two groups separately not together.

Mr. Chairman: Councillor Stutter?

Mr. Stutter: Mr. Chairman, I don't know whether that was the understanding or not. I see that the Dawson party are here and if we are dispensed with Mr. Guldner's Travel Department by 11 o'clock I wonder why the reasoning for waiting until 2 o'clock. I think the Dawson people are probably anxious to return home.

Mr. Chamberlist: Fine, that's just fine.

Mr. Chairman: Is the Committee agreed? We will then proceed with 07-1. Is there anymore information on Administration of Campground Maintenance? Councillor Stutter will you take the Chair?

VOTE 07

Mr. Stutter: Yes.

Councillor Stutter takes the Chair.

Mr. Chairman: Mr. Taylor.

Mr. Taylor: Mr. Chairman, earlier at this Session there was a motion approved by Council that stated, "That the subject of a logo symbol for use by the Government of the Yukon Territory, be discussed in Committee of the Whole." In Committee it was pointed out that this should be raised when at the appropriate time came. This slipped by us yesterday

VOTE 07

Mr. Taylor continues...

in the multitude of things that were filed in this Budget. However, I believe that this comes under the Primary No. 40, Advertising and Public Promotion. There was much said on the subject when it was first raised in Committee and prior to its deferral to this point. I would first make the comment that if the Director could explain briefly to Members of Committee how this thing got started and what brought it to being and how did it originate in the first place, who originated it and what is the status of it at the present time. That is the logo symbol.

Mr. Chairman: Mr. Guldner?

Mr. Guldner: Thank you. I prepared a paper that outlined the history of the symbol as I know it. I must first explain that I was not here at the time it was thought of, at the time it was introduced. I was instructed when I arrived by order of the Executive Committee Recommendations 32/1 that I was to adopt this new logo and use it according to the Recommendations. Now this logo at that time was submitted by the advertising agency in Vancouver. At that point apparently, there was no other submission ever made. On the 23rd of July, we became aware that there was a piece of paper, produced by a local artist featuring a similar drawing. Upon looking at it, it was obviously derived from the same photograph that the Balagno art work was derived from. It appeared that we might be subject to some controversy because this local artist felt that the art work was his and the advertising agency had stole it. I did what I could to find out what had happened. There was never any actual proof that it was stolen. The advertising people certainly maintain that they derived it from the same source as the Dawson artist. I have no reason to doubt them. They presented the only logo recommendation that was accepted, the other fellow didn't. This is the basis that we proceeded on. We did at one time, in order to avoid a controversy discuss this with the advertising agent who as far as he was concerned, there was no money in it for him. He was quite willing to share recognition for the development of this logo with the local artist. We mentioned this to the chap, now we did not give him credit for designing it. We feel this credit belongs to Hegg, the chap that took the photograph, presumably took this photograph. After considering this, apparently the artist in Dawson decided that he preferred money and he wanted control of the use. He approached us on this basis, which we suggested that we were not willing to accept this, as it was on instructions from the Executive. We proceeded with the logo through the advertising agency. Now as it is at the moment, the logo is being produced on an initial of new folders and in our advertising. We feel at the moment no further planned use for the symbol as it stands. In time we will expand its use. But I am again hearing out the wishes of the Executive CommitteeBeyond that I don't have much else to explain. I sympathize with the artist from Dawson, I would like to help the lad, I feel, I don't know the background behind all this. I would like to help him, but I couldn't give him credit for the symbol. I don't know if he developed it or not, I think he stole it from the same place the other people did. It is a coincidence. This is the only basis that I can operate on.

Mr. Taylor: Mr. Chairman, I'm sure that other Members including the Member from Dawson would want to make comment on this subject. But, it occurs to me that this has been done by the Executive Committee without the knowledge of the Council as a Whole. It was a symbol that was adopted, it is not symbolic in my opinion and in the opinion of many people in the Yukon and of the Yukon. It depicts the Chilkoot Pass and the trail over Skagway and I believe has more meaning to the State of Alaska or the Province of British Columbia. It certainly has little or no meaning in the Yukon. Historically, if this is what it is supposed to depict. Secondly is, I pointed out that when I last rose on this subject, in the past when we wanted a flag and when we wanted a mace which we now appears before us in the Chambers, we went

Mr. Taylor continues...

and allowed the people in the Yukon to participate in the design of both by holding a contest. A contest which was Territory-wide and opened to children and adults alike. I believe a prize of \$100.00 was put forth by the Government of the Territory for the winner. A great mass of ideas flowed in, in both these cases and this should be the case in respect to the adoption of a symbol for the Government of the Yukon Territory. I don't feel that this logo, personally, I don't feel that this logo symbol as described here should be used, until such time as a contest is held in this regard and more ideas have been generated from the public, the people of the Yukon and I think that it is very important that they be permitted to participate in this particular area, so that we might indeed find a symbol for use by the Government and people of the Yukon which would more benefit history of the Yukon Territory. These are my preliminary remarks on the subject and I don't think this logo symbol should be used any longer and I think it should be set aside until such time as a contest has been taken and a proper symbol for the Yukon Territory is accepted. So on those preliminary remarks I will leave it at that for the moment and allow possibly the Honourable Member from Dawson to come forward. I will resume the Chair.

Mr. Taylor resumes the Chair.

Mr. Stutter: Well, Mr. Chairman, I looked into this logo symbol considerably. I think the main objection along to the use of the logo; it all originated when it was thought that perhaps the symbol on the license plate was going to be changed. I think that we have been given assurance that we could perhaps check it out here, but we've been given assurance that the symbol will not in fact, be changed on the license plates. So really, before I go into it too deeply, I would like to ask the Director just exactly where it is intended to use the new symbol if we adopt this particular symbol. Where would we use it? Would it just be on any other or perhaps he could just give us an outline of how this or stationery symbol would be used in your promotional literature?

Mr. Guldner: Councillor Stutter, we, at the moment are contemplating using it only in advertising and on the literature program on the cover. Now it will not replace the flag or the crest or anything else. The purpose of it is, a very small logo with an accompanying message, "Discover Canada's Yukon, the Home of the Klondike" in the corner. That was its intent. It has value that it is relative to the Klondike 1972-73 promotion because this is one of the features of the whole event, the short trek over the Pass. This is what makes sense to me, it may not be in the Yukon and it may be hard to tell just what those figures are doing if you live in Florida, but if we are going to sell history for the next two years it makes sense to have a symbol during that period that features that particular event. This is where this logo makes sense to me. I could tell this anywhere on the basis that it depicts the feature part of a very great event. At least the most exciting part. The use of the symbol I would see it as standing on possibly on some of our displays, probably on envelopes which we mail to tourists requesting literature. Probably on stickers, luggage stickers type, maybe on posters for conventions that come in. This sort of thing. At the moment we have already turned down application to use it commercially on balloons for example. We would like to control it at least if we have the privilege of using it. We would not adopt it, put it to any use that wasn't controlled by the Government, with the proper explanation attached to it. Discover Canada's Yukon, it cannot be used without... Now we are producing a youth manual a very small booklet that is coming to us as part of literature program at no cost, which explains to all people how it is to be used and how it is to be set up, and its limitations and where you must get the approval from. On that basis that is what the situation is now.

Mr. Stutter: Mr. Chairman, I would like to ask, if this symbol or the logo, has presently been protected, has it been copyrighted, or has it been protected under the trademarks?

VOTE 07

Mr. Guldner: Yes, it has. As early as June 17th, action was instituted with the agencies, to pursue with registration, which was completed sometime in January, of this year. I should tell you, that we spent \$1300 on a search and a registration for this logo, acting on their recommendation. We've got it. There has been no objection, to its use, from anyone. It's widely gazetted and so on; we can't do anymore than that.

Mr. Stutter: Mr. Chairman, how would an artist, or how would somebody that, as in this particular case, lay claim to a previous production of this particular symbol, how would he know that, in actual fact, he did have some method of appealing against the use of it? I mean, is it gazetted?

Mr. Guldner: This is all handled, of course, by a law firm in Vancouver. What procedures they follow, I am not familiar with, but they prescribe to the terms of the law, covering this situation. It was put out in gazette, on several occasions. I can see what you are getting at. A fellow, maybe in a remote community, I'm not referring to Dawson, might not be aware of what's in the Gazette. He might not know, that it was published and approved. I have a feeling that there is money in this gentleman's claim, as his main interest. I have reassured him, that, there is no money involved. We have not paid the advertising industry, so we are not going to pay any local artist for it. We offered him, his full share of credit, for developing a similar work of art, and he declined this.

Mr. Tanner: Mr. Chairman, I would point out to the Council, that when Pierre Burton's book, The Klondike Fever, as originally written, in the hard-covered edition, in the 1962 year, it was the same picture, just expanded ...

Mr. Commissioner: Mr. Chairman, this particular item of his ...the thing is, it's in the public domain. Mr. Hegg's picture, which is part of the Hegg collection, and I believe that this collection is in the hands of either a foundation or some individual in the western part of the U.S., it's a published book, which you can go down to the bookstore here, and buy. In front of the Pioneers' Hall, in Dawson City, there's a little brass plate that was put there not too many years ago, which, effectively, has the same design on it. It was raised as a memorial to the pioneers, in that area. So, the item in fact I was quite surprised when we were able to get a copy right off it, because I felt we were going to be told that it was in the public domain; as a consequence, there was just no way of getting a copy. This is one of the problems that we have had, with the gold panner on our license plates. That this in very, very small deviations from what we are using, is protected by copyright in Canada, and I believe that there is one of them, perhaps Mr. Guldner can bring me up-to-date on this, with a hand out-stretched is copyrighted, and is in the hands of an individual. There is just no end to the thing. And as far as the program is concerned, that where this is presently being used except ... this program was presented by an advertising agency, which we have obtained for this purpose, and they are not paid, directly, by the Yukon Territorial Government, in that hunt. Mr. Hodgkinson and Mr. Guldner can tell you exactly how we deal with this organization, but it is my understanding that they get their remuneration, or whatever you wish to call it, as a consequence, of placing the actual production of the advertising material itself. The advertising program, that we have put together,

VOTE 07

Mr. Commissioner continues ...

I don't know whether we have any kind of blank proofs that are available, at this time, but if they are, we will get them tabled for Council's information. You are not going to be ashamed of the advertising program that is being wrapped up at the present time, on behalf of the tourist industry.

Mr. Stutter: Mr. Chairman, I would just like to ask, now, that this symbol, I won't use "this" one, because they are not exactly the same, now that the new logo for the Territory has been copyrighted, does this, in actual fact, mean that other users could not use it, or any part? I mean, does this now mean that the original photograph by Hegg can't be reproduced?

Mr. Commissioner: Mr. Chairman, this is just exactly the point. What we have copyrighted is what will appear on our literature. Part of that copyright consists of the wording, "discover ... Canada's Klondike ... the home of the Klondike," that package is what has been copyrighted, not any one part of it. That package is the property of the Government of the Yukon Territory. This was one of the greatest complaints that we had, in regard to the use of the word "Klondike" here, a few years ago, it had fallen into the public domain, and was being used everywhere. We attempted to get it fully copyrighted, but were not able to do so. So, it's the total package, Mr. Chairman, that has been copyrighted. No one can use that package without our authority. Now, any one part of that package, such as the picture of the three men climbing up the steep incline, that is another thing altogether. It is not copyrighted by us because somebody else has got it copyrighted.

Mr. Stutter: Mr. Chairman, I take it that there is absolutely no danger now that it has been copyrighted by the Territory, of the Dawson artist being able to use it. I mean, in his own promotion from here on because it is only part of the logo.

Mr. Commissioner: He can use the picture, that the Honourable Member has before him now. I assume that it can be copyrighted by anybody that wants to copyright it.

Mr. Chamberlist: Mr. Chairman, I would like to point out, that the letter that the gentleman from Dawson wrote to the Members of the Territorial Council, he made reference to, of which I received a copy, his design. Now, it's really very interesting to note that on the sketch itself, he says, "from the trail of '98"; and to those who have seen the original picture, it says, "the trail of '98", so there is an admission there, that is taken from the original photograph of the trail of '98. Now, I would normally have much sympathy in the matter for the local artist, who has produced some sketches of this nature. I notice, that in the package that he is selling, he has some designs of various buildings in the Dawson area, which are definitely of his design because there has been no other further graphic picture of it. In fact, I recall him sitting with his easel outside one particular building and sketching a particular building. It may well be, that this is his design. I think that he heard very much when he claims that this is his design, in this particular logo. There is a difference, inasmuch as the picks and shovels are removed from the logo that we are using. That indeed, in the main photograph that I have seen, it shows many, many people climbing up the trail. Basically, the point is, that this is an admission here, that it has been taken from the trail of '98 and he is using the actual words, that are written in there.

Mr. McKinnon: Mr. Chairman, I think that the proposed logo would be much more typical of the Yukon today, if it was turned upside down, and depicted people sliding down a rope, trying to get the hell out of the Yukon, to avoid the present Government policies, that are being forced upon the people of the Yukon Territory. However, Mr. Chairman,

Mr. McKinnon continues ...

VOTE 07

I would like to ask whether this is just part of the famous picture, of the whole string of people going over the trail of '98, just a close-up of that string of people, where in the actual Hegg photograph there is only the difference of three people, climbing the trail? I wonder if Mr. Guldner has a reproduction of the original Hegg photograph somewhere in the Department of Travel and Publicity files, and whether it could be brought before Council, so that we can compare the Hegg photograph, the sketch by Mr. Pewitt, and also the logo of the Department of Travel and Publicity. I would certainly like to be able to check the similarities in these three designs. That's my only comment on the logo, the reproduction of the Hegg photograph to be presented to Committee just for interest sake, if nothing more. I have further questions on the Tourism, Conservation, and Information Branch of Government, but I wonder if people are finished with the debate on the logo?

Mr. Chamberlist: Mr. Chairman, I wonder if the Honourable Member would be satisfied, that if he is curious about this particular thing, whether this curiosity can be satisfied outside of the Council Chambers, if all he wants to do is look at a picture. Do it that way, instead of tying the Council up with a minor thing like that.

Mr. McKinnon: Mr. Chairman, well, I'll ask my questions then. Does The Department of Tourism, Conservation, and Information have a reproduction of the Hegg photograph, in the files?

Mr. Guldner: Mr. Chairman, as to the photograph I'm not sure, but we do have publications with that photograph in them.

Mr. Stutter: Mr. Chairman, just before we leave this particular item, I would just like to protect, at least defend, the Dawson artist from a statement, that was just made by our Minister from Health and Welfare. He has tried to make it seem, that though some of the pictures in that folder are original, while others are not, but this picture, this one, it isn't as though it's a copy of part of the Hegg photograph. He has even made changes on it. He has taken the idea from the Hegg picture, but he has not reproduced it, anymore than sitting up his easel in front of the old buildings in Dawson, and producing what is an original. The same thing has happened here. He may have had the Hegg photograph in front of it, but the design that he has come up with, is, nevertheless, original. He may have gotten his idea from the Hegg photograph, but this particular item is original.

Mr. Chamberlist: Mr. Chairman, I regret that the Honourable Member is of the opinion, that I am trying to mislead Members of the House. I was just simply reiterating that some of these pictures are, indeed, original because they are done from a particular building. But this particular one, that we are dealing with, indicates itself that it's from the trail of '98. That picture was called the trail of '98. So, I am saying that it came from that picture, and there is no intention to indicate otherwise.

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

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, just before we leave this matter, I'm not really as concerned about who is the original author, or who isn't the original author of this symbol. It would appear, that there has been a great deal of money spent in incorporating this particular symbol into some of our literature. I might say though, that I don't feel that this logo symbol should be adopted as the official symbol of the Yukon Territory. I really think that some consideration should be given by the Executive Committee or this Legislative Council, if it has a voice anymore, in the creation of a contest throughout the Territory, for people to submit ideas for the new symbol.

Mr. Taylor continues ...

VOTE 07

I would very much appreciate having some support in this matter. I think that it is very important that the people do participate, in anything which is going to be adopted as the official emblem of the Yukon Territory. I would like to ask a question, as a matter of interest, how much money to date, has been spent, in relation to the adoption of this particular logo symbol? Was this selected by the Executive Committee from a number of suggestions, or was this selected strictly by the Executive Committee?

Mr. Commissioner: Mr. Chairman, we went out to put together a literature program, a program was adopted, the logo happened to be part of the program, which was part of the total package. When the Honourable Member is asking how much money was spent in this particular regard, to my knowledge, the identifiable expenses in connection with the logo aspect of the literature program, consists of the search wired to the legal fees, necessary to protect the trademark. I am not aware of any direct identifiable expenses, other than that. The statement was made, that some advertising agent was paid many thousands of dollars to develop this. This is not true.

Mr. Taylor: Mr. Chairman, I want an answer to the second part of my question, as to who made the selection, did the ad agency in Vancouver, I believe it is, decide that that is the symbol for the Yukon Territory, or did the Executive Committee make the selection, and if so, was it based on several designs?

Mr. Commissioner: Mr. Chairman, with respect, I have answered the Honourable Member's question. The logo was not presented in isolation; it was presented as part of a literature program. I'm sorry, if we don't have the literature here for the Honourable Members to be tabled. I am sure that Mr. Hodgkinson and Mr. Guldner can bring the proofs, I believe that there are some proofs available ... circulate it to Council. It was not presented in isolation at all, it was part of a literature program package ...

Mr. Stutter: Mr. Chairman, might I ask how soon that package might be made available?

Mr. Guldner: Mr. Chairman, the literature is scheduled to roll off the presses on the 27th of March. This will be the initial run. The intent was to produce and look at it again, and test the public perception, and this is again, no reference to the symbol, we are talking about the total concept. Then we would go into full-scale run in April, and propose the major body of the vote. This is where I think we are off the track, I don't think that this logo was ever intended to be the symbol of the Yukon. My understanding of the instructions is entirely related to our advertising literature program. It's a logo for the Department of Travel and Information. That is, as far as I know, where it ends. The license was a suggestion that came up, and we submitted it as a proposal, as we are supposed to do, to the Council, which was ultimately turned down. We have no reason to try and out do any established symbols for the Yukon, except in our own case, where we are dealing with specific folders, specific advertisements put out by the Department.

Mr. Chairman: I might just ask from the Chair, it does seem though, that this logo or symbol has been used in other areas, other than Travel and Information. I believe that it appears in the Yukon Gazette or in the Star, when the Territory is advertising.

Mr. Commissioner: Mr. Chairman, this is correct. It's part of the advertising program of the Territory. We are attempting to use everything that we can. We are constantly getting badgered and told around this Table...we are getting knocked on the head everywhere, that we aren't advertising the Yukon, we are not selling the Yukon. We are attempting to do something about it. If it comes to the fact,

Mr. Commissioner continues ...

that we don't happen to be using the ... as part of that program, in certain aspects, that we don't happen to be using the gold miner symbol, it looks as if the whole thing is going to come crashing down on our heads or something. At some point in time, the Executive Committee, this is what they are constituted for, if they can't make a decision to go ahead and do something, you might as well fold up.

VOTE 07

Mr. Taylor: Mr. Chairman, I would just like to then, from what has been stated, I'd like some concurrence with the remarks of Mr. Director that, indeed, this is not going to be the official symbol of the Yukon Territory. This is only used for Travel and Publicity purposes, in their literature. Secondly, I would like to ask, if the Executive Committee would give consideration, early consideration, to having a contest throughout the Yukon, for soliciting designs for a logo-type symbol for the Yukon Territory.

Mrs. Watson: Mr. Chairman, I don't think that the Executive Committee would undertake this instruction because any decisions that would be made, at the Executive Committee level, would likely be turned down here. If you want to have a contest, have it yourself.

Mr. Taylor: Mr. Chairman, I would like to thank the Honourable Member for her most enlightening statement. I think that it should be clearly understood that now in the Yukon Territory, we have a very complex affair, this is where the system has become the master, and the people the victim. If this continues, as it has ever since the establishment of this nonentity Executive Committee, then, I see no point in having a legislature. Why not just create a dictatorship, that is established already, and let these very informed people run the Territory, and we'll all go home and leave it to them. Unfortunately, under the democratic process, whether we agree with it or not, it is the duty of this Executive Committee; until the situation changes further, to do this type of thing and report back to the Legislature. This is why we supposedly, elect two Members of the Legislature. Now, we are told by our colleagues now indeed, that you have made bureaucrats out of us, we don't have to bring anything to you at all. This is what the Honourable Member from Carmacks-Kluane has said. I deplore the attitude. I would ask once again, that the Executive Committee give consideration, in allowing the people to become involved in the development of any symbol, representing their Territory.

Mr. Chairman: I think at this time, I will declare a fifteen minute break.

RECESS

RECESS

Mr. Chairman: I think at this time I will call Committee back to order, and we are presently discussing Travel & Publicity Budget. Is there anything further on the symbol at this point? In speaking from the Chair, I think it was Councillor Mc Kinnon's wish that we invite the Director in to give us an outline, completely, of their policy. Was this so?

Mr. McKinnon: Yes, I think Members of Committee all were interested in the substantial increase in the Advertising and Public Promotion from \$81,700.00 to \$179,700.00, an increase of \$98,000.00 in a one year period. Members of Committee expressed interest in finding out where this \$98,000.00 would be spent. What new programs were being developed by Mr. Guldner in an attempt to draw more tourist dollars to the Yukon Territory. I'm sure that we would all be interested in hearing an outline of the department's plan for this year, and for ensuing years.

Mr. Guldner: Mr. Chairman, I have the Budget broken down here according to the basis of origin, and the first major item in that expenditure is some \$80,000.00 that the total literature concept will cost. This is not just a thick booklet, but this is also an Historic Sites Booklet we're developing that issues a warning to people regarding the removal and destruction. It also features a canoe, boating and wilderness travel folder that will issue again, instructions about canoeing and wilderness travel.

Mr. McKinnon: Pardon me, Mr. Guldner, before we go any further, I'm not familiar with the thick booklet yet, could you explain this...

Mr. Commissioner: Mr. Chairman, with the literature package that we spoke of here in connection with the logo, there are proofs available here and I would turn them over to the Clerk for him to pass them around to the Councillors. They are meant to be used in an advertising series, either as a whole package or as individual. You will see they cover hospitality, maps of the Territory, history of the Territory. One is entitled "Adventure Yukon", the other one is entitled "Hunt and Fish in the Yukon", and there is a last one, a generalized one here, simply headed up with the logo "Discover Canada's Yukon - Home of the Klondike". Likewise we have a copy of the Hegg's picture which has been reproduced on innumerable places. Pierre Burton's book has the reproduction of the picture in it, and further potential uses of the logo Discover Canada's Yukon the Home of the Klondike, is further illustrated in this tier sheet of the personnel groups, advertisements, and staff recruitment ... Put all of these in the hands of the Clerk, Mr. Chairman, for him to distribute around those Members...

Mr. McKinnon: Mr. Chairman, one further question, the package of books, they look as if they are very well produced, and I was wondering whether these would be available just when a person sends in an enquiry, whether we will be sending out these thick booklets to them. It would be very expensive, I would imagine, for the Government of the Yukon Territory. Just what use do we expect, and who will be receiving the package of these six booklets?

Mr. Commissioner: Mr. Chairman, as time goes on we are getting to the point where the...where we are able to make a more and better and sophisticated use of our mailing of our literature, and I would like to bring Members attention to the fact that the hard covers that are on these prototypes here, if you wish to refer to them as that, are not...they will not be hard covered but they are a foldable type piece of literature, and the unit is put together to be either used completely or individually depending upon the kind of an enquiry that is being answered. And likewise, for example, some of them are designed to be used specifically, we will say, in the Department of Game, which they will be having Fish and Game in the near future. This is

VOTE 07

Mr. Commissioner continues....

the type of package that we have attempted to put together, and I would like to, in direct answer to the Honourable Member's question...

Cost is a factor and as a consequence the sophisticate use of this kind of literature, it is only now that we have arrived at a point where we do have that level of sophistication in our mailing procedures that will permit us to have this kind of literature. It will not be sent out indiscriminately.

Mr. Tanner: Mr. Chairman, it is with some hesitation that I ask this question, but it is one that I think could be of some interest. Is it the intention of the department to print sufficient numbers of those books, to offer them for resale?

Mr. Commissioner: That, I don't know.

Mr. Tanner: Mr. Chairman, might I suggest to the Head of the Department that there is a potential source of revenue to the Government in the resale of those books.

Mr. Chamberlist: Potential source to the Government...

Mr. Chairman: Order please.

Mr. Taylor: Mr. Chairman, just before resuming the Chair, I did have one question that I did want to ask when Mr. Guldner was here. I would like to ask, if indeed, there are any plans afoot to include under our Travel and Publicity advertising, industrial development type advertising, explaining to people the things that may be available to them in the sphere of industry, and encouraging development of communities, and this type of thing. Is there anything being considered along this line?

Mr. Guldner: Mr. Chairman, we have applied a fairly large figure to advertising, both in magazines aimed at tourists but also aimed at industrial possibilities. We've also planned a considerable advertising program at local levels designed to acquaint Yukoners and visitors at that time with the historic sites, with the scenic, with the value of hospitality, with the need for sport for the tourist industry as a whole. This is one of the weaknesses, I believe, exists in the Yukon, that the whole of the Yukon is not involved in it to a degree it should be. I mean in a public service sense, it needs more salesmanship and we are applying a fair proportion of advertising dollars to convincing the Yukoner as well as the visitors at that time, that there is a great deal more to see off the Alaska Highway...this sort of approach. Now incorporated in the advertising of course, we have already committed ourself to industrial advertising in the Trade and Commerce Publication. This will be supported by a hand out...copies of the magazine, and an editorial, for an editorial.

Mr. Taylor: Well, Mr. Chairman, I feel this is good, mind you, but I think that we should, somewhere in this Travel and Publicity Budget on advertising, see if we cannot approach the problem of industrial opportunity here in the Yukon, and a little advertising as to what is going on in that field, and what the opportunities may be from time to time. And I suggest that possibly another booklet in this series, or something of that nature, could be created by the Government of the Yukon Territory for distribution. For instance, this weekend, we're coming up with the Northern Resources Conference and I'm quite sure that with the talent that is coming here, and the number of people who are all involved in industry, or government or industry, in one way or another, or in science, I'm sure that it would be nice to be able to go to that convention and say, here, take this back with you. Not just what you may expect to see from a tourist or visitors point of view, but I think they would like to see what's going on industrially. What are the opportunities here? And for this reason I ask the question, and I've asked this over several Budgets now, if consideration could be given to this. I think it's important to the Territory and it's development, that we could do something along this line.

Mr. Commissioner: Mr. Chairman, the item raised by the Honourable Member has come up for discussion at this Council Table many times in the past, and has been a subject of a lot of internal soul searching within the Government of the Yukon Territory. And it is certainly the Administration's attitude that the promotion of industrial development, as such, in the Yukon Territory is something that should be getting handled in the private sector of the economy, and not by the Government of the Yukon Territory. There are some things that you can get the sticky fingers of Government into and do nothing but make a mess out of it, and there are other things that you can put your sticky fingers into, and hopefully, come out smelling like a rose. Now, the situation with industrial development, we have endeavoured to encourage the Whitehorse Chamber of Commerce to establish an economic development officer, industrial development officer position here in conjunction with the City of Whitehorse, and through many trials and tribulations, I believe that, at the present time this is being handled through one of the offices of the city government here in Whitehorse, as far as the general metro area is concerned. But, if it is indeed, the wishes of this Council that the Government of the Yukon Territory should embark on a promotional scheme for industrial development, there are two things that you have got to give consideration to. First and foremost it has got to be properly funded and it has to be staffed by competent personnel, and the worst place that you could put those personnel would be in the Department of Travel and Information. They have no relationship to each other at all. The history of government involvement, particularly Provincial Government, in industrial development schemes whereby they are not only promoting industrial development by advertising campaigns, but funding it by various industrial groups, bodies that are funded out of the public purse in order to help them promote industry across Canada is a sick and sad and long bad story. While certainly in the course of normal advertising, enquiries that are related to industrial development in the Territory at the present time, are being handled as competently as possible by the Department of Travel and Information strictly on an information propagation basis, and one of those pieces of information being the statistical appendix of the annual report turned out by the government. We are not in any position, nor do we feel that we wish to be in any position, to involve ourselves at this time in acquiring the necessary budget and the technical and administrative complement that is necessary to properly put on the road such a program in this whole context as it is. Possibly in the normal course of events, enquiries being answered and we're getting a lot of co-operation and assistance from the officer in the City of Whitehorse in this regard. But beyond that, Mr. Chairman, I warn you, there's a lot more to it than just meets the eye in this particular field.

Mr. Taylor: Thank you Mr. Chairman. I will now resume the Chair.

Mr. Taylor resumes the Chair.

Mr. Stutter: Well, Mr. Chairman, I was just going to merely suggest from the Chair, but now I'll do it from the Floor, that will Committee permit Mr. Guldner to carry on and explain Primary 40.

Mr. Guldner: Mr. Chairman, I mentioned \$80,000.00 for publications of all sorts, the envelopes that would be required to mail out tourist folders for this year will be developed and they will cost in the neighbourhood of \$7,000. The paid advertising \$45,000.00. We have a very elaborate program of visiting writers because we are hopeful of bringing the very people that the Honourable Mr. Taylor is interested in, and these are news media visits from the south. We are undertaking a fairly large program and it will cost around \$13,000.00. to bring, to go and visit, establish contact, and bring the proper people here, and many of these people will be industrial business oriented and will be concerned with industry in the Yukon and the potential that exists here. We have a film maker travel writer program, which accounts for \$6,000.00. We have a program for travel agents tours, which will be here, and that will cost us \$3,000.00. We will be hosting a number of these visits by dignitaries relative to our work, and that will cost us about \$5,000.00 and this includes

VOTE 07

Mr. Guldner continues....

not just hosting in Whitehorse, but we anticipate spending part of this money outside of Whitehorse, wherever is is feasible to host these groups. We are undertaking the development of a few small convention items in additional display material other than table flags and, the standard 6 by 3 flags, and this will cost probably \$3,000.00. We are going to be producing film clips, hopefully derived from our film maker visits. These will be used, hopefully, with television as fillers in the quiet period of watching T V. New posters are necessary, this will be \$2,000.00. And we've dedicated \$10,000.00 to the Klondike promotion, our involvement in Klondike promotion in Seattle, and not here. Hospitality seminars is the final item that we will be undertaking and they will be costing about \$2,000.00. This comes to roughly \$178,000.00.

Mr. Stutter: I wonder, Mr. Chairman, if I might ask Mr. Director, perhaps I overlooked it, but in the items you've just spelled out, is there provision given to further use of the crimson vest on my recent trip to Seattle. I must say that it is a highly coveted symbol for the Yukon ... I think it's a wonderful idea and perhaps should be carried further as long as the giving out of them isn't abused.

Mr. Guldner: Mr. Chairman, I could report that we will have in a very limited, ...we are not anxious to get into the give away business, I've just left two give away areas and it's too costly and often very embarrassing. We will try to keep it on a very modest basis mainly operating through the Commissioner hopefully, and he will pay for it, hopefully. We will have a few key items of which one will be the vest mentioned. We are producing a sample of a new one which is a little different than the one that you had. It is a single breasted vest with gold nugget buttons, and an embroidered rather than an applied crest, and it will be much more reasonable than the double breasted. It will be elastisized, too, for fat people, it covers a wide range. This is about the extent of it and these will be purchased in very limited quantities, and given to a very select group of people. Now there is a possibility that this might be expanded on as a resale item by industry. I don't know if we wish to control it ourselves only.. Whether these become the white hat of the north where everybody has them available and everyone in the Yukon wears them when they go out, or wears them around the town during festivals, I don't know. This is a possibility we haven't explored yet.

Mr. Tanner: Mr. Chairman, I would hope the Department won't entirely close it's mind in thinking about producing those in such quantities that he could have them for resale, but I have another question for the Director. Mr. Director, I believe, came from the Northwest Territories so he is probably familiar with a magazine which has been published, I think three times by a Vancouver Company, but with support, I believe, of the Travel and Publicity Department of the Northwest Territories and is called The Northwest Territories. From personal experience, I can assure every Member in this House, and I'm sure the Director knows of this, picture magazines are extremely popular and I wonder whether the Department has given any thought at all, to producing something similar to that for the Yukon.

Mr. Guldner: No, I didn't Mr. Chairman. I was involved in that and it was a sad experience unfortunately, mainly because there are grants that must be applied to these people, something in the range of \$20,000.00 a year. These are subsidies to get the book printed, and this is an actual costs factor and the books were not produced and circulated to the extent that was promised, and in addition, it cost us so much in photographs. We had to supply ...with all the photographs. If we didn't supply the photographs, with the papers we had to supply the transportation around the Northwest Territories where he would take photographs which we thought he was selling to other people.

Mr. Guldner continues....

It's quite involved, and after three years we terminated the arrangement, as undesirable. VOTE 07

Mr. Tanner: Mr. Chairman, I can understand that the department in the Northwest Territories had problems, because I happen to know the particular company which you were dealing with. But irrespective of the costs as related to that particular magazine, has the Department ever given any thought to producing something up here, with probably a different publisher, but the same thing, because I'm quite sure that the travelling public when they come here, are very, very interested in something like that.

Mr. Guldner: Mr. Chairman, we have proposals constantly from producers of publications and we're ...if it looks right we'd be very interested in it. We have no funds set aside for this specific purpose. I should mention at this time that we are producing a limited quantity of a picture book which will be available in two formats, soft cover and hard cover. The hard cover will be for presentation to industrial people, or V.I.P.'s if you want to call them that, and the soft cover will be for more general distribution, but we haven't enough funds to undertake a large scale program of magazine production, or even association with a magazine.

Mr. Commissioner: Mr. Chairman, the whole idea of this picture book situation which no doubt Mr. Guldner has not researched within the Territory, has been a subject that has been kicked around on innumerable occasions and every area that is putting these type of things out, including Beautiful British Columbia and so on down the line, now these things are tremendously costly efforts and their cost is not realized at all at the retail level. However, there is a book being put together at the present time, which is worthy of the Yukon Territory. Richard Harrington, who is a world famous photographer, has been at work on this book now for approximately two years. He is doing this on his own and with a grant from the Canada Council who subsidized the actual travel effort that is involved in getting the necessary pictures. He has arranged with a publisher, and I'm sorry I...Mr. Harrington has told me the publishers name, but I don't recollect it at the present time, but a Canadian publisher to publish this book. It will be a pictorial book of the Yukon as it is today. Knowing Mr. Harrington, and the quality of his work, the Yukon should consider itself to be very, very favoured by him having chosen this area to exert his talent at this present time. Last summer there was a certain amount of assistance given to Mr. Harrington by various departments of the Federal and Territorial Governments concerning transportation within the Yukon Territory; say when we had Game Patrols going out and things of this nature we assisted him where we could. But he is not looking for a five cent piece from the Yukon Territorial Government, and I am positive that the quality of the publication when it comes on the market, will be such that it will put to shame anything in the soft or hard cover variety that exist in the retail market today anywhere else in Canada. Now I would suggest that if Mr. Harrington's program carries on at it's present pace, that this book will be coming on the market approximately a year from now. This is, as far as I know, the schedule he hopes to maintain. I think at that time he will have answered completely and fully the whole idea of a proper pictorial book on behalf of the Yukon Territory, done by a professional, and done on a basis which is not going to be costly as far as our Government coffers are concerned.

Mr. Stutter: Mr. Chairman, I do just have one more question for the Director, that probably comes under this Primary, or might in future date, I think that you have probably had a request from the K.V.A. people in Dawson to give consideration to a Development Officer in that area. It does seem to me, on reading their request, to be an extremely worthwhile thing to be considered, perhaps in the future. I realize that this summer that you do have, Mr. Crosby spending a couple of months in Dawson, so perhaps we can get by this year without it but I would hope in future years that real serious consideration be given to putting a Development Officer or a member of your staff in the Dawson area for at least the summer months because it is definitely K.V.A.'s feeling, and mine also, that you could well afford to put such a person there and I think that his time would be extremely well spent in the feed-back that you would get from this important area. VOTE 07
EST 700

Mr. Tanner: Mr. Chairman, I just have got one other question, I don't think it is really for the Director as much as for the Executive Committee. Have they given any further thought to establishing Yukon Houses in any other place other than the one we have Vancouver.

Mr. Commissioner: Mr. Chairman, until we get the one we have established now, operating properly, the answer is no. After we get that one operating properly then we will use that experience to give consideration to others. The establishment of these kinds of things are tremendously costly; staffing them is very difficult and we are not about to embark on any more until we know what we are doing with the present one.

Mr. Tanner: Mr. Chairman, is the Commissioner then saying that they are not entirely happy with Yukon House presently, or is just that the experience has only been in existence for a year and we need more experience before venturing further?

Mr. Commissioner: The latter is the case, Mr. Chairman, we just don't have enough with this type of thing to embark on any more until we know more about them.

Mr. McKinnon: Mr. Chairman, I wonder if it is possible for a Paper to be brought to Committee on the activities of Yukon House in Vancouver, for the first year that it has been in operation. I would be very interested in knowing just what functions Yukon House is fulfilling and what they see their role as, in Yukon House in the future; how many presentations they are making, how many inquiries they are receiving, whether the money that we are spending on Yukon House is justified in the Budget of the Yukon Territory? I would also like a breakdown in the Budget, under Tourism, Conservation and Information, of what Yukon House in Vancouver is costing the Government of the Yukon Territory.

Mr. Commissioner: Mr. Chairman, we are not about to stop and make out a special report on Yukon House, or else we will have to hire three more people to make out reports. There is a report that is brought forward from the Department and when that report is made available to me, I will certainly see that the special extract that applied to Yukon House is distributed to Members of the Territorial Council. As for as extracting the identifiable costs of Yukon House are concerned, we can do that as far as those things which are identifiable, such as the rent of the building, telephones, salaries of the people that are there. Insofar as extracting the amount of administrative components that are applied from here towards Yukon House, this is not possible but the identifiable costs, absolutely Mr. Chairman, we will gladly identify them for Honourable Members. As far as the report the Honourable Member is asking for, it will be part of the departmental report and I will certainly see that it is made available to all Members of the Committee.

VOTE 07
EST 700

Mr. Chairman: Any further questions on Travel and Relocation Costs?

Mr. McKinnon: Mr. Chairman, I would like to ask Mr. Guldner whether he has any discussions as yet with the National Parks people and what he sees the role between his Department and the National Parks people will be, in a joint promotion of the Yukon Territory and its proposed National Parks.

Mr. Guldner: Mr. Chairman, I am very sorry that I have not had the experience in the past working with National Parks people on this basis, so I have had no approaches yet and we have no intention of waiting for guidance...

Mr. McKinnon: Mr. Chairman, I just made the point because I can see, I am positive the National Park is going to be one of the great selling attractions of the Department of Tourism Conservation and Information. I am wondering about the duplication of facilities when the Federal Government puts out brochures they are usually done extremely well and extremely professionally done, I am just wondering how the Yukon could use the services of the Federal Government in promotion of the National Parks, which hopefully will be in the Yukon before too many years are out. I had a further question but it just slipped my mind for a second.

Mr. Chairman: I had one question, from the Chair, under Grants and Loans, where do these grants go to?

Mr. Guldner: Mr. Chairman, these are under Primary 90 that we are referring to. We have for the want of a clear cut policy, we have followed precedents and we have been giving people grants on a matching basis approved and these grants have been given on the previous years basis. In other words, we have for want of any better guidance, at the time we have not extended or cut back, we are trying to follow the line; it isn't a large increase. We are looking after the demands that are put to us at some level that is quite acceptable to the various communities who apply for them.

Mr. Chamberlist: Mr. Chairman, of course I would like to point to Honourable Members that Sessional Paper No. 11 deals with the grant policy.

Mr. Chairman: I was wondering if all these grants are restricted to strictly advertising and tourism, no museum grants or anything of this nature?

Mr. Guldner: Mr. Chairman, not identified as such, our grants are relative to the interest of tourism.

Mr. McKinnon: My other question was pictures, Mr. Chairman, I realize that in the mock up, there is an idea of a concept of the type of the book that your department will be reproducing, but it is one of the former brochures of the Department of Travel and Publicity that there was a photograph in there that was not from the Yukon, depicting a beautiful sandy beach with thousands and thousands on the beach lauling in the sun and swimming in the water. Mr. Chairman, certainly the Yukon has enough attractions of its own, there are beautiful sandy beaches without the thousands and thousands of people and to have to plagiarize a photograph from another area...I remember Nova Scotia or one of the eastern provinces used a picture from our area depicting it as part of their travel promotion, how up in arms the people of the Yukon were. I would like the assurance from the Director that any photograph that will be appearing in the publication will be Yukons' photograph.

Mr. Guldner: Mr. Chairman, you have that assurance to the best of our ability. There are some pictures, particularly of mountainous areas and we identify them and we could be in error but we do the best we can with the material at hand. What I make reference to is certain mountains that are not identifiable, from sceneries that could be found not to be in the Yukon.

Mr. Chamberlist: Mr. Chairman, I would point out that even the White Pass and Yukon Route are unable to identify Watson Lake of the Yukon, they have identified it with British Columbia in an address that has been sent to the Honourable Member from Watson Lake, it was addressed to Don Taylor, Watson Lake, B.C., so you have problems like that as well. VOTE 07

Mr. Chairman: I would just like to say from the Chair, that I get many like that from this Administration, as well.

Mr. Chamberlist: I challenge that; produce it. Would the Honourable Member produce that? Let's see it.

Mr. Chairman: Are there any further questions? I have a further question from the Chair on the operation of the tourist booth, that is at Watson Lake, and I believe one at Beaver Creek and another one at Haines Junction and Dawson City. It has to do with the campground maintenance provisions, is there going to be any difficulty in handling the sale and so forth of these permits for the use of campgrounds, will this place too big a load on your existing staff, or is this taken care of?

Mr. Guldner: Mr. Chairman, I would hope that it would put a load on them, that would mean that we would be deriving lots of revenues but we are going to simplify the system as much as treasury will permit, in other words we hope to have nothing more than a serialized sticker, similar to the National Parks of Canada, where you turn over your three dollars and receive a serialized sticker which you apply yourself to wherever you wish on your windshield and if the need arises and the demand is so heavy for these stickers, we would be most happy to promptly hire a supporting staff member to handle the bulk.

Mr. Chairman: We will be going back to Capital, we can have all these gentlemen back again if questions arise on Capital.

Mrs. Watson: Mr. Chairman, could we not go on with the rest of the O and M part of the Budget, we spent the whole of the morning on tourism.

Mr. Chairman: We can go into this under Capital.

Mr. Chamberlist: If we need to.

Mrs. Watson: We haven't dealt with Capital yet, we will be dealing with Capital if we ever get through O and M.

Mr. Tanner: Mr. Chairman, could I suggest to Committee that perhaps the witnesses could be excused.

Mr. Chairman: I have just one further question that arises out of Capital, but I will put it in such a way that the Honourable Member opposite doesn't get annoyed. Is it the intention this current summer season to take the staff in tourists booths and put them in uniform.

Mr. Guidner: Mr. Chairman, we have this attention and we have funded for it and we have been researching, blazers particularly, with the crests on them for the men or ladies working in the information centers. This will be instituted as rapidly as we can acquire the funds and the material.

Mr. Chamberlist: This, Mr. Chairman, confirms the knowledge that the Honourable Member already has.

Mr. Tanner: Mr. Chairman, can we excuse the members as has been suggested by Committee?

Mr. Chairman: Agreed? Thank you very much for your attendance. Have you any further questions on Tourism? The next is Vote 07, Game and I believe we are to have Mr. Fitzgerald.

VOTE 07
EST 700

Mr. Chamberlist: Mr. Chairman, unless I suggest we carry on with it if there are any questions that the Executive Member requires the help of Mr. Fitzgerald in, I am sure he can be brought in, I suggest we carry on with the Budget.

Mr. Chairman: I was going to suggest that it is only about five minutes left until noon time, is it your wish to proceed at this time, or wait till after lunch?

Mr. Tanner: Mr. Chairman, I think the suggestion is that after lunch we should have two other witnesses in and then perhaps get those people out of the way and then come back to this.

Mr. Chairman: In view of the time we will stand Committee in recess until 2:00 p.m.

RECESS

RECESS

Mr. Chairman: At this time we will call Committee to order. We have with us Mayor Comadina and a delegation, the Treasurer from the City of Dawson who wish to discuss matters relative to the Municipal Package.

Mr. Chamberlist: Mr. Chairman, I understood that when the Mayor of Dawson said he was invited to discuss the Municipal Ordinance he didn't take advantage of it. Am I to understand that it is the whole package now.

Mr. Chairman: No it's just certain items they want to deal with.

Mr. Chamberlist: Oh, thank you.

Mr. Chairman: How do you wish to proceed with the matter?

Mr. Chamberlist: Mr. Chairman, allow His Worship to just go ahead.

Mayor Comadina: Mr. Chairman, any comments that we may make here, this afternoon I would like it to be understood that it has no disrespect to this Council, as it may sound if it may appear to you so, it is not our intention if that is the case. We are going to tell it the way it appears to us and how it affects us deeply, which you will consider; and how these things affect us. At the outset, probably we'd like to remind you that a good deal of these Ordinances were passed and relate to the municipalities. We have not had time to go into the study and come here with any degree of intelligence because we didn't have the time to study them and few people have had time to make them, so we are only going to take those things which we feel affect us, notwithstanding that some other things we may introduce through the day, you'll have already dealt with. If you have, you will let us know and we will appreciate knowing how you did deal with it. We would then probably turn to Bill No. 10, for your consideration in section 82, item 1, where it refers to levy three mills on the assessable property, so on and so on. We feel that three mills on the assessable property as far as Dawson is concerned only amounts to a very small figure of about \$3,500 and if that is all that we are going to be allowed on any capital item there is not much to do with \$3,500 in the nature of a capital item. Also, it says in the aggregate; this indicates to us that any outside items the aggregate, the next three mills will be that much less. We are suggesting to you that this does not allow the levy that we need and possibly you could consider an increase to five mills, which will then give us probably on the assessable value of property that we have of \$5,000 which we could use for a capital project. From that point represent the people that this would be more in keeping with the need of doing these things of a capital nature.

Mr. Chamberlist: Can I reply to that first, Mr. Chairman? I'm fully cognizent of that particular point. The point has been raised by other municipalities, but I would point out, Mr. Chairman, and to His Worship, that the question of extra funds can be made with the request of the Commissioner who is authorized to do this. But the main feature, I think, is that the municipality of Dawson should consider that all this applies to all municipalities, that there must be consideration given to the manner in which the municipal finance of capital projects take place. I think there is a responsibility on municipalities to finance their projects over a number of years so that the taxpayer of today is not getting the full amount of a capital project. There is no reason at all why, if the City of Dawson has a number of projects they wish to proceed with, they cannot use their borrowing powers that they have under the Ordinance to borrow a lump sum of money and amortize it over 20 or 25 years. By doing that, they would not then be utilizing the capital funds in their budget revenue of that particular year, indiscriminately. I think that this is the answer to that question. So really, the track that a small municipality, like Dawson, which is big at heart but small in finance, is not right in the position of being able to stay between \$3,500.

BILL #10

Mr. Chamberlist continues...

and \$5,000. This makes a lot of difference in ... of a capital project. Because \$1,500 doesn't go that far. I've been wondering Mr. Chairman, if His Worship could indicate why consideration is not being given to making an application to Territorial Government for the Territorial Government to see if they can supply funds for capital projects to be amortized over a larger period of years?

Mayor Comadina: Mr. Chairman, I would ask the Honourable gentleman what does he mean make application, to what department of the Territorial Government?

Mr. Chamberlist: Well, in respect to the Commissioner, I am not talking about a department. If an application is made to the Government of the Yukon Territory, this is where I see the Commissioner, of the Government of the Yukon Territory loan so many thousands of dollars to perform so many functions of a capital project nature. The Government of the Yukon Territory will then make that submission to the Federal Government. The Federal Government when it loans the money to the Government of the Yukon Territory, who would then loan that money to the municipality at exactly the same interest charge. This is the way that you would get the projects done, aired out over a period of years. This is the modern way of municipal financing of capital projects. I am sure that Dawson City wants to come into the modern mainstreet.

Mayor Comandina: Well, there is just one more follow-up that the gentleman said. What we had in mind is not to the degree of thinking that Mr. Chamberlist had. We are just little people. What we are concerned with, with this bylaw 80, section 82, is that if we wait to buy a secondhand vehicle, this is all we had in mind and we want to buy this secondhand vehicle, it costs \$4,000. we could not do this within the meaning of this section. This is what we had in mind.

Mr. Chamberlist: Well, we can correct this right away, because this does not include equipment and machinery.

Mayor Comandina: Capital cost is itemized...

Mr. Chamberlist: We are talking about capital project, a work project. It does not relate to a it doesn't include machinery. We've taken care of that, already.

Mayor Comandina: Maybe for the benefit of myself and my colleagues behind me, what does capital cost within the meaning of section 82, what does it mean?

Mr. Chamberlist: A work fund. You know, some road work, a little bit of sidewalks. Things like this. But it doesn't include equipment.

Mayor Comandian: It is difficult, Mr. Chairman, for us to understand this. Because in a lot of our budget we had provisions without going to this. We make our budget in the general revenue. This is the way we do it. We don't need this. We understood that the percentage means that when the capital cost of trying to buy equipment, that this is capital cost to me, any business as I understand it is included in that Budget as capital cost. This is the way we understood it.

Mr. Chamberlist: It shows in the realm of capital at least. But it is excluded from this particular section. I think, Mr. Chairman, that His Worship should be satisfied with this point that has been made clear. Because he is under the impression that this particular secondhand vehicle, that he referred to, would eat up the amount of three mills that he ... It doesn't apply, does that answer the question?

Mr. Stutter: Mr. Chairman, I wonder if I might ask on the fifth point. I have before me the 1972 Budget of the City of Dawson and I

Mr. Stutter continues...

notice that it is within that budget there are many items which according now to the terms of capital project, should have actually gone to the people then; such as, sidewalk construction and road maintenance. Both of these two things together, come to close to \$40,000.

BILL #10

Mr. Chamberlist: Road maintenance, Mr. Chairman, is not a capital expenditure.

Mr. Stutter: What about sidewalks then?

Mr. Chamberlist: Well, if it's new sidewalks, this is one thing. If it's repairs it is just maintenance.

Mr. Tanner: Mr. Chairman, it seems that we are getting into a little bit of a bind with all municipalities on this information of capital projects. I wonder if it might not be in order in this House to ask the Department of Municipal Affairs to specify in the future what they consider as capital projects, so that all the municipalities could be guided by their guidelines that they set down.

Mr. Commissioner: We anticipate getting this out in a form of a information circular to the municipalities, Mr. Chairman, because if we don't there is going to a continuous question all the time as to what a capital project is.

Mr. Chairman: It is noted from the Chair that in the amendments it says, "the expenditure of money on any capital item." So it doesn't really make it clear.

Mr. Commissioner: Mr. Chairman, with respect we have even had a certain amount of difficulty ourselves with the Federal Department up until a year or so ago, as to what was happening and what was not happening. This we got sorted out and I am sure that we can get it sorted out again.

Mr. Chairman: Councillor Stutter?

Mr. Stutter: Mr. Chairman, I would like to ask at this point, this is a hypothetical question at this point. But if under new sidewalk construction that were in the case of Dawson an item amounting to \$5,000 and this were to be budgeted for; under the terms of 82 must Dawson go to the people for that particular construction if it is beyond the \$3,300 which is the maximum amount according to 82 (1). Surely this again would be a capital project in excess of \$3,300?

Mr. Commissioner: Mr. Chairman, with respect we are right back to what the definition of capital is going to be. If the Honourable Member is suggesting that in Dawson City that the tearing up of five blocks of presently existing sidewalk and replacing it where a sidewalk had been at one time and it was going to be replaced. It is very questionable in my mind and at the moment that this would indeed be looked upon as a capital project in that sense of the word. It is simply the replacement of something that was already outworn. Perhaps the dollar bills that are involved are....but really the question involved is what is a capital item and definitions of this are definitely are going on a guideline in connection with what we have to know from the Department of Local Government to all municipalities.

Mr. McKinnon: Mr. Chairman, I was going to make exactly the same point that the Honourable Member from Dawson City was making. That if there are no sidewalks in the municipality of the City of Whitehorse and a certain section of town prevails upon the Government and they feel that they can afford it to put sidewalks in an area that hasn't been

BILL #10

Mr. McKinnon continues...

serviced by sidewalks before and the amount is over \$3,300 and there is no terminology, I think, you can use where there are no sidewalks in existence and they want to put them in at the cost of \$4,000 or more over \$3,300 that it has to go by plebiscite. I feel that five mills is reasonable in this area because I don't see how you are going to say that that is operation and maintenance. It is a new project in an area that is definitely a capital project and it is going to have to go to a plebiscite and work out a repayment basis. The administrative problems are going to be worth so much more than the problems of just using it as budgetary item. If the five mills which isn't unreasonable, which the City of Dawson is asking for, which works out to about \$5,000, then at least capital projects up to that minimal nature could be taken care out of budgetary items without going to a plebiscite every way, shape or form. We've been trying to get plebiscites from this Government on important issues and we can't get the darn things. How in the heck..now they turn around and say let's have a plebiscite on everything over \$3,300, get the people together, let's have a vote, let's be democratic on it. Come on now, let's be sensible.

Mr. Chamberlist: I agree with the last remark, "let's be sensible" from Councillor McKinnon, Mr. Chairman, he should think of that. The situation as I have explained with reference with what can be done and how as far as capital projects are concerned and the question that I have asked, Mr. Chairman, His Worship to answer which he hasn't answered, is what objection does His Worship have in amortizing a project, amortizing various projects for the City of Dawson over a number of years, so that not only those taxpayers who are presently in the community are paying part of the cost but the taxpayers of the future will be paying part of the cost as well? Why should the burden be on the existing taxpayers in the municipality? Why should not it be carried by the taxpayers in the future, who are going to make use of those facilities? I wonder if I can get an answer that that question.

Mayor Comadina: The answer that I can give to the Honourable Member, Mr. Chamberlist, if he would be kind enough to send all that in writing and give us a chance to study it, then maybe we will write him our answer, because it is difficult for me to give it now. I appreciate it very much if Council would be kind enough to put this in writing and mail it to us and we will be more than glad to give him our answer when we get this letter.

Mr. Tanner: Mr. Chairman, I'd like to point out to the Member from Whitehorse West that if he would look at paragraph 76 it says, "Upon receipt of the application and bylaw referred to in subsection (2), the Commissioner shall take such action as he deems advisable and may (1) approve the loan and direct that the bylaw may be given third reading" in other words he can completely say go ahead and do it;" (2) approve the loan and require that the bylaw be submitted to the Public; (3) approve the loan and require that the bylaw be submitted to a special vote of the taxpayers." So there is a lot more leeway than the Honourable Member has given credit for. If he refers to the rewritten subsection 76 (5) he will find that it says, it's the exculsion that the Mayor of Dawson is looking for, specified right there. Mr. Chairman, I can read that 76 (5) says, "Subsection (1) does not apply so as to require the assent of the taxpayers to a bylaw passed: (a) when the monies to be borrowed are to be used to pay for local improvement works under section 104; (b) when the monies to be borrowed are to be used for any of the purposes mentioned in the Housing Corporation Ordinance; (c) when the monies to be borrowed are to be used for capital expenditure on or in connection with waterworks, sewer or drainage works under section 115." I think probably what has happened, not only in the municipality of Dawson, but in some of the other municipalities, that because we have made some serious extensive rewritings of some of the various sections of the

Mr. Tanner continues...

BILL #10

Ordinance, the municipalities or the people looking at them haven't put the whole together afterwards and maybe are reading pieces at a time. But I think, if you read it as all one Bill now, you will get a better understanding of the situation.

Mr. Chamberlist: Mr. Chairman, section 104, that has been referred to, deals specifically with the suggestion that has been made about sidewalks. "Any public work of the following character or description may be undertaken by the municipality as a local improvement; (a) opening, widening, straightening, extending, grading, levelling, diverting or paving a street; (b) constructing a sidewalk, footcrossing, curbing, bridge, culvert or embankment" and so on. It goes right through it. So really the permission is there. It's not so rigid, as it is being attempted to show. Again, His Worship, Mr. Comadina has asked for information in writing with reference to what can be done to borrow funds for capital projects. The Government of the Yukon Territory will be pleased to give that information in the method of how this money can be borrowed, to the municipalities, if they are not already aware of it as it is laid down in the Municipal Ordinance. The borrowing power of a municipality is quite clear and really I would ask His Worship, Mr. Chairman, to ..when he goes back to Dawson, to consider with his council the very important factor for the benefit of a small municipality like Dawson, where there is an opportunity to get some of these...some projects carried out and the cost amortized over a period of 20 or 25 years at a very low cost. So that you get a better looking city by doing the very thing that you are able to do. The part of paying for it is being paid by so many more people.

Mr. Stutter: Mr. Chairman, I wonder if I might ask a question which *BILL #10* is causing me a little problem and it may be causing Mayor Comadina some problem too. Reference has now been made to Section 104, which refers to local improvements. In Dawson, perhaps to begin with he can explain to me what a local improvement is, most of the projects that are undertaken in Dawson aren't termed as a local improvement the same way as a local improvement that would be undertaken in the municipality of Whitehorse.

Mr. Commissioner: Mr. Chairman, you are right back to the definition of capital project. The context in which we are hopeful of encouraging the municipality to deal with their local improvements and the proper capitalization of them, Mr. Chairman is to attempt to put through the borrowing powers of the municipalities, adequate funds into their hands to install the capital projects in the hope of improvement, right the first time around, allow the item to be amortized over the realistic useful life of the item, so that it isn't an immediate burden and its total cost upon the taxpayers, on that particular day. In this way we hope to be able to allow municipalites, or encourage them anyway to undertake and do things which are going to have lasting value in the community instead of just having two or three or four thousand dollars for say, a small sidewalk project this year, maybe it would be possible to go to the ratepayers in the town and get the hundred thousand dollars and do the whole town or the whole community, get it amortized over thirty years, the life of the sidewalk and in the meantime it isn't breaking the back of the taxpayers and the people have the benefit out of it. Now, this is what we are attempting to do.

Mayor Comadina: I highly appreciate the comments that were made by the Territorial Government and I have taken notes for my council when I return. Mr. Chairman, I have said in the beginning that we are not going to go through this, piece by piece, so if you will be kind enough to turn to page nine of the Municipal Ordinance, I mean Bill 10, page nine of Bill 10, 5, 6, and 7. Section 5.

Mr. Tanner: Mr. Chairman, I am sorry the Mayor has lost me somewhere, which Ordinance is he referring to?

Mayor Comadina: Bill 10, the Municipal Ordinance. I have numbered them myself.

Mr. Stutter: With respect, Mr. Chairman, the Mayor has before him the amendments, he is referring to Section 139 of the Municipal Ordinance.

Mr. Chairman: Section 139, in your amendments. Proceed.

Mayor Comadina: There are three sections which we don't take too kindly to. Section 5, if you read it ends up with a copy thereof to the Commissioner, for his approval, this has to do with the annual Budget, we're not too angry with that one actually. Sections 6 and 7, we take some objection to, we don't feel that the Commissioner should be in the position to tell us what we should do with the Budget, how to approve it, how to amend it, that decision seems to be his. We take objection, that the Commissioner or anybody else telling us what we are to do and not to do with that Budget. Section 7, is somewhat similar, "The annual budget as approved or amended by the Commissioner shall be adopted", shall be adopted says Mr. Commissioner not whether you like it or not, it shall be adopted, as approved and amended by the Commissioner, why doesn't the Commissioner draw up the Budget in the first place and forget about the whole thing, this is the way we look at it.

Mr. Chamberlist: I would like to reply to that, Mr. Chairman but I wonder firstly, before I reply, I wonder Mr. Chairman, if His Worship

BILL #10

Mr. Chamberlist continues ...

could indicate if the method that is used now, is in fact any different because under the existing Municipal Ordinance, the requirement for the bylaw, that has to be submitted, as a result of the Budget has to be sent the Commissioner for his approval, prior to the Third Reading. I wonder first of all, Mr. Chairman, if His Worship will agree that this is so.

Mayor Comadina: Now or previously?

Mr. Chamberlist: I think existing now, under our present Municipal Ordinance, this Municipal Ordinance isn't into force at the moment, but as it is now the procedure is, that prior to the Budget being approved there is a requirement that there be a bylaw and that the Commissioner receives that Budget prior to Third Reading being given, is this right?

Mayor Comadina: Alright, supposing it is?

Mr. Chamberlist: Do you agree that this is right?

Mayor Comadina: Actually, I don't think there is any argument on that point.

Mr. Chamberlist: In view of the fact that there is no argument on the point that the Commissioner still has the authority, at this time, to approve or disapprove of the Budget because of the fact that you can't pass a bylaw, give it Third Reading until the Commissioner has approved, is it in fact, not exactly the same situation that exists now, but that it is being put in a different section because the whole Bill has been revised.

Mayor Comadina: May I interject here, what I asked Mr. Chamberlist to read the section in the old Ordinance where it states that the Commissioner has the power to do that. The Commissioner has the power to revoke the Budget made by the ...

Mr. Chairman: I am wondering if we shouldn't find the pertinent section that the Member referred to.

Mr. Chamberlist: Section 120 A, 120 A reads as follows; "The clerk shall prepare an annual budget estimating the expenditures of the municipality for the next ensuing fiscal year and shall present it before the first day of January each year to the council for consideration and approval."

Mayor Comadina: Council, which council?

Mr. Chamberlist: Your council.

Mayor Comadina: City council or Territorial Council?

Mr. Chamberlist: It is to the Territorial Council, I beg your pardon just a minute city council. I am sorry I was not reading it right. The Honourable Member from Whitehorse West, I find it difficult to understand why he is guffawing because...

Mr. McKinnon: I am guffawing all the time.

Mr. Chamberlist: Here is an area of importance to the municipalities. Let me go on to 121, and we deal with; "The council shall as soon as possible after the first day of January each year prepare a detailed estimate of" and it gives you all the information of what it shall do, right the way through. We go on again to 121(a) "A council shall provide for all expenditures of municipal funds by bylaw." I haven't put my finger on the existing section at the moment but it is a known fact that every bylaw has to be approved by the Commissioner because the reference has been made to 121, that the clerk has to submit his Budget to the council in each, that is the city council, it doesn't go away from the very fact, indeed that the council also, has a responsibility to provide a bylaw and the legislation is quite clear, that that

Mr. Chamberlist continues ...

bylaw has got to go to the Commissioner. I don't think anybody can dispute this and I notice that Alderman Castellerin is nodding his head agreeing to this particular point. What we do have then, we have a particular procedure that is followed and the only difference Mr. Chairman, between this new section, as we have brought it in and the existing section is that the approval of the Commissioner is put in a different section, but it still is the approval. There is another specific reason, Mr. Chairman, why this section is required; it has been made quite clear that under the new grant system in the Municipal Aid Grants Bill, the Government of the Yukon Territory has said: here are your grants, which are unconditional but at the same time we have a responsibility not only to the taxpayers of a municipality but the Government has a responsibility to the taxpayer of the Yukon because indeed, the taxpayers of the municipality are also taxpayers of the Yukon. If the taxpayers of the municipalities fail to meet their commitments, it means the taxpayers of the Yukon have to carry the tab and have to put their hand in their pockets to meet those commitments. The Government of the Territory has said quite clearly by putting this section in that we want to have the final say, so that there will be no abuse of any of the municipal funds. As far as I am concerned anybody that can argue against the protection that must be afforded to the people of the Yukon Territory as a whole would not be acting in a proper manner. I am satisfied in my own mind, and I would certainly, if I thought there were any area where it could be questioned that a municipality could have a sound argument against having a condition of that nature in there, I would support the municipalities hand. I want to make it quite clear that my responsibility, and I think all Members' of this Council responsibility, lies with all taxpayers of the Yukon. That section is in there to protect them. It is not a sinister section, that has been indicated this must be clearly understood. I will give you another important point that I think the mayors' of municipalities and people generally should understand that when the Territorial Government makes this arrangement to receive finance from the Federal Government, the Federal Government place certain restrictions and conditions before those funds are made available to the Territorial Government. It is a condition in Federal loans that the Government of the Yukon Territory have a controlling influence over the spending of funds by municipalities; that is a statutory requirement and we are carrying out that statutory function and certainly if we did not carry out that statutory function, I think every Member of this Legislature would be failing in his duty, certainly the Government of the Yukon Territory would be failing in its duty. It is because of those very points that I am making, and I want again to make it quite clear, there is nothing sinister about it, it is just a protective clause that is required to be put into the legislation. This is the only purpose that it is there for.

BILL #10

Mr. Chairman: Councillor Stutter.

Mr. Stutter: We have been led to believe that there is absolutely no difference between the new amended Section 139, to the old Municipal Ordinance and this is bunk. We all know that the Budget must be followed up by a bylaw that is submitted to the Commissioner but this is completely different, yesterday, and the mayors' can't be aware of this, but yesterday, in the Votes and Proceedings Councillor Chamberlist said himself, "It is as simple as this, with reference to Section 139, the proposed amendment certainly, there is nothing sinister about that because it is exactly the same wording that is in the Municipal Ordinance." If, this is true, then why aren't we using the words of the Municipal Ordinance, the words that haven't caused the problem that is now being caused to obviously both councils', the Council of Whitehorse and the council of Dawson. Why can we not revert then, to the wording of old section 121, I believe it is in the old Municipal Ordinance, which certainly is not the same word for word as the present 139.

Mr. Chamberlist: Mr. Chairman, during discussions and debate we sometimes use a word or the meaning of the word is certainly removed, if the Honourable Member would have put the word "meaning" instead of "wording" this

BILL #10

Mr. Chamberlist continues ...
is what I intended to say but perhaps in debate, these errors do take place. I am referring to the meaning, not the word and I think it was very astute of the Honourable Member to pick me up on such a minor word yet he knows full well that the meaning is the same. Mr. Chairman, I will point out section 56(2) of the existing Ordinance, perhaps I should read 56(1), "Copies of every bylaw made under this Ordinance shall be posted promptly in a conspicuous place in the municipal office of the municipality, and a copy of the bylaw shall be forwarded to the Commissioner within ten days after the passing thereof." (2) "The Commissioner may disallow any bylaw made under this Ordinance at any time within one year after its passage for any reason that to him seems proper." Personally, notwithstanding what the Honourable Member from Dawson City has said bringing in except that I have said yesterday, I regret that the intention of my meaning in that wasn't clear to him, I am sure it is quite clear to the hyena, sitting across the other side who is laughing, unfortunately, he is in that particular area now where he can't do anything but be destructive and laugh at these things. The point is this matter is quite serious but the intent is quite clear that we have to have protection, Mr. Chairman and when I talk about we, I am talking about the people of the Yukon, who have to foot the bill, if anything went wrong and the Commissioner didn't have the right...and he has the right, not only does he have the right under his position but under the Financial Administration Ordinance, he must take that position that was taken here. These are all statutory conditions that have to apply and I think, with respect Mr. Chairman, that His Worship must be cognizant of the fact that he can be easily misled into an area such as this for political reasons only, on the part of some people but not for the actual factual issue, and the factual issue is quite clear, the Government must have this protection, this is all it seeks, it is not doing anything beyond that.

Mayor Comadina: I would just like to make this comment, Mr. Chairman, that all the words that I have heard so far indicate to me something that I have heard and read in all your Votes and Proceedings, I have heard it on the radio and it is this; that this Territorial Government is forever petitioning the Federal Government for more control in their matters and this is all we are asking here is for more control in municipal affairs and this is apparently hard for us to get. This is something which I can understand from the group, the Territorial Council that they are asking for the same thing that we are asking, yet they are asking for something that they were prepared to accept but denying it apparently in more ways than one, to the municipalities, this is what I can't understand.

Mr. Chamberlist: On a point of order, Mr. Chairman, I would like to ...point of order I'm driving at. I would like to make this particular position clear. That the Territorial Council can't give what they haven't got the power to give. And this I give...

BILL #10

Mayor Comadina: Well, thank you very much Mr. Chamberlist. You may not be able to give it but yet they can make an example to the Federal Government to give it to you. But you make an example of giving it to us, and we will be in a more favourable position to give it to you. This particular line 6 and 7, I would like to just comment on it a little bit. We had the same conversations with a former Commissioner, Mr. Collins, when he was the Commissioner, and he told me, he says, I don't care what you do with your revenue, you can build a sidewalk from the ... from Dawson to the Dome if you like, no matter what it costs you. I wouldn't care what you do with your money that you raise in your municipality but you're going to have to account to me, every penny you spend of my money. We have no objection to the Commissioner for saying this, and we feel he has a right to the way we spend his money, but I don't think neither you nor he has the right to question the way we spend our money when we are elected and they have the right to fire us because we don't spend it wisely. And this is the way we are objecting to 6 and 7 and we feel that it is of no place in there that if you do want it in there it should be reworded that we are only liable to the Commissioner for that portion of the money in the Budget that he has given or allowed us by way of grants. Not for the annual Budget which contains our portion of it which we collect locally. It is none of his business whatsoever. This is what we object to. We want that control.

Mr. McKinnon: Mr. Chairman, I think we have had a pretty classic example of what we've called, those of us who have been around this Table for a few years call Chamberlist Law in this House, and it goes something like this...I know you believe you understand what you think I said, but I'm not so sure you realize that what you heard is not what I meant. That, Mr. Chairman, pretty well signifies what we have been hearing from the Honourable Member, particularly at this session of Council. And of course, even though he would make it sound as if it's seditious of this Territorial Council for a Member of the Council to take him to task for anything that he says or does, is a ridiculous argument that he's proposedly asked this afternoon, the asinine conclusions, one can only take him to task. To state as has come up here in Council...and try and convince the Members of the municipal council and other Members of this Legislative Council that section 139 as it appears in the amended Ordinance, and section 56(1) and (2) as they appear in the old Ordinance, are so much unadulterated hogwash that I don't even know how I can stand trying to make the argument in this Chamber, as he knows what he is speaking is pure hogwash. Mr. Chairman, section 56 subsection (1). "Copies of every by-law made under this Ordinance shall be posted promptly in a conspicuous place in the municipal office of the municipality, and a copy of the by-law shall be forwarded to the Commissioner within ten days after the passing thereof. (2) The Commissioner may disallow any by-law made under this Ordinance at any time within one year after its passage for any reason that to him seems proper." Mr. Chairman, exactly the same courtesy that this House and the Provincial Legislature give to the Federal Government to let them know of what is happening in the Provincial and Territorial Legislature, and the Governor in Council resumes the right to be able to quash that Provincial Statute or that Territorial Ordinance within two years or one year in certain instances, by passage by a Provincial or Territorial Legislation. When was the last time it was done? The only time it's been done in this House is when the Commissioner refuses to assent, I don't think a Provincial Legislature has had a statute quashed under the terms

BILL #10

Mr. McKinnon continues....

of the B.N.A. Act which are still in existence which gives the Governor in Council the right to quash a Provincial statute for approximately seventy or eighty years in the history of Canada. It is a courtesy and nothing else. A courtesy part of the Ordinance so that the Commissioner could always be aware of what was happening in the municipalities. Now, what have we got under 139 subsection (6) "On receiving the copy of the copy of the annual budget, the Commissioner shall consider it and may approve it or may approve it subject to any change or condition and shall notify the council of his decision as soon (7) The annual budget as approved or amended by the Commissioner shall be adopted by the council on or before the 15th day of March in each year." Mr. Chairman, the Commissioner has the unlimited power to do anything with the city's budget when it comes to his office, to amend it or to change it and without a by your leave, shove it back to the municipality, and say here's the budget that I said you shall approve, now you approve it. Any municipality worth its salt would tell Mr. Commissioner to shove it without any further ado whatsoever. And they wouldn't be worth their salt if they didn't tell him to do it. Mr. Chairman, the Mayor of Dawson makes a very valid point. When this Council stands up on its high horse, and pounds the desk and screams and yells for more responsible government, they have the ability under the Yukon Act to allow the municipalities, and have given the municipalities, in fact I have heard the Honourable Members stand in this House and say, what we want here is the same rights, privileges and prerogatives that we are giving the municipalities, and when the Federal Government is willing to treat the junior government the same way as we treat our junior government then democracy will have come to the Yukon. Now that he is in a position of power and on the ego trip that he is, what's he doing trying to quash the municipalities and trying to break every aspect of government in the Yukon Territory under his own personal control. Mr. Chairman, to accept 139 as it now stands is completely taking away the rights that we have given the municipalities prior. Any Member of Council who would allow the right to be stripped from the municipalities, that they had prior, shouldn't be sitting around this Table either.

Mr. Chamberlist: I wonder if, Mr. Chairman, the Honourable Member would like a glass of water.

Mr. McKinnon: I'd rather have a beer.

Mr. Chamberlist: Mr. Chairman, there's no doubt in my mind, and I'm sure all Honourable Members will agree with me, that certainly it's one of the most forceful speeches that the Honourable Member has made and I am going to enter him into the next Academy Awards, because I think he did a terrific job. And I think his emotions, however, tend to run away with him. I think, Mr. Chairman, that much of what the Honourable Member has just said, has no bearing at all on the matter that is before us. It hasn't any bearing at all because the Act that was placed before you, was a different type of act that we are dealing with here, which is a Legislative Act. The main factor is, and not withstanding anything the Honourable Member has said, is that we have a statutory requirement to protect the public purse, and this is the only way that the public purse can be protected. It is sometimes, indeed, a mystery to ... this particular area, but until such time as it is within our power, to govern our funds in any other manner than is laid down for us we will have to go along on this basis. I know that many of us can very easily be lead by emotionalism into feeling in a different manner in relation to this particular subject. But I think that the Honourable Member when he spoke so well, I think what he was really wanting to do was explain that what he stands for, it wasn't things that other people will fall for, and when I say that I say it quite clearly, that he has recognized in the past as a Chairman of a Financial Advisory Committee what takes place with reference to financing. He knows full well that in presenting a Budget for the Territorial Government that we are really locked into a separate set of rules that are not

Mr. Chamberlist continues....

applicable to any Provincial jurisdiction. And it is because we are locked into those rules that we find it necessary to stay put with this type of section. I wonder, Mr. Chairman, if the City of Dawson can ever at any time say they have not been dealt with fairly and properly with the Government of the Yukon Territory. I will go much further, I would say that wherever consideration has been requested for certain functions of Government help, Government help has always been forthcoming. And I am pleased to say that Government help will always be forthcoming for the City of Dawson for the simple reason the Government of the Yukon Territory does recognize its historic value too. I would ask, Mr. Chairman, that His Worship recognize there is a necessity for this section. There is no intention of using it with a whip or a club, but that there is a requirement and we have it. I am not going to speak any further on that point because I have no intention of speaking with the emotional attitude that has been adopted. I think that people have heard a very, very good speech and it just goes to show that we have some capable debaters in the Yukon Territory.

BILL #10

Mr. Stutter: Mr. Chairman, I would like to ask why, in actual fact, the amended 139 has come back the way it is written? In (5), (6) and (7) when in actual fact if it were to be left there and a municipal budget were in fact altered and sent back by the Commissioner and changed considerably, that any municipality would ask the Commissioner or probably suggest to the Commissioner that he put in an administrator. Now in section 155 which has already gone through, it's gone through and it hasn't even been brought up at this point, section 155 gives the Commissioner that power now to put in an administrator. The causes are spelled out. So if 139 were left or rather the provisions were much similar, much the same as was in the old Ordinance, still the Commissioner has the protection that we're being told is required by putting in an administrator. If he feels when the budget comes back from any of the municipalities that it is an unjust budget or that it's going to place the taxpayers in the municipality, or the taxpayers within the Territory, in an untenable position, he still can dissolve that Council and put in an administrator. He doesn't need that double protection.

Mr. Chamberlist: Mr. Chairman, I'm going to reply very briefly. The requirement of section 139 is a Federal Government requirement. It's there, you've got it, and we can't do anything more about it.

Mr. Stutter: Now, Mr. Chairman, I'd like to ask what's happened in the past then, up to 1972.

Mr. Chamberlist: Before, we never gave unconditional grants. We always had the opportunity to say what those grants were for, how much money should be spent. Now we have representation here made to us for unconditional grants. The Honourable Member stood up in this House, the Honourable Member from Whitehorse West, and said, give them the money, let them do what they want with it, now we are doing it, but we're saying that we should have the right to make sure that it is being spent properly. And now there is an objection to it. Now on one hand, this is the inconsistency of which we are faced with in this House, of the Honourable Member who gets up, acts emotionally, laughs hysterically and cavorts in every manner possible, and yet we in this House, have given way to a very important point that he raised that the Government saw, that is to give an unconditional grant. So we've made these grants unconditional. We are being attacked now for the very thing that we've allowed the Honourable Member to ... a not force upon us, because we've seen the light there, and we've done the right thing, and we're satisfied that the right thing is here again.

Mr. McKinnon: If the Honourable Member shows me one moment where I've been inconsistent in this principle, I've demanded, I've asked, I've pleaded, I've petitioned with the Federal Government for all the years I've been in this House, that this Territorial Government should be

BILL #10

Mr. McKinnon continues....

treated on the same and equal level with the provinces. That means grants unconditionally from the Federal Government which the provinces receive . You know well now the argument between B.C. that the... are charging, that the Quebec Government are using those unconditional grants to build chateaux in France and in Germany at the expense of those people who are providing the equalization grants. That's because those grants are given to the province unconditionally, the same way they should be given to the Territory, the same way that the Territory should be passing it along to the responsible elected bodies at the grass roots level, who have every bit as much the same intelligence in fact I believe very much more intelligence than the Honourable Members sitting around this Table at this time.

Mr. Chairman: Order please.

Mrs. Watson : Mr. Chairman, the delegation from Dawson City are here to tell us what they can do or what they object to in this Municipal Ordinance. It appears that we are not going to give them an opportunity to speak. I would very much like to have the people from Dawson go through with the other sections that they would like to draw our attention to .

Mr. Chairman: Shall we proceed?

Mayor Comadina: Well, before we proceed, Mr. Chairman, just what is going to be the result on what we have just said with regard to (6) and (7). Do we get a sort of a kind of a reply as to what will be the results? Mr. Chamberlist has indicated that there will be no change. Well then, if there is going to be no change, and you ask me what ... how do we feel about previous considerations given to us by the Territorial Government, I would be happy to say that, if we were to use the old Ordinance and scrap this one, I'd be very happy to say that the previous commitment doesn't appear to be very good. But I am some doubtful about this Municipal Ordinance because I don't know how it's going to work out, whether the Commissioner is going to tell us ... well the power of the Commissioner is getting more and more, and the power of the municipalities is getting less and less, this is, I regret to say, I don't know how to answer that question. Mr. Chamberlist, what our feelings are with regard to Territorial commitments, because I have some doubt as to the admissibility of this Municipal Ordinance. There is one more comment, Mr. Chairman, I would like to make with regard to the Municipal Ordinance. In your Votes and Proceedings I think that the only intelligent remark, and I say this from the opening remarks without any disrespect for the whole Territory, ...

Mrs. Watson: Mr. Chairman, with respect, the Honourable Member is here to refer to the Municipal Ordinance not the Votes and Proceedings. I would very much appreciate to hear his comments on the Municipal Ordinance.

Mr. Chairman: Order please.

Mayor Comadina: My final comment with all respect, I don't intend to upset the rules of the House, but I wanted to wind up my comments by saying this; the only intelligent remark that I have ever read in the Votes and Proceedings was that given by Mrs. Watson, and she suggested that the municipalities be allowed to write their own Ordinance, and that was the only remark that I heard that I think we could accept. And I think if the Municipality were allowed to write their own Ordinance we wouldn't have all this here discussion this afternoon. That is all I wanted to say.

Mr. Chamberlist: Mr. Chairman, now I wonder if His Worship indicates that the municipalities should write it's own Ordinance. Should it also raise its own money? Or does he expect the rest of the Territory to supply the funds for his municipality?

Mayor Comadina: Do I answer that question, Mr. Chairman? I would say *BILL #10* this, Mr. Chairman, I think you read it in the Whitehorse Star, if the Territorial Government would be kind enough to draw a Berlin Wall at the Yukon crossing we would be quite prepared to handle all our end and the North end financial and expenditure, we'd have our own government, our own Commissioner, and I think we would be better off than we are today.

Mr. Chamberlist: If you don't starve within a month.

Mr. Chairman: I think at this time we will declare a recess.

RECESS

RECESS

Mr. Chairman: I now call Committee back to order. Your Worship what is your next point? BILL #12

Mayor Comadina: We just have comments to make on one more Bill, Mr. Chairman, the Municipal Ordinance, Bill No. 12 ... Municipal Aid Ordinance, Bill No. 12. This Municipal Aid is based on population, at so much a head, in respect to Dawson, the population is 750, at \$46 a head, it's \$34,500. There is no provision made for an increase in population, within whatever number of years ... in the census, whether it's five, somebody says five, somebody else says ten years. Assuming there's an increase in population in Dawson, which there very well could be within two or three years, of another two hundred persons, there is no indication that this municipal aid will extend to these additional two hundred people, over and above the 750 persons, that is quoted in the Ordinance. So, we are asking, what provisions are being considered, to allow for this increase in population, should it occur, such as in the City of Dawson, would the municipal aid then be increased accordingly? This is one question. We just don't know if provisions are being made, accordingly.

Mr. Chamberlist: Well, Mr. Chairman, unfortunately, His Worship isn't aware that this particular subject has been discussed, at some length. The basis of the population count is the Statistics Canada census, and we are locked into that particular census. I don't wish to go completely over the whole area of discussion, but, we have made it clear that where money is funded to the Territorial Government, by the Federal Government, they, in turn, use Statistics Canada, as the vehicle for providing information, of this nature. We have to stay with that. There is no provision made for increasing, that population count, except by arrangement from time to time, with the Statistics Canada people, if they do increase their population. We just go on the basis of the statistics that we receive from them. But, by the same token, it may well be, that if the population of Dawson City goes down ... I heard a remark from the Honourable Member from Dawson that this will never happen, well, that has happened from time to time, through the years. The position would be that you would still get that base count, if it went down to seven hundred, you would still get the base count of 755.

Mayor Comadina: Could I ask an additional question, Mr. Chairman, as to what the Member has just said. Provisions have been made in the Municipal Aid Ordinance, that all municipalities can take an annual census of the population. In the event, that Dawson takes an annual census of the population, next year, and we find that there is an increase of one hundred persons, would the Territorial Government accept this municipal census?

Mr. Commissioner: Mr. Chairman, we have gone over this explanation before. I'm sure if His Worship has an opportunity to check the Votes and Proceedings, where it is discussed, he can avail himself of the explanations given at that time. We are bound by Statistics Canada, Mr. Chairman, in getting our money from the Federal Government, which in turn, is our biggest single source of money to pass on to the municipalities. And as long as we are bound by those conditions, in dealing with the Federal Government, we have no alternative, but to pass similar conditions on, in our grants. It is also a fact, that the Municipal Governments across the Territory, in conjunction with the Provincial and the Federal Governments, are endeavoring to overcome this particular problem, on a nationwide basis. If a solution, acceptable to the Federal Government, can be found at that level, naturally that solution will become part

BILL #12

Mr. Commissioner continues ...

of our means of dealing with this problem. Unfortunately, Mr. Chairman, it is something that every Government in Canada is facing. There has to be some kind of base lines, from which we work. Until, our base lines are changed, there is no means of us changing the context, in which this is written in the Municipal Aid Ordinance.

Mayor Comadina: Mr. Chairman, with regards further to the Municipal Aid Ordinance, this Municipal Aid Ordinance now takes the place of all grants, previously, paid to the municipalities. In this respect, we suggest to you, that the figures, which have now been given to us, that it does, in fact, take the place of all the previously paid grants, and possibly a little more. We have figures here, which differ from this position, and is it in order for me to submit it to this meeting. To show, in fact, where it is not a fifty dollar difference; the City of Dawson has taken a loss, in the neighborhood of \$33,000. Is it in keeping that I should give these figures ... said, I'm not supposed to go into debate, at least I'm not to, I'm just supposed to talk over these things, and present them to you. Can I give you these figures?

Mr. Chamberlist: Well, I think that they would be welcome.

Mayor Comadina: I would just use, either the '71 or '72 figures, they are so close together it really doesn't matter. We are basing our budget on the '72. This is the way we were preparing our budget on the previous method of grants, not taking into consideration the municipal aid. It reads like this, in round dollars: the Fire Hall \$36,500, for street lights the grant was \$5, 56, for sewage which was truck-hauled \$2,100, road maintenance which was twenty-five percent \$8,935, sidewalks \$5,925, clean-up \$8,000. The total lending which would be grant money provided by the Territorial Government, would have been \$67,317. Now, against that the Municipal Aid Ordinance is only going to provide \$34,270. We are losing in the neighborhood, of over \$33,000. So, it doesn't equalize itself.

Mr. Tanner: Mr. Chairman, the figures that I have in front of me, don't add up to that at all. The figures that I am looking at here, which all the Members of the Council were presented with, the total comes to \$67,000. If you take out the \$70,000 operational deficit, for the water sewerage system, the balance left is \$137,067 in grants from the Territorial Council.

Mayor Comadina: I don't know where you got your figures from, but these are taken from our Budget of '72.

Mr. Tanner: Mr. Chairman, for 750 people, at \$46 a person, and a grant in lieu of taxes which adds up to \$34,000. A grant, in lieu of taxes is \$23,000, and a conditional grant, which incidentally only the City of Dawson is getting, is \$10,000, brings it to a total of \$67,000. These are exactly the same figures that the Mayor is using, as his figures for the '72 budget.

Mayor Comadina; Mr. Chairman, I think the Honourable Member is confusing this a little bit. We have...I have just quoted the money paid by grants. The Honourable Member has given the figures of taxation, which is not a grant. It is a grant in lieu of taxation, it is not a grant, in the way that the previous grants were paid. A statutory grant is not even a grant. It does not justify itself.

Mr. Commissioner: Mr. Chairman, with respect; you have to look at the total Municipal Aid Package. It states, definitely, in the Municipal Aid Package, that the Territorial Government will pay taxes. It also says that we will give a per capita grant. You have to take the total of what the Ordinance is going to pay. These are the totals that have been provided to Honourable Members.

Mayor Comadina: Mr. Chairman, then, using the 1972 Budget figures,

Mayor Comadina continues ...

BILL #12

and including what the Commissioner and the gentleman have said, the total would be \$86,816, that's including all the grants, including what the gentlemen have just said, and against that the total of the two grants would be \$57,000, so we are still losing \$29,000.

Mr. Commissioner: Mr. Chairman, with respect, I shouldn't be entering into this debate, but I am not going to have any indications, that the Administration has attempted to mislead Council, in the absolute dollars, that we are paying to Dawson. The absolute dollars, based on the knowledge that we have at the present time, and assuming the concurrence of the Territorial Council to the Municipal Aid Package, is as they are listed, on the sheet that was provided with information, by the Department of Local Government, yesterday. The amount of money that is involved, is \$137,270. Now, this includes the per capita grant, the grant in lieu of taxes, that is providing that the City of Dawson has the same mill rate as what they had last year, we had added a conditional grant of \$10,000, which is what no other municipality is getting, at all, and a \$70,000 operational ... excuse me, I realize that this is subject to variation, in regard to the water sewerage system. I am quite confident, Mr. Chairman, that when these questions were answered to Councillor Stutter, two or three days ago, they were used in relation to the grant picture, that was paid last year. And the grants, that were paid to the City of Dawson, in actual dollars, last year, was \$137,323. Now, if there is something differently than that, it wasn't part of the grants package, at that time.

Mr. McKinnon: Mr. Chairman, I'm rather surprised that the members from the city council of Dawson haven't see this breakdown. As I understand it, they have been in discussion with the Director of Municipal Affairs for the past several days. I don't think that there is any objection from anybody to copies of this being made.

Mr. Commissioner: Mr. Chairman, with respect, they do have them.

Mayor Comadina: In reply to Mr. Commissioner, he mentioned the figure of \$70,000, this is most misleading, and it is not a correct statement. This \$70,000, which is for water and sewer, is of no business to the City of Dawson's municipality. This water and sewer system is owned by the Territorial Government. They use the N.C.P.C., as its agent to do the maintenance. The N.C.P.C. collects the revenue; they give it to the Territorial Government. We have no part or parcel of the \$70,000. It is not a grant of \$70,000 to the City of Dawson. It is correct, and in keeping, that it is a grant to the N.C.P.C. because they operate it. We have nothing to do with it. We have no control. We have no say.

Mr. Commissioner: Mr. Chairman, this is fine. As far as the Honourable Members, around this Council Table, are concerned the grant is paid on behalf of the residents of the City of Dawson.

Mayor Comadina: It may be paid, Mr. Commissioner, but it is given to the N.C.P.C.

Mr. Commissioner: Fair enough, Mr. Chairman, from the point of view of the Territorial Council these monies are paid on behalf of the users of the utilities in Dawson City. Not on behalf of anybody else.

Alderman Castellerin: The question is a question of budget. We have to present the budget to the Territorial Government, how we spent \$67,000. The fact is, the Territorial Government presents us with a bill of \$70,000 for a deficit. They will not tell us how the \$70,000 got spent. The Territorial Government, or Council hasn't said we spent \$200,000 on the water and sewer system, last year.

BILL #12

Mr. Commissioner: Mr. Chairman, the files stand that high in the correspondence between the City of Dawson and the N.C.P.C. and the Territorial Government, with regard to the operation of the water and sewer system. I find it unbelievable, that if the City of Dawson has requested information, concerning the payment of this deficit, or whatever you wish to call it, that they have not received such information, and that we have. They might not be satisfied, with the manner, in which, this information is compiled, and the answer to this was given to very clearly yesterday, to the Honourable Member from Dawson City. But, insofar as to the Territorial Government withholding information, that is in our possession, I'm sorry, Mr. Chairman, I find this very very difficult to explain.

Alderman Castellerin: I want to clarify my statement, Mr. Chairman. I am not suggesting that the Territorial Government would withhold any expenditures. The fact is, that we are condemned, the City of Dawson is condemned. We are finished. We have no power to try and reduce that expenditure. The fact is, we realize the money is spent, but we have no power to try and reduce this expenditure. This is my point. We have nothing to say on those terms. We are trying to save money, the Power Commission, under the circumstances, spent \$100,000 this year, without telling us anything. We have accepted the expenditure. This is my point. Don't worry, I am not trying to accuse anybody. I am just trying to state the fact, that the City of Dawson and the people of Dawson are paying for something that they have no say in. This is my point, to try to prevent this expenditure, or reduce this expenditure ...

Mr. Stutter: Mr. Chairman, this is exactly the point, that I was trying to make yesterday. I have to sort of go along with the feeling that definitely the people of Dawson do feel that they are being pushed, as far as the other people in the Territory are concerned. The people of the Territory read the Star, they read in the front of the Star, that there is an added \$70,000 given to pick up the deficit on the water and sewer. This is the point that I was making yesterday. This is true, but yet, the people of Dawson themselves don't have any say, in how to reduce that. This is why I questioned the item in the Budget, when we came to it yesterday. Asking if the Territorial Government was completely satisfied before, giving N.C.P.C. a cheque for \$55,000. I think it was the Commissioner himself, who pointed out that over and above the water and sewer, there was another item, probably \$35,000 or \$40,000, that the Territorial Government, or the taxpayers were also picking up in power in Dawson, when the domestic users of power are getting the Government rebate. Again, the people of Dawson don't have any say, in how to reduce this deficit. They want to see it reduced, as taxpayers would in the Territory, not just as members in the municipality of Dawson. They are interested in it; I am interested in it, as a Councillor and a taxpayer in the Territory. This is why I have requested it, and will continue to request detailed breakdowns of the N.C.P.C. operations in the City of Dawson. This is one of the reasons why I asked this question of the Commissioner yesterday, as to the formation of the board, regarding the Electrical Public Utilities Board.

Mr. Tanner: Mr. Chairman, I think I am expressing the opinion of every Member in this House, we can understand the situation that the Mayor and Aldermen of the City of Dawson find themselves in. I don't see any obvious solution to the problem because you have got three jurisdictions all enclosed in one area. I think all Members will recall what the Commissioner said yesterday, that the Member from Dawson or the Members of the City Council in Dawson, if they can come up with a solution, they would be most happy to review the situation and do whatever they can to support and help them. The circumstances, in which we find ourselves now, as related to the Mayor's statement, that he is not getting sufficient grants, as compared to last year, he hasn't thoroughly convinced me that he is not, the figures I see here are the same figures that you got last year.

Mayor Comadina; Mr. Chairman, I haven't convinced the Honourable Member that there are two figures there. The Municipal Aid, instead of previous grants, is \$34,270, this is what you have for 650 persons, times 46, and that takes the place of all grants ... no, no, that's another thing altogether now, I've just taken grants...\$34,000 does not include the grants in lieu of taxes. That 650 persons times 46 only comes to \$34,270. That is all it comes to. This is supposedly to take care of all other forms of grants, this is what we were told. If that is so, \$34,270 is the amount of the grant, the Fire Hall alone is \$36,500.

BILL #12

Mr. Tanner: Mr. Chairman, I think that the Mayor is not looking at the total picture of those figures. For example, what did we pay in grants in lieu of taxes last year?

Mayor Comadina: \$13,000 ... in statutory grants.

Mayor Comadina: \$13,000. statutory grant, \$13,000.

BILL #12

Mr. Commissioner: The Territorial Government has never paid a cent to any junior Government as a grant in lieu of taxes of any kind.

Mayor Comadina: Ten mills on the total assessment came to \$13,000. last year.

Mr. Commissioner: Mr. Chairman, that was not a grant in lieu of taxes.

Mayor Comadina: Well it was a grant anyway. Our understanding was that this \$34,000, \$234,000 was a Municipal Aid Ordinance to take care of all previous grants and these are grants that I have listed out to you including the Fire Department.

Mr. Chamberlist: I would suggest ...

Mr. Chairman: Order, order please.

Mr. Chamberlist: If His Worship would read the Ordinance because I think he hasn't got the Ordinance quite right.

Mayor Comadina: Well, maybe you could explain it to me.

Mr. McKinnon: Mr. Chairman, under the Protection Services Department of Local Government where the protection services are not broken down, does the Dawson Fire Protection Services come under the grant outlined in the Local Government Ordinance or does it not? Does...the point that the Mayor is making is that the cost which is borne by the Territorial Government last year \$36,500 in the case of Territorial grants through Fire Protection Services in Dawson City; as of the rest of the grants along with this one says they came to \$60,217 in all of the forms of grants which will be replaced by \$34,270. which is a per capita grant this year. Somewhere there seems to be a discrepancy as to whether the Territorial Government paid that grant to the Fire Protection Services last year and whether the grant at \$46. is going to involve the Protection Services to the City of Dawson. I am a little muddy just where it came from.

Mr. Commissioner: Mr. Chairman, all that we can do is to refer you to the paper. Nothing more can be said.

Mr. Tanner: Mr. Chairman, all Members have to do is look at the piece of paper in front of them and add it up and you get \$67,000. Now okay maybe there is a difference semantics maybe there's a difference in names. But the fact is that they are getting the same money under an unconditional grant. On top of that the City of Dawson gets \$10,000. in excess of any other municipality. If I was really one to get upset about it, I would get upset by the fact that the City of Whitehorse doesn't get any extra. Or the City of Faro doesn't get any extra. The City of Dawson is getting \$67,000 the same as they got last year, whether the Mayor wants to use one phrase and we are using different phrasing. The fact of the matter is that's what you're ending up with.

Mr. Chairman: Order, please. Councillor Stutter?

Mr. Stutter: I just wanted to point out, Mr. Chairman, that in the \$67,000. that the Mayor has quoted he did not include \$14,000 which was a...well maybe not in the lieu of taxes but it is based on the ten mill rate, so anyway if you want to look at that as another form of a grant you can add that in. That will now come to \$81,000. Let's forget about this \$10,000 conditional grant because we were told yesterday by the Treasurer that the figures in the Commissioner's speech

BILL #12

Mr. Stutter continues...

were the correct ones and not the figures that were given to us on this backup information. In those figures it gives only \$6,000, so there again it puts a further \$4,000 spread. If you include that \$14,000 over and above the \$67,000 you have \$81,000. If you take the figures given under this present Municipal Aid Bill it comes to \$61,000 or \$63,000. Now there is a difference of at least \$18,000.

Mr. Chairman: Councillor Watson?

Mrs. Watson: Mr. Chairman, I have nothing to say right now.

Mr. Chamberlist: Mr. Chairman, I am just going to say that this paper that has been submitted showing the grants, the grants available to the City of Dawson, the presentations the Government of the Yukon Territory is making to the municipality; it is not the intention of the Government at this time to change this policy. This is a policy laid down for the Government of the Yukon Territory in relation to grants to municipalities and this is what we must favour. I repeat again, if the municipalities feel that they need additional funds for capital projects they should borrow it in the manner that the Municipal Ordinance provides that they can borrow a fund for that purpose. I wonder, Mr. Chairman, if His Worship has any other comment.

Mayor Comadina: Yes, I have another comment to make, definitely so Mr. Chairman. We seemingly can't get our points across, Mr. Chairman, we do the figures, we know what we are talking about, but seemingly we cannot get it across in an intelligent way. The only other way that I can get this point across is to say this, that if we do not get additional grants we have no recourse but to shut down our Fire Department. As we cannot afford to maintain it we cannot, we don't have the money to do it, and under this new system of grants we just can't get no place in this new Municipal Aid Grant whether it be statutory give it whatever name you like. If the provisions aren't made to maintain this Fire Department, we cannot do it with the local source of revenue. I think that, Mr. Chairman, that all Members are aware that our City is a historic city and many buildings there are of value and if they were destroyed there would be no replacement and it would be a shame for reasons that the Territorial Government could not consider an additional grant to maintain our Fire Department we will have to shut it down and that is sum and substance of the whole thing. The whole thing is they can carry on our business with the Municipal Aid to do our regular city administration and if they were to maintain our Fire Department then they wouldn't have those streets and sidewalks. So take your choice something has to suffer and I will take your choice from that which way you are going to assist us by an additional grant. Notwithstanding, maybe it is too late, I don't know, but maybe we've got to borrow, but I don't feel that we should borrow. I feel that the Territorial Government should by what ever means they have at their disposal to give us, I don't think they should give unconditional, but a conditional because we will tell you where it goes -- to keep the Fire Department in the manner that the Territorial Government has up to now and we could carry on with the Municipal Aid Grant as it is now constituted. Other than that the Fire Department has to go.

Mr. Chamberlist: If there are no other matters, Mr. Chairman, His Worship would like to express or his colleague, perhaps we could have a visit from Mayor Wybrew.

Mr. McKinnon: Mr. Chairman, I wonder if I could ask Mayor Comadina whether he received any satisfaction from his meetings that he is having with the Director of Municipal Affairs, Mr. Bilawich? Was there any meeting of the minds concerning the different sets of figures that both the Territorial Government and the City of Dawson are presenting.

Mayor Comadina: Yes, Mr. Chairman, Mr. McKinnon we have come to a meeting of minds we have come to an agreement except this one thing, which is the question of the Fire Department. We have brought this to the attention of Mr. Bilawich, he says my hands are tied I can go no further than what I have gone, I have no way of raising...of providing anymore monies. You have to do it on your own and how you do it that is a problem that you will have to face. This is the way we are going to face it, we are going to lock it up. It is as simple as this. We are going to meet with Mr. Nairn this afternoon and possibly some solution might be worked, but it has to come from the Territorial Government it certainly isn't going to come from Municipal Government because they don't have it.

Mr. Chamberlist: And yet, Mr. Chairman, I understood that His Worship indicates that they can fully finance the northern part of the Yukon Territory. Now the simply cannot finance the Fire Department out of the grant that has been made. His Worship, Mr. Chairman, kindly boost his statements that have been made this afternoon.

Mayor Comadina: Who finances Northern Canada Power? We don't. We don't.

Mr. Chairman: Do you have any further questions of the witnesses today? Do the witnesses have any other points on the grounds that were just covered? Well, I would like to thank, on behalf of the Committee, Mayor Comadina and Mr. Castellerin, Alderman Castellerin, for being with us today. It is always been in the past a pleasure to receive representatives from City Council from the City of Dawson. Thank you very much for coming here. I'm sure we all hope that some of you are that the problems you brought forth were given consideration.

Mayor Comadina: Thank you, Mr. Chairman, we appreciate it very much. It has been a privilege to be here. Thank you.

Mr. Chairman: I think the next item of business is the City of Whitehorse. Mr. Clerk would you see if there is representation. I will declare at this time a brief recess.

RECESS.

RECESS

Mr. Chairman: At this time we will call Committee to order. We have with us His Worship the Mayor, and Alderman Howatt representing the City of Whitehorse, to discuss some matters with the Committee relative to the Municipal Package.

Mayor Wybrew: Mr. Chairman, Alderman Howatt Deputy Mayor will be doing the speaking because of my throat condition.

Mr. Chairman: All right, Alderman Howatt?

Alderman Howatt: Mr. Chairman, if it is not unusual I would like to preamble what I have to say with a few remarks I think that should have been made long before. All that we are asking for is the ability to run our own affairs and to stay alive. It has been my experience that in our negotiations unfortunately, there has been a clash of personalities. There has been matters raised that pertain in no way to what the City of Whitehorse would like to do in the way of management control and cooperation with the Territorial Government. I am firmly convinced that this clash of personality has put this deal off the track many many times. Now I am going to ask you today to forget personalities, personal vendettas, or any private feelings that you have and treat this as a serious matter as the council of the City of Whitehorse feel it is a very very serious matter. Now we are not up here to dictate how the Territorial Government will run its business. We also feel that the Territorial Government has no right to dictate to the city council how they will run their business. The city council of Whitehorse has a record of twenty years and I think

BILL #12

Alderman Howatt continues...

the Commissioner was one of the first who was involved in this particular type of operation and I have seen a Budget grow from \$150,000 to \$3,000,000 budget, and I will think you will find there is an efficient operation. Mr. Chamberlist, himself is a Member of Council. I think that you will admit that the management has been good and why you are so afraid of the management suddenly going sour is a deep dived mystery to me. Now the first matter I would like to speak on is 139. I have the old Ordinance here in which when a budget was prepared the Commissioner had all the authority in the world to review the budget, accept the budget, send it back to the City and ask for changes. To me all the authority he would ever need. But in this new section the fact that the Commissioner, God rest his soul, the nice man that he is, has suddenly required to power of taking any budget that the City of Whitehorse presents to him, throw it in the waste basket and set up a new budget and send it back to the City with a recommendation that it be accepted. According to this they have no alternative to accept what he sends back. Now I want to admit that your attempt was probably not this stringent. You probably didn't mean to be this harsh with us. Once this becomes law your intent is not important or means nothing. The is then legal and we have no recourse. We must accept it, once it becomes law. Although our present Commissioner is a very genial type, very cooperative, we have no guarantee that the next Commissioner isn't to a hard-headed so and so who could create enough trouble for the City that you would be in a position of hunting for people to run for office. Now this can happen and I'd hate to see it happen. But I feel that this is way way way out of line and if the legal aspect of it has been badly stated. If Mr. O'Donoghue might stop and think. I would like to see something a little more cooperative with the City. None of this, you're died if you do and you're died if you don't. Now I am willing to accept any explanation. Is there any reason, Mr. Chairman, may I ask Mr. O'Donoghue? Is there any reason why this particular paragraph couldn't be worded differently, and not back us up to the wall and tell us, you do it or get out? Because I'm telling you right now there are a lot of us that would just as soon get out.

Mr. Chairman: Mr. Legal Adviser?

Mr. Legal Adviser: Mr. Chairman, the section is a long section consisting of a series of subsections. A section created a section, it reflects a new ball game. The ball game is, a provisional budget must come at a certain time. The final Budget must come at a certain time. Subsection (7) is mainly intended to affect kind of factor in it. Subsection (6) reflects the power of the Commissioner to approve or not approve the Budget. The type of affect that a provisional Budget must be approved because it is using a very large portion of free grant money, which had to be ask and accounted for by the Territorial Government. Then in the final Budget again it has to be accounted for by the Territorial Government to the Federal Government in a final analysis. The sections may appear to be harsh, but they are merely reflecting the harsh terms which are imposed on this Government which must be passed on. So it was drafted in that intent to be percise and not a bargain in the future. We've got to account so we must ask the City to account. That is how it is drafted.

Alderman Howatt: Mr. Chairman, the point that seems to stick in everybody's mind is the fact that elected people who in the past 20 years have had the spending of tax money that they raised and the setting of the mill rate and are responsible to the people who elect them are suddenly being told that their responsibility is being removed from their hands and put in the hands of an appointed man, such as the Commissioner. There is no mention anywhere that the Territorial Council is going to check this, there is no mention. And as I said before we have no way of knowing who will be Commissioner a year from now, five years from now, ten years from now. Once this becomes law we are at the mercy of any man who has the Office of Commissioner. And as elected representatives of the people we are powerless to do anything about it. Now I feel that the fight that the Territorial Government has put up in the past ten years is to achieve

Alderman Howatt continues...

a certain amount of say in the matter governing the Yukon Territory. *BILL #12*
Is now being completely eroded because of the sand that they are taking in eroding the authority of any elected Municipal Council. How can you live with such internment? Just for example, your Councillor Chamberlist was sitting in my position on City Council and this thing was sent down to City Council I can see him coming here in one jump, one jump from City Hall to here. Now as I remember Councillor Chamberlist was the great candidate and the white knight for all the elected people. No longer, he is now in the administrative office and with all due respect, Councillor Chamberlist his attitude has changed for radically that I really don't even know the man. This is something he fought for a years and now he is instrumental in trying to affect. Mr. Chamberlist I would like to have your reply to that.

Mr. Chamberlist: I think, Mr. Chairman, that everything that has been said in relation to this section has been said. The only thing different that has been said is the remarks about myself. I would like to get it quite clear, Mr. Chairman, that I don't think that there is anybody in this Chambers who has anymore stronger feeling than I have in relation to what should be in these constitutional rights of elected representatives. I thought sometimes it was pretty difficult indeed to act outside of these feelings. There are somethings that you have to live with, you have to recognize. Here we are in a position and we have to recognize it. We have to prove to ourselves that if we don't recognize it, that under our proud constitution as far as the Yukon Act is concerned and what we can do we have no alternative but to follow the dicates of the Federal Government when it comes to us distributing funds that they are the largest doner of. This is where I say representatives of the City Council are not following the recognition that takes place. I find, and this must be where I must be critical, I find, Mr. Chairman, it is somewhat onus when all in the House, this preamble by saying let's get away with personality and do away with all this thing. Then he stops by making this personal attack upon me. Now I point this specific thing out, Mr. Chairman, because this is something that has taken place it is a wallowing type of thing. The municipality are saying to us now the Territorial Government we want more funds, knowing full well we haven't got the funds to give them. But the only place we can get the funds, apart from revenue that we raise within the Yukon Territory are those funds that are supplied to us by the Federal Government. If we were able to find more funds for the municipalities, the Government of the Yukon Territory would have to go to the people to find those funds. That would affect the municipality, they say to us, notwithstanding, that we recognize that fact that you would have to go to the people for more taxes to give us more funds. We'd rather you do it because we haven't got the guts to do it. This is where the municipalities are wrong. The municipality is not prepared to say, well if we need money we must go and find it. They are not prepared to say if we need more money for capital projects we are prepared to borrow it. I have already spoken at some length upon the lax of municipal financing that the City of Whitehorse imparticular, being the largest municipality in the Yukon and they are directing their duties. I say that the Members of the City Council should have a look at themselves and see in fact if whether or not they are acting in a proper manner, by not borrowing over a period of time of a long number of years so that the taxpayers in the municipality today are not penalized by having to pay the money over a very small period of years with the same amount of taxpayers to put capital projects in. I just don't think there is any Member of this Council will...of this Council here will argue against the point that proper municipal financing will be faced and should be faced on supplying to the Government of the Yukon Territory a list of capital projects that are required and the amounts of money that are required so that these projects can be carried out and amortized over a period of 20 or 30 years. I know full well that the Alderman Howatt, Mr. Chairman, has been in business for many years and I know full well that he wouldn't dip into his own capital

BILL #12

Mr. Chamberlist continues...

money that he uses to operate his business to build a structure when he knows he can borrow that on a mortgage repayment plan over a period of 25 years. These are the things that I can't understand myself as to why the municipalities think can't except their responsibilities. The Government of the Yukon Territory excepts its responsibilities. Now it is a hard thing to do, it is easy for people who are in opposition to tear the Government apart, but as a result of being connected with the Administration now I have seen the suffering that as Administrative Officers have had to do with me when I have attacked them in this Chamber when I haven't been a Member of that Administration. When I hadn't seen the things that they have had to put up with. When I have had to abuse them for the very thing that I didn't understand. That is why this Executive Committee now has an agreeable working situation because we have learnt that it is not the force of the Commissioner of the Day or his senior assistant as to why they can't get sufficient funds for a particular project. It is because somebody else higher up in another Department in another place in Ottawa have limited them to the amount of money that you can make available. Now I've learnt a lot and I think that it is quite clear, I've learnt a lot in the last few years and I hope for what I'm saying Mr. Chairman, to the witnesses here that they will understand that it is not a rosy world that we live in, under this present system of Government. When the time comes along when we can govern our own affairs, and govern our funds, it will be easier for us to make monies available to municipalities. Mr. Chairman, it is necessary for Members of municipalities to understand quite clearly that the funds that we have for disposal are funds that have been entrusted from the Government of the Yukon Territory by the people of Canada. Now think about that. This is the important fact. I am not in any way upset or annoyed by the remark that Alderman Howatt has made to me because I have been abused by the best of the country. You know, but I'm still going strong, you know. It is all part of the game. I appreciate the fact that my name is mentioned often as long as people spell my name right, this is fine, I am happy about it. Surely without any jocular attachment to it I would ask that serious points be considered that we are limited to what we can do. That the Territorial Government should not be attacked as a chopping block just simply because they can't go beyond what they have to power to do. I would also say, Mr. Chairman, in closing my remarks; if at any time the municipality especially Whitehorse, brings forward a list of your projects, make a suggestion to the Government of the Yukon Territory and say look we wanted to do all these works. We need all these works; we want to make a better looking city. And see what we can do on that basis to help loan the money to you. I know that it will be a good thing for your soul. I'm sure the people of Whitehorse, I know them as well as the Members are here. I've been here over 20 years as well. I know that the people want to see a better municipality. But they also don't want to have to pay for it in one shot by themselves. They want to know that those other people that are using the facilities of the municipality over the next 20 or 30 years are going to pay their share. Those are my closing remarks, Mr. Chairman.

Alderman Howatt: Mr. Chairman, there are a few points that I would like to raise in this Municipal Aid Bill. In the way that it is worded, section 5, paragraph one, am I to understand, that it says, "the Commissioner may pay to each municipality in the Territory a grant, to be called a grant in lieu of taxes, in this section." Now, is my understanding of this "may", that he in turn must get the permission of the Territorial Council; consequently, there is no way that "shall" can be prefixed. BILL #12

Mr. Chamberlist: Mr. Chairman, this is a request that no Member of Council will argue against this point because they have always said that the Council must know what money is being spent. So, of course, it's only with the concurrence of the Council, that this money is paid out.

Alderman Howatt: Now, in two, in paragraph 6, it seems to me that the Commissioner is given the power to exempt any Territorial establishment, within the municipality, from paying taxes, if he so desires. Am I wrong? "The Commissioner shall include in his schedule all lands which together with the improvements thereon are used in the ordinary administration of the Government of the Territory or any department or agency thereof but shall not include any lands which are vacant; used for the purpose of highways; used as a park, game sanctuary or game preserve; is a historic place or museum pursuant to the Historic Sites and Monuments Ordinance; leased or occupied by a person from whom by reason of his interest in, or occupation of the land or improvements thereon, a municipality may levy and collect real property taxes; or exempted from this section by order of the Commissioner."

Mr. Tanner: Mr. Chairman, is the question that the Commissioner has the power to exempt lands?

Mr. Commissioner: The answer is yes.

Alderman Howatt: In other words, you build a new Capitol Building down there, and it is used for Territorial business, the Commissioner may so see fit to exempt it from paying any taxes to the municipality of Whitehorse.

Mr. Chamberlist: In all Provincial Legislation and in all Federal Legislation, the right of the Government anytime to exclude taxes: it is the right that is given to them. In exactly the same way, as you have a certain exemptions yourself, that the municipality can do. So, we are giving you exactly the same rights that we have too.

Alderman Howatt: In other words, this grant in lieu of taxes, which you say roughly amounts to \$125,000 can be ... in any one year, the Commissioner decides not to pay taxes on the property in the municipality. So, this \$125,000 that has more or less been tentatively promised can be a hollow wand, with nothing in it.

Mr. Legal Adviser: Mr. Chairman, I would just like to make a point in this. The list of exclusions is intended to be exact, but it is beyond my power of the draft to make sure, in a completely new Bill, such as this, that we have, in fact, put in all the right exclusions. So, it's my insertion there, just in case we have forgotten something. The Commissioner is bound by the list, and cannot jiggle and twist and include something like a new Capitol Building, in that. That is a building, which is in the very first part of the paragraph, any building which is used for normal Government purposes. But, it could happen that we might be holding something in trust, and the person may be paying taxes. In any event, we don't want to get those

Mr. Legal Adviser continues ...

BILL #12

mixed up. This is purely a drafting point, and not intended to deprive the City of asmuchas one cent of rent.

Alderman Howatt: Section 7, "The amount of the grant payable pursuant to section 3 received by a municipality shall be shown separately in the statement of revenue, and its expenditure shall be separately accounted for in the statement of expenditures, required to be prepared by the municipality pursuant to the Municipal Ordinance." Now, it seems to me we were told, that you get this money and you can do anything you bloody well want with it.

Mr. Chamberlist: All we are asking, you can do what you like with it, but you just have to make a statement what you have done with it, Mr. Chairman. We haven't said, that you should tell us beforehand what you are going to do with it. We are just telling you, do what you like with it, but once you spend it, tell us how you spent it, that's all.

Alderman Howatt: Mr. Chairman, "The annual budget as approved or amended by the Commissioner shall be adopted by the council on or before the 15th day of March in each year."

Mr. Chamberlist: What section is that? I can't hear you?

Alderman Howatt: Section 7. You can't hear me? 139, section 7, "The annual budget as approved or amended by the Commissioner shall be adopted by the council on or before the 15th day of March in each year." There is no objection to the date. Section 8, "No expenditure is lawful which is not provided for in the annual budget as approved by the Commissioner except as provided in subsection (9)." Section 9, "The annual budget shall not be amended, altered or varied before the 1st day of October, except with the approval of the Commissioner". The Commissioner can amend, he can approve, and in turn suggest changes, but we can't touch the budget until ... he has the right to amend anything we do...it's unconditional.

Mr. Tanner: Mr. Chairman, surely, Mr. Commissioner has the power to approve or disapprove, if he can go to one extreme or the other, you just might as well find where he can go in the middle, and amend to. What difference does it make?

Alderman Howatt: The thing is, we are forced to accept his amendments without any argument, the way this is stated. Now, it might be a play on words. If it is a play on words, I would like to see them changed.

Mr. Tanner: Well, Mr. Chairman, is the objection that the Mayor and the Alderman of the City of Whitehorse are suggesting that, that is what is going to happen? There are certain ways to express certain ideas in legislation, and that's the way its going to be. We all know, in fact, that that is not what is going to happen. What is going to happen, is that you'll put it up for approval, and it most likely will be approved. We want to know what you are doing. We can't get our money from Ottawa, unless, we convince them, that we got some sort of control. It's as simple as that. I really think the hangup is ... the City Council is represented by you two people and the Dawson one isn't very valid.

Mr. Chairman: I have one question I would like to possibly direct to either the Honourable Member from Whitehorse East or Mr. Commissioner, is , to clarify this point, in my own mind. It seems to me that the point, that has been attempted to be made, is that this is, indeed, a conditional grant, rather than an unconditional grant because of 7, 8, and 9, where in section 7, it must be approved by the Commissioner, which is a condition of any expenditure.

Mr. Chamberlist: Mr. Chairman, with respect, it's the Budget that

Mr. Chamberlist continues ...

has to be approved, not the grant. The grant only forms part of the revenues of the municipality. This is where it is being taken out of context. All we are saying is, one of the conditions, is that the Federal Government are allowing us to become a donor to the municipality, in that we examine the budget. We are not telling the municipality what they can do with the grant, once it has been given to them. If they want to tear the cheque up in bits and pieces, and throw it away, once they get it, that is their fault. BILL #12

Alderman Howatt: Is that the Treasury Department's requirement?

Mr. Chamberlist: This is no specific department's requirement. When we go into negotiation with the Federal people on funds, on overall funds, we deal with our budget, and our funds, and the whole budget, and we just pass on the procedures that we have to accept and adopt. I think that, with respect, Mr. Chairman, too many people are reading in sinister aspects, and there is nothing that is not sinister. I am saying quite clearly, Mr. Chairman, that all this that is happening is a political plate, instead of reasonableness.

Alderman Howatt: The only thing is, you're intent on one thing, the wording is another. Now, we are bound by the wording of this Ordinance, not by the intent of the gentleman, who set it up. Now, how can we get recourse from this, if the legal meaning is far from the intent of you people, who are so generous to us.

Mr. Chamberlist: I would suggest, with respect, Mr. Chairman, that the witnesses from the City of Whitehorse wait and see if they have been treated wrongly, and then take the recourse that they feel they can take. At the moment, the witnesses are just trying to see through crystal balls into the future, that something terrible might happen to them. Quite frankly, I can't see anything terrible happening to them. You have always got spokesmen, like Councillor McKinnon, and perhaps, although, Councillor Tanner might still be here. I'll be here to look after you.

Alderman Howatt: As I remember, there was something that you looked up in this storm drains thing. Has any progress been made in that? About the commitment that we, previously, had had ...

Mr. Chamberlist: First of all, I would say this, I examined very, very thoroughly the question of storm drains. I examined all the correspondence, relating to that particular situation. I can quite unequivocally say, that at no time did the Government of the Yukon Territory make a commitment, in relation to a continuing storm drainage. The letter that I had had a copy of has been taken completely out of context, of the rest of the correspondence. Storm drainage is included in the overall package, that has been presented, once again, I say, that the suggestion that I am making, if Whitehorse was smart, and I will say again, if they were smart, they would assess what a complete storm drainage installation would be, and ask to borrow the money over twenty or thirty years, and put a complete drainage system in. Then, they would really be doing something.

Alderman Howatt: Mr. Chamberlist, you have told us how much confidence you have in your administrative setup here. We believe you. So, I will read you a letter to R.L. Byron dated June 29th, 1971. "Dear Mr. Byron: Storm sewer system: Your letter, May 21, 1971. We are in agreement with the concept of a storm sewer system being an integral part of the roads system. In this instance, no allowance was made for our participation in the funding requested for your '70-'71 installation. You will appreciate that we do not have funds in our '71-'72 budget to give consideration to the inclusion of this program. On future projects, storm sewers will be considered eligible for the fifty percent grant provided all necessary clearances

Alderman Howatt continues ...

BILL #12

have been obtained in time for the appropriate budget to be arranged in our department. Yours truly, W. H. Howatt, Director of the Department of Local Government"

Mr. Chamberlist: Yes, so I have it. Now, could I take it so that I can break it in pieces for you. The first thing, Mr. Chairman, this letter was written prior to the planning of the new Municipal Aid Ordinance, and the new Municipal Aid grant system; so, therefore, any matter in relation to grants, are obliterated as a result of the new grant program, under the Municipal Aid piece of Legislation. I would prefer to take each and every sentence here. "We are in agreement with the concept of a storm sewer system being an integral part of the roads system." Excellent, we are. Next sentence, "In this instance, no allowance was made for our participation in the funding requested for your '70-'71 installation." Clear, as clear can be. No commitment so far, just the idea that we like the idea of a storm sewer system, and that we have got no funds. Next sentence. "You will appreciate that we do not have funds in our '71-'72 budget to give consideration for the inclusion of this program." Another statement, we haven't got funds. No commitment. Now, this is the point, "On future projects, storm sewers will be considered eligible for the fifty percent grant, provided all necessary clearances have been obtained in time for the appropriate budget to be arranged in our department." Now, the fifty percent grant, has been predicated on the following words, "provided all necessary clearances have been obtained in time for the appropriate budget to be arranged in our department." But the appropriate budget that has been arranged by our department is based on an entirely new concept of municipal grants. This idea, therefore, falls by the wayside. So, I am afraid that I have to destroy your letter because it doesn't mean anything. It just simply says, that if we were going on the same basis, that we went in previous years, that it would have been given consideration. We changed the whole basis of the grant system, but I am sure that people on the City Council are sufficiently intelligent to do exactly what I did, that is, break that letter down, piece by piece.

Alderman Howatt: No, Mr. Chairman, what happened was, this was done in a three year phase, a third was done each year, the first and second year phase was actually paid for by the Territorial Government, they agreed to this part of the whole system and they picked up their share of the tab. It is not completed, and the third stage which was to be done this year cannot be completed because your Municipal Aid grant is not sufficient for us to take on the capital expenditure and we have already completed two-third, something that cannot be completed with the stand you people are taking, we got into this with your help, how do we get out?

BILL #12

Mr. Chamberlist: Mr. Chairman, it is simple how you get out, you borrow money to complete a whole project, you don't use the money that has been supplied to you for other purposes. The very point that you must understand as well, that you are getting more money under this grant system than you ever had before, but you expected \$383,000, you are finishing up by getting grants in lieu of taxes over \$600,000 and this is where you are go to be in a position to do that. The main thing is, just try and get away from looking for more money without wanting to do something about that money yourself and borrowing.

Alderman Howatt: We are very happy with the aid we got, the only thing is, we had absolutely no warning of the preamble, which said "Explanatory Note; The purpose of this Bill is to give legislative authority for the payment to municipalities of an annual Municipal Aid Grant and an annual grant in lieu of taxes, which will be in substitution for all other grants previously paid to municipalities"

Mr. Tanner: Mr. Chairman, I have got to take exception to that point, because I personally took that Bill down to your City Treasurer to make sure that he got it the very day it came to this Table and if you don't believe me, ask Mr. Bob O'Neil because he had a photostat without that on, I said, here, take mine and give me yours, and right today it should be in his office with exactly the same explanation. So stop saying you didn't know about it.

Mr. Chamberlist: Mr. Chairman, with respect, Alderman Howatt said that we didn't know about this comment, at the time. The Honourable Member from Whitehorse North, has indicated that in fact the day that it was introduced or the day after took this with the explanation, Explanatory Note to the Treasurer of the City of Whitehorse. I would suggest that if he hasn't kept the Mayor and the council informed of what he has received from a Member of the Territorial Council or the Government of the Yukon Territory in relation to that, let him rap somebody's knuckles at that end but don't come and give us a rough time over it. The question of the Explanatory Note really speaks for itself, there has been for a considerable number of years that I recall always been... Why doesn't the Territorial Council tell us what our Budget is going to be, what money we are going to get so that we can budget, so now you are in a position to know ahead of time the basis of what your grant is going to be. So you know then, how you can go ahead and prepare your budget. We really have done everything possible to make it as easy as possible for the municipalities.

Alderman Howatt: You're insistent then that this Municipal Aid Bill, as it is, is the Bill and there is no changing it in any way shape or form, we have to live with this Bill.

Mr. Chamberlist: Mr. Chairman, it has just been drawn to my attention that section 26, the Financial Administration Ordinance, might answer quite a number of questions, it reads as follows; "It is a term of every contract providing for the payment of any money by the Territory that payment thereunder is subject to there being an appropriation for the particular service for the fiscal year in which any commitment thereunder would come in course of payment." We are limited

BILL #12

Mr. Chamberlist continues ...
to year by year, it speaks for itself.

Alderman Howatt: Gentlemen, I think you should be aware that your grant to us is in the neighbourhood of sixteen and two-thirds percent and on investigation we find that there is no municipality in Canada that gets such a low portion of help from the Provincial Government, Mr. Chairman.

Mr. Commissioner: Sixteen and two-thirds percent of what?

Alderman Howatt: Mr. Chairman, of our total assessed levy on the people of Whitehorse.

Mr. Commissioner: Mr. Chairman, if you want to start playing around with figures, you have got the right boy, right here. When you start writing up your budget, you have got all your fees for service in your budget, correct? Eliminate the water system, how much does that account for in your budget?

Alderman Howatt: \$300,000, I'd say.

Mr. Commissioner: The operation and maintenance and collection out of your water system?

Alderman Howatt: I will have it here in a minute.

Mr. Commissioner: You are telling me that you have a \$3,000,000 budget, is that correct?

Alderman Howatt: Roughly,...

Mr. Commissioner: How much is represented out of that for sewer and water?

Alderman Howatt: 1972 budget, Sale of Services, water, sewer, parking meters, scavenging, cemetery plots, recreation services, miscellaneous, work done for others, \$362,000.

Mr. Commissioner: I don't see how you operate your sewer and water system on \$362,000.

Alderman Howatt: This is available services. Revenue from other sources, \$122,000.

Mr. Commissioner: What is your expenditure for sewer and water out of your \$3,000,000 budget? What is the cost of running it?

Alderman Howatt: Water supply, \$215,585.

Mr. Commissioner: Mr. Chairman, I wonder if we could have a private consultation with the City on this sometime, because the amount of the grant that we are making, based on the formula that is presented to you here, right at the present time is what most of the provincial jurisdictions of Canada wish they had on behalf of their municipalities. We have done a tremendous amount of research on this at various times and I think the Honourable Members will be aware that there is a demand before the Provincial Government of British Columbia, at the present time, that the per capita grants increase in the Province of British Columbia at a fifty dollar per capita...at the present time, I believe it is somewhere in the thirty or thirty-two dollar neighbourhood, I am subject to some potential error there...

Alderman Howatt: British Columbia is thirty dollar per capita applied.

Mr. Commissioner: Likewise the grant in lieu of taxes is limited to a percentage of what the previous years budget was in the municipalities. In other words, the Provincial Government will not contribute a grant in lieu of taxes any greater than a certain percentage of what the total Budget of the municipality was the previous year. It is likewise limited

Mr. Commissioner continues ...

BILL #12

under another Act of the Provincial Government, namely I believe, it is called the Assessment Equalization Act, I believe that is the name of the Act and it stipulates a percentage of the property value and a percentage of the improvement values on which the province will pay a grant in lieu of taxes and it is limited to fifteen mills.

Alderman Howatt: May I read this to you?

Mr. Commissioner: Absolutely.

Alderman Howatt: "British Columbia, home owners grant, \$170 resident home owner...

Mr. Chairman: Order.

Alderman Howatt: Let me just finish this. "Local Government grant, \$30 capita applied, first streets and roads, second protection, third others, grant in lieu of taxes, fifteen mills times assessed value, road construction, full cost of arterial roads, fifty percent of secondary roads leading to arterial, road maintenance full cost of arterials fifty percent of secondary roads, sewage treatment annual debt charges exceed two mills, the province contributes seventy-five percent of the difference, recreation, assistance of new qualified staff for a full year, that's B.C. Do you want to hear Alberta? Alberta, seventy-five dollars resident home owner grant, Local Government grant, annual appropriation apportioned by formula based on population needs and density, grant in lieu of taxes, minimum mill rate times assessed value, road construction, approved highways seventy-five percent, approved bridges fifty percent, Land Bank makes funds available," we haven't a Land Bank, I admit, "road maintenance designated highway roads to five hundred dollars per mile!" In other words they all assist in road maintenance.

Mr. Commissioner: Mr. Chairman, they do not assist in road maintenance within the confines of a municipality, they are taking these highways and they have them designated under a formula which is exactly the same formula that we use in the Engineering Services Agreement with Federal Government. Your main highway, if you wish to call it this the Alaska Highway, how much is the City of Whitehorse had to contribute towards highway.

Alderman Howatt: Nothing.

Mr. Commissioner: Okay, your arterial roads, in other words, the arteries that get you in and out of the City of Whitehorse, how much are you being asked to contribute?

Alderman Howatt: Nothing.

Mr. Commissioner: Fair enough. Mr. Chairman, we are prepared to stack up our Municipal Aid Ordinance as a pretty fair comparison with anything else that is going on in Western Provincial situations at the present time.

Alderman Howatt: Mr. Chairman, I am quite prepared to meet with the Commissioner, on his invitation and discuss this.

Mr. Commissioner: I would very much like to, Mr. Chairman, because there is no use of us trying to bat around comparing apples and oranges, if you get down to one basic formula you have got the thing to compare and this we are hopeful that we can get some kind of standardized accounting system involved for all the municipalities of the Territory so that we are going to have something that is readily comparable from year to year not only in the context of the municipalities of the Territorial Government, but municipalities and municipalities, we think that this is quite important.

Mr. Chairman: Are there any further comments?

BILL #12

Alderman Howatt: The Mayor has just presented me with a note here. It was agreed that section 139 would be reviewed by Territorial Council and it is our understanding that 139 subsection (5)(6) or (7) will not be changed, are we correct in that?

Mr. Chamberlist: Yes, I must say that you are absolutely correct.

Alderman Howatt: I am to understand that has to be asserted Federally, is that correct?

Mr. Chamberlist: If you want to go ahead and discuss it, Mr. Chairman, then they can go ahead. I think Members of this Council today, have had enough threats from different municipalities. As far as I am concerned we have done the best we can do.

Mr. Chairman: I wonder if at this time the witnesses may be excused? Agreed? I would like to thank Mayor Wybrew and Alderman Howatt for joining us today.

Alderman Howatt: Thank you gentlemen, I appreciated the honour.

Mr. Chamberlist: I move at this time that the Speaker do resume the Chair.

Mr. Tanner: I second the motion.

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

Mr. Taylor: Mr. Speaker, Committee convened at 10:25a.m. to discuss Bills, Sessional Papers and Motions. Mr. Miller, Treasurer, Mr. K. Fleming, Executive Committee Member and Mr. Ron Hodgkinson, Executive Committee Member and Mr. Guldner, Travel Director attended Committee to discuss Bill #26, The Main Estimates. Committee recessed at 12:00 noon and reconvened at 2:05 p.m. Mayor M. Comadina and Alderman Castellerin of the City of Dawson attended Committee to discuss matters relative to municipal affairs. Mayor Bert Wybrew and Alderman Jim Howatt of the City of Whitehorse attended Committee to discuss matters relative to municipal affairs. I can report progress on Bill No. 26. It was moved by Councillor Chamberlist and seconded by Councillor Tanner that Speaker do now resume the Chair and this motion carried.

Mr. Speaker: You have heard the Report of the Chairman of Committees, are we agreed? May I have your further pleasure?

Mr. Taylor: Mr. Speaker, I believe tomorrow morning it is the intention of Committee to further deal with the Main Estimates so I would suggest that we will provide for Bills, Sessional Papers, and Motions.

Mr. Speaker: May I have your further pleasure?

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

Mr. Chamberlist: I second that motion.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse North, seconded by the Honourable Member from Whitehorse East, that we now call it 5:00 o'clock. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

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

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. Are there any Documents....

Mr. McKinnon: Mr. Speaker, I would like to rise on a question of personal privilege this morning which I think touches all Members of this House, every person in the Yukon and every person particularly in Whitehorse. I quote, Mr. Speaker, from the issue this week from Time magazine. "As the second biannual Arctic Winter Games got underway this month at Whitehorse, Yukon Territory it became painfully clear that the organization of the event left something to be desired." Mr. Speaker, the article concludes after stating some of the things that happened during the Arctic Winter Games: "The Games at Whitehorse proved the quality of the play in the northern provinces has measurably improved. The same cannot be said for the advanced planning of the northerners." This is the second time that this international magazine has taken a swipe at the organization and the actual holdings of the Arctic Winter Games. Mr. Speaker, I'm getting sick and tired and I'm sure all Members are getting sick and tired of people coming from other jurisdictions with actually no concept of what we are doing in the North, what we are trying to attempt in the North and giving false information and misleading information because of the lack of knowledge of things known to the people in North America and in effect, right around the world. Mr. Speaker, I think that the Games as I have stated in this House before, were well organized, were run smoothly, and I think that all Members of this House will agree that the information contained in this international magazine is both misleading and false. Thank you, Mr. Speaker.

Mr. Speaker: Are there any Documents or Correspondence to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker we have for tabling this morning, Sessional Papers Nos. 14 and 15.

Mr. Speaker: Are there any Reports of Committees?

Mr. Taylor: Yes, Mr. Speaker. I have concluded the report long awaited by the Members and I would like to read same into the record. Mr. Speaker, Honourable Members. This is the Report of the 12th Canadian Area Conference, Commonwealth Parliamentary Association. "As the name would imply, the Commonwealth Parliamentary Association is a world-wide organization and is composed of parliamentarians from many nations. The purpose of the Association is to promote knowledge and education in the social, economic, cultural, constitutional and legislative systems within a parliamentary, democratic framework with particular reference to the countries of the Commonwealth of Nations and to countries outside the Commonwealth having close historical and parliamentary associations with it. The Association is composed of many national branches, one of which is the Canadian Branch. The Yukon first participated in Area Conferences by the attendance, in 1969, of Speaker J. O. Livesey. On this occasion, the Canadian Area Conference was hosted by the Province of Newfoundland. This report covers the activities of the 12th Canadian Area Conference hosted by the Province of Nova Scotia from July 25 to 30, 1971, at Halifax, Nova Scotia." I have the Appendixes which I will circulate to Members. "As you will note in Appendix "1" of this report, an invitation was extended to the Yukon Territory to send one representative to the conference in Halifax by Speaker George M. Mitchell, of the Nova Scotia legislature. It was my pleasure to attend the conference

TABLING OF
SESSIONAL
PAPER #14
SESSIONAL
PAPER #15

REPORT
COMMONWEALTH
PARLIAM.
NTARY ASSO-
CIATION

Mr. Taylor continues...

on behalf of my fellow legislators on Yukon Legislative Council and, being as brief as possible, I shall attempt to outline some of the major events and happenings surrounding these meetings. Sunday, July 25 arriving in Halifax, delegates were hosted to an informal reception in the Hotel Nova Scotian, and had an opportunity of meeting each other and preparing for the plenary session the day following. On Monday, July 26 during the morning, the Canadian Area Council meetings took place at Province House, at which time delegates considered the draft agenda and rules for the conference, and also the recommendations adopted at the last Canadian Area Council meeting in Ottawa, June 4 and 5. In the afternoon, delegates were transported to the Halifax International Airport and boarded a charter flight for Sydney, Nova Scotia. Arriving in Sydney mid-afternoon, a reception and dinner hosted by the City of Sydney, occupied the balance of the day. It was my pleasure, on that occasion, Mr. Speaker, to present to the people of Cape Breton, on behalf of the people of the Yukon, the Yukon flag which was well received and appreciated by all in attendance. Tuesday, July 27 during the day, the delegates were taken by chartered bus to the fortress of Louisbourg, thence to Port Hawksbury and Port Hastings for a most interesting tour of the large industrial complex located there. Following a reception by local groups in this area, the delegates then travelled to Antigonish for our overnight stop. Wednesday, July 28, departing in the morning from Antigonish, the party returned via Truro to Halifax and were hosted this evening by the Premier Reagan and government of the Province of Nova Scotia to an excellent dinner and reception. I might say, at this point, that the tour of this most beautiful province gave us an excellent opportunity to become acquainted with one another and I feel the informal discussions held during this period were invaluable in learning of the problems of other areas of Canada in the field of legislative responsibility and procedure. On Thursday, July 29, delegates gathered for the first plenary sessions held in the Legislative Chambers at Province House and following opening remarks by the Honourable George Mitchell, Speaker, the delegates got down to the business of the conference. Following formal approval of the rules, a report was given by the Canadian Area representative, Mr. J. E. Walker, M.P., and from this report, two quotations of note were observed; one is that the Commonwealth Parliamentary Association was a vehicle for Canadian unity and another quotation called it the last bastion of parliamentary democracy in Canada. Following a report of the Canadian Branch activities by Senator Grossart, provincial delegation reports were received, following which a general discussion was held relating to the methods of improving the effectiveness and usefulness of the Commonwealth Parliamentary Association. The draft agenda of these sessions may be found as Appendix II of this report. Appendix III indicates the draft agenda for the 17th Commonwealth Parliamentary Conference held in Kuala Lumpur in Malaysia September 3, to 18, 1971. The balance of the morning was spent in discussing procedural reform in the Canadian parliament and legislatures, and the role of the private member. Discussions on procedural reform brought forth many topics and many new ideas from the provincial delegations. Delegates considered such areas as the modification of parliamentary basic procedures, basic practices in the House, standing orders decisions of the Chair, appeals without notice to the Speaker's rulings, the hammering out of problems in caucus taking pressure off the House, substantive motions, the increasing use of select committees, the referral of estimates or parts of estimates to standing committees, and many good points were made during these discussions. In consideration of the role of the private member, discussions and comments ranged as the use by private members of the media and the role the private member takes in the general party system. The Ontario delegation were very concerned about back-benchers and the private members in general, and the provision to him of secretarial and office facilities in order to take the load off members. Generally, this was a very good and informative discussion. Following a break for lunch, a lively discussion ensued around the topic Conflict of Interest for M.P.'s. Discussion ranged around such items as the enforcement of high standards, the inadequacy of statutes, the inability to legislate wisdom or discretion, and the acceptability of trusteeships of businesses. Following a very brief discussion of control of

Mr. Taylor continues...

motion calling for the production of cabinet documents and other confidential papers, the delegates considered the problems of committee procedures. This was a very interesting discussion and ranged over almost all the problems of committee including the referral of bills to committee of the whole, or standing or select committees, the diversity of practices in committee, the binding of attendance in committee as in the House, erroneous decisions of the Chair, the rapidity of circulation of reports, and generally, the broad spectrum of committee procedure. Following this discussion, delegates returned to the Hotel Nova Scotian for a dinner hosted by the Province of Nova Scotia. Friday, July 30: Plenary session re-opened in the morning with a discussion on parliamentary control of Crown Corporations. During this debate, it was pointed out that Crown Corporations should always be under the direct control of the legislature, and it was pointed out that monies were not spent on the authority of Parliament. Discussions continued respecting the large aggregations of capital involved in the operation of Crown Corporations and the areas of public interest where the private sector does not or cannot get involved. Under the topic of Private Members' Bills to be Brought to a Vote, it was noted that private members' bills often are the source of government legislation. Speaker Murray, of British Columbia, pointed out that it is often incumbent upon members to enunciate the philosophy of private members' bills notwithstanding it violates several standing orders, and generally, the discussion was very short on this topic. In view of the short time remaining at the plenary session, the discussions related to the relaxation of party discipline in voting on legislation, the study of bills in select committees rather than in committee of the whole, and media reporting in the House, received very brief discussion and on all issues, the delegates seemed to be split in opinion on approximately a 50-50 basis. Prior to the concluding remarks by the Honourable George M. Mitchell, Speaker of the Nova Scotia Legislature, I was invited to address the Assembly and it gave me a good opportunity to explain our position, legislative-wise, here in the Yukon Territory, and accorded me an opportunity to thank the Province of Nova Scotia for their hospitality during this conference. At this point, it was my great pleasure to present Speaker Mitchell with a flag of the Yukon Territory on behalf of the people of the Yukon Territory, and it was received with grateful acknowledgement on behalf of the people of Nova Scotia. Following lunch at the Hotel Nova Scotian, again as guests of the Province, and a most interesting tour of Halifax Harbour by boat during the afternoon, the conference ended with a farewell reception in the evening. Now as you will note in Appendix IV, I forwarded a letter to Mr. Ian Imrie, Co-ordinating Secretary of the Commonwealth Parliamentary Association, Canadian area, concerning membership for the Yukon Territory in the Canadian section of the Commonwealth Parliamentary Association. The correspondence may be found in Appendix V and Appendix VI which covers all correspondence forwarded or received to that date. I might further point out, Mr. Speaker, that I have not received, as yet, the official minutes of the Halifax meeting, nor the amended Constitution resulting from the Malaysian conference. However, when these, and any other information, becomes available, I shall report same to yourself and Members of the House in the form of a further report. In conclusion, Mr. Speaker, I would like to say that the debate and discussions relative to parliamentary reform and uniformity of legislative procedure, has been most informative indeed, and I feel very strongly that we should continue to attend these sessions as they occur annually until such a time when we can gain at least partial membership in the Canadian branch of the Canadian Parliamentary Association. Materials for the compilation of this report have been slow in coming and I would like to take this opportunity in thanking you, Mr. Speaker, and all Honourable Members for your patience in this regard, and in permitting me this period of delay in order to present this report to the House." I have copies, Mr. Speaker.

REPORT
COMMONWEALTH
PARLIAMENTARY
ASSOCIATION

Mr. Speaker: Are there any Bills to be Introduced? Are there any Notices of Motion?

MOTION #25

Mr. Stutter: Mr. Speaker, I would like to move that Sessional Papers No. 14 and No. 15 and Legislative Return No. 16 be referred to Committee of the Whole for further discussion.

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

MOTION #26

Mr. Taylor: Mr. Speaker, I would like to give Notice of Motion this morning as follows: "That it is the opinion of this 22nd wholly elected Council the the Governor in Council be requested to dissolve this presently constituted Council of the Yukon Territory at the earliest possible moment and that a new election be called pursuant to section 9 of the Yukon Act."

Mr. Speaker: Are there any further Notices of Motions? Order. Are there any Notices of Motion for the Production of Papers? If there are no Motions for the Production of Papers we now come to the Question Period. Mr. Clerk, would you see if the Commissioner is available? We will now have a short recess.

RECESS

RECESS.

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

QUESTION RE
FRESH WATER

Mr. Taylor: Mr. Speaker, I would like to direct a question to the Commissioner this morning and ask him if he would, on behalf of Council, endeavour to ascertain from the Minister of Indian Affairs and Northern Development the effective date for the takeover by the Government of the Yukon Territory of the Fresh Water Fisheries, and to find out whether it is April 1st or October 1st of 1972? I wonder if the Commissioner would agree to attempting to get this information for us.

Mr. Commissioner: Mr. Speaker, the answer is in the negative because the matter is being dealt with between the two Ministers concerned and at the due time and in the proper course of events, as a consequence of the conversation, we will be getting advice and I will undertake to advise all Honourable Members and the media when that information is made available to me.

QUESTION RE
FISHING
LICENSES

Mr. Taylor: Mr. Speaker, this leads to another question. Has the Territorial Government printed up fishing licenses for this year? I wonder if Mr. Commissioner could answer me that?

Mr. Commissioner: Mr. Speaker, I haven't got a clue. This is an administrative problem and I'm sure that the officers involved in the matter are on top of the situation as such action that is required at the appropriate time I am confident they will be proceeded with.

Mr. Speaker: Councillor Taylor?

QUESTION RE
FREE NEWSPAPER
SPACE RE
MEDICARE

Mr. Taylor: Mr. Speaker, I have a question that I would like to direct to the Minister of Health, Welfare, and Rehabilitation this morning. Space was made available in the Whitehorse Star for the purpose of outlining the proposed Health Care Insurance Plan in some detail for the general public, so that the general public may better understand the benefits of this plan. In reviewing the Whitehorse Star of last evening I find no mention of the benefits of this Plan. I am wondering, in view of the fact that I believe the space will be made available for the Minister in Monday's newspaper to explain the benefits, I am wondering if he will take advantage of any available space so he might explain to the people what the benefits of his Health Care Insurance Plan are?

Mr. Chamberlist: Mr. Speaker, there were three or four questions asked at the same time, but I'll try to answer the Honourable Member, so that he once more becomes a little bit more knowledgeable of what is going on in this House. Mr. Speaker, I was asked by.

Mr. Chamberlist continues...

the editor of the Whitehorse Star in a telephone conversation, to supply the information with reference to the Yukon Health Care Insurance Plan for publication. I provided the Whitehorse Star, and I am very very grateful for the opportunity that they have given with no charge to the taxpayer to supply the space. I supplied him with the Ordinance, the regulations, and those sections of the Federal Medicare Act under which we are participating in the overall program. I also sent a covering letter pointing out certain areas relating to the Yukon Health Insurance Care Program which the editor of the Star very kindly placed in his Editorial Column. We are prepared on any specific questions that are asked by the Whitehorse Star, to give specific answers, so they can publish whatever information they want to publish.

Mr. Taylor: Well, Mr. Speaker, on a point of privilege I would like to inform the Honourable Member that space will be made available, a full page or two full pages, to explain the benefits of the Plan in Monday's newspaper, and I would ask the Honourable Member to take advantage of this and explain to the people what the benefits of the Plan are.

Mr. Chamberlist: Mr. Speaker, I will have to do a search of the company's records to ascertain whether the Honourable Member is speaking as a Director of the Whitehorse Star Limited. I have not been advised of any further offer that has been made by the Whitehorse Star or of any requirements they are wanting from me. Until such time that it comes officially from that publication, I have no further comment to make.

Mr. Speaker: Are there any further questions?

Mr. Taylor: Just a point of privilege again. I just want to reply to the Honourable Member that I will personally make that space available for him at my cost.

Mr. Speaker: Are there any further questions?

Mr. McKinnon: Mr. Speaker, I have a series of written questions to the Member in charge of Education which I would appreciate written answers to. When will the proposed School Ordinance be tabled? Will a White Paper outlining policy proposals to be contained in a new School Ordinance precede the introduction of the School Ordinance? Will public hearings be scheduled prior to or following the introduction of the Ordinance? Are there monies in the present Budget allocated for public hearings? Thank you.

*QUESTION RE
SCHOOL
ORDINANCE*

Mr. Speaker: Are there any further questions?

Mr. McKinnon: Mr. Speaker, going through the Government of the Yukon Territory Newsletter, where most of my information notes about Government activities comes from these days. I noticed that in early March, design ideas will be received for examination and approval. It is now getting into the latter part of March, I wonder whether the design ideas have been received and have been examined and have been approved. Mr. Commissioner on prior occasions said that when this had been done that Council would be notified.

*QUESTION RE
DESIGN
IDEAS*

Mr. Commissioner: This refers to, I'm sorry, Mr. Speaker, this information has not been obtained yet. I think it's only right to advise Honourable Members that we have lost a little time on this schedule through possibly no fault of anyones. Right at the moment I would say that we are approximately running a month or two behind with what our anticipated timetable was. I'm sorry that this has happened. These are the facts of life which surround us.

Mr. McKinnon: Mr. Speaker, I also see the Northern Inlands Water Act was proclaimed on February 28 and the Yukon Territorial Water Board wants to meet on March 9. Did the Board meet and are there minutes of the meeting of the Water Board that should be tabled for

*QUESTION RE
YUKON
TERRITORIAL
WATER BOARD*

Mr. McKinnon continues...
records of this House?

Mr. Commissioner: Mr. Speaker, the meeting was definitely held. I had the opportunity of attending for a few minutes. I have no knowledge as to what the attitude of the Federal Department will be concerning the tabling of the minutes, but I am prepared to make immediate inquiries, Mr. Speaker, and if this is possible it will certainly be done.

*QUESTION RE
NORTHERN CANADA
POWER
COMMISSION*

Mr. McKinnon: I wonder if I would also ask, Mr. Speaker, according to the letter, the Northern Canada Power Commission requested to prepare an environmental impact report prior to applying for a water right on the Aishihik River. I wonder, Mr. Speaker, if the Commissioner could determine whether the environmental impact report requested has been prepared and if and when it is presented, whether copies will be made available to Council Members also?

Mr. Commissioner: Mr. Speaker, with respect, I would question very much if the direct manner in which the Honourable Member is asking for this could be accommodated. But I do believe there is a provision in the regulations or in the Act under which the Water Board operate that would call for public hearing and at that time such information was tabled and made available at that public hearing would automatically be in the public domain and of course it would be available then. I am prepared to make an inquiry concerning what the Honourable Member has asked, but I simply point out that, that would be the routine as I understand it.

Mr. McKinnon: Mr. Speaker, I can only say that I think Members of this Council will be particularly disturbed if something that was so important to the Yukon Territory we kept in camera and not being made available to Members of Council.

Mr. Chamberlist: What's the question? What's the question?

Mr. McKinnon: Will the environmental impact report when it is completed by Northern Canadian Power Commission be available to Members of Council?

Mr. Commissioner: I do not know, Mr. Speaker. Once again I reiterate that there is provision for the Water Board either in the regulations or under the Act, to hold a public hearing on such a matter and at that time any information made available would be in the public domain and would be available to everyone. As I said before, I am prepared to make inquiries to get a proper answer to the question.

*QUESTION RE
DEPARTMENT OF
PUBLIC WORKS*

Mr. McKinnon: Mr. Speaker, perhaps the D.P.W., Department of Public Works have been requested to prepare an environmental impact report on the Dempster Highway process. When this report is completed by the Department of Public Works, will it be available to the public and to Members of the Yukon Legislative Council?

Mr. Commissioner: Mr. Speaker, I am sorry I will have to answer it literally in the same manner. It would be up to the Department concerned and likewise it would be up to the Water Board if public hearings were to be held. I am prepared to make inquiries about this.

*QUESTION RE
ENVIRONMENTAL
IMPACT REPORTS*

Mr. McKinnon: Mr. Speaker, just a general question, doesn't Mr. Commissioner feel that reports of this nature should be in the public domain and should be available to Members of the Yukon Legislative Council, as they affect very much the future development of the Yukon Territory? All Members should be notified to as great an extent as possible as to what is happening with the resources of the Yukon Territory.

Mr. Commissioner: Mr. Speaker, this is exactly why we publish this newsletter each month and apparently it is serving its purpose. Insofar as my personal feelings on the matter are concerned, unfortunately, my personal feelings do not determine departmental policy of the

Mr. Commissioner continues...

Federal Government. I can only say that I am prepared to find out what the answer really is.

Mr. Speaker: Councillor Taylor?

Mr. Taylor: Mr. Speaker, I have a question for Mr. Commissioner. Some days ago I had asked Mr. Commissioner a question in respect of the dissolution of this Council, as it was instructed by petition to Mr. Commissioner, and we were informed that he would take this up in Executive Committee. Now, I am wondering if Mr. Commissioner has done this and if could indicate at all as yet, to this Council, what the decision was from the Executive Committee?

*QUESTION RE
DISSOLUTION
OF COUNCIL*

Mr. Commissioner: Mr. Speaker, the matter was discussed in the Executive Committee. An answer will be getting prepared and sent forward to the author of the covering letter that went with the petition. It is not within the prerogative of the Executive Committee to instruct the dissolution of Territorial Council.

Mr. Speaker: Are there any further questions?

Mr. Chamberlist: Yes, Mr. Speaker, I would direct this question to the Honourable Member from Watson Lake. I wonder whether he has given consideration or not to the offer that was made to him to resign from the Territorial Council?

*QUESTION RE
MR. TAYLOR
RESIGNING*

Mr. Taylor: The answer to the Honourable Member, Mr. Speaker, the challenges of coward and this sort of thing, has all been taken into account and I would assume that when the voting comes on the motion that I have presented this morning, we will find out who the cowards are.

Mr. Speaker: Are there any further questions? We wish to thank the Commissioner for his attendance. If there are no Private Bills and Orders and no 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 into Committee of the Whole for the purpose of discussing Bills, Sessional Papers, and Motions.

Mr. Speaker: Is there a seconder?

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, Sessional Papers and Motions. Are you 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.

RECESS.

RECESS

Mr. Chairman: At this time I'll call Committee to order. We have with us today to discuss Game estimates, Mr. Fitzgerald, and of course, Mr. Hodgkinson and Mr. Treasurer. Councillor Watson... VOTE 07

Mrs. Watson: Mr Chairman, I have further information that the Committee requested regarding the Budget, a breakdown of the Budget for the Recreation Branch of the Department of Education. Rather than read the details, I will ask the Clerk to distribute it to the Members.

Mr. Chairman: The first item of consideration, and I believe the only item of consideration on the O & M side, is Establishment number 20 of Vote No. 6...oh pardon me, of Vote No. 7 in the amount of \$226,000.00 for the Game Department.

Mr. McKinnon: Mr. Chairman, a substantial and healthy increase in the estimates in O & M for the Game Department from \$128,970.00 to \$226,000.00 from the 71-72 to the 72-73 fiscal year which is an increase of \$97,030.00. I congratulate the Director of Game for getting the increase in his Budget, and I wonder if he could tell Members of Committee the way he convinced the Executive Committee that they should receive this increase in the Game Branch Department.

Mr. Mc Kinnon: Mr. Chairman, certainly Members of Committee are entitled to know what new policies are going to be instituted in the Department of Game, for an increase of \$97,030.00. I'd think that probably Mr. Fitzgerald's Budget has been short in prior years, and I ...I'm not disinclined to give credit where credit is due. If there are more Game Guardians going into the field to take care of some of the problems that we've been reaching, if there are new programs going into effect, then I am happy to see that Mr. Fitzgerald is able to prevail upon the Executive Committee, and they've got one decision right out of a thousand, they must...congratulations. But I'd like to hear what the details are of how the decision was reached for the increase of \$97,000.00 that's coming about in next years Budget. I think Members are entitled to this information.

Mr. Fitzgerald: Yes, Mr. Chairman, the new program, of course, will include a Biologist, Technician, and one of our aims immediately, is to get all the plans laid for a proper game census in the Territory. This will entail more rental time and aircraft, more travel time and in addition, some of the additional expense listed there will also include training under special services, quite an increase there, and quite an increase of course in rental equipment, and of course the salary.

Mr. McKinnon: Mr. Chairman, we voted a supplementary Budget item of a \$15,000.00 increase for predator control through poison bait methods. I was hopeful that with the taking off of the wolf bounty and the predator control program on a limited poison bait basis, that this would be enough to control the predator population and that we would be as other jurisdictions, now have come to see, allowing the balance of nature to take its course. Now it seems that there must have been some pretty valid complaints about predators bothering either livestock or game animals to make \$15,000.00 extra necessary for predator control, and I would understand that this would all be being done under a poison bait program, which I may as well personally admit I don't like and I don't think most game biologists or game management people like.

Mr. Fitzgerald: The request for the supplementary increase was...did entail money for predator control, probably a considerable amount. I may have been lax in not properly explaining this properly... but we were short in other areas too, in our Budget, on rentals and a few other items that we had to make up. But the rentals in flying did take up a considerable amount.

VOTE 07

Mr. McKinnon: Well Mr. Chairman, I wonder if Mr Fitzgerald could give a breakdown of what of that of that \$15,000.00, is actually spent on predator control and what of the extra monies budgeted went to equipment rental and things of nature, exclusive of predator control.

Mr. Fitzgerald: Of course the rental was involved, rental of aircraft was involved. In doing this work, although we do accomplish other things at the same time, I would think although I haven't got the exact figures, but I feel that over half the amount requested would go into rental of aircraft.

Mr. McKinnon: Well, could Mr. Fitzgerald tell me where the largest number of complaints are coming from predator problems and how extensive a program that the Director is carrying out this winter in the setting of poison bait for predator control?

Mr. Fitzgerald: Well the ... in past years, where we tried to protect a small band of sheep in the mountain range to prevent the predators from cutting into a moose population too much, in some areas we put out a lot of this bait, an awful lot. Right now there's only thirteen baits, but in every case we had to use helicopters to do this. We would have used fixed wing if we could have. Now, in the Kluane Lake area we had a great number of complaints from there. We looked into the situation on the ground and then we had to interview the complainants and decide on the area for the baits to be put out, and put them out, and checked once from the air since then. They will be picked up this weekend, tomorrow, the five baits that are on Kluane Lake, starting in the north end and coming south. Complaints have been received in the Watson Lake, Tagish, and Lake Labarge area, and Kluane. There's other areas where great numbers of wolves are seen springing on a small band of sheep in a very small mountain area away from mountains south of Stewart Crossing, we didn't do anything about that, we want to take another look at it. In the Watson Lake case, it was an isolated one as far as livestock is concerned, this particular man was feeding all of his horses, they weren't on the range, and one horse wandered away a short distance and wolves got him. At Tagish, a shetland pony was killed within a fenced area within a quarter of a mile of the man's house by wolves. We had a bait on the remains of this animal, but that has been destroyed since. At Lake Labarge there's dead horses there but not all of them killed by wolves. We put baits out there and there were five wolves taken away from there the other day. Now, the baits are not left in these areas, neither are the animals and we put them in a location where we're not going to get fur-bearers or other animals. As you know, the fur-bearer sticks to cover and by putting the baits out on the ice and freezing them in so the predator can't pick up the bait, carry them into the bush and kill a lot of other animals, we get the so-called chain reaction. This doesn't happen with our bait; we pick up everything, we destroy them, it's a lot of work, and a lot of time, and a lot of money. We've tried to look at every complaint but with only 13 baits out, I just wonder...this is a great reduction from what we used to have...

Mr. McKinnon: At increased costs to you.

Mr. Fitzgerald: Yes. In some places a Jet Ranger has to be used.

Mr. McKinnon: Could Mr. Fitzgerald estimate how many wolves have been killed under the predator control program so far this winter?

Mr. Fitzgerald: Six.

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

Councillor Stutter takes the Chair.

Mr. Taylor: Well, Mr. Chairman, I would just like to say that on my last visit home over the recess, and of course during the course of the winter, it's been noted that certainly in the Highland Valley area and in the Francis Lake area and in the general region of Finlayson,

Mr. Taylor continues....

the wolves this winter are just about as populous as anybody has ever seen them and the moose-kill, even with this soft snow, without a crust, has just been fantastic; either from aircraft reports, basically on aircraft sightings, and from people wandering around in the bush. I think it's very important that we maintain a predator, a select predator control program. I would certainly agree as was stated here the other day, that with the introduction of a biologist to more or less take over supervision of this program, that it would probably be very necessary as they do get overconcentrated in some areas. I just wanted to make that point. I think it's important that we keep the predator program.

VOTE 07
EST. 720

Mr. Chamberlist: I wonder, Mr. Chairman, if there any objections to this Establishment No. 20...No 720?

Mr. Tanner: Well, Mr. Chairman, I've got one question to bring to the attention of the Administration concerning Vote 07 in total, and that is during the discussion of the campground we commented on the fact that people stayed there for a great length of time. How long...what is the intention when we build a campground, I was wondering whether the Administration would think of putting in a regulation for some way of limiting the length of stay. I have one suggestion to make that we might be putting up boards saying that there is a fee, a tent fee, and put it on there and the legislation should say a week or ten days, or an alternative, to put in a regulation to try and find some method to stop people from camping in a campground all summer because I'm sure every Member agrees, that wasn't the intention of campgrounds. The intention of campgrounds is for people to enjoy themselves if they are travelling on the Highway, to move through, not to stay in one area, and I have heard of cases where for example, they've been staying there the whole summer in one campground. So I would ask the Administration to give thought to it and see if they can come up with some method of regulating the length of stay in campgrounds.

EST. 701

Mr. Chamberlist: Well, we are attempting to do that, and that's under continuous service all the time. It's regulations.

Mrs. Watson: Mr Chairman, I think there is one problem of enforcing this type of regulation. This is where your cost is involved. You would have to have daily checking at least once a day, of each campground, and when you are going into this you are going to have to spend more money for personnel to check your campgrounds. There is no use putting in a regulation if you're not able to enforce it.

Mr. Tanner: Mr. Chairman, I don't want to pursue this because I think we've had a pretty thorough discussion on it, but all I'm merely asking is the fact that would the Administration look at this problem, and secondly I would draw to attention the fact that if they are going to be charging a camp-user fee there is some way they have got to enforce that. So surely at the same time they might be able to draw attention to somebody who's been there too long.

Mr. Commissioner: Mr. Chairman, we either are going to have to enforce the time limit in the campgrounds, or else we will have to clear the whole 207,000 square miles of the Yukon to provide campgrounds. So one thing follows the other. We simply cannot continue the present campground program without some form of enforcement, and the only way we can have enforcement is if we have money to give us that, so really what has been set in motion with the campground fee, is some means of enforcing regulations in the campground. I would like to hear the Honourable Member who asked the question and tell him that we will have to enforce the time limitations or else we'll never have enough campgrounds. There's just not enough space.

Mr. McKinnon: Mr. Chairman, I'd like to ask Mr. Fitzgerald how the ...how many instances of complaints he has received this winter of horses starving to death, how many he's investigated, and whether he

EST. 720

Mr. McKinnon continues....

VOTE 07
EST. 720

feels that the Poundkeeper's Ordinance should be changed so that the Game Department can pick up horses and put them under proper care where complaints are received that they are starving to death due to lack of feed and charge back to the owner, the cost of keeping the horse alive and healthy through the winter, rather than letting him starve to death

Mr. Fitzgerald: Where we know that horses have been found dead, we'd like very much to look at the situation. As you know when you can look at the area where the animal is, you can pretty well tell whether or not there was a fight, and whether wolves have killed it. And in most cases they have been killed by wolves although there have been other horses found. I'm not prepared to say whether it was a diseased horse, but we also have looked at horses wherever we see them, and when people are thoughtful enough to let us know, we do look at them. We know pretty well who have horses in that particular area and we contact the people to have the horses picked up. There have been horses placed in the pound, and the owners have paid for their keep. This is done more or less by bringing them, not in enforcing any particular section of the Pound. The police also have certain authority under the Ordinance, to force an individual to look after these animals, or if they're in sufficiently poor condition, I believe, they have the authority to destroy the animal right there. There have been some cases where we have assisted in having the animal put back.

Mr. McKinnon: Well, have you had cases where refusal has been made by the owner for the charges and the expenses that you have made in keeping the horse, because of the condition you have found it in?

Mr. Fitzgerald: Not yet.

Mr. Chairman: I think at this time, I will declare a 15 minute coffee break.

RECESS

RECESS

Mr. Chairman: I think at this time we will call Committee back to order. I don't know whether you will permit me to ask a couple of questions from the Chair, or perhaps Councillor ... you will agree. Mr. Fitzgerald, if I could just go back to the wolf bounty thing, for a minute. In the past, while we had a bounty on the wolf, it was possible to keep a pretty accurate track of the number of wolves that were being taken in the Territory by trappers and individuals. Now that the bounty is off, can you give us any idea whether there has been an increase or drop in the number of wolves being taken by individuals? Do you have any way of knowing?

VOTE 07
EST. 720

Mr. Fitzgerald: Not an accurate count, no. I know this, that the wolf pelt is a very lucrative pelt right now. On the market, the wolf pelt is bringing in \$125, and higher than that even. It's a very lucrative price of pelts, at this time. But, I am not sure how many.Oh, I'm sorry the wolf pelt is bringing in very good money on the market. The wolf, if well-presented, with claws on it, and properly presented brings very good money, on the market at this time; some of them over \$125. There is obviously wolves being taken, but unfortunately, there are an awful lot of trappers not working their lines. Fur, generally, is up right now.

Mr. Chairman: I'm completely against a bounty, and I probably always will be. Do you feel that the complaints, that are coming in this winter, are more than in the past? And are those complaints, in any way, related to dropping the bounty, or are they more related to the rabbit population, or something of this nature?

Mr. Fitzgerald: No, I don't think the bounty is an advantage, personally.

Mr. Tanner: Did he say that he didn't think the bounty made any difference ... any bearing, did he say?

Mr. Fitzgerald: No, I didn't say that.

Mr. Chairman: Well, that's the only question, that I had on the wolf. The other question I do have is regarding protection of the caribou crossing on the Dempster Highway. Last time we had you in as a witness, we did discuss this at some length. I am wondering if there is any provision, I would imagine that it entails money, if you have gone any further with it, this proposal. I am wondering if you can tell us anymore on protecting the crossing areas of the migrating caribou herds.

Mr. Fitzgerald: ... we hope to have something presented for approval or otherwise, before the season opens, before the next fall season opens. As you know, the road is being extended a little more all the time. There will be more areas opening up and it will be critical. We certainly have this in mind, and have been doing some preliminary work on it, of course, the subject is still on the ground, with our new help. It is pretty difficult to say where this spot is going to be.

Mr. Chairman: Would these crossings, would they be, in more or less, permanent locations? I mean, do the caribou normally cross, let's say, in a ten mile stretch of the road, or is that crossing continually moving from year to year? Would you have to change these boundaries or protected areas?

Mr. Fitzgerald: I think, as the road is extended, we may have to designate certain no-shooting areas. As you know, there is one portion of the Dempster Highway, in the area of Chapman Lake, where it's a pretty regular crossing, through there. That would be one area, first of all, that would receive considerable attention. Then, as the road is ex-

Mr. Fitzgerald continues ...

VOTE 07
EST. 720

tended, why, of course, we would have to come up with more crossings.

Mr. McKinnon: Mr. Chairman, I wonder what does the Game Department do with the wolf pelts that they take ...

Mr. Fitzgerald: Well, some of them are not ... the hair starts to slip in them, from the animal. If it's out in a day like today now, where it freezes through the night, and the sun is on the animal through the day, and its coat turns green, then they always smell horrible. But, where there is a good pelt, the wolf is a pretty large animal, and it's pretty difficult to get it stored properly and do a good skinning job on it. Now, we have wolf pelts, here in our warehouse, that we have saved. We have provided scout troops with the cape and heads on them; they want them for the cub packs and what have you. We provided one for the museum in Dawson, and we also used one or two for the museum here. Otherwise, the pelts that we have saved are still in our warehouse.

Mr. McKinnon: With the price of furs this year possibly, there will be a recovery of ... of game. One final question, there was an attempt made by the Department of Game to try and get back from the public the actual amount of animals that were taken through hunting. As far as I understand it, this was not too successful. Up to a couple of months ago, the reports hadn't been coming back to the extent that you would have like them to. Did you finally get a good count, as to the amount of game taken through hunting, throughout the year? Or do you think that you are going to have to try and find another method to get this information?

Mr. Fitzgerald: Well, we were disappointed in the returns, but they are still dribbling in. Possibly, some of the people are still holding the cards with the bear seal...and did not take a bear this fall. Possibly, they are waiting for the conclusion of the spring bear season, before we get these cards. Then, we may get some too, with the individual returns to renew the licenses for the coming year. There is provision, in the way I read the regulations, we could if we had to, force the people to return these ... mandatory to return them, but we haven't gone that far.

Mr. McKinnon: Are they important to your department?

Mr. Fitzgerald: I think so. Now, when we collect all this information, and are in a position to describe exactly what game was taken, where game was taken, we will place it all in the form of a newsletter, along that line, so everyone would get a look at it.

Mr. McKinnon: Have you begun to advertise for the position of a biologist, at this time?

Mr. Fitzgerald: Not yet, sir.

Mr. Chairman: Does Committee have any further questions on Establishment 720, or any further questions, I should say, of Mr. Fitzgerald?

Mr. Tanner: I would suggest that perhaps it could be introduced now.

EST. 730

Mr. Chairman: Agreed? Well, Mr. Fitzgerald we would like to thank you for attending this morning. The next to be considered is Establishment 730, under Library. Are there any further witnesses, other than Mr. Hodgkinson, required?

Mr. McKinnon: Mr. Chairman, the same general question, I understand the salary increases, the fringe benefit increases with ... Manpower Summary, Materials and Supplies-General. is, of course, as it should be, a healthy \$88,450. With this, is the implication, that there is either going to be a heck of a lot of books bought, or there is going to be an extensive library program added. Of course, I would be interested in hearing what the new program would be?

Mr. Hodgkinson: Well, the increase of \$88,450, under Primary 50, is based on the \$25,000 opening day collections for the junior high school, when it is built. There is also, an increase of per pupil allotments for school books, which is in there now, being increased from \$6.50 to \$8.00; that means that many more books will go into the school system. There is a general increase of \$34,000, to take care of buying more books, to expand the present selection.

VOTE 07
EST. 730

Mr. McKinnon: Mr. Chairman, I wonder if the Director of the Library... in fact, it is almost worth a demonstration to Committee, on a contest, that I think is going to revolutionize education in isolated areas, particularly isolation north, with the introduction of video cassette tape machines, which makes it every bit as simple to have any educational program, any of the best teachers in the world, any educational documentary geographic special, as easy in your home, as putting in a stereo card system into an audio player. I can see library services in the very near future, because these things are on the market now, where people will be phoning and saying, I want a series of lectures by so and so sent up to Dawson or Mayo or to Haines Junction or Beaver Creek, we'd like to see the movie, Gone With the Wind, and this type of thing. All it entails, is a shipment of a video cassette, the same as a book is shipped back and forth now. The library, from the different companies, is building all the time. It's going to be a concept which, as I say, is going to revolutionize both education in isolated areas and entertainment in isolated areas. I am sure that the Director of Library must be giving some thought to the initiation of this program. I know library services throughout North America, indeed the world, are looking into this concept, of acting as the clearing house for this, the same as they do for films and books now. Does Mr. Hodgkinson know whether this has been deliberated at all? And whether, in the future, there are going to be any monies allocated for this type of rental system, or just a loan system coming under the Library Services?

Mr. Hodgkinson: Well, Mr. Chairman, I don't know how much study has been made in this particular system. I do know that Mr. Graham, certainly, has been looking on various aspects of an audio-visual program tied in with the library book service. Already, we do have certain audio-visual aids as films. I know that he is interested in this particular concept. How far he has studied it, or where he wants to fit it into the system, I cannot tell you at this time. I can certainly find out.

Mr. McKinnon: Now, I wonder if Mr. Hodgkinson would, I would appreciate knowing if there has been any firm proposal in this area.

Mr. Hodgkinson: I'd be glad to get that information.

Mr. Chamberlist: I wonder, Mr. Chairman, if there are no further questions, if we could go on to the next item?

Mr. Chairman: Are there any further questions on Establishment 730? Next item for consideration is Vote 08, Legal. I wonder if it would be possible, if Committee wishes, for the Legal Adviser to be brought in?

VOTE 08

Mr. Chamberlist: The Executive Committee Member for that part, is here.

Mr. Chairman: Fine. Establishment 800, General Administration. Are there any questions on Establishment 800?

EST. 800

Mr. McKinnon: Mr. Chairman, the Advertising and Public Promotion, from a vote of nil in 1971-1972 went to \$7500 in 1972-1973. Transportation of Non-Government Employees from a vote of nil to a vote of \$26,300. Were these hidden in other votes in previous years?

Mr. Hodgkinson: I wouldn't quite say hidden, Mr. Chairman. What happened was, when the 1971-1972 vote was set up, we had to do it on the basis of the information obtained from the Department of Justice, which, as you know, this is the first big fiscal year that we have had.

Mr. Hodgkinson continues ...

We didn't quite know the breakdown within the various primaries, of how much it was going to cost us. So, in a couple of areas marked nil, there was no money actually allocated for those particular functions. Yet, we will be spending money on them, so we have to take care of it in our next year's budget, by actually recognizing that there are expenditures to be made in these areas.

Mr. Chairman: Any further questions on Establishment 800?

Mr. McKinnon: Looking at the detailed Salaries and Wages Summary, under the Vote of Legal Affairs, Mr. Chairman, is it the intention of the solicitor ... or is it the solicitor in there, the Crown Prosecutor, or is it an additional solicitor to help with the Legal Affairs Department of the Government of the Yukon Territory?

Mr. Hodgkinson: Mr. Chairman, the solicitor shown ... I believe the question is, is it another solicitor to help the Legal Adviser in carrying out his duties? It is; it is not the Crown Prosecutor.

Mr. Chamberlist: The Crown Prosecutor, Mr. Chairman, is paid out of Federal funds, it has no part of the Territorial Budget, at all.

EST. 801

Mr. Chairman: Anything further on Establishment 800? Next, is Establishment 801, Legal Aid. Any questions on Legal Aid? Next is Establishment 802, Police Services Agreement.

Mr. McKinnon: Mr. Chairman, if I could go back to Legal Aid, for a minute. I was wondering, what are the criteria for a person needing legal aid? Is it the magistrate who sets the decision whether or not the person is entitled to legal aid, or not? Is it the Bar Association of the Yukon Territory? Is it the Director of Legal Affairs in the Yukon? Just how does it come about that some people are able to obtain legal aid and others are not? What are the criteria in the policies set down, for obtaining legal aid?

Mr. Hodgkinson: The Legal Aid, as shown here at \$18,000, is for criminal offences only. It was what was in the Department of Justice's budget that we inherited last year; although they didn't have it broken out as a separate Establishment, as we have here. The main criterion used, and it is used by the magistrate, he is the person who makes the final decision as to whether the person gets legal aid, is based on whether or not the man will be **incarcerated** and thereby lose his method of living. That is the chief criteria.

Mr. Chairman: I wonder if I could just ask from the Chair, on Legal Aid, while we are at it; it does seem that the provinces have some difficulty in legal aid because of the fact that mostly young lawyers are being used, or being appointed to legal aid. When in actual fact, it's almost a show of providing legal aid, because in many instances they are gaining experience, after being appointed to defend ... Has a lot of research been done by the Territorial Government, in this side of it? This side of legal aid.

Mr. Hodgkinson: Well, Mr. Chairman, I can't admit that a lot of research has been done in legal aid, but to answer more directly the point that you have raised, where the difficulties and the problems that you run into, in the position of legal aid, has primarily been on the civil side. This has skyrocketed, almost astronomically, especially in Ontario. Our research has looked into fitting in schemes, which we could introduce, which would not cost too much money. It seems that just about everything we study is going to cost a lot of money.

Mr. McKinnon: Has there been any consideration given to extending legal aid to civil areas, where people need help in the field of legal aid, every bit as much as they do in the field of civil law?

Mr. Hodgkinson: Mr. Chairman, at the present time, no consideration

Mr. Hodgkinson continues ...

has been given to extending it, primarily because of the high costs that we would expect to ensue from extending it, in the area.

Mr. McKinnon: Has any thought been given to the establishment of an ombudsman in the Yukon, Mr. Chairman?

Mr. Chairman: Was there anything further on Establishment 801, Legal Aid? Establishment 802, Police Service Agreement.

EST. 802

Mr. McKinnon: Pretty healthy increase, Mr. Chairman, in the amount of \$621,424. I wonder if Mr. Hodgkinson could outline the substantial increase in costs to the Territorial Budget, for a year's period.

Mr. Hodgkinson: Well, Mr. Chairman, this item, \$621,000, has been covered in another place, four hundred percent by the Federal Government, in other places.

Mr. McKinnon: Is it possible, Mr. Chairman, this has been a contentious issue to the Members of the Yukon Legislative Council, indeed, to the Honourable Member from Whitehorse East, even though one can say it is an in and out budget. The principle is established and a good principle, that the cost of the Police Services will be paid by the Province or Territory receiving those services. But with this also comes the responsibility of the Attorney-General of the provinces, to lay down certain regulations concerning the conduct of the police in the area, to which they are paying the shot. This is well-defined. In fact, the Commissioner of the R.C.M.P. has resigned over the provincial involvement, in what they thought should not be provincial involvement. Have we the same prerogatives and the rights and the powers of provincial jurisdiction, in directing the services of the police, if we are going to establish the principle of paying for their services! This was the area where we refused payment before, and I would like assurance that this has indeed, changed at this moment, in the Yukon history.

Mr. Hodgkinson: Well, Mr. Chairman, as Members will recall, the Paper that was presented to Council on an earlier occasion, pointing out the terms and conditions of the particular agreement that we have entered into; there is one section, right close to the beginning, which says that as far as Federal offences are concerned, the police will act in the way they are today. But, there is a second section, which we had changed at our insistence, which would put the direction of the police in the Yukon Territory, for the enforcement of Territorial Ordinances, under the direction of the Commissioner.

Mr. McKinnon: Thank you, Mr. Chairman, I just wanted it stated in the record, that that was the case. I am very happy, as I was in the area of the Taxation Ordinance, that I am now, in the area of the Police Services Agreement, that the responsibility is being exercised in the proper places. I give credit, where I feel credit is due. I think that this is another happy occasion in the Yukon Territory's growth, that we are becoming as the provinces, and a standard Police Services Agreement has been entered into, by the Government of the Yukon Territory.

Mr. Chamberlist: It just goes to show, Mr. Chairman, how very effective the Executive Committee can be.

Mr. Chairman: We take note of that. I take that concludes Vote 08. The next item to be considered is Vote 09, Highways and Public Works.

VOTE 09

Mr. McKinnon: Excuse me, Mr. Chairman, this is an area where I would request the attendance of the Territorial Engineer in Committee. I've never been on the Budget, when there hasn't been lengthy questioning in both the O&M and capital projects, under the Engineering Division. I think it would be more expeditious for Council's business, if Mr. Baker was before Committee.

Mr. Chairman: Is this agreed by Committee?

VOTE 09

Mr. Tanner: Mr. Chairman, I would suggest that it is hardly worth calling a vote, perhaps we could go through it, then have him here for after lunch.

Mr. Chamberlist: I would suggest, Mr. Chairman, that we have made it clear that with the exception of the Executive Committee, this is the normal procedure and the Honourable Member knows in provincial legislatures and in the Federal Legislature, the Cabinet Members, the Cabinet Ministers, the heads of the departments, deal with particular items in the Budget. Certainly, if Mr. Hodgkinson in his capacity, or Mr. Fleming in his capacity, as Executive Committee Member for this particular Vote, is unable to answer any questions that have been put to him, in relation to any items we'll then call for help, but I think we should stay with the proposition that Executive Members should answer the questions relating to their particular Budget. The Honourable Member from Whitehorse West has been specific and I have always agreed with him, that we should move towards provincial-type conduct of the affairs of the Legislature, as often as possible and as often as we can. This is an instance that he knows full well that within legislative body people are not called unless the Cabinet Members, who answer the questions of a particular department, feel that it is desirable. I would ask, Mr. Chairman, that the Honourable Member recognize this point. If after, the Executive Committee Member finds difficulty, then he would bring his senior officer in.

Mr. McKinnon: Mr. Chairman, I have made this point before, in last year's Budget and I will make it again, that this is one of the areas where I think that the Yukon should be different than the normal course of provincial legislature because of the size and the numbers. We have the facility here, because of the smallness of the Legislative Council, of getting complete and accurate information right for the people involved in the actual doing of the work. This has been well accepted by this House even up to this moment where we have had people, like the Director of Game, Mr. Fitzgerald, Territorial Secretary, Mr. Taylor in, to answer questions on their department's activities. I think also, Mr. Chairman, if one will check the Votes and Proceedings, since I have been a Member of this Council, when there has been any time that there has been a political question, rather than a straight detailed question, that I have made those requests and had the arguments with the Commissioner, or with his Assistants and now with the Executive Committee Member, it is not my intention in any way, shape or form and Honourable Members will find that I have never done... I have never inquisitioned, I have never berated, and I have never condemned publicly in this House, any Member of the Territorial Civil Service and I think because of this, I have maintained a good relationship with the members of the Territorial Public Service over the years. The only thing that I am looking for, is information I know the rules of the game, I have abided by them to a great extent. I think that it is only fitting that we continue with the tradition of this House in allowing those department heads, which we know are capable of answering questions in a very candid and a very direct manner, for the expeditious duty of this House, to have those members before Committee. In the area of engineering, this is one area where I feel the time of the House would be saved in having the Territorial Engineer before Committee, rather than have to ask extensive questions and then have the Territorial Engineer come before Council and answer the extensive questions, which I can assure Honourable Members, that will be forthcoming from the Member from Whitehorse West on the Public Works Budget.

Mr. Chamberlist: Mr. Chairman, I have my position clear, and this has been the position that the Executive Committee has taken, that if the questions are unable to be answered by the Executive Member, then certainly it is up to him to call for any help from his department head. This is how we have to go along with it, on this basis. I would ask Honourable Members to recognize that this is the Executive Committee's request, that this be

VOTE 09

Mr. Chamberlist continues ...

done. Perhaps I would ask Mr. Commissioner, to say a few words on this particular point, because it is very important that every Member of Council should understand that it is another step towards showing our responsibility, as heads of departments, to produce the answers in this House.

Mr. Commissioner: Mr. Chairman, there is nothing that I am going to do to prevent anyone from coming here, before this Committee, that they wish to have before them, but I would certainly say this if you are going to attempt to have any kind of Cabinet form of Government, and any kind of Cabinet responsibility, the routine that has been suggested by the Honourable Member from Whitehorse East, this should definitely be followed and should be encouraged in the examination of the Budget. The routine that we have embarked upon now, is that as Council is increased in numbers and we are allowed to have more elected people on the Executive Committee many of the appointed people will gradually phase out and take up other duties while elected people take over the Cabinet portfolios that are presently assigned or appointed, and ultimately of course, the Commissioner fading off into the background, as well. I strongly recommend that what has been implied by the Honourable Member from Whitehorse East, would indeed, be a pretty good routine for you to allow yourself the privilege of getting use to and getting involved in, I see nothing wrong with it.

Mr. McKinnon: May I say, Mr. Chairman, that the rules have changed as of this moment, because if one will check the Votes and Proceedings of this Session, he will find we didn't question the Executive Committee Member in charge of Game prior to the Director of Game coming. I asked that when the Game Vote came up whether the Director of Game would be made available to Committee; the answer was "yes" and accordingly Mr. Fitzgerald appeared before Committee. The same request was made by the Honourable Member from Watson Lake that when the Territorial Secretary's Vote came up, whether Mr. Herb Taylor would be available before Committee, prior to the questioning of the Executive Committee Member in charge of the Territorial Secretary. We might as well admit that the rules of the game have not changed for this Budget, they have been changed as of this moment.

Mr. Chamberlist: Mr. Chairman, this does have perhaps some merit, except for the fact that because there was a courtesy allowance, because there were specific things that it was thought that there might have been a specific area where certain questions wanted to be asked, and this was allowed. It doesn't mean to say that the Executive Committee hadn't considered the fact that it was necessary to try and work on a Cabinet basis. If the Honourable Member can foresee the rule of the House is changed as from now, that is fine and dandy, but the point is that we have to try and advance. I think that this is a method of advancing and I hope the Honourable Member will agree, because this is one of his points he has made constitutionally over the year, that it should be Executive Committee Members, heads of departments who should be answering questions. If, as I repeat again, if the Executive Committee Member feels, at the time he is being asked a specific question, that he requires the extra help of his head of department, I can assure the Honourable Member, Mr. Chairman, that there will be no objection from any Member of the Government, in this regard.

Mr. McKinnon: I will never agree, Mr. Chairman, that what the Honourable Member is doing is a correct policy. It is a retrograde step in not letting the public know what is happening in the public accounts of the Yukon Territory. When you have a House of fifty or sixty Members, it is an impossibility for a Director of a department, an administrator, to come before that House and answer the questions that are being put to him. That is one of the benefits and one of the good things about Government of the Yukon Territory, that the Members at this Table are sensible enough not to abuse a civil servant, who is in front of them and that the Members here are small enough that we can still bring people who know from day to day experience, what is happening in their department and with their Vote, are able to come before this Table and are able to answer questions of the elected Members. Mr. Chairman, I say again that this is a retrograde step, not an advance step in the development of the Yukon Territory and until such time as the Council becomes so big, so unwieldy and

Mr. McKinnon continues ...

VOTE 09

so political that a person cannot be expected to get fair treatment before Committee then, that is the time that the rules need to be changed, and even at that time, I will say it is too bad that the time had to pass when Members could get direct, candid and honest answers from the people who were making the decisions from day to day in the heads of departments, in the public service of the Yukon Territory.

Mr. Chamberlist: Here is an opportunity, Mr. Chairman, for the Honourable Member at any time, to show that the Executive Committee Members are not fulfilling their functions, their function is to understand everything that is going on within their department. The Honourable Member from Carmacks-Kluane, as the Executive Committee Member for Education, showed beyond any reasonable doubt that she was capable of knowing what was going on in her Department and I am sure there was no question at all when I was giving my summation on my particular Budget items, that there was any question that anyone had on items in my Department. I would ask that Members of this House give the same consideration to other Executive Committee Members, who happen to be appointed to the Executive Committee, but perform exactly the same function except for being in this House all the time as heads of their particular departments. Mr. Chairman at this time I suggest we call it 12:00 o'clock.

Mr. Chairman: Before I call a dinner recess, I am going to resolve this question. I believe that we have now only heard from one of the Executive Members; we have a specific request of the Committee that the Territorial Engineer be invited to attend Committee at 2:00 p.m. I want to hear the wishes of Committee on this respect. I will now call a recess until 2:00 p.m.

RECESS

RECESS

VOTE 09

Mr. Chairman: At this time I will call Committee back to order. We are presently discussing Vote 09, Highways and Public Works.

Mr. Taylor: Mr. Chairman, inasmuch as this is a big Vote, I am sorry I wasn't here this morning but I would ask that Mr. Baker, Territorial Engineer be asked to attend, we have many questions to ask in relation to this Vote.

Mr. Tanner: Mr. Chairman, if the Honourable Member hadn't been doing whatever he was doing this morning, probably something that was useless because he does it so often at 11:00 o'clock now, he would know that the decision was made this morning to have Mr. Fleming here, and he can answer any questions that we might have.

Mr. Chamberlist: Mr. Chairman, there is one thing I really want to raise on a point of special privilege. I happened to turn on the radio during the lunch hour and I heard Councillor McKinnon say that previous to our recess that I had refused to allow and personally said that I had refused to allow the Territorial Engineer to be present at this Table. I say, Mr. Chairman, that was a deliberate untruth, that the records would say quite clearly that the Executive Committee Member is here to answer the question and if he desires the help, the technical advice that he may need from the Territorial Engineer, there would be no objection by anybody on his being here. I would ask, Mr. Chairman, that the Honourable Member now correct that statement that he made over the air, that I had refused to allow the Territorial Engineer to be here, because there was no doubt about it, that there was a deliberate and insidious lie.

Mr. McKinnon: Mr. Chairman, I will wait until the Votes and Proceedings come out tomorrow which in my estimation said that during discussion of the Main Estimates the Territorial Engineer would not be here to discuss this before Committee. We will wait until the Votes and Proceedings come up tomorrow to see whether my statement was correct or incorrect. Unlike the Honourable Member from Whitehorse East when I make an error, I am man enough to get up in this House and admit to an error, until such time, from my understanding of the discussion this morning, was that during discussion of the Main Estimate on the Engineering Vote, the Territorial Engineer would not be asked and it was refused me to ask him to come here before Committee and discuss the Estimates; that is the understanding I had. If other Members of the House have other concepts of what was discussed before, I would like to hear their views; that is my view, that is what I heard and that is what I related to.

Mr. Chairman: Order.

Mr. Tanner: You are in error sir, because you are in error with the decision of this Committee, it wasn't a decision of that Member sitting there.

Mr. Chamberlist: Mr. Chairman, I just wanted to say this quite clearly, there is a lot of difference between an understanding and the Honourable Member might have understood that the Territorial Engineer would not be here but I did not say that I refused to allow him here, and this was the statement that was made by the Honourable Member which I repeat is an insidious lie.

Mr. Chairman: I think in speaking from the Chair, I think the suggestion to wait and see what the Votes and Proceedings will record on Monday morning is perhaps the best way out of this present situation. Councillor Taylor.

Mr. Taylor: Mr. Chairman, I feel in looking at this Budget, I was fully convinced that with other departments being available to us that certainly when we discuss an item of \$4,815,000 in O and M, and indeed on the Capital side, we have \$3,000,003; in other words this department is responsible

Mr. Taylor continues ...

for \$8,173,000 of the Territorial taxpayer's money, I think that we should have the services of the man who runs that department, being the Territorial Engineer, present to answer questions in this department, to me \$8,000,000 is a lot of money. I think as elective representatives we are entitled to this and I would ask, again that Members of Committee permit and ask Mr. Baker to come to Committee to discuss these Estimates with us.

VOTE 09

Mr. Tanner: Mr. Chairman, Council has made their decision; now why are we questioning it, why don't we get on with the business of the House.

Mr. Chairman: The Chair was just about to point that very thing out. This morning just before recess, I am afraid the question was put to Committee and it was decided by the majority, that Mr. Baker would not at this time, be invited to attend Committee meetings.

Mr. Taylor: I can only say, notwithstanding what happens, that these Estimates will not receive my vote until such time as this gentlemen is here.

Mr. Chamberlist: Who needs them.

Mr. Taylor: I protest this action by some Members of this Committee.

Mr. Chamberlist: Fine, let's carry on.

Mr. Chairman: The first item for consideration is Establishment 900, Administration.

EST. 900

Mr. Taylor: Mr. Chairman, I would like to know, at this point in the Budget how the phasing in, is coming, in respect of the take-over of the Alaska Highway and I would like some sort of an outline as to what has taken place and what will take place on the first day of April, when we do, indeed, take over the Alaska Highway?

Mr. Fleming: Mr. Chairman, on April 1st, the Yukon Territorial Government will be taking over all the manpower and the installation and the work on the Alaska Highway. As for the state of the documentation referring to this, we have not at this time, got a signed agreement back from Ottawa, however, we have been told that an agreement has been placed before the Treasury Board and will...

Mr. Chamberlist: I would like to rise on a point of order, Mr. Chairman, we have no objection, the Government has no objection to questions of this nature being answered, but I should point out that the Alaska Highway is not in this Budget and therefore it is not part of this Budget. The Alaska Highway take-over is a matter which is in a supplementary and I would ask Mr. Chairman, that we deal with any matters which arise from this Budget, itself, that item is not in the Budget.

Mr. Taylor: Mr. Chairman, I don't feel that the Member has a point of privilege in that case. This Department is going to be responsible for the maintenance and upkeep of the Alaska Highway, we have a big Establishment here, as I pointed out before. This information has got to come to this Legislative Council and should not be refused.

Mr. Chamberlist: It is not being refused.

Mr. Taylor: I am asking questions and I have further questions in respect of the administration of the Department of Highways Public Works and they are all intertwined, the take-over and the existing department and I want some answers, and I demand them, and it is my right on behalf of the people of the Yukon to get them.

Mr. Chamberlist: Mr. Chairman, I would ask Mr. Chairman to have the debate confined to the Budget. The reference that the Honourable Member has now made deals with another supplementary to this Budget, which the Honourable Member will have full opportunity to raise those questions, as a matter of fact, I will even help him by giving him the answers, but in this particular area right now we are dealing with Budget items; the Budget that is being

VOTE 09

Mr. Chamberlist continues...
presented to the Committee, at this time and we should confine our particular discussions to these areas.

Mr. Chairman: I think the Chair would have to concur, in this request at this time, and I would ask Councillor Taylor to bring this item up when we come to discussion, if we could confine the questions at the moment to the Budget.

Mr. Taylor: Mr. Chairman, I respectfully submit, that it is related to this Budget and as far as I am concerned I am getting sick and tired of listening, everytime the people ask for some information around here we are told, "no, you can't have it" by one individual, one individual...

Mr. Chamberlist: You are not told that at all ...

Mr. Chairman: Order please.

Mr. Taylor: The leader of the pack, and I would ask the other Members who support this one individual to search their consciences and for God's sake give the people at least a little break when they go through this Budget, to get questions answered. It has always been the prerogative of Members of this House, over the many years I have been in this House, to get answers. The Administration always freely gave these answers and there should be no change today, when we discuss amounts of money, such as we discuss here. The answers are available to us, Mr. Chairman, the witness was doing a very good and competent job, I feel in answering some of these questions and I feel he should be allowed to continue and that we do not get sidetracked by the whims of one Member of this Committee.

Mr. Chairman: I am afraid the Chair has already ruled in this particular instance.

Mr. McKinnon: I would raise, what I would consider to be a very important question of privilege, at this time, Mr. Chairman. As Mr. Chairman will recognize, this is the first time that he has been a Chairman of the Yukon Legislative Council as a Member of this Yukon Legislative Council. What I am saying is that the Honourable Member is unaware of the rights and the privileges and the prerogatives which have always been held traditional at this Council Table. The first one of course, would be one that was mentioned this morning, by myself, which is that it had always been traditional and the privilege of the people to be able to summon the department head to be able to justify their Estimates, in front of the House. That right of course, was denied this morning when it was stated, as far as I understand and I think the Votes and Proceedings will back it up, that the Territorial Engineer was not going to be allowed before the Committee during discussion of the Estimates, that we are discussing right now. The next point I would make, Mr. Chairman, on my question of privilege is that in the Budget and if Honourable Members will take a look at the leeway given to Members during Committee of the Whole debate, that this is the only time, other than bringing formal motions, that department heads be asked to appear before Committee to answer questions of their department and policy that may have been in the past or in the future. This is the time we have the ability to discuss policy concerning each one of the areas of Government under whose Vote the money is being voted at the time. This has always been the right, the privilege and the prerogative of every Member of this Committee. For the Chair now to deny the Members to be able to ask questions concerning policy on Highway and future policy just because a specific item does not appear in Budget is a very real and a very genuine break from rights and privileges that Members have always had prior, at this Committee Table. I think there are two dangerous precedents that have been set today and I have to agree that the questions that are being asked by the Honourable Member are perfectly in order, the questions that any Member feels that it is his duty to ask on behalf of his constituents concerning Government policy during the Establishment Vote that we are setting, have always, always, Mr. Chairman, been given the consent of the Chairman of Committees. As I say, we definitely are straying from the traditional rights of Members of this House in two areas so far, in the discussion of the Highways and Public Works Vote.

Mr. Chairman: I would like to point out that the Chair, to begin with, *VOTE 09* has not denied the right to ask the questions on the Alaska Highway, the Chair has merely ruled that these questions be asked at the time the supplementaries come in, dealing with the Alaska Highway. Further, while I am talking, I would like to point out that it was not the Chair that this morning either, that denied the right to have Mr. Baker come into Council, the Chair, if you remember, put the Vote to Members of Committee. Is it the wish of Committee that I remain in the Chair at the moment and proceed?

Mr. Chamberlist: Yes, absolutely, forever we hope.

Mr. Chairman: Are there any direct questions on Primary 900, Administration?

Mr. Taylor: Yes, Mr. Chairman, I find it difficult to place the questions because during the year I understand that most of the personnel under Salaries and Wages, Primary 10 will be involved in the Alaska Highway and I find it difficult to find how to place questions without having them ruled out of order, or I should say protested by some Members of Committee. However, I would like a breakdown of some of the items, for instance Primary 20, Professional & Special Services Training, I would like a breakdown on Communications, I would like a breakdown on Rental of Land and Buildings, which is an amount of \$35,807, I would a breakdown of the Rental of Machinery and Office Equipment.

Mr. Chairman: From the Chair, I would like to point out that there already seems to be a breakdown in communications.

Mr. Fleming: Mr. Chairman, if I could just take these in the order that they came forward; Primary 20, this \$2,000 is totally involved in staff training and this has been an ongoing amount for a number of years. Now to do with inservice training, sending people from the Engineering Department for courses at university, these are just one week and that is the basis of the \$2,000 under the Professional and Special Services Training. Regarding Communications, this is the annual cost of maintaining present communications which exist within the Highways Department, the central stations, the stations within various vehicles, etc. There is basically no change in this particular area from one year to the next. The next one was Rental of Land and Buildings, the Department of Highways is anticipating acquiring another quarter-section of Building 204 and also this is the prorating of the present new rentals that are throughout all departments of Government.

Mr. Taylor: I have one question, if I might, on that, why is the expansion of Building, I believe 204, what purpose is this required?

Mr. Fleming: It is not an expansion of Building 204; as you know the Department of Local Government vacated the Building, we handed back the vacated space to D.P.W and the Engineer has indicated that he would want some of it back, at the time of the take-over of the Alaska Highway, in order to bring some of the Administration group that will be coming to the same building as he is.

Mr. Taylor: So in other words, because of the highway take-over, it appears in our Budget under Rental of Land and Buildings; this is why the space is required. I make the point, they are allied.

Mr. Fleming: Mr. Chairman, it isn't strictly related to that on any of these subsidiary costs would be charged back from the highway, but most of this ninety percent or even more than that, relate to the increased charts through the prorated office costs.

Mr. Taylor: Alright. Primary 61.

Mr. Fleming: 61, Rental of Machinery and Office Equipment. This relates mainly, the greater portion of this is to automobiles, with a certain amount to office equipment. It relates mainly to the automobiles that are used by the Department of Engineering. They

VOTE 09
EST 900

Mr. Fleming continues ... have to pay their share of the costs for the use of vehicles, to the vehicle crew.

Mr. Taylor: I wonder how many pieces of rolling stock are... I should say of equipment are involved in the operation of this department, how many pieces of equipment, do we have any idea off hand?

Mr. Fleming: We can give you a breakdown, if you wanted, into vehicles and all kinds of roads, we can give you that, the total is approximately 200.

Mr. Chairman: Anything further on Establishment 900, Administration?

Mr. McKinnon: Mr. Chairman, under Salaries and Wages, could you inform me whether the salary of the roving carpenter groups come out of the Salaries and Wages out of Primary 10 of Establishment number 900. I believe there are two crews of carpenters working under the Territorial Engineers Department and I was wondering where one would find their salaries?

Mr. Fleming: They are charged to Projects, we had one Building Maintenance Superintendent charged to this Primary, and the others, their work is charged to the projects in which they are engaged on a full time basis.... first of the year.

Mr. McKinnon: How would one determine, if I wanted to ask Mr. Treasurer, what is the cost of having these crews of carpenters working for the Territorial Government? How you would give the cost, how much it have these crews working for the Territorial Government during the course of the year?

Mr. Fleming: Mr. Chairman, before they hear the answer to this, it might be of interest if I gave a broad breakdown regarding the Department as it stands at the moment and disregarding the take-over of the Highway. In Highway Maintenance 82 people involved and the Mechanical 41, Building Maintenance 33, and the Administration as you see on this Vote.

Mr. Miller: Mr. Chairman, I am not sure that I got the Members' question precisely, but it's been the practice in the past, not to vote specific salaries for Highway Maintenance, Garage Operation or Building Maintenance, we vote the expenditure to the expected expenditure on the roads on Building Maintenance package and the Garage Operation is funded out of the revolving fund.

Mr. McKinnon: Am I to understand, Mr. Chairman, from the answer, that if I asked him, how much does it cost us to operate our Territorial equipment, how much does it cost us to maintain our Territorial equipment, and how much does it cost, I am talking salaries, to maintain our Territorial Government Building, could he give me this breakdown?

Mr. Miller: Yes, I could give you approximate figures, off the top of my head. In the Territorial Building Maintenance, approximately 45 percent of the total expenditure is spent on labour and of course, there are materials and equipment usage which would be charged back to the job, again.

Mr. Chairman: I would just like to interrupt Committee for a moment, to make an announcement. It has been reported that Mr. Nairn did not find a bomb at F.H. Collins; no doubt Members will be pleased to hear that, apparently there had been a bit of a bomb scare.

Mr. McKinnon: Mr. Chairman, the point that I am trying to raise is, if it is 45 percent of Building Maintenance costs to be in the neighbourhood of somewhere over \$200,000, that we are paying for the labour of maintenance on Territorial Buildings; Many small contractors have approached me and said that with the initiation of the carpenter crews working under the Territorial Government that the small projects that they depended upon for their livelihood are no longer available for them to tender. They feel that the Government is probably spending more in Building Maintenance by not putting the smaller work out to public tender, it is probably costing them more than if they did, as in the past, put the contracts out to tender and not keep their own carpenter crews to maintain their Territorial Government

Mr. McKinnon continues ...

Building. I wonder if there has been any analysis done by Engineering, whether it is more expensive or whether it is cheaper to maintain their own buildings by having their own carpenter crews or whether it would be more efficient and cheaper of the Government of the Yukon Territory, to put these projects out for tender, as was done prior to the establishment of these crews?

Mr. Fleming: Mr. Chairman, we are constantly doing this type of analysis every time we budget, because these are the sort of questions that we are asked in order to substantiate the salaries and the project money and everything else. To date, it would appear that on account of the small nature of some of these projects that the system that we are using is the best and most efficient and the cheapest, however, this wouldn't necessarily apply at all times. All I can say is that we are constantly looking for ways and means of doing things better and if it is possible, if I may just use, not in order to bring this, not in order to bring the Alaska Highway into the question again, that possibly, with the acquisition of this other highway and the fact that we will be putting, reallocating our division, that the provision of small maintenance crews in key points by doing this we can take care of the small items quicker and faster and better than by going to contract, but it is by no means a hard and fast rule that this is the only way that these things can be done.

Mr. McKinnon: I wonder, Mr. Chairman, has the Territorial Administration received any representations from the Contractors Association about the work now being done by the Territorial Government, rather than going out to tender, as it was in previous years?

Mr. Fleming: Mr. Chairman, we haven't received it on that sort of broad basis, but we do from time to time receive, not exactly complaints, there are mostly on a suggestive basis, that local people in some instances could provide better service, and where they can, we have endeavoured to enlist their aid, where it is better for us and for them.

Mr. McKinnon: Is there any ceiling on the amount of the project that is done by the Territorial crews, before it is thought to put such a project out to tender.

Mr. Fleming: Mr. Chairman, no, it is mainly on the basis of urgency that most of these things crop up, the small ones anyway are mostly on

Mr. McKinnon: The renovation of Building 204 was considered an emergency, Mr. Chairman?

Mr. Fleming: No, I don't think it was. In that particular instance we felt we could do it cheaper and in that event that we did do it.

VOTE 09

Mr. McKinnon: Would Mr. Chairman, will the witnesses be able to provide me with the cost, the final cost figure on the renovation of Building 204.

EST 901

Mr. Fleming: I would be very happy to.

Mr. Chamberlist: Mr. Chairman, I just want to make one remark. About three years ago, I raised this particular question myself with reference to contractors, because after all I was a contractor for many years. Not getting the opportunity to bid on small projects, it is somewhat ironical that the person who opposed me at that time, was the Honourable Member for Whitehorse West. Chickens come home to roost.

Mr. McKinnon: to check the Votes and Proceedings, why that it was stated that these were only going to be for emergency purposes, where it has to be moved in at the moment in order to protect the property of the Government of the Yukon Territory. This has been expanded to the point where major renovations, such as the renovations of the Building 204 are no longer put out to contractors, but are done by not one, but several Yukon Government carpenter crews.

Mr. Taylor: Mr. Chairman, these purchasing officers ... are these purchasing officers for all departments in the Territorial Government or strictly for the Engineering Department?

Mr. Fleming: Mr. Chairman, this was the purchasing section for the whole of the Territorial Government; it is now being transferred to Treasury to be the purchasing of the Y.T.G.

Mr. Chairman: Any further comments on Establishment 900 or I believe we can take in 901 now also?

Mr. Taylor: Well, Mr. Chairman, again we are back at the ... to deal with problems, because I have questions to ask on this, relevant to the new Territorial Building Maintenance Program generally, which means stoves, electrical appliances and all this type of thing. I wonder if I might be permitted the opportunity of asking if Mr. Fleming could tell me again, it is related to highway take-over because, this makes possible changes in this particular department. Will I too be refused the right to ask such a question?

Mr. Stutter: I wonder if the Honourable Member could state a question, then the Chair could decide.

Mr. Taylor: Generally, how is the Building Maintenance Program going to be restructured as affects, for example, Watson Lake, Tuchtitiw, and this type of thing. I'd like to know just how they are restructuring this particular department?

Mr. Chairman: Mr. Fleming, do you wish to answer that question?

Mr. Fleming: Yes, Mr. Chairman, the whole thing of course, is effective upon the take-over of the highway, and effective the take-over, we intend to eventually, to set up divisional centers and staff in such a way that they can serve an area. It hasn't been possible except in the Dawson division, to do this up to this particular time, but we will be coming forward with our planning and we will be able to reveal at a very early date after take-over.

Mr. Chairman: Thank you, Mr. Fleming.

Mr. Taylor: Mr. Chairman, this bring us to another point. I asked a question in Council some days ago, about under Building Maintenance, respecting Building Maintenance problems in Mayo and

Mr. Taylor continues...

VOTE 09

EST. 901

Watson Lake. More particularly, around the two buildings which the Engineering Department have taken over as recruiting homes. Both of them, when they were turned over to the contractor, I understand, at least the one in Watson Lake, froze up, the pipes froze and blew, but I understand that the one in Mayo froze up very very badly and I've asked for information as to how much money it is going to cost to put this back into shape. Also, the reason for its freezing up. In other words, why no building maintenance and servicing on it?

Mr. Fleming: Mr. Chairman, I see the question, I'm already working on it and I coaxed the Department concerned to give me an explanation, I got this explanation and it was unsatisfactory. It did not answer the question. It is now back to the Department to bring forward the true and factual answer. I know the fact exists and I will find an end to it, until the facts are presented. We will be prevailing to inform this Council with no attempt made to whitewash anybody, indeed to wrongly blame. There seems to be a three-way element of concern here with the design, with the construction, and with the inspection. Until I am satisfied and have been given the facts; I will find the answer.

Mr. Taylor: I commend the witness for the honesty in this matter and I thank him very much for his reply.

Mr. McKinnon: Mr. Chairman, last year the maintenance of Territorial buildings, I raised the point that the F. H. Collins School had frozen up at a considerable cost to the Government of the Yukon Territory. The F. H. Collins School froze up again during this winter. I wonder, with maintenance staff on permanently at the Collins School, how these conditions continue to exist and why we can expect a freeze-up almost every year at this school.

Mr. Fleming: Mr. Chairman, as a result of the major freeze-up last year, certain changes were made in the redirecting of heat throughout the building, and in the opinion of our experts, the matter had been cured. However, they had overlooked the fact that certain low points in the system were collecting water and this was adjacent to outside walls and various still unheated areas. In addition, certain things were moved and put up against wall ducts that shouldn't have been there and it was a combination of errors throughout. We have to admit that the job was not done right.

Mr. McKinnon: Does the Territorial Government have a charge-back against the experts who analysed this problem originally, and said that it wouldn't happen again if their advice was followed?

Mr. Fleming: Mr. Chairman, to this date, we don't have a charge-back against the delinquent civil servants; we should have.

Mr. McKinnon: The civil servants aren't in trouble, it's the outside credit factor.

Mr. Fleming: I suppose so.....It's different. Possibly the civil servants should stand up and be counted now and again too.

Mr. Chairman: Anything further on 900 and 901?

Mr. Taylor: Yes, just back to regionally, Watson Lake again. Assuming from the answer we have received from Mr. Fleming, on the restructuring of the Maintenance section. Will, and this is assuming that highway take-over occurs, again another assumption is that it's going to, will then that center give service not only to Watson Lake, but say up to Swift River and on up say to Ross River and ...has this been defined as yet? How big an area this Maintenance section would serve?

Mr. Fleming: Yes, the areas have been defined and they will be shown on a map and hopefully there will be no blank areas.

Mr. Taylor: Yes I think this is really necessary because during the

Mr. Taylor continues...

course of the winter, in case of the schools, in case of just about everything, in the cold weather when things happen, there is generally nobody around to do things about it. More particularly, in the homes of employees in Government housing down there, it has really been unbearable and I am very pleased to hear that we will get a Maintenance Section down there because the losses more than offset the cost of running the facilities.

Mr. Fleming: Mr. Chairman, I would agree with what the Councillor has said.

Mr. Chairman: Next item, Establishment 902, Territorial Roads and Airstrips, in an amount of \$125,500.

VOTE 09
EST. 902

Mr. Taylor: Mr. Chairman, I would like to know what the...how much money was received from the sales of aviation fuel, which I looked in the revenue section, I can't find it, how much money was recovered from the sale of aviation fuel and how much applied to the maintenance of snow removal of airports, this type of thing? This is what it is being collected for.

Mr. Fleming: Mr. Chairman, we will provide that detailed information to the Councillor.

Mr. Taylor: I have a further question. In terms of airstrips, before we get into roads. I have been informed that recently there is a possibility of getting 8,000 feet of reasonable runway space near Faro on the north side of the bridge, now this is only what I've been told. I am wondering if the Engineering Department has looked at that particular area. Again, this is where we would need a Territorial Engineer. Possibly I could get that information to please look at. I was asked to ask the question.

Mr. Chamberlist: I wonder, Mr. Chairman, if the answer should not be restricted, because this is information the Honourable Member received as Member of the Financial Advisory Committee. If the Honourable Member wishes to take the chance of opening up a delicate area that might envoke him very deeply, he can go ahead. But I just want to caution him at this time.

Mr. Taylor: Well, Mr. Chairman, I reread the minutes and any criticism in that particular committee, I stand behind. I am not afraid of what I say, as some Members seem to be around here, and I am not afraid of saying it and I would be more than pleased if the Member released those minutes of the Financial Advisory Committee. This particular question was not dealt with by me, unless you have meetings which I wasn't available to or didn't know about. But I ask the question again. I am told by the residents in Faro that there may be a possibility for an airstrip, 8,000 feet is available for this purpose. This is what they tell me; on the north side of the bridge, the access to the bridge, and I would like to know from the Territorial Engineer whether he has looked at it, maybe it's been looked at by D.P.W. I don't know. The Territorial Engineer usually sits here and he can whistle the answer off like that.

Mr. Chamberlist: I think that I can say here, Mr. Chairman, that upon the advice of the Honourable Member, this wasn't looked at.

Mr. Taylor: This wasn't what?

Mr. Chairman: It was just mentioned that upon the advice of the Honourable Member that the particular area was not looked at.

Mr. Taylor: Well, that is not correct. I can't buy that. I would ask that the Engineering Department be asked if they have looked at this section?

Mr. Chairman: I wonder, if Mr. Fleming would find this out from the Territorial Engineer and let us have an answer to that?

Mr. Fleming: Mr. Chairman.....

VOTE 09
EST. 902

Mr. Tanner: Mr. Chairman, excuse me, Mr. Fleming, there is a whole series of questions and I don't think we want to waste a lot of time in Committee, but I think we should hear from Mr. Fleming about what happened at Faro, because everybody is wondering what happened at the Financial Advisory Committee. If Mr. Fleming could tell the House what the situation is, in regard to Faro, perhaps we would all be interested to hear it.

Mrs. Watson: Mr. Chairman, I believe that Mr. Fleming should be requested to answer the question to Mr. Taylor.

Mr. Chairman: In all fairness, I think a fairly honest question has been asked and Mr. Fleming has agreed to find the answer out.

Mr. Fleming: Mr. Chairman, I could give a partial answer at this time, because, in effect, what the other Member of Committee has said is partly true, and up to this point where he knows the discussions are just completely true. However, a meeting was held during the past two weeks with the Arctic Transport Agency. At that time, M.O.T. men were present and they had agreed to look at that area. They had been told that this 8,000 foot strip was possible. They didn't either say "yes" or "no", they said they would look at it and they would let us know.

Mr. Taylor: Thank you, very much, Mr. Chairman. I really appreciate that answer.

Mr. McKinnon: Mr. Chairman, a perennial question that I have never received a proper answer to, both inside and outside of Government, and one that has been looked at constantly by the Yukon Territory and never been satisfied with their satisfaction. I wonder if it is to this day, and that is the policy re the construction and maintenance of airstrips within the Yukon Territory. Where does the Department of Transport's responsibility begin and end, and where does the Government of the Yukon Territory's responsibility begin and end in regard to construction and maintenance of airstrips in the Yukon Territory?

Page 1105
Friday, March 24, 1972
2:50 p.m.

Mr. Fleming: Mr. Chairman, during this meeting, this particular problem also came up, because we in turn, have had nothing but confusion over the years, as to exactly what M.O.T.'s policy is, regarding airstrips. They now gave us a very detailed outline of the policy paper, which is before the Minister, at this moment. They hope to obtain his consent to it, and his signature, before this date. Up to this date, we haven't received it. But, in essence, it will have three categories of air fields, Now, I wouldn't like to say, that these are the facts at this time, they were merely the opinions that were given to us at the meeting. There will be an Arctic C airfield, which will be a two thousand foot airstrip, for takeoff and landing aircraft. There will be an Arctic B, which is an intermediate airfield, and this will be capable of taking F27's, and so on. It will be a medium-range aircraft, double airstrip, forty-two hundred feet. Then, you get down to the Hub, which is an A-rated airstrip. It will take F737's, Hercules, Electras, and so on. This particular Hub airfield will be to meet with standard A's, BOR, DNE, ILS, and terminal buildings. These will be eight thousand foot. These will be black-topped; the other two, that I mentioned, were gravel strips.

VOTE 09
EST. 902

Mr. McKinnon: Now, Mr. Chairman, is the policy now going to be that M.O.T. is going to be the sole decision maker on where airports are constructed and maintained, in the Yukon Territory?

Mr. Fleming: Mr. Chairman, as far as the Yukon Territory is concerned, the answer is no. It would be to our advantage to obtain their approval, on each and every thing, as to the siting, the orientation, the length, and anything regarding an airfield, because if, at some future date, because of traffic or some other reason, the airfield was to be up-graded, then, at a certain point, it would no longer be a charge to us; they would accept the charge, and at that point, it would become an M.O.T. airfield. So it pays us, even in the installation of primary strips to liase with them. They have told us that they will do this on every possible occasion. They have given us offers for all the help that we will need, and we could avail ourselves of. This will not be taken to us, if we, in our wisdom decide to put a strip in a central location, and orient it north and south, when it should be east and west. I can't see them taking over and developing it, the field.

Mr. McKinnon: Mr. Chairman, this is exactly the problem. We have come to the Mayo Airport, and everybody knows that Mayo is on a set airline service, it just wasn't good enough for what it was expected to be able to handle. M.O.T., who should have, as far as I am concerned, when you have an airstrip on a regular said airline, should be the body responsible for the improvements and maintenance of that airport. That didn't come about. Just to keep these airports safe, the Government of the Yukon Territory extended the airport and maintains the airport, at a cost to the taxpayers of the Yukon Territory. Which I think, should be borne by the Department of Transport. The Old Crow Airstrip, which through some type of a financial arrangement, came into being, not through the D.O.T. offices, but through the Federal Department of Indian Affairs and Northern Development, I understand, giving funds to the Yukon Territorial Government, who now maintain the strip, not the Department of Transport. There is just no clear-cut decision, as to who is responsible for what, in the field of construction and maintenance of airstrips, on the Alaska Highway. I think the people in Beaver Creek have been trying for years to find out, who would be responsible for the maintenance of an airstrip, that the community puts in themselves, and in particular, one individual. They felt that landing facilities were necessary, in that area. There is still, even with... it's nice for D.O.T. to come up with a big policy paper, that we are going to have Arctic C and Arctic B, and Hub airports, but, if they are not prepared to say, look it, this is where we are going to put the airports, this is where this type of airport is needed, we are going to maintain this facility, all we have is a nice looking policy paper,

Mr. McKinnon continues ...

VOTE 09
EST. 902

from the Department of Transport. It's nothing else. We are still betting on a complete hit and miss effort, as far as the construction and maintenance of airport facilities in the Yukon Territory, which are so important to the facts of northern living, particularly in the Yukon. We are still running on a no-set policy at all.

Mr. Chamberlist: Mr. Chairman, I wonder if the Honourable Members would be satisfied if we produce a paper on airports, and the position that the Territorial Government is in, in relation to the Department of Transport. Would that satisfy Members of Committee? Now, can we get on to the subject of funds. We will provide that information.

Mr. McKinnon: Mr. Chairman, I am prepared to accept anything, so that we can get the position clarified, once and for all. A direct question, has the policy been clarified between the Department of Transport and the Government of the Yukon Territory? Mr. Commissioner, you fought with me on this one. Have you had any luck?

Mr. Commissioner: Mr. Chairman, we have had a certain amount of luck. The position that is taken by the Department of Transport is that they are going to assume responsibility for, what they term, main-line airports, and such other designated airports as they wish to designate. The question about the rest of the airports in the Territory, as to whether or not, it is going to be D.I.A.N.D., that fund them, or whether it is to be Y.T.G., or who it is going to be, will forever remain up in the air. The Territorial Government has put forward a proposal to the Ministry of Transport, suggesting a schedule for the construction of what might be termed, community airfields, throughout the Territory. Now, it our intention, by one means or another, either through D.I.A.N.D. or M.O.T., or whatever means is available to us, to secure funds on a continuing basis, and using our own forces, vocational school training programs, or whatever we can use, to get the airfields constructed, and we will endeavor to find maintenance from somewhere along the lines, to maintain them. In other words, what I am saying, Mr. Chairman, is that in some areas it is very clear what is going to happen, and in other areas, we are attempting to become the aggressors and provide airports, in such areas as the Honourable Member is talking about. Now, the next question, or part of the question that he raised, is about fields, such as at Old Crow. We feel that we won a pretty fair victory at Old Crow, by getting D.I.A.N.D. funds, and training the people in Old Crow, buying the machinery, and putting it in there, and having the field constructed, and it is being maintained, at the present time, with the funds voted through this Council, by the people who live in Old Crow. We feel that we won a little bit of a victory. There is a little bit of a problem, we have had to advise the people in Old Crow, not to cross the fields while the planes are landing. But, outside of that, I think we are alright. We are hopeful that we can use similar techniques and co-operation with D.I.A.N.D., with our own forces in the Ministry of Transport, to accomplish the same thing elsewhere. In other words, Mr. Chairman, I am simply telling you, if we wait until all the policy matters are put out of the way, and everybody is agreed, as to exactly what they are going to do, the needs for airfields will have been superceded by some kind of machines that don't need it.

Mr. Chairman: Anything further on Establishment 902?

Mr. Taylor: Mr. Chairman, just one other thing on the question that has been researched by Mr. Treasurer, I believe, on the answer to how much money we made on the fuel tax on aviation fuel, and how much was dispensed for actual aircraft maintenance, this year? I wonder if I could also find out, how much was expended on any of the emergency strips along the Alaska Highway?

Mr. Miller: We can try, Mr. Chairman, I am not sure that the Department of Public Works keeps their accounting in such a fashion, that that information can be made available.

Mr. Taylor: Mr. Chairman, this was one of the prime reasons why Council

Mr. Taylor continues ...

of the Day felt that we should have such a program, to plow, at least minimal plowing in the wintertime, of these emergency plane strips; so the aircraft going over will have a place to get in, if they do get into trouble.

VOTE 09
EST. 902

Mr. Miller: Mr. Chairman, if we paid for it, we can tell you what the answer is ... what I am saying is that if D.P.W. provided it, we can.

Mr. Chairman: Is there anything further on Establishment 902?

Mr. Taylor: Oh yes, there is Territorial Roads. I was wondering, in the Commissioner's opening address, at least Budget address, he speaks of the maintenance of additional road mileage, and an increase of \$100,000 for increased highway dust-control programs, which I am not sure, if they come under this part of the Budget, or not. I am just wondering, where is this additional road mileage? Is it like Dempster Highway, that has been turned over? Is there anything besides that?

Mr. Commissioner: No, Mr. Chairman, not that I am aware of, perhaps Mr. Fleming has some further detail, but the actual basic mileage is that mileage, which has been added as a consequence of building ...

Mr. Taylor: And the \$100,000 for increased highway dust-control, is that spread around the Territory, or is this restricted to one particular area?

Mr. Fleming: The answer to the last question is in the capital, and if I could just briefly refer to your previous one; in order to give you some basic information, at this time. It's on page four, of the monthly newsletter that you are receiving, additional road construction.

Mr. Chairman: Anything further on Establishment 902?

Mr. Taylor: Why is dust-control ... I thought that that was an O&M item, not a capital item.

Mr. Miller: Mr. Chairman, this particular item, additional dust-control, is on the reconstruction side of the highway.

Mr. Commissioner: I think it's a question of whether the money is one hundred percent recoverable or not, Mr. Chairman. I believe that it is.

Mr. Fleming: This is basically the thinking behind some of the placements...

Mr. Chairman: The next item for consideration is Establishment 903, Recreational Roads, at \$101,045.

EST. 903

Mr. McKinnon: Mr. Chairman, in regard to the Recreational Roads program, if there is anything that one wants to do, it's to want to get away from the Capital City of Whitehorse, as often as one possibly can. I was wondering, on the Aishihik Road, of the nine mile extension, is this to take maintenance of the Aishihik Road nine miles further from where it is now terminated?

Mr. Taylor: Mr. Chairman, in my Watson Lake area, we only have one recreational road, that I can find, and that is the road to the Simpson Lake campgrounds, which is a little short road. I am wondering, if there is sufficient money in this Budget, if the Administration would give consideration to including in their list of recreational roads, the newly developed Ski-Hill Road of Watson Lake. I believe Councillor Watson, and possibly Mr. Commissioner have been over that road. I was wondering, if we could keep some funds available, to keep it open and plowed for snow-removal in the winter.

VOTE 09
EST. 903

Mr. Commissioner: I just want to assure you of a properly paved road... Mr. Chairman, if that's the intention coming from the Watson Lake area, we will take note of the request. I am sure that some reasonable attention will be given to the request. It would appear to me, to be a very good addition to the community of Watson Lake. You will find no lack of co-operation, as far as we are concerned, in attempting to provide some kind of assistance on this. Although, I would point out to the Honourable Member, that, although it was rather a cold day when we went there, in fact, it was very good. It would appear to me that there leaves little to be desired about that road, and I hope he isn't talking about road construction; I hope that he is talking about road maintenance.

Mr. Fleming: Mr. Chairman, if I could just briefly refer to this Aishihik Road nine mile extension, to provide access from Otter Falls to the bottom of Aishihik Lake, I don't think they intend to run the marina road ...

VOTE 09

Mr. Taylor: Mr. Chairman, I have a question now related to marinas, I would like to know if we developed any marinas during the current fiscal year and I am just wondering how much money we have for marina work this year, I don't see it specified in the Budget. How much money is available for the development of additional marinas.

Mr. Fleming: I didn't know whether the Commissioner wanted to answer this. In some places they want marinas and in other places they don't and in the places where they are constructing them, they are being told to take them out and in places where we don't have them we are being told to put them in. We will do our best to reconcile all diverting views and I think that we are always on the lookout for suitable places to put them and there are none specifically listed in here at the moment. The rest is a Capital item that will be a

Mr. Taylor: Does Mr. Treasurer know if there is an item in Capital for Marinas?

Mr. Miller: Mr. Chairman, you will find \$10,000 under Establishment 2921 for Boat Launching ramps and marinas.

Mr. Fleming: These are not allocated at the moment...

Mr. Taylor: This is another point that Members may be interested in, if one wishes to get a marina for instance in a lake, I know that I have been trying to get one at Watson Lake now for six years is it, five years, since we started the program. We are having site location problems but how do we go about...do we write the Commissioner, or do we get hold of the Territorial Engineer or do we have to raise it in Council? How do we go about it?

Mr. Commissioner: Write a letter in here, Mr. Chairman, and we will take a look at it but there is only one thing that I would like to point out to the Honourable Member, that when he writes and points out a location to us, please when we go to start building in that location, please defend us.

Mr. Chairman: The next item 904, Airport Maintenance \$15,400.

EST. 904

Mr. Fleming: Mr. Chairman, this is 100 percent recoverable and these are M.O.T. supported airfields.

Mr. Taylor: Has anything been done by the Administration to get suitable lighting for the Dawson Airport?

Mr. Fleming: Mr. Chairman, this came up during the discussions that we carried on at the Arctic Transport meeting and they showed us a five year projection which unfortunately is not ours to publish, but we have asked them if they could give us permission to circulate it to Members of Council because it was of long term and an exceedingly valuable thing for us to know. We haven't received this permission yet. It shows they're long term plans and they are very good.

Mr. Chairman: Next item 905, Third Party Services, to the tune \$106,000. EST 905

Mr. Commissioner: This is an in and out situation, which permits us to extend money on behalf of third parties at further request and bill them per the schedule that is in the Regulations under the Financial Administration Ordinance.

VOTE 09
EST 906

Mr. Chairman: 906, Tote Trail Assistance, \$100,000.

Mr. Fleming: Mr. Chairman, the expenditures this year to date have been \$99,463.

Mr. McKinnon: Breakdown, Mr. Chairman.

Mr. Fleming: We can provide that, Mr. Chairman.

Mr. Taylor: Mr. Chairman, I just can't recall who all is on this Committee, but I believe that Mr. Baker is on the Committee. Is this the total amount of requested funds from the people applying for tote trail assistance? In other words, were the funds kept that close to the \$100,000 mark for that reason, that there is only so much in it? Was it really over-subscribed, in the sense of application?

Mr. Fleming: To answer this question, I was told that there were no worthwhile applicants refused, and from what I saw of the one or two rejections, it would appear that these were the facts, it just so happened that we had the right amount of money voted.

Mr. Taylor: One further question on Tote Trail Assistance. In the past, the former Councils have generally thought that we should ask Ottawa for additional funds and maybe double the figure of \$100,000 to \$200,000 annually for the purpose of Tote Trail Assistance based on the premise that these new roads, private enterprise were putting in 50 percent in the development of the roads and they eventually, in some cases at least would become of benefit to the Territory and we made other arguments as well. I am just wondering if the Administration have more recently, in the preparation of Budget and so forth, asked the Federal Government if they would increase the Tote Trail Assistance monies to \$200,000?

Mr. Commissioner: Mr. Chairman, we have never made the request, at least in recent years. Generally speaking, the monies that we have are reasonably adequate for the applications that come along. I think really, what the question would be is; what would happen if we had worthwhile applications that were going to require more than the \$100,000? I think at that point in time Mr. Chairman, we would have then a legitimate claim to the Federal Government and I would tend to feel that it would get a pretty fair hearing. I can't guarantee that it would be. I think until we had visible evidence in front of us, that a program in the Territory, say a potential mining development, was just not going to go ahead due to lack of Tote Trail money; we would have a pretty hard time making a case to get more into the fund.

Mr. Miller: I might point out, Mr. Chairman, that the actual expenditure in 1970/71 was \$48,000, I believe it was the first year they reached that level.

Mr. Commissioner: There was a very good reason for that.

Mr. Chairman: Next item 907, Federal Roads, - 85 percent Recoverable \$3,281,000.

Mr. McKinnon: Mr. Chairman, before we leave 906, I was asked to look in the newsletter for the breakdown, I see what it says in there is: "Two applications were made in February for Tote Trail Assistance. One application is for assistance to build a road in March, thus it will be considered in the 1971/72 program. The second road is to be built in May, it will fall into the 1972/73 program. To the end of February 1972 \$93,463.00 has been committed and \$68,443,40 paid out of the 1971/72 Tote Trail Fund. By the end of the fiscal year, March 31, the full allotment of \$100,000.00 will have been committed." Mr. Chairman, what I would like are the parties to whom the monies have been paid during the fiscal year 1971/1972?

Mr. Chamberlist: With respect Mr. Chairman, the Tote Assistance amounts are published in the newspaper. I can't help it that the Honourable Member doesn't read a newspaper, we'll give him fifteen cents to buy one.

Mr. Commissioner: Mr. Chairman, in answer to the Honourable Member's question, there is an addition of the newsletter each year which contains a separate sheet, detailing completely all the applications, whether they were rejected or approved, and what the status of them is at the fiscal year. I would ask Mr. Fleming to please make sure that as promptly after the end of the fiscal year as possible, that that sheet is attached to the monthly newsletter. It is definitely public information, Mr. Chairman; we also see that the net result is published in the newspaper, as well. VOTE 09

Mr. Fleming: We will see that this is done, Mr. Chairman.

Mr. Chairman: The item now, 907, Federal Roads - 85 percent Recoverable, \$3,281,000. EST 907

Mr. Taylor: Like wow.

Mr. Fleming: Mr. Chairman, the basic explanation; these monies take care of the day-to-day year round maintenance. The fact that has caused a change in volume here is mostly the increased mining and oil exploration activity, increased tourist traffic and increased traffic density, to the tune of about 30 percent. This increased traffic density in weight, results in the need for wider roads that are currently being constructed or are planned under the Engineering Service Agreement which in turn, results in increased road services to maintain.

Mr. Taylor: Mr. Chairman, in respect of these 85/15 Shareable Maintenance Highways and Roads, from these funds are there any funds made available for bridge reconstruction, bridge maintenance. In other words, where you have to replace a bridge replacement, or where is this covered?

Mr. Commissioner: That is covered in the Capital Funding under the same agreement, but it is a Capital item. Normal bridge maintenance, we'll say that a bridge requires painting or whatever you do to a bridge, I don't know, that is part of the road maintenance figure which is presented here. The bridge needs to be replaced, now this is another set of rules altogether. You may find that in the course of maintenance, say the replacement of small culverts and things of this nature, this may well be covered in maintenance in a very small way but anything of significance cannot be done because there just isn't enough money there to do it.

Mr. Taylor: Mr. Chairman, I have another question that I think is rather important. It appears from the very excessively heavy snow loads that are now prevalent in the Yukon Territory, and most particularly I am thinking of the southeast section of the Territory, it appears that if we have an early run-off this spring we are going to have very serious trouble with culverts replacement, road washouts, and this type of thing. What happens, where do we get the additional funds to meet this requirement if this does happen, because this could involve a great deal of money?

Mr. Commissioner: Mr. Chairman, if we haven't sufficient unto the day, is the evil thereof. If I was to pay attention to every panic-stricken effort that comes to my desk, I would go out of my mind wondering where the money is going to come from. I haven't got a clue, when the day comes that we need more money, Mr. Chairman, I guess we will go out and find it somewhere. I am sure the taxpayers of Watson Lake might even be interested in helping us, but joking aside, we have received nothing but the utmost co-operation, money-wise, assistance-wise and everything else that could be asked for from the Federal Department of Indian Affairs and Northern Development when it comes to any kind of emergency situation that is required, as far as our road maintenance problem. Our own Highways Department is likewise getting better equipped all the time, to deal with these kinds of things, they are constantly on the lookout for potential difficulties arising, undertaking everything they can of preventative maintenance to prevent the kind of thing happening that the Honourable Member mentioned. I don't think there is any cause for concern, until something happens that is an identifiable emergency, that we need more funds and I would say that the chances of our being turned down are pretty weak.

Mr. Chairman: I think at this time we will declare a ten minute coffee-break.

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

VOTE 09

EST. 907

Mr. Taylor: Mr. Chairman, I'd like to raise a question relevant to maintenance. I note that in many Territorial Road projects we have a policy whereby the workman, if his grader is way out say 100 miles or 80 miles he drives in the morning, in a pickup, out to the grader, then he grades, then at night he drives home, always leaving at starting time in the morning and returning back at closing time at night. I've suggested, I believe at one time or another, that we have occasionally trailers that we find are ready for surplus as far as for modern day means and accommodations are concerned. I am wondering if the Administration has given any consideration to taking some of these trailers and putting them on these long maintenance sections as places where crews could go out and maybe stay over night, grade the section that they are grading and then come back into camp, type of thing. Avoid this travelling long distances back and forth. Also, the fact that they could be used as a shelters during the winter time when traffic densities are not as great as they are in the summer and people break down and need a shelter where some heat could be obtained for them. I am wondering if the Administration has given any consideration to this thought.

Mr. Fleming: Mr. Chairman, we have given thought to it all right and also given thought to what we are going to do with the wives and sweethearts and moving them backwards and forwards too, because in most cases what is enticing these men back to their start point each day is the fact that their home and family are waiting for them. However, there is consideration on this other divisional thing. Looking at just this sort of thing that you have outlined and in some instances this is it hoped to cut down on overtime and things of this nature. We are looking at it.

Mr. McKinnon: I believe in past years the average cost in maintaining a road for a mile was in the area of \$3,900. I was wondering if there has been a budgetary figure increase per mile on the roads which could account for the general overall increase on the maintenance of those 85% recoverable roads?

Mr. Fleming: There was been an increase all right and it is something in the region of 30% and as I mentioned earlier in most cases now our roads are much wider and maintenance is understandable.

Mr. McKinnon: I say what would be the per mile maintenance figure on the Whitehorse-Keno Road this year?

Mr. Fleming: I haven't got these exact figures now, but we can table them for Council; the actual figures for any road that they want or all roads.

Mr. Chairman: If I just might ask from the Chair, is not that figure given here, the \$1,240,000. Is that not a maintenance figure for the Whitehorse Road or the Whitehorse-Keno Road?

Mr. Fleming: That is correct. That isn't a per mile road. Well this can be provided.

Mr. Chairman: There is one question I would like to ask from the Chair on this particular item. I noticed that as far as maintenance is concerned that Stewart Crossing-Dawson Road is given at \$342,000 approximately. Whitehorse-Keno Road at 1.2 million and yet the length of road is only twice ... the Whitehorse-Keno Road is twice that of Stewart Crossing Road. Is the difference taken up more in the volume of traffic on that part of the road?

Mr. Fleming: That's correct. That is the answer to the question. And the width, not only the traffic, but the width of the road is greater on the Whitehorse-Keno.

Mr. Chairman: The Treasurer tells us that the maintenance per mile on

Mr. Chairman continues...

the Whitehorse-Keno road is approximately \$4,800. Is there anything further under Establishment 907, Federal Roads? Next item Establishment 908, Dawson Skyline - \$52,000. I might ask from the Chair here, the increase of \$21,000, is this due to a lack of accurate estimates in 1971 or ...

VOTE 09
EST 908

Mr. Fleming: Mr. Chairman, the \$52,000 is a true reflection of the actual costs based on history.

Mr. Chairman: I thought perhaps you were trying to predict the weather or something.

Mr. McKinnon: This is almost double the 1971 Vote. I am just wondering, Mr. Chairman, what were the actual costs of the Dawson Skyline up to this year in 1971-72 Budget?

Mr. Fleming: Mr. Chairman, if I understand it, the actual cost this year will be approximately \$45,000.

Mr. Chairman: There is one general question I had, a very small question before we leave this particular Vote. That is that somewhere in the Engineering Vote is the provision given for the establishment of signs marking historic sites in the Territory. Now I am wondering, in many instances why signs are nowhere near the point of interest. I will give two instances between here and Dawson. One sign marking the conglomerate boulders is 2.75 miles away from the site and also the Minto sign is better than 3 miles from the site. I wonder how this comes about? Is it an engineering fault or...?

Mr. Fleming: Mr. Chairman, I believe the signs are placed by Engineering under the direction of Travel Information. I think Engineering in this case is a service department operating under the client department's instructions.

Mr. Chairman: I wonder if then perhaps the experts would like to find where these items actually are then, so they can put their signs in the correct place. The one sign regards the conglomerate boulders and the other sign Minto because they are both in the neighbourhood of 3 miles from the point of interest site.

Mr. Fleming: Mr. Chairman, we will look into this and have it corrected.

VOTE 20

Mr. Chairman: Thank you, Mr. Fleming. Next item for consideration is Vote 20, Project Capital. First item to be considered is Administrative Services \$56,000.

Mr. Fleming: Mr. Chairman, may I suggest that you go to page 20-7. It has some detail on these items.

Mr. Chairman: Next item under Education \$3,734,000.

Mr. Taylor: I believe we have under Administrative Services, Community Development Grants.

Mr. Chairman: I was waiting for some comment. There was no comment coming from the Members.

SESSIONAL
PAPER #11

Mr. Taylor: I'm sorry, I didn't hear the matter called. But we have in Committee, Mr. Chairman, Sessional Paper No. 11 dealing with the Grant Policy. This might be a good time to deal with the question, now that we have come to the matter of \$56,000. In the Sessional Paper... the Sessional Paper indicates that there is a change in the policy in respect of grants effective April 1, 1972. I'm wondering if this effects the \$8,000 that we have in our Community Development funds for our electoral districts? Now, we have ongoing projects for instance in my own electoral district at Ross River, Teslin, and Watson Lake and usually the \$8,000 is spent and recommended expenditures go to the Commissioner. Eventually, if it is agreed upon by the Administration, then these funds are expended. Now, I am just wondering if this is the case this year? Is this what is going to happen? As I say

Mr. Taylor continues...

the three areas make submissions and kind of kick it around to see who can do without and who cannot and advise me as to what the requirements are, and based on their submissions I turn them into the Administration. First of all, will this policy apply to the \$8,000 per electoral district this year?

Mr. Chamberlist: Mr. Chairman, sometimes you have to get lost for words. I don't really know how to say this, but I'm going to say it. This is part of a policy paper, the matter dealt with the \$56,000, is something that the Honourable Member agreed to and I'm not going any further on it.

Mr. Taylor: Well, Mr. Chairman, that is not exactly entirely correct. I was the person who asked for a change in the policy and made a submission in respect of it and the policy change was based on the fact that we were not restricted to \$8,000 per district. Now we are still working on the \$8,000 district, which in my opinion keeps us under the original terms of reference in use today. It is a suggestion I made that would have provided more funds, more funds for community clubs and areas throughout the Yukon more particularly in the hinterland where they are needed and appreciated. So it is incorrect to say that I agreed to this specific policy in respect of Community Development Grants as long as we are hung on the \$56,000 figure.

Mr. McKinnon: Mr. Chairman, the only point that I would make at this period of time is that I thought the paper being in Committee, would have afforded the Members an opportunity of debating the whole of the grant policy of the Yukon Territorial Government, at one time. Now the \$56,000 is definitely included in the new grant structure as outlined in the policy paper. I was wondering whether we could have this as a policy debate; the total amount of grants to Committee when we came to the review of the Sessional Papers that are in Committee for today. If everybody wants to debate it at this time, I have no objection.

Mr. Chairman: Is it the wishes of Committee to debate Sessional Paper No. 11 regarding grants within the Territory at this time?

Mr. McKinnon: I would be more amenable to leaving it for a separate debate.

Mr. Taylor: I take it then that we are not clearing the grants, a grant of \$56,000 necessarily, until this paper has been discussed.

Mr. Chamberlist: Would you mind not but you heard what the Honourable Member said, Mr. Chairman.

Mr. Chairman: Is there anything further then on Establishment 2003?

Mr. Taylor: Not until after we debate on this, Mr. Chairman.

Mr. Chairman: Next item, Education \$3,734,000. 2303 - Miscellaneous Equipment - \$15,000. 2316 - Vocational School Equipment - \$69,000. 2323 - Whitehorse Junior High School - \$1,000,000.

VOTE 20
EST. 2303
EST. 2316
EST. 2323

Mr. Taylor: Where, or in what location is the Whitehorse Junior High School to be constructed? At what location, Mr. Chairman?

Mrs. Watson: Mr. Chairman, I don't know my directions in Whitehorse. It's just back of the Christ the King High School, beside the soccer field area, in there. VOTE 20
EST. 2323

Mr. Chairman: This would be in the Riverdale area, then, would it?

Mrs. Watson: Yes, Mr. Chairman.

Mr. Chairman: Establishment 2324, the Jack Hulland School Extension, \$1,026,000. Establishment 2325, Selkirk Street School Extension, in the amount of \$624,000. Establishment 2326, Van Gorder School Extension, \$587,000. EST. 2324
EST. 2325
EST. 2326

Mr. Taylor: Yes, Mr. Chairman, I wonder if we should not be approaching the Federal Government, for additional help in O&M capital, as we further the extension of the school in Faro. The Federal Government Minister and the Anvil Mining Corporation created the community, and I am wondering if we shouldn't just ask for additional funds, on the O&M side, to help us along with the O&M part of this school, as it is getting bigger and bigger.

Mr. Commissioner: Mr. Chairman, who do you think is providing this money right now?

Mr. Taylor: Capital is being provided, I am talking about O&M, Mr. Chairman.

Mr. Commissioner: The total O&M that we could ... the total taxation, that we raise in the Territory, doesn't even pay the school costs, for all the schools.

Mr. Taylor: Well, that picture has never been made clear, Mr. Chairman. What they call a deficit grant, in truth, is not a deficit grant.

Mr. Chairman: Establishment 2327, Haines Junction Elementary School Equipment, \$8,000. EST. 2327

Mr. McKinnon: Mr. Chairman, on the capital construction costs, or the capital projects, which are estimated for the 1972-1973 fiscal year, I wonder if the Executive Committee Member in charge of Education, could tell me whether the architect's plans are finalized, or whether they are in the hands of the Engineering Department. Who were the people who did the architectural plans for the additions to the schools, this year?

Mrs. Watson: Mr. Chairman, the Whitehorse Junior High School, Whit and Gardner is the firm from Edmonton who did that school and they also did the Selkirk Street School Extension. The tenders were opened yesterday, and the contracts have not been let out, as of this date. Completion date for Whitehorse Junior High School is, tentatively, set at September of 1973. The Selkirk Street School Extension is, tentatively, set at January of 1973; we are replacing the heating system in the entire school. The Jack Hulland School Extension, because the original structure was designed by McCarter and Nairn, they carried out the architectural work for the extension. That was also the case with the Van Gorder School; it was a McCarter and Nairn school, originally.

Mr. McKinnon: Mr. Chairman, I wonder if the Honourable Member could explain the policy of her department, in the awarding of the architectural contracts in the schools.

Mrs. Watson: Mr. Chairman, in the past, we have used McCarter and Nairn in quite a number of the schools. We looked at other architectural firms who were designing schools, in northern areas. The

Mrs. Watson continues ...

VOTE 20
EST. 2327

Whit and Gardner architectural firm, in Edmonton, had been doing a lot of design work in northern Alberta, northern B.C., and in the N.W.T. So, for this reason, we contracted with them to do the design work on the two schools.

Mr. Tanner: Mr. Chairman, I'm sorry, while the Honourable Member was talking about the date for the Jack Hulland, I was carrying on another conversation. What was the date for completion?

Mrs. Watson: Mr. Chairman, I didn't, but it is Spring of 1973.

EST. 2328
EST. 2330
EST. 2331
EST. 2332
EST. 2390

Mr. Chairman: Establishment 2328, Watson Lake Elementary School Addition, \$150,000. Establishment 2330, Teslin Elementary School Addition, \$200,000. Establishment 2331, Kluane Lake School Renovations, \$15,000. Establishment 2332, F.H. Collins School Fire Alarm System, \$15,000. Establishment 2390, Recreation and Amateur Sport, \$25,000. This is to provide funds for a portable swimming pool program.

Mr. Taylor: Mr. Chairman, I wonder if the Honourable Member from Carmacks-Kluene could advise me, as to whether or not, from this fund a covering for the swimming pool at Teslin, will be forthcoming?

Mrs. Watson: Mr. Chairman, the answer is in the affirmative, yes.

Mr. Chairman: I wonder if I might ask from the Chair, if Clinton Creek is to get one of the portable pools, as requested in the past?

Mrs. Watson: Mr. Chairman, we have had just two requests for pools, for portable swimming pools, one of them from Clinton Creek, and one of them from Ross River.

Mr. Chairman: This wasn't my question. My question was, was Clinton Creek getting one?

Mrs. Watson: Mr. Chairman, we have funds for two buildings, and two pools. We must, naturally, go through the process of contacting communities and see if they are interested in the pool program. Then, we determine what communities will be getting the pools. And, as I said, Clinton Creek has already made the request. It will be given consideration.

Mr. Chairman: Just one more point from the Chair. I think last year when I mentioned it, the point, or made the request, it was stated by yourself that Clinton Creek would be given top priority, this year. Is this still your thinking?

Mrs. Watson: Mr. Chairman, it will have to be given consideration, yes.

Mr. Chairman: Okay.

Mr. Tanner: Mr. Chairman, could I ask the Honourable Member, whether some of that money in Recreational allowance, what will go to different pools? The reason I asked the question was, that, the pool we had in Porter Creek, last year, was an enormous success. We trained 150 children to swim in this pool, that couldn't swim before. We gave them facilities, which the Honourable Member provided with her swimming pool, and I don't think anybody in Porter Creek would deny the real success of that pool there. But, we have one problem, we are having problems with the building, which we found ourselves, to put the pool in. We will probably, require further money than I cannot get out of my community fund, because we have another project going for that. I was wondering whether, out of Establishment 2390, we could get any of those funds available.

Mrs. Watson: No, Mr. Chairman, the recreation grant for now is in the per capita grant of the municipalities.

Mr. McKinnon: I have another question on the F.H. Collins School Fire

Mr. McKinnon continues ...

Alarm System, that this is an amalgamation of existing fire alarm systems in the F.H. Collins School. From the vote, I would take it to understand, that these weren't amalgamated, when the addition to the school was built.

VOTE 20
EST. 2390

Mrs. Watson: Mr. Chairman, I believe the sprinkler system is now connected with the City Fire Department. The alarm systems were not connected with the sprinkler system, so if the sprinkler system goes off, that doesn't mean the alarm systems go off. We are going to have to expend this amount of money, in order to try and connect these two systems with the City Fire Department.

Mr. Chairman: The next item under Territorial Secretary and Registrar General. Establishment 2402, Watson Lake Weigh Scale, \$43,000.

EST. 2402

Mr. Taylor: Mr. Chairman, I have laboured long through this Session, asking questions of Mr. Commissioner, and asking questions of the Administration. Would they kindly advise me, as to just exactly what is proposed in the Watson Lake Weigh Station? I was told that we will be tabling a Paper on the subject, at budget time; budget time is here and the Paper is not here. I am wondering if someone could give us an explanation of just what is proposed, whether it is to be a customs type outpost on the south boundary, stopping all traffic; whether it is to be a weigh scale; and just exactly what it is to be? I would further like to see brought before Committee, at this time, a copy of the preliminary plan of the design of this building.

Mr. Commissioner: Mr. Chairman, no Paper was ever promised, that I am aware of. I'm sorry, Mr. Chairman, if I indicated a Paper, I indicated ... I can answer the question this way, it is our intention to build a combination weigh scale, check-point, and tourist information booth, on a customs' style type operation, at the location of the present check-point station, in the Watson Lake area.

Mr. Taylor: Mr. Chairman, in the first instance, in answer to my question. "Mr. Speaker, I have a question that I would like to direct to Mr. Commissioner this morning, having reference to the check-point at the south boundary of the Territory, on the Alaska Highway. I am wondering if plans have been finalized yet, in respect of this project, and if this will be taking on the type of facilities normally found at customs posts, entering a new country?" The answer I got: "Mr. Speaker: The project has not been finalized, as yet. There is a Paper coming to Council, which will have some bearing on the finalization of this project. Until Council has passed its judgment on that, and this will no doubt be in connection with the Budget, we have not made any further moves on this particular situation." So, let's clarify that for openers.

Mr. Commissioner: Yes, Mr. Chairman, I am quite prepared to clarify that. The Paper referred to was the Campgrounds' Fee Paper, which was dealt with by Council. That has got a bearing, as to what kind of check-point that we are going to put into Watson Lake. What kind of a checkpoint we will be putting in, at other potential border crossing points. As a consequence of the Paper being dealt with

I am able to answer the Honourable Member, at this time, which I have.

Mr. Taylor: Mr. Chairman, that's alright. Would it possible to get a copy of this plan?

Mr. Commissioner: We don't have it.

Mr. Taylor: Alright, then if we don't have a plan. I note, clearly, that you state there will be a checkpoint for trucks. Is there going to be a weigh scale checkpoint for trucks? Alright, the Commissioner has indicated yes. Is there to be a tourist, travel, and publicity facility, at the same location?

VOTE 20
EST. 2402

Mr. Commissioner: Yes, Mr. Chairman, that's exactly what my answer was. It will be all wrapped up in one package. We, simply can't afford the luxury of two. We have got to operate these things as cheaply as we can. Certainly, if we manned a checkpoint with a weigh scale, it's got to be manned twenty-four hours of the day, seven days a week, three hundred and sixty-five days of the year. If we build the thing as a combination package, all it will require will be supplementary staffing to deal with the tourist traffic during that portion of the year when the tourist traffic is heavy. The rest of the year, both functions will be served by the same staff. Staffing of these places is very, very expensive.

Mr. Taylor: Well, Mr. Chairman, I and many others in the Watson Lake Area, at least, disagree with this proposal. We have disagreed with it for a long time. The suggestion here for administrative convenience is that you are going to start mixing kids and dogs and tourists with trucks. It just doesn't work. I don't know what value the Administration places on a human life, but we place quite a value on it, in our area. You already have a travel and publicity facility, it's been in operation for some time, down by the signpost, the historic signposts, in the central part of the Watson Lake community. You have a checkpoint at the south end of the community, on the Alaska Highway. Again, I and others do not agree that you mix these two together because of the danger involved to youngsters. For one purpose, you've got great big Kenworth trucks, and there have been many children killed in this Territory, by Kenworth trucks. This is just inviting trouble, when you mix these two together. I see the odd laugh and chuckle around here, but, it's not so important when it's not your child. But, when it becomes your child, then it's a horse of a different color, Mr. Chairman. I don't really honestly think that the Administration has given too much consideration to this. I would ask that the Administration reconsider their position. Secondly, it has been suggested that this is going to be a customs type operation, where all traffic must pass through this. This was the impression left in Watson Lake, on the last visit of Mr. Commissioner. I'd like that clarified.

Mr. Commissioner: I'm sorry, Mr. Chairman, with respect, I have nothing more to offer on this. We explained as best we could to the Local Improvement District and the Honourable Member, at a meeting in Watson Lake, as to what basically, the situation is. As far as the customs idea is concerned, I am sorry if I have given anyone the impression that all traffic would be compelled to check in at this border crossing point. I'm sorry. I'm simply talking about the physical kind of an operation, such as the customs at Beaver Creek, and the customs point at Pleasant Camp on the Haines Road. The very kind of package situation that the Honourable Member is referring to are being successfully and properly handled. To my knowledge, they are not causing any difficulty.

Mr. Taylor: I am very pleased to hear the latter part of the question answered, that there will, indeed, be no customs type, in other words, ~~the~~ highway is left open for traffic. No one has to stop, by means of going through this customs. This is the impression that we were left with, after that meeting in Watson Lake.

Mrs. Watson: Mr. Chairman, I don't think so. I think the Honourable Member is misinterpreting it a bit. I think the people were quite content, that we met, when the concept of the check station and tourist booth was explained to them. They were quite content, even, with the location. Now, this was my impression. They had the idea of a customs place. There didn't seem to be that much of a problem. I don't think that it is necessary to manufacture problems, when they are not there.

Mr. Taylor: Mr. Chairman, I can only reply to that, by saying, it may seem to people from outside the community that there are....more particularly the Honourable Member from Carmacks-Kluane that was the impression that she was left with, but she doesn't have to live in the community, and unfortunately we do. That is like saying the Honourable Member for Whitehorse East didn't think anybody was against his Medicare plan, I don't think that has any merit at all.

VOTE 20

Mr. Chamberlist: Not my Medicare Plan, the Government's .

Mr. Chairman: Order.

Mr. Taylor: On this point, I am glad to hear this anyway, that satisfies me there but I am not satisfied on the position of putting the Travel and Publicity Group together with the weigh scale because basically, for the reason I suggest and you would need an awful area in any event to make it work. You cannot mix trucks and children and that is simply that.

Mr. Chairman: Next item, 2403, North Alaska Highway Weigh Scale, or Weigh Station \$62,000.

EST 2403

Mr. Taylor: Mr. Chairman, does this involve the same complex of involving trucks and tourists? How many children would we have to kill at these truck points in order for the Government to pull in their horns on this, Mr. Commissioner, Mr. Chairman? How many? Six? Eight? Twenty?

Mr. Commissioner: Mr. Chairman, to infer that the Administration is going to create anything, knowing that it will create these kinds of hazards is very unfair and is just not true. We are not about to create something that is a hazard to life and limb. We are satisfied with the kind of a check station weigh station, tourist information operation we want to install, this is going to be a credit to the community. We can put up a nice building and it will be a credit to the Yukon Territory, we'll operate a facility which all Members I am sure, will be proud to be able to associate themselves with. We don't see any children being killed at the Customs Station at Beaver Creek, for example. I have not heard of anyone getting killed at the customs point at Pleasant Camp.

Mr. Taylor: I hope nothing happens, Mr. Chairman, but I am thoroughly afraid that this could be the exact consequence of putting these two facilities together; they don't fit, they don't mix and I feel that the Administration has not properly looked into this thing and if they had they would not put the two facilities together, other than for the one reason of Administrative convenience. You mark well the words I say today, that is why I asked, how many must we kill before we split these facilities up? If that be the case, why don't we split them up now?

Mr. Chairman: Next item Health, Welfare and Rehabilitation, \$187,000. The first item 2535, Group Home for Multi-handicapped children, \$17,000, 2538, Equipment-Variou Homes and Institutions, \$27,000, 2540, Road Equipment, \$10,000.

EST 2535

EST 2538

EST 2540

Mr. Taylor: Might I ask at this point, if there will be the Social Welfare Branch will be having their facility totally in Faro this year?

Mr. Chamberlist: I can't answer that immediately, Mr. Chairman, but I think it is the intention, for this coming year of having a Social Worker, who will be not at Faro but at Ross River because this is where the greatest need is, but he will be serving Faro also.

Mr. Taylor: This is the area I speak of, rather than have the nurse coming from Watson Lake.

Mr. Chairman: I wonder if I might ask from the Chair, I assume that this is for vehicles but why does it come under the term, Road Equipment, it makes it sound as though this is equipment for the maintenance of roads?

Mr. Miller: Mr. Chairman, it is just the terminology that has been used for years to explain cars and trucks.

EST 2551

Mr. Chairman: 2551, Juvenile Training Home, \$100,000.

Mr. Tanner: Mr. Chairman, is that an extension of the existing facilities?

Mr. Chamberlist: This, Mr. Chairman, is the amount of funds that has been provided in the hope of a new facility to be constructed in the area, it is not to add to the existing facility.

Mr. McKinnon: Mr. Chairman, where and when?

Mr. Chamberlist: Sites are being investigated at this time, when, we hope in this particular year.

Mr. Taylor: Mr. Chairman, what sites are under consideration, at the present time?

Mr. Chamberlist: There are two sites under consideration, at the present time. One is a site that was viewed and discussed in this Council some years ago; it is opposite where the Selkirk Street School is now in an open land Riverdale area, and one is another site which is adjacent to the Yukon Hall and a little bit to the south.

Mr. Taylor: Mr. Chairman, why after other Councils have expressed opinions that it could well and should well be out of the environs of the City of Whitehorse, why has not some other location, out in some other community outside of the City of Whitehorse been considered for this particular purpose?

Mr. Chamberlist: Mr. Chairman, all other locations have been considered, the areas have been examined, not only for the purpose of the physical structure but because of the need of supplying services in the particular area, so that young people who are confined in the Juvenile Training Home will be able to be as close to society as possible so that they get their educational facilities, their health facilities and any other services that go along with it.

Mr. Taylor: Does this mean to say then that services, say at Haines Junction, at Teslin and at other points where we have schools and where we have nursing stations and in some cases doctors and hospitals, that these are inadequate and not suitable for the purposes for Government, only suitable for the people of the Territory?

Mr. Chamberlist: There was no suggestion that this was so, as a matter of fact I think that most of these other areas have facilities that are being built up to an extent of where they can supply all these particular needs but we've taken into consideration all the discussions of previous Councils in relation to these particular areas, we haven't made a firm decision, but as I said, at the moment, there are the two sites under consideration, at this present time.

Mr. Taylor: Centralization.

EST 2552

Mr. Chairman: 2552, Road Equipment, \$8,000. I notice we have two Road Equipments under the same heading.

Mr. Chamberlist: One is for the Corrections Branch, and one is for the Regional Road Equipment.

EST 2553

Mr. Chairman: 2553, Warehouse, \$25,000.

Mr. Chamberlist: This is for Corrections, Mr. Chairman, at the moment we have been using much of the space in the Correctional Institute for Warehouse space, where it should be used for other than Warehouse space and we provided so that we can either do something, build an extension to the institute or put in a small extra building, which will take the

Mr. Chamberlist continues ...

place of the spaces that we are using in the Correctional Institute, at this time.

Mr. Chairman: Next item, Local Government, \$1,548,000. First item, 2600, Fire Halls and Fire Fighting Equipment, \$58,000.

EST 2600

Mr. Taylor: Mr. Chairman, I would like to direct a question to Mr. Fleming, at this point because he has been on site and ask him if there is sufficient funds in the \$58,000 to put an additional bay on the Watson Lake Fire Hall for the purpose of housing an ambulance?

Mr. Fleming: Mr. Chairman, the answer to that is no, these funds have been allocated throughout fifteen communities. It is for pecuniary equipment to existing fire brigades.

Mr. McKinnon: Any new fire trucks in that?

Mr. Fleming: No, it is all small equipment and it is in the amount of approximately \$2,000 to these communities. It is for pecuniary equipment, which, the lack of which, reduces the fire fighting capabilities of the volunteer fire brigade. It is for small equipment, not for fire trucks.

Mr. McKinnon: What is Stocking Fire Caches?

Mr. Fleming: This is shovels, pick axes, stir-pumps and things of that nature, that volunteers can pick up and run with to the vicinity of a fire and beat it out.

Mr. Taylor: Mr. Chairman, on this ambulance business, we haven't got into this yet, but I suppose this is about as good a place to raise this as any. It has been suggested by the Administration that volunteer fire departments throughout the Territory should now take on the additional duty of running an ambulance service. This doesn't sit very well with some of the fire departments, they feel as I do, that it is enough to ask them to give of their time, during any time of the day or night and also put their lives at stake, from time to time as a volunteer, it is just a little much then to ask him to come and run a duty roster or whatever on an ambulance. This particular service, right now, in respect of the Alaska Highway, is being run by the D.P.W., unless... I imagine it will turn over with the Highway take-over. I feel very strongly that these ambulances should still be operated, in this case by the Territorial Engineering Department, or the Department or whoever from and by, with Territorial employees, where available. This business of shoving the ambulance on the fire department is just a little too much. I also point out, that certainly in the case of Watson Lake, our fire halls are full of fire fighting equipment, that is what it is for. If we are to accept the ambulance, we need another bay on that fire hall. We have got great big, now fast becoming, Territorial Government garages, sitting up on the hill, why can't the ambulance stay where it is? I would like some answers to those questions.

Mr. Fleming: Mr. Chairman, I think that this first came to the Councillors attention, when the director of this department was seeking ways and means, in the event that there would be changes in the ambulance system on the highways, to what presently exists. He was required to look at various alternatives and one of which was the possibility of putting it into the Watson Lake Fire Hall and manning it with volunteers. This is no longer the thinking. The present planning calls for taking over the highway, intact as an existing unit and leaving the ambulances where they are.

Mr. Chairman: Next item, 2602, Local Services, \$50,000.

EST 2602

Mr. Taylor: These, Mr. Chairman, is the Capital side of the Local Services picture for which I asked for detail, under O and M. In other words, what community gets how much for what purpose and the same with the L.I.D. Budget, the detailed Budget of the L.I.D.'s. I am wondering if a breakdown item, also, Local Services could be given at that same time?

Mrs. Watson: Mr. Chairman, we cannot Table the L.I.D.'s budget can we here? The L.I.D.'s draw up their own budget, you have the grants, you know what the grants are to the L.I.D.'s.

Mr. Taylor: Mr. Chairman, the only time we have been able to get the L.I.D. budget is at this Table, and everytime we get them, it is at Budget time, and now is Budget time. We have always been able to ask for them and receive them.

Mrs. Watson: Mr. Chairman, I am only interested in the L.I.D. in my constituency, and I can get this budget anytime I want to.

Mr. Taylor: I would ask for the budgets from all three L.I.D.'s and I have already asked for them. I just ask that the Capital side be included in the breakdown, I asked for.

Mr. Chamberlist: Yes, the Honourable Members will get that next week.

Mr. Chairman: Next item, 2603, Land Development, \$125,000.

Mr. Taylor: Explain.

Mr. Chairman: To provide for the development of land in various areas throughout the Territory.

Mr. Taylor: Could we have an explanation and breakdown on this, Mr. Chairman?

Mr. Fleming: The explanation is, that in the event of a Public Housing Program, in Dawson City, land will be required, present rate of sale of lots in Riverdale requires more lots, the anticipated turnover of land in Takhini will require that at present, the land be subdivided. The construction of roads and installation of culverts in various subdivisions throughout the Territory. The general breakdown is, development of land in Dawson City, \$10,000. The development of lots in Riverdale, \$25,000. Subdividing and development of land in Takhini, \$65,000 and insertion of roads and installation of culverts in existing subdivisions, \$25,000. A total of \$125,000.

Mr. McKinnon: Mr. Chairman, this is one interesting point, on Takhini, then it is going to be the intention of the Territorial Government to subdivide the land available for housing in the Takhini area in the same manner as they now subdivide and develop land in the Riverdale area, service lots, then sell, then turn the land over to the city eventually, after the service and sale of it?

Mr. Fleming: Mr. Chairman, that is the intent.

Mr. McKinnon: It will be on the same basis as prior, of providing serviced land, at cost to the people who want to build?

Mr. Fleming: Fully serviced land and charge them back the cost of the services to the purchaser.

Mr. McKinnon: I was wondering, Mr. Chairman, if there were any discussions with the City, in them developing it, in an attempt to sell for profit to aid in the City budget problems, which they have said they have before this Committee?

Mr. Chamberlist: Mr. Chairman, I wonder if I can indicate, if the City took the trouble to see if they could borrow some money, or come up with a suggestion, of that sort of description or one like that, perhaps it would be given consideration. They would need money and this is how they can borrow money to do it.

Mr. Fleming: Mr. Chairman, my answer to that would have been that the door is open, and we certainly don't intend to close it.

Mr. Chairman: 2604, Sewer Extension - Haines Junction.

Mr. McKinnon: Excuse me, Mr. Chairman, I don't mean to hold up but how many lots is it intended to develop in the Riverdale area, this year?

EST 2603

Mr. Fleming: It is between fifteen and twenty, in Riverdale, this will just be opening up.

Mr. Miller: Mr. Chairman, the area in Riverdale is developed now, and is serviced and this is providing the necessary things to hook in the sewer and water, which has not previously be hooked in. Services are there, they just have not been tied into the system.

Mr. McKinnon: The Takhini area, is there any indication of what area and how many lots would be developed by the Territorial Government?

Mr. Fleming: We have the general area outlined, the area that we think should be developed and we intend to consult with the City, before we do anything.

Mr. McKinnon: I was wondering, does the sewer and water system there lend itself to individual lots, subdivision? I would imagine it would be part of the area where the P.M.Q.'s were on at one time. I think there was some difficulty indicated that there may be problems in subdividing this on an individual lot basis because of the manner in which the water and sewer was originally installed in the Takhini area.

Mr. Fleming: Mr. Chairman, the area that we are interested in, was the area in which the old semstrals were built, and they were all individually hooked up. There may be one or two areas when we actually start to open up the ground, we may find things not quite the way we expect them, some of the plans are not complete. We will as far as possible, certainly use the existing mains but some of the lateral hook-ups may not be in the right position.

Mr. Chairman: 2604, Sewer Extension - Haines Junction, \$25,000. 2605, Access Road McCrae Industrial Sub-Division \$15,000.

EST 2604

Mr. Taylor: What is the story on this access? Is there not sufficient access there now?

Mr. Fleming: Mr. Chairman, this is a long standing thing, when we actually created the subdivision in there, that was the time when we should have put the access road in but an access road existed, at a point which was not satisfactory for the ultimate division of the subdivision, and it was a road which White Pass wanted cleared to close. This has always been our intention, to change this to the access that we are now proposing.

Mr. Taylor: Thank you.

Mr. Chairman: 2606, Road and Sidewalk Construction, \$22,00.

EST 2606

Mr. McKinnon: What areas are proposed, Mr. Chairman.

Mr. Fleming: Carmacks, Road Construction and Drainage, \$7,000, Haines Junction, Road Construction, \$3,000, Teslin, Road Construction, \$3,000, Watson Lake, Road Construction and Drainage, \$9,000.

Mr. Chairman: 2607, Public Housing, \$250,000.

EST 2607

Mr. Taylor: This Public Housing, is of course, would be actually the low-rental, Rental Purchase Housing Program, is that correct, or is this the other program?

Mr. Fleming: It involves both, it involves Rental Purchase, and Subsidized Rental.

Mr. Taylor: I would like some explanations now, for instance I note Legislative Return No. 15, which is also in Committee that we are building thirty, pardon me, forty houses this year. I see Ross River

Mr. Taylor continues ...

EST 2607

is down to ten, Dawson City is up to twenty, and Haines Junction is ten, Mr. Chairman, I note in the Sessional Paper No. 15 that the allocation of the houses in Ross River is now down to ten, Dawson City twenty and Haines Junction ten, where will these houses be built? For instance in Ross River, can these houses be built at Jackfish Lake if a person wishes to live there, in around the area where people wish to have these houses built, the same in Dawson, the same in Haines Junction, where do they go?

Mr. Fleming: Mr. Chairman, as an overall policy, it would be our desire to enrich existing communities and not to allow further fragmentations, however this doesn't mean that the ten houses will be placed cheek by jowl within the community, they will be spotted around within the existing community but it is not our intention, at this time to allow single units to be outside, what we regard as the planned unit.

Mr. Taylor: Mr. Chairman, this is information we couldn't get when this Bill was shoved through. Every time we asked questions relative to this we got the big beat around the bush. Now what we're told is that they must be in organized communities. It was my understanding that in order to help people to get them in the housing, for instance, someone lives a couple miles from town and was deserving of a home, a low rental purchase home for his family that he could build it especially if he owns the property and it could be built at that point. Now we are told that they have got to be regimented and that they've got to stay within communities. I would like to know more about what the Administration have done with this Territorial Rental Purchase Housing Program that we don't know about, or we were not told about when the plan was brought.

Mr. McKinnon: Mr. Chairman, I made the point over and over during discussion on this Rental Purchase Housing Program that would it be the intention of the Administration to take every case on its merit and that people did not have to under the Rental Purchase Program live in a community, if it was in their best interests to live in another spot. I thought that the answer that I received from the Administration was yes. I'm thinking about people who of non-status origin who live a completely traditional way on a trapline, absolutely are no burden to the taxpayers of the Yukon Territory. But it is a disgrace that they are forced to live in a tent, because there is no program under any area of Government where they can get a cabin built that would supply all the services that they need in order to live a traditional way of life and never be a burden upon the taxpayers of the Yukon Territory and be able to provide a certain amount of funds out of their income to pay back the cost of the house that was built where they are living. I fought, and I thought we had agreement that this type of operation would be able to be brought about through this Rental Housing Program. If such is not the case, Mr. Chairman, I will have to say that I've been led down the garden path because I thought this agreement and that this commitment had been made by the Government and the Administration, that the cases would be examined on their own merit and that there would be flexibility in the program and we won't be aiming to compound errors that have been made previously and trying to stick people who don't want to be stuck in a community in communities and making them live there.

Mr. Chamberlist: Mr. Chairman, the Honourable Member or what he has said and what he spoke about was quite true. But I think he will recall that we made it quite clear that the first forty unit would be placed in specific areas. If the Honourable Member will think back he will recall that, that was the case. There is no way that anybody is going to make a Shangri-la existance where people are not going to be dependant on welfare services or Government services. Anybody can say they want a house built somewhere in the bush, but sooner or later they have got to require Government services. I have yet to come across anybody that hasn't come to the Government for some services of some description but the main point in the reply is that we made it quite clear that the first forty houses of this planned program are designated to a specific area. We didn't make any commitment beyond that, although we took note of the remarks of what the Honourable Member said.

Mr. McKinnon: Mr. Chairman, I will take the Honourable Member, personally to places where people have been living traditionally for years and years without any demands upon the Government of the Yukon Territory, but it is disgraceful the conditions in which they are living and they would just be making demands upon the Government of the Yukon Territory and the Federal Government to improve their living conditions. This is the whole point. I thought this whole program was going to be able to do these things. Now I'm told that no, this isn't the area where the program is going to help these people, who are most in need of this type of Rental Housing Purchase Program I thought that we were agreeing to at this Session. I will and if the Honourable

VOTE 20
EST. 2607

Mr. McKinnon continues...

Member will agree to come with me, I will take him and show him this is where a Rental Purchase Agreement could work wonders in providing people with a decent roof over their heads and a couple of rooms. Rather than go through a winter that we've gone through this year in 60 below weather living in a tent. But because of the pride and the traditional aspect of the people who are living are determined to live this way until they die. They aren't going to come begging for Government funds and this type of program would be of most a very real benefit to many people and many families that I know of. Now that they are not going to be able to take advantage of it according to the Members. I thought that we could get an answer to a real housing problem. Now I'm almost being told that this is not the case at all.

Mr. Chamberlist: Mr. Chairman, I must reiterate. We did not say one way or the other what would happen and what the policy would be. We just clearly designated that the first forty houses would be put in certain areas. We didn't go beyond that. This item in this Budget is dealing with forty houses. This is the only item right now, and I would suggest that the Honourable Member raises that question again next time around. I know that what he says is quite true there are all sorts of people who are living in a manner that...whether it is cultural I don't tend to agree with him on that, the phraseology of it, but certainly I don't accept either that they are not accepting Government funds from a source, whether it's Federal funds or Territorial funds. Keep in mind that these houses and the money for these houses and the money for the upkeep as a result of not being able to rent these houses or purchase these houses will have to come out of Government funds as well. So indirectly they are going to be supported through Government funds and that is through the taxpayers funds. The question that arises is whether the taxpayer wants this type of thing as well. In the meantime these forty houses are specifically in three specific areas. I thought that I had that quite clear that everybody was agreed where these houses were going to be located.

Mr. Chairman: Mr. Fleming?

Mr. Fleming: Mr. Chairman, I would like to make it quite clear that my remarks didn't refer to whole 640 or whatever it was, but mainly to this forty.

Mr. Taylor: Mr. Chairman, it is a pity that we get these answers after we've been led down the garden path in the initial passing of the legislation which the Votes and Proceedings would clearly indicate after hearing what we hear today. I would like to know though in the first instance, who made the decision as to where these original first forty homes were to be placed and who was involved in this decision-making process?

Mr. Chamberlist: The Executive Committee.

Mr. Taylor: It was strictly the Executive Committee, nobody else? All right if we are dealing then, with who are to live in these houses in Ross River, Dawson City and Haines Junction, are these native people or who?

Mr. Fleming: Mr. Chairman, this will be the decision of local committees which are in the process of being set up. They will be local residents who will be on the committee and who will make this election and will allocate the house.

Mr. Taylor: Well, Mr. Chairman, I assume with the ten houses for Ross River that they are intended to go to native people because this would appear...now it's all right to sit around here and say oh no, I've watched this too long, but when the deed is done it is quite clear. If there are native people involved in the selection of where these houses should go Ross River, Dawson City, or Haines Junction this is fine if they agree. At least, they've got some input into this thing and it was my understanding when we discussed the initial Bill that indeed

Mr. Taylor continues...

the native people would have input into this and I said at that time, I pointed out that I thought that this would wind up to be a deal where the Indian people had no input into this then this would be another Administrative deal and you have proven me right today. We were just sold another bill of goods at that time. Well, as far as I'm concerned we are. It was my information too at that time that there were going to be twenty homes in Ross River, I see here there is only ten now. But in any event....

VOTE 20
EST. 260

Mr. Chairman: Order, please. Now.

Mr. Taylor: That's correct, the Honourable Member has indicated that I voted against the program, I'm glad that he is so observant. I would like to know if the intention of the Executive Committee, this nonentity and it is a nonentity as I pointed out many times to continue making these decisions without input from the native people of the Yukon.

Mr. Commissioner: Mr. Chairman, there has to be some decision making body somewhere. You can't be going around in a quagmire of indecision forever. The communities have been chosen on a basis of very apparent need. Mr. Fleming has indicated, Mr. Chairman, that as outlined in the Paper that was given to Council the community groups are being formed at the present time, who will act in an advisory capacity to the Government with regard to these houses. If indeed, we find after forming this group say in a place such as Ross River, there is absolutely nobody who wants to have anything at all to do with this housing, well I guess we have a very simple alternative, we'll simply try to allocate them elsewhere. When the Honourable Member is talking about native people when you get to a community such as Ross River, if the school is any indication of, and I think it is a reasonable indication, is it a predominantly native community in the sense of the word that the people are mostly in the indigent population here, so certainly they are going to be the people from whom we will be able to secure a housing community committee. So there is no way of exclusion at the community level of any group, but at the same time we are determined that we're not going to be allocating houses on the basis of people's different backgrounds. That's for sure. It is going to be the basis of absolute need.

Mr. Taylor: Mr. Chairman, the Administration has pussy-footed around pretty lightly on this one and I note that they still are. I still say that when the initial decision was made as to where these forty homes were to go in the Territory, I asked who made the decision and I get the answer the Executive Committee which is, as I said a nonentity. Now, I still say where many of these homes are needed is for housing of native people that we should have someone to provide, or some group to provide input into this so-called Executive Committee as to where these homes are best needed. It may be that they could use five homes, let say in Upper Liard this year. Because there certainly is a desperate need there. When you set down a scale like this I think you owe it again to the people of the Yukon to at least get some input from somewhere and certainly in respect of the native people you should and I think in the future get some input to find out where these homes are really needed.

Mr. Chairman: Councillor Watson?

Mrs. Watson: Mr. Chairman, if the Honourable Member recalls earlier this year in the extremely cold weather, some of the Members of the Executive Committee visited the community of Watson Lake. We visited every community in the Territory. We made a point of looking at the houses at 60 below weather in the most adverse conditions possible and this is one of the reasons why this tour was made. I don't think that anyone should feel that they know the situation completely, but they should be able to be familiar with the housing situation in every community before any decision is made. In three communities there was absolutely...the housing situation that existed there needed some remedy as soon as possible. This was when the decision was reached for this ..for these reasons.

VOTE 20
EST. 2607

Mr. Tanner: If I might make a comment here, I think if anybody has a complaint it's got to be me. Maybe the Member from Whitehorse West, because we've got to wait four years before we are going to get any of these houses in our constituency. But I see that the Honourable Member is getting one immediately or getting ten immediately and as you can see the Member from Dawson is going to have ten and the Member from Carmacks-Kluane is going to have ten. I think the decision is obviously made on need. I personally, would find the only thing to criticize in this program is the fact that here in Whitehorse or in the Whitehorse area we've got to wait four years before we're going to get any. I don't really know what the Honourable Member is going on about.

Mr. Chamberlist: Mr. Chairman, I should point out that during the tour of the various communities, I was in Ottawa on some other business but the Honourable Member from Watson Lake was available, the seat was kept available for him, so that we could visit the community of Ross River which is in his constituency, but as is most usual when he goes to visit the constituency he was absent. And yet he is being critical of the fact that there was availability for him to visit these communities. I find that his criticism is unwarranted in view of much of the work that has been done in trying to assess where the best places for these forty houses are to go. I won't make any reference to his remark of the Executive Committee is a nonentity; if it is a nonentity it is amazing that he is being able to use so much of the paper of the Votes and Proceedings and attacking something that is a nonentity. It is really amazing.

Mr. Taylor: There's no question that it's a nonentity. I think if you read your Constitutional Report you'll find that out. In any event I cannot agree to the method of selecting these sites. I think that the native people must get into it. We have a native brotherhood in existence in the Territory, I think a representative or a number of representatives from there could provide a reasonable amount of input to selecting the sites and locations of these buildings. Now I understand that these are, what are these \$16,000 homes, \$16,500, I wonder if I could have that figure.

Mrs. Watson: \$16,000.

Mr. Taylor: Yes, \$16,000. homes. We were told there were no plans, but indeed I managed to dig one out from the Indian Brotherhood as I indicated to Members of Committee, a house plan. We were told a lot of things that weren't so, when this thing was sold. It has been suggested that possibly this home is too much to maintain for some families, more particularly native people. More particularly when they leave the building in the winter for any length of time where they have a fuel fire furnace, this type of thing. Will it be possible for them to make the decision, can they burn wood in these places or do and how... what are they forced into when you give them one of these houses.

Mr. Fleming: Mr. Chairman, I find that a little bit difficult to answer because for one thing the plans that you have obtained are not the plans of these houses. They don't exist. The general concept of what we are proposing is, but no plans. As a matter of fact they are thinking of calling for these on a proposal basis within the money that will be available. As to the firing of them and anything else, these are basic criteria being developed and the method in each and every case will be the one that is most suitable for the locality in which they are placed. I think, you know, this is basically the answer as to how they are going to be heated.

Mr. Taylor: Is sewer and water a requirement, Mr. Chairman?

Mr. Chairman: Mr. Fleming? Is sewer and water a requirement?

Mr. Fleming: No it is not.

Mr. Chairman: From the Chair I would just like to ask if these houses are estimated at \$16,000 why it is only an estimate of \$250,000? My figures show that at 40 houses at \$16,000 comes to \$640,000.

Mr. Fleming: This is our portion, C.M.H.C. provide the other funding.

Mr. Chairman: Thank you. Next item 2608, Staff Housing - \$135,000.

VOTE 20
EST. 260

Mr. Taylor: I'd like to see a breakdown of where this housing is to go. Could you tell us something about that, Mr. Chairman?

Mr. Fleming: It's Dawson City addition to the John Korbo Apartments and a house at Haines Junction.

Mr. Taylor: That takes up the total?

Mr. Fleming: Yes. Approximately \$100,000 in the John Korbo, four additional units and the balance for the other house.

Mr. Chairman: The final item under this particular section 2609 - Territorial Capitol Building - \$868,000.

Mr. Taylor: Mr. Chairman, when will we be able to table, I think, at this time we should be able to table some preliminary information on just what the Capitol Building is going look like, what form it will take and what is involved in it.

Mr. Commissioner: Mr. Chairman, I'm sorry but this is just not ready. I believe I answered a similar question earlier on. We are behind in our timetabling of this and all I can say is we just ran into obstacles. We have so many other things to do, there is nothing prepared at all. There has been a general assessment of departments of the potential space requirements and that is all that has been done up to this time.

Mr. Chairman: I think at this time the Chair would welcome a motion for Mr. Speaker to resume the Chair.

Mr. Chamberlist: Mr. Chairman, it is the intention of the House to continue with the Budget here and I would suggest that we move a recess to 6:30, so we can come back to work on this.

Mr. Taylor: Well, Mr. Chairman, that's a little much.

Mr. Chamberlist: There's a motion on the floor.

Mr. Taylor: No, there is no motion. There has been a suggestion that we come back at 6:30 I think that one day in this funny farm that we call a Committee is just about all....

Mr. Chamberlist: You're finished now.

Mr. Taylor: One can handle. I know for my own part I've been at my desk at 6:00 every morning and have a day's work done by the time other Members get here. I would like to move that Mr. Speaker would now resume the Chair, and at the same time to give some consideration to the support of the staff of this House. They are already much overworked. Considering what is involved in this House, I see no need for the return at the request of one Member at least, for evening sittings. It is not possible for me to be here for evening sittings; I have other things I must do and other commitments, I must make. I would ask then that Mr. Speaker, would now resume the Chair.

Mr. Chamberlist: Disagree.

Mr. Chairman: I'm afraid there is already a previous motion before the Committee ...

Mr. Chamberlist: Let him move his motion, then. Let him move it.

Mr. Taylor: Well, Mr. Chairman, I think a playback of the tape would indicate that he suggested, the Honourable Member suggested he didn't move a motion. Not unless I misheard him.

Mr. Chamberlist: Okay, okay you can have the motion.

Mr. Chairman: All right as the mover, it seems as though the mover of the previous motion has withdrawn, we will now accept the motion that Mr. Speaker resume the Chair. Is there a seconder?

Mrs. Watson: I wonder if he would repeat his motion, please.

Mr. Chamberlist: Object the motion.

Mr. Taylor: It has been moved that Mr. Speaker do now resume the Chair.

Mr. Chairman: Is there a seconder to this motion?

Mr. McKinnon: I'll second that motion.

Mr. Chamberlist: Disagree. Division.

Mr. Chairman: The question hasn't been put yet. It has been regularly moved by Councillor Taylor, seconded by Councillor McKinnon, that Mr. Speaker do now resume the Chair. Are you prepared for the question? Question. Are you agreed?

Mr. Chamberlist: Disagree. Division.

Mr. Chairman: Those in favor, please, signify in the usual manner. I declare the motion defeated.

MOTION DEFEATED

MOTION
DEFEATED

Mr. Chamberlist: I would move that we recess until 6:30.

Mr. Chairman: Is there a seconder to that motion?

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

Mr. McKinnon: Mr. Chairman, I would like to rise and speak on this motion. If Members are aware of the Standing Orders and rules of the Legislative Council of the Yukon Territory ...

Mr. Chamberlist: Question is out of order Mr. Chairman. The motion dealing withthat Mr. Speaker to resume the Chair, is not a debatable motion. This motion, with reference to recess is. I would just draw to Mr. Chairman's attention because he may require the help of knowing that the motion, for Mr. Speaker to resume the Chair, there is no reference going to be made to it. But, certainly the Honourable Member has the right to speak ...

Mr. Chairman: Well, it is my understanding, from the Chair, that it is the second motion, that the Honourable Member from Whitehorse West is referring to, and speaking on.

Mr. McKinnon: Mr. Chairman, chapter one of the Standing Orders and Rules for Legislative Council of the Yukon Territory, subsection 2(1): "The Council shall meet on Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, from ten o'clock a.m. to twelve o'clock, noon; and from two o'clock p.m. to five o'clock p.m. And at such other times as the Council may deem necessary." Mr. Chairman, it is my contention that all Members of Council, when they put their names up for election, we are aware, or should have been aware, of the hours of sitting of the House. I, certainly, was. I will go further than that. Mr. Chairman, if it had been the express intent of the Members of this House to place me in an Executive Committee capacity, I would have severed myself from all other business activities in order to be able to constitute my whole time to the Government of the Yukon Territory. They did not see fit to do this, but, it was their absolute prerogative to do so. As it is, Mr. Chairman, with things being what they are, I have no alternative to make my livelihood, and hold down my business interests, and, also, as a Member of this Legislative Council, which forces me to work many hours, above and beyond when Council sits; in order to maintain my position and be able to provide an income, that is enough for me and my family to live on. If the Honourable Members

Mr. McKinnon continues ...

are going to force me to have to give up my business position, in order to serve their purposes of trying to get business of the House through, in the manner in which they seem to be now, then, they are going to have to force my hand, to be able to look after the best interests of my family, which are not in the Yukon Legislative Council. I think that we have been going through the business of the House, expeditiously and efficiently. I think that we, probably, have next week of Council running its course, on its regular sitting. That all Members are aware of the hours. We will be through the business of the House at the termination of next week, which will be the Easter break, which will be time for the Budget of the House, to be passed. I think that all Members of Council will say that they have completed a very heavy work load. Now, Mr. Chairman, I find it completely impossible for me to be able to come to this evening's sitting. I have made commitments, far and beyond, the ... realizing the hours that the House is sitting. The Honourable Members force me to make my choice between my business commitments, other commitments, and the business of this House. I think that it is extremely unfortunate that the Government has taken the attitude, that this is the only way that they are going to be able to get through with the business of the House. As I have stated, I see no reason why the House hasn't been proceeding in as efficient and effective a manner as possible. There is no reason for these night sittings, whatsoever, because we can get through what little business that is left in the House, in the course of a normal week, next week. Mr. Chairman, I really plead with the Honourable Members, and you don't see me go around pleading in this House very often, because I am damn well able to take care of myself, in the Legislative Council of the Yukon Territory. I am darn well familiar with the rules of the Council of the Yukon Territory. I take this as a direct intent to change the rules in midstream, in order to force an issue upon me, which we talked about in caucus, which we talked about privately, and now, Mr. Chairman, it appears that they are going to get rid of me, one way or the other. And as I say, I take it as a direct and absolute method of removing me from this Council table. I've made my priorities, and my business commitments to provide my wife and family with a living, comes first. If this is the way that the Honourable Members are going to do it, then they will have my resignation.

Mr. Chamberlist: Mr. Chairman, I could reply for most Members of this Council, that there is no intention, whatsoever, to try and, in any way, banish the Honourable Member, that has just spoken, from... satisfying the needs in maintaining this decor. I feel that we have a responsibility to get on with the business of the Government of the Yukon Territory. I am not, in any way, suggesting that Councillor McKinnon has participated in obstructing the affairs of this House. I can say, quite clearly, that the questions that he has put from time to time; although, at times, are annoying and are excess, to the need of the requirement of budget examination, and notwithstanding of sufficient interest to allow for those questions to be answered. I cannot say exactly the same thing, with reference to the Honourable Member from Watson Lake, and at some stage we have to decide that we cannot allow a deliberate obstruction of the affairs of this House, to take place. Now, if I have some assurance from the Honourable Member of Watson Lake that he is going to get on with the business of this House, we may reconsider. But, we can't really reconsider because we are in a real squeeze for getting this Budget through. Questions have been asked for days, by the Honourable Member, that have no bearing, whatsoever, on this Budget. He has expanded the discussion, in such a manner, that we have sat back now for five days, and given consideration, in every way possible, for allowing witnesses to come forward; expending ourselves in any way we can. Now, I have been abused publicly. I have been abused in many, many areas. I have been abused by individuals. I don't care. One thing I do know, that all the time that I have been a representative of the people of the Yukon Territory, I can say proudly that I have done my job. I have not considered dollars and cents, or whether my family was involved or

Mr. Chamberlist continues ...

not. Although, I agree that the Honourable Member has some problems in there. But, to think that the Honourable Member from Watson Lake, that he comes here at six o'clock, what does he think that we are doing, what does he think that the Honourable Member from Carmacks-Kluane, who was worked here until two o'clock in the morning, and then start work again at six-thirty, as I have done, for days and days, and weeks and weeks, have been doing. We get this nonsense and these insults and abuse. We have got to get on with the work in this House. With all respect to the Honourable Member, I will say this, quite personally, that I do not want to see the Honourable Member from Whitehorse West leave this House. I think that it is necessary for him to be here, so that we can have a viable opposition. I would suggest to him that he reconsider that he resign, that he is required here. But, we must get on with the House, and I say that we must come back at six-thirty to get on with the affairs of the House.

Mr. Taylor: Well, Mr. Chairman, in the first instance, the Member has quoted from the rules, and it is not competent of this Committee to change the rules of the House. The rules of the House can only be changed in the House. If you read standing order number two, that the Honourable Member refers to, you will find that, "at other times, as Council may deem necessary." I bring that to the Members' attention, that Committee is not competent to change the rules of the House, only the Council, in Council can change the rules of the House. Now, for my own part, as I stated, it has not, and never been my intention to mislead. The questions, that I have asked, in relation to this Budget, are questions that have always been asked, in relation to the Budget, and have meaning in the Budget. I have been forced, continually, to withdraw, for instance, the Alaska Highway involvement in the Engineering estimates, even though they are a lie. In the old days, when the Administration and Legislature used to sit down and work things out, efficiently and properly, this was allowed. Now, one Member insists no, it is not allowed. And apparently, he makes it go with the followers that he has. We have four members from the Administration here, and three representatives of the people. Well, I think that the four members of the Administration on this Council should allow the representatives of the people, at least, a little bit of break, because they seem to be in on all of this. We aren't; we need the time, or whatever little time we can get, to do our homework, to do our own research, and try and catch up with what is going on. I certainly sympathize with the remarks made by the Honourable Member from Whitehorse West.

Mr. Chamberlist: What excuses have you got?

Mr. Taylor: My excuse is not an excuse. I put in as many hours a day here, in this Council Chamber, more so than any other individual Member of this House, and every day. Consequently, as I say, one has commitments in the evening time, one has a period to sort things out and relax a little bit, and read some of this stuff that comes in, you get it cold in the morning and you never have a chance to read it. I for one am not able to make evening sittings, certainly, not this evening, at least. It is not competent upon the Committee to change the rules of this House. It is only competent for Council when assembled, to change the rules of the House. So, I leave you with it. I would ask the Members to give us a bit of a break. There is no real reason, you are putting a tremendous work load on the support staff of this Council, those girls are working in here way off into the morning, and three, four, I don't know what it was last night. Quite often, when I come in here at five-thirty or six in the morning, the girls are still pounding on the typewriters, with the stuff that we are talking about right now. So, I would ask that you consider the motion for Mr. Speaker to resume the Chair, and we go back to work tomorrow morning at ten o'clock.

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

Mr. Tanner: Mr. Chairman, just before we call the motion. I think

Mr. Tanner continues ...

that some Members have gotten a little carried away in this. The Government has decided that they want to review the Budget tonight. I think the Honourable Member from Whitehorse West that if he has said that he is going to resign, he must do that. Now, every Member knows that in caucus, the Member from Whitehorse West explained his position and we all understood it, and we appreciate it, all we are saying is that for just one night, that we come back to this House and get on with the business of this House. I can't see that the Honourable Member isn't getting carried away, when he says that he is going to resign, when we are asking him to come back for just one night.

Mr. Chairman: Before this motion is called, I would just like to make one comment from the Chair, and that is, last week, we had agreed in caucus to extend the hours from nine-thirty in the morning, and to come back at one-thirty in the afternoon, had this arrangement been continued through this week, that in itself would have represented five hours, which is more than I would expect that we would sit tonight. Why were those arrangements changed?

Mr. Chamberlist: Mr. Chairman, I would be pleased to answer that. The Honourable Member from Watson Lake pressured me and pressured me to give way until two o'clock. I gave way to him on the understanding that he would get on with the business of the House. He has shown by his conduct this afternoon and the last few afternoons the deliberate attempt to frustrate the House. Now, I am just simply not going to go along with this. I, personally, and other Members of this House and the Government have taken all the abuse that we are going to take. Now, we are going to start fighting back, and we are going to fight back in every way possible, just to let you know that Norm Chamberlist, in person, doesn't stand back and take the guff that I have been getting, over the air and through the press, for no reason, but, that I am doing my job. I want people to understand that too. That goes on the motion.

Mr. Taylor: Mr. Chairman, I can only say that I am here to do the services of the people; I think that I am doing it in the best manner possible. I don't appreciate the imputation of the motives by other Members on my motives. I am serving the people, and that is what I am here for. However, if it is decided to sit this evening, I must say that I will not be able to be in attendance, unfortunately. I would ask for the courtesy of Members to revert to the rules; it is not competent for the Committee to do this, in any event.

Mr. Chamberlist: Motion.

Mr. Chairman: It has been regularly moved by Councillor Chamberlist, and seconded by Councillor Watson that Committee recess until six-thirty this evening. Are you prepared for the question? Question.

Mr. McKinnon: Further discussion on the motion, Mr. Chairman. When it was given a compromise because of my inability to sit at night in caucus and we decided to sit beginning at 9:30 in the morning and 1:30 in the afternoon. There was not one morning here, no matter how difficult it was for me, I was here, every morning, every single morning that we were to sit at 9:30 prior to 9:30 between a quarter after and 9:30 I was here in my place and ready for the House to begin. Not one morning was the House ready to proceed. Mr. Chairman, the Orders of the Day were not ready, were not ready on one occasion before 9:30, the Motions, the Questions, the Votes and Proceedings were not placed before this House by 9:30 and we didn't see either Members of the Executive Committee once before 9:30 during that time. I told you that it was difficult for me to make it, I thought that that was the agreement, I lived up to the terms of the agreement and I was here, ready to proceed and the House was not. We are talking about consideration, and people being considerate. Mr. Chairman, I feel that I was extremely considerate in this area and stuck to the agreement that was made and stuck to it religiously. Mr. Chairman, now we are told that this is for one night, and one night only, then why not let us have notice, let us make it on Monday night, when Members haven't had their plans made already for the Friday evening and can make their arrangements and call off their appointments so that they

Mr. McKinnon continues ...

are able to be here. I could do that, if I were given notice. I have three separate functions that I have given my word that I would attend tonight plus several hours of work prior to be able to do that. Now I am being told that I am to attend the Services of this House tonight. I have commitments on every night of the week with work and other commitments but I will arrange my time because I am so interested in being here when the business of the House is being discussed, that I will make sure that I will be here if Members give me a day or two notice of what they are going to do. Instead the Government has come in at two minutes or five minutes before five and told us that we are to sit at 6:30 this evening. This is where I say that the Government is being unfair and this is where I say the Government is not being considerate and showing the same consideration that the Honourable Member showed them. If the Government needs one night sitting, if they will let the Committee know one, two or three days prior to that, I am sure that no Member of Committee will have any objection to making their plans accordingly and they will show up here because it is important and by the rules of the House every Member is duty bound to attend the business of the House. I don't take those rules laughing and I will make every effort to be here and in attendance providing I am given notice of the time when I am supposed to be here to attend to the duty of the House. I would ask that consideration be given to this request and that if, Members feel that night sittings are a must then give the Member notice so for goodness sake we can make arrangements.

Mr. Chamberlist: The question has been called, Mr. Chairman, but I will take the opportunity to reply to the Honourable Member. I would ask for you to recess for just three minutes so I have a few minutes to talk with my colleagues, and then we will come back to this.

Mr. Chairman: Is this agreed by Committee? I will declare a short recess.

RECESS

RECESS

Mr. Chairman: I will call Committee to order at this time.

Mr. Chamberlist: I was wondering if the Honourable Member from Whitehorse West is prepared to give and the Honourable Member from Watson Lake, that if we go tomorrow, Saturday morning instead of tonight that we would waive the rules to allow us to do this, will we get agreement from everybody?

Mr. McKinnon: I don't give commitments for any Honourable Member in the House, Mr. Chairman, ask the Honourable Member.

Mr. Chamberlist: Well I am asking for the Honourable Member, himself, if the Honourable Member from Whitehorse West will be prepared to go tomorrow morning?

Mr. McKinnon: In preference to sitting tonight, yes, I will give unanimous consent to waive the rules if we sit tomorrow rather than tonight. The truth of the matter as it stands is that I have appointments all day tomorrow at work that I am going to have to rearrange because of this two minute to five amendment. I don't think Honourable Members are really taking into consideration the effort and time that it does take to do the job that I am doing, but tomorrow is better than tonight.

Mr. Taylor: Mr. Chairman, in relation to working tonight, I see no indication of what the urgency is to sit tonight or tomorrow but the decision that I make will be made in the House, when the time comes.

Mr. Chamberlist: We'll proceed then.

Mr. Chairman: Do you wish me to repeat the motion? It has been regularly moved by Councillor Chamberlist, seconded by Councillor Watson that this Committee recess until six-thirty tonight. Are you prepared for the question? Question. Are you agreed? Those agreed please signify in the usual manner. I declare the Motion Carried.

MOTION CARRIED

MOTION
CARRIED

This Committee stands in recess until 6:30 p.m. this evening.

Committee reconvened at 6:30 p.m. with the following Members and witnesses present: Councillor Rivett, Councillor Tanner, Councillor Watson, Councillor Chamberlist, Mr. Miller, Mr. Fleming, Mr. Hodgkinson. In addition Mr. Commissioner was also present.

Mr. Tanner: In the absence of the Chairman, I'll take the Chair. I'll call Committee back to order.

Mr. Chamberlist: Mr. Chairman, I'd like to point out that apparently we completed Highways and Public Works. Project Capital, Vote 20, the next item is 2701, Tourism, Conservation and Information.

VOTE 20
EST. 270.

Mr. Chairman: Okay, we're on 2701. Establishment.

Mr. Chamberlist: Mr. Chairman, I wonder if we can get from Mr. Treasurer or Mr. Fleming information of Establishment 2701?

Mr. Miller: Mr. Chairman, this is to provide for the development of campgrounds, new construction of campgrounds, enlargement of existing campgrounds.

Mr. Chairman: Clear on 2701? Anything on 2702?

VOTE 20
EST. 270.

Mr. Rivett: Yes, Mr. Chairman, were the red waist coats, were they included in this?

Mr. Miller: No, Mr. Chairman, this was to provide for uniform blazers for the information staff only, information center staff and to provide a limited number of northern parkas to be loaned to visiting dignitaries. If there are crimson vests to be provided they will be provided out of the Operation & Maintenance Vote.

Mr. Chairman: From the Chair, is that a new item?

Mr. Miller: Yes, Mr. Chairman, it is a new item. The intent is to get the information staff properly uniformed with a representative blazer and because of the number of visiting dignitaries it is intended to provide a limited number of parkas so that they would not be unduly inconvenienced because of weather.

Mr. Chamberlist: I wonder if we could have the Executive Member for this Department here. He is in the public gallery so Members can ask him questions.

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

RECESS.

RECESS

Mr. Chairman: I'll call Committee back to order. We're going on to 2703 - Historic Sites Development - \$25,000. 2704 - Portable Travel Exhibit - \$10,000.

VOTE 20
EST. 270.
EST. 270.

Mr. Rivett: Mr. Chairman, what is the modular display?

Mr. Hodgkinson: Mr. Chairman, this is to provide funds for a portable travel exhibit. It will be used in various travel shows outside particularly in the northern United States where we get a lot of tourists from. So that during the year when these travel shows are on, we can put across from the Yukon point of view what is here for the travelling public. "Modular" is just a technical name for a type of unit that can be taken apart and used not only in travel shows but also, say in the Grey Cup Parades in Vancouver and Toronto.

Mr. Chairman: 2705 - Road Equipment - \$5,000. Clear on that?
2721 - Road Equipment - \$20,000.

VOTE 20
EST. 270.
EST. 2721

Mr. Hodgkinson: This is to provide, Mr. Chairman, one new vehicle and

Mr. Miller continues...

two replacements vehicles for the various vehicles now used by the Game Branch. The idea is to replace two which now have in excess of 40,000 miles on them and the other because of the increased people which the Game Branch will be taking on this year, they will need an additional vehicle. We also intend to switch to four-wheel drive which will be more versatile equipment for off the road type of travel.

VOTE 20
EST. 2723

Mr. Chairman: Clear on that item? 2723 - Game Equipment - \$25,000.

Mr. Hodgkinson: This is quite a long list of equipment. In here there are two 22 foot canoes, a riverboat for use at various detachments. One at Watson Lake, one at Dawson City and one boat will be kept here for use wherever its needed. It also includes three outboard motors to be used with it. There is a 16 foot house trailer in here for use on the Dempster Highway, not only as a check point to find out what is going on after the hunters have left the country, but also to have it stationed at various caribou crossings. There are three trailers to carry these boats around from place to place. There are also two culvert live bear trap that are to be used to cope with the problems that are encountered by the Game Branch each year when they have to go out to the various campgrounds or lodges and trap bears which are causing a large amount of nuisance and they take them out to another part of the country. There are sleighs for snowmobiles, and snowmobiles and there are two new snowmobiles here, one is a replacement. There are spotting scopes and such, smaller items, as sleeping bags, rifles for use, not only by the present staff as a replacement basis because equipment has been wearing out but also to take care of the new additions to staff.

VOTE 20
EST. 2724

Mr. Chairman: Clear? 2724 - Radio Equipment - \$27,000.

Mr. Hodgkinson: The reason for this is that the Game Branch at the present time have to tie into the C.N.T. Network when they are travelling. With system advantage you can get at the long distance telephone lines but this isn't always possible. This Game equipment will provide three frequencies, it will be single sideband equipment. It will be tied in hopefully with the R.C.M.P., forestry and with their own, and in with the Engineering people here in Whitehorse. There is also a remote control unit involved in it so that it can be operated from downtown. The vehicles will be equipped with units and then for those people who are travelling away from here there are also included three portables.

VOTE 20
EST. 2741

Mr. Chairman: Clear on 2724? 2741 - Library Equipment - \$22,000.

Mr. Chamberlist: Is it expected that the building will be completed this year?

Mr. Hodgkinson: The building is expected to be completed this year. But it will be completed in two stages. In fact they will be able to move into the Regional Library part within a very short time, a month or so at least. Then the other part will be finished around the beginning of the summer, the Archives part.

VOTE 20
EST. 2742

Mr. Chairman: 2742 - Territorial Archives - \$414,000.

Mr. Hodgkinson: This as Members probably know what was capitalized over a number of years and this is the last of the total amount to complete the Archives and the Regional Library extension.

Mr. Chamberlist: This was previously voted on in our previously year.

Mr. Hodgkinson: Yes, this is the part two of a two year program.

VOTE 20
EST. 2743

Mr. Chairman: Item 2743 - Branch Libraries - \$7,000.

Mr. Hodgkinson: This is for new and replacement equipment in the various branch libraries in several locations throughout the Yukon Territory.

Mr. Chairman: Highway and Public Works - \$3,358,000. The first item is 2900 - Road Equipment - \$52,000. Before we proceed to Highways and Public Works is the Committee agreed on total amount of \$607,000? We are on item 2900 - Highway and Public Works, Road Equipment - \$52,000.

VOTE 20
EST. 290

Mr. Fleming: Mr. Chairman, with the completion of construction of a new 45 miles section of the Dempster. You'll take over road maintenance responsibilities, graders and stationery machinery constructed at Ogilvie River. All road maintenance equipment required for this camp was voted in 1971-72 and to complete the requirements on this base we now require two five ton trucks estimated at \$32,000. and one-one ton a lowboy at \$4,400. And in addition there are four panel trucks for other sections of the highways for a total of \$16,000.

Mr. Chairman: Is that clear? 2901 - Furniture and Office Equipment - \$30,000.

VOTE 20
EST. 290

Mr. Fleming: This is where we collect all the...provide furniture for all the Yukon Territorial Government from this particular fund. The policy has been to equip departments one at a time prepare to upgrade them, that is not it's purpose anymore.

Mr. Chairman: From the Chair, I maybe would suggest that Members would like to look at this. Look more closely because we wouldn't want to have Members absolutely unhappy should we find that we got different chairs. Could the Member in charge of this Department ensure that there are no chairs on this Vote that are going to be in the Council Chambers?

Mr. Fleming: No green ones, they are going to be all black from now on.

Mr. Chairman: Is that clear? 2902 - Sundry Engineering Equipment - \$83,000.

VOTE 20
EST. 290

Mr. Fleming: This is to provide for new and replacement sundry engineering equipment such as tankers for dust control, pumps, chain saws, plows, lightplants. This equipment is mainly used in connection with road maintenance operation.

Mr. Chairman: Clear? 2903 - Communications Equipment - \$10,000.

VOTE 20
EST. 290

Mr. Fleming: This is to purchase new radio equipment and several years ago we found it difficult to communicate with isolated camps, road crews and this part of the general upgrading of our radio communications into an interlocking network.

Mr. Chairman: Just from the Chair, is there no way we can...is there any tie in between the radio equipment and the Conservation and the radio equipment in this Department?

Mr. Hodgkinson: Well, Mr. Chairman there is a tie into the base stations. Not completely because these people are going off in different directions but there is a combination on some of these base stations. Now as far as Game is concerned they have to have a base station in Dawson City to take care of the northern part. The southern part can be tied in with the Engineering part, but Game can key the transmitter with the remote control unit.

Mr. Fleming: This additional equipment is required to extend the system for new operations such as the Ogilvie River Camp.

Mr. Chairman: My prime concern here, from the Chair again, is that there is no duplication in this area.

Mr. Fleming: No, there is no duplication. They do mesh in one with the other, but that is not on the basis of duplication.

Mr. Chairman: Are we all clear on 2903? 2904 - Garage Tools and Equipment - \$11,000.

VOTE 20
EST. 2904

VOTE 20
EST. 2904

Mr. Fleming: As a background to this you will notice here it is to provide tools and other minor garage equipment. The background is that mechanics are required to have their own hand tools. All other tools are provided in our various garages. These include chain hoists, acetylene sets, electric drills, etc. And this money is required for those items.

Mr. Chairman: Clear? 2909 Building Contingency Fund \$20,000. I think that's pretty well self-explanatory.

VOTE 20
EST. 2909

Mr. Chamberlist: I wonder, Mr. Chairman, if we could get an explanation for the record of what contingencies take place perhaps to have this \$20,00.

Mr. Fleming: Well, these items basically include the erection of partitions, construction of small sheds construction of counters, lean-tos for trailers, installations of fans and other similar items.

Mr. Chairman: Clear? 2910 Pre-Engineering Territorial Projects \$60,000.

Mr. Fleming: Well, the basic factors here are that with pre-engineering data on hand a fairly accurate cost estimate can be presented to Council. Planning can commence for a number of projects in anticipation of approval of these projects by Territorial Council. Because of our short construction season we have to do some of our planning and our pre-engineering in the previous winters.

Mr. Chairman: Clear? 2911, Ground Improvements, Various Locations, \$100,000.

EST. 2911

Mr. Chamberlist: I wonder, Mr. Chairman, whether the injected Member can give some information on where these ground improvements are going to take place.

Mr. Fleming: We did have a list of ground improvements in detail, presented to Executive Committee and it was found to be unsatisfactory and the new list is being prepared and it's hoped that this will be ready within a matter of days.

Mr. Chairman: From the Chair, does the Executive Committee expect that list to come before we finish this Session?

Mr. Chamberlist: Mr. Chairman, we can have that list made available but the lump sum of \$100,000 will cover the estimates for those particular areas.

Mr. Chairman: Clear? 2918, Territorial Road Improvements, \$113,000.

EST. 2918

It's broken down in that \$8,000 goes to the Yukon Juvenile Training Home, Tagish Road \$45,000 and the Atlin Road \$60,000 making a total of \$113,000. Clear on that item? 2921, Recreational Roads, Marinas and Airstrips, \$84,000.

EST. 2921

EST. 2927

EST. 2912

Again it's broken down \$49,000 for Airstrips, \$10,000 for Marinas; the absent Members will sure be glad to hear that, Access Road McQuesten Flight Strip \$4,000, Recreational Roads, new seven miles at \$3,000 a mile, \$21,000, making a total of \$84,000 for that item. Clear? 2927, Storage Building - Dempster Highway Klondike Camp, \$45,000. Clear? \$3,100, Federal.....one hundred percent recoverable. \$2,750,000. Klondike Highway \$450,000. Could we have some explanation, I'm now on 2012, \$3100, could we have an explanation of the \$450,000 please.

Mr. Fleming: Klondike Highway and Whitehorse-Keno Road. The object is to provide greater safety for mining traffic and for the general public on this which is the most highly travelled portion of road in the Territory. This road was originally constructed by the Federal Department of Public Works and it's completed to a lower standard than other trunk highways in the Yukon Territory. Because of Anvil's high rate of production resulting in heavy truck traffic, numerous soft spots developed and generally it's on account of the tremendous traffic increase in this area that we are projecting to provide this money.

Mr. Chairman: Well, I appreciate the fully recoverable from Federal funds, as a matter of interest maybe the Commissioner could tell us whether Anvil actually contributes anything to that road maintenance.

Mr. Commissioner: No, not in that sense of the word, Mr. Chairman. Anvil, or anyone hauling on the roads is subject to our fuel taxes, our licensing and things of this nature, but there is no...if the question is does the...is there any user-fee over and above the normal taxes and licensing, the answer is in the negative. I think that Honourable Members will notice that the first portion of this million dollars is the paving of the first ten miles of the road where it joins the Alaska Highway...

Mr. Fleming: There's an average daily volume of traffic of 1,224 vehicles on that section.

Mr. Chairman: Klondike Highway, Whitehorse-Keno Road, \$550,000. That's just an extension of the same program, I see. Clear on those two items? Campbell Highway, \$750,000.

Mr. Fleming: This relates to the same heavy traffic and the need to take care of soft areas which are developing each and every year because it was a newly constructed road which had to be brought up to grade again.

Mr. Chairman: Campbell Highway again, \$750,000. I see that's the same thing. Two-Mile Hill, \$100,000.

Mr. Fleming: Yes, that's to provide asphalt overlay to bring it back to the original driving quality. The Two-Mile Hill was paved during the fiscal year 63-64, since then heaving and sagging has appeared and ...tests have been carried out which have determined that it is structurally adequate, but needs this overlay. Traffic density is extremely high, heavy truck load has been 95,000 pounds to utilize this road. Failure at the base requires some sub-grade repair as well as application of the overlay.

Mr. Chairman: Again, from the Chair, is there any contribution in this particular area, from the City of Whitehorse?

Mr. Commissioner: Nil, Mr. Chairman.

Mr. Chairman: Miscellaneous Projects under \$50,000. - \$50,000.

Mr. Fleming: This is to carry out miscellaneous road improvements. From time to time we have these miscellaneous projects which have to be carried out and which do not fall under existing programs. These are mainly for signing of roads, additional culvert installations in full drainage areas etc. In the coming year the majority of funds requested will be used primarily for the completion of culvert replacement on the Nahanni Range Road.

Mr. Chairman: Clear? Pre-Engineering - Federal Projects - \$100,000.

Mr. Fleming: This is to collect engineering data and information to prepare plans for proposed Federally financed road work.

EST. 3301
Mr. Chairman: Giving us a total of \$2,750,000. are we clear on that? The total Vote for Highways and Public Works is \$3,358,000. Are you clear? We come to Liquor Control, item 3301 - Warehouse Alterations - \$10,000.

Mr. Hodgkinson: Mr. Chairman, this provides for additional shelving in the liquor warehouse which we know is in the D.P.W. area, plus the purchase of a number of small hand trucks which are used by...ten are used by the staff, to supplement the ones they have now, when they make up orders as they are brought in. This facilitates moving the liquor around in the warehouse.

Mr. Chairman: Question from the Chair. I heard some comment that the service of the warehouse which has been moved is not what it was when

Mr. Chairman continues...

it was in the old location and one of the reasons being something to do with the backdoors, I'm not quite clear on it. Could Mr. Hodgkinson, please give some explanations as to whether any of this money would go to alleviate the problem which apparently exists, with only having one door?

Mr. Hodgkinson: Mr. Chairman, we did have that difficulty and I believe they have put a smaller door in, which does help loading and unloading at the same time. Where we are running into trouble was that a truck load of beer would come up and would take up all the aisle space while we brought the stuff in. So to alleviate this particular problem we went on a two day delivery system, Mondays and Fridays. I believe, according to the local Hotelmen's Association, that this seems to be working out quite well, we haven't heard any complaints from that particular Association. They, I understand have asked the members about this system in the past and feel that the system is working. It does mean that they do have to plan further ahead to take care of their orders over the week. The flexibility in this, of course, during Arctic Winter Games and during the Sourdough Rendezvous weekend, we dispensed with that particular rule so that hotel orders...hotel owners did not find themselves running short. They could go up to the liquor warehouse any day of the week and pick up additional stock.

Mr. Chairman: Thank you. Are you clear on item 3301? That gives us a total Capital Project of \$9,605,000. Clear? Vote 21 - Expenditures - Loans to Third Parties - \$1,130,000. Does the Treasurer have some explanation of that, please?

VOTE 21

Mr. Miller: Mr. Chairman, the loan to the municipalities of \$1,020,000 are the total loan funds available to the Government this year, the loans to municipalities. We have not as yet had any indication as to what municipalities are going to require. We are asking Council to allow us to put this up at this point of time subject to their further approval of individual loan bills.

Mr. Chairman: From the Chair, has the Treasurer said he has had no indication of any municipalities taking advantage of this loan rate. Is there a cut-off date at which time they are no longer available or is that money available throughout the fiscal year?

Mr. Miller: I may have mislead the Committee, Mr. Chairman, we have some indication from municipalities and it will be individual bills to Council for the loaning of the money to municipalities. This money is available throughout the course of the year. But as Committee Members realize, each municipality, or any particular item must be voted on separately by way of a Loan Agreement Ordinance to the municipalities.

Mr. Chairman: From the Chair, do I understand the Treasurer to say that each loan made to any municipality that this loan amount has to be endorsed by this Council?

Mr. Miller: That's right.

Mr. Chamberlist: And, Mr. Chairman, I would like to add that only does it have to be endorsed by the Council, but there must be a Legislative Bill, an Ordinance, presented to the Council to give the Commissioner the authority to loan that money to the municipalities and borrow it from the Federal Government to do this.

Mr. Chairman: Again from the Chair, Mr. Miller, I would like one more clarification. Should at the end of this Session of Council, only one of the municipalities have made application, does that then mean that there has to be another Session of Council if we get a loan application from municipalities to endorse that loan.

Mr. Miller: That's quite correct, Mr. Chairman.

Mr. Chamberlist: It can only be done by Legislative Authority.

Mr. Chairman: Total Vote on Vote 21 is \$1,130,000. Are you clear?

Mr. Fleming: Mr. Chairman, your recovery is offset.

Mr. Miller: That's right, Mr. Chairman, this item is now funded out by the Financial, it is not included in the Budget.

VOTE 25
EST. 25-1-1 Mr. Chairman: Clear? Vote 25 - Revenue and Recoveries. Item 25-1-1 - Tax Revenue - \$3,997,450. Members can follow on the other page, Vote 25 is itemized....sources of revenue. Property Tax-Territorial - \$144,205. Clear? School Tax-Territorial - \$198,735. School Tax-Municipalities - \$870,710. Property Tax - Mining - \$272,000. Fuel Oil Tax - \$2,469,000. Fur Export Tax - \$3,000. Just a note from the Chair on the Fur Export Tax, of \$3,000. is it worth the effort of collecting it, Mr. Treasurer.

Mr. Miller: Actually, Mr. Chairman, there is no problem in collecting this, it's a very simple process.

Mr. Chairman: To get the animals to run in. Sewer and Water Tax - \$39,800. Making a total of \$3,997,450. Are we clear on that item?

Mr. Rivett: When did the school tax go down?

Mr. Miller: Mr. Chairman, the School Tax-Territorial has gone down, but the School Tax-Municipal has gone up. It's the introduction of the Metro area.

Mr. Chairman: Clear on that item? Liquor Profit Surcharge and Licences - \$1,755,000.

Mr. Rivett: Why didn't that one go up?

Mr. Miller: Mr. Chairman, I can only say that the public in the Yukon hasn't been drinking quite as much as it use to. No, in all honesty the sales have levelled off to almost a nil increase over prior years. There is a very marginal increase this year, but costs are still going up. In essence, the amount shown as voted for 1971-72 is overstated by approximately \$300,000.

Mr. Rivett: Mr. Chairman, has there been any thought being given to eliminating the liquor outlets turning them over to private industry.

Mr. Commission: The answer is in the negative, Mr. Chairman.

Mr. Chairman: Licence Revenue. Are we all clear on that first item? Licence Revenue - Motor Vehicle Ordinance - \$635,000. Business and Professional - \$54,400. Marriage - \$600. From the Chair again, thinking about the fur-bearing animals, is it worth collecting this particular item?

Mr. Miller: Possibly not worth it, Mr. Chairman, we have to have some sort of fee.

Mr. Chairman: Game - \$100,000.

Mr. Rivett: Mr. Chairman, is that a realistic figure or is it estimated?

Mr. Miller: Mr. Chairman, the figures is realistic. In actual fact we are anticipating as a result of the new licence fee that went up this year, collections in the neighbourhood of \$92,000. for this current fiscal year.

Mr. Chamberlist: No, I understood that the Honourable Member was referring to Marriage Licence fee of \$600, whether that was a realistic figure or not.

Mr. Miller: I'm sorry, Mr. Chairman, they are both real.

Mr. Chairman: Giving us a total of \$790,000. Clear? Interest on Investments - \$100,000. Could Mr. Treasurer indicate to the House what investments the Territory has?

Mr. Miller: Basically the Territory invested excess short term money on the short term allotted with the local people bidding on it on a thirty to sixty days.

Mr. Chairman: Did I understand the Treasurer to say that they in fact bid on it ...

Mr. Miller: That's right. It is not a tender call it is an informal procedure that we use. We phone them up every time we have money available and they bid on it on that day, the highest bid gets the business if there is a competitive bid, we split the money down the middle.

Mr. Commissioner: But, they are all invited.

Mr. Miller: Yes, they are all invited to bid on the dollar.

Mr. Chairman: Just a matter of interest, since we have a new bank in town, would that mean that there will be four banks bidding?

Mr. Miller: That bank has been with us for the last two months approximately.

Mr. Chairman: Are we all okay on Interest on Investments? Fines Territorial Court and Other - \$70,000. Clear? Fees - Registrations, etc. \$110,000. Clear? Campground Use - \$45,000. I wonder from the Chair since I only heard one clear, I seem confused here. Does the Treasurer have any suggestions as to how they are going to pick up the difference ... the amount hasn't accrued to the Treasury so the difference in taxation which is temporary?

Mr. Miller: Mr. Chairman, I would suggest that the estimate and you are uncertain as to what real affect the change of the campground fee will have, but we will leave it at this point in Council.

Mr. Chairman: Agreed? Making a total of \$155,000. Sundry item is \$20,000. which from the Chair, I would wonder what that is for.

Mr. Miller: Mr. Chairman, this includes two items. Prior year revenue that had not been taken into revenue that does accrue periodically. The other things the do come up are miscellaneous items that come up during the year which brings revenue that are not directly related to some other areas and that's where we put it.

Mr. Chairman: Is it a fair comment from the Chair that the Treasurer has little tricks like that somewhere in his accounting.

Mr. Chamberlist: That's a fair comment.

Mr. Miller: That's a fair comment, yes.

Mr. Commissioner: The important thing is to make sure that he doesn't have the means of spending it.

Mr. Chairman: Total revenue in Vote 25 is \$6,887,450. Is the Committee clear? Vote 25, again Treasury - Equalization of Electricity Rates - \$149,700. Clear? Education - Student Accommodation - \$33,200.

VOTE 25

Mr. Rivett: Mr. Chairman, is this paid by the students or paid on their behalf.

Mrs. Watson: Both, Mr. Chairman, some is paid by the students and some is paid by the Department of Education on their behalf.

VOTE 25

Mr. Chairman: Question from the Chair, it's double from what it was last year, could the Minister of Education give us any indication why?

Mrs. Watson: Yes, Mr. Chairman, we are hoping to increase the accommodations we have for out of town students. Consequently we have budgeted more for recovery.

Mr. Chairman: Sale of School Supplies \$4,000.

Mrs. Watson: Well, Mr. Chairman at one time the schools were selling supplies particularly in the outlying areas they were selling them to the students. We got out of the business just in some very isolated areas where the supplies are not available, that is why there is such a great reduction.

Mr. Chairman: Night School Fees - \$5,000. Transportation of School Children - \$2,000. Sale of Material, Supplies, and Services - \$8,500.

Mrs. Watson: Mr. Chairman, this is for supplies that they use in their special courses in the secondary schools subcourses. The students are required to pay a portion the supply cost and services, rentals for the use of auditoriums and rentals for the use of some of our facilities.

Mr. Chairman: Clear? Occupational Training Recoveries \$450,300.

Mr. Rivett: Mr. Chairman, could somebody please explain that to me?

Mr. Miller: Mr. Chairman, we have an agreement with Canada Manpower to provide space in the Vocational School. While all the spaces have not yet been bought the past history of approximately 45% of total expenditures are recovered through this source.

Mr. Chairman: Dormitory Fees - \$50,000.

Mrs. Watson: Mr. Chairman, this applies to the dormitory fees that we collect at the Vocational School Dormitory.

Mr. Chairman: Fitness and Amateur Sports - \$25,000.

Mr. Miller: Mr. Chairman, a point of interest on this particular item. We do not as you realize have an agreement with Canada any longer on the Fitness and Amateur Sports Agreement. However, for the year 1971-72 we have just been advised that they have honoured a previous agreement and are willing to sign a one year extension. We are anticipating the same extension will apply to next year. It is an unknown factor at this time, but we have made provision assuming that it will...

Mrs. Watson: We have had many oral commitments. We have only had the one for this year.

Mr. Chairman: Clear? Friendship Centres - \$15,000. Making a total of \$593,000. Is the Committee clear? Secretary and Registrar General - Weigh Scales - \$75,000.

Mr. Rivett: Mr. Chairman, how much do you expect to raise from Watson Lake?

Mr. Fleming: Mr. Chairman, we don't really know what the Watson Lake weigh scale would contribute in the terms of revenue. We have an agreement at the moment under the Engineering Services Agreement whereby we can charge a maximum to the highways 85% of the weigh scale cost. This is of the net cost. We have made provision here for \$75,000. for the recovery under the Engineering Services Agreement. If, in fact the overweight permits exceeds the operating cost, we won't have the recovery here. We will have it in Fee Revenue.

Mr. Chairman: Committee clear? Health, Welfare and Rehabilitation

Mr. Chairman continues...
Health - \$92,692.

Mr. Chamberlist: Mr. Chairman, these recoveries are from the Department of Health and Welfare. They take in the cost sharing basis of tuberculosis control, mental health services, general health services, child welfare services, social assistance, Whitehorse General Hospital. Ninety day accounts which we will not have to worry about this year in subsidization of travel, items like that.

Mr. Chairman: Thank you. Committee clear? Yukon Health Care Insurance Service - Premiums - \$661,500.

Mr. Chamberlist: I'm sure all Members here realize that the \$661,500. is what is expected in premiums recovery and the Department of National Health and Welfare a sum of \$539,910. is what we estimate we will be receiving by way of 50% of per capita costs of medical health services.

Mr. Chairman: Question from the Chair. Some days ago some of our absent Members commented about the fact that perhaps the premium structure would be higher than that, then the Honourable Member gave us a figure and provided the House with some figures. What conclusions did he draw from the figures that he obtained? Is that a reasonable estimate?

Mr. Chamberlist: It is a reasonable estimate at this time. It is a matter of where, Mr. Chairman, we are unable to fix an absolute figure but we feel sure that after the first year of operation we'll know exactly what the position is. It is an unknown quantity at this time and the number of intangibles that come in.

Mr. Chairman: Department of National Health and Welfare - \$539,910. Making a total of Yukon Health Care Insurance Service - \$1,201,410. Committee clear? Yukon Hospital Insurance Services - \$1,323,131.

Mr. Chamberlist: The provision for these recoveries is, of course, recoveries being more than last year is because of the increase per diem cost has gone up from \$30. to \$60. where before we received 50% of the \$30. where now we are receiving 50% of the \$60.

Mr. Chairman: Committee clear? Vote 25 - Welfare. Would the Committee prefer that I read all the figures out and they cover any particular one than individually? Administration - \$179,582. Blind Person's Allowance - \$5,400. Disabled Person's Allowance - \$3,600. Child Welfare Services - \$444,000. Social Assistance - \$190,445. Homes and Institutions - \$215,024. Grants and Scholarships - \$9,250.

VOTE 25

Mr. Chamberlist: Mr. Chairman, all these items are cost shared recoveries by the Canada Assistance Plan.

Mr. Chairman: Could I ask the Treasurer from the Chair? The cost sharing percentage either way is not...it isn't always the same. I think, it varies with each different program.

Mr. Miller: To some degree, Mr. Chairman, basically you can look at it in the Welfare side of things, it is all 50% recoverable under the Canada Assistance Plan with the exception of the Administration and there they use a base year figure of 1965-66 and subtract that from the actual cost of the year before dividing it 50, 50.

Mr. Chairman: That gives us a total Welfare of \$1,047,301. Total Department - \$3,664,534. Committee Clear? Local Government - Sewer and Water Services..

Mr. Chamberlist: No, we haven't got that any longer.

Mr. Chairman: Insect Control - \$22,000.

Mr. Fleming: Mr. Chairman, this is from the sale of insects.....These

Mr. Fleming continues...

are the recoveries from the gas pumps in the municipalities during the spraying they maybe have...

Mr. Chairman: Sale of Lots - Riverdale - \$100,000. Zoning Appeal Board - \$1,500. Housing and Accommodation Rentals - \$494,700. Dust Control - \$18,000. Question from the Chair, I notice that the Treasurer is not showing the income from Piped Water - Porter Creek and I know the city is collecting here. Where does it come back into the Budget.

Mr. Miller: This particular item which you see here with the operation of maintenance cost of piped water in Porter Creek. The property charge you will find under property tax.

Mr. Chairman: Thank you. Total Local Government is \$636,200. Committee clear? Legal Affairs - Police Services Contract - \$621,424. That's the total. Is Committee clear on Legal Affairs? Highways and Public Works - Rental of Government Property - \$3,000. Engineering Services Administration - \$110,000. Dawson Airport - \$6,300. Mayo Airport - \$9,100. Third Party Services - \$116,600. Question from the Chair on this. This is for the sake of another absent Member. Dawson airport recoveries are \$6,300. where would that be obtained from people renting space at the airport, itself.

Mr. Fleming: No, the administering airport. The same applies to Mayo 100% recoverable.

Mr. Chairman: Highways and Public Works total \$245,000. Clear? 85% Recovery of Expenditure under the Federal-Territorial Engineering Services Agreement. Stewart Crossing - Dawson Road - \$290,266. Dawson Boundary Road including Ferry - \$233,580. Whitehorse - Keno Highway - \$1,054,051. Two Mile Hill - \$14,535. Canol Road - \$192,635. Dempster Highway - \$120,395. Campbell Highway - \$743,274. Carcross Road - \$66,504. Nahanni Range Road - \$69,360. Skagway Road - \$4,250. A question from the Chair about the Two Mile Hill Road there, it seems to me that the cost of that was higher, another 15% over the \$14,000. Am I wrong?

Mr. Miller: Mr. Chairman, this is maintenance not construction.

Mr. Chamberlist: Mr. Chairman, I wonder if we could have an explanation for the record of the \$ 250. itemized for the Skagway Road?

Mr. Miller: Mr. Chairman, this road is under the Engineering Services Agreement of which the Federal Government pays 85% of the operation and maintenance.

Mr. Chairman: Perhaps I'd suggest to the Members that they throw their voices a little because there are so few of us here this evening. The total of that is \$2,788,850. Clear? 100% Recovery of Expenditures under the Federal-Territorial Engineering Services Agreement. Skyline Operation - Dawson 1 - \$52,000. Total Highways and Public Works - \$3,085,850. Clear? Total Recoveries - \$8,825,708. Clear? Vote 26 - Loan Amortization Summary - Expenditure - Vote 19 - Interest - \$1,967,020. Principal \$1,354,564. Making a total of \$3,321,584. Committee clear? Vote 26, Recoveries. Loan Amortization Recoveries - \$389,584. Net Amortization Requirements - \$2,932,000. Making a total of \$3,321,584. Committee clear? I declare a brief recess for five minutes.

VOTE 26

RECESS

RECESS.

Mr. Chairman: I'll call Committee back to order at this time.

Mr. Chamberlist: Mr. Chairman, I wonder if we could have the, you know, the witnesses excused please.

Mr. Chairman: The witnesses could be excused with the permission of committee. I'd like to thank these three gentlemen for spending so much time with us. Thank you. It has been moved by Councillor Chamberlist and seconded by Councillor Watson 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. Chamberlist: I'd like to move, Mr. Speaker, that Mr. Speaker return to Committee of the Whole.

Mr. Tanner: I second that motion.

Mr. Speaker: Agreed? I declare the motion carried.

MOTION CARRIED.

*MOTION
CARRIED*

Mr. Chairman: I'll call Committee back to order.

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 26, an Ordinance entitled First Appropriation Ordinance 1972-73 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. 26, an Ordinance entitled First Appropriation Ordinance 1972-73 be reported out of Committee without amendment. Are you agreed? I declare the motion carried.

MOTION CARRIED.

*MOTION
CARRIED*

Mr. Chairman: It has been moved by Councillor Chamberlist and seconded by Councillor Watson that Mr. Speaker do now resume the Chair. Are you agreed? I declare the motion carried.

MOTION CARRIED.

*MOTION
CARRIED*

Mr. Speaker: The House will not come to order. May we have a Report from the Chairman of Committees?

Mr. Tanner: Yes, Mr. Speaker. Committee convened at 10:35 a.m. to discuss Bills, Sessional Papers and Motions. Mr. Miller, Mr. Hodgkinson, and Mr. Fitzgerald attended Committee for the purpose of discussing Bill No. 26, the main estimates. Committee recessed at 12:00 noon and reconvened at 2:10. Committee recessed a second time at 5:25 and reconvened at 6:30. At which time Mr. Hodgkinson joined the Committee. It was moved by Councillor Chamberlist and seconded by Councillor Watson that Bill No. 26 an Ordinance entitled the First Appropriation Ordinance 1972-73 be reported out of Committee and this motion was carried. It was moved by Councillor Chamberlist and seconded by Councillor Watson that Mr. Speaker would now resume the Chair and this motion was carried.

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

Moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 26, First Appropriation Ordinance 1972-73 be given Third Reading.

*BILL #26
THIRD READING*

MOTION CARRIED.

MOTION CARRIED

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No. 26, the First Appropriation Ordinance 1972-73 be adopted as written.

*BILL #26
TITLE ADOPTED*

MOTION CARRIED.

MOTION CARRIED

Mr. Chamberlist: Mr. Speaker, Mr. Commissioner is in the House, I wonder if he is prepared to give assent to Bill No. 26 and Bill No. 27 at this time?

*BILL #26 &
BILL #27
ASSENTED
TO*

Mr. Commissioner: Mr. Speaker, I am pleased to give assent to Bill No. 26 being the First Appropriate Ordinance 1972-73 and Bill No. 27 the Fifth Appropriate Ordinance 1971-72 at this time.

Mr. Speaker: May I have your further pleasure?

Mr. Chamberlist: Mr. Speaker, we have for Monday morning Bills, Sessional Papers and Motions.

Mr. Speaker: May I have your further pleasure?

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

Mr. Tanner: I second that 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 call it five o'clock. Are you prepared for the question? Are you agreed? I declare the motion carried.

*MOTION
CARRIED*

MOTION CARRIED.

Mr. Speaker: The House now stands adjourned until 10:00 a.m. Monday morning.

ADJOURNED

ADJOURNED.

Mr. Speaker reads the daily prayer. All Councillors 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. McKinnon: Mr. Speaker, I would like to rise on a question of personal privilege this morning. I was reported, Mr. Speaker, in the press upon a quote from the Member of Whitehorse East, that on Friday evening when this House was in Session, that I was at a curling match. I think the Honourable Member from Whitehorse East has been using the term insidious lies in this House. I would like to tell the Honourable Member from Whitehorse East, that this is an insidious lie. As all Members know I have duties from 6:30 to 7:30 in business, which I was attending. I pleaded with Members of this House to make the sitting on Saturday morning so I could get out of these commitments or any night this week so I could attend the duties of this House. I was, at five to five told I had to sit on Friday evening; it was impossible at that time to get people to do my business commitments, that I had to do at that time and the story that I was curling rather than attending the business of this House, is untrue, Mr. Speaker.

Mr. Speaker: Are there any Documents or Correspondence to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker, I have for tabling this morning, Legislative Return No. 17.

TABLING
LEGISLATIVE
RETURN #17

Mr. Speaker: Are there any Reports of Committees?

Mr. Taylor: Yes, Mr. Speaker, I have Committee Report from Friday to make this morning. The Report given was not

Mr. Tanner: Mr. Speaker, on a point of order, the Report of Chairman of Committee was given to Council on Friday. The reason that it was given by me as Chairman of the House, is because the Chairman and the Assistant Chairman were not in the House at the time the Report was tabled.

Mr. Speaker: And the Report was agreed on by the Members of the House.

Mr. Taylor: Mr. Speaker, on a point of privilege as Deputy Speaker and Chairman of Committees of this House, it is my duty and responsibility to make sure that the Reports from the House are accurate. It is my wish and intention at this time to give the Report of Committees as it is.

Mr. Speaker: Councillor Taylor if there are any errors in the Report as given, they can be amended.

Mr. Taylor: Yes, this is the purpose of my Report at this time,
Mr. Speaker. Committee convened at 10:35a.m. to discuss Bills....

Mr. Chamberlist: Point of order, Mr. Speaker, I wonder if the Honourable Member would be pleased to table this Report if he feels the Report is not in order so we can get on with the business of the House. Everything has been done with...in relation with the requirements of this House to report to the Speaker and this has been done Mr. Speaker and I would ask Mr. Speaker that he take the matter under advisement, if necessary, at a later point. Then bring back any decision of yours, so that we can get on with what is doing in the House.

Mr. Tanner: Speaking on a point of order, for the Councillors' information, if they would refer to annotation 228 of page 109 of Beauchesne. I think the decision is very clear.

Mr. Speaker: Let us proceed with the business of the House.

Mr. Taylor: Mr. Speaker on a point of privilege, am I to be denied the right as Deputy Speaker of this House to give the true and accurate Committee Report of the proceedings Friday?

Mr. Speaker: Your right is not denied. The Report has been given. If it was in error, amendments can be made.

Mr. Taylor: Mr. Speaker, I will not rise again on this question, but that is why I wish to amend the Report. I protest the deplorable result of being turned down the opportunity of correcting the Report, which is my responsibility. Which I picked out of the garbage can incidentally, Friday night.

Mr. McKinnon: Mr. Speaker, speaking on a point of privilege, if the Deputy Speaker and Chairman of Committees at this point in the House proceedings, feels that there is an incorrect Committee Report, then it is his duty to bring it to Mr. Speaker, at this time, on a question of privilege. It is then a simple matter for the House sitting to correct the Report of the Committee Chairman. There are well established procedures along these lines and there is no reason whatsoever not to allow the Chairman of Committees and the Deputy Speaker to correct an incorrect Report if he feels such an incorrect Report has been tabled in the House.

Mr. Chamberlist: Mr. Speaker, speaking on a question of privilege, I might point out that the Honourable Member, Deputy Speaker and Chairman of Committee of the Whole, nor his assistant the Deputy Chairman, were not in the House and a Member of the House was appointed to act as Chairman. The Chairman who was Councillor Tanner at that time, submitted a Report to Mr. Speaker.

Mr. Speaker: Order, order, order, or the gallery will be cleared.

Mr. Chamberlist: Submitted a Report at that time and on the basis on the Report that was submitted, those Members of Council who carried out their functions by being here at the time to carry on with the business of the Council agreed to the Report being accepted. But I repeat, Mr. Speaker, the Honourable Member from Watson Lake, if he had points to raise, should certainly raise those points, but I have already suggested, Mr. Speaker, that it would be good enough for Your Honour to take it under advisement and I'm sure the Honourable Member from Watson Lake will be pleased to speak privately with you and point out any errors that might have been made. Thank you, Mr. Speaker.

Mr. Speaker: If the Report is in error it can be amended.

Mr. Taylor: Mr. Speaker, I am prepared to amend it at this time, with your permission.

Mr. Speaker: Is it the wish of the House that this Report be amended?

Mr. Taylor: Mr. Speaker, Committee convened at 10:35 a.m. Friday, March 24 to discuss Bills, Sessional Papers, and Motions. Mr. M. Miller-Territorial Treasurer, Mr. Hodgkinson....

Mr. Speaker: Councillor Taylor, would you just please read the amendment not the whole Report?

Mr. Taylor: Yes, I'm coming to the first amendment, Mr. Speaker. Committee recessed at 12:00 noon and reconvened at 2:10 p.m. It was moved by Councillor Taylor, seconded by Councillor McKinnon that Mr. Speaker do now resume the Chair. This motion was defeated. It was not contained in the Report. It was then moved by Councillor Chamberlist, seconded by Councillor Watson that Committee recess until 6:30 p.m. Motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson, pardon me, it was moved by Councillor Chamberlist, seconded by Councillor Watson that Mr. Speaker would now resume the Chair. This motion carried. It was then moved by Councillor Chamberlist, seconded by Councillor Tanner

Mr. Taylor continues...

that Mr. Speaker return to Committee of the Whole. A motion which I believe is out of order, Mr. Speaker. It was then moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 26 an Ordinance entitled, First Appropriation Ordinance, 1972-73 be reported out of Committee without amendment. This motion carried. It was then moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 26, an Ordinance entitled First Appropriation Ordinance, 1972-73 be reported out of Committee again. It was then moved by Councillor Chamberlist, seconded by Councillor Watson that Mr. Speaker would now resume the Chair and this motion carried. Thank you, Mr. Speaker.

Mr. Speaker: Are there any other Reports of Committee? Are there any Bills to be Introduced?

Mr. Chamberlist: Yes, Mr. Speaker, I have for introduction this morning, Bill No. 20, seconded by Councillor Watson entitled an Ordinance Respecting Lands in the Yukon Territory.

Mr. Speaker: Mr. Clerk, may I have a copy of that Bill.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 20, An Ordinance Respecting Lands in the Yukon Territory, be introduced.

MOTION CARRIED.

*BILL #20
INTRODUCED*

*MOTION
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 28, Second Appropriation Ordinance 1972-73, be introduced.

MOTION CARRIED.

*BILL #28
INTRODUCED*

*MOTION
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 29, An Ordinance to Authorize the Commissioner to Lend Money to the Village of Faro for Various Purposes, be introduced.

MOTION CARRIED.

*BILL #29
INTRODUCED*

*MOTION
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 30, An Ordinance to Authorize the Commissioner to Lend Money to the City of Dawson for Repairs to Centennial Hall, be introduced.

MOTION CARRIED.

*BILL #30
INTRODUCED*

*MOTION
CARRIED*

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 31, An Ordinance to authorize the Commissioner to Lend Money to the City of Whitehorse for Local Improvements, be introduced.

MOTION CARRIED.

*BILL #31
INTRODUCED*

*MOTION
CARRIED*

Mr. Speaker: 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 Motions. Motion No. 25. Is there a seconder?

Mr. Taylor: I'll second that.

Mr. Speaker: It has been moved by Councillor Stutter, seconded by Councillor Taylor that Sessional Papers No. 14 and 15 and Legislative Return No. 16 should be referred to 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: Motion No. 26. It was moved by Councillor Taylor, seconded by Councillor McKinnon, that it is the opinion of

MOTION #26

MOTION #26 this twenty-seconded Wholly Elected Council that the Governor in Council be requested to dissolve this presently constituted Council of the Yukon Territory at the earliest possible moment and that a new election be called pursuant to Section 9 of the Yukon Act. Councillor Taylor are you prepared to proceed with this motion at this time?

Mr. Taylor: Yes, Mr. Speaker. Mr. Speaker, we have at this time in the history of the Yukon arrived at what be termed the greatest impasse that we have ever faced, in terms of this Legislative Council. It would appear from the activities of this Session and more particularly in the last two to three weeks of this Session, that any semblance that may have existed and which have been fought for over years in the Yukon Territory have virtually disappeared. The Yukon, Mr. Speaker, is in dire trouble in this regard. Some time ago there was an experiment set up by the Minister, the Honourable Jean Chretien, designed to provide input into Administration by virtue of the establishment of two Executive Committee Members, referred to Administration by the Council and appointed by the Commissioner. It has been clearly shown and in evidence today, by not only the fact of the case, but the interest shown in the attendance in this building of several hundred people, that this particular experiment, Mr. Speaker, has turned out to be a very tragic mistake. I don't say that the blame should necessarily be laid on the architect, shall we say the playwright, I think, is has been the actors that have produced the downfall of this experiment. It may be that under any other terms that the experiment may not have worked, in any event. In the House there has been an utter and total breakdown of the Legislative process. The prerogative and responsibilities of the House have been continually eroded and eroded. I even see introduced today a Bill, which in the...a Bill Respecting Land Ordinance which states in the explanatory note that this clearly defines the powers of the Administration. Those powers which were vested in the people in this legislature, and I think it has long ago been forgotten that this legislature belongs not to the Government of the Yukon Territory, belongs not to the Commissioner and his Administration, this belongs to the people. This is the public forum and it is here and only here that the rights of the people can be fought for, or lost as the case may be. The astonishing events of last Friday night, were something, something to behold. The rules of the House were ignored, the rights of Members were ignored, and the Commissioner for some reason or another got involved in it. I consider that the Commissioner must bare the same responsibilities as the Members who created or participated in this affair. However, it was a foregone conclusion that the Budget, this \$39,000,000. was to be passed, approved, and assented to one way or the other and it would appear that the Administration took this course. But in doing so, Mr. Speaker, I would say that those involved have broken faith, clearly broken faith with the people of the Yukon. Dissolution, Mr. Speaker, is now at hand. This is the only way that we can resolve the problem and the very serious problems at hand today. When we question our right to legislate, and when we question our right of this Government to be a Government and to administrate, I cannot help but refer back to a decision made by the Honourable Mr. Justice J. H. Scisson bearing the date 5th day of October A.D. 1962. One of his decisions in an excerpt from that decision reads as follows, "And this has never been challenged in court, and as far as the judiciary is concerned, it must stand as being undisputed." The Yukon is still a Crown Colony, the legislation and administration are controlled by the Dominion Government. There is no legislative assembly, the executive body and the legislative body are one and the same. The Council is to aid and advise the Commissioner; it is not a legislative assembly and is not responsible to any legislative assembly. I know of no Government of the Yukon Territory distinct from the Commissioner or the Commissioner in Council, and the home Government of the colony, is the Government of Canada. This is recognized by the recently published Constitutional Report that was released about a month ago, in which I note he said, "however, there is no obligation on the Executive Committee to resign in the event that its decisions are not supported by a majority of Members in the Territorial Council." There is no responsible Government in the Yukon Territory or in the Northwest Territories for that matter, in the

Mr. Taylor continues...

constitutional sense of the term, and so on. So, Mr. Speaker, I merely cite this to point out that indeed we are wandering in a constitutional wilderness. The Executive Committee as such, was appointed by the Minister. It has no basis in law. There is nothing in the Yukon Act that gives the powers..spells out the powers of any persons we send from this Committee to administrate. It is a nonentity, it exists only at the pleasure of the Minister, ministerial permissiveness. The point has got to be resolved, possibly with the dissolution of this Council, Mr. Speaker. Maybe the doom and gloom of today will change to a bright more cheerful future for tomorrow, more beneficial future for the people of the Territory and the people that come and the children here as well. These things must be defined. Now, here in the House there has been many accusations thrown back and forth, I know I've had my fair share heaved at me as well, I've dished a little out myself, but I would like to say that it is not my intention and never has been my intention, to deal with a person's past background or personal life. That is any Member's own private business, and nobody else's business at all. But I have found it necessary to fight in the strongest terms possible, those things which I feel are wrong, both within the conduct of this House, in the passage of Bills, the consideration policies, and I have done so, I think , and I think most Members have done so leaving the real personalities out of it, as much as possible. However, I suppose it slipped in. But the way this House has gone and run, it is a total breakdown, there is no way that this elected body can sensibly, logically, as individual thinking men continue as a Legislative Council. We have here seven representatives in this House, Mr. Speaker, but however, it would appear, and is clear that four Members of this House represent the Government and that only appears to leave three to represent the people, and that was certainly not the intent, I am sure, when the Minister created the experiment. We thought that the two Executive Committee Members would give input into Administration from the Council, but now we have a block. So this is another reason, Mr. Speaker, why this Council cannot survive as duly constituted. The question of there having been conducted with all due respect, Mr. Speaker, very questionable rulings from the Chair, which do not cast reflections upon the Chair, other than to say that some of the advice given has been in error possibly, but these all amount to denial of individual Member's rights, thereby denial of people's rights in trying to deal with legislation in this House. To say, Mr. Speaker, that I've been charged with yesterday, pardon me, on Friday and many times before that, when I question legislation more particularly Budget legislation, when I ask for answers, when I ask for witnesses I'm told I'm obstructing, hindering, trying to stall, hold things up. This is absolutely an untruth. It has never been my intention to stall, obstruct, or delay, certainly the Budget. The Budget is a \$39,000,000 item and it is only at that time that Members really have an opportunity to ask questions as they affect your electoral district and to get answers. This time round we got some answers, I think, there are many answers that we could of had, but did not get. We had no opportunity to ask. Within the gallery, today, within the halls, and no doubt out on the street are several hundred Yukoners, Mr. Speaker. They are here to indicate, many of them cannot hear what is being said in these Chambers today at this moment, but they are here for one purpose and one purpose alone and that is that they feel as I, and some other Members of this House, that this Council must be dissolved at the earliest possible moment and a new election be called. That is the reason they are here. We are their servants in this House.

Mr. Speaker: Order, order, order.

Mr. Taylor: There is, Mr. Speaker, a United Nations...

Mr. Speaker: If there is anymore commotion in the gallery, the gallery will be cleared by the Sergeant-at-Arms.

Mr. Taylor: Mr. Speaker, there is in the United Nations a charter. It is the international covenant on civil and political rights. And I

Mr. Taylor continues...

MOTION #26

would like at this time to quote the more pertinent sections to the problems that we face today. "Recognizing that in accordance with the universal declaration of human rights, the ideal of human beings enjoying civil and political freedom and freedom from fear and want, can only be achieved if conditions are created, whereby everyone may enjoy his civil and political rights, as well as his economic, social and cultural rights. Considering the obligation of States under the Charter of the United Nations to promote universal respect for and observance of human rights and freedoms" and "agree upon the following articles"; and I say Canada is a signatory to this Covenant. But "the States Parties to the present Covenant, including those having responsibilities for the administration of Non-Self-Governing and Trust Territories, shall promote the realization of the right of self-determination and shall respect that right in conformity with the provisions of the Charter of the United Nations. And each said party to the present Covenant undertakes to ensure that any person whose rights and freedoms as herein recognized are violated, shall have an affected remedy notwithstanding that the violation has been committed by persons acting in an official capacity. To ensure that any person claiming such remedy shall have his right thereto determined by competent judicial, administrative, or legislative authorities or by any other competent authority provided for by the legal system of the State and to develop the possibilities of judicial remedy."

Mr. Taylor continues ...

Mr. Speaker, it is clear, the people have that right. Canada has agreed that we have that right. That seems to be going down the drain, Mr. Speaker, at this point in time. We must recover those rights, and we must ensure that those rights continue to exist for all time. Now, in respect of dissolution, Mr. Speaker, this is also clear, this is spelled out in the Yukon Act, how it is done. Every Council shall continue for four years, from the date of the return of the writs for the general election, and no longer. But, the Governor in Council, being the Governor-General, Mr. Speaker, and the Privy Council may at any time, after consultation with the Council, where he deems such consultation to be practicable or otherwise, after consultation with each Member of the Council, with whom then consultation can then be effected, dissolve the Council and cause a new election, or cause a new Council to be elected. That is how it is done. The motion, today, asks for that to be done. Mr. Speaker, there must be an early dissolution of this Council, as soon as the business that has to be tidied up here is done, then I feel a new election must be called. Again, the people must have the right to decide where we go, to set the course for the future. They are, certainly, not in favor of this Council; they are entitled to the right of deciding who the next one will be. Consider well, I say to all Members, Mr. Speaker, consider well your decision. If your decision is to be in the negative, it's beyond me what will happen. I am quite confident that civil disobedience will be the result. I don't think that any of us condone it. I, certainly, wouldn't want to see it, but however, people have asked and the motion is clear. I would ask for full support of the Members of the House, in the unanimous consent of the dissolution of Council, as stated in the motion.

MOTION #26

Mr. McKinnon: Mr. Speaker, I second it, the Honourable Member from Watson Lake's motion. It's going to be a different kind of speech, Mr. Speaker, than I usually make in this House. There are going to be quite a few challenges issued this morning, that I'd like to see myself taken up on. In all the years, that I have been in this House, Mr. Speaker, my record of obedience to the rules of this House, for the right of order of the House's business, for the democratic procedure to be followed and reported in all methods, has found a very sincere champion in myself. I would challenge any Member of the House, any Member of the Administration, to say that this is not so. The loathing and the contempt that I feel for this House and this Government, and the Members of this House, who are the Government, make it impossible for me to continue in this matter. It's war, it's declared war, the gloves are off. Mr. Legal Adviser, at one time said, you are a good politician, Mr. McKinnon, but you are not tough enough. Well, I'm here to tell you that you are looking at a tough son-of-a-bitch.

Mr. Speaker: Order, order.

Mr. McKinnon: Mr. Speaker, when I see the way the rights of the people, of the Yukon Territory have been abused, the abuse of all Members of this House, the abuse of democratic principle, then it is time to forget about the niceties of democratic representation, and to fight, Mr. Chairman, for the right that should be enshrined in the principles of democracy. This is what I am going to do, and the methods that I use now, are methods that, perhaps, I should have used many years ago. I think that we are going to have to take a look at the history of constitutional development, and my involvement in it, which played upon the Yukon political scene. There are things that I have never made public before. Things that I never wanted to make public because I so agreed with the principle of the evolution of government, that there was nothing that I would do to ever seize

Mr. McKinnon continues ...

MOTION #26

the experiment, and the Yukon take its rightful place as Canada's eleventh province to be part of that constitutional development. When I saw Mr. Commissioner, or heard Mr. Commissioner giving Third Reading to the Budget, Mr. Speaker, with three Members of this House absent because of the pompous and arrogant and flagrant disregard of the rights of this House, by the Honourable Member from Whitehorse East and his group of puppets that he controls, then, it is time to go after Mr. Commissioner also.

Mr. Speaker: Order, order.

Mr. McKinnon: You remember, Mr. Speaker, and the Honourable Member from Whitehorse East, and the Honourable Member from Watson Lake will remember, that in the Fall of '67, just upon election of the House, when Members came to this House, and found that the Budget for 1968-1969 had already been agreed upon by the Administration, with no imput whatsoever from the Members of this Council, that every Member of this Council stood firm and united in saying, that could not be. And when taxation was shoved down the throats of the people of the Yukon, that amounted to something like \$650 for every man, woman and child in the Yukon, Members stood united; the Member from Whitehorse East stood with the rest of the Council, and said, this will not be any longer. What did we ask for? Mr. Speaker, at that time, we asked that a committee of constitutional reform be initiated, prior to the advent of the Tax Motion, and prior to the passage of those Tax Motions; nothing else, just a committee on constitutional reform to discuss amendments to the Yukon Act, prior to those amendments being passed. All Members were united. We wonder why the impossible attitude of the Federal Government, at that time, why wouldn't they go along with these just demands from the people of the Yukon Territory? Well, I have never made this public before, but, I know why they didn't, because the Chief Administrative Officer, the Chief Executive Officer of the Yukon Territory, the Commissioner of the Yukon Territory was playing politics with the rights, which all seven Members were standing up and defending. And I quote, Mr. Speaker, from a telex to the Honourable Arthur Laing, 8937 Angus Drive, Vancouver 13, British Columbia. "This telex is urgent and confidential. Please, effect delivery as soon as possible. There is no doubt that the Members of Council have been relying heavily on advice that has been received by telephone, and possibly other methods from Neilson. Even to the extent of listening in caucus to tape-recordings of his telephone directives or advice. Council now, feeling that they have deluded their original presentation, and, the modified statements which we have now given you, does in the eyes of Council, at least, represent a compromise and a backing down from a previously maintained position, that had apparently been dictated by Neilson." Mr. Speaker, nobody can say to this Honourable Member of the House the course of action that should be taken, in the light of ... I would like to ask the Honourable Member from Whitehorse East, if this is correct? Was he dictated to, by the Honourable Member from the Yukon, in this regard, when he stood firm for the people of the Yukon? Was the Honourable Member from Watson Lake dictated to, by this Yukon M.P.? Yes, here was the message going from the Commissioner of the Yukon Territory to his Minister, moving what we all stood for, solidly in a block, by rights with no dictation whatsoever, and with no pressure, right into the political arena; and then wonder why our just demands weren't even listened to, at that time. To go further, Mr. Speaker, the Legislative Programming Committee, which we had gone over and over trying to get a Member on; here's another memo, from the Assistant Commissioner Executive, Frank Fingland, to the Commissioner: "We shouldn't have a Member on the Legislative Programming Committee. It would be advisable to play a waiting game, at this extent. The reason, a division of the Council on partisan lines, which would appear at the moment, to give a group in opposition to our Minister the predominant position on the Council." That's politics in the Yukon. That's the way the rotten treacherous game of duplicity is played. There is no consideration, at all, for the rights of the individual Members. There is no consideration, at all for the rights

Mr. McKinnon continues ...

MOTION #26

of the people of the Yukon. We are right down to a straight dirty political game, that the Commissioner has played, just as the Members of the Executive Committee are playing it right now. The people of the Yukon aren't going to stand for your phoney political games any longer.

Mr. Speaker: Order, order.

Mr. McKinnon: So what did we end up with, Mr. Speaker, as to the Executive Committee after the whole sad history. The night of the long nights, and everybody getting to somebody. The hypocrisy, the treachery, the deceit, that put in the role of the Government and the leader of the Government, probably one of the most pathological egotists, that the Yukon is ever going to have the displeasure of seeing, in its history. We have a Speaker in the Chair, Mr. Speaker, who has admittedly made wrong rulings, and never stood in the House to correct, who has completely violated the rules of Beauchesne, and the rules of the right-of-way of the House, the rules where a Speaker has to be impartial, has to rule whether the question not to be decided, and further discussion if there is an equality of vote. The whole traversivity of the Chair, Mr. Speaker does not deserve the right to sit in. I made the comment, after the Honourable Member from Whitehorse North loused on the first time, he didn't have the guts to stand up and say where his conscience led him, on the choice of the Executive Committee Member. He had two courses to follow, one was to be one of the really strong Members of Council, or secondly, after selling out once, find it easier and easier to sell out everytime. I am here to say, Mr. Speaker, that he took the easy way out, and he finds it easier and easier to sell out to the people of the Yukon, in order to maintain this improper Government in power. I have been brought up, and I have been taught, Mr. Speaker, to take into consideration and to be kind to members of the opposite sex. Mr. Speaker, I have been very kind towards the Member, in charge of the Department of Education. I thought, probably, the kindest thing, at one time, would be ... when I am in discussion with the senior Administrative staff and the principals of her schools, to send her a tape-recording of the utter contempt and disregard that they find towards her policies, and for herself, in that position and perhaps then, she would realize just what she is considered in the Department of Education. However, with the Government being what it is, and people listening to tapes at every opportunity, those people would be kicking little rocks down the Alaska Highway as soon as the witch-hunt went on as to whose voices were contained in any tapes, that went that way. Mr. Speaker, the right and the privilege and the peoples' prerogative have been completely abused, and completely ignored in this House. The confidence of the public of the Yukon Territory has never been shaken, in the Government in a seventy year history, as it is at this time. The motion that we present, is a direct challenge for these people who think they rule by the peoples' consent to go back to the people. I tell you, Mr. Speaker, that the Honourable Member from Whitehorse East, that the Honourable Member from Whitehorse North, that the Honourable Member from Mayo, and the Honourable Member from Carmacks-Kluane would not only lose, they would be so unanimously defeated by the public of the Yukon Territory, that they'd also lose their deposit. There is your challenge; accept this motion of dissolutions, and go back to the people and see what the people think.

Mr. Speaker: Order, order.

Mr. McKinnon: I am not going to go into the areas, which are well-known to the public, of Medicare, of the way that this Budget was pushed through, of prime examples of the complete ignorance of the people's rights and privileges. Mr. Speaker, somewhere the group in power have got the idea that Government must continue in absolute confrontation with the people, nothing could be further from the

Mr. McKinnon continues ...

MOTION #26 truth, and particularly in this Yukon Territory. The Council, in prior years, never had this problem of confrontations continually, and with the advent of the Budget Programming Committee, there was in effect, and I would challenge the Commissioner to say that there was not, a Government acting in a quasi Cabinet position, in making decisions. We did not have to completely disrupt the life of the Yukon Territory. It is not the system of Government that is wrong; it is the people who are in the Government that are wrong for the Yukon, at this time. The Honourable Member from Whitehorse East was an extremely effective and viable opposition, as were other political people. Think of the Honourable John Diefenbaker as a Member of the Opposition, they just do not have the ability of being able to act in a position of power, because the power-trip that they get on goes far and beyond what the wishes of the people are. Government in power is not difficult, Mr. Speaker, all you have to do is to listen to the voice of the people who put you there, and do the things that the public of the Yukon Territory wants you to do, which are right, that is all that there is to it, nothing else. Instead, what have we got, arrogant, pompous Government Administrative Officials, who are just forcing bad policies, bad legislation through the House, to satisfy their own ego, and nothing else.

Mr. Speaker: Order, order.

Mr. McKinnon continues ...

MOTION 26

Mr. Speaker, I uphold the challenge to the Honourable Members, you are going to find a different Member in the House, at this moment, I think from what you have seen in the past because of the contempt that the people of the Yukon and other Honourable Members hold this House in. You are not going to have agreements from me in certain areas, where you had agreement before, because I feel and I believe that there is a time in the course of history, where people have to take off the gloves and this is the time in the Yukon history where it has to be done. I want to close, Mr. Speaker, by echoing the words of Oliver Cromwell, who has probably said it, more simply and more eloquently than I could when he arrived at the House of Parliament in England to take over. The only difference, Mr. Speaker, is that Mr. Cromwell made sure that he had his troops gathered outside of the Legislative Parliament Buildings so that everything would go as planned. I have my troops here today, Mr. Speaker, the troops, the men, women and children of the Yukon Territory, who say the same thing as Cromwell said, and I quote "You are no parliament, I say you are no parliament, you are not fit to sit here, you should give place to better men, go, for God's sake go."

Mr. Speaker: Order, order.

Mr. Stutter: Mr. Speaker, it is going to be very difficult to follow the last two speeches that we have heard for two reasons, they were both very well prepared, in my view, and secondly, because I am a relatively new Member to this Council Chamber. However, I am going to go back to the time that I became a Member of this Body. I am going to bring a few facts to life. I have in my pocket a piece of paper that I think is probably the only one in existence and I sort of treasure this paper, these are the actual votes taken by order, in a caucus meeting that was held on November 5th, 1970, when the decision to appoint two Members, or elect two Members to the Executive Positions, now held by Councillors Chamberlist and Watson. At that caucus meeting there were two rules said, one of them was, that the decisions made in that caucus would be binding on all Members there, there was only one Member, at the caucus meeting that did not agree to those rules, and in an odd way I respect him for not agreeing to them, and that was Councillor Chamberlist. The other rule in that caucus meeting was, that one of those Members would come from a rural area and one would come from an urban area. The first position to be voted on for the rural, the names to be considered were, Watson, Taylor, myself and also Mr. Chamberlist, for the simple reason he wanted to be considered for both positions since he did not agree to the rules. After ten votes, Councillor Taylor picked up four votes which was enough to assure him of one of the positions, the second position was then to be voted on and that was the one to be held by the urban Member. The three names to be voted on there were Chamberlist, Tanner, and McKinnon. After twenty-three ballots, Mr. McKinnon came out with five votes, which assured him or according to the rules should have assured him of one of those positions. According to the first rule, the decisions made in that caucus were to be binding. On November 6th, Councillor Tanner put forth a motion and I was pleased to second it, at that time, making those two appointments; but then over the weekend, he had a change of heart obviously, and he must have realized that for somebody that had run on a Liberal ticket, to move the motion that would have put a believed Conservative into one of those positions was completely unacceptable so, his motion was withdrawn, in fact it didn't go any further than the notice stage. I was pleased to pick up that motion myself later, and move it, with a seconder, Mr. Taylor. Then, on the night of the 10th, there was a meeting held, I believe the meeting was held at the home of Councillor Chamberlist. The only two Councillors who were not present at that meeting were, Councillor McKinnon and myself. The outcome of that meeting obviously, was some form of meeting of the minds, because on the 11th, or the 12th, of November 1970, when my motion came up for discussion an amendment came in immediately, which substituted the names of, Chamberlist and Watson for those of McKinnon and Taylor. Now here comes the odd part about it, I had requested at that time, that Mr. Speaker do break that motion into two parts, which I believe I had every right of doing, according to Beauchesne. This right was denied me and the motion, the amended motion was voted on and it passed. This is the ironic part, in that caucus meeting all Members had agreed, except with

MOTION 26

Mr. Stutter continues ...

the one, that the decisions of that caucus meeting would be binding, and yet, the motion received three added votes. As a matter of fact, the only decenting vote, in that particular motion, were my own and Councillor McKinnon's. Therefore, there were four other Members of that caucus meeting that had had a change of mind, obviously some wheeling and dealing had gone on. Since that time, it has been very evident that one of the Members in the Executive Committee has taken the lead, which is fair enough, these are the rules of the game where party politics are played. I can quote several sections of the Votes and Proceedings down the line, where it is very evident that one person has been in complete control. There was an instance when we had agreed, again in caucus to extend the hours of the meetings of this Council by an added one half hour in the morning, by an added one half hour in the afternoon. This would have extended the number of hours to be sat each week by five hours. It lasted for only one week. During these curtailed hours, there were amendments to be brought into the Municipal Ordinance. One of them was brought in at noon; this amendment had not been approved by the leader of the present Government, or the leader of the present group and it caused quite a hassle, for the simple reason he had not seen it, he had not approved it. Also, at that same Session that same day, when the amendments were brought forth to Bill No. 10, we found out that the amendments, in actual fact weren't prepared, again, because there wasn't sufficient time. Yet, on Friday night at two minutes to five, or five minutes to five, we were as good as told that the Speaker would not return to the Chair but the Committee would be called into recess until 6:30, and here comes the part that finally has made a difference completely to my thinking, I must admit that I was beginning to think that things could be, perhaps a little different, but at 5:00 o'clock I had asked, and I quote, "I would just like to make one comment from the Chair, and that is, last week we had agreed in caucus, to extend the hours from 9:30 in the morning, to come back at 1:30 in the afternoon. Had this agreement been continued through this week, that in itself would have represented five hours, which is more than I would expect that we would sit tonight. Why were those arrangements changed?" Here comes the answer, this to me shows exactly the kind of dictatorship that is going on now. Mr Chamberlist's reply "Mr. Chairman, I would be pleased to answer that, the Honourable Member from Watson Lake pressured me and pressured me to give way until 2:00 o'clock; I gave way to him, on the understanding that he would get on with the business of the House" Again, this shows a direct indication, as to who was making decisions, the decision had already been made, we were asked out into the corridor and again without any reason, any sound reason being given, to come back into the House at 6:30. Other than to continue discussing the Budget, we were given no other reasons whatsoever. We were told that the Members, the four, the group of four had known this from 3:00 o'clock, but nothing was said to the other Members at all until a few minutes to five. I could have been here on Friday night, it probably would have been easier for me to have been here than anybody else, but after this show of absolute disrespect of other Members and complete power of the group that is now in charge, I had no intentions of being here. Many of the other points that I would have liked to have made have already been covered, but I would like to say at this time, I have every intention of supporting this present motion and I would urge other Members to do likewise. Thank you, Mr. Speaker.

Mr. Tanner: Mr. Speaker, we have heard an extremely impassioned speech. It is sort of surprising to me, from Councillor McKinnon, because I had nothing but respect for his ability, Mr. Speaker, not only as a speaker but as a parliamentarian, and I was somewhat surprised to hear him, in the circumstances in which we find ourselves today, deliberately inflame the passions of the people who are listening, irrespective of the reasons why they are listening. I have got a note here to commend Councillor Taylor on his fairly reasoned and sensible approach, he was prepared to make his point, he is prepared to argue intelligently and I thought we were going to see this morning's meeting conducted in an intelligent and unemotional fashion. I can say that I am disappointed in the Member from Whitehorse West, for his approach to his speech. The Member from Watson Lake, Councillor Taylor, said we have come to a great impasse, I suppose we have, that is probably true Mr. Speaker; but he also said, just about in the same breath that this is an experiment, and that is what we are conducting today, an experiment. Many people are confusing, the position that we are in today, with the people who are holding those positions. The experiment is working,

Mr. Tanner continues ...

as far as I am concerned, do not confuse the experiment with the personalities of the people who are holding those positions. If they are not conducting it right, don't ruin the experiment because they are not conducting it right. I believe they are doing the best possible thing they can within the limitations in which they have to work. The decisions that they are basically making are the same decisions that Councillor Taylor, Councillor McKinnon, myself, or Councillor Stutter or the Honourable Speaker would have had to make basically, as these decisions that are being made by the Executive Committee. The only genuine argument that the three Members that have previously spoken have got, is that they don't like the style in which the decisions are made. Nobody can deny them the right to make the decisions, they have to have that power, and people resent the fact that they are making the decisions. I think they have taken a great deal of abuse, not for themselves, but they have been taking abuse for the past Administration, whether or not the Administration deserves it. Those gentlemen in the Administration don't have much leeway, and don't have much choice either. Mr. Speaker, the Honourable Member from Watson Lake quoted a decision from Judge Scisson, and said there was in effect saying there is no such thing as a Territorial Council, there is no such thing as a Legislative Assembly and it really astounds me to hear the Member who sat in this House the longest, for twelve long years say a thing like that. What he is saying in effect is that he negates, everything he sat here for and I don't believe it of the Member, I just don't believe it. He has not sat here for twelve years doing..he has been one of the effective Members in this House. I have, entirely, time and time again, disagreed with him but in most instances we can rationally and calmly sit down. We all get excited from time to time, but we calmly sit down, and come to some reasonable understanding and he followed that same procedure today. The Honourable Member from Whitehorse West did not do that. The Member for Watson Lake made the point that there are four Government, and three people working for the people. Does he genuinely believe that the four of us here who have got the guts, in this case, and I am going to talk about guts in a minute, have got the guts to make the decisions, are working against the people? Government doesn't work against the people, it is doing the best it possibly can in the circumstances, for the people. There are differences of opinion, yes, but they generally... nobody sits up here but to do anything else but the best that they can in good conscience do for the people. There are differences of opinion, sure it is to happen, but we four Members, if that is what you want to do, group us four, and we are doing what we see in good conscience is the right thing and making the right decisions for the people. Let me tell you, Councillor Taylor, Mr. Speaker let me point out to the Honourable Member that time and time again when decisions have to be made, the other two Members of our group have been referred to, I will go further in that group, Mr. Speaker, as the Honourable Speaker knows himself, we continually argue and continually fight but that is what parliamentary work is all about; the way I see it. The Honourable Member from Whitehorse West made mention of the fact that we brought in the Budget sure we brought in a budget, without a raise in taxes for the people, it didn't cost them an extra cent and it is the biggest Budget in the Territory's history, and the majority of Council made that decision. It is the right of the majority of Council to make that decision, and we made it. Both Members have made the point that things aren't what they used to be, Mr. Speaker. Let me tell you, you are absolutely right, gentlemen, things are not what they used to be. We are in a transitional stage in the Territory and things are different and we are going to make mistakes. We have probably made a lot. I can tell you one that we have made, a really bad mistake is that we did a very poor sales job, we didn't give the people enough information on Medicare, I admit it, any Member would admit it, we blew it. The sales job only, not the fact that Medicare is the best thing that you could have. I would like to refer now to two things that Councillor McKinnon said, and I am sorry to hear him say it, because I didn't think this was either the place or the time to bring it up. He called me a chicken; that is fair enough. He can say that. The Honourable Member from Dawson, talked about the caucus decisions that were made to choose those two position. Neither of them told you the whole story; they both told you the story as they saw it, in the circumstances in which they were involved. I don't think there is one other person in the Territory that knows that full story, and I am going to tell you two other things that happened, which both of these Members didn't even talk about.

Mr. Tanner con't...

Mr. Tanner: One, was the Councillor for Whitehorse North on the second ballot, and the second one was the Councillor from Carmacks-Kluane on the thirty-seventh ballot; and they were familiar with those decisions too. That was the initial decision, and I'm going to go one step further; the Honourable Member from Whitehorse West, if he's totally honest, will recall a phone call that I made to Japan at an expense to myself in consort with the Councillor from Dawson, asking him to come back and let's get down and talk about it before we got into the House. The Honourable Member from Whitehorse West, thought it was so important that he stayed sitting around in another place for four days, and finally arrived here on the evening of the night before Council had to make that decision. He laughed; he thought it was a joke. The Honourable Member for Whitehorse West has tried to make the point that there's been dirty politics. Mr. Speaker, if you'll forgive me for a moment, I need a glass of water. I'm running out of spit. The Honourable Member made the point that there's been dirty politics. He read two telegrams or telexes to Ottawa. One from the Assistant Commissioner and one from the Commissioner. He said that politics were being played; politics are always played. The Member who sent the telex the first time, is the ex-president of the Conservative Association, the Commissioner, so what's he doing playing politics with so-called "Liberals", if that's what he's talking about. Number two; the meeting which Councillor Stutter referred to, did not take place in Norm Chamberlist's house, the Councillor from Whitehorse West; it took place in my house. During that meeting there was a phone call, and the phone call was from Erik Nielsen. He said "what can I do to help?" And if you don't believe me, go and refer to other people who were at the meeting. There were five...seven people there, and they heard it. I've got two phones in my house and some were listening on them; this is what he says doesn't happen. They're all playing games. That's the name of the game. Finally, one final thing, I don't believe that the people that we're talking to today, or the many, many people who are in the gallery; it's so fine to see, I wish it would happen every day; so many times the gallery is empty, even the correspondents and the news media, today, it's full for one reason. It's full because the issue is not to dissolve this Council, the issue is not the way the Government's being run, the issue is Medicare, and that's why the people are here. If Honourable Members will think back or have read about Saskatchewan in 1961-62; the same thing happened there. You ask the people in Saskatchewan to take back Medicare, or anywhere in Canada, anywhere in Canada. There's twenty-two million other Canadians who have this plan, give or take a very few fringe benefits. This plan is identical to the plan that goes across Canada. Twenty-two million other Canadians have it, Mr. Speaker, and we don't. I feel it is time the decision was made, and my decision is to vote against this motion, which we have on the Floor and my decision further, is to support Medicare because in the long run that's the best thing that could happen to the Yukon. Thank you, Mr. Speaker.

Mr. Speaker: Councillor Watson.

Mrs. Watson: Mr. Speaker, I'd like to add another chapter to the week of selecting the Executive Committee Members....

Mr. Speaker: Order.

Mrs. Watson: Mr. Speaker, the Honourable Member from Whitehorse West referred to the night of the long night. Mr. Speaker, I remember very very clearly, another night that is never referred to by the Honourable Member from Whitehorse West. The night he pleaded very eloquently, as this he does, he pleads very eloquently; for my support to elect him as one of the Executive Committee Members. He thought then, I could assist him. I was acceptable then, when it suited his own personal gain. He prides himself on being consistently inconsistent. But there is one area where this Member is consistent. He will twist and plead and cry for anything which suits the Honourable Member's personal gain. He's not interested in the spectators that are here today, he is an actor; but he's a good one. But, Mr. Speaker, he's a phoney. Mr. Speaker, I will

MOTION 26

Mrs. Watson con't...

vote against the motion which is now before the House. Approximately eighteen months ago, the electors of Carmacks-Kluane constituency, by a substantial majority, gave me a mandate to represent them in Yukon Legislative Council for four years. I am directly responsible to the electors in the Carmacks-Kluane constituency for the decisions that I make on their behalf in this Legislative Chamber. They expect me to make decisions, and they expect me to make decisions based on knowledge and facts and logic, and not on emotionalism. They do not expect me to be swayed or intimidated by the sometimes questionable reporting of the news media, or by the moderator of the local "Talkback" program, or by the petitioning of a union representative, who appears to covet one of the positions around this Chamber. I am accountable to my constituents. I do and I always will, accept this concept. When the business of this House is completed, I will put before my constituents, the policies, the programs and the legislation which we have inaugurated during this Session. They may not agree with all of my decisions, but it is my responsibility that they have the true facts. They cannot be deluded. Until I have direction to the contrary from them, I will complete the term of office for which I have committed myself. Mr. Speaker, we have no time for dirty or petty politics. There is too much to be done. Let us get on with the business of this House on behalf of the people of the Yukon Territory. Let us accept our responsibility as legislators in this Yukon Legislative Council.

Mr. Speaker: Councillor Chamberlist.

Mr. Chamberlist: Mr. Speaker, I know all Members of Council recognize the capabilities of the Honourable Member for Whitehorse West and the Honourable Member for Watson Lake. I think all Members of Council, since we have had Councillor Stutter with us, the Honourable Member for Dawson City, have appreciated, at times, the quiet manner in which he has conducted himself; the clear precise logic that he has used in debating most subjects. I am not going to, in any way, to be critical of Councillor Stutter, because I can say this without fear of contradiction, and I'm sure all Members on Council would agree with me, Mr. Speaker, that in Councillor Stutter there is an asset to this House that we are well pleased to have. I think that Councillor Stutter has been placed in the unfortunate position of not recognizing the normal legislative House rules in various legislatures in Canada, in the Federal House of Canada, and indeed, in most legislatures that are conducted under the British Parliamentary System and also in those Houses in the United States and indeed, in Congress itself. Those rules are quite clear. When there is work to be done, the work gets done. The majority of the House decides how that work is to be done. I think that this basic recognition of what is normal procedure in a Legislative Assembly, is recognized by most clear-thinking people in the Yukon. It is unfortunate at times, especially at this time, that many people who are usually clear-thinking in the Yukon, have, because of a broadcasting media in particular, have placed themselves into a position of not being able to comprehend the conduct of the House at any specific time. I have had my door open, my home open, at any time, to anybody that wants to talk to me about government, about what takes place in the Legislative Assembly here, and many people have taken advantage of talking to me. Now, I know that always, we have to have difference of opinion. Because, indeed, the whole principle of our parliamentary system, indeed our democratic way of thinking and acting, would be destroyed by non-recognition of the right of people to agree or to disagree. I do not intend to talk today, Mr. Speaker, in an impassioned manner. I think there is a requirement for cool, calm logic, to relate the facts of the situation as they are, and to indicate why there should not be any consideration given to the motion that has been put. We know full well, that we are going through, in the Yukon, not only via the growing pains of government in the Yukon generally, but the growing pains of municipalities, the growing pains of people attempting to recognize that they wish to be part of the great Canadian Confederation, and I'm sure that all Members, Mr. Speaker, know, and I think the general public at large know, that in the twenty-one years or so that I have been in the Yukon Territory, I have always worked in community affairs, in local political affairs and many times, I have, because

Mr. Chamberlist con't...

of my principles, when I think something is right, I go to the end... MOTION 26
very often at a very huge personal expense to myself, much abuse to
myself, the abuse is continuing and I'm sure, Mr. Speaker, most Members
here have been abused almost continuously, but because I recognized that
when I went into politics, I must face up to the fact that people do
become abusive. Not really abusive deliberately, but perhaps because of
the over-zealousness of the individual in wanting to see the Yukon, and
everything good for the Yukon, grow. I don't fault people for expressing
themselves, Mr. Speaker. I don't fault any Member of this Council for
expressing themselves in the manner that they do. I think that we have
to look back; we won't go back too far, let's go back to about three or
four years ago, Mr. Speaker, when the Honourable Member for Watson Lake
and myself and another previous Member of the Territorial Council, formed
the Financial Administration Committee, the Advisory Committee on Finance.
They chose me from amongst the three of them as their Chairman. It was
a year later that the Honourable Member from Whitehorse West, by using a
Notice of Motion as a vehicle, dispensed with ourselves as the...dispensed
with that Committee, and Councillor Taylor and myself were on that Committee,
and excluded us from that Committee. The Honourable Member for Whitehorse
West, made it clear, he was very specific, as he stood up in this House to
indicate that this is the time that we're going to take control. That it's
the only political thing to do; that this is the only way we have in the
Territorial Council at the moment, to take control, and, although I went
through various motions of objection, I rested with the fact that in fact,
control had been taken. Consequently, the control had been taken in the
Advisory Committee of Finance and during that same debate, one of the Members
who is not with Council now, Councillor John Dumas, and again, it's in the
record, that these words, I intend to say them in verbatim, is that "I want
to make my position clear, that the gloves are off, we are taking control
over the Territorial Council." These were the words of Councillor John
Dumas. So then, of course, everybody, Mr. Speaker, must therefore recognize
that this Council today, is not the first Council and not the first effort
to try and assume a political majority within the Territorial Council.
Now, I know that the suggestion has been made that what we are going to
do now, is an experiment in Government. I agree that it is an exper-
iment. I believe that the experiment is working. I will explain,
Mr. Speaker, that there has been far too much said about Councillor
Chamberlist controlling the House, Councillor Watson being a Member of
the Executive Committee controls the House. It must be clear to every
Member, who is really thinking logically, and I must again say that the
impassioned, plea that has been made by the Honourable Member from Whitehorse
West isn't always accepted by the public at large because consideration must
given to, what is the intent, when a person speaks in that particular man-
ner. Alright, so, let me explain. I don't make any decisions on my own.
The Honourable Member from Carmacks-Kluane, Councillor Watson, doesn't make
any decisions on her own. Any decision that is made, with reference to
the Government of the Yukon Territory, is made in Executive Committee mee-
tings, made up of the Commissioner, the District Commissioner, Mr. Fleming,
and the Assistant Commissioner, Mr. Hodgkinson, Councillor Watson, and
myself, this forms an Executive Committee. Now, I'm sure, Mr. Speaker,
that it has been recorded, already, and the public has been made aware,
that the Honourable Member from Whitehorse West and the Honourable Member
from Watson Lake have both, in fact, said, that we're puppets of the Fed-
eral Government, and that we, actually, have no position, at all, in the
Executive Committee because there is a three to two. Yet, notwithstanding
that, now, they are saying that we have control over the Executive Com-
mittee. Now, it is pretty difficult to understand this particular type of
thinking. This, again, comes to the words used by the Honourable Member
from Whitehorse West, a week ago or so, and he said, "Nobody can disagree
that I am consistent with my inconsistency." And I am sure that I agree
with him, wholeheartedly. I think that he did a terrific job of showing
that, in fact, he was inconsistent. And if he put a motion to that effect,
I would have to support it. Now, it is quite often that in a split of
where there are party groups, now, I'll use the words that were used by
the Honourable Member from Whitehorse West, and the Honourable Member, and
the previous Honourable Members, of Council and the previous Members of
Council said, it is a matter of four like thinking people coming together

Mr. Chamberlist continues ...

MOTION 26

and forming a viable group. Now, I agree with what they said; I agree with what they did. All I can say, is that, I echo those sentiments and those words, that we have operating in these Council Chambers, four people, like thinking, who are heading a group. Now, it is not, always, often that we are like this, but we have our debates and our arguments, and we are suppose to have. This is the course, that we have these arguments in Committee, but, when we do come to the Council Chambers, we are like thinking, in the manner of the legislation and the policies that are before us. Mr. Speaker, I don't think that the Honourable Member from Whitehorse West will anytime, especially seeing as he is so strongly constitutional reform, and he knows that I agree with him on most of the aspects of this, would disagree that there must be a viable group to act in a Council. I am sure that he wouldn't argue about that. Now, I would like to speak about the Budget procedures of the other night. There was no difference, Mr. Speaker, from any Legislative Body that operates within Canada, or anywhere else. We went into recess. These three Members who were absent knew that we were in recess. And I say, that it is their duty, first, under any circumstances, to place the work and the business of the House, and, indeed, the business of the people prior to their own personal commitments. I have personal commitments to my family; I have seen my wife, this morning, in her broken down condition, as the result of the vicious propaganda that has been placed against her. Most people, that know my wife, they know full well that she always smiles above all circumstances. We are under stress and strain, as well. I think that we must understand, as well, that this constitutional item is not in disagreement. All Members of Council know that we have to keep on striving towards getting into the position, where we can viably take our place in Confederation of Canada. I don't argue with those particular points, that have been raised by the Honourable Member from Watson Lake, and the Honourable Member from Whitehorse West. I must point out, however, to Mr. Speaker, that there was simply four items to be completed in the Budget; there was the item of Project Capital, Loan Capital, Revenue and Recovery, and Loan Amortization; these were the items. There was no way we could deal with these matters, if we saw other than what we did; we saw, and this is where I accept the responsibility, that we saw a danger, which we did see, of the Budget going beyond March 31, it looked as if this were going to be done. Then I asked the mothers, and the parents, and the children, where would the money to come to give their children an education; we would then have a real march upon us here because we would have no funds to pay for the very services that the people of the Yukon are wanting. You see, there is just more than one side to a question. I say to you, Mr. Speaker, that the absence of the Honourable Members on Friday night from their position, in the Committee-of-the-Whole, was an absence of their own making. That by not being here, they did something that was really most damaging to the future of the principle of Responsible Government in the Yukon. They abdicated their responsibilities by not being here at the time of the Budget. There is no doubt, in my mind, Mr. Speaker, that every Member could have been here. I find one point, that somewhat amazes me. What does really amaze me is this, I heard two Members discuss, openly, now, what took place at the caucus meeting. The very principle of caucus meeting has now been destroyed, by the lack of confidence in their own promises, of remaining and keeping that information in caucus. Now, up to this time, it was not my intention to say anything, at all, but, I can assure, Mr. Speaker, everybody that the basis of what took place in caucus meeting, took place in a firm, reasonable understanding manner. I find it somewhat ironical, that the five that were there, and the man that attacks the position of myself as an Executive Committee Member voted for me to be an Executive Committee Member, Councillor Taylor. One has to stop and figure what really has taken place. Mr. Speaker, my intentions are closed on this particular point. I, as an Executive Committee Member, do not make any excuses for the Medicare Program. I was in my function as

Mr. Chamberlist continues ...

an Executive Committee Member, for the Department of Health, Welfare, and Rehabilitation, entrusted with a Government policy, to place before the people the Medicare Legislation. I have fulfilled my function. I do not believe, for one moment, that I would be respected by anybody, if I was not able to stand firm, and say, I, as a member of the Government of the Yukon Territory, face up to the issues, that Medicare is a requirement of all the people of the Yukon, and not to just satisfy the few. Mr. Speaker, I thank the Honourable Members for ... and I can say this for each Member that has spoken and listened to very, very carefully. I would like to thank all Members for keeping their speeches, to date, within some reasonable bounds. Mr. Speaker, I, of course, will not support the motion. I think that the Honourable Member from Dawson has gone astray in his particular logic because, as I say, I respect his normal logic; however, it is in his opinion, he has expressed himself, and I am sure that after this is over, and the vote that is taken is over, we will all be able to get down to the business of the House, and look for ways and means to continue to strive for the betterment of the people of the Yukon Territory. Thank you, Mr. Speaker.

MOTION 26

Mr. Speaker: Councillor Taylor.

Mr. Taylor: Mr. Speaker, in closing the debate, I can only say that I have interest and I have much sympathy for some of the comments made, in this debate today. What has happened up to and including Friday night is now a matter of history. What we are concerned with today, is a position, the position of the people of the Yukon. It has been well stated that they really have no say, at this present moment in this Legislature. To quote the Minister's own words, "What really has happened" and he didn't have it in this context I might add, but what has happened can best be described from a quotation by the Minister, I will put it that way, "an inhuman complex with the system as the master and the people the victims" and this is the position, Mr. Speaker, we find ourselves in today. I have been accused of being a coward, many occasions, here in the last week or two weeks by at least one Member of this House, who calls me a coward because I will not accept his offer of \$2,000 to charity to run in a by-election in my own constituency. If Members would give approval to Motion No. 26, to desolve this Council then I will have that opportunity. I think in truth, we will find out who the cowards are when the vote is taken on this motion, Mr. Speaker. Finally, if this motion is turned down this is only the begining, Mr. Speaker, acceptance of this motion would do much to solve and prevent what is about to become a very distressing situation indeed, to refuse the motion, then we must go on to Parliament, to, if necessary, the United Nations. We will go as far as we will possibly go, until this Council is dissolved and with those remarks, Mr. Speaker, I would ask that question be called on division.

Mr. Speaker: Are you prepared for the question? Mr. Clerk will you please poll the House.

Mr. Clerk: Member from Carmacks-Kluane?

Mrs. Watson: Disagreed.

Mr. Clerk: Member from Whitehorse West?

Mr. McKinnon: Agreed.

Mr. Clerk: Member from Watson Lake?

Mr. Taylor: Agreed.

Mr. Clerk: Member from Dawson?

Mr. Stutter: Agreed.

Mr. Clerk: Member from Whitehorse East?

Mr. Chamberlist: Disagreed.

Mr. Clerk: Member from Whitehorse North?

Mr. Tanner: Disagreed.

Mr. Clerk: The vote, Mr. Speaker, is three "yea", three "nay".

Mr. Speaker: I declare the motion defeated.

*MOTION
DEFEATED*

MOTION DEFEATED

Mr. Speaker: Order. Mr. Clerk will you see if the Commissioner is available. I will now call a recess.

RECESS

RECESS

Mr. Speaker: I will call the House back to order.

Mr. Chamberlist: Mr. Speaker, I rise on a point of privilege, it is necessary for me to leave the House at this time, I have to accompany my wife to the hospital. May I have permission of the House to go?

Mr. Speaker: Permission granted. Are there any questions?

Mr. Taylor: Yes, Mr. Speaker, I have a question I would like to direct to Mr. Administrator this morning, I am wondering if Mr. Administrator could inform me the reason for Mr. Commissioner's absence today, and trip to Ottawa?

Mr. Administrator: Mr. Speaker, the Commissioner had this trip to Ottawa laid on now for a couple of weeks, he has been invited down to attend with the Minister of Indian Affairs and Northern Development at the Indian Affairs and Northern Development Committee meeting tomorrow, in which the Minister will be making a policy statement about Northern Development.

Mr. Taylor: Thank you, Mr. Speaker.

Mr. Speaker: Are there any further questions?

Mr. Tanner: Yes, Mr. Speaker, I wonder whether the Administrator to the Commissioner could table the offers that were made to the land owners in the Capitol site projects in Whitehorse? Also, the name of the company who did the appraisal?

Mr. Administrator: Mr. Speaker, we shall do as the Honourable Member has asked us to do.

Mr. Speaker: Are there any further questions?

Mr. Tanner: Mr. Speaker, I haven't got a question but I was wondering if the Speaker would take under advisement that there is one Member absent and we did start a couple of minutes early, perhaps the Member who is absent would be interested in asking some questions, the Member from Whitehorse West and perhaps at Mr. Speaker's discretion, we might have a two or three minute recess.

Mr. Speaker: We will have a short recess.

RECESS

RECESS

Mr. Speaker: I will call the House back to order. If there are no further questions we wish to thank the Assistant Commissioner for his attendance. As there are no Private Bills in order and no Public Bills in order 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 the Committee of the Whole for the purposes of discussing Bills, Sessional Papers and Motions.

Mr. Tanner: I second the motion.

Mr. Speaker: It has been moved by the Honourable for Watson Lake, seconded by the Honourable Member for Whitehorse North, that Mr. Speaker do now leave the Chair for the purpose of being a Committee of the Whole to discuss Public 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.

SESSIONAL PAPER NO. 10 Mr. Chairman: At this time we will call Committee to order. We have for consideration of Committee some Sessional Papers and Legislative Returns. The first one I have noted is Sessional Paper No. 10, I am not sure what it is, but I will look it up. Sessional Paper No. 10, is the matter of the Telesat group and we will be meeting with these people tomorrow morning, following the Orders of the Day. *SESSIONAL PAPER NO. 11* Sessional Paper No. 11 is the Yukon Grants Policy, do you have anything on this?

Mr. Stutter: Mr. Chairman, I would just like to ask; I take it from reading this Sessional Paper, that it is just a statement, it doesn't actually come out and ask any comments of Council. I presume that these comments are to come forward at this point, but I was wondering really, why this Sessional Paper has come in, it is just more or less outlining present policies. Are our changes invited at this point?

Mrs. Watson: Mr. Chairman, it is trying to establish a policy, on overall Grants Policy for the Yukon Territory, amalgamating all of the grants under this one policy, the Community Development Grants, Grants for Museums, some aspects of the Recreations Grants.

Mr. Stutter: Mr. Chairman, might I ask if that is for the 1972/73 year, or beyond that? The Budget has now gone through for 72/73 and I would presume that some of things that would have been discussed in this Sessional Paper are now, no longer relevant since the Budget has gone through.

Mrs. Watson: Mr. Chairman, I think the Government would like the Honourable Members to consider advocating or approving the Grant Policy that they can follow, in future years. I realize that the Community Development Grant in the amount of \$56,000. has been approved, the method of distribution has not been ascertained, we would like directions from the Council, whether they want to continue in the same method as has been done in previous years, particularly with the Community Development Grant, and whether the Councillors feel that \$8,000 Grant for constituencies should be given to each Councillor or whether it should be done as proposed in this policy as outlined in this Sessional Paper?

Mr. Tanner: Mr. Chairman, Council has received this Sessional Paper No. 11 on the Yukon Grants Policy, only in the last two or three weeks. We have had a great deal of other work to do and I would assume that most other Councillors haven't had much time to give this, the whole philosophy a lot of consideration. It would be my suggestion that we leave this until the next years Budget, for this fiscal year the current Budget, that we leave the policy aside, the Community Development Grants as it is. All Councillors would perhaps like to know why I am proceeding with this particular thought is because, frankly I have already made commitments to various parts of my constituency, on the amount of money that I understood would be available as of April 1st and I personally find it most embarrassing, if now I have to go back and say well, we have got a different formula, we have got to go through quite a different procedure to obtain that money. I think that other Councillors might find themselves in the same predicament and I feel that the best policy, we could discuss this policy, if fellow Councillors might, but the best decision we could come to is that we either endorse or not endorse, but don't implement it until April 1st, 1973.

Mr. Rivett: Mr. Chairman, that is to increase the amounts of the grants, at \$8,000, it has to be elastic to go around and do any good.

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

Mr. Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I've laboured at some length to see a change effected in the Grant Policy. I think that basically the policy isn't too bad. I do think though, in respect of the distribution of the Community Development Grant, I think that this year it should be the same as last year. I also think, that sometime between now and in the construction of next years Budget, that if we are to change the Community Development Grant Policy to bring it into line as suggested in the Paper, then indeed we had better change the method by which we find more money.

Mr. Taylor continues ...

In other words, we had better not be locked in to \$56,000. As long as we locked into that figure the only fair way that we can distribute this money to the communities all around the Territory, is in the manner that we are doing now. However, I would agree that possibly some further consideration could be given to this matter by the Administration and submit any further recommendations to Council at its next sitting. I would like, personally to add my voice to those that would suggest that in respect of the Community Development Grant, for this year, that the policies in terms of this distribution be left as currently enjoyed.

Mr. Taylor resumes the Chair.

Mrs. Watson: Mr. Chairman, the directions, for the Community Development Grant, I believe should be a little more specific. I take it, that the Members that are present would like to see that the Community Development Grants be handled in the same manner as they have in the past for this ensuing fiscal year. I think the Government would like, further direction for the Community Development Branch for the fiscal year 73/74. The recommendations are set out in this Policy Paper, outlining the procedure that Members can follow when they are requesting Capitol Grants and Operation and Maintenance Grants for a project in their own constituency and it could well be if we adopted the suggested policy that it would be possible for an organization to request a grant of say, \$15,000 and they would be able to complete the project in that one year, priorities would have to be set, everybody could not get the amount that they request, but over a period of time, I think that it would be a much better policy. The communities and organizations would know that they are going to get a certain sum of money that will assist them in completing the project that they want to carry out. I would like to see the Honourable Members give the recommendations that are outlined in this policy, their consideration today and give it some very definite direction for the 73/74 fiscal year.

Mr. Stutter: Mr. Chairman, I would like to ask the Executive Committee present if there is any ceiling on this policy, if this is still to be working in the future with \$56,000 on a priority basis from demands from all across the Territory. I can see where some communities that may feel that they have an important project, one that perhaps they could have undertaken with just \$2,000 or \$3,000, I can see where they may be waiting indeed, for a long long time. If the \$56,000 still remains as a ceiling under the new policy, or has that limit been taken off?

Mrs. Watson: Mr. Chairman, it does not necessarily state that we must maintain the limit of \$56,000. Of course the Budget Programming Committee would be faced with finding the funds that we would be using for Community Development Grants within the Budget. Of course, these funds would have to have Federal approval and approval of the Members of the Legislative Council. This could well be the means whereby more money could be made available to communities

Mr. Tanner: Mr. Chairman, as far as I can see the Administration is bringing this new policy forward, as far as the Community Development Grants are concerned, for two reasons. One, which I think all Members would endorse, the fact that there is a certain embarrassment, so to speak, in individual living in this community having to make a specific decision, on where the money is going to be spent. In consequence, no matter what decision he is going to offend some other person within his constituency. I am sure that all Members, particularly Councillors who have sat in this House for a number must have gone through this problem, because they are damned if they do, and they are damned if they don't. If they grant the money that is available to aid particular section of his constituency, the other sections are going to be aggravated. If they don't grant it to another part then the first part is going to be annoyed. The second reason, and maybe most important from the administration's point of view, as they brought this policy down is because there is virtually no control, as I can understand it now, once the money has been given to aid society, or organizations, of where those funds, how, and where and why they have been spent. It seems to me that the major portions of this Grant Policy is a way of assuring that the money being spent can be accounted for after it has been. It also has another feature, which I think is fairly important, there is a commitment on the part

SESSIONAL
PAPER NO. 11

Mr. Tanner continues ...

of the receiving organization, to have some input financially themselves before they receive an out right grant. I can see a great deal of merit in that. There is one criticism I have of this Grant Policy and that is; that it appears to me to be quite cumbersome. The appeal for grants have got to be made in the early Fall, and the societies and organizations which are going to receive the money have got to look nine months later before they are really going to get the final decision, in the Budget debate whether or not those grants are going to be granted. I think, if there is a way that we could retain the control and take away the individual allocation by Members and at the same time not encumber the system of receiving the money, I think we could serve the purpose of the grant better. I suggest that perhaps all Members should give this whole policy a little more thought, if it is agreed that we are not going to implement it this financial year, and bring it up either later in this Session or in the Fall Session.

Mrs. Watson: Mr. Chairman, I think that there must be some decision made, now, particularly for grants for Capitol projects because at the present time we are dealing with the 73/74 Estimates and if this policy is to be carried out then the submission must be included within the 73/74 Estimates. I would like to draw your attention to the various aspects, particularly the Grants for Capital Projects. "Applicants must be registered under the Societies Ordinance and produce an annual audited financial statement for the year prior to the year the approved funds are to be expended. All grants must be used for capital purposes only and for the purpose outlined in the Yukon Territorial Government Budget. A detailed outline of the project, specifications and an estimate of cost of the proposed project must be submitted before a project is undertaken by the organization requesting the grant." We are asking people to do some planning, rather than just requesting funds, they must be able to substantiate their claim. "The plans for all projects must be approved by the Territorial Engineer and all inspection services prior to approval for grants being made". No more of these buildings that would not pass Government inspection service. "Applicants must deliver submissions to the Commissioner through the elected member for the constituency or to the appropriate department head" I am sure that most Members will see that they are submitted through themselves. "Upon receipt of the Commissioners' recommendation, a Sub-Committee on Finance submission shall be prepared by the Treasurer who shall deliver submission to the Sub-Committee of Finance for discussion and recommendation ... for introduction into the Budget", this is the route that all Government Capital projects must go through. "All funds not expended or allocated will lapse in the same way as all other appropriations and there will be no provision for carryover of accumulated funds from year to year", this is happening at the present time, or has happened in the past, where Councillors have carried over their Community Development funds and nobody has benefited from them. The last, "The organization or society requesting the grant must be prepared to apprise the Territorial Government as to the construction progress as construction is being undertaken." In other words we will acquire some accountability for the public funds that have been given to the organization, we must have a progress report. I would urge the Members to make some decision on the Community Development Grants this year so we would have some direction when we are preparing Budget Estimates for the fiscal year 73/74.

Mr. Rivett: Mr. Chairman, may I ask the Minister a question? 1973/74, I am assuming that the ceiling will be raised, is that correct?

Mrs. Watson: Mr. Chairman, I cannot reply for the rest of the Legislative Programming Committee, if the funds are available, if we pass the necessary funds, yes.

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

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, there is a lot of ifs' in here. I would like to bring to your attention sub 7 under Capital Grants, "All funds not expended or allocated will lapse in the same way as " and

Mr. Taylor continues ...

soforth, if we are locked into a guaranteed amount for Community Development purposes, \$56,000, then I don't think you should stop the community, I should say an electoral district from accumulating funds because often, quite often \$8,000 in one community will not go far enough to build a good building. If you can say, yes, indeed we will triple the amount of monies available for Capital Grant in the Community Development area, fine, then I would agree because then you have more substantial funds and be able to do more substantial things in the community. I think there is a lot of answers there. If that be the case fine I would agree with 7, but if we are going to be locked into \$56,000 on the basis of \$8,000 per electoral district for Community Development purposes, then I don't think that 7 should then apply. I don't think also, under "General" you say "requests for grants must be submitted to Department Heads, Members of the Executive Committee or Councillors," you go on to say that the people in the Executive Committee, "following approval by Executive Committee". I think now, that this should read, following approval by the Commissioner because indeed, the Executive Committee is a nonentity.

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

Councillor Taylor takes the Chair.

Mrs. Watson: Well, Mr. Chairman I believe the Honourable Member had the answer the last day when this was brought up in the Budget. That this first year, the proposal is to have the houses located in organized communities. It will be the first year that the program has been carried on and I don't think we should compliment any problems that we are going to have by trying to diversify the program anymore than we necessarily have to. The assurance was given to the Honourable Member that this does not hold with the complete program. There is just one thing that I would like to point out to the Honourable Member, is the concept of providing housing where people desire to have it, a very honourable concept, however, we do have to face the problem that the Government of the Yukon Territory is responsible for providing services to people who live within the Yukon Territory. Now if we are going to splinter and diversify the areas where these services are being given, then we must be looking to additional cost. The last day, when we were dealing with the Budget, when we were dealing, specifically with the Education Vote, the transportation... school transportation for school children, the busing item, we were... every Member here was rather appalled at the amount of money that the Government has to pay in order to provide transportation for children, who live outside the two mile radius from the schools. We all agreed that we should be looking at a different type of policy and yet we are now advocating that we should be moving, building homes that are outside of communities that would likely fall outside the two mile radius from our school system and where we would again be faced with more school busing problems. The same thing applies to Health Services. There are a limited number of communities in the Territory who, now, have health services available to people who live in the outlying areas. We should splinter and create other areas where health services could be provided. I think we should give this very very serious consideration before we advocate that the houses should be built hither and yon, anywhere outside of this organized community, anywhere where the people feel that they would like to have a house built. This is a very, very important decision. We have given our commitments that we are going to be flexible, but this first year, on a trial basis, it would be much easier to attempt to provide this housing in an organized area basis.

Mr. Tanner: Mr. Chairman, I have some sympathy for the Honourable Member from Whitehorse West as the Honourable Member from Carmacks-Kluane knows. I think that I would moderate the way that she said it; one of the things she said was, the greatest area of need, and I don't altogether concur with her. I think it is one of the areas of need. One other point, that I would make. As I understand it, in each community and in this case in Ross River, Dawson City, and Haines Junction, a local committee will be set up to administer the houses. It doesn't seem to me that it is as flexible at that level, that if there is an exception, can those three communities even this year if the committee couldn't make a decision, place a limited number of houses in such areas, as the Honourable Member from Whitehorse West and myself, think that some other Members of Council would like to have. But I think I've got to generally accept the fact that for this year, particularly as it is the first year, there are going to be problems and they should be thought about and there's going to be local initiative setup that I think in this first year I've got to go along with the Administrative decision that has been made, with the provisos that if in those three communities this year, one of two people can convince that local committee of their own peers that the house should be other than on a serviced area, I think the committee, that committee in that area should not close its ears.

Mrs. Watson: Mr. Chairman, I don't feel that the committee is inflexible in this, if there are occasions, if there are people, elderly people who have lived in..away from organized communities who will not need this specific type of services and who will..the Government will certainly be giving consideration to the need of these people. But this first year, I would really request the Members to approve the three

Mrs. Watson continues...
areas so that we can proceed and iron out the problems that we could have if we started to diversify our programs too much at the very beginning.

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

Councillor Stutter takes the Chair.

Mr. Chairman: Councillor Taylor?

Mr. Taylor: Well I only rise, Mr. Chairman, to reiterate what I said before. I think we were sold a bundle of goods and we were sold a program and are slowly now finding out just exactly what it means. But I do deplore the fact that indeed much of this housing will be a portion for the native housing for native people. I think that they got the raw end of the stick in terms of housing appropriation under this Bill. I deplore the fact that they have no input whatsoever into the allocation of the houses. These are \$16,000. homes, I think, that for native people who wish a log home or something that they could maintain and live with, that there should be some provision for this. I don't really see any provision for this here. Certainly there should be some input from the Indian people of the Yukon into this program, inasmuch as they will very likely be the recipients of many of these homes. Thank you Mr. Chairman, and I'll resume the Chair.

Councillor Taylor resumes the Chair.

LEGISLATIVE
RETURN #16

Mr. Chairman: Anything further on this Sessional Paper or this Legislative Return, pardon me? Next is Legislative Return No. 16, Yukon Lotteries?

Mr. Stutter: Well, Mr. Chairman, the reason I again asked this to be put into Committee of the Whole to begin with, I'd like to ask the Administration why it took them six weeks to give me an answer to a very simple question when they've almost come back with a negative answer? I think that we should be discussing this Legislative Return with Sessional Paper No. 11. It seems that if there is to be a change in the grants system across the Territory then perhaps a good place to start discussing it is in with lotteries. Personally I would love to see the Yukon Territorial Government enter into a lottery all across at least the Yukon and possibly spread it wider than that, provided that the funds used from a lottery went to needy recreational facilities across the Territory. And to begin with one of the pieces of information given on this Legislative Return was and I quote, "As far as the first part of the question is concerned, the administration has obtained considerable information about the management of lotteries." I wonder if I could ask at this point if Mr. Assistant Commissioner could give us a little more of the information that has been obtained on lotteries and perhaps go a little further and tell us if indeed the Territory is definitely considering a Territorial wide lottery and what the proceeds of that lottery would be used for.

Mr. Chairman: Mr. Administrator?

Mr. Administrator: Mr. Chairman, when I said that we had done considerable work on it, on how lotteries are mainly conducted, what I meant was that we had made enquires of various provinces in Canada and various states in the U.S. just how they ran theirs. We noticed that in Canada the various provinces that did pick up the option to conduct lotteries- they allowed other organizations to do it, a couple of lotteries. Of course the most successful one in Canada today is the Loto-Quebec and they do it province-wide run by a sort of a crown corporation. We found that it is also pretty expensive. Loto-Quebec has 97 employees and uses a computer. It does manage to sell 63 million tickets in a population of about 6,000,000 people. We thought that if we had to go into conducting lotteries to the small population of the Yukon it certainly won't make it pay

Mr. Administrator continues...

and we then have to make sure that we can sell the tickets across Canada. Once then you embark on something as large as that, it becomes much more expensive. Agents have to be paid, either by commission or they are given a book of tickets to make up for what they sell. Plus all the attendant expenses of looking after the tickets when they come back and making sure that proper counter-foils are sent out to the purchasers, there is also the question of being able to raise enough money. Not too long ago Alberta had to prorrate one of their lotteries because they didn't sell enough tickets and they now have to put guarantors to make sure that sufficient funds are available to pay off the money that they advertised as being the prize money. In running a lottery we are giving consideration to possibly doing it as early as next year to tie in with the beginning rather, the 75th Anniversary of the Yukon Gold Rush. This would then be, of course, a cross-country scheme to tie in with our own celebrations. We do not, I don't think we would particularly earmark the money for any particular purpose because I know, most Members know, that Government finance certainly isn't geared to spending the revenue that you get from certain areas on certain purposes. In other words, the revenue that would be derived from a lottery would be placed in the Consolidated Revenue Fund for general Government which could very well...means that much more money to provide the recreation facilities that Councillor Stutter raised. Thank you.

LEGISLATIVE
RETURN #16

Mr. Stutter: Mr. Chairman, there was one other thing that I didn't particularly like in the answer that came back. That is that the Yukon Territorial Government has, moreover, in the first instance, decided that should the Yukon-wide lottery be conducted, it would be managed by the Government itself. Wouldn't that be a decision to be made here as to whether the Government would in fact run that lottery or not. I know that the Yukon Betterment Society for one, I felt had some very sound proposals to put forward a few years ago, or not a few years ago, a year ago. I feel that as long as the proceeds are to be used I don't personally agree with the business of the proceeds going into General Revenue. I could never agree with that. I think that the proceeds should definitely be earmarked for a very worthwhile cause, perhaps you would use the argument that you would, in actual fact, be cutting down taxations for the people in the Yukon Territory. But I don't think that that would be the correct use of those funds. There are other organizations in the Territory that I think are quite capable of probably spreading their present lotteries or present schemes of raising funds over a much larger area and the one, of course, that I have in mind, is the ice guessing contest in Dawson which could conceivably approach the proportion that is used on the Nahanni River in Fairbanks. This is the sort of thing that I had in mind when I first raised this question, hoping that there was some way that it could be expanded so that the funds could go to recreational facilities.

Mr. Administrator: Well, Mr. Chairman, perhaps we should clear up a misconception at this point. One of the things I think the Government would like to do, if we do get into lotteries on a continuous basis, the Government would run lotteries as they do with Loto-Quebec. But that doesn't mean to say that the one-shot type of lottery once a year as they have in Dawson or other settlements can't be conducted using the same authority..the same legislative authority that we would need to conduct lotteries ourselves. There is room for both. The smaller organizations conduct...can conduct larger lotteries under the legislation at the same time the Government could be in the business of conducting a lottery as is conducted in Quebec. This is run on a continuous basis with prizes on every, at certain intervals we won't necessarily go on a monthly basis as they do because of the small population. But certainly at regular intervals. I think the two can live side by side. Legislation will be introduced when practicable.

Mr. Chamberlist: Mr. Chairman, I think it is necessary to mention

LEGISLATIVE
RETURN #16

Mr. Chamberlist continues...

the question in relation to the Yukon Betterment Society. When the constitution of this Yukon Betterment Society was brought forward in the stated constitution, I took a look at this constitution to see in fact whether or not the interests of the people of the Yukon are being served. Now, they have supplied, that is the Yukon Betterment Society have supplied, a set of bylaws and under section 3 of the constitution they indicate that although it is suppose to be for the Yukon Territory, the operatation should be in the City of Whitehorse. I immediately ask the question why? Why shouldn't it apply and why shouldn't the interest lie in other parts of the Territory? Now the bylaws themselves are completely undemocratic and this is a word that is being used quite often around this room, and this is the reason why. First of all, the membership is limited to those people who are invited by the Directors to be members of the Yukon Betterment Society. This is limited to fifteen persons. Then, it goes onto say that the Development Officer and the City Manager of the City of Whitehorse be the key people, when the constitution clearly relates to the citizens and inhabitants of the Yukon Territory. Bylaw No. 2(a) stresses again the compulsory involvement of the Development Officer or City Manager of the City of Whitehorse. Now these are:

(2) the conditions which membership ceases on. "Upon ceasing to be the Development Officer or City Manager of the City of Whitehorse, at which time the successor of such person in such office can automatically be made the member." Why shouldn't all members of the public who are interested in Yukon betterment not be allowed to be members? And why if they are from areas, that are outside where the membership meeting is being held, should they lose their right of membership, just because of distance they cannot attend three consecutive meetings? Bylaw No. 4 again it refers to the appointments of Directors and removal and I read, "There shall be five directors of which two will be the Development Officer and City Manager of the City of Whitehorse." Now again, from the Development Officer and the City Manager of the City of Whitehorse, being the director of what is supposed to be a Yukon Betterment Society. Bylaw No. 5, indicates this. The president shall always be the Development Officer of the City of Whitehorse." Again I ask why? This is how the bylaw reads. "There shall be officers of the Society which shall be the president, who shall be the Development Officer of the City of Whitehorse. The secretary, who shall be an employee of the City of Whitehorse hired by the president of the Society." So we are faced with the position now of the president being able to choose his own secretary who is an employee of the City of Whitehorse. This is called the Yukon Betterment Society. The treasurer shall be the City Manager of the City of Whitehorse. Again I ask why? And this is again in bylaw 5. "The treasurer, who shall be the City Manager of the City of Whitehorse." It is very obvious that we have to try to protect the people of the Yukon against dictatorship. This has often been said and here we are being told that the City of Whitehorse and only their officers are permitted to be the officers of a Yukon Betterment Society. I am bringing these notes forward for the simple reason that I feel it is necessary to answer the Honourable Member from Dawson's question in relation to some of the good points. Apparently, perhaps he hasn't got a copy of this constitution, let him see it. Then in section 6, "The secretary and treasurer shall exerise those functions generally assigned to such office. But the rest of the officers shall be entitled to such remuneration as shall be determined by the majority of the membership at a general meeting." So that you have the general meeting chosen by the officers of the City of Whitehorse at 15 and they will be able to fix themselves a remuneration. I am wondering who is trying to set up who for a good job for the Yukon Betterment Society, so that they can profit out of it for their own pockets. It is very obvious that the submission that has been made by the Yukon Betterment Society cannot be accepted by the Government of the Yukon Territory just simply because Yukon Betterment Society as is constituted now, would not in any way benefit the people of the Yukon as a whole. In the short period of the discussion as I came in, I think, the Administrator made it quite clear that the Government of the Yukon Territory are not closing their eyes to the needs of raising funds for community development and community betterment. But I would caution all Members of Committee to remember

Mr. Chamberlist continues...

that any lottery of any nature should inure to the benefit of all people of the Yukon and not simply to the benefit of the few in the City of Whitehorse who want to conduct a manage forum for themselves.

LEGISLATIVE
RETURN #16

Mr. Chairman: I think at this time we will take a break.

RECESS.

RECESS

Mr. Chairman: At this time I now call Committee back order. We are discussing Legislative Return No. 16. Do you have anything further on Legislative Return No. 16? *LEGISLATIVE RETURN #16*

Mr. Stutter: I would just like to refer to the very last sentence. "The required legislation is now under consideration and will be presented to Council at an appropriate time." I know it's hypothetical, but that "appropriate time", it that ... could we expect this in the Fall Session?

Mr. Administrator: Mr. Chairman, we really haven't determined when, but all I can really say is that when we feel that it is an appropriate time to introduce such legislation, then we shall do so.

Mr. Chairman: Are we clear then on Legislative Return No. 16? Alright, we have, then, two motions ...

Mr. Chamberlist: Mr. Chairman, may we, please proceed with the Municipal Ordinance?

Mr. Chairman: Committee agreed? Bill No. 10.

BILL #10

Mr. Chamberlist: We've cleared, Mr. Chairman, the amendments, except the sheet that shows amendments to Nos. 29, 61, 131, and 155.

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

Councillor Stutter takes the Chair.

Mr. Taylor: Well, Mr. Chairman, it has been pointed out that section 139, subsection (7), in particular, should be changed or altered. I am wondering if any Members would agree to altering the position stated in subsection 139(7)?

Mr. Chamberlist: Mr. Chairman, my understanding is that we have already dealt with subsection 139(7). And as I understand it, the majority of Committee has agreed to the section, as it is.

Mr. Taylor: Mr. Chairman, when we dealt with section 139, it slipped by many Members of us. It was through the diligence of the municipalities that they brought this before us, again. We have had some representation from the City of Dawson, a very forcible representation, in respect of this. We have also had some from the City of Whitehorse. I think that it behoves us to give some reconsideration to section 139.

Mr. Chairman: I think that the matter has been dealt with. At least, we have had one of the Members of Committee state that there would be no changes. However, I would just put that to Committee, at this point, that we will not discuss section 139 any further. But, to just see if it is the wish of Committee to make any changes, to section 139. Is section 139 to stay the way it is stated? I declare that section 139 remains unchanged.

Mr. Chamberlist: Perhaps, Mr. Chairman, Mr. Legal Adviser can give me the information needed for the changes needed to sections 29, 61, 131, and 155.

Mr. Legal Adviser: Mr. Chairman, section 39 and section 61, both reproduced the same substance. One is in relation to ordinary acts of Council, the other in relation to resolutions and bylaws. The intention of them both is to reproduce the idea that a majority of the members present are entitled to vote, that is in the first instance, not to include the mayor, would decide any particular instance. To make it clearer then, "the presiding officer shall not be entitled to vote, except for the purpose of breaking a tie", in both cases. The effect, there-

Mr. Legal Adviser continues ...

BILL #10

fore, is that if there is a tie, the mayor becomes entitled to vote, and therefore, entitled to break the tie. The section is amended in the way suggested by the Honourable Member from Dawson. Now, in section 131, the change there is to merely remove the Commissioner's power to intervene. This was suggested by all Members of the House, I believe. And section 10 is deleted. Section 155, the intent is to set out, clearly, the major occasions on which the Commissioner will become entitled to appoint an administrator to take over the functions of a city or municipal council; this is set out in paragraphs a, b, c, and d, then a general section to finish it up, as I understood it. Although, this is a compromise, the House has indicated that they will accept the compromise, for the normal reasons set out in a, b, c, d.

Mr. Taylor: Well, Mr. Chairman, in section 155, I, certainly, could not buy it, and I don't think that any Member should buy section 155 as it is written. What we've said, is that, "where a municipality has failed and cannot make due provisions to the payment of either the principal or interest of any loan", that I agree with, that is cause. But, paragraph b, "the Council has failed to carry out any duty or function imposed upon it pursuant to this Ordinance", relates right back to section 139, again. And as long as this imposition ... or as long as section 139 remains this wipes out... or could wipe out any municipal council, anywhere in the Territory, at the whim of the Commissioner. Then, you go on to subsection 139(e), "it says the Commissioner for any other reason considered in the best interest of a municipality", which as long as subsection 139(e) is in there, certainly, couldn't be accepted; it's just back like it was before. There is no real change; you have changed the words around. You have imposed in subsection 139(b), a very bad subsection, as far as I am concerned. For my own part, I do not buy it, and I don't think that we should accept it.

Mr. Tanner: Mr. Chairman, we had extensive discussion, and I think that all Members will agree that we have had extensive discussion on this. I think that it is the wish of the majority of the Members, that we have these specified clauses, and also, the general clause, at the end. In fact, I think that it was the Honourable Member from Whitehorse West who, basically suggested the format. I think that the majority of the Council agree with the format that we have got here. I would suggest it as is.

Mr. Taylor: Mr. Chairman, we agreed, or certainly, I agreed only to an amendment, which would make the Commissioner show cause; but as long as subsection 139(7) remains, I couldn't buy that, and neither could anyone else.

Mr. Chamberlist: Well, I buy it.

Mr. Taylor: That's normal.

Mr. Chamberlist: Well, you said anybody. Mr. Chairman, I wonder if we could go ahead and read the sections that haven't been read.

Mr. Chairman: Is that the wish of Committee? (Reads sections 29, 61, 131, and 155).

Mr. Taylor: Mr. Chairman, I can only say that I will oppose the Municipal Ordinance on this end of the ground, as long as subsection 139 (7) is there, and section 155 should not be there. Certainly, not in its present form, in any event. If you have taken away the powers of the municipality, you might just as well not have municipal councils, because if you serve the powers of the people, in the municipalities.....

Mr. Taylor: I will now resume the Chair.

Mr. Chairman: Any discussion on these amendments?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 10 be re-

Mr. Chamberlist continues ...

ported out of Committee, as amended.

BILL #10

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

Mr. Chairman: It has been moved by Councillor Chamberlist, and seconded by Councillor Watson, that Bill No. 10 be reported out of Committee, as amended. Any discussion? Are you agreed? I declare that the motion is carried.

MOTION CARRIED

*MOTION
CARRIED*

Mr. Chairman: The next Bill is Bill No. 23. Are we not awaiting information on this Bill? What were we waiting for on this Bill, Mr. Clerk? *BILL #23*

Mr. Clerk: Mr. Chairman, Councillor Tanner asked that this be delayed for a day or two, the last time it was discussed.

Mr. Tanner: Mr. Chairman, I investigated the subject to my satisfaction, I think that Committee should proceed. Mr. Chairman, I would like to thank Committee for giving me that privilege.

Mr. Chairman: Anything further on Bill No. 23?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 23, An Ordinance To Amend The Fire Prevention Ordinance, be reported out of Committee, without amendment.

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

Mr. Chairman: It has been moved by Councillor Chamberlist, and seconded by Councillor Watson, that Bill No. 23 be reported out of Committee, without amendment. Are you prepared for the question? Question. Are you agreed? I declare that the motion is carried.

MOTION CARRIED

*MOTION
CARRIED*

Mr. Chairman: We then have two motions. Is it your wish to discuss them?

Mr. Chamberlist: Bill No. 25, Mr. Chairman.

BILL #25

Mr. Chairman: Oh, yes, I'm sorry, Bill No. 25. (Reads section 1).

Mr. Chamberlist: Mr. Chairman, if I could say, just for the record, that the purpose of this Bill is to provide the funds to authorize loans for the municipalities.

Mr. Chairman: (Reads sections 2, 3, and 4).

Mr. Stutter: Mr. Chairman, I would like to ask, in referring to section 2, if this is an aggregate amount, this one million and twenty thousand dollars?

Mr. Chamberlist: Yes, Mr. Chairman, that is.

Mr. Stutter: Then, I have a further question. What happens if the municipalities wish to borrow beyond this limit? I think under the Municipal Ordinance, they have the power to borrow up to twenty percent of the assessed value of their property. It could be stated in this.

Mr. Chamberlist: Yes, Mr. Chairman. What would happen is, the municipality would make a request to the Commissioner, he would then make a request to the Federal Government. The Federal Government would then loan the money to the Government of the Yukon Territory, and then, the Government of the Yukon Territory would loan it to the municipality.

BILL #25

Mr. Stutter: So, in actual fact, this isn't a closed door to this amount.

Mr. Chamberlist: Oh no, not at any time. This is the amount of money that we have available, at this time.

Mrs. Watson: Mr. Chairman, if more funds were needed, you would need an additional Ordinance.

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 25, an Ordinance entitled the Loan Agreement Ordinance (1972) No. 1, be reported out of Committee without amendment.

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

Mr. Chairman: It has been moved by Councillor Chamberlist, and seconded by Councillor Tanner, That Bill No. 25 be reported out of Committee, without amendment. Any further discussion? Are you prepared for the question? Question. Are you agreed? I declare that the motion is carried.

MOTION

MOTION CARRIED

CARRIED

Mr. Chamberlist: I wonder, Mr. Chairman, if we could deal with Sessional Paper No. 15, as the next item?

SESSIONAL
PAPER #15

Mr. Chairman: Proceed.

Mr. Chamberlist: Yes, Mr. Chairman. In presenting this Sessional Paper, the Government of the Yukon Territory are pleased to say that for the first time, in any jurisdiction in Canada, provision is being made for senior citizens, for those people who have reached the age to obtain the old-age pension, and guaranteed income supplements, and also, another selective group, those people who are old and unable earn monies in the labour force of the Yukon, and find themselves in the position of not having sufficient funds to live on. It means, in actual effect, Mr. Chairman, that if Committee agrees with the supposition that is made in this Paper, that those people who have to receive the old-age pension, and the G.I.S., and those people who receive the old-age pension, and part of the G.I.S., and those people who are not old enough to receive the old-age pension, or guaranteed income supplements, will have some of this money made available to them, on which they can live. I refer you, specifically, to page three of this Paper, Mr. Chairman, and it is noted that the proposed minimum subsistence level, that includes the total of the pre-added supplements, give a single person a \$160 a month, or annually, \$1,920. These people, who are single, and receive the old-age security pension and the guaranteed income supplement, now, receive \$135 a month, or \$1,620, annually, and will be receiving a Territorial supplement to meet the minimum subsistence level that has been designated, in the amount of \$25 per month, which would be an annual help of \$300 a month.

Mrs. Watson: \$300 a year.

Mr. Chamberlist: \$300 a year, I think. If you will note in number two, we deal with the married couple, who are both in receipt of the old-age security pension and the G.I.S., and the proposed minimum subsistence level which would be added to the components, would mean an additional \$45 a month, or \$540 a year. Then, of course, we have the married couple, where there is only one spouse in receipt, of the O.A.S. and the G.I.S.; they will be receiving a supplement of \$300 a month. It means that the Territorial supplement will be paid out in the amount of \$165. I think that the Paper speaks for itself. It's a Paper prepared with the, really, the very great help of the Director of Social Welfare, who worked for a considerably long time on it. It does, certainly, bring to these selective groups in the Yukon an added benefit, that, as I said, no other jurisdiction supplies to the older folk. The total cost, estimates to be in the area of \$66,000, of which fifty percent is cost-shared by the Department of National Health and Welfare. Therefore, from the Territorial funds, we will have to be finding \$33,000, and \$33,000 will be found by the Department of National Health and Welfare. There are, at the moment, about 458 people, who will be involved in these additional

Mr. Chamberlist continues ...

supplements.

Mr. Tanner: Mr. Chairman, I have one question for the Minister, in this regard. How does the Government intend to get the applications in, to request these different funds? What method, in this case, does an old-age pensioner apply for these funds?

SESSIONAL
PAPER #15

Mr. Chamberlist: Mr. Chairman, this is a purely Administrative matter and the Department of Social Welfare Department, will be advertising once we program, if it is accepted and will go into effect and we'll invite those people who come within these categories to make an application to the Department and it will be dealt with in this manner.

Mr. Rivett: Mr. Chairman, could the Minister please explain the first sentence in the second last paragraph, is that correct or is that an error?

Mr. Chamberlist: "The implementation of the proposed minimum subsistence level for old age pensioners in receipt of Federal G.I.S. and for those under sixty-five years of age and..."

Mr. Rivett: Shouldn't that read "over".

Mr. Chamberlist: No, those that are over, Mr. Chairman, those that are over sixty-five years of age automatically receive the old age pension. Where we are concerned, is for the selective group of people that perhaps have reached the age of sixty but are not receiving the old age pension, because they haven't reached the age of sixty-five. Yet, they have burnt themselves out as part of the labour force, they are unable to obtain sufficient funds to live on, in the minimum subsistence basis, so that it is to this group as well, that the subsistence is intended and the Paper is intended to explain that.

Mr. Rivett: Mr. Chairman, further, these people aren't thrown in group III then?

Mr. Chamberlist: On page 3, in the statistics of part III, you will find that we refer to "Proposed minimum subsistence level (total of pre-added components) showing \$300 a month and \$3,600 a year, less the income which would be given to them if they were recipients of the combined old age security and G.I.S. which would be \$135 a month, so that the amount of the Territorial Supplement meets the minimum subsistence level \$165.

Mr. Stutter: Mr. Chairman, I would like to ask the Minister if, let's say a person of 62, made application, is that person presently eligible for G.I.S. or is he not eligible for that until sixty-five? The point I am getting at, how much would you be paying somebody of sixty-two, would you give them this total \$160 a month?

Mr. Chamberlist: Where the person is not receiving the old age pension, it would be brought up to the amount of money the old age pensioner recipient would receive, so that there would be no difference in the eyes of the Government of the Yukon Territory, in relation to those people who are old age pensioners and those people who are not. When the person, who is sixty-two reaches the age of sixty-five, he would then drop from a Territorial supplement to the \$45 supplement because he would be receiving then the other amount from the Federal Government.

Mr. Stutter: Mr. Chairman, I still didn't quite get the answer to my question. The point I am trying to raise is that if the person is sixty-two, in actual fact then, to bring that person up to the level that you have now proposed, the Territorial Government would in fact be paying that person \$160 a month, not the difference between the old age security and the \$160.

Mr. Chamberlist: The \$160 a month is the item for a single person, so this is the amount for a single person, but if the single person is not receiving the old age pension, or the G.I.S. we would in fact be supplying him with whole amount of \$160, if he didn't have anything else but it merely has to do much with the need of the person. It is very obvious that if an old age pensioner, or man of sixty-two that is no longer in a labour force, has private means where he has income funds, the Government of the Yukon Territory has no intention of supplying him with, that

Mr. Chamberlist continues ...

particular person, with the extra money. This deals mainly with a minimum subsistence, and this is the way it works. The item that I was referring to dealt with a married couple under the same circumstances, where we would bring the single person minimum is \$160 and the married couple is \$300. These are the two main figures that are involved. The Territorial Government supplement would be adjusted to meet those two particular areas, the \$160 for the single person, the \$300 for the married couple.

Mr. Tanner: Mr. Chairman, I would think every Member of the House would support this Sessional Paper and would like to see the Government implement the policy as soon as possible.

Mr. Chamberlist: I wonder Mr. Chairman, if we can get a general agreement from everybody that this policy that is proposed, is acceptable to the Council?

Mr. Chairman: Committee Agreed? I would say that we have general agreement. Yes, if you don't wish to discuss those motions, we are out of work, in Committee, at the moment.

Mrs. Watson: Mr. Chairman, should we not have a formal motion, accepting Sessional Paper No. 15, from the House?

Mr. Chamberlist: I would move Mr. Chairman that Sessional Paper No. 15 be accepted.

Mr. Tanner: I second it Mr. Chairman.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Tanner that Committee concurs with Sessional Paper No. 15. Are you prepared for the question. Are you agreed? The motion is carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Tanner: Mr. Chairman, further to the motion that we still have in the House, I am sorry I am still not clear. There is Motion No. 22, is one I believe and what is the other one?

MOTION #22

Mr. Chairman: One is on Redistribution and the other is on National Parks. I believe we are waiting for somebody to come and talk about parks with us.

Mr. Chamberlist: I would like to proceed with the National Parks Motion, if Members are agreeable.

Mr. Chairman: Is there not to be a witness, it was my understanding that a witness would be coming to Council to explain this National Parks program and what it was all about, this is why Committee has been referring to this matter.

Mr. Stutter: Mr. Chairman, the wishes of Committee, when we discussed this motion before were quite clear; I thought at that time it was decided that we would defer Motion No. 22 until somebody had come forward. I haven't seen anyone come forward so unless there are any changes, it seems to me that we are dealing with something that has already been dealt with before.

Mrs. Watson: Mr. Chairman, what does the Honourable Member mean by, "some-one come forward", do you mean with us, or what do you mean by your inference?

Mr. Stutter: Mr. Chairman, that was my understanding, at the time that this motion was deferred that there was going to be somebody in Whitehorse at the time of the Northern Resources Conference and that this person would be invited to come before us as a witness or to talk to us and outline the proposals of the parks.

Mr. Chairman: What is this person's name, Mr. Clerk?

Mr. Clerk: Mr. Chairman, it is Mr. Gordon, who is the Senior Deputy Minister of the National Parks Branch Department. MOTION #22

Mr. Chamberlist: Does anyone know when he is expected?

Mr. Clerk: Yes, he will be here for the Northern Resources Conference.

Mrs. Watson: Mr. Chairman, I do feel we should be considering the motion, and at least get acceptance of the motion. I don't have a copy here but the first part of it is extremely important, to have the acceptance of all of the Members of Council.

Mr. Chamberlist: There is no reason, Mr. Chairman, why the Deputy Minister can't hold a discussion with Council Members about National Park policy and the like. Certainly, this doesn't interfere with the reason for discussion of the motion itself. I am prepared, as some Members are, to go ahead with the motion.

Mr. Chairman: Is it Committee's wish to proceed?

Mr. Stutter: Mr. Chairman, I think it was the Councillor from Whitehorse North, who had a little problem with sections 3 and 4, the second part of the motion. I don't think anybody would have any problem with the first part of the motion. I am willing to go along with that, at any time but I think 3 and 4 were the two sections that he needed clarification on.

Mr. Tanner: Mr. Chairman, I would agree with the Honourable Member completely. I think we can have endorsement from this Committee and Council for the first part, and as far as I am concerned most of the rest, if you want. I think it might be easier to split the motion into two parts. In other words, confirm the feeling of the Committee of the Whole that we go along with the park and then discuss the other part, when perhaps, we see a witness. However, Mr. Chairman, I should point out that the Honourable Councillor from Carmacks-Kluane hasn't heard the remarks I just made, so perhaps I had better repeat them because it is her motion. What I suggested, Councillor Watson, is that we should split the motion in half and if it is the wish of Committee, give endorsement to the first part, and leave the second part until such time as we can get a witness here and discuss it in detail. I, for one and I believe the Councillor from Dawson would agree, that that is the way he would prefer to proceed at this point.

Mr. Chamberlist: The only question, of course, Mr. Chairman, is the fact that we may be in a position to prorogue Thursday, we may be placed in the position of having to wait for the Assistant Deputy Minister to come. He might not come until late next week. In any event, it may be that something might happen that prevents him from coming along. I think that the suggestion that's been made, that the mover of the motion is satisfied, and the other Members are satisfied that we at least endorse the question, really, that is being put, that this Council endorse the proposal of the Honourable Jean Chrétien, Minister of Indian Affairs and Northern Development to establish a National Park in the Yukon, to be known as a Kluane National Park.

Mrs. Watson: Mr. Chairman, we are constantly requesting the opportunity to have input into decisions that are being made by the Federal Government on our behalf. Here, we have an opportunity to have this input by a formal motion from this Council, that we request that they make known to the Councillors preliminary development plans, as soon as possible, this should be adopted, made available to the Council, as soon as possible. The final development plans, at least in their general parameter, designate Haines Junction as a growth center to take care of the anticipated population increase that will come as a consequence of the establishment of the National Park. We have an opportunity to have input, use the experimental farm as administrative headquarters for the park and advise, and here is a very important one also, advise prospective property owners of their status as promptly as possible; we are constantly respecting the opportunity to have some input. We have had a National Park created, the Council never has formally endorsed the creation of that National Park, and we have never requested plans for the development of the area, we never

MOTION #22 Mrs. Watson continues ...

requested any advice, on how they anticipate handling the status of the property owners who are now situated within the park, I think this is a very important motion and I don't think we should shelve it off. I think we should deal with it today.

Mr. Stutter: Mr. Chairman, I think that 3 and 4, depend on the outcome of 2. No. 2, make available to Council as soon as possible the final development plans at least in their general parameter. " This I go along with, I go along with 1, 2, and 5 and in all probability, I go along with 3 and 4 as well. It is just that until we have heard from a representative, or until we know exactly what the plans are, I don't know, it seems logical to methatHaines Junction should be the growth center and it seems also logical that the experimental farm should be the headquarters of the park but they may have other plans we don't know. Perhaps there are other areas that can be considered. I certainly, really don't want to stop Haines Junction or the experimental farm being used but I would like to have heard the outline of No. 2 just exactly what their proposals are. Even if a couple little words were put in front of 3 and 4, if feasible designate Haines Junction, if feasible use the experimental farm as the administration headquarters, this I would go along with 100 percent. This to me sounds like we are going to use Haines Junction, we are going to use the experimental farm, I will put in a bid for Old Crow, I know that it is ridiculous but

Mrs. Watson: Mr. Chairman, my reason for asking for 3 and 4, in there, now you are saying let them tell us what they are going to do, should we not at a time like this, tell them what we would like them to do, what consideration they should give to these areas. If anyone else has other alternatives that they would like to suggest, this is fine but these are the national areas for the growth center and for the headquarters and we should be giving positive directions. Don't wait and tell us what they have planned to do, let's tell them what we want them to plan to do. We are always requesting the opportunity to do this, let's take some positive steps, by adopting this motion.

Mr. Stutter: Mr. Chairman, the Member from Whitehorse East has come up with a good suggestion, as far as I am concerned. If the word in 3, "designate" were changed to "consider," I have no problem there, and the same in No. 4, if No. 4 started out "considered the experimental farm as the administrative headquarter. It is virtually the same thing I suppose, I would have no difficulty supporting the motion then.

Mrs. Watson: Mr. Chairman, this could be given consideration, but I am trying to get the point across, we should be giving them directions, we have an opportunity, let's give them a positive direction, not just ask them to consider, you know how they consider, tell them what we want them to do. Here is our opportunity.

Mr. Tanner: Mr. Chairman, what the Honourable Member from Dawson is saying, and I agree with what he is saying, is how can we ask them to do that, if we don't know the circumstances in which they are going to make their decision or how can we make it if we don't know the circumstances in which we can make a decision. I think the Honourable Member's suggestion both, from Whitehorse West and from Dawson is reasonable because what he is really saying and I entirely agree with him, when we see the plans, let's see what you have got and we will give you direction, but until we see those plans the only Member who is close to the situation is the Honourable Member herself; but the rest of Council aren't that close to the situation. We are saying fair enough, we will go along with what you say, but give us a little leeway. When we get the total plan we can make a valid decision on the basis of what they are showing us.

Mrs. Watson: Mr. Chairman, they will be making plans, and if we give them directions in what areas we want them to make the plans, this would make our position much more positive. However, I am prepared to accept the Honourable Member's suggestion, consider designating Haines Junction as a growth center, to take care of the anticipated population and consider using, I don't know what word I can put in with consider to make it quite a forceful consideration..

Mr. Chamberlist: The Honourable Member should not attempt to amend *MOTION #22* her own motion, Councillor Tanner should be doing it, really.

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

Councillor Stutter takes the Chair.

Mr. Taylor: Inasmuch as when this comes to a vote, I will likely be in the Chair, I think I should express my opinions on it. In the first place whether or not we have a National Park is not important in relation to my comments. What is important is that when a National Park is established that the people of the Yukon be informed what it is all about. We are not, we have been told we are going to have a National Park and I believe some discussion is going on now, relative to that park and sometime in the very near future we will have a National Park. Alright, I think it behoves the foreign landlord, being the Federal Government to come to the Yukon, meet at least with the Council of the Territory and lay out before us what the programs are, that they anticipate in the operation and development of a National Park in the Yukon Territory. This motion says, that the Council endorses the proposal of the Honourable Jean Chrétien, to establish a park in the Kluane area. I have not seen the proposal, you have not seen the proposal. Mr. Chairman, the Members are indicating a map on the wall, which indicated the proposed boundary to the park, what I am saying is, that we do not have the information from the National Parks as to how and what this area is going to be developed. This motion also says that we firmly designate Haines Junction as a growth center; as the Honourable Member from Dawson indicated this may be. I don't think that until we have this information that we should be giving direction to anybody to do anything. It is just another case of where we would be giving somebody a blank cheque, without first having the information at hand. The use of the experimental farm is probably a good idea, however, I would like to have more detail one way or the other, by either information by letter, or by a visit to this Council of a representative of the National Parks Branch before I would ever in favour of this motion.

Mr. McKinnon: Mr. Chairman, I have a few comments to make. I don't have too much trouble with the motion, except in 3 and 4, as other Members. Designate Haines Junction as a growth center, has absolutely no identification to me in meaning with anything interpreted under any of the Yukon Ordinances. The Village of Haines Junction, or in the unincorporated area, or the Local Improvement District, that is the right word, is going to be without, not within the boundaries of the park. Certainly, it is still going to be absolutely the Territorial Government jurisdiction, as to how Haines Junction develops, whether it continues as L.I.D. whether it goes into a Village or whether it goes into municipal status. All these things are dependent upon how the Government of the day sees the effect of the National Park on Haines Junction. There is no way that I am going to allow the Federal Government to have the ability to go about the planning of a Territorial Local Improvement District or a Territorial municipality, or a Territorial village. That is the responsibility of the Yukon Territorial Legislative Council and that is the responsibility of the Government of the Yukon Territory, not the Federal Government. One of the few areas where we have a Local Improvement District, and a village and a municipality that we have got any control over the bloody land of the Yukon Territory. No. 3, to me seems to me to be not necessary, because Haines Junction is going to develop as a child of the Yukon Government, not as a child of the Federal Government. No. 4, the experimental farm is owned by the Federal Government, at present, if they are going to use it, I think it is a little presumptuous to tell them that they are suppose to use it as an administrative headquarters and I would go along with the suggestion, that we request them to consider the use of the experimental farm for the park. I don't think the third part of the motion is necessary; it has no meaning at all to Territorial Legislation. There is no such thing as interpretation of a growth center anywhere, in any Territorial Ordinance that I know of, there is no such animal. As I say, we have got Haines Junction, for crying out loud, we are not going to go and give it over to the Feds to manage, are we? No way in my estimation, so let's go 1, 2, 4 as amended and 5. If those are accepted I have no problem at all with the motion, I'll support it all the way.

MOTION #22

Mrs. Watson: Mr. Chairman, I would like to explain the reason for including that section 3, I believe it is that the Honourable Member... regarding Haines Junction. My simple reason for including it is that I feel that the parks people should be giving consideration to communities, organized communities in that area in which they would build the housing for any permanent employee that they would have for the park. It wouldn't be possible at all occasions to put permanent employees in a community but we have seen too much to the same old story in the Yukon Territory, where C.N.T. builds housing in one area, sixteen miles down the road, D.O.T. builds houses for another group of their employees, another fifty miles down the road D.P.W. builds houses housing for their employees. This is the reason that I have included section 3, to make them realize that there is a community there and we don't want them to start up another small community in the Territory. Everyone of these small communities, you go into them and you ask them what their greatest need is and always the reply is more people so that we can have the facilities that will come when you have more people and this is my reason for including section 3.

Mr. Chamberlist: Mr. Chairman, I think the Honourable Member for Whitehorse West, on reflection will recognize the point that's been made here. I know he has raised the question before of where Federal Government departments go and set up satellite communities of their own as a result of a Federal grant. Right in Watson Lake for instance, I know there's been reference to it; the houses that were built at the airport when they could have been built at the Watson Lake Townsite and so built up the community. This is the danger, really, that's involved. Under normal...under any other circumstances, I would tend to agree with what he has said, but certainly, there must be some sort of protection to stop the Federal Government from building houses where they want to build them without first consulting with the Territorial Government as to the best location for a particular plan and situation. Now, the experimental farm is a separate entity but certainly, the point that has been made by the Honourable Member from Carmacks-Kluane in relation to having a growth area, perhaps it isn't...we haven't designated or interpreted what a growth area is, but I'm sure all Members will agree that we recognize in plain everyday language what a growth area is. I would think that on reflection he might be prepared to even look at that particular point that he has raised. MOTION 22

Mr. Taylor: Mr. Chairman, just a point arising out of the statement from the Honourable Member a little while ago, that I suggest that move, or have ever suggested that housing built at the Airport at Watson Lake should be built in Watson Lake, didn't come from me. I've never considered that question whatsoever. I still don't feel that we should at this time, properly designate any place as a growth centre in relation to this National Park. I think we should get the information first. I see no use either for a "four", I think that there's no need for them being in the motion. I'll resume the Chair, at this point.

Mr. Taylor resumes the Chair.

Mr. McKinnon: Consider Haines Junction as the centre to take care of the anticipated population increase that will come as a consequence of the establishment of a National Park. To me, it sounds like the Council respectively request the Federal Government to designate Haines Junction as the growth centre. I don't think that's within their competence at all. It's our competence if we want to recognize, but to recognize Haines Junction as the growth centre to take care, right, but it's for us to be able to tell the Minister to designate it when it's our baby.

Mr. Tanner: Mr. Chairman, could I move the following amendments to this motion. That after the Honourable Members could give urgent consideration to one; making known to Council the development plans as soon as possible, two; making available to the Council as soon as possible, the final development plans...am I going too fast for this Mr. Chairman?

Mr. Chairman: I haven't got any of this, perhaps you should write it out for me.

Mr. Tanner: Well, to make it consistent, we might as well go right through it. In other words, what we're doing, Mr. Chairman, is reading making the first two read..."recognizing" where you read "designated three", "using" instead of "use" in four, and "advising" instead of "advice" in five, and one final amendment, would we give urgent consideration to, in the preamble of the resolution, so that it will read that "that this Council especially requests the Honourable Minister to give urgent consideration to" and then those adjustments. Does the Chairman require a written amendment?'

Mr. Chairman: Yes. It'll be necessary to figure this fairly extensive type of amendment and I'm wondering if Members would care to consider this possibly over the evening hour and come back with a draft amendment of what we want.

Mr. Tanner: Mr. Chairman, I think if we could just recess for a couple minutes we could draft it out.

MOTION 22 Mr. Chairman: Alright, I'll declare a brief recess.

RECESS

Mr. Chairman: I'll now call Committee back to order.

Mr. Tanner: Mr. Chairman, I would move that Motion No. 22 be amended as follows: "That this Council endorses the proposals of the Honourable Jean Chrétien, Minister of Indian Affairs and Northern Development, to establish a National Park in southwestern Yukon, to be known as Kluane National Park, and that this Council respectfully requests the Honourable Minister to give urgent consideration to one; making known to Council the preliminary development plans as soon as possible, two; making available to Council as soon as possible the final development plans at least in their general...three; recognizing Haines Junction as a growth centre to take care of the anticipated population increase that will come as a consequence of the establishment of a National Park, four; using the experimental farm as the administrative headquarters for the park, five; advising the respective property owners of their status as promptly as possible.

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

Mr. Chairman: It has been moved by Councillor Tanner, seconded by Councillor Stutter that Motion No. 22 be amended to read: "That this Council endorses the proposal of the Honourable Jean Chrétien, Minister of Indian Affairs and Northern Development, to establish a National Park in southwestern Yukon to be known as the Kluane National Park and that Council respectfully requests the Honourable Minister to give urgent consideration to one; making known to the Council the preliminary development plans as soon as possible, two; making available to the Council as soon as possible the final development plans at least in their general parameter, three; recognizing Haines Junction as a growth centre to take care of the anticipated population increase that will come as a consequence of the establishment of a National Park, four; using the experimental farm as the administrative headquarters for the Park, and five; advising respective property owners of their status as promptly as possible." Any discussion on the amendment? Are you agreed with the amendment? I will declare that the amendment is carried. Are you prepared for the question on the Motion as amended? Are you agreed? I declare that Motion No. 22 is carried as amended.

MOTION
CARRIED

MOTION CARRIED

Mr. Stutter: Mr. Chairman, I have one more point while we're still on this same subject. I would like to get the feeling of Committee inasfar as, perhaps we will be prorogued by next week when Mr. Gordon is available for discussions with Council. I would like, if this happens, and if Mr. Gordon is available and is willing to come before this Council, or come before us informally, if the rural Members could be invited to come in and attend that meeting.

Mr. Chamberlist: Mr. Chairman, I would like to indicate that should the Assistant Deputy-Minister Gordon arrive here, at any time, we will ask for Members who are in the outside areas, to come and meet with him. Mr. Chairman, while I'm on my feet, there is a very important meeting, as well, that Members of Council should be meeting with, so that we can before proroguing formulate the number of motions, in relation to constitutional reform. I am wondering whether any Member here would like to indicate when we can meet, between now, and let's say Wednesday, so that there is a special time for Wednesday morning for Notice of Motion to be given, in relation to this. I would like to have Members work together on this particular effort, any suggestion would be gratefully received.

Mr. Chairman: Well, from the Chair, I'd like to state that this is forthcoming, that we could probably sit in caucus following the meeting with the teleset people. Would that be agreeable to Committee? What is your further pleasure?

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

Mr. Tanner: I'll second the 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? Agreed?

MOTION CARRIED

*MOTION
CARRIED*

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

Mr. Taylor: Mr. Speaker, Committee convened at 2:10 p.m. to discuss Bills, Sessional Papers, and Motions. Mr. R. Hodgkinson, Administrator, attended Committee to discuss Sessional Papers. It was moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 10 be reported out of Committee, as amended, and this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 23 be reported out of Committee, without amendment, and this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Tanner, that Bill No. 25 be reported out of Committee, without amendment. This motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Tanner, that Committee concur with Sessional Paper No. 15. It was moved by Councillor Tanner, seconded by Councillor Stutter, that Motion No. 22 be amended to read: "This Council endorses the proposal of the Honourable Jean Chrétian, Minister of Indian Affairs and Northern Development establish a National Park, in the southwestern Yukon, to be known as the Kluane National Park. And that this Council, respectfully, request the Honourable Minister to give urgent consideration to one: making known to the Council the preliminary developments plans as soon as possible; two: to make available to the Council, as soon as possible, the final development plans, at least, in their general parameter; three: recognizing Haines Junctions as a growth center, to take care of the anticipated population increase, that will come, as a consequence, of the establishment of the National Park; four: using the experimental farm as the administrative headquarters for the park; and five: advising affected property owners of their status, as promptly as possible." This amendment carried, and then, Motion No. 22 carried as amended. 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 Committees, Are we agreed? Agreed. May I have your further pleasure?

Mr. Taylor: Mr. Speaker, tomorrow, we will be meeting, following the Orders of the Day, with Mr. Murphy and Mr. Steers, with the Telesat program.

Mr. Speaker: May I have your further pleasure?

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

Mr. Stutter: I'll second the motion.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse North, seconded by the Honourable Member from Dawson that we now call it 5:00 o'clock. Are you prepared for the question? Agreed? Motion carried.

MOTION CARRIED

*MOTION
CARRIED*

Mr. Speaker: The 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. Are there any Documents or Correspondence to be tabled? Are there any Reports of Committee? 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 or Motions, we come to the Question Period. Mr. Clerk will you see if the Assistant Commissioner is available. We will now have a short recess.

RECESS.

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

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Administrator whether he is aware of a motion that was passed unanimously by the City of Whitehorse Council last night and was forwarded to the Honourable Minister of Indian Affairs and Northern Development asking that Bill No. 10 be not given assent to and whether his Minister has replied to the motion that was sent to the Honourable Minister?

*QUESTION
RE CITY
COUNCIL
MOTION ON
BILL #10*

Mr. Administrator: Well, Mr. Speaker, this is the first indication that I learned about the City passing this motion. They sent their telex down to the Minister this morning and I doubt whether the Minister has sent back a reply. All I can say is that I'm sure the Minister will refer the request back to us because it is certainly up to us to approve the Bill in the first instance.

Mr. McKinnon: To think I always thought the news media knew more than the Government of the Yukon Territory; if you listen to the next news broadcast of CKRW they'll have the Minister's reply on it.

Mr. Speaker: Councillor Taylor?

Mr. Taylor: Mr. Speaker, I would like to direct a question to Mr. Administrator this morning and ask him when Council may expect to receive the detailed information arising out of the Budget discussion with respect of the Department of Local Municipal Affairs?

*QUESTION
RE DETAILED
INFORMATION
RESPECTING
DEPARTMENT OF
MUNICIPAL
AFFAIRS*

Mr. Administrator: Mr. Speaker, I didn't realize that this information had yet been supplied, but I will look into it and see if we can get it up here quickly.

Mr. Speaker: Are there any further questions? As there are no further questions we wish to thank the Assistant Commissioner for his attendance. As there are no Private Bills and Orders we come to Public Bills and Orders.

Mr. Chamberlist: Mr. Speaker, I would move and seconded by Councillor Watson that Third Reading be given to Bill No. 12, an Ordinance entitled Municipal Aid Ordinance.

*BILL #12
THIRD
READING*

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane that Third Reading to given to Bill No. 12, an Ordinance entitled Municipal Aid Ordinance. Are you prepared for they question?

Mr. Taylor: Mr. Speaker, speaking on Third Reading to this Bill, I would just like to restate my position in this matter and certainly the position of the people of Faro, that the Bill is totally unequitable. It does not provide for the needs of the Municipality of Faro and I am

Mr. Taylor continues...

sure it does not provide for the needs of other municipalities being Dawson and Whitehorse. For example, Mr. Speaker, that there are today in Faro in excess of 1,200 people. By the time summer rolls around there will be a substantially larger population in that community. This Bill provides a per capita grant not for 1,200 people, but for 850 people based on D.B.S. statistics, which I feel are inaccurate and do not truly reflect the situation as it exists in the municipality of Faro. It has been stated by the Honourable Member from Whitehorse East that we are locked in, it is not very good, but that's all we've got. But that isn't good enough for me. I think that more time should be taken in attempting and more expertise sought if necessary, to determine a more equitable policy in the distribution of per capita grants to municipalities. Therefore, I would urge all Members, more particularly those Members who have within their constituencies, municipalities, to oppose Third Reading to this Bill.

Mr. Chamberlist: Question.

Mr. McKinnon: Mr. Speaker, as a representative from the municipality of the City of Whitehorse I also will be voting against this Municipal Aid Ordinance as the municipalities have made it abundantly clear, particularly the municipality of the City of Whitehorse, that it will be locally inadequate to fulfil the needs and the services they have to perform for the people of the municipality of the City of Whitehorse.

Mr. Stutter: Mr. Speaker, the time that the Mayor and Councillors of Dawson were here, I think their comments were quite loudly put forward and I also will be opposing this Bill. My feeling is that Dawson in particular, is being left considerably short of the funds that they have received in the past, and one clause that has been brought up by the municipality of Faro is one that should have been looked into. I realize it was a difficult one to get around, but at the same time I think some effort should have been made for changing the population other than on a five-year basis from D.B.S.

Mr. Speaker: Are you prepared for the question? Agreed?

Mr. Taylor: Division.

Mr. Speaker: Mr. Clerk would you please poll the House?

Mr. Clerk: The Member from Carmacks-Kluane?

Mrs. Watson: Agreed.

Mr. Clerk: The Member from Whitehorse West?

Mr. McKinnon: Disagree.

Mr. Clerk: The Member from Watson Lake?

Mr. Taylor: Disagree.

Mr. Clerk: The Member from Dawson?

Mr. Stutter: Disagree.

Mr. Clerk: The Member from Whitehorse East?

Mr. Chamberlist: Agreed.

Mr. Clerk: The Member from Whitehorse North?

Mr. Tanner: Agreed.

Mr. Clerk: The vote, Mr. Speaker, is three "yea" and three "nay".

Mr. Speaker: I declare the motion carried.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No. 12, Municipal Aid Ordinance be adopted as written.

BILL #12
TITLE
ADOPTED

MOTION CARRIED.

MOTION
CARRIED

Mr. Speaker: I declare that Bill No. 12 has passed this House.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 23, An Ordinance to Amend the Fire Prevention Ordinance, be given Third Reading.

BILL #23
THIRD
READING

MOTION CARRIED.

MOTION
CARRIED

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No. 23, An Ordinance to Amend the Fire Prevention Ordinance, be adopted as written.

BILL #23
TITLE
ADOPTED

MOTION CARRIED.

MOTION
CARRIED

Mr. Speaker: I declare that Bill No. 23 has passed this House.

Mr. Chamberlist: Mr. Speaker, I move, seconded by Councillor Watson, that Bill No. 25, an Ordinance entitled Loan Agreement Ordinance (1972) No. 1 be given Third Reading.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member from Carmacks-Kluane that Bill No. 25, an Ordinance entitled Loan Agreement Ordinance (1972) No. 1 be given Third Reading at this time.

BILL #25
THIRD
READING

Mr. Taylor: Mr. Speaker, I'm wondering in view of the fact that there are some other Bills related to this Bill, I believe there is three of them up for First and Second Reading this morning, if this Bill should not be delayed until the other Bills may be considered.

Mr. Chamberlist: Mr. Speaker, I'm sure the Honourable Member is not so naive nor any Members of this Council that naive to recognize that this Bill is for a specific purpose and that is, to give the Government of the Yukon Territory the right to borrow from the Government of Canada. The other Bills are simply to give the Commissioner the right to loan to the municipalities.

Mr. Taylor: Yes, Mr. Speaker, for this reason I would suggest that Third Reading be deferred. The Railroad.

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

MOTION CARRIED.

MOTION
CARRIED

Moved by Councillor Chamberlist, seconded by Councillor Watson, that the title to Bill No. 25, Loan Agreement Ordinance (1972) No. 1, be adopted as written.

BILL #25
TITLE
ADOPTED

MOTION CARRIED.

MOTION
CARRIED

Mr. Speaker: I declare that Bill No. 25 has passed this House.

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 20, An Ordinance Respecting Lands in the Yukon Territory be given First Reading.

BILL #20
FIRST
READING

MOTION CARRIED.

MOTION
CARRIED

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 20, An Ordinance Respecting Lands in the Yukon Territory be given Second Reading.

BILL #20
SECOND
READING

MOTION CARRIED.

MOTION
CARRIED

BILL #28
FIRST
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 28, Second Appropriation Ordinance 1972-73, be given First Reading.

MOTION
CARRIED

MOTION CARRIED.

BILL #28
SECOND
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 28, Second Appropriation Ordinance 1972-73, be given Second Reading.

MOTION
CARRIED

MOTION CARRIED.

BILL #29
FIRST
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 29, An Ordinance to Authorize the Commissioner to Lend Money to the Village of Faro for Various Purposes, be given First Reading.

MOTION
CARRIED

MOTION CARRIED.

BILL #29
SECOND
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 29, An Ordinance to Authorize the Commissioner to Lend Money to the Village of Faro for Various Purposes, be given Second Reading.

MOTION
CARRIED

MOTION CARRIED.

BILL #30
FIRST
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 30, An Ordinance to Authorize the Commissioner to Lend Money to the City of Dawson for Repairs to Centennial Hall, be given First Reading.

MOTION
CARRIED

MOTION CARRIED.

BILL #30
SECOND
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 30, An Ordinance to Authorize the Commissioner to Lend Money to the City of Dawson for Repairs to Centennial Hall, be given Second Reading.

MOTION
CARRIED

MOTION CARRIED.

BILL #31
FIRST
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 31, An Ordinance to Authorize the Commissioner to Lend Money to the City of Whitehorse for Local Improvements, be given First Reading.

MOTION
CARRIED

MOTION CARRIED.

BILL #31
SECOND
READING

Moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 31, An Ordinance to Authorize the Commissioner to Lend Money to the City of Whitehorse for Local Improvement, be given Second Reading.

MOTION
CARRIED

MOTION CARRIED.

Mr. Speaker: May I have your further pleasure?

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

Mr. McKinnon: Mr. Speaker, before the motion is called, I was phoned last night by Mr. John Lammers, who Committee had agreed to meet. He had quite an expedition; it took him from 7 o'clock yesterday morning to get out from his Yukon Wilderness to the confluence of the Yukon Pelly Rivers, just arriving in Whitehorse last night so that he could have an opportunity to meet before Committee. I tentatively arranged that perhaps we could meet with Mr. Lammers at 2:00 this afternoon, if that is to the agreement of other Members of Council.

Mr. Speaker: Could you take the matter up with Committee of the Whole.

Mr. Speaker continues...

Isn't there some matter under discussion there with him?

Mr. Taylor: Yes, we can deal with it in Committee.

Mr. Speaker: Is there a seconder for the motion?

Mr. Tanner: I second that 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, Sessional Papers, and Motions. Are you 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.

Mr. Chairman: At this time we will call Committee to order. Just prior to our commitment and our discussion respecting Sessional Paper No. 10, there was a suggestion in Council this morning that a witness would be available to discuss a matter discussed in Committee. Councillor McKinnon?

Mr. McKinnon: Mr. Chairman, Committee has agreed to meet with Mr. Lammers at his request and in knowing this particular situation the difficulty of arriving from his, where he ordinarily resides to Whitehorse. He is in town specifically for this occasion and I thought that Members of Committee be amenable if it could be possible for Committee to meet with Mr. Lammers at 2:00 this afternoon.

Mr. Chamberlist: I would suggest, that because we have some business of the House to get over with, we have Bills now, we have to meet with some people immediately after...I should say that we set a time definite, let's say 4:30 this afternoon.

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

Councillor Stutter takes the Chair.

Mr. Tanner: Mr. Chairman, I think that Members will recall too that we discussed yesterday that we wanted to have a meeting amongst ourselves on various complications of problems which we wanted to present. I think that maybe it would be better if we left Mr. Lammers until later on into the evening if we have to.

Mr. Taylor: Well, Mr. Chairman, I have been accused of obstruction and everything else in this Chamber and now I see a true case of obstruction. It has been suggested by the Honourable Member and agreed upon by Committee that the Honourable Member go and contact Mr. Lammers and allow us, or to allow him to come before Committee. Now this morning we are going to be dealing with the matters relevant to the Telesat program. Following which we are going to have a caucus on constitution. Following which I can see no reason why at 2:00 or thereafter whenever we have concluded that caucus we could not give courtesy to the Honourable Member and discuss the matter involving Mr. Lammers. I see nothing wrong with this and I really cannot understand why the Chamberlist Railroad will not give some consideration to this matter.

Mr. Tanner: Mr. Chairman, we are not, certainly nobody is saying that. We are just merely saying that as a courtesy to Mr. Lammers,

Mr. Tanner continues...

rather than have him sit here all afternoon until we get through with the various discussions that we are going to have, if we say that we will see him at 4:30; then he knows when he has got to be here and we know when we are going to see him. To my mind it's simple. We are trying to extend a courtesy to Mr. Lammers, by not having him sit in the gallery waiting for us to get through the various discussions. I think, that the Honourable Member has made a mistake and is looking at it backwards.

Mr. Taylor: Mr. Chairman, I can only say that at 4:30 is just one-half an hour before our closing time by our rules. As far as I'm concerned, the discussions that Mr. Lammers has will no doubt take a little longer than that and I can see no reason why we can not see Mr. Lammers following 2:30 or closely thereafter.

Mrs. Watson: Mr. Chairman, I'm quite prepared, and I'm sure all the rest of the Councillors, if we have to sit an extra half hour or an extra hour in order to listen to Mr. Lammers. I am quite prepared to do this and I'm sure that the rest of the Members here are. I think we should extend the invitation to Mr. Lammers to appear before us at 4:30.

Mr. McKinnon: I hate to bring my personal problems into this all the time....

Mrs. Watson: Well don't bother. Don't bother.

Mr. McKinnon: But....

Mr. Chairman: Order, please.

Mr. McKinnon: My wife's grandfather who is 92 years of age, has died in Prince George and is being buried in Champagne at Haines Junction tonight or tomorrow. It was my intention to bring my wife to Champagne at Haines Junction so she could attend the funeral of one of the Yukon's pioneers, Charlie Stevens, who passed away. Now if the House is even not disallowing, or not giving the Members the courtesy of being able to attend to matters like this; I mean how cold, how callous are we getting in this House, Mr. Chairman.

Mr. Tanner: Mr. Chairman, this is not....it is neither fair nor decent. First of all, nobody in this House knew, except in an informal discussion and the Member himself didn't say when it was going to happen. I don't think other Honourable Members knew. Now under those circumstances, for goodness sakes, of course, we could find a reasonable time, or an earlier time. Let's not play games like that, that's not fair.

Mr. McKinnon: Mr. Chairman, why can't we leave it as soon as after 2:00 is available that we'll be ready to listen to Mr. Lammers.

Mr. Chamberlist: Because the position is clear, Mr. Chairman, with respect. You see we started off this morning, we tried to make everything nice and smooth, to operate nice and smoothly. Now immediately the Honourable Member from Watson Lake is already up attacking me this morning, the Chamberlist Railroad and nonsense like that. There is no way that I'm going to back away from anything like this. The Honourable Member from Whitehorse West didn't indicate that he had a personal problem of this nature that he would have to go to and he started getting emotional again. It is beginning to wear thin with us now because it is like a story of the man that cries wolf, after a time you just don't care what is happening with him, whether he is really needs some help or not. We have....certainly and we should have to help each Member. The Honourable Member from Watson Lake keeps shaking his head, the thing will fall off because there's not much there. We have consideration of the work before the House and certainly if the Honourable Member from Whitehorse West feels that he should go a little earlier, that is fine and dandy,

Mr. Chamberlist continues...

perhaps we make it a little earlier. But I don't want to set it at 2:00 because we have some Bills and matters to discuss, if we can do it we will do it. But I don't like ...would much rather say for Mr. Lammers to come at a specific time as the Honourable Member from Whitehorse North has stated. So that he knows when we are going to be ready. If the Honourable Member for Whitehorse West feels that he has to take off at a certain time, because he has to go earlier, we'll say 4:00, but at least give Mr. Lammers the decency of knowing when to be here.

Mr. Chairman: I wonder if I could just make a suggestion from the Chair. It does seem to me that Bills we now have in Committee are new Bills that have just been put in. It seems rather odd that we should start that business until we have cleared up the business with Mr. Lammers. Surely, if we meet for our caucus meeting at 1:30 and have Mr. Lammers in as soon as that caucus meeting is finished, this would probably be 2:30 or 3:00 at the latest.

Mrs. Watson: Mr. Chairman, there is just one very very important Bill that we still have to consider and that is the last Land Ordinance and the public have been demanding and they have been requesting that we have a Land Ordinance and that we resolve this issue at this sitting. Now, it is up to the Members just where they place their priorities and how they want to allot their time. I wish the Honourable Member from Whitehorse West could give us some indication of how long he will be absent from this Chamber. Will it be necessary for a day and a half or two days, so that when we do plan our work we can take it into consideration, but don't just throw it in as a bombshell.

Mr. McKinnon: I was going to ask Mr. Speaker at tonight's recess if I could be absent for tomorrow because I would be attending the funeral of my wife's grandfather. But, that is when the normal time to raise it was and that was the time that I was going to raise it.

Mr. Chairman: I wonder if we can have a decision as to when we will meet with Mr. Lammers.

Mr. Tanner: Mr. Chairman, perhaps we could set a time to suit ... We are only trying to accommodate everybody and make sure the Member from Whitehorse West.

Mr. Chairman: Is this agreed?

Mr. Taylor resumes the Chair. I'll declare a short recess. Mr. Clerk would see if Mr. Murphy is available?

RECESS.

RECESS

Page 1200
Tuesday, March 28, 1972
10:45 a.m.

Mr. Chairman: I now call Committee to order. We have with us today, Mr. Murphy, who is here to discuss Sessional Paper No. 10, related to the Telesat Canada Project.

*SESSIONAL
PAPER #10*

Mr. Chamberlist: Mr. Chairman, I wonder if Mr. Murphy could indicate who he is, and what his position is, so that Members will know.

Mr. Murphy: Mr. Chairman, in answer to the question, I am the Director of Planning and Marketing of Telesat Canada. On behalf of Telesat Canada, I would like to thank Council for having given us time today, to come and describe for you the information in our program. I believe that there has been some descriptive literature distributed for you. I would like to refer you to the bound brochure entitled "A Canadian Satellite Communications System," which is the general outline of Telesat Canada, and its program. Briefly, for your information, Telesat Canada was created in 1969, by Act of the Federal Parliament, as a commercial communications company, owned and operated by Canada's Domestic Satellite Communications System. It is quite likely, in fact most likely, that it will be the world's first Domestic Geo-Stationary Satellite Communications System. So, that in this particular technology, Canada will be among the leaders of the world. In setting up the Corporation, the Government established that it would be owned by three major parties in Canada itself, the Government of Canada, having one-third of the share, the Telecommunications Common Carriers, having one-third of the share, the general public of Canada, having the balance of the share. At the present time, the three partners have subscribed for some sixty million dollars in share equity. The public issue will probably be taking place following successful operation of the System, which is currently on target for January 1st, of the next year. The reason for withholding the public share issue is that it is a very high risk proposition, and our financial advisers feel, in all fairness, that this is a more principled approach than to issue the shares at the moment. I have some slides and pictures of the actual progress and an outline of the program, that might give you a better appreciation of just what we are doing. And the fact that we are closing in, very rapidly, on the launch of the first satellite, on November of this year from Cape Kennedy. We will start operation on January, 1973. Mr. Chairman, if I may, I would like to show you these slides now and outline some of the aspects of the program to you individually.

Mr. Chairman: Thank you, Mr. Murphy. We will call Committee in recess.

RECESS

RECESS

Mr. Chairman: I will now call Committee back to order. We have had a very informative and well presented oratory of the presentation and a little discussion. I wonder if, at this time, you have any questions that you would like to ask of Mr. Murphy?

Mr. McKinnon: What number of voice circuits are comparable to one R.F. channel?

Mr. Murphy: It depends on the particular antenna diameters, and the number of stations involved. It can range as high as one thousand, or as low as about two hundred and twenty.

Mr. McKinnon: There has to be a certain amount of spill-over of the signals. What would prevent an enterprising person, in the United States, from setting up a ground receiving station, and distributing the C.B.C. signals to American stations?

SESSIONAL
PAPER #10

Mr. Murphy: Well, technically, there is no way to prevent it, but, there's legislation in both countries, for the licensing of radio receiving stations for this purpose, that precludes this. It requires a license in Canada, from the Department of Communications, and in the States, from the Federal Communications Commission. Anybody who did this illegally, would be subject to prosecution, and the equipment would be confiscated. It would cost anyone about two hundred or two hundred and fifty thousand dollars to pirate the signal; that's another impediment to the thing, I guess. I think there are more practical impediments, and jurisdictional impediments to prevent that sort of thing.

Mr. McKinnon: What if an American enterprise made application to Telesat for the availability of police stations, the signal, in setting up this station for distribution?

Mr. Murphy: Well, under the Act, the copy of which I believe that I distributed to you, it's entirely restricted to Canada. I wouldn't like to say that it couldn't be amended, but at the moment, we are not in power to provide service in the U.S. The U.S. has plans of their own to put up satellites, for domestic purposes. So, I don't know whether that answers the question or not, Mr. Chairman.

Mrs. Watson: Mr. Chairman, I am not quite clear on this. Did you say, that you contracted a service to C.B.C.?

Mr. Murphy: We provide a service for C.B.C. That's correct.

Mrs. Watson: Now, the installation of these remote stations, who would bear the cost of these, C.B.C.? Who would designate as to where they would go?

Mr. Murphy: Telesat Canada will bear the capital costs of the receiving earth station, and will, in turn, charge the C.B.C. an annual lease for that station. As to where they are located, the C.B.C. specifies as to where they want the service, and we provide it, at the location of their choice.

Mrs. Watson: Then, the initial construction cost is paid out, on a rental basis, by C.B.C. So, you are now looking at two hundred thousand dollars construction cost, plus sixty thousand dollars. The initial just the two hundred thousand dollars.

Mr. Murphy: That's correct. That is for Telesat Canada to bear as a capital expenditure of ours, which we would recover by charging the C.B.C. an annual lease for the service. I would just like to take the liberty of explaining something that I didn't explain during the presentation, and that is, Telesat delivers the signal only to the remote stations, from wherever it is originated by the C.B.C.; we deliver it to them at the remote station, perhaps, in the case of Whitehorse, at our station. It is up to them at that point, to rebroadcast a television signal. In many cases, they will be using the existing frontier coverage transmitters. But, the actual choice, as to where the transmitter might be to serve a given area, is the C.B.C.'s, and not Telesat's.

Mr. McKinnon: The lifetime of the satellite is seven years. Is it Telesat's, or has anything been looked into, in seven years, whether the technical advancements will be so great, that a further satellite going on, will have the ability of putting an R.F. signal from the satellite, directly into the hole of the T.V. set, without a ground receiving station?

Mr. Murphy: This is not beyond the limit of probability. It is unlikely to occur, in our estimation and in the estimation of some of the experts, before early 1980. It's technically possible; it should be technically possible by the late 1970's, to do this sort of thing. Whether it will be economically viable, and whether it will be politically acceptable to do that sort of thing is another thing. I don't think that I can comment on either of those two things.

Mr. McKinnon: That would mean that another country would be able to receive the signals from the satellite of a foreign country, simply by turning on the television.

Mr. Murphy: Well, that's correct. If it were ever implemented, it would be a very difficult thing to censor, if you want to put it that way.

Mr. Chairman: Well, these are all U.H.S. signals, are they?

Mr. Murphy: These are all micro-wave signals; that's correct.

Mr. Chairman: Any further questions?

Mr. McKinnon: Will this be the English language network of the C.B.C. in the Yukon and the N.W.T.? Or will there be parts of it, that will also have the French language signal, coming through the ground receiving station?

Mr. Murphy: If my memory serves me correctly, initially, I believe it's only the English language network in the six stations in the Yukon. I may be wrong in this regard; there may be one, which will have both English and French. There are a number of locations in both the eastern Arctic and the province of Quebec, and in the western provinces, which will have French language service. In fact, it will be the vehicle by which Trans-Canada French language service will be made available, for the first time.

Mr. Chamberlist: Does this mean, Mr. Murphy, that there will be just one channel, or will we be having a number of channels?

Mr. Murphy: The initial plan is to have one channel available, I believe, at all of the stations in the Yukon.

Mr. Chamberlist: Do you know, from knowledge, what will be the time factor between French language programs and English language programs? In other words, are we to have six hours of French language programs on that one channel?

Mr. Murphy: Total English, I believe, and again, I think that the C.B.C. could advise you better than I, that it would be English language specific time zoning delivered to these stations.

Mr. McKinnon: Mr. Chairman, just perhaps, to answer the Honourable Member's question, there will be one channel with total national C.B.C. English language programs being received in those six stations, that will be earth receiving stations in the Yukon. The sports, the news, the public affairs, will be live as they happen, because this is where their value is contained, no matter about the time differential. Hockey games will be starting at eight, eastern time, that means it will be four o'clock here, or twelve midnight; that will be the time it will be showing. The others, like the Pacific Network, are served through a delay system, in Calgary, on the C.B.C. Network, which tapes the program as they come in, say, the nationally syndicated shows, for later showing in the normal eight, nine, or ten time slots, in the Pacific region. So, you will be essentially, following the Pacific region, C.B.C. scheduling of programs, which will be in the Vancouver C.B.C. channel, which will be identical with what the Yukon will be receiving.

Mr. Murphy: There is one other comment that I would like to make, Mr. Chairman, if I may. Because of the relationship of Telesat, in effect, being a supplier of service, it cannot dictate where these facilities go. It is our customer who dictates where the expansion will come in the future. In the case of television, the C.B.C. are the ones who will be enlarging the service coverage area, not Telesat.

Mr. McKinnon: It seems to me that you are doing a pretty good selling job for Telesat. What you are saying, is that you want pressure from

SESSIONAL
PAPER #10

Mr. McKinnon continues ...

this Council to increase the number of earth receiving stations. I am sure that you can expect full co-operation from all Members of this Council, in increasing the number of earth receiving stations, throughout the Yukon Territory.

Mr. Chamberlist: Mr. Chairman, the earth station area, or the antenna, when it points at a specific angle, is there going to be any difficulty receiving programs in a mountainous area, say where you might have a community that is surrounded by a heavily mineralized mountainous area. Is there going to be any interference?

Mr. Murphy: No. The earth station would be located so that it had a view of the satellite, an unobstructed view of the satellite, that is not affected by mineral deposits, or the like.

Mr. McKinnon: Mr. Chairman, I have no further questions, except, I think that every Member of Council will be looking forward; with great anticipation, to January 1, 1973, when we can turn on our television sets, in the Yukon area at least, and receive live colour programming from the Corporation.

Mr. Chairman: Well, are there any further questions for Mr. Murphy, at this time? Well, I would like to thank Mr. Murphy for coming today. It's been most informative and it certainly enlightens us, so that we can now go back to the people who ask the questions, with a little more knowledge than we had before. We wish you a safe journey home.

Mr. Murphy: Thank you very much. Thank you for your time. If there is any further information that Telesat can provide you with, by all means, we are available to provide that information. We will attempt to keep the various agencies across Canada, informed as to the progress development. In fact, this summer we hope that the station in the Yukon, will be, essentially completed; and we may at that time, be back up here to tell the Telesat story, again; perhaps, on a little wider base. Thank you very much.

Mr. Chairman: I believe, at this time, it is the intention of Committee to sit in caucus, so we will recess Committee, at the call of the Chair.

RECESS

Mr. Chairman: I will now call Committee back to order. We will be going to Bill No. 20, do you require any witnesses in this regard? BILL #20

Mr. Chamberlist: I think, Mr. Legal Adviser will be able to give the explanations on this Ordinance.

Mr. Chairman: This is Bill No. 20, Lands Ordinance.

Mr. Chamberlist: Mr. Chairman, "The purpose of this Bill is to spell out the powers of the Administration in disposal by sale, agreement for sale, lease or otherwise, of land acquired by the Government of the Territory or transferred to the Administration in control of the Government by Federal Order in Council. Opportunity is taken to formalize powers of the Administration in respect of Territorial lands improperly occupied. The legislation reflects the duties and powers provided by Federal and Provincial administrations for their own crown lands." Mr. Chairman, I would like to point out, specifically that the explanation is not that the purpose of this Bill is to spell out the powers of the Administration, it is to spell out the powers of the Administration in disposal by sale, agreement for sale etc. so there will be no confusion in the records of what the purpose of the Bill is for.

Mr. Chairman: Reads 1, 2.

Mr. McKinnon: Mr. Chairman, is there a schedule of Yukon lands available to Committee?

Mr. Chairman: Mr. Legal Adviser.

Mr. Legal Adviser: I am sure we could find out what lands this involves but to say that there is an actual schedule in existence property tax at the time...it can be assembled, it is a series of Ordinances that Council transfers back to the Commissioner but there is always grants which the Commissioner or the Government has acquired other than by a transfer from Federal Government. It is not easy just to produce a list of Government lands, as such.

Mr. McKinnon: Mr. Chairman, this has always been a difficulty, I have had problems. I know there are orders in Council when municipalities are created and areas are extended that certain lands come over, but I have been able to....when someone says what Yukon lands are available for the disposition by the Yukon Territorial Government, I have never been able to give an answer because I have never had a comprehensive schedule or one has never been made available, of what actual lands are available. I think when we are discussing a new Yukon Lands Ordinance, that we should be aware of, in actuality, what the land we are discussing comprises.

Mr. Legal Adviser: We could talk to the Register of Land Titles, he will come up with some things, but you will understand that lands are constantly being transferred to the Territory and out again for various purposes, if you hold in trust we may acquire them from tax sale. The Territory has just compulsorily acquired a number of lots down on Second Avenue; these would be new lands. They are lands which we have purchased or leased, sometimes given for nothing by companies to the Government for the purpose of putting a school on; they are lands which we have kept control over, such as, a plot, an area in Mayo where we have temporary buildings on it. In one sense, those lands are ours because we are permitted to occupy them. To compile a schedule in detail of all of the lands that the Government has would be onerous, in the minor details, but would be easy in relation to the areas which have been recently transferred by an Order-in-Council of the Governor.

Mr. Watson: Mr. Chairman, would you have some idea of what radius of land this would involve around unorganized communities? Could you give us this type of information?

BILL #20

Mr. Legal Adviser: The best source is the Registrar of Land Titles. He was occupying a dual capacity during the period up till now as being Director of Resources as well as being Commissioner of Land Titles so he had a close check, at the time. We could produce this Ordinance, Councillor, but of course the descriptions are sometimes difficult but usually fairly... the radius of so many miles around this section and that section and so on. Of course all the lands in the approximate area of Whitehorse come into the Commissioner's control.

Mrs. Watson: This would be your major portion, would it not?

Mr. Legal Adviser: It would be a large part.

Mr. Chamberlist: The different types of land that can be held are laid out in the general section of the Yukon Act, section 46, it is a renumbered section; it use to be the original 45.

Mr. Legal Adviser: As someone in the House has said, all roads and streets of public land have to be maintained.

Mr. McKinnon: I understand the problem in the business of tax sales that come back and forth but I have never never seen, maybe every Member has, I know what the municipal area of Whitehorse constitutes and I know what Territorial lands are available because I am well aware of the delineation. I am not aware, perhaps the Honourable Member from Carmacks-Kluane is perhaps, and in the other area the Honourable Member from Watson Lake is, exactly what lands constitute the periphery Haines Junction or Watson Lake and of course the easiest way is outlined on a map, that this area is Territorial land so you know what you are talking about. I am just wondering whether this information is available, I have never seen it compiled, in a comprehensive form.

Mr. Legal Adviser: I have never seen it but, Mr. Chairman, the Registrar of Land Titles isn't very far away, he might be able to assist with a rapid answer to this question. We could ask him.

Mr. Chairman: Agreed? I will declare a short recess. Mr. Clerk will you so direct.

RECESS

RECESS

Mr. Chairman: We will call Committee back to order, we have with us, The Registrar of Lands. Would you proceed with your questions.

Mr. McKinnon: We are discussing Bill No. 20, An Ordinance Respecting Lands in the Yukon Territory. I brought up the subject that I have never seen and I would be very interested in having a schedule of what actually comprises land under control of the Commissioner in the Yukon Territory; by this I mean an outline on a map, around the areas of the L.I.D.s' and the villages and the municipalities, in the Yukon. Just actually what lands we are meaning when we are talking about land under control of the Commissioner. I don't mean to have land that comes in by tax sale, in and out of the Yukon Territory. Just a schedule of what actual lands we are talking about, when we speak of lands under control of the Commissioner in the Yukon Territory. I was wondering Mr. McIntyre, whether such a schedule is available or whether it would be too difficult to prepare such a schedule for Members of the Yukon Legislative Council.

Mr. McIntyre: Mr. Chairman, there is in effect a record of all the land that is kept in the Territorial Land Administrator's Office. A similar record is kept in the Supervisor of Lands Office, for the Federal Government which will show this and it would take a fair amount of work to list it all. Generally speaking, in all the subdivisions the crown lots have been transferred to the Administration under control of the Commissioner for the Territory. In the Whitehorse metropolitan area, of course, as you know, the Whitehorse Metropolitan Area had been transferred to the Territory. In all of the other settlements the land that is intended to go to the Commissioner hasn't yet been transferred and the main reason for that is that the legal descriptions have not as yet been prepared. I think the only other one that has been actually transferred is the one around Faro, there

Mr. McIntyre, continues ...

is a fifteen mile radius, within Faro has been transferred to the Administration.

BILL #20

Mr. Chamberlist: Mr. Chairman, I think right at the conception of this Ordinance, I would like to make a statement. The policy of this Bill, I am in agreement with. I have made certain protests as a result of my feelings that in the absence of specific reference to section 46 of the Yukon Act, that the Commissioner has no right to instruct Mr. McIntyre as Registrar of Land Titles, to issue titles although, under the Territorial Lands Act a reference to notification is made. The information from the Department of Justice is that this is satisfactory to do that. In the absence of anything to the contrary, in the absence of any judicial Judgment, saying that this cannot be done, I am supporting the Ordinance on that basis. I have my doubts as to whether the meaning of control and management is the same as transfer of ownership, and I think I made my position clear to the Executive Committee, and I made the position clear that I would be making that statement. It should be understood that I am supporting this on the basis of the advice from the legal people in the Department of Justice.

Mr. Chairman: Would you like me to proceed with the reading? Is it your wish that Mr. McIntyre remain with us? Would you be available to us?

Mr. McIntyre: I would be right there.

Mr. Chairman: Thank you very much. Reads 3(1); this doesn't seem to read right, to me.

Mr. Legal Adviser: I hesitate to put the Honourable Chairman down by saying it doesn't have to read right, it is a highly technical section and it took exhausting hours of drafting to put it into precisely this form. It appears to me to be English, and it also appears to be legally correct.

Mr. Chairman: Explain.

Mr. Legal Adviser: It is intended to embrace, in a sense, the lands which come into the control of the Commissioner-in-Council. Commissioner-in-Council means in effect this House. The lands that come under the control of this House are to be dealt with in this Ordinance. The individual powers will be delegated to the executive of the Government to do these details but the policy rests in this House, it is transferred to this House by the Yukon Act.

Mrs. Watson: Mr. Chairman, this is why it is so important that we have a Lands Ordinance which outlines the policy for this division of Yukon lands, the Lands Ordinance approved by this House.

Mr. Legal Adviser: Mr. Chairman, I am not trying to bulldoze the Committee but this is a foundation section; this is what we are dealing with in this Bill. I think the House is aware of the fact that we have no Ordinance, as the Federal Government has, detailing how land should be handled, when the Territory is getting rid of it. We have got by so far without it, by using the inherent powers given to us out of the Financial Administration Ordinance of disposing of assets to the Territory. It will be preferable, if the House would formalize this relationship in a Ordinance, rather than rely on Regulations made the Commissioner.

Mr. Chairman: Subsection (2). Which states which, Mr. Legal Adviser?

Mr. Legal Adviser: I'm not sure exactly what it states, the only way to know is to get it out and read it; I have it here, Mr. Chairman, section 5 deals with issue of notification, in respect of land, section 8 deals with Regulations in mining, may by the Governor-in-Council, 9 concerns a strip of land which is reserved for the Crown beside a water line, 10 insists that a grant must contain the reservation to the Crown of the land near a river, up the high water mark, 11 deals with other reservations such as mines and minerals and fisheries, 12 states that no grant shall convey any water rights, section 19(j) deals with the prescribing of the form of

BILL #20

Mr. Legal Adviser continues ...
notification that may be used pursuant to section 5, when a notification is in fact issued.

Mr. Tanner: What was 19(j) again please?

Mr. Legal Adviser: It deals with the power of the Governor-in-Council to prescribe the form of the notification that is to be issued pursuant to section 5, which I already referred to deals with the actual notification. That the notification be documented and issued ordering the Registrar to create the title so that from that point on, then you can deal with the transfer.

Mr. Tanner: Mr. Chairman, could the Legal Adviser tell me what the exact difference between 9 and 10 are? He says that one refers to the strip of land along any waterway and the other one is the high water mark, as I understand, it is officially 100 feet, isn't it?

Mr. Legal Adviser: Paraphrasing it. It says that in section 9 "That a strip of land one hundred feet in width," "shall be deemed to be reserved to the Crown out of every grant." Going to (c), "The shore of navigable water", "of the boundary line to Alaska." Section 10 says that, "Unless the grant contains a provision to the contrary, the bed, below ordinary high water mark, of a body of water shall be deemed to be reserved for the Crown." One deals with the hundred foot strip to the edge and the other deals with a bed of a stream, river or lake. They cannot be sold even by the Commissioner.

Mr. Chairman: Reads section 4.

Mrs. Watson: Mr. Chairman, I often wonder whether we should limit the disposal of land to Canadian citizens, the Crown Land.

Mr. Chairman: Anything further on 4?

Mrs. Watson: Mr. Chairman, I was hoping to have some indication as to the Members thinking in this area.

Mr. Legal Adviser: All I have to say is perhaps the Honourable Member can suggest some way around the fact for someone to hold land for somebody else, or first where a non-Canadian can create Canadian Corporations or to hold lands with the intent, however desirable to the request.

Mr. Chairman: Anything further on 4? Reads section 5.

Mr. Tanner: Mr. Chairman, the first sentence there is sort of an unusual way of writing what the Commissioner is going to do. Why are we saying, "Where the Commissioner wishes to sell Yukon lands." Why don't we say, where the Commissioner is going to sell Yukon lands, or words to that effect. "Wishes to sell," sounds like it has gone through the two conditions in 4 (2), he's almost got an option, it almost sounds like in 5 (1).

Mr. Legal Adviser: No, the choice in, "wishes" and "going to sell" is a choice between medium and poor. "Wishes" is not the best of words here. It's descriptive, but it's not terribly legal in a sense. The thrust of the section, if I may use that term, which has been used a few times in discussing the Ordinance and has become some sort of a cliché, is that the agreement for sale shall contain terms and conditions. I have no objection to the changes, it may sound better. "Intend" says the same thing.

Mr. McKinnon: Aren't we running in a rather dangerous course here on this 4. If I understand the weight of the section goes now. The Commissioner may dispose of Yukon lands only after he has received an application with respect to such lands, or tenders for such lands are called by public notice. So in effect, someone may apply to the Commissioner for a portion of Yukon land without public tender being called, then the Commissioner may sell that land under an agreement of sale or under such terms and conditions as the Commissioner deems appropriate. With all respect to present and past Commissioners, it leaves a terrible responsibility on one person and a responsibility that the present Commissioner has always said that he would like to delegate to a more responsible body, the elected representatives of the people of the Yukon. Here when the most important area that we have to deal with, Yukon land, the Commissioner in effect has a carte blanche to be able to accept an application and make the terms and conditions for the sale of any portion of Yukon land. I find it pretty dangerous.

Mr. Legal Adviser: Mr. Chairman, the conditions are laid down in the Ordinance. For instance in section 13, "The Commissioner, before making a disposition, shall obtain an appraisal," in section 14, "No Yukon lands may be sold to any person for an amount less than the appraised

BILL #20

Mr. Legal Adviser continues...

value, no lease may be granted for a yearly rental of less than ten percent of the appraised value." You first of all give the power then you cut it down. This isn't intended to be carte blanche to allow the Commissioner at will, without advice and without rules to guide them. We are attempting to lay down the main ground rules here and more ground rules presumably will be laid down by regulations.

Mrs. Watson: Mr. Chairman, I would suggest that we read the whole Ordinance and then come back to No. 5 and see if it is acceptable then after we've got the conditions of the whole Ordinance.

Mr. Chairman: Anything further on 5? Reads section 6.

Mr. Legal Adviser: The only thing to really discuss in that section, Mr. Chairman, appears to me to be in that (a)(ii) which allows a person to get his certificate of title in order to raise his money. The practice is now current in a developed area such as Riverdale. A purchaser can come in and pay a deposit. A certificate of title is fully made out so that he obtains the possession. He then utilizes his ownership of the lot to raise money to build his house with, almost invariably obtained from C.M.H.C. or through other mortgage companies. The certificate of title at this time is given not to the applicant himself, but given to his mortgage company. And with that security then they can give, commence to give, him the money because they can register a mortgage against the title. To parallel it, he issues a contract certificate of title to the Commissioner in case he doesn't.....There has been no case yet where this has happened. Now, this is a valuable asset to people who are trying to get rid of ground in the house building process, without having to raise the \$3,000., which a lot now starts off in Riverdale. If you start off building you get six months, you pay 10% from his pocket then the balance.

Mr. Chairman: Reads section 7.

Mr. Legal Adviser: Mr. Chairman, I've been hoping that all Members of the House would come in with the fact that agreement for sale is in law a full sale, and is capable of being handled person to person. The common ball of buying land is that you buy it by a division of sale. Although most people don't realize it is a full sale, and then pay for it in a series of instalments. But the agreement can be registered at the Land Titles Office and a caveat entered to cover that agreement to pay. Then when the person that complies to the terms of the agreement in other words, they pay the full purchase price that is due they are then entitled to the certificate. They can get issues from the Registrar's office showing that he is now the full registered owner. This reflects this normal fact that the person has no right except under the agreement until it is to be registered until he has paid out his full and completed the term of the particular agreement into which he has entered, in view of the sale....

Mr. Chairman: Reads section 8.

Mr. Legal Adviser: Mr. Chairman, this is an especially complicated section, but the intent is to prevent potential fraud in the disposition of Yukon land by members of the public service. It may happen that the Commissioner may decide there would be no sale of land or no development in a certain area or that only a development of a certain type such as mining, game farming of some particular use may be had in a particular area. Now you must provide that this can be revoked, this particular order if circumstances change. But it could happen if subsection (2) was not inserted. A routine revocation could be slipped through channels unknown to people and an application could be accepted by the Commissioner thereby committing in a sense a fraud. The revocation will be publicly known, people would not be interested anymore in purchasing land in that area and then they suddenly wake up one morning and find that some person slipped through an application and has got the land, but they didn't even know that it was available for an application to be made. There was a time factor put, the land

Mr. Legal Adviser continues...

cannot be disposed of within one year of the revocation unless public tenders are called. In other words no applications for a year, applications after a year, but in the meantime there must be a public tender, the public must be notified so that everyone has a chance to bid for land.

BILL #20

Mr. Tanner: Mr. Chairman, I have one reservation about both the Legal Adviser's explanation and section 8. That is, in order to protect ourselves against this type of thing that the Legal Adviser is talking about, which you might call internal fraud, are we not bending over backwards and maybe putting other people who are reading this Ordinance and want to buy land in a position of not really knowing where they stand because they make application for land, designated for specific uses as the Commissioner said, but not knowing whether in fact it might not be changed. Or have I misunderstood this section?

Mr. Legal Adviser: There is two halves to this particular apple, the Commissioner may say in respect of an area, there has been no disposition of that land, ad hoc providing; or he can say except for the purpose of a mining outfit, or a special type of lodge outfit, or something like that, it cannot be so. He might say that some combination. If that happens I would assume, the Council would be notified and the public would be notified in the normal way can withdraw from sale. successive applicants who would go up to the land office asking questions about can I have a piece of land in that area, would be told by the lands officer, no, it is withdrawn from sale. That is policy No. 1, giving the Commissioner power to withdraw and hold back. The second thing is, what happens when the reservations, or withdrawal attempt...the second part is what we are attempting to do to keep people above board. When the withdrawal is tampered with, or the order is changed, that then can only be sold after adequate public notice of the fact. BILL #20

Mr. Tanner: I still have a reservation, and it says shouldn't the cause, shouldn't there is something in the Ordinance under this particular section, or is there something further on, when the Commissioner withdraws land that he gives causes to the reasons. Couldn't the Government find themselves where the Commissioner is going to designate that that possible land is not open for public sale, without giving any particular reason? Do you think the Commissioner, or the Executive Committee, that either of those two bodies, want to find themselves in the situation where they are going to make decisions on these things without showing to the public why they are making those decisions. I think it is vital.

Mr. Legal Adviser: I agree, Mr. Chairman, it is unlikely to happen in a normal case, but it can happen that the reservation will be made without giving a reason, I am afraid that this is the art of Government. It may be that a reservation is made to withdraw from a place because there is an airport going into a certain area, or recently because of a Game Reserve or a National Park going through an area, there might be just an order to put certain distance around Haines Junction, as we say, withdrawing from there. It is a picky thing whether it is in the public interest, its a general rule, to say exactly why in everything you are avoiding selling that land. ...not happy about an answer in advance, every time. For instance, the Honourable Member from Carmacks-Kluane might want to build a school somewhere but the House might think it inappropriate of her to prejudge the vote of the Council, that is putting the school in a particular place or a particular site. So she might, through the Lands Office, make a request, please don't sell that area of land, and they would issue a Commissioner's Order observing her request. She might not want to say she was thinking of a school there.

Mr. Chamberlist: It may be, Mr. Chairman, as well that Honourable Member should remember this. It may be that as a result of the information that came to the Government and the Executive Committee, that there was going to be a railroad head at a certain location, there may be a necessity to withdraw that particular piece of land. If we said we were going to withdraw this land because this is the Head of the Railroad, then the next thing that would happen, everybody would be in the area, staking like mad, and wanting to get the land in that area and then start forcing up the price structure. That is where you get people trying to make a buck on the side and force the costs of doing everything in that area up. I would with respect, Mr. Chairman, ask Members not to play around at all with this particular section because it is really, used.

Mr. Chairman: Anything further on this section? Reads 9(1)(2).

Mr. Tanner: Mr. Chairman what happens if there isn't a survey.

Mr. Legal Adviser: If it exists, you can use a third way, if it doesn't then you can't produce the impossible. Even the angels and Gabriel couldn't do that, Mr. Chairman.

BILL #20

Mr. Tanner: Mr. Chairman, as much as I appreciate the lecture in religion, I am wondering what happens or who pays for the cost of the survey? I want to make application for a piece of unsurveyed land of the Territorial Government, whose obligation is it to pay for the survey and what right have I got to put my surveyor into that particular area without having some sort of tentative approval from the Government that that land is available to me?

Mr. Legal Adviser: Mr. Chairman, we don't say you have to have a survey. If you want a lease, for instance you don't normally have to have a survey. When you want to sell, well then the Registrar of Land Titles will not create the title unless the survey exists. So that we have got a protection, if the survey exists, then they want it, if it doesn't exist well then you can't buy the land, normally, but you could lease it. I think the applicant pays for the survey if it is not normally in existence.

Mr. Tanner: Mr. Chairman, I think we have hit on one of the nubby problems that have been bothering this Territory for a long time, certainly as long as I have been here. If the fact is, what is actually happening, what the Territorial civil service in particular the Land Department is... to people is, we can't do anything with that land until it is surveyed, they say okay we will get the survey, we will pay for the survey to go in. The Lands Department turns around says but you can't go into that area because we haven't made up our minds yet, and we don't want your surveyor around there surveying land until such time as we have decided what we are going to do with it.

Mr. Chamberlist: At the moment, Mr. Chairman, the way it is done is on a leaps and bounds basis. You go into a piece of land and there is a specific, not for sale, but for a lease, there is a specific point when you say 150 feet North, then going East another 200 feet, then back South again until you come back to the original portion. If you want to buy, the Land Titles Office must have a legal survey, done by a Dominion Land surveyor, this is the only way. Even if you have a lease, if you have a lease and want to buy afterwards you still have to get a legal survey, that has not been changed at all.

Mr. Tanner: Mr. Chairman, just so I understand the situation as far as this Ordinance concerned going through the Committee now. Anywhere we want to we can come back and discuss this a little further because I certainly want a lot more information on two or three areas.

Mr. Legal Adviser: Mr. Chairman, the best thing would be to discuss it. The Registrar of Land Titles understands the technique, whereby you create a title and he insists, insofar as it is possible, on a survey. He will not register anything without a survey, except in a few exceptional cases.

Mr. Tanner: Mr. Chairman, I don't know what the other Members want. I think probably the suggestion that we read right through it first and then come back is probably a better one.

Mr. Chairman: Reads 10(1). How do you determine what is in the public interest?

Mr. Legal Adviser: Mr. Chairman, I think somebody must determine it, it will vary in each case. I think, in a particular area a person wants an industry which might be obnoxious to the area, it might be severe damage to the land and to the neighbours and so on. I think it has got to be a reasonable purpose. I don't see how you can define it, in each individual case. It is just giving the Commissioner discretion to refuse to the general public.

Mr. Chairman: Reads 10(2)(3).

Mr. Legal Adviser: That reflects of subsection (2) of section 8, Mr. Chairman, or paragraph (b) of section 8. If a person has applied for land and gets told in the office that it is reserved, his name must be recorded and if ever the reservation is taken off, he must be notified to be given a fair chance to bid, so he gets special notice, if he has applied...

Mr. Tanner: Mr. Chairman, is there any cost to the person who is asking for referred grants, to have his name put on that list? BILL #20

Mr. Legal Adviser: I hadn't heard there was any cost...but they might charge him five bucks.

Mr. Tanner: Mr. Chairman, Members will understand why I asked that question because it could be in somebody's interest to run around giving the names on applications to all the reserved land around the Territory and then he is going to be the favorite person when that land is ever opened again.

Mr. Legal Adviser: He is not going to be the favorite, Mr. Chairman, the public can recall that he has asked a question, and they have given an answer which has now become erroneous. He might be entitled to some consideration.

Mr. Chairman: Reads 12(1), 13(1), 14(1)(2)(3)(4).

Mr. Chamberlist: Subsection 4(2)? I think that should be subsection 14(2).

Mr. Legal Adviser: No, Mr. Chairman, it should be 4(2), I think that only can be disposed of to an applicant, an applicant that that individual accompanies and you have got to make the application.

Mr. Chairman: Clear?

Mr. Tanner: Mr. Chairman, wouldn't the easiest way to describe the whole of that, is that we all believe in the Commissioner, he will make the best deal you possibly can, and leave it at that?

Mr. Legal Adviser: It would be very good Mr. Chairman, but it wouldn't be a custom in this House.

Mr. McKinnon: I am still worried, Mr. Chairman. This 12(1), does it say that the Commissioner must follow the terms and conditions of 13 and 14. It doesn't read that way to me. "the Commissioner disposes of Yukon lands under this Ordinance" or does "under the Ordinance" mean that he has to follow the section 13 and 14, in the subsection, he may make the disposition subject to any terms and conditions he deems advisable, it seems that it is an all encompassing section of the Ordinance which doesn't commit him or bind him to anything.

Mr. Legal Adviser: With respect, Mr. Chairman, what section 12(1) says is; where he disposes of lands under this Ordinance, this Ordinance applies, but there may be cases when he may need an extra condition, in addition to something that is proposed. Then, he may impose that condition.

Mr. McKinnon: Are you saying in effect, Mr. Legal Adviser, the Ordinance gives the power to the Commissioner, if he feels that for some purpose that the ordinary terms and conditions of the Ordinance are not to be followed, that he has the power of setting up any terms and conditions on the disposal of Yukon lands that he so desires?

Mr. Legal Adviser: Mr. Chairman, I am saying the reverse, he is bound by the Ordinance but to give an instance that occurred in Faro the other day, a person was in possession of a certain lot and wanted to convert this possession into a sale so that he would be full owner. A covenant was inserted on the agreement, whereby he could not dispose of the back lot without disposing of the front lot as well, because there would be problems of access to it. These details cannot be spelled out in an Ordinance, but it would be advice from the engineers, and the Municipal Affairs Department that, yes, he could still be giving it as part of the normal way, which should be forbidden. He subdivided it and he could have subdivided it except for that trouble.

Mr. McKinnon: There is subsection (3) of section 14, there is no appraisal requirements at all, just the "Commissioner may dispose of Yukon lands by exchanging such lands for other lands of substantially the same value", who makes the decision as to the relative value of the different lands?

BILL #20

Mr. Legal Adviser: Subsection 13, Mr. Chairman, governs all the time, he has got to have an appraisal of the land, if he wants to exchange then the appraiser has set the value. The subsection does not escape section 13.

Mr. Chairman: Clear? 15(1).

Mr. Chamberlist: This would protect the type of thing that happened over in the Riverdale area...in relation to the land that was sold over there and being recalled, wasn't that the one?

Mr. Chairman: Mr. Legal Adviser.

Mr. Legal Adviser: I am not sure exactly which case the Honourable Member is referring to but occasionally an appraisal will set figure too high and put it outside commercial possibility, so no bids come in, at that time they can go again and get a fresh appraisal, but they are bound by the second appraisal and they can't settle for lower than the second appraisal. We are making the assumption that the second appraisal will be lower than the first one, it may not be.

Mr. Tanner: Mr. Chairman, what is the Honourable Member talking about in Riverdale?

Mr. Chamberlist: I was talking, Mr. Chairman, about the area of what was going to be a shopping center, the land was put up for sale and then there wasn't any bids for it and it was sold by private negotiation instead of allowing it to be reverted so it could be reappraised and put up for tender again; it was just made by deal between the Administration and the purchasers.

Mr. Tanner: Who were the purchasers?

Mr. Chamberlist: The purchaser, I think was with Dumas Realty acting for a company, I am not quite sure about that right now.

Mr. Chairman: Reads 16(1). Clear? 17(1)(2), 18(1), 19(1), 20(1).

Mr. Stutter: Mr. Chairman, I wonder if I might ask the Legal Adviser, if in 19(1) the term, "A lease of Yukon lands may contain a provision", would that be at the request of the leasee?

Mr. Legal Adviser: I think it would be requested by agreement. Some leases may and some leases might, it depends on the policy division in relation to the area who would be deemed for the type of lease to be needed.

Mr. Chairman: 21(1).

Mr. Tanner: Are they in force, Mr. Legal Adviser?

Mr. Legal Adviser: Naturally.

Mr. Tanner: Hasn't there been occasions in the past where people haven't fulfilled the obligations that are undertaken in leasing, or buying particularly in leasing but in effect have gone on doing whatever they shouldn't have been doing. Is the situation now different within the Department that we can enforce properly the Ordinances of the Yukon Territory?

Mr. Legal Adviser: Is that a question directed to me, Mr. Chairman?

Mr. Tanner: Yes.

Mr. Legal Adviser: We don't have the resources to enforce every condition and every agreement that the Territorial Government makes, Mr. Chairman. We enforce what we can, but it is not easy; basically, it's a benevolent Government.

BILL #20

Mr. Chairman: (Reads sections 22 and 23) Clear? (Reads section 24)

Mr. Tanner: Mr. Chairman, the first part of subsection 24(2)(a), I personally think that that should be written in a rather different fashion. I think there should be an obligation, on the part of the Commissioner, to pay back everything that the person, who has had the agreement, paid for it, less any expenses incurred. It should be written in that fashion because as it reads, now, the Commissioner can make the decision as to whether or not pay anything at all, in paragraph (2)(a). I don't think that that was the intent of that draft.

Mr. Legal Adviser: The normal practice is, if he seriously considers it a mistake, and has been holding land for awhile, he necessarily, doesn't get his money back, if he has been using it; that's the intent of the section. It isn't intended to be a forfeiture section, and I doubt whether or not the Court would determine it as such.

Mr. McKinnon: Well, Mr. Chairman, these are the areas of these Government Ordinances, that get to me. You know that it is the concept of the Crown, everyone else is under the terms and conditions, except the Crown; and in the sense of the Public Utilities Ordinance. In any private industry, if you make a mistake, you are stuck with the error, and you have to try and get out of it as well as you can. But in Government, any clerical error, any error of your employee, is protected by legislation, where the Government doesn't have to stand up and say, look it, we boomed and now we have to make our best way out of it. The mistake wasn't made because Government was Government; they are able to get out of it by clauses in the legislation, that no other area of enterprise is allowed to be able to function under. It just seems that you get to the point where you don't have to worry about the employees of Government being sharp in any way or form, because they are not going to be responsible for any of their actions, at any rate. Whether we get to the point, where the Government, like any other enterprise, is responsible for the mistakes and the errors that they make, and don't have to have legislation that they are protected under, in every instance.

Mr. Legal Adviser: Mr. Chairman, I am slightly taken back by the attitude of the two Honourable Members. This is the first section that I know of, in our legislation, where, in the first place, we take special powers to give the person's money back, and in addition, take powers to give him compensation. I am really, taken back. This is a special new type of section that allows us, for the first time, to pay compensation. Suddenly, we are being beaten over the head.

Mr. Tanner: Mr. Chairman, nobody is being beaten over the head. It's coming, mind you, but we haven't started yet. I think to answer the Honourable Member from Whitehorse West ... is the fact, not so much what is going on amongst the Civil Service of the Territory, or any Government, is the fact, that we are spending public money.

Mr. Chamberlist: I think, Mr. Chairman, the point that has been made, is that, this is not just a one-sided tax that is being taken, by the Commissioner who is content and in agreement, and withhold the rent owing, or the money involved. The Commissioner is prepared to pay him back, in whole, or just take back that portion of, let's say, an unexpired rental area. And over and above that, because there is a mistake that has been made, and perhaps there's certain improvements been made on certain land. There is also, the provision here, to

Mr. Chamberlist continues ...

BILL #20

make compensation. I think that is very, very liberal, in the true sense of the word.

Mr. McKinnon: The guy goes in and applies for land, and everything is done, as far as he is concerned. He has fulfilled all the requirements of the Ordinance, for the land disposal policy. He's setting up a business, or whatever he has, on the land that has been made available to him, under the terms and conditions of the Ordinance; everything is going along, and he is underway. He could be, even, under business, or in his house, or whatever he may be using the land for; then, all of a sudden, comes a registered letter from the Government, saying, sorry, fella, we have a clerk, who made a mistake, and you no longer have the land that we gave to you. The guy may have set up a gas station, he may have set up a doughnut factory, I don't care what he has set up, and then, perpetuity. I don't know who appraises it, or what he has done, or what the value of his land is so far, but someone from Government comes up and says, you have done this much work on your land, and this is what you are going to get for it, and that's it. The guy says, I was happy here. I was going to make my life business on this spot, on this location; I'm in a dandy location, now you guys have bluffed, and now you are taking it out on me, and depriving me of my livelihood. You are going to compensate me for just what I have here in physical assets. Now isn't that, in essence, what is happening in this section of the Ordinance? The Legal Adviser knows full well, that this is entirely, what it is. So, because of an error on the Government behalf, the guy is either precluded from continuing his business activities, or from building his home on the land, which he originally had gotten by fulfilling all the terms and the conditions, and in full and open negotiation with the Government of the Yukon Territory. And you're saying that it is not all written on behalf of the Government.

Mr. Chamberlist: Mr. Chairman, I remember just a few months ago, where a house was supposed to be demolished; I think that it was Nanaimo, the people went on their holidays, and when they came back, they found that their house had been torn down; bulldozers had pulled down their own house. This has happened, as I understand it, a couple of times. So, there is compensation paid. Compensation is paid for the value of the house. In this particular instance, that the Honourable Member has referred to, surely the compensation should be paid, in compensation of the money spent for the building of a structure, and any loss that has resulted from it. That is a matter of negotiation, as to what the actual loss was. But surely, it must be recognized here, that the Government is saying, we do make mistakes. An individual, a clerk might make a mistake, a clerical error, and to correct it, they have said, this is what we are prepared to do. I wonder what the Honourable Member suggests be done, if a person in the Government, has made a mistake. Should we go and penalize the Government employee? No, it's the Government that accepts the responsibility and has to make good the mistake that they have made. I think that that is something that should be recognized. Here is a section, which in fact, does give to the person, who has been dealt with badly, a reasonable method of getting back whatever expense he has been put to.

Mr. Legal Adviser: I would point out, Mr. Chairman, that we cannot compensate people for a mistake, at the moment. As the law is, there is no way of doing it. This gives us the power to compensate a person if ... it certainly, could happen, the same lot could be sold twice. Now, we can compensate the second person that comes along, and has no right to get a land title. We can give him his money back and compensate him. There is not much more that I can think of, for making this provision.

Mr. Chairman: I think at this time we will declare a recess.

RECESS

RECESS

Mr. Chairman: I'll call the Committee to order. We have with us this afternoon Mr. Lammers.....this matter I believe is pertinent to Yukon Wilderness Unlimited. Councillor McKinnon.

MOTION #12

Mr. McKinnon: Mr. Chairman, all Members of Committee were in receipt of a piece of correspondence from Yukon Wilderness Unlimited. Upon examining the contents of the correspondence from Yukon Wilderness Unlimited, Mr. Chairman, it was indicated by Mr. Lammers that perhaps his livelihood would be in jeopardy in his wilderness routine at the confluence of the Yukon and Pelly Rivers because of mining incursions that were being made on the property which is under lease as, I understand it, to Mr. Lammers. Now, it was the, or Committee agreed, Mr. Chairman, that Mr. Lammers would be able to appear before Committee in order to place before Committee his argument as to why he felt that his livelihood was in jeopardy over the mining incursions that were being made onto his property and in effect if there was anything that this Committee or in fact the Yukon Legislative Council could do if they felt after hearing Mr. Lammers' story that some resolution should be forthcoming in this House to protect citizens, Mr. Chairman.

Mr. Tanner: Mr. Chairman, before we hear from the witness or before the witness gives us his evidence, I wonder if we could establish quite clearly in the minds of all Members exactly what Mr. Lammers represents. When I say that, does he represent a private company, his own, or is he representing himself as a private citizen?

Mr. Chairman: Mr. Lammers?

Mr. Lammers: I don't really know whether there is a difference. I am not familiar with this way of thinking. I would say that a private citizen and businesses are incorporated together and I can't see the difference really.

Mr. Tanner: Mr. Chairman, let me put it another way then. Mr. Lammers, you are talking about the place where you do your business in the Territory. That business is owned by a company, I believe.

Mr. Lammers: It is not a company, it is a private company.

Mr. Tanner: A private limited company, is that correct?

Mr. Lammers: That's correct. No, it is not a limited company, I'm sorry. It's not a limited company. It's in a private name, a family enterprise.

Mr. Chamberlist: In that case I take it is a proprietorship?

Mr. Lammers: Right, right.

Mr. Chamberlist: Mr. Chairman, I take it then that Mr. Lammers is appearing before us on his own behalf to speak of his own operational business. I want to get the...so that we know what we are talking about.

Mr. Lammers: If I may go further on that, I feel that why I am here is that as a citizen of the Yukon Territory who, in his opinion, is in a situation where to operate an enterprise in the Yukon Territory is being made impossible due to the existing situation in the Yukon Territory. I feel that I should attempt to appear before my elected representatives to set forth my case and this is actually why I'm here.

Mr. Chamberlist: I don't think that anybody is disputing the rights, but I think that Members of Committee, especially for the record as well, should be made fully aware that the witness is appearing on his own behalf in relation to the problem he has to his own property with, rather property leased to him by the Government and he is here

MOTION #12

Mr. Chamberlist continues... specifically for that purpose. Any other remarks he has on a general nature we would understand, but I think we have to get it clear on what capacity the witness is appearing.

Mr. Lammers: Well, I, if this is very important point, which it seems to be, then I would like to know what the alternative would be because I....what is the alterative, how else could I appear?

Mr. Tanner: Mr. Chairman, the point that I am about to establish I think is the fact that this House should not involve itself, no matter how interested we are in what Mr. Lammers wants to do. This House should not involve itself in a dispute between two companies because that issue should be taken to the courts, that is where that issue belongs. Now, Mr. Lammers wants to tell us about a situation which exists in the Yukon and an example of that situation is his own particular business, then that is fair enough. I mean nobody is going to argue with that. He should understand, at least this is my understanding of the situation. He should understand that if he has a dispute with a company, if his partnership, his company, or his limited company or what have you has a dispute with another company he shouldn't bring that dispute into this House.

Mr. Lammers: I see your point, gentlemen and I would say that perhaps the best way to describe this and this is really exactly what I intended to do is to set forth my situation as a citizen who finds himself in a situation as a matter of a fact, social overtones, which exactly come under the jurisdiction of this Council.

Mr. Chamberlist: That is, Mr. Chairman, is repeated as to whether it comes under the jurisdiction or not of this Council. It is pretty difficult from what the witness has said to state, from my point I want to make it clear in my own mind that if Mr. Lammers is speaking about a general situation that not only had happened to him, but can happen to other people in the same circumstance, then Committee can really look into the overall picture of what has taken place, with reference to the witness's position in relation to his property and in relation to any other company that is involved. But if the witness is asking for the Committee, the Territorial Council to take an action against another company because of something that has occurred on his own property then I must say that we haven't got the competency to do that. But if it is general I think we would be only too pleased to listen to it and see what we can do to help.

Mr. Lammers: I think now that I understand the situation, Mr. Chairman. Really then, my case is a case of, I would say, in my opinion anyway, of demonstrated incompatibility between two firms of resource use, which as in vocation....

Mr. Chairman: And this case is not before the courts or in that area?

Mr. Lammers: No.

Mr. Chairman: Councillor McKinnon proceed.

Mr. McKinnon: Mr. Chairman, as I see the situation I would like Mr. Lammers to expand on this. Mr. Lammers and his family have been residents of the Yukon Territory since 1952 and to purchase and to lease from the Federal Government have acquired land at the confluence of the Yukon and Pelly Rivers, where they have constructed a home which they call a Wilderness Retreat and which is their year-round home as well as their sole means of income. Now, Mr. Chairman, as I understand the situation, they have pioneered and constructed this Wilderness Retreat to the point where it appeared that they are going to get some revenue coming in from the advertising that they are putting out about the Wilderness Retreat where people can retire and be completely in a wilderness area. Attraction is totally dependent upon the physical characteristics of its surroundings and Mr. Lammers feels that any disturbance of the wilderness characteristic will have an converse effect on his sole means of income. Now it appears from the correspondence and the conversation that I have had with Mr. Lammers, that Occidental

Mr. McKinnon continues...

Minerals Corporation of Canada, a subsidiary of Occidental Petroleum Corporation of Los Angeles has stated mining claims on the leased land surrounding in the area in which Mr. Lammers has designated as the Yukon Wilderness Unlimited. Now, Mr. Lammers feels that with the advent of the mining company staking and doing geophysical work on the property that he can no longer advertise in truth that his area being a wilderness retreat and that means that his income is going to be cut off. The work that he has done in acquiring the land, in building the property, and in building the wilderness retreat are going to all go in vain because he finds it incompatible to have the mining industry in conjunction and living and working in harmony with a wilderness retreat. Now this is the case as I see it, before Council, I think that it is the Committee's duty to hear representations of this nature where a citizen's livelihood is involved, a long time citizen of the Yukon Territory, who has contributed greatly to the Yukon Territory since he and his family have arrived in the Yukon. I was wondering whether Mr. Lammers would be able to expand on the brief details that I have outlined to Committee and whether he feels that anything that Committee could do in reviewing his case that is in their power to be able to aid him in maintaining his wilderness retreat or whether he feels that this Committee has any power to do anything other than act as a soundingboard for the difficulty which Mr. Lammers is encountering at this time.

MOTION #12

Mr. Chairman: Mr. Lammers?

Mr. Lammers: Thank you.

Mr. Tanner: I'm sorry, Mr. Lammers, I want to clearly identify in my mind what we are talking about here now. The Honourable Member from Whitehorse West said that when you took out a lease for your wilderness retreat he said you must have done that under certain conditions. Was one of those conditions that fact that the mining companies could get leases in this area.

Mr. Lammers: Under the Yukon Forestry Mining Act which dates back to 1924, the mining industry in the Yukon Territory had complete control of all Yukon lands whether they've been leased, held in clear title, or even unalienated Crown Land and even game sanctuaries can be staked or claimed and worked for mineral purposes.

Mr. Tanner: My question is, were you aware of that fact when you took your lease to do what you wanted to do, that, that was the situation as far as lands?

Mr. Lammers: Definitely, everybody in the Yukon Territory looks into these things, is aware of this fact yes.

Mrs. Watson: Mr. Lammers, how much, may I ask, do you have leased?

Mr. Lammers: We lease 25 acres, that we have from an agreement of sale which is now ours. We do not have title to it, it has not been surveyed, but it has been paid in full, so in other words it is ours. We have the remainder, 775 acres, we have leased partly an agricultural lease 160 acres and the remainder I think is about 640 acres, if my arithmetic is right, is a recreation lease. Which lease we received from the Territorial or from the Federal Government for this specific purpose of running Yukon Wilderness Unlimited and the lease was called a recreational lease. The first one in the Yukon Territory. The same year this thing happens.

Mr. Chairman: Proceed with your comments, Mr. Lammers.

Mr. Lammers: Thank you, Mr. Chairman. I would if you would allow me, a small paragraph here that was written by Commissioner Smith during the Arctic International Wildlife Conference in 1970, I think it was. And Mr. Smith read the day when any one segment of our economy

MOTION #12

Mr. Lammers continues...

can claim the God given right to exploit a natural resource with complete disregard for effects imposed on all other resources is gone. Laws that tend to give pre-empted rights to develop one resource to the exclusion of all others...is to be made subject to incompatibility clauses that will allow the existence of other claims of companion resources could be recognized. We must learn to use our non-renewable resources so in the processes that the renewable ones will survive undamaged." This is really in a nutshell the whole conflict. Now our particular situation is that, I presume, I hear as a matter of a fact, that all Members of Council seen the article in the Globe and Mail issue. It set out the situation very clearly. I would like to go over a few points, briefly. I think, it is clear that we cannot operate a nature-based enterprise under the circumstances because we are virtually controlled by outside influence. Our area is controlled. Our area of main concern is controlled by an outside influence which we have no control. This outside influence is under no obligation whatsoever to tell us what they want to do from day to day. They didn't tell us they were going to come in there, either. It was a pretty coward and arrogant operation the way it was put forth, but that isn't so much the point. We do not know what goes on, our self-determination is lost. It is a bad situation for any type of persons to be in, if you have no self-determination. We cannot go elsewhere. We couldn't go even go by a car and go outward because first part we could not even sell our present place under the circumstances, we couldn't even sell it. I don't think anybody in their right mind would want to buy it. The second place, like a fund, we have pretty well everything we own tied up in it. And in the third place, since the mining laws in the Yukon Territory are the same all over the Yukon Territory we can go to a new place and find exactly the same thing happening all over again. There is no hope, we are against the wall. Then I want to say that we already picked this area as one of, as far as we could ascertain, absolute minimal mining potential and I have seven points here that I can mention. The President of the Chamber Of Mines, Mr. Van Tassel and his United Keno Hill Mine's geologist had a camp in the exact place in 1970 while Occidental Minerals had a camp in 1971; so if it was an area of such potential that this should be staked and analysed. I think that Dr. Van Tassel would have certainly been the first one to look into this situation. A man by the name of Glen Lauter, who is the geologist of Amax Exploration and Amax Exploration as you are aware is a very very highly effective Company in the mining industry, in 1969, when they were guests at our place, when they were exploring for Minto and he said you could not find a better place, he said you are perfectly safe here. We were worried at the time because of the increased activity, so that's the second point. Hugh Bostock, who is the geologist of the old school and who did most of...tremendous amount of geological work in the Yukon Territory, who also did do the geological survey in the Carmacks area. We have a lot of correspondence which was sent before we picked the place, as a matter of a fact, partly due to his advice we are in that place. He also said we couldn't find a better one, also from the geological stand point. Paul White who is a mining man in the Yukon Territory at the moment and who is the past president of the Chamber of Mines said that we had a just claim for cessation of mineral exploration in the vicinity of Lammers Wilderness Home and guest facilities. He wrote this in a letter to our man Hammer who is the President of Occidental Petroleum. He said in his letter, surely Occidental can find another phenomenally unoccupied ground in the Territory. There are no reasons for exploration on all prospects, such as the one in the vicinity of the Lammers's residence. And Mr. White said he would personally assist Occidental to finding another place, and that's the fourth one. The fifth one, is Bob Cathro is a geologist of Archer and Cathro, who wrote in a letter although he upholds the right of any mining company to turn over any rock anywhere in the Territory, to see if there is a dollar under it, he still says that he agrees with me that there are thousands of other places to look in the Territory than our particular area. Then we have Dr. J. J. Brammer, who is the exploration manager of Occidental Minerals, who is the man who stakes the land and who writes in his letter to us and I quote, "The odds are heavily stacked against

Mr. Lammers continues...

MOTION #1:

us finding a commercial deposit on the ground. And then, number seven is that until July, 1970, which is one month prior to the staking by Occidental there has never been a staking map of that area. Practically every other area in the Yukon Territory has a staking map. What is happening now is our future rests in the hands of the foreign mining interests and who, as far as I can see obviously only having a speculative interest in the area, while ours is one of long standing and is being proven to be a vital one. We are forever in agony in this sort of situation and we have been ever since the onset of the concentrated mineral rights exploration that started just about the time we built our place and we have been forever in agony where and when the next blow might fall. We have gone from trommel to trommel. Really this is just about all I can tell you. I can say many more things, I can say many more harsh things, I can say many more incisive things, I don't think much is gained by going this. I am sure that you all understand the situation. We are getting it in the ear, gentlemen, and I'm sitting here to ask you what I am to do? What would you do in my place, I say, Ladies and Gentlemen? What would you do in my place?

MOTION #12

Mr. Chairman: Councillor Tanner.

Mr. Tanner: Mr. Chairman, could I ask Mr. Lammers what he thinks we could do?

Mr. Lammers: I have an idea that what has to be done, obviously, Mr. Chairman, there has to be a recognition. Somebody somewhere has to come to the recognition that the Commissioner is there. There must be compatibility clauses, somewhere. Somewhere there must be the recognition that in some situations land is more suitable for other purposes. It should be withdrawn from industrial use. Or there should be a complete compensation, on a realistic basis, for losses sustained by other enterprises, if a new enterprise wants to encroach upon the land, already, occupied by the first enterprise. Although Occidentals have not been on our land yet, our land has been staked. You know, our house is covered by claims. Although this is so, they could get on it alright, but they haven't done it, but, it is just the mere fact that they are there. We can't go into any capital expenditures. We are stuck. We have cut down on our advertising drastically, because we are worried. We are getting people from long distances, who are going to go there for a quiet holiday, people from the big cities. We run the risk that by the time they arrive, that there are bulldozers on the hill. Nobody is going to go on a long trip, and pay money to get an experience like that, that has been advertised as a lowlands' experience. Therefore, we are stymied. We cannot engage in building up our place, not even maintenance, which becomes a farce. Why should we spend money, when maybe, the whole place will go within the next week. We cannot really, entice people to come up there. In other words, the only thing that I can suggest, and I asked you a question, I am merely going beyond that, is that, somehow or other there must be some reasonable situation, whereby a reasonable solution can be found. The only way is to recognize, that in certain cases, different kinds of ... are simply incompatible. Period.

Mr. Tanner: Mr. Chairman, Mr. Lammers quoted from five or six letters ... seven, I think.

Mr. Lammers: No, it is not seven letters.

Mr. Tanner: Well, seven authorities or seven cases that were used, saying, that none of this area looks to be of much use from a mineral point-of-view. Mr. Lammers do you have any idea, then, why Occidental would go into this?

Mr. Lammers: Well, I understand ... I have a letter that I received, as a result of the Globe and Mail article, written by somebody from Toronto, a lawyer in fact, to the Prime Minister; in which he suggests that a big company like that, picks an area that is accessible. It is all part of their picture you see, they have so much money to spend in a year, in exploration. It is a U.S. firm, which even gets a tax deduction in the U.S., for exploring in foreign countries. So therefore, he suggested to the Prime Minister that it is, probably, part of the great tax write-off. And by keeping these claims viable, they can be recreated from year to year. This is a very good case, in point, I think. I hear this from friends; I have friends in the mining industry in Vancouver, who are definitely, on my side. They don't like to reveal themselves too much because of the inter-lease fights in the mining industry itself.

Mr. Chamberlist: Mr. Chairman, I think that everybody should have sympathy for the position that Mr. Lammers finds himself in, in relation to the wilderness lodge that he has. I hear that he has done a lot of work on it; and it is a very nice place. But I wonder, really, whether we have the competence to deal with the request, in this manner. I will give the following reasons, as I see it, from

Mr. Chamberlist continues...

MOTION #12

what, Mr. Chairman, Mr. Lammers has said. One point that really, didn't go over very well with me, is the fact that, Mr. Lammers has indicated that United Keno Hill has put a camp, on this particular site, in one year, and then, has pulled off it, and then, this other company come along and put up another site; so suggesting that there can't be many minerals there. Now, I would like to draw to Committee's attention, Mr. Chairman, and I am sure that Mr. Chairman is also, well aware of it, that the Anvil ore body was left by Prospective Airways, after spending considerable money on it; then somebody went along, a little bit later, and found the Anvil ore body. So, I am not suggesting that this might take place; I'm just pointing this out. We have to recognize the fact that we haven't any competence in the matter, because really, the complaint is against the terms of the 1923, or 1924 Yukon Mineral Act, this is where the power lies. We are not competent to alter anything in that Act. We can, I suppose, indicate that certain areas, once they have been built on, in the type of operation that Mr. Lammers is operating, should be given some consideration, before a particular type of mining, or resource mineral, or resource and mineral exploration takes place. But, surely, this where the Land Use regulations come into effect. I will say this, by the same token, the Commissioner might have indicated, at one time, that no one area should be used, or no one resource type of operation should damage the other type of resources. Surely, this applies in reverse, in some instances, as well. The resource of mining should not be interfered with, by a resource of conservation, and that particular type. This is where I agree with Mr. Lammers, Mr. Chairman, that some area of compatibility maintained, but that compatibility and that arrangement should be via the Federal Government. I would, strongly suggest that the representations should be made to the Federal Government, in relation to this. I don't know, off the top of my head, but, it's quite possible that there is some method, by which, perhaps Mr. Lammers can go before the Court to seek an injunction, in this particular area, of what they are doing; until, the Federal Government comes up with a decision of alteration. I would point out, Mr. Chairman, that Mr. Lammers has, already, indicated that all the area is staked around him, but, they haven't actually done any work on the land. Am I correct?

Mr. Lammers: No. There has been considerable work done. There has been a line-cutting program, there has been geo-physical sampling, there has been magnetometer survey, and the next thing on the list, now, if the company goes ahead, will be trenching and diamond drilling, which would of course be it. The only area, where the company has not done work, are on the claims, on the land, which I control, but, as far as that goes, they are right up to the border.

Mr. Chamberlist: I wonder, Mr. Chairman, if Mr. Lammers has been in touch with this company, to ask whether they intend to proceed. Perhaps, it is a tempest in a teapot, if they are not going ahead; perhaps, they have already discovered there is nothing there; maybe, they are pulling out. Does Mr. Lammers know this?

Mr. Lammers: Well, Mr. Chairman, as far as I have been able to ascertain, all the claims, that are still there, are still in force. As a matter of fact, the claiming was done in such a notorious manner that there is a large gap in the center, that was not covered at the time that Occidental did its work. They have restaked this area, so they are firmly entrenched. There is no communication possible with the particular representative of the company, which, I understand, even the people in the mining fraternity are having the same problem. The head office in Los Angeles doesn't answer. The president of the Canadian part of the American firm, who incidentally, is the president of the Canadian firm of Occidental Minerals of Canada, he, incidentally, lives in Denver, Colorado, and when I write him a letter, he doesn't answer it, or he sends it down to his man in Toronto, who doesn't answer, who has sworn that he will never answer another letter. I have a stack of correspondence on this thing three inches

MOTION #12

Mr. Lammers continues ...

high. I have been in touch with the people in Ottawa, Mr. Hunt, Mr. Lang, Mr. Chrétien, their hearts bleed, profusely; they have full sympathy, and they sent me around to you. Now, you tell me to go back to them.

Mr. Chamberlist: Well, Mr. Chairman, if the witness could indicate what he would like this Committee to do? Come up with a suggestion, and see if what you suggest can be done. So far, with respect, we have heard the situation described by Mr. Lammers but we haven't heard any suggestions that he thinks we can do to help him in this particular manner. I feel that we are unable to help, for the reasons that I have explained. It's beyond our competence, to deal in any way, with the Yukon Quartz Mining Act; it's simply beyond us. Certainly, we can't get into the Territorial Government or this Legislative Body, we can't get into any legal hassles with this company, known and named as Occidental Minerals. We certainly, can't get into any Act, for or on behalf of John Lammers proprietor, of the Yukon Wilderness; we can't do that either, so perhaps, Mr. Chairman, if Mr. Lammers would just indicate what he thinks, perhaps we can do, then we can go from there.

Mr. Lammers: Well, Mr. Chairman, I feel ... I must be charitable about this. I have heard the same thing, really, from Mr. Chrétien and Mr. Hunt, who tell me that they are very sorry, but all cases are very weak, legally. This seems to be what the company is coming to, when the case is weak legally, sorry boys, you have had it, you get plowed under, and this is exactly what is happening. There is more to this case than just a legal case. This is an ethical case; it's moral; it's social; it's a big problem. It's a problem of a situation of injustice. I think that this is something that we cannot just write-off by saying, unfortunately, son, the law is not on your side. Therefore, what do you advise us to do? I have a letter, here, from Mr. Chrétien, in which he asks me, what will you do? What would you like us to do? So, I tell Mr. Chrétien that at the same time he tells me that the law is against me. So, I suggest to Mr. Chrétien that that is just like the judge or the executioner is ready to spring his trap; and he asks the man who is condemned, if he has a way to get his neck out of the noose. That is about the size of it. That is really what you are asking me. I don't know how I get my neck out of this noose. I would suggest for a start, in Ottawa, we have fifteen stories of experts on the North, who have known, since 1967, when I wrote Mr. Lang about this situation, that we were afraid might develop, and recognize the fact that we have had five years to think about it, and now that it has happened to us, ask me what I think should be done about it. I'm not so sure that this is really, very good.

Mr. Chamberlist: All I want is a suggestion from Mr. Lammers. I understand Mr. Lammers philosophy. I am not saying that I agree or disagree with your philosophy. I understand the philosophy of what you are saying, but, I am saying with our competence here, and with in our jurisdiction, could you make a suggestion as to what you would like us to do. Just say something.

Mr. Lammers: Mr. Chairman, I will make a suggestion, in a negative way, first. That is to say, that there is obviously, no room in the Yukon Territory for a nature-based recreational enterprise. The country belongs to the miners; and let them have it; and don't let anybody enter this country and spend money on an enterprise, such as mine, because they are putting it in the wrong spot.

Mr. Chamberlist: Can I still get from Mr. Lammers what would you like us to do? You have asked to talk to us; we are listening to you, and all we want is a suggestion from you, at the moment. Perhaps, the Honourable Member from Whitehorse West can help the witness to come forward with a suggestion, because there seems to be

Mr. Chamberlist continues ...

MOTION #12

some difficulty.

Mr. McKinnon: Well, Mr. Chairman, I have talked this matter over, in some length, with both Federal and Territorial officials. It seems to me that the Federal Department of Indian Affairs and Northern Development is actually, in sympathy with the case put forward by Mr. Lammers, but, they feel, under the Quartz Mining Act, that they are ham-strung by Federal Legislation. At the Territorial level, there are other people, who have said because of the Crown land situation, and the Crown land being under control of the ... all lands outside of those areas, which have been turned over to the Yukon Territorial Government, which we were discussing in the lands policy this afternoon, there is nothing that the Yukon Legislative Council can do. I have been led to believe by a person, who is very high in the Administration, of the Government of the Yukon Territory, that there is something that this Council can do. If Members are aware of section three, of the Area Development Ordinance, which reads: "The Commissioner may designate as a development area any area in the Territory where he considers that it will be necessary in the public interest to regulate the orderly development of such area as contemplated by this Ordinance." (Reads section 4, subsection (1)(a)) "The Commissioner may make regulations for the orderly development of a development area respecting the zoning of the area, including the allocation of land in the area for agricultural, residential, business, industrial, educational, public or other purposes." Mr. Chairman, further to this, I have been led to believe that to get out of a conundrum, where both Departments of Government have sympathy towards Mr. Lammers, that a motion from this Council, asking that the area be declared as a development area, under the Area Development Ordinance, would meet with favorable sympathy from both Territorial and Federal Departments. And further to this, Mr. Chairman, if the Council, at least, made an effort to have the land in question set aside as an area, under the Area Development Ordinance, if the Federal Government agrees to accept the motion of this Council, it would also mean for the first time in the history of the Yukon Territory, that Crown land, previously, under the control of the Federal Government, was given to the Commissioner, with the authority to regulate what he thought, and the Council thought, was the most beneficial purpose of this land, in question. Mr. Chairman, with the guidance of the people, in both the Territorial and Federal field, and I feel that anything is worth a try, and I think that this Council should be making every effort to help Mr. Lammers along, in his dilemma because I believe in situations, such as in Mr. Lammers, I place before the Council table that this Council should be doing everything in its power to be able to let him maintain his base of livelihood, and also, to maintain the area, which he has, as a wilderness area, without having to worry about the incursions of the mining industry. I would propose a motion that it is the opinion of this Council, that the Commissioner designate an area, adjacent to the Wilderness Unlimited, as a development area, under section three, of the Area Development Ordinance. It be further resolved that the Commissioner make regulations for the area, prohibiting the use of the said land for other than recreation and wilderness purposes.

MOTION #12

Mr. Chamberlist: Mr. Chairman, before a seconder is obtained for that, I would like to let Committee know a couple of things. I don't know whether the Honourable Member proposing the motion has given any consideration to it, the ideal is good real sound but it is no good at the same time because how can we even make suggestions that the Federal Act, the Federal Statute doesn't allow to happen. I am very familiar indeed, with the section of the Area Development Ordinance and Regulations but there is no way that the Commissioner can bring forward, or we in Council, any motion that in any way will supercede an Act of the Federal Parliament. Some very very fine remarks with very fine attributes to it. The suggestion that Mr. Lammers be helped in this particular area, this is fine, but I would not like to give Mr. Lammers any false hope, because it would be a false hope. The Federal Government Statutes have to take precedence over anything that the Territorial Government can do. Quite frankly because of that, I can't support it, I am looking for something to help Mr. Lammers. I have got to hear a suggestion from him as to what he wants us to do. So far, with respect, Mr. Chairman, Mr. Lammers has said lots of things and made lots of statements but he hasn't said this is what I would like the Territorial Council to do to help me. If Mr. Lammers can do that....

Mr. Lammers: I can make a very short statement but it doesn't help you, of what I want is to get the mining industry off my neck in my area of concern. Thank you.

Mr. Chairman: Councillor Stutter.

Mr. Stutter: Mr. Chairman, I am also very sympathetic with Mr. Lammers case but I am sure by now he is up to here, with sympathy and he wants some action. I think he did mention one point that perhaps has possibilities, I don't believe we can be willy nilly taking areas out the Territory and setting them aside and saying that five or six people have said that there likely isn't any minerals potential in that area because time and time again it has been proven that these people are wrong. I think that what has to be done it perhaps to look along the lines of compensation that was mentioned awhile ago. I think if somebody already has a lease no matter the purpose is within the Territory and some mining company comes along and wants a stake in that area, they should be prepared to give some form of compensation for the person who already has the lease. I don't think for one minute that we can deal too much at this point with Mr. Lammers' specific case, because even if he resolved his case at the moment with Occidental, there is no guarantee that the same thing won't happen again, and as he has pointed out himself there is no guarantee that the same thing won't happen if he were to move to another area in the Territory. Therefore, we must come up with something that would perhaps give some form of compensation. I would like to ask Mr. Lammers a couple of questions; one is if somehow his 800 acres were to be protected and yet just outside of that area an operating mine were to go into effect wouldn't this again kill the whole aspect of creating a Wilderness area in your area; this is one question I would like to ask you. Another question is, I wonder if Mr. Lammers has ever, or had ever given any thought to staking that ground himself? I think a claim is around 52 acres and I understood that you had I think you said, 160 acres of it was under a agricultural lease, so no doubt you are turning over lots of soil. I know it is stretching a point but I know this point has been stretched before, right across the river here, where a certain amount of earth and it was accepted as representation, so actually for a cost, 16 claims would cover your area. I know it is a added cost but it possibly is a method of slight protection.

Mr. Lammers: I wonder if Councillor Stutter is aware of the cost that is involved and the situation. This is a fantastic cost, it is something that a recreational enterprise couldn't even entertain the thought of,

Mr. Lammers continues ...

The point that I would like to bring up is this; we don't say that there is no help on this, there is no remedy to my predicament at the moment. I really wonder whether the Yukon Territory or the country as a whole, whether we have reached this desperate situation, where every rock has to be turned over to see if there is something under it; apparently we have reached this because that is how it is, every rock in the Yukon Territory can be turned over by the mining interests without asking anybody's leave anywhere they feel like it, regardless of what they are doing to someone else. I think that is a scandalous situation. There are quite a few words, Mr. Chairman. MOTION #12

Mr. Chairman: Councillor Stutter.

Mr. Stutter: Mr. Chairman, this is why I particularly liked the suggestion of compensation; I have no idea how it can be worked out but it does seem to me that rather than turning around and trying to set certain areas of the Yukon outside of National Parks, outside of mining, so that you would have them scattered all over the place, it does seem that if a mining company were faced with the prospect of, okay, if they wanted to go into a special area, such as Mr. Lammers, they are quite possibly looking at a fantastic investment. In this particular case they would have to be pretty sure in their own minds that there was anything worthwhile going after in the first place. Many of the claims that are staked in the Yukon are staked by individuals, I have staked many myself and I didn't have a clue what was in the ground, I didn't have a clue as to whether it was mineralized or not. There are other areas in the Territory that have been staked because of a little float that was on the surface of the ground. I don't believe anybody can say positively that there definitely isn't mineralized areas in the Territory. I think perhaps the idea of compensation is probably and certainly worth looking at and of course other areas if they can be worked, other solutions. Compensation seems to be the fairly obvious one.

Mr. Chairman: Councillor Tanner:

Mr. Tanner: Mr. Chairman, we are in the process this afternoon, Mr. Lammers of going through a Lands Ordinance, Bill No. 20 and one of the paragraphs of the Land Ordinance, section 2 paragraph 3 says, what I am doing sir, sir is trying to illustrate a point that we have been trying to make, "Nothing in this Ordinance shall be construed as limiting the operation of the Yukon Quartz Mining Act, the Yukon Placer Mining Act or the Dominion Water Power Act and every disposition of Yukon land is subject to the provisions of sections 5, 8 to 12 and paragraph 19(j) of the Territorial Lands Act." The point we are making is basically that we cannot change the Federal Act, we cannot influence the Federal Act except by persuasion not by the legislature but by persuasion of these seven people saying to the people in Ottawa this is what we think you should do. We can't legislate them to do that. That is the first thing, the second thing is, it seems to me Mr. Lammers that your case with the company, Occidentalis a case between two private entities. I think it should be divorced from this Legislature. It seems to me and I am not a lawyer, am I? In fact I don't think there are any lawyers here today, but it seems to me in common law, that if one person initiates a business and in consequence ruins the presence of somebody else, as is happening in your case you say, that you would have an action in law, that would make sense to me, in which case sir, I think, you should go to a lawyer and let him advise you whether or not you have a case and go to court. Mr. Chairman, may I finish. This is another thing, to my mind, you feel it is your philosophy, this is the impression I get, is your philosophy in life or in this particular situation that the desecration, I believe that is the word you used, of the whole area of the Yukon by mining companies without limit should not be allowed.

Mr. Lammers: I object to this Mr. Chairman, this is not the situation...

Mr. Chairman: Order please one at a time.

Mr. Tanner: Let me put it another way, I'll soften it up, the mining company should not be allowed to go anywhere they like in the Yukon, I agree.

MOTION #12 Mr. Lammers: I beg your pardon, would you repeat that please?

Mr. Tanner: Mr. Chairman, perhaps the witness doesn't understand how we proceed here, could you explain to him?

Mr. Lammers: Mr. Chairman, would you ask Councillor Tanner to repeat his question?

Mr. Chairman: Order please, just one speaker at a time please. Councillor Tanner.

Mr. Tanner: What I said was that it appears to me Mr. Lammers that your philosophy is that the mining companies shouldn't have the license to go anywhere in the Territory. In other words there should be certain areas that can do somethings and certain areas that can do some others. Now, sir I am going to proceed on the basis. I agree with that, I think every Member around here probably agrees, basically we all agree with it but it is not within our jurisdiction to change that circumstance. The suggestion from the Member from Whitehorse West is...it might appeal to all of us, but it is not very practical we can't do it. Sure we can make the suggestion but the Commissioner can't sign any piece of legislation to that effect because it is superceded by the Federal Legislation. You also mentioned that they have been sitting up in Ottawa for the last five years, I think you said eighteen stories, I didn't realize there was that many...

Mr. Lammers: Fifteen stories.

Mr. Tanner: ..and had done nothing about the situation of which you speak. I disagree with you, they did do something they have, they brought a Bill called 187 down and as part of 187 was an attempt to try and accommodate your feeling and your ideal of what the Yukon is all about and the mining industry. Maybe from your point of view in trying to find a compromise between the two entirely different and diverse conceptions of what life in the Yukon is all about, maybe they came to the compromise that it didn't have enough strength or had too much strength one way or the other but that is the story of this Legislature, because it happens every day. We sit here all day, we have a problem we take two different sides, we find a compromise and that is what you are looking for. I have only got one suggestion and this is open to the debate of this House, in this Committee and it will be in the House generally and that is one of the things we should do by resolution is that we could say something, gentlemen this is not a resolution, we could say something to the effect that we sympathize with, again you might have had too much of that too, we sympathize with Mr. Lammers particular point of view and we would like to have his feelings and ours incorporated in legislation that comes down from the Federal Government. This is a long long progress, all these things are put together through various ways and finally find themselves in legislation two, three, four or five years later. As far as your specific case right now is concerned, my suggestion is that you go and see a lawyer.

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

Councillor Stutter takes the Chair.

Mr. Taylor: Mr. Chairman, I have listened with some interest to the comments made by both, Mr. Lammers and some Members in the House. I too have difficulty in determining what Council can or really should do in this matter; I have a tendency unfortunately, though in sympathy with much of what has been pointed out that it is indeed, a battle between two companies, both resource orientated possibly but having a conflict of opinions. I have always been a firm proponent in this House and on the optimum-use concept of all resource enterprises and industries and have never waived from that position. I can see here where the explorer may be infringing in some way on the apparent rights of the enterprises but by the same token I think if we protect the enterpriser from the employer then we must protect the explorer from the enterpriser. I think you note that we have just found the mining industry has been ruled out of a good chunk of the Territory by the formation of a National Park, in the Kluane area in deference to a Game Sanctuary or a Territorial Park which we have asked for for many years in this Council for a Territorial

Mr. Taylor continues ...

Parks which would permit optimum use of resources for tourism, and mining and certain amount of select logging could all go in conjunction with each other under good rule. I think it would be unfair to either party, to say we are going to take your side because you make a good presentation. On the other hand possibly the mining company may have some good points to make and take their side. I don't think we really should be taking anybody's side. I am sure Mr. Lammers has already pointed out is that all he has really got so far is sympathy and certainly he has the sympathy of myself and obviously many other Members. I really can't see where it is competent for this Council to become too deeply or in anyway involved in this thing other than to express sympathy, as has been stated and if I thought there was a way which would be fair to all parties concerned and it was competent to do so by the Council I would no doubt give it much consideration. It is just unfortunate that it is a situation, I still say that has to be resolved between the two parties. Possibly, if this can be achieved, if there can be a getting together of the two parties by some means or ways to resolve the question fine but I do have a tendency to agree that if that can't be done maybe it could be done through the court. I can't see where the Council really has any business involving itself, in this particular conflict.

MOTION #12

Mr. Chairman; Councillor Watson.

Mrs. Watson: Mr. Lammers, I am sure you have done quite a great deal of research on this matter. Are you familiar what other jurisdictions...does the same situation exist, say in B.C.?

Mr. Lammers: It is worse in B.C. Here, really I understand that a claim staker really should ask the permission of the man who owns the land, in our case it wasn't done at all. It was the most arrogant, offhand and bad situation I can think of. If this would have to go to court, I would hate to see the results of it. It would be a real, gory mess which would involve a great many people, and imply a great many people in the Territory. I can assure you of that, so this is one point. In B.C. you don't even have to ask the land owner whether you can get on his land or not. B.C. is the same situation for all practical purposes. It is strictly 1872 all over, we haven't made this 100 year jump yet. We are in the process but it doesn't help me. Mr. Chairman, I would like to comment, I have been asked questions by Councillor Tanner, three of them I have forgotten two but the one sticks in my throat, this is about the two businesses which I hear all the time. I think that this is really good for a laugh because here am I, John Lammers, this family enterprise who has put his savings into an enterprise who has put his savings into a enterprise he built out of the bush from nothing, against Occidental Petroleum of California, with a yearly gross of three quarters of a three-quarters of a billion, thirty-two thousand employees, oil in Lybia, fertilizer corporation, gas and oil and you get into coal, they own part of Holiday Inn and do you really think that I will get anywhere in litigation of Occidental Petroleum of Los Angeles, they can outwait me for the next thousand years.

Mr. Tanner: I have got to object to what Mr. Lammers is saying, it doesn't matter how big they are, the courts...if you go to court, Mr. Lammers the decision is made by the court irrespective of the size of you ... if you are saying they are more confident to get better lawyers than you, yes, that is true. As far as the decision in court is concerned it will be a decision of the judge in court, it wouldn't be a decision of the size of the companies that is one of the litigants.

Mr. Lammers: Mr. Chairman, my extra twenty years over Councillor Tanner has made me more synical than Councillor Tanner.

Mr. Taylor resumes the Chair.

Mr. Lammers: There is one more thing I would like add and you mentioned possible use, Mr. Chairman,

Mr. Chairman: Optimum use.

MOTION #12

Mr. Lammers: Optimum use, multiple use, multiple use is battered about a great deal, I would simply leave you with the thought that in this particular case and in many cases where we speak about multiple use, this is likable to...it can be likened to two men building a log cabin the one guy is busily cutting the logs putting up rounds while the other guy is using the same logs bucking them up to heat the heater in the cook tent, that is multiple use in the Yukon Territory.

Mr. Stutter: Mr. Chairman, I would just like to say, again I think we are trying to much too desperately to look at a specific solution in this particular case. I think that Mr. Lammers has brought a real genuine case of something that is going on within the Territory and his case, now has brought this thing to a head, it hasn't happened before because as he says, his lease was the only one on record that has been let for that specific purpose. I think that it is within the powers of this Council to at least make recommendations, even if they are recommendations to the Federal Government; I see no reasons why we can't make recommendations and why we can't at least give this thing some thought. I don't believe it will help any, no matter what the outcome is, with Occidental, it isn't going to help the next person that has the same problem, we have got to come up with a general solution or a general easing of this problem somewhere along the lines and I think that Council can make some suggestions and make resolutions to the Federal Government.

Mr. Chamberlist: Mr. Chairman, I asked two or three times what Mr. Lammers would like us to do. He hasn't asked us to make recommendations, he really wants something to be done because recommendations are not and we are unable to do anything. Mr. Chairman, Mr. Lammers recognizes the dilemma that we, as a Legislative Body are in, he fully realizes we can't do anything. Recommendations might be another piece of paper going to Ottawa but it would get the same treatment. I think that what Mr. Lammers has to do, I think there is one way where he can go to court and win, is based on lots of livelihood as a result of the mining company proceeding to do something without first ascertaining that there would be no damage done. I think that there is... again I just don't quite remember. I think there is some compensation clause available where certain mining done interfere with the buildings or something like that but I have forgotten what it is. I think the simplest solution of the lot is recommending a change to the Yukon Quartz Mining Act, why not make that recommendation, Mr. Chairman? Mr. Lammers can make. We know that there should be changes to the Yukon Quartz Mining Act, there were attempts made to make changes to the Yukon Quartz Mining Act. This type of recommendation that is being suggested now could have been one of the recommendations. I don't think that any Member of this Committee is objecting to suggesting that certain things happen at a certain time. Right at this time, I really do think that we are at a loss to help Mr. Lammers, Mr. Chairman, and this Council can't do anything at all about it. It is just unfortunate, but it is again a case of where we have to recognize the practicality of the matter and that we can't help Mr. Lammers. As much as I would like to, I don't see how we can help. We can make a recommendation, but Mr. Lammers know full well Mr. Chairman what happens to recommendations in this particular area, we'll say immediately the Yukon Quartz Mining Act and that rules and this is where you have got it.

Mr. Taylor continues ...

Parks which would permit optimum use of resources for tourism, and mining and certain amount of select logging could all go in conjunction with each other under good rule. I think it would be unfair to either party, to say we are going to take your side because you make a good presentation. On the other hand possibly the mining company may have some good points to make and take their side. I don't think we really should be taking anybody's side. I am sure Mr. Lammers has already pointed out is that all he has really got so far is sympathy and certainly he has the sympathy of myself and obviously many other Members. I really can't see where it is competent for this Council to become too deeply or in anyway involved in this thing other than to express sympathy, as has been stated and if I thought there was a way which would be fair to all parties concerned and it was competent to do so by the Council I would no doubt give it much consideration. It is just unfortunate that it is a situation, I still say that has to be resolved between the two parties. Possibly, if this can be achieved, if there can be a getting together of the two parties by some means or ways to resolve the question fine but I do have a tendency to agree that if that can't be done maybe it could be done through the court. I can't see where the Council really has any business involving itself, in this particular conflict.

MOTION #12

Mr. Chairman; Councillor Watson.

Mrs. Watson: Mr. Lammers, I am sure you have done quite a great deal of research on this matter. Are you familiar what other jurisdictions...does the same situation exist, say in B.C.?

Mr. Lammers: It is worse in B.C. Here, really I understand that a claim staker really should ask the permission of the man who owns the land, in our case it wasn't done at all. It was the most arrogant, offhand and bad situation I can think of. If this would have to go to court, I would hate to see the results of it. It would be a real, gory mess which would involve a great many people, and imply a great many people in the Territory. I can assure you of that, so this is one point. In B.C. you don't even have to ask the land owner whether you can get on his land or not. B.C. is the same situation for all practical purposes. It is strictly 1872 all over, we haven't made this 100 year jump yet. We are in the process but it doesn't help me. Mr. Chairman, I would like to comment, I have been asked questions by Councillor Tanner, three of them I have forgotten two but the one sticks in my throat, this is about the two businesses which I hear all the time. I think that this is really good for a laugh because here am I, John Lammers, this family enterprise who has put his savings into an enterprise who has put his savings into a enterprise he built out of the bush from nothing, against Occidental Petroleum of California, with a yearly gross of three quarters of a three-quarters of a billion, thirty-two thousand employees, oil in Lybia, fertilizer corporation, gas and oil and you get into coal, they own part of Holiday Inn and do you really think that I will get anywhere in litigation of Occidental Petroleum of Los Angeles, they can outwait me for the next thousand years.

Mr. Tanner: I have got to object to what Mr. Lammers is saying, it doesn't matter how big they are, the courts...if you go to court, Mr. Lammers the decision is made by the court irrespective of the size of you ... if you are saying they are more confident to get better lawyers than you, yes, that is true. As far as the decision in court is concerned it will be a decision of the judge in court, it wouldn't be a decision of the size of the companies that is one of the litigants.

Mr. Lammers: Mr. Chairman, my extra twenty years over Councillor Tanner has made me more cynical than Councillor Tanner.

Mr. Taylor resumes the Chair.

Mr. Lammers: There is one more thing I would like add and you mentioned possible use, Mr. Chairman,

Mr. Chairman: Optimum use.

MOTION #12

Mr. Lammers: Optimum use, multiple use, multiple use is battered about a great deal, I would simply leave you with the thought that in this particular case and in many cases where we speak about multiple use, this is likable to...it can be likened to two men building a log cabin the one guy is busily cutting the logs putting up rounds while the other guy is using the same logs bucking them up to heat the heater in the cook tent, that is multiple use in the Yukon Territory.

Mr. Stutter: Mr. Chairman, I would just like to say, again I think we are trying to much too desperately to look at a specific solution in this particular case. I think that Mr. Lammers has brought a real genuine case of something that is going on within the Territory and his case, now has brought this thing to a head, it hasn't happened before because as he says, his lease was the only one on record that has been let for that specific purpose. I think that it is within the powers of this Council to at least make recommendations, even if they are recommendations to the Federal Government; I see no reasons why we can't make recommendations and why we can't at least give this thing some thought. I don't believe it will help any, no matter what the outcome is, with Occidental, it isn't going to help the next person that has the same problem, we have got to come up with a general solution or a general easing of this problem somewhere along the lines and I think that Council can make some suggestions and make resolutions to the Federal Government.

Mr. Chamberlist: Mr. Chairman, I asked two or three times what Mr. Lammers would like us to do. He hasn't asked us to make recommendations, he really wants something to be done because recommendations are not and we are unable to do anything. Mr. Chairman, Mr. Lammers recognizes the dilemma that we, as a Legislative Body are in, he fully realizes we can't do anything. Recommendations might be another piece of paper going to Ottawa but it would get the same treatment. I think that what Mr. Lammers has to do, I think there is one way where he can go to court and win, is based on lots of Havelinodas as a result of the mining company proceeding to do something without first ascertaining that there would be no damage done. I think that there is... again I just don't quite remember. I think there is some compensation clause available where certain mining done interfere with the buildings or something like that but I have forgotten what it is. I think the simplest solution of the lot is recommending a change to the Yukon Quartz Mining Act, why not make that recommendation, Mr. Chairman? Mr. Lammers can make. We know that there should be changes to the Yukon Quartz Mining Act, there were attempts made to make changes to the Yukon Quartz Mining Act. This type of recommendation that is being suggested now could have been one of the recommendations. I don't think that any Member of this Committee is objecting to suggesting that certain things happen at a certain time. Right at this time, I really do think that we are at a loss to help Mr. Lammers, Mr. Chairman, and this Council can't do anything at all about it. It is just unfortunate, but it is again a case of where we have to recognize the practicality of the matter and that we can't help Mr. Lammers. As much as I would like to, I don't see how we can help. We can make a recommendation, but Mr. Lammers know full well Mr. Chairman what happens to recommendations in this particular area, we'll say immediately the Yukon Quartz Mining Act and that rules and this is where you have got it.

Mr. Stutter: Mr. Chairman, I can't take the same attitude. I think to turn around and say to Mr. Lammers, what should we do, is just passing the buck. How many times have we gone to the people, in the past, and said, what should we do about other legislation, that has come before Council, in the last few weeks. I think that to sit back and not make recommendations to the Federal Government is, in fact, saying, alright, we're happy with the way things are; well, I don't think that we should be happy with the way it is. There, definitely, is an area, where there should be changes made, or, at least, recommendations made. I think that it is up to us to make those recommendations.

Mr. Chamberlist: We agree to that ... but I think that it should come from Mr. Lammers himself.

Mr. Stutter: Mr. Chairman, I would like to ask, in particular, why should it come from Mr. Lammers? Why not from the Territorial Council?

Mr. Chamberlist: For the simple reason, Mr. Chairman, that this is a private enterprise, that he is dealing with. If there was a recommendation to be made, that there be changes made to the Yukon Quartz Mining Act, to facilitate certain things happening, yes, I understand that. If Mr. Lammers, Mr. Chairman, wants us to make a specific recommendation, as it effects his personal property, I say no, we can't do that. There is a difference.

Mr. Stutter: Well, Mr. Chairman, this is where I don't agree with Councillor Chamberlist. When he turns to Mr. Lammers, and says, you should make the suggestion; then, you are being specific, because you are dealing only with his particular case. The point that I have tried to make clear, repeatedly, is that this fault exists all across the Territory; therefore, if we make the recommendations, from this Council, it's a recommendation that this sort of a problem should be taken care of everywhere in the Yukon, not just at Mr. Lammers' place.

Mr. Chamberlist: Mr. Chairman, what we have to be worried about is the legal and the future ramifications of anything that we do now, because if we set a precedence, dealing with an individual's own personal property, we can have, and we can be faced, with a 150 different property owners, with different types of reasons, coming before Council and asking for us to make specific recommendations in an area, of where Federal law is absolutely clear and specific. Mr. Chairman, Mr. Lammers has already said that he has had sympathy up to his ears, we can't give him anymore sympathy, because it would just, absolutely, smother him. We know his problem, but I am just simply saying that we have to be careful as to whether or not we are going to place this Council in the position of having set a precedent, whereby we would find it difficult to come out of. Quite frankly, I think that he should consult a lawyer, and go after the angle that there is a loss being obtained by him as a result of what is taking place. You can't say, because of what might take place; you can't go into the future, you can only suffer a loss if something takes place. At the moment, it hasn't taken place, except for the fact that there has been some line-cutting; perhaps you can go on that. I would think that it would be a few dollars well spent, to get somebody to give you a legal opinion, so that you will know one way or the other. I think, Mr. Chairman, Mr. Lammers is trying very hard but he is running around in a circle that he has cultivated himself. There is no way of getting out of it. This is the position that I think he is faced with. And again, I tell you, we would like to help you get out of the circle, but you have to try and do that yourself.

Mr. Lammers: What Councillor Chamberlist, really, said, is that no

MOTION #12

Mr. Chamberlist: I wonder, Mr. Chairman, if we have finished with the witness, perhaps, some Honourable Member might, tomorrow morning, prepare a notice of motion that could be dealt with in Council, and see if it could be done. At least, give us some time to think about what Mr. Lammers position is. The proposition has been, properly, talked out, I mean, it hasn't been a matter of not giving it consideration.

Mr. McKinnon: Mr. Chairman, I think that there is one aspect of this situation that hasn't come up in this discussion. That, of course, is who has the right to control the development of the two hundred and seven thousand square miles, of the Yukon Territory?

Mr. Chamberlist: You know that. You don't have to ask.

Mr. McKinnon: I disagree, Mr. Chairman. In every provincial jurisdiction, as Honourable Members well know, that the land use is described by the elected members of the Provincial Legislature. I have never agreed with the conclusion, that, eventually and hopefully, assuming as possible, that like every other jurisdiction in Canada, the control of the land resources in the Yukon Territory, aren't going to rest in the hands of the Members of the Yukon Legislative Council. Certainly, it was this belief, of the seven Members of Council, which must be, unless people have changed their thinking, from when I talked to them, previously once, that all that the Federal Government is now doing in stewardship, of the two hundred and seven thousand square miles of the Yukon Territory, and holding it in trust, until full responsibility has been achieved by the Yukon Legislative Council, when the land and its resources will come to the people of the Yukon Territory. And certainly, with this trust, there has to be able to be some input, from the Members, as to the disposition of the land, eventually, in the Yukon Territory. Certainly, there is a strong case to be made for a resolution of this Council, asking for an immediate amendment to the Yukon Quartz Mining Act, so that this problem can be taken care of. Mr. Chairman, this is just the first, in an instance, of problems that are going to come about more and more every year. I can only think of Mr. Lammers' enterprise, and probably Mr. Konan's enterprise, at Tin Cup Lake, now, as the only two industries that are based absolutely, on the recreation and the wilderness aspects of living in the Yukon Territory. One can, perhaps, include those areas where the fish game outfitters have their base camps, I don't know. But, exclusively, I can only think of these two areas. I believe sincerely, and wholeheartedly, that in perpetuity, the amount of money that is going to come back, to the people of the Yukon Territory, through the maintenance, as much as possible, of the Yukon Territory, as wilderness and recreation areas, is going to be the greatest assets that the Yukon Territory has in its grasp. To turn around and say that we haven't got the right or the ability to petition the Federal Government, and demand that the seven Members, here be heard, because other than the original inhabitants of the Yukon Territory, we people who chose to live here, and make our homes here, are the ones, who have prior rights to the distribution of land in the Yukon Territory, not the Federal Government. I think that if the Members of this Council agree with the case put forward by Mr. Lammers, instead of giving him the sympathy, which he doesn't want, that they should be spear-headed, a drive, that they should be making resolutions, that will pass this House, in order to effect changes in the legislation, that does not allow the Federal Government, at present, or the Yukon Legislative Council, at present, to take care of a problem. The first of many, many problems of exactly the same type, and exactly the same magnitude, that both the Federal Government are going to be faced with, as long as they maintain the stewardship of the land of the Yukon Territory, should have designation over, and the same problems that we are going to be faced with, when the lands turned over to the care of the people of the Yukon Legislative Council. I don't think that the resolution should be forthcoming, or the suggestion forthcoming, from Mr. Lammers, of the Yukon Wilderness Unlimited. The suggestion, certainly, and certainly the move, if the

Mr. Lammers continues ...

MOTION #12

exceptions could be made, in this particular case, because he felt that there would be another one hundred and fifty cases.

Mr. Chamberlist: I didn't say that.

Mr. Lammers: Well, you said that there would be one hundred and fifty cases that would demand, or ask for the same treatment.

Mr. Chamberlist: I would like to explain that, Mr. Chairman, when I made the reference to the danger of setting a precedent, as a result of anything that we do here, the ramifications that might follow, then there would be a danger of being open to one hundred and fifty people. I am not saying that a particular, special treatment should be made. The very fact that Mr. Lammers is here before us Mr. Chairman, this is not something special, because as the Honourable Member from Whitehorse has said, and I agree with him, that in instances like this, we should hear a person out, so that we can find a way of overcoming the difficulties. An old-timer like yourself, has been putting your money in the Territory, and find yourself in a problem; we should try and help you out. With my own scheming mind, I say this quite clearly, I can't figure a way of where we could help you to overcome the problem that you are faced with. I can give you legal advice at this time, I know what I would do, but I am not going to advise you of this. You should go to a lawyer, and go on the basis of the losses that you are sustaining, as a result. Perhaps you can even make a deal with Occidental to buy you out for hard cash; they probably have got the money to.

Mr. Lammers: To continue, Mr. Chairman, I now understand what Councillor Chamberlist meant. Still in all, this dealt with, in terms of exceptions, making exceptions. I would suggest that, already one exception has been made, for one industry in the Yukon Territory, which is the mining industry, which, virtually owns the Territory. Really, what I am asking for is that we try and instill an idea of integrated resource management for the Yukon Territory, under which all resource users would be considered, and all values, and all priorities, taken into account before anybody can grate in anywhere and muck up the lives and the interests of the local people. This is what is happening. This is the time for the ... as far as I am concerned. This Territorial Council, which is the representative of the people of the Yukon, as far as I can see, has the absolute mandate, and has the duty to put this forth to the Federal Government, even if you can't do anything legally or directly about it, or not. I only hear you eminate about the mining industry, really, and I think, why don't you also then, on this Territorial Council, eminate the interests of people, who are not engaged in mining. At this moment, if you have any measure of certainty in the Yukon Territory, you have a natured-based enterprise to develop, and to be viable, and to develop along predictable lines, you have to be in the mining game. In my case, I am not in a mining game, I am in a differently based industry, and my future is unpredictable, I am at the hands of some foreign interest, the stockholders of a foreign corporation; I am in their hands. I would suggest to you, as a Yukon resident, I have the right to live here, to work here, and to die. I do not see why this ... if there are, even certain minerals in certain areas, they will not go away; they will be there in a thousand years; they will be there for our children, if for not anybody else. I don't see why, at this particular point in time, we have to dig up every rock in the Yukon Territory, at the expense of the local residents, and of other industries. This is all that I can, really, say. And this Territorial Council, lady and gentlemen, if you cannot see this thing, and put this forth to the powers that be, who make the legislation, that deals with the resources of the Yukon Territory, I, certainly, cannot sit here as an individual, whether you call me a business or not, and tell me to tell you what your business is.

Mr. McKinnon continues ...

Honourable Members, really believe in what Mr. Lammers is saying; it should be coming from the Government of the Yukon Territory. Certainly, if it isn't forthcoming from the Government of the Yukon Territory, then this Member will be only too happy to introduce a resolution, asking that the Yukon Quartz Mining Act be amended, at the earliest possible opportunity, to allow for wilderness areas to be declared, on which, the use of the land for a wilderness and recreational retreat has the beneficial purpose, and the prime aim of it, over and above the mining industry. Mr. Chairman, I think that that is the duty of this House, if they are in sympathy with what Mr. Lammers has to say. I think that this should also be an opportunity in re-enforcing the position that all Honourable Members had, at one time, that the Yukon Territory is only being held by the Federal Government, until that time, when we obtain full Responsible Government, and at that time, when the lands and the resources are under the direct control of the Yukon Legislative Council. I think that we have an extremely strong case, with the unanimous support of this Council, that we can probably effect, as quickly as possible, some changes so that the problem faced by Mr. Lammers now, and is going to be faced by any number of similar type organizations in the future, can be taken care of. I only hope that the Government will propose resolutions to this effect, and if they are not forthcoming from the Government, I assure you, that a resolution from this Member will be forthcoming to this Table of the Yukon Legislative Council.

MOTION #12

Mr. Chairman: Order, please. I wonder if Councillor Stutter will take the Chair for a few minutes.

MOTION #12

Councillor Stutter takes the Chair.

Mr. Chamberlist: Mr. Chairman, the Honourable Member from Whitehorse West in his capacity in being the great racer as we all recognize this already, has managed to bring the discussion from one of attempting to offer help if we are able to do it to Mr. Lammers for one of constitutional area which we have all echoed many times and I think, Mr. Chairman, that Councillor McKinnon and myself have, are so close together now in our thinking it is a wonder that timing doesn't come closer in other matters as well. It is very obvious, we know what our position is in relation to land and we are just dealing with a Land Ordinance right now and right in section 3(2), it clearly gives these words, "Nothing in this Ordinance shall be construed as limiting the operation of the Yukon Quartz Mining Act, the Yukon Placer Mining Act or the Dominion Water Power Act." And you know it is made so clear that there are present restrictions are there. Certainly, we can make resolutions and we know, and the Federal Government knows full well that what we feel about the situation with the Federal Government being the jailer for the land of the Yukon, keeping them locked in for themselves. We know this, we feel this, we feel it very strongly. I see no reason why we can't make recommendations and resolutions, but this again right now it doesn't help Mr. Lammers. This is the position that we find ourselves in and I say again that, notwithstanding, all the talking that Mr. Lammers has heard, Mr. Chairman, this afternoon, There is one thing that I'm sure he understands, is that we can't do anything about it. We can make recommendations so that it does not, the same circumstances, the same situation that Mr. Lammers finds himself in, shall not occur for any other people. We can make this recommendation. But we can't give specific help to Mr. Lammers. Now, I think, he understands this, he is intelligent enough to understand that the position that we are in. The only advise that I can give him myself is the advise that I've always given. Go and have chat with a lawyer and you might get some help from that end. Certainly, if the Honourable Member from Whitehorse West wishes to, or any Member for that matter wishes to come forth with resolutions relating to land. Just make a resolution and ask the Federal Government to turn over 727,000 square miles of land to the Yukon Territory. I'll support it, I'm not happy with the colonial office of the Canadian Government. I mean, I've said this before and I'll do anything to get the land out of their hands, the land that belongs to the people of the Yukon. But, let's be practiced now, with the fact that the law is the law as it is written and let's try and beat those laws in the proper democratic fashion. Bring in resolutions by all means. Mr. Lammers I can say.... Mr. Chairman, I can say to Mr. Lammers again that we can't do anything to help you, but we've heard you, perhaps individual Members might be able to come up with a thought as to what might be done. We've heard you, we've given you a real good hearing and I hope, Mr. Lammers will appreciate that we have indeed given him a good hearing.

Mr. Lammers: If I see a lawyer, and I win my case, then if Territorial Council is instrumental in bringing about a change in the legal situation whereby, I should say people in the future will benefit, then I would also benefit. If you do not make this move I may win my case in court and I still not go anyway in the Yukon Territory. You mustn't forget that. I am just as much interested in what happens in the future as what happens to me.

Mr. Chairman: I think at this point Mr. Lammers is appreciated and I think this is the feeling of most of the Members that are around this Table at the moment. Are there any other questions to the witness this afternoon? We would certainly like to thank Mr. Lammers for turning out today. I understand you had a hard time getting here yesterday and we certainly appreciate you coming and I hope you've gotten

Mr. Chairman continues...
a little satisfaction.

Mr. Lammers: Well, Mr. Chairman, I thank you and Members of the Council for the hearing and also I thank you for your sympathy and good advice as well, I can say that.

Mr. Chamberlist: I wonder, Mr. Chairman, if we could continue the reading of this Bill because we haven't got too much time to do this.

Mr. Chairman: Is that the wish of the Committee? I'll declare a short recess.

RECESS

RECESS.

BILL #20

Mr. Chairman: At this time I'll resume the Chair and call Committee back to order. We will return to Bill No. 20. The next section is 25 (1) Reads 25, 26, 27. We will be discussing this tomorrow, so we can discuss it then I think. Reads 28, 29. 30 (1) "Where any contract or agreement for the sale" is that "for sale" or "for the sale".

Mr. Legal Adviser: It might be, I'll just check, it might be for the sale of Yukon land. Agreement for sale or it might be for sale of Yukon lands.

Mr. Chairman: Reads section 30, 31, 32, 33, 34, 35.

Mr. Tanner: Mr. Chairman, I wonder if I could just ask the Legal Adviser just going back briefly to 33. "Quarrying Permit" doesn't that come under one of the mining acts?

Mr. Legal Adviser: No, Mr. Chairman, it comes under lands and mining. We have a set of quarrying regulations somewhere else.

Mr. Tanner: Could I ask which takes the preference?

Mr. Legal Adviser: Well, the Quartz Mining Act takes up all preference in legislation.

Mr. McKinnon: Mr. Chairman, are the regulations available that will be made under this Ordinance. I think, the regulations are going to be quite expensive and important under Bill No. 20, I'd like to be able to review them at the earliest possible opportunity.

Mr. Legal Adviser: Mr. Chairman, I presume with the operation as far as Whitehorse is concerned the operation will continue to operate under a change of the existing land regulations, which the Honourable Member is associated with drafting. Outside that we have no regulations, but we will find those regulations. Some of the Honourable Members will recall that we made an attempt try to get a set of uniform regulations agreeable to the House, some time back.

Mr. Chairman: Is it your wish that I report progress on Bill No. 20? What is your further pleasure?

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

Mr. Stutter: I second that.

Mr. Chairman: It has been moved by Councillor Tanner, seconded by Councillor Stutter, that Mr. Speaker do now resume the Chair. Are you prepared for the question? Are you agreed?

MOTION
CARRIED

MOTION CARRIED

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

Mr. Taylor: Mr. Speaker, Committee convened at 10:25 a.m. to discuss Bills, Sessional Papers, and Motions. Mr. Barry Murphy attended Committee to discuss Sessional Paper No. 10, relative to the Telesat program. Committee recessed at 11:45 a.m. and reconvened at 1:30 p.m. Mr. Gordon McIntyre, Registrar of Lands attended Committee to discuss Bill No. 20. Mr. John Lammers attended Committee to discuss matters relevant to Yukon Wilderness Unlimited. I can Report Progress on Bill No. 20. It was moved by Councillor Tanner, seconded by Councillor Stutter that Mr. Speaker do now resume the Chair and 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. McKinnon: Mr. Speaker, I know that all Members are bound by the rules of the House to attend the business of the House. Tomorrow I would ask for leave of the House to be absent on compassionate grounds.

Mr. Speaker: Agreed, permission granted and please accept the condolences of the House.

Mr. McKinnon: Thank you, Mr. Speaker.

Mr. Speaker: May I have your further pleasure?

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

Mr. Stutter: I second that motion.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse North and seconded by the Honourable Member from Dawson that we call it five o'clock. Are you prepared for the question? Are you agreed?

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. Councillor McKinnon is absent.

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. Tanner: Mr. Speaker, on a point of privilege I'd ask Mr. Speaker whether I could be granted permission to absent from the House this afternoon to attend the business of a committee of this House of the Hospital Advisory Board?

Mr. Speaker: Permission granted. Are there any Documents or Correspondence to be tabled?

Mr. Chamberlist: Yes, Mr. Speaker we have for tabling this morning Legislative Return No. 18.

*TABLING
LEGISLATIVE
RETURN #18*

Mr. Speaker: Are there any Reports of Committees?

Mr. Taylor: Yes, Mr. Speaker. I have as Chairman of Committee the duty to bring to the attention of the House a matter of grave importance affection one of the Bills of the House. Essentially Bill No. 26, the Budget, this Bill was inadvertently passed out of Committee in incomplete form, not having been completely read. Contrary to rules of House, contrary more particularly to Rule 62 subsection 1 of the Council. This was moved out of the House Mr. Speaker, or pardon me, was read in Committee, was referred to Committee and was read on Monday, March 20 and was read starting from sections 1, 2, 3 and so forth. The title and the enacting section of the Bill, which is the preamble of the Bill has not yet been read. Consequently, Mr. Speaker, the Bill is out of order and there is indeed no Bill until this has been done. I might quote the pertinent rule, Rule 62 (1) "In proceedings in Committee of the Whole Council upon Bills, the preamble is first postponed and then every clause considered by the Committee in the proper order," this is what we have done Mr. Speaker, "the preamble and the title to be the last considered." And noting this morning the tape of the proceedings of that Friday night when three Members were absent, it was noted that the preamble and the title were not read to this Bill. So in order to correct this situation, Mr. Speaker.....

Mr. Chamberlist: Point of order, Mr. Speaker, point of order. Mr. Speaker indicated from the Chair if there were any Reports of Committees. What the Honourable Member is proceeding to deal with, Mr. Speaker, I would suggest that it is not a Report of Committee. The Reports of Committee and Reports of Committee of the Whole are submitted to the Chair, Mr. Speaker, at the proper time. This has already been done, I would suggest again, Mr. Speaker, that the Chair be very careful to see that the Honourable Member from Watson Lake is not attempting once more to disrupt the conduct of this House. Bill No. 26 has been properly passed through this House; the majority of the Members of the House have moved the Bill out of Committee and Mr. Speaker, notwithstanding any errors or omissions in the conduct of the House where the majority of the House has ruled. Beauchesne has made it quite clear. There are a number of precedents for it that the majority of the House and our Parliamentary system rules. I hope, Mr. Speaker, that we can get on with the business of the House again today. Mr. Speaker would rule that Mr. ...Councillor Taylor's intervention or attempt of intervention at this time is not a Report of Committee as has been requested by Your Honour.

Mr. Speaker: We will have a short recess while we take the matter under advisory.

Mr. Speaker: The House will now come to order. I thank the Honourable Member for Watson Lake for bringing the procedural defects concerning the passage of Bill No. 26 through Committee of the Whole. I have looked into the matter very thoroughly and I find that similar procedural defects may have occurred during the passage of other Bills. Notwithstanding that the rules and procedures of this House are of the highest importance, these procedural defects have now been cured by the passage of the Bill by this House through its final stages and its enactment into law by having been given assent. I hold that Bill No. 26 is now law. Are there any Bills to be introduced? Are there any Notices of Motion or Resolution?

MOTION #27 Mr. Stutter: Yes, Mr. Speaker, if the House would permit I would like to give Notice of Motion on behalf of the Member from Whitehorse West if this is permitted. This is regarding changes in the Quartz Mining Act.

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

MOTION #28 Mr. Chamberlist: Mr. Speaker, I wish to give Notice of Motion re constitutional reform.

MOTION #29 Mr. Taylor: Mr. Speaker, I wish to give the following Notice of Motion. It is the opinion of Council that the Canadian Broadcasting Corporation be requested to provide Telesat ground receiving stations and television transmission facilities at the Yukon communities of Teslin, Ross River, Beaver Creek, Destruction Bay, Haines Junction, Carmacks, Pelly Crossing, Old Crow, Mayo, and Keno. I have a further Notice of Motion, this morning, Mr. Speaker. That, Mr.

MOTION #30 Speaker instruct the Sergeant-at-Arms to undertake an inventory which will include the mace, the furniture, and the fittings of this House.

Mr. Speaker: Are there any Notices of Motion for the Production of Papers? As there are no Notices of Motion for the Production of Papers we come to the Question Period. Mr. Clerk will you see if the Assistant Commissioner is available. We will now have a short recess.

RECESS

RECESS.

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

QUESTION RE TERRITORIAL OFFICE BUILDING Mr. Tanner: Mr. Speaker I have one question this morning concerning the answer which has been given to the House on the Territorial Office Building. Can the Assistant Commissioner indicate to the House at this point as to how many of these offices have been accepted?

Mr. Administrator: Well, Mr. Speaker, I believe the answer to that is that three offers have been accepted so far, but, of course, we expect more in the very near future.

Mr. Speaker: Councillor Taylor.

QUESTION RE AIRSTRIP MAINTENANCE Mr. Taylor: Mr. Speaker, I note in information received from the Administration respecting the airstrip maintenance fund that the revenue has been greater for expenditure for airstrip maintenance cost in the Yukon. I'd like to direct a question to Mr. Administrator this morning, and ask him if the resulting fund in the amount of \$17,784.31 will be retained in a separate fund for the purpose of upgrading and maintaining airstrips in this current fiscal year.

Mr. Administrator: Mr. Speaker, it is not the usual practice of the Government financing to keep the revenue in separate accounts to be applied against certain objects of expenditure. Of course, with more revenue it means that more money can fit into the ... for the costs of airstrips if you didn't have that extra money, then presumably that would be one of the areas where expenditures would have to be cut back.

Mr. Taylor: I have a supplementary question, Mr. Speaker, arising out

Mr. Taylor continues...

of the reply of Mr. Administrator. Inasmuch as the tax levied on aviation fuel for the specific purpose of maintaining and upgrading airstrips in the Yukon Territory, am I to understand that there is no separate fund now in existence for this purpose?

Mr. Administrator: Mr. Speaker, I don't think that you find a separate expenditure fund in the book, showing that this money is to be spent on this certain purpose. You could certainly find accounting records showing how this money was expended or recovered in that amount. At the same time, I think if you take a look at our airstrip maintenance accounts you will find that even though we did not spend as much in one year, it will probably balance off in the next year because we have, we know it was put in for that specific reason and we will spend up to that particular amount.

Mr. Taylor: Mr. Speaker, I have a question that I would direct to the Honourable Member from Whitehorse East and I would like to ask him, in view of the fact for many years now the people of Watson Lake have been requesting mortuary facilities and in view of the fact that many pieces of correspondence have been forwarded to the Honourable Member more particularly a piece of correspondence dated March 31, 1971 respecting this facility. I am wondering if the Member this morning could inform me as to when Watson Lake may be getting this facility?

*QUESTION RE
MORTUARY
FACILITIES RE
WATSON LAKE*

Mr. Chamberlist: Mr. Speaker, there has been many pieces of correspondence relating to the mortuary facilities in the Watson Lake area. The last that was written was sent by the Commissioner pointing out to the people of Watson Lake that it would not appear that a mortuary facility would be made available this year because of the fact that there are no funds available to cover the expenditure in the Northern Health Services Budget. The mortuary facilities are a responsibility of the Northern Health Services of the Department of National Health and Welfare and they have estimated that they will be able to proceed with mortuary facilities and expansion or enlargement of the existing hospital facility in Watson Lake in 1973-74 year.

Mr. Taylor: Complimentary question, Mr. Speaker. I am wondering inasmuch as the money is allotted for this purpose has been now through two Budgets is it not possible to carry over the funds allotted for this purpose into this year's Budget.

Mr. Chamberlist: I'm not aware if any funds were allotted specifically for that particular item. I am informed by the Zone Director of the Department of National Health and Welfare here in Whitehorse, that as soon as availability of the overall project for the Watson Lake area and upgrading the health facilities there, this will be the time when mortuary facilities will be made available. I might add, Mr. Speaker, that I am in agreement with the people of Watson Lake and the Honourable Member that there is a need for a mortuary facility there and everything is being done to see if it's possible to arrange for financing at an earlier date. We can't be certain insofar as 1973-74, that the facility will be available.

Mr. Taylor: I have a further question I would direct to Mr. Administrator this morning, Mr. Speaker. I would like to ask the question I asked yesterday. I am wondering if we could possibly or when we may possibly expect to get the detailed information respecting the Engineering Department estimate as it affects the maintenance and upkeep of the various communities and the L.I.D. Budget?

*QUESTION RE
ENGINEERING
DEPARTMENT*

Mr. Administrator: Mr. Speaker, I don't recall the L.I.D. Budget being asked yesterday, but certainly the information on Engineering Maintenance will be made available today.

Mr. Speaker: Councillor Stutter?

QUESTION RE
SESSIONAL
PAPER #11

Mr. Stutter: Mr. Speaker, I have a question for Mr. Administrator. Since the wishes of Council in discussions of Sessional Paper No. 11 which concerns the grants within the Territory, the wishes are that the community development funds will be administered by the Members this year as in the past. Can we have insurance that the unused portions of that fund will be revoted?

Mr. Chamberlist: Mr. Speaker, I would like to answer that. During the supplementary Budget debate which will probably take place this afternoon, the Government is quite prepared to accept an amendment so that the \$23,000 or so which is part still leftover in that particular fund will be added to the existent supplement so it will get brought forward for the following year.

Mr. Speaker: Are there any further questions?

Mr. Taylor: Just one further question, I wondering when Mr. Commission may be available to the House?

Mr. Administrator: Mr. Speaker, he'll be in here tomorrow.

Mr. Speaker: Are there any further questions? We wish to thank the Assistant Commissioner for his attendance. As there are no Private Bills and Orders we come to Public Bills and Orders.

BILL #10
AMENDMENTS
FIRST
READING

Mr. Chamberlist: Mr. Speaker, I move, seconded by Councillor Watson that First Reading be given to the amendments to Bill No. 10 an Ordinance entitled Municipal Ordinance.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane that First Reading be given to the amendments of Bill No. 10 an Ordinance entitled Municipal Ordinance. Are you prepared for the question? Agreed?

Mr. Taylor: Disagree, division.

Mr. Speaker: Mr. Clerk will you poll the House?

Mr. Clerk: The Member from Carmacks-Kluane?

Mrs. Watson: Agreed.

Mr. Clerk: The Member from Watson Lake?

Mr. Taylor: Disagree.

Mr. Clerk: The Member from Dawson City?

Mr. Stutter: Disagree.

Mr. Clerk: The Member from Whitehorse East?

Mr. Chamberlist: Agreed.

Mr. Clerk: The Member from Whitehorse North?

Mr. Tanner: Agreed.

Mr. Clerk: The vote, Mr. Speaker, is three "yea", two "nay".

Mr. Speaker: I declare the motion carried.

MOTION CARRIED

MOTION CARRIED.

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

BILL #10
AMENDMENTS
SECOND
READING

Mr. Chamberlist: Now, Mr. Speaker. I move, seconded by Councillor Watson that the amendments to Bill No. 10, an Ordinance entitled Municipal Ordinance be read for the second time.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane that the amendments to Bill No. 10, an Ordinance entitled Municipal Ordinance be given Second Reading at this time. Are you prepared for the question? Agreed?

Mr. Taylor: Disagree, division.

Mr. Speaker: Mr. Clerk would you poll the House?

Mr. Clerk: The Member from Carmacks-Kluane?

Mrs. Watson: Agreed.

Mr. Clerk: The Member from Watson Lake?

Mr. Taylor: Disagree.

Mr. Clerk: The Member from Dawson City?

Mr. Stutter: Disagree.

Mr. Clerk: The Member from Whitehorse East?

Mr. Chamberlist: Agree.

Mr. Clerk: The Member from Whitehorse North?

Mr. Tanner: Agree.

Mr. Clerk: The vote, Mr. Speaker, is three "yea", and two "nay".

Mr. Speaker: I declare the motion carried.

MOTION CARRIED.

*MOTION
CARRIED*

Mr. Chamberlist: Mr. Speaker I move, seconded by Councillor Watson that Third Reading be given to Bill No. 10, an Ordinance entitled Municipal Ordinance.

*BILL #10
THIRD READING*

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane that Bill No. 10 an Ordinance, entitled Municipal Ordinance be given Third Reading at this time. Are you prepared for the question?

Mr. Taylor: Mr. Speaker before the question is called, I would just like to reiterate at Third Reading that no Member of this House should approve this Bill in its current form. There is much good in the Bill, I would suppose there is much bad in the Bill. There is much in my opinion, which is completely undemocratic, unconstitutional and offends the municipalities of Dawson, Faro, and Whitehorse. And offends all the new as yet unborn municipalities which may be formed under the terms and purview of this Bill. This Bill represents a direct kick in the pants to every citizen in the Territory who now resides in or will reside in a municipality. This Bill takes away the powers of the elected representatives of the people in these municipalities and conveys them to the state in the form of the Commissioner. I say it is unconstitutional at any time and undemocratic at any time when you give the right to a appointed civil servant, appointed from some other place to have the right to control municipalities. This is a right that should properly be enjoyed by the people and the people they elect by free election in these municipalities. I would urge all Members to refuse and turn down Third Reading to this most important and unconstitutional Bill.

Mr. Speaker: Councillor Stutter?

Mr. Stutter: Mr. Speaker, in most instances I find the Municipal Bill is a good one. However, there are several sections that aren't

Mr. Stutter continues...

so good. This is the reason why I'm going to be voting against it. I would just like to quote briefly from the report given by Mr. Chrétien to the Standing Committee on Indian Affairs and Northern Development. "Significant steps have also been taken to further the evolution of Government in both Territories. An Executive Committee in the Yukon, an increase in the authority of the Government of the Territorial Council, the establishment of local and hamlet councils in the substantial transfer of responsibilities from Ottawa to the Territorial Administrations." The one point that has been brought up by the municipalities of Dawson and of Whitehorse is mostly that many of the responsibilities have been taken away from them. We have always strived here to get more responsibilities and it looks as though perhaps we may eventually get more responsibilities, but at the same time by certain passages of the Municipal Bill we are taking them away from the municipalities. This is my feeling, it is the feeling of the municipalities themselves. This is the reason why I cannot support this Bill in whole even though in most instances I find this a good Bill.

Mr. Tanner: Mr. Speaker, I think both these previous Members who have just spoken are missing the point of this argument which the City of Whitehorse particularly carried on, in fact tried to carry it to Ottawa. When they get right down to the point they have one hangup on this Bill and that's paragraph 131, subsection (7). That one paragraph merely puts in different form, with a little more clarity the same situation that existed in the last Municipal Ordinance. In this Bill the Government has spelled out the procedures which will take place as far as the city budget, the various municipal budgets are concerned. In effect they still had to go through that in the past because their budgets are passed by bylaw and the Third Reading of every bylaw has to go to the Commissioner and appointed official. The Honourable Member from Watson Lake made note that nobody appointed should be able to dismiss or change some decision which was been made by an elected body. There is nobody in this House that disagrees with him. But in this circumstance again we are talking about an Executive Committee when we read Commissioner, I've been saying this for the last eighteen months; today when you read Commissioner you are reading Executive Committee. The Executive Committee is honourable to this House. The total of the Bill the whole Bill is good, as the Honourable Member from Dawson had said. We have gone back to the City, both formally and informally and talked to them. We've listened to them and somewhere down the line a decision has got to be made. The decision is being made here today by the majority of this Council in a constitutional manner and gentlemen, I would respectfully ask you to not get hungup on one very minor paragraph and vote, "yea" on this Bill.

Mr. Chamberlist: Mr. Speaker, I will just make my remarks very brief. Firstly, the suggestion that it is an unconstitutional Bill, when the procedure being followed in passing this Bill out of the House, is obviously constitutional. Sometimes, it would make people feel, as to whether the Honourable Member knows exactly, what he means by constitutionality of any description. Also, the other point that I would like to make, is that though reference was made to the section which would give the Commissioner the power to examine the Budget, is one that seems to be objected to by both the Honourable Member from Watson Lake and the Honourable Member from Dawson; it seems somewhat of a difficult understanding of the point that might be made by the Honourable Member from Watson Lake, when he is now, asking the Administration to supply the budgets for the L.I.D. districts. It is pretty peculiar; he says, in actual effect, that we are interfering with the budgets of municipalities and yet already, still four times, and the question was asked this morning during Question Period, Mr. Speaker, for the budgets of the L.I.D. districts. Obviously, there is no consistent thinking in the attitudes of the objections, to this particular Bill. I would ask, Mr. Speaker, that the question be called.

Mr. Speaker: Are you prepared for the question? Agreed?

Mr. Taylor: Disagreed. Division.

Mr. Speaker: Mr. Clerk will you please poll the House.

Mr. Clerk: Member from Carmacks-Kluane?

Mrs. Watson: Agreed.

Mr. Clerk: Member from Watson Lake?

Mr. Taylor: Disagreed.

Mr. Clerk: Member from Dawson?

Mr. Stutter: Disagreed.

Mr. Clerk: Member from Whitehorse East?

Mr. Chamberlist: Agreed.

Mr. Clerk: Member from Whitehorse North?

Mr. Tanner: Agreed.

Mr. Clerk: Mr. Speaker, the vote is three "yea", two "nay."

Mr. Speaker: I declare the motion is carried.

MOTION CARRIED

*MOTION
CARRIED*

Mr. Speaker: Are you prepared to adopt the title for Bill NO. 10?

Mr. Chamberlist: Yes, Mr. Speaker. I move, seconded by Councillor Watson, that the title to Bill No. 10, an Ordinance entitled A Municipal Ordinance, be adopted as written.

*BILL #10
TITLE
ADOPTED*

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member from Carmacks-Kluane, that the title to Bill No. 10, an Ordinance entitled Municipal Ordinance be adopted as written. Are you prepared for the question?

Mr. Speaker continues ...

Agreed? I declare the motion carried, and that Bill No. 10 has passed this House.

*MOTION
CARRIED*

MOTION CARRIED

Mr. Speaker: May I have your further pleasure?

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

Mr. Speaker: Is there a seconder?

Mr. Tanner: I will second that 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 Mr. Speaker do now leave the Chair for the purpose of convening in Committee of the Whole to discuss Budget Bills, Sessional Papers, and Motions. Are you 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.

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

RECESS

RECESS

Mr. Chairman: I now call Committee back to order. At this time, we are dealing with Lands Ordinance, Bill No. 20. Councillor Stutter will you take the Chair please?

Councillor Stutter takes the Chair.

BILL #20

Mr. Taylor: Mr. Chairman, I think I and other Members would like to have some sort of breakdown now, of what the land policy is going to be, in respect of lands and the enforcement of this Ordinance, and in effect, lands in the Yukon Territory. Now, there has been expressed, when last this Council dealt with this matter, and this was in March 19, 1970, when I was last involved in it that I can recall; there were philosophies expressed by the Department, which the Council, at that date, did not agree. For instance, one of the suggestions given, here: "It is recommended that as a general policy, the Yukon Territorial Government prohibit disposition of land for residential purposes, except in planned subdivisions, which have been, or soon will be, supplied with adequate water and sewer services." Now, I would be very interested in knowing what the Administration's view is in this particular area. This statement of policy, which came from the Department of Municipal Affairs, I believe it is now, or Local Government, over the signature of the then Director, Mr. Daryechuk, deals with commercial development for instance, and he says, "I think we should select the odd parcel along the highways, and designate it for commercial development. Set minimum standards of development; then advertise the land for sale, and then sell it to the highest bidder, who meets the minimum standards previously set up. This will require some advanced planning on the Government's part, to determine whether or not, and where, a commercial establishment might be desirable along any highway." Now that the Administration has taken over just about everything else, this will tell you where you can live and where you can't live. I would like

Mr. Taylor continues ...

to know where, or whether the Administration adhere to these policies, the policies suggested by the Administration, or whether this has changed. I think that we should have someone here to answer those questions, because I don't believe that anyone here can answer them; possibly we should have the Director here, to deal with this matter, Mr. Chairman. BILL #20

Mr. Chamberlist: Mr. Chairman, this Ordinance generally lays out the policy in relation to the disposal of land. I think the area, with respect, that the Honourable Member is bringing into discussion at this time, certainly, deals with use of land, but not, specifically, the disposal. I feel, Mr. Chairman, that the Honourable Member requires a policy Paper, as to what it is the intention of the Administration to do, in relation to disposal of land. It is completely incorporated within Bill No. 20. Now, it is because the Government wishes to make clear what its policy is, in relation to the disposal of land, and how it intends to dispose of land, and what must take place before lands are disposed of, this in itself is a policy Paper. Mr. Chairman, I would say this, that in giving consideration to this specific policy, all research was done in relation to what not only the Honourable Member who has just spoken has said over the past years in relation to land, but also, what every other Member in previous Councils have said. In bringing forward this piece of legislation, except for the particular area, where I already expressed myself yesterday, I am firmly convinced that never before in the Yukon's history has there been such a clearly cut, clearly defined, purpose behind a policy Paper, as exists in this particular Ordinance. Mr. Chairman, I would suggest that the Honourable Member make a list of questions that he wants to ask, in relation to the administration of various matters, relating to land usage, zoning, and that type of thing, that has been indicated by his remarks, in relation to a previous letter that was written by a previous Director of Local Government Affairs. The Administration will only be too pleased to give him the answers, but when we come speaking about policy, in relation to land disposal, the policy is clearly incorporated within this piece of legislation. We all know that there are certain regulations, which will come, or I should say follow this Ordinance, and we have made provisions for making regulations. I am sure that all Honourable Members know full well that section 34(1) is now a standard section, in most pieces of legislation, and it reads: "The Commissioner may make such regulations and prescribe such forms as he deems necessary for carrying out the purposes and provisions of this Ordinance." Certainly, where we make reference to the purposes and provisions of this Ordinance this, indeed, is the policy that is incorporated for land disposal. I hope, Mr. Chairman, that the Honourable Member will recognize that this isn't a difficult point, that the Government is prepared to offer him an answer to any specific questions he would like to make, so perhaps he will be able to advise his constituents, who might be interested in obtaining land, so that they can go through the proper methods of obtaining land.

Mr. Taylor: Mr. Chairman, let's separate what might be more parliamentary put by sorting the bovine escretia from the comments of the Honourable Member, in reply. Now, we are here again, as legislators, we have before us the Bill, Bill No. 20, the Yukon Land Ordinance. I have been closely associated with former Councils, down through the years, in the demand for, and search for, meaningful policies in respect of the disposal of land. I have papers and papers here, which are full of questions. We were told, sometime ago, that the Administration would formulate a land policy. Now, the last policy statements that I have are among those that I have indicated today. Policies, for instance, most people do dream of owning a small country estate, and this desire is understandable, however, it is only the well-to-do individual that can ever hope to realize his dream, this type of nonsense. I want to know if there has been any change from this position, as stated by the Director of that Department, that is

Mr. Taylor continues ...

BILL #20

our Department of Local Government, since March 4, 1970. If there has been any change in policy, I want to know what that change is, before concurring with this Bill. This is what we are here for, to inquire. Now, there is no such thing of me putting in a list of questions, and getting answers three months from now, if I get them at all. I tried that on the matter of narcotics, with the Honourable Member for Whitehorse East, and I got a big informative answer, no, not applicable, not applicable, that's all that I got ... tolerate those questions.

Mr. Chamberlist: That's what you asked.

Mr. Chairman: Order, order.

Mr. Taylor: The answers that I need and ask for, or the questions that I asked were in good faith. It is my right and prerogative, as a Member of this House, to ask. In terms of making law, which affects the people, I would expect to have answers to those questions. Now, possibly, if we could have the Director of the Department down here, to answer some of these questions, to set out for us, what really, the policies are, because they are not set out in this particular Bill of Legislation. I have another question related to the land disposal table, on the price per acre. How is land rated? Is it rated as the Federal Government rates? There are many questions to be asked. I ask, Mr. Chairman, that I exercise my right as a Member in this House, of being able to ask the questions to the Director of that Department.

Mrs. Watson: Mr. Chairman, the Honourable Member is not requesting policy statements. The Honourable Member is requesting administrative details. If he is a legislator, as he says he is, he should be able to see the policy statement that is outlined in this piece of legislation. From this piece of legislation evolves your administrative details. But, we have to determine the type of legislation upon which the administrative details are built. If you give the attention to the Bill, that is necessary, I am sure that the Honourable Member will be able to see what policy is formulated in this Bill.

Mr. Chamberlist: Mr. Chairman, I am going to just go off the track for a moment because reference was made to the three questions, that were put to me. The first one asks whether, and he only asks one specific point, there were facilities for drug or alcoholism treatment centers in the Yukon. Then, question two and question three started, "If so ...", and then asked questions. My reply, of course, to the first question was no. In other words, the question was, do you have any drug facilities, the answer was no. And of course, it being no, the "if so", of the following two questions had no bearing at all. So I said, not applicable. The Honourable Member because of his ability to put forth to the Government questions that he tried to receive information on, now finds it annoying to him, because the Government had answered the questions in the manner that he had asked them. Now, Mr. Chairman, the Honourable Member is referring to a letter that was written, in March of 1970, this is now March of 1972. At that time, we did not have any legislative policy Paper, and a combination of both those things, policy and legislation, which were firm, and the pressures upon the Government to provide this information, and to provide legislation to this effect, and the pressure that I, personally, participated in, has now been successfully accomplished, by having the Yukon Legislative Council, given the opportunity to deal and discuss a policy of land disposal, as is incorporated within Bill No. 20, the Lands Ordinance. I don't feel that anybody without any thought, beyond the fact that the Bill is here, with the legislation that has been asked for, and the policy that is incorporated in that legislation, can argue against the point that the Government has not done it in the interests of the people of the Yukon, who want property, to have legislation. The Honourable Member from Watson Lake, when he started up again, although he attempts to

Mr. Chamberlist continues ...

make out to the public, by the media that sits in this House, that attacks upon him are deliberate from me. He started out by using such words as, "escretia", and the like, and this might be very, very funny, very, very funny, indeed. It is only a matter of time, when the people of the Yukon will, readily, see that what the Honourable Member is attempting to do, is to not only abuse the function of bringing legislation forward, that is required for the people of the Yukon, but attempt to object completely, to any and all legislation whether it be good, bad, indifferent, whether all of it is good, all of it is bad, some of it is good, some of it is bad, it matters not to the Honourable Member. All the policy that he wants to put forward is a policy to destroy. Mr. Chairman, I feel sure that the Members of Council of the Whole recognize that in this Land Ordinance, that is presented here, there is a basic policy, the policy being the manner in which there should be disposal of land. I think that the Honourable Member from Carmacks-Kluane, Councillor Watson, in her short few minutes, speaking just prior to myself, made it quite clear and definite, that the questioning of the Honourable Member from Watson Lake deals specifically with administrative trivialities, which could ordinarily be dealt with in the manner of ordinary housekeeping. I think that the Honourable Member from Carmacks-Kluane has also, made it clear as well, in very few words, that this also, is a separate entity between administrative function and policy function. The Territorial Council and the Honourable Member from Watson Lake have continually asked for input into the policies of the Government of the Yukon Territory. Here is one clearly defined area, where a land policy is being brought forward, as legislation, for the Members of this Council to approve or disapprove. This policy that is incorporated within this Ordinance is a result of all the considerations of a number of previous Councils, in the requirement for proper land disposal. I feel, Mr. Chairman, that the remarks that the Honourable Member for Watson Lake has made, already, right at the beginning of discussion of this, are without validity at all; they have no base whatever, as far as the function of the purpose of this Council, that brings forth to Council this type of policy. I would ask, Mr. Chairman, that the Honourable Member review the questions that he was asking just a few minutes ago, and try and separate in his mind, whether administrative function, after a policy has come into effect, is not something separate from the legislation, which is a policy here.

BILL #20

Mr. Taylor: Mr. Chairman, again I say, I quoted and I asked very direct questions and the following is submitted as the proposed land development policy. This is the only policy I know, I find no expression of what is found here in Bill No. 20. As I stated before, I am here to ask questions, that is my duty here. My duty at this Table is not to sit here and condone a bureaucratic dictatorship, and say well here we will just give you this and rubber stamp it and go home. My business here is to come and ask the questions of the Administration, or whoever is involved in the construction of these Bills, the same type of questions that the people who are my constituents ask me. If I can't get the answers here, I can't go back to my constituency and say, yes, I asked that in Council and I got a good answer now, I can explain it to you; I can't do that under the terms and conditions that the Honourable Member from Whitehorse East suggests. I stand here and I ask what are your policies in respect of land disposal; the people of the Yukon have asked this for years and years. I have a file full of this material. More particularly, what can you tell us about non-fully serviced areas, what about pre-surveyed lots, what about the formulas used in the application in order to offer land at reduced costs; questions, questions, questions relative to all aspects, lease purchase, questions related to long term purchases, development areas etc. etc. Incidentally, just as a matter of interest to Committee, Mr. Chairman, some of my notes in relation to this matter; that we must know what degree of autonomy, if any, is coming to the Territory, that is the Government of the Yukon Territory and this Council which will determine administrative or political control on policies related to land disposal. In fairness to outlying districts, Members should have the opportunity of discussion, before any such Regulations are imposed on outlying districts beyond the boundaries of the Whitehorse Metropolitan Area. I have a great many questions relating to land disposal policies, generally; no equitable allowance has been made for Territorial lands other than a metropolitan area or subdivision, and so forth. I asked that the director of this department come and sit at the Table, as has always been the custom and courtesy in this House, to answer questions relative to land disposal policies. For if those answers are not forthcoming, how can I or any other Member of this Committee, who is not on the Government side, then pass a law giving and empowering the Commissioner to control lands in the Yukon Territory? If this request, for this type of information and the attendance of a witness, who should be in a position to give us this information, is not adhered to, there is no point of us sitting at this Table and indeed, we should rescind the decision to dissolve the Council, and dissolve it tomorrow, because there is no point in us being here.

Mr. Chamberlist: Well go home.

Mr. Chairman: Order please. May I take it that a request is now forthcoming for the director of this department to be present?

Mr. Taylor: Yes, Mr. Chairman, I restate my request for the attendance of the director.

Mr. Chairman: If the Member has some specific questions to do with policy, is it the feeling of Council that such a witness should be invited? I have asked a question, can I get direction in this matter please?

Mr. Tanner: Mr. Chairman, could we maybe hear from the Honourable Member from Carmacks-Kluane, maybe she wants to comment on the question.

Mrs. Watson: Mr. Chairman, a department head does not set policy; we set policy. If we want to give directions for this Bill, from this House, so that the department head can carry out our instructions in this legislation fine, but a department head cannot set policy, it has to be set here. This is the policy recommended by the Government. If the Honourable Member has specific questions to ask about the policy outline, in this Bill, by all means we will endeavour to get the answers and if we don't have them we will certainly get them for him. This is the policy that we are now submitting and I would ask that the Honourable Member give it his consideration, at least ask specific questions on this policy.

BILL #20

Mr. Taylor: Mr. Chairman, with respect, I am not asking that the director come down here and set policy, I'm asking that he come here and explain policy, whatever that policy might be.

Mr. Chamberlist: Mr. Chairman, this is the point that we are making, which the Honourable Member from Carmacks-Kluane has made; that the policy is set by the Executive Committee and placed before Territorial Council within this piece of Legislation...the Legislation is in front of you, it is Bill No. 10, if there is any matter at all that the Honourable Member, Mr. Chairman, wishes to ask in relation to any part of it, both the Honourable Member from Carmacks-Kluane and I, will be pleased to give whatever answers we can. If, in any event, if we feel we cannot, we will call in the Executive Committee Member in charge of that department who will also be prepared to give those answers. But we have no intention of allowing a head of a department to be in here and be giving to the position of perhaps being attacked by a Member in any way, indirectly or directly or perhaps without meaning to or otherwise, that the policy is the policy of the Executive Committee. Mr. Chairman, if the Honourable Member would like to have this afternoon at 2:00 o'clock, the Executive Committee Member as a witness to ask any questions in relation to the policy, by all means we are only too pleased to let him have him.

Mr. Legal Adviser: Mr. Chairman, there are two documents which contain Government policy, sale of lands, disposal of land. One is the Regulations made under the Administration Ordinance, the Financial Administration Ordinance, it primarily deals with the disposal of lands in various ways, within the Whitehorse area. These Regulations were composed with input from the then four Members of Council, who were concerned in the formulating of a policy within that area. The other document, which contains policy as to what should be done, are the Regulations made under the Area Development Ordinance, a special set of Regulations which exist in relation to Watson Lake and all the other areas which are declared to be a development area; that is the rules that must be observed by people who acquire lots from the Government for the purposes set out in these Regulations. They are available to any Honourable Member, at any time. I would not think that firm policy has yet been set by the Executive or us, in relation to lands in the large areas which have recently come into the hands of the Government or as Mr. McIntyre said, have not yet formally been given to the Government; it is a question of setting the policy in detail. When policy is set, it is normally enshrined in Regulations for all to see and all to carry out. There may be intention to formulate a policy for various things but I would not be aware of any definitive statement of Government policy except as set out in the Regulations which are available to the House. In this particular Bill which is before the House, it is not the intent to set out the details of how much money a person must spend on a lot before the lot is confirmed in an agreement of sale. It is not intended to set out in this Bill that land will be sold in this area, but will not be sold in that area. The intention is to spell out the powers of being able to sell or lease at all, and the power to reserve areas from sale, the power to unreserve areas which have been reserved and the various legal effects connected with the power of disposal whether by lease, agreement for sale, right-of-way and everything. That is the purpose of this, to set out what the powers are and the backup of course, is the development area, developed areas, Whitehorse Metropolitan Area is already enshrined in this relation. I am not aware of any current contentious changes.

Mr. Taylor: Mr. Chairman, I thank the Honourable Legal Adviser for his comments. Then, indeed, I have deemed from this discussion that there is no policy, there is no firm policy...

Mr. Legal Adviser: Mr. Chairman, I haven't said there is no policy; I have said I am not aware of any definitive statement of policy, which could be produced in written form as of this moment, to deal with where land would be sold, or where land will not be sold. There may be such.. I am not aware, personally.

Mr. Chamberlist: This, Mr. Chairman, is simply the policy of how the Government is going to act and the legislation is here, this is the type of policy I am talking about. Everything else will follow. I wonder, Mr. Chairman, if we could discuss this after lunch.

Mr. Taylor: Mr. Chairman, I would like to be permitted, before we recess, I might say that what is contained in this Bill then, by virtue of what Mr. Legal Adviser just said, is not policy. This is a statement of power. This sets out powers the Commissioner has to administrate a policy. I am asking, and I hope by 2:00 o'clock can come up with that policy. He stated that there is no definitive policy. Okay, I'll buy that, there is nothing definitive but however if there is a policy, I want to know what that policy is. BILL #20

Mr. Chamberlist: It is right there.

Mr. Chairman: I think at this time we will call a recess until 2:00 p.m.

RECESS

RECESS

Mr. Chairman: I think at this time I will call Committee back to order. *BILL #20*
We are presently discussing Bill No. 20.

Mr. Chamberlist: I would like to indicate to Members of Committee, before we proceed with Bill No. 20, that because we have no wish in any way to restrict any debate on the supplementary item for the Budget, especially that item which deals with the Alaska Highway, we feel that it would be necessary to complete the work before prorogation tomorrow night, to ask for an extended sitting of the House this evening, if we are unable to get through at a reasonable speed. I wonder if Members will indicate that they will be satisfied that they have sufficient notice to continue with the House.

Mr. Taylor: Mr. Chairman, in that respect that would have to be considered in the House.

Mr. Chamberlist: I am asking that the Committee to continue, Mr. Chairman, we are in Committee of the Whole now, we will not revert to the House, can we conduct the Committee meeting as long as possible and we will continue by simply seeking a recess. If there are any objections to this particular question, that the Committee of Whole continue its business in evening Session, I am taking this opportunity to give ample time so that we do not have any criticism that we have had on previous occasions.

Mr. Taylor: Mr. Chairman, I reply that the matter has got to be discussed in the House, this House has sitting hours on the standing orders and rules of Council and that is the decision if it is agreed to in the House then we revert back to the Committee for an evening sitting.

Mr. Chamberlist: Mr. Chairman, I absolutely refute the suggestion that has been made by the Honourable Member. It is not so, it is simply up to, entirely up to Committee of the Whole to decide the length of time it will take to conduct its business. Mr. Chairman, if the Honourable Member wants it taken to a vote, in the Committee at this time, we will go ahead and take it to a vote but I am just asking for agreement, Mr. Chairman, that this be permitted to happen.

Mr. Chairman: I would like to say just one thing, from the Chair, and that is that from my point of view, I have no objection to coming back to evening sittings but the thing I do object to is having a deadline set for the work that this Council must complete by a certain time tomorrow; this does seem to give the implication that the work will definitely go through within a specified time, this I find a little objection to.

Mr. Chamberlist: Mr. Chairman, if we want to complete the work by tomorrow night, and it appears to me that the indication from the House, for most Members of the House is that we should try and complete by tomorrow evening. I agree with what Mr. Chairman, has said in that regard and I don't want in any way, nor do other Members of this House wish to limit the time. I am just suggesting that if we wish to finish by tomorrow night, it is of the necessity that we should continue with the Committee of the Whole. I am asking Mr. Chairman, that Committee consider this point and if perhaps, it might not be necessary, I hope it will not be necessary but if it will be necessary I just simply want to have some assurance that the Committee agreed with this particular request.

Mr. Taylor: I just restate, Mr. Chairman, that that is the prerogative of the House and it must be decided in the House.

Mr. Chamberlist: In that case, Mr. Chairman, I am being forced now to put the question to the Committee of the Whole. It is not a matter of putting it by way of motion, it is just asking for agreement by Committee of the Whole to continue our meeting, if necessary.

Mr. Chairman: Would you state your hours, please, Councillor Chamberlist?

BILL #20

Mrs. Watson: Mr. Chairman, may I intercede, maybe we could consider this, when we see how much business of the House we manage to accomplish this afternoon, then at 4:00 o'clock we can assess the situation again.

Mr. Chairman: Agreed? Proceed with Bill No. 20, Disposition of Yukon Lands. Councillor Taylor, I think you have some questions?

Mr. Taylor: Yes, Mr. Chairman, this morning, during this morning's Session, I had made several inquiries basically, what is the policy of the Territorial Government in relation to lands, and many questions on land disposal. We have been told that this Ordinance, Bill No. 20 contains the policy, and indeed, I submit, it does not. The Bill as indicated in the Explanatory Note "is to spell out the powers of the Administration in disposal by sale, agreement for sale, lease or otherwise of land acquired by the Government of the Territory or transferred to the Administration and control of the Government by Federal Order in Council", it does not, in my opinion, with respect Mr. Chairman, outline any policy, other than that of direct disposal itself. We have with us Mr. Fleming, who is Executive Committee Member in charge of the Department of Local Government and I would like to ask Mr. Fleming, if...we understand from Mr. Legal Adviser, that there is no definitive policy, at this time...

Mr. Legal Adviser: Mr. Chairman, on a point of correction, except the Regulations to be made under the Financial Administration Ordinance Regulations to be made under the Area Development Ordinance, that is definite definitive policy written into the law.

Mr. Taylor: I am talking about basic policy, we spent many many weeks and I know, Mr. Fleming was involved very deeply in the Lands Committee when we worked a whole month at this thing. I am wondering if he could tell me now, in brief, Mr. Chairman, what is the Territorial Land Policy, as it may be known today, can it be laid down on paper?

Mr. Fleming: Mr. Chairman, the policy as it is known today, is as is laid down by the Legal Adviser, but we are working on a Yukon Lands Policy and this has been under review for quite some time. It is hoped that this will expand upon these other things, and perhaps clarify areas, that may not be too clear at the moment. This policy, when it came to my hands and in the hands of Mr. Bilawich, the Director of Local Government, not at this point has been approved by the Executive Committee or indeed, reviewed by them.

Mr. Taylor: Mr. Chairman, if that being the case, I am wondering when it is anticipated that this policy will be finalized and cleared by the Executive Committee?

Mr. Fleming: This policy, is premised on the hope that the existing Ordinance will receive the approval of this Council because it relates back to it, in every aspect to the present Ordinance. If by chance this Ordinance didn't pass, then we would have to take another approach to our policy. As far as we are concerned, at the moment it is one of these chicken and egg things. We would like to see this Ordinance at least go through first, then we would know the type of policy that we would be drafting.

Mr. Taylor: Mr. Chairman, again, I think it was well stated when it was pointed out by the witness that this is a chicken and egg thing and I feel that we should not give approval to this Ordinance, spelling out the powers of the Administration, to administer a policy which is unknown. Until such a time that this policy is available, I feel that this Bill should be deferred and they should come together. Also, I feel that the Regulations, that will apply to this Ordinance at the time we consider this Bill...It is just unthinkable, that we pass an Ordinance granting the powers to the Commissioner to administer lands in the Yukon Territory, and administer a policy which in fact, is not yet existing.

Mr. Chamberlist: Mr. Chairman, although Mr. Fleming doesn't need any protection from the Honourable Member who has just spoken, certainly the

Mr. Chamberlist continues ...

BILL #20

people of the Yukon need a lot of protection from him. I think there is an attempt being made to confuse; the legislation that has been placed before the House is legislation, and I repeat what I said this morning, simply to provide the legislation for disposal of land. The policy that is within this Ordinance, is the policy of disposing of land. Any other meaning to the word, "policy" as put by the Honourable Member, is simply in relation to administrative functions after the legislation has been passed. The Government has no wish, or no intention indeed, to in any way, inhibit Members of Council their recommendations to the Government in relation to certain aspects of Regulations and the type of Regulations that can be incorporated in the Regulations that will be provided under section 34(1) of this Ordinance. It should be made quite clear, Mr. Chairman, that this Lands Policy is simply disposal and at this time, does not touch any other aspect. I am sure, Mr. Chairman, if those who really want to, take a real proper look at what the Ordinance intends, without any attempt by subterfugal remarks to try and find something that can be found wrong with administrative aspects, at a later date will deal with the matter as is now. Mr. Chairman, there can be no doubt about it, that the Honourable Member for Watson Lake, has yet, in his arguments today to come forward and say, I object to section so and so, because, or I object to another section because or my objections against section so and so are because; he said leave it alone, the whole thing is no good. The only thing that is not good is the quality of the paper that we are using to print it on. Enough is enough and there has been no attempt to restrict the Honourable Member in any suggestions that he might bring forward. I would urge upon him to bring forward his suggestions for the Regulations so that he can indeed, serve the constituents that he represents, but in his capability to destroy this piece of legislation simply because it hasn't got clear and defined, what is to be administrative housekeeping functions, I think that we have gone far enough. I would ask, Mr. Chairman, whether the Honourable Member is prepared to stand up and allow either myself, Councillor Watson, or indeed, Mr. Fleming, to answer any specific objection he has to any specific section. We will be pleased to do whatever we can to satisfy him as to why those particular sections are here. He also has the availability of the Legal Adviser here, to advise him on the legal aspect of the matter. Surely, Mr. Chairman, the Honourable Member can come up with specifics in this area. If he is unable to come up with specifics in it, then becomes fairly obvious that his interests are not in the legislation before this House but in some other area.

Mr. Taylor: Mr. Chairman, I find it difficult to know how to get across to the Honourable Member. The reasons for the Bill are clear, there is nothing about policy in here, and there is very little about policy in the Bill. "The purpose of this Bill is to spell out the powers of the Administration in disposal" opportunity is taken to formalize powers of the Administration in respect of Territorial Lands improperly occupied. "The legislation reflects the duties and powers provided by Federal Powers" is all this Bill is dealing with, not policy. I have asked a question, one from Mr. Legal Adviser and another very good answer from Mr. Fleming. I have had no answer from anyone else and I have fought all morning to try and get an answer. The Bill is, what is the policy? I am not prepared to stand up on behalf of my constituents and give the Commissioner the power to administrate with wide sweeping powers a land policy, which does not exist. I want to see that policy, I want it enumerated; I want to know what it is about, again, so I can go back and tell my people what it is about. The suggestion, I thank the Honourable Member for the opportunity of offering suggestions for his Regulations but I can't do that either, for two or three good reasons. One is, I don't know what the policy is, so I would find it very very difficult to write regulations. Number two is, I don't have an office and secretary and a twenty thousand dollar a year job. For an office I have the Men's Room on this third floor of the Federal Building and for a telephone I share it with everybody in camp in the coffee room, so I have neither the facility, the research ability to conduct such a study on the suggestion that I provide suggestions for Regulations especially since we do not know what the policy is. I am saying very very simply, if there is no policy, defer this Bill to the Fall Session

BILL #20

Mr. Taylor continues ...

until you can provide Members of this Council with a Lands Policy for the Yukon Territory; it is that simple.

Mr. Chamberlist: Mr. Chairman, I have gone as far as I am going to go because if I can't get through to the Honourable Member what I have already said, and I am sure that those people who are in within the listening of this will take note of what is being said. I am not going to go any further but one point I will remark on, that the Honourable Member received nearly \$17,000 from January 1st, 1971 to December 31st, 1971, as his salary and his expenses, so let us cut out the nonsense now about salaries, let's get down to the brass tacks of doing business in the House. Mr. Chairman, if there is no other discussion I think we should proceed with the Bill.

Mr. Chairman: Councillor Tanner.

Mr. Tanner: Mr. Chairman, I wasn't in on the previous discussion but I had a couple of points and if Committee will remember I have to go to another meeting at 3:00 o'clock so I would like to bring to the attention of all Members one of the things that I think is always unsatisfactory with the public in regard to the sale of land. I think the points that I want to talk about are primarily concerned with Regulations and so I would ask the Administrative Committee, and the Administration when they are working on the Regulations that they refer to Members, myself as one, who is pointing out that I am interested in seeing that the Regulations make this legislation understandable to the layman's. A couple of immediate things that come to mind are, when advertising, not by the Commissioner, I think it should be printed in layman's language, apart from the legal description it should say the legal description in the area of Porter Creek, if it should be, or in the area of Crestview or what have you. Another suggestion I would make is that the language that is used in any description should be published in such a manner that everybody could see it. It is all very well to say, the Yukon Gazette, but I don't very often think that many people read it. This is a couple of minor points that are administrative really, that should be in the Regulations; I am quite sure all Members including the Member from Watson Lake has got many points like this. Primarily I am asking the Administration when they get to the point of making Regulations, that they defer to any wishes or any suggestions that other Members of the House have got.

Mr. Chamberlist: Well, Mr. Chairman, I'm pleased that, that point has been raised and I can give all Members my assurance and I'm sure the assurance of the Legislative Programming Committee, who will be preparing regulations and we certainly want the input of Members into these regulations and every request for consideration of a specific regulation will be given the very very closest scrutiny and if possible, wherever possible, allow us to allow them into the regulations. This is what regulations are for, to make it as easy as possible for the public to understand. I think the points that have been raised by Councillor Tanner are very good basic points. In fact, perhaps in the past the Administration has been lax inadvertently not publishing in a clearly defined manner, the particular lots that are up for sale, the areas that they are, the names of them, where they are, and certainly this is a type of regulation that we could make clear. There again that's in the regulation. Once again, I say, I can assure the Honourable Member who has just spoken that we would be only too pleased to bring these matters forward. We already are in the process of providing basic regulations by way of draft, so that the Legislative Programming Committee can consider these things. But it is an impossibility to ask of the Administration, especially with the fact that we have to have the Ordinance before you can make regulations under the Ordinance, but to suggest that we make the regulations and then provide the legislation, that's doing things backwards. We have to have the legislation, then we work towards regulations under the Ordinance. This debate is really going beyond that, I have already, I think, have made my position clear and the position of the Executive Committee, clear with relation to regulations. Certainly, the Honourable Member from Whitehorse North has every right to be concerned when he feels that the information that is being made available isn't sufficient by way of administratively having the advertising done properly and we will certainly take care of this, to see that it is done in a better manner. But again I must remark that this consistent word, "policy, policy, policy" it is becoming like a bad record when every piece of legislation that is passed in any jurisdiction automatically becomes the policy of the Government. I don't care whether it's in the Federal House or whether it is in a Provincial House. What is the policy of Government. The policy of Government are the legislative laws that are placed before the House for them to vote upon, for them to deal with. That is the policy. We have here the basic policy at disposal. The Honourable Member specifically read out an explanatory note, why, that is not part of the Ordinance, that is the explanation for the purpose of the Ordinance. He has set himself up as a parliamentary expert, yet introduces a basic argument that isn't an argument. The explanatory note is quite clear and quite specific for anybody that has normal educational facilities under which he has been trained, to know that what is said here spells out the powers of the Administration in disposal for certain things. Instead of spelling out, instead of saying what the real function is, the disposal purposes, the agreement for sale, the lease of premises, or otherwise, these are the things that are being taken away. This is, Mr. Chairman, I'm really at a loss in many many ways to attempt even to work in a compatible manner with the Honourable Member who doesn't seem to realize what the basic understanding of a piece of legislation is. Now, beyond that I will not reply to him anymore after what I have said, because the position would be useless. It is absolutely unnecessary for me to go and try and damage my knuckles up against a brick wall because I know the brick wall is going to survive in that area, so that's the end as far as I'm concerned.

Mr. Taylor: Well, Mr. Chairman, back to the Bill; as far as I'm concerned, as I stated before, until we know the policy I don't feel we should proceed with the Bill. It's simple and if I can't get that across to Members well, there's something very wrong too. In... I'd like to direct a question to Mr. Fleming, Mr. Chairman. And

BILL #20

Mr. Taylor continues...

ask him if in consideration of these policies, are the minutes of the former Council, which I participated in namely, Land Committee meetings, have been taken into account. Secondly, I would like to ask if the policy enumerated by the former Director of Local Government as Daryechuk, where it is recommended there as a general policy in the Yukon Territorial Government, that the Yukon, the Yukon Territorial Government prohibit disposition of lands for residential purposes except in planned subdivisions which have been and who will be supplied with adequate water and sewer services.

Mr. Chamberlist: Mr. Chairman, I wonder if the Honourable Member...

Mr. Taylor: The Honourable Member on a point of order....

Mr. Chairman: Order, please.

Mr. Chamberlist: I wonder if the Honourable Member would indicate to who that particular piece of correspondence was addressed?

Mr. Chairman: Councillor Taylor.

Mr. Taylor: Yes, to Members of the Lands Committee, Mr. Chairman, and I was a member of that Lands Committee. Now, I wonder, Mr. Chairman, if I could have an answer. I did believe the Honourable Member wasn't going to speak or reply to me again.

Mr. Chamberlist: I moved on a point of order.

Mr. Chairman: Mr. Fleming?

Mr. Fleming: Mr. Chairman, I have those comments and many others, all of which are being taken into consideration. Certainly the minutes of the previous Lands Committee meeting have been undertaken by myself and they are being used as guidance. But several reports and instances have come to our knowledge since then and we are using those old ones. But the answer to the Councillor's question is yes, we have taken them into consideration.

Mr. Tanner: I wonder if Committee Members have any specific points to raise on this Bill. I note now that we have been in Committee now for twenty minutes and I don't think there has been any direct reference to Bill No. 20 yet.

Mr. Taylor: Mr. Chairman, I wonder if we could have someone tell us what the intent is behind 27 and 28. 27 as I said, I haven't had too much opportunity to...with the respects of what this may mean, but it appears to me that this deals with the squatter or the person may, for instance, build a home, takes land and builds a home on it and maybe hasn't got it applied for, this type of thing. "The Commissioner may require any person who has used or occupied Yukon lands without lawful authority to pay for the unauthorized use or occupation such amount of money as the Commissioner considers just and reasonable in the circumstance." Does this mean that the Commissioner can go anywhere in the Territory, once he has acquired this land from the Federal Government and then charge people this type of thing for their occupancy on lands.

Mr. Chairman: Mr. Legal Adviser?

Mr. Legal Adviser: Mr. Chairman, we are in a very awkward legal position indeed in this point. Unfortunately, they are there and they continue to be there. It is not a hard substance and in many cases not only they don't pay any rent, they don't pay any taxes. We have got to have some method whereby at least pending removal of this issue of public titles, so we have some method of charging them something. And also when it rolls over on its face and is permitted to do this, they may have a three year lease and genuinely intend to move, but do not. We should have some lawful authority to continue collecting a fair amount of sum, which would not exceed the amount that was originally in the lease, which had gone out at the three.

Mr. Legal Adviser continues...

And so far as the second thing is concerned, we can deal with lands in an unauthorized way. The important thing is that these people do leave behind them, a tremendous amount of junk which they have maybe at one time considered valuable, old wrecked up house, wrecked machinery, tires, and so on. We want to be able to take it away. But section 28 says, "any machinery, equipment found upon Yukon lands that are used without lawful authority may be seized by the Commissioner." This gives us the authority to clear up a piece of land and not be worrying about the legality as to who owns the piece of equipment. Any article can then be sold or destructed. If he wants to make a claim if it, that's fine too. But a normal lease will be provided for at least temporary occupation, and the person must take away his property at the end of the lease, otherwise, this is also in the lease, that he is liable to be charged the cost of removal. In fact, I think this House knows, that the Government in fact, never succeeds in charging anyone for the cost of removal, it is either left there or removed at public expense. We would like to have this power and the power to do this. It is not a harsh section it is just to make it legally possible to do. This is what we should have been doing all along.

Mr. Taylor: Mr. Chairman, depending on how it is administrated. That would depend how harsh the section may be. But 28, "Any machinery, equipment, materials, goods or chattels found upon Yukon lands that are used or occupied by any person without lawful authority," this is lands for instance all around the subdivision and this type of thing. I really can't see, I think that this is too broad a statement. I can't see that the Commissioner should just march in take the man's equipment. One man's junk, you know, is the other man's treasure. It may be junk to you, but it may not be junk to him. This equipment may not belong to the person who owns the property, it might be left there in safe-keeping or something. The Commissioner should not have the right to seize that. Not in the manner that is specified here. There should be notice given and this type of thing. This should be spelled out, not in the regulations, but in the Ordinance, how this is done.

Mr. Chairman: Mr. Legal Adviser?

Mr. Legal Adviser: It is not intended to be a harsh section, as the Honourable Member has suggested. Something that is easy to administer at the time.

Mr. Taylor: Yes, Mr. Chairman, if the Commissioner then has the power under 28 (1) to seize equipment, materials, goods, or chattels, spell out in this Ordinance the means by which he can seize it and the right of recovery that the owner of the equipment might have by which he gets that recovery from the Commissioner. Just don't openly say that the Commissioner can take away this and take away that, and leave it at that. You did it in the Municipal Ordinances, you've done it just about through all the Ordinances when you come down to seizures and stuff of this nature, but in this Ordinance you don't.

Mrs. Watson: But, Mr. Chairman, doesn't the Honourable Member realize that machinery and equipment that is on Yukon land, that the land doesn't belong to the person who has the machinery on it, and when people realize that you just can't scatter old cars, old equipment, and old junk all over the Yukon Territory and expect to find them there three years later, they are not going to be there. It is Yukon land, land that doesn't belong to anyone, and while you have all of this junk on there what are you going to be able to do with it? Somebody has to be able to go in and take it and sell it or destroy it.

Mr. Taylor: Agree, Mr. Chairman, just spell out in the Ordinance how this is done. Where notice is given to the individual owner if the individual owner can be determined, this type of thing. As I say we have done it in all the other Ordinances, why not here?

Mr. Tanner: Mr. Chairman, if the Honourable Member would like to take a short trip up the highway somewhere, which I know all Honourable

BILL #20

Mr. Tanner continues...

Members, if they had the choice, would prefer to live up in Porter Creek, you would find on the main highway to Porter Creek a pile of junk that has been there for three years and the local citizens there have been trying to move it for the three years that I've been associated with the Citizens' Association. They can't move it because half is sitting on private property and half sitting on Yukon land. And nobody has the authority to give anybody else the authority to move it. But I've got a suggestion outside of this particular area, I wonder whether the House could agree, unless there is any other recommendations, to agree to passing this Bill of our Committee. If we have an assurance from the Administrative Members of Committee, that in the meantime between now and the next Session in the fall, should this policy not be working, which is a very basic one to life in the Yukon, that we could move an amendment to make any changes. Let's give it six months to see how it works before we really criticize it.

Mr. Chairman: Well, in speaking from the Chair, I would have to say *BILL #20* that Council has that prerogative with any Bill. There is one point that I would like to put out for a little discussion, possibly, regarding section 26. Would it not be possible to post, I know it's difficult, very difficult to tie down the owner of certain pieces of property or certain pieces of equipment, but would it not be possible to post this, in a Paper, there is no reference here to posting it, or making it public, a public notice?

Mr. Chamberlist: I can say this to the Honourable Member, Mr. Chairman, that this can be placed in the regulations without any trouble at all. We are willing to put this particular suggestion into force.

Mrs. Watson: Is the Honourable Member referring, specifically, to section 26?

Mr. Chairman: Well, section 26 does take care of sections 27 and 28, as near as I can see, at any rate. It's a relative clause.

Mr. Legal Adviser: The Honourable Members must, of course, realize that a section like section 28, in seizing something or taking it away, requires the expenditure of money, civil servants have to be sent out ... truck, and everything else. So, it's the last resource, when the Government has to take it away, itself. It has already exhausted every avenue to try and find the owner and plead with him, to please take it away.

Mr. Taylor: Mr. Chairman, we know that the Government, if they want something, they go after it, and they get it; irrespective of cost. What I think must be considered here, is that if you leave this as it is, then you must have some right of appeal written into this Ordinance, where people who have been aggrieved by the Commissioner, or this Administration, have some method of appeal, some recourse to the courts, say.

Mr. Chairman: Speaking, again from the Chair, it seems to me that if this equipment and everything that is on the property is on Yukon land, then recourse is hardly in keeping, because, in the first instance, he is violating laws.

Mr. Tanner: Mr. Chairman, there is an appeal from this Ordinance to the courts, surely, anyway, which are the natural rights that anybody has.

Mr. Legal Adviser: Mr. Chairman, anyone can resort to the courts, if they have been treated unjustly. Of course, the thing that the House must realize that when we are dealing with Yukon land, we are dealing with land, which is under the control of the Commissioner and the Commissioner in Council. They have a duty to look after those lands. They have gotten to be given the power to seize. Criticism has been in the past, at the level of the Government, for not looking after the land, under their control, in a proper fashion. If it is going to meet that criticism, it needs the legal authority to go and do something, and clean up the mess that has been left by somebody else.

Mr. Chairman: Is there anything further on Bill No. 20?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 20 be reported out of Committee without amendment.

Mr. Tanner: I second that motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by ...

BILL #20

Mr. Legal Adviser: There are two typographical errors, or three I think. There is one in subsection 11(2), "A notice referred to in subsection (1)", on page four, should read, "A call referred to in subsection (1)", because we talk about a tender call, not a tender notice. On page two, section five, there is another one. On page seven, there is a change of supposition. At the top of the page, section 25(2), the second line should read, "the right to the beneficial use", not "the right of the beneficial use". Now, I am not quite sure whether it is a typist's error or not, but I think that it should be seen to. My attention was drawn, in subsection 30(1), it should be made specific what sale we are talking about. I think that it should read, "Where any contract or agreement for the sale of Yukon land is entered into", otherwise the section states control of every sale of every piece land in the Territory ... The clause has been changed, Mr. Chairman, it appears to be a typist's error.

Mr. Taylor: Well, at this time I will resume the Chair.

Mr. Taylor resumes the Chair.

Mr. Chairman: Do you agree that these are typist errors? Alright, I will complete the reading of the Bill, at this time, prior to any motion being accepted. (Reads the long title and the preamble of Bill No. 20) What is your ~~furth~~ pleasure, in relation to this Bill?

Mr. Chamberlist: I had understood that I had, already, moved it out, but I will do it again. I would move that Bill No. 20 be reported out of Committee without amendment.

Mr. Chairman: Is there a seconder?

Mr. Tanner: I second that motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Tanner, that Bill No. 20 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 wonder if Mr. Fleming might be excused at this time? Thank you very much Mr. Fleming.

Mr. Tanner: Mr. Chairman, may I also be excused, as I mentioned in the House this morning, I have a meeting to attend.

BILL #29

Mr. Chairman: Alright, Bill No. 29, An Ordinance To Authorize The Commissioner To Lend Money To The Village Of Faro For Various Purposes. (Reads sections 1 and 2), I believe, was not The Village of Faro Ordinance not repealed?

Mr. Legal Adviser: It is just an awkward situation because the Municipal Ordinance is not yet in force, the old Ordinance is there, and the Faro Ordinance is there. We are on a time scale.

Mr. Chairman: It would certainly appear so.

Mr. Legal Adviser: To be technically correct, we have got to have it the way it is.

Mr. Chairman: Are we clear on section 2? (Reads section 3). Clear? (Reads section 4).

Mr. Legal Adviser: That is a rewrite of the existing Village of Faro rule on this subject. It's a special section of the Village of Faro Ordinance, which was agreed to at the time of the drafting, by everyone concerned in the establishment.

Mr. Chairman: Would this not come under the provisions of the Municipal Ordinance, when the Municipal Ordinance comes in? Or is this just a restatement?

BILL #29

Mr. Legal Adviser: That is a restatement of the Village of Faro Ordinance.

Mr. Chairman: Right. But how ...

Mr. Legal Adviser: That is a Village of Faro Ordinance section on this subject, that has been extrapolated and placed at the end of the Municipal Ordinance, applicable only to the Village of Faro.

Mr. Chairman: (Reads section 5).

Mr. Stutter: Mr. Chairman, I have a general question on subsection 5(2)(a), there, "Every bylaw to borrow money shall, by its terms: fix the amount of the loan and the rate or rates of interest...", how can the bylaw state, "the rate or rates of interest", when they haven't in fact made the loan yet?

Mr. Chamberlist: When they ask for the money, they are told what the interest will be at, and then they have to put it in the bylaw.

Mr. Chairman: Clear? (Reads section 6). Clear? (Reads section 7). Clear? (Reads section 8). Clear? (Reads section 9). Has this Bill been discussed with the Village Council of Faro?

Mr. Legal Adviser: It is a standard form Ordinance, but they are requesting the Council to, with its wisdom, to give authority to the granting of the loan. All the details have been discussed. The drafting is not really that important.

Mr. Chamberlist: With respect, Mr. Chairman, this is not a Bill of a municipality, this is a Bill simply for the Territorial Council to authorize the Commissioner to loan money to the council of a municipality.

Mr. Chairman: May I compliment the Honourable Member on his observance.

Mr. Stutter: Mr. Chairman, I would just like to briefly go back to subsection 7(2). Once a bylaw has been passed, setting out the rates, by which, or the method by which, a loan is to be repaid, naturally, taxes comes into it. But, surely, the mill rate or taxes will change yearly, according to other needs. It isn't necessary to state in a bylaw that a certain number of mills, is it, to be set aside for the repayment of that specific loan?

Mr. Legal Adviser: I don't think that the section says that. It is just that they must raise sufficient taxes each year to meet their obligation. Now, the reason that is put into the law here, is that if the village should fail, an action mandamus would lie against any person to forfeit the carrier of the duty imposed upon them, upon the Ordinance, rather than have them default.

Mr. Chamberlist: I think, Mr. Chairman, if the Honourable Member would just examine subsection 7(1). I think that this is the really important subsection: "A bylaw may provide that the loan shall be repaid at the option of the Village at such time or times as the Village may find it possible to repay it." In other words, the bylaw may, might say, that you have to repay within ten years, or fifteen years, or twenty years. It is the option of the municipality itself, to say how long to take to repay.

Mr. Chairman: Clear on that item?

Mr. Stutter: Relatively.

BILL #29

Mr. Chairman: (Reads the long title and preamble of Bill No. 29).
What is your further pleasure?

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 29 be reported out of Committee without amendment.

Mr. Chairman: Is there a seconder?

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

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 29 be reported out of Committee without amendment. Are you prepared for the question? Agreed?
I declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

BILL #30

Mr. Chairman: Next Bill, is Bill No. 30. (Reads sections 1 and 2). Clear? (Reads section 3). Clear? (Reads section 4). Clear? (Reads subsection 5(1)).

Mr. Chamberlist: I think, Mr. Chairman, there was a word missed out. Mr. Legal Adviser, perhaps, you could take note.

Mr. Chairman: Was that subsection 5(1)(e)?

Mr. Chamberlist: Yes, subsection 5(1)(e), it should be the word, "and". It says, "if any 'and' how much, if any". And in this Bill, you note that we have missed the word, "and", after "if any". I would treat it as a typographical error.

Mr. Chairman: (Reads subsection 5(2)). Clear? (Reads section 6). Clear? (Reads section 7). Clear? (Reads section 8). Clear? (Reads section 9). Clear?

Mr. Stutter: Mr. Chairman, at the risk of sounding a little bit critical, it does seem to me that there has been an error, in several instances, in this Bill. Wherever reference is made to Dawson, I think that Dawson City, I think the word "City" itself, is very much part of the name, and it should be, in many instances through the Bill, it should be Dawson City, and not just references to Dawson, even though you are talking about the City of Dawson, it is still the City of Dawson City. Even if it were reduced to a village status, it would still be Dawson City.

Mr. Chairman: Mr. Legal Adviser?

Mr. Legal Adviser: The City of Dawson City.

Mr. Stutter: That is correct, Mr. Legal Adviser. The same as in the beginning of your Bill, "This Ordinance may be cited as the Dawson General Purposes Loan Ordinance." That is the "Dawson City General Purposes Loan Ordinance."

Mr. Legal Adviser: May I advise the Honourable Member, Mr. Chairman, that this is correct.

Mr. Stutter: Thank you Mr. Legal Adviser.

Mr. Chamberlist: Could we accept it as a typographical error?

Mr. Chairman: Committee agreed? Now, would this read, "The City of Dawson City"? Yes. (Reads the long title and the preamble of Bill No. 30).

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 30 be reported out of Committee without amendment.

Mr. Chairman: Is there a seconder?

BILL #30

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

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 30 be reported out of Committee without amendment. Are you prepared for the question? Agreed?
I declare the motion carried.

MOTION CARRIED

*MOTION
CARRIED*

Mr. Chairman: I declare a short recess.

RECESS

RECESS

Mr. Chairman: I will now call Committee back to order. The next Bill is Bill No. 31. Reads 1, 2(1)(2) Clear? 3(1), 4, Clear? 5(1)(2), 6(1), 7(1)(2), 8(1), 9(1). BILL #31

Mr. Stutter: Mr. Chairman, I would just like to point out to Committee, that I contacted Dawson during the coffee break, and the City was incorporated in 1901 as the City of Dawson and the short title is Dawson City Charter. I guess the Bill can remain.

Mr. Chairman: Reads the long title and the preamble, to Bill No. 31.

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 31 be reported out of Committee without amendments.

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

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson, that Bill No. 31 be reported out of Committee without amendment. Are you prepared for the question. Do you agree? I declare the motion carried.

MOTION CARRIED

MOTION
CARRIED

Mr. Chairman: That just leaves us the one Bill is that correct?

Mr. Chamberlist: I am pleased to say, Mr. Chairman, that there obviously wouldn't be a necessity for us to be sitting this evening.

Mr. Chairman: I will declare a brief recess.

RECESS

RECESS

Mr. Chairman: At this time, I will call Committee to order. Bill No. 28, Reads 1, 2, 3. Administrative Services \$34,700

Mr. Chamberlist: That is on page 2 of the back-up material.

Mr. Chairman: That is on page 4 of the back-up material, that have been detailed. Clear? Treasury, \$108,200. This represents, Mr. Administrator, does this represent the personnel that are now coming in, as a result of the Highway from D.P.W.? In the treasury?

Mr. Administrator:~Yes, Mr. Chairman, additional staff are required because of the highway and as you can see from the other votes, it is spread over various areas. In this particular application the increase workload on the Territory is because of that turnover but the people aren't coming over.

Mr. Chairman: What I mean is, this is personnel now that we are dealing with, that were actually transferred generally speaking to D.P.W. over to our staff, or is this addition to that transfer?

Mr. Administrator: No, this would be in addition to that. In some particular areas, in the areas of the highway maintenance they are coming directly onto our staff, but there are a number of administrative back-up areas in D.P.W., which the people are now coming but we are being reimbursed for the extra costs involved in maintaining those people from over in the Highway Department. This is how it works in this particular area.

Mr. Chamberlist: I wonder, Mr. Chairman, if anybody would like to have Mr. Fleming here, because this is his department.

Mr. Chairman: Very much so. I will just declare a brief recess

RECESS

RECESS

BILL #28

Mr. Chairman: At this time we will call Committee back to order. We have with us, Mr. Fleming, to assist us in discussions.

Mr. Stutter: I wonder if I might ask, Mr. Fleming just a general question. Most of Bill No. 28 comes as a result of the takeover of the Alaska Highway. Is there, perhaps it is an obvious question, but is there anywhere where there is a complete breakdown, well taking the first item for example, "Administrative Services, \$34,700", how much of this, in itself has got anything to do with the Alaska takeover, and how much to do with other?

Mr. Fleming: Mr. Chairman, all of this. We have a breakdown, and I think you must have it in front of you there, giving the salaries and wages and things...but this is to provide funds for additional staff required as a result of increased volume of work resulting from the transfer of the maintenance of the Alaska Highway to Y.T.G.

Mr. Stutter: This second item, \$108,200, that isn't all just to do with the Alaska Highway takeover?

Mr. Chamberlist: That, Mr. Chairman, broken down to pay five little items, \$52,200 is the Territorial Treasury Department taxes, you see in that Establishment 202, there is some set aside Electrical Rate Equalization. 6 and 6A gives the breakdown of most items, No. 6 the \$52,200...

Mr. Stutter: I have it here in front of me.

Mr. Chairman: One question under Territorial Treasurer and Collector of Taxes, does the increase computer work, by taking in all these additional personnel to require more funds here?

Mr. Fleming: No, that is a separate thing altogether.

Mr. Chairman: Anything further on Treasury, \$108,200? Pardon me, the next item is Electric Rate Equalization, under Grants \$56,000.

Mr. Chamberlist: Mr. Chairman, we underestimated the amount and this is to put that money back again but it is recoverable from the Department of National Revenue.

Mr. Chairman: Clear? This then gives us a total of \$108,200. The next is Territorial Secretary & Registrar General, \$7,100. Page 8. Again, these are staff, not transferring D.P.W. but over and above that, is that correct?

Mr. Fleming: This is again to provide funds for additional staff required as a result of increased volume resulting from transfer and increase of the Alaska Highway.

Mr. Chairman: Yes, but what I was getting at, just like the question I was asking on Treasury, that this isn't necessary then, personnel would come over from D.P.W.?

Mr. Fleming: No, this is something again.

Mrs. Watson: Mr. Chairman, I don't think the Honourable Member realizes that even if the person is not transferring as a body over to offices from the D.P.W., we are still being paid the salaries for that position. Could Mr. Fleming indicate how many of the administrative people are transferring from D.P.W. to Territorial Government? Just if you have it.

Mr. Fleming: I am sure the Council is interested in this, and I would like to run down just the broad categories that I made because I think it may save some further questions. In the highway maintenance section we will be requiring 74 personnel, in the mechanical maintenance 40, building maintenance 10, administration 3, accounting 3, central registry 1, personnel 1.

Mr. Chairman: Any further questions, then on Territorial Secretary & Registrar General, 7,100? The next is Health, Welfare and Rehabilitation, \$66,000.

Mr. Chamberlist: Mr. Chairman, this item was discussed in a Sessional Paper and it dealt with the Territorial Government Assistance amount that will be supplied to old age pensioners and those that are out of the labour force, \$33,000 of this \$66,000 is funded by the Department of National Health and Welfare on a cost-sharing basic under the Canada Assistance Branch.

Mr. Chairman: Anything further on 532, \$56,000? Next is Local Government. I wonder if we could have an explanation on this one, maybe from Mr. Fleming?

Mr. Fleming: This is the funds to cover administration costs and Rental Subsidization, for Rental Purchase and other housing plans. These funds are partly recoverable from Department I.A. and N.D.

Mr. Stutter: Mr. Chairman, I wonder if I could ask about what proportions are recoverable from the Department of Indian Affairs?

Mr. Fleming: We wouldn't know that, Mr. Chairman, until the actual bidders come in; it depends on how many people enter these houses who are natives, as compared to the other population.

Mr. Chairman: Clear? Next is Accommodation Services in the amount of \$12,100. Clear? The next item is Vote 9, page 15, Administration in the amount of \$187,000. This I would imagine is where the bulk would be 15 in Administration?

Mr. Fleming: They breakdown, is Assistant Road Superintendent Regional Road Superintendent, 3 clerks, 4 typists and 1 clerk I.

Mr. Chairman: Clear? Next is Federal Roads, 100 percent Recoverable, "To provide funds for the maintenance of the Alaska Highway System, including the Haines Highway, \$4,856,900", Councillor Stutter will you take the Chair?

Mr. Stutter takes the Chair.

Mr. Taylor: Well, Mr. Chairman, firstly I would like to thank the Administration for providing us with a draft copy of the takeover agreement. I've had a chance over the recess to scan it and it appears to be an excellent agreement as far the Territory is concerned. Apparently the Commissioner has made tentively, a reasonable deal. I know of no Executive Committee as such, Mr. Chairman. I did have some questions, although I just scanned this over the recess, but by enlarge it appears to me to a pretty good agreement. I would like to know now, it was the other day we started, I asked questions relevant to this question and Mr. Fleming was in attendance Mr. Chairman, and I asked generally what was in line for the Alaska Highway as far as our participation in building maintenance work. I would also I to know and that is one of the reasons I wanted Mr. Territorial Engineer here, to explain generally how they were going to deal with the maintenance of the highway in terms of, are you setting up districts, are you going to have superintendents in three areas or two areas or just generally how this would fit in with the operation of the normal departmental work of this Department, Highways and Public Works. Secondly, I was wondering in negotiations with personnel on the takeover, I had a few questions to ask in that regard. Maybe I'll leave the questions and the personnel until after Mr. Fleming can give us a broad outline of what the Territory is going to do in relation to the maintenance problem. BILL #28

Mr. Fleming: Mr. Chairman, I take it that they are referring to the maintenance of the road itself, and in this respect of course, the agreement spells it out in complete detail as far as I can see, unless there is something specific. I wouldn't want to reiterate what is in here, if there is something....

Mr. Taylor: Well, maybe I covered a lot of ground. How you are going to structure our Department of Highways and Public Works, is this going to be a separate entity from our normal Public Works maintenance functions, or will it be integration in our system. In other words, will the highway go as one unit, a separate unit from the Territorial unit?

Mr. Fleming: Mr. Chairman, it will be completely integrated into the Y.T.G. Department of Highways.

Mr. Taylor: Now, we have a superintendent, I believe we have now an assistant superintendent, and a regional road superintendent. I wonder if... we have two regional road superintendents and one assistant, could you explain what those positions are and how, what areas they operate and how they work.

Mr. Fleming: Once they come over to us they will be assigned at the discretion of the Territorial Engineer. The details of whole scheme can be given to Council in due course. But at this particular time the complete planning, it hasn't been finalized.

Mr. Chamberlist: Perhaps, Mr. Chairman, if Mr. Fleming could indicate the position is to create regional districts. I think this is perhaps what the Honourable Member is trying to get at.

Mr. Fleming: Mr. Chairman, I think that on the previous time I was here, I did indicate that we did intend to create regional districts. Maybe I should have reiterated that. But the assignment of personnel will be made without regard as to whether they were ex-D.P.W. or present Y.T.G. It doesn't matter, they are all part of the one department now and are assignable by the Engineer, to whatever duties he directs.

Mr. Taylor: Alright, I understand then that, Mr. Chairman, we will be receiving in due course a further details of this new structure. Right now, in relation to the personnel, what from the D.P.W. employees coming over to the Territorial Government more particularly those who have

BILL #28

Mr. Taylor continues...

a long period of service on the highway, is seniority a factor in their employment with the Territorial Government?

Mr. Fleming: Mr. Chairman, this is something that has been given long and careful consideration, and seniority is a factor, it has to be taken into consideration and we have requested further details from D.P.W. because it appeared the information that we were given that present personnel were due for other increases either in status or pay which would have effected their positions once they came over to Y.T.G. I think that, in fact I'm sure of that, in the final analysis none of these people will have anything to complain about as far as integration into Y.T.G. is concerned. We haven't had any really serious complaints handed to us, that we haven't been able to affectly deal with. But there is one residual area regarding seniority and this is the one that we will settle very shortly.

Mr. Taylor: I have a further question relating to salaries. It was brought to my attention by at least some of the D.P.W. employees on the highway that in their offer of employment by the Territorial Government, Mr. Chairman, this has reference to equipment operators too. That they were starting at the low point in the scale in the wage scale. Has this been rectified or considered?

Mr. Fleming: In this regard then, Mr. Chairman, Councillor Chamberlist was a champion in this area and he might wish to speak to it, but certainly we are going to be able to take care of that in such a way that these people will be rewarded.

Mr. Chamberlist: Mr. Chairman, I think, I thank the opportunity to Mr. Fleming to get me into this particular point. I feel that those people with many many years of experience as operators who are working on the Alaska Highway, are working on the Alaska Highway for more than D.P.W., cannot be treated in the same manner as a young man who has just completed a course at the Vocational School and received the same payment starting with a man who has twenty years of service. I have been opposed to that, I am pleased to say that the Government of the Yukon Territory have taken consideration of all the representations that were made and we are certainly coming up with a, if it hasn't been done already, we are certainly coming up with a satisfactory arrangement so that consideration can be given to the seniority in service and capability and experience of these members that work on the Alaska Highway up until this time.

Mr. Taylor: Mr. Chairman, further I note that, just as I say scanning the agreement, that we will also be responsible for the maintenance of bridges, culverts, and this type of thing. In the painting of bridges the minor repairs I would suppose to bridges, guardrails, and this sort of thing. Much of this work I note could be done by contract. Will this indeed be the case or is that not known yet?

Mr. Fleming: Mr. Chairman, within the agreement, of course, we can go to contracting in whatever area that we wish. We have this freedom within the agreement.

Mr. Taylor: This is right, I note this in the agreement, Mr. Chairman. What I'm wondering is do the, like this type of work is it anticipated that this will be put out to contractors or will this be done by Territorial crews?

Mr. Fleming: Mr. Chairman, I think that we do it by the most expedient and most expeditious means. We have to have our hands free to do whatever is best in a particular location at a particular time. But certainly what happens throughout the rest of the Territory will be a guide to what we will do on the Alaska Highway.

Mr. Taylor: One other question, too. On the hourly rental rate that we will back charge to the Government who really pick up all this money, will, have these rental rates been established yet, or if not, could whenever they have been established, could Members be given a copy of those rates.

Mr. Fleming: Mr. Chairman, they have been established and we will give you a copy.

Mr. Taylor: Thank you, Mr. Chairman, that's all I have at the moment.

Mr. Chairman: Will you resume the Chair?

Mr. Taylor: Yes, I'll resume the Chair.

Mr. Chairman: Any further questions on Highways and Public Works in the amount of \$5,439,000.? Committee clear? Next is Project Capital. First item, I believe is Local Government on page 22. Is that correct? Rental - Purchase Housing Program in the amount of \$635,000.

Mr. Stutter: Mr. Chairman, why is that shown on the previous page under Local Government, Rental-Purchase Housing \$627,000.

Mr. Chairman: I'm not sure, I think, that is for recovery. I see on page 25 under Project Capital Recoveries there is an amount of \$627,000. Would this be what the Member is looking at?

Mr. Fleming: We have to vote to pull them out and then put in the recovery.

Mr. Chairman: Anything further on this item? I would just like to say in agreeing to this, just speaking from the Chair, that personally some input can be gained from the native people in respect to this housing program which doesn't appear to have been done at the moment.

Mr. Fleming: It will be, Honourable Member.

Mr. Chairman: Anything further on this item? Next item is Travel and Information, Museum construction grants. I wonder if we could have an explanation as to where these grants are to be expended from, or what it's all about.

Mr. Administrator: Mr. Chairman, this is a program that we have come up with because a number of museums in the Territory have from time to time, come to us for funds and we have never in any one year, any particular money which can be expended. We are thinking here ofonly rather than the smaller grants that we are giving out from time to time for the operations of museums. What we intend to do here is begin a policy whereby museums and municipalities can receive \$1.00 or every \$3.00 of new construction or addition. The intent being that the organization itself would raise \$1.00 itself and the municipalities would contribute to the Federal Government the other \$1.00. In areas outside the three municipalities we would hope that the organization itself would raise \$1.00 and because of there being no organized Government, the Territorial Government would put up \$2.00 in those areas. \$2.00 for each \$1.00 raised.

Mr. Chairman: And this would be for capital purposes only, construction capital. How would this particular grant affect the Whitehorse Museum, Yukon Historical Sites?

Mr. Administrator: In this particular case we would hope that the McBride Museum, which now wants to put an addition onto it, that through public contributions raise one-third of the capital cost and could approach the City for one-third and we would gladly give the final third. There would be the three various parties contributing to the total cost of construction.

Mr. Chairman: Again, from the Chair, they could very well take the total of this grant leaving little communities around the Territory without any funds.

Mr. Administrator: Mr. Chairman, the first indication of how much it would cost to put an addition onto the McBride Museum is around \$42,000. or so. If we put up one-third, it would still leave eleven some odd thousand dollars that could be expended in other areas this fiscal year.

BILL #28

Mr. Chairman: I don't think I got all of that, but I understand that there will be some funds laid aside to assure the small communities of the Yukon that they may not be wumped out by big museums?

Mr. Administrator: Well, I would hope so, Mr. Chairman, what I was saying before the dogs made so much noise was that our earliest indications show that even if the McBride Museum could pick up their one-third this particular year, it would not amount to more than \$14,000. Which means for this particular year, there will be \$11,000 left over. Now if we wish to make this a continuous program in future years it would mean that much more money in continuing years from now for other localities towards the Yukon.

Mrs. Watson: Mr. Chairman, I would also like to indicate that other communities can forward proposals to be considered for this some of money. They have to provide \$1.00 for every \$2.00 that the Territory will provide and they have to show that they will be able to do this.

Mr. Chairman: Anything further on this item? This gives us a total of Project Capital of \$660,000. The next is the Garage Operation Revolving Fund, \$650,000. Page 26. This is as a result of the takeover.

Mr. Fleming: Mr. Chairman, this is a direct result of the takeover and the increase is the amount of parts that we are taking over. We need to include them in an inventory.

Mr. Chairman: Committee clear? Next is Central Purchasing and Stores Revolving Fund, \$5000,000. I assume this is for the same purpose.

Mr. Fleming: Mr. Chairman, no, this is related to specifically Central Purchasing and Stores. We set up the fund; we haven't had it in this fashion before.

Mr. Chairman: This is a new exercise.

Mr. Fleming: Right.

Mr. Chairman: Clear? It then gives us a total of \$7,166,000.

Mr. Chamberlist: Mr. Chairman, we have inadvertently left out one item. I would like Members to agree to this item once I have given it to us so that we can amend the total by adding the figure to it. We omitted to include the Community Development grants that are as of a standing today and at the moment they are in this area of Whitehorse East it is \$2,300. In Whitehorse West it's \$6,623.23. In Mayo it is \$4,956.75. In Carmacks-Kluane it is \$9.09. In Dawson area it is \$9,480.49. For a total of \$23,369.56 and I would like to add that to the.. to Establishment No. 2003, which is the Administrative Services - Community Development Grant. This is in Project Capital. Add that to the if we edit it to \$23,369. even it would give us then a total of \$7,189,369. I wonder if we can get agreement on this, Mr. Chairman.

Mr. Chairman: Yes, this would have to be retyped, I think. Because the preface of your Bill must also be retyped to hack it.

Mr. Chamberlist: This is why I'm suggesting, Mr. Chairman, that we read into section 2 the new amount it will save the procedure of getting it done right or otherwise you would have to just stop and get it retyped right now.

Mr. Chairman: Possibly, what I'd suggest the Honourable Member do is to compose a brief amendment to the Bill so that we can read it into the..

Mr. Chamberlist: I mean, if we all agree in respect to Mr. Chairman, *BILL #28*
if we all agree that we read this here, we amend it here. We can
amend it here, but the amount. That section 2 of the Bill. If the
Honourable Member wants me to write it out specifically and will
allow me a few minutes recess, I'll do that for him.

Mr. Chairman: I'll declare a brief recess.

RECESS.

RECESS

Page 1273
Wednesday, March 29, 1972
4:30 p.m.

Mr. Chairman: We will call Committee back to order. Bill No. 28. *BILL #28*
Reads long title and preamble to Bill No. 28.

Mr. Chamberlist: Mr. Chairman, I would move that Bill No. 28 be reported out of Committee without amendment.

Mrs. Watson: I second that motion.

Mr. Chairman: It has been moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 28 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: Mr. Clerk.

Mr. Clerk: Mr. Chairman, all of the Bills have cleared Committee.

Mr. Chairman: What is your further pleasure?

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

Mr. Stutter: I will second that.

Mr. Tanner: Could we maybe excuse the witness before we get into the House?

Mr. Chairman: I was just about to do that. I wonder if Mr. Fleming could be excused at this time. Agreed? Thank you very much. Is there a seconder to the motion by Councillor Chamberlist that Mr. Speaker do now resume the Chair.

Mr. Stutter: I second that.

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 is carried.

MOTION CARRIED

*MOTION
CARRIED*

Mr. Speaker takes the Chair.

Mr. Speaker: The House will now come to order, could we have a report from the Chairman of Committees?

Mr. Taylor: Yes, Mr. Speaker. Committee convened at 11:35 a.m. to discuss Bills, Sessional Papers and Motions; Committee recessed at 12:00 noon and reconvened at 2:10 p.m. Mr. Keith Fleming attended Committee to discuss Bill No. 20. It was moved by Councillor Chamberlist, seconded by Councillor Tanner that Bill No. 20 be reported out of Committee without amendments, motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 29 be reported out of Committee without amendment, this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 30 be reported out of Committee without amendment, this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 31, be reported out of Committee without amendment, this motion carried. Mr. Keith Fleming attended Committee to discuss Bill No. 28. It was moved by Councillor Chamberlist, seconded by Councillor Watson that Bill No. 28, be reported out of Committee without amendment and this motion carried. It was moved by Councillor Chamberlist, seconded by Councillor Stutter that Mr. Speaker do now resume the Chair, and this motion carried.

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

Mr. Taylor: Mr. Speaker, I believe that we will have Bills, Sessional Papers and Motions.

Mr. Speaker: May I have your further pleasure?

Mr. Tanner: Mr. Chairman, I move that we call it 5:00 o'clock.

Mr. Stutter: I will second that motion.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse North, seconded by the Honourable Member for Dawson that we now call it 5:00 o'clock. 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 present?

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 Committee? 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 27. It has been moved by Councillor McKinnon, seconded by Councillor Stutter that it is the opinion of this Council that the Yukon Quartz Mining Act be amended forthwith so that upon the advice of the Commissioner of the Yukon, the Minister may designate areas of the Yukon as wilderness or recreation areas and make regulations prohibiting mining exploration and activity in these specified areas. Councillor McKinnon are you prepared to proceed with your motion at this time?

MOTION #2

Mr. McKinnon: Mr. Speaker, the motion of course, comes as a result from conversations before Committee with Mr. John Lammers of Wilderness Unlimited. But it is not specifically to deal with this instance, of course, as one sees from the general nature of the motion. I feel, Mr. Speaker, and I think most Members of Council feel that as the Yukon progresses that there are going to be more and more instances of people who are setting up wilderness and recreation areas are going to be infringed upon by the mining industries. I think that in some instances for the economic benefit and the good of the community that perhaps the mining interests will have to prevail. In other instances, Mr. Speaker, I am sure that for the good of the community and for the relaxation and for the recreation facilities of the people of the Yukon, and for the other people and for the livelihood of the person who has invested his money in such wilderness recreation areas that perhaps for the good of the community, the recreation, and will prove the most beneficial to the Yukon and perpetuity and that will prevail. In either instances, Mr. Speaker, I think that this decision should be made by the people of the Yukon Territory. There is nothing in legislation at this time that provides this type of exception to be made. The reason that I have put in the motion "upon the advice of the Commissioner of the Yukon," so that in reality it will be a Council who will be saying to the Commissioner that the people of the Yukon in this instance think that because of the value of the resource, that mining interest should prevail and compensation should be made to the person who had originally set out an area as a wilderness area. In other instances, Mr. Speaker, where the area is of such value as a recreation and wilderness area, the Commissioner should be able to say this area in the future is going to remain in perpetuity as a wilderness and recreation area for the people of the Yukon and indeed for the people of Canada and for people of all parts of the world. These decisions, Mr. Speaker, I think have to be made at the local level. These decisions have to be the responsibility of the people who are closest to the area, who know what is happening and know the relative value of the mining or the recreation beneficial area in any specific region of the Yukon. I think that Bill C-187, provided in its regulatory powers for this type of exception to be made by the Minister. However, because of different aspects of C-187 dealing primarily with, of course, royalties sections, the Bill was not proceeded with at this time. The sections regarding the land regulations of C-187, I have said publicly before and I'll say publicly again, that I was pretty well in favour with the parts of the Bill dealing with the..which I thought would be a curtailment of money coming into the Yukon. However, under the Quartz Mining Act there are no sections available and, of course, this is the Act as of this moment that

MOTION #27

Mr. McKinnon continues...

mineral development and exploration comes under. The Yukon Territory has nothing in it which allows either the Minister or the Commissioner the ability to set aside areas where the mining industry does not have complete and utmost say in the development of the land. I think, as I say, as the Yukon continues to progress that we are going to find more and more confrontations between the two areas, between the areas of recreation and wilderness and the areas of the mining interests. I think that there has to be at this time in the Act a clause which sets aside how the land can be developed. A clause which allows for not one part of the economy to have complete and utter say over another part of the northern development which I believe is every bit as important as the development of mining in the Yukon Territory. I think that if this could be put out of ministerial hands and could be upon the advice of the Commissioner which would in effect be in the advice of Council, then for the first time in Yukon's history also the people at this Table would be having a say in what would be the optimum use in their minds and the people's minds of the land in the Yukon Territory and perhaps, Mr. Speaker, this could hasten the day also when the resources and the land of the Yukon Territory which is presently held in trust by the Federal Government, will be turned over to the people of the Yukon Territory for the benefit of all Yukoners.

Mr. Speaker: Councillor Stutter?

Mr. Stutter: Mr. Speaker, in seconding this motion it certainly isn't my intention to stop the mining industry, in fact, if it weren't for the mining industry the Yukon wouldn't be the way we know it today. It was mining in the first place that started the rush to the Klondike and I think that it was the spark that led to the continued growth of the Yukon. Mining is our most important industry at the moment, but tourism is our second industry and it is increasing at a rate far greater than mining. The trend all across Canada has been, in fact, all across this continent, has been for an increasing awareness of recreation facilities being provided. People are working less hours now; they have more time for recreation and I think the Yukon's part in the future is going to be more in the area of being a recreation area. I think now that the Kluane area has been set aside as a park, that the future of the Yukon as a recreation area is virtually assured. But if we look at the Mining Act, the Quartz Mining Act and even Bill C-187, I went through some of the clauses of it last night and it doesn't even seem much protection in Bill C-187. It does seem that this motion now as it goes to Ottawa, and I truly hope that all Members will support this motion, that there could very well be some changes brought to section 13 and 14 of the Quartz Mining Act, so that such areas as the one that Mr. Lammers has, and the only reason I mention Mr. Lammers is because his particular case has brought this thing to light. What happens in his specific case will be decided no doubt by other means, but we must make corrections to see that this sort of thing doesn't continue to happen. More and more emphasis will be put on the recreation areas of the Yukon and we must protect this by some change to the Quartz Mining Act, or if Bill C-187 is brought in again, there must be clauses in there to ensure that such areas be set aside and protected from staking and mining activity. I would urge, Mr. Speaker, that all Members support this motion.

Mr. Speaker: Is there any further discussion on this motion? Are you prepared for the question?

Mr. Taylor: Mr. Speaker, I have some comments on this particular matter. I was waiting for the Honourable Member from Whitehorse East to speak, but he says he is going to speak last so I guess we can't do anything about that. However, Mr. Speaker, the Yukon Quartz Mining Act is an Act of Parliament, which at the moment does not permit any ministerial discretion. It has offered the people of the Yukon, since the gold rush era, the protection of the Act and the protection

Mr. Taylor continues...

of parliament to the people of the Yukon in respect of the exploration *MOTION #2* for the production of minerals in the Yukon Territory. We have more recently, I have been involved in this thing since 1952 in order to retain that control in the hands of the parliament of the Yukon, thereby in the people, rather than in the Minister and his Department's control, to suggest that as this motion would that the Minister may designate specific areas of the Yukon as wilderness or recreation areas and make regulations prohibiting mining exploration activities in these areas. It is not conducive to, at least in my train of thought and thinking in respect of the Yukon Quartz Mining Act, because it would mean if this were ever enacted that indeed the Act would be opened up for ministerial control which is something we have found repugnant in the Yukon in the past and will find repugnant in the future. Also you will note when the Bill of the new Yukon Mining Act or Minerals Act was presented to Parliament sometime ago, it was withdrawn under heavy protest from industry and the like and for the purpose basically because it involved too much ministerial control. Now the question arose over a discussion with Mr. John Lammers over a dispute he has between his company and a mining company. I note that this matter had no business coming before this House, as a matter again between two companies. As I stated, I had much sympathy with what Mr. Lammers had to say. We have not heard from the other party involved which is I'm told a foreign controlled mining company; but I think that before we make any decision, if indeed we were forced to make a decision, we should have heard from the other side. I don't think that we should approve this motion until we look deeper into the question of wilderness areas, what they mean. The Federal Government possibly can compose wilderness areas under the Territorial Lands Act, maybe that is the place they should be looked into for such amendments; but to suggest to me that on the basis of information available to us that we open up the Yukon Quartz Mining Act, I can certainly not agree with the motion.

Mr. Speaker: Councillor Tanner?

Mr. Tanner: Mr. Speaker, it is my intention to support this motion. It is the only way that I can see Council can do what I think the majority of the Yukoners want and they want this type of area set aside for this purpose. In some ways I do believe that it is unfortunate that Mr. Lammers presented his philosophy and confused it with his particular problem. Because he has a problem. Council didn't deny that, the fact is I believe when Mr. Lammers was giving his evidence in front of Council, he has something which he believes in but he is using his particular case to forward this particular circumstance to forward his case. I think that in that respect the Honourable Member from Watson Lake is correct. But I don't think in spite of that that we shouldn't try to in any manner that we have available to us, to try to change the situation and recognize that fact that this country is going to be used more and more for this type of an enterprise. I am sorry to hear the Member from Watson Lake say that he isn't going to support the motion because I think it would have more strength, more validity if it had the unanimous consent of Council. I, Mr. Speaker, will support the motion.

Mr. Speaker: Councillor Chamberlist?

Mr. Chamberlist: Mr. Speaker, here we have before us today, a motion that detects clearly a problem that has developed and can develop even more over the next few years as a result of the increased interests that people from other parts of Canada are having in the wilderness areas of the Yukon. I am going to make my position clear very early in my speaking on this motion. I intend to support this motion simply and clearly because of the fact that we must recognize that although the mining industry is a very important industry for the economy of the Yukon, we cannot close our eyes to any other industries which are equally important to the progress of the Yukon. The tourist industry has been expanded continuously by the Government and it can be seen how financially Members of this

MOTION #27

Mr. Chamberlist continues...

Council have over the past number of years supported the expansion of the tourist industry by continually increasing the budget in that particular department. It must be, therefore, obvious, Mr. Speaker, to all Members that we cannot firstly come before Council and ask Council to vote extra funds to proliferate and expand a particular industry and then oppose any move to strengthen that industry. I think it is a responsibility of all Members of Council to recognize this basic point. I made myself clear during discussion in Committee of the Whole as to Mr. Lammers' position but I am not looking at this motion in a personal position of Mr. Lammers. But indeed, as a result of what he had to say, the illustration being the damage that can be done to small operators such as himself, who really in actual fact is just the little guy and who must be helped because he is just that little guy. I think it is necessary for us to show our support by saying to the Federal Government, who have the power to make changes to cover the particular illustrations that have been shown to us, to ask them to amend where necessary any point of legislation that affects the livelihood and the future of the people in the Yukon and indeed the Yukon itself. Mr. Speaker, the motion is quite clear. I have some doubt as to whether to accept the word "forthwith", but I am satisfied that the intent is to ask for the Government of Canada to make certain changes. We know full well that the changes to the Yukon Quartz Mining Act were commenced when an alternate Bill to replace that the Yukon Minerals Act was withdrawn, but I am sure that now that we have made further reference by the passage of this motion that the Federal Government will once more recognize the fact that the Yukon Legislative Council supports in faith the need for changes of the Yukon Quartz Mining Act. I will support the motion, Mr. Speaker.

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

MOTION CARRIED.

*MOTION
CARRIED*

Mr. Speaker: Motion 28. It was moved by Councillor Chamberlist, seconded by Councillor Watson that this Council respectfully request the Honourable Jean Chrétien, Minister of Indian Affairs and Northern Development to seek an amendment to section 9 of the Yukon Act increasing the number of Members elected to represent electoral districts in the Yukon Territory from seven to eleven, and that the electoral districts to be represented by such Members be judicially apportioned, and that the number of elected Members of this Council to be nominated by it to the Executive Committee, be increased to three. Councillor Chamberlist are you prepared to proceed with this motion at this time?

MOTION #28

Mr. Chamberlist: Yes, Mr. Speaker. Mr. Speaker, this Council and many Councils before it and indeed Territorial Councils going back to the Yukon's original inception, have always sought to find for themselves and obtained by proper procedures via the Government of Canada, methods of bringing to the Yukon greater responsibilities for the people of the Yukon and certainly greater responsibilities for those people who are elected to serve the Yukon. I think that it would be somewhat academic at times to continually repeat the same arguments that have been put up in relation to constitutional reform for the Yukon. It is not my intention, Mr. Speaker, to repeat many of those areas that have been discussed very often and very loud and very aggressively by Members of this Council who sit today, and when we have sat in previous Councils. But needless to say, that we have asked over the years for an expansion of the Territorial Council to fifteen Members and we have found in the past that the Federal Government whatever its political affiliations, has denied those requests and in fact not taken note of it because of the obvious areas of where the department heads themselves have been reluctant to support the expansion of the Yukon Territorial Legislative Assembly. But we are bringing forward, Mr. Speaker, this motion having come to a reasonable compromise. A compromise that recognizes certain aspects of objections that the Federal Government have raised from time to time. In amongst those objections have been the suggestions that an increase of fifteen is too much at this time and that we should go in an easier stage. In asking for the expansion, Mr. Speaker, to eleven, we are meeting halfway our previous motion and instead of asking of course, for an increase of eight Members we now only for an increase of four Members. This is a very very reasonable request and I'm sure it will be given very very close consideration and I hope very early approval. We have also asked, Mr. Speaker, that the electoral district be judicially apportioned. This, Mr. Speaker, is the only reasonable way that this can be done so that we in this Council Chamber, are not placed in the position of being accused any time of apportioning electoral districts to satisfy our individual needs. We have also gone to a third point, to the fact that with an increase to eleven there comes a time for an increase to the Executive Committee to three. It is my hope that in the not too distant future, the office of Commissioner will end. Not because of the person we have as Commissioner today, who is one of the best Commissioners that the Government of the Yukon Territory has ever had available at its disposal, and one of the best men I would say, who has been able to recognize, because of the fact that he has sat around this Table, the frustrations, the political life of the Yukon. And by so doing, is able to support wherever possible, this type of request in his capacity as Commissioner to the Government of Canada. Mr. Speaker, the time I hope will come forward, when all Members of the Executive Committee will be those that have been elected to the Legislative Assembly of the Yukon Territorial Council. Mr. Speaker, in asking for a unanimous approval of this motion, I ask this because it is essential that in submitting a motion of this description for the Federal Government to take cognizance of and for

MOTION #28

Mr. Chamberlist continues...

the Minister of Indian Affairs and Northern Development to ask him for his help and take notice of it as well, that we have absolute unanimity. I think, Mr. Speaker, that finally I can only ask that all Members of Council set aside their different individual thinking in regard to matters in this House and support absolutely, the motion as it is written, so that the Federal Government can see quite clearly that on the basis of constitutional reform and steps towards responsible government for the people of the Yukon, we who sit in this Chamber are unanimous. Thank you, Mr. Speaker.

Mr. Speaker: Councillor Watson?

Mrs. Watson: Mr. Speaker, I am seconding this motion because I feel it is time that we recognize that the Yukon's development is changing and the pattern settlement has varied. There are diversified needs for different areas and this has not been taken into consideration in the past few years. It is necessary that all of these different areas be represented in this Chamber. I would urge that an impartial body be set up to assess the needs of the different areas of the Territory and to increase the membership of the areas represented in this Chamber to eleven.

Mr. Speaker: Councillor Stutter?

Mr. Stutter: Mr. Speaker, I'm going to support this motion. In 1970 when I was running for election to this Council, I didn't run on party lines. I gave as my main reason not running on party lines, that I felt that the number of seven was all too few in Council to permit a successful party policy going on within Territorial Council. Whether we like it or not, and I'm saying either way at the moment, party politics are here and I think that we must at this point have an increase at least to nine, and it has been suggested eleven and I will support that also. I feel that one of the main reasons why I supported the recent vote of non-confidence was for the fact that I just stated, that with only seven I find that party politics within the Council is not working. It will work, I'm sure of that, it will work with the advent of a few more Members around the Table. This is one of the main reasons why I have every intention of supporting this motion.

Mr. Speaker: Councillor Taylor?

Mr. Taylor: Mr. Speaker on that score I think that the experiment of bringing party politics to this Table has obviously failed and failed miserably as well. I have run as independent candidate and declare today that I am independent in my dealings in this House from any political party. It has been suggested by at least one Member, that we should put aside our individual thinking in this matter in this regard, well I don't put aside my individual thinking, Mr. Speaker. I have had a motion in this House on several occasions and more recently, at this Session, Motion No. 15, that read, "In the opinion of Council, the Administration give consideration to recommending an amendment to the Yukon Act, increasing the membership of the Yukon Legislative Council from seven to nine members, by creating an electoral district which will include Carmacks, Faro, Ross River, and an additional electoral district for Whitehorse." The reasons I have stated many times in this House and I do not have to restate them to any length, other than to say that those people need on site representation and have needed on site representation for some time. More particularly with the advent of Faro. The population in the Whitehorse area has increased as is evident by the development of Porter Creek and in around the immediate environs of Whitehorse and so certainly we do need additional Members at the Table. Now this motion, Motion No. 28, suggests that we should move from seven to eleven Members. I don't agree that we should move from seven to eleven Members. I feel that to move to two Members, as I have suggested would give us roughly

Mr. Taylor continues...

one representative per 2,000 to 2,500 people in this Territory at this Table. I think that that is sufficient at this point of time. I feel then, as the population of the Territory increases that we should accordingly base on roughly those figures by two's increase the size of Membership to this Legislative Council, which I hope by then will become a Legislative Assembly. To do so now, to increase by four more Members I think would make us pretty top heavy as far as the legislature is concerned and I think that we must also bear in mind that the people of the Yukon, the 18,000 or whatever the figure might be today, are already over-governed as is evident by the very very rapid proliferation of the Government of the Yukon Territory. The proposal then in this Motion No. 28, it is much similar to mine, the exception of the addition of the two Members in that respect, from nine instead of eleven. It subverts my motion which is still sitting awaiting consideration or waiting to be left in Committee or to die there. The proposals I have proposed for several years, and it is a pity to see them go down the drain and the only way I can maintain it, is to vote for this motion even though I disagree, at least with one part of the motion. I hope and trust that the comment that I make in this regard will be noted by those in Ottawa who may choose to favour the recommendations contained in Motion No. 28. I think that if there is judicially redistribution that this judicially redistribution, Mr. Speaker, must take into account population distributions in the Yukon, it must take into account the ease of representation and it must take into account the transportation and communication factors and so forth. I would certainly agree that this is the way it should be done. The next section in the motion, it is a two part motion, deals with the increase in the Executive Committee from two to three Members appointed by the Council. I pointed out, as I pointed out on Monday, and I still feel strongly that we already have two too many on this so-called nonentity Executive Committee. However, it may be that if we have an increase to three Members, that two things would happen. Firstly, that this would be only after a new, and I'm hopeful, an early election. And two, that the Administration would not need their representation on this Executive Committee. In other words, the Administration's representation would be decreased from its current three to two, to one, to none. And indeed, the Executive Committee, if it is to be called this, would then be given authority, clear-cut authority to function under the Yukon Act. And so, as I say, my motion has been subverted; it has been stated that this motion must go through with the full unanimity of the House in order to give it any weight at all, and so for those reasons stated I will support the motion.

MOTION #28

Mr. Speaker: Councillor McKinnon?

Mr. McKinnon: Mr. Speaker, as a Member at this Table who has fought long and hard for the principles of a responsible government and for constitutional reform of the Yukon, I will be supporting the Motion No. 28. Following the first year the Executive Committee Government, Mr. Speaker, I was almost at a point where I was about to change my way of thinking and start petitioning the Federal Government to return to a system of colonialism and internal dictatorship to the Yukon Territory because of the way the Government of the Yukon Territory was operating. I sat down one evening and very objectively and analytically took apart the Executive Committee and came to the conclusion that the reason that it was such an abomination was the abominable people sitting in those positions on the Executive Committee. It wasn't the system, Mr. Speaker, which can work and which has proven to work in different areas of democracy everywhere, but it was the people in those positions of power that were having no ability whatsoever to handle the power that they found themselves thrust into. So, Mr. Speaker, we will continue on our road to constitutional development in the Yukon Territory in spite of the disappointments that have been brought to the people of the Yukon Territory and to the Government of the Yukon Territory through the advent of the Executive Committee

MOTION #28

Mr. McKinnon continues...
system, because Mr. Speaker another hopeful aspect of this motion that perhaps if it is accepted in unanimity by this House and is passed, the Federal Government will see fit to add those two Members to the Yukon Legislative Council just as quickly as possible and perhaps there can be an early change in the balance of power from the amount of Members to the Yukon Territory and the people in the system will change and hopefully good government will once again come to the people of the Yukon Territory, Mr. Speaker. One thing that I think, I wish that we were going further at this time. Motions that have been passed by the Yukon Legislative Council have, of course, called for many things over and above what is contained in Motion No. 28. I think we are falling into a very very dangerous pattern as we treat the budget year after year and I have noticed that Members of the Executive Committee and Members of the Government stating over and over again during debate, that we have to this, and we have to listen to the Federal authority in this, we have to do this because the Federal authority says this and the reason being that the \$39,000,000 Budget, the Government is accepting and an idea that the Government of Canada has been trying to pressure this Council into accepting, that we are such a deficit area and so dependent upon the resources of Canada that we have to be good little boys, we have to tow the Federal line and there is nothing that we can do. As long as they are paying the tune, they are calling the shots. Of course, we use to meet this quite successfully with the Federal Government by saying look it you guys are trying to make an argument with us why don't you just give us one of our resources. I'll just name off water; you just give us our water resources, nothing else, you can hold on to the mineral resources, the timber resources in the Yukon Territory, and then see within twenty years or so whether we are still deficit area or whether we're not the richest per capita area in the western world and, of course, the back trapping which would come about, it was just immediate and obvious. The Government of Canada knows full well that we are, if we were to obtain full responsibility status, if we were to become a province, that we would be without a doubt, the richest per capita province and the richest per capita area of anywhere in the world, Mr. Speaker, and that is the reason they are jealously guarding the resources of the Yukon Territory. And I think it is time now that we have made the step on the first road to responsible government, now that we do have a quasi-cabinet type of system working not very effectively, but working, and as we continue down the road to responsible government and pull for actual status that we have to make, making the point immediately and maybe over and over and over again just as loudly and clearly as possible, that the resources of the Yukon Territory belong in priority and a prior right of those resources are the people of the Yukon Territory and to deny this, the Federal Government is changing the rules of Federalism in mid stream. They are not going to allow the Yukon to develop with the resource control of the area under the jurisdiction of the people of the Yukon Territory. As I said, we fought one great fight in changing the thinking of the Federal Government that the people of the Yukon Territory were eventually going to govern their own affairs and were going to do anything to ensure that they were given the same democratic life and principles of other Canadians. Now, Mr. Speaker, it is time that we went further and it is time that motions started coming before this House demanding and stating that the resources of the Yukon Territory, it is coming to that point where they are turned over to the people of the Yukon Territory for the benefit primarily, as in the provinces, of those people who choose to live and work in the Yukon Territory. Mr. Speaker, as I said I will support Motion No. 28 as I have always been a strong proponent bringing democratic institution to the Yukon Territory and anything I can do to further the day when we are a fully responsible body, I will be in agreement with. As I say I don't think the motion goes far enough and I think that we have to begin looking towards resource control in the very near future because it is the only way that we are ever going to be

Mr. McKinnon continues...

in the ability of saying that we do fully govern ourselves and govern the people of the Yukon Territory. Thank you, Mr. Speaker. MOTION #28

Mr. Speaker: Councillor Tanner?

Mr. Tanner: Mr. Speaker, I think that this, at this time, with things as they now appear in Ottawa, will probably be the most important or one of the most important motions that this House has ever passed. I say it is going to pass, I hope to Members will vote for it irrespective of their individual or independent, particular feeling. Mr. Speaker, I see that this is the second major step in self-government in the Yukon. I think it's a constitutional step which has got to be taken before the economic step, the economic progress is going to be realized. I don't think anybody will argue with the Honourable Member from Whitehorse West when he says that the resources of the Yukon belong to Yukon. But until that time that we can prove to the Federal Government that we are responsible in governing ourselves, I don't think the resources of the Yukon will be turned over or will be given back to the people they belong to. This, Mr. Speaker, is the right time to enlarge Council and it is certainly as it has been proven here over the past eighteen months, is the definite time that we should enlarge the Executive Committee. One of the problems that the public had with the present Executive Committee as it is presently set up, is that they just can't believe that two elected Members can very much influence with five Members, three of whom are appointed. I personally believe they are having a great deal of influence, however, we need that third Member for the assurance in the public mind that, that is what is happening. Eventually, I think all Members agree, that we would like to see this Council with fifteen Members at least. And I think that, that time might arrive more quickly than many members of the public, Mr. Speaker, and Members of this House appreciate. Because I personally believe, in the next five to ten years, Mr. Speaker, there is going to be an extremely rapid increase in the population of the Yukon and if we put the structures into existence now, they will be properly represented when they get here and choose the Yukon. There is one more important fact that this increase in Council, which no Member has mentioned, and I think is extremely important. Sitting in this Council right now there is not one Member of the original inhabitants of this Territory. There is not an Indian sitting on this Council. They, Mr. Speaker, are a large portion of the population of the this Territory. I think this is one very obvious method if you enlarge Council and bring the areas of representation down to a smaller level, that you will see Indians being elected when they rightfully belong in the Government of the Yukon Territory. That is a personal feeling, Mr. Speaker, and I am sure that the Federal Government would see fit to institute our recommendation here that, that will come about. Mr. Speaker, I am most pleased to support this motion.

Mr. Chamberlist: Mr. Speaker, in closing this debate on the motion I once again will reiterate that I have no intention of again going over the various constitution issues of supporting reasons for the Yukon coming into itself with a responsible government. I think the Honourable Member from Whitehorse West will agree that we have never disagreed on that particular issue and both he and I have expressed ourselves in almost identical manner when appearing before Standing Committees of the Department of Indian Affairs and Northern Development. Nor am I intending to counter-attack on the suggestions that have been made by two Members of this House with reference to the conduct of the Executive Committee Members who have fulfilled the functions under very very difficult strenuous circumstances at times. But what I do say is this, and what gives me much pleasure is to see that the Honourable Members who have indicated their different views and in some areas, views that object to certain aspects of the motion because they do not go far enough, have notwithstanding indicated that they will support the motion and I am pleased that I accept from them that they do support the principle behind the motion. And that is

Mr. Chamberlist continues...

to expand the Yukon Legislative Council and by so doing further expanding the Executive Committee and taking another great big step forward into the realm of responsible government for the Yukon. Mr. Speaker, it is just pleasing to note that basically Members of this Territorial Council can agree on the important points that come from time to time. And this, Mr. Speaker, from my mind, this time is the most important motion that we have had since this Council has been elected. I will appreciate the fact that everybody has shown their intention of supporting the motion.

Mr. Speaker: Are you prepared for the question?

Mr. Taylor: Just on one point of order, Mr. Speaker, I believe the most important motion ever received since this Council elected was the one presented on Monday respecting dissolution.

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

MOTION
CARRIED

MOTION CARRIED.

MOTION #29

Mr. Speaker: Motion No. 29. It was moved by Councillor Taylor, seconded by Councillor Stutter that it is the opinion of Council that the Canadian Broadcasting Corporation be requested to provide Telesat ground receiving stations and television transmission facilities at the Yukon Communities of Teslin, Ross River, Beaver Creek, Destruction Bay, Haines Junction, Carmacks, Pelly Crossing, Old Crow, Mayo, Keno, and Carcross. Are you prepared for the question? Are you agreed? I declare the motion carried.

MOTION
CARRIED

MOTION CARRIED.

MOTION #30

Mr. Speaker: Motion No. 30. It was moved by Councillor Taylor, seconded by Councillor Stutter that Mr. Speaker instruct the Sergeant-at-Arms to undertake an inventory which will include the Mace, the furniture and fittings of this House.

Mr. Taylor: Order, Mr. Speaker, I believe I have the opportunity of speaking on my motion. The Chamberlist railroad seems to be back in motion again, Mr. Speaker, but however I would like to point out that the matter is not as frivolous as some Members may think. We have now a Mace which requires that we have a Sergeant-at-Arms in this House. Rather than leave this Session with the suggestion, which I have made on several occasions is that we have an inventory. I think that we would do this by motion. It is noted in our rules, Rule No. 71, that the Sergeant-at-Arms is responsible for the safe-keeping of the Mace and the furniture and the fittings of Council. I think that we owe it, not only to the Sergeant-at-Arms now, but to this House, to determine what he is responsible for. The only way that this can be done, Mr. Speaker, is to take an inventory of our green chairs, our pictures, our Mace, the chairs, and segregate from those furnishings belonging to the House and those which belong to the people and those which belong to the Government of the Yukon Territory, and this is what this motion asks and I would ask for full support.

Mr. Speaker: Are you prepared for the question? Agreed? I declare the motion carried and I will so instruct the Sergeant-at-Arms.

MOTION
CARRIED

MOTION CARRIED.

Mr. Speaker: We now come to the Question Period. Mr. Clerk will you see if the Commissioner is available. We will now have a short recess.

RECESS

RECESS.

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

Mr. Taylor: Yes. Mr. Speaker, I am wondering if Mr. Commissioner, having returned from Ottawa, could give us any information relevant to the Fisheries Agreement? *QUESTION RE
FISHERIES
AGREEMENT*

Mr. Commissioner: Mr. Speaker, I'm afraid that the answer is in the negative. The routine, in connection with the agreement, is the same as with the transfer of other Federal responsibilities to the Territorial Government. The two ministers involved have signed the necessary submission, as to the Governor-in-Council, and at a time which is appropriate to the Governor-in-Council, the necessary documentation will be coming to the Territorial Government. Beyond that point, Mr. Speaker, there is just nothing that any one of us can do to change this routine.

Mr. Speaker: Councillor Tanner.

Mr. Tanner: Mr. Speaker, I wonder whether the Commissioner could give us any, since he has just come back from Ottawa, information at all.

Mr. Commissioner: On what, Mr. Speaker?

Mr. Tanner: Mr. Speaker, perhaps the weather in Ottawa, or something like that.

Mr. Taylor: Mr. Speaker, some days ago, in the Committee of the Whole, it was pointed out that there was a new airstrip development policy being formulated, an ABC type policy. I am wondering if the Administration, in the form of Mr. Commissioner, could indicate today, when this will be released to Members of Council. *QUESTION RE
AIRSTRIP
DEVELOPMENT*

Mr. Commissioner: Mr. Speaker, just as soon as we can get the concurrence of the Ministry of Transport and the Department of Indian Affairs and Northern Development to the proposals that we have made. We are quite encouraged with the initial reaction to it. It will be distributed to Members, whether Council is in Session or whether it is not, Mr. Speaker, just as quickly as we can get the three parties involved to concur with our recommendations.

Mr. Stutter: Mr. Speaker, I have a question for the Commissioner. During early February, in discussion of Sessional Paper No. 4, which is regarding Workmen's Compensation, I think that the Teamsters' Union had requested a meeting with Council, and also, had offered to present a brief. Could anything further be indicated on this matter, at this point? *QUESTION RE
SESSIONAL
PAPER #4*

Mr. Commissioner: Yes, Mr. Speaker, we have to go back just a little bit in the funding of Workmen's Compensation, in order to properly answer the Honourable Member's question. It has been the expressed desire of this House for some years, that before any further benefits are made available, under the Workmen's Compensation Ordinance, that the Territorial Government must be prepared to satisfy this House that indeed, Y.T.G. cannot fund the Workmen's Compensation operation, as goes on in other provinces. In other words, we feel, and the House feels, and the Administration supports them fully, that the situation where the employers are forced into a market, in which I believe there is only one carrier available, at the present time, is a totally unfair situation. Now, we have in the process of bringing this about, I think that Members are aware that we brought the administrative arm of the Yukon Territorial Workmen's Compensation fund to Whitehorse approximately a year, or maybe a little bit better, I don't know. The one remaining thing is the establishment of a Workmen's Compensation Fund, and the necessary legislative changes that will be ... we need the concurrence of the Council so that we can fund Workmen's Compensation here in the Yukon Territory as a publicly controlled item, in a manner that is similar to what is done in other provinces. We have made good progress on this, Mr. Speaker.

Mr. Commissioner continues ...

QUESTION RE
SESSIONAL
PAPER #4

We have a man coming here to assist us on the finalization of the proposal, who has just recently been retired from the Government of the Province of Alberta, where he has held a senior position in this particular field. Now I know that the next question from the Honourable Member will be, well where are we going to get the money for this funding? Now, it isn't necessarily a matter of us going out and acquiring a huge block of money in order to establish the fund, it will be a necessary prerequisite to the establishment of the fund, in presenting the proposal to Council, that we have a guarantee from the Federal authorities that if, indeed, the fund should get into difficulty, in its early years, that the Federal Government will back up our money requirements, at that time. So effectively, Mr. Speaker, two things are left to be done. Firstly, to put together the administrative machinery, and the requirement to formulate the necessary legislative changes. Secondly, to be assured of funding back up, and then the package comes forward to the Territorial Council. That is exactly where we stand on this matter.

Mr. Tanner: Mr. Speaker, supplementary to the last question, and the very full answer that was received from the Commissioner, could the Commissioner give some indication to this House, whether the necessary legislative functions will be presented at the next Session of Council?

Mr. Commissioner: Mr. Speaker, I think that we are backed off into a corner in this matter. That we either must be prepared to come forward to Council with the package, as I have already indicated it to you, ready to seek Council's assent to put into operation, or then we must be forced to come forward with proposed changes to the level of benefit, but leaving the funding of the benefit to the private enterprise field; in which the employers will be required to deal with the one carrier that is available to them. That is precisely the position that we are in.

Mr. Taylor: Supplementary to that, Mr. Speaker, I am wondering if I might ask Mr. Commissioner then, if it appears that at the next Session we may be dealing with this matter? Would the Commissioner indicate when that next Session may be?

Mr. Commissioner: Mr. Speaker, not being able to forecast the future any better than the Honourable Members are able to, I would decline comment on that point, at this time.

Mr. Speaker: Are there any further questions?

QUESTION RE
YUKON LANDS

Mr. McKinnon: Mr. Speaker, I wonder if I could ask Mr. Commissioner, whether he has ever discussed with his Minister the setting aside of Yukon lands for recreational and wilderness purposes; from which, mining, exploration, and staking would be excluded.

Mr. Commissioner: Mr. Speaker, this was the gist of the conversations, in the early stages, of getting the land set aside as a National Park. It was pointed out to us, and there is another Honourable Member here at the Table, who is much more capable than I am of explaining the constitutional and the legal problems involved here. But, the way the laws of Canada are written at the present time, can only be accomplished by amendments to the National Parks Act. In other words, there is no halfway measure. I think that the Honourable Member's question is, is there a halfway measure between land being set aside for a National Park and simply land being set aside for a game sanctuary? I believe that that is his question. As I say, the replies that we have had from the Minister and the Federal Departments involved are in the negative, as the laws of Canada stand at this time.

QUESTION RE
PENSION FUNDS

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner one other question. I believe that it was either at the last Session of Council, or perhaps it could have been the prior Council, in which the motion was passed, asking that the Administration look into the availability of setting up some sort of pension fund for Councillors, who

Mr. McKinnon continues ...

have served so many terms at the Table. I was wondering, Mr. Speaker, *QUESTION RE PENSION FUNDS* if there were going to be any changes at the next Territorial election. We should look after some Honourable Members ... several at this Table have contributed many years of service to this House. I am wondering whether or not the Administration has looked into this motion of Council.

Mr. Commissioner: Mr. Speaker, we try to deal with things in the order of priority, and this one hasn't arrived on the priority list yet.

Mr. Tanner: Well, Mr. Speaker, while I can understand that the Commissioner was saying that this doesn't have a great deal of priority, and some Members will probably disagree with this, has the Commissioner looked at the same area with regard to Commissioners?

Mr. Commissioner: Mr. Speaker, it is very highly questionable that any Commissioner would ever stay long enough in this job to acquire pension rights to be of any particular value to this. I would suggest that anyone who holds this job, should have those kind of arrangements made before he comes into the position.

Mr. Taylor: Mr. Speaker, I feel obliged to ask my daily question. When will the information be coming to Members of Council, respecting the L.I.D. budgets, and also, respecting the settlement budget allotments, as requested many days ago in this House? *QUESTION RE L.I.D. BUDGETS*

Mr. Commissioner: Well, Mr. Speaker, I would have to defer to the for that, I'm sorry ...

Mr. Taylor: Well, supplementary, Mr. Speaker, I am wondering then if in view of the fact that we are just about tidied up here, if this information could be forwarded to Members by mail?

Mr. Commissioner; Mr. Speaker, there is no reason why this cannot be done. I am not too sure just what the routine is with regard to the L.I.D. budgets; I know at the time that the question was asked by the Honourable Member that there was some question as to the priority of this particular situation, but if indeed, this information is available to us, there is no reason why the Councillors would not get it.

Mr. Chamberlist: Mr. Speaker, I wonder if the Honourable Member from Whitehorse West would indicate how much Council should vote for a pension for Councillor Taylor?

Mr. Speaker: Order. Are there any further questions? We wish to thank the Commissioner for his attendance. As there are no Private Bills and Orders we come to Public Bills and Orders.

Mr. Chamberlist: Mr. Speaker, I move, seconded by Councillor Watson, that Third Reading be given to Bill No. 20, the Ordinance entitled An Ordinance Respecting Lands In The Yukon Territory. *BILL NO. 20 THIRD READING*

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane, that Third Reading be given at this time to Bill No. 20, an Ordinance entitled An Ordinance Respecting Lands In The Yukon Territory.

Mr. Taylor: Mr. Speaker, I would just like to rise at Third Reading, and state that I disagree with the motion to move Third Reading to this Bill. There has been no evidence shown here of any delineated policy, in respect of land disposal; we have been told that a policy is now being formulated. It is my frank opinion that this matter be left until the next Session of Council, and considered in light of the new policy now under compilation. I disagree very, very strongly with the passage of this Bill, at this time.

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

Mr. Speaker continues ...

MOTION
CARRIED

the motion carried.

MOTION CARRIED

Mr. Speaker: Are you prepared to adopt the title to Bill No. 20?

BILL #20
TITLE
ADOPTED

Mr. Chamberlist: Yes, Mr. Speaker, I move, seconded by Councillor Watson, that the title to Bill No. 20 be an Ordinance entitled An Ordinance Respecting Lands In The Yukon Territory, be adopted as written.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane that the title to Bill No. 20, an Ordinance entitled An Ordinance Respecting Lands In The Yukon Territory be adopted as written. Are you prepared for the question? Agreed? I declare the motion carried, and that Bill No. 20 has passed this House.

MOTION
CARRIED

MOTION CARRIED

BILL #28
THIRD
READING

Mr. Chamberlist: Mr. Speaker, I move, seconded by Councillor Watson, that Bill No. 28, An Ordinance entitled the Second Appropriation Ordinance 1972-73 be given Third Reading at this time.

Mr. Speaker: It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane, that Bill No. 28, an Ordinance entitled the Second Appropriation Ordinance 1972-73 be given Third Reading at this time. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: Are you prepared to adopt the title to Bill No. 28?

BILL #28
TITLE
ADOPTED

Mr. Chamberlist: Yes, Mr. Speaker, I move, seconded by Councillor Watson, that the title to Bill No. 28, an Ordinance entitled Second Appropriation Ordinance 1972-73 be given Third Reading, I mean be adopted at this time. Could I say that again, just in case there is any technical error, which might be objected to. Mr. Speaker, I move, seconded by Councillor Watson, that the title to Bill No. 28, an Ordinance entitled Second Appropriation Ordinance 1972-73 be adopted as written.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane, that the title to Bill No. 28, an Ordinance entitled Second Appropriation Ordinance 1972-73 be adopted as written. Are you prepared for the question? Agreed? I declare the motion carried, and that Bill No. 28 has passed this House.

MOTION
CARRIED

MOTION CARRIED

BILL #29
THIRD
READING

Mr. Chamberlist; Mr. Speaker, I move, seconded by Councillor Watson, that Bill No. 29, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The Village Of Faro For Various Purposes be given Third Reading at this time.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane, that Bill No. 29, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The Village Of Faro For Various Purposes be given Third Reading at this time. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: Are you prepared to adopt the title to Bill No. 29?

Mr. Chamberlist: Yes, Mr. Speaker, I move, seconded by Councillor Watson, that the title Bill No. 29, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The Village Of Faro For Various Purposes be adopted as written.

BILL #29
TITLE
ADOPTED

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane, that the title to Bill No. 29, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The Village Of Faro For Various Purposes be adopted as written. Are you prepared for the question? Agreed? I declare the motion carried, and that Bill No. 29 has passed this House.

MOTION CARRIED

MOTION
CARRIED

Mr. Chamberlist: Mr. Speaker, I move, seconded by Councillor Watson, that Bill No. 30, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The City Of Dawson For Repairs To Centennial Hall be given Third Reading at this time.

BILL #30
THIRD
READING

Mr. Speaker; It has been moved by the Honourable Member from Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane, that Bill No. 30, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The City Of Dawson For Repairs To Centennial Hall be given Third Reading at this time. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

MOTION
CARRIED

Mr. Speaker: Are you prepared to adopt the title to Bill No. 30?

Mr. Chamberlist: Yes, Mr. Speaker, I move, seconded by Councillor Watson, that the title to Bill No. 30, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The City Of Dawson For Repairs To Centennial Hall be adopted as written.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane, that the title to Bill No. 30, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The City Of Dawson For Repairs To Centennial Hall be adopted as written. Are you prepared for the question? Agreed? I declare the motion carried, and that Bill No. 30 has passed this House.

BILL #30
TITLE
ADOPTED

MOTION CARRIED

MOTION
CARRIED

Mr. Chamberlist: Mr. Speaker, I move, seconded by Councillor Watson, that Bill No. 31, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The City Of Whitehorse For Local Improvements be given Third Reading at this time.

BILL #31
THIRD READING

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane, that Bill No. 31, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The City Of Whitehorse For Local Improvements be given Third Reading at this time. Are you prepared for the question? Agreed? I declare the motion carried.

MOTION CARRIED

MOTION
CARRIED

Mr. Speaker: Are you prepared to adopt the title to Bill No. 31?

Mr. Chamberlist: Yes, Mr. Speaker, I move, seconded by Councillor Watson, that the title to Bill No. 31, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The City Of Whitehorse For Local Improvements be adopted as written.

Mr. Speaker: It has been moved by the Honourable Member for Whitehorse East, seconded by the Honourable Member for Carmacks-Kluane,

Mr. Speaker continues ...

BILL #31
TITLE
ADOPTED

that the title to Bill No. 31, an Ordinance entitled An Ordinance To Authorize The Commissioner To Lend Money To The City Of Whitehorse For Local Improvements be adopted as written. Are you prepared for the question? Agreed? I declare the motion carried, and that Bill No. 31 has passed this House.

MOTION
CARRIED

MOTION CARRIED

Mr. Speaker: The House will now stand in recess until two o'clock this afternoon.

RECESS

RECESS

Mr. Speaker: The House will now come to order. May I have your further pleasure?

Mr. Taylor: Mr. Speaker, in respect of Committee, I can report that all work before Committee has now been concluded.

Mr. Speaker: You have heard the report from the Chairman of Committee. Are we agreed? As there is no further business before the House, we will now have the Members' replies to the Commissioner's opening address. The Honourable Member from Whitehorse North.

Mr. Tanner: Mr. Speaker and fellow Councillors, in the Commissioner's opening address, he presented to Council thirty-one pieces of legislation, and this House chose to pass twenty-nine of them. In the heat of the debate, and in much of the talk that flows backwards and forwards across this Tables, there is a great deal that gets overlooked. I would like to, if I may, Mr. Speaker, in layman's language explain some of the other business that took place in this House. We passed an Ordinance called the Age Of Majority Ordinance. This House decided that we should reduce the age of majority, that we should give the vote to younger citizens of the Yukon. An Electrical Public Utilities Ordinance, the purpose of this Ordinance, Mr. Speaker, was to bring basic services, which form a monopoly in any extent at all, under the authority of the public. We passed an Employment Agencies Ordinance, Mr. Speaker, and that basically, was to protect the public against unscrupulous operators, who might take advantage of the public to further their own purposes. We passed Bill No. 8, Mr. Speaker, a Rental Purchase Housing Ordinance, in which this House chose to spend seven million five hundred thousand dollars to provide better housing for the Yukon. The Housing Corporation Ordinance, Mr. Speaker, is the way the public gets their input into the decisions made on housing in this Yukon Territory. We cast a whole series of Ordinances called the Municipal Ordinances. Mr. Speaker, if I may, I would like to come back to those later on. We passed an Ordinance called the Conflict of Laws Ordinance, which refers particularly to traffic accidents, which occur within the Yukon by people outside of the Yukon. It gave the public the opportunity to claim against any loss that might ensue from somebody from without the Yukon. We passed an important Ordinance called the Landlord and Tenant Ordinance, Mr. Speaker. This Ordinance was suggested to Council by the Consumers' Association. We passed that Ordinance to protect the tenant, and to define the role of the landlord. Mr. Speaker, another very important Ordinance that was passed by this House, was an Ordinance respecting lands in the Yukon Territory. Again, I would like to come back to that in a few minutes, Mr. Speaker. We passed Bill No. 23, an Ordinance to amend the Fire Prevention Ordinance. This is the first time Mr. Speaker, that the Yukon Legislature has tried to tax a source outside of the public themselves. I believe that it is an important attempt to enlarge our taxation base. We passed a series of three Ordinances, Mr. Speaker, authorizing the loan of money to the various municipalities, within the Yukon. I think it is interesting, Mr. Speaker, that the three new municipalities, that chose to take advantage of this loan money, that the municipality of Faro borrowed the most, four hundred and fifty thousand dollars. They have in mind to do some things for the public in Faro. They want to construct an arena; they want to purchase municipal equipment; and they want to pave some streets. I would suggest, Mr. Speaker, that the other municipalities in the Yukon take advantage of this program. There were two very important Ordinances passed by this Session of Council. And in the heat of debate, again, because of these two particular Ordinances, Mr. Speaker, many of the other things that were done have been overlooked by the public. The first one was the Municipal Ordinance. The Municipal Ordinance, Mr. Speaker, was basically objected to by the municipalities on only one very minor issue. That issue was a section of the Ordinance called section 138, 139 I beg your pardon, subsection 139(7), which says that the cities had to show their budgets to the Commissioner of the Yukon

Mr. Tanner continues ...

for perusal before they pursue them. It is my contention, Mr. Speaker, that that's no different than what happened in the past, basically they did the same thing. In the past, municipal budgets were passed by bylaw, and Third Reading of any bylaw of the old Municipal Ordinance says it has to go to the Commissioner. Virtually, it is the same thing spelt out a little more clearly. The second part of the Municipal Ordinance, which had some controversial effects, Mr. Speaker, is the Municipal Aid Ordinance. I believe, Mr. Speaker, that every Member in this House, whether formally or informally, agreed with the basic principles. The basic principle being that we make an allowance to the municipalities, and they spend it as they wish. They don't come hat in hand everytime that they want to pave a street. They don't come hat in hand everytime that they want to do a little recreation. They don't come hat in hand everytime they want to take an assessment of what the people want. They have the money to spend as they will. Various Members might argue that the dollars and cents that were plugged into that principle were not enough; that's their privilege to argue that point. But, the principle, Mr. Speaker, was correct. I would urge all the municipalities to look at the way that they finance their budgets; to take things like roads, sidewalks, and storm sewers out of their budget, their O&M budget, and put it where it belongs, in their capital budget. I would urge, Mr. Speaker, that they borrow money through the Territorial Government to finance those capital expenditures, and give the citizens of their municipalities the services today, and spread the cost of those services over twenty years, like most other municipalities, like most other provincial governments, and like the Federal Government does, Mr. Speaker. Mr. Speaker, the other controversial piece of legislation, which came in front of this Legislature, was in respect of the lands. Mr. Speaker, we now have a policy. The people of the Territory know how, and why, and wherefore they can buy land, lease land, or in any way purchase land. Mr. Speaker, nobody in this House is perfect, there might be mistakes, there might be problems with the Lands Ordinance, but, we all have got the summer to look it over, to see the effects, and move amendments in the fall. Mr. Speaker, one year and half ago I was elected to this House, and I had a platform. Three of the things which I felt were most important to my constituents and to the Yukon was a land policy, that's been presented, was Medicare, that's been presented, and a housing policy, that's been presented, seven and one half million dollars for housing, and a housing corporation, so that the public can participate. Mr. Speaker, as far as Medicare is concerned, the way that the Government presented it to the public was in error. However, I do not think that the reaction to that error is a logical outcome of the mistake that was made. I ask the public and the Members of this House to give it six months, and then turn around and criticize it, or a year, and then turn around and criticize it then. But, it was a promise that I made, and it is a promise that I have kept. Mr. Speaker, most of the people that were in this gallery last Friday, last Monday, were from my constituency. I would guess that there were two hundred or two hundred and fifty of them, and of that number of people, I would say that ninety percent came from Whitehorse North. Mr. Speaker, I want to congratulate those people for being there, and I would like to say that I would like to see them there more often. But, they weren't there, Mr. Speaker, to see this House dissolved, I don't think. They were there on an emotional issue, concerning Medicare, Mr. Speaker. I think that many of them thought that the issue that was going to be voted on on Monday morning was Medicare. I had a number of them over the weekend, the prior weekend, phone me up and say, what are you going to do on Medicare on Monday? Mr. Speaker, I respect those people for coming down here, but they are not the majority of my constituents. I voted in good conscience on Medicare. I believe in Medicare. I think that given a year, the people of the Yukon, when they have a better understanding of how it works, will be most resentful against anybody that suggests that Medicare should be taken away from them. Mr. Speaker, it's been a tormentious two months. All Members of the House have expressed their opinions well, sometimes with emotion, sometimes with logic, but I think that the time has come, Mr. Speaker, to recognize the fact of life in the Yukon. The fact of

Mr. Tanner continues ...

life in the Yukon is that there are twenty thousand of us here. We are basically ruled, rules is a sad word, but, the basic authority still rests in Ottawa, and Ottawa answers to twenty-two million Canadians. Mr. Speaker, in the context of Canada, as related to Ottawa, the Yukon doesn't rate very high. Mr. Speaker, from choice, I live in the Yukon. In the past three years, I have gone back to three other places that I lived in previously, in fact I have gone back to the home of my birth, and I chose to live in the Yukon, Mr. Speaker, and by God, I am proud of it. But, let us not lose our perspective, Mr. Speaker. Every Member of this House must do as he feels is right, must speak the way that he feels, and it is his right and prerogative to do so. So, please, Mr. Speaker, let's let it end here. If Members of this Council cannot settle their arguments in this House, let's keep it in the Yukon. Mr. Speaker, let's fight the battle at home; let's not take it outside of this Yukon Territory. Thank you, Mr. Speaker.

Mr. Speaker: The Honourable Member for Dawson City.

Mr. Stutter: Mr. Speaker, fellow Councillors, Ladies and Gentlemen: Once again a stormy Session has come to an end. We, as Members of this House, can make reports to our constituents, and try to justify our stands on the various issues. The most controversial issue, although probably not the most important, has been the Yukon Medical Health Plan, which comes into effect at midnight on Saturday; at which time, I can cross off one of the planks of my election campaign in 1970. I and other Yukon residents will not know for over a year just what price this plan will have cost. I have supported the principle of the Yukon Medical Health Scheme, and have found fault only in the rate of premiums proposed. But, in the end, it will be up to us, as people of the Yukon, to determine the cost. If the plan is abused, the cost will be high. As a member of the Financial Advisory Committee, I will be watching those costs very closely. The Yukon Council is now governed by party politics, and we have witnessed the first vote of non-confidence. Most of these facts are probably natural steps towards changes in the make-up of Council, and in the eventual self-government of the Yukon. A motion was passed today, which could take us yet another step in that direction. The personality clashes that have taken place within this House, during these past few weeks, have given rise to the Council being called many derogatory names. But, after the smoke is cleared, I am sure that some good will be evident along with the bad. This year, a record Budget, without increased taxation, has been passed. But, with this large increase, sooner or later, we will have to be prepared to pay the bill. The passage of the Electrical Public Utilities Ordinance sets down the terms, upon which electrical franchises are granted, and offers protection to the public against high rates. I am sure that my constituents will be very interested in this Bill. Amendments to the Game Ordinance, to protect the rather unique warm spring areas of Fishing Branch River, south of Old Crow. The Rental Purchase Housing Ordinance, which will provide for the construction of four hundred and sixty units, within the next five years, with a starting program this year to build twenty units in Dawson City, ten in Ross River, and ten in Haines Junction. The complete package of the Municipal Bills covering elections, municipal Aid, taxation, mediation, etc., two of these municipal Bills did not receive my support, for reasons given at the various stages during their passage, both, I feel, could have easily been amended to have received that support. The Landlord and Tenant Ordinance gives protection to tenants of residential property, and should be studied by all such tenants. Through changes to the Public Health Ordinance, an attempt will be made to cut down the use of materials to induce hallucinations or intoxications. The new Lands Ordinance will hopefully lead to a well-defined policy for disposal of any Yukon lands, within the Territory. Some of the other Ordinances can be considered to be housekeeping Bills, and as such fill some of the gaps in the existing Legislation. Of other developments, within the past few months, the take-over of the Alaska Highway is of particular importance. It is hoped that the standard of that highway will now improve to compare, at least, with that of the Klondike Highway. The establishment of a National Park in the Kluane area will undoubtedly

Mr. Stutter continues ...

bring many lasting benefits to the Yukon. Tourism is our second industry, and now has another natural attraction, which will be held in perpetuity for the enjoyment of all our residents and visitors. The Department of National Historic Sites and Monuments is progressing with elaborate plans to restore some of the historic sites in Dawson City. Upon completion of these plans, Dawson City's obvious contribution as the prime center of tourism within the Territory, will be even more readily felt. As I have said before, the Federal Government has readily recognized that the restoration of these national historic sites is, indeed, an investment, which will pay handsome dividends in the future. I will continue to try and convince the Territorial Government to think along the same lines. The long awaited economic feasibility study of building a bridge across the Yukon River at Dawson has, I am afraid, shattered our hopes for that bridge in the immediate future. But, it has certainly not closed the door to the possibility of its construction if circumstances should change. With the probability of a Federal election before the next regular sitting of this Council, some of the motions which have passed this House within the past few weeks, may receive attention, which they may not otherwise have enjoyed. It is sincerely hoped that the motion dealing with constitutional reform will be dealt with, and the suggestions put into the Yukon Act, before the next Territorial election. And until that time, it is to be hoped that the residents of the Territory, through their elected representatives, will continue to make their views known in this, and other such vital matters. In closing, Mr. Speaker, I would like to say that the prorogation of this Session comes as a breath of fresh air. Tempers have worn thin, and production has declined. No doubt, after a period of more routine work expected of us, we will all return to do battle again, and hopefully produce some good legislation, which I believe should be the common goal of us all, regardless of party politics. Thank you, Mr. Speaker.

Mr. Speaker: The Honourable Member from Whitehorse West.

Mr. McKinnon: Mr. Speaker, and Members of Council; at last, we have come to prorogation of what has been for me the most futile of any Council Session that I have attended. The people's wishes have not been followed by this Council. Legislation that is not in the best interests of the people in the Yukon have been passed by this Council, and in a manner, which was pompous, arrogant, and unworthy of democratically elected representatives. The Medicare Bill became law over the stated objections of seventy-eight percent of the electorate of the Yukon. The Municipal Ordinances became law over the objections of the representatives of some seventy-five percent of the people of the Yukon. Mr. Speaker, the present Government has shown itself to be completely and absolutely oblivious and disinterested to the wishes and requests of the people of the Yukon. They have through their actions alienated the public to the degree that any politically astute person would have thought to be impossible two short years ago. They have done it so deliberately and callously that they desire the wrath and arousement the public is making its feelings known for the present Government in no uncertain terms. But, the biggest disappointment of all, for me, Mr. Speaker, was to see the chief Executive Officer of the Territory, the Commissioner, for who I have the highest respect, after many years of association, allow his office to be used politically. And like a political hack, be placed in his chair by the present Government, and told to assent to a Budget, which has been rammed through this House, in a manner that wouldn't be accepted by the citizens of a Banana Republic. And when the challenge was eventually hurled, Mr. Speaker, for the Government to go back to the people, to let the people show what they thought of them, we saw what had to be one of the great chicken acts of all time. After all the bluff, Mr. Speaker, and all the phoney straying, the Member from Whitehorse East and his three stooges refused to let the people have their voice. Mr. Speaker, I think that the present Government is probably very happy to see the end of this particular Council Session. There is no doubt that they feel that they will be in for a period of relative calm, after this particularly stormy Session. One thing that I can guarantee

Mr. McKinnon continues ...

to them, Mr. Speaker, is that the public of the Yukon will be keeping the pressure on both the Government of Canada and the Government of the Yukon, in an effort to change the present appalling Government situation in the Yukon Territory. Mr. Speaker, it is getting increasingly difficult for me to find people in the Government to compliment as we come to the close of this Council Session. The heroes, or should I rather say the heroines of this Council must be the girls who worked so hard and faithfully to transcribe what has been said in this House for the Votes and Proceedings. To them, Mr. Speaker, my sincere and heartfelt thanks. Thank you, Mr. Speaker, and Members of Council.

Mr. Speaker: The Honourable Member from Carmacks-Kluane.

Mrs. Watson: Mr. Speaker, and fellow Councillors: Today, I do not plan to follow the usual format, and reply to the Commissioner's address, as a Territorial Councillor, but rather to speak, as an elected Member on the Executive Committee. For too long now, two elected Members on the Executive Committee have been the target of attacks by the Opposition in this House, by the news media, and some of the general public, who do not know the facts. We constantly hear that this experiment, in responsible government is a failure. And what have we done to justify our existence? Mr. Speaker, it is time that the people and the taxpayers of the Yukon Territory are told what we have done, on their behalf. We have just about done a record Budget of thirty-three million dollars, an increase of almost ten million dollars over the previous year, with no increase in general taxation, for the people of the Yukon Territory. We absolutely refuse to approve a Budget that would necessitate any increase in taxation for the taxpayers of the Yukon. And we also absolutely refuse to go to the taxpayers for new money to complete the 1971-72 fiscal year. Does this alone not justify elected people on the Executive Committee? The elected people on the Executive Committee assisted in the preparation of one of the largest packages of legislation to be presented to the Yukon Territorial Council for their approval. A total of seventy-seven meetings were held before this tremendous task was completed. Of this Package, there were six pieces of major legislation for new municipalities and organized communities within the Yukon. The Administration could never have attempted this task without input from elected people. This Municipal Legislation is good legislation, which fulfills every request for change that the municipalities had made. The Municipal Ordinance, in one hundred and seventy-eight sections, spells out in detail the powers of the municipalities, that they now exercise, and the powers that they may want to exercise in the future. Mr. Speaker, the elected Members on the Executive Committee insisted that a grant policy for municipalities be put into legislation, which would clearly define a formula that would spell out for each municipality each year the amount of monies that they can expect to receive from the Yukon Territorial Government. There are no strings attached as to what these grants can be used for. Municipalities spend the money as they wish. They are only accountable, insofar, as they must submit their annual Budget to the Commissioner for approval. Mr. Speaker, this requirement was in the old Municipal Ordinance, and yet, not one municipality when we asked for their suggested changes, requested that this requirement be omitted or amended. Now, the municipalities of Dawson, and particularly the municipality of Whitehorse, are objecting very violently to this section. In fact, His Worship, the Mayor of Whitehorse states that he will be circulating a petition to the people of the Yukon Territory to ask for the resignations of the Members of this Legislative Council. Every resident of the Territory must give this threat serious consideration. This, in fact, means that the City of Whitehorse would like to take over the Yukon Territory. I am surprised that the rest of the Members of the Whitehorse City Council, who in my estimation are very sensible and capable men would permit this mealy-mouthed and yet very dangerous individual in his quest for power to be their spokesman. The Municipal Council of Dawson City could well find themselves sending their Budget to the Mayor of Whitehorse for approval, rather than to the Commissioner of the Yukon Territory for approval.

Mrs. Watson continues ...

Mr. Speaker, regardless of what type and what rights local governments and Territorial Governments have, there are people in this Territory who are less fortunate than others, and we, the Executive Committee, have recognized the needs of these people. The elected people on the Executive Committee assisted in the planning of a housing scheme, which will see the construction of four hundred and sixty homes in the next five years, for families that are now forced to live in substandard housing because of their limited income. We have also made provisions for a Territorial monthly allowance for old age pensioners, and non-pensioners, who are permanent exclusions from the labor force because of disabilities, in order to compensate these people for the higher costs of living in the Yukon Territory. Mr. Speaker, I find it necessary to also speak as the elected Member of the Executive Committee responsible for Education in the Yukon Territory. I have presented no new programs, and I am certainly not adverse to change or to the implementation of new methods. But, before any major change or program can be considered or undertaken we and the Government must improve on the efficiency of what we are doing now, within the Department of Education. My administrative officers within the Department, have worked very long hours with no additional financial compensation, in an attempt to operate the Yukon school system, so that the maximum of each dollar spent benefits that child, or that young man, or woman in the classroom. A great deal of progress has been made, and the results are evident. But, there are still areas that will require further work. Mr. Speaker, I anticipate that the Schools Ordinance will be tabled during the Spring Session 1973. A commission will be set up to hold public hearings which will give the people of the Yukon the opportunity to make recommendations, regarding changes to the existing School Ordinance, and general changes in the Yukon school system. Details of the commission have not been finalized, but it is expected that hearings will be held during the Summer and early Fall of 1972. At least, one month's public notice will be given before the hearings are held. These notices will outline the places and the dates of the hearings. Policy proposals to be contained in the School Ordinance will in all probability precede the introduction of the legislation. Mr. Speaker, the elected Members on the Executive Committee are fulfilling their roles for the people of the Yukon Territory. They shall continue to work on their behalf. Criticism from the weak is to be expected, but strength from the strong is being shown. Thank you, Mr. Speaker.

Mr. Speaker: The Honourable Member from Whitehorse East.

Mr. Chamberlist: Mr. Speaker, and fellow Councillors: I have already indicated, during this Session, that as far as I am concerned the gloves are off, and I mean the gloves are off. This Session, Mr. Speaker, has been one of much significance. It's been one of much significance because Members of this Council have been shown quite clearly that the responsibilities, that have been placed in the hands of those people who have been elected to the Executive Committee, are being accepted and are going to be carried out. And that the Executive Members of this particular Territorial Council are not going to be brow-beaten by threats, by threats of coercion, by intimidations, by threats of violence, incitement to riot, in other areas. I, Mr. Speaker, in my lifetime have faced problems of that description, and I would have the public know, Mr. Speaker, that I do not fear a man pointing a gun at me, at anytime. I, in my lifetime, have been placed in a position of having lots of trained men place guns at me. They didn't frighten me then, they don't frighten me now. Mr. Speaker, at this Session we made a move, a very substantial move that gave a lot of heartache to Members of the Executive of the Whole, when we went to fight, literally fight the Federal Government to make sure that they would agree to us providing our senior citizens with some extra funds. For the first time, in any jurisdiction in Canada, we can say that we have set an example for other jurisdictions to follow. We have today, and it will be in force as of April 1st, a Territorial subsistence supplement to the old age pensioners, and to those people who have been burnt out, as a result of their hard years of labor, and who are unable to support their own particular needs. Mr. Speaker, while this went through,

Mr. Chamberlist continues ...

not one speech was made by the Opposition, and when I say Members of the Opposition, I don't crowd them together as one Opposition because although we have one Government side of four people, we have three Oppositions of three separate people. It's been shown that the Opposition Member from Whitehorse West, Councillor McKinnon, doesn't agree with the Opposition Member from Watson Lake, at many times; he has shown it this morning. It shows that the Opposition Member from Watson Lake, I mean Dawson City, and I am not going to say Opposition completely in his case, because I commend him on the fact that he does look at each particular issue, and surely, votes on his conscience according to the particular situation as it arises, but, then there are others, who just for the purpose of putting it this way, of being ornery vote against, but that was a terrific thing that we have done for the old age pensioners and the old people. I know that we have a group of people there, who are grateful for the efforts that the majority of the Territorial Council and the elected Members of the Executive Committee have worked on their behalf. We have had some important legislation passed, and some previous speakers, Mr. Speaker, have spoken on them, and I am not going to expand on them, the Rental Purchase Housing Legislation, and the Housing Corporation, or Ordinance. We have had a very important Package of Legislation brought forward this Session, the Municipal Package. And how beneficial was one particular Ordinance, that hasn't really been given a truly sensitive feeling about it, the Mediation Board Ordinance, where in previous years, as a result of circumstances a person was liable to lose his property, and had very little recourse to recover that property, and how many people suffered, as a result from it, when people would step into the city, and try and take other peoples' property just on the basis of a tax sale. But, now, with the Mediation Board Ordinance there is protection, and a very fine protection. This, Mr. Speaker, is the interest that the Government of the Yukon Territory are showing in the public's care. Mr. Speaker, the Municipal Ordinance itself has bestowed upon the people of the municipality specific responsibilities and they are responsible to the people within the municipality in like manner the Government of the Yukon Territory are responsible for the whole of the people of the Yukon. And because of that responsibility that rests with the people of the Yukon, it would be a complete abdication of the responsibility if there were not protection clauses within that piece of legislation to protect the taxpayer at large from any failure on the part of the municipality now or future in the operation of a municipality, itself. A question that has arisen and seems to have been a bugbear on some people is that the Commissioner has certain powers. The Honourable Member from Whitehorse North has very ably, this afternoon, defined the reasoning behind the requirement and I do not need to add too much more to it, but confirm what he has said, but also say that if the municipality, any municipality failed in its obligations and the protection that is afforded in that Municipal Ordinance was not there then we would indeed deserve to have been requested to get out of the office that we hold. We have a responsibility to the people of the Yukon, Mr. Speaker. Reference has already been made to the Municipal Aid Ordinance and what it means to present and future municipalities. I would like to bring to the attention, Mr. Speaker, that in B.C. the capital grant is \$30.00, in the Yukon we've made the capital grant \$46.00 for the first thousand of population and \$40.00 thereafter. So that we have taken a great step forward, more forward than in other areas. The Municipal Aid Ordinance has already been defined as a piece of legislation to give the opportunities to municipalities in preparing for their budgetary requirements so that they know how much finance they can expect in any one year from the senior government. But in municipal financing, the irresponsible and incompetence of municipal officials of our local municipality here in the City of Whitehorse it is beyond comprehension. How any people, any group of people operating a multi-million dollar business would indicate that they are prepared to use the funds that are made available to them in their normal operating funds to operate their business, move away completely from the opportunity to borrow money to carry out the capital expenditure. If everybody, Mr. Speaker, thought in this particular way there would be no housing here, people won't have a house and people won't have a

Mr. Chamberlist continues...

mortgage. How do people manage to build a home for themselves because they have taken the opportunity of borrowing funds for their capital project so that they can pay it back over a period of 20 or 25 years. And, Mr. Speaker, the same philosophy applies and, Mr. Speaker, I would bring to every Member of Council's attention the fact that not one person stood up and spoke against the principle of municipal financing that I expounded once or twice in these Chambers. Not one of them spoke against it, not one of...the Honourable Member from Whitehorse West didn't stand up and say "I say your right, the municipality is wrong," they should be financing out of their, for the capital project by borrowing the sum. Mr. Speaker, the municipality of Whitehorse has a borrowing power of some \$8,000,000. They can borrow a million dollars and do a million dollars worth of work over 25 years at a capital repayment cost of \$40,000. Bad financing because they haven't got people that understand what financing is. They haven't got people who understand municipal financing. And it is because of that particular point, Mr. Speaker, that we incorporated within the legislation that there should be a section dealing with a particular board. A board that could be made up of officers of, rather mayors of different municipalities who would be able to sit and examine the qualifications of people who apply for a job of work in a process of municipal government. Mr. Speaker, we have also passed a Lands Ordinance. To me the requirements for some lands policy apart from the need for the administrative functions that are performed as a result of the Lands Ordinance, which follows because of the regulations, was an absolute necessity. The Honourable Member from Whitehorse West voted for it, only the Honourable Member from Watson Lake voted against it. But while voting for it, the Honourable Member from Whitehorse West didn't at this time stand up and say I am for this Lands Ordinance, we have always wanted it and I'm pleased it's there. Now, did he admit it, say it by accident or did he deliberately admit it because he didn't want to acknowledge the fact that the Government of the Yukon Territory had brought forward another piece of legislation dealing with the disposal of land. Mr. Speaker, the Yukon Health Care Insurance Plan comes into effect on April 1st. Much of the objection appears to be the fact that the premiums are too high. You know, it is somewhat ironical that during part of a budget debate an item dealing with the Yukon Hospital Insurance Plan was brought out by the Honourable Member from Whitehorse West and he stood up and he asked whether or not we should not be considering in future time, to charge a fee for the use of hospitals to people. Now here is an inconsistency that is on the record, that we get a fact for charging too much on medicare premiums because it is just the beginning and yet we are complained against criticized and suggested that we are not charging at all and, therefore, supplying hospital facilities. The 250 people here last Monday, they didn't come in to listen to that statement. They didn't come in to hear that, and that particular statement wasn't put over the news media. This is where sometimes the question of whether the news media themselves, are really doing an effective job. Perhaps they have to search themselves too. We in this Council try to give them the information that we possibly can. There has been some public outcry and there has been a remark made by Erik Neilson, our Member of Parliament, that he has destroyed the registration form and that Councillor Taylor has already said that he has destroyed it and both of them will not register, it surprises me completely in the case of Erik Neilson, who is an officer of our courts here, a lawyer who knows full well the law has to be complied with. But I must say this, that when the time comes for prosecuting for breaches, the Government is going to act accordingly and there is no immunity given to Mr. Eric Neilson, Member of Parliament or Councillor Taylor the Honourable Member from Watson Lake. And that if the requirement is for prosecution these parties will be prosecuted too, because the law is the law and they must abide by the law in exactly the same manner that I have to and everybody else has to. During the matter of this Yukon Medicare there was, which was thought to be a petition which never came as a petition to the House. It was a petition that was sent to the Commissioner and only copies and petitions can only be in their original form and addressed to the House. But I want to make

Mr. Chamberlist continues...

one particular remark on this and I know the background of it and the author of the petition, Mr. Harvey Kent. And during my visit to Faro to speak to the people of Faro I examined the agreement that they have entered, that the United Steel Workers have entered into with the municipality of Faro, I found that the benefits that were already given to the people of the Yukon were incorporated within an agreement, a negotiated agreement incorporated with the Steel Workers Agreement with hospitalization, which the Government of the Yukon Territory under the Yukon Hospital Insurance Scheme has already

So that he made this as a condition as part of it. And in other areas as well, I cannot help the incompetence of Mr. Harvey Kent if he found that he was unable to negotiate on a proper level for extra little things and blighted his agreement with things which did not exist. I have already indicated that, as a result of these things there has been incitements to riot. I think there has been incitements to defend, I think there has been incitements to civil disobedience. And all these against a completely constituted legislature of the Yukon Territory, with people who are elected by the people. This is where I say I take the gloves off, Mr. Speaker. We have been subjected in this House to the emotionalism, the conduct, the appearance, the language of the Honourable Member from Whitehorse West. His appearance at the presentation of the Mace when the Lieutenant Governor General presented that Mace was something that goes beyond disgust and I say it quite clearly I am disgusted with him. Mr. Speaker, his remarks re civil servants and the attacks upon Commissioner Smith and in the previous Session where he admitted that he lied when he said that he had documents handed him by members of the public service and when I challenged him, he pulled back on it, the untruths to the House, and his apologies which could have been treated in a much different way than the courtesy that was offered to him. The flaunting of documents in this House, Mr. Speaker, obtained by apparent nefarious means, he says in his speeches, he says he doesn't want to attack the civil servant, yet his reference to civil servants while reading out openly the contents of these documents, one marked secret and one between two public servants show with respect, Mr. Speaker, his irresponsibility. But it goes beyond that, much beyond that, what of the criminal aspects, Mr. Speaker, I don't know whether an investigation into how the Honourable Member, I should say the Member received these documents. I know that if we were large enough a legislative body to have a committee of privileges his right to remain a Member of this House under those circumstances would be in question. I would like to take the opportunity, Mr. Speaker, at this time, to thank the public service of the Yukon for the restraint that they have shown and for the dedication to the duties, notwithstanding, the threats and attacks that have been by innuendo handed out to them. And in referring to the Member from Whitehorse West, Mr. Speaker, I have excluded, well, often at this time using the prefix Honourable, Councillor McKinnon quoted last Monday a Cromwellian quote, but I say this, Mr. Speaker, to Councillor McKinnon, Councillor McKinnon you have disgraced this House, you have shown disrespect to your constituents, you have ridiculed and vilified a man, Commissioner James Smith who you are not fit even to clean his shoes. You have neither his integrity nor his sincerity and I will say to you, go, for everybody's sake go. Thank you, Mr. Speaker.

Mr. Speaker: Honourable Member from Watson Lake?

Mr. Taylor: Mr. Speaker and Honourable Members, while other Members have of course dealt with some of the many issues debated at this Session I can best say thank God it's over, at least for the time being. And let us hope that this particular Council never sits again, by the calling of a new election. The major issue of this Session has been the matter of dissolution of Council. This was brought about largely through three areas of consideration, Mr. Speaker, namely, Medicare, municipal legislation, and the operations surrounding Council, itself. The Medicare issue has been one unbelievable consultation between Government on one side and the people on the other. The cost of the plan, the compulsory aspects of the plan, and the railroading of the plan through Council were bad enough, but the refusal

Mr. Taylor continues....

to reveal the actual benefits of the plan, if any, and the refusal to hold a plebiscite on such an important issue have clearly shown the obvious contempt that at least some Members have for the citizens of the Yukon. In deference to the Honourable Member from Whitehorse East, which I must point out to him, that I have never destroyed any registration card of any kind at any time and to suggest that I have is clearly an untruth. And although I question the validity of the Budget which contains the Health Care Insurance funds I feel strongly that the only out for the people now is to have this Council thrown out and a new Council elected, Mr. Speaker. Then perhaps we can straighten this problem out. The presentation of the several Bills affecting municipalities and local improvement districts made it clear that the power struggle was on. The passage of these several Bills which gives the Commissioner the absolute power to control municipalities and their elected councils and goes so far as to allow the Commissioner to dissolve these Councils, if he so chooses. Each of the municipalities have brought firm representation to this House on behalf of their electors. But those representations appeared to be ignored, the same callous disregard that is shown in the medicare issue. I would say, contrary to the opinions of some Members that have spoken before me, that the Municipal Aid Bill presented as being the greatest thing since the wheel, is a good example of how our municipalities are being taken, taken for a great ride. Look, for instance at the Village of Faro, Mr. Speaker, with a population in excess of 1,200 people and more coming this year. And yet they will receive a per capita grant for only 850 people based on D.B.S. figures for last June. How then can the Village of Faro be expected to provide the necessary level of services required to operate the village on such an unequitable grant formula or another municipality for that matter. The Administration agrees that the Bill is not that good at all, but say in the same breath, Mr. Speaker, that they are locked into this situation, well, if this be so, then it is clear that the people have been locked out. And once again it will take a new Council to straighten this one out, if indeed it is to be straightened out at all. As far as the legislature is concerned it has in my opinion completely broken down. The Administration have absolute control of the House in my opinion, Mr. Speaker. The appointments of the experimental Executive Committee and the solid support of government policy by four Members in a block have effectively reduced the people's voice in this House to three Members. Clearly a minority position for the citizens of the Yukon. The people in showing a solidarity last Monday expressed the feeling, I am sure of at least 95% of all Yukoners that Council must be dissolved. But the Members on the government side refused to respect these demands, which can only be held as another show of contempt. The course now is clear they will not agree to vote for voluntary dissolution and go back to the people for an election, so then the Council must be thrown out by the same people who put them in these Chambers. Now, I am informed that a citizens committee composed of citizens from throughout the Territory is being formed for this express purpose, Mr. Speaker, and shortly I understand that another petition will be circulated throughout the entire Yukon Territory asking the Governor in Council, that is the Governor General in Privy Council to call a new election. I am told that other steps will be taken as well by this committee to seek that public opinion and representation in any way necessary to achieve this objective. I can say here and now, Mr. Speaker, that this committee will receive my fullest and total support in their endeavour to bring democratic government to the Yukon and its people. We may have lost the battle, Mr. Speaker, but we will win the war. In closing, as did the Honourable Member from Whitehorse West, I would like to express my appreciation to the staff of Council who have laboured long into the night to provide the material and services required for the conduct of this Session. I would also like to express on behalf of my constituents that, Mr. Speaker, my greatest appreciation to the Honourable Member from Dawson, Councillor Stutter and the Honourable Member from Whitehorse West, Councillor McKinnon for the support and consideration they have given to the people of the Yukon and their requests at this long and very frustrating Session. Thank you, Mr. Speaker.

Mr. Speaker: Will the Honourable Member from Watson Lake please resume the Chair?

Mr. Speaker: The Honourable Member from Mayo?

Mr. Rivett: Mr. Speaker and fellow Councillors. In reply to the Commissioner's address, we note that the dollar value of the Yukon's 1971 mineral production increased greatly over the previous year, despite lower metal prices. Extensive exploration work is to be done this summer on three very promising prospects in the Mayo district. Likewise, United Keno Hill Mines is to have a comprehensive summer exploration program at Elsa. The Commissioner points out that the coming budget is the highest in the Yukon's history. The Finance Committee is to be complimented that this Budget was conceived with no general tax increase, or is this an indication of an impending election? Two-fifths of the total Budget will be spent on the Department of Education and the Department of Health, Welfare and Rehabilitation, hopefully, in the not too distant future, another school will be built in Mayo to replace the temporary classrooms. In the Budget, we are promised insect and dust control programs, and we are also promised that calcium chloride may be used instead of oil. At this present Session of Council, some 29 Ordinances were passed. The Rental-Purchase Housing Ordinance provides for the construction of ten houses at Stewart Crossing next year and, following this, thirty houses will be constructed at Mayo. These houses are for residents of the district with low or little income and the tenants may eventually get title to their homes. There were a great many Ordinances passed with regard to municipal affairs. It would appear that Elsa and Mayo may now acquire village status. This would give these two communities more control over their own affairs. Hopefully, the new Lands Ordinance will make it easier for residents to acquire legal title to lands they wish to possess. Again, we are promised live television in color by the first of January, 1973. Fortunately this promise was made by an official of the private company constructing the satellite system. Elsa, Mayo and Keno are to have this reception. Again, I say I will believe it when I see it. The Medicare program has been a bone of contention for quite some time. The major issue here seems to be over the manner of presentation of the program and, here, I feel we goofed badly. Ironically enough, the starting date is April Fool's Day. In conclusion, it may be the character of the Yukon is changing, as I note that the estimated revenue from the sale of alcoholic beverages is down considerably from the previous year. I wish to thank the Council staff for their co-operation. Thank you, Mr. Speaker and a Happy Easter to all. Now I'll resume the Chair.

Mr. Rivett resumes the Chair.

Mr. Speaker: Mr. Clerk would you see if the Commissioner is available for his closing address?

Mr. Clerk: Yes, sir.

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

RECESS.

RECESS

Mr. Speaker: Mr. Clerk, will you see if the Commissioner is available for his closing address?

Mr. Clerk: Yes, sir.

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

RECESS.

RECESS

Mr. Speaker: The House will now come to order. Order. Mr. Commissioner, Council of the Yukon Territory have 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 to Amend the Child Welfare Ordinance, Electrical Public Utilities Ordinance, Employment Agencies Ordinance, Gasoline Handling Ordinance, Housing Corporation Ordinance, Municipal Ordinance, Municipal Elections Ordinance, Municipal Aid Ordinance, Taxation Ordinance, Mediation Ordinance, Conflict of Laws Traffic Ordinance, An Ordinance to Amend the Landlord and Tenant Ordinance, An Ordinance to Amend the Motor Vehicle Ordinance, An Ordinance to Amend the Public Health Ordinance, An Ordinance Respecting Lands in the Yukon Territory, Alaska Highway Maintenance Ordinance 1972, An Ordinance to Amend the Fire Prevention Ordinance, Loan Agreement Ordinance 1972 No. 1, Second Appropriation Ordinance 1972-73, An Ordinance to Authorize the Commissioner to Lend Money to the Village of Faro for Various Purposes, An Ordinance to Authorize the Commissioner to Lend Money to the City of Dawson for Repairs to Centennial Hall, An Ordinance to Authorize the Commissioner to Lend Money to the City of Whitehorse for Local Improvements.

BILLS
#3,4,5,
7,9,10,
11,12,13,
14,16,17,
18,19,20,
22,23,25,
28,29,30,
31
ASSENTED
TO

Mr. Speaker: Commissioner?

Mr. Commissioner: Mr. Speaker and Members of Council the Bills as enumerated by the Clerk at this time, I am very pleased to give my assent to. This Session which you are now concluding today, has been a very heavy one as far as work around the Council Table is concerned. I am very pleased to see that you have been able to deal with these items in a manner which would clearly indicate that the best interests of the public of the Territory have been uppermost in your minds. I think it is only fair and would like to point out, many of those things which you have been called upon to deal with at this Session of Council are items which have been items which are long passed being dealt with. A lot of the major things which you have dealt with as a consequence of supplementary estimates are milestones in the history of the Territory. Namely on the first of April of this year the Territorial Government will become responsible for the maintenance of the Alaska Highway, which means after an approximate ten years of the subject first coming up, it is now an accomplished fact and indeed the Territorial Government as a consequence of money that you vote here at this Council Table is responsible in the complete is its entirety for the maintenance of our highways and which, when the Dempser Highway is completed, that it will be well in excess of 3,000 miles. To all Members and to yourself, Mr. Speaker, I would thank you for the attention that you have continued to give to the work that has been placed before you and to all Members I hope that you'll have a pleasant and profitable summer. I am very hopeful that there will not be any need to call a special Session of Council. The work preparation for the Council Session is already underway. The time for it is something which I am not prepared to predict at this time. There is a very large capital program and a lot of new programs to be instituted during the course of the coming summer and all Members of the Administration under the direction of the Members of the Executive Committee are going to have their time well taken up in giving effect to your wishes in these items. Thank you, Mr. Speaker.

Mr. Speaker: We 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

January 31st, 1972

SESSIONAL PAPER NO.1 - 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

It is my pleasure to welcome you to this, the First Session of 1972 and outline the legislative program to be placed before you.

Twenty-six Bills are coming forward. They are all prepared but a few are still in the final printing stages. Some are amendments to existing legislation, others are entirely new, but all are presented to help the government to satisfy the ever-increasing demands placed on us by the public we serve.

Amendments will be proposed to the Child Welfare Ordinance to make procedural changes which have been shown in the operation of the Ordinance to be desirable.

A new Ordinance entitled the Electrical Public Utilities Ordinance will be proposed, the purpose being to control the terms under which electrical franchises are granted, either by the Commissioner in respect of unorganized areas, or in municipalities by their municipal councils. Ancillary powers to control these utilities are provided in order to enable the control system to operate effectively and meet the public need.

A new Employment Agencies Ordinance will legalize the existence of such agencies, subject to controls set out in the Ordinance. Such things as stipulating that agencies may not charge fees to the individual applicant and must inform him if the proposed job is subject to a strike or lock-out and the power to prescribe certain matters such as registration fees, returns to be made, security to be given, and inspections, are included.

An amendment will be proposed to the Game Ordinance to establish a game preserve at Fishing Branch River. The existence of salmon at this well known spawning ground attracts game. Exploration may open up the area and lead to destruction of the salmon and their spawning grounds unless protective steps are taken.

A new Ordinance entitled the Gasoline Handling Ordinance will be proposed to replace the Petroleum Products Ordinance by more modern procedures. While the Bill is basically technical in nature, most of the details are carried in regulations which have been prepared and will be tabled along with the Ordinance. It is expected that virtually all equipment in present use will meet the new standards as set out in this Ordinance.

At the last Session of Council, a paper was tabled proposing the establishment of a Housing Corporation. Council concurred and the necessary legislation to give effect to this will be tabled. The purpose of this Bill is to establish a Territorial Housing Corporation with the power to carry out more advanced housing policies and to manage presently existing schemes.

A package of legislation consisting of six Ordinances, the Municipal Ordinance, the Municipal Elections Ordinance, the Taxation Ordinance, the Mediation Board Ordinance, the Local Improvement District Ordinance, and the Municipal Aid Ordinance will be tabled. They are designed to replace the Municipal Ordinance first enacted in 1959, and amended eighteen times since then. While the new Ordinance substantially

reproduces the main operational parts of the present one, the sections dealing with Elections, Taxation, Collection of Taxation and Aid to Municipalities are dealt with in entirely separate Bills. Basically, the opportunity is taken to enlarge the powers of municipal councils and to add a new type of municipality called a "Municipal District", and formalize the official duties and powers of members and officers and import modern Canadian municipal government concepts into our legislation. The systems of property assessment, tax collection and remedies for non-payment of taxes will be made uniform in both organized and unorganized areas. The present system of tax sale will be abolished and a new enforcement system introduced which will hopefully end speculation in the property of people who fail to pay their taxes. No doubt, from a volume point of view, this will be the biggest single package of legislation on one subject that the Council has been called upon to deal with in recent years.

A Conflict of Laws Ordinance will be introduced - the purpose of which is to give legal force in the Territory to the International Convention on Traffic Accidents negotiated after some years of international discussion in 1970. The Bill governs the particular rules to be applied by courts when accidents occur which involve non-Yukon vehicles, either alone or with Yukon vehicles.

Opportunity will be taken at this Session to seek amendments to the Landlord and Tenant Ordinance, namely to grant to tenants of residential property a number of protections not at present contained in this Ordinance. The protections are self-policing. The machinery provides that the landlord must pay interest on deposits - the deposits are limited to a month's rent - that rent cannot be raised in the first year - the landlord has a duty to supply copies of agreements and certain duties in maintaining the property. Failure by the landlord in these and related duties enables the court to prevent evictions or make enforcing orders. The scales hitherto so heavily weighed against tenants are made more balanced by this Bill, but do not deprive a just landlord of any of his legal rights.

An amendment will be sought to the Motor Vehicles Ordinance to bring non-highway vehicles under the Motor Vehicles Ordinance when operated on a highway in the Yukon Territory.

An amendment to the Public Health Ordinance will be tabled with a twofold purpose. Glue sniffing is made an offence and an attempt is made to control possession of materials used for this purpose. Likewise, eligibility for membership of Health Boards is widened from ratepayers to electors.

A new Lands Ordinance will be introduced - the purpose of which is to spell out the powers of the Administration in disposal by sale, agreement for sale, lease or otherwise, of land acquired by the Government of the Territory or transferred to the administration and control of the Government by Federal Order-In-Council. Opportunity will be taken to formalize powers of the Administration in respect of territorial lands improperly occupied. The legislation reflects the duties and power provided by Federal and Provincial Administrations for their Crown lands. Hopefully, this Ordinance will satisfy the demands of Council for many years past to formalize the means of disposal of land under the control of the Government of the Yukon Territory.

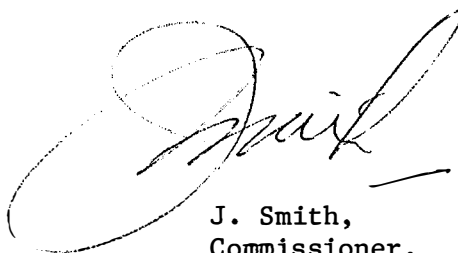
An amendment will be tabled to the Transport Utilities Ordinance to seek Council's concurrence to enable the Board to control in appropriate cases, changes in common carrier rates.

A further group of Ordinances dealing with the Government's revenue and spending programs for 1972/73 will be introduced, on a day to be announced, during the Session. At that time, it is my intention to apprise Council of the performance of our economy during 1971 and indicate the outlook for 1972. You will be apprised of how our revenue and spending projections for the current year look up to and including the thirty-first of January for the fiscal year which ends March 31st, 1972. I am sure you are aware that our proposed budget for fiscal

1972/73 will be the largest in the history of the Territory and even without the inclusion of the Alaska Highway maintenance, will be bordering on the forty million dollar mark. The inclusion of the latter item will bring the total close to forty-five million dollars.

As well as the foregoing Ordinances, Sessional Papers seeking Council's advice on items of importance to all citizens of the Territory will be tabled. In the course of the Session, there may also be other legislation introduced for your attention.

This promises to be a heavy, but potentially productive Session. Mr. Speaker and Members of the Legislature, I wish to assure you of the very best efforts of my officers and myself to assist you in your forthcoming deliberations.

A handwritten signature in cursive script, appearing to read "J. Smith", is written in black ink. The signature is fluid and somewhat stylized, with a large loop at the beginning and a horizontal line at the end.

J. Smith,
Commissioner.

January 31st, 1972

SESSIONAL PAPER NO. 2 - 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

YUKON TERRITORIAL RENTAL-PURCHASE HOUSING PROGRAM

The Yukon Territory has in the past few years experienced a continuing increase in the development of its natural resources and, as a result, in its population. While it is difficult to make a realistic comparison between housing construction and population growth, it does appear that the estimated 1,200 housing units built or released for public use in Yukon during the period from 1966 to 1971 have more than kept pace with the 2,600 increase in population during the same time. Many different agencies contributed to this success and with the exception of the Low Cost Housing Program, all should continue to provide similar assistance in the future. Participants in all of these programs are required to have the financial capabilities to repay the loans needed to finance the construction or acquisition of their accommodation.

It is estimated that there are now 460 families in the Yukon Territory who do not have the financial capability to take advantage of any of the available home-ownership programs or to pay for adequate privately owned accommodation. If these families are to obtain reasonable housing, some form of subsidization will be required. There are several types of subsidized rental programs available which could meet the physical housing needs of this group, but more than just buildings is required if due attention is to be paid to the future of the occupants, the community and the Territory.

In choosing the most appropriate housing program, the following objectives should play an important role:

- (a) Housing falls into the provincial sphere of responsibilities and the program should be Territorial in origin and operation;
- (b) As a provincial type responsibility the benefits of the program should be available to all qualified residents (subject of course, to any income restrictions which may be imposed);
- (c) The program should not interfere with the normal process of home-ownership; participation should be limited to those residents who are not financially able to take advantage of other programs;
- (d) There should be some provision and financial encouragement towards home-ownership whenever incomes increase sufficiently to allow this.

The Territorial Rental-Purchase Housing Program proposed in this paper meets each of these objectives. The basic structure of the proposal follows:

Type of Housing Unit

While the size of the units may vary in accordance with need, it is anticipated that the majority would be of a detached, three bedroom type with floor space slightly in excess of 800 square feet. Basements would be provided where feasible. The estimated cost of construction, exclusive of land, is \$16,000 per unit. The houses would meet NHA standards.

Cost of Program

(a) Capital Costs

<u>Fiscal Year</u>	<u>No. of Units</u>	<u>Loan Required</u>	<u>Total Cost</u>
1972-73	40	\$ 627,000	\$ 660,000
1973-74	100	1,567,500	1,650,000
1974-75	120	1,881,000	1,980,000
1975-76	120	1,881,000	1,980,000
1976-77	80	1,254,000	1,320,000
TOTALS	460	\$ 7,210,500	\$ 7,590,000

(b) Operating Costs

<u>Fiscal Year</u>	<u>Amortization</u>	<u>Operation</u>	<u>Gross Cost</u>	<u>Rentals</u>	<u>Net Cost</u>
1972-73	27,600	20,400	48,000	4,000	44,000
1973-74	124,200	91,800	216,000	20,000	196,000
1974-75	276,000	204,000	480,000	50,000	430,000
1975-76	441,600	326,400	768,000	80,000	688,000
1976-77	579,600	428,000	1,008,000	135,000	878,000
1977-78	634,800	469,200	1,104,000	180,000	934,000

Program Financing

(a) Capital

Ninety-five percent of the capital financing could be obtained from Central Mortgage and Housing Corporation under the provisions of Section 16 of the National Housing Act. The remaining five percent would be obtained by the Territorial Government from its normal sources.

(b) Operating

Initially, all eligible occupants would be tenants and each tenant in the program would pay rent in accordance with his financial ability. The difference between the actual or gross cost, including the costs of amortization and operation, and the rentals collected from the tenants would be paid by the Territorial Government as an operating loss.

The operating losses for Indian and Eskimo tenants would be included in the estimates of the Department of Indian Affairs and Northern Development commencing in 1972-73, and would be transferred to the Territorial Government. The operating losses for the remainder of the tenants would be included in the Financial Agreement with the Government of Canada commencing in 1973-74. The implementation of this program would not impose a drain upon the financial resources of Yukon.

Rental Structure

(a) A maximum or economic rental rate would be established for each unit in the program consisting of the aggregate of amortization of the capital costs and the complete costs of operation, including the costs of fuel, power, municipal services, maintenance and taxes if applicable. The maximum rent should be equal to the total costs of home-ownership of a similar house.

(b) The rental rate to be charged an individual tenant would be the lesser of the maximum rent or the rate determined from a sliding scale of rents based on incomes.

Eligibility

Residents of Yukon would be eligible to obtain units under this program if their incomes do not exceed levels which would project rates in excess of the maximum rents established for the units being provided. Eligibility for occupancy as a tenant would cease at the time, or within a reasonable period after the time, that a tenant's income reached a level which projects a rental rate in excess of the maximum rent established for the unit being occupied.

Option to Purchase

A tenant would have an option to purchase the unit he is occupying whenever his income reached a level which projects a rental rate in excess of the maximum established for it. The cost price to the tenant would be the unpaid balance of the original cost.

Provision of Services

In order to prepare the tenants for the responsibilities of future homeownership, as well as to prevent the abuse of subsidized benefits, the amounts of fuel and power provided in the rental package should be limited to pre-determined quotas to be established for each project or community. In the event that these quotas are exceeded, the tenant should be responsible for any additional cost.

Provision of Furniture

A maximum allowance of \$ 500.00 for furniture is proposed. The amount of furniture required would vary and would be supplied on the basis of need.

Housing Associations

Participation by tenants is vital to the success of this type of rental housing project. It is proposed therefore, that the formation of a tenant housing association for each project or community be encouraged, to be responsible for allocation, siting where applicable, assessment and collection of rents, maintenance of buildings and general local administration of the program.

Housing Education

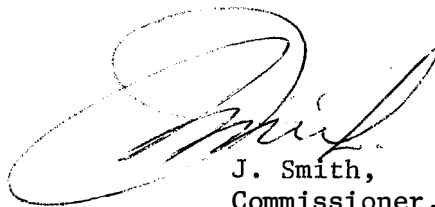
For many tenants the transition from the type of housing now being occupied to more modern accommodation offered by the program may require planning. Advice and assistance ranging from instruction in housing association and tenant responsibilities to fire prevention and home economics should, where necessary, precede the implementation of the program.

Allocation of Housing

It is considered that there is a requirement in virtually every community in Yukon for some units of housing provided by this program. Because a 5-year construction program is envisaged it is necessary to establish priorities based on need.

Recommendation

A formal motion of Council agreeing to the establishment of a Rental-Purchase Housing Program as outlined in this paper is hereby requested.


J. Smith,
Commissioner.

January 31, 1972.

SESSIONAL PAPER NO. 3 - 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

Brief - Consumers' Association of Canada
Whitehorse Branch

The following is a brief recently presented to us by the Whitehorse Branch of the Consumers' Association of Canada:

Whereas the Ordinance Respecting Landlords and Tenants has not been revised since 1958 and

Whereas public meetings have been held to obtain ideas from tenants and landlords and

Whereas it was generally agreed by both tenants and landlords that revisions to the Ordinance are required

BE IT RESOLVED therefore that the attached recommendations be adopted as soon as possible and the Landlord-Tenant Ordinance be revised.

Introduction

We, the members of the Consumers' Association of Canada, Whitehorse Branch, after studying the Ordinance Respecting Landlords and Tenants, presently in effect in the Yukon Territory, feel that this present Ordinance needs not only immediate revision but also several additions for protection of Yukon Landlords and Tenants alike.

We feel that the wording of certain sections would be much easier to comprehend if put into simple layman's terms or language. For example, why not use the words landlord and tenant throughout rather than lessor and lessee? We recommend that these changes in wording be part of the revision of the Ordinance to be carried out by the Territorial Council.

We are using the Landlord and Tenant Act of British Columbia as a basis for comparison, as it seems to be the most up-to-date, having been revised on April 3, 1970. The Yukon Ordinance was last revised in 1958.

PART 1

We feel this Section dealing with Covenants and Conditions, Leasing, Subletting, Terminating Tenancies, Rights of Landlords and Tenant's

Bankruptcy, Attornment, and Renewal of Leases, needs to be reworded and studied thoroughly by the Territorial Council.

We have specific suggestions regarding the following:

Chapter 63, Section 9, Page 658: Yukon Ordinance - Implied Powers of Lessor. We suggest it be made mandatory that the landlord give twenty-four hours notice to tenant before entering premises - except in case of emergency.

Reference: British Columbia Act - Page 98, Section 46.

Chapter 63, Section 12, Page 659: Yukon Ordinance - Licences to Assign and Sublet. We feel the British Columbia Act is more effective due to its clarity. Part 6 of the British Columbia Act in this section does not appear to be covered in the Yukon Ordinance and we feel it should be added to protect the landlord.

Reference: British Columbia Act - Page 97 - Chapter 18 - Section 44, 1 - 6.

Chapter 63, Page 660, Section 17 - Notice to Terminate Tenancies. We feel the notice to terminate yearly tenancies should be amended to thirty days notice on the part of the landlord and tenant alike.

The Yukon Ordinance at present requires three months' notice and the British Columbia Act requires two months notice. We also feel that the Sections of the British Columbia Act, Chapter 18 - Page 101 - Sections 55, 56, 57, be added in whole for clarification of the Yukon Ordinance, Section 17, Page 660.

Reference: British Columbia Act - Page 101 - Chapter 18 - No. 55, 56, 57.

Sections 19 - 32 - Pages 661 - 664 - Yukon Ordinance - Dealing with Distress for Rent. We feel that this section should be studied thoroughly by the Territorial Council, reworded, and updated.

Reference: British Columbia Act - Page 97 - Section 39 - Subsection 1 and 2.

PART 11

We feel that this whole section should be considered for rewording.

PART 111

We feel that this whole section should be considered for rewording.

Following the rewording and revisions of the above stated points, we strongly suggest that the following additions be made to the Yukon Ordinance:

1. Security deposits British Columbia Act - Page 96, Section 37 and 38 - Added in full - perhaps omitting reference to the municipal by-law regarding security deposits.

2. Privacy - British Columbia Act
Page 98 - Section 46 - That this Section be added in full to the Yukon Ordinance.
3. Entry by Canvassers British Columbia Act - Page 98 - Section 47. Section be added in full to Yukon Ordinance.
4. Alteration of Locks British Columbia Act - Page 98 - Section 48. Section be added to the Yukon Ordinance.
5. Landlord Responsibilities to Repair
British Columbia Act - Page 99 - Section 49. Section be added to Yukon Ordinance.
6. Tenant Responsibilities for Cleanliness
British Columbia Act - Page 99 - Section 49 - Subsections 2, 3 and 4. Sections be added to the Yukon Ordinance.
7. Notice of Rent Increase
British Columbia Act - Page 99 - Section 51 - Subsections 1 - 5, with #5 reworded. Section be added to the Yukon Ordinance.
8. Landlord and Tenant Advisory Bureau
British Columbia Act - Page 103 - Section 66. We recommend that a Bureau similar to that of B. C. be set up here in the Yukon, with a panel of at least three members, perhaps on a voluntary basis, who could settle or adjudicate any problems that may arise between landlords and tenants, provide information to landlords and tenants, etc.

We believe that tenancy agreements should be made mandatory in writing, as is any other type of contract, for the benefit and the protection of landlord and tenant alike. These tenancy agreements should not negate or contradict the Territorial Ordinance Respecting Landlords and Tenants in any way.

We believe that the question of Governments (of various levels) as landlords should be studied by the Territorial Council - that the Ordinance should cover the aspect of Governments as landlords, and have effect on these Governments as well as the private individual as a landlord.

A landlord (or his agent) and a tenant should make an inspection tour so to speak, of the premises prior to occupancy, to assess the general condition of the premises at that time, and also when a

tenant is vacating premises. There should be a standardized form similar to a moving company's tally sheet or way-bill - one copy for tenant and one for landlord, to be signed by both parties - to list all existing deficiencies, damages, etc.

Some type of information sheet, pamphlet or form should be posted in a conspicuous place in a building which houses tenants, to inform the tenant re: rules and regulations of the premises, etc. Also included should be the name and address of the landlord or his agent in event of an emergency or whatever, so that the tenant knows how to get in contact with the landlord. Another point that should be covered in this information sheet is the matter of insurance coverage by the landlord and what coverage is then the responsibility of the tenant.

If additional facilities are supplied such as laundry and storage areas, it should be stipulated that these facilities be made adequate to serve properly the number of tenants therein - washers, dryers, etc.

Consumers' Association of Canada, Whitehorse Branch
January 10, 1972.

The foregoing is presented to you in accordance with the request made by the Whitehorse Branch of the Consumers' Association of Canada.



J. Smith,
Commissioner.

February 1, 1972

SESSIONAL PAPER NO. 4 1972 (FIRST SESSION)

Mr. Speaker
Members of Council

Workmen's Compensation Ordinance

The following correspondence has been received from Mr. Frank Bachmier, Business Representative, Teamsters' Union Local 31, Whitehorse, Y.T.:

"Teamsters Union Local 31 would like to arrange a meeting with Territorial Council during the Winter Session to present a brief on proposed changes to upgrade the Yukon Workmen's Compensation Ordinance.

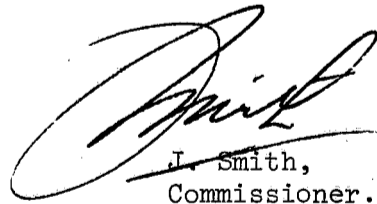
We would like to bring our research department director Sam Brown, up here from Vancouver to present the brief and would appreciate a couple weeks notice of date we were to appear before Council to allow him time to change his busy schedule.

Advance copies of the brief could be made available to Councillors before this date to allow them time to study it.

Awaiting your reply.

Yours truly"

If Council should wish to meet with the Teamsters' Representatives and I can be advised of the date, I will be most pleased to pass on the information in reply to the correspondence.


J. Smith,
Commissioner.

February 1, 1972

SESSIONAL PAPER NO. 5 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

Delegation of Fisheries Administration

The proposed takeover of fresh water fisheries in the Territory by the Territorial Government has been the subject of discussion with the Department of Fisheries and its successor, the Department of the Environment, for some time now. The proposal was first presented to Council at the 4th Session in 1968, however, the actual delegation of authority never did receive Governor-in-Council approval. More recently, the subject was revived with the present Minister of the Environment, the Honourable Jack Davis, who advised us he would be prepared to seek authority to delegate certain aspects of fisheries administration to the Yukon Territorial Government.

The proposal advanced by the Honourable Jack Davis is the delegation of the administration of freshwater sports fisheries exclusive of salmon, arctic char and other anadromous fish, i. e., fish which ascend rivers to spawn. The Yukon Territorial Government would be responsible for the printing, distribution, sales, revenue and accounting relating to the administration of the sports fishing and revenue therefrom would accrue to the Territorial Government. It would be incumbent upon us to recommend to the Fisheries Service of the Department of the Environment any changes or amendments in the sport fishery regulations which we would deem desirable or necessary.

The Fisheries Service of the Department of the Environment will continue to be responsible for all aspects of the commercial fisheries such as allowable quotes lake-by-lake and river system-by-river system in the Yukon Territory. Pollution abatement control also will continue to be the responsibility of the Department of the Environment pursuant to the acts and regulations administered by that department. The Department of the Environment will, moreover, make available to the Territorial Government, within the limits of its resources, technical and scientific advice relating to its responsibilities in the sports fishery. Administration of the Fish Inspection Act and Regulations made thereunder relating to fish and fish products again will remain with the Department of the Environment. Finally, fisheries research in the Yukon will continue to be carried out by the Fisheries Research Branch of Canada.

The administration, which includes the enforcement of the regulations, will be handled by the Game Branch of the Department of Tourism, Conservation and Information Services. Additional costs to carry out this added responsibility are considered minimal. The revenue resulting from the sale of licenses in 1971-72 amounted to \$38,000.00, and through the normal increase in the number of visitors to the Yukon from year-to-year, we can probably anticipate an increase in 1972-73. For the first year of operation we intend to use the relevant sports fisheries sections of the regulations presently in force with the intention of recommending any desirable changes to take effect in 1973.

Council is asked to signify by formal motion whether or not we should seek Governor-in-Council authority for the delegation of certain portions of the administration of fisheries in the Yukon Territory.



J. Smith,
Commissioner.

February 4, 1972.

1972 (FIRST SESSION)

SESSIONAL PAPER NO. 6

Mr. Speaker

Members of Council

Canadian Armed Forces
Northern Region Detachment, Whitehorse

For the information of members of Council, reproduced below is a review of the activities of the Canadian Forces in the north in 1971. It was prepared by Major W. S. Deacon, Detachment Commander, Whitehorse:

Dear Mr. Commissioner:

I have the honour to present to you on the occasion of the opening of the first session of 1972 of the Council of the Yukon Territory a review of the activities of the Canadian Forces in the north for 1971, with emphasis on those activities in Yukon. All activities were in attainment of the following four objectives:

- a. to contribute to the maintenance of Canadian sovereignty
- b. to maintain operationally ready maritime, land and air forces capable of operating in the north
- c. to provide effective search and rescue services and
- d. to assist in the national development of the north

On 28 January 1971, Northern Region Headquarters which had been formed initially in Ottawa on 15 May 1970, moved to Yellowknife. The lines of communication between my Detachment and Northern Region Headquarters were thus shortened enabling closer communication between the two units.

On 1 April, Brigadier-General Ramsay Withers assumed all operational responsibilities for Canadian Forces Northern Region which comprises the Northwest Territories and the Yukon Territory. Ceremonies to mark the first anniversary of the formation of Northern Region Headquarters and to dedicate the site to the memory of Colonel TDB Evans, CB and all ranks of the Yukon Field Force, the first Canadian Forces unit to serve North of 60 in 1898, were held on 15 May with the Honourable Donald S. Macdonald, PC, MP, Minister of National Defence in attendance. My headquarters was pleased to be able to host you and senior members of your government and other Yukon officials at this

time. With the completion of housing, 51 service members and their families have been established at Yellowknife.

Throughout the year, Argus long range patrol aircraft of Maritime Command regularly executed surveillance flights over the Canadian Arctic as far north as the geographic north pole. Discussions are taking place now to have these flights carry out observations of interest to your government and other Federal Agencies involved in the north.

In February 1971, 434 Tactical Fighter (Operational Training) Squadron conducted a training exercise in Yukon with the CF-5 aircraft to exercise navigational and photographic capabilities. They were based in Whitehorse for the week of 22 February and conducted aerial photography of approximately 40 sites for the National Historic Parks Branch and for the Territorial Engineer. During that week several other aircraft types and a para rescue team provided demonstrations during the Sourdough Rendezvous. My Headquarters was also able to arrange the appearance of the PPCLI Band during Rendezvous and the band also provided tutorial assistance to the High School Band at this time.

During 1971 the Canadian Forces took part in 48 Search and Rescue incidents in Northern Region. There were eleven incidents reported to RCC from Yukon and of these, nine resulted in search and rescue aerial activity by Armed Forces search aircraft. The Yukon Air Patrol is being organized to work in conjunction with the Canadian Forces Search and Rescue Organization and a continuing liaison between the two organizations is maintained as evidenced by the visit organized by my Detachment in December during which personnel from the Rescue Co-ordination Centre in Victoria and 442 Transport and Rescue Squadron from Comox will present briefings on aviation safety and survival to the Yukon Air Patrol members. My headquarters is now equipped with two CC-138 Twin Otters which are based in Yellowknife and which augment the Search and Rescue capabilities in the north.

While it is distressing to note the year by year increase in the number of Search and Rescue incidents, we are pleased to see increasing numbers of aircraft using crash position indicators or locator beacons. These devices have been of major importance in effecting timely rescue in a greater number of 1971 cases and it is hoped that all northern aviators will so outfit themselves.

Assistance to civil authorities in emergencies is a duty of the Canadian Forces. Northern Region Detachment Whitehorse has taken an active part in Emergency Measures Planning as a member of the Territorial Disaster Control Committee, and we were in attendance during the stand-by for the Amchitka Test. My Detachment has compiled a comprehensive Yukon Community Survey for use in dealing with civil emergencies, and we compiled flood and forest fire threat surveys in the spring and summer for the information of Northern Region Headquarters and the EMO planning staff.

The major accomplishment of the Canadian Forces under the national development objective in the Yukon was the building of

the George A. Jeckell Bridge over the Ogilvie River at Mile 122.7 on the Dempster Highway. Construction started on 5 May and was completed and handed over by 3 Field Squadron on 3 September 1971, some seven days ahead of their forecast and three months ahead of the contract deadline of 1 Dec.

Of interest to the Yukon Historical Society was the restoration of the Yukon Field Force Graves at Fort Selkirk by Northern Region Headquarters, my Detachment and 2685 Yukon Legion Army Cadet Corps. This took place during the first two weeks of August.

1971 also saw inception of the northern recruiting programme for regular service in the Canadian Forces. The two recruiting drives held 26-30 May in Whitehorse and 3-10 December throughout the Yukon, resulted in a total of 24 applicants with an additional 41 personnel showing more than a casual interest. During the December tour two applications for enrollment in the Canadian Forces Military Colleges were received from Yukon residents. In addition two Yukon Counsellors participated in a School Guidance Counsellor's Tour of Canadian Forces Recruiting and Training establishments in Eastern Canada from 18-26 November. On 26 November the first class of northern recruits, all Eskimos in this case, graduated from the Canadian Forces Recruiting School, Cornwallis, Nova Scotia. In his report, the Commanding Officer noted that the northern recruits attained a higher physical standard and performed better at certain skills than their southern counterparts and graduated as proud members of the Canadian Forces. This is an excellent beginning to a most important programme.

In addition to normal operational and administrative activities Northern Region Headquarters has been involved in major study and development tasks. The study of the future organization of the Canadian Rangers has been completed and our recommendations are being considered now by Canadian Forces Headquarters. The Northern Region Information System has been initiated and developed to a point of automation. It will provide output not only for all Forces involved in northern operations, but also will be available to government and civil agencies concerned with northern development.

For the Cadet movement in the north a historic event took place in Yellowknife, on 3 October 1971. This was the first northern conference for Commanding Officers of Army Cadet Corps and Air Cadet Squadrons. As a result of this meeting, plans are being formulated for improved activities and possibly for the addition of cadet units and sub-units in the outlying towns of the Yukon.

In Whitehorse, establishment of my Detachment could hardly be said to have had a noticeable effect on the economy. However, it is gratifying to me to have the Forces received so well in the Territory. Members of my Detachment are taking an active part in community affairs and are members of such organizations as the FICC, the YTA, Chamber of Commerce, Boy Scouts and service clubs in the city and the territory.

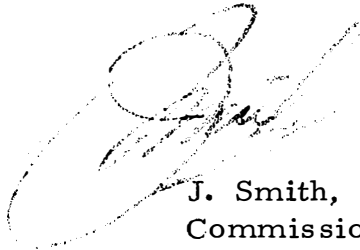
In summary, 1971 can be reported as a year of major accomplishment of Canadian Forces Northern Region. Considering that we embarked on the new venture with 72 years of Forces involvement with this part of the nation we would not have been satisfied with less. However, our accomplishments would not have been possible without a great deal of help and understanding on the part of Northerners.

It is this note on which I must conclude my review. I am obliged to you, Sir, the Territorial Government, the City of Whitehorse, and indeed to so many Northerners for your co-operation, friendship and interest. We consider it a privilege to be able to serve the north in our way.

Yours sincerely,

"W. S. Deacon"

W. S. Deacon,
Major
Detachment Commander for
Commander Northern Region.



J. Smith,
Commissioner.

SESSIONAL PAPER NO. 7

Mr. Speaker

Members of Council

Taxation Office - Whitehorse

On October 27, 1971, at the 1971 (Second Session) of Council, Motion No. 1, moved by Councillor McKinnon, seconded by Councillor Stutter was passed unanimously.

"That the following resolution be forwarded to the Minister of National Revenue:

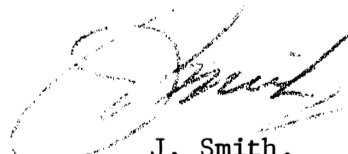
'The Council of the Yukon Territory protests the closing of the Whitehorse Taxation Office and urges you to reconsider your decision.

Both individuals and businesses in the Yukon do not feel that they can be adequately served from the Vancouver District Office.' "

This resolution, as well as the discussion on it from the Votes and Proceedings, was forwarded to the Honourable H. Gray, Minister of National Revenue, who has advised me that the action to close the Whitehorse Taxation Office was not taken lightly by the Administration of his department and it was only after giving careful consideration to the best manner in which the taxpayers of Yukon could be served that it was decided to administer this area in the same manner as other areas of Canada with similar geographic and population considerations. The Minister on to say that after careful analysis of the transportation and communication facilities, it was decided that it would be more appropriate to place this territory under the jurisdiction of the Vancouver District Office rather than Edmonton and that Whitehorse was the last of the many sub-offices that were closed across Canada.

The major factor in the decision to close the office was that because matters of business and taxation are becoming more complex and technological assistance more difficult to provide, and expensive to maintain, it is essential that the services of the taxation office be concentrated and extended to cover as great a number of taxpayers as possible within the ambit of good sound business administration.

The Minister indicated that it is the department's intention to make advice available on the spot in Whitehorse during the filing period, for whatever time is necessary, based on the number of inquiries received. In addition to this, fully qualified tax auditors will be in Whitehorse from time to time throughout the year, as well as payroll auditors and collection personnel. If advice is requested by an individual, it can be obtained by letter to the Vancouver Office and if the problem is of sufficient complexity, arrangements will be made for a tax officer to see the person on the next visit to Whitehorse.



J. Smith,
Commissioner.

Mr. Speaker

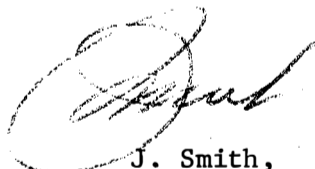
Members of Council

Regional Economic Expansion

On November 4, 1971, during the 1971 (Third Session) of Council, Motion No. 12, moved by Councillor Tanner, seconded by Councillor Rivett was passed unanimously and reads as follows:

"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 at the Department of Regional Economic Expansion to make available to the Yukon the resources of that Department; and be it further resolved that a copy of this resolution be forwarded to the Minister of Regional Economic Expansion."

The text of this motion and the discussion from the Votes and Proceedings were forwarded to the Honourable Jean Marchand, Minister of Regional Economic Expansion, who has advised me that the mandate of the department is limited to the provinces in view of the fact that the Federal Government makes special assistance available to both the Yukon and Northwest Territories through the Department of Indian Affairs and Northern Development. He has asked me to assure Council that he is sympathetic to proposals from other departments that come before the Cabinet concerning economic expansion and social adjustment in both territories-



J. Smith,
Commissioner.

March 9, 1972


1972 (FIRST SESSION)

SESSIONAL PAPER NO. 9

Mr. Speaker,
Members of Council

As a result of Motion No. 4, passed on February 3, 1972, a request for consideration of upgrading the baggage facilities at the Whitehorse Airport was forwarded to the Honourable D. C. Jamieson, Minister of the Ministry of Transport.

Mr. Jamieson has advised me that work is now under way on upgrading the baggage unloading facilities at the Whitehorse Airport and although the completion date has not yet been set, the work will proceed as quickly as possible.



J. Smith,
Commissioner.

March 14, 1972.

SESSIONAL PAPER NO. 10 - 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

Telesat Canada

We recently received a letter from Dr. D. A. Golden, the President of Telesat Canada, indicating that his Corporation would be establishing and operating a Canadian Domestic Satellite Communications System beginning in early 1973. In his letter, Dr. Golden also pointed out some of the services which can be provided using the satellite system, such as high quality television distribution and two-way voice and data service throughout all of Canada including locations not now served by terrestrial facilities, especially in remote areas.

Dr. Golden, in his letter, also pointed out that he would be willing to send a member or members of his staff to talk to government officers in more detail about the telecommunications services which would be possible as a result of the facilities of Telesat Canada. Since we welcome this opportunity to learn more about Telesat Canada, we are asking Dr. Golden to have someone from his staff visit us here in Whitehorse, and it is quite possible that Council Members would also like to discuss this important communications concept with officers of Telesat Canada while they are here in Whitehorse.

If Council so desires, we would be glad to indicate to Dr. Golden that Council Members would like the opportunity to obtain more detailed information about the facilities available once the satellite has been launched.



J. Smith,
Commissioner.

January 26, 1972

SESSIONAL PAPER NO. 11 - 1972 (FIRST SESSION)

Mr. Speaker,
Member of Council

Yukon Grants Policy

The question of providing financial assistance in the form of Grants in respect of Community Development funds, matching grants for Tourist Projects, Museum Grants, Recreation Grants, Special Contributory Grants to Community Organizations or Special Events, has been reviewed many times by the Administration and by Council. The item which has had the most amount of coverage is, of course, the Community Development Grant funds which has been the subject of many proposals and motions by this Council. The latest motion was made by Councillor Taylor and is referred to on page 686 of Votes and Proceedings, Session No. 1 - 1971.

In order to clearly set out for Council Members the existing policies, following are the various types of Grants now available and the existing policy for administering these Grants:-

- 1) Community Development Grants - The function of the Community Development Grant is to assist in the provision of lasting amenities in outlying areas such as a Community Club Building, which was beyond the means of the residents of a particular area to provide satisfactorily from its own resources. Grant payments were examined with the function in mind and benefits which were not of a lasting nature were not regarded as suitable for Community Development Grant purposes. The annual amount to each electoral district was \$8,000 which was not necessarily expended during the year in which it related but could, if desired, be accumulated from year to year. Payment of grant monies was made upon a written request from a prospective beneficiary to the Council Member of the electoral district concerned and endorsed as approved by that Member. Upon approval of the Commissioner funds were made available to the Community Organization on behalf of the Councillor.
- 2) Matching Grants for Tourist Projects are available to Community Organizations incorporated under the Societies Ordinance or under National or Provincial Charter for expenditures on approved capital and promotional projects in the interest of tourist development. The annual amount of the Grant is not allowed to exceed 50% of the total cost of the approved project or projects.
- 3) Museum Grants are now available for certain museums as contributions toward operation and maintenance expenditure. These Grants are very small in terms of dollars provided and are not related to any special formula.
- 4) Skookum Jim Friendship Centre - Grant is provided through an Agreement with Canada. The Agreement provides for a 50% cost sharing with a maximum receivable from Canada of \$15,000 per annum.
- 5) Fitness and Amateur Sport Grants are made to many Organizations throughout the Territory under both the Fitness and Amateur Sport agreement with Canada and under a policy that has been developed by the Recreation Branch. These Grants are in the form of assistance to

Fitness and Amateur Sport Organizations for purposes of providing training facilities or travel assistance. The Fitness and Amateur Sport Agreement with Canada provides the basic policy for Grants which are recoverable from National Health and Welfare. This Agreement expired as at March 31, 1971 and Grants since that time have been made without any formal regulations being applied.

- 6) Special Contributory Grants are made to such Organizations as the Boy Scouts, the Girl Guides, B.C. Yukon Chamber of Mines and Museum Societies without any overall policy. Grants were specifically provided for in estimates and were voted upon by Council as part of the normal appropriation.

Policy in Respect of Grants effective April 1, 1972

The following policy is intended to clarify the Yukon Territorial Government's position in respect of all Grants given to any outside organization. It will not, however, include grants made by the Government of the Yukon Territory pursuant to Agreements with the Government of Canada.

General

- 1) All requests for grants must be submitted to Department Heads, Members of the Executive Committee or Councillors on the form approved by the Government of the Yukon Territory. In all cases it is the responsibility of the organization to provide the required details including the name of all Government Departments or Agencies providing funds. This means all levels of Government including Local Government, Territorial Government or Federal Government Departments.
- 2) The Territorial Treasurer will maintain a detailed register of all grants as proposed by various department heads, executive committee members or Councillors. This register will include the name of the organization, the date of the request and a brief outline of the purpose for the grant as well as the dollar amount of the grant and the date that the grant has been paid. Schedules of all grants requested and paid will be issued to Executive Committee and to Councillors each month for information and further action.
- 3) Following approval by Executive Committee, each department head will include within his own departments estimates grants pertaining to that departments' responsibility.
- 4) Where specific requests are received that do not appear to fall within the terms of this policy the request should be forwarded to the Executive Committee member who shall take it to Executive Committee for final decision.

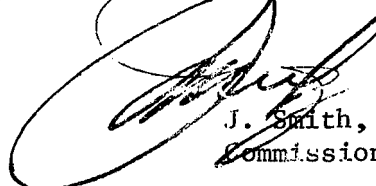
Grants for Capital Projects

- 1) Applicants must be registered under the Societies Ordinance and produce an annual audited financial statement for the year prior to the year the approved funds are to be expended.
- 2) All grants must be used for capital purposes only and for the purpose outlined in the Yukon Territorial Government budget.
- 3) A detailed outline of the project, specifications and an estimate of cost of the proposed project must be submitted before a project is undertaken by the organization requesting the grant.

- 4) The plans for all projects must be approved by the Territorial Engineer and all inspection services prior to approval for grants being made and prior to construction.
- 5) Applicants must deliver submissions to the Commissioner through the elected member for the constituency or to the appropriate department head prior to the 1st of September of the year prior to the year the approved funds are to be expended.
- 6) Upon receipt of the Commissioners' recommendation, a Sub-Committee on Finance submission shall be prepared by the Treasurer who shall deliver submission to Sub-Committee of Finance for discussion and recommendation to the Commissioner for introduction into the Budget.
- 7) All funds not expended or allocated will lapse in the same way as all other appropriations and there will be no provision for carryover of accumulated funds from year to year.
- 8) The organization or society requesting the grant must be prepared to apprise the Territorial Government as to the construction progress as construction is being undertaken. The Territorial Engineer or various inspectors may be requested to provide progress reports on any capital project undertaken by any organization under this policy.

Grants for Operation & Maintenance

- 1) Applicants must be registered under the Societies Ordinance. An annual audited financial statement for the year prior to the year of the approved funds are to be expended must be filed for those organizations previously incorporated. New organizations must agree to filing financial statements within one year of receipt of approved grants. Failure to comply with this provision would automatically make an organization ineligible for future grants until this provision has been complied with.
- 2) All grants must be used for operation and maintenance purposes only and for the purpose outlined in the request for grant submission.
- 3) The amount of the grant may vary as circumstances warrant and in each case a substantial contribution by the organization will be required. In the normal course of events the amount of the grant shall be based on the financial capabilities of the organization and in any case the organizations contribution shall be not less than 60% of the total expenditure.
- 4) Applicants must deliver submissions to the appropriate Department Head or member of the administration prior to the commitment of the funds for which the grant is being requested.
- 5) The Department Head will include in his operating budget an appropriate amount for grant requirements. All requests for grants in excess of \$5,000 for any one organization or purpose must be approved by the Executive Committee prior to commitment by the Government.
- 6) All grants in excess of \$5,000 for any one organization or purpose must have Executive Committee approval prior to payment of funds by the Government.


J. Smith,
Commissioner.

SESSIONAL PAPER NO. -12- 1972 (1st SESSION)

Mr. Speaker

Members of Council

Campground Fee Proposal

Members of Council are undoubtedly aware that although generally speaking the Yukon Territory does have a well-managed campground program, during the summer months complaints are received from Yukon residents and the travelling public alike about the condition of campgrounds. These complaints are usually about lack of firewood, unclean privies and overflowing garbage barrels. The cost of maintenance of campgrounds is increasing annually and it is now deemed advisable to help offset these increased expenses by levying a user fee of \$3.00 annually.

THE PLAN

To collect fees through sale of an annual windshield sticker at Government Tourist Information Centres and through patrolling campground maintenance staff.

STRATEGY

By advertising this campground fee requirement in proper government tourist publications and by the placement of a notice board in each campground, inside each information centre and at points of entry, the public would be reasonably well advised of the fee regulation and collection would be simplified.

The stickers would be attractively designed and distinctively "Yukon" to make people want them as a displayable memento of their visit and thus providing the Yukon with a small but valuable and far-reaching promotional display piece.

A different background colour would be used on the stickers each year to make it easy to identify current paid up campground users.

COLLECTION AND CONTROL

The most effective collection method available to the department of Travel and Information would be through increased campground patrol by maintenance staff to a level of at least once each evening in the larger heavily used facilities thus reaching most users and at the same time giving a better degree of maintenance control.

The stickers and accompanying receipt forms would be serialized in sequence and all vendors would be assigned financial responsibility for each sticker issued to them.

The government Tourist Information centres will serve as excellent outlets for sticker sales as well as providing a base of operations for the maintenance staff assigned to collections at the campgrounds. The information centre would record stickers issued to maintenance staff and monies turned in, and regularly arrange money transfers to headquarters.

Government appointed supervisory staff would provide a constant check on efficiency of collection and ensure that the collected funds were properly transferred to the Travel and Information department in Whitehorse for record control and subsequent transfer to Treasury.

GROSS REVENUE POTENTIAL

NOTE: Estimated number of visitors expected in 1972 is 200,000 of which 140,000 will be camping in 46,000 vehicles. As many of the visitors included in the annual count are driving to Alaska or originate in Alaska and will be in the territory on two occasions, coming and going, it means they are legitimately counted twice. These second time vehicles would of course already have the annual campground stickers.

IMPLICATIONS

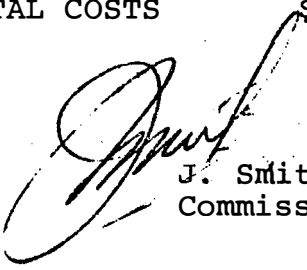
There will likely be no more than 25,000 vehicles in 1972 that we could sell stickers to so our maximum revenue potential is \$75,000.

As our collection machinery in 1972 will be simple, it is likely we will not reach more than 15,000 vehicles and a revenue of \$45,000.

COST FACTORS

30,000 Serialized stickers and receipts =	\$4,500
60 - 3' x 5' notice boards installed =	\$2,500
Extra costs attributable to increased visits to key campgrounds by maintenance staff =	<u>\$3,000</u>

EXTIMATED TOTAL COSTS \$10,000


J. Smith,
Commissioner.

March 17, 1972.

SESSIONAL PAPER NO.13- 1972 (FIRST SESSION)

Mr. Speaker

Members of the Twenty-Second Wholly-Elected Council of the Yukon Territory.

1971 will go on record as a year during which major events resulted in unsettled economic conditions in Canada, the United States, and other nations. During the past year, the international economic system sought a new equilibrium. Changes in domestic and international commerce and fluctuating market conditions have affected several key areas of the economy, including the resource producing industries.

It is apparent that the Yukon is affected by these factors. The manner in which the economy has responded to such circumstances is a mark of the progress achieved over the past decade.

In examining the performance of some sectors of the Yukon's economy, an absolute growth is noted in most cases. The rate of growth relative to past years, however, is unusually diminished. These relative decreases in rates of activity appear to indicate that a more gradual growth is to be expected following a phase of rapid development.

Mining

Value of production in Yukon's basic industry has increased dramatically within the past five years. In 1970 mineral production valued at \$79 million was more than six times greater than the \$11 million value of production in 1966. In 1970 value of mineral production increased 124% over 1969. Table 1 compares mineral production in 1970 and 1971.

The rank order of mineral products according to dollar value remains unchanged in 1971, with the exception of copper which has dropped to fifth in value and is replaced by silver. Gold production has diminished significantly, almost 30% by volume. The decrease in copper and gold production is due to the shut-down of Venus and New Imperial Mines in mid-1971. With the commencement of operations at Whitehorse Copper Mines, production of these minerals will achieve or surpass former levels.

Zinc and lead remain the Territory's important mineral products, with volume increases of 169% and 166% respectively. The volume increase represents a greater proportion than does the increase in dollar value. While dollar values are estimates only, it is believed that this relationship reflects the generally lower base metal prices in 1971.

Mineral production increased or remained at comparable levels in all categories, with the exception of copper and gold. Total value of mineral production in 1971 was \$94.031 million, an increase of 18% over 1970.

Two new mines are expected to commence operations in the near future: Hudson-Yukon in mid-1972 and Whitehorse Copper by the start of 1973. It is estimated that in 1972 total value of mineral production will increase by approximately 22% and reach a value of \$104 million.

By the end of 1973, it is anticipated that the total value of Yukon's mineral production will be in the order of \$120 million.

Yukon's mining industry is the core of a growing economy. The significance of expansion in this sector is seen by comparing Yukon's mineral production and that of British Columbia.

In 1969, value of British Columbia's mineral industry was third in Canada after Ontario and Alberta. In that year, mineral production in Yukon was valued at \$35 million and in British Columbia at \$423 million. In 1971, preliminary estimates indicate the value of mineral production in Yukon and British Columbia at \$94 million and \$531 million respectively.

Yukon's population is a fraction less than one percent of the population of British Columbia, yet the value of the industry approaches one fifth the value of the mining industry in British Columbia. British Columbia's mineral production, moreover, includes a large range of products from metallics through primary structural materials to coal and petroleum products.

The above comparison emphasizes the magnitude of the per capita value of mineral production in Yukon. It also conveys an idea of the potential of a diversified minerals industry in the Territory.

TABLE 1
YUKON MINERAL PRODUCTION 1970, 1971

<u>1970 Rank Order of products</u>		<u>1970</u>	<u>1971</u>	<u>Volume as percent 1971</u>
1. Zinc	-\$	24,846,900	37,236,276	
	-lb.	155,975,600	263,534,689	168.9%
2. Lead	-\$	21,748,500	31,970,540	
	-lb.	137,475,000	227,785,334	165.6%
3. Asbestos	-\$	15,173,000	11,565,813	
	-lb.	108,000	92,500	85.6%
4. Copper	-\$	9,000,800	2,726,899	
	-lb.	15,500,000	5,236,738	33.7%
5. Silver	-\$	7,890,250	9,779,224	
	-lb.	4,265,000	5,960,396	139.7%
6. Gold	-\$	746,000	470,155	
	-lb.	20,400	14,589	71.5%
7. Cadmium	-\$	236,900	282,093	
	-lb.	63,000	89,034	141.3%
Total	-\$	<u>79,642,350</u>	<u>94,031,000</u>	

(continued)

- - Dollar value of mineral products 1971 based on Statistics Canada preliminary estimate of value of Yukon's mineral production.

Mineral Exploration

Mineral production showed substantial growth in 1971 as compared with 1970. However, activity in the mineral exploration sector of the industry did decrease this year. Mineral exploration, consisting of allocation of risk capital, is particularly sensitive to fluctuations in the environment of the mining industry.

Figures to pinpoint the decline in dollar value of exploration are not readily available. Tables II and III are provided as indicators of activity in mineral exploration.

In examining staking activity, a comparison with 1969 and 1970 may paint an unduly pessimistic picture. In both of these years a large proportion of claims staked resulted from interest in Casino Mines copper-molybdenum discovery near Carmacks. A comparable staking rush has not occurred in 1971 and staking activity is, therefore, reduced from 1969 to 1970.

There was a slight reduction of claims staked in Yukon in 1971 in comparison with 1967 and 1968. Total number of claims held was reduced from 1969 and 1970 but, nevertheless, maintained at a high level. It would appear that staking activity was about normal in 1971. Important new discoveries made include copper deposits near Carmacks and Minto and a Tungsten occurrence in the MacMillan Pass area.

Large companies did cut back on exploration allocations with the result that expenditures for general reconnaissance and detailed property examination registered significant declines in 1971. In 1972 it is anticipated that general reconnaissance will remain about the same as 1971 levels; detailed property examination may be reduced slightly this year.

Mineral exploration was reduced in 1971, however, oil and gas exploration is greatly increased this winter. There are five wells drilling at the present time and two proposed. It is anticipated that 10 to 14 wells may be drilled this winter. There are, in addition, at least twelve geophysical programmes now underway.

In the wake of Prudhoe Bay - Mackenzie Valley pipeline discussions more intensive oil and gas exploration is in progress. Yukon has 64,500 cubic miles of potential oil-bearing sediment. It is expected that programmes to investigate these areas will continue in 1972 and years following.

TABLE II

DIAMOND DRILLING - - - - BRITISH COLUMBIA, YUKON

1968	3,620,000 ft. drilled
1970	2,000,000 ft. drilled
1971	1,500,000 ft. drilled
1972	further reduction expected

Source: Mining Exploration Review 1971-72
British Columbia and Yukon Chamber of Mines

TABLE III
 NEW QUARTZ CLAIMS (A)
 AND
 CLAIMS IN GOOD STANDING (B) YUKON
 1967 - 71

	<u>A</u>	<u>B</u>
1967	7,435	22,048
1968	8,317	24,982
1969	16,114	34,534
1970	11,503	36,360
1971	6,716	27,313

Provided by Mining Recorder's Office, Whitehorse

Construction

Construction and related trades employ approximately one thousand of Yukon's work force and is, therefore, a main secondary industry. Tables IV and VIII utilize building permit value to illustrate some aspects of the construction industry in Yukon.

Table IV indicates construction activity in Whitehorse peaked in 1969 and has declined in both 1970 and 1971. The reduction in building permit value from 1969 to 1970 was \$1,381,414 and from 1970 to 1971, \$493,517.

Table V reveals that in 1970 the greater portion of construction activity in Whitehorse was concentrated in residential projects which accounted for \$4 million or 92% of the total. There was little commercial construction in 1970. In 1971 residential construction decreased while there was an increase in commercial construction: building permit value, approximately \$1.3 million residential and \$2.6 million commercial in 1971.

Table VI - similarly, construction activity in Whitehorse metro areas declined in 1971 by approximately \$440,000 in value.

Table VII - due to a major construction program in Faro during 1971, building in other communities in Yukon increased in 1971 by more than \$2 million over 1970. The program in Faro included completion of twenty housing units, a hotel and shopping centre.

Table VIII - the summary of all building activity in the Territory indicates that despite reduction in construction activity in the Whitehorse metro area, total value of construction projects in Yukon increased by 13% in 1971.

Due to the nature of the building industry, it can be expected that a peak period will meet construction demand for a time and be followed by a period of reduced activity. This would appear to be the situation in Whitehorse. Demand for construction was strong in anticipation of the general expansion in the economy that has occurred during the past two or three years. In response to the growing needs of the City,

1968, 1969 and 1970 experienced high rates of construction activity. The level of activity in 1971, on the other hand, reflects a rate of normal expansion in both residential and commercial facilities.

TABLE IV
VALUE OF BUILDING PERMITS
WHITEHORSE - 1967-71

1967	\$2,355,024
1968	\$4,033,307
1969	\$5,723,301
1970	\$4,341,887
1971	\$3,848,370

--- 1971 includes \$468,525 building permit value issued in metro areas after June 1, 1971.

Source: Building Inspector's Office, City of Whitehorse.

TABLE V
BUILDING PERMITS WHITEHORSE:
RESIDENTIAL AND COMMERCIAL
1970 and 1971

	<u>RESIDENTIAL</u>	<u>COMMERCIAL</u>	<u>TOTAL</u>
1970	\$4,011,798	\$ 330,089	\$4,341,887
1971	\$1,285,500	\$2,562,870	\$3,848,370

VALUE OF BUILDING PERMITS
OTHER AREAS

TABLE VI
WHITEHORSE METRO AREAS

	<u>RESIDENTIAL</u>	<u>COMMERCIAL</u>	<u>OTHER</u>	<u>TOTAL</u>
1970..	\$ 922,105	\$ 370,700	\$ 38,800	\$1,331,605
1971..	\$ 543,453	\$ 340,660	\$ 10,000	\$ 894,113

-- 1971 Figures - total of permits issued before June 1 by Yukon Territorial Government and after June 1 by the City of Whitehorse.

TABLE VII
YUKON COMMUNITIES

	<u>RESIDENTIAL</u>	<u>COMMERCIAL</u>	<u>OTHER</u>	<u>TOTAL</u>
<u>(A) 1970</u>				
Watson Lake	\$ 24,000	\$ 120,000	\$ 15,800	\$159,800
Teslin	\$ 18,000	-	-	\$ 18,000
Carmacks	\$ 32,000	-	-	\$ 32,000
Faro	\$ 62,000	\$ 26,000	-	\$ 88,000
Ross River	-	-	\$ 3,000	\$ 3,000
Other Areas	\$ 43,000	\$200,000	\$ 6,500	\$249,500
TOTAL	\$179,000	\$346,000	\$ 25,300	\$550,300

(B) 1971

Watson Lake	\$ 33,000	\$ 108,600	\$ 15,000	\$156,600
Haines Junction	\$ 1,000	\$ 38,000	-	\$ 39,000
Carmacks/Ross River	\$ 16,000	\$ 3,000	\$ 9,000	\$ 28,000
Mayo	\$ 11,550	\$ 5,000	-	\$ 16,550
Other Areas	\$ 59,000	\$ 23,000	-	\$ 82,000
Sub-Total	\$120,550	\$ 177,600	\$ 24,000	\$322,150
Plus Faro	\$1,429,070	\$1,016,000	- -	\$2,445,070
TOTAL	\$1,549,620	\$1,193,600	\$ 24,000	\$2,767,220

TABLE VIII

TOTAL VALUE OF CONSTRUCTION
YUKON 1970, 1971

	<u>1970</u>	<u>1971</u>
Whitehorse (Old City)	\$4,341,887	\$3,379,845
Metro Areas	\$1,331,605	\$ 894,113
Other Communities	\$ 550,300	\$2,767,220
TOTALS	\$6,223,792	\$7,041,178

Information for Tables VI, VII and VIII provided by the Department of Local Government.

Electric Power

Production and consumption of electric power also reflect general economic and population trends. Table IX below shows electrical power generated in Yukon from 1967 to 1971.

TABLE IX
ELECTRICITY GENERATED
YUKON 1967-71

	<u>1000 K. W. H.</u>	<u>% INCREASE</u>
1967	117,044	--
1968	136,606	16.7
1969	156,828	14.8
1970	220,598	40.6
1971	(236,600)	7.2

Source: Statistics Canada, Electric Power Statistics and Updated Carr Report.

-- Estimate for 1971 based on 11 month actual of 215,590.

Electrical power generation from 1967 to 1971 shows a growth pattern which supports the general trend of rapid growth followed by levelling off in demand and ensuing marginal growth. In 1970 electrical generation increased by 40.6% in 1970 over 1969. During the past year, electrical power generation will have increased by 7.2% over 1970.

Tourism

Value of tourism has increased steadily since 1968. The value of the industry in 1971 was estimated at \$12 million, compared with \$8.8 million in 1969 and \$10 million in 1970. There is every reason to believe that the favourable growth pattern experienced by this industry will continue and improve in the coming years. This year it is estimated that 210,000 visitors to Yukon will bring the value of tourism to \$14 million.

TABLE X
NUMBER OF VISITORS
AND
VALUE OF TOURISM
1967 - 71

	<u># OF VISITORS</u>	<u>VALUE</u>
1967	97,200	\$7,043,734
1968	118,142	7,681,120
1969	137,262	8,882,030
1970	156,416	10,167,040
1971	183,681	11,939,265

Employment

Canada Manpower statistics (Table XI) show an average of 560 registered clients a month in 1971, compared with a monthly average of 433 in 1970. This variation in the number of people seeking employment was due to an abnormally large supply of unemployed during the first part of 1971: average number of registered clients during the first six months of 1970 was 413, compared with 654 in 1971.

This comparison shows that between the last half of 1970 and the last half of 1971 the increase was only an average of 15 registered clients per month. The figures also show a considerable improvement between the first half of 1971 and the second half of the same year.

National and local factors combined to produce a reduction in activity and a labour surplus in the early part of 1971. During the year, however, the employment situation had improved and the number seeking employment had decreased.

It is also to be noted that employment conditions in Yukon are favourable relative to the rest of Canada. As employment returns to normal levels, the percentage of unemployed in the territory will be significantly below the national average. The approximate rate of unemployment based upon clients registered by Canada Manpower, for the second half of 1971, is estimated at 5.2% of Yukon's labour force.

TABLE XI

UNEMPLOYMENT DATA

NUMBER OF CLIENTS REGISTERED IN EACH MONTH

	<u>FIRST HALF</u>			<u>SECOND HALF</u>	
	<u>1970</u>	<u>1971</u>		<u>1970</u>	<u>1971</u>
Jan.	219	656	Jul.	370	597
Feb.	281	728	Aug.	321	410
Mar.	340	559	Sept.	326	373
Apr.	471	845	Oct.	474	412
May	639	573	Nov.	678	493
June	<u>531</u>	<u>563</u>	Dec.	<u>545</u>	<u>519</u>
Avg.	<u>413.5</u>	<u>654.6</u>	Avg.	<u>452.3</u>	<u>467.3</u>

Average 1970 -- 433

Average 1971 -- 560

Mining Work Force

The total mining work force in six producing mines in 1970 was 1,200. In 1971, 885 men were employed in producing mines and an additional 150 men in mines that have not yet begun oper-

ations. The total mining work force in 1971 was 1,035, a decrease of 14% from 1970. In view of the closing of two mines, the reduction in employment in this sector is relatively small. With the commencement of operations at Whitehorse Copper and Hudson Yukon Mines, it is expected that the mining work force in 1972 will increase by about 13% over 1970 levels.

Wages and Salaries

Table XII based on Workmen's Compensation registrations shows wages and salaries paid to a large proportion of Yukon's work force. The fiscal year 1970-71 shows an increase in total wages and salaries paid despite a slight reduction in the number of employees. The trend follows the discernible pattern of rapid expansion followed by a slower growth rate after achievement of a new plateau of activity. For 1971 and 1972 it is expected that total wages and salaries paid will continue to increase at a rate somewhat higher than the last year shown below.

TABLE XII
SALARIES AND WAGES PAID 1966-67
TO 1970-71

(EXCLUDES FEDERAL AND TERRITORIAL GOVERNMENT EMPLOYEES)

	<u># Of Employees</u>	<u>\$</u>
1966-67	4,274	\$21,689,206
1967-68	4,056	\$23,405,212
1968-69	5,066	\$32,682,189
1969-70	5,846	\$42,768,279
1970-71	5,835	\$43,386,424

-- Based on Workmen's Compensation Registration

Summary and Outlook for 1972

The salient feature of the performance of Yukon's economy during the past year was that activity in most sectors registered modest increases over 1970 levels. Real growth in 1971 added to the progress achieved in recent years.

The value of Yukon's mineral production increased significantly in 1971 despite market conditions which were generally less favourable than in preceding years. The growth pattern in the mining industry is extremely encouraging with steady increases in the value of production from \$11 million in 1966 to \$79 million in 1970. In 1971 the total value of Yukon's mineral production was \$94 million, an increase of 18% over the previous year. Two mines are scheduled to come into production in the near future. It is estimated that the total value of mineral production will be \$104 million in 1972 and may reach \$120 million by the end of 1973.

As a consequence of uncertain conditions in the industry, mineral exploration expenditure was reduced in 1971; slight reductions also may be experienced in 1972. Despite a reduced level of activity, mineral exploration contributed significantly to potential development as several important mineral discoveries were made last year.

Following heightened interest in northern pipeline proposals, more intensive oil and gas exploration is in progress this winter. Activity in this branch of the industry is expected to continue at present or higher levels.

Other sectors of the economy performed favourably during 1971 showing varying degrees of increased activity over 1970. Though construction activity in the Whitehorse area declined, it is estimated that the value of construction projects throughout the territory increased by some 13% in 1971. The value of tourism increased by \$2 million and a comparable increase is projected for this year. The total value of this industry is expected to reach \$14 million in 1972.

Employment conditions in Yukon were favourable relative to the rest of Canada. Unemployment in the territory was higher than usual in the first part of 1971. However, during the latter part of the year, the monthly average of people seeking employment declined indicating a return to favourable 1970 employment levels. It is expected that an improving employment trend will continue in 1972.

Statistics Canada ranked average weekly earnings in Yukon highest in Canada during several months last year. Personal incomes in Yukon may be expected to remain among the highest in Canada in the current year.

Most sectors of the economy experienced some growth in 1971 compared with 1970. However, the relative growth rate in most areas of the economy was reduced in comparison with recent years. There may be direct and apparent reasons for a slow-down in a particular sector, but one factor that should be considered is the levelling off expected following a period of rapid growth.

Indications in the mineral industry and other sectors suggest that the outlook for the coming year is favourable. 1971 witnessed modest growth and a confirming high level of prosperity in Yukon. There is every reason to expect that this trend will continue and improve in 1972.

The territorial budget for 1971-72 as tabled earlier this fiscal year has proved to be a realistic budget. However, there will be placed before you during this Session a supplementary estimate to provide the necessary re-vote of funds for those uncontrollable expenditures that have occurred. The overall financial picture for the current year indicates an operation and maintenance surplus of approximately \$350,000. The territorial budget to be tabled this Session, as well as supplementary estimates for 1972-73, will require the provision of funds for major new programs to be undertaken during the coming year. In the Main Estimates you are asked to approve the necessary funds for the operation of the Yukon Territorial Government. Those estimates indicate a total need of \$39,361,606.

It might be useful to look back at the territorial expenditures over the past ten years to see how these expenditures have grown with the economic growth of Yukon.

1962-63	\$ 10,585,800
1963-64	9,724,586
1964-65	10,070,766
1965-66	11,420,293
1966-67	14,351,885
1967-68	18,514,553
1968-69	21,231,236
1969-70	27,266,786
1970-71	26,770,933
1971-72	29,635,808

The four years beginning with 1962 was a period when the territory literally stood still in terms of growth and the budgetary needs of the government remained relatively constant. The upturn in the economy which began in 1966, triggered an expansion in government's activities and the territorial budget more than doubled in the next six years - from \$14.4 million in 1966-67 to \$29.6 million in 1971-72.

The Main Estimates for the current fiscal year have increased by almost \$10 million over the previous year as a result of forced growth such as salary increases resulting from the Collective Agreement signed in February, 1971, and from the introduction of new programs and the improvement of the quality and quantity of existing programs.

The following outlines the structure of the proposed expenditures on an activity basis:

1.	Administrative Services	\$ 911,519	2.3%
2.	Treasury	683,064	1.7%
3.	Education	10,938,242	27.8%
4.	Secretary & Registrar General	704,947	1.8%
5.	Health, Welfare & Rehabilitation	7,093,345	18.0%
6.	Local Government	3,409,065	8.7%
7.	Tourism, Information & Conservation	1,857,050	4.7%
8.	Legal Affairs	1,129,783	2.9%
9.	Highways & Public Works	8,173,007	20.8%
10.	Liquor Control - Capital	10,000	--
11.	Loans to Third Parties	1,130,000	2.9%
12.	Debt Redemption	3,321,584	8.4%
		<hr/>	
		\$39,361,606	100.0%

I will now outline these estimates and highlight each activity's requirements:

Administrative Services

The administrative services activity, while continuing to grow, reflects the normal pattern for the government as a whole with no significant changes in the 1972-73 fiscal year.

Treasury

The Administration proposes to install an IBM Systems "3" Computer in Whitehorse in November, 1972. This computer will be under the direction of the Treasury Department, but will be guided by the concept of a data centre which will serve all departments of the Territorial Government. Our present payroll arrangement with IBM Data Centre in Vancouver will be phased out early in 1973. Plans are now progressing towards the full computerization of all government departmental needs with funds provided for this operation in these estimates.

Education

In 1960, when the Committee on Education brought down its report on education in Yukon, the total expenditures in the previous year had been \$567,672. Of this, a local property tax of ten mills provided \$69,496, or 12.24% of the total. The remainder came from grants and from the consolidated revenue of the Territory. The committee pointed out at that time that any municipality that desired the organization of a local school district might have to find at least thirty or forty mills of local taxation, but Whitehorse, the most suitable for a local school district, had "much work still to do in organizing its municipal services" and might "be wise not to disperse its local revenues over too wide an area" at that time.

It is now 1972, and what is the situation? The total estimated operating and maintenance expenditures for Education for 1972-73 are now a stupendous \$7,204,242 and the school tax of sixteen mills will provide \$1,341,445 or 18.6% of the total expenditures. In addition, there is a capital budget of \$3,734,000. Education accounts for 28.5% of the total operating and maintenance budget and 38.9% of the total capital budget. In the fiscal year 1958-59, Education accounted for only 13.4% of territorial expenditures.

Since 1959, of course, not only has the school population increased by over 100%, but additional expenditures have been incurred in the fields of vocational education, adult education, kindergartens, special education, grants for post-secondary education, and in recreation and amateur sport, none of which existed prior to the committee report.

The 1972-73 Budget is first of all geared to take care of an estimated increase in school population of 400 or more pupils, mostly at the secondary level. Although indications are that the rate of increase is slowing when compared with the unprecedented 12 - 13% of each of the last two years, there is reason to believe that the expanding economy of the territory will continue to produce

increased enrolments. The policy of the territory in encouraging smaller centres to provide training to the junior secondary level and in larger centres to the senior secondary level, rather than concentrating all secondary education in Whitehorse, is more costly but is also more effective in retaining children within the family setting.

The programme of providing video tapes for Elementary Schools in outlying areas will continue. The video tapes help children relatively isolated from the outside world to share vicariously in the experiences of it. New text books are necessary in the implementation of new courses in reading and social studies at the elementary level.

In the absence of post secondary facilities within the territory, one of the most successful uses of territorial funds has been the provision of grants and scholarships assisting the residents of Yukon and their dependent sons and daughters to attend universities, colleges and technical institutes in the south. As the holding power of secondary schools increases, the demands on these funds becomes greater. An additional \$27,900 has been added this year to the estimates for this purpose.

Grants in aid of the development of recreation and amateur sport have been increased by \$33,942. A major portion of this is in connection with the Arctic Winter Games.

An increase in vocational training activity, involving new courses at both the Vocational and Technical Training Centre and in the outlying territory has resulted in an addition of \$195,407 to the Vocational Training budget, which now totals over one million dollars.

Most of the larger capital projects to be undertaken for the Department of Education are on-going. Included in this first category are the following:

- (1) A Junior-Secondary School at Whitehorse over two years that will relieve the growing pressure on the F.H. Collins School.
- (2) An extension to the Jack Hulland School at Porter Creek which will provide both elementary and junior secondary facilities and will incidentally give that area within Metro-Whitehorse a proper gymnasium for school and community use.
- (3) An addition to the Selkirk Elementary School in Riverdale that will free for emergency use, the portables at that site, and
- (4) The second phase of the Dell Van Gorder School at Faro designed to provide facilities for senior secondary students in that developing centre.

Additions are also planned to Watson Lake and Teslin Schools. The former, to be constructed over two years, will provide class-

room space, library, showers, and a refurbished shop area. The Teslin addition, also scheduled for construction over two years, will make new classrooms and special rooms available for adding junior secondary grades to the school in another growing community.

Other capital items include minor alterations to existing schools, replacement of worn out and obsolete equipment and the continuation of the swimming pool program.

Territorial Secretary and Registrar General

The office of the Territorial Secretary and Registrar General is characterized by a wide diversity of responsibilities: the nature of the activity being to provide registration, licensing, inspection enforcement services in the territory and to provide for a record management program.

	<u>1967-68</u>	<u>1968-69</u>	<u>1970-71</u>	<u>1972-73</u>
<u>Expenditures</u>	\$ 99,480	\$153,719	\$480,000	\$599,947
<u>Revenues</u>				
Motor Vehicles	275,411	375,821	492,389	635,000
Business Licences & Professional Fees	20,922	23,399	33,678	54,400
Marriage Licences	350	477	574	600
	<u>\$296,683</u>	<u>\$399,697</u>	<u>\$526,641</u>	<u>\$690,000</u>

Motor Vehicles

Throughout the years, staff in the Motor Vehicles office rose from one to five. This increase was necessary to provide adequate service for the sale of motor vehicle licence plates, the keeping of records and the administration of compulsory motor vehicle insurance.

Six outlets for the sale of motor vehicle licence plates are operating throughout Yukon. The geographic locations are Whitehorse, Watson Lake, Haines Junction, Mayo, Dawson; the latest being established in Faro early in 1971.

The control of commercial motor vehicle traffic into, through and throughout the territory, is maintained by a network of check stations and weighing stations which have been and are being established.

Plans for 1972-73 include the introduction of an itinerant driver examiner to conduct driver examinations at various centres throughout Yukon, a weighing station for commercial vehicles is expected

to be constructed on the Alaska Highway north and the present check station at Watson Lake will have weigh scales installed to control the weight limits of vehicles travelling in this area.

Inspection Services

The Inspection Service under the direction of the Territorial Secretary was formed in 1969 with the appointment of one Field Inspector in February and another in March. In April of 1969, inspections and investigations throughout Yukon were commenced under the Labour Standards, Workmen's Compensation and Business Licence Ordinances. In July of that year, the appointment of one more Inspector brought the service up to its full complement of three Inspectors.

The duties of the service continued to be confined to the policing of the three Ordinances mentioned until December, 1970, when the duties of the Liquor Inspector were transferred to the Department of the Territorial Secretary.

Today, while the strength of the service remains the same, the work and area of responsibility have sharply increased and the service, in addition to the duties outlined above is responsible for the enforcement of the Motor Vehicles, Transport Public Utilities, Companies, Securities and Fuel Oil Tax Ordinances; and for all investigations and inspections under the Liquor Ordinance throughout Yukon. Also, all other Ordinances for which the Territorial Secretary is responsible are given attention as circumstances may dictate.

Records Management

During the past ten years, the records keeping functions of the Territorial Government have experienced continual growth. In 1962, the Records staff numbered three and incoming mail averaged 3,000 pieces per month. Today, a staff of 14 are engaged in records keeping and incoming mail averages 16,000 per month. In 1971, a total records management program was planned and will be operational in 1972-73. This program, in conjunction with the Archives, is designed to provide economy and efficiency in the creation, maintenance and disposition of records, ensuring that needless records are destroyed and valuable and historical records preserved.

Health Services Branch

A healthy population is an asset of inestimable value and for this reason, the development of a health care system which would be readily available to all residents and at the same time remove the spectre of an excessive or crippling financial burden imposed by serious illness, has been a constant endeavour.

The past decade has seen the construction of Health Stations, Health Centre Nursing Stations and Hospitals throughout the territory to provide

the physical facilities necessary. In this time, the costs have risen some 74% from \$883,027 in 1962 to \$1,537,537 in 1970. This increase in expenditure indicates both population growth and expansion of services provided.

Two major increases in expenditure will occur in this budget year.

- (a) The increase in per diem rate at Whitehorse General Hospital to \$60.00 - a figure which more truly represents the operating costs of this facility together with increase in per diem rates at hospitals outside Yukon notably Alberta will raise the expenditures of YHIS to an estimated \$2,358,585.
- (b) The introduction of the Yukon Health Care Insurance Plan will call for estimated expenditures of \$1,245,858.

These two items together with the requirements for general health services of \$583,945, give a total estimate of \$4,188,388 for the Health Care System.

Social Welfare

Comparative expenditures for Social Welfare in the past three years reflect an expansion of existing services and development of new programs and supporting facilities in keeping with the growth of social services necessary to meet changing social conditions and the increasing needs resulting from population growth and the rapid pace of socio-economic development in Yukon

<u>Fiscal Year</u>	<u>Total Welfare Expenditure</u>	<u>Total Caseload</u>	<u>Averg. Cost per Case</u>
1969-70 (actual)	\$958,325	1,798	\$532
1970-71 (actual)	1,175,455 + (22.5%)	2,282 + (27%)	515
1971-72 (voted)	1,456,349 + (24%)	2,515(est)+(10%)	579
1972-73 (estimates)	1,891,810 + (30%)	3,025(est)+(20%)	625

The rise in social welfare expenditures in the past three years is due not only to increasing caseloads in child welfare and social assistance, but also to the operating costs of new facilities which provide accommodation and care for children and for our elderly residents. Rapid progress has been made in this three-year period which has seen the construction of a large modern Senior Citizens Home, a fifteen-bed Nursing Home, a Home for multi-handicapped children, Receiving Homes and a number of other child-care facilities designed to meet the variety of problems and needs presented by the children who are placed in the protective care of the Director of Child Welfare. Two new Children's Receiving Homes to serve the northern and southern areas of Yukon are now nearing completion and funds for the operation of these additional facilities are included in this budget.

The establishment of these needed resources for the aged and for children-in-care has added to the quality and effectiveness of the total social welfare program and has resolved the serious problems previously confronting us because of an acute shortage of these types of facilities in the Territory.

The 1972-73 Estimates for Social Welfare represent an increase of \$435,461 over the current fiscal year. This increase is related mainly to the two major statutory programs of family and child welfare services and social assistance, and is attributable to anticipated caseload increases resulting from increasing social problems and unemployment, to higher maintenance rates for the care of children in institutions, foster and group homes and in specialized treatment centres, and to the spiralling costs of food, clothing, shelter, and the other basic necessities of life.

Since 1969, the family and child welfare program has been experiencing caseload growths of between 10% to 20% per annum. The actual caseload for 1970-71 of all services under this program was 1,118. This represented an increase of 38% over the previous fiscal year. The total number of children-in-care during 1970-71 was 509. Notwithstanding an aggressive program of preventative family service, admissions of children to care continue to increase. Excessive drinking, parental rejection, extreme poverty and squalid living conditions continue to be some of the major reasons for children having to be taken into protective care because of severe neglect, malnutrition, abandonment or extreme physical and emotional deprivation.

Provision has been made to expand field services and strengthen area office personnel. This is necessary in view of the increasing social problems in the outlying areas and the need to provide a more extensive service to new settlements and townsites which have been established in Yukon as the result of greater mineral activity and production. Present coverage of these areas is not adequate due to the vast distances, the infrequency of the area Social Worker's visits and particularly because of the rapid growth in population that has occurred in the two areas presently serviced by our Dawson City and Watson Lake field offices.

The other major statutory program of social assistance has also been experiencing caseload growths ranging from 15.8% in 1968-69 to 46.6% in 1970-71. The increases can be related mainly to a rise in the number of unemployed seeking assistance, the lack of full-time employment opportunities for the lower economic groups which consist of under-educated and unskilled persons, and to a heavy influx of transients seeking employment that is simply not available. The program caseload is expected to continue to increase because of population growth, unemployment, an increase in the number of one-parent families requiring maintenance and a greater number of aged persons requiring services and care.

Funds have been provided in the estimates to re-activate the Alcoholism Services Program. With the continuing growth in population and resource development, there has been a corresponding increase in alcoholism and social problems resulting from excessive use of alcohol. Another growing problem requiring attention

is the increasing non-medical use of drugs. At the moment there is no specific program relating to drugs and drug dependency, but it is planned that the Alcoholism Services Division will include in its programming drug usage and other drug associated problems. A program of preventative treatment and education services will be designed in an effort to reduce the incidence of individual and community problems arising as the result of addiction to or excessive use of alcohol and drugs.

The objective of a sound social policy is human well-being. It is essential that we have a concern for the dignity of the individual and the preservation of family life. To achieve this objective, it is necessary to direct our efforts, in a realistic manner, by developing an adequate and effective program of social welfare services. These services are designed to meet today's complex social problems by alleviating poverty and hardship, by providing assistance and care for our aged, by providing services that will assist and counsel families in distress, and ensure the welfare of neglected and underprivileged children.

The 1972-73 Social Welfare budget sets out the financial requirements necessary for the provision of a program of social services that will stimulate the development of a healthy social climate and aid in the social development of our residents.

Corrections

In the Corrections field, developments in two areas in particular are of special interest. These two areas are in the fields of probation and juvenile delinquency.

Since its transfer to the Department of Corrections in 1969, the probation case workload has risen from 30 in February 1969, to 234 in January 1972. The branch has been expanded to include three probation officers on staff and a further increase in the probation case workload is anticipated. The development of probation services is reflected in the figures of \$12,349 in the 1969-70 budget, rising to \$49,584 for the year 1971-72, to a projected total expenditure of \$79,252 for the year 1972-73. Use of probation as an effective and economic tool for rehabilitation is being expanded across the free world. The economic side of this may be measured by revealing that it cost 87 cents per client day during the year 1970-71. Increases in this part of our budget will be accounted for by additional field trips and the extension of services into the outlying communities.

The need for a Juvenile Training Home has become apparent. The present facility is entirely inadequate since it has been used, of necessity, as a co-educational training unit since August, 1971. Up until that time it had been a home for boy juveniles only but, by December 31, 1971, the population of the Training Home had risen to 22, made up of 16 boys and 6 girls. Figures shown reveal that no minies were earmarked to look after the needs of juveniles prior to 1971-72, when all who were then considered to be incorrigible were placed in facilities outside the territory,

on extended probation, or were just running uncontrolled. Operation and maintenance costs of \$199,112 show a significant increase over the \$126,477 voted during the year 1971-72.

It is well that probation has developed in the manner it has since many of those people now enjoying the privileges of probation supervision might have been incarcerated at Whitehorse Correctional Institution for varying periods of time and so swell the figures in that facility. It is interesting to note at this time that, in spite of the extended use of probation, there has been no dramatic decrease in the numbers of inmates in the Institution and those being sentenced are serving, as anticipated, longer sentences than in the past.

In looking at the overall operation of the Corrections Branch, I am sure it will be of interest to be able to tell you that Yukon presently enjoys the lowest recidivism rate in the country. At the last calculation from April 1, 1971 to September 30, 1971, the rate for men was 7.1% and for women nil.

	<u>1970-71</u>	<u>1971-72</u>	<u>1972-73</u>
Administration	\$37,455	\$43,300	\$66,393
Probation	12,349	49,584	79,252
Medium Security Institution	495,250	424,548	481,390
Juvenile Training Home	---	126,477	199,112
Total Corrections Expenditure	<u>545,054</u>	<u>643,909</u>	<u>826,147</u>

Department of Local Government

With the introduction of community planning services we expect to see constructive community development throughout Yukon communities through participative planning and zoning decision, better land use and planned release of lands to the public. The use of the planner's services will be available to Yukon municipalities on a cost basis.

Accommodation Services

As of April 1, 1972, there will be 190 units of accommodation for employees. New residential units planned for construction this year, are at Haines Junction, Dawson City and Watson Lake.

Protective Services

We are fully aware in our desire to improve the quality of life in Yukon, provision must be made to safeguard such gains as we have made by providing places of residence and business with

the necessary protective services.

The Government of the Yukon Territory, realizing the folly of devoting all of our time and energies to such important goals only to see them vanish, the victim of uncontrolled fire, has over the past three years authorized the expenditure of almost \$750,000 in our efforts towards providing the people with the highest standard of protection from fire possible.

It is the intention of the administration to extend this service in 1972-73 to cover the following native communities: Teslin, Carmacks, Upper Liard and Pelly Crossing, at an estimated cost of \$16,000. Substantial progress has been made in the acquiring of the necessary capital equipment, and emphasis in 1972 will be placed on the upgrading of the community provided protective services skills, in the use of this sophisticated equipment, with the confidence that such action will ensure a continual decline in our needless fire waste.

With the Territorial Government assuming responsibility for the maintenance of the Alaska Highway in 1972, the Department of Local Government is at present actively reviewing operation of the Federal Department of Public Works Ambulance Service. We expect such services will also be extended during this year. As part of this proposed ambulance service, a new unit will be delivered this month at an estimated cost of \$8,500 for use at Faro. To assist in continuing the high rate of protective services being provided, an amendment to the Fire Prevention Ordinance will be tabled which imposes a 1% tax on fire insurance premiums.

Municipal Services

The 1972-73 fiscal year will see continued improvements in services provided in Yukon communities. To facilitate this improvement the Municipal Aids Ordinance was presented to you. The budgetary effect of this program is as follows:

1972-73 MAIN ESTIMATES

GRANTS

Details

Per Capita Grant:

City of Whitehorse

1000 at \$46 46,000

10400 at \$40 416,000

462,000

City of Dawson

745 at \$46 34,270

Village of Faro

850 at \$46 39,100

535,370

Grant in Lieu of Taxes		
City of Whitehorse	132,000	
City of Dawson	23,000	
Village of Faro	<u>6,700</u>	161,700
Local Improvement District Expenses		125,523
Frontage Tax		3,000
City of Dawson Water/Sewer		55,000
City of Dawson Conditional Grant		6,000
City of Whitehorse Trucked Water		<u>15,000</u>
		<u>901,593</u>

This compares with 1971-72 Appropriation For Grants Of:

Operation and Maintenance	525,523
Capital	<u>108,000</u>
	<u>633,523</u>

The insect control program will increase in cost to \$44,000 from \$40,000. The additional funding will include the cost of determining the effectiveness of the current program.

Our sewer education service cost has been reduced to \$2,400. Our equipment has been sold to a contractor in the City of Whitehorse. The amount budgeted is estimated as the operational subsidy to provide this service to outlying communities at Whitehorse rates.

It is anticipated that the dust control program cost will increase to \$45,000 from \$36,000 in the 1972-73 period. This increase will permit the use of calcium chloride in communities that are objecting to oiling.

In our capital projects, the largest single item is the loan fund to municipalities which is estimated at \$1,020,000. A land development fund of \$125,000 has been established to cover costs incurred in development of serviced land throughout the territory, \$25,000 will be required to complete the Haines Junction sewer system, \$15,000 will be expended on the new McRae access road, \$22,000 is designated for road and sidewalk construction in outlying communities and \$50,000 will be required for local services. The territorial administration building site acquisition and planning will be undertaken with the \$868,000 provided in these estimates.

Tourism and Information

Tourism has continued its steady growth rate, with the industry now valued at \$12 million annually. At the same time, there has

been a corresponding increase in the general interest in northern affairs and the activity of this government. In recognition of the contribution of this industry towards diversifying the economy; and in recognition of the need for more communication with the public on government activities, the financial support to maintain services in these areas has been increased to \$592,050 for fiscal 1972-73. This represents an increase of \$248,175 over fiscal 1971-72.

The largest portion of this increase has been made available to provide more depth to the programs involving the Yukon tourist plant, general promotion of the visitor industry to a larger audience on a more sophisticated basis, and to bring the information services aspect of the branch into a position where it is operating at a level comparable to similar services in other areas.

A 100% increase, or \$60,000 has been added to the budget for campground maintenance. This program was turned over to the Yukon Territorial Government one year ago and has been increased by the addition of a highway litter barrel program. In keeping with our policy of assessing user fees, it is proposed to introduce a campground fee which is expected to recover 25 to 30% of operating costs.

Game Branch

Concern for the conservation and preservation of wildlife is becoming more important to this administration and the general public each year. Population increases, new and extended roads and more efficient equipment such as the snowmobile and all terrain vehicles make available wilderness areas previously accessible to only a few native trappers and light aircraft. A classic example of this is the Dempster Highway where migrating caribou are forced to run a gauntlet of hunters in an attempt to cross the highway to reach their wintering grounds. Indicative of the policies that allow Yukoners to enjoy hunting privileges at one of the lowest licence rates in North America is the increase in government expenditure on conservation and enforcement. Total expenditures increased from \$68,254 in 1969-70 to \$226,000 in 1972-73 or 337%.

The effect of population growth, combined with more leisure time and improved methods of transportation requires corresponding increases in game personnel and equipment. Where ten years ago, two full-time game guardians aided by a number of ex-officio game guardians provided a relatively efficient wildlife law enforcement agency, this is not the case today. The present complement of seven enforcement officers is barely able to cope with the constantly increasing number of game infractions as well as all other duties related to the conservation of wildlife. This situation will be greatly relieved in 1972-73 with the proposed addition of more efficient vehicles and the installation of a communications system.

In the field of wildlife resource management, the proposed addition of a wildlife biologist and technician and an increase of \$28,000 in operation and maintenance rental of equipment will enable programs of a scientific nature to commence. Of prime importance is the inauguration of a game census to begin in 1972-73 fiscal year.

Library Services Branch

The program of capital construction now being undertaken by the Library Services Branch will be completed by the early summer of 1972. This addition to the Yukon Regional Library building will provide new facilities for the recently established Yukon Archives, and expanded facilities for the Yukon Regional Library headquarters, the centralized library services which the Library Services Branch provides to schools and the Whitehorse Public Library. The operations and maintenance budget for libraries increases by 66% over the previous year's expenditure. The cost of the Archives is included in this increase but the major portion of it goes to increasing the size of school and public library collections so that these collections are better able to do their job of providing library services to Yukon communities. Basically, this means there is more money available for books in 1972-73.

Legal Affairs

The signing of the Police Services Agreement adds \$621,424 to this activity for the 1972-73 fiscal year bringing total expenditures in this area to \$1,129,783. The police services costs will be fully recovered from the federal government outside of the Fiscal Agreement for this year only. All other items within this activity are progressing as planned.

Department of Highways and Public Works

The Department of Highways and Public Works carries out the task of maintaining and improving Yukon's vast transportation network. The operation and maintenance budget for the department shows an increase of \$495,940 over the previous year. This increase represents a road maintenance program cost increase of approximately 6% over the previous year with the remaining increase reflecting additional duties and work to be carried out such as maintenance of additional buildings, the maintenance of additional road mileage, and an increase of \$100,000 for increased highway dust control program.

The building construction program for the department during the coming year is minor and includes the completion of building construction commenced in 1971-72 and one new building to be used in connection with highway maintenance.

The road reconstruction program of the department during the coming year totals 1.7 million dollars and covers the continuation of the upgrading of the Whitehorse-Keno road. We expect

that we will be able to pave the first 10 miles of the Whitehorse-Keno road where the traffic density has been in excess of 1,000 vehicles per day. The Campbell Highway will be widened from the junction of the Faro access road to Mile 318, a distance of 60 miles, at a cost of 1.5 million dollars. This will alleviate dangerous conditions on this section of the Campbell Highway and in future years, the widening program will continue to Mile 363, the junction of the Klondike Highway.

With the acceleration of the federal road construction program for the Dempster Highway, additional road maintenance responsibilities will be required over the next few years. The Ogilvie River maintenance camp was made operational only recently and is now staffed to maintain the Dempster Highway on a year-round basis to the Ogilvie River at Mile Post 123. Oil exploration traffic on this road has been particularly heavy during the past few months.

It is hoped that the second stage of the construction of the Carcross-Skagway Road will be commenced by the federal government during the coming year with the Dempster Highway and the Skagway road then completing the link from the Pacific coast at Skagway to the Arctic coast by 1975.

In the fiscal year 1972-73, this department will have an operation and maintenance budget of \$4,815,007 for its regular responsibilities, with \$3,085,850 being recovered from the federal government under the Federal Engineering Services Agreement. In the capital budget of \$3,358,000, \$2,750,000 will be recovered from the federal government under the Engineering Services Agreement.

Financial Summary

To summarize the overall financial requirements of the Main Estimates, in the operation and maintenance area recoveries under cost-shared programs and the federal operating grant are expected to contribute \$19,466,708 against a total expenditure of \$25,305,022, leaving a balance of \$5,838,314 to be financed from local tax revenues. Our budgetary revenues based on existing tax rates are estimated to total \$6,887,450 resulting in a surplus of \$1,049,136. This surplus will be used to offset new programs that may be proposed in supplementary estimates, to meet unforeseen items that may occur and to replenish our weakened working capital. Tax revenues as indicated above have been based on previously agreed to tax rates. However, a major consideration brought into effect during this year is the federal grant in lieu of taxes now being paid by the federal government on all federal properties within the territory outside of existing municipalities who are eligible to collect their own grant in lieu of taxes on properties within the municipality. This includes a grant in lieu of taxes for school purposes on all federal properties throughout the territory payable to this government.

Capital

The proposed expenditures of \$9,605,000 in the main estimates will be financed by funds to be obtained from the federal government,

with recoveries on cost-shared programs totalling \$2,875,000 and loans totalling \$6,869,000.

As indicated earlier, supplementary estimates are also being tabled to deal with new programs to be introduced during this fiscal year.

The major new program is the takeover of the Alaska Highway system which will add a total of \$5,150,000 to our operating and maintenance budget. This expenditure includes provision for increased spending in administrative areas such as Personnel, Treasury, Records Office, Housing and Accommodation Services and Department of Highways and Public Works general office. The balance of funds will be applied directly to highway and building maintenance. These funds are fully recoverable including administrative costs from the Department of Public Works on an actual cost basis. As part of the highway takeover, it is necessary to increase the garage operation revolving fund by \$650,000 to a total limit of \$1,000,000. Spare parts and materials currently held by the Department of Public Works for the Alaska Highway will be turned over to this government at no cost. As a further consequence of the highway takeover we are proposing to establish a central purchasing and central stores revolving fund with an upper limit of \$500,000. This fund will allow a fully operational central purchasing function and provisions for a central stores to handle all engineering and general office materials and supplies. Studies conducted indicate a potential saving in centralized purchasing and stores in excess of \$500,000 per annum based on material and services purchased in 1969-70 fiscal year. The continued growth of the government since that time should increase this saving.

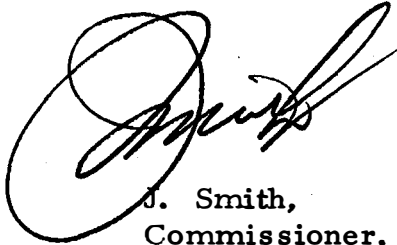
As recognition to our senior citizens we propose to introduce a program of providing additional assistance to them. This plan will be fully detailed in a Sessional Paper.

In conclusion, I would like to summarize what I believe to be the main characteristics of this budget which I have presented for careful scrutiny and full discussion by the Honourable Members of this Council.

It is a methodical budget with all appropriations being determined by applying the principles of program planning budgeting techniques. Expenditures for social and educational activities have been given the highest priority without sacrificing highly essential programs in other activities.

It is a generous budget in that service departments have been allowed new and desirable increases in order to balance their departmental abilities with the operating departmental requirements. It is a realistic budget as a result of many hours of study and discussion at the administrative level.

These three prominent characteristics of the budget express the firm commitment of the Government to setting the highest priority in the development of the territory's human resources. They express the determination of my administration for sound logical growth while keeping our financial affairs in a healthy condition.

A handwritten signature in black ink, appearing to read 'J. Smith', written in a cursive style. The signature is positioned above the printed name and title.

J. Smith,
Commissioner.

March 14, 1972.

1972 (First Session) Sessional Paper No. 14

Mr. Speaker

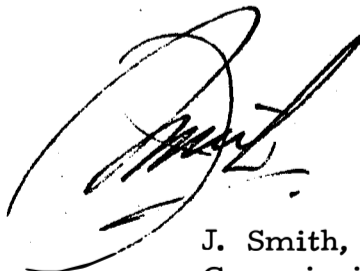
Members of Council

Alberta Gas Trunk Line Company Limited

Recently we received a letter from the above company in which it was suggested that representatives of the company would be willing to send representatives to Whitehorse to make a presentation of Gas Arctic activities to the Council.

The company, in its letter, pointed out that while the Yukon Territory would not be as deeply affected by a gas pipeline as would the Northwest Territories, it felt that a pipeline of the sort the company is studying would have importance for all of the Arctic. The Gas Arctic Group, in particular, is studying a line from Alaska which would cross the Yukon either south of Old Crow or along the Arctic coast, proceed roughly along the Mackenzie River Valley to Fort Simpson and then south to connect with the Alberta Gas Trunk Line system in Alberta. Alberta Gas Trunk Line and Canadian National Railways are the Canadian sponsors of the Study Group. There are also four U. S. partners, including major natural gas distribution and transmission companies.

The company suggested that such a presentation could be made to Council in the evening after a small, informal dinner. The presentation would include speakers plus slides. If Council so desires, arrangements can be made with the Alberta Gas Trunk Line Company Limited to make the presentation they offer.



J. Smith,
Commissioner

March 21, 1972.

SESSIONAL PAPER NO. 15 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

The purpose of this paper is to outline for Council's consideration a new proposal which will provide a supplementary allowance to Old Age Security recipients of the (Federal) Guaranteed Income Supplement and which will also provide additional assistance to non-pensioners who are permanently unemployable and no longer in the labour force, by establishing specific allowances which would be related to the special needs of this group of people and which, together with the established allowances for the basic necessities of life, will provide a basic subsistence level below which no one in this category should fall.

At the present time, every person sixty-five years of age or over is eligible to receive the basic (Federal) Old Age Security pension of \$80.00 per month regardless of his income. In addition to the basic pension, the Federal Government also pays a Guaranteed Income Supplement (commonly referred to as G.I.S.) to recipients of Old Age Security, the amount of which is based on the pensioner's monthly income, exclusive of Old Age Security. The present maximum G.I.S. is \$55.00 per month for a single person and \$47.50 per month each for a married couple, both of whom are in receipt of Old Age Security. A single pensioner with no monthly income would receive the basic pension plus the maximum Guaranteed Income Supplement, a total of \$135.00 monthly or \$1,620.00 annually. Where a pensioner is married and the spouse is also receiving Old Age Security and there is no monthly income, the maximum Guaranteed Income Supplement payable to each is \$47.50 per month, giving each a maximum total pension of \$127.50 per month (basic pension of \$80.00 plus G.I.S. of \$47.50) for a combined annual income of \$3,060.00. These annual incomes are actually below the Poverty Level incomes established by the Economic Council of Canada.

It is recognized that the higher cost of living in the Yukon Territory reduces the dollar benefit of the aged Yukoner's pension in comparison with a pensioner living in one of the southern provinces. A special territorial supplement to all pensioners in receipt of G.I.S. was considered but was rejected on the basis that it would establish a categorical program for a specific group of people when their needs could be met adequately under our existing Social Assistance Program. It would also require special legislation and, since the supplement would not be related to actual need in accordance with established rates of assistance, the cost would not be shareable under the Canada Assistance Plan.

The establishment of a fixed supplementary allowance payable only to aged recipients of the Federal Guaranteed Income Supplement would be creating, in effect, a "preferred category" of person sixty-five years of age and over no longer in the labour force and would result in the provision of a higher income for persons in this one category only. To establish a higher income for indigent old age pensioners who are no longer in the labour force would be manifestly unfair to the "under sixty-five year old" group who are no longer in the labour force because of chronic illness, physical or mental handicap or for other valid reasons.

An allowance to supplement a pensioner's income is available under our general assistance program, however, this allowance

has to be based on the deficit between the income derived from his pension and G.I.S. and the amount of his total basic necessities in accordance with fixed social assistance rates. Many old age pensioners do not apply and many do not qualify for a supplementary allowance since the amount of their pension and Federal Supplement is equal to or higher than the total amount they would be eligible for under the social assistance rates to meet their actual basic needs.

The establishment of equitable allowances for all persons in varying conditions of need is in keeping with the public assistance policy the Social Welfare Branch has been striving to develop, that of having only one general assistance program which would possess the flexibility to embrace all categories of need by recognizing within the one overall program policy the varying requirements of different groups of needy persons, such as, deserted wives and widows with dependent children, the aged and infirm, the blind and disabled, the physically or mentally handicapped, the destitute, the unemployed, etc. The one program would be designed to meet all these varying needs and requirements within the one administrative and legislative framework. Under present government policy Territorial Social Assistance is not extended to registered Indians as this continues to be administered by the Federal Government's Yukon Indian Agency.

We feel that the proliferation of categorical assistance programs should be avoided at all costs and our aim should be to eliminate separate categorical programs, improve the existing General Assistance program and direct our efforts towards the development of an appropriate and effective income security system within the one overall program.

In view of the undesirability of creating any further categorical assistance programs for specific groups of needy persons, and since the Social Welfare Branch already has a well developed Social Assistance Program in operation, we recommend that our existing program of public assistance be broadened to make provision for higher rates of general assistance as well as special allowances designated solely to meet the particular additional needs of the aged pensioner and the non-pensioner, both of whom are permanently excluded from the labour force and are considered to be in need of long-term assistance.

The Federal Government views the Guaranteed Income Supplement as a form of "guaranteed income technique". In fact, the combined Old Age Security-Guaranteed Income Supplement is a guaranteed annual income system for pensioners with little or no other income than their pension and G.I.S. Certain changes have to be made in our present welfare system if we are to make any inroads in dealing effectively with the poverty situation. We consider our proposal to be an innovative approach in achieving this goal by incorporating within our present social assistance program revised schedules of rates and allowances which will establish a minimum level of subsistence and which will have the effect of providing needy old age pensioners with a supplementary allowance and the permanently unemployable and incapacitated person under sixty-five years of age will also be assured of a social allowance that will meet the established basic subsistence level.

The minimum subsistence levels proposed for recipients of Federal Old Age Security who receive the G.I.S., and for non-pensioners no longer in the labour force have been established by employing

the pre-added budget concept in relation to increased assistance rates and the special allowances set for this group of persons. These are as follows:-

	<u>Monthly</u>	<u>Annually</u>
1. <u>Single</u>		
Proposed minimum subsistence level (total of pre-added components)	\$ 160	\$1,920
Less:		
Income from Old Age Security-G.I.S.	<u>135</u>	<u>1,620</u>
Amount of Territorial supplement to meet minimum subsistence level	<u>\$ 25</u>	<u>\$ 300</u>
2. <u>Married Couple</u> <u>(both in receipt of OAS/GIS)</u>		
Proposed minimum subsistence level (total of pre-added components)	300	3,600
Less:		
Income from combined Old Age Security-G.I.S.	<u>255</u>	<u>3,060</u>
Amount of Territorial supplement to meet minimum subsistence level	<u>\$ 45</u>	<u>\$ 540</u>
3. <u>Married Couple</u> <u>(one spouse only in receipt of OAS/GIS)</u>		
Proposed minimum subsistence level (total of pre-added components)	300	3,600
Less:		
Income from combined Old Age Security-G.I.S.	<u>135</u>	<u>1,620</u>
Amount of Territorial supplement to meet minimum subsistence level	<u>\$ 165</u>	<u>\$1,980</u>

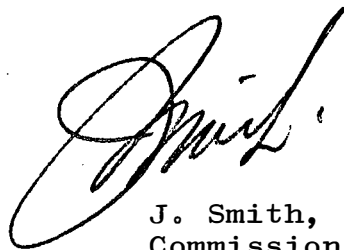
The minimum subsistence levels proposed above compare favourably with the 1970 Poverty Levels established in 1969 by the Economic Council of Canada and updated by the increase in the consumer price index in the past two years. It is recognized that it is virtually impossible to establish a basic level of annual subsistence that is going to meet the actual needs of each individual or family because of the many different living conditions and varying circumstances of people. However, the subsistence levels outlined heretofore will provide a basis for the granting of a supplementary allowance to Yukon old age pensioners in receipt of the Federal Guaranteed Income Supplement, and an equitable subsistence allowance to other permanently unemployable persons in this category. This minimum subsistence level can also serve as a basic guideline for further development of the existing Social Assistance program.

This new proposal for this specific group of people will be administered on the needs test basis as required for cost-sharing benefits under the Canada Assistance Plan. Eligibility for the allowance to meet the person's income deficit in relation to the established minimum subsistence level will be related to the applicant's financial circumstances and his total needs. We are all acutely aware of the fact that a very large percentage of aged Yukoners receiving the Old Age pension and Federal Supplement will qualify on the basis of need for the Territorial supplementary allowance, and that a great number of other non-pensioners who are permanent exclusions from the labour force because of permanent incapacitation will also qualify on the basis of need for the minimum subsistence allowance.

With the flexibility inherent in our existing Social Assistance program together with the increased rates of assistance, the total basic and special needs of all categories of persons and families in need will be more adequately met and a better level of subsistence provided. Present rates of assistance need to be adjusted upwards to reflect changes in living costs, consumption patterns and improvements in the general standard of living.

The implementation of the proposed minimum subsistence level for old age pensioners in receipt of Federal G.I.S. and for those under sixty-five years of age and no longer in the labour force, will result in additional costs in our Social Assistance program estimated at approximately \$66,000.00 per annum, of which \$33,000.00 would be recoverable under the Canada Assistance Plan. Provision of funds in the gross amount has been made in the Social Welfare Branch's 1972/73 Estimates so that payment of the proposed allowance can be put into effect on April 1st, 1972, provided your support and approval of this proposal are obtained.

At the moment, it is our desire to obtain the views of members of this Council with respect to this proposal which, if recommended by Territorial Council for implementation, will help considerably in the alleviation of hardship and improve the standard of living of this silent group of poverty stricken people.



J. Smith,
Commissioner.

February 3, 1972

LEGISLATIVE RETURN NO. 1 - 1972 (FIRST SESSION)

Mr. Speaker

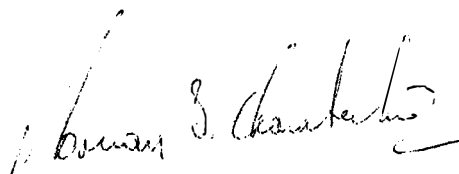
Members of Council

Department of Health, Welfare & Rehabilitation
Corrections Branch

On Tuesday, February 1st, during Question Period, Councillor J.K. McKinnon asked Question No. 1 as follows:

"Has any prisoner at the Whitehorse Correctional Institute been placed in solitary confinement when he has been sentenced to gaol for an impaired driving charge? If so, what were the circumstances demanding solitary confinement?"

The answer to the question is No.



Norman S. Chamberlist,
Member, Executive Committee

4 February, 1972

1972 (FIRST SESSION)

LEGISLATIVE RETURN No. 2

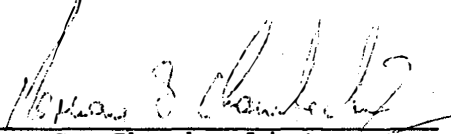
Mr. Speaker
Members of Council

Yukon Health Care Insurance Plan

On February 1st, 1972, during the Question Period, Councillor Stutter asked the following question:

"Now that the 1971 census has been completed, what population figures are being used to estimate premium revenue? Also could we have a breakdown of those figures?"

The 1971 census figures have not yet been released but for the purpose of estimating premium revenue a population of 20,000 is being used.


Norman S. Chamberlist,
Member, Executive Committee

Mr. Speaker

Members of Council

On Thursday, February 3rd, Councillor Tanner asked Question No. 2 as follows:

"Can the Commissioner assure this House that if this Council passes Bill No. 8, Rental-Purchase Housing Ordinance, the Territory will not assume responsibilities of the Federal Government under the Indian Act, towards Indians for their housing?"


The answer to the question is:-

"The Indian Act does not designate the provision of housing for Indians as a Federal responsibility.

Consequently the introduction of a Territorial Housing Program would not relieve the Federal Government of its statutory obligations since the Yukon Territorial Government proposed Territorial Program intends to make available adequate housing to any low income family resident in the Yukon regardless of ethnic origin.

It has been assumed that there might well be Indians who would wish to participate.

Treasury Board has made it clear that if the Yukon Territorial Government program is introduced no additional funds could be made available for a similar program exclusively for Indians. However Treasury Board has approved Federal financial responsibility for operating deficit in respect of Indian and Eskimo tenants."


G. K. Fleming
Member, Executive Committee.

Mr. Speaker

Members of Council

On Monday February 7th during the Question Period
Councillor Tanner asked the following question:

"Concerning the expropriation which took place
in the City of Whitehorse some months ago, I
would request the Commissioner to present to
the House what action has been taken so far,
which will not divulge any private negotiations,
but will give the House some indication of how far
the Territory has proceeded."

The answer to the question is:

- (1) The necessary soil tests have been completed
and the site has been found satisfactory for
the construction of a Territorial Building.
- (2) A firm of qualified Property Appraisers,
Messrs. Cunningham & Rivard of Vancouver B.C.
has been appointed by the Yukon Territorial
Government to carry out a detailed evaluation
of each property in the expropriated area.
This work of evaluation is scheduled to start
on or about 14th February, 1972.

The schedule of events called for the appraisals
to be completed and offers made to the registered
property owners on or before 20th March, 1972.


G. K. Fleming
Member, Executive Committee

Mr. Speaker

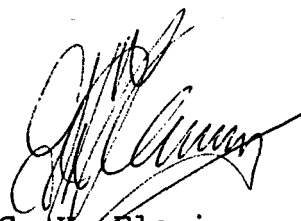
Members of Council

On Friday, February 11th, Councillor Taylor asked the following question:

"It has been my understanding from the Administration that the Airstrip, the Emergency Airstrip, at Mile 278 on the Campbell Highway is being maintained on a year around basis. I learned from reading correspondence from Faro that indeed this is not the case. Indeed at the present time it is not being maintained. I am wondering if the Commissioner could give me information as to whether or not it is the intention of the Administration to maintain this Airstrip."

The answer to the question is:-

"This Strip is maintained on a year round basis. The incident referred to occurred during and after the snowfall of 15th and 16th January, 1972. A severe drop in temperature on the 17th prohibited the operation of equipment, and consequently the Strip was not cleared of snow until January 24th, 1972."



G. K. Fleming
Member, Executive Committee

1972 (First Session)

LEGISLATIVE RETURN NO. 6

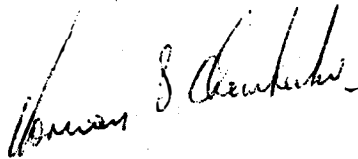
Mr. Speaker,

Members of Council

On Wednesday, 16th February during the Question Period Councillor McKinnon asked the following questions:

"I would like to know how many juveniles are presently in the Wolf Creek Institute. I would like to know how many of them are native, and I would like to know if there are any native guards on staff at the Wolf Creek Institute."

There are presently 16 juveniles in the Wolf Creek Juvenile Training Home, 10 of whom are native. There are no native guards at the Wolf Creek Juvenile Training Home.



Norman S. Chamberlist,
Member, Executive Committee

February 16, 1972

LEGISLATIVE RETURN NO. 7 - 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

On Monday, February 14th, 1972, Councillor Taylor asked the following question:-

"I have noted a clip in the Faro Raven respecting a City Council meeting where they state that the Village has been asked by the Department of Local Government to collect the Territorial school tax by adding \$5.00 to \$6.00 to trailer rentals. The Village has expressed reluctance to act as a collection agent and has made a second request to the tax department and a visit and explain the tax assessment. I wonder if Mr. Commissioner would advise why taxes are collected in this manner when, indeed, I believe all trailers were to be assessed in another manner."

The answer to that question is:-

The Village of Faro has indicated to the Department of Local Government that the trailer owners in the Faro Trailer Park are very transient and have also indicated that the turn-over is in excess of 600% per annum. This turn-over rate leads to the situation whereby the majority of the trailers in the Park, while they are being assessed and billed for taxes, the amount of the taxes collected is very small. This results, of course, from the delay between the time the assessment is made and the time that the tax notices are sent out. The recommendation of the Department of Local Government was that the City Council consider Section 117 of the Municipal Ordinance which allows for the licencing of trailers which would result in the occupant paying a monthly amount in the same manner as stall rentals. It was further recommended that the rate or the amount of the licence fee should be set out as a uniform amount per stall space regardless of the size of the trailer. This licencing procedure would be in lieu of the imposing of taxes. In further discussions with the Village Officials it was further noted that the Village could, in fact, charge each trailer owner with a \$5.00 to \$6.00 per month amount which would be designated as taxes on the monthly billing. These taxes could then be applied to the annual tax collectible on the trailers in the Faro Trailer Park. The \$5.00 to \$6.00 per month has been based on the 28 trailers that were in the Trailer Park at the time of the last assessment and on a mill rate of 26 mills per annum.

A Member of the Department of Local Government has been requested to meet with the Village of Faro Council and this will be done at their convenience.

A handwritten signature in black ink, appearing to read 'G. K. Fleming', written in a cursive style.

G. K. Fleming,
Member, Executive Committee.

1972 (FIRST SESSION)

LEGISLATIVE RETURN NO. 8

Mr. Speaker,

Members of Council

On Wednesday, 16th February during the Question Period Councillor Tanner asked the following questions:

"How many inmates of the Wolf Creek Institution have been released recently, and how many charges have been laid against the same releasees in the last week?"

"How many inmates have been released in the last two weeks, and how many charges have been laid in the last week?"

Within the last week 4 juveniles have been released from the Wolf Creek Juvenile Training Home and a total of 5 juveniles have been released within the last two weeks. No charges have been laid against these juveniles in the last week.



Norman S. Chamberlist,
Member, Executive Committee

1972 (FIRST SESSION)
LEGISLATIVE RETURN NO. 9

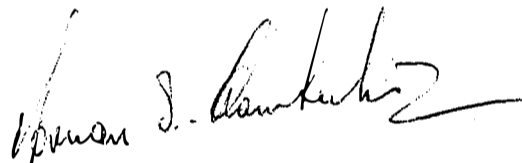
Mr. Speaker,

Members of Council

On Thursday, February 17th, Councillor Tanner asked the following question:

"Who pays the medicare premiums for a common law wife?"

The answer is that the Plan is not concerned as to the source of the premium. If Councillor Tanner is seeking to establish that a common law wife could be registered as a dependent under the Yukon Health Care Insurance Plan the answer would be in the affirmative.



Norman S. Chamberlist,
Member, Executive Committee

February 21, 1972

LEGISLATIVE RETURN NO. 10 - 1972 (1st Session)

Mr. Speaker

Members of Council

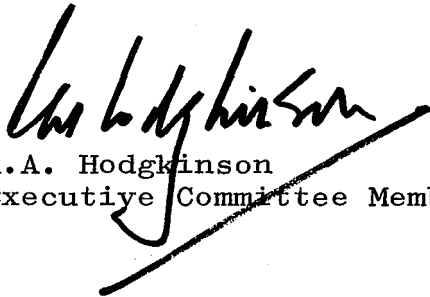
On Wednesday, February 16, Councillor C. Tanner asked the following question.

"Who sets front footage rates in Porter Creek for the cost of water; who determines how much it is going to be and why has it fluctuated in the last three years?"

The answers to the above question are as follows:

The foot frontage rates are set by the Commissioner under the authority of the Taxation Ordinance.

The method of determining the front footage rate in the past has been very involved and attempted to relate the annual operation and maintenance cost to the amortized cost of the capital invested. The current proposed rate of 61¢ per front foot is based on the recovery of the remaining unamortized capital cost applicable to this project applied to the total front footage of property serviced by this system. The rate of 61¢ will apply for the next 18 years and will retire the users portion of the capital cost of this project.


R.A. Hodgkinson
Executive Committee Member

Mr. Speaker

Members of Council

On Thursday, February 17th, Councillor McKinnon asked the following question:

"I wonder if Mr. Administrator is aware of the hardship that is being forced upon the operators of service stations and gasoline outlets along the highway, as a result of being asked to cut the price of their products six or seven cents a gallon to be sold to the Territorial Government, when they have been receiving the full price over the years while selling to the Federal Department of Public Works. I wonder if the Administration could look into it."

The answer to the question is:-


"It is indeed true that the Federal Department of Public Works fuel contracts cover only discounts allowed by the various Oil Companies on a competition basis and discounts for Fuel Oil Tax which DPW does not have to pay under our Ordinance.

Price reductions received by the Territorial Government under our contracts have, for many years, consisted of the following discounts:

- (a) Federal Sales Tax Exemptions
- (b) Territorial Fuel Oil Tax Exemption
- (c) Discounts granted by Oil Companies (competitive)
- (d) Discounts from dispensing charges granted by individual Public Outlets (competitive).

The YTG method of calling Tenders is, therefore, more competitive than DPW's. Both the Oil Companies and the individual outlets may cut their prices to obtain YTG business. Therefore, if a particular Public Outlet is not willing to give a dispensing discount and his competitor at or near the same location is willing to give a dispensing discount, then it is quite possible - depending on the overall discount - that this particular station may lose YTG business. Competition is the name of the game and it is the duty of the government to obtain as much value as possible with the expenditure of public funds.

As far as I am aware, no complaints have been received from owners of Public Outlets along Territorial Highways where our system has worked satisfactorily for many years. It is felt that no exception should be made for Public Outlets along the Alaska Highway."


G. R. Fleming
Member, Executive Committee.

LEGISLATIVE RETURN NO. 12 - 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

On Friday, February 18th, Councillor Stutter asked the following question:

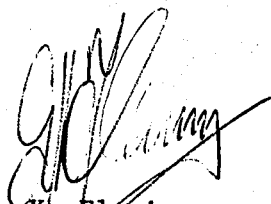
"Have any plans at all been made or any studies been made to alleviate the erosion of the bank in Old Crow, in front of the R.C.M.P. barracks and the rest of the Village?"

The answer to the question is:

"This matter has been investigated by the Department of Highways and Public Works and it has been concluded that the most economical method of rectifying the problem is to re-establish the bank using gravel fill. The fill would be protected by rock rip rap.

The estimated cost of the work is \$70,000.

I have passed the foregoing information to the Department of Indian Affairs and Northern Development, requesting that an effort be made to provide funds for the project in the 72/73 fiscal year."



G. K. Fleming
Member, Executive Committee

March 3rd, 1972.

LEGISLATIVE RETURN NO. 13 - 1972 (1st Session)

Mr. Speaker,
Members of Council


On Friday, February 18th, 1972, Councillor Taylor asked the following questions:

- "1. Has a programme of narcotics education been instituted within the Territorial school system?
2. If so, at what grade levels is such a programme in effect?
3. Generally what form does this instruction take?"

The answers to these questions are:

1. There is no formal programme of narcotics education in the Yukon schools at the present time. Effective September, 1972, a new guidance programme for secondary schools and a new programme for elementary schools entitled Human Life Science will be introduced.
2. These programmes will cover all elementary and all secondary grades.
3. (a) At present, the following steps have been taken. All schools have been provided with full information on drugs that may be encountered. This information has been prepared by the Drug Abuse Education Unit of the Department of Mental Health and Welfare. The information is used differently in various schools. At the secondary level, the main emphasis has been on individual counselling of children where contact with drugs is suspected and in surveillance of those suspected of non-medical use. The approach has largely been informational. The Department has discussed present and future approaches with all principals at a recent principals' conference where one session was devoted to this topic. It has also had meetings on the topic with the administrative staffs of the two major secondary schools in Whitehorse.

- (b) The new programmes provide at the secondary levels for practical suggestions to start students thinking seriously about the personal and social implications of drug use and abuse, so that wise decisions may be reached. The elementary programme will be designed to supply accurate information about drugs and their effects. There will therefore be a unified programme from Grade 1 to Grade 12. Knowledge alone will not solve the drug abuse problem. Actual behaviour is determined by individual personality and its reactions to the mores and attitudes established by society as a whole.


Hilda P. Watson,
Member,
Executive Committee.

March 14, 1972.

LEGISLATIVE RETURN NO. 14 - 1972 (1st Session)

Mr. Speaker

Members of Council

LPRT Facility - Ross River

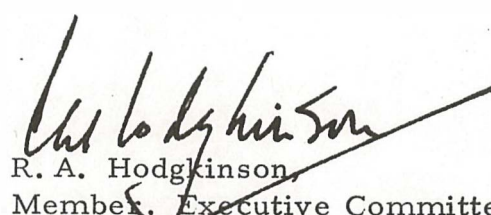
and

Telstat Ground Station - Teslin

On February 4, Councillor Taylor asked Question No. 3 asking us to communicate with the Canadian Broadcasting Corporation in order to determine installation dates for an LPRT facility for Ross River and a telestat ground receiving station for Teslin.

Members of Council will undoubtedly remember that the first part of this question was raised in Council at its Third Session in 1971 and our reply at that time was that the Canadian Broadcasting Corporation had reached no decision regarding the installation of an LPRT at Ross River. The Canadian Broadcasting Corporation, however, subsequently did decide to instal an LPRT facility at that settlement as soon as circumstances permitted. The holdup stems from the high construction charge for a program circuit involved which the CBC feel is exhorbitant. As an alternative, the Canadian Broadcasting Corporation has decided to include the Ross River facility in the specifications for a new radio network contract which is to be tendered on this year. Should the CBC be able to successfully negotiate the new radio network contract, then it is highly likely that the Ross River LPRT can be installed in 1973.

As far as the second part of the question is concerned, Members of Council undoubtedly know that the frontier package television installations throughout the Territory are to be converted to ground receiver transmitters once the satellite "Anik" is launched later this year. As far as Teslin is concerned, this settlement is designated as a possible site for installation of a ground receiver transmitter sometime between the launching of the satellite and 1976.


R. A. Hodgkinson,
Member, Executive Committee.

17 March, 1972

LEGISLATIVE RETURN No. 15 - 1972 (FIRST SESSION)

Mr. Speaker

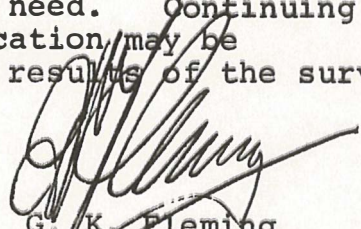
Members of Council

YUKON TERRITORIAL RENTAL-PURCHASE
HOUSING PROGRAM.

The following proposed construction schedule has been prepared for the 460 housing units to be built under the Yukon Territorial Rental-Purchase Housing Program

<u>Construction Year</u>	<u>1972</u>	<u>1973</u>	<u>1974</u>	<u>1975</u>	<u>1976</u>	
<u>Community</u>						<u>TOTAL</u>
Ross River	10		10	10		30
Dawson City	20		10	10		40
Haines Junction	10		10	10		30
Pelly		10				10
Carmacks		10		10		20
Stewart Crossing		10				10
Watson Lake		20	20		20	60
Whitehorse			20	40	50	110
Teslin		10	20		10	40
Upper Liard		10	10			20
Old Crow				20		20
Carcross		10				10
Burwash		5		5		10
Beaver Creek		10				10
Destruction Bay		5		5		10
Mayo			20	10		30
Totals for each Construction year	40	100	120	120	80	460

This allocation has been based on proven need. Continuing surveys will be carried out and the allocation may be recommended for amendment to reflect the results of the surveys.


G. K. Fleming
Member, Executive Committee.

March 22, 1972.

1972 (First Session) Legislative Return No. 16

Mr. Speaker

Members of Council

Yukon Lotteries

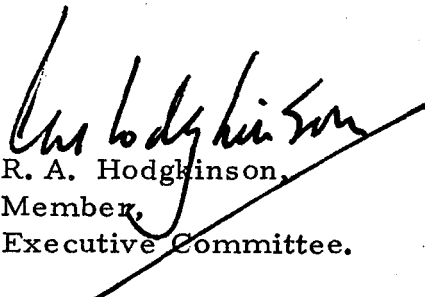
On February 10, Councillor Stutter asked Question No. 4 as follows:

On October 20, 1971, there was a letter sent to the Yukon Betterment Society stating that the Administration would look into running of lotteries in North America. After they received this information, they would consider having a meeting with the Executive Committee to discuss the aims of that Society.

Has that information been obtained and have the aims of the Society been discussed by the Executive Committee? If so, are those aims approved by that Committee?

As far as the first part of the question is concerned, the administration has obtained considerable information about the management of lotteries.

In regard to the second part of the question, i. e., the aims of the Society, these have not been discussed for the Yukon Territorial Government cannot, in any event, allow it to conduct a lottery scheme. The Yukon Territorial Government has, moreover, in the first instance, decided that should a Yukon-wide lottery be conducted, it will be managed by the government. The required legislation is now under consideration and will be presented to Council at an appropriate time.


R. A. Hodgkinson,
Member,
Executive Committee.

March 27, 1972

LEGISLATIVE RETURN NO. 17 - 1972 (FIRST SESSION)

Mr. Speaker

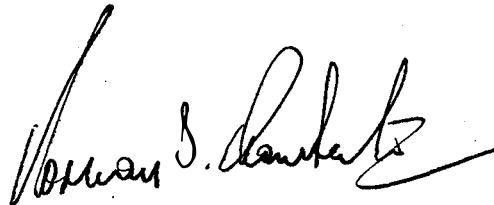
Members of Council

On Friday, February 18th, 1972, Councillor Taylor asked the following questions:

- "1. Have treatment and counselling facilities been established anywhere in the Yukon Territory for persons involved with drug use or abuse?
2. If so, have such facilities been advertised by any method to the general public?
3. If so, generally, what is the nature of such program?

The answers to these questions are:

1. No.
2. Not applicable. See answer to No.1.
3. Not applicable. See answer to No.1.



Norman S. Chamberlist,
Member, Executive Committee

27 March, 1972

LEGISLATIVE RETURN No. -18- 1972 (FIRST SESSION)

Mr. Speaker

Members of Council

Site of the Territorial Office Building

On Monday March 27 the following question was asked by Councillor C. Tanner, as follows:

"Will the Administration table the name of the firm of appraisers and also the amounts of the individual offers."

The answer to the question is:

"The name of the appraisers is Cunningham & Rivard Appraisal Ltd of 107-140 W. 15th St. North Vancouver, B.C. who, in their letter of transmittal comment as follows:

"Reference is made to your letter dated January 31, 1972 requesting an appraisal of certain expropriated properties in Whitehorse, Yukon Territory for the purpose of determining compensation to be paid.

These properties which are more particularly described were personally inspected.

On the basis of this inspection and subsequent analysis of data gathered during our investigations, it is our opinion that the compensation payable, in total, amounts to Eight Hundred and Forty-four Thousand Six Hundred Dollars (\$844,600.00).

A summary of the compensation for individual properties is given herewith:

Property of Frank Mikusch, Property "A"	18,500.00	
Property of Northern Airways Ltd. Property "B"	35,000.00	
Property of Baranov Motels Ltd, Property "C"	25,000.00	
Property "D"	35,000.00	
Property "H"	26,100.00	
Property "M"	182,000.00	
Property "I"	19,800.00	
<u>Total Value Baranov Motels Ltd.</u>		<u>\$287,900.00</u>
Property of E & L Brennan, Property "E"	30,000.00	
Property of Edmund Quinn Property "F"	19,500.00	
Property of Edmund Belway Property "G"	13,700.00	
Property of John Charles Irvine Property "J"	16,700.00	
Property of Molloy's Frozen Foods Property "K"	140,000.00	
Property of Alpine Hotel and Bamboo Lounge Property "L"	250,000.00	
Property of Samuel H. Graves Property "N"	33,300.00	
TOTAL VALUE OF ALL PROPERTIES	\$844,600.00	


G. K. Fleming
Member, Executive Committee.