

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Thursday, Nov. 4, 1954
3:00 o'clock P.M.

The third session of the Council for the year 1954, being the seventh session of the Sixteenth Wholly Elective Council of the Yukon Territory, was convened in the Court Room, Whitehorse, Yukon Territory, at 3:00 o'clock P.M. on Thursday, November 4, 1954.

The Members present were:

Alexander Raymond Hayes, of Carmacks, Y.T.
Vincent Cooper Mellor, of Dawson, Y.T.
Alex Frank Berry, of Mayo, Y.T.
John Livingston Phelps, of Whitehorse East, Y.T.
Frederick Dore Locke, of Whitehorse West, Y.T.

Mr. A.R. Hayes, Speaker, directed that the Rev. J. Lynch offer prayers for the guidance of the Members of Council concerning their deliberations.

The Commissioner addressed the Council outlining the legislation which he proposed to place before the Council at this Session. (See Sessional Paper No. 1)

Mr. Speaker replied to the address of the Commissioner. (See Sessional Paper No. 2)

Messrs. A.F. Berry, V.C. Mellor, and F.D. Locke addressed the Council. (See Sessional Papers No. 3, 4 and 5).

Mr. Speaker read the Orders of the Day.

The following resolutions were received and hereby tabled: A resolution from the City of Whitehorse and a resolution of the Whitehorse Board of Trade dealing with the proposals of the Federal Government relating to the bridging of the Yukon River, hospital facilities, and the development of a residential suburb on the east side of the river.

Mr. V.C. Mellor gave notice that the undermentioned Bills would be introduced for first reading at the next sitting of Council:

Bill No. 1 - An Ordinance respecting the Form and Interpretation of Ordinances.

Bill No. 2 - An Ordinance respecting the Veterinary Profession.

Bill No. 3 - An Ordinance Respecting the Medical Profession.

Bill No. 4 - An Ordinance Respecting Hotel, Boarding House and Lodging House Keepers.

Bill No. 5 - An Ordinance Respecting Agisters and Keepers of Livery, Boarding and Sales Stables.

- Bill No. 6 - An Ordinance Respecting the Limitation of Actions.
- Bill No. 7 - An Ordinance Respecting Bills of Sale and Chattel Mortgages.
- Bill No. 8 - An Ordinance Respecting the Distribution of Estates of Intestates.
- Bill No. 9 - An Ordinance Respecting Distress for Rent and Extrajudicial Seizure.
- Bill No.10 - An Ordinance Respecting Hire Receipts and Conditional Sale of Goods.
- Bill No.11 - An Ordinance Respecting the Capacity, Property and Liabilities of Married Women.
- Bill No.12 - An Ordinance Respecting Arbitration.

Mr. A.F. Berry gave Notice that the undermentioned Bills would be introduced for first reading at the next sitting of Council:

- Bill No.13 - An Ordinance Respecting the Practice of Dentistry.
- Bill No.14 - An Ordinance Respecting the Adoption of Children.
- Bill No.15 - An Ordinance Respecting the Liens of Woodmen.
- Bill No.16 - An Ordinance Respecting the Manufacture and Sale of Bread.
- Bill No.17 - An Ordinance Respecting the Driving of Saw Logs and other timber on Lakes, Rivers, Creeks and Streams.
- Bill No.18 - An Ordinance governing the Storage, Transportation and Distribution of Inflammable Petroleum Products in the Yukon Territory.
- Bill No.19 - An Ordinance Respecting Choses in Action.
- Bill No.20 - An Ordinance Respecting Warehousemen's Liens.
- Bill No.21 - The Devolution of Real Property Ordinance.
- Bill No.22 - An Ordinance Respecting Landlords and Tenants.
- Bill No.23 - An Ordinance Respecting Insane Persons.
- Bill No.24 - An Ordinance Respecting Employment Agencies.

Mr. F.D. Locke gave notice that the undermentioned Bills would be introduced for first reading at the next sitting of Council:

- Bill No.25 - An Ordinance Respecting Sale of Goods.
- Bill No. 26 -An Ordinance Respecting the Protection and Care of Archaeological Sites.
- Bill No.27 - An Ordinance Respecting Exemptions.
- Bill No.28 - An Ordinance Respecting Factors and Agents.
- Bill No.29 - An Ordinance Respecting Partnerships.

- Bill No. 30 - An Ordinance to Prohibit Children Being on the Streets after Nightfall.
- Bill No. 31 - An Ordinance Respecting Motion Pictures.
- Bill No. 32 - The Creditors' Relief Ordinance
- Bill No. 33 - An Ordinance Respecting Coroners.
- Bill No. 34 - An Ordinance Respecting Marriages.
- Bill No. 35 - An Ordinance Respecting the Profession of Pharmaceutical Chemist.
- Bill No. 36 - An Ordinance Respecting Actions for Libel or Slander.

Mr. J.L. Phelps gave notice that the under-mentioned Bills would be introduced for first reading at the next sitting of Council:

- Bill No. 37 - An Ordinance to Prevent Unnecessary Noise.
- Bill No. 38 - An Ordinance to Repeal Certain Ordinances
- Bill No. 39 - An Ordinance Respecting Wills.
- Bill No. 40 - An Ordinance Respecting the Administration of Civil Justice.
- Bill No. 41 - An Ordinance Respecting Jurors and Juries.
- Bill No. 42 - An Ordinance Respecting the Registration of Births, Marriages, Deaths and Other Vital Events.
- Bill No. 43 - An Ordinance to Amend the "Municipal Ordinance."
- Bill No. 44 - An Ordinance to Amend "The Yukon Territorial Public Service Ordinance."
- Bill No. 45 - An Ordinance to Amend the "Annuity Plan Ordinance"
- Bill No. 46 - An Ordinance to Amend the "Assignments of Book Debts Ordinance."
- Bill No. 47 - An Ordinance to Amend the "Workmen's Compensation Ordinance."
- Bill No. 48 - An Ordinance to Amend the "Government Licuor Ordinance".
- Bill No. 49 - An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory.

Moved by Mr. J.L. Phelps, Seconded by Mr. F.D. Locke, that sittings of Council be 10:00 o'clock A.M. to 12:00 o'clock Noon and from 1:30 o'clock P.M. to 5:00 P.M., Monday to Friday; from 10:00 o'clock A.M. to 12:00 Noon Saturday; evening sessions of Council optional.

Moved by Mr. J.L. Phelps, Seconded by Mr. A.F. Berry, that Council meet Mr. Critzuk, United Keno Hill Mines Ltd.

in order to discuss the Whitehorse-Mayo road, at 1:30 P.M. Friday, November 5, 1954.

With reference to meeting the International Union of Miners, Mill and Smelter Workers, it was agreed to meet them at 6:30 o'clock P.M. Friday, November 5, 1954.

It was agreed to meet the Yukon Outfitters Association at 6:30 P.M. Tuesday, November 9, 1954.

Commissioner Brown and Mr. G.V. La Forest attended Council.

Council adjourned at 4:45 P.M.

"W.D. Robertson "
Clerk

"A.R. Hayes"
Speaker

Opening Address By

Wilfrid G. Brown, Esquire

Commissioner of the Yukon Territory

At The

Seventh Session of the Sixteenth Wholly Elective Council
of the Yukon Territory

Whitehorse, Yukon Territory,
Thursday, November 4, 1954

Mr. Speaker, and Members of the Yukon Council:

I am pleased to welcome you to this the seventh session of the sixteenth wholly elective Council of the Yukon Territory.

Since you were in session last the Territory has been highly honoured by the visit of His Royal Highness the Duke of Edinburgh. This memorable occasion brought genuine joy to our citizens, and did much to endear His Royal Highness to us all. I was pleased to convey to His Royal Highness on your behalf our abiding gratefulness for this gracious act, and for his interest in the Yukon and its people.

We were also pleased to welcome to the Yukon the Honourable Jean Lesage, Minister of Northern Affairs and National Resources, his Deputy Minister, Mr. R. Gordon Robertson, and Assistant Deputy Minister, Mr. Maurice Lamontagne. The Minister and his party visited many parts of the Territory, and were pleased to meet and talk with many of its citizens. I am sure we are all grateful to them for spending so many days with us, and I am confident that this visit did much to create a spirit of mutual interest, understanding and common purpose.

At this session you will be asked to consider a large number of revised and new Ordinances. Following out the program which was initiated some time ago, splendid headway has been made in reviewing our laws and rewriting them, with the object of producing revised consolidated ordinances as early as possible.

In order to assist you in this very important and heavy task I am pleased to advise that the Minister of Justice has made one of his legal officers available to attend this session.

You will also be asked to consider a proposal for the expansion of the area of the City of Whitehorse under an arrangement whereby financing of it will be facilitated by the Territorial Government. Details of the proposal in general terms have already been forwarded to you by the Minister.

A Supplementary Supply Bill will be presented for your consideration, to make available additional funds for projects undertaken this year, and for which funds were not provided for in the main Estimates, and also for additional funds for Ordinary expenditures.

Both myself and staff will make ourselves available at all times and be of every assistance possible in helping you to give due consideration to the matters to come before you at this session

Reply to Commissioner's Opening
Address

by

The Speaker

A. R. HAYES, ESQUIRE

Mr. Commissioner:

Council tenders its thanks to you for your presence in the Council Chamber and your offer of assistance, which we gladly accept. May I also offer a welcome to Mr. La Forest from Ottawa whose legal knowledge and experience will be of great value to Council in considering the large number of Ordinances before us for revision, the accumulation of forty years. The revision of Ordinances has not kept pace with Yukon's economic expansion, but once this delayed task has been completed, future councils, administrators, legal advisers, police and jurists will find it much easier to carry out their duties.

I think it most deplorable that the council should be called upon to sit for weeks, doing this work, in this horrible unhealthy room. The heat, the lack of ventilation and the total absence of humidity are not conducive to clear thinking, and I hope some member of council will offer a resolution to the effect that we are not happy or satisfied to work in an atmosphere of this kind after waiting two years for the new Federal Building to open. I hope this resolution will be offered today and wired to Ottawa tomorrow.

I have no comments to make from the Chair on your opening address, Mr. Commissioner, other than to say that those of us who have lived for many happy years in this blessed Yukon can feel nothing but satisfaction in knowing that at long last the Yukon is coming into its own. If the 20th century belongs to Canada, then the second half of the century belongs to Canada's great Northland, and the contribution Yukon will make to the potential prosperity of all of Canada is big - as big as Yukoners' dreams - there is no limit. All these big projects will but lead to greater ones.

ADDRESS TO COUNCIL

by

A. F. BERRY, ESCUIRE

Mr. Speaker:

After hearing the speech from the Commissioner, it is quite obvious that this is a very important session of the Yukon Territorial Government.

All the Laws or Ordinances of the Yukon have been revised and are now submitted for our approval. In so doing, advantage has been taken of the effort by the Canadian Bar Association, to work towards a uniformity of Legislation throughout Canada, thereby eliminating the difference of laws between Provinces and Territories. This is good and it is to be hoped that the Consolidated Ordinances of the Yukon for 1955 will be comparable to any other part of Canada.

Nevertheless, it is our duty as a Council not to indulge in hasty legislation. Many of the Ordinances are standard, others call for careful consideration in order that the minimum amounts of amendments are required. Local issues may take the limelight, but let us not forget that we are called upon to vote on a complete new set of laws for the Yukon.

The proposals submitted to us regarding the expansion of Whitehorse, by means of a bridge over the Yukon, Townsite and Hospital, are necessary, but it should be borne in mind that these improvements are not confined to the City of Whitehorse. The hospital for instance should and will service the rest of the Territory. Only on that basis is the expense justified. It is to be hoped that when this is built, and complete medical facilities are on hand, then we can think of having our own Yukon Compensation Board; with less assessment for the employer and more benefits for the employee.

Thank you Mr. Speaker.

ADDRESS TO COUNCIL

by

V.C. MELLOR, ESQUIRE

Mr. Speaker, Councillors:

I am very happy first of all to give congratulations, I am known to be one who is the opposition as far as Council is concerned, and the one who is going to stir up any trouble. I have always felt justified in doing this, but I am very happy at this time to extend on behalf of the people whom I represent congratulations to our Commissioner and to his staff of the Dept. of Public Works, who have done an excellent job on the Stewart-Dawson Road, as far as Flat Creek is concerned. I have criticized this project on a few occasions during Council, and I have criticized it severely, but I am happy now to give honor where it is due - to the Commissioner and his staff. I am very pleased to say that an excellent job has been done, and I have my information from drivers who are employed by trucking services over the road, and by private individuals. The road is excellent.

I would further like to make these remarks for the benefit of the Commissioner and the Council at the present time, that within the next ten days we will have a bridge over the Flat Creek, which is thirty feet long, and over the Clear Creek which is thirty-two feet long. I don't know, Mr. Speaker, my colleagues, whether you realize or whether you visualize in fact, that this has been something that has been accomplished by the employees of the Territorial Government. We are glad we also have new approaches to these bridges, which are going to be beneficial not only to Dawson but to Whitehorse and the Yukon in general.

One thing I have to say, Mr. Speaker--as a Yorkshireman I have always got to put my foot into it--I was very much perturbed that no invitation had been sent out to the Territorial Government for the opening of this splendid building in Whitehorse. I have to correct this, on asking my colleagues, as far as Whitehorse is concerned they have received invitations--I have not. It may be in the post, if that should be the case we cannot blame the Administration, but up to the time I left Dawson there was no invitation there. I don't know who had the inspiration to move the Administration from Dawson to Whitehorse, it had to come. I want to let it be known right now, Mr. Speaker, that as the representative of the Dawson people we are not biased in any shape or form. We regret that the Administration was moved from Dawson, but we fully realize that today as things go on, in Dawson we are living in the past.

I would still like to remind you, Mr. Speaker, and my colleagues, that we are still producing in the Dawson area more than is produced in the Whitehorse area, in fact I don't know of any production in the Whitehorse area up to the present, but that is beside the point. We regret to see our Administration Building moved from Dawson to Whitehorse, because we had friends amongst our government servants, and they are still our friends.

I was very much perturbed, Mr. Speaker, that we did not receive an invitation to the opening of this splendid building--it may be due to mailing facilities, but I still think that you, Mr. Speaker, should have at least had an invitation from the Administration to appear during the opening of this Federal Building in Whitehorse. Our Mayor of the Municipality of Dawson

received an invitation, and I presume the Mayor of the Municipality of Whitehorse also received an invitation. I have not yet heard of an invitation being extended to the Territorial Council--if that is the case I am not going to blame the Commissioner, it may be some of the staff who are at fault. One thing I do want to point out, we are the elected representatives of the people of the Territory, irrespective of Municipalities, and we are responsible to the people who have brought us into power. When I talk of the Yukon Territory, I do not talk of Dawson, Mayo or Whitehorse, I talk of the Yukon Territory which is developing so fast and which we are all concerned in, it does not matter what district you may represent. We are all representing the Yukon Territory, and I hope that as far as I am concerned, we have got one object in mind and that, Mr. Speaker, is the Yukon Territory. Probably I am going a little strong when I say that an insult has been passed along to me, as the representative of the Dawson people. I am probably not right in making that remark, but at the same time I bring it before you.

I have given my congratulations on the work that has been done, and would also like to say that during my term of office, at all times, irrespective of the district I represent, my interest at heart is the Yukon.

ADDRESS TO COUNCIL

by

FREDERICK DORE LOCKE, ESCUIRE

Mr. Speaker:

I am very pleased in listening to the speech from the Throne to find that we are finally receiving the large number of Ordinances which have been in the hands of the Department of Justice for revision, and that we will be getting closer to the consolidation of the Ordinances of the Territory, not only for the benefit of the legal profession but for the benefit of the citizens of the Territory.

At the present time it is very difficult to look up an Ordinance, and in some cases you can't get a copy. However, if I might deviate slightly from the theme of the speech from the Throne and offer a suggestion to the Administration and to the Yukon Council that Ordinances, when passed, are law and may only have the weight and power that is given by their enforcement. I think that a great deal of consideration should be given in time to follow a stronger law enforcement of Territorial laws. As I mentioned before, realizing the great difficulty in looking up Ordinances, people don't have the opportunity of becoming acquainted with them and there is a slackness, but when these Ordinances are revised and gathered together and consolidated, certainly consideration should be given to a stronger law-enforcement body to enforce the laws we are passing, otherwise we are just passing so many pieces of paper. At the present time the Territorial Government is losing revenue through laws being broken, sometimes they catch up to it and sometimes they don't, and citizens who should have protection by laws that are passed are losing that protection when the laws aren't enforced.

I would like to say that I was very pleased to hear my colleague, Mr. Mellor from Dawson, mention the Dawson-Stewart Crossing Road and his pleasure in a well-done job. Having not had the opportunity this summer to go over the road, I know that when Mr. Mellor says it's good, it must be good.

I would also like to take the opportunity, Mr. Speaker, to say that these Ordinances being brought before us at this time are the combination of a lot of work by the Department of Justice and a great deal of extra hard work by the legal advisor of the Territorial Government, Mr. Smith, and I wouldn't like to pass this opportunity of congratulating him on the way he has gathered them together and given the Councillors the opportunity to look them over long before their presentation.

VOTES AND PROCEEDINGS

of the

COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Friday, Nov. 5, 1954
10:00 o'clock A.M.

The Speaker assumed the Chair and read the Orders of
the Day.

First and second reading was given to the following
Bills:

- Bill No. 1 An Ordinance respecting the Form and Interpretation of Ordinances
- Bill No. 2 An Ordinance respecting the Veterinary Profession
- Bill No. 3 An Ordinance Respecting the Medical Profession
- Bill No. 4 An Ordinance Respecting Hotel, Boarding House and Lodging House Keepers
- Bill No. 5 An Ordinance Respecting Agisters and Keepers of Livery, Boarding and Sales Stables
- Bill No. 6 An Ordinance Respecting the Limitation of Actions
- Bill No. 7 An Ordinance Respecting Bills of Sale and Chattel Mortgages
- Bill No. 8 An Ordinance Respecting the Distribution of Estates of Intestates
- Bill No. 9 An Ordinance Respecting Distress for Rent and Extrajudicial Seizure
- Bill No. 10 An Ordinance Respecting Hire Receipts and Conditional Sale of Goods
- Bill No. 11 An Ordinance Respecting the Capacity, Property and Liabilities of Married Women
- Bill No. 12 An Ordinance Respecting Arbitration
- Bill No. 13 An Ordinance Respecting the Practice of Dentistry
- Bill No. 14 An Ordinance Respecting the Adoption of Children
- Bill No. 15 An Ordinance Respecting the Liens of Woodmen
- Bill No. 16 An Ordinance Respecting the Manufacture and Sale of Bread
- Bill No. 17 An Ordinance Respecting the Driving of Saw Logs and Other Timber on Lakes, Rivers, Creeks and Streams

- Bill No. 18 An Ordinance Governing the Storage, Transportation and Distribution of Inflammable Petroleum Products in the Yukon Territory
- Bill No. 19 An Ordinance Respecting Choses in Action
- Bill No. 20 An Ordinance Respecting Warehousemen's Liens
- Bill No. 21 The Devolution of Real Property Ordinance
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- Bill No. 25 An Ordinance Respecting Sale of Goods
- Bill No. 26 An Ordinance Respecting the Protection and Care of Archaeological Sites
- Bill No. 27 An Ordinance Respecting Exemptions
- Bill No. 28 An Ordinance Respecting Factors and Agents
- Bill No. 29 An Ordinance Respecting Partnerships
- Bill No. 30 An Ordinance to Prohibit Children Being on the Streets after Nightfall
- Bill No. 31 An Ordinance Respecting Motion Pictures
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- Bill No. 35 An Ordinance Respecting the Profession of Pharmaceutical Chemist
- Bill No. 36 An Ordinance Respecting Actions for Libel or Slander
- Bill No. 37 An Ordinance to Prevent Unnecessary Noise
- Bill No. 38 An Ordinance to Repeal Certain Ordinances
- Bill No. 39 An Ordinance Respecting Wills
- Bill No. 40 An Ordinance Respecting the Administration of Civil Justice
- Bill No. 41 An Ordinance Respecting Jurors and Juries
- Bill No. 42 An Ordinance Respecting the Registration of Births, Marriages, Deaths and Other Vital Events
- Bill No. 43 An Ordinance to Amend the "Municipal Ordinance"
- Bill No. 44 An Ordinance to Amend "The Yukon Territorial Public Service Ordinance"

- Bill No. 45 An Ordinance to Amend the "Annuity Plan Ordinance"
- Bill No. 46 An Ordinance to Amend the "Assignments of Book Debts Ordinance"
- Bill No. 47 An Ordinance to Amend the "Workmen's Compensation Ordinance"
- Bill No. 48 An Ordinance to Amend the "Government Licuor Ordinance"
- Bill No. 49 An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest, and Mr. Frank Smith attended Council.

Council recessed at 12:00 o'clock Noon.

1:30 P.M.

The Committee resumed discussion.

Mr. M. Gritzuk and D. Finlayson, representatives of United Keno Hill Mines Ltd. attended Council and presented a report on the Whitehorse-Mayo Road, with a view to obtaining an additional maintenance grant of \$50,000 to \$60,000 per year in order that approximately fifty miles of highway may be resurfaced annually.

Mr. Brown expressed his appreciation to both Mr. Gritzuk and Mr. Finlayson and members of Council for the constructive discussion.

The Chairman of the Committee presented the report of the Committee as follows:

Bill No. 1 - Reported progress.

Council accepted the Committee's report.

Council adjourned at 5:00 o'clock P.M.

6:45 P.M.

Council resolved itself into a Committee of the Whole.

The Chairman of the Committee presented the report of the Committee as follows:

Mr. Ken Smith of the International Union of Mine, Mill and Smelter Workers, introduced the following representatives of the Union, Mr. F. MacIntosh, Mr. C. Ravenhill, Mr. George Smith, and Mr. J. McLellan. Mr. Ken Smith presented a brief dealing with the following topics:

1. Hours of Work
2. A suitably located smelter for Yukon Producers
3. Proposed amendments to the Unemployment Insurance Act
4. Workmen's Compensation Ordinance
5. Mines Safety Ordinance
6. Provision under the Coroner's Ordinance
7. Amendment of Annual Holidays with Pay Ordinance

8. Proposed establishment of a Labour
Relations Office for the Yukon Territory.

Mr. Ravenhill addressed the Committee concerning
Workmen's Compensation, First Aid, and Unemployment Insurance.

Mr. MacIntosh elaborated on the Brief presented by
Mr. Smith.

Council accepted the Committee's report.

Council adjourned at 8:00 o'clock P.M.

"W.D. Robertson"

Clerk

"A.R. Hayes"

Speaker

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Saturday, Nov. 6, 1954
10:00 o'clock A.M.

Mr. Speaker assumed the chair and read the Orders of the day.

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest, and Mr. Frank Smith attended Council.

The Chairman of the Committee presented the report of the Committee as follows:

Bill No. 1 - With recommended amendments as follows:
Section 3. (1) insert comma after word "appears".
Section 20, subsection (1) (r) to read: "peace officer" means a peace officer as defined in the Criminal Code.
The following definitions to be re-lettered as follows:
"Person" (s)
"Proclamation" (t)
"Security" (u)
"Surety" (v)
"Territory" (w)
"United Kingdom" (x)
"United States" (y)
"Will" (z)
"Writing" (zz)
"Year" (zzz)
"Yukon Gazette" (zzzz)
Section 20, subsection (2), delete the word "amendment" and substitute "enactment".
Section 33, delete one of the words "the".
Section 35, (1) (a), substitute the word "folios" instead of "folio."

Bill No. 2 - Reported Progress.

Bill No. 4 - With recommended amendments as follows:
Section 5 (2), "Lodging" instead of "Loding."
Section 12, After subsection (a) a tourist camp; insert the word "and". Subsection (b), after the word "public"; insert "for which a fee or charge is made for the use or rental thereof." Delete subsection (c).
Section 12, subsection 3, to be deleted in its entirety.
Renumber subsections 4, 5, and 6, as 3, 4, and 5.

Section 15, Delete the following words: "And not less than five dollars with costs."

Bill No. 5 - Without amendment.

Bill No. 6 - Without amendment.

Bill No. 7 - With recommended amendment.
Page 16, Chapter 24, after the word "document", line number 8, insert the following: "as the case may be, and filed therewith; and the registration of the bill of sale or other document,".

Council accepted the Committee's report.

Council adjourned at 12:00 o'clock Noon.

"W.D. Robertson"
Clerk

"A.R. Hayes"
Speaker

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Monday, Nov. 8, 1954
10:00 o'clock A.M.

Mr. Speaker assumed the chair and read the orders of the day.

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest and Mr. Frank Smith attended Council.

Chairman of the Committee presented the report of the Committee as follows:

Bill No. 8 - Reported Progress.

Bill No. 9 - Without amendment.

Bill No. 10 - With recommended amendment,
Section 15 (1), substitute the following:
(a) Seventy-five cents
(b) Fifty cents
(c) One dollar
(d) Twenty cents

Bill No. 11 - Without amendment.

Bill No. 12 - Without amendment.

Council accepted the Committee's report.

Council adjourned at 12:00 o'clock Noon.

1:30 o'clock P.M.

Council resolved itself into a Committee of the Whole.

The Commissioner's reference to Council (See Sessional Paper No. 6) was discussed.

The Chairman of the Committee presented the Report of the Committee as follows:

With reference to the Commissioner's Reference to Council concerning a proposal which will provide for an expansion of the City of Whitehorse, the construction of a hospital on the east bank of the Yukon River, and the erection of a bridge across the Yukon River to provide access to both projects, this Council is agreed in principle to the reference as presented. It is also the opinion of Council that, as they will be asked to vote Territorial funds in connection with this proposed project, they wish to be informed of the detail and advancement of the project from time to time, and that when meetings are held in regard to this project, they have representation at such meetings, where it is possible to do so.

Council accepted Committee's report

Mr. Phelps, seconded by Mr. Locke, read a Resolution of Council as follows:

"This Council agree in principle to the Commissioner's Reference No. 1 (Sessional Paper No. 6)."

Council resolved itself into a Committee of the Whole.

The Chairman of the Committee presented the Report of the Committee as follows:

Bill No. 13 - Reported progress.

Bill No. 14 - Without amendment.

Bill No. 15 - Without amendment.

Council accepted the Committee's report.

Council adjourned at 5:00 o'clock P.M.

"W. D. Robertson"
Clerk

"A. R. Hayes"
Speaker

REFERENCE TO COUNCIL

Mr. Speaker:

I am pleased to bring before you today, by way of reference, a proposal which will provide for an expansion of the City of Whitehorse, the Construction of a hospital on the east bank of the Yukon River, and the erection of a bridge across the Yukon River to provide access to both projects.

You have each, as Members of the Territorial Council, received a communication from the Honourable Jean Lesage, Minister of Northern Affairs and National Resources, in which he outlined in general terms the nature of the proposal and the means by which it might be implemented.

It is not my intention in this reference to again state in detail the proposal as outlined to you, but I feel obliged to briefly enumerate the factors which have led to this proposal and in broad terms refer to its main features.

You are aware of the factual background and ultimate decision of the Government of Canada and the Government of the Yukon Territory to enter into a joint venture to construct and operate a new 120-bed hospital at Whitehorse to serve the needs of the people of the Yukon, including the specific responsibilities of the Territorial Government for those persons who become a public charge, and also for those persons who are a specific charge of the Federal Government.

The financial arrangements for this undertaking were previously discussed with Council and have already received your approval in principle. I will, therefore, refrain from further reference to it other than as it relates to and forms part of the larger plan which is the substance of this reference.

Since your approval in principle was received last spring to the hospital a good many meetings have been held with representatives of the various interests concerned, including the local hospital Board, Department of National Defence, Indian Affairs, City Council, and representatives of the various Departments in Ottawa, concerning the design and location of the proposed hospital. Both matters were fraught with complexity and a variant of viewpoint. I am pleased to advise you, however, that a final meeting was held in Whitehorse early in September at which a high degree of unanimity was arrived at in regard to both design and location.

In respect to location many factors were considered, both as regards to the immediate problems of space and construction and the ultimate job of service to the Yukon in the future. Without burdening you with the details of those discussions, nor the many points of view which were expressed, I am pleased to say that there was general agreement that this institution should be constructed on the east side of the Yukon River, assuming there would be no undue delay in construction and access to it would be provided by the construction of a bridge across the Yukon River.

At the same time as the aforementioned matter was under consideration, strong representations were made to my office and to the Minister of Northern Affairs and National Resources for some plan which would provide additional space for the City of Whitehorse. This is required in order to

facilitate the construction of homes and thereby "Open the door" for the City Fathers to take appropriate action to eliminate congested shack areas and unsatisfactory conditions which are generally prevalent throughout the City today.

As a result of the Minister's visit to Whitehorse this summer, representations which were made to him, and his own examination of the situation, a large group of senior officials of Departments concerned in Ottawa, including specialists in Town Planning from Central Mortgage and Housing Corporation, and the Department of Northern Affairs and National Resources, visited the area and made an independent appraisal of the situation. A subsequent meeting between this group and representatives of the Hospital Board, City of Whitehorse and the Administration discussed the matter in detail. A conclusion was ultimately arrived at with a large degree of unanimity. The solution suggested as a most practical and effective one was to open up a new townsite area across the Yukon River which would ultimately become part of the City of Whitehorse.

I would like to advise you also that during all of the discussions which took place the most forceful claims possible were made that

- (1) The City of Whitehorse was not in a position to assume any financial burden under any such arrangement;
- (2) The Territorial Government was likewise not in a financial position to assume the full costs, or any major portion of the costs, arising out of these proposals.

Having the above representations and findings in mind the Minister has now made a proposal which in general terms will provide for the following:

- (1) Construction of the hospital on the east side of the Yukon River;
- (2) Construction of a bridge across the Yukon River from Whitehorse to serve both the hospital and the proposed new residential area;
- (3) Provision for a new residential area on the east side of the Yukon River to be developed and expanded as future requirements may determine.

The financial implications of the above plan were outlined to you by the Minister, but I will refer briefly to the main features of the proposal.

- (1) Cost of construction of the hospital will be borne by the Federal and Territorial Governments according to an arrangement previously approved by this Council.
- (2) A bridge across the Yukon will be constructed and financed by the Federal Government. The cost of such bridge may be returned to the Federal Government from the proceeds of the sale of the last fifteen hundred lots of the new townsite as and when the same are disposed of by the Federal Government.

- (3) A residential townsite across the Yukon River will be surveyed by the Federal Government which will provide in the ultimate for three thousand lots. As an initial step the first two hundred lots will be turned over to the Territorial Government for disposal to the Public.

It is proposed to provide public utilities such as water, sewer and streets for such areas as are made available for public acquisition by the provision and installation of them by the Territorial Government to be financed by way of a loan from the Federal Government repayable with interest at the federal borrowing rate over a period of thirty years.

It is proposed that funds for the repayment of the loan will be obtained from the selling price of the lots, which is estimated at \$1,500.00 a lot, so that the final conclusion of the project the funds expended on public utilities will be repaid from the disposal of the townsite property.

The proceeds from the sale of the first two hundred lots at the price stated would yield \$300,000.00. A preliminary estimate only of utility installations is given at not more than \$780,000.00. The cost of extending essential services to additional lots would probably not exceed \$1,100.00 a lot. On this basis the cost of servicing fifteen hundred lots, being the first half of the ultimate maximum development would be approximately \$2,210,000.00, and the proceeds from the sale of these lots at \$1,500.00 each would be approximately \$2,250,000.00, thus it should be possible for the Territorial Government to undertake the responsibility for development of the proposed townsite without the general revenues of the Territory bearing any portion of the cost.

While the loan from the Federal Government would provide only for the first two hundred lots, it is reasonable to expect that an additional loan would be authorized if required for the servicing of the additional land.

In bringing this reference to you, I realize that certain aspects of it are dealt with only in broad terms and in general principle and that the actual details can be worked out only after approval in principle has been given by all parties concerned with it.

I have over a considerable period of time given careful and constant study to the problems that confront the City of Whitehorse and the Territorial Administration, and have during that time explored every possible avenue of approach to a solution to these problems.

I am now pleased to bring this reference to you, believing that in it is found a plan which embodies the most practical and effective method of overcoming our present problems. At the same time capacity for expansion is provided for us that we will be able to make an orderly advance in keeping with our economic and industrial development.

I strongly urge, Mr. Speaker, the early consideration of this reference by Members of Council, and their approval of the proposals contained therein.

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Tuesday, Nov. 9, 1954,
10:00 A.M. o'clock A.M.

Mr. Speaker assumed the chair and read the Orders of the day.

Mr. Mellor gave notice that the undermentioned Bill would be introduced for first reading at the next sitting of Council:

Bill No. 50 - "An Ordinance to Amend the Gasoline and Diesel Oil Tax Ordinance."

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest, and Mr. Frank Smith attended Council.

Council recessed at 12:05 o'clock P.M.

1:30 o'clock P.M.

The Chairman of the Committee presented the Report of the Committee as follows:

Bill No. 8 - With recommended amendment.
Delete subsection 1 of Section 5.
Section 5 (2) amended as follows:
"Where a person dies leaving a widow but no issue, his whole estate, shall go to his widow." Side note to read as follows Distribution where widow only surviving intestate.
Delete subsection 3 Section 5.

Bill No. 16 - Reported progress.

Bill No. 17 - With recommended amendments.
Section 3 insert the word "logs" after the word "put" in first line and delete word "logs" in second line.

Bill No. 18 - Reported progress.

Bill No. 19 - Without amendment.

Bill No. 20 - Without amendment.

Bill No. 21 - Without amendment.

Bill No. 23 - Reported progress

Council accepted the Committee's report.

Council adjourned at 5:10 o'clock P.M.

6:30 o'clock P.M.

Council resolved itself into a Committee of the Whole.

The Chairman of the Committee presented the Report of the Committee as follows:

The following representatives of the Yukon Outfitters Association were present: Mr. M. Nolan, Mr. W. Desrosiers, Mr. Alex Davis; Mr. Louis Brown, Chief Guide, Mayo, was also present. Mr. Nolan presented the following recommendations with respect to the Yukon Game Ordinance:

1. That non-resident big game licences be reduced from \$150 to \$100.
2. That the present system of guide classification be repealed and revert to the previous system.
3. That legislation be introduced prohibiting the outfitting of mining, surveying, photographic and other parties by any one other than an outfitter duly licensed as such.
4. That the wolf bounty be introduced.
5. That the Game Director be instructed to cease aiding Mr. Jim Bond in spreading misleading information regarding big game hunting in the Territory.

Mr. Brown, Commissioner, and Mr. Them Kjar, Game Director, attended Council.

Council accepted the Committee's report.

Council adjourned at 9:00 o'clock P.M.

W.D. Robertson

Clerk

"A.R. Hayes"

Speaker

VOTES AND PROCEEDINGS
OF THE
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Wednesday, Nov. 10, 1954
10:00 o'clock A.M.

The Speaker assumed the chair and read the Orders of the day.

First reading was given to the following Bill:

Bill No. 50 - "An Ordinance to amend the Gasoline and Diesel Oil Tax Ordinance."

Second reading was given to the following Bill:

Bill No. 50 - "An Ordinance to amend the Gasoline and Diesel Oil Tax Ordinance."

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest, and Mr. F. Smith attended Council.

Council recessed at 11:55 A.M.

1:30 o'clock P.M.

The Committee resumed discussion.

The Chairman of the Committee presented the Report of the Committee as follows:

Bill No. 50 - Without amendment.

Bill No. 18 - With recommended amendment.
Section 7, delete "or match" and add "any open flame".
Subsection 2, section 7, delete.
Add the following subsection (4) to Section 13: "No underground storage tank shall be abandoned without first being rendered harmless."
Delete subsection 6, section 16.
Section 18, substitute "vent" for "relief valve".
Section 19, substitute "vents" for "relief valves."
Delete subsection 5, section 21.
Section 31, subsection 1, after the word "with" line four, add "automatic valves or".
Section 42, delete "of not less than ten dollars and".
Schedule C, page 15, should be "emergency relief vents" in place of "emergency relief valves."
"Vent Diameter in place of "Relief Valve Diameter"
500 to 1,000 in place of 0 to 1,000

Bill No. 22 - With recommended amendment.
Section 24, subsection (e),
delete "three" and substitute
"six."

Bill No. 25 - Without amendment.

Bill No. 27 - Without amendment.

Bill No. 28 - Without amendment.

Bill No. 29 - With recommended amendment.
Section 79, subsection 1, delete
"ten" and substitute "twenty."

Bill No. 30 - With recommended amendment,
Section 3, delete "in his discretion"

Bill No. 31 - Reported progress.

With reference to the Brief presented to Council
by Mr. M. Nolan, Yukon Outfitters Association, Council ex-
pressed unanimous opinion as follows:

1. That the petition of Mr. M. Nolan, representative
Yukon Outfitters Association, was received and
considered by Council, and representatives of
Yukon Outfitters Association were heard.

The Council referred to the Commissioner items
1, 2, 3 and 4, of the Petition for his consider-
ation.

2. That the allegation contained in Paragraph 5
was not supported by evidence, and therefore
rejected by Council.

Council accepted the Committee's Report.

Council adjourned at 5:10 o'clock P.M.

"W.D. Robertson"
Clerk

"A.R. Hayes"
Speaker

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Friday, Nov. 12, 1954
10:00 o'clock P.M.

The speaker assumed the chair and read the Orders of the day.

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest, and Mr. F. Smith, and Mr. W.A. Wardrop attended Council.

Council recessed at 12:00 o'clock Noon.

1:30 o'clock P.M.

The Committee resumed discussion.

The Chairman of the Committee presented the Report of the Committee as follows:

Bill No. 26 - Without amendment.

Bill No. 31 - Reported progress.

Bill No. 32 - Without amendment.

Bill No. 33 - Reported progress.

Bill No. 49 - Without amendment.

Council accepted the Committee's report.

Mr. Mellor gave notice that the following Bills would be given third reading at the next sitting of Council:

Bill No. 1 - An Ordinance Respecting the Form and Interpretation of Ordinances.

Bill No. 4 - An Ordinance Respecting Hotel, Boarding House and Lodging House Keepers.

Bill No. 5 - An Ordinance Respecting Agisters, and Keepers of Livery, Boarding and Sales Stables.

Bill No. 6 - An Ordinance respecting the Limitation of Actions.

Bill No. 7 - An Ordinance Respecting Bills of Sale and Chattel Mortgages.

Bill No. 8 - An Ordinance Respecting the Distribution of Estates of Intestates.

Bill No. 9 - An Ordinance Respecting Distress for Rent and Extrajudicial Seizure.

Bill No. 10 - An Ordinance Respecting Hire Receipts and Conditional Sale of Goods.

Bill No. 11 - An Ordinance Respecting the Capacity, Property and Liabilities of Married Women.

Bill No. 12 - An Ordinance Respecting Arbitration.

Bill No. 50 - An Ordinance to Amend the Gasoline and Diesel Oil Tax Ordinance.

Mr. Berry gave notice that the following Bills would be given third reading at the next sitting of Council:

Bill No. 14 - An Ordinance Respecting the Adoption of Children.

Bill No. 15 - An Ordinance Respecting the Liens of Woodmen.

Mr. Phelps gave notice that the following Bill would be given third reading at the next sitting of Council:

Bill No. 49 - An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory.

Council adjourned at 5:00 o'clock P.M.

"W. D. Robertson"
Clerk

"A. R. Hayes"
Speaker

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Saturday, Nov. 13, 1954
10:00 O'clock A.M.

The speaker assumed the chair and read the Orders of the day.

Third reading was given to the following Bills:

- Bill No. 1 - An Ordinance Respecting the Form and Interpretation of Ordinances.
- Bill No. 4 - An Ordinance Respecting Hotel, Boarding House and Lodging House Keepers.
- Bill No. 5 - An Ordinance Respecting Agisters, and Keepers of Livery, Boarding and Sales Stables.
- Bill No. 6 - An Ordinance respecting the Limitation of Actions.
- Bill No. 7 - An Ordinance Respecting Bills of Sale and Chattel Mortgages.
- Bill No. 8 - An Ordinance Respecting the Distribution of Estates of Intestates.
- Bill No. 9 - An Ordinance Respecting Distress for Rent and Extrajudicial Seizure.
- Bill No. 10 - An Ordinance Respecting Hire Receipts and Conditional Sale of Goods.
- Bill No. 11 - An Ordinance Respecting the Capacity, Property and Liabilities of Married Women.
- Bill No. 12 - An Ordinance Respecting Arbitration.
- Bill No. 14 - An Ordinance Respecting the Adoption of Children.
- Bill No. 15 - An Ordinance Respecting the Liens of Woodman.
- Bill No. 49 - An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of the Public Service of the Territory.
- Bill No. 50 - An Ordinance to Amend the Gasoline and Diesel Oil Tax Ordinance.

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest, and Mr. F. Smith attended Council.

The Chairman of the Committee presented the Report of the Committee as follows:

- Bill No. 1 - Without amendment
- Bill No. 4 - Without amendment
- Bill No. 5 - Without amendment
- Bill No. 6 - Without amendment
- Bill No. 7 - Without amendment
- Bill No. 8 - Without amendment
- Bill No. 9 - Without amendment
- Bill No. 10 - Without amendment
- Bill No. 11 - Without amendment
- Bill No. 12 - Without amendment
- Bill No. 14 - Without amendment
- Bill No. 15 - Without amendment
- Bill No. 49 - Without amendment
- Bill No. 50 - Without amendment

Council accepted the Committee's Report.

The Chairman of the Committee presented the Report of the Committee as follows:

- Bill No. 13 - With recommended amendments.
 - Section 3, delete "registered and".
 - Section 5, delete subsection 2.
 - Section 7, delete subsection 2.
 - Section 9, to be known as "Special Permits" as follows:
 - 9. The Commissioner may issue a permit to practise dentistry in such parts of the Territory, for such periods of time, upon such terms and conditions and upon payment of such fees as the Commissioner may prescribe, to any person who
 - (a) has completed at least four years' course of study in dentistry at a college or school of dentistry of recognized standing, and
 - (b) has received a diploma or certificate of qualification from any such school or college,
- if, in the opinion of the Commissioner, such person is of good character and is qualified from the standpoint of his professional proficiency to practise dentistry; and for the purposes of this Ordinance, a person shall, when practising the profession of dentistry pursuant to this section, be deemed to be licensed.

- Section 11 to read as follows:
- Board of Inquiry. 11. (1) The Commissioner may appoint two or more persons, described in paragraph (a) or (b) of section 5 to act as a Board of Inquiry for the purpose of investigating any complaint made against a person practising as a dentist with respect to an alleged contravention of this Ordinance or any complaint of malpractice or infamous, disgraceful or improper conduct on the part of a person practising as a dentist.
- Powers of Board. (2) A Board of Inquiry appointed pursuant to subsection (1) may make rules and regulations under which the inquiry is to be held and has power
- (a) to summon and bring before it any person whose attendance it considers necessary to enable the Board properly to inquire into the matter complained of;
 - (b) to swear and examine all persons under oath;
 - (c) to compel the production of documents; and
 - (d) to do all things necessary to provide a full and proper inquiry.
- Security for Costs. (3) A Board of Inquiry may direct that the person who made the complaint it is appointed to investigate shall deposit with the Board, as security for the costs of the inquiry and to the person complained against, a sum not exceeding five hundred dollars.
- Frivolous and vexatious complaint. (4) Where the Board of Inquiry finds that a complaint is frivolous or vexatious, it may cause to be paid to the Territorial Treasurer out of the deposit for security mentioned in subsection (3) such portion of the costs of the inquiry and to the person complained against as it deems advisable, and where the Board does not so find or where there is any balance of the deposit remaining, the deposit or balance thereof shall be returned to the person who deposited it.
- Quorum. (5) A Majority of the members of a Board of inquiry is a quorum.
- Findings and recommendations. (6) A Board of Inquiry shall, after investigation of a complaint pursuant to this section, make a finding and shall immediately report its finding to the Commissioner, and where it finds that the person complained against is guilty of a contravention of this Ordinance or of malpractice or of infamous, disgraceful or improper conduct, may, in its report to the Commissioner, recommend that such person be
- (a) reprimanded;
 - (b) fined in an amount named by the Board, such amount not to exceed five hundred dollars,
 - (c) struck off the register and his licence cancelled; or
 - (d) struck off the register and his licence suspended for a definite period named by the Board.
- Notification to person complained against. (7) The Board of Inquiry shall, at the time it sends its report to the Commissioner pursuant to subsection (6), notify the person complained against of its finding and of the recommendations for punishment, if any, made by it in such report.

Offences.

- (8) Every person who
- (a) fails, without valid excuse, to attend an inquiry under this section,
 - (b) fails to produce any document, book or paper in his possession or under his control, as required under this section, or
 - (c) at an inquiry under this section
 - (i) refuses to be sworn in or to affirm, or to declare, as the case may be, or
 - (ii) refuses to answer any proper question put to him by the Board of inquiry,

is guilty of an offence and is liable on summary conviction to a fine not exceeding one hundred dollars, or to imprisonment for a term not exceeding three months, or to both such fine and imprisonment.

Section 12 to read as follows:

Appeal to Judge.

(1) A person against whom a finding has been made by a Board of Inquiry may, within thirty days after the finding has been made, appeal from such finding to a Judge.

Powers of Judge.

(2) The Judge before whom an appeal is made under subsection (1) may hear the appeal at such time and in such manner as he deems just and he may, by order, quash, alter or confirm the finding of the Board of Inquiry.

Section 13 to read as follows:

Commissioner powers on recommendation by Board.

(1) Where a dentist has been found guilty of a contravention of this Ordinance or of malpractice or of infamous, disgraceful or improper conduct by a Board of Inquiry and no appeal has been taken from the finding or the time for appeal has expired, the Commissioner shall, after receiving the report from the Board, impose the penalty recommended by it, and

- (a) in the case of a reprimand, reprimand the dentist in writing and note the reprimand in the register;
- (b) in the case of a fine, make an order fining the dentist, which order shall be filed in the appropriate court and have the same effect as an order of that court;
- (c) in the case of a recommendation to strike off the register and cancel his licence, have the name of the dentist struck off the register and cancel his licence; and
- (d) in the case of a recommendation to strike off the register and suspend his licence, have the name of the dentist struck off the register and suspend his licence for such time as the Board has recommended.

Commissioner to enforce order of Judge.

(2) Where a Judge on appeal confirms or alters the finding of a Board of Inquiry, his order in the case of a fine shall be carried out in the usual way and in the case of any other punishment referred to in subsection (1) shall be directed to the

Commissioner and carried out by him in the same manner as provided by subsection (1).

Section 14 to read as follows:

Application for reinstatement.

(1) A dentist whose name has been struck off the register and whose licence has been cancelled or suspended pursuant to section 13 may,

(a) where he had not taken any appeal from the finding, within one year from the date of the finding of the Board of Inquiry, apply to the Commissioner to have his name restored to the register, or

(b) where he had appealed from the finding, within one year from the date of an order made under subsection (2) of Section 12, apply to a Judge for an order directing the Territorial Secretary to have his name restored to the register.

Order by Commissioner or Judge.

(2) The Commissioner or a Judge may, upon application under subsection (1), order the Territorial Secretary to reinstate a dentist on the register and renew his licence and restore his rights and privileges in such manner and upon such conditions as the Commissioner or Judge may decide.

Territorial Secretary to reinstate.

(3) The Territorial Secretary shall, upon receiving an order under subsection (2) to do so, reinstate a dentist on the register and renew his licence and restore his rights and privileges in such manner and upon such conditions as the order directs.

Renumber Sections 12 to 22, by adding three, e.g., "Person who practices illegally guilty of offence" now becomes section 15. Section 22 "Repeal" becomes section 25.

Section 15 - delete "registered and".
Section 15 (a) delete "for hire, gain or hope of reward."
Section 21 - delete "17" substitute "20".
Section 22 - Insert "licensed" between "or" and "as".
Section 24 - delete "19" substitute "22".

Bill No. 3 - Reported progress.

Council accepted the Committee's report.

Council adjourned at 1:00 o'clock P.M.

"W.D. Robertson"
Clerk

"A.R. Hayes"
Speaker

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Monday, Nov. 15, 1954
10:00 o'clock A.M.

The speaker assumed the chair and read the Orders of the day.

Third reading was given to the following Bills:

- Bill No. 17 - An Ordinance Respecting the Driving of Saw Logs and other timber on Lakes, Rivers, Creeks and Streams.
- Bill No. 18 - An Ordinance governing the Storage, Transportation and Distribution of Inflammable Petroleum Products in the Yukon Territory.
- Bill No. 19 - An Ordinance Respecting Choses in Action.
- Bill No. 20 - An Ordinance Respecting Warehousemen's Liens.
- Bill No. 21 - The Devolution of Real Property Ordinance.
- Bill No. 22 - An Ordinance Respecting Landlords and Tenants.
- Bill No. 25 - An Ordinance Respecting Sale of Goods.
- Bill No. 26 - An Ordinance Respecting the Protection and Care of Archaeological Sites.
- Bill No. 27 - An Ordinance Respecting Exemptions.
- Bill No. 28 - An Ordinance Respecting Factors and Agents.
- Bill No. 29 - An Ordinance Respecting Partnerships.
- Bill No. 30 - An Ordinance to Prohibit Children Being on the Streets after Nightfall.
- Bill No. 32 - The Creditors' Relief Ordinance.

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest, and Mr. F. Smith attended Council.

The Chairman of the Committee presented the Report of the Committee as follows:

- Bill No. 17 - Without amendment
- Bill No. 18 - Without amendment
- Bill No. 19 - Without amendment
- Bill No. 20 - Without amendment
- Bill No. 21 - Without amendment

- Bill No. 22 - Without amendment
Bill No. 25 - Without amendment
Bill No. 26 - Without amendment
Bill No. 27 - Without amendment
Bill No. 28 - Without amendment
Bill No. 29 - Without amendment
Bill No. 30 - Without amendment
Bill No. 32 - Without amendment

Council accepted the Committee's Report.

The Chairman of the Committee presented the Report of the Committee as follows:

- Bill No. 3 - With recommended amendments
Section 5, insert after "Territorial Secretary" "At the time his name is registered in the register and subsequently."
Delete Section 6.
Re-number succeeding sections.
Delete present section 7 subsection 1.
Section 7, subsection 1 to read as follows:
"The Commissioner may issue a permit to a member of any of the Armed Forces of Canada, or of a visiting Force, as defined in the Visiting Forces (North Atlantic Treaty) Act to practise medicine among such persons, in such parts of the Territory for such period of time and upon such terms and conditions as the Commissioner may prescribe, and for the purposes of this Ordinance, a holder of a permit issued under this section shall, when practising medicine pursuant to the permit, be deemed to be the holder of a licence.
Section 7 subsection 2 as follows:
"No fee shall be charged for a permit issued under subsection 1."
Section 10, delete "one year" and substitute "two years."
Section 11, delete "for hire, gain or hope of reward".
Section 11 subsection 2, delete "one" and substitute "five".
Section 11 subsection 3, delete "duly licensed to practise veterinary surgery in the Territory under the 'Veterinary Profession Ordinance'".
Section 15 subsection 4, add "the" between "for costs". Delete "of" and substitute "to", between "and" and "the person."
Section 15 subsection 5, fifth line delete "or" and substitute "and".
Section 19 subsection (d) delete "those who practise" and substitute "the practising by any person of". Delete "there" substitute "his". Delete "they" on the fourth line and substitute "he".
Section 19 subsection (e) to read as follows:

"the manufacture, fitting or selling of artificial limbs or similar appliances;" Subsection (f), "licenced" instead of "licences".

Section 19 subsection 1 to read as follows: "A medical practitioner whose name has been struck off the register and whose licence has been cancelled or suspended pursuant to Section 17 may, (a) where he had not taken any appeal from the finding, within one year from the date of the finding of the Board of Inquiry, apply to the Commissioner to have his name restored to the register, or".

Section 19 subsection 1 (b), after the word "finding" add "within one year from the date of an order made under subsection 2 of section 16,".

Section 19 subsection (2), after the word "reinstate" add "on the register". In same subsection, after word "practitioner" delete "on the register" and add "whose name is registered in the Canadian Medical Register."

Section 21 subsection (b), delete "20" and add "19".

Section 23, delete "the Veterinary Profession Ordinance".

Bill No. 31 - With recommended amendments.

Insert new section 3, under the heading Application, "Except as provided in Section 19, this Ordinance applies only to commercial theatres." Insert section 4 under the heading Licences and Permits, "No person shall exhibit films or slides in a theatre unless he is the holder of an exhibitor's licence."

Renumber succeeding sections.

Section 5 subsection (b), after "Canada," add the word "or". Subsection (c) to read as follows: "he is acting pursuant to a permit issued under section 9".

Delete subsection 2.

Section 6 subsection (2), insert "reasonable" between "any cause", and delete "that seems to him sufficient."

Section 10 subsection (1) (c), after "licences" add the word "and", and delete "and" after "theatres" in subsection (d).

Delete subsection (e).

Section 19, after the word "machine" add "anywhere, whether in a commercial theatre or not,".

Delete old section 21 "Censorship".

Under section "Regulations" subsection (c) add the word "and".

Delete subsection (d), subsection (e) now becomes subsection (d) with the word "and" deleted.

Delete subsection (f).

Bill No. 23 - With recommended amendments.

Section 5 subsection (1) (a), delete "wherever practicable."

Section 7 subsection (1), to read as follows: "Where the Court has declared that a person is an insane person, it may appoint one or more trustees to manage his

property, and if no such trustees are appointed, the Public Administrator shall manage his property as an estate."

Section 7 subsection 2, to read as follows: "Subject to any further order by the Court or by the Commissioner, the Public Administrator or the trustees appointed under subsection 1, as the case may be, have full power to manage, administer and care for the estate of an insane person and may sell, purchase, mortgage, lease, repair or do any matter or thing and take any proceeding they deem necessary for this purpose."

Section 7 subsection 3, after the words "Public Administrator" insert "or the trustees appointed under subsection 1, as the case may be,". On the fourth line delete "his" substitute "their."

Bill No. 33 - With recommended amendments.

Section 2, delete "in and".

Section 4 subsection 2, delete "of the Territorial Court".

Insert subsection 2 of section 12 as follows: "where the body of a person respecting whom it is necessary to hold an inquest has been transported out of the Territory to be interred, the Commissioner or a Judge may, either upon application to him or otherwise, issue written permission to the coroner concerned to proceed therewith without having the body brought back to the Territory."

Section 13, delete "that can be viewed".

Section 16, subsection 3, after the word "shall" add "wherever practicable" deleting "wherever practicable" on line three.

After the word "mine" line 3, add "of whom at least one is familiar with the work in respect of which the accident arose."

Section 17 subsection 5, before "no person who," add "subject to section 16,".

Form C, third line, delete "in and".

Form D, delete "in and".

Form E, delete "in and".

Form G, delete "in and".

Form J, third paragraph, delete "in" and substitute "for".

Bill No. 34 - With recommended amendments.

Section 41 subsection (1), after "Vital Statistics Ordinance" add "or the law respecting Vital Statistics of the place where the death is registered."

Section 46 subsection (1), after the word "refuse" add "or neglect".

Form D, delete the following:

Wife's father's sister

Husband's father's brother

Wife's mother's sister

Husband's mother's brother

Step-mother

Step-father

Wife's mother

Husband's father

Brother's son's wife

Brother's daughter's husband

Sister's son's wife

Sister's daughter's husband

Bill No. 36 - Without amendment

Bill No. 39 - Without amendment

Bill No. 42 - Without amendment

Council accepted the Committee's Report.

Mr. Locke gave notice that the following Bills would be given third reading at the next sitting of Council:

Bill No. 36 - An Ordinance respecting Actions for Libel or Slander.

Bill No. 39 - An Ordinance respecting Wills

Bill No. 42 - An Ordinance respecting the Registration of Births, Marriages, Deaths and Other Vital Events.

Council adjourned at 5:00 o'clock p.m.

"W. D. Robertson"

Clerk

"A. R. Hayes"

Speaker

VOTES AND PROCEEDINGS

of the

COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Tues., Nov. 16, 1954
10:00 o'clock A.M.

The speaker assumed the chair and read the Orders of the day.

Third reading was given to the following Bills:

Bill No. 36 - An Ordinance Respecting Actions for Libel or Slander.

Bill No. 39 - An Ordinance Respecting Wills.

Bill No. 42 - An Ordinance Respecting the Registration of Births, Marriages, Deaths and Other Vital Events.

Council resolved itself into a Committee of the Whole.

Commissioner Brown, Mr. G.V. La Forest, and Mr. F. Smith attended Council.

The Chairman of the Committee presented the Report of the Committee as follows:

Bill No. 36 - Without amendment

Bill No. 39 - Without amendment

Bill No. 42 - Without amendment

Council accepted the Committee's Report.

The Chairman of the Committee presented the Report of the Committee as follows:

Bill No. 37 - Without amendment

Bill No. 38 - With recommended amendments

Add the following:

- (n) An Ordinance to Provide for the Weight and Sale of Bread? chapter 10 of the Consolidated Ordinances, 1914;
- (o) An Ordinance to prohibit the operation of Employment Agencies in the Yukon Territory, chapter 6 of the Ordinances of 1943;
- (p) The Restaurant Closing Ordinance, chapter 19 of the Ordinances of 1947;
- (c) An Ordinance to Exempt J.H. Mervyn from payment of Licence Fee on Electric Light Plant in Mayo Area for Certain Periods, chapter 5 of the Ordinances of 1945;
- (r) An Ordinance to Exempt J.B. Kunze and E. Kunze from Payment of Licence Fee on Electric Light Plant in Mayo Area for Stated Period, chapter 8 of the Ordinances of 1946;
- (s) An Ordinance to Exempt J.B. Kunze and E. Kunze from Payment of Licence Fee on Electric Light Plant in Mayo Area for Stated Period, chapter 17 of the Ordinances of 1947;
- (t) An Ordinance to Exempt J.B. Kunze and E. Kunze from Payment of Licence Fee on

Electric Light Plant in Mayo Area for Stated Period, Chapter 13 of the Ordinances of 1948, and

- (u) An Ordinance to Exempt J.B. Kunze and F. Kunze from Payment of Licence Fee on Electric Light Plant in Mayo Area for Stated Period, Chapter 23 of the Ordinances of 1949, (2nd session).

Bill No. 40 - With recommended amendments
Section 1 subsection (d), after "Territory" add "and "File in" or.
Section 16 delete subsection (3).
Subsection (4) becomes subsection (3).
Section 22 subsection 4, the word "but" on the third line becomes "and".
Section 25 the word "a" on the fourth line becomes "the". The word "said", last line, Section 25, is deleted.
Section 33 subsection (1), delete.
Section 35 subsection (2), delete "Commissioner" and substitute "Clerk of the Court."
Subsection (3), delete "Commissioner" and substitute "clerk".
Section 36, delete subsection (3).

Bill No. 41 - With recommended amendments:
Section 7 subsection (1), delete "and".
Subsection (m) semicolon after "practice" and add the word "and".
Subsection (n) to read as follows:
"Persons actually engaged in the operation of (i) railway trains and steamships,
(ii) plants producing electricity for public consumption, and
(iii) water distribution systems distributing water for public consumption."

Bill No. 35 - Reported progress.

Bill No. 43 - Without amendments

Bill No. 44 - Without amendments

Bill No. 45 - Without amendments

Bill No. 46 - Without amendments

Bill No. 47 - Without amendments

Bill No. 48 - Reported progress

Council accepted the Committee's Report.

Council recessed at 12:00 o'clock Noon.

1:30 o'clock P.M.

Committee resumed discussion.

The following was moved by Councillor Locke, seconded by Councillor Mellor. Approved.

"I would like to make a motion that Council tender to Mr. G.V. La Forest a vote of appreciation for the assistance he has given the Council at this Session by offering to them clear and concise advice, regarding the Ordinances before them, and the Council request that, if possible, Mr. La Forest attend the next Session of Council so that they may have the benefit of his advice in considering the Ordinances presented to them at that time."

Council accepted the Committee's Report.

Mr. Phelps gave notice that the following Bills would be given third reading at the next sitting of Council:

Bill No. 37 - An Ordinance to Prevent Unnecessary Noise.

Bill No. 43 - An Ordinance to Amend the Municipal Ordinance.

Bill No. 44 - An Ordinance to Amend the Yukon Territorial Public Service Ordinance.

Bill No. 45 - An Ordinance to Amend the Annuity Plan Ordinance.

Bill No. 46 - An Ordinance to Amend the Assignments of Book Debts Ordinance.

Bill No. 47 - An Ordinance to Amend the Workmen's Compensation Ordinance.

Council adjourned at 5:00 o'clock P.M.

"W.D. Robertson"
Clerk

"A.R. Hayes"
Speaker

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.,
Wed ., Nov.17,1954
10:00 o'clock A.M.

The speaker assumed the chair and read the Orders of the Day.

Councillor Phelps asked six questions concerning schools throughout the Territory (See sessional Paper No. 7)

Third reading was given to the following Bills:

Bill No. 37 - An Ordinance to Prevent Unnecessary Noise.

Bill No. 43 - An Ordinance to Amend the Municipal Ordinance.

Bill No. 44 - An Ordinance to Amend the Yukon Territorial Public Service Ordinance.

Bill No. 45 - An Ordinance to Amend the Annuity Plan Ordinance.

Bill No. 46 - An Ordinance to Amend the Assignments of Book Debts Ordinance.

Bill No. 47 - An Ordinance to Amend the Workmen's Compensation Ordinance.

Council resolved itself into a Committee of the Whole.

Commissioner Brown attended Council.

The Chairman of the Committee presented the Report of the Committee as follows:

Bill No. 37 - Without amendment

Bill No. 43 - Without amendment

Bill No. 44 - Without amendment

Bill No. 45 - Without amendment

Bill No. 46 - Without amendment

Bill No. 47 - Without amendment

Council accepted the Committee's Report.

The Commissioner presented the following references to Council (See sessional Paper No. 8).

Council recessed at 12:00 o'clock noon.

1:30 o'clock P.M.

The Chairman of the Committee presented the Report of the Committee as follows:

1. Commissioner's Reference No. 1: Council's views are that when special educational facilities are required due to defective eyesight in a child and same child is enrolled in eye saving classes in a public school outside the Territory for the

purpose of obtaining such facilities, the Territorial Government be responsible for the additional non-resident tuition charged. It was also the opinion of Council the Commissioner contact the C.N.I.B. to ascertain officially their stand in cases of this nature.

2. Commissioner's Reference No. 2: The views of Council are that if it is the policy of the Territorial Government to treat each Territorial recreational road on its merits consideration should be granted this request.

3. Commissioner's Reference No. 3: It was the unanimous view of Council that the Territorial Government advance the back service contributions with respect to Territorial Government employees desirous of joining the Territorial Pension Plan, repayment from a monthly payroll deduction.

4. Commissioner's Reference No. 4: While the Council are in agreement to having a Chief Medical Officer based in the Territory, they do not feel a medical officer attached to the Indian Health Services would adequately meet the requirements of the Chief Medical Officer in respect to the preparation of the cost to the Territorial Government.

It is the opinion of Council that a local Doctor should be appointed Chief Medical Officer.

5. Commissioner's Reference No. 5; It was Council's opinion that all Ordinances be repealed with the exception of the Ordinance respecting Pounds, it was felt it would be desirable to retain this Ordinance.

Bill No. 48 - Reported progress.

Council accepted the Committee's report.

Council adjourned at 5:00 o'clock P.M.

"W.D. Robertson"
Clerk

"A.R. Hayes"
Speaker

Sessional Paper #7.

Questions asked by Mr. J.L. Phelps:

1. What is the actual cost to the Territorial Government to date of:
 - (a) The basement of the Watson Lake School.
 - (b) The building of the Watson Lake School, including the plumbing, heating and wiring.
2. What has been the total (construction and original price) cost to date of the Carcross School, not including the diesel plant and its troubles, and the new power line.
3. What has been the total capital cost of the Teslin School.
4. When the Minister was here he agreed that the per diem payment by the Territorial Government to the hospitals on behalf of the Indians was an error.
 - (a) Does the Territorial Government still make this payment, and if so, why?
5. (a) Does the Territorial Government pay any part of the repairs to the roof of the Whitehorse School.
 - (b) If the answer to the above is in the affirmative, how much and why?
6. (a) Who is paying for the repairs to the floor of the gymnasium of the Whitehorse school, which were made necessary by the leaking roof.
 - (b) How much is estimated that this work will cost?
 - (c) If the Territorial Government is paying for this, why?

REFERENCES TO COUNCIL

Reference No. 1

Representation has been made on behalf of a person or persons requiring special tuition in a special sight-saving class in a public school outside the Territory. The annual fee for a non-resident is \$150.00. The view of the Council is requested on the principle involved.

Reference No. 2

Representation has been made by Mr. J. B. Kunze requesting steps be taken to re-classify the road leading from the Whitehorse-Mayo road to Takhini Hot Springs. The owners pointed out, in their opinion, it is not a private road as it is used by campers, hunters, woodcutters, etc. and, therefore, would appreciate seeing the road re-classified so that maintenance would become the responsibility of the Territorial Government.

The views of Council are requested as to whether Territorial funds should be expended.

Reference No. 3

Reference Territorial Government employees, employed for at least a year and desirous of joining the Territorial Pension Plan. It is requested Territorial funds be advanced to meet the back service contributions, repayment to be made on the basis of a monthly payroll deduction. The view of Council is requested as to their willingness to have the Territorial Government make funds available.

Reference No. 4

The Indian Health Services of the Department of National Health and Welfare propose to establish a position in the Yukon Territory for a medical officer who will provide attention to the Indians and co-ordinate Public Health Services generally on behalf of the Territorial Government. That the Territorial Government will be expected to bear a proportion of the cost. The views of Council are requested.

Reference No. 5

Reference was made to Council with respect to Ordinances respecting Ferries, Newspapers and Pounds for direction as to whether Council feel these Ordinances be repealed.

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y. T.
Saturday, Nov. 20, 1954
10:00 o'clock a.m.

Mr. Speaker assumed the chair and read the Orders of the Day.

Councillor Phelps' questions regarding various schools throughout the Territory were answered (see Sessional Paper No. 11).

Mr. Locke, seconded by Mr. Berry, read a Resolution authorizing the Commissioner to pay to St. Mary's Hospital, Dawson, an amount equal to \$3.00 per day for each indigent patient as a special grant for the fiscal year 1954-1955. (see Sessional Paper No. 9).

Mr. Phelps, seconded by Mr. Mellor, read a Resolution concerning the employment of an inspector by the Territorial Government re the proposed extension of the water and sewer systems near Whitehorse. (see Sessional Paper No. 10).

Third reading was given to the following Bills:

- Bill No. 3 - An Ordinance respecting the Medical Profession.
- Bill No. 13 - An Ordinance respecting the Practice of Dentistry.
- Bill No. 23 - An Ordinance respecting Insane Persons.
- Bill No. 31 - An Ordinance respecting Motion Pictures.
- Bill No. 33 - An Ordinance respecting Coroners.
- Bill No. 34 - An Ordinance respecting Marriages.
- Bill No. 38 - An Ordinance to Repeal Certain Ordinances.
- Bill No. 40 - An Ordinance respecting the Administration of Civil Justice.
- Bill No. 41 - An Ordinance respecting Jurors and Juries.

Council resolved itself into a Committee of the Whole.

Commissioner Brown and Mr. F. Smith attended Council.

The Chairman of the Committee presented the report of the Committee as follows:

- Bill No. 3 - without amendment
- Bill No. 13 - without amendment
- Bill No. 23 - without amendment
- Bill No. 31 - without amendment
- Bill No. 33 - without amendment
- Bill No. 34 - without amendment
- Bill No. 38 - without amendment

Bill No.40 - without amendment

Bill No.41 - without amendment

Council accepted Committee's report.

Mr. Phelps gave notice that Bill No. 48 - An Ordinance to Amend the "Government Liquor Ordinance" would be introduced for third reading at the next sitting of Council.

Council adjourned at 12:45 o'clock p.m.

"W. D. Robertson"

Clerk

"A. R. Hayes"

Speaker

RESOLUTION

WHEREAS, the Council has approved in the Supplementary Estimates for the fiscal year 1954-1955, under Vote 5 Health and Public Welfare, an item for hospitalization in the amount of \$13,700.00;

AND WHEREAS, funds so voted were the amount estimated to be required in order to increase the per diem rate of \$5.00 to \$8.00 per day for indigent patients, as authorized under the Hospitals Ordinance;

AND WHEREAS, it is not considered advisable at this time to amend the Hospitals Ordinance to increase the per diem grant from \$5.00 to \$8.00 per day.

NOW, THEREFORE, BE IT RESOLVED that the Commissioner is hereby authorized and empowered to pay to St. Mary's Hospital, Dawson, out of the funds mentioned above, an amount equal to \$3.00 per day for each indigent patient as a special grant for the fiscal year 1954-1955.

RESOLUTION

Resolved that the Yukon Council do not wish the employment of any engineer who was directly or indirectly concerned with drawing the original plans for the water and sewer for the City of Whitehorse to represent the Territorial Government as inspector in the proposed extension of the water and sewer systems near Whitehorse.

YUKON TERRITORIAL COUNCIL

Questions asked by Councillor J. L. Phelps

Question No. 1: What is the actual cost to the Territorial Government to date of

(a) the basement of the Watson Lake School?

Answer: \$7,907.36.

(b) the building of the Watson Lake School, including the plumbing, heating and wiring?

Answer: \$25,490.09.

Question No. 2: What has been the total (construction and original price) cost to date of the Carcross School not including the diesel plant and its troubles, and the new power line?

Answer: \$26,300.00.

Question No.3: What has been the total capital cost of the Teslin school?

Answer: \$25,169.87.

Question No.4: When the Minister was here he agreed that the per diem payment by the Territorial Government to the hospitals on behalf of the Indians was an error

(a) does the Territorial Government still make this payment, and if so, why?

Answer: The Territorial Government is still making per diem payment. Statutory obligation see Chapter 5, section 4 (1) (a) 1952 amendment to Hospitals Ordinance.

Question No.5: (a) Does the Territorial Government pay any part of the repairs to the roof of the Whitehorse school?

Answer: It is understood by the Administration that the sub-contractors for the roof agreed to pay for the repairs to roof.

(b) If the answer to the above is in the affirmative, how much and why?

Answer: N/A.

Question No.6: (a) Who is paying for the repairs to the floor of the gymnasium of the Whitehorse school, which were made necessary by the leaking roof?

Answer: Territorial Government.

Question No. 6: (b) How much is estimated that this work will cost?

Answer: Estimated at \$1,760.00.

(c) If the Territorial Government is paying for this, why?

Answer: It was considered necessary to get repairs made before possible to obtain acceptance of responsibility by any other party.

VOTES AND PROCEEDINGS
of the
COUNCIL OF THE YUKON TERRITORY

Whitehorse, Y.T.
November 22, 1954
3:00 o'clock P.M.

Mr. Speaker assumed the chair and read the Orders of the Day.

Third reading was given to the following Bill:

Bill No. 48 - An Ordinance to amend the Government
Liquor Ordinance.

Council resolved itself into A Committee of the
Whole.

Commissioner Brown and Mr. F. Smith attended Council.

The Chairman of the Committee presented the Report of the Committee as follows:

Bill No. 48 - Without amendment.

Council accepted the Committee's Report.

The Commissioner addressed the Council (See Sessional Paper No. 12).

Mr. Speaker addressed the Council (See Sessional Paper No. 13).

Council prorogued at 4:30 o'clock P.M.

"W.D. Robertson"
Clerk

"A.F. Hayes"
Speaker

Members of the Legislative Council:

I have now been advised that the Council has completed its deliberations for this Session. I would like to express my appreciation for the very conscientious and diligent way in which the members of the Council have assumed the very heavy burdens of legislation that have been placed before them, and have accomplished so much in the time we have been in Session.

I am very pleased to advise you that I have given my assent to the following Ordinances:

- Bill No. 1 - An Ordinance respecting the Form and Interpretation of Ordinances.
- Bill No. 3 - An Ordinance respecting the Medical Profession.
- Bill No. 4 - An Ordinance respecting Hotel, Boarding House and Lodging House Keepers.
- Bill No. 5 - An Ordinance respecting Agisters and Keepers of Livery, Boarding and Sales Stables.
- Bill No. 6 - An Ordinance respecting the Limitation of Actions.
- Bill No. 7 - An Ordinance respecting Bills of Sale and Chattel Mortgages.
- Bill No. 8 - An Ordinance respecting the Distribution of Estates of Intestates.
- Bill No. 9 - An Ordinance respecting Distress for Rent and Extrajudicial Seizure.
- Bill No. 10 - An Ordinance respecting Hire Receipts and Conditional Sale of Goods.
- Bill No. 11 - An Ordinance respecting the Capacity, Property and Liabilities of Married Women.
- Bill No. 12 - An Ordinance respecting Arbitration.
- Bill No. 13 - An Ordinance respecting the Practice of Dentistry.
- Bill No. 14 - An Ordinance respecting the Adoption of Children.
- Bill No. 15 - An Ordinance respecting the Liens of Woodmen.
- Bill No. 17 - An Ordinance respecting the Driving of Saw Logs and other timber on Lakes, Rivers, Creeks and Streams.
- Bill No. 18 - An Ordinance governing the Storage, Transportation and Distribution of Inflammable Petroleum Products in the Yukon Territory
- Bill No. 19 - An Ordinance respecting Choses in Action.
- Bill No. 20 - An Ordinance respecting Warehousemen's Liens.
- Bill No. 21 - The Devolution of Real Property Ordinance.
- Bill No. 22 - An Ordinance respecting Landlords and Tenants.

(Sessional Paper No. 12 - con'd.)

- Bill No. 23 - An Ordinance respecting Insane Persons.
- Bill No. 25 - An Ordinance respecting Sale of Goods.
- Bill No. 26 - An Ordinance respecting the Protection and Care of Archaeological Sites.
- Bill No. 27 - An Ordinance respecting Exemptions.
- Bill No. 28 - An Ordinance respecting Factors and Agents.
- Bill No. 29 - An Ordinance respecting Partnerships.
- Bill No. 30 - An Ordinance to Prohibit Children Being on the Streets after Nightfall.
- Bill No. 31 - An Ordinance respecting Motion Pictures.
- Bill No. 32 - The Creditors' Relief Ordinance.
- Bill No. 33 - An Ordinance respecting Coroners.
- Bill No. 34 - An Ordinance respecting Marriages.
- Bill No. 36 - An Ordinance respecting Actions for Libel or Slander.
- Bill No. 37 - An Ordinance to Prevent Unnecessary Noise.
- Bill No. 38 - An Ordinance to Repeal Certain Ordinances.
- Bill No. 39 - An Ordinance respecting Wills.
- Bill No. 40 - An Ordinance respecting the Administration of Civil Justice.
- Bill No. 41 - An Ordinance respecting Jurors and Juries.
- Bill No. 42 - An Ordinance respecting the Registration of Births, Marriages, Deaths and Other Vital Events.
- Bill No. 43 - An Ordinance to Amend the "Municipal Ordinance."
- Bill No. 44 - An Ordinance to Amend "The Yukon Territorial Public Service Ordinance."
- Bill No. 45 - An Ordinance to Amend the "Annuity Plan Ordinance."
- Bill No. 46 - An Ordinance to Amend the "Assignments of Book Debts Ordinance."
- Bill No. 47 - An Ordinance to Amend the "Workmen's Compensation Ordinance."
- Bill No. 48 - An Ordinance to Amend the "Government Licuor Ordinance."
- Bill No. 49 - An Ordinance for Granting to the Commissioner Certain Sums of Money to Defray the Expenses of Public Service of the Territory.
- Bill No. 50 - An Ordinance to Amend the "Gasoline and Diesel Oil Tax Ordinance."

As there are no other matters to be brought to my attention, I now declare this Council closed until such time as you again convene for the transaction of Territorial business.

(Sessional Paper No. 13)

November 22, 1954

Mr. Commissioner:

Council tenders its thanks to you for the assistance you have given, and the amount of time you have put in for this purpose.

This Session has been most constructive, and the Councillors have learned more than they did in all previous Sessions combined about the business or art of legislation.

The Council tenders its thanks to the heads of all departments, and the clerical staff, for the many hours of extra labour they have so willingly given to carry out the job they always so efficiently perform.

May I give my personal thanks to the other members of Council, we have not always voted unanimously, and although we may not have always agreed, we have never actually disagreed.

I look forward with pleasure to meeting you all in the Spring.

Whitehorse, Y.T.,
Nov. 5, 1954

Council meeting with Mr. Gritzuk of United Keno Hill Mines Ltd., to discuss Whitehorse-Mayo Road.

Mr. Brown:

Mr. Chairman, this session is the result of a request by myself to Mr. Speaker to have the matter of the Whitehorse-Mayo road discussed here, and the opportunity for Mr. Gritzuk to appear here in order to advise the Council as to what the Company has done in the maintenance of the road. I requested that, as I previously pointed out, he would communicate with the members of Council as to voting additional funds for road resurfacing. They indicated that they were not prepared to vote additional funds, and they were not entirely satisfied with the road. In view of this, I thought it would be better to get together and discuss this thing in regard to maintenance and expenditure of funds. Out of this discussion it might be that we can come to some recommendations. Mr. Gritzuk may like to review what his company has done.

Mr. Gritzuk:

Mr. Speaker and Council, I would like to give a background into the road conditions as we find them. All assets, we appreciate, will in time deteriorate, be it a road, truck, or any other piece of mechanical equipment. The same might be said of the Whitehorse-Mayo road in particular. Continued traffic over the road is resulting in loss of surface. Loss of surface can be prevented by stabilization, using proper mixtures of gravel of appropriate size to keep a smooth-running surface, with a minimum of expenditure. Even with the use of graders the uneven surface results in wash-boarding and it appears in many stretches. I believe Mr. Finlayson will support that statement. The stretch between mile 50 to 75 in particular has shed its dressing very rapidly. My concern is to acquaint members of Council that we cannot, with the funds allotted, do road maintenance from Whitehorse to Mayo, and maintain a proper smooth-running surface. We are losing ground. The amount of traffic has increased, contributing to it in part. The road has been in use for four years, and the only resurfacing done was a stretch along the Stewart River in 1952, and another stretch near Minto at a cost of \$1,200.00 per mile.

I suggest that an overall policy of resurfacing will have to be adopted, resurfacing at least every five years, at a cost of \$50,000 to \$60,000 annually over and above normal maintenance. I have discussed the problem with Mr. Weir and in our discussion he agreed we have undertaken more than his department would consider normal maintenance.

The monthly statement of the road maintenance project, September 30, 1954, is available to Council members for examination. We have three ferries to operate and the cost of operation, despite our best efforts, is \$45,000 annually. We have a breakdown for operating, labor, supplies, fuel and maintenance as of September 30, 1954, which is the latest statement we have, also the statement of March 31st, 1954, fiscal year ending. Both statements are available for your examination to support these remarks.

In addition to the foregoing, I would like to point out that under terms of our contract, there is a fast write-off for equipment. In making comparisons with prior years, I believe it would be a fair statement that the equipment did not carry itself, and the Territorial Government was forced to make a deficit from equipment rentals having been too low prior to June, 1953. That in essence was the hidden expense against the road. This year we are just holding our own and no more on the Mayo-Elsa section of the road. In the year ending March 31, 1954, we had \$30,000

expended in resurfacing, apart from allocated equipment rental on graders and trucks, the allocated equipment rents were not included. There are also camp expenses involved. Our expenses did not run less than \$1,200 to \$1,300 per mile, which in turn have taken quite a sizeable amount of money out of normal road maintenance, and accounts for approximately \$75,000.

If one were to take into consideration the rapid equipment write-off, and make allowance to what would be considered a normal equipment rental, I feel that an additional \$20,000 would be available to put into the road, or deducted from \$261,000 a total of \$95,000, leaves a net of \$166,000 going into 250 miles of road. That places us at \$664.00 per mile for normal maintenance.

Resurfacing of 30 miles annually is not enough, we must do about 50 miles annually with a three inch surface. In view of the traffic density we would suggest resurfacing once every five years.

That is a general background of road conditions today. Perhaps the Council or individuals may feel that the utilization of funds is not to the best advantage. I would like to point out, however, that apart from being agents of the Commissioner in maintaining the road, United Keno Hill Mines Ltd., transport division, is very vitally concerned with the road and its condition. Therefore it would certainly behoove me to say that the expenditures were made with a view to getting the maximum. Despite such diligence I have not been able to maintain the road as we would all like to see it.

I should perhaps draw a parallel to the remarks I have made with respect to other roads being maintained. To the best of my knowledge, from information available, a section of highway called McKenzie Highway, is being maintained at \$912.00 per mile for normal maintenance - resurfacing, reconditioning of bridges, and extraordinary expenditures are budgeted separately over and above the figures quoted. I am not familiar with the traffic density on the McKenzie Highway, however I feel that conditions are probably parallel, which supports my arguments that we are approximately \$200 to \$250 per mile short in order to keep this road in good condition. Certain expenditures become inevitable, and they distort the picture from time to time. We have \$9,284.00 on repairs to the barge on the Pelly River. The repairs were done during the months of March and April, 1954; labor, removing and replacing rotted planks, etc. This expenditure has been paid for by road maintenance. This is the first extensive repair done to the barge, and it is my understanding from people having operated the barges, that \$2,500 to \$3,000 can be expected as an annual maintenance bill on barges. \$9,000 was certainly not out of the way. Repairs to the Mayo River Bridge amounted to \$3,998.00, carried by road maintenance project, also \$1,000.00 on Tatchem Creek rock slides. In other words, \$14,000 in the nature of expenses not in any way labeled normal maintenance have been incurred this year.

The expenses I have outlined were necessary during the course of the year, and made without regard to reimbursement. Maintenance during the summer months was conducted with a view that the extraordinary expenditures such as the foregoing would be covered by appropriation. On completion of the fiscal year, March 1954, we have over-expended to the extent of \$13,000, which was carried into the current year. I do not know as yet whether a carry-over has been permitted or not by the treasury. However, it seems reasonable that it should be, since it is most difficult to attempt any project from year to year with an artificial cut-off. I suggest that Council give consideration to the extraordinary expenditures on the Whitehorse-Mayo road for reasons I have outlined. The foregoing remarks are not meant to be criticism, and I present them to you for what they are worth.

Tuesday, Nov. 9, 1954

Mr. M. Nolan presented Yukon Outfitters Association petition to Council Members as follows:

Thank you for this opportunity to present our petition, I know how busy you are, and we appreciate this time.

With your permission I would like to go right through the petition and then ask questions. Whenever Yukon is mentioned anywhere in distant lands, it is practically a myth of the gold rush days of '98, and big game hunting. This outfitting and guiding is nothing new, the Territory was hunted in 1904, in the Ogilvie Mountains, through the McMillan River into the Glenlyon and Pelly Ranges, Watson Lake, Primrose Lake, in fact most of the Yukon. In the old days the licensing of such parties, and regulations, were handled by the Commissioner and his agent. That was enforced up until 1948. When I got my first license Mr. Larry Higgins wanted to know what kind of outfit I had, etc., and thought I should have someone that knew the country. He started things in 1946, and was very careful. As the highway opened and many people started coming in, most of us in the business decided that a certain standard should be maintained, and have been striving towards that end. Last year I took in through my guiding business \$18,500; the licenses paid by the hunters amounted to \$1,700, guides' and my own licenses were \$90.00, and on top of this most of the hunters bought fishing and bird licenses. The Territory received over \$1,790.00 just from my parties. There are about ten of us, and it is quite a nice income. The wages paid by myself to the natives, guides, etc., was \$8,000.00 as a result of big game hunting parties. Food was purchased, transportation and so on arranged--it is a business. As it is a business, we would like to see it properly run, on a business basis.

Until about two or three years ago we had regulations which were in our opinion superior to today's regulations. In the year 1940 the Fish & Game Association was organized, we as members. We thought there should be some amendments made to the Game Ordinance. Section by section we took the Game Ordinance apart with the Fish & Game Association, and they were quite satisfied. The regulations read that an outfitter had to be a bona fide owner of horses and equipment, cooking equipment, etc., to take care of six hunters in the field at one time. A chief guide had to be a resident of the Yukon, and could only get his license after first having had three assistant guide's licenses, then could take charge of a party. The regulations said that a hunter must have a chief guide in his employ; some of them took advantage of that section and went without chief guides, and no outfitters. We asked through the Fish & Game Association to amend that section and have it read "The hunter must have in his employ a chief guide and be outfitted by a licensed outfitter." These changes were not made--instead, new regulations were brought in of A, B, and C Guides. We are of the opinion that this thing hasn't been handled right at all, it is a schemozzle.

Jean Jacquot started in the early 1900's with good equipment, just about everything, and the best in the Territory. He died, and his wife wanted to continue in business. However she couldn't be a guide, therefore couldn't get a license. This year Joe Jacquot had hunters and couldn't take them out, finally after a whole lot of trouble he was issued a temporary B license. Under the old system, Mrs. Jacquot could have had an Outfitter's license, hired a chief guide, and continued in business. They have been resident in this country for years. If a man is a bona fide resident of the Yukon Territory, with his own standard outfit and a good territory, by all means a license should be issued.

We don't want people coming in from outside and buying outfits. In this country when you go in for a hunt, fifty, seventy-five or more miles into the wilderness, you must have a person that is responsible. We have had instances where life has been at stake, therefore think a standard must be maintained.

Regarding nonresident big game hunting license, \$150.00 is a lot to pay when in some instances only one animal is taken, we think \$100.00 should be the price, with an extra fee for any additional trophies taken. \$50.00 is the price in most other provinces. Several of my hunters stated that if they had realized the license fee was so high, they would not have come in.

We notice an awful lot of horses being brought into the Territory, they are just flooding this country with horses for people who want to rent them. Outfitting horses is the same as trucking, we all have horses, we have to feed these horses, and they go out only about 2½ months of the year. We ask that some resolution be passed that these men bringing in horses pay a commercial license, we should have some protection.

Wolf Bounty: Since the price of fur has come down, there has been very little trapping, and wolves have increased. Wolves are hard to catch, and few trappers would go out just to trap wolves. The wolf situation is rather serious. We think poisoning permits should be issued to all the outfitters as game guardians. We feel that where there is game there are wolves also, if we were issued with poison permits we would go out and get wolves, and with a bounty we would at least get our expenses back. With a bounty of \$25 the outfitters who are game guardians could rid this country of wolves, which would mean more game for the local people and for nonresident hunters. Nonresident hunters do not deplete the game in the Territory, nor interfere with the resident hunter. The resident hunter is mostly interested in getting close to the road or river, most of them do not have horses to go deep into the Territory. The nonresident hunter brings in a lot of money, and a portion of that money could be used for predators.

Wolves in the game preserves should also be controlled. Van Bibber said that on Granville where there were a fine band of sheep, now there are wolves all over, and they are killing sheep. Wolves are coming in from the Park. Prospectors in the Park have seen wolves, one in particular with five dead sheep around him. Game preserves are for game, and if the wolves are allowed to feed on the game it will soon be depleted.

We want Them Kjar to cease helping Jim Bond spread false rumors about Yukon. We met Jim Bond when he first came to the country, a very fine fellow. Jacquot took him out free, with horses etc., for twenty days, taking pictures of sheep, bear, and other game. Then Johnny Johns gave him a free outfit for two weeks in the Lake Arkell region where they saw sheep, took pictures, etc; Johnny also gave him pictures and information. Then he went to Mayo with Mr. L. Brown, and when he came back he wrote a good book "Out of the Yukon." Then Mr. Bond came back a year later, took one qualified native guide into the Glenlyon range, hunting, and wrote another book. Last year he went into the Hart River area with Bobby Austin. In his books, lectures, etc., he keeps saying he was commissioned by the Game Director to investigate this Territory. I have a clipping from the paper about Jim Bond's book "Happy Hunting Grounds", and what we are concerned with is where it mentions "Jim's new book stresses the importance of moving from the south to the northern section." Bobby Austin has the Hart River section, and we wish him all the luck. However, we do know we have more sheep in the southern

areas than in the north. We have seen four hundred sheep in one day. Mr. Bond said he saw two hundred sheep in the Hart River area, this is not true. Mr. Bond and Mr. Kjar have discovered this wonderful territory, and Jim claims no one has ever been there before, which is not true.

If there is any advertising to be done, the whole of the Territory should be listed, and the public should be informed. If the Game Director or the Territorial Government want any information on game, we operate at least three and a half months of the year looking for big game, that is our business, and we would be pleased to supply the information.

Tuesday, Nov. 9, 1954

Mr. Kjar

I too feel that non-resident big game license fee of \$150 is too stiff, and would like to see a reduction, but under the situation as presented it would be hard to collect fees, and would be up to the guide in the field to collect for any extra species taken by the hunter.

I would like to see the Game Ordinance revised this winter, with the aid of guides and the Fish & Game Association executives. When Mr. Fraser decided to make changes in the guides' set-up, I suggested that guides be asked to attend this meeting, which was done, and here was a good chance for anyone of the guides to suggest changes. Very little was said and very little was commented contrary to Mr. Fraser's suggestions. That was the way our present system was adopted. Mr. Nolan's statement about Mrs. Jacquot, that she had a lot of horses, equipment and everything, still couldn't get a license, is quite correct, as the new Ordinance was in effect after Mr. Jacquot passed away.

Wolves and coyotes: I attended an international predator control conference in August this year, and the whole of Canada, including Ontario and Washington, D.C. and Alaska, were represented. It was unanimous that insofar as the wolf bounty was concerned, it was not effective as a control measure. On the contrary, it was decided and was believed in by everyone present that to distribute poison by plane was the most practical and the cheapest means of combatting the wolf menace. You cover much more territory than you could ever hope to do by dog team or on foot. For a bounty to be paid to guides who hold a permit, I think that would deserve serious consideration, and I would personally be in favor, but it should be only to those guides who hold a badge and will go into his hunting territory and distribute poison--I think he should be justified in asking for money. I would certainly like to see this considered by our Commissioner and the Council at the time it is brought up for future consideration.

By what Mr. Nolan says, you could be perhaps led to believe none of the guides had a poison permit, Mr. Nolan himself has had a poison permit, everyone of our chief guides who have come in and asked for it, will get a poison permit at any time. By the voluntary work of a few of our guides, 34 wolves and 15 coyotes were taken.

With reference to paragraph 5, I wish to say this is a very unfair accusation being made against Mr. Bond as well as myself. I listened to what has been said, and can fully realize those who have made these statements don't know the real facts. Bobby Austin got into the Hart River country because his old territory was unproductive. He had poor luck with his hunting parties and came and complained about it. As there was no other territory open, I asked him if he would be interested in a gamble. I had heard quite a few of the pilots who had flown over the Hart River area say they observed a fair amount of game of all kinds. He thought that was a long way up, and that he couldn't afford to go there. It so happened shortly after I was visiting my son in Los Angeles and met Jim Bond, and during our conversation I told him about that country up north, and asked him if he was interested in having a look at what it was like. He said yes, but he would need a guide, so I told him that when I got back to Whitehorse I would see what I could do. Bobby Austin had to have another territory - and before long Bobby and Jim had made a deal to take a gambling chance to go into that new country. I want to tell Mr. Desrosiers who stated he had been up in that country, that Jim Bond and Bobby Austin hunted between fifty and sixty miles north of the farthest point you were at.

They went in last fall, and as it turned out they had very good luck. They were away for a long time and had just a few horses and one wrangler, and Jim was quite enthusiastic about the results of that trip, the result of which was his book.

The spring of 1954, I had my vacation and I went to Washington to visit some friends and Jim Bond happened to put on his picture. I saw his new pictures of the far north, the Hart River, and they were fine indeed, with a tremendous audience. After I came home I talked to Bobby Austin and he was prepared at that time to go in this field if he could get suitable bookings, which he did very easily. He went in this field, and took in eight hunters, these eight hunters came out of that country, every one of them got their full game bag. Not one person had any complaints to make. In that respect I may say that the same thing goes for Mr. Louis Brown, who also had eight hunters this year, who all came back satisfied with the hunt and with the country they were in, and the game. It all proves when we consider the facts, that the two books Bond wrote, he hasn't said too much.

Another thing, I want most emphatically to deny any responsibility for that newspaper clipping that Mr. Nolan has shown here. I will admit Mr. Bond in his book mentioned and used the sentence that he "was commissioned by the Game Director." That is not so. I had no authority to do so in the first place, and secondly I should have no right in sending a man into the blue. Naturally, for the benefit of his readers (and which is perhaps forgivable to a writer, they like to color up once in awhile) Mr. Bond thought that would give it a little more authority. All I have ever asked Mr. Bond was that if he cared to gamble he could have a trip with a guide.

In conclusion may I just say I feel that I should fail utterly in my duties if I was not to give Jim Bond the courtesy due him. After all he has given Yukon more publicity than any one else I know of. I have heard him talk on the south just as much as the north of Yukon, and I would state that Mr. Bond, as well as myself, have never had the idea of preference between the north and south. I emphatically deny that I am trying to encourage any hunters to go into the north country because that is better. I recall the display of marvelous enlarged photographs, the most beautiful enlarged pictures of the Alaska Highway, fishing, Whitehorse rapids, Miles Canyon, as well as game trophies. In Los Angeles I have seen the same thing, his pictures and books displayed; wherever that man goes he advertises something for us here in the Yukon, and it is just too bad if we don't appreciate it.

I would like to quote a few lines from the Lethbridge Herald in Alberta, which was sent to me a few days ago. Mr. Bond is at the present showing his pictures and lecturing throughout that province. I will quote a few lines of the write-up of Mr. Bond's show: "The show was a three-reel affair, and it was a dandy. To say that Yukon Territory got some cheap publicity would be a masterpiece of understatement."