

JOURNALS OF THE
COUNCIL OF THE YUKON TERRITORY
SECOND SESSION - 1951

J O U R N A L S
of the
COUNCIL OF THE YUKON TERRITORY

Wednesday, October 3rd, 1951
3 o'clock p.m.

This being the first day of the Fifth Session of the Fifteenth Wholly Elective Council of the Yukon Territory, pursuant to a Proclamation of the Commissioner of the said Territory, date the 24th day of August, 1951, the members having subscribed to the oath, took their seats.

The Speaker assumed the Chair and directed the Clerk of the Council to inform the Commissioner that Council was now assembled awaiting his pleasure.

Mr. A. H. Gibson, Commissioner of the Yukon Territory, being received to the Council, delivered the following address to Council:

MEMBERS OF THE LEGISLATIVE COUNCIL:

It gives me great pleasure to welcome you to the Fifth Session of the Fifteenth wholly elective Council of the Yukon Territory.

With all his subjects you shared the anxiety that has been felt over the serious illness of His Majesty King George the Sixth, and will share in full measure the great thankfulness with which we hear the news that he is making a good recovery, and is daily gaining in strength.

You will also share the pleasure **and** loyal satisfaction with which the people of Canada hear that the Princess Elizabeth and her husband, the Duke of Edinburgh, in confidence of his early recovery are planning to make their postponed visit to Canada. Their tour will not bring them to the Yukon, it is true, but it would be fitting that messages might be sent expressing our thankfulness for His Majesty's recovery, and the pleasure with which the loyal people of the Yukon look forward to Her Royal Highness' expected visit.

Since your last meeting the Government has entered into a contract with Marwell Construction Company, Limited, for the consolidated school at Whitehorse, and this building has now progressed to the point where it is now certain that it will be closed in before the winter weather becomes too severe. The heating installation is partly completed, and one boiler is ready to be put in use so that work can continue during the winter and give assurance that the contract will be completed within the prescribed time.

In addition to the Whitehorse School a new school has been built at Teslin. It has advanced to the point where it will

be ready any day for the accommodation of a teacher and the pupils, but the plans which were made for bringing water to the building had to be abandoned for this year. A temporary arrangement is being made and will serve our purpose until next spring when some more feasible plan for permanent water supply can be determined upon. It is probable also that the costs will exceed the appropriation made and you will be asked to give consideration to providing an extra amount.

The hospital facilities at Mayo are proving unsatisfactory and inadequate to meet the demands of that growing settlement. The Superintendent of Buildings has made a survey of the building and it is hoped that plans may be ready in time to submit to you for a re-arrangement of part of the interior of the present building and a slight addition which it is thought will enable us to make better use of our space and give sufficient accommodation for the expected use of the hospital.

The Mayo Mining District gives every prospect of developing soon to a very considerable mining camp, and it is plain that much greater hospital accommodation is going to be required in the near future. You will be asked to consider whether plans for a suitable extension to this hospital should not now be made in conjunction with the Mining Companies who are making developments in that area.

The addition to the Whitehorse Hospital is nearing completion, but, as with much other building which is in progress at the present time, the costs are exceeding our estimates. The Superintendent of Buildings will report in detail on this matter, and provision will have to be made to finance the completion.

A major undertaking of the Administration this year was the maintenance of the Whitehorse-Mayo road. This necessitated an increased roads staff, new equipment, and presented various new problems of management. In addition it must be said that the standard of construction of one main section of the road was disappointingly low. The Superintendent of Roads has made a good job of a difficult task and deserves commendation. The difficulties will be solved as we gain experience, and as the standard of the road improves with good maintenance better results will be shown. It also becomes obvious that some clarification is needed of our agreement with the Federal Government for the maintenance of this road, as well as a more liberal allowance for the work to be done.

Development of the Yukon mineral resources is moving ahead rapidly, and will present additional problems in the way of providing schools, increased hospital accommodation, and making and maintaining mining roads. These are subjects which will require your careful consideration, and they justify taking special measures now to provide for expected developments.

A revision of the Game Ordinance has been receiving careful study, and this revision will be ready for consideration and enactment at the present session.

(3)

In addition there will be submitted for your consideration the following measures,-

An Ordinance to Amend "An Ordinance Respecting Hire Receipts and Conditional Sales of Goods";

An Ordinance Empowering the Deputy Minister (Taxation) of the Department of National Revenue of the Government of Canada to Exercise the Powers and Duties Imposed on the Commissioner of the Yukon Territory by the Yukon Corporation Income Tax Ordinance;

An Ordinance to Amend "The Vital Statistics Ordinance";

An Ordinance to Amend "The Yukon Medical Ordinance";

An Ordinance to Amend "The Poll Tax Ordinance, 1918";

An Ordinance to Amend "The Yukon Territorial Public Service Ordinance";

An Ordinance to Amend "The Motor Vehicle Ordinance";

An Ordinance to Amend "The Motion Picture Ordinance";

An Ordinance to Amend "The Government Liquor Ordinance";

An Ordinance to Provide for the Creation of Liens Against Estates of Indigent Persons;

An Ordinance Respecting Credit Unions;

Fur Export Tax Ordinance;

The Yukon Game Ordinance.

Any assistance which Mr. Wylie or Mr. Smith can give you will be gladly given, and I am confident you will give to the various measures submitted your careful consideration.

Mr. E. J. Corp, Speaker of the Council, replied to the message of the Commissioner, as follows:

"Mr. Commissioner, it is my desire to express on behalf of the members of this Council our desire to deal with all matters that may come before Council with a full measure of consideration and to offer our cooperative effort in establishing beneficial legislation. To this end we extend our thanks for your splendid direction as outlined in your address to Council. We, as members of Council, wholeheartedly endorse your reference to the serious illness of His Majesty King George VI, and desire that he may again be restored to full health to lead

his subjects through these difficult times.

In closing, may I assure you that this Council will endeavor to fulfill our obligations to the best of our ability."

Mr. Commissioner acknowledged the address of Mr. Speaker, and retired from Council.

Mr. Speaker then read the Orders of the Day, and directed the Clerk of the Council to present the petitions.

The Clerk informed Mr. Speaker that no petitions in proper form had been received.

Mr. Speaker then directed that if any member desired to present any motions that they would be received.

Mr. R. G. Lee, Member for Whitehorse, gave notice of motion to introduce at next sitting of Council the following Bills:

1. An Ordinance to Amend "An Ordinance Respecting Hire Receipts and Conditional Sales of Goods".
2. An Ordinance Empowering the Deputy Minister (Taxation) of The Department of National Revenue of the Government of Canada to Exercise the Powers and Duties Imposed on the Commissioner of the Yukon Territory by the Yukon Corporation Income Tax Ordinance.
3. An Ordinance to Amend "The Vital Statistics Ordinance".

Mr. C. J. Lelievre, Member for Dawson, gave notice of motion to introduce the following Bills at next sitting of Council:

- Bill No. 4 - An Ordinance to Amend "The Yukon Medical Ordinance".
- Bill No. 5 - An Ordinance to Amend "The Poll Tax Ordinance, 1918".
- Bill No. 6 - An Ordinance to Amend "The Yukon Territorial Public Service Ordinance".
- Bill No. 7 - An Ordinance to Amend "The Motor Vehicle Ordinance".

Notice of motion was accepted by Mr. Speaker, and the Clerk was directed to place the motion on the Orders of the Day for Thursday, October 4th, 1951.

Mr. R. G. Lee moved that Mr. Speaker do now leave the chair and the Council now form itself into a Committee as a whole to discuss certain matters relative to the deliberations of Council.

The Clerk submitted for consideration of Council the following matters:

1. The request from representative associations to have a slogan for the Territory attached to the Motor Vehicle plates, for advertising the Yukon.
2. Request from Whitehorse City Council to set aside the sum of Five Thousand Dollars, voted by the Council on May 11th, 1951, for the purpose of rebuilding Fourth Avenue.
3. Request from E. C. Knott, for special consideration for persons engaged in Agriculture being exempt from paying Toll charges on the May-Whitehorse Highway.
4. The request of the President, Mayo Utilities Company, Limited, for a franchise for the Mayo area telephone service.

Mr. R. G. Lee indicated to the Council that it was his desire to place before Council certain data relative to the Cocktail Lounge Ordinance, and especially concerning the matter of issuance of licence to bona fide clubs.

A lengthy discussion was entered into relative to the request from associations re. advertising on the licence plates. Mr. R. G. Lee was in favor of the slogan "Land of the Midnight Sun", while Mr. Lelievre was in favor of the "Trail of 98". It was finally decided that part of each would be used. The title "Land of Midnight Sun" together with a crest of a miner with pan, pick and shovel be raised alongside.

Mr. C. J. Lelievre requested the Clerk for information concerning ways for complying with the request of the Whitehorse City Council.

The Clerk indicated that there were two ways open to Council, namely:

1. That the funds be transferred to a Trust Account specially designated for the purpose.
2. That the Council revote the funds at its next Session in Supply Bill.

The Committee decided to recommend that the monies be disbursed to a special Trust Fund prior to March 31, 1952, to be disbursed when required by the Whitehorse City Council on evidence of work having been undertaken to complete the project.

3. Request from E. C. Knott was recommended to be held over for consideration when the matter of the Toll legislation was under consideration.

Mr. R. G. Lee then presented to the Committee his findings relative to the operation of Cocktail Lounges in Whitehorse, and recommended that the Commissioner be requested to consider the amendment of relative regulations providing for daily closing between the hours of 6 and 7 p.m.

It was also Mr. Lee's considered opinion that consideration should be given to providing legislation for the granting of a licence to bona fide benefit lodges or clubs under strict regulation. Mr. Lee pointed out that in his constituency there were two splendid organizations that had been granted licences under the "Sale of Beer Ordinance". These organizations had done a commendable amount of welfare work among the children and unfortunate citizens of the community, but due to the opening of two Cocktail Lounges in the City, were finding their resources cut so drastically that they would be forced to close.

At the request of Mr. C. J. Lelievre, the question was held over for further consideration, and obtaining of information.

On motion of Mr. C. J. Lelievre the Committee reformed into Council, Mr. Speaker having resumed the chair.

Mr. R. G. Lee, Member for Whitehorse, motioned that the matters discussed by Committee be referred back to Council for approval.

On motion of Mr. C. J. Lelievre, the following recommendations were approved by Council:

1. That a slogan be placed on all Motor Vehicle Licences issued by the Territory, being a figure of a miner with his pan, pick and shovel, and the words "Land of Midnight Sun" be displayed thereon.
2. That the sum of Five Thousand Dollars be placed in a Trust Account to be designated Funds for Fourth Avenue road, City of Whitehorse, on or before the 31st day of March, 1952.

Motion of Mr. R. G. Lee, Whitehorse, that the Commissioner be requested to convey to His Majesty King George VI the sympathy and fervent desire that a full and speedy recovery may be his Majesty's experience, and to also extend to their Royal Highness, Princess Elizabeth and Phillip, Duke of Edinborough, a heartfelt welcome to Canada on their proposed visit.

The Council adjourned at 5:30 p.m.

Clerk

Speaker

(8)

J O U R N A L S
of the
COUNCIL OF THE YUKON TERRITORY

Thursday, October 4th, 1951,
10:00 o'clock a.m.

Mr. Speaker assumed the chair.

Orders of the day having been read.

Notice of motion:

Mr. R. G. Lee (Whitehorse) moved that the following
Bills be generally introduced and given first reading:

Bill No. 1 - An Ordinance to Amend "An Ordinance Respecting
Hire Receipts and Conditional Sales of Goods".

Bill No. 2 - An Ordinance Empowering the Deputy Minister
(Taxation) of The Department of National
Revenue of the Government of Canada to Exercise
the Powers and Duties Imposed on the Commissioner
of the Yukon Territory by the Yukon Corporation
Income Tax Ordinance.

Bill No. 3 - An Ordinance to Amend "The Vital Statistics
Ordinance".

Motion of Mr. C. J. Lelievre (Dawson) that the
following Bills be generally introduced and given first
reading:

Bill No. 4 - An Ordinance to Amend "The Yukon Medical Ordinance".

Bill No. 5 - An Ordinance to Amend "The Poll Tax Ordinance, 1918".

Bill No. 6 - An Ordinance to Amend "The Yukon Territorial Public
Service Ordinance".

Bill No. 7 - An Ordinance to Amend "The Motor Vehicle Ordinance".

Motion of Mr. R. G. Lee (Whitehorse) that the Speaker
do now leave the chair and Council form itself into Committee
of the whole.

The Chairman of Committee of the whole requested
adjournment of the Committee until 2:00 o'clock p.m.

The Committee reconvened at 2:00 o'clock p.m.
Bills Nos. 1 to 7 were discussed at length.

Mr. Speaker resumed the chair.

The Committee referred Bills Nos 1 to 7 back to
Council for second reading.

Motion of Mr. C. J. Lelievre (Dawson) that the following Bills be given second reading at next sitting of Council:

- Bill No. 1 - An Ordinance to Amend "An Ordinance Respecting Hire Receipts and Conditional Sales of Goods".
- Bill No. 2 - An Ordinance Empowering the Deputy Minister (Taxation) of The Department of National Revenue of the Government of Canada to Exercise the Powers and Duties Imposed on the Commissioner of the Yukon Territory by the Yukon Corporation Income Tax Ordinance.
- Bill No. 3 - An Ordinance to Amend "The Vital Statistics Ordinance".
- Bill No. 4 - An Ordinance to Amend "The Yukon Medical Ordinance".
- Bill No. 5 - An Ordinance to Amend "The Poll Tax Ordinance, 1918".
- Bill No. 6 - An Ordinance to Amend "The Yukon Territorial Public Service Ordinance".
- Bill No. 7 - An Ordinance to Amend "The Motor Vehicle Ordinance".

Motion of Mr. R. G. Lee (Whitehorse) to introduce the following Bills at next sitting of Council:

- Bill No. 8 - An Ordinance to Amend "The Motion Picture Ordinance".
- Bill No. 9 - An Ordinance to Amend "The Government Liquor Ordinance".
- Bill No. 10 - An Ordinance to Provide for the Creation of Liens Against Estates of Indigent Persons.
- Bill No. 11 - An Ordinance Respecting Credit Unions.

Motion of Mr. C. J. Lelievre (Dawson) that the Clerk request the Territorial Treasurer to submit the following information:

1. What revenue accrued to the Consolidated Revenue Fund directly attributable to the Game Department in detail.
2. What was the total cost of the said Department.
3. What revenue was received, and what expenditure incurred the year immediately prior to the forming of the Department.
4. What increase in fees have been enacted during the period intervening in the period between question 3 and 1.

Motion of Mr. R. G. Lee (Whitehorse) that the Clerk request the Territorial Treasurer to submit, if obtainable, data re fees payable for the various licenses issued under Motor Vehicle legislation in the adjacent Provinces to our Territory.

Motion by Mr. R. G. Lee (Whitehorse) that the Clerk have the Legal Advisor submit for consideration of Council all correspondence relative to application of Erik Neilsen to be admitted to practice law in the Territory.

On motion of Mr. C. J. Lelievre (Dawson) that the Council adjourn to meet at 10:00 o'clock a.m., Friday, October 5th, 1951.

Council adjourned at 5:15 p.m.

Clerk

Speaker

J O U R N A L S
of the
COUNCIL OF THE YUKON TERRITORY

Friday, October 5th, 1951,
10:00 o'clock a.m.

Mr. Speaker assumed the chair.

Orders of the day having been read.

Petitions received:

- (1) Petition from twenty-five persons to maintain winter road to Bonanza-Quartz Creek.
- (2) Petition from Mr. George Black, K.C., for approval for the manufacture of intoxicating beverages in Yukon Territory.

Moved by Mr. R. G. Lee (Whitehorse) that the petitions be received and referred to the Committee of the whole.

Motions:

Mr. C. J. Lelievre (Dawson) that the following Bills do receive second reading:

- Bill No. 1 - An Ordinance to Amend "An Ordinance Respecting Hire Receipts and Conditional Sales of Goods".
- Bill No. 2 - An Ordinance Empowering the Deputy Minister (Taxation) of the Department of National Revenue of the Government of Canada to Exercise the Powers and Duties Imposed on the Commissioner of the Yukon Territory by the Yukon Corporation Income Tax Ordinance.
- Bill No. 3 - An Ordinance to Amend "The Vital Statistics Ordinance".
- Bill No. 4 - An Ordinance to Amend "The Yukon Medical Ordinance".
- Bill No. 5 - An Ordinance to Amend "The Poll Tax Ordinance, 1918".
- Bill No. 6 - An Ordinance to Amend the "Yukon Territorial Public Service Ordinance".
- Bill No. 7 - An Ordinance to Amend "The Motor Vehicle Ordinance".

Motion of Mr. R. G. Lee (Whitehorse) that the following Bills be generally introduced and read for first time:

- Bill No. 8 - An Ordinance to Amend "The Motion Picture Ordinance".
- Bill No. 9 - An Ordinance to Amend "The Government Liquor Ordinance".

Bill No. 10 - An Ordinance to Provide for the Creation of Liens Against Estates of Indigent Persons.

Bill No. 11 - An Ordinance Respecting Credit Unions.

Motion of Mr. C. J. Lelievre (Dawson) that the Speaker do now leave the chair and the Council form itself into a Committee of the whole to study Ordinances in Committee.

Mr. Speaker resumed the chair.

Chairman of the Committee of the whole reported Bills Nos 1 to 3 are ready for third reading.

Motion of Mr. C. J. Lelievre (Dawson) that the next sitting of Council be reserved for consideration of matters pertaining to the Game and Publicity Department, and requested the Clerk to have the Director of the Department present in Council.

Motion of Mr. R. G. Lee (Whitehorse) that the Legal Counsel be requested to be present to discuss certain sections of the Ordinances now before the Council.

Mr. N. V. K. Wylie, Legal Counsel, attended in Council with Commissioner A. H. Gibson, and full consideration was given to legal problems in the Ordinances.

Motion of Mr. R. G. Lee (Whitehorse) to introduce Bill No. 12 - The Yukon Game Ordinance - at the next sitting of Council.

Motion of Mr. C. J. Lelievre (Dawson) that the Council do adjourn to meet on Saturday, October 6th, 1951, at 10:00 o'clock a.m.

Council adjourned at 5:30 p.m.

Clerk

Speaker

J O U R N A L S
of the
COUNCIL OF THE YUKON TERRITORY

Saturday, October 6th, 1951
10:00 o'clock a.m.

Mr. Speaker assumed the chair.

Orders of the day having been read.

Motions:

Mr. R. G. Lee (Whitehorse) that the following Bill
be generally introduced and read:

Bill No. 12 - The Yukon Game Ordinance.

Mr. C. J. Lelievre (Dawson) that the Speaker do now
leave the chair and the Council form itself into a Committee
of the whole.

The Director of Game and Publicity was present to give
such information as was requested by Council relative to the
functions of his Department and the administration of game
laws in the Territory.

Member for Dawson, Mr. C. J. Lelievre, enquired as to
whether any applications for "Registered Traplines" had been
received and granted prior to the making effective of exemption
above the 65th Parallel, also whether the residents of Old Crow
were desirous of having "Registered Traplines".

The Director informed the Council that there had been four
or five permits issued to persons above the 65th Parallel, and
that one, Joe Netro, spokesman for the majority of residents of
Old Crow, had expressed the desire that Registration of Traplines
be operative in their territory.

Mr. R. G. Lee (Whitehorse), asked whether, in the opinion
of the Director, it was advisable to not have registered trap-
line regulations effective for all of the Territory.

The Director advised the Council that it was the opinion of both he and the Assistant Director, and he had so advised the Commissioner, that it was most advisable that trapline regulations should be effective in this area, the reason being that a greater measure of protection of game would result under registered trapline control.

The Director informed the Council, on request of Mr. E. J. Corp (Mayo), that, within the past month, the Department had been able to complete the importation of both Elk and Buffalo into the Yukon Territory, they having been liberated in the Breaburn district, and indicated that in the area around Barlow Lake there was another very fine ground for propagation of these two type of wild life.

The Director reported that the mounting of the world's record pair of moose antlers had been obtained in the Yukon, and would shortly be on display in New York and other centres of the United States.

The Clerk of Council submitted a statement of Revenue and Expenditure relative to the questions asked by the Member for Dawson, Mr. C. J. Lelievre, on the Department of Game and Publicity by the Territorial Treasurer.

In reply to certain questions asked by the Member for Dawson, Mr. C. J. Lelievre, the Director drew to the Council's attention that in the inauguration of the Department, it was certain to follow that the cost would increase far in excess of Revenue, however, certain values were being created that would produce much revenue that would accrue to other Departments, such as Gasoline Tax from tourist purchases, revenue from business firms under other forms of taxation, which at this time, no doubt, would be hard to assess.

The Members of Council expressed their appreciation to Mr. Kjar for his assistance, and the information given.

The Committee, on motion of the Chairman, recessed to meet again at 2:30 o'clock p.m.

The Committee reconvened at 2:30 o'clock p.m.

Mr. Speaker resumed the chair.

The Chairman reported the following Bill for second reading:

Bill No. 8 - An Ordinance to Amend "The Motion Picture Ordinance".

The Chairman reported the following Bills back to the Legal Counsel for amendment:

Bill No. 5 - An Ordinance to Amend "The Poll Tax Ordinance, 1918" - Section 4, paragraph (f) be amended to include members of the clergy.

Bill No. 9 - An Ordinance to Amend "The Government Liquor Ordinance" - Section 32 be amended making it mandatory that every constable or other peace officer carry the authorization issued by the Commissioner upon their person and present same upon demand.

Bill No. 11 - An Ordinance Respecting Credit Unions - that Section 6 be amended to delete present Section and provide the following:

"On the Memorandum of Association being filed, the Registrar being satisfied that the objects stated therein comply with the requirements of the Ordinance, the Registrar shall issue a Certificate of Incorporation in Form "B".

That Section 22, sub-section (3), be deleted and the following be substituted:

"Persons who are Directors or other officers of any Credit Union or Association which is a member pursuant to Section 45 may be elected as directors or members of the credit committee of a Credit Union; provided that the number of such persons shall not form a majority of the combined board of directors and credit committee".

Bill No. 10 - An Ordinance to Provide for the Creation of Liens Against Estates of Indigent Persons - that Section 2 be redrafted and the word "dependent" be defined.

Motion of Mr. C. J. Lelievre (Dawson) that the following Bill be generally introduced and given first reading at next sitting of Council:

Bill No. 13 - The Fur Tax Ordinance.

Motion of Mr. C. J. Lelievre (Dawson) that the Council adjourn to meet again Monday, October 8th, 1951 at 9:30 o'clock a.m.

Council adjourned at 5:15 o'clock p.m.

Clerk

Speaker

J O U R N A L S
of the
COUNCIL OF THE YUKON TERRITORY

Monday, October 8th, 1951.
9:30 o'clock a.m.

Mr. Speaker assumed the chair.

Orders of the day having been read.

Motion of -

Mr. R. G. Lee (Whitehorse) that the following Bill
be given second reading:

Bill No. 8 - An Ordinance to Amend "The Motion Picture
Ordinance".

Motion of Mr. C. J. Lelievre (Dawson) that the follow-
ing Bill be generally introduced and read for the first time:

Bill No. 13 - Fur Export Tax Ordinance.

Motion of Mr. R. G. Lee (Whitehorse) to introduce
private bill to provide for admittance of Erick Neilsen to
the Yukon Bar.

Motion of Mr. C. J. Lelievre (Dawson) that the Speaker
do now leave the chair, and the Council resolve itself into
a Committee of the whole.

Mr. Speaker resumed the chair.

Chairman of the Committee of the whole reported Bills
No. 6 and 8 for third reading, and Bills No. 12 and 13 for
second reading.

Dr. J. H. Barker requested permission to report to
Council on an important matter relative to health in Dawson.

The Council's attention was drawn to the lack of dental
facilities being available to the public, and the present rapidly
developing serious condition of the teeth of the school children
that should have immediate attention if they were to be protected.

After lengthy discussion, with information being given by the Clerk, it was decided that a motion be made as follows:

Moved by Mr. C. J. Lelievre (Dawson) that the Commissioner be authorized to make a grant to Council of the City of Dawson in such amount as was necessary, however, not to exceed Five Hundred (\$500.00) Dollars, to assist in the securing of a qualified dentist in the present emergency, subject to satisfactory arrangements being made for participation with the City Council.

Motion of Mr. R. G. Lee that Council recess to meet again at 2:00 o'clock p.m.

2 o'clock p.m.

Mr. Speaker resumed the chair.

Motion of Mr. C. J. Lelievre (Dawson) that Mr. Speaker do leave the chair and Council resolve itself into a Committee of the whole.

The Ordinance to provide for the Imposition and Collection of a Toll on the Whitehorse-Mayo Highway was generally discussed. The Member for Whitehorse drew to the attention of the Committee that certain weakness had been evident in the present schedule of charges, and recommended that the Legal Counsel be requested to prepare an amendment to provide for reduction of the charges for automobiles (non-resident) to the same rate as applies to residents.

That wood be classified under Freight, and that a rate of fifty (50¢) cents per cord apply in each division.

That provision be made for the issue of a season ticket applicable from May 1st to September 30th, with a fee of Five (\$5.00) Dollars to apply from Mile 1 to Mile 40 on the Highway.

That provision be made for issue of a yearly ticket on the portion of the Highway from Mile 1 to Mile 40 - fee \$10.00.

That provision be made for the issue of a free pass to bona fide farmers to allow for use of the Highway at all times.

That provision be made for issue of a single return toll at the rate of Thirty Five (35¢) Cents for any private vehicle using the portion of the Highway from Mile 1 to Mile 40.

Mr. Speaker resumed the chair.

Motion of Mr. R. G. Lee (Whitehorse) that the following Bills be given third reading at the next sitting of Council:

- Bill No. 1 - An Ordinance to Amend "An Ordinance Respecting Hire Receipts and Conditional Sales of Goods".
- Bill No. 2 - An Ordinance Empowering the Deputy Minister (Taxation) of The Department of National Revenue of the Government of Canada to Exercise the Powers and Duties Imposed on the Commissioner of the Yukon Territory by the Yukon Corporation Income Tax Ordinance.
- Bill No. 3 - An Ordinance to Amend "The Vital Statistics Ordinance".
- Bill No. 4 - An Ordinance to Amend "The Yukon Medical Ordinance".

Motion of Mr. C. J. Lelievre (Dawson) that the following Bills be given second reading:

- Bill No. 12 - The Yukon Game Ordinance.
- Bill No. 13 - Fur Export Tax Ordinance.

Mr. A. H. Gibson, Commissioner, drew to the attention of Council a letter received from Mr. G. E. B. Sinclair, Director Northern Administration and Land Branch, relative to an official crest for the Yukon Territory.

Motion of Mr. C. J. Lelievre (Dawson) that this matter be given consideration at a later sitting of Council.

Mr. R. G. Lee (Whitehorse) submitted for consideration of Council and the Commissioner the possibility of having an area set aside in the Miles Canyon region as a National Park.

Mr. Gibson recommended that the Council pass a resolution requesting the Government of Canada, Department of Resources and Development, to set aside the described area as a National Park.

On recommendation of Mr. C. J. Lelievre (Dawson), this matter was left over for further consideration.

Motion of Mr. C. J. Lelievre (Dawson) that the Council do now adjourn to sit again on Tuesday, October 9th, 1951, at 9:30 o'clock a.m.

Council adjourned at 4:00 o'clock p.m.

Clerk

Speaker

J O U R N A L S
of the
COUNCIL OF THE YUKON TERRITORY

Tuesday, October 9th, 1951.
9:30 o'clock a.m.

Mr. Speaker assumed the chair.

Orders of the day having been read.

Motion of Mr. R. G. Lee (Whitehorse) that the following Bills receive third reading:

Bill No. 1 - An Ordinance to Amend "An Ordinance Respecting Hire Receipts and Conditional Sales of Goods".

Bill No. 2 - An Ordinance Empowering the Deputy Minister (Taxation) of The Department of National Revenue of the Government of Canada to Exercise the Powers and Duties Imposed on the Commissioner of the Yukon Territory by the Yukon Corporation Income Tax Ordinance.

Bill No. 3 - An Ordinance to Amend "The Vital Statistics Ordinance".

Motion of Mr. C. J. Lelievre (Dawson) that the following Bills be given second reading:

Bill No. 12 - The Yukon Game Ordinance.

Bill No. 13 - Fur Export Tax Ordinance.

Motion of Mr. R. G. Lee (Whitehorse) that the following Private Bill be given first reading:

An Ordinance to Authorize the Admittance of Erick Neilsen to the Yukon Bar.

Motion of Mr. C. J. Lelievre (Dawson) that the Council recess until 2:00 o'clock p.m.

Mr. Speaker resumed the chair.

During second reading of the Game Ordinance, Mr. Speaker asked the clerk if there was any provision for prevention of cruelty to animals, as it had been drawn to his attention that certain outfitters had not adequately provided for care and supervision of their horses.

The Clerk informed Mr. Speaker that so far as he had knowledge there was no specific legislation providing protection to animals, except under the Ordinance respecting Dogs, which in this case would not apply.

Motion of Mr. C. J. Lelievre (Dawson) that the Administration be asked to review the conditions prevailing in the care of animals by outfitters and others who were owners of horses in the Territory, with a view of ascertaining whether such legislation is warranted, and, if so, the means necessary for administering same.

Motion of Mr. C. J. Lelievre (Dawson) that the Speaker do now leave the chair and the Council form itself into Committee of the whole.

The Committee, after deliberation, considered that the fees as set out in the amendment to the "Motor Vehicle Ordinance" was excessive under present economic conditions, and requested that the Section (1) be redrafted reducing the fees to:

Automobiles - wheel base 100 inches or less	\$12.50
" " 101 to 120 inches	15.00
" " 121 or over	20.00
Trucks - " " 135" to 156 inches	17.50
" " 157 to 176 inches	20.00
" " 177 up	25.00
Dealers' Licence	20.00

Section 2 (a) be deleted.

That the Ordinance be further amended to repeal Section 13, and provision be made for the plate to remain with the motor vehicle, instead of with the owner, where vehicle is transferred or otherwise disposed of.

During the study of the Ordinance amending "The Government Liquor Ordinance", being Bill No. 9, Mr. Lee pointed out that it was his considered opinion that provision should be made for the issuance by the Commissioner of a permit to certain

Clubs in the Territory (that had been granted licences to sell beer) to sell spiritous liquors with restrictions as to membership and guests. Full discussion took place and the Committee agreed that steps should be taken to provide for legislation at this session empowering the Commissioner to issue such permits and make regulations governing same.

Mr. Speaker resumed the chair.

The Chairman reported the findings of the Committee of the whole, and referred Bills Nos. 4, 6, 8, 12 and 13 for third reading.

Motion of Mr. R. G. Lee (Whitehorse) that the following Bills be given third reading at next sitting of Council:

Bill No. 4 - An Ordinance to Amend "The Yukon Medical Ordinance".

Bill No. 6 - An Ordinance to Amend "The Yukon Territorial Public Service Ordinance".

Bill No. 8 - An Ordinance to Amend "The Motion Picture Ordinance".

Bill No. 12 - The Yukon Game Ordinance.

Bill No. 13 - Fur Export Tax Ordinance.

Motion of Mr. R. G. Lee (Whitehorse) that the following Resolution be forwarded to the Government of Canada:

RESOLUTION:

The Members of the Yukon Council, now in session, do request the Commissioner to submit to the Minister of Resources and Development of the Government of Canada, the following Resolution:

WHEREAS the Territorial Council is desirous of having an area of land situated in the Miles Canyon region set aside for a National Park.

AND WHEREAS the Council has been informed that provision is made under legislation governing the Department of Resources and Development enabling the said Department to create National Parks.

THEREFOR the Members of this Council do request that

the Minister do consider the establishing of a National Park in the Miles Canyon region.

Motion of Mr. C. J. Lelievre (Dawson) that the following message be forwarded to the Secretary of State for Canada, for furtherance to His Majesty, King George VI:

The Honourable the Secretary of State for Canada,
Parliament Buildings,
Ottawa, Canada.

Sir:

Will you please convey to His Majesty the King from the Legislative Council of Yukon Territory, in session assembled, on behalf of the loyal people of Yukon Territory an expression of the great thankfulness with which they have heard of His Majesty's recovery from his recent serious illness, and their hope that he may shortly be restored to full health and strength;

And also express to Her Royal Highness Princess Elizabeth and the Duke of Edinburgh the great pleasure with which they look forward to Their Royal Highness' coming visit, and join with the rest of Canada in extending to them a hearty welcome.

I have the honour to be

Sir,

Yours truly,

"A. H. Gibson"
Commissioner of the Yukon
Territory.

Motion of Mr. R. G. Lee that the Council do adjourn to sit again at 9:30 o'clock a.m., Wednesday, October 10th, 1951.

Council adjourned at 5:30 p.m.

Clerk

Speaker

J O U R N A L S
of the
COUNCIL OF THE YUKON TERRITORY

Wednesday, October 10th, 1951.
9:30 o'clock a.m.

Mr. Speaker assumed the chair.

Orders of the day having been read,

Motion of Mr. R. G. Lee (Whitehorse) that the following
Bills receive third reading:

Bill No. 4 - An Ordinance to Amend "The Yukon Medical
Ordinance".

Bill No. 6 - An Ordinance to Amend "The Yukon Territorial
Public Service Ordinance".

Bill No. 8 - An Ordinance to Amend "The Motion Picture
Ordinance".

Bill No. 12 - The Yukon Game Ordinance.

Bill No. 13 - Fur Export Tax Ordinance.

Motion of Mr. R. G. Lee (Whitehorse) that Private Bill
No. 1 - An Ordinance to Provide for the Admittance of Erik
H. Neilsen to the Yukon Bar receive second reading.

Motion of Mr. C. J. Lelievre (Dawson) that the following
Bills be generally introduced and given first reading:

Bill No. 14 - An Ordinance to Amend "The Cocktail Lounge
Ordinance".

Bill No. 15 - An Ordinance to amend "An Ordinance to Provide
for the Imposition and Collection of a Toll
Upon the Whitehorse to Mayo Highway".

Motion of Mr. R. G. Lee (Whitehorse) that the Speaker do
now leave the chair and the Council form itself into Committee
of the Whole.

Mr. Speaker resumed the Chair.

Questions by Mr. R. G. Lee (Whitehorse):

1. Has the Administration or the Government of the Yukon Territory been approached in an official capacity in the matter of a road from Skagway to Alaska Highway?
2. Has the Government of the Yukon Territory been apprised of any possibility of the proposed road being financed by the United States Government as a military project with subsequent transfer to the United States of America of any portion of the Yukon Territory or British Columbia?

3. Has the Administration given any study to such a proposed road, and has the Administration any correspondence relative to the proposed road?
4. What was the occasion of creating a Trust Fund in amount of \$4,000.00 for construction of Library at Whitehorse, and what relationship existed between the I.O.D.E. and the Government relative to the operation of the Library?
5. Has the Administration completed the transactions re. purchase of the Sam Wood Mineral exhibit authorized by this Council at its last Session?

Motion of Mr. C. J. Lelievre (Dawson) that Council recess until 2 o'clock p.m.

2:00 o'clock p.m.

Mr. Speaker resumed the chair.

Motion of Mr. R. G. Lee (Whitehorse) that this Council pass the following Resolution:

RESOLUTION:

The Members of Council agree that permission to manufacture beer in the Yukon Territory by Yukon Brewery, Ltd. be provided for, and request that an order of the Commissioner in Council be issued to this effect. The Members of Council wish it to be understood that this permission is not to be construed as meaning or indicating that the Council is bound to grant special privileges, and the future of the business must stand on its own resources.

Mr. R. G. Lee (Whitehorse) requested consideration of an application before the Council from the Mayo Utilities Company Limited for granting a franchise.

Following consideration of the application with information being given by the Assistant Commissioner, the Council was not prepared to approve at this time the granting of a franchise to the applicant. It was further agreed that, if the applicant demonstrates that the installations and services are such that they will meet the approval of Council, full consideration will be given to the granting of a franchise at the next session of Council.

Motion of Mr. C. J. Lelievre (Dawson) that this Council defer further consideration of the application of Mayo Utilities Company Limited until evidence was aduced enabling the Council to be fully satisfied that adequate service would be provided if a fr nchise were granted.

Motion of Mr. R. G. Lee (Whitehorse) that the matter of deciding the electoral district additions to the present Legislation.

The Council directed that the division of electoral districts for the Yukon Territory submitted by the Commissioner was acceptable, and a request for the preparation of necessary legislation to provide for same.

Motion of Mr. C. J. Lelievre (Dawson) that the petition from residents of Quartz Creek, Bonanza and Eldorado for maintenance of the Bonanza-Quartz Creek road.

The Council directed that the plan inaugurated during the fiscal year 1950-51 be continued for the fiscal year 1951-52 at a cost of approximately \$2,000.00.

Mr. Speaker requested that the matter of the maintenance of the Elsa-Calumet road during the winter be given consideration.

Mr. Harvey informed the Council that the cost of maintaining this road was approximately \$7,000.00.

The Territorial Council, after due consideration, decided that as the Elsa-Calumet road is primarily a private road the Council recommended that a 50% participation with United Keno Hill Mines be negotiated for the maintenance of the road during the winter, however, the Territorial contribution not to exceed \$3,000.00, otherwise it is recommended that no assistance be given.

It was also recommended that a sum not to exceed \$1,500.00 for winter maintenance of roads in the Keno Hill area be provided.

Motion of Mr. C. J. Lelievre (Dawson) that this Council pass the following Resolution:

RESOLUTION:

WHEREAS the Sisters of St. Anne have completed the renovation of the buildings known as the Commissioner's residence and the Barracks of the Royal Canadian Mounted Police which were placed at their disposal under lease by the Government of Canada for the purpose of providing a hospital in the City of Dawson;

AND WHEREAS the Commissioner of the Yukon Territory submitted for approval a proposal to the Sisters of St. Anne and to the Minister of Resources and Development, a Department of the Government of Canada, whereby the Sisters of St. Anne would release all claim to the property known as the Commissioner's residence to the Territorial Government which was being used as a residence for the staff, Sisters, and as an Aged Men's Home, the Territorial Government, subject to approval of Council, making a payment by grant of \$35,000.00, and it was recommended that the Government of Canada make a similar grant;

AND WHEREAS the Sisters of St. Anne did agree to accept the proposal, it being understood that the funds so received would be used for the construction of a residence for the Sisters and staff, also that a laundry would be provided;

AND WHEREAS the Minister of Resources and Development has only been authorized to make a grant of \$13,575.00 to the Sisters of St. Anne;

AND WHEREAS the Territorial Council is satisfied that the needs of the Community of Dawson can best be served by the initiation of the proposal as submitted;

THEREFOR do recommend that the Commissioner communicate with the said Department again appealing for reconsideration of the proposal, and the granting of this needed assistance to enable the Sisters of St. Anne to serve the Community of Dawson and its citizens.

The Council further request that the Commissioner make provision in the estimates to be submitted at the next session of this Council for \$55,000.00 to provide for the purchase of the buildings, subject to the release of all rights which may be vested in the Order of the Sisters of St. Anne at time of disposal.

It is further understood that should the property be purchased, same shall be used as an Aged Persons' Home operated by the Territorial Government, and that the Sisters of St. Anne shall operate the hospital known as St. Mary's Hospital.

Mr. C. J. Lelievre (Dawson) desired to go on record as commending the Superintendent and his staff on the splendid piece of work that has been done on the Dawson-Mayo winter trail.

Mr. R. G. Lee (Whitehorse) also voiced his appreciation for the splendid work done in the maintenance of the Whitehorse-Mayo road by the Superintendent and his staff.

The matter of grant to Burwash Mining Company was discussed. It was pointed out by Mr. B. G. Harvey that in the vote for the present fiscal year a sum of \$1,250.00 had been provided. The Council, after discussion, recommended that the Administration increase this grant to \$2,500.00 for the current year, and the funds be provided from appropriation passed for roads in the Supply Bill, First Session, 1951.

The Council considered the application for grant from the General Manager of Clear Creek Placers Ltd., and Yukon Gold Placers for assistance in defraying expenditure made by the companies on maintenance of roads.

The Council decided that in view of the fact that the grants made by the Territory has been extended over a number of years, and the road serves only the operations of the private Company, and that during the present year a large expenditure has been made on the Dawson to Mayo winter road that approval of assistance cannot be granted.

Mr. R. G. Lee, Chairman of Committee of the whole, reported Bills No. 5, 7, 9, 10, 11 for third reading.

Motion of Mr. C. J. Lelievre (Dawson) that the following Bills be given third reading at next sitting of Council:

- Bill No. 5 - An Ordinance to Repeal the "Poll Tax Ordinance".
- Bill No. 7 - An Ordinance to Amend "The Motor Vehicle Ordinance".
- Bill No. 9 - An Ordinance Respecting Credit Unions.
- Bill No. 10 - An Ordinance to Provide for the Creation of Liens Against Estates of Indigent Persons.
- Bill No. 11 - An Ordinance to Amend "The Government Liquor Ordinance".

Motion of Mr. R. G. Lee (Whitehorse) that Bill No. 14 - An Ordinance to Amend "The Cocktail Lounge Ordinance" be given second reading, and Bill No. 15 - An Ordinance to Amend "An Ordinance to Provide for the Imposition and Collection of a Toll Upon the Whitehorse to Mayo Highway".

Motion of Mr. C. J. Lelievre (Dawson) that Council do now adjourn to meet on Thursday, October 11th, 1951 at 9:00 o'clock a.m.

Council adjourned at 5:45 o'clock p.m.

Clerk

Speaker

J O U R N A L S
of the
COUNCIL OF THE YUKON TERRITORY

Thursday; October 11th, 1951.
9:00 a.m.

Mr. Speaker assumed the chair.

Orders of the day having been read.

Motion of Mr. R. G. Lee (Whitehorse) that the following Bills receive third reading:

Bill No. 5 - An Ordinance to Repeal the Poll Tax Ordinance, 1918.

Bill No. 7 - An Ordinance to Amend "The Motor Vehicle Ordinance".

Bill No. 11 - An Ordinance Respecting Credit Unions.

Bill No. 9 - An Ordinance to Amend "The Government Liquor Ordinance".

Motion of Mr. R. G. Lee that the following Bills be given second reading:

Bill No. 14 - An Ordinance to Amend "The Cocktail Lounge Ordinance".

Bill No. 15 - An Ordinance to Amend "An Ordinance to Provide for the Imposition and Collection of a Toll Upon the Whitehorse to Mayo Highway".

Motion of Mr. R. G. Lee (Whitehorse) that the Commissioner be requested to prepare legislation providing for a Poll or Head Tax with a fee of Five Dollars (\$5.00), effective as from January 1st, 1952, for presentation to Council at its next session.

Motion of Mr. C. J. Lelievre (Dawson) that Private Bill No. 1 be not given third reading or passed at this session.

Mr. R. G. Lee (Whitehorse) requested that a vote be taken on Private Bill No. 1.

Mr. Speaker called for vote on the Bill, and cast the deciding vote in favour of the motion.

Motion of Mr. C. J. Lelievre (Dawson) that Council do approve the Regulations relative to Registered Traplines as proclaimed by the Commissioner under date of April 26th, 1951.

Motion of Mr. R. G. Lee (Whitehorse) that the Council now in session do recommend that the fullest consideration be given to those persons who had a recognized trapline prior to the proclamation of Regulations issued under date of April 26th, 1951. It is also recommended that full consideration be given to the Registration of Traplines to be implemented relative to the area known as the "Peel River Basin Area", however, the Council is in full accord with the principle of granting Indians from the Northwest Territories the same privilege as is granted to residents of Yukon Territory. It is also recommended that a further study be made of the request of resident Indians in the Old Crow area for registered trapline protection. The foregoing recommendations are made by the Territorial Council solely in the interest of the preservation of Game and fur-bearing animals.

RESOLUTION OF COUNCIL:

WHEREAS by communication addressed to the Commissioner from the Director of the Northern Administrations Branch of the Department of Resources and Development the Commissioner was requested to present for consideration of Council the advisability of approving an official Coat of Arms for the Territory;

AND WHEREAS the members of Council considered this matter of such importance to the Territory that further study be given to the design of a Coat of Arms;

THEREFOR the Council recommended that the Commissioner do undertake to explore the wishes of the people of the Territory in the matter, and further recommended that a sum of One Hundred (\$100.00) Dollars be made available to the Administration for purposes of enabling the Commissioner to have submitted for approval of a Board of Judges to be named

by the Commissioner, such designs as the residents may desire to submit, the fund to be used in whatever manner may be considered most advisable by the Commissioner;

And further request that such legislation as may be required to establish a Coat of Arms be prepared if possible for presenting to Council at its next session.

RESOLUTION:

We, the members of the Yukon Council respectfully request the Commissioner to initiate correspondence with the proper authorities of the Administration of Northwest Territories to establish if possible a joint Yukon-Northwest Territories Workmen's Compensation Board, and plan of compensation equal or more favorable to employees than the present Yukon Territory Workmen's Compensation Ordinance.

Motion by Mr. C. J. Lelievre (Dawson) that the Council recess to meet at 2:00 o'clock p.m.

2:00 o'clock p.m.

Mr. Speaker resumed the chair,

Mr. Hulland, Superintendent of Schools, was received by Council.

Mr. Hulland reported to Council that considerable difficulty was being experienced relative to the problem of Indian children being admitted to the school, and the probability of the loss of one of the teachers due to the condition most of them were in when they arrived at school. After deliberation, the Council passed the following Resolution:

The Territorial Council now in session being informed of the present condition of children of Indian parentage attending the Dawson School recommend:

1. That the Commissioner do inform the Indian Agent that except the children of Indian parentage conform to the conditions of sanitation and cleanliness required of other children attending school the children will not be accepted.
2. That the Superintendent of Schools and the Director of Child Welfare arrange to visit the homes of the children to inform their parents of the requirements of admittance of pupils to the school and insist that the children will not be admitted if they do not comply.

The Council received Mr. R. Hainsworth, representing the Canadian Bank of Commerce, and Mr. John Theed, representing the Bank of Montreal.

Mr. Hainsworth acted as spokesman, and requested that Council give consideration to the matter of dual taxation of Banks in the Territory.

After due consideration the Speaker informed the delegation that the Territorial Administration had under consideration a study of taxation in the Territory, and it was understood that remedial measures were contemplated for enactment at the next session of Council, which it was believed would be more equitable to enterprises that could be classified as Territorial, rather than local to a Municipality. Mr. Speaker requested that, if possible, the delegation obtain information relative to licensing of banks in adjacent Provinces and submit same to the Territorial Secretary at an early date.

The Council received the Commissioner, Mr. A. H. Gibson relative to the questions asked of the Administration by Mr. R. G. Lee. Mr. Gibson stated that the answers to the questions are:

1. There had been no communications received that could be considered as from a body that was official,
2. No information had been received.
3. There has been no correspondence.
4. A building belonging to the Territorial Government had been used by the Library Board of the Whitehorse Chapter of the Imperial Daughters of the Empire for many years. At approximately 6:00 o'clock p.m., March 3, 1945, the building was severely damaged by fire. The Armed Forces of the United States Government were adjudged responsible for the fire, and a sum of \$4,000.00 was recovered. As it was impossible to reconstruct the building or construct a new one due to restrictions, the I.O.D.E. was given an old building which was available, with an understanding that at the first opportunity the Order should arrange for suitable quarters. The funds have been carried as a reserve for the Order in Trust, and will be made available as soon as the initial steps are taken to construct a suitable building.
5. Final negotiations have not been completed by the Administration in the purchase of the Sam Wood Mineral Exhibit.

Mr. R. G. Lee (Whitehorse) asked the Administration what policy was followed in **making** appointments to the service, and if persons with military service (veterans) were given preference.

The Council was informed that the policy followed was to give preference to persons with military service if competent persons were prepared to accept service. Of the nine permanent appointments made during the past eighteen months five had military service.

The Clerk asked leave of Mr. Speaker to submit for consideration of Council the difference of interpretation which has developed out of the arrangements negotiated by the Territorial Treasurer and the Commissioner re. maintenance of the Whitehorse-Mayo Highway.

The Territorial Treasurer stated that it was the understanding of the delegation that Federal Government agreed to make a grant of approximately \$45,000.00 for maintenance of the Highway for the period from November 1, 1950 to March 31, 1951, and a sum of \$150,000.00 for the period April 1, 1951 to March 31, 1952, and further, that the sum of \$100,000.00 for the purchase of equipment.

In a letter, under date of December 6th, 1950, Major General H. A. Young, Deputy Minister of Resources and Development, stated that the grants as outlined had been considered and, if approval could be secured from the Legislature, would be provided. It is true that he stated in his letter that this was approximately 50% of the estimated cost of construction. Reference to the estimates of maintenance submitted by the Territorial officials will indicate that the amount estimated for the first period, approximating \$25,000.00, and for the second period, approximating \$231,000.00, would not provide at 50% the amount to be paid by the Federal Government. As a basis it is hard to understand why, if the \$45,000.00 was not intended as a grant, that such an amount would be offered to the Territory, as \$12,500.00 would have been a 50% contribution, nor why \$150,000.00 would be asked for to cover a \$231,000.00 expenditure. The \$100,000.00 is approximately 50% of the estimated cost of equipment required.

A further point to consider as substantiating the Territorial ~~officers~~' contention is that, when the question of modification of the terms of the Federal-Territorial Agreement to give the Territorial Government a more equitable distribution of "Liquor Profits", we were assured that this would be unnecessary as the grants to be made for the Highway could be diverted to this purpose. It would not seem logical that this information would have been given if the Federal officials had not considered the amounts offered to the Territory as "Grants", not "accountable advance", nor can we understand why the Deputy Minister should have used the term "Grant" if he intended that the monies were to be considered as "accountable advance". I also wish to go on record and state emphatically that a direct statement was asked of the Deputy Minister whether the funds being offered were to be considered as outright grants, and to state that we were assured that they were, which was confirmed to you by wire under date of November 30, 1950.

I am sure that you are aware of the effect that any action by the Federal Government other than the granting of the full amount promised will have on the finances of the Territory. Therefore, I ask you to give this matter careful consideration at this time.

After due discussion and consideration, and in view of the evidence submitted, the Council considered that the terminology used by the Deputy Minister could not, in all fairness, be considered as other than on the basis of a grant, and requested that the Commissioner communicate with the Deputy Minister, requesting that the whole matter again be reviewed and the amounts so provided by the Legislature of the Government of Canada be paid as grant, otherwise the standard of maintenance of the road would have to be neglected. It was also further

pointed out that certain parts of the road had not been finished to the standard indicated to the Territorial Government when the arrangement was negotiated.

Motion of Mr. R. G. Lee (Whitehorse) that the rules be suspended and the following Bills be given third reading:

Bill No. 14 - An Ordinance to Amend "The Cocktail Lounge Ordinance".

Bill No. 15 - An Ordinance to Amend "An Ordinance to Provide for the Imposition and Collection of a Toll Upon the Whitehorse to Mayo Highway".

Motion of Mr. C. J. Lelievre (Dawson) that Council recess to sit again at 7:00 o'clock p.m.

7:00 o'clock p.m.

Mr. Speaker resumed the chair.

The Clerk submitted to Council a matter pertaining to the possibility of considering a participating medical and hospital plan, submitted by Mr. Chapman, representing the Great West Life Assurance Co. The Council requested that the administration present to the employees the basic factors of the plan, together with data concerning a plan operative for the benefit of Federal Civil Servants, requesting an expression of opinion, and, if a majority of the employees expressed a desire for the plan, that the Administration do negotiate for implementation of the plan.

RESOLUTION OF COUNCIL:

The Council now in session, being aware that the Agreement executed between the Government of Canada and the Territorial Government will expire on December 31, 1951. Therefore, respectfully request that the Territorial Council be represented along with members of the Administration during negotiations of final terms of the Agreement.

All matters of business now before the Council having been conducted, Mr. Speaker requested the Clerk to so inform the Commissioner.

Mr. A. H. Gibson, Commissioner, addressed the Council:

"Members of the Legislative Council:

I am now advised that you have completed your labours for this session. It has been evident at all times that you have devoted your time and talents without stint to the careful consideration of the various matters which have been brought to your attention. The electors are to be congratulated and you are to be complimented and thanked for the painstaking concern you have shown for the interests of the people of this Territory whom you represent.

Your work has been accomplished without any undue haste but has been completed in the briefest time allowing for the due and proper consideration of the business of Council.

I have noted certain matters with respect to which you have requested that bills may be drafted for your consideration at your next session. This work will be undertaken by the legal staff as soon as possible. It will be appreciated if during the interval before your next session you will bring to our notice any new matters which require attention.

The bills which you have considered and passed at this session have been submitted to me and I have given my assent to the following:

On ordinance to Amend "An Ordinance Respecting Hire Receipts and Conditional Sales of Goods".

An Ordinance Empowering the Deputy Minister (Taxation) of the Department of National Revenue of the Government of Canada to Exercise the Powers and Duties Imposed on the Commissioner of Yukon Territory by the Yukon Corporation Income Tax Ordinance.

An Ordinance to Amend "The Vital Statistics Ordinance".

An Ordinance to Amend "The Yukon Medical Ordinance".

An Ordinance to Amend "The Yukon Territorial Public Service Ordinance".

An Ordinance to Amend "The Motor Vehicle Ordinance".

An Ordinance to Amend "The Motion Picture Ordinance".

An Ordinance to Amend "The Government Liquor Ordinance".

An Ordinance to Provide for the Creation of Liens Against Estates of Indigent Persons.

An Ordinance Respecting Credit Unions.

The Yukon Game Ordinance.

Fur Export Tax Ordinance.

An Ordinance to Amend "The Cocktail Lounge Ordinance".

An Ordinance to Amend "An Ordinance to Provide for the Imposition and Collection of a Toll on the Whitehorse-Mayo Highway.

You will notice that I have not approved of the Ordinance to Repeal the Poll Tax Ordinance. I can state my reasons very briefly.

It amounts to a refusal to collect a revenue which has now been collected over a number of years. I do not think it can be disputed that the financial position of the Territory does not allow us to ignore any sources of revenue, and particularly any existing and established sources of revenue, to the collection of which the citizens have been accustomed. I say that for two reasons. The first concerns the direct loss, which would amount to between Six Thousand and Ten Thousand Dollars a year. The Territory cannot afford to lose such an amount. The second is more difficult to state but is much more important. It is this, that within the next two or three months the Territory must negotiate a new financial agreement with the Federal Government. In negotiating that agreement it is of vital importance that the Territory should deserve and command a favourable and sympathetic hearing from the senior Government. It would be ill advised to prejudice that hearing by legislation which virtually tosses aside a source of revenue yielding a substantial sum. It is with regret that I find myself obliged to differ with you, and I do so only after most serious consideration.

If there are no other matters which you desire to bring to my attention, I now declare this Council closed until such time as by Proclamation you are again convened for the transaction of Territorial business."

Mr. Speaker replied to the Commissioner:

"Mr. Commissioner, on behalf of the Council, I wish to indicate the appreciation of this Council for the very helpful assistance accorded us during this session, and to assure you that the deliberations of Council have been carried out always keeping in mind the responsibility resting with the Territorial Council for honest, and beneficial legislation".

Clerk

Speaker