



YUKON LEGISLATIVE COUNCIL

VOTES & PROCEEDINGS

22ND WHOLLY ELECTIVE COUNCIL

1974 SECOND SESSION

VOLUME 1

SPEAKER: MR. R.A. RIVETT

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VOTES AND PROCEEDINGS
OF THE
COUNCIL OF THE YUKON TERRITORY

WEDNESDAY, MARCH 20, 1974

THE SECOND SESSION OF THE COUNCIL FOR THE YEAR 1974, BEING THE TWELFTH SESSION OF THE TWENTY-SECOND WHOLLY ELECTIVE COUNCIL OF THE YUKON TERRITORY, WAS CONVENED IN THE COUNCIL CHAMBERS AT 3:00 P.M. ON WEDNESDAY, MARCH 20, 1974.

THE MEMBERS PRESENT WERE:

MR. NORMAN S. CHAMBERLIST, WHITEHORSE EAST
MR. MICHAEL G. STUTTER, DAWSON
MR. DONALD E. TAYLOR, WATSON LAKE
MRS. HILDA P. WATSON, CARMACKS-KLUANE LAKE
MR. J. KENNETH MCKINNON, WHITEHORSE WEST
MR. CLIVE TANNER, WHITEHORSE NORTH
MR. RONALD A. RIVETT, MAYO

THE CLERK READS THE PROCLAMATION.

MR. SPEAKER ENTERS THE COUNCIL CHAMBERS,
ANNOUNCED BY THE SERGEANT-AT ARMS.

MR. SPEAKER: PLEASE BE SEATED. MADAM CLERK
IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: I WILL NOW CALL THE COUNCIL TO
ORDER. THE TWELFTH SESSION OF THE TWENTY-
SECOND WHOLLY ELECTIVE COUNCIL OF THE YUKON
TERRITORY WILL NOW COME TO ORDER.

MR. TANNER: MR. SPEAKER, I RISE ON A POINT
OF PRIVILEGE AND I WAS SO ANXIOUS TO SAY THIS
I ALMOST GOT UP TOO SOON MR. SPEAKER. I THINK
I'M EXPRESSING THE FEELINGS OF ALL MEMBERS IN
THE HOUSE IN SEEING MR. SPEAKER BACK IN THE
CHAIR. I THINK ALL MEMBERS, MYSELF PARTICULARLY
HOPE HE ENJOYS GOOD HEALTH AND WE LOOK FORWARD
TO A LONG AND HAPPY SESSION WITH MR. SPEAKER.

MR. SPEAKER: THANK YOU VERY MUCH FOR YOUR
REMARKS. I HOPE I DIDN'T GET OUT TOO SOON,
MADAM CLERK, WILL YOU PLEASE ASCERTAIN IF THE
COMMISSIONER NOW WISHES TO GIVE HIS OPENING
ADDRESS TO COUNCIL?

MADAM CLERK LEAVES THE CHAMBERS TO CONFER WITH
THE COMMISSIONER, AND RETURNS.

MADAM CLERK: MR. SPEAKER, THE COMMISSIONER IS
READY TO GIVE HIS OPENING ADDRESS IN THE
SUPREME COURT.

MR. SPEAKER: COUNCIL NOW STANDS ADJOURNED TO

HEAR THE COMMISSIONER'S OPENING ADDRESS.

MR. SPEAKER AND THE MEMBERS OF THE COUNCIL ARE
ESCORTED TO THE SUPREME COURT BY THE SERGEANT-
AT-ARMS.

THE COMMISSIONER OF THE YUKON TERRITORY, MR.
JAMES SMITH, IS USHERED INTO THE SUPREME COURT
BY HIS AIDE-DE-CAMP.

MR. COMMISSIONER GIVES HIS OPENING ADDRESS
(SET OUT IN SESSIONAL PAPER No. 1).

MR. SPEAKER AND THE MEMBERS OF COUNCIL RETURN
TO THE COUNCIL CHAMBERS.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER,
AND I WISH TO ADVISE YOU THAT I HAVE A COPY OF
THE COMMISSIONER'S OPENING ADDRESS. WHAT IS
YOUR FURTHER PLEASURE AT THIS TIME?

MRS. WATSON: MR. SPEAKER, I WOULD MOVE THAT
THE OPENING ADDRESS OF THE COMMISSIONER BE
TAKEN INTO CONSIDERATION ON THE DAY FOLLOWING.

MR. TANNER: I SECOND THAT.

MR. SPEAKER: MOVED BY THE HONOURABLE MEMBER
FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE
MEMBER FOR WHITEHORSE NORTH, THAT THE OPENING
ADDRESS OF THE COMMISSIONER BE TAKEN INTO CON-
SIDERATION ON THE DAY FOLLOWING. ARE YOU
PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: ARE YOU AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. TANNER: MR. SPEAKER, I WOULD MOVE, I BEG
TO MOVE, SECONDED BY MRS. WATSON, COUNCILLOR
WATSON FOR LEAVE TO INTRODUCE A BILL ENTITLED
AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC
UTILITIES ORDINANCE, BILL No. 13.

MR. CHAMBERLIST: MR. SPEAKER, I WONDER IF THE
HONOURABLE MEMBER WILL ALLOW MEMBERS TO HAVE
THE BILL BEFORE IT IS INTRODUCED? IT IS VERY
STRANGE THAT THIS SHOULD HAPPEN IN THIS MANNER.

MR. TANNER: MR. SPEAKER, THE BILL WILL BE INTRODUCED AT FIRST READING,

MR. CHAMBERLIST: WITH RESPECT, MR. SPEAKER, LETS STICK TO THE RULES. THERE IS A REQUIREMENT IN THE INTRODUCTION OF A BILL - TO PRODUCE THE BILL IN THE HOUSE AND THAT THERE IS NO BILL HERE, THERE IS NOTHING TO INTRODUCE. SURELY THE HONOURABLE MEMBER, BY NOW, AFTER THREE AND A HALF YEARS SHOULD HAVE LEARNED SOMETHING ABOUT PROCEDURE IN THIS HOUSE.

MR. SPEAKER: MAY WE HAVE A COPY OF THE BILL DISTRIBUTED TO ALL THE MEMBERS.

RECESS

MR. SPEAKER: I NOW CALL COUNCIL BACK TO ORDER.

MR. TANNER: MR. SPEAKER, HOW WOULD YOU LIKE ME TO PROCEED? DO YOU WANT ME TO INTRODUCE IT AGAIN? ON A POINT OF ORDER MR. SPEAKER, I BEG TO DIFFER WITH THOSE MEMBERS WHO HAVE SAID THIS CAN'T BE DONE. I THINK THEY WILL FIND THEY CAN. HOWEVER, I DON'T WANT TO GET INTO A PROCEDURAL WRANGLE.

MR. SPEAKER: INTRODUCE THE BILL AGAIN.

MR. TANNER: I WILL MR. SPEAKER. MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR WATSON FOR LEAVE TO INTRODUCE A BILL INTITULED AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE, BILL No. 13, MR. SPEAKER.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE FOR LEAVE TO INTRODUCE BILL No. 13 INTITULED AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE. ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: I DECLARE THE MOTION CARRIED, I BEG YOUR PARDON, I WAS A LITTLE HASTY. ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: COUNCIL NOW STAND ADJOURNED UNTIL 10:00 A.M. TOMORROW MORNING.

ADJOURNED

FRIDAY, MARCH 21, 1974

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM SPEAKER, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER.

MR. CHAMBERLIST: MR. SPEAKER, I RISE ON A POINT OF PRIVILEGE AT THIS TIME. MR. SPEAKER, IT IS NOW UNUSUAL FOR THERE TO BE AREAS OF MISTAKES IN VOTES AND PROCEEDINGS AND SOMETIMES THE STAFF OR INADVERTANTLY, THEY DO MAKE MISTAKES, HOWEVER, THERE IS ONE MISTAKE I FEEL THAT I SHOULD BRING TO THE ATTENTION OF THE HOUSE ON PAGE 54, OF THE VOTES AND PROCEEDINGS OF THE FIRST SESSION OF THIS YEAR. IT READS AS FOLLOWS, "WHEN I WAS MAKING REFERENCE TO AND REMINISCING RE: MY POLITICAL LIFE IN THE YUKON, I SAID THAT I FIRST CAME HERE EARLY IN '51 AND THEN IN '52 AND MY FIRST MUNICIPAL ELECTION WHEN I SAW IN THE PARISH HALLS, SIX CARD TABLES SET UP AND PEOPLE SITTING DOWN AT THE TABLES, FILLING OUT THEIR BALLOTS, AND THERE IS AN ERROR, IT NOW READS, "I FIRST CAME HERE EARLY IN '51 AND THEN IN '52. AT THE FIRST MUNICIPAL ELECTION, WHEN I SAW IN THE PARISH HALLS SIX CARD TABLES SET UP AND PEOPLE SITTING DOWN AT THE CARD TABLES, FANNING OUT THEIR BUTT-OCKS." MR. SPEAKER, I AM SURE EVEN THE MEMBERS OF THE SECRETARIAT ARE TRYING TO GET TO THE BOTTOM OF WHAT IS GOING ON IN THIS PLACE,

MR. SPEAKER: ARE THERE ANY DOCUMENTS OR CORRESPONDENCE TO BE TABLED?

MR. TANNER: YES, MR. SPEAKER, I HAVE THE TABLING FOR SESSIONAL PAPER NO. 1, THE COMMISSIONER'S OPENING ADDRESS, SESSIONAL PAPER NO. 14 ON LEGAL AID, AND I BELIEVE MR. SPEAKER, FOR HONOURABLE MEMBERS' INFORMATION THERE IS SOME MORE INFORMATION TO COME ON THE LEGAL AID, AND LEGISLATIVE RETURNS 1 - 13.

MRS. WATSON: MR. SPEAKER, I HAVE THE TABLING FOR REGULATIONS MADE SINCE THE LAST REGULAR SESSION OF COUNCIL, PURSUANT TO SECTION 37 OF THE INTERPRETATION ORDINANCE. THE FOLLOWING REPORTS PREPARED ACCORDING TO ORDINANCE, REPORT OF ELECTRICAL PUBLIC UTILITIES BOARD FOR 1972-1973 PURSUANT TO SECTION 18 OF THE ELECTRICAL PUBLIC UTILITIES ORDINANCE, HOSPITAL INSURANCE SERVICES REPORT FOR THE YEAR 1972

PURSUANT TO SECTION 8 OF THE HOSPITAL INSURANCE SERVICES ORDINANCE, REPORT OF THE SUPERINTENDENT OF EDUCATION FOR 12 MONTHS ENDING JUNE 31, 1973 PURSUANT TO THE SCHOOL ORDINANCE, SECTION 6, TERRITORIAL ACCOUNTS PURSUANT TO SECTION 26 (1) OF THE YUKON ACT, TRANSPORT PUBLIC UTILITIES BOARD REPORTS FOR THE YEARS 1972 & 1973 PURSUANT TO SECTION 19 OF THE TRANSPORT PUBLIC UTILITIES ORDINANCE, YUKON HOUSING CORPORATION REPORT FOR 1972-1973 PURSUANT TO THE HOUSING CORPORATION ORDINANCE, SECTION 19, REPORT OF THE YUKON PUBLIC SERVICE STAFF RELATIONS BOARD FOR THE 1972 - 1973 FISCAL YEAR PURSUANT TO SECTION 102 OF THE YUKON PUBLIC SERVICE STAFF RELATIONS ORDINANCE, YUKON HISTORIC SITES & MONUMENTS BOARD REPORT FOR 1972-1973 PURSUANT TO SECTION 9 OF THE HISTORIC SITES & MONUMENTS BOARD ORDINANCE, REPORT OF THE DIRECTOR OF CHILD WELFARE PURSUANT TO THE CHILD WELFARE ORDINANCE, SECTION 5 (e), (CONTAINED IN THE DEPARTMENT OF SOCIAL WELFARE ANNUAL REPORT 1972-1973), REPORT OF THE HEALTH CARE INSURANCE PLAN FOR THE YEAR 1972 PURSUANT TO SECTION 7 OF THE HEALTH CARE INSURANCE PLAN ORDINANCE, REPORT OF THE CHIEF ELECTRICAL INSPECTOR FOR THE 12 MONTH PERIOD ENDING JULY 31, 1973 PURSUANT TO THE ELECTRICAL PROTECTION ORDINANCE, SECTION 15. THE FOLLOWING CONSULTANT STUDIES COMMISSIONED BY DEPARTMENTS DURING 1973:

- (A) CITY OF WHITEHORSE TRAFFIC & TRANSIT STUDY
 - (B) COMMUNITY SERVICES IMPROVEMENT STUDY
 - (C) CARMACKS GENERAL DEVELOPMENT PLAN
 - (D) CARCROSS GENERAL DEVELOPMENT PLAN,
 - (E) TESLIN GENERAL DEVELOPMENT PLAN,
 - (F) CITY OF WHITEHORSE ENGINEERING STUDY,
 - (G) POLLUTION ABATEMENT IN YUKON COMMUNITIES,
- MR. SPEAKER, MR. COMMISSIONER HAS AN ADDRESS ON THE BUDGET TO PRESENT AT THIS TIME,

MR. SPEAKER: MADAM CLERK, WILL YOU ASCERTAIN IF THE COMMISSIONER IS AVAILABLE AT THIS TIME? WE WILL HAVE A SHORT RECESS.

RECESS

MR. MCKINNON: IT'S BEEN 15 YEARS SINCE I WAS FIRST ELECTED TO THIS HOUSE AND AS FAR AS I CAN RECALL, THIS IS THE FIRST TIME THAT WE ARE GATHERED TO HEAR A BUDGET ADDRESS FROM THE COMMISSIONER OF THE YUKON TERRITORY. I KNOW ON PAGE 2 OF THE COMMISSIONER'S OPENING ADDRESS, THE STATEMENT THAT THE IDEA THAT YUKONERS SHOULD CONTROL THEIR POLITICAL AND ECONOMIC POLICIES IS GAINING MOMENTUM. THEREFORE, WE

MUST HAVE SOME SENSE OF WHERE WE ARE TRYING TO GO, WHAT WE ARE TRYING TO DO AND WHAT THE TERRITORY MAY LOOK LIKE IN A FEW YEARS FROM NOW, AS WE MOVE INTO THIS ERA OF CONSTITUTIONAL REVOLUTION, YOU AS ELECTED REPRESENTATIVES OF THE PEOPLE, WILL BE CALLED UPON TO SHARE THE EXCITEMENT, FACE THE CHALLENGE AND HELP CHART THE DIRECTION IN WHICH THE TERRITORY WILL MOVE. FURTHER, MR. SPEAKER, ANNOTATION 233 OF BEAUCHESNE'S PARLIAMENTARY RULES AND FORMS IS ONE OF THE OLD STANDING PRINCIPLES OF OUR CONSTITUTION OF THE HOUSE OF COMMONS SHOULD CONTROL THE FINANCES OF THE COUNTRY. THAT IS THE RIGHT, PRIVILEGE, AND DUTY OF THE HOUSE. IT HAS BEEN ACHIEVED BY MEANS OF STRUGGLE LASTING THROUGH CENTURIES, BEGINNING FROM THE 14TH CENTURY DOWN TO THE 17TH CENTURY, WHEN IT WAS FULLY CONFIRMED, AND SINCE THEN IT HAS NEVER BEEN DISPUTED. THE FINAL PRINCIPLE ON WHICH THE WHOLE OF OUR FINANCIAL SYSTEM IS BASED, IS THAT OF PARLIAMENTARY CONTROL. AND BY THIS, IT IS UNDERSTOOD NOT THE CONTROL OF PARLIAMENT IN THE CONSTITUTIONAL SENSE, BUT CONTROLLED BY THE COMMONS ALONE. MR. SPEAKER, IT SEEMS THAT WE ARE MAKING A RETROGRADE STEP IN THIS RESPECT RATHER THAN ADVANCING TOWARDS ANY SORT OF CONSTITUTIONAL EVOLUTION. WHEN THE SPEAKER, WHO IS DIRECTLY UNDER THE CONTROL OF THE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, HE SAID TO COME TO THIS HOUSE, TO THE COMMISSIONER AND MAKE AN ADDRESS CONCERNING THE BUDGET WHICH SHOULD BE IN THE PROPER ORDER OF THE SOLE CONTROL, OF THIS HOUSE AND POLICIES OF PRIORITY SHOULD BE THE SOLE CONTROL OF THIS HOUSE. IT WOULD SEEM TO BE MUCH MORE IN THE SPIRIT OF ANY TYPE OF EVOLUTION THAT WE ARE MOVING TOWARDS, THAT THE CHAIRMAN OF THE FINANCIAL ADVISORY COMMITTEE, SHOULD BE THE PERSON WHO IS GIVING THE ADDRESS ON FINANCES TO THIS HOUSE. OF COURSE, WE ALL KNOW HOW THE PROVINCIAL AND THE FEDERAL HOUSES WORK, THAT AFTER THE OPENING ADDRESS BY THE LIEUTENANT-GOVERNOR, THEN THE BUDGET ADDRESS IS GIVEN BY AN ELECTED MEMBER, BY THE MINISTER OF FINANCE OF THE PARTICULAR PROVINCE OR OF THE GOVERNMENT OF CANADA. OF COURSE, THIS IS THE RIGHT AND PROPER WAY, BECAUSE WHEN ONE CONTROLS THE PURSE STRINGS AND ONE SETS OUT THE FINANCES OF THE JURISDICTION, THEN WE ARE TALKING ABOUT MEANINGFUL CONSTITUTIONAL REFORM. I JUST MADE THE POINT, MR. SPEAKER, I THINK THAT ALL MEMBERS SHOULD AGREE THAT IT SHOULDN'T BE THE COMMISSIONER'S PEROGATIVE TO BE MAKING THIS ADDRESS. THAT, THIS ADDRESS SHOULD BE IN THE HANDS OF AN ELECTED MEMBER OF THE COUNCIL AND NAMELY, THE CHAIRMAN OF THE FINANCIAL ADVISORY COMMITTEE.

Mrs. WATSON: MR. SPEAKER, ON A POINT OF ORDER,

I THINK THAT THE COMMENTS THAT THE HONOURABLE MEMBER MADE, ARE VERY VALID, BUT I AM SURE THAT EVERY MEMBER OF THIS HOUSE AGREES WITH HIM. HOWEVER, THERE IS A REQUIREMENT UNDER THE YUKON ACT AND FOR THAT REASON, THE COMMISSIONER IS HERE WITH THE BUDGET ADDRESS THIS MORNING. I WOULD SUGGEST THAT HE BE ALLOWED TO PROCEED WITH PRESENTING THE BUDGET ADDRESS.

MR. CHAMBERLIST: MR. SPEAKER, THE POINT OF ORDER AS THE HONOURABLE MEMBER WOULD INDICATE UNDER WHICH SECTION OF THE ACT, THERE IS A REQUIREMENT FOR THE COMMISSIONER TO STAND UP IN THIS HOUSE, AND GIVE A BUDGET ADDRESS, I WOULD LIKE TO KNOW, PERHAPS SHE HAS SEEN SOMETHING THAT I AM NOT SEEING THERE.

Mrs. WATSON: MR. COMMISSIONER, AS THE HONOURABLE MEMBER KNOWS FULL WELL, IS THAT THE BUDGET MUST BE INTRODUCED BY MESSAGE OF THE COMMISSIONER AND IT IS ALSO QUITE OBVIOUS, THAT THE HONOURABLE MEMBER REPRESENTING WHITEHORSE-EAST, WAS QUITE WILLING TO HAVE THE COMMISSIONER GIVE THE BUDGET ADDRESS WHILE HE WAS A MEMBER OF THE FINANCIAL COMMITTEE. ALL OF A SUDDEN, HE HAS CHANGED HIS VIEWS. I THINK THAT THE COMMISSIONER BE ALLOWED TO PROCEED AND GIVE THE BUDGET ADDRESS.

MR. CHAMBERLIST: A POINT OF PRIVILEGE. WHEN THE COMMISSIONER SPOKE THE LAST YEAR, HE GAVE, HE DID NOT GIVE A BUDGET ADDRESS, HE INTRODUCED THE BUDGET. THERE IS A LOT OF DIFFERENCE, IN THAT THIS WAS THE MESSAGE. IF THE INTENTION IS, THAT A MESSAGE TO INTRODUCE THE BUDGET IS FORTHCOMING, THAT'S ONE THING, BUT NOT TO ATTEMPT TO USE THE COMMISSIONER AS THE MINISTER OF FINANCE, WHICH HE IS NOT.

MR. SPEAKER: LET US PROCEED. MR. COMMISSIONER.

MR. SPEAKER: THANK YOU MR. COMMISSIONER. WE WILL NOW RETURN TO ORDERS OF THE DAY, ARE THERE ANY REPORTS OF COMMITTEES? ARE THERE ANY BILLS TO BE INTRODUCED?

MR. TAYLOR: MR. SPEAKER, UNDER REPORTS OF COMMITTEE.

MR. SPEAKER: I BEG YOUR PARDON?

MR. TAYLOR: MR. SPEAKER, UNDER REPORTS OF COMMITTEES, THERE IS A QUESTION OF PRIVILEGE, MAY I KNOW WHO IS THE, IF INDEED THERE IS ONE, CHAIRMAN OF THE FINANCIAL ADVISORY COMMITTEE OF COUNCIL. MAY I BE SO INFORMED MR. SPEAKER?

Mrs. WATSON: Mr. SPEAKER, I DON'T THINK WE HAVE AN OFFICIAL CHAIRMAN OF THE FINANCIAL ADVISORY COMMITTEE.

Mr. TAYLOR: Mr. SPEAKER, TO FURTHER MY QUESTION OF PRIVILEGE, COULD Mr. SPEAKER DETERMINE FROM THE MEMBERS OF THE FINANCIAL COMMITTEE OF THIS HOUSE, AS TO WHEN THEY WILL APPOINT A CHAIRMAN AND WHEN THE HOUSE WILL ALSO HAVE A REPORT OF THAT VERY IMPORTANT COMMITTEE OF THIS HOUSE.

Mr. CHAMBERLIST: ON THAT SAME POINT OF PRIVILEGE, Mr. SPEAKER, I THINK IT IS APPROPRIATE TO POINT OUT THAT THE ADVISORY COMMITTEE ON FINANCE IS A STATUTORY COMMITTEE. NO COMMITTEE CAN OPERATE WITHOUT THERE BEING A CHAIRMAN OF THAT COMMITTEE. IF THE HONOURABLE MEMBERS WHO ARE MEMBERS OF THAT ADVISORY COMMITTEE ON FINANCE ARE ACTING WITHOUT A CHAIRMAN, I WOULD SUGGEST THE COMMITTEE IS INACTIVE.

Mr. SPEAKER: PERHAPS THEY ARE ALL CHAIRMEN.

Mrs. WATSON: Mr. SPEAKER, I WOULD LIKE TO DRAW TO THE ATTENTION OF THE HONOURABLE MEMBER FROM WHITEHORSE CAST AND THE HONOURABLE MEMBER FROM WATSON LAKE. I ACTED ON THE FINANCIAL ADVISORY COMMITTEE WITH THESE TWO OTHER MEMBERS WHEN THERE WAS NO OFFICIAL CHAIRMAN.

Mr. SPEAKER: MAY WE PROCEED WITH ORDERS OF THE DAY?

SOME MEMBERS: AGREED.

Mr. CHAMBERLIST: WITH RESPECT OF THE POINT OF PRIVILEGE Mr. SPEAKER, AND THIS IS SOMETHING THAT I INSIST ON. THAT, Mr. SPEAKER, THIS HOUSE HAS GOT TO BE GUIDED BY THE STATUTORY REQUIREMENTS OF THE YUKON ACT. IF Mr. SPEAKER SUGGESTS THAT WE CONTINUE WITH THE ORDERS OF THE DAY AND LEAVE OUT A VERY IMPORTANT POINT OF PRIVILEGE THAT HAS BEEN RAISED BY THE HONOURABLE MEMBER FROM WATSON LAKE, THEN THE POSITION WAS QUITE CLEAR THAT PREVIOUSLY THERE HAS ALWAYS BEEN A CHAIRMAN OF A FINANCE COMMITTEE AND THE HONOURABLE MEMBER FROM WATSON LAKE, WHILE HE WAS SITTING IN THE CHAIR IN YOUR ABSENCE, AGREED THAT THERE WAS A CHAIRMAN OF THE FINANCE COMMITTEE WHILE I WAS A MEMBER.

NOW, Mr. SPEAKER, I WOULD SUGGEST WITH RESPECT, Mr. SPEAKER, THAT Mr. SPEAKER DO NOT PASS THIS IMPORTANT POINT OVER, BUT INDEED REQUEST OF THE MEMBERS OF THE ADVISORY COMMITTEE ON FINANCE THAT THEY GET TOGETHER FOR THE PURPOSE OF APPOINTING A CHAIRMAN OF THE ADVISORY COMMITTEE ON FINANCE AS NO COMMITTEE CAN BE IN EXISTENCE AND OPERATIVE UNLESS THERE IS A CHAIRMAN THERE.

Mr. TANNER: INSTEAD OF Mr. SPEAKER ANSWERING, COULD I SPEAK ON THE POINT OF PRIVILEGE OR ORDER OR WHATEVER IT WAS, ONE OF ----

INTERRUPTIONS --

Mr. SPEAKER: ORDER.

Mr. TANNER: Mr. SPEAKER, IF THIS HOUSE EXPECTS A REPORT FROM THE CHAIRMAN OF THE FINANCIAL ADVISORY COMMITTEE, WHY HASN'T THERE EVER BEEN ONE IN THE PAST AND WHY WASN'T THERE ONE IN THE PAST THREE YEARS?

Mr. CHAMBERLIST: Mr. SPEAKER, I HAVE JUST ROSE ON A POINT OF THE CHAIR. Mr. SPEAKER, I WOULD ASK YOU NOT TO BE HOOD-WINKED BY THE ATTEMPT THAT IS BEING MADE NOW. I SAY TO YOU, Mr. SPEAKER, THAT IT IS YOUR RESPONSIBILITY, AS SPEAKER OF THIS HOUSE TO ADVISE THE MEMBERS OF THIS COUNCIL OF THE YUKON ACT AND THE SECTIONS DEALING WITH THE ADVISORY COMMITTEE ON FINANCE, MUST BE COMPLIED WITH BECAUSE IT IS A STATUTORY REQUIREMENT. IT IS JUST A SIMPLE THING I AM ASKING OF YOU, Mr. SPEAKER, IS THAT YOU SUGGEST TO THESE MEMBERS THAT THEY GET TOGETHER FOR THE PURPOSE OF APPOINTING A CHAIRMAN OF THAT COMMITTEE.

Mr. SPEAKER: WE WILL LOOK INTO THE MATTER AND REPORT LATER.

Mr. CHAMBERLIST: THANK YOU, Mr. SPEAKER.

Mrs. WATSON: Mr. SPEAKER, ARE WE AT INTRODUCTION OF BILLS?

Mr. SPEAKER: YES. ARE THERE ANY BILLS TO BE INTRODUCED?

BILL NO. 1 INTRODUCED

Mrs. WATSON: YES, Mr. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR TANNER, FOR LEAVE TO

INTRODUCE BILL NO. 1 INTITULED THE INTERIM SUPPLY APPROPRIATION ORDINANCE, 1974-75.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, FOR LEAVE TO INTRODUCE BILL NO. 1 INTITULED THE INTERIM SUPPLY APPROPRIATION ORDINANCE, 1974-75. ARE YOU PREPARED FOR THE QUESTION?

MR. CHAMBERLIST: WE CAN'T VOTE ON IT UNTIL WE HAVE THE COPIES OF THE BILL IN FRONT OF US, OTHERWISE WE WON'T KNOW WHAT WE ARE VOTING ON.

MR. SPEAKER: MADAM CLERK, DO YOU HAVE THE BILLS THAT ARE TO BE INTRODUCED?

MADAM CLERK: YES, MR. SPEAKER.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

MEMBERS: AGREED.

MR. SPEAKER: I DECLARE LEAVE GRANTED.

BILL NO. 2 INTRODUCED

MRS. WATSON: MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR TANNER, FOR LEAVE TO INTRODUCE BILL NO. 2 INTITULED THE 5TH APPROPRIATION ORDINANCE, 1973-74.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, FOR LEAVE TO INTRODUCE BILL NO. 2 INTITULED THE 5TH APPROPRIATION ORDINANCE, 1973-74. ARE YOU PREPARED FOR THE QUESTION?

MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

MEMBERS: AGREED.

MR. SPEAKER: I DECLARE LEAVE GRANTED.

BILL NO. 3 INTRODUCED

MRS. WATSON: MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR TANNER, FOR LEAVE TO

INTRODUCE BILL NO. 3 INTITULED THE 1ST APPROPRIATION ORDINANCE, 1974-75.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, FOR LEAVE TO INTRODUCE BILL NO. 3 INTITULED THE 1ST APPROPRIATION ORDINANCE, 1974-75. ARE YOU PREPARED FOR THE QUESTION?

MR. TANNER: MR. SPEAKER, ON A MINOR POINT OF PROCEDURE, THE CLERK CAN'T RUN AROUND THE HOUSE THAT FAST. PERHAPS, IF MR. SPEAKER COULD, FOR THE BENEFIT OF THE HOUSE, JUST TAKE IT SLIGHTLY MORE SLOWLY, IN ORDER TO GET THE BILLS OUT BEFORE THE MOTION IS CALLED.

MR. SPEAKER: CERTAINLY.

MR. TAYLOR: ON A POINT OF PRIVILEGE, MR. SPEAKER, I WAS THIS MORNING TRYING TO DETERMINE WHY WE CANNOT GET SOME OF THESE BILLS ON PUNCH PAPER SO THAT THEY CAN GO IN THEIR BINDERS AND WE CAN KEEP UP WITH THIS RAPID PACE OF PRESENTATION. I WAS INFORMED THAT THERE WAS A BUDGETARY PROBLEM, TO WHICH THEY COULD NOT FIND PUNCHED PAPER IN THIS GOVERNMENT ANYMORE AND I AM WONDERING IF MR. SPEAKER, IF YOU COULD TAKE IT IN LINE WITH YOUR OFFICE TO SEE IF POSSIBLY WE COULD CANCEL THE COMMISSIONER'S PARTY OR SOMETHING, IN ORDER THAT WE COULD PROVIDE THIS FACILITY TO FURTHER FACILITATE THE OPERATION OF THIS LEGISLATURE.

MR. SPEAKER: THAT WILL BE TAKEN INTO CONSIDERATION. ARE YOU PREPARED FOR THE QUESTION?

MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

MEMBERS: AGREED.

MR. SPEAKER: I DECLARE LEAVE GRANTED.

BILL NO. 4 INTRODUCED

MRS. WATSON: I BEG TO MOVE, SECONDED BY COUNCILLOR TANNER, FOR LEAVE TO INTRODUCE BILL NO. 4 INTITULED THE FINANCIAL AGREEMENT ORDINANCE, 1974.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED

BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH,
FOR LEAVE TO INTRODUCE BILL NO. 4 INTITULED
THE FINANCIAL AGREEMENT ORDINANCE, 1974.
ARE YOU PREPARED FOR THE QUESTION?

MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

MEMBERS: AGREED.

MR. SPEAKER: I DECLARE LEAVE GRANTED.

BILL NO. 5 INTRODUCED

MRS. WATSON: I BEG TO MOVE, SECONDED BY
COUNCILLOR TANNER, FOR LEAVE TO INTRODUCE
BILL NO. 5 INTITULED THE LOAN AGREEMENT
ORDINANCE, 1974 No. 1.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HON-
OURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED
BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH,
FOR LEAVE TO INTRODUCE BILL NO. 5 INTITULED
THE LOAN AGREEMENT ORDINANCE, 1974 No. 1.
ARE YOU PREPARED FOR THE QUESTION?

MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

MEMBERS AGREED.

MR. SPEAKER: I DECLARE LEAVE GRANTED.

BILL NO. 6 INTRODUCED

MRS. WATSON: MR. SPEAKER, I BEG TO MOVE,
SECONDED BY COUNCILLOR TANNER, FOR LEAVE TO
INTRODUCE BILL NO. 6 INTITULED THE MUNICIPAL
GENERAL PURPOSES LOAN ORDINANCE.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HON-
OURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED
BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH,
FOR LEAVE TO INTRODUCE BILL NO. 6 INTITULED THE
MUNICIPAL GENERAL PURPOSES LOAN ORDINANCE. ARE
YOU PREPARED FOR THE QUESTION?

MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

MEMBERS: AGREED.

MR. SPEAKER: I DECLARE LEAVE GRANTED.

BILL NO. 7 INTRODUCED

MRS. WATSON: MR. SPEAKER, I BEG TO MOVE,
SECONDED BY COUNCILLOR TANNER, FOR LEAVE TO
INTRODUCE BILL NO. 7 INTITULED AN ORDINANCE TO
AMEND THE SCHOOL ORDINANCE.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOUR-
ABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE
HONOURABLE MEMBER FOR WHITEHORSE NORTH, FOR
LEAVE TO INTRODUCE BILL NO. 7 INTITULED AN
ORDINANCE TO AMEND THE SCHOOL ORDINANCE. ARE
YOU PREPARED FOR THE QUESTION?

MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

MEMBERS: AGREED.

MR. SPEAKER: I DECLARE LEAVE GRANTED.
ARE THERE ANY NOTICES OF MOTION OR RESOLUTIONS?

MR. CHAMBERLIST: YES, MR. SPEAKER, I WOULD GIVE
NOTICE OF MOTION THAT SESSIONAL PAPERS NO. 1 AND
NO. 14, PLUS LEGISLATIVE RETURNS NO. 1, NO. 3,
NO. 4, NO. 7 AND NO. 12 BE MOVED INTO COMMITTEE
OF THE WHOLE FOR DISCUSSION.

MR. TANNER: MR. SPEAKER, EXCUSE ME, COULD THE
HONOURABLE MEMBER REPEAT THE NUMBERS OF THE
LEGISLATIVE RETURNS AGAIN PLEASE.

MR. CHAMBERLIST: YES, NO. 1, NO. 3, NO. 4,
NO. 7 AND NO. 12.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF
MOTION OR RESOLUTIONS?

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO GIVE
NOTICE OF MOTION, RE: BILL NO. C-11 AND NOTICE
OF MOTION RE: BILL NO. C-9.

MR. TANNER: MR. SPEAKER, COULD THE HONOUR-
ABLE MEMBER INDICATE C-9 AND C-11 AS BEING
FEDERAL BILLS?

MR. MCKINNON: THAT IS CORRECT.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES
OF MOTION? ARE THERE ANY NOTICES OF MOTION
FOR THE PRODUCTION OF PAPERS?

MR. TAYLOR: YES, MR. SPEAKER, I WOULD LIKE TO
GIVE NOTICE OF MOTION FOR THE PRODUCTION OF

PAPERS THAT THE ADMINISTRATION PROVIDE MEMBERS OF COUNCIL WITH ALL INFORMATION RELATIVE TO PROPOSED CAMPGROUND AND RECREATIONAL AREAS THROUGHOUT THE TERRITORY AS REFERRED TO IN THE FEBRUARY NEWSLETTER, TO COUNCIL, INCLUDING THE SIZE AND LOCATION OF SUCH AREAS.

MR. SPEAKER: ARE THERE ANY FURTHER MOTIONS FOR THE PRODUCTION OF PAPERS? AS THERE ARE NO MOTIONS, WE COME TO THE QUESTION PERIOD. MADAM CLERK, WILL YOU ASCERTAIN THAT THE COMMISSIONER IS AVAILABLE? WE WILL NOW HAVE A SHORT RECESS.

RECESS

MR. SPEAKER: THE COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY QUESTIONS?

QUESTION RE: ASBESTOSIS

MR. TAYLOR: MR. SPEAKER, MY FIRST QUESTION TO MR. COMMISSIONER IS BASED ON THE WORKMEN'S COMPENSATION ORDINANCE AND HAVING TO DO WITH THE MATTER OF ASBESTOSIS. I HAVE CIRCULATED TO ALL MEMBERS, A PIECE OF LITERATURE I HAD PICKED UP OVER THE COURSE OF THE PAST SEASON ON THE SUBJECT AND I WOULD LIKE TO ASK MR. COMMISSIONER IF IT IS THE INTENTION OF THE ADMINISTRATION TO DEAL WITH THE MATTER OF ASBESTOSIS AT THIS SESSION IN THE WORKMEN'S COMPENSATION ORDINANCE?

MR. COMMISSIONER: MR. SPEAKER, THERE IS NOTHING PROGRAMMED ALONG THESE LINES. MR. SPEAKER I HAVE FURTHER QUESTION,

QUESTION RE: TERRITORIAL PARKS

MR. TAYLOR: I WILL THEN DEAL WITH THE MATTER IN ANOTHER MANNER. MR. SPEAKER, I HAVE A FURTHER QUESTION OF MR. COMMISSIONER, THIS MORNING AND I WOULD LIKE TO ASK HIM IF HE IS NOW PREPARED OR HIS ADMINISTRATION IS NOW PREPARED TO LAY BEFORE COUNCIL THE LONG AWAITED POLICY AND INFORMATION PAPER ON TERRITORIAL PARKS?

MR. COMMISSIONER: MR. SPEAKER, THE ANSWER IS IN THE NEGATIVE. WE HAVE NOT COMPLETED THIS AT ALL. WE ARE USING THE REPORT THAT WAS GIVEN THE HONOURABLE MEMBERS HERE APPROXIMATELY FIVE YEARS AGO. THIS IS THE BASIS OF IT, BUT IT IS CERTAINLY NOT READY AT THE PRESENT TIME.

MR. TAYLOR: IS THE ADMINISTRATION, MR. SPEAKER, SUPPLEMENTARY, IS THE ADMINISTRATION GIVING CONSIDERATION TO REMOVING ALL THE AREAS IN THE TERRITORY RESERVED FOR TERRITORIAL PARKS UNTIL SUCH TIME AS THEY ARE PRE-

PARSED TO ESTABLISH A POLICY AND DELINEATE A POLICY IN RESPECT OF THEM?

MR. COMMISSIONER: NO, THE ANSWER IS IN THE NEGATIVE THERE, MR. SPEAKER. THE RESERVATIONS, THE PARK RESERVATIONS, ARE SIMPLY MAP RESERVATIONS AND THAT IS WHAT THEY ARE DESIGNED FOR IS TO RETAIN THAT LAND FROM DISPOSAL UNTIL SUCH TIMES AS COUNCIL CAN ACCEPT OR REJECT OR MODIFY OR DO WHATEVER THEY WANT TO THE PROPOSED POLICY AND THE ACCOMPANYING LEGISLATION THAT WILL BE BROUGHT FORWARD, MR. SPEAKER.

MR. TAYLOR: I WILL RAISE THIS QUESTION AGAIN AT A MORE APPROPRIATE POINT.

QUESTION RE: COMMISSIONER'S ORDERS

MR. TAYLOR: MR. SPEAKER, THIS MORNING WERE TABLED THE REGULATIONS. A VERY GREAT MULTITUDE WHICH SEEMED TO EMANATE OUT OF THIS ADMINISTRATION, THIS LEGISLATION BY REGULATIONS BUSINESS. I HAVE A QUESTION RELATED TO THREE OF THESE. ONE IS THE HOSPITAL INSURANCE SERVICES ORDINANCE, COMMISSIONER'S ORDER 1974/18 WHEREBY THE ADMINISTRATOR'S REPORT OF HOSPITAL INSURANCE SERVICES FOR EACH CALENDAR YEAR SHALL BE FILED WITH THE COMMISSIONER'S OFFICE. THE REPORT SHALL BE TABLED IN COUNCIL AT THE ENSUING SESSION OF COUNCIL. THE COMMISSIONER'S ORDER 1974/17, YUKON HOUSING CORPORATION ORDINANCE, AN ANNUAL REPORT. AGAIN, THIS SHALL BE TABLED AT COUNCIL AT THE NEXT ENSUING SESSION OF COUNCIL. AND THE ONE THAT INTRIGUES ME THE MOST IS COMMISSIONER'S ORDER 1974/19, RESPECTING THE YUKON HEALTH CARE INSURANCE PLAN ORDINANCE AND IT STATES THE ANNUAL REPORT OF THE YUKON HEALTH CARE INSURANCE PLAN FOR EACH YEAR ENDING MARCH 31ST SHALL BE FILED IN THE COMMISSIONER'S OFFICE NO LATER THAN DECEMBER 31ST OF THAT YEAR. I WOULD LIKE TO KNOW WHY THE ADMINISTRATION, MR. SPEAKER, DO NOT WISH THE COUNCIL OF THE YUKON TERRITORY TO HAVE THIS INFORMATION BEFORE THEM AS IN ALL THESE OTHER AREAS?

MR. COMMISSIONER: I AM NOT AWARE OF ANYTHING, ANY REASON WHY WE DON'T WANT TO HAVE THEM. I THINK THESE, I THINK THAT YOU HAVE THIS ONE TABLED HERE TODAY, MR. SPEAKER. THE REASON FOR THESE ORDERS IS THAT IN SOME OF OUR ORDINANCES IT CALLS FOR THESE REPORTS BUT IT DOESN'T CALL FOR A DATE. IT DOESN'T SAY WHETHER TO COVER A FISCAL YEAR, A CALENDAR YEAR, A SCHOOL YEAR. IT DOESN'T SAY WHEN THEY ARE TO BE MADE AVAILABLE, AND SAYS NOTHING AT ALL ABOUT TABLEING HERE IN THE COUNCIL AND THIS WHAT THESE ORDERS ARE REQUIRED TO CORRECT, MR. SPEAKER.

MR. TAYLOR: SUPPLEMENTARY, I STILL HAVEN'T GOT MY QUESTION ANSWERED. IN THE CASE OF THE HOSPITAL INSURANCE SERVICES ORDINANCE, THIS MUST BE LAID BEFORE COUNCIL AND BY REGULATION. WHY THEN IN THE SAME REGULATION, ON THE SAME DAY, SIGNED BY

THE SAME COMMISSIONER, DO WE EXCLUDE THE COUNCIL FROM MATTERS AS FAR AS THEY EFFECT THE YUKON HEALTH CARE INSURANCE PLAN, MR. SPEAKER?

MR. COMMISSIONER: MR. SPEAKER, THE COUNCIL IS NOT BEING EXCLUDED. THEY ARE TABLED RIGHT HERE TODAY.

MR. CHAMBERLIST: A SUPPLEMENTARY QUESTION, MR. SPEAKER TO MR. COMMISSIONER. THE POSITION AS I SEE IT, FROM WHAT THE HONOURABLE MEMBER SPOKE, IS THAT TWO COMMISSIONER'S ORDERS ARE WRITTEN IN A MANNER THAT REQUIRES THAT THE COUNCIL BE THE RESPONSIBLE BODY WHERE THOSE REPORTS WOULD BE TABLED. ONE OF THE ORDERS READS THE COMMISSIONER. NOW THE QUESTION I THINK ALTHOUGH THEY HAD BEEN TABLED IN COUNCIL, THE QUESTION REMAINS, AS WHY SHOULD THE COMMISSIONER ISSUE ORDERS WHICH SAY "COUNCIL" IN TWO AREAS AND "COMMISSIONER" IN ANOTHER AREA. IS THERE A MISTAKE? IF THERE IS A MISTAKE, I THINK YOU SHOULD SAY SO.

MR. COMMISSIONER: MR. SPEAKER, I AM NOT AWARE OF ANY ERROR IN THE MAKE-UP OF THESE PARTICULAR THINGS. I CERTAINLY WILL TAKE A LOOK AT IT, BUT I WANT TO MAKE ABUNDANTLY CLEAR, MR. SPEAKER, THESE ARE NOT DESIGNED TO REMOVE FROM THE COUNCIL THIS INFORMATION. THEY ARE SPECIFICALLY DESIGNED TO SET DATES WHEN THEY MUST BE MADE AVAILABLE SO THAT THEY CAN'T BE MADE AVAILABLE AT COUNCIL. I AM QUITE PREPARED TO LOOK AT THE ONE THAT DOES NOT REFER TO COUNCIL. IT MAY WELL BE THAT THERE IS REFERENCE TO THE ORDINANCE ALREADY. I AM NOT TOO SURE, MR. SPEAKER.

QUESTION RE: ANNUAL REPORT OF THE YUKON HOUSING ASSOCIATION

MR. TAYLOR: MR. SPEAKER, WHILE WE ARE ON THE SUBJECT OF THESE REPORTS. I DO NOTICE THAT THIS MORNING WE HAVE THE ANNUAL REPORT OF THE YUKON HOUSING CORPORATION AS PER THE REGULATION. IT CONSISTS OF ONE PAGE. THERE IT IS. THAT IS THE WHOLE REPORT OF PROBABLY ONE OF THE MOST CONTROVERSIAL, SO CALLED CROWN CORPORATIONS, IN THE TERRITORY. I AM JUST WONDERING, IT SEEMS SO OBVIOUS TO ME THAT MAY I HAVE THE ASSURANCE OF THE COMMISSIONER THAT THERE WILL BE A FULL REPORT COMING ON THE ACTIVITIES ON THIS DEPARTMENT FOR THIS PARTICULAR CROWN CORPORATION?

MR. COMMISSIONER: IT IS GIVEN TO YOU.

QUESTION RE: POLICY MANUALS

MR. CHAMBERLIST: MR. SPEAKER, A QUESTION TO MR. COMMISSIONER. IN THE LAST SESSION, I REQUESTED THAT POLICY MANUALS BE GIVEN TO MEMBERS OF THIS COUNCIL AND BECAUSE THERE ARE CERTAIN POLICIES THAT MAY COME INTO QUESTION DURING THIS SESSION, CAN THE COMMISSIONER ASSURE THE HOUSE THAT POLICY MANUALS WILL BE MADE AVAILABLE TO MEMBERS FOR THIS SESSION?

MR. COMMISSIONER: MR. SPEAKER, THEY ARE IN THE PROCESS OF BEING PUT TOGETHER AT THE PRESENT TIME. I AM SURE THAT THEY WILL BE MADE AVAILABLE AS QUICKLY AS IS POSSIBLE TO DO SO.

MRS. WATSON: MR. SPEAKER, THERE IS A COPY OVER THERE IN THE CHAMBERS AT THE PRESENT TIME.

MR. CHAMBERLIST: THAT IS THE MOST RIDICULOUS, MR. SPEAKER, STATEMENT TO MAKE. SEVEN PEOPLE CAN'T BE READING THE SAME POLICY MANUAL AT THE SAME TIME. I APPRECIATE WHAT MR. COMMISSIONER SAYS THAT IT WILL BE DONE. BUT I AM JUST MAKING REFERENCE TO THE INICUITIOUS TYPE OF MANNER IN WHICH THE HONOURABLE MEMBER FROM CARMACKS-KLUANE WOULD RAISE IN A SERIOUS QUESTION OF THIS NATURE.

MRS. WATSON: MR. SPEAKER, A POINT OF PRIVILEGE. THE POINT WAS MADE UNTIL THE SEVEN ARE COMPLETED. THERE IS ONE COPY IN THE CHAMBERS AT THE PRESENT TIME IF YOU SHOULD WISH TO USE IT.

MR. CHAMBERLIST: THE HONOURABLE MEMBER DOESN'T REALLY KNOW WHAT SHE SAID BECAUSE SHE SAID THERE IS ONE IN THE CABINET AND THAT IS ALL.

MR. SPEAKER: ORDER.

QUESTION RE: MANAGEMENT CONSULTANTS OF WELFARE BRANCH

MR. CHAMBERLIST: MR. SPEAKER, A QUESTION TO MR. COMMISSIONER. THE MANAGEMENT CONSULTANT'S EXAMINATION OF THE WELFARE BRANCH HAS, I UNDERSTAND, BEEN COMPLETE. HAVE YOU RECEIVED A REPORT? WHAT WAS THE RESULT OF THE EXAMINATION AND WHAT ADVICE HAVE YOU RECEIVED?

MR. COMMISSIONER: MR. SPEAKER, I HAVEN'T RECEIVED A COPY OF THE REPORT AS YET. I AM NOT SAYING THAT IT HASN'T BEEN DELIVERED TO THE GOVERNMENT, MR. SPEAKER, BUT I PERSONALLY HAVE NOT

RECEIVED IT AS YET. THE HONOURABLE MEMBER WHO LOOKS AFTER THAT DEPARTMENT MAY HAVE SOMETHING FURTHER TO WHAT I HAVE TO SAY.

MR. TANNER: I DON'T KNOW WHAT WAS SAID. WOULD YOU ASK THE QUESTION AGAIN, PLEASE?

MR. CHAMBERLIST: I WON'T ASK THE SAME QUESTION AGAIN BUT I'LL ASK MR. COMMISSIONER IF HE CAN INDICATE WHETHER ANY OF HIS ADMINISTRATIVE PEOPLE, ESPECIALLY ONE OF HIS ADMINISTRATIVE OFFICERS, HAVE RECEIVED A REPORT FROM THE MANAGEMENT CONSULTANTS ON THE EXAMINATION OF THE WELFARE BRANCH?

MR. TANNER: NO, MR. SPEAKER.

MR. CHAMBERLIST: A SUPPLEMENTARY QUESTION. WOULD MR. COMMISSIONER INDICATE WHETHER THAT REPORT IS TO BE EXPECTED DURING THIS SESSION OF COUNCIL AND PRIOR TO THE DISCUSSION OF THE SOCIAL WELFARE BRANCH ITEM AND IF THAT REPORT IS AVAILABLE PRIOR TO THAT TIME, WILL MEMBERS OF COUNCIL RECEIVE A COPY OF THAT REPORT? THIS IS A QUESTION TO MR. COMMISSIONER, MR. SPEAKER.

MR. COMMISSIONER: MR. SPEAKER, I WOULD ASK, IF I COULD, DEFER THE ANSWERING OF THIS QUESTION TO COUNCILLOR TANNER, PLEASE?

MR. CHAMBERLIST: WITH RESPECT, MR. SPEAKER, IT IS A PURELY ADMINISTRATIVE QUESTION THAT I HAVE PLACED TO THE CHIEF EXECUTIVE OFFICER. THE REPORT WILL BE SUBMITTED TO HIM. I WANT TO ASCERTAIN FROM HIM WHETHER OR NOT A COPY OF THAT REPORT WILL BE MADE AVAILABLE, MR. SPEAKER, TO MEMBERS OF TERRITORIAL COUNCIL? HE SHOULD EITHER SAY YES OR NO OR "I DON'T KNOW". THIS IS WHAT I WANT TO GET FROM THE COMMISSIONER. IF HE IS NOT PREPARED TO ANSWER IT, IT'S ANOTHER MATTER IN WHICH HE IS SAYING, "I HAVE NO RESPECT FOR THE MEMBERS OF THE TERRITORIAL COUNCIL SO THEREFORE, I WON'T ANSWER IT."

MR. COMMISSIONER: MR. SPEAKER, I WILL HAVE TO FIND OUT THE ANSWER. I JUST DON'T KNOW.

MR. CHAMBERLIST: THANK YOU, MR. SPEAKER, TO MR. COMMISSIONER. AT THE LAST SESSION, I RAISED A QUESTION ABOUT THE BREAKING UP OF MEETINGS OF THE TEACHERS' SALARY NEGOTIATING TEAM UNDER SECTION 984 SUBSECTION 4, OF THE SCHOOLS ORDINANCE. HAVE ANY NEGOTIATIONS BEEN COMPLETED SO THAT YOU WERE ABLE TO COMPLY WITH SECTION 984 OF THE SCHOOLS ORDINANCE AND GIVE CONSIDERATION TO THOSE NEGOTIATIONS BEFORE THE PREPARATION OF THE ESTIMATES FOR THE YEARS 1974-75?

MR. COMMISSIONER: THE ANSWER IS IN THE NEGATIVE MR. SPEAKER. IT IS SPECIFICALLY NOTED SO IN THE BUDGET MESSAGE THAT I PRESENTED TO COUNCIL THIS MORNING.

MR. CHAMBERLIST: SUPPLEMENTARY, MR. SPEAKER. IS MR. COMMISSIONER AWARE THAT THERE IS A MANDATORY REQUIREMENT IN THE LEGISLATION THAT CONSIDERATION BE GIVEN TO THE PREPARATION; BE GIVEN TO THE NEGOTIATIONS TO TEACHERS' SALARIES PRIOR TO THE ESTIMATES BEING BROUGHT FORWARD?

MR. COMMISSIONER: YES, I AM WELL AWARE OF THIS.

MR. CHAMBERLIST: AND DOES MR. COMMISSIONER ADMIT AT THIS TIME THAT THERE IS A BREACH IN THE ORDINANCE BY NOT CARRYING OUT THE REQUIREMENTS OF THAT SECTION?

MR. COMMISSIONER: MR. SPEAKER, I DON'T KNOW WHAT OR JUST EXACTLY HOW TO ANSWER THAT QUESTION, BUT THE FACTS ARE, THAT NEGOTIATIONS HAVE BEEN IN RECESS OR HAVE BEEN PUT IN RECESS UNTIL APPROXIMATELY LATE JUNE OR EARLY JUNE. THESE ARE THE FACTS OF THE MATTER.

MR. CHAMBERLIST: THE ANSWER, MR. SPEAKER, I DIDN'T GET AN ANSWER IF THERE HAS BEEN A BREACH OF THE ORDINANCE AND THIS IS THE ANSWER HE MUST EITHER SAY YES OR NO BUT IF HE DOESN'T SAY YES OR NO, WE MUST SAY THAT THE ANSWER MUST BE YES. HOWEVER, WE WILL GO ON TO ANOTHER QUESTION.

QUESTION RE: REPORT ON THE INDIAN LAND CLAIMS

MR. CHAMBERLIST: MR. SPEAKER, I ASKED MR. COMMISSIONER, AND MR. COMMISSIONER I WILL REPEAT THIS AGAIN, I ASKED YOU TO BRING FORWARD A REPORT ON THE INDIAN LAND CLAIMS AND I HAVE NOT SEEN ANYTHING BROUGHT FORWARD TO DATE. IS THERE ANYTHING COMING ON THIS?

MR. COMMISSIONER: MR. SPEAKER, THE ANSWER IS IN THE AFFIRMATIVE.

MR. CHAMBERLIST: MR. SPEAKER, I AM GRATEFUL TO MR. COMMISSIONER. THIS IS THE FIRST STRAIGHT ANSWER HE HAS GIVEN TODAY.

QUESTION RE: EXPENSE SHEET FOR MANAGEMENT CONSULTANTS

MR. CHAMBERLIST: MR. SPEAKER, TO MR. COMMISSIONER, THE VALUE OF THE CONTRACT FOR MANAGEMENT CONSULTANT HAS BEEN INDICATED IN A LEGISLATIVE RETURN AT \$8,000. WOULD MR. COMMISSIONER PREPARE ALSO, THE EXPENSE SHEET FOR THIS MANAGEMENT

CONSULTANT, SO THAT THIS CAN BE DISCUSSED NOW THAT THIS PARTICULAR LEGISLATIVE RETURN HAS BEEN MOVED INTO COMMITTEE.

Mr. Commissioner: Yes, but Mr. Speaker, I will have to get it first. When it is available to me, I will make it available you.

QUESTION RE: NORTHERN CANADA POWER COMMISSION POWER PLANT

Mr. McKinnon: Mr. Speaker, I would like to direct a question to Mr. Commissioner about one of the paragraphs in his Opening Address. I think it is probably one of the most important paragraphs in the Address that he gave yesterday. It is on page seven, "In the field of electrical power, the Territory has received information that the Northern Canada Power Commission is initiating a major power study to assess the potential and plan the development of suitable sites to meet Yukon's power needs over the next two decades." I wonder, Mr. Speaker, whether Mr. Commissioner is willing to give dates and times and what size of power plant that the N.C.P.C. is looking for, how long they feel it will be until a major power development is developed, whether there is actually a commitment now from N.C.P.C. to find a major generating facility in the Yukon that will supply the Yukon's needs in the foreseeable future?

Mr. Commissioner: Mr. Speaker, I think the proper way to answer the Honourable Member's question is for me to seek a clarifying statement from the Northern Canada Power Commission which I will proceed to do. I think that some of the questions that the Honourable Member has raised, . . . It may well be somewhere down the line their studies before they will be able to give a firm answer on these things. But certainly the major portion of the question raised by the Honourable Member is answerable by the Northern Canada Power Commission and I will proceed to get a clarifying answer from them.

Mr. McKinnon: Is there any indication, Mr. Speaker, that with this rather forward-looking philosophy for the first time from N.C.P.C. that there is going to be a moratorium on their assinine application to raise the water level at Marsh Lake to the historic high level mark?

Mr. Commissioner: Mr. Speaker, the instrument of government that will control that, maybe that is not the right word, but at least who will

sanction it or not sanction it, is the Yukon Territorial Water Board and while I cannot say that there is going to be a moratorium, this is the instrument of government to which objections to this particular plan has voiced in Northern Canada Power Commission should be made. This Council has three appointees on that Board and I am quite confident that Honourable Members will be able to make their wishes known through these Members.

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner whether he wouldn't use his considerable influence with the Minister of Indian Affairs and Northern Development to ask if perhaps N.C.P.C. withdraw its application before the Yukon Water Board because it is just going to lead to a pointless and useless confrontation. It can be solved before reaching the Water Board and N.C.P.C. has indicated that they are changing their philosophy to look for a major power development. They won't have to be going to these ad hoc measures all the time then why even get it to the point where it has to go before the Water Board at a confrontation before the people of the Yukon and the N.C.P.C.?

Mr. Commissioner: Mr. Speaker, it is not up to me to suggest to the Honourable Members how they should possibly direct their wishes but certainly the motion from this Council to the effect that what the Honourable Member is saying here right now directing me to put this wish of Council in my Minister's hands would certainly appear to me to be the immediate route to follow to give effect of express desires of the Honourable Member.

Mr. Chamberlist: Could I ask a supplementary, Mr. Speaker? The Honourable Member from Whitehorse-Yest has raised the question vis-a-vis, N.C.P.C. and you, Mr. Commissioner, will be bringing some information forward, would you be bringing this information forward during this session by sessional paper so that the matter can be fully discussed?

Mr. Commissioner: Mr. Speaker, very obviously, I am subject to the element of time. I would have to request this from the Northern Canada Power Commission and I am sure that it would be forthcoming promptly. I will commit myself, as soon as I have it, I will bring it forward to these Chambers.

Mr. Stutter: A supplementary, Mr. Speaker. I wonder if Mr. Commissioner could give any indication as to whether this study is being undertaken by N.C.P.C. is as a result of the point that was raised, as a matter of fact, by the Honourable Member from Whitehorse-West during a brief visit from Minister Chretien. It did seem to me at that time, and I hope that I am not violating any confidential information of a private meeting, but it does seem to me that certainly Digby Hunter is not aware of any undertaking or any major undertaking that is being done by N.C.P.C.

Mr. Commissioner: Mr. Speaker, the commitment to undertake the study was made prior to the meeting that the Honourable Member referred to.

Mr. Chamberlist: A supplementary to Mr. Commissioner. Mr. Commissioner, are you aware that there has already been a complete report excluding one or two specific areas carried out by the Ingeldown Associates Limited, and the terms of reference for that report was sent to the Ingeldown Associates Company on April 28th, 1967. Is it a repeat of the same information that was being requested?

Mr. Commissioner: Excuse me, Mr. Speaker, the Honourable Member who asked the question is far more versed on the technicalities of this particular type of study than I am but, and I stand to be corrected, it is my understanding that the study referred to by the Honourable Member, done by Ingeldown, was to be for potential power sites. The study now being done is an examination of the actual development of some of these potentials.

QUESTION RE: SESSIONAL PAPER NO. 1

Mr. Chamberlist: Mr. Speaker, Mr. Commissioner, this question is with reference to the Robert Campbell Bridge. Sessional Paper No. 1 First Session, last sentence, Mr. Commissioner stated if ... in this project become apparent, the City will be informed before contracts are signed. During the discussions on the Campbell Bridge on the fourth session, Mr. Commissioner indicated that that last sentence would be the sentence he would be guided in before signing any contract. There is another fact - I assisted him because I think it has always been said ... Now, what I want Mr. Commissioner is whether or not you consulted with the City of Whitehorse and did you get agreement from them before you signed a con-

tract which now raises the City in the position of having to come up with that they didn't agree to with the Territorial Government.

Mr. Commissioner: Mr. Speaker, to the very best of my knowledge, all the consultations which we were committed to have been carried out. I say this to the best of my knowledge.

Mr. Chamberlist: Supplementary, Mr. Speaker, before the signing of the last contract, did you consult with the City of Whitehorse in this matter. The information I have was that you advised the City of Whitehorse that you had signed the contract. Now, is that correct or is that incorrect?

Mr. Commissioner: Mr. Speaker, I will have to examine all the correspondence in order to determine this question.

QUESTION RE: CHANGES IN LIQUOR ORDINANCE

Mr. Chamberlist: I wonder if Mr. Commissioner would be bringing an answer to a question that I have. Now, Mr. Speaker, a question to Mr. Commissioner that there has been much concern felt in the Municipality of Whitehorse with reference to the drinking on public streets. There have been strong suggestions made re amendments to the Liquor Ordinance relative to this particular subject. Does the Commissioner know that I have myself asked for something of this nature to be done for some considerable time. Will the Commissioner bring forward legislation that will amend the Liquor Ordinance to comply with the wishes of the people of the City of Whitehorse?

Mr. Commissioner: Mr. Speaker, any changes proposed to the Liquor Ordinance would be as a consequence of guidance and suggestions that come forth from this particular chamber. The debates that took place in this Council Chambers were prior to the section of the Ordinance that the Honourable Member's question refers to. It was such that I would think it very presumptuous on the part of my administration to be bringing any changes that in the first instance were not dealt with by consensus around this table on this particular point the Honourable Member raises and I would verify that I am aware of the concern that has been stressed to me by the Honourable Member, both publicly and privately in connection with the particular matter that he raises.

Mr. Chamberlist: Mr. Speaker, I am sure the Commissioner will agree that legislation comes before this House that doesn't necessarily mean that all members of the Council require legislation before the House. But at least, if the Commissioner would bring this type of legislation forward then the House can consider it. Otherwise, perhaps a private member's bill might be the only answer.

RE: MAINSTEELE LOTS

Mr. Chamberlist: Mr. Speaker, to Mr. Commissioner, the Mainsteele Lots have been under discussion now by both Territorial and City Council for some two years. It was understood, while I was at a meeting, sitting in on a meeting of the City Council, that recommendations have been made by the City Council that Mr. Commissioner does not approve the by-law but recommends that he takes the position that a plebiscite be called. This is a prerogative of the Commissioner. Would the Commissioner indicate whether he will comply with the wishes of the City of Whitehorse and have a plebiscite on this particular matter?

Mr. Commissioner: Mr. Speaker, I wonder if I could get the matter before me before I commit myself to an answer, I will give Council my answer as soon as I have it.

REPORT OF ELECTRIC PUBLIC UTILITIES BOARD

Mr. Taylor: Mr. Speaker, I have a couple of additional questions, I think. Also, I have before me an annual report of the Electric Public Utilities Board and it again tells us nothing about the activity of the board in a real substance. I'm just wondering if Mr. Commissioner would consider giving us the full answers under this business. The following complaints regarding the rate structures received and dealt with: (A) Dawson City - the findings of the Board were transmitted to Mr. M. Stutter, and (B) Teslin - Mr. R. Fleming was advised that requirements of the Ordinance must be complied with prior to further action by the Board. I am wondering if I could find out just what advice was given by the Board? Secondly, I am wondering if Mr. Commissioner would consider providing members of Council with No. 6 - Implementation of certain sections of the Ordinance, in particular, 23(1)(b) which covers the rates, the firing of rates by all utilities and 32(1) which affects the manner in which people approach the Board

have been under active study. Could we find out the results of this study because, indeed, this is what reports are supposed to be about in this legislature, I believe. Would Mr. Commissioner be amenable to that?

Mr. Commissioner: Mr. Speaker, there were some things that the legislation spells out that are required by the administration or the terminology the Commissioner is to do, and when we in legislation, these boards are set up and it indicates what they are to do, it is up to us to go ahead and do these things. I do not monitor what the Public Utilities, the Electric Public Utilities Board does, and I did not write this report. They write this report themselves. If by motion, this Council would like to see these reports expanded I would be very pleased to pass the Council's wishes to these people, but I consider it to be a very, very unwise thing for myself or members of my administration to, literally, telling the Board what it should do or put in its report.

Mr. Taylor: Mr. Speaker, I believe Mr. Commissioner has very effectively gone around the mulberry bush as usual on this one. I have asked him if he would consider bringing before Council the answers to the questions I raised, arising out of this report.

Mr. Commissioner: Mr. Speaker, I will gladly pass on the question to the Board and it's up to the Board to answer the question.

Mr. Taylor: Will this be done, Mr. Speaker, will the Commissioner do this?

Mr. Commissioner: Mr. Commissioner will pass on the questions.

RE: YUKON HOTEL/MOTEL ASSOCIATION

Mr. Taylor: Mr. Speaker, for some time in the Territory the Canadian Restaurant Association and the Yukon Hotel/Motel Association have strived to get before this House, legislation to resolve two questions - 1, the rates of pay to those under seventeen years of age under the Labour Ordinance, and the other is a matter respecting general holidays in the Yukon. Could the Commissioner advise if indeed this legislation has been prepared and will be brought before the House at this session?

Mr. Commissioner: Mr. Speaker, legislation has not been prepared but a paper is coming to

COUNCIL SEEKING THEIR ADVICE ON THESE TWO MATTERS THAT HAVE BEEN A SUBJECT OF A BRIEF PRESENTED TO THE ADMINISTRATION AND TO EACH MEMBER OF THE COUNCIL. BASED ON THE ADVICE THAT COUNCIL GIVES, WE WILL PROCEED ON THIS.

MR. TAYLOR: MR. SPEAKER, SUPPLEMENTARY TO THAT. IS IT THE INTENTION OF THE ADMINISTRATION TO GIVE SOME URGENCY TO THIS MATTER IN ORDER THAT AS A RESULT OF AN EARLY COUNCIL DISCUSSION ON THIS SUBJECT, THAT LEGISLATION CAN BE PREPARED FOR THIS SESSION IN ORDER TO MEET THIS URGENCY.

MR. COMMISSIONER: MR. SPEAKER, I'M NOT GOING TO COMMIT MYSELF TO THIS SESSION IN THE PREPARATION OF LEGISLATION BUT THE FIRST THING THE ADMINISTRATION HAS TO HAVE, IS GUIDANCE FROM THE COUNCIL AS TO WHAT THEY WISH WITH REGARD TO THESE TWO QUESTIONS. NOW, WE COULD GET COUNCIL ADVICE ON THIS AND I DON'T KNOW WHEN THIS PAPER IS AVAILABLE AND I THINK IT IS READILY AVAILABLE. IF COUNCIL COULD LET US HEAR WHAT THEY WISH THEN WE CAN ANSWER THE SECOND PART OF THE ARGUMENT.

RE: COMMISSIONER'S OPENING ADDRESS

MR. TAYLOR: JUST ONE FINAL QUESTION MR. SPEAKER. ON PAGE 15 OF THE COMMISSIONER'S OPENING ADDRESS, THERE IS A STANDARD PHRASE WHICH IS IN ALL OF COMMISSIONER'S OPENING ADDRESS - "I TRUST THAT THE MATERIAL PLACED BEFORE YOU WILL ENABLE ME TO CARRY FORWARD YOUR DELIBERATIONS IN A MANNER THAT WILL MEET WITH YOUR APPROVAL. MY OFFICERS AND I STAND READY TO ASSIST YOU IN ANY WAY WE CAN TO MAKE THIS A PRODUCTIVE SESSION FOR THE YUKON." WILL THE COMMISSIONER, INDEED, REMEMBER THAT WHOEVER WROTE THAT SPEECH, PUT IT IN THERE AND HE DID UTTER THE WORDS AND WOULD HE CONTINUE WITH THIS POLICY FOR THE BALANCE OF THIS SESSION.

MR. COMMISSIONER: MR. SPEAKER, THAT HAS BEEN MY POLICY SINCE THE DAY I WAS MADE COMMISSIONER IN 1966 AND IT WILL BE MY POLICY UNTIL THE DAY THEY FIRE ME.

MR. TAYLOR: WOULD MR. COMMISSIONER THEN REVIEW THE VOTES AND PROCEEDINGS TOMORROW OF THE QUESTIONS OF TODAY?

MR. COMMISSIONER: OH WELL

MR. CHAMBERLIST: MR. SPEAKER, SUPPLEMENTARY TO THE QUESTION RE THE LABOUR STANDARDS ORDINANCE, I WONDER IF MR. SPEAKER WOULD TABLE THE TWO BRIEFS

SUBMITTED TO MR. SPEAKER AND THE OTHER MEMBERS SO AT LEAST WE HAVE THOSE TWO DOCUMENTS IN THE HOUSE. THIS COULD BE DONE TOMORROW.

MR. COMMISSIONER: MR. SPEAKER, THEY WILL BE ATTACHED TO A COVERING SESSIONAL PAPER.

MR. CHAMBERLIST: MR. SPEAKER, A QUESTION FOR MR. COMMISSIONER. THIS IS RE THE STATUS OF YTG IN RELATION TO THE FEDERAL GOVERNMENT. DO YOU AGREE THAT YTG IS AN AGENCY OF THE FEDERAL GOVERNMENT.

MR. COMMISSIONER: WELL, I WILL AGREE THAT IT IS A CREATURE OF THE FEDERAL PARLIAMENT OF CANADA BECAUSE THEY CREATED IT.

MR. CHAMBERLIST: WOULD YOU AGREE THAT IT IS AN AGENCY? THIS IS THE QUESTION.

MR. COMMISSIONER: I REFER THAT TO THE LEGAL ADVISER.

MR. CHAMBERLIST: I WOULD HATE TO HAVE TO POINT OUT THAT MR. COMMISSIONER, MR. SPEAKER, THAT HE HAS ALREADY RAISED AN ANSWER TO THAT QUESTION, BUT I WANT HIM TO ANSWER IT HERE. DO YOU AGREE THAT IT IS AN AGENCY OF THE FEDERAL GOVERNMENT?

MR. COMMISSIONER: NO MATTER WHAT I DO, ALL I DO IS DIG MYSELF IN DEEPER . . . , BECAUSE THE HONOURABLE MEMBER WHO HAS ASKED THEM UNDOUBTEDLY SPENT VERY MANY HOURS RESEARCHING THIS AND TAKING A LOOK AT COURT CASES THAT DO A LOT OF WORK FOR WHICH I HAVE NOTHING BUT THE HIGHEST RESPECT FOR THE AGILITY OF HIS BRAIN TO GRASP THE INTRICACIES OF AND I STILL THINK THE LEGAL ADVISER SHOULD BE THE GUY TO HANDLE THIS ONE.

MR. CHAMBERLIST: BUT IF YOU WILL VIEW IT IN A FEW SHORT WORDS, PERHAPS THE LEGAL ADVISER WILL THEN ANSWER. DO YOU AGREE THAT YTG IS AN AGENCY OF THE FEDERAL GOVERNMENT?

MR. LEGAL ADVISER: MR. SPEAKER, SOMETIMES YES AND SOMETIMES NO.

MR. CHAMBERLIST: RIGHT, THEN SUPPLEMENTARY TO THAT QUESTION, MR. SPEAKER, IS THE COMMISSIONER OR THE LEGAL ADVISER - DO YOU AGREE THAT THE PROPOSED CHANGES TO THE YUKON ACT DOES NOT ALTER THAT STATUS? AND IF HE SAYS SOMETIMES YES AND SOMETIMES NO, THAT IS GOING TO BE A DIFFICULT ONE TO ANSWER. CAN THAT BE ANSWERED?

MR. LEGAL ADVISER: I DON'T THINK THE STATUS IS CHANGED BY THE PRESENT AMENDMENTS. IT HAS NOT YET BEEN PASSED.

MR. CHAMBERLIST: MR. SPEAKER, HAVING ATTEMPTED TO OBTAIN AN ANSWER FROM MR. COMMISSIONER FOR SOME YEARS, WHAT THE ADMINISTRATIVE OBJECTIVES ARE WITHOUT ANY SUCCESS AND BEFORE LEAVING YOUR POSITION AS COMMISSIONER WHICH MAY COME SOON, THIS MIGHT BE YOUR LAST REGULAR SESSION OF COUNCIL THAT YOU WILL BE ATTENDING - HAVE YOU BEEN ABLE TO COMPILE SOME OBJECTIVES AND IF YOU HAVE, CAN YOU LET COUNCIL KNOW SO THAT YOUR EIGHT YEARS OF COUNCIL WILL NOT BE CONSIDERED AN ENTIRE WASTE.

MR. COMMISSIONER: MR. SPEAKER, AFTER ANSWERING THE QUESTIONS OF THE HONOURABLE MEMBER FROM WHITEHORSE EAST FOR THE LAST SEVERAL YEARS, THERE IS NO WAY THAT ANYBODY COULD CONSIDER MY TERM AS COMMISSIONER TO BE A COMPLETE AND TOTAL VACUUM, LET ME ASSURE YOU, I WILL SEE WHAT I CAN DO BEFORE THIS SESSION IS OVER CONCERNING THE QUESTIONS THE HONOURABLE MEMBER HAS ASKED.

MR. SPEAKER: THANK YOU.

QUESTION RE I.P.A.

MR. CHAMBERLIST: MR. SPEAKER, TO MR. COMMISSIONER, THE FEDERAL CIVIL SERVANTS, NORTHERN ALLOWANCES HAVE BEEN OF CONSIDERABLE INTEREST TO THE PEOPLE OF THE YUKON. WOULD MR. COMMISSIONER INDICATE WHETHER HE HAS, ON BEHALF OF HIS ADMINISTRATION, MADE A STRONGER PROTEST TO THE TREASURY BOARD AS THE RESULT OF THE PROPOSED REMOVAL OF THAT PARTICULAR ROUTE.

MR. COMMISSIONER: MR. SPEAKER, THIS HAS BEEN DONE THROUGH THE POSITION THAT I HOLD AS A CHAIRMAN OF THE FEDERAL INTER-DEPARTMENTAL CO-ORDINATING COMMITTEE HERE IN WHITEHORSE. ON BEHALF OF ALL THE FEDERAL EMPLOYEES THAT OPERATE HERE IN THE YUKON, IT WAS DONE MANY MONTHS AGO IN THE FORM OF A BRIEF AND LIKEWISE IN A REPRESENTATION THAT WAS MADE BY A REPRESENTATIVE OF THE TREASURY BOARD AND I BELIEVE, OTHER FEDERAL DEPARTMENTS WERE SENT HERE FOR THAT SPECIFIC REASON, ON EXAMINING THE QUESTION OF ISOLATION POST ALLOWANCE. SO THE ANSWER TO THE QUESTION FROM THE HONOURABLE MEMBER IS IN THE AFFIRMATIVE AND THIS HAS BEEN GOING ON FOR MANY MANY MONTHS PRIOR TO THE PUBLIC'S AWARENESS OF THIS PARTICULAR PROBLEM.

QUESTION RE: WHITEHORSE GENERAL HOSPITAL ADVISORY BOARD

MR. CHAMBERLIST: MR. SPEAKER, TO MR. COMMISSIONER. IS MR. COMMISSIONER AWARE THAT THERE HAS NOT BEEN A MEETING OF THE WHITEHORSE GENERAL HOSPITAL ADVISORY BOARD FOR SOME SIX MONTHS AND WHAT STEPS WOULD MR. COMMISSIONER TAKE TO SEE THAT THIS COMMITTEE WHICH HAS BEEN OF SOME GREAT VALUE WILL CONTINUE TO EXIST.

MR. COMMISSIONER: MR. SPEAKER, FORTUNATELY, YOU KNOW, I AM ONE UP ON THE HONOURABLE MEMBER ON THIS ONE. I WROTE TO DR. MORELL APPROXIMATELY TWO OR THREE MONTHS AGO ABOUT THIS MATTER AND HE HAS SINCE THEN INFORMED ME THE DIFFICULTIES THAT HAVE ARISEN AND THE CONTINUATION OF THE HOSPITAL BOARD MEETINGS AND THE VARIOUS ADMINISTRATIVE PROBLEMS HE HAD. I BELIEVE THAT LIKEWISE, THAT A NEW SET OF BY-LAWS; MAYBE I'VE GOT THE WRONG TERMINOLOGY HERE, IN CONNECTION WITH A NEW FORMULATION OF THE HOSPITAL ADVISORY BOARD, WHICH I BELIEVE IS, OR HAS BEEN, IN THE PROCESS OF BEING CIRCULATED TO THE PRESENT MEMBERS OF THE BOARD. ONCE THEY HAVE HAD AN OPPORTUNITY REVIEWING THE BY-LAWS THEY WILL BE MEETING - A MEETING WILL BE CALLED OF THE PRESENT BOARD TO GET THEIR AGREEMENT TO THE RE-CONSTITUTION OF THE WHITEHORSE GENERAL HOSPITAL ADVISORY BOARD UNDER THIS NEW SET OF BY-LAWS.

QUESTION RE: COST OF HOTEL SUITE - A.W.G.

MR. CHAMBERLIST: THE LAST ONE FOR THE DAY FOR ME, MR. COMMISSIONER, WOULD YOU ADVISE COUNCIL WHAT WAS THE COST OF THE PRESIDENTIAL SUITE PER DAY AT THE ANCHORAGE HOTEL DURING THE ARCTIC WINTER GAMES?

MR. COMMISSIONER: I HAVEN'T GOT A CLUE, MR. SPEAKER. ALL I CAN TELL YOU WAS IT GAVE A GREAT VIEW OF THE HARBOUR, THAT'S ALL.

MR. CHAMBERLIST: WELL, SUPPLEMENTARY, WOULD MR. COMMISSIONER NOT EVADE THE QUESTION ON THAT BY SAYING HE IS PREPARED TO BRING FORWARD THE COST OF THAT PARTICULAR SUITE PER DAY?

RE: COMMISSIONER'S BUDGET SPEECH

MR. TAYLOR: MR. SPEAKER, JUST ANOTHER QUESTION I HAVE NOTED AND OVERLOOKED. IT IS PROBABLY, WELL IT IS A VERY SERIOUS AND IMPORTANT QUESTION ALTHOUGH I DON'T HAVE A COPY ON HAND OF THE

COMMISSIONER'S BUDGET ADDRESS WHICH HE GAVE IN THE HOUSE A SHORT WHILE AGO. HE DID STATE, AT SOME POINT IN TIME, AT THAT BUDGET ADDRESS THAT THE GOVERNMENT OF THE YUKON TERRITORY OR HIMSELF AS COMMISSIONER HEADING THAT GOVERNMENT, ONE OR THE OTHER HAVE WHOLE CONTROL OVER THE POLICE SERVICES IN THE YUKON. I WOULD LIKE TO ASK THE COMMISSIONER IF THIS IS INDEED CORRECT AND IF SO TO WHAT EXTENT HAVE WE GOT CONTROL OVER THE POLICE SERVICES IN THE YUKON.

MR. COMMISSIONER: MR. SPEAKER, CAN I SUGGEST THAT THE HONOURABLE MEMBER GET A COPY OF THE BUDGET ADDRESS AND STUDY IT, I DID NOT SAY THAT AT ALL. WE DO NOT HAVE CONTROL.

MR. MCKINNON: MR. SPEAKER, IF I COULD BE ALLOWED TO ASK A QUESTION BEFORE WE BREAK, I WAS WONDERING WHAT THE GOVERNMENT'S ATTITUDE WOULD BE OR THE REACTION WOULD BE TO THE REQUEST FROM THE YUKON SOURDOUGH RENDEZVOUS COMMITTEE TO SET UP A SYSTEM OF PARAMUTUAL BETTING ON THE DOG RACES AT THE SOURDOUGH RENDEZVOUS.

MR. COMMISSIONER: MR. SPEAKER, THE ONLY THING THAT I HAVE SEEN ABOUT THIS IS WHAT WE HAVE SEEN IN THE PRESS AND I HAD A VERY SHORT TERRITORIAL CONVERSATION WITH THE CHAIRMAN OF THE SOURDOUGH RENDEZVOUS COMMITTEE. MY SUGGESTION TO HIM WAS, THEY OUTLINE WHAT THEY PROPOSE TO DO AND GET IT INTO THE HANDS OF THE COMMITTEE SO THAT WE CAN TAKE A LOOK AT IT. I'M RATHER SYMPATHETIC TO THE COMMENTS OF THE SOURDOUGH COMMITTEE THAT THE FUNDING OF THE EVENT; I BELIEVE THE MAINSTAY OF THIS FUNDING IS THE SALE OF QUEEN CANDIDATES TICKETS AND THIS IS JUST NOT PROVING TO BE A PARTICULARLY EASY THING TO CARRY ON WITH. WHILE I CANNOT SAY, AT THIS TIME, EXACTLY WHAT THE OUTCOME OF THE REQUEST FOR THIS WOULD BE, I WOULD SAY THAT, ALTOGETHER, I WOULD GIVE A SYMPATHETIC LOOK. REMEMBER THAT MANY OF THESE THINGS THAT LOOK SIMPLE ON THE SURFACE BUT WHEN YOU GET RIGHT INTO IT, YOU FIND OUT SOME OF THE COSTS THAT ARE INVOLVED IN ORDER TO GIVE EFFECTIVE SERVICE WOULD MAKE IT PROHIBITIVE. I WOULD LIKE TO FEEL THAT THE SOURDOUGH RENDEZVOUS COMMITTEE OR ANY OTHER INTERESTED ORGANIZATIONS, ALONG WITH THE TERRITORIAL ADMINISTRATION WOULD TAKE A LOOK AT JUST WHAT EXACTLY SHOULD BE PROPOSED. WHAT IS IT ALL ABOUT? IT WILL GET A PRETTY SYMPATHETIC HEARING AS FAR AS I AM CONCERNED.

MR. SPEAKER: WE WISH TO THANK MR. COMMISSIONER FOR HIS ATTENDANCE. AS THERE ARE NO PRIVATE

BILLS AND ORDERS WE COME TO PUBLIC BILLS AND ORDERS.

BILL NO. 13

MR. TANNER: MR. SPEAKER, I WOULD MOVE, SECONDED BY COUNCILLOR WATSON THAT FIRST READING BE GIVEN TO BILL NO. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE THAT FIRST READING BE GIVEN TO BILL NO. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE. ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED, WHEN SHALL THE BILL BE READ FOR THE SECOND TIME?

MOTION CARRIED.

MR. TANNER: NOW, MR. SPEAKER, I MOVE, SECONDED BY COUNCILLOR WATSON, THAT SECOND READING BE GIVEN TO BILL NO. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE THAT SECOND READING BE GIVEN TO BILL NO. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE. ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MR. CHAMBERLIST: MR. SPEAKER, BEFORE THE QUESTION IS VOTED ON, I WOULD LIKE TO SAY THAT ON SECTION 3, I THINK IF THEY COULD MOVE FORWARD; I THINK THAT IT'S BETTER THAN WHAT WAS ASKED FOR AND I'M SURE THE PEOPLE IN THE OUTLYING AREAS WOULD APPRECIATE THAT. MY OBJECTION, MR. SPEAKER, IS TO SECTION 1 AND THIS IS WHERE I SPEAK AGAINST THE PRINCIPLE. BECAUSE, IN THIS PART

HERE, THE BOARD IS GOING TO BE PERMITTED TO GRANT AN AUTHORITY WHERE IT ISN'T PERMITTED, RATHER AN INTERIM AUTHORITY, WHERE IT IS NOT PERMITTED IN THE ORDINANCE TO GRANT AN AUTHORITY. NOW, ALSO THAT THERE IS NO INDICATION AS TO WHAT LENGTH OF TIME THAT THE INTERIM AUTHORITY IS GOING TO BE FOR, AND WHEN THIS IS DISCUSSED IN COMMITTEE IF THIS ISN'T CHANGED I WILL NOT SUPPORT IT, AND I FEEL SORRY THAT I WOULD NOT BE ABLE TO SUPPORT THE BALANCE OF SECTIONS 2 AND 3 WHICH ARE QUITE SATISFACTORY.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION TO BE CARRIED.

MOTION CARRIED

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I WOULD SUGGEST THAT WE TAKE A NOON RECESS AT THIS TIME. ALRIGHT, I MOVE THAT THE SPEAKER NOW LEAVE THE CHAIR AND COUNCIL RESOLVE INTO THE COMMITTEE OF THE WHOLE FOR THE PURPOSE OF DISCUSSING PUBLIC BILLS.

MR. SPEAKER: IS THERE A SECONDER?

MR. STUTTER: I SECOND IT.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM WATSON LAKE AND SECONDED BY THE HONOURABLE MEMBER FROM DAWSON CITY THAT MR. SPEAKER DO NOW LEAVE THE CHAIR FOR THE PURPOSE OF MEETING IN COMMITTEE OF THE WHOLE TO DISCUSS BILLS. ARE YOU PREPARED FOR THE QUESTION? AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED AND THE HONOURABLE MEMBER FROM WATSON LAKE

WILL PLEASE TAKE THE CHAIR IN COMMITTEE OF THE WHOLE.

MR. CHAIRMAN: COMMITTEE STANDS IN RECESS UNTIL 2:00 O'CLOCK THIS AFTERNOON.

RECESS

MR. CHAIRMAN: THE COMMITTEE OF THE WHOLE WILL COME TO ORDER. FOR US AT THIS TIME IS BILL NO. 13, NAMELY AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE.

MR. TANNER: MR. CHAIRMAN, I WOULD LIKE TO READ THE EXPLANATORY NOTE. THE PURPOSE OF THIS BILL IS TO REDUCE THE NUMBER OF ELECTRICAL CONSUMERS OUTSIDE A MUNICIPALITY WHO MAY FILE A COMPLAINT WITH THE PUBLIC UTILITIES BOARD TO ADMIT ELECTRICITY TO BE SOLD IN AN AREA COVERED BY A FRANCHISE, AND TO CLARIFY AN APPARENT INCONSISTENCY BETWEEN THIS ORDINANCE AND THE MUNICIPAL ORDINANCE.

MR. CHAIRMAN: PROCEED WITH SECTION NO. 1, SECTION 19 OF THE SAID ORDINANCE IS AMENDED BY ADDING THERETO THE FOLLOWING NEW SUBSECTION: "19.(2) NOTWITHSTANDING SUBSECTION (1) WHERE, IN RESPECT OF ANY AREA OF THE TERRITORY, NO FRANCHISE HAS BEEN GRANTED, THE BOARD MAY, SUBJECT TO ANY CONDITIONS IT MAY IMPOSE FROM TIME TO TIME, GRANT AN INTERIM AUTHORITY TO A PERSON TO OPERATE A PUBLIC UTILITY." COUNCILLOR CHAMBERLIST.

MR. CHAMBERLIST: I THINK MR. LEGAL ADVISOR WILL AGREE WITH ME ON A SPECIFIC POINT. THERE IS A VAST DIFFERENCE BETWEEN THE GRANTING OF A FRANCHISE AND THE AUTHORITY TO OPERATE A PUBLIC UTILITY. I BRING THIS POINT BECAUSE THE MUNICIPAL ORDINANCE, AND I'VE JUST NOTICED THIS, IS AN ERROR IN ONE PARTICULAR SECTION. REALLY, I HAVE TO REFER TO THE SECTION 2 OF THE ORDINANCE THAT IS BEFORE US AS WELL AT THIS TIME. IN SECTION 1, REFERENCE IS MADE TO THE GRANTING OF AN INTERIM AUTHORITY TO A PERSON TO OPERATE A PUBLIC UTILITY. THE ORDINANCE ITSELF, IS AN ERROR, AND I AM SORRY I DIDN'T PICK IT UP WHEN WE DELT WITH THIS ORDINANCE IN 1972, THAT IT HAS A WEAKNESS. THERE IS NO AUTHORITY UNDER THE ELECTRICAL PUBLIC UTILITIES ORDINANCE TO OPERATE A PUBLIC UTILITY. IT IS AN ERROR THAT HAS BEEN LEFT OUT. I THINK THIS

SHOULD BE CORRECTED. THE ONLY AUTHORITY THAT IS GIVEN UNDER THE POWERS TO THE BOARD, IS IN SECTION 14 (1), WHICH READS, "THE BOARD MAY AUTHORIZE A MEMBER OR ANY OTHER PERSON TO INVESTIGATE AND REPORT ON ANY QUESTION OR MATTER ARISING IN CONNECTION WITH THE BUSINESS OF THE BOARD." THAT IS THE ONLY AUTHORITY. THERE IS NO AUTHORITY FOR ANYBODY TO OPERATE A PUBLIC UTILITY. ALTHOUGH THERE IS PROVISION FOR THE GRANTING OF FRANCHISES.

IF THERE IS NO AUTHORITY TO OPERATE A PUBLIC UTILITY, CERTAINLY, THERE CAN BE NO INTERNAL AUTHORITY TO OPERATE A PUBLIC UTILITY. THAT IS POINT ONE. I HAVE TO REFER NOW TO SECTION 2, BECAUSE SECTION 2 AMENDS BY ADDING 21.2 TO THE PUBLIC UTILITY ORDINANCE AND IT MAKES REFERENCE TO SECTION 118 OF THE MUNICIPAL ORDINANCE.

SECTION 118 OF THE MUNICIPAL ORDINANCE GIVES THE AUTHORITY TO ERECT OR OPERATE A PUBLIC UTILITY. I AM SURE MR. LEGAL ADVISOR WILL AGREE WITH ME THAT NO MUNICIPAL ORDINANCE OR RATHER NO BYLAW IN ITSELF, BECAUSE THIS DEALS WITH THE COUNCIL MAY BY BYLAW GRANT A FRANCHISE UPON SUCH TERMS. IN ADVANCING OF THE FRANCHISE, AUTHORIZE OR OPERATE. I WOULD SUGGEST, MR. CHAIRMAN, THAT THIS DEPARTS FROM THE ORDINANCE THAT IS THE ELECTRICAL PUBLIC UTILITIES ORDINANCE, WHEN A BYLAW CAN BE MADE TO GIVE THE POWER TO OPERATE THE PUBLIC UTILITY WHEN THERE IS NO POWER GIVEN IN THE LEGISLATION ITSELF. I THINK WHAT WE HAVE TO DO, IS WE HAVE TO TAKE ANOTHER LOOK AT THESE 2 SECTIONS, AND I'M NOT OPPOSED TO THE GENERAL IDEA THAT IS BEING PROMULGATED HERE, BUT I SAY THERE IS A WEAKNESS, AS I HAVE INDICATED IN THOSE 2 PARTICULAR SECTIONS. PERHAPS, MR. LEGAL ADVISOR WOULD SAY WHETHER OR NOT HE WOULD HAVE TO TAKE ANOTHER LOOK AT THOSE PARTICULAR POINTS I HAVE MADE.

MR. LEGAL ADVISOR: MR. CHAIRMAN, THE LEGAL ADVISOR IS ALWAYS TAKING SECOND OR THIRD OR FOURTH LOOKS AT THE LEGISLATION. AS A RESULT OF TAKING A PRIVATE LOOK AT THE LEGISLATION OF SECTION 19.2, IT IS SUGGESTED IN THIS HOUSE FOR AMENDMENT. IT APPEARS WHEN THE PUBLIC UTILITIES BOARD WAS CONSIDERING THE PROCEDURES TO DEAL WITH APPLICATIONS FOR THE RENEWAL OF A FRANCHISE TO THE MUNICIPALITY OF WHITEHORSE, THAT THERE WAS A WEAKNESS IN THE ORDINANCE, WHICH YOU ARE ATTEMPTING TO REMEDY BY AN AMENDMENT TO SECTION 21, BY ADDING A SECTION 21.2 WHICH HAS NOT YET BEEN READ OUT BY THE CHAIRMAN. IN THAT SECTION, IT APPEARS THE COMMISSIONER HAS, BY ONE ORDIN-

ANCE, THE POWER TO APPROVE A FRANCHISE, THE MUNICIPALITY HAS THE RIGHT TO GRANT A FRANCHISE, SUBJECT TO THE APPROVAL OF THE COMMISSIONER.

TO NARROW THE 2 SECTIONS INTO ONE, IT APPEARED TO BE HELPFUL TO THE PROCEDURES THAT THE APPROVAL OF THE COMMISSIONER SHOULD NOT BE GRANTED WITHOUT THE APPROVAL OF THE PUBLIC UTILITIES BOARD, NOR SHOULD THE APPROVAL OF THE MUNICIPALITY BE GRANTED WITHOUT THE APPROVAL OF THE BOARD EITHER. THERE IS A WEAKNESS IN PROCEDURE IN THIS, RATHER THAN A WEAKNESS IN LAW. PUT IN EXAMINING THESE SECTIONS, THEN THE BOARD WAS CONSIDERING WHAT OTHER PLACES HAVE GOT FRANCHISES AND THEY WERE FAMILIAR WITH THE NEWSPAPER REPORTS OF COMPLAINTS FROM ROSS RIVER. SO I AM LOOKING THROUGH THE LEGISLATION, WE FIND THAT THERE IS IN EXISTENCE AT THE PRESENT TIME, NO FRANCHISE IN RESPECT TO ROSS RIVER, AND SOME OTHER PLACES IN THE TERRITORY. BUT NEVERTHELESS, WITHOUT A FRANCHISE HAVE BEEN GRANTED, PEOPLE ARE BUYING ELECTRICITY FROM A PRODUCER AND THAT PRODUCER IS SELLING ELECTRICITY. THERE ARE A FEW OTHER PLACES AFFECTED SUCH AS TAGGISH. IN ORDER TO GET BY THE PROHIBITION IN SECTION 19, IT WAS NECESSARY TO DO SOMETHING TO THIS ORDINANCE.

SECTION 19.1 SAYS THAT NO ONE CAN OPERATE, NO ONE SHALL IN THE TERRITORY, A PUBLIC UTILITY WITHOUT A FRANCHISE GRANTED EITHER BY THE MUNICIPALITY OR THE COMMISSIONER. A FRANCHISE IS AN AGREEMENT TO SUPPLY ELECTRICITY WITHIN A DEFINED AREA. AN ELECTRIC AND PUBLIC UTILITY IS, ITSELF, DEFINED AS A PERSON WHO SELLS ELECTRICITY. THE COMBINED EFFECT OF THE DEFINITION OF SECTION 19.1 WOULD MEAN THAT PEOPLE WHO BUY ELECTRICITY IN ROSS RIVER OR WHO SELL ELECTRICITY IN ROSS RIVER WITHOUT A FRANCHISE, COULD BE HELD TO COMMITTING AN OFFENSE.

IT WAS NECESSARY THEREFORE, TO CARRY OVER FROM THE TIME OF COMING INTO OPERATION OF THIS ORDER, TO SUCH A TIME AS A FRANCHISE IS APPLIED FOR AND GRANTED TO SOMEBODY. TO LEGALIZE WHAT APPARENTLY IS HAPPENING IN THESE PLACES, WHICH IS, THAT PEOPLE ARE PRODUCING AND SELLING ELECTRICITY AND PEOPLE ARE BUYING IT. THE LANGUAGE CHOSEN HERE WAS DELIBERATELY CHOSEN SO AS TO MAKE A DIFFERENCE BETWEEN A FRANCHISE WHICH IS AN EXCLUSIVE AUTHORITY TO SELL ELECTRICITY AND NO ONE ELSE CAN SELL IT IN THE SAME PLACE AND TO JUST CALL IT AN INTERIM AUTHORITY FOR A PERSON TO OPERATE A PUBLIC UTILITY, WHICH MEANS AND INTERIM AUTHORITY TO SELL ELECTRICITY TO THE PUBLIC IN THAT PLACE. I MAY BE WRONG IN

THIS, BUT I DON'T THINK THERE IS ANYTHING WRONG IN THE LANGUAGE WHICH YOU ARE ATTEMPTING TO USE IN THIS SECTION TO LEGALIZE THIS POSITION.

MR. CHAMBERLIST: I WONDER IF MR. CHAIRMAN WOULD READ THE SECTION 2 AS WELL, SO THAT WE KNOW IT IS READ AND WE CAN DEAL WITH BOTH OF THEM TOGETHER.

MR. CHAIRMAN: ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: WE WILL TAKE THESE TWO SECTIONS TOGETHER THEN. SECTION 2: SECTION 21 OF THE SAID ORDINANCE IS AMENDED BY ADDING THERETO THE FOLLOWING NEW SUBSECTION:

"21.(2) NOTWITHSTANDING SECTION 118 OF THE *Municipal Ordinance*, THE COMMISSIONER SHALL NOT APPROVE A BY-LAW OF A MUNICIPALITY GRANTING OR RENEWING A FRANCHISE UNLESS THE FRANCHISE HAS BEEN FIRST APPROVED BY THE BOARD."

MR. CHAMBERLIST: MR. CHAIRMAN, MR. LEGAL ADVISOR GAVE AN EXPLANATION OF WHAT THE PURPOSE OF THE BILL IS FOR. I'VE ALREADY SAID THAT I DON'T ARGUE WITH THE PURPOSE OF THE BILL. I THINK IT IS SOUND. WHAT I AM SAYING IS THAT THERE ARE SPECIFIC LEGISLATIVE ERRORS THAT THIS HAS BROUGHT FORWARD IN MY MIND. I THINK ON FURTHER CONSIDERATION, THE LEGAL ADVISOR WOULD SEE QUITE CLEARLY WHAT I AM GETTING AT HERE. I WANT TO REPEAT THAT THERE IS A DEFINITE DIFFERENCE BETWEEN A FRANCHISE AND AN AUTHORITY TO OPERATE A PUBLIC UTILITY. AN INDIVIDUAL CAN HAVE A FRANCHISE ON CERTAIN ELECTRICAL EQUIPMENT OR CERTAIN RADIO OR T.V. EQUIPMENT BUT THEY STILL HAVE TO GET A PERMIT OR LICENSE TO SELL THAT EQUIPMENT IN A MUNICIPALITY. THERE IS THE DIFFERENCE THAT I AM TRYING TO GET ACROSS. THERE IS NO ARGUMENT AT ALL, THAT THE FRANCHISE CAN BE GRANTED, BUT I SAY THERE IS AN OMISSION BECAUSE THE LEGISLATION, THE ELECTRICAL PUBLIC UTILITIES LEGISLATION, DOES NOT PROVIDE, AT THIS TIME, FOR THE AUTHORITY TO BE GIVEN TO ANYBODY TO OPERATE A PUBLIC UTILITY. IT IS VERY, VERY, SILENT IN THAT AREA AND BECAUSE NOW, THE AMENDMENT PURPORTS TO SAY AN ENTIRE AUTHORITY, IF THERE IS AN INTERNAL AUTHORITY, SURELY IT MUST BE CONSIDERED THAT THERE IS AN AUTHORITY AND THE ORDINANCE IS SILENT. IT DOESN'T SHOW AN AUTHORITY. I REPEAT AGAIN, I WOULD LIKE TO MAKE THIS POINT CLEAR AS WELL; ALTHOUGH THE COMMISSIONER, ACCORDING TO THE UTILITY FRANCHISE BYLAWS, HEADED SECTION 118 OF THE MUNICIPAL ORDINANCE, HAS

THE POWER TO APPROVE BYLAWS, THE MUNICIPALITY ITSELF HASN'T THE POWER TO OPERATE, TO GRANT AUTHORIZATION FOR OPERATING, BECAUSE IF IT DID, IT WOULD BE DEPARTING FROM THE LEGISLATION, WHICH IS THE ELECTRICAL PROTECTION ORDINANCE.

I SAY, AND I THINK IT IS STANDARD LAW, THAT A MUNICIPALITY CANNOT DEPART FROM WHAT IS THE SENIOR LEGISLATION. I WOULD SUGGEST THAT WE CORRECT THIS TO MAKE IT QUITE CLEAR THAT THERE IS AUTHORITY TO ANY PERSON OR COMPANY TO OPERATE A PUBLIC UTILITY TO BE GIVEN. I THINK THIS IS WHAT IS MISSING ONCE THAT IS IN THE ELECTRICAL PUBLIC UTILITIES ORDINANCE, THEN OF COURSE, THE REST OF IT WOULD FOLLOW. ONE OR TWO WOULD CERTAINLY FOLLOW BUT IT DOESN'T FOLLOW NOW AND HERE IS A HOLE THAT I THINK SHOULD BE PLUGGED.

MR. LEGAL ADVISOR: WITH THE RESPECT TO SOME, THIS IS GETTING HIGHLY TECHNICAL. WHAT THE BOARD DOES WHEN IT GRANTS A FRANCHISE TO SELL ELECTRICITY AND FORBID ANY OTHER PERSON FROM SELLING ELECTRICITY. IT DOESN'T GIVE ANY POWER TO THE COMPANY WHICH IS SELLING THE ELECTRICITY TO OPERATE AT ALL.

FIRST OF ALL, THE COMPANY MUST BE REGISTERED WITH THE COMPANY'S ORDINANCE. THEY MUST ACQUIRE THE RIGHT OF WAY OF A PURCHASE OF PROPERTY TO DISTRIBUTE ITS POLES AND LINES, AND SO ON. THE DIFFERENCE BETWEEN SECTION 118 AND THE PUBLIC UTILITIES ORDINANCE IS THAT THE MUNICIPALITY GRANTS A FRANCHISE. A FRANCHISE UNDER THAT ORDINANCE CAN BE A FRANCHISE TO OPERATE ANY ONE OF A NUMBER OF THINGS; TO LIGHT ELECTRICALLY, POWER, GAS, CABLE TELEVISION, TELEPHONE TRANSPORTATION SERVICES OR SIMILAR OR RELATED SERVICES. WATER FOR INSTANCE COULD BE DEEMED TO BE A FRANCHISE IN THAT WAY.

THEN IT GOES ON BEYOND THE PUBLIC UTILITIES ORDINANCE, GIVES THEM THE POWER TO ERECT AND OPERATE ON A HIGHWAY, SQUARE OR PUBLIC PLACE. TO ERECT ALL POLES, FIXTURES, WIRES, PIPES AND SO FORTH WHICH MIGHT OTHERWISE BE UNLAWFUL. BUT THE MUNICIPALITY CONTROLS THIS PUBLIC PROPERTY AND ROADS AND STREETS. THEREFORE, IN THE BYLAW THEY WILL GIVE THEM PERMISSION TO UTILIZE THESE. POSSIBLY SUBJECT TO PAYMENT OR POSSIBLY SUBJECT TO TAXATION. THE MUNICIPAL ORDINANCE CAN DO THAT AND PROBABLY DOES IT BECAUSE IT IS DEALING WITH ITS OWN PROPERTY OR PROPERTY OF ITS CONTROL.

IN THE ELECTRICAL FRANCHISE ORDINANCE, WHICH IS ONLY DEALING WITH THE RIGHT TO SELL ELECTRICITY, WE ARE NOT GIVING THE COMPANY ITSELF POWER TO OPERATE. WE ARE GIVING IT NO RIGHT WHATEVER TO GO ALONG HIGHWAYS AND BYWAYS AND PUT UP POLES. IT IS LIMITED TO A VERY NARROW FIELD. SO THIS IS THE CONTEXT WHICH WE ARE AMENDING THIS SECTION. WE ARE JUST SAYING THAT IF A PERSON MAY OPERATE A PUBLIC UTILITY, DO IT FOR AN INTERIM PERIOD. NOW THE INTERIM PERIOD AS THE MEMBER POINTED OUT EARLIER TODAY, CAN BE A VERY LONG PERIOD IF NOBODY WOULD APPLY FOR A FRANCHISE WITH RESPECT TO ROSS RIVER. THEN THE PUBLIC UTILITIES BOARD HAS NO AUTHORITY IN THAT PLACE TO CONTROL THEIR PRICES AND WHATNOT. IT IS A MATTER OF SUPPLY AND DEMAND. IT MAY BE THAT WE WANT TO HAVE THAT POWER, BUT NOT IN THIS PARTICULAR SECTION. THIS MERELY GIVES THEM THE RIGHT TO OPERATE.

THE WORDS SUBJECT TO ANY CONDITIONS THAT MAY OPPOSE FROM TIME TO TIME ARE AN ATTEMPT TO GET OVER THE DIFFICULTY. WITHOUT THIS KIND OF SECTION, A PERSON DELIVERING ELECTRICITY TO ANOTHER PERSON, IS SUBJECT TO NO CONTROLS AT ALL. BUT ONE OF THE CONDITIONS THAT CAN BE OPPOSED IS, THAT THEY ARE SUBJECT TO PRICE CONTROL ON THE OTHER TOWNS, AND A FRANCHISE HOLDER WOULD BE SUBJECT TOO, IF HE HAD BEEN GIVEN A FRANCHISE. IT GIVES THE BOARD THE POWER TO DEAL WITH A MATTER WHICH SHOULD RIGHTFULLY COME WITHIN THEIR JURISDICTION, THE LEGAL POINT OF IT. I DON'T WANT TO GET INTO A LEGAL HASSLE WITH THE HONOURABLE MEMBER, BUT IT IS COMPARING APPLES AND ORANGES.

MR. CHAMBERLIST: MR. CHAIRMAN, WHEN MR. LEGAL ADVISOR READ FROM THE 118 OF THE ORDINANCE HE, WHETHER INADVERTANTLY OR PERHAPS DELIBERATELY, LEFT OUT THE WORDS, BOTH WORDS, 'AND AUTHORIZING'. IN SECTION 118, IT PROVES WHAT I SAY BECAUSE THERE ARE TWO SEPARATE THINGS. IT SAYS THIS, AND I WON'T READ IT THE WAY ITS WRITTEN, NOT THE WAY ITS BEEN READ. IT SAYS, 'SUBJECT TO THE APPROVAL OF THE COMMISSIONER, THE COUNCIL MAY BY BYLAW GRANT A FRANCHISE UPON SUCH TERMS AND CONDITIONS AS IT MAY PRESCRIBE TO ANY PERSON UNDERTAKING TO PROVIDE ELECTRIC LIGHT, ELECTRIC POWER, GAS, CABLE TELEVISION, TELEPHONE OR TRANSPORTATION SERVICES OR OTHER SIMILAR OR RELATED SERVICES TO RESIDENTS OF THE MUNICIPALITY AND AUTHORIZING THAT PERSON TO ERECT OR TO OPERATE.

SO IT IS FAIRLY OBVIOUS THAT THERE ARE TWO SEPARATE MATTERS THAT ARE INVOLVED HERE. ONE IS THE GRANTING OF THE FRANCHISE THAT THE MUNICIPALITY CAN DO BY BYLAW AND AUTHORIZE. NOW THAT IS CLEAR. THE VERY FACT THAT THE WORD 'AND' IS IN THERE DENOTES TWO SEPARATE METHODS.

IT IS BECAUSE IT DENOTES THAT MATTER THAT I SAY, BECAUSE THERE IS NO PROVISION FOR AUTHORIZING IN THE ELECTRIC UTILITIES ORDINANCE, THAT THE MUNICIPAL ORDINANCE THAT IS THERE AS IT IS NOW, IS INOPERATIVE AND I WOULD SAY ULTRA VIRES OF THE ELECTED PUBLIC UTILITIES LEGISLATION. I SEE NO DIFFICULTY AT ALL IN CORRECTING THIS, WHILE YOU HAVE GOT THE AMENDMENTS TO THE ELECTIVE PUBLIC UTILITIES ORDINANCE BY ADDING AN ADDITIONAL SECTION IN THERE. TO SHOW WHO CAN AUTHORIZE AND ONCE THAT IS DONE, AFTER ALL IT TAKES CARE OF THE INTERIM AUTHORIZATION EXCEPT THAT THERE MUST BE A TIME LIMIT IMPOSED UPON IT.

WHY SHOULD THERE BE ANY OBJECTION TO FULFILLING THAT TYPE OF FUNCTION. WHAT IS THE OBJECTION? I WOULD LIKE TO GET FROM MR. LEGAL ADVISOR, WHAT IS THE OBJECTION?

MR. LEGAL ADVISOR: PURSUANT TO THE BASIC OBJECTION IS THIS; THAT THE AUTHORITY TO OPERATE WIRES, POLES, AND SO FORTH OR TO DO ANYTHING IN A MUNICIPALITY IS IN THE JURISDICTION OF THE MUNICIPALITY.

MR. CHAMBERLIST: BUT THAT IS NOT THE POINT.

MR. LEGAL ADVISOR: THE BOARD MERELY PERMITS THEM TO GRANT A FRANCHISE. SO FAR AS LAND OUTSIDE MUNICIPALITIES IS CONCERNED, THE PUBLIC UTILITIES ORDINANCE IS QUITE CLEAR. IT SAYS THAT THE COMMISSIONER MAY GRANT A FRANCHISE. THAT IS THE AUTHORITY THEY NEED TO OPERATE THE POLES, LINES AND WHAT. THE BOARD MERELY SUPERVISES THE GRANTING OF THE FRANCHISE EITHER BY THE COMMISSIONER IN RESPECT TO AN OUTSIDE AREA OR THE MUNICIPALITY OF WHITEHORSE, DAWSON AND SO FORTH WITHIN A MUNICIPALITY. THERE IS NO QUESTION OF THE BOARD HAVING AUTHORITY TO COMMIT THEM TO DO ANYTHING. IT MERELY PERMITS SOMEBODY ELSE TO GRANT A FRANCHISE. TO MAKE IT QUITE CLEAR, IT MIGHT BE TO GRANT AN INTERIM PERMISSION TO A PERSON TO OPERATE A PUBLIC UTILITY, BUT WITH THE SAME LEGAL EFFECT. WE JUST HAPPEN TO USE THE WORD AUTHORITY BECAUSE IT IS A CONVENIENT WORD. THE DICTIONARY IS NOT SO BARREN THAT IT CANNOT PRODUCE A WORD OF SIMILAR MEANING.

MR. CHAMBERLIST: SORRY, I HAVE GOT TO JUST STATE ON A GENERAL PRINCIPLE, I DIDN'T HAVE TIME TO GO THROUGH IT COMPLETELY, BUT THERE ARE TWO AUTHORITIES THAT WERE SET UP BY THE B.C. GOVERNMENT FOR THE B.C. HYDRO. ONE WAS THE AREA OF FRANCHISES THAT WERE GRANTED AND THEN THERE WAS THE AREA OF THE AUTHORITY TO OPERATE A PUBLIC UTILITY. I HAVEN'T TAKEN THE TIME TO READ OTHER LEGISLATION AND I KNOW THAT IN THE OTHER LEGISLATION, IT IS THE SAME. I AM SAYING, MR. CHAIRMAN, THAT THERE IS AN ABSENCE OF AUTHORITY TO OPERATE A PUBLIC UTILITY. CERTAINLY THERE IS NO DOUBT THAT THE POWER TO GRANT A FRANCHISE. AT LEAST THE LEGAL ADVISER, MR. CHAIRMAN, HAS INDICATED THAT THE COMMISSIONER CAN GRANT A FRANCHISE, THAT IS NOT IN DISPUTE. BUT BECAUSE HE GRANTS A FRANCHISE, THAT IS NOT AN AUTOMATIC AUTHORITY TO OPERATE A PUBLIC UTILITY, BECAUSE HERE IS ANOTHER EXAMPLE. THE COMMISSIONER, OR ANY GOVERNMENT IN ANY JURISDICTION CAN REMOVE THE AUTHORITY TO OPERATE A PUBLIC UTILITY. THIS DOESN'T MEAN THAT IT CANCELS OUT THE FRANCHISE BECAUSE THIS TOKEN MUST BE RECOGNIZED THAT THE POWER OF GOVERNMENT IS TO REMOVE WHAT HAS BEEN GIVEN AND WHERE A FRANCHISE HAS BEEN GIVEN AND AN AUTHORITY TO OPERATE A PUBLIC UTILITY HAS BEEN GIVEN, THERE WOULD HAVE TO BE TWO AUTHORITIES WITHDRAWN. THAT IS THE TWO ACTUAL MATTERS TO BE WITHDRAWN. THAT IS THE GRANTING OF THE FRANCHISE AND THE GRANTING OF THE AUTHORITY TO OPERATE A PUBLIC UTILITY.

I WOULD ASK THAT THIS NOT BE FINALIZED TODAY UNTIL I HAVE THE OPPORTUNITY TO BRING FURTHER INFORMATION ON THIS TO YOU, THIS COMMITTEE, SO THAT IT WOULD BACK UP WHAT I SAY IS CORRECT. I AM CERTAIN IN MY OWN MIND WHAT I SAY IS CORRECT, BUT I HAVEN'T HAD THE TIME TO TAKE NOTE AND DEAL WITH FURTHER INVESTIGATION ON IT AND I WOULD ASK THAT SECTION 1 AND 2 JUST REMAIN IN COMMITTEE AND I WILL TAKE A LOOK INTO THE LEGISLATION ON IT TONIGHT.

MR. CHAIRMAN: IS COMMITTEE AGREED?

MEMBERS: AGREED.

MR. CHAIRMAN: I HAVE A QUESTION SURROUNDING, FROM THE CHAIR IF I MAY BE PERMITTED, SECTION 19 BRINGS US BACK TO THE OLD QUESTION - NO PUBLIC UTILITY SHALL OPERATE IN THE TERRITORY UNLESS IT HAS BEEN GRANTED A FRANCHISE EITHER BY A MUNICIPALITY OR BY THE COMMISSIONER. IN THE INTERIM, FROM THE TIME THAT WE PREPARED THIS ORDINANCE, HAS IT BEEN POSSIBLE TO GET

THE CONCURRENCE OF N.C.P.C. TO COME UNDER THE PURVIEW OF THIS ORDINANCE?

MR. LEGAL ADVISER: MR. CHAIRMAN, THE STANCE AS I UNDERSTAND IT, TAKEN BY N.C.P.C. THAT WHERE THEY APPLIED FOR A FRANCHISE, IT WILL BE SUBJECT TO THE TERMS THE FRANCHISE HAS GRANTED AND THEY WILL LOVE, HONOUR AND OBEY THE RULES AS LAID DOWN IN THE GRANT OF THE FRANCHISE. THAT IS ALL THAT THIS ORDINANCE IS CONCERNED WITH. THIS ORDINANCE DOES NOT ATTEMPT TO WITHHOLD WITHIN THE OPERATION OF ELECTRICITY OF THE PEOPLE OR COMPANIES WHO BUY AND SELL ELECTRICITY FOR WHOLESALE. ITS LIMITED TO A NARROW FIELD TO THE POSITION AS I UNDERSTAND IT, THAT N.C.P.C. WOULD ADOPT IT THAT IF THEY APPLY FOR A FRANCHISE, AND IT IS GIVEN TO THEM UNDER CERTAIN CONDITIONS AS IT WOULD OF COURSE TO ANYONE ELSE, THEY WILL DEBATE THIS.

MR. CHAIRMAN: IF I MIGHT, ONE ADDITIONAL QUESTION. THIS THEN LEAVES ME WITH THE MEANING, AND CORRECT ME IF I AM WRONG, THE PEOPLE OF DAWSON OR THE PEOPLE OF FARD FOR INSTANCE, WHERE N.C.P.C. DO PROVIDE THE ELECTRICAL UTILITY, NO MATTER HOW AGRIEVED, HAVE NO RECOURSE TO THE BOARD IN TERMS OF THEIR GRIEVENCE OVER POWER?

MR. LEGAL ADVISER: NOT IF THE FRANCHISE IS GRANTED IN RESPECT OF THIS LEGISLATION AS WRITTEN.

MR. CHAMBERLIST: MR. CHAIRMAN, THAT BRINGS UP ANOTHER POINT. IN DAWSON FOR INSTANCE, IS THERE OR HAS THERE BEEN A FRANCHISE GRANTED? NOW, HERE YOU HAVE A POSITION WHERE THERE IS A PUBLIC UTILITY. THEY ARE OPERATED WITHOUT A FRANCHISE. SO THIS AGAIN SEPARATES THE TWO DIFFERENT MATTERS. ONE IS A FRANCHISE, ONE IS A PUBLIC UTILITY AND THIS IS THE POINT THAT I AM MAKING AND I WANT IT CLARIFIED.

MR. LEGAL ADVISER: AS FAR AS I KNOW, THERE IS NO FRANCHISE IN EXISTENCE BUT PRESUMABLY THAT IS TO BE HANDLED BY THE CITY OF DAWSON ITSELF IN DUE COURSE.

MR. STUTTER: MR. CHAIRMAN, I BELIEVE ON THAT PARTICULAR POINT AT THE TIME I WASN'T ON COUNCIL, BUT I DO REMEMBER THE DISCUSSION ON IT. I THINK ALL IT WAS, WAS A SORT OF A LETTER OF INVITATION FOR N.C.P.C. TO COME IN AND PUT IN THE SERVICE. I DON'T THINK IT ACTUALLY WAS A FRANCHISE.

MR. CHAIRMAN: JUST ONE FINAL QUESTION ON THE SUBJECT. INASMUCH AS THIS LEGISLATION IS

SUPPOSEDLY TO PROTECT THE INTERESTS OF THE PEOPLE OF THE YUKON AND IT WOULD APPEAR TO DISCRIMINATE BY CIRCUMSTANCE, NO DOUBT, AGAINST A LOT OF PEOPLE IN THE YUKON. IS THERE ANY LEGAL WAY THAT WE COULD FORCE N.C.P.C. TO COME UNDER THE PURVIEW OF WHAT IS LAW IN THE TERRITORY?

MR. LEGAL ADVISER: THIS FORCES AN UNUSUAL WORD TO USE IN THAT CONTEXT. I THINK IT IS A QUESTION OF LETTER WRITING TO THE COMMISSIONER OR SOMEBODY HAVING THE COMPANY.

MR. CHAMBERLIST: IT HAS GONE ON FOR 20 YEARS.

MR. MCKINNON: MR. CHAIRMAN, I'M REALLY INTERESTED IN THE POWERS OF THE BOARD. I WOULD LIKE MR. LEGAL ADVISER, IF HE COULD DELINEATE THEM TOO AND IN THE MUNICIPALITY, THE ELECTED MEMBERS OF THE MUNICIPAL COUNCIL WHO DEAL WITH THE VARIOUS PEOPLE WANTING THE FRANCHISE TO DISTRIBUTE THE ELECTRICAL ENERGY.

NOW THE COUNCIL MAKES UP THEIR MIND THAT THIS COMPANY WILL BE GIVEN THE FRANCHISE AND THE AUTHORITY TO DO THEIR THING WITH THE POWER OR THE PHONE OR THE TELEVISION OR WHATEVER IT IS. THEN, IT SEEMS TO ME THAT THE BOARD, AFTER ALL THIS HAS GONE ABOUT, THE BOARD ACTUALLY DOES HAVE THE POWER TO BE ABLE TO SAY WE DON'T AGREE WITH THE DECISION MADE BY THE MUNICIPALITY AND START OVER AGAIN FROM SQUARE ONE. THEN IT GOES THE OTHER WAY AND THE MUNICIPAL COUNCIL AND THE BOARD AGREE, THE COMMISSIONER STILL HAS THE ABILITY OF SAYING - I DON'T AGREE WITH EITHER THE BOARD OR THE ELECTED REPRESENTATIVES. I'M GOING TO SQUASH THE FRANCHISE EVEN THOUGH YOU BOTH AGREE WITH IT ANYWAY.

THE OTHER WAY AROUND WHERE THE COMMISSIONER AND THE COUNCIL AGREE THAT THE FRANCHISE SHOULD BE GRANTED AND THE BOARD SAYS - NO, WE DON'T THINK EVEN THOUGH THE COMMISSIONER AND THE ELECTED REPRESENTATIVES AGREE WITH THE GRANTING OF THE FRANCHISE THAT WE'RE GOING TO ALLOW THE FRANCHISE TO BE GRANTED.

IT SEEMS TO ME THAT ALL OF THE DOUBLE JEOPARDY TYPE OF ARRANGEMENT HERE WHERE THE COUNCIL, AFTER LONG AND SERIOUS CONSIDERATION, COULD FIND ITSELF SHOT DOWN, NOT BY ONLY ONE BODY, BUT TWO BODIES. ANYWAY, YOU COULD WORK ON IT, TWO OUT OF THREE. A FAIR, YOU KNOW, WHERE TWO OUT OF THREE. IT SEEMS THAT - - - OVER GOVERNMENT. IT JUST WRANGLES A PERSON THATS

USED TO GOING OUT AND BEING ABLE TO GET THINGS DONE, NOT ONLY HAVING TO FACE ONE AUTHORITY, BUT THERE IS A DOUBLE AUTHORITY BEFORE YOU CAN DO ANYTHING WHICH SHOULD BE IN THE HANDS OF THE ELECTED REPRESENTATIVES ANYWAY, BECAUSE THEY HAVE TO FACE THE ULTIMATE BOSS, THE PEOPLE, IF THEY MAKE A BOO-BOO. SO HERE THEY HAVE DONE IT, THEY HAVE DONE THEIR WORK. THEY SIT NIGHT MEETINGS ON FRANCHISES AND THEN SOME BOARDS OR THE COMMISSIONER CAN SAY, IT DOESN'T MATTER EVEN THOUGH YOU ARE THE ELECTED REPRESENTATIVES, EVEN THOUGH YOU'VE MADE WHAT YOU THINK IS A WISE DECISION - GO TO HELL.

MR. CHAMBERLIST: ADDING TO THAT, THERE IS A THIRD GROUP IN THERE, A VERY IMPORTANT GROUP, THE VOTERS, BECAUSE UNDER SECTION 118 (2), ANOTHER BY-LAW FOR GRANTING OF FRANCHISES FOR ANY OF THE PURPOSES DESCRIBED IN SUBSECTION (1) SHALL BE VALID UNLESS PRIOR TO THE THIRD READING THEREOF, IT HAS BEEN SUBMITTED TO AND APPROVED BY THE COMMISSIONER AND HAS RECEIVED THE ASSENT OF A MAJORITY OF THE TAXPAYERS IN THE MUNICIPALITY VOTING THEREON. SO HERE THE BOARD COMES ALONG AND SAYS, NEVER MIND ABOUT THE PEOPLE WHO HAVE VOTED ON IT, NEVER MIND ABOUT THE TERRITORIAL COUNCIL, ABOUT THE CITY COUNCIL, NEVER MIND ABOUT THEM, WE DON'T WANT IT SO MR. COMMISSIONER DON'T SIGN IT. THATS A POINT WELL TAKEN. THATS THE THIRD GROUP, THE MOST IMPORTANT GROUP.

MR. TANNER: MR. CHAIRMAN, I THINK MOST HONOURABLE MEMBERS ARE TAKING IT, NOT IN THE LIGHT THAT IT WAS WRITTEN, MAKING IT IDENTIFIED AS A QUALIFICATION WORTH LOOKING AT, BUT THE POINT WAS, I THOUGHT IN THIS LEGISLATION, I THINK IN THIS LEGISLATION, WAS TO TAKE AWAY THE POWER OF THE COMMISSIONER TO MAKE A -----

MR. CHAMBERLIST: ----- POWER OF THE PEOPLE.

MR. TANNER: IF THE COMMISSIONER GOES TO THE BOARD AND IS WORKING UNDER THE AUTHORITY, NOT UNDER THE AUTHORITY, BUT UNDER THE RECOMMENDATION OF THE BOARD, THEN SURELY THAT IS AN ADVANTAGE TO US IF YOU LIKE, RATHER THAN HAVING THE COMMISSIONER MAKING AN ARBITRARY DECISION, SAY YEA, NAY OR WHAT HAVE YOU. BUT THE BOARD IS STILL, MR. CHAIRMAN, WITH RESPECT, THE BOARD WILL STILL, AND THE POINT THAT WAS TAKEN BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST IS VERY SOUND. THAT THE BOARD CAN STILL OVERRIDE THE MAJORITY OF THE TAXPAYERS WHO HAVE VOTED FOR A FRANCHISE. THIS IS THE POINT.

MR. LEGAL ADVISER: THE SUBJECT OF THE BOARD OVERRIDING THE MAJORITY OF THE TAXPAYERS IS NOT REALLY THE SUBJECT OF THIS LEGISLATION.

MR. CHAMBERLIST: BUT ITS THERE.

MR. LEGAL ADVISER: THIS LEGISLATION WAS INTRODUCED TO THE HOUSE SOME TIME AGO. IT WAS PASSED. THE QUESTION OF DOUBLE JEOPARDY DOES NOT ARISE IN PRACTICE. THE COMMISSIONER HAS INDICATED TO THE PUBLIC UTILITIES BOARD THAT HE WILL NOT DISAPPROVE OF A BY-LAW THAT IS APPROVED BY THE BOARD. THIS CRYSTALIZES THIS BY MAKING IT CLEAR THAT NOTWITHSTANDING HIS POWER IN THE MUNICIPAL ORDINANCE TO APPROVE OR DISAPPROVE WITHOUT REFERENCE TO THE BOARD, HE IS MAKING A POSITIVE AVERMENT THAT HE DOES NOT INTEND TO EXERCISE ANY PART OF APPROVAL EXCEPT ON THE ADVICE OF THE BOARD, SO THE COMMISSIONER'S PART IN THIS AREA IS LIMITED BY THE ADVICE HE SEEKS AND GETS. I CAN CONCEIVE OF THE MUNICIPALITY ITSELF TO ITS COUNCIL HAVING A DIFFERENT OPINION THAN THE BOARD OR THE BOARD HAVING A DIFFERENT OPINION THAN THE COUNCIL, BUT THE COMMISSIONER WILL BE GUIDED AND IN FACT BOUND BY THE ADVICE OF THE BOARD IN THIS MATTER WHICH IT WAS SET UP TO DO. THIS IS A FACTUAL THING SET OUT VERY STRAIGHT.

MR. CHAMBERLIST: THATS A LOT OF WHITE WASH AND HOG WASH AND BALDERDASH, THERE'S EVERYTHING IN THERE. BECAUSE THE EXCUSE THAT IS BEING PUT FORWARD NOW, THAT THE COMMISSIONER QUITE NICELY IS GOING TO SAY TO THE BOARD, YOU KNOW THE COUNCILLORS APPROVED IT BECAUSE THE CITY COUNCILLOR APPROVED IT, BECAUSE THE MAJORITY OF THE SHAREHOLDER, THE MAJORITY OF THE TAXPAYERS, RATHER THE SHAREHOLDERS WANT IT, I'M NOT GOING TO O.K. IT NOT WITHSTANDING BOTH OF THEM AND YOU TELL ME "MR. BOARD" WHAT DO YOU DECIDE - SO "MR. BOARD" SAYS - WELL THOSE PEOPLE ON THE CITY COUNCIL, THEY DON'T KNOW WHAT THEY ARE TALKING ABOUT, THE PEOPLE THAT HAVE VOTED ON IT, THE TAXPAYERS OF THE CITY OF WHITEHORSE - THEY DON'T KNOW WHAT THEY ARE TALKING ABOUT - YOU BE GUIDED BY MY ADVICE. YOU KNOW, WE'RE THE BOARD, WE APPROVE IT OR WE DISAPPROVE IT. THIS IS THE SUGGESTION THAT MR. LEGAL ADVISER MAKES WHEN HE SPEAKS ABOUT RESPONSIBLE GOVERNMENT AS WELL, AT TIMES. I'M SURPRISED AT WHAT HE SUGGESTS THAT WE HAVE THE COMMISSIONER GO AND SAY TO THE BOARD - NEVER MIND ABOUT THESE OTHER PEOPLE, WHATS YOUR DECISION?

MR. CHAIRMAN: MR. LEGAL ADVISER, AGAIN FROM THE CHAIR. COULD YOU SHOW ME WHERE IN THE TOTAL ORDINANCE THERE IS ANY COMPULSION GIVEN THE COMMISSIONER TO ACT UPON THE RECOMMENDATION OF THE BOARD? MY COPY OF THE LEGISLATION WOULD INDICATE THAT THE BOARD MAY, OR THE BOARD SHALL DO MANY THINGS, THAT THE COMMISSIONER MAY DO SOME THINGS. HE IS NOT COMPELLED ANYWHERE I CAN FIND.

MR. LEGAL ADVISER: THERE IS A SECTION, MR. CHAIRMAN, WHICH SAYS THAT THE COMMISSIONER MAY NOT GRANT A FRANCHISE, MAY WITH THE APPROVAL OF THE BOARD GRANT A FRANCHISE, GRANT WHEN YOU ALTER A FRANCHISE TO A PUBLIC INDIVIDUAL TO OPERATE OUTSIDE A MUNICIPALITY. THE COMMISSIONER IS BY THAT, IMPOWERED TO GRANT A FRANCHISE, BUT ONLY WITH THE APPROVAL OF THE BOARD. NOW THAT IS IN CASES OUTSIDE OF WHITEHORSE.

MR. CHAIRMAN: THERE IS NO COMPULSION ON THE COMMISSIONER TO ANYTHING, NOT ON MY COPY ANYHOW.

MR. LEGAL ADVISER: HE DOESN'T HAVE TO GRANT ANY FRANCHISES AT ALL, BUT IF HE WISHES TO DO SO, HE MAY ONLY DO IT WITH THE APPROVAL OF THE BOARD.

MRS. WATSON: MR. CHAIRMAN, I THINK WE ARE GOING OFF THE TRACK COMPLETELY. THIS BOARD WAS A CREATION OF THIS HOUSE AND WE SET UP THE ELECTRICAL PUBLIC UTILITIES BOARD TO REVIEW TENDERS THAT WERE BEING MADE, APPLICATIONS THAT WERE BEING MADE FOR FRANCHISES OF ELECTRICITY AND THESE PEOPLE HAVE THE POWER TO GET TECHNICAL EXPERT HELP TO ANALYSE THESE TENDERS AND THEY WOULD MAKE THEIR RECOMMENDATIONS. LISTENING TO THE DEBATE HERE YOU WOULD THINK THAT THE ELECTRICAL PUBLIC UTILITIES BOARD WAS SOMETHING THAT WAS FORCED UPON THE MEMBERS OF THIS HOUSE. THIS IS A SEPARATE BODY WHO OPERATES AND DOES A SERVICE FOR THE PEOPLE OF THE TERRITORY. I THINK THAT MANY OF THE MUNICIPALITIES, AND I WOULD HOPE THE COMMISSIONER AND THE GOVERNMENT OF THE TERRITORY WOULD BE VERY HAPPY TO ACT ON THE RECOMMENDATION OF A BOARD AFTER THEY HAVE HAD THE PROPER ANALYSIS MADE OF ANY TENDERS TO SUPPLY ELECTRICITY IN THE COMMUNITY OR ANY MUNICIPALITY. THAT IS WHY WE CREATED THE BOARD. THEY ARE TAKEN OUT OF THE POLITICAL FIELD AND GIVEN TO SOMEONE WHO WOULD KNOW.

MR. CHAMBERLIST: MR. CHAIRMAN, JUST FOLLOWING UP THE THOUGHT OF THE HONOURABLE MEMBER, IT IS QUITE TRUE THAT THIS COUNCIL APPROVED THE

PRINCIPLE OF A BOARD AND THE PRINCIPLES OF WHAT THE BOARDS' FUNCTIONS ARE ARE ENDOWED WITHIN THE REGISTRATION ITSELF AS IT IS NOW, BUT WITH THESE AMENDMENTS, IT GIVES THE BOARD A GREATER POWER THAN WHAT WAS INTENDED. THE GREATER POWER THAT IT GIVES IT NOW, GETS TO OVERRULE THE CITY COUNCIL OF A MUNICIPALITY AND THE TAXPAYERS WHO VOTE FOR OR AGAINST THE GRANTING OF A FRANCHISE. THE WAY IT IS NOW, IT IS CLEAR THAT NOT ONLY CAN A BOARD SAY TO THE COMMISSIONER AFTER THE TAXPAYERS HAVE APPROVED A FRANCHISE, THEY CAN ALSO SAY TO THE COMMISSIONER, AFTER THE TAXPAYERS HAVE REFUSED TO APPROVE A BOARD, YET WILL HAVE IT. THEY CAN SAY - NO WE DON'T WANT IT OR YES, WE DO WANT IT, ACCORDING TO WHICH WAY THE TAXPAYERS HAVE VOTED FOR IT. THIS IS WHAT MY OBJECTION IS THERE, AT THIS TIME. ACTUALLY, I DIDN'T SEE THE POINT QUITE CLEARLY, BUT IT HAS BEEN RAISED BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST AND THE POINT MADE IS CLEAR, SO REALLY, A WHOLE LOOK, A MUCH GREATER LOOK SHOULD BE GIVEN AT THOSE TWO PARTICULAR AREAS,

MR. TANNER: I THINK THE HONOURABLE MEMBER, IN HIS USUAL FASHION, IS GIVING THE HOUSE THE BENEFIT OF HIS KNOWLEDGE AND I THINK EVERY MEMBER APPRECIATES IT, BUT I THINK THAT THE VIEW YOU ARE TAKING IS NOT THE VIEW THAT IS INTENDED BY THE LEGISLATION AND DOESN'T IN FACT SAY THAT. WHAT IS INTENDED HERE, IS NOT ANY RESTRICTION OF A MUNICIPALITY OR THE COUNCIL OF A MUNICIPALITY. THE RESTRICTION HERE IS VERY DEFINITELY ON THE COMMISSIONER. WHAT WE HAVE ATTEMPTED TO DO HERE, I THINK WHAT WE HAVE DONE, IS WE HAVE BROUGHT IN A SUGGESTED AMENDMENT TO RESTRICT THE COMMISSIONER, NOT THE MUNICIPALITY.

MRS. WATSON: MR. CHAIRMAN, I WONDER IF THE LEGAL ADVISER COULD OUTLINE WHAT THE PROCEDURE THAT THE MUNICIPALITY WOULD GO THROUGH IN ORDER TO GRANT A FRANCHISE, USING THE ROLE THAT THE BOARD PLAYS IN THIS. I THINK THIS WOULD CLARIFY ONE OF THE POINTS THAT HAVE BEEN BROUGHT UP.

MR. LEGAL ADVISER: THERE ARE DIFFICULTIES IN OPERATING, MR. CHAIRMAN, THE TWO ORDINANCES TOGETHER. BECAUSE AS IT HAPPENS, THEY WERE BOTH INTRODUCED AT THE SAME SESSION OF THE HOUSE AND SECTION 118 OF THE MUNICIPAL ORDINANCE WAS DRAFTED AND FORMED INDEPENDANTLY OF THE ORDINANCE FOR DEALING WITH PUBLIC UTILITIES AND THEY BOTH HAD TWO SEPARATE MOTHERS, AT IT

WERE, AS THEY GAVE BIRTH, NOT TO TWINS BUT TO TWO SUCCESSIVE FAMILIES. SO THE BOARD HAS DIFFICULTY IN OPERATING EFFICIENTLY.

THE PROCEDURE IS GRAVE, AND IT IS HARD TO GIVE AN EXACT ANSWER. WHAT THE MUNICIPALITIES HAVE DONE IN PRACTICE HAS ASKED THE BOARD FOR GUIDANCE AS TO HOW THEY SHOULD FORMULATE OR RECEIVE PROPOSALS FOR THE SUPPLY OF ELECTRICITY FROM THE PERIOD OF JULY, 1974 FOR A PERIOD OF TEN YEARS. UNDER THE ORDINANCE, THE BOARD FOUND IN GOING THROUGH IT, THE TWO SECTIONS TOGETHER, THAT THEY WERE DIFFICULT TO CONSTRUE BECAUSE SECTION 118 STARTS OFF WITH THE APPROVAL OR WITHOUT THE APPROVAL OF THE COMMISSIONER AND THEN DEALS WITH THE QUESTION OF THE PREPARATION OF THE BY-LAWS AND THEN THE COMMISSIONER'S POWER COMES INTO IT AGAIN. SO THE QUESTION AROSE, EXACTLY AS ONE OF THE HONOURABLE MEMBERS SAID - HOW DO YOU DEAL WITH THE INJECTION OF THE COMMISSIONER WHEN IN FACT, WHAT POSSIBLY SHOULD HAVE BEEN SAID WOULD BE - WITHOUT THE APPROVAL OF THE PUBLIC UTILITIES BOARD AND THE BOARD WERE AT SEA. THE COMMISSIONER, HOWEVER, INDICATED THAT HE WOULD NOT GIVE APPROVAL WITHOUT THE BOARD GIVING APPROVAL. SO, TO ALL THE LINES OF PROCEDURE WHAT HAPPENED IS, THE CITY COUNCIL HAS TO SEEK PROPOSALS FROM QUALIFIED PEOPLE TO SUPPLY ELECTRICITY. THE BOARD HAS INDICATED THERE SHOULD BE SOME ELEMENT OF COMBINATION INJECTED INTO THAT SEATING OF PROPOSALS. THE CITY COUNCIL THEN GOT TO CONSIDER AND PRODUCE A BY-LAW GIVING THE GRANTING OF THE FRANCHISE TO A PARTICULAR INDIVIDUAL OR COMPANY AND AT THAT POINT MUST BRING IT TO THE COMMISSIONER FOR HIS APPROVAL. THE COMMISSIONER WOULD REFER TO THE BOARD SO THAT INSTEAD OF HAVING THE PROCEDURE TO READ IN A BY-LAW, A REFERENDUM AND THEN A PASSING OF THAT BY-LAW, ALL IS DONE BEFORE IT GOES TO THE BOARD AND THE BOARD WILL NOW BE ABLE TO GRANT OR WITHHOLD ITS APPROVAL BEFORE IT GOES TO THE PUBLIC AND THERE WOULD AUTOMATICALLY BE A CHANGE IN THE PROCEDURE OF ADVANTAGE AFTER THE BOARD HAS GRANTED OR WITHHELD ITS APPROVAL. IT CAN THEN GO TO THE PUBLIC FOR THE FINAL APPROVAL TO THE PEOPLE WE HAVE PRONOUNCED NOT ONLY IN THE ACTION OF THE COUNCIL BUT ON THE ACTION OF THE BOARD.

Mrs. WATSON: I WOULD LIKE TO ASK THE LEGAL ADVISER. WOULD THE PEOPLE, IN THE REFERENDUM, WOULD THEY BE AWARE OF THE RECOMMENDATIONS MADE BY THE BOARD?

Mr. LEGAL ADVISER: YES, THEY WOULD.

Mr. CHAMBERLIST: THIS IS THE VERY POINT THAT THEY ARE MAKING. IF THE BOARD HAD MADE RECOMMENDATIONS AND THE CITY CALLED FOR A PLEBISCITE FOR THE GRANTING OF A FRANCHISE, WHY SHOULD THE BOARD BE PLACED IN A POSITION OF STILL BEING ABLE TO ACCEPT OR REJECT?

Mr. LEGAL ADVISER: IT HAS TO SUPERVISE THE AFFAIRS, Mr. CHAIRMAN.

Mr. CHAMBERLIST: YOU HAVE SOME FORSIGHT INTO SOME OF THESE THINGS, AND AFTERTHOUGHTS. JUST LOOKING THROUGH THIS ORDINANCE, AND ALTHOUGH I MUST ADMIT I WAS RESPONSIBLE FOR BRINGING IT FORWARD. OBVIOUSLY, I CLEARED SOME OF THE THINGS BUT NOW I FIND SOME OTHER AREAS THAT HAVE GOT HOLES IN THEM. WHAT THE FUNCTIONS OF THE BOARD ARE, ARE NOT WRITTEN IN THE ORDINANCE AND I JUST LOOKED AND SEE THAT THERE ARE NO REGULATIONS ABOUT THE FUNCTIONS OF THE BOARD EITHER. PERHAPS Mr. LEGAL ADVISER CAN NOW POINT OUT TO ME WHERE THE FUNCTIONS OF THE BOARD ARE DESIGNATED. ALL IT HAS, ARE SECTION 14, ABOUT THE POWERS OF THE BOARD. THE BOARD MAY ALSO HAVE A MEMBER, OR ANY OTHER, PERSON TO INVESTIGATE OR REPORT IN ANY QUESTION OR MATTER ARISING IN CONNECTION WITH ANY BUSINESS OF THE BOARD. THAT WAS THE BUSINESS OF THE BOARD. AND TOO, THE PERSON AUTHORIZED PURSUANT TO THIS SECTION HAS ALL THE POWERS OF THE BOARD FOR THE PURPOSE OF TAKING EVIDENCE, OR ACQUIRE NECESSARY INFORMATION FOR THIS REPORT. BUT, UNDER WHAT CONDITIONS CAN SOMEBODY COME BEFORE THE BOARD? THE REGULATIONS HAVEN'T BEEN BROUGHT FORWARD YET. SO HERE YOU'VE GOT AN ORDINANCE AND WITH NOTHING CLEARLY DEFINED AS TO WHAT ANYBODY CAN DO AND IN WHAT MANNER CAN THEY COME BEFORE THE BOARD? MUST THERE BE FORMS FILLED OUT? MUST APPLICATIONS BE MADE? HOW MUST THEY BE DONE? WHAT ARE THE TYPES OF FORMS? NOTHING AT ALL.

Mr. LEGAL ADVISER: NOBODY, AS YET, HAS A CASE WHERE THIS HAS ARISEN. THE BOARD HASN'T HAD AN OPPORTUNITY OF FORMULATING WHAT RULES IT NEEDS INASMUCH AS THE BOARD HAS HAD ONLY A FEW MEETINGS.

Mr. CHAMBERLIST: WHAT ABOUT COMPLAINTS, Mr.

CHAIRMAN? THERE HAVE BEEN MANY COMPLAINTS SO THAT ONE THING CAN BE BROUGHT FORWARD, I DON'T CARE IF THERE IS ONE. THE POINT IS THIS. NOBODY CAN BRING A COMPLAINT FORWARD NOW EVEN IF THEY HAD THE POWER. IF THE PEOPLE FROM ROSS RIVER HAD THE POWER, THERE IS NO WAY THAT IT IS DESIGNATED THAT THEY CAN COME BEFORE THE BOARD AND SAY, "THIS IS MY COMPLAINT". I'M SAYING THAT I AM SURE, AT LEAST Mr. LEGAL ADVISER CAN AGREE WITH ME, THAT THERE IS NO REGULATION AND NOBODY CAN COME BEFORE THE BOARD BECAUSE THERE IS NO METHOD.

Mr. LEGAL ADVISER: THERE IS NO REQUIREMENT, AS YET, FOR REGULATIONS. THE POINT THAT HAS BEEN GRANTED, THAT VERY SPECIFICALLY, EXACTLY WHAT WE DO OR DO NOT DO. WHAT CAN WE DO? WE CAN FILE A COMPLAINT WITH THE BOARD RESPECTING TO RATES AND HAVE A RATE CHANGED. THE MANNER IN WHICH PROVIDES SERVICE TO AREAS TO WHICH IT PROVIDES SERVICE, UNDER CONDITIONS IN RELATION TO THE SERVICE.

Mr. CHAMBERLIST: BUT HOW DO THEY DO THIS?

Mr. LEGAL ADVISER: THERE IS NO NECESSITY OF A FORMAL COMPLAINT. YOU JUST HAVE TO WRITE A LETTER TO THE BOARD.

Mrs. WATSON: THE HONOURABLE MEMBER IS ALWAYS COMPLAINING ABOUT A NUMBER OF REGULATIONS.

Mr. CHAMBERLIST: THIS HONOURABLE MEMBER NEVER COMPLAINS ABOUT THE NUMBER OF REGULATIONS AS LONG AS THEY ARE NOT STUPID REGULATIONS AND I WILL BE TALKING ABOUT LOTS OF STUPID REGULATIONS THAT HAVE BEEN PUSHED OUT IN FOUR OR FIVE MONTHS. STUPID THEY ARE, WHERE WHOLE SECTIONS OF ORDINANCES HAVE BEEN TAKEN OUT WITH ONE WORD ALTERED AND THEN BEING MADE INTO A REGULATION. I'LL TELL WHAT BUM REGULATIONS HAVE BEEN BROUGHT OUT IN THE LAST FEW MONTHS. BUT ALL IN GOOD TIME.

Mr. TANNER: Mr. CHAIRMAN, SURELY THE HONOURABLE MEMBER ADMITS THE FACT THAT IN THE ABSENCE OF REGULATIONS AND IN THE ABSENCE OF THE SET-UP THE ORDINANCE OF HOW A PERSON RAISES A COMPLAINT, THAT IS TO THE BENEFIT OF THE APPLICANT, YOU ARE NOT CONFINED TO ANY SPECIFIC AREA.

Mr. CHAMBERLIST: HE CAN'T COME BEFORE THE BOARD. THIS IS THE POINT. HE CAN MAKE A COMPLAINT TO WHOM?

Mr. TANNER: TO THE BOARD.

Mr. CHAMBERLIST: WHO ARE THE BOARD?

Mr. LEGAL ADVISER: WHO ARE THE MEMBERS?

Mr. CHAMBERLIST: YES.

Mr. LEGAL ADVISER: I'M NOT SURE, EXACTLY, WHO THEY ARE.

Mr. CHAMBERLIST: THERE IS NOTHING IN THE REGULATIONS.

Mr. LEGAL ADVISER: MR. WONG IS THE CHAIRMAN MR. OLSEN IS ANOTHER MEMBER, MR. JEFF ELDON IS THE VICE.

Mr. CHAMBERLIST: MR. CHAIRMAN HERE IS SUPPOSED TO BE AN UP-TO-DATE COPY OF THE REGULATIONS, AND HERE IN THE UP-TO-DATE COPY, THERE IS NO MEMBERSHIP FOR THE BOARD OR ORDER APPOINTING THEM. NOW, COME ON NOW.

Mr. LEGAL ADVISER: LOOK IN THE APPOINTMENT SECTION.

Mr. CHAMBERLIST: WHAT APPOINTMENT SECTION? OH, COME ON NOW.

Mr. LEGAL ADVISER: THEY HAVE VALID APPOINTMENTS. THEY HAVE HAD TWO CHAIRMEN IN THE SHORT PERIOD THAT THE BOARD HAS BEEN OPERATING.

Mr. CHAMBERLIST: IT SHOWS THE ADMINISTRATIVE ANTIQUITY HAS BEEN DEVELOPED IN THE LAST FEW MONTHS BECAUSE I USED TO SPOT THESE DARN THINGS.

Mr. STUTTER: MR. CHAIRMAN, IN ACTUAL PRACTISE, AND I WAS THE FIRST ONE TO PUT A COMPLAINT BEFORE THE BOARD, I ON BEHALF OF THE PEOPLE IN DAWSON, AND THERE WAS NO SET FORM AND I MUST ADMIT I JUST TOOK A PIECE OF PAPER, WROTE ACROSS THE TOP THE NATURE OF THE COMPLAINT; HAD CARBON COPIES MADE OF IT, CIRCULATED IT AROUND DAWSON AND GOT ABOUT THIRTY-FIVE SIGNATURES ON THAT PETITION. I BROUGHT IT BACK TO WHITEHORSE AND PUT IT IN THE HANDS OF THE BOARD. IN ACTUAL PRACTISE, THAT IS WHAT HAPPENED. I DON'T KNOW WHETHER IT WAS DONE LEGALLY OR NOT, BUT THEY TOOK A LOOK AT IT. I WASN'T TOO HAPPY ABOUT THE RESULTS.

Mrs. WATSON: MR. CHAIRMAN, IT ISN'T A GOVERNMENT BOARD. IT IS AN INDEPENDENT BOARD AND WE WANT TO OPERATE SEPARATE FROM THE GOVERNMENT.

Mr. McKINNON: I'M NOT IN REAL DISAGREEMENT WITH THE AMENDMENTS TO THE ORDINANCES AS I SEE

THEM. I THINK THAT THE LEGAL ADVISER HAS MADE A VERY VALID POINT THAT THE TWO ORDINANCES, THE MUNICIPAL AND ELECTRIC PUBLIC UTILITIES, WEREN'T READ IN CONJUNCTION, ONE WITH THE OTHER. THEY BOTH WENT THEIR SEPARATE WAYS. NOBODY REALLY . . . AS THERE WAS A CERTAIN AMOUNT OF MELDING IN THE TWO ORDINANCES. IT IS MUST WRONG. I DON'T CARE HOW YOU WANT TO PUT IT. BUT IT IS ABSOLUTELY WRONG FOR AN APPOINTED BOARD TO HAVE AUTHORITY AFTER AN ELECTED BODY AND THE TAXPAYERS OF A MUNICIPALITY HAVE SPOKEN. THE PRINCIPLE IS JUST ROTTEN. THERE IS NO SELF-RESPECTING MEMBER WHO BLEEDS TOWARDS OTTAWA FOR MORE RESPONSIBLE GOVERNMENT, CANNOT ACCEPT THE PRINCIPLE THAT AFTER THE ELECTED REPRESENTATIVES OF THE MUNICIPALITY HAVE LOOKED AT THE VARIOUS FRANCHISE PROPOSALS, HAVE GRANTED IT OR HAVE SAID THAT THIS IS THE ONE THAT SHOULD HAVE THE FRANCHISE. LET'S PUT IT TO THE TAXPAYERS OF THE MUNICIPALITY. THEY SEEK. THEIR APPOINTED BOARD, CAN COME ALONG AND SAY, REGARDLESS OF WHAT THE TAXPAYERS OF THE MUNICIPALITY HAVE SAID, REGARDLESS OF WHAT THE CITY FATHERS HAVE SAID, WE KNOW BETTER AND WE SAY THIS AND WE SAY SHALL NOT ALLOW THAT FRANCHISE TO BE GRANTED. MR. CHAIRMAN, THE PRINCIPLE IS JUST ABSOLUTELY WRONG AND THERE IS NO WAY THAT THIS CONFLICT SHOULD BE ALLOWED TO BE MADE. THE BOARD CAN'T HAVE AUTHORITY AFTER THE TAXPAYERS AND AFTER THE MUNICIPAL COUNCIL HAS SPOKEN. THE RECOMMEND THAT THEY ALSO LOOK AT THE FRANCHISE PROPOSAL. THAT THEIR RECOMMENDATIONS AND THEIR EXPERTISE ARE AVAILABLE TO THE PUBLIC BE ABLE TO MAKE A WISE DECISION. BUT ONCE THE DECISION HAS BEEN MADE, CERTAINLY, FOR GOD'S SAKE THAT DECISION OF THE TAXPAYERS AND THE CITY COUNCIL MEMBERS HAVE TO BE THE DECISION THAT IS ACCEPTED, BY, AND NOT THE BOARD INTERVENING AFTER THAT AND BEING ABLE TO SAY, "REGARDLESS OF ALL THESE, WE STILL DO NOT ALLOW THIS FRANCHISE TO BE PASSED."

Mr. TANNER: MR. CHAIRMAN, THAT IS NOT WHAT THIS AMENDMENT SAYS.

Mr. McKINNON: I AM TALKING ABOUT THESE TWO ORDINANCES IN CONFLICT.

Mr. TANNER: THIS AMENDMENT IS MERELY SAYING THAT WHEN THE FRANCHISE IS ABOUT TO, WHEN THE COMMISSIONER GETS INTO THE ACT IF YOU LIKE AT THE END, HE WILL NOT GIVE CONSENT UNLESS HE HAS SPOKEN. SURELY EVERY MEMBER MUST WANT THAT BECAUSE IT IS NOT GIVING ANY MORE AUTHORITY TO THE COMMISSIONER. IT IS TAKING AWAY AUTHORITY FROM THE COMMISSIONER.

MR. CHAMBERLIST: THAT ISN'T THE POINT THAT IS BEING MADE AT ALL. THE POINT THAT IS BEING MADE BOTH BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST AND MYSELF IS QUITE CLEAR THAT IF THE COMMISSIONER WANTS TO HAVE THE AUTHORITY TAKEN AWAY FROM HIM, THIS IS FINE, AND WE SUPPORT IT. AS A MATTER OF FACT, I DON'T THINK HE SHOULD BE HERE AT ALL. BUT THE MAIN THING IS THAT HE IS GOING TO ASK THE BOARD, FOR THEM TO DECIDE WHETHER THE VOTE OF THE TAXPAYER IS SATISFACTORY TO THEM AND THAT'S WHERE THE OBJECTION MUST BE SUSTAINED.

MRS. WATSON: MR. CHAIRMAN, I WONDER IF THE LEGAL ADVISER CAN TELL US HOW THE BOARD IN OTHER JURISDICTIONS, PARTICULARLY IN B.C. AND ALBERTA WHO HAVE VERY EFFICIENT OPERATING AND VERY STRONG ELECTRICAL PUBLIC UTILITIES BOARDS; WHAT IS THE PROCEDURE THERE IN REGARDS TO THE MUNICIPALITIES AND THE BY-LAW IN THEIR MUNICIPALITIES THAT ARE REQUIRED TO GO TO REFERENDUM?

MR. LEGAL ADVISER: I DON'T THINK COMMONLY THEY ARE. ONCE THERE IS A BOARD SET UP TO SUPERVISE THEM. I DON'T THINK SO. I THINK THEY MAKE AN APPLICATION TO THE BOARD AND THAT IS IT. THE BOARD HAS JURISDICTION AND THAT IS SUBSTITUTED FOR REFERENDUM. AN UNFORTUNATE HABIT OF REFERENDA, VERY OFTEN THEY ARE NOT PASSED, AND THEN THE CITY'S ... ITS POWER. IT IS BETTER TO BE A FEDERAL BOARD. BUT AS I SAY, IN THE BACK OF THE MUNICIPAL ORDINANCE, NO THOUGHT WAS GIVEN TO THAT ORDINANCE ... THE PUBLIC UTILITIES ORDINANCE BEING DRAFTED AND VICE VERSA. THIS IS AN ATTEMPT, IN SOME WAY CURIOUS, BY INTERJECTING INSTEAD OF THE POWER OF THE COMMISSIONER BEING ... AT THE BOARD AT THIS POINT, THE COMMISSIONER GIVES HIS APPROVAL BEFORE THE BOARD HAS GIVEN APPROVAL AHEAD OF TIME AND AHEAD ...

MR. CHAIRMAN: COUNCILLOR STUTTER, WILL TAKE THE CHAIR PLEASE.

MR. STUTTER: COUNCILLOR TAYLOR.

MR. TAYLOR: MR. CHAIRMAN, I AGREE WITH THE TWO HONOURABLE MEMBERS WHO HAVE RAISED THIS QUESTION BUT I THINK IT SHOULD GO FURTHER THAT IF A GROUP OF ELECTED PEOPLE, OR I SHOULD SAY VOTERS, HAVE REPORTED BACK TO THE MUNICIPALITY WHO ARE ELECTED AND THEN THAT THEY WISH TO GRANT A FRANCHISE BASED ON WHATEVER FORM IT WAS GIVEN; THEN THERE SHOULD BE A COMPULSION ON THE PART OF THE COMMISSIONER TO GRANT THAT

FRANCHISE. NOW WE HAD A BIG ARGUMENT HERE AND JUST IN REMARKING ON THE LAST COMMENTS OF THE HONOURABLE MEMBER FROM CARMACKS-KLUANE. SHE SAID THAT WE SHOULD MAYBE THINK ABOUT HOW THEY DO IT IN BRITISH COLUMBIA OR ALBERTA. THERE IS NO RELATIONSHIP BETWEEN WHAT WE DO HERE AND WHAT THEY DO THERE FOR THE SIMPLE REASON THAT THOSE BOARDS REPORT TO RESPONSIBLE GOVERNMENT. THIS IS NOT A RESPONSIBLE GOVERNMENT. THIS IS A DICTATORSHIP AND CONSEQUENTLY, A COLONY, AND WE MUST TAKE THIS VIEW THAT WE MUST OFFER ADDED PROTECTION TO THE PEOPLE. I WOULD JUST LIKE TO REMIND THE LAST TIME WE DID THIS, WAS UNDER A PRIVATE MEMBER'S BILL. AFTER SEVERAL ATTEMPTS, WE FINALLY GOT INTO THE HOUSE. WE GOT FULL UNANIMOUS CONSENT OF THIS COUNCIL INSTRUCTING THE COMMISSIONER TO ALLOW THE PEOPLE THE PREROGATIVE OF MAKING DECISIONS ON FRANCHISES WITHIN THE COMMUNITY OR THE FRANCHISE AREAS. THIS WAS APPROVED BY EVERY MEMBER OF THIS HOUSE AND THE COMMISSIONER OF THAT DAY AND THE COMMISSIONER OF THIS DAY HAS THE VERY SAME IDENTICAL POWER, SIMPLY SAID, "WE PASS THE BILL." HE REFUSED TO ASSENT TO IT, QUIT THE GOVERNMENT AND IS NOW A BIG SHOT IN YUKON ELECTRIC, WHO THE BILL OFFENDED. SO FOR THIS REASON, YOU CAN'T SAY THAT THE COMMISSIONER IS GOING TO DO THIS AND THE COMMISSIONER HAS TO DO THAT. THERE IS NO COMPULSION IN THE TOTAL ORDINANCE UPON THE COMMISSIONER TO DO ANYTHING. THERE IS COMPULSION UPON THE BOARD TO, THE BOARD SHALL DO THIS AND THE BOARD SHALL DO THAT BUT THERE IS NO COMPULSION UPON THE COMMISSIONER TO DO A DARN THING. I AGREE WITH THE OTHER MEMBERS. WHEN A GROUP OF PEOPLE BY VOTE, BY PLEBISCITE OR BY ANY OTHER MEANS, HAVE DECIDED BY MAJORITY THAT SOMETHING SHALL BE DONE, I THINK THAT THE BOARD SHALL BE BOUND BY THAT DECISION AND I THINK THAT THE COMMISSIONER SHOULD BE BOUND BY THAT DECISION ALSO.

MR. CHAIRMAN: COUNCILLOR WATSON

MRS. WATSON: MR. CHAIRMAN, IN ... THE BOARDS ARE INDEPENDENT OF WHAT KIND OF GOVERNMENT IN OTHER JURISDICTIONS. THE BOARDS DO NOW REPORT TO THAT GOVERNMENT. I THINK THAT IF WE BEGIN TO START INTERFERE ...

MRS. WATSON: MR. CHAIRMAN, IN OTHER JURISDICTIONS, THE BOARDS ARE INDEPENDENT REGARDLESS OF WHAT KIND OF GOVERNMENT THEY HAVE IN OTHER JURISDICTIONS. THE BOARDS DO NOT REPORT TO THAT GOVERNMENT. I THINK THAT IF WE BEGIN TO START INTERFERING, THIS BOARD THAT WE HAVE SET UP, THE WHOLE PRINCIPLE OF THE THING THAT IT IS A TECHNICAL BOARD. THAT IT IS ABLE TO REVIEW PROPERLY

THE TENDERS THAT ARE BEING PUT FORWARD. I THINK THAT IF WE START INTERFERING, WE'RE NOT GOING TO HAVE ANY MEMBERSHIP ON THE BOARD AND I AM SURE THE PEOPLE WOULD NOT BE PREPARED TO ACT ON THIS BOARD BECAUSE IT IS GOING TO TAKE A GREAT DEAL OF PLANNING AND A GREAT DEAL OF EFFORT AND IT IS GOING TO TAKE A GREAT DEAL OF EXPERTISE TO ANALYZE SOME OF THESE TENDERS. THIS IS WHY WE ARE HAVING THIS BOARD. IF YOU GO TO A REFERENDUM AND SAY TO THE PEOPLE, "WHO DO YOU WANT TO HAVE THE FRANCHISE TO SUPPLY ELECTRICITY TO THE CITY OF WHITEHORSE?" THE PEOPLE DON'T KNOW. THEY HAVE TO HAVE SOME EXPERT ADVICE. THIS EXPERT ADVICE SHOULD BE MADE AVAILABLE TO THEM.

MR. TAYLOR: MR. CHAIRMAN, YOU MUST REMEMBER NOTHING IS INDEPENDENT. EVERY BOARD IN THE TERRITORY IS NOTHING MORE THAN A WHIPPING POST FOR THE COMMISSIONER. YOU SHOW ME ANYTHING IN THE TERRITORY, A MUNICIPALITY, AN L.I.D., A BOARD OR ANYTHING ELSE THAT IS RESPONSIBLE TO THE PEOPLE FOR THEIR ACTIONS. NONE. THE COMMISSIONER; EVERYBODY SEEMS TO BE RESPONSIBLE TO HIM. THERE IS NO QUESTION ABOUT IT. THE COMMISSIONER IS THE DICTATOR. HE IS THE BUREAUCRAT. HE'S THE MINISTER'S REPRESENTATIVE AND THIS IS HIS FOUND COLONY. THIS IS EXACTLY WHAT WE ARE UP AGAINST. IT IS STILL, NOTWITHSTANDING, IT STILL BEHOOVES US, AS REPRESENTATIVES OF THE PUBLIC OF THE YUKON TERRITORY IN LOOKING FOR THE PROTECTION OF THE PEOPLE OF THE YUKON TERRITORY TO PROVIDE THEM WITH LEGISLATION WHICH IS NOT OPEN TO ABOUT A THOUSAND DIFFERENT INTERPRETATIONS. LET'S PROVIDE THEM WITH THE BEST PROTECTION THAT WE CAN. WE HAVE ALREADY POINTED OUT THAT DIFFERENT MEMBERS HAVE RISEN AND SPOKEN OF AREAS IN WHICH WE FEEL THAT THIS ORDINANCE IS EITHER LACKING CONTENT, DISCRIMINATING AGAINST CERTAIN ELEMENTS IN THE TERRITORY AS IN THE CASE OF H.C.P.C. THERE IS NO PROTECTION FOR THE PEOPLE UNDER THEIR SERVICES. BUT LET US TRY AND ATTEMPT THEREFORE, TO TAKE INTO ACCOUNT ALL THESE THINGS. WE HAVE NO INDEPENDENT LEGAL ADVISER SO WE MUST DEPEND ON THE COMMISSIONER'S LEGAL ADVISER TO ASSIST US IN THIS ENDEAVOUR AND ALSO THE TWO ELECTED MEMBERS IN THE HOUSE WHO SERVE AS PART OF THE EXECUTIVE COMMITTEE AND THE LEGISLATIVE PROGRAMMING COMMITTEE. I MERELY ASK AS I THINK SOME MEMBERS HAVE ASKED THAT THEY TAKE THIS WHOLE MATTER UNDER CONSIDERATION AND PUT SOME REAL FAST PRIORITIES ON THIS THING AND SEE IF THEY CANNOT RECTIFY SOME OF THE INEQUALITIES AND THOSE MATTERS THAT WE HAVE DISCUSSED TODAY

THAT WE FIND IN THIS ORDINANCE.

MRS. WATSON: MR. CHAIRMAN, WE MUST HAVE MORE SPECIFIC DIRECTION. WHERE ARE THE INEQUALITIES AND WHAT DO YOU WANT CORRECTED?

MR. CHAMBERLIST: MR. CHAIRMAN, I WOULD SAY THIS, THAT I AGREE WITH THE HONOURABLE MEMBER FROM CARMACKS-KLUANE ONLY IF THERE WAS AN INDEPENDENT BOARD BUT THE BOARD IS NOT INDEPENDENT BECAUSE SECTION 118 OF THE MUNICIPAL ORDINANCE MAKES IT QUITE CLEAR THAT CERTAIN THINGS MUST HAPPEN UNDER THAT PIECE OF LEGISLATION; THAT THERE MUST BE A VOTE TAKEN BY THE TAXPAYERS AND BECAUSE OF THAT SECTION THAT I SAY THAT NO BOARD SHOULD INTERFERE WITH THAT EVEN IF IT WERE AN INDEPENDENT BOARD BECAUSE THEY HAPPEN TO BE THE PEOPLE THAT MATTER. IF IT WAS, IF THE SECTION WASN'T THERE, AND THE BOARD WAS INDEPENDENT OF THE COMMISSIONER, AFTER ALL THE COMMISSIONER APPOINTS THE BOARD AND IF IT WERE INDEPENDENT OF THE COMMISSIONER, THEN THERE CERTAINLY IS SOME MERIT IN WHAT HAS BEEN SAID. BUT I CAN ONLY SPEAK MYSELF ON THE LEGISLATION AS IT IS NOW. I THINK WE HAVE SAID ENOUGH TO SEE THE VERY MANY LOOPHOLES THE MANY OBJECTIONS ESPECIALLY IN SECTION 2 AND 2 OF BILL 13 THAT WE ARE READING TODAY. PERHAPS WE CAN LET IT REST AT THAT AND GO ON WITH 3 THAT WE'LL GO THROUGH PRETTY QUICKLY.

MR. TAYLOR: LET US ASSUME THAT FURTHER CONSIDERATION BE GIVEN TO SECTION 1 AND 2. IS THIS CORRECT?

MR. LEGAL ADVISER: I AM SURE THAT FURTHER CONSIDERATION WILL BE GIVEN. THE COUNCILLORS SHOULD GIVE POSITIVE DIRECTION. I THINK THAT THE LAST MEMBER'S SPEECH THAT WHAT IS REQUIRED TO IS A REPEAT TO SUBSECTION 2, SECTION 182 ...

MR. CHAMBERLIST: NOBODY SAID THAT AT ALL.

MR. LEGAL ADVISER: THEN IT APPEARS, MR. CHAIRMAN THAT THE ONLY WAY THAT YOU ARE GOING TO RESOLVE WHAT HAS BEEN SUGGESTED IS IN THE CONFLICT THAT THERE MAY BE A DECISION OF THE BOARD ON THE ONE HAND AND A REFERENDUM ON THE OTHER AND ...

MR. CHAMBERLIST: NO WAY.

MR. MCKINNON: MR. CHAIRMAN, WHEN THREE THINGS ARE DONE, WHEN A FRANCHISE IS GOING TO BE GRANTED TO A MUNICIPALITY, THE MUNICIPALITY IS GOING

TO BE GRANTED A FRANCHISE. THE BOARD HAS A RESPONSIBILITY WITH THEIR EXPERTISE AND WITH THEIR KNOWLEDGE TO POINT OUT TO THE MUNICIPAL COUNCIL AND TO THE PEOPLE OF THE MUNICIPALITY WHAT ARE THE ASSETS AND WHAT ARE THE LIABILITIES OF THE DIFFERENT FRANCHISE PROPOSALS. THEY SHOULD BE THE ADVISORY GROUP TO THE CITY COUNCIL AND TO THE PEOPLE OF WHITEHORSE. MUNICIPAL COUNCIL WITH THEIR ADVISE AND WITH THEIR EXPERTISE AS A BOARD, MAKES THE DECISION IN FAVOUR OF ONE OF THE COMPANIES APPLYING FOR THE FRANCHISE. THEN THEY HAVE TO, WITH THIS KNOWLEDGE, GO TO THE PEOPLE, THE TAXPAYERS OF THAT MUNICIPALITY AND SAY, "LOOK IT, THIS IS WHAT WE THINK, THIS IS THE ADVISE WE RECEIVED FROM THE PUBLIC UTILITIES BOARD. THIS IS THE DECISION THAT WE HAVE MADE. DO YOU RATIFY OUR DECISION OR NOT?" WHEN ALL THESE THINGS ARE DONE AND ARE DONE AS THEY SHOULD BE, THEN CERTAINLY THE BOARD SHALL NOT HAVE THE POWER AFTER THIS OF SAYING EVEN THOUGH ALL THESE THINGS HAVE BEEN DONE, NOW THAT THE VOTE HAS BEEN TAKEN WE SAY NO, THAT THE FRANCHISE IS NOT GOING TO BE GRANTED TO THE COMPANY, THAT THE TAXPAYERS HAVE VOTED HAVE FOR, THAT THE MUNICIPALITY HAS AGREED UPON BUT IT'S GOING, WE'RE NOT APPROVING THE FRANCHISE TO THAT COMPANY. THE BOARD SHOULD NOT HAVE THIS POWER AFTER THE TAXPAYERS HAVE SPOKEN.

SO THE AREA IN WHICH IT SHOULD BE THAT THE WELL DEFINED AND LAID OUT BOARD POWER IS IN THE AREA OF WORKING ON WITH THE CITY, IN GIVING EXPERT KNOWLEDGE OF THE GRANTING OF FRANCHISES AND ON THE DIFFERENT FRANCHISE APPLICATIONS. BUT THE SECTION HAS TO BE READY AND, AFTER ALL, THESE STEPS HAVE BEEN TAKEN AND A DECISION HAS BEEN MADE BY THE ULTIMATE AUTHORITY OF THE PEOPLE THEN FOR IT DOES NOT HAVE THE AUTHORITY, AFTER THAT DECISION HAS BEEN MADE, BY SAYING WE DID AGREE WITH THIS AND WE ARE GOING TO DO THIS. THAT IS WHERE THE AMENDMENT SHOULD BE MADE AND THAT HAS NOTHING TO DO WITH AMENDMENTS THAT WERE REPORTED. IT WAS A DAMNABLY, THESE TWO ORDINANCES WERE BROUGHT UP SEPARATELY AND THIS WAS COSTLY BETWEEN THE TWO BUT THE PRINCIPLE HAS TO BE OVERRIDING AND, IF ALL THESE THINGS ARE DONE PROPERLY, THEN THE BOARD, AFTER ALL THE THINGS HAVE BEEN DONE, CAN HAVE THE AUTHORITY OF SAYING REGARDLESS OF THIS DECISION, WE ARE NOT GOING TO ACCEPT THE DECISION OF THE PEOPLE.

MR. TANNER: MR. CHAIRMAN, CAN I SAY SOMETHING ON THIS IF I MAY? BASICALLY WHAT THE HONOURABLE

MEMBER IS SAYING THEN IS, HE DOESN'T LIKE SECTION 2, THE AMENDMENTS IN SECTION 21 BECAUSE THE BOARD GETS IN A SECOND TIME AFTER THE PEOPLE HAVE SPOKEN.

MR. MCKINNON AND SOME MEMBERS: RIGHT.

MR. MCKINNON: THIS SEEMS TO ME THAT IT'S A GOOD POINT OF DISCUSSION AND THAT THE BOARD SHOULD APPROVE THE APPLICATION FOR A FRANCHISE PRIOR TO ...

MR. TANNER: NO, NO THAT'S BUYING ..

MR. MCKINNON: BUYS AND RECOMMENDS, THAT'S RIGHT, THEN PRIOR TO A REFERENDUM HE DOES GET INTO THE CONFLICT ...

MR. CHAMBERLIST: I AGREE IT ISN'T EASY, THIS ISN'T RIGHT, THIS IS ANCIENT.

MRS. WATSON: MR. CHAIRMAN, COULD WE HAVE ANOTHER LOOK AT THAT.

MR. CHAIRMAN: ALL RIGHT, THE NEXT IS SECTION 3, SUBSECTION 26(1) OF THE SAID ORDINANCE IS REPEALED AND THE FOLLOWING SUBSTITUTED FOR 26 (1) "SO THAT ANY MUNICIPALITY WITHIN WHOSE BOUNDARIES A PUBLIC UTILITIES OPERATE OR 10 RESIDENCES OF A MUNICIPALITY OR WHERE A PUBLIC UTILITY OPERATES OUTSIDE A MUNICIPALITY, ANY CONSUMER OF ELECTRICITY, RESIDENT IN THE AREA TO WHICH THE PUBLIC UTILITY PROVIDES SERVICE, MAY ON PAYMENT OF THE PRESCRIBED FEE, FILE A COMPLAINT WITH THE BOARD RESPECTING:

- (A) THE RATES CHARGED BY THE PUBLIC UTILITY OR THE CLASSIFICATION TO WHICH THESE RATES APPLY,
- (B) A PROPOSED RATE INCREASE BY THE PUBLIC UTILITY, NOTICE OF WHICH HAS BEEN GIVEN PURSUANT TO SECTION 23,
- (C) THE MANNER IN WHICH THE PUBLIC UTILITY PROVIDES SERVICE,
- (D) THE AREAS TO WHICH THE PUBLIC UTILITY PROVIDES SERVICE, OR
- (E) THE CONDITIONS INCLUDING ANY PAYMENTS TO BE MADE IN RESPECT THEREOF IMPOSED BY PUBLIC UTILITIES IN ESTABLISHING, CONSTRUCTING, MAINTAINING OR OPERATING AN EXTENSION TO ITS FACILITIES.

MR. TANNER: MR. CHAIRMAN, IT'S OBVIOUS WHAT WE HAVE TRIED TO ACCOMPLISH HERE, EXACTLY WHAT THE HONOURABLE MEMBER ASKED FOR IN HIS BILL THAT WAS INTRODUCED SOME WEEKS AGO; AND WE'VE GONE A LITTLE FURTHER BECAUSE AFTER WE LOOKED

AT IT WE FELT THE SUGGESTION THE MEMBER MADE HAD GREAT VALIDITY AND WE CUT THE NUMBER OF RESIDENTS REQUIRED IN THE MUNICIPALITY WHERE OBVIOUSLY THERE ARE NUMBERS WHO COULD GET TOGETHER AND DO IT - FROM 25 TO 10 AND WE'VE MADE IT, OUTSIDE THE MUNICIPALITY, ANY INDIVIDUAL RECIPIENT OF THE SERVICE, WE FEEL THIS SHOULD SATISFY THE HONOURABLE MEMBER UNLESS HE HAS ANYTHING SPECIFIC, I CAN'T SEE WHERE THERE SHOULD BE TOO MUCH DISCUSSION ON THAT.

Mr. McKinnon: Mr. Chairman, I FIND PARTICULAR OBJECTION TO THE LAST SIX WORDS THAT ARE UNDERLINED AND THAT IS ON PAYMENT OF THE PRESCRIBED FEE. I WONDER WHY IT IS NECESSARY, WHEN SOMEBODY HAS A GOOD LEGITIMATE COMPLAINT TO PUT BEFORE THE BOARD AND ON TOP OF THAT INSULT, THEY ARE GOING TO TURN AROUND AND GIVE A FEE. SURELY THE BOARD SHOULD BE IN A POSITION TO BE ABLE TO DETERMINE AT FIRST GLANCE WHETHER OR NOT IT IS A LEGITIMATE CASE TO PUT BEFORE THE BOARD WITHOUT ASKING A FEE.

Mr. Tanner: WELL, I UNDERSTAND THE MEMBER'S COMPLAINT BUT WHEN WE WENT THROUGH THIS ORDINANCE THE LAST TIME THE WHITEHORSE MEMBER FOR WHITEHORSE EAST BROUGHT THE BILL IN, WE IN THE WISDOM OF THIS HOUSE, WE MADE IT 25. NOW WE'VE GONE ALL THE WAY FROM 25 DOWN TO 1 AND AS FAR AS THE PEOPLE OUTSIDE THE MUNICIPALITY ARE CONCERNED, AND LET'S BE HONEST ABOUT IT, THAT MEANS THAT RIGHT NOW ANYBODY CAN SEND IN AN APPLICATION JUST ON THE WINK OF AN EYE, IF YOU LIKE, AND WE FEEL BY HAVING SOME PRESCRIBED FEE IT WILL STOP SOME FRIVOLOUS COMPLAINTS. I DON'T THINK THAT'S AN UNREASONABLE APPROACH.

Mr. Chamberlist: NOW, MR. CHAIRMAN, I TEND TO DISAGREE WITH YOU, THE HONOURABLE MEMBER WHO HAS JUST SPOKEN. IT MIGHT BE AN ORDINARY WORKING STIFF THAT CAN'T AFFORD THE PRESCRIBED FEE WHICH MIGHT BE A HUNDRED DOLLARS. MIGHT BE JUST A MAN WHO HAS A LITTLE CABIN AND HE FINDS THAT HE IS BEING CHARGED A MINIMUM OF FIFTEEN DOLLARS A MONTH FOR A LITTLE CABIN, WHERE HE HAS A ONE HUNDRED WATT LAMP IN. IT SEEMS TO ME NOT VERY PROPER TO ATTEMPT TO GET A PRESCRIBED FEE OUT OF A PERSON LIKE THAT. CERTAINLY THE GOVERNMENT WHEN IT SETS UP A BOARD OF THIS DESCRIPTION MUST BE PREPARED TO ACCEPT THE RESPONSIBILITY OF PAYMENT BECAUSE TO MAKE FEES AVAILABLE TO PEOPLE WHO SIT ON THAT BOARD AND WHY PENALIZE THE PERSON THAT WANTS TO REGISTER A COMPLAINT. IF HIS COMPLAINT ISN'T A SUBSTANTIVE COMPLAINT IT WILL NOT BE GIVEN MUCH CONSIDERATION. I INTEND TO

AGREE WITH THE HONOURABLE MEMBER FROM DAWSON CITY THAT HE SHOULD CUT THOSE WORDS OUT OF THE PAYMENT OF THE PRESCRIBED FEE BECAUSE THAT IS THE RESPONSIBILITY OF THE GOVERNMENT TO SUPPLY SERVICES WITHOUT CHARGE.

Mr. Tanner: I DON'T DISAGREE ENTIRELY WITH THE HONOURABLE MEMBER EXCEPT THAT JUST A FEW MONTHS AGO, OR WAS IT TWO YEARS AGO WHEN WE BROUGHT THIS BILL IN, HE WAS AS CONVINCED AS I WAS WHEN I SUPPORTED HIM WHEN HE INTRODUCED THIS BILL, THAT WE SHOULD HAVE 25 COMPLAINANTS ALL TOGETHER IN A GROUP AND NOW WE HAVE GONE ALL THE WAY FROM 25 TO 1 COMPLAINT SO WE HAVE COVERED THE PROBLEMS THE HONOURABLE MEMBER FROM WATSON LAKE HAS HAD BUT HOW DO YOU GET AWAY FROM SOMEBODY WHO FRIVOLOUSLY SENDS IN COMPLAINTS EVERY TEN MINUTES. IT MIGHT BE SOMETHING LIKE, SOMEBODY MAKING A HABIT OUT OF DOING SOMETHING LIKE THIS AND GOING TO COURT AND WE DON'T WANT TO HAVE THAT.

Mr. Chamberlist: THAT'S AN HONOUR, I HAVE NEVER BEEN ACCUSED OF DOING ANYTHING FRIVOLOUS BUT CERTAINLY THE WORDS THAT HAVE BEEN PUT IN THERE ARE FRIVOLOUS WORDS - ON PAYMENT OF THE PRESCRIBED FEE, BECAUSE SUPPOSING 25 PEOPLE WHO GO FORWARD TO COMPLAIN, SIGN A PETITION THAT QUITE OFTEN THAT WE HAVE MANY FRIVOLOUS PETITIONS THAT COME BEFORE COUNCIL; WOULD YOU PENALIZE EVERYONE OF THESE PEOPLE JUST BECAUSE THEY ARE FRIVOLOUS? THE POINT THAT HAS BEEN RAISED ABOUT THE REDUCTION TO ONE PERSON, THIS IS QUITE GOOD AND QUITE FAIR. I THINK IT IS PROPER, THIS IS WHY I DON'T RAISE ANY OBJECTION AT ALL TO THE BASIC AMENDMENT. IT'S SOMETHING THAT GOES MUCH FURTHER. I AGREE THAT WHAT THE HONOURABLE MEMBER FOR WATSON LAKE HAD ASKED FOR BUT I AM GOING TO SUPPORT COUNCILLOR STUTTER ON THIS PARTICULAR POINT. THAT THERE SHOULD BE NO FEE FOR REGISTERING A COMPLAINT. IT'S JUST LIKE ANYBODY WHO WANTS TO GO BEFORE ANY BOARD. I MEAN, THIS IS GOING TO BE A COURT ISSUE, A JUDICIAL BOARD AND THE FIRST THING YOU ARE GOING TO BE FACED WITH, IS TO PAY FOR IT TO GO BEFORE A JUDICIAL BOARD.

Mr. Stutter: MR. CHAIRMAN, I WOULD JUST LIKE TO MAKE A POINT, THAT I PUT IN A COMPLAINT NOT TOO LONG AGO TO THE SOCIAL WELFARE DEPARTMENT. I CAN SEE IT WOULD PASS THIS ONE. WE WOULD HAVE TO PUT OUR DOLLAR BILL OR TWO DOLLAR BILL AND COMPLAIN TO THE SOCIAL WELFARE DEPARTMENT OR WHEREVER IT WAS.

Mr. TANNER: THAT MIGHT BE A GOOD SUGGESTION FOR A SOURCE OF INCOME. THE OBJECT OF THE AMENDMENT IS NOW TO GO ALL THE WAY FROM 25 AND I THINK IT TAKES A COMPLAINTANT OF A MOST FRIVOLOUS NATURE TO GET 24 OTHER PEOPLE TO COMPLAIN WITH HIM ON HIS FRIVOLOUS COMPLAINT. NOW, ANY INDIVIDUAL CAN WALK UP AND LAY A COMPLAINT AND I THINK THE PAYMENT OF A FEE, I DON'T THINK IT IS UNREASONABLE FOR SOME SUM OF MONEY TO SAY THAT THEY AREN'T FRIVOLOUS.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I WOULD MOVE THAT THE WORD 'PRESCRIBED FEE' IN SECTION 3 BE DELETED.

Mr. LEGAL ADVISER: Mr. CHAIRMAN, MEETING OF THE BOARD AT THE MOMENT ARE QUESTIONABLE. ONE OF THE MEMBERS HAS TO COME FROM VANCOUVER, IT'S \$180.00 A MEETING. ONE OF THE MEMBERS HAS TO COME FROM HAINES JUNCTION. IF THIS IS CHANGED AND SOME SUBSTITUTE FOR DELAY OR AS A BLOCK, HAS AN UNNECESSARY COMPLAINT, IS NOT SUBSTITUTED IN SUBSECTION 2 OF THE SAME SECTION WHICH READS: THE BOARD SHALL, WITHOUT UNDUE DELAY, HEAR AN ADJUDICATED COMPLAINT FILED AND MAY MAKE AN ORDER FIXING A RATE, PROHIBITING A RATE, TERMS OR CONDITIONS, AND SO FORTH. SO, WHENEVER IT GETS A COMPLAINT IT IS ALMOST OBLIGATED IN EVERY CASE TO HOLD A PUBLIC HEARING AND REQUIRES A UTILITY TO BE REPRESENTED AND OF THE WHOLE PERSONALITY OF THE HEARING WITH ALL THE PERSONS PRESENT. NOW, I'M NOT SAYING IT'S A BAD THING, ALL I'M SAYING IS DOES THE HOUSE REALLY WISH THAT EVERY LETTER OF COMPLAINT TO THE BOARD SHOULD RESULT IN A PUBLIC HEARING, OR SHOULD SOME CONSIDERATION BE GIVEN TO HOW TO DEAL WITH THE WHOLE OPERATION OF THE BOARD, IF EVERY LETTER OF COMPLAINT REQUIRES A PUBLIC HEARING. AND THERE IS NO WAY OF SCREENING THIS IN ADVANCE. WE MAY HAVE TO SET UP SOME KIND OF A SYSTEM, WHEREBY, THE BOARD ITSELF MIGHT HAVE TO HAVE THE POWER NOT TO HAVE A HEARING IN RELATION TO THE COMPLAINTS. IN OTHER WORDS, A SINGLE LETTER MAY FIGURE AND SAY IT'S ONCE A WEEK, SOMETHING LIKE THAT. EACH TIME A COMPLAINT IS FILED, INSTEAD OF HAVING 35 PEOPLE FILE THE SAME COMPLAINT, WE MIGHT HAVE 25 DIFFERENT COMPLAINTS COMING IN FROM ROSS RIVER. THE BOARD SHOULD HOLD A HEARING ... IT IS QUITE A SITUATION.

Mr. CHAMBERLIST: WELL, YOU'LL NEVER KNOW UNTIL WE GET A REGULATION.

Mr. LEGAL ADVISER: I MEAN, THE INTENTION WAS, ONE OF THE ORIGINAL DRAFTS IS NOT DISCLOSING A

STATE SECRET, I THINK IT HAD FIVE OR TEN DOLLARS BUT IT IS NOT THE CUSTOM OF PUTTING A DOLLAR AMOUNT HERE, WE JUST SUBSTITUTE A PRESCRIBED FEE OF TEN DOLLARS.

Mr. CHAMBERLIST: YOU HAVE A HUNDRED MILLION DOLLAR ..., AND ARE TRYING TO RELATE IT TO A FIVE DOLLAR OR A TEN DOLLAR FEE? I MEAN, WHAT'S THE POINT?

Mr. LEGAL ADVISER: THE PURPOSE IS NOT TO RAISE REVENUE. THE PURPOSE IS TO MAKE THE INDIVIDUAL THINK A LITTLE BIT AND BE A LITTLE RESPONSIBLE BEFORE HE IS THE CAUSE FOR A PUBLIC HEARING.

Mr. MCKINNON: WELL, Mr. CHAIRMAN, I THINK THAT RESPONSIBLE WAS THE AMENDMENT THAT WAS OFFERED BY THE HONOURABLE MEMBER FOR WATSON LAKE AND I AM SURE THAT IF THERE WAS A LEGITIMATE COMPLAINT IN ANY ONE OF THE AREAS WHERE THE BOARD IS CAPABLE OF ACTING, THAT IN A FEW MUNICIPALITIES, FINDING 25 PEOPLE TO SIGN A COMPLAINT, WHERE A COMPLAINT IS JUSTIFIED, IS NO PROBLEM AT ALL. AND THE HONOURABLE MEMBER FOR DAWSON CITY, I AM POSITIVE, HAS NO PROBLEM IN ANY WAY SHAPE OR FORM IN THE SMALLER MUNICIPALITIES IN THE YUKON, IN FINDING 25 PEOPLE, PROBABLY HE COULD HAVE FOUND 300 IF THEY EXIST AT THE TIME AND HE WANTED TO SEE MOST OF HIS CONSTITUENTS TO SIGN THE COMPLAINT ALSO. ALL RIGHT, TEN IN THE SMALLER AREAS IS WHAT THE HONOURABLE MEMBER FOR WATSON LAKE ASKED FOR AND I AM SURE WHERE THE LEGITIMATE COMPLAINTS ARE IN AREAS OUTSIDE THE MUNICIPALITY TEN PEOPLE WILL SIGN A COMPLAINT. THIS IS WHEN YOU HAVE A RESPONSIBLE COMPLAINT BECAUSE YOU HAVE PEOPLE SIGNING THE COMPLAINT WITH THEIR NAME

ON COMPLAINT BEFORE THEM. THERE ARE SO MANY INDEPENDENT AND FREE STAGING AND THOROUGHLY ENJOYABLE PEOPLE IN THE YUKON, I CAN TELL YOU THAT BOY THAT FLOOR IS GOING TO BE WAXED EVERY NIGHT BY AT LEAST ONE FREE THINKING INDEPENDENT INDIVIDUAL WHO FEELS HE HAS A REAL OR IMAGINED SLIGHT BEING DONE TO HIM BY THE UTILITY OUTSIDE THE MUNICIPALITY AND THAT BOARD IS GOING TO BE GOING STEADY FROM FRIVOLOUS COMPLAINTS EVEN IF THE PERSON AND THE MEMBER OF THE PUBLIC PUTTING THE COMPLAINT FORWARD THINKS THAT IT IS A REAL COMPLAINT. CERTAINLY WE ALL KNOW QUITE A LARGE NUMBER OF CONSTITUENTS WHO FOR FIVE OR TEN DOLLARS TO GET THEIR WINE RIGHT WOULD NOT ... EVEN IF THE FEE WERE A HUNDRED DOLLARS. THE WAY OF DOING IT WAS THE WAY THE HONOURABLE MEMBER FOR WATSON LAKE FIRST BROUGHT THE AMENDMENT FORWARD. IT WAS DOWN 25 FOR THE MUNICIPALITIES, 10

OUTSIDE THE MUNICIPALITIES, NO PRESCRIBED FEE. THAT'S THE SENSIBLE AND THE RESPONSIBLE WAY OF GOING ABOUT THIS AMENDMENT FOR THE ORDINANCE. LET'S NOT GET CARRIED AWAY BY THIS GREAT LIBERALIZATION WHERE FROM 25 TO 10 HAS BEEN CANCELLED. WE ARE JUST OPENING UP CORNERS.

MR. CHAIRMAN: I WONDER IF COUNCILLOR STUTTER WOULD TAKE THE CHAIR A MOMENT.

MR. TAYLOR: I HAVE DESPERATELY BEEN TRYING TO GET INTO THIS DEBATE BECAUSE IT IS ONE WHICH, OF COURSE, CONCERNS MY ELECTORAL DISTRICT BUT THE COMMENTS JUST MADE BY, MR. CHAIRMAN, THE HONOURABLE MEMBER FOR WHITEHORSE WEST, REFLECTS MY OPINION AS WELL. THE PRESCRIBED FEE IN ANY EVENT, I COULD NOT GO FOR BECAUSE IF YOU REALLY THINK ABOUT IT, A PRESCRIBED FEE IS AN OPEN CHECK FOR THE COMMISSIONER AND REPRESENTS TAXATION WITHOUT REPRESENTATION. NOW, IF YOU SAID FOR TEN DOLLARS IN THE ORDINANCE OR TWENTY-FIVE DOLLARS THEN YOU WOULD HAVE TAXATION BY REPRESENTATION. BUT I THINK IT'S AN IMPORTANT POINT AND IT'S NOT ONE TO BE TOTALLY CONSIDERED IN JEST BUT IN ANY EVENT, I WOULD ASK THAT WHEN THE BILL COMES BACK FOR RE-CONSIDERATION, IF, AGAIN THE SAME PEOPLE - THE COMMISSIONER'S LEGAL ADVISER AND THE MEMBERS OF THIS HOUSE WHO ARE ON THE LEGISLATIVE PROGRAMMING COMMITTEE WOULD CONSIDER LEAVING THE MUNICIPALITY TO 25 RESIDENTS AND LEAVING, IN THE OUTLYING DISTRICTS, I HAD CONSIDERED EVEN ASKING FOR 5 BUT I WENT FOR 10 LAST TIME BECAUSE I SAID I MIGHT HAVE A CHANCE OF GETTING IT. BUT LEAVE IT AT 10. TEN WOULD MAKE IT POSSIBLE FOR THE SMALLER COMMUNITIES AND TAKE OUT ANY PAYMENT OF PRESCRIBED FEE AND I ALSO HAVE A COUPLE OF QUESTIONS HERE I WOULD LIKE MR. LEGAL ADVISER TO LOOK AT. I HAVE A QUESTION IN RESPECT OF 26(b)(2) A PROPOSED RATE INCREASE BY THE PUBLIC UTILITIES. A NOTICE OF WHICH HAS BEEN GIVEN PURSUANT TO SECTION 23 AND I JUST HAVEN'T HAD TIME TO REVIEW SECTION 23 MAKING IT IMPERATIVE THAT THE BOARD REFER THIS MATTER BACK TO THE PEOPLE FOR CLEARANCE, BE IT THE MUNICIPALITY OR NOT, TO ADVISE THEM THAT THEIR UTILITY COMPANY HAS, IN FACT, GONE TO THE BOARD AND ASK FOR A RATING.

MR. LEGAL ADVISER: NO, IT HAS TO APPLY FOR A RATE CHANGE WITH THE BOARD. THE BOARD DOESN'T HAVE TO NOTIFY THE PUBLIC.

MR. TAYLOR: NO, THIS IS THE POINT THEN. HOW WILL THE PUBLIC KNOW UNDER SECTION 26(1) ..

MR. CHAMBERLIST: THE COMMISSIONER,.

MR. CHAIRMAN: ORDER.

MR. TAYLOR: HOW WOULD THE PEOPLE BE ABLE TO TAKE ADVANTAGE OF THIS SECTION WHICH WE ARE PROVIDING TO THEM FOR THEIR PROTECTION UNDER SUB(B) HOW COULD THEY OPPOSE THE RATE INCREASE WHEN, IN FACT, THERE IS NO COMPELSION UPON THE UTILITY COMPANY OR THE BOARD TO ADVISE THOSE PEOPLE THAT INDEED THE PEOPLE WHO ARE OPERATING A UTILITY IN THEIR AREA ARE GOING TO INCREASE THEIR POWER RATE. THEY MUST ALMOST GET A LIGHT BILL AND WONDER WHY THEIR POWER IS GOING UP AND THEN COMPLAIN TO THE BOARD. NOW MY OTHER QUESTION, AND I'LL JUST SAY AT THIS TIME, ON (c) YOU SAY THE MANNER IN WHICH THE PUBLIC UTILITY PROVIDES SERVICE, WOULD THIS INCLUDE THE QUALITY OF SERVICE? HAVE YOU ANY IDEA?

MR. LEGAL ADVISER: IN RESPONSE TO THE SECOND QUESTION, I WOULD THINK THAT MANNER AND QUALITY ARE THE SAME DEAL. AS FAR AS NOTICE IS CONCERNED, IT'S IN RESPECT OF THE PUBLIC UTILITY WHICH HOLDS THE FRANCHISE. IF THE FRANCHISE IS GRANTED BY A MUNICIPALITY, THE MUNICIPALITY MUST BE INFORMED, IF THE FRANCHISE IS GRANTED BY THE COMMISSIONER, THE COMMISSIONER MUST BE INFORMED. IT'S UP TO THE FRANCHISE GRANTOR TO INFORM THE PUBLIC FROM THAT POINT ON. AND I THINK THIS WOULD BE DONE.

MR. TAYLOR: YOU THINK IT WOULD BE DONE. WOULD YOU LOOK INTO THIS WHEN YOU CONSIDER THE RESHAPING OF THIS ORDINANCE.

MR. CHAIRMAN: COUNCILLOR WATSON.

MRS. WATSON: MR. CHAIRMAN, I SHOULD SPEAK ON THIS SECTION TOO. ON 26(1) THE FACT THAT THERE WAS ONLY ONE CONSUMER ATTESTING AND IT WAS BROUGHT TO OUR ATTENTION BY, ACTUALLY IT WAS A CONSTITUENT FROM THE HONOURABLE MEMBER FOR WATSON LAKE, WHO BROUGHT IT TO OUR ATTENTION THAT IN SOME OF THE COMMUNITIES WHERE YOU HAVE COMMERCIAL OPERATORS WHO ARE PAYING COMMERCIAL RATES WHO ARE OBJECTING TO THE RATE THEY ARE PAYING AND WANT THEIR RATES REVIEWED. AND IN SOME OTHER COMMUNITIES IT IS DIFFICULT TO GET 5 OR AT THAT TIME, 25 COMMERCIAL OPERATORS IN ONE COMMUNITY. THERE ARE JUST NOT THAT MANY COMMERCIAL OPERATORS. SO, WE LOOKED AT 10 AND 5 WHEN IN SOME AREAS YOU DON'T EVEN HAVE THAT MANY AND YET, BY NOT HAVING 5 OR 10, YOU ARE NOT GIVING THESE PEOPLE THE OPPORTUNITY TO FILE A COMPLAINT BEFORE THE BOARD AND I THINK THIS IS WHERE IT LEAD FROM AND I THINK THE HONOURABLE MEMBER FOR WATSON LAKE REALIZES THIS AND THAT IS WHY HE BROUGHT IT IN TO START WITH. IT IS VERY

OFTEN IN THE SMALL COMMUNITIES THAT COMMERCIAL OPERATORS WHO ARE ASKING FOR A REVIEW OF THE COMMERCIAL RATE. AND IN SOME COMMUNITIES THERE ARE NOT THAT MANY.

Mr. TAYLOR: I WON'T GET INTO THIS LONG STORY, BUT WHEN I FIRST BROUGHT THE MATTER TO THE ATTENTION OF THE LEGAL ADVISOR AND SUGGESTED TO HIM THAT I WISHED TO HAVE A PRIVATE MEMBER'S BILL IN THIS MATTER IN ORDER TO SOLVE THIS PROBLEM, WHICH HAS BEEN IN EXISTENCE FOR SOME TIME NOW, I DID CONSIDER FIVE FOR THE VERY REASONS I'VE JUST EXPRESSED.

HOWEVER, AS I STATED EARLIER, I FELT THAT I WOULDN'T GET ANYWHERE WITH THAT. I THOUGHT THAT IF I ASKED FOR TEN, I MIGHT GET IT, WITH THIS GROUP I AM DEALING WITH. YOU MUST TAKE THAT INTO ACCOUNT. I DO AGREE WITH YOU THAT FOR INSTANCE, IN THE COMMUNITY OF ROSS RIVER, FIVE WOULD JUST ABOUT COVER IT. EVEN WITH TEN, IF WE HAVE TO HAVE THAT, IF WE COULD EVEN GET THAT, I PREFER FIVE. THERE IS NO QUESTION IN MY MIND. IF I COULD GET THAT, I WOULD BE EXTREMELY HAPPY. THE FOUR OR FIVE THAT ARE THERE COULD CONCEIVABLY GO AND GET SOME RESIDENTIAL CONSUMER TO GO ALONG WITH HIM. AT LEAST WE COULD GET TO THE IDEAS THAT GET BEFORE THE BOARD. FOR THESE REASONS I SAY FINE, LEAVE US WITH TEN. IF WE CAN HAVE FIVE ALL THE BETTER.

Mr. McKINNON: Go 25, 5.

Mr. CHAMBERLIST: Mr. CHAIRMAN, AS WE GO ON, WE OPEN UP MORE DOORS BECAUSE OF ANOTHER POINT HAS RISEN. REFERENCE HAS BEEN MADE ALL OF A SUDDEN - COMMERCIAL USES HAVE BEEN BROUGHT INTO THE PICTURE. BUT THE WAY THE ORDINANCE READS RIGHT NOW, IT SAYS 25 RESIDENTS. IT DOESN'T SAY ANYTHING ABOUT COMMERCIALS. RIGHT NOW, WE HAVE CHANGED THE WORD FOR OUTSIDE AREAS FROM RESIDENTS TO A CONSUMER. A VERY INTERESTING POINT CAME UP WHEN THE HONOURABLE MEMBER FROM WATSON LAKE RAISED THE QUESTION OF SECTION 93. IN READING IT, I FIND THAT WHERE A PUBLIC UTILITY IN A MUNICIPALITY SETS A RATE, HE HAS TO FILE IT WITH THE BOARD. IF IT IS OUTSIDE THE MUNICIPALITY, YOU HAVE TO FILE IT WITH THE COMMISSIONER. SO WHERE DOES THE BOARD ACT? ONLY IN MUNICIPALITIES?

UNDER SECTION 23.2, WHERE DOES THE BOARD ACT? DOES THE BOARD ONLY ACT FOR MUNICIPALITIES? THEN WHAT IS THE POINT OF SENDING - Mr. LEGAL ADVISOR WITH THE HOARY HEAD, JUST SHAKING

IT, JUST SUGGESTED THAT THE COMMISSIONER DOESN'T HAVE TO DEAL WITH IT, AND WHAT WOULD THE RATE STRUCTURE BE FILED WITH HIM FOR. IF IT IS THE BOARD THAT DEALS WITH IT?

Mr. LEGAL ADVISOR: IF MY HAIR IS GREY Mr. CHAIRMAN, THE GREY HAIRS ARE PUT THERE BY THIS PARTICULAR HONOURABLE MEMBER. Mr. CHAIRMAN, THE COMMISSIONER IS THE AUTHORITY WHO GRANTS FRANCHISES OUTSIDE THE MUNICIPALITY. HE ACTS ON BEHALF OF THE RESIDENTS OF THE PARTICULAR AREAS AND ITS PROFITS SHOULD BE SOLD. NOTICES GO THROUGH HIM AND HE WOULD THEN BE OBLIGATED TO NOTIFY THE RESIDENTS OF THE AREAS.

BUT THE WORD CONSUMER WAS DELIBERATELY CHOSEN IN THE DRAFTING OF THE NEW AMENDMENT OF SECTION 26, TO TAKE ACCOUNT OF THE DIFFERENCE OF TYPE OF USER BECAUSE IT WAS THOUGHT THAT IN SOME SMALL AREAS, THERE WOULD BE ONLY A SINGLE COMMERCIAL USER AND HE MIGHT FAIL TO GET OTHER PEOPLE'S SUPPORT IF ANY COMPLAINTS OCCURRED.

IT WAS NO ACCIDENT, THAT THE MATTER WAS THOROUGHLY THRASHED OUT AND THIS WAS THE RESULT. BUT THEN IT WAS THOUGHT NECESSARY TO PUT A BLOCK ON FRIVOLOUS COMPLAINTS TO SOME EXTENT BY PUTTING IN THE PRESCRIBED DETAIL. THERE IS NO HARD AND FAST POLICY ON THIS, WHATEVER THE HONOURABLE MEMBERS WISHED, PROVIDED I WOULD ASK, THAT THEY THINK AS ONE OF THE HONOURABLE MEMBERS DID OF THE BOARDS CONCERNED NOT TO BE HOLDING PUBLIC HEARINGS, FOR EVERY SINGLE COMPLAINT.

Mr. TAYLOR: JUST ONE FURTHER IDEA DID ARISE. I THINK IF YOU HAVE FIVE OR TEN OR EITHER ONE IN A SMALL OUTLYING DISTRICT AND CERTAINLY 25 IN A SMALL MUNICIPALITY, I THINK THAT YOU WOULD FIND A RESTRICTION ON THE CHAOTIC SITUATION, IT WAS SUGGESTED. HOWEVER, IT DID CROSS MY MIND TO SUGGEST THAT, DEPENDING ON WHAT AREA WE TRAVEL HERE. I SUGGEST THAT THE BOARD BE COMPELLED TO SIT AT SPECIFIC TIMES ONCE EVERY MONTH, ONCE EVERY TWO MONTHS FOR THE PURPOSE OF HEARING THE COMPLAINTS, IF WE WENT THE OTHER ROUTE. BUT I THINK IF WE WENT THE 5 OR 10 I DON'T THINK THIS WOULD PRESENT TO THE BOARD ANY PROBLEMS. HOWEVER, IF IT DID IN ACTUAL FACT, IF THIS WAS TO OCCUR AT THE FOLLOWING AND NEXT ENSUING SESSION OF COUNCIL, THAT COULD BE REVIEWED AND A CHANGE COULD BE AFFECTED TO ACCOMMODATE THAT SITUATION. I DON'T REALLY THINK IT IS GOING TO HAPPEN THAT WAY.

MR. TANNER: MR. CHAIRMAN, WE ARE GOING TO REVIEW THE FIRST TWO SECTIONS AS BEEN ASKED BY COUNCIL. I WISH THE HONOURABLE MEMBER WOULD JUST THINK, BECAUSE HE KNOWS BETTER THAN I DO, THE HONOURABLE MEMBER FROM CARMACKS-KLUANE WOULD KNOW BETTER THAN I DO TOO, WHETHER OR NOT THERE ARE CIRCUMSTANCES IN THE OUTLYING AREAS WHERE YOU ONLY WANT ONE OR TWO, PERHAPS OVERNIGHT YOU COULD GIVE IT SOME THOUGHT BEFORE WE BRING BACK ANY FURTHER AMENDMENTS TO THIS.

MR. TAYLOR: I THINK IN ANSWER TO THAT, I COULD ANSWER BY STATING THAT FIVE WOULD ACCOMMODATE THAT VERY NICELY.

MR. CHAMBERLIST: WITHOUT A PRESCRIBED CASE,

MR. TAYLOR: WITHOUT A PRESCRIBED CASE, I WILL NOW RESUME THE CHAIR AT THIS TIME.

MR. CHAIRMAN: IS THERE ANYTHING FURTHER ON SECTION 26, I OR INDEED BILL No. 13 AT THIS TIME?

MR. TANNER: MR. CHAIRMAN, I HAVE A REPORT PROGRESS AND I SUGGEST WE PROROGUE PROGRESS FOR THE SECOND COUNCIL.

MR. STUTTER: I WILL SO MOVE.

MR. CHAIRMAN: THE COMMITTEE AGREE THAT I REPORT PROGRESS.

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: WHAT IS YOUR FURTHER PLEASURE?

MR. STUTTER: MR. CHAIRMAN, I WOULD MOVE THAT MR. SPEAKER DO NOW RESUME THE CHAIR.

MR. TANNER: I WILL SECOND THE MOTION.

MR. CHAIRMAN: IT HAS BEEN MOVED BY COUNCILLOR STUTTER, SECONDED BY COUNCILLOR TANNER THAT MR. SPEAKER DO NOW RESUME THE CHAIR. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: THE MOTION IS CARRIED.

MR. SPEAKER: THE COUNCIL WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF COMMITTEE.

MR. TAYLOR: MR. SPEAKER, COMMITTEE CONVENED AT 2 P.M. THIS AFTERNOON TO DISCUSS PUBLIC BILLS. I CAN REPORT PROGRESS ON BILL No. 13. IT WAS MOVED BY COUNCILLOR STUTTER, SECONDED BY COUNCILLOR TANNER THAT MR. SPEAKER RESUME THE CHAIR AND THIS MOTION CARRIED.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: IS IT THE WISH OF THE HOUSE THAT THE REPORT BE ADOPTED AS THE DIRECTOR STATED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, IN RESPECT TO THE AGENDA FOR TOMORROW, I DO NOT BELIEVE AT THIS TIME THERE IS ANYTHING IN COMMITTEE BUT I THINK IN FURTHER PROCESSING OF BILLS AND OTHER MATTERS OF THE HOUSE, WE MAY HAVE WORD FOR YOUR COMMITTEE TOMORROW.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TANNER: MR. SPEAKER, I MOVE THAT WE CALL IT 5:00.

MR. SPEAKER: IS THERE A SECONDER?

MR. STUTTER: I SECOND THAT MOTION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FROM DAWSON THAT WE NOW CALL IT 5:00. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: THIS HOUSE NOW STANDS ADJOURNED UNTIL 10:00 A.M. TOMORROW MORNING.

ADJOURNED

FRIDAY, MARCH 22, 1974.

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM CLERK, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY CORRESPONDENCE OR DOCUMENTS TO BE TABLED?

MR. TANNER: YES, MR. SPEAKER, I HAVE FOR TABLING TODAY SESSIONAL PAPERS NO. 2 THROUGH 13, AND NO. 16 AND 18.

MR. SPEAKER: ARE THERE ANY FURTHER DOCUMENTS OR CORRESPONDENCE TO BE TABLED? ARE THERE ANY REPORTS OF COMMITTEE? ARE THERE ANY BILLS TO BE INTRODUCED? ARE THERE ANY NOTICES OF MOTION OR RESOLUTIONS?

MR. TANNER: YES, MR. SPEAKER, I GIVE NOTICE OF MOTION THAT SESSIONAL PAPERS 2, 5, 6, 8, 9, 10, 12, AND 13 BE MOVED INTO COMMITTEE OF THE WHOLE FOR DISCUSSION.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTIONS?

MR. CHAMBERLIST: YES, MR. SPEAKER, MR. SPEAKER I HAVE A NOTICE OF MOTION THAT THIS COUNCIL VIEWS WITH GREAT CONCERN THE CONTINUING ABUSES BY SEEMINGLY IRRESPONSIBLE PEOPLE IN THEIR DRINKING HABITS IN PUBLIC PLACES AND RECOMMEND THAT THE ADMINISTRATION BRINGS FORWARD IN THIS SESSION AMENDMENTS TO THE LIQUOR ORDINANCE, MAKING IT AN OFFENCE TO DRINK INTOXICATING LIQUOR WITHIN 500 FEET OF OUTSIDE THE BUILDING IN ANY MUNICIPALITY.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION?

MR. MCKINNON: MR. SPEAKER, I HAVE ONE NOTICE OF MOTION CONCERNING N.C.P.C.'S APPLICATION TO THE YUKON WATER BOARD AND I ALSO HAVE ANOTHER NOTICE OF MOTION CONCERNING JUDICIAL REDISTRIBUTION OF THE YUKON ELECTORAL DISTRICT.

MR. SPEAKER: ARE THERE ANY NOTICES OF MOTION FOR THE PRODUCTION OF PAPERS? WE WILL NOW COME TO THE MOTION FOR THE PRODUCTION OF PAPERS.

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR TAYLOR SECONDED BY COUNCILLOR MCKINNON THAT THE ADMINISTRATION PROVIDE MEMBERS OF COUNCIL WITH ALL INFORMATION RELATIVE TO THE PROPOSED CAMPGROUND AND RECREATIONAL AREAS THROUGHOUT THE TERRITORY AS REFERRED TO IN THE FEBRUARY NEWSLETTERS OF COUNCIL INCLUDING SIZE AND LOCATION OF SUCH AREAS. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME?

MR. TAYLOR: MR. SPEAKER, THERE IS NO DEBATE ON THIS SO I WOULD ASK FOR THE QUESTION.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. SPEAKER: ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MOTION NO. 1

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR MCKINNON THAT SESSIONAL PAPERS NO. 1 AND 14 PLUS LEGISLATIVE RETURNS, NOS. 1, 3, 4, 7 AND 12 BE MOVED INTO COMMITTEE OF THE WHOLE FOR DISCUSSION. ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MOTION NO. 2

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR MCKINNON, AND SECONDED BY COUNCILLOR CHAMBERLIST THAT BILL NO. C-9, AN ACT TO AMEND THE YUKON ACT AND NORTHWEST TERRITORIES ACT AND THE CANADA ELECTIONS ACT BE DISCUSSED IN THE COMMITTEE OF THE WHOLE. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME?

MR. MCKINNON: YES, MR. SPEAKER, I AM. I'LL TRY

AND KEEP REMARKS IN THE HOUSE QUITE SHORT IN THIS REGARD AS I KNOW THAT ALL MEMBERS OF COUNCIL WILL CERTAINLY WANT TO HAVE UNLIMITED DEBATE ON THIS EXTREMELY IMPORTANT MATTER WHEN OR IF IT IS PASSED WITH THE COMMISSION. I WOULD LIKE TO SAY, MR. SPEAKER, THAT I HAVE BEEN MADE AWARE THAT BILL NO. C-9 IS NOW IN THE COMMISSION STAGE HAVING PASSED SECOND READING IN THE HOUSE OF COMMONS. IT IS GOING TO REMAIN IN COMMITTEE STAGE MR. SPEAKER UNTIL THE TIME THAT THE VIEWS OF BOTH THE ELECTED MEMBERS OF THE YUKON LEGISLATIVE COUNCIL AND THE NORTHWEST TERRITORIES COUNCIL HAVE BEEN HEARD. I THINK THAT, KNOWING THE TIME LIMITATION CONCERNING THE JUDICIAL REDISTRIBUTION AND THE ELECTION IN THE FALL, THAT IT IS VERY IMPORTANT THAT THIS BECOME A PRIORITY ITEM IN DEBATE BEFORE THE HOUSE. FOLLOWING THE DEBATE IN THE HOUSE, MR. SPEAKER, IF WE DO HAVE UNANIMITY ON THE PROPOSED CHANGES, IT IS THEN RECOMMENDED BY THE STANDING COMMITTEE THAT ONE MEMBER OF THE YUKON LEGISLATIVE COUNCIL GO TO OTTAWA TO PRESENT THE VIEWS BEFORE THE STANDING COMMITTEE. IF THERE ARE DIVERSIVE OPINIONS OF THIS HOUSE TO WARRANT THE AMENDMENT TO THE YUKON ACT CONTAINED IN BILL NO. C-9 THEN THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT IS PREPARED TO HAVE AS MANY COUNCILLORS PRESENT BEFORE THE STANDING COMMITTEE AS THERE ARE COUNCILLORS WHO HAVE DIVERGENT VIEWS OF THE AMENDMENTS TO BILL NO. C-9. MR. SPEAKER, I THINK THAT OF COURSE ALL MEMBERS WILL GIVE THIS ITEM PRIORITY WHEN WE LEAVE THE HOUSE AND GO INTO COMMITTEE BECAUSE IT IS ESSENTIAL THAT DEBATE TAKE PLACE IMMEDIATELY AND THAT REPRESENTATION BE MADE TO OTTAWA FORTHWITH SO THAT THE FALL ELECTION CAN BE HELD UNDER THE CHANGES IN THE CONSTITUTION OF THE YUKON ACT. MR. SPEAKER, I THINK THAT ALL MEMBERS KNOW, THAT ALL MEMBERS HAVE MANY, MANY THINGS TO SAY ON THIS BILL BUT RATHER THAN TAKE THE TIME OF THE HOUSE AT THIS TIME, I THINK IT WOULD PROBABLY BE MORE EXPEDITIOUS TO LEAVE THAT DEBATE FOR COMMITTEE. I JUST WANTED TO LET ALL MEMBERS BE AWARE OF THE PRIORITIES THEY SHOULD BE GIVING TO THIS, OF COURSE, ITEM OF UTMOST IMPORTANCE, AT THIS TIME. THANK YOU MR. SPEAKER.

MR. TANNER: MR. SPEAKER, I WOULD DRAW TO ALL MEMBERS' ATTENTION THAT, WHAT THE HONOURABLE MEMBER WHO HAS JUST SPOKEN IS PRIMARILY CORRECT. ONE THING THAT SHOULD BE BROUGHT TO THE ATTENTION OF THE MEMBERS OF THIS HOUSE IS THE FACT THAT THE NORTHWEST TERRITORIES COUNCIL IS NOT NOW SITTING AND THEY HAVE GOT TO BE CALLED TOGETHER AND GIVES THIS HOUSE, PROBABLY A FEW MORE DAYS BECAUSE OBVIOUSLY, THE COMMITTEE IN OTTAWA

WILL NOT SIT UNTIL IT HEARS BOTH COUNCILS. SO IT DOES ALLOW US A LITTLE MORE TIME THAN WE WOULD NORMALLY HAVE UNDER OTHER CIRCUMSTANCES, MR. SPEAKER.

MR. CHAMBERLIST: MR. SPEAKER, THERE IS NO DOUBT ABOUT THE HIGH PRIORITY, MUCH HIGHER THAN ANYTHING ELSE THAT IS BEFORE COUNCIL AT THIS TIME AND I CONCUR FULLY WITH WHAT THE HONOURABLE MEMBER FROM WHITEHORSE SAID AND I TRUST THAT THE MAJORITY MEMBERS OF THIS HOUSE WILL RECOGNIZE THAT IT IS TOP PRIORITY.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: ARE YOU AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MOTION NO. 3.

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR MCKINNON, SECONDED BY COUNCILLOR TAYLOR THAT THE 13TH SESSION OF 22ND WHOLLY ELECTED COUNCIL OF THE YUKON TERRITORY PRESENTLY IN SESSION, UNANIMOUSLY SUPPORT C II, AN ACT TO AMEND THE BRITISH NORTH AMERICA ACT 1867 TO 1965 WHICH WILL ENTITLE THE YUKON TERRITORY AND THE NORTHWEST TERRITORIES TO BE REPRESENTED IN THE SENATE BY ONE MEMBER EACH. ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME?

MR. MCKINNON: YES, MR. SPEAKER. NOBODY GOES BACK INTO HISTORY WITH SOME OF THE DEBATES I HELD IN THE UNIVERSITY ON THE ABOLITION OF THE SENATE AS A USELESS PIECE OF MACHINERY IN THE CANADIAN CONSTITUTIONAL MAKEUP, I DON'T THINK, REALLY, THE MEMBERS SHOULD BE WORRYING ABOUT GETTING INTO THE DEBATE, WHETHER THEY THINK THE SENATE PERFORMS A USEFUL FUNCTION OR WHETHER IT SHOULD BE ABOLISHED OR WHETHER IT SHOULD BE AMENDED OR ANY OF THESE ITEMS. I THINK THE POINT OF FACT IS THAT THE SENATE IS PART OF THE CONSTITUTION OF CANADA AND THE ONLY WAY IT CAN BE CHANGED IS THROUGH THE PARLIAMENT

OF CANADA AND AMENDMENTS TO THE BNA ACT OF WHICH WE HAVE NO CONTROL. AS LONG AS THE SENATE IS THERE AND IT IS AVAILABLE AND ALL OTHER JURISDICTIONS IN CANADA HAVE REPRESENTATION IN THE SENATE, I THINK THAT THE YUKON AND NORTHWEST TERRITORIES SHOULD ALSO HAVE REPRESENTATION ON THIS BODY. OF COURSE, BILL NO. C-9 IS NOW REPORTED BACK FROM COMMITTEE WITHOUT AMENDMENT. THERE IS STILL DEBATE ON THE REPORTS MADE IN THE HOUSE BEFORE THIRD READING AND I THINK IT WOULD BEHOVE THIS COUNCIL TO HAVE THE MOTION BEFORE PARLIAMENT THAT WE DO ACCEPT THE PRINCIPLE OF BILL C-11 WHICH WOULD PROVIDE SENATE REPRESENTATION FROM BOTH THE YUKON AND THE NORTHWEST TERRITORIES. I THINK IT WOULD BE AN INDICATION TO THE PARLIAMENTARIANS THAT WE ARE FULLY IN ACCORD WITH THE CHANGES IN THE BRITISH NORTH AMERICA ACT WHICH WOULD PROVIDE FOR THIS PRIVILEGE FOR THE FIRST TIME IN THE YUKON HISTORY. OF COURSE THEN, IF THIS IS DONE, IT LEAVES THE GUESSING GAME OF WHO WILL BE THE FIRST SENATOR FOR THE YUKON AND THERE HAS BEEN MUCH SPECULATION ALREADY THAT THE PRESENT COMMISSIONER MAY NOT BE FULFILLING ANOTHER APPOINTMENT AS THE COMMISSIONER OF THE YUKON TERRITORY. PERHAPS HE WILL BE THE ONE WHO WILL BE AVAILABLE FOR THE SENATOR'S POSITION AND, MR. SPEAKER, ANYTHING THAT I COULD DO TO HASTEN MR. COMMISSIONER'S DEPARTURE FROM THE COMMISSIONER'S POSITION AND DOWN TO OTTAWA, I WOULD ALSO BE VERY HAPPY TO DO. SO, MR. SPEAKER, I THINK THAT THIS MOTION WOULD BE RESENTED AS SUPERFLUOUS IF THE BILL HAD PASSED THE REPORT STAGE AND HAD BEEN GIVEN THIRD READING, BUT AS IT PRESENTLY SITS IN THE REPORT STAGE BEFORE THE HOUSE, I THINK A MOTION SUPPORTING THE PRINCIPLE OF BILL C-9 FROM ALL THE ELECTED MEMBERS OF THE YUKON COUNCIL WOULD ASSURE AND ENSURE THAT THE BILL WAS PASSED, PERHAPS UNANIMOUSLY, IN THE HOUSE OF COMMONS. THANK YOU, MR. SPEAKER.

MR. TAYLOR: MR. SPEAKER, AS SECONDER OF THE MOTION, I WOULD JUST BRIEFLY LIKE TO SAY THAT THE INTRODUCTION AND FINAL ACCEPTANCE OF BILL C-11 CULMINATES WHAT HAS BEEN A PROJECT, I THINK, OF SUCCESSIVE COUNCILS. CERTAINLY DURING MY EXPERIENCE IN THE YUKON AND EACH ONE, AT SOME POINT IN TIME, HAD EXPRESSED THE DESIRE THAT THE YUKON PARTICIPATE IN THE DEBATES OF THE SENATE WHICH, OF COURSE, YOU MUST APPRECIATE IS A JOINT HOUSE OF PARLIAMENT AND I REALLY THINK AND CONSIDER THIS IS A REAL STEP FORWARD TOWARD EVENTUALLY THE DAY WE TAKE OUR FULL PLACE IN CONFEDERATION. I CERTAINLY HOPE THAT ALL MEMBERS WOULD SUPPORT THE MOTION.

MR. CHAMBERLIST: MR. SPEAKER, I AM GOING TO SUPPORT THE MOTION ALTHOUGH I RAISE SOME OBJECTION FROM WHAT THE HONOURABLE MEMBER FOR WHITEHORSE WEST HAS SAID WITH REFERENCE TO THE COMMISSIONER. I CERTAINLY WOULD LIKE TO HASTEN HIM AWAY FROM THE TERRITORIAL ADMINISTRATION IN A COMPLETE MANNER BUT I DON'T THINK THAT IT WOULD BE CORRECT FOR US TO ENCOURAGE THE GOVERNMENT OF CANADA TO APPOINT A PERSON SUCH AS HE TO THE SENATE BECAUSE I THINK IT SHOULD BE A PERSON WHO HAS SHOWN MUCH RESPONSIBILITY AND NOT IRRESPONSIBILITY AS HAS BEEN MADE BY THE COMMISSIONER. CERTAINLY IN VIEW OF WHAT HE SAID ON PAGE 5 OF HIS OPENING ADDRESS; HE MADE CERTAIN SUGGESTIONS THAT THERE SHOULD BE PROVISIONS FOR HIS RESIDENCE INVOLVEMENT IN THE BUSINESS BOARDS OF THE YUKON I WAS THINKING OF THAT WHEN HE MADE THOSE REMARKS AS HE WAS APPLYING TO VARIOUS COMPANIES IN THE YUKON FOR A POSITION, KNOWING FULL WELL, THAT HIS DAYS ARE QUICKLY COMING TO AN END IN THE YUKON. CERTAINLY THE BILL THAT HAS BEEN BROUGHT FORWARD BY THE OTHER PLACE IS ONE THAT WE ALL WELCOME AND I HOPE WE SUPPORT IT UNANIMOUSLY BUT CERTAINLY THOSE WHO AGREE, OUR VOTES AND PROCEEDINGS SHOULD BE MADE AWARE THAT IT'S NOT A UNANIMOUS SITUATION THAT HE BE RECOMMENDED TO GO TO THE SENATE. NOR, IF IT CAME TO THE VOTE OF THE PEOPLE OF THE YUKON, WOULD THE PEOPLE OF THE YUKON ENCOURAGE JAMES SMITH, COMMISSIONER TO BE THE SENATOR FOR THE YUKON.

MR. MCKINNON: WE WANT NORM.

LAUGHTER

MR. TAYLOR: WE COULDN'T GET RID OF HIM IF WE TRIED.

MR. MCKINNON: MR. SPEAKER, I HAVE EVERY INTENTION OF SUPPORTING THIS MOTION. I WOULD JUST LIKE TO MAKE ONE SUGGESTION ABOUT THE WORDS "13TH SESSION" ARE REALLY NOT NECESSARY. WOULD IT NOT BE BETTER FOR THE MOTION TO BE WORDED "OF THE 22ND WHOLLY ELECTED COUNCIL" - IT IS JUST A SUGGESTION. ...TYPOGRAPHICAL ERROR.

MR. TANNER: MR. SPEAKER, I HAVE A QUESTION TOO FOR THE MOVER AND SECONDER AND I AM GOING TO SUPPORT BILL. IN THE BODY OF THE ADDRESS OR SOMEBODY WITHIN THE BILL, COULD YOU NOT HAVE IT ADDRESSED TO SOMEBODY IN OTTAWA RATHER THAN THE SPEAKER OR SOMEBODY IN THE COMMONS?

MR. MCKINNON: I WOULD SUGGEST, MR. SPEAKER, I CAN ANSWER THE QUESTION THAT THE HONOURABLE

MEMBER ON THE GOVERNMENT SIDE OF THE HOUSE

MR. CHAMBERLIST: THE DIRECTOR OF TERRITORIAL..

SOME HONOURABLE MEMBERS CALLING FOR QUESTION.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

QUESTION PERIOD.

MR. SPEAKER: NOW WE COME TO THE QUESTION PERIOD. MADAM CLERK WILL YOU SEE IF THE COMMISSIONER IS AVAILABLE? WE WILL NOW HAVE A SHORT RECESS.

RECESS

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY QUESTIONS?

MR. COMMISSIONER: MR. SPEAKER, I WONDER, JUST BEFORE I START, I HAVE A TELEX MESSAGE HERE THIS MORNING FROM JUDGE BUCHANAN, THE CHAIRMAN OF THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, THAT I WOULD LIKE TO DELIVER TO YOU AND HONOURABLE MEMBERS AT THIS TIME. THE COMMITTEE HAS BEFORE THEM, BILL C AN ACT TO AMEND THE YUKON ACT, THE NORTHWEST TERRITORIES ACT AND THE CANADA ELECTIONS ACT AND HAS DECIDED TO DEFER FURTHER CONSIDERATION OF THIS BILL UNTIL THE COUNCILS OF THE NORTH WEST TERRITORIES AND THE YUKON TERRITORY MEET AND DECIDE WHETHER THEY WISH TO PRESENT THEIR VIEWS OR COMMENTS TO THE COMMITTEE. COPIES OF THE BILL ARE BEING FORWARDED TO YOU BY SPECIAL DELIVERY FOR IMMEDIATE DISTRIBUTION TO THE COUNCILLORS. IN VIEW OF THE TIME CONSTRAINTS AND THE ANTICIPATED FALL ELECTIONS, THE COMMITTEE WOULD APPRECIATE HEARING THE COUNCIL'S INTENTIONS AS SOON AS POSSIBLE. I WILL GIVE THIS TELEX TO THE CLERK.

MR. SPEAKER: ARE THERE ANY QUESTIONS?

QUESTION RE: APPOINTMENT OF MR. MILLER TO THE EXECUTIVE COMMITTEE

MR. CHAMBERLIST: MR. SPEAKER, THE QUESTIONS TO MR. COMMISSIONER. MR. COMMISSIONER, LAST SESSION I ASKED A SERIES OF QUESTIONS AND I AM GOING TO REPEAT THOSE QUESTIONS. THE SERIES OF QUESTIONS WERE AS FOLLOWS. IT DEALT WITH THE APPOINTMENT OF MR. MILLER TO THE EXECUTIVE COMMITTEE. THE QUESTIONS WERE AS FOLLOWS:

WAS AN INTERNAL COMPETITION HELD FOR THIS JOB? WAS SENIOR CIVIL SERVANTS GIVEN CONSIDERATION? DID MR. MILLER APPLY IN THE COMPETITION? ON WHAT GROUNDS WERE THE LEGITIMATE APPLICANTS REJECTED?

WHEN AND HOW WAS THE COMPETITION TERMINATED? IF MR. MILLER DID NOT APPLY AND THE COMPETITION WAS TERMINATED, HOW DID HE RECEIVE THE APPOINTMENT?

WAS MR. MILLER GIVEN THE JOB ON THE CONTRACTUAL RELATIONSHIP WITH Y.T.G.?

IN ANY EVENT, HOW COULD HE BE APPOINTED WHEN MR. FLEMING WAS STILL IN THAT POSITION BUT ON SICK LEAVE?

THEY WERE OUT FOR WRITTEN ANSWERS.

A MONTH HAS PASSED BY, MR. COMMISSIONER. ARE WE GOING TO GET ANSWERS TO THOSE QUESTIONS?

MR. COMMISSIONER: MR. SPEAKER, THE ANSWERS ARE ON MY DESK READY FOR SIGNATURE.

QUESTION RE: BILLING FOR OUT-PATIENTS TO HOSPITALS AND NURSING STATIONS

MR. CHAMBERLIST: WHAT CHANGES ARE BEING MADE RE: BILLING FOR OUT-PATIENTS TO HOSPITALS AND NURSING STATIONS? AS MR. COMMISSIONER IS AWARE, AT THE WHITEHORSE GENERAL HOSPITAL BOARD AND AT OTHER TIMES, I HAVE ASKED AND MADE RECOMMENDATIONS THAT THESE CHARGES BE CANCELLED AND THAT THEY BE ACCEPTED BY THE YUKON HEALTH CARE INSURANCE PLAN. HAS MR. COMMISSIONER TAKEN ANY STEPS IN THIS REGARD?

MR. COMMISSIONER: I WOULD ASK THAT COUNCILLOR TANNER BE PERMITTED TO ANSWER THIS.

MR. TANNER: MR. SPEAKER, IN ANSWER TO THE MEMBER'S QUESTION. YES, IT HAS BEEN TAKEN UNDER ADVISEMENT. WE HAVE A PLAN AFOOT WHICH

WE THINK WE CAN ELIMINATE THAT PROBLEM AND WITH ANY LUCK WE SHOULD HAVE SOMETHING WITHIN A VERY FEW MONTHS. THAT IS THE REPLY TO THAT QUESTION.

MR. CHAMBERLIST: WITHIN A VERY FEW MONTHS, DID YOU SAY?

MR. TANNER: YES, MR. SPEAKER, BECAUSE IT DOESN'T ONLY INVOLVE MY DEPARTMENT BUT BOTH THE NATIONAL HEALTH AND WELFARE.

MR. CHAMBERLIST: THERE IS NO POINT, MR. SPEAKER, IN ATTEMPTING TO GET ANSWERS FROM MR. TANNER, BECAUSE HE IS WRONG. I WILL ASK MR. COMMISSIONER. MR. COMMISSIONER, IT WAS ALREADY A FORMULATED POLICY AS TO HOW TO OVERCOME THIS PROBLEM AND THAT WAS BY ACCEPTING THE PAYMENTS. NOW I AM BEING TOLD BY COUNCILLOR TANNER, THAT A FEW MONTHS ARE GOING TO ELAPSE. WILL THE COMMISSIONER ENSURE THAT DURING THIS SESSION, THIS SPECIFIC MATTER IS DEALT WITH SO THAT PEOPLE WHO REQUIRE TO VISIT THE HOSPITAL IN OUTLYING AREAS ESPECIALLY DO NOT BE CHARGED WHEN THERE ARE NO OTHER PLACES THEY CAN GO IN AND SEEK TREATMENT?

MR. COMMISSIONER: NO, I WON'T GIVE THAT UNDERTAKING, MR. SPEAKER.

MR. CHAMBERLIST: WOULD MR. COMMISSIONER INDICATE WHY HE WON'T GIVE AN UNDERTAKING?

MR. COMMISSIONER: NO.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?

QUESTION RE: RADIO AND TELEVISION FACILITIES IN ROSS RIVER AND TESLIN

MR. TAYLOR: MR. SPEAKER, I HAVE A QUESTION I WOULD DIRECT TO MR. COMMISSIONER THIS MORNING. I HAVE, FOR SOME TIME IN THIS HOUSE FOR MANY YEARS, ATTEMPTED TO ASK THE ADMINISTRATION FROM TIME TO TIME, TO COMMUNICATE WITH C.B.C. IN RESPECT TO RADIO AND TELEVISION FACILITIES IN ROSS RIVER AND TESLIN. I HAVE A REPLY FROM MR. COMMISSIONER TO HALF OF THE QUESTION ON JANUARY 4TH, POINTING OUT IN HIS REPLY THAT ROSS RIVER WILL RECEIVE RADIO AT A TARGET DATE OF AUGUST 1ST, 1974. I AM WONDERING IF MR. COMMISSIONER HAS YET HEARD, OR ANY RECENT NEWS SINCE LAST WE SAT, IN RESPECT OF THE TESLIN TELEVISION FACILITIES?

MR. COMMISSIONER: MR. SPEAKER, I AM QUITE CONFIDENT THAT THERE HAS BEEN NOTHING, BECAUSE IF THERE HAD BEEN, IF WE HAD HAD ANY MORE INFORMATION, IT WOULD HAVE BEEN CONVEYED TO THE HONOURABLE MEMBER WHO HAS BEEN ASKING THESE QUESTIONS ON A REGULAR AND PROPER BASIS.

QUESTION RE: MEETING BETWEEN COUNCILS OF N.W.T. AND YUKON

MR. TAYLOR: MR. SPEAKER, I HAVE A FURTHER QUESTION FOR MR. COMMISSIONER. IN RESPECT TO A REQUEST BY THE NORTHWEST TERRITORIES COUNCIL TO MEET WITH THE YUKON COUNCIL, HAS THE COMMISSIONER RECEIVED ANY SUCH REQUEST FROM THE GOVERNMENT OF THE NORTHWEST TERRITORIES FOR A MEETING BETWEEN THE COUNCILS. IF SO, WHAT REALLY WAS GIVEN?

MR. COMMISSIONER: MR. SPEAKER, TO THE BEST OF MY KNOWLEDGE, I HAVE NEVER HEARD FROM THE GOVERNMENT OF THE NORTHWEST TERRITORIES ON THIS. IT WAS A COMMUNICATION FROM ONE OF THE MEMBERS OF THE TERRITORIAL COUNCIL OF THE NORTHWEST TERRITORIES AND I TURNED THE QUESTION OVER TO THE CLERK. I BELIEVE THAT THERE WAS A PROPER REPLY MADE BUT AS FAR AS FROM THE GOVERNMENT OF THE NORTHWEST TERRITORIES IS CONCERNED, I AM QUITE CONFIDENT THAT WE HAVE NEVER RECEIVED ANY SUCH REQUEST, MR. SPEAKER.

MR. CHAMBERLIST: SUPPLEMENTARY TO THAT QUESTION, MR. COMMISSIONER, IS IT NOT TRUE THAT THE COMMUNICATION THAT WAS SENT TO THE PARTICULAR TERRITORIAL COUNCILLOR OF THE NORTHWEST TERRITORIES, INDICATED BY YOU THAT IT WOULD BE IMPOSSIBLE TO CALL COUNCIL TOGETHER AT THAT PARTICULAR TIME AND NOTWITHSTANDING THAT, YOU WERE ABLE TO CALL COUNCIL TOGETHER TWO DAYS LATER. IS IT NOT CORRECT?

MR. COMMISSIONER: IT COULD WELL BE. I DON'T KNOW.

MR. TAYLOR: SUPPLEMENTARY TO MY INITIAL QUESTION, MR. SPEAKER, COULD ANYONE HERE IN THIS CHAMBERS, ADVISE ME OF JUST WHAT THE REPLY TO THAT COMMUNICATION WAS?

MR. TANNER: MR. SPEAKER, I THINK I CAN REPLY TO THE HONOURABLE MEMBER. I DON'T KNOW HOW FAR IT WAS CIRCULATED, BUT CERTAINLY THE LETTER FROM ONE OF THE NORTHWEST TERRITORIES COUN-

CILLORS CAME TO ME AND THE QUESTION HE WAS ASKING IS WHAT EXPERIENCE HAD TAKEN PLACE IN THIS COUNCIL IN THE YUKON AND AS FAR AS THE EXECUTIVE COMMITTEE WAS CONCERNED, I ANSWERED IT AND I GOT A REPLY FROM THE COUNCILLOR THE OTHER DAY.

Mr. TAYLOR: YES, I ALSO REPLIED TO THIS GENTLEMAN. WHAT I'M ASKING ABOUT IS THE LETTER IN RESPECT TO THE MEETING BETWEEN THE TWO COUNCILS?

Mr. COMMISSIONER: IT WAS A LETTER FROM A PRIVATE COUNCILLOR, Mr. SPEAKER. WE NEVER HAD ANYTHING FROM THE GOVERNMENT OF THE NORTHWEST TERRITORIES.

Mr. TAYLOR: WHAT I'M ASKING IS WHAT WAS THE REPLY TO THE LETTER RESPECTING THE COMMISSIONER?

Mr. COMMISSIONER: THE PARTICULAR COUNCILLOR WAS SIMPLY ADVISED OF THE FACT THAT AT THAT TIME OUR COUNCIL WAS NOT IN SESSION - WORDS TO THIS PARTICULAR EFFECT.

Mr. MCKINNON: Mr. SPEAKER, TO CLARIFY MATTERS A LITTLE FURTHER, THERE HAVE BEEN TIMES WHEN THIS HOUSE HAS PASSED MOTION BY UNANIMOUS OPINION THAT WE MEET WITH THE NORTHWEST TERRITORY COUNCIL AND THERE HAS BEEN MOTIONS THE OTHER WAY AND ALWAYS WHEN IT GOT UP TO THE COMMISSIONER'S LEVEL OR THE MINISTER'S LEVEL, THESE MEETINGS HAVE BEEN SQUELCHED

Mr. COMMISSIONER: Mr. SPEAKER, AT NO TIME HAVE I EVER SQUELCHED ANY MEETING OR ANY PROPOSED MEETING BETWEEN THESE TWO COUNCILS IN MY OFFICIAL CAPACITY AS COMMISSIONER, I HAVE NEVER HAD THE OPPORTUNITY TO SQUELCH THE MEETING BECAUSE THERE HAS NEVER BEEN ANYTHING COME THAT WOULD ALLOW ME TO SQUELCH IT.

Mr. MCKINNON: Mr. SPEAKER, I THINK THAT PROBABLY Mr. COMMISSIONER MIGHT HAVE A GUILTY CONSCIENCE OR SOMETHING BECAUSE I DIDN'T MENTION HIM SPECIFICALLY. I SAID WHEN IT GOT UP TO THE COMMISSIONER'S LEVEL, I DIDN'T SAY IT WAS THIS COMMISSIONER'S LEVEL, BUT YOU CAN FIND IN THE VOTES AND PROCEEDINGS WHERE MOTIONS HAVE PASSED THIS HOUSE AND HAVE PASSED FOR A MEETING WITH THE NORTHWEST TERRITORIES COUNCIL. NOT ONE OF THESE MEETINGS COME TO FRUITION BECAUSE IT HAS BEEN THE POLICY OF THE INDIAN AFFAIRS AND NORTHERN DEVELOPMENT TO KEEP THE TWO COUNCILS APART.

Mr. COMMISSIONER: WELL THAT'S ANOTHER ANIMAL ALTOGETHER.

Mr. CHAMBERLIST: Mr. SPEAKER, MIGHT I POINT OUT TO THE COMMISSIONER AGAIN BY WAY OF A QUESTION. WOULD YOU BE PREPARED, Mr. COMMISSIONER, TO TABLE A COPY OF THE REPLY THAT YOU SENT TO THAT PARTICULAR COUNCILLOR IN THE NORTHWEST TERRITORIES SIGNED BY YOURSELF, SAYING THAT IN FACT YOU COULDN'T GET THE COUNCIL TOGETHER. AND CERTAINLY IF THAT WASN'T AN OPPORTUNITY TO KEEP THE COUNCILS APART, NOTHING ELSE IS. THIS IS, I DON'T WANT TO SEE YOU IN THE SENATE.

Mr. SPEAKER: COUNCILLOR TAYLOR?

QUESTION RE: MONTHLY PAYMENT FOR Y.T.C.'S
ELECTRICITY USED IN ROSS RIVER

Mr. TAYLOR: I HAVE A FURTHER QUESTION RESPECTING A PIECE OF CORRESPONDENCE ADDRESSED TO - WOULD YOU DIRECT MY QUESTION TO Mr. COMMISSIONER - ADDRESSED TO Mr. COMMISSIONER JAMES SMITH, ON MARCH 12TH, FROM Mr. DIECKMAN IN ROSS RIVER, IN WHICH HE ASKS: "I WOULD LIKE TO KNOW HOW MUCH MONEY IN TOTAL IS PAID TO THE YUKON ELECTRICAL COMPANY EACH MONTH BY THE TERRITORIAL GOVERNMENT FOR THE ELECTRICITY USED FOR THE GOVERNMENT IN ROSS RIVER ALONE." I AM WONDERING IF HE HAS YET REPLIED AND IF SO, JUST WHAT WOULD THAT AMOUNT BE?

Mr. COMMISSIONER: Mr. SPEAKER, IF MY MEMORY IS CORRECT, I THINK THE LETTER GOT TO MY DESK YESTERDAY AND I SENT IT AROUND FOR A REPLY TO BE CONSTRUCTED TO Mr. DIECKMAN. I DON'T KNOW WHAT THE AMOUNT IS ON THAT, Mr. SPEAKER.

Mr. TAYLOR: COULD I BE ADVISED WHEN THAT IS KNOWN?

Mr. COMMISSIONER: OH SURE. I THINK THAT THE HONOURABLE MEMBER, THE LETTER THAT HE REFERS TO, I THINK THAT HE IS MARKED AS A RECIPIENT OF A COPY OF THE LETTER THAT CAME TO ME, IF I'M CORRECT, SO WE'LL SIMPLY SEE THAT HE GETS A COPY OF THE REPLY.

QUESTION RE: DECISIONS AND REQUESTS OF RESOURCE ENVIRONMENT PEOPLE

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner whether requests and decisions made by the resource people under the Land Use regulations in the Northern Canada Inland Water Act, whether these come to the attention of the Commissioner, whether they come to the attention of the Executive Committee and whether the requests and the decisions could also be made available to all Members of Council? With all the new resource people that the Yukon has been inundated with, we're probably worse off in the dark to what is actually happening and what decisions are being made, than we ever were. Certainly to goodness it's about time that the elected Members of the Yukon Legislative Council had at least the courtesy of knowing what the Feds were doing with our country.

Mr. Commissioner: I will have to find out exactly what transpires with these particular things. I'm afraid that I just don't know the answer off hand, Mr. Speaker, but we'll certainly find out. Is that Land Use regulations?

Mr. McKinnon: All the decisions that are made by the Resource Environment people under the Land Use regulations in the north when a company applies for a Land Use regulation permit or when a mining operation applies for a water permit, we never see the request, we never know what the decisions are. I hear that there is a company called Anglo which has applied, from the rumours I hear and I won't make it a practice, and it has received 50 miles of the Yukon River for dredging purposes beginning next summer in the area where it was discovered last year that the salmon are actually breeding in the Yukon River. Where is the correlation of the input any person in the Yukon has whether this is a fact and if a request has been made, whether it has been granted or not. We don't know a damned thing about it.

Mr. Commissioner: Do these things get reported to a degree in the newsletter? Or do these not appear in the newsletter?

Mr. McKinnon: To some degree, they do.

Mr. Commissioner: I have to check on this, Mr. Speaker, but to the best of my knowledge, I think those things which appear in the newsletter were

probably about the extent of our internal knowledge of Y.T.G. I will check on this further for the Honourable Member.

QUESTION RE: INSTRUCTIONS OF THE MINISTER ON THE EXECUTIVE COMMITTEE

Mr. Chamberlist: Mr. Speaker, to Mr. Commissioner. Mr. Commissioner, on various orders issued by yourself relating to the Executive Committee, especially the appointed Members of the Executive Committee, you say "pursuant to the instructions given to him by the Minister of Indian Affairs and Northern Development under the provisions of Section 4 of the Yukon Act, and Commissioner's Order 1970/1, the Commissioner of the Yukon Territory is pleased to and doth hereby appoint." So my question to you Mr. Commissioner is this. With those instructions of the Minister on the Executive Committee, were they written or oral instructions?

Mr. Commissioner: Mr. Speaker, at this point in the time, I would have to determine to find out because all I can tell you is that I got the instruction Mr. Speaker, as to whether it was oral or written, I'm sorry, I just couldn't tell you that.

Mr. Chamberlist: Supplementary, Mr. Speaker, if they were written instructions, are you prepared to table for Members of Council a copy of those written instructions?

Mr. Commissioner: Mr. Speaker, I'm not prepared to commit myself on that until I determine what the instructions were, then I'm prepared to answer.

Mr. Chamberlist: Do I understand, Mr. Speaker, from Mr. Commissioner that he doesn't know what the instructions were? Well with respect, Mr. Speaker, Mr. Commissioner said - until I determine what the instructions were. I would like to know whether he knows what the instructions were. I didn't get what his answer says, not until I know what the instructions were. My question is, don't you know what the instructions were? If he says that he wants to review what the instructions were, that is something different, but he hasn't said that. I take it he doesn't want to answer.

QUESTION RE: DEPUTY SUPERINTENDENT OF SCHOOLS

MR. CHAMBERLIST: THE QUESTION I WOULD LIKE TO PUT EITHER THE COMMISSIONER OR THE HONOURABLE MEMBER FROM CARMACKS-KLUANE. WHO IS SUPERINTENDENT OF SCHOOLS?

MR. SPEAKER: WHO ARE YOU DIRECTING?

MR. CHAMBERLIST: I SAID EITHER ONE OF THEM, IF THEY COULD ANSWER, I WOULD LIKE TO GET EITHER THE COMMISSIONER OR THE HONOURABLE MEMBER FROM CARMACKS-KLUANE.

MRS. VATSON: MR. SPEAKER, I BELIEVE MR. FERBEY IS THE DEPUTY SUPERINTENDENT.

MR. CHAMBERLIST: WAS THERE EVER AN APPOINTMENT MADE PURSUANT TO THE SCHOOL ORDINANCE, THAT MR. FERBEY OR ANYBODY IS A DEPUTY SUPERINTENDENT OF SCHOOLS?

MRS. VATSON: MR. SPEAKER, I WILL HAVE TO CHECK ON THAT.

MR. CHAMBERLIST: WOULD THE HONOURABLE MEMBER ALSO DETERMINE THAT UNDER SECTION 5 THERE IS A MANDATORY REQUIREMENT FOR THERE TO BE A DEPUTY SUPERINTENDENT OF SCHOOLS APPOINTED BY THE COMMISSIONER AND THAT FROM MY INVESTIGATION, NO SUCH APPOINTMENT HAS BEEN MADE. THEREFORE, THE COMMISSIONER, ONCE MORE, IS ACTING CONTRARY TO THE LEGISLATION AS HAS BEEN USUAL IN THE PAST AND IS COMING UP MORE OFTEN.

QUESTION RE: NORTHERN PIPELINE

MR. SPEAKER: COUNCILLOR TAYLOR?

MR. TAYLOR: MR. SPEAKER, I HAVE A QUESTION THAT ARISES OUT OF A NEWS REPORT. THE GOVERNMENT OF THE YUKON TERRITORY HAS BEEN PRESENTED WITH A BRIEF OR A REPORT OF SOME NATURE RESPECTING A PIPELINE ACROSS THE NORTHERN PART OF THE YUKON TERRITORY. I AM WONDERING, MR. COMMISSIONER IF IT IS THE INTENTION OF THE ADMINISTRATION, TO TABLE FOR ALL MEMBERS OF COUNCIL, GENERALLY THE MATTERS RELATING TO THIS PROPOSAL. ORDER PLEASE, MR. SPEAKER. I FIND NO LEVITY IN THIS MATTER. I AM WONDERING MR. SPEAKER, IF THE INTENTION OF HAVING, MR. SPEAKER, SOME OF THE FACTS RELATED TO THIS MATTER TABLED BEFORE EACH MEMBER OF COUNCIL FOR THEIR CONSIDERATION INASMUCH AS IT DOES AFFECT THE TERRITORY AND THE PEOPLE OF THE TERRITORY. ALSO I MIGHT ADD THAT ANY OTHER PROPOSAL THAT MAY BE

FORTHCOMING IN RELATION TO THIS - - -

MR. CHAMBERLIST: I WOULD LIKE A COPY.

SOME MEMBERS: LAUGHTER.

MR. SPEAKER: ORDER.

MR. COMMISSIONER: MR. SPEAKER, THIS WASN'T MY IDEA.

THIS IS ARCTIC GAS WHO PUT THIS BOOK OF KNOWLEDGE TOGETHER. THERE IS A COPY OF IT OVER IN THE LIBRARY. THAT IS AS FAR AS I'M GOING. IF THE HONOURABLE MEMBERS WANT MORE, GIVE ME A REQUEST ON CANADIAN ARCTIC GAS. I WILL PASS IT ON.

MR. TAYLOR: MR. SPEAKER, WITH RESPECT. I AM NOT REFERRING THAT WE SHOULD PICK UP LOADS OF DATA BUT WHAT I AM SAYING THAT THERE MUST BE A SUMMATION OF THESE REPORTS. IT IS THE SUMMATIONS OF THE REPORTS THAT ARE, I THINK, MOST IMPORTANT TO HAVE. I THINK IF ANYONE REQUESTED ANY DETAIL ON THEM, THEY COULD REALLY CONSULT WITH THE GOVERNMENT IN RESPECT OF ANY SUCH DETAIL. I THINK THE SUMMATION SHOULD BE LAID BEFORE THE COUNCIL. THESE REPORTS, THEY MAY AFFECT THE LAND OR THE TERRITORY IN GENERAL. THAT'S WHAT THIS LEGISLATURE IS SUPPOSEDLY ABOUT. TO KEEP ABREAST OF THESE MATTERS AND LEGISLATION IN RESPECT OF.

MR. COMMISSIONER: WELL, MR. SPEAKER, FOR ME TO INFER THAT I HAVE THE REMOTEST CLUE CONCERNING IN WHAT ALL THIS PACKAGE IS ABOUT IS JUST IMPOSSIBLE FOR ME TO SAY SO. I WOULD LIKE TO SUGGEST THAT THE HONOURABLE MEMBER MIGHT TAKE A LOOK AT THE PACKAGE THAT HAS BEEN GIVEN OUT TO THE PUBLIC AND IF THERE ARE ANY PORTIONS OF IT THAT HE FEELS THAT HE OR OTHER MEMBERS OF THE COUNCIL WOULD LIKE TO HAVE COPIES OF, I WOULD CERTAINLY MAKE THAT REQUEST TO THE CANADIAN ARCTIC GAS PEOPLE AND I AM SURE THAT THEY WOULD DO THEIR UTMOST TO COMPLY WITH IT. TO EVEN KNOW WHAT A SUMMARY OF THIS THING IS, MR. SPEAKER, BEYOND ME.

MR. CHAMBERLIST: A SUPPLEMENTARY, MR. SPEAKER. I WONDER IF MR. COMMISSIONER COULD ATTEMPT TO GET FROM THE PEOPLE WHO HAVE SUPPLIED THE WHOLE DATA A CONSOLIDATED SUMMARY OF WHAT THE WHOLE REPORT IS ABOUT BECAUSE CERTAINLY THIS IS THE TYPE OF REPORT OF INTEREST TO THE PEOPLE OF THE YUKON AND CERTAINLY, WITHOUT LEVITY,

WE DON'T WANT TO TAKE FIVE HUNDRED BOOKS AND START GOING THROUGH THEM. USUALLY, THESE PEOPLE PREPARE A SUMMARY. COULD THE SUMMARY BE OBTAINED SO THAT WE KNOW WHAT THE WHOLE THING IS ABOUT? I THINK THAT THE COMMISSIONER SHOULD GET A COPY OF THE SUMMARY FOR HIMSELF SO THAT AT LEAST HE CAN GET SOME KNOWLEDGE OF WHAT IS GOING ON. IF HE SAID THAT HE IS NOT GOING TO LOOK AT THEM, HE'LL NEVER KNOW.

MR. SPEAKER: A SUMMARY WILL BE WRITTEN IN.

MR. CHAMBERLIST: I WONDER IF I CAN GET AN ANSWER FROM THE COMMISSIONER IF HE WILL TRY TO GET A SUMMARY?

MR. COMMISSIONER: MR. SPEAKER, I MUST BE VERY HONEST. I DON'T EVEN KNOW IF SUCH A THING EXISTS. CERTAINLY, IF THERE IS IN EXISTENCE SUCH A THING, I WILL KNOW THAT EFFORTS WILL BE MADE TO HAVE IT AVAILABLE TO COUNCIL MEMBERS. I DO NOT WISH TO INFER BUT I DON'T EVEN BELIEVE THAT THERE IS SUCH A PART OF THE PACKAGE.

QUESTION RE: DISPOSABLE BOTTLES

MR. STUTTER: MR. SPEAKER, AT THE LAST SPECIAL SESSION OF COUNCIL, MR. COMMISSIONER HAVE SOME INDICATION THAT THE ADMINISTRATION WOULD BE PUTTING SOME INFORMATION BEFORE COUNCIL REGARDING DISPOSABLE BOTTLES AND NON-DISPOSABLE BOTTLES IN THE TERRITORY. WITH THE SUMMER SEASON JUST AROUND THE CORNER, I WONDER IF THERE IS ANY CHANCE OF US GETTING THAT INFORMATION THIS SESSION?

MR. CHAMBERLIST: IT IS A TABLED PAPER. BUT IT'S NOT VERY HELPFUL.

MR. STUTTER: I UNDERSTAND THAT IT IS THE LEGISLATIVE RETURN IN FRONT OF US NOW, MR. SPEAKER, I WITHDRAW THE QUESTION.

MR. SPEAKER: COUNCILLOR TAYLOR,

QUESTION RE: GROUND CONDITIONS IN FARO

MR. TAYLOR: MR. SPEAKER, ANOTHER QUESTION THAT I THINK IS OF IMPORTANCE. IN VIEW OF A HIGHLY DANGEROUS AND EVER INCREASING DANGER OF SUB-SOILS SLIDING IN THE FARO MUNICIPALITY, AND ALSO IN VIEW OF THE REPEATED PROBLEMS THAT HAVE OCCURRED IN THE SEWER AND WATER SYSTEMS IN THE MUNICIPALITY OF FARO AND THE SETTLING OF BUILDINGS AND RELATED THINGS TO THIS PROBLEM, I AM WONDERING

IF THE COMMISSIONER HAS EVER BEEN APPROACHED BY ANVIL, THE MUNICIPALITY OR ANY INDIVIDUALS WITH RESPECT TO EITHER A MEETING BETWEEN ALL PARTIES CONCERNED OR A PUBLIC INQUIRY IN RELATION TO SOLVING THIS GREAT PROBLEM IN FARO.

MR. COMMISSIONER: MR. SPEAKER, THE ONLY THING THAT I AM AWARE OF IS THE RETENTION OF THE MUNICIPALITY OR ANVIL OR POSSIBLY BOTH OF THE FIRM OF CONSULTING ENGINEERS IN CONNECTION WITH THE WATER SYSTEM. I AM NOT AWARE OF ANYTHING ELSE THAT HAS TRANSPIRED AND TO MY KNOWLEDGE, WHATEVER THE REPORT IS, WHATEVER THE REPORTS OF THESE CONSULTANTS ARE, IF IT IS AVAILABLE, TO MY KNOWLEDGE, IT HASN'T BEEN FORWARDED TO THE TERRITORIAL GOVERNMENT UP TO THIS POINT. I AM NOT AWARE OF ANYTHING BEYOND THAT, MR. SPEAKER.

MR. TAYLOR: SUPPLEMENTARY TO THAT THEN, DO I HAVE IT FROM MR. COMMISSIONER THAT APART FROM MY OWN PERSONAL REQUEST FOR A MEETING BETWEEN ANVIL, THE MUNICIPALITY, FEDERAL AND TERRITORIAL GOVERNMENTS, THERE HAS BEEN OFFICIAL REQUEST BY ANYONE TO THE GOVERNMENT OF THE YUKON TERRITORY FOR A MEETING ON THIS SUBJECT OR A PUBLIC INQUIRY INTO THE SUB-SOIL SITUATION AND ALL ITS RELATED PROBLEMS, BUILDINGS FALLING DOWN, PIPES BREAKING IN RESPECT TO FARO? IS THIS CORRECT?

MR. COMMISSIONER: MR. SPEAKER, IT WOULD NOT BE RIGHT FOR ME TO SAY THAT SUCH A REQUEST HAS NOT BEEN MADE. BUT TO THE BEST OF MY KNOWLEDGE, IT HAS NOT BEEN MADE. I HAVE NOT SEEN IT, MR. SPEAKER.

MR. TAYLOR: IF SUCH A REQUEST WAS MADE BY ONE OR MORE OF THE PARTIES, WOULD THE COMMISSIONER GIVE CONSIDERATION TO THE ESTABLISHMENT OF A PUBLIC INQUIRY FOR THE PURPOSE OF LOOKING INTO THIS WHOLE MATTER AND RESOLVING IT?

MR. COMMISSIONER: WELL, MR. SPEAKER, I THINK THAT I WOULD LIKE TO HAVE THE OPPORTUNITY OF SEEING A REQUEST BEFORE ME OF THAT NATURE AND THEN PASSING JUDGEMENT ON WHAT THE INFORMATION THAT WAS CONTAINED IN THE REQUEST, MR. SPEAKER.

QUESTION RE: AGREEMENT BETWEEN THE YUKON MEDICAL PROFESSION AND THE HEALTH CARE INSURANCE PLAN

MR. CHAMBERLIST: MR. SPEAKER, THESE ARE A FEW QUESTIONS THAT THE HONOURABLE MEMBER FROM WHITEHORSE-NORTH MIGHT BE ABLE TO ANSWER. HAS THERE BEEN AN AGREEMENT SIGNED BETWEEN THE

YUKON MEDICAL PROFESSION AND THE HEALTH CARE INSURANCE PLAN?

Mr. TANNER: ASK THEM ALL AT ONCE.

Mr. CHAMBERLIST: CAN THE HONOURABLE MEMBER ANSWER THE QUESTION? HE WANTS ME TO ASK THEM ALL AT ONCE. TO ASK HIM THEM ALL AT ONCE WOULD BE TOO MUCH FOR HIS MIND. I WANT TO DO IT EASY. ONE AT A TIME.

Mr. TANNER: MR. SPEAKER, ALL THESE ANSWERS, ALL THE ANTICIPATED ANSWERS, ARE IN THE SESSIONAL PAPER.

Mr. CHAMBERLIST: THERE IS NO SESSIONAL PAPER BEFORE ME NOW IN WHICH THERE IS AN ANSWER.

Mr. TANNER: THERE IS A SESSIONAL PAPER IN FRONT OF THE MEMBER. IF HE WOULD TAKE THE TIME AND READ IT, HE WILL HAVE THE ANSWER.

Mr. CHAMBERLIST: WE DON'T GET THE TIME TO READ IT WHEN IT COMES TO US AT A MINUTE AFTER TEN IN THE MORNING.

Mr. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?

QUESTION RE: PUBLIC DRINKING

Mr. McKINNON: I WOULD LIKE TO ASK MR. LEGAL ADVISER IF AUTHORITY CAN BE DELEGATED BY THIS HOUSE TO ALLOW MUNICIPALITIES TO CONTROL PUBLIC DRINKING IN ITS BOUNDARIES?

Mr. LEGAL ADVISER: YES, MR. SPEAKER, BUT IT MAY REQUIRE AN ORDINANCE TO DO THIS.

QUESTION RE: ARCTIC WINTER GAMES MEETING

Mr. McKINNON: MR. SPEAKER, I WOULD LIKE TO ASK MR. COMMISSIONER A QUESTION. IT COMES TO MY ATTENTION THAT THERE WAS A MEETING BETWEEN THE COMMISSIONER OF THE NORTHWEST TERRITORIES, THE GOVERNOR OF ALASKA AND THE COMMISSIONER OF THE YUKON AND I BELIEVE ONE OF THE POLITICAL PEOPLE FROM QUEBEC DURING THE ARCTIC WINTER GAMES LAST MONTH IN ANCHORAGE. I WONDER, MR. SPEAKER, IF MR. COMMISSIONER COULD INFORM COUNCIL OF WHAT WAS DISCUSSED AT THE MEETING IN REGARDS TO THE FUTURE OF THE ARCTIC WINTER GAMES?

Mr. COMMISSIONER: BASICALLY, MR. SPEAKER, THE QUESTION WAS POSED, WERE THE PARTICIPATING PARTIES SATISFIED WITH THE CONCEPT OF THE ARCTIC

WINTER GAMES. THE ANSWER WAS YES. SHOULD THERE BE ANY KIND OF A REVIEW OF WHAT HAD TRANSPIRED AS A CONSEQUENCE OF THE FIRST SERIES OF GAMES? THE ANSWER WAS YES. HOW WAS THIS TO BE DONE? THE CORPORATION, I BELIEVE I AM USING THE RIGHT TERMINOLOGY, THE ARCTIC WINTER GAMES CORPORATION WAS TO PUT TOGETHER A COMPLETE REVIEW OF ACTIVITIES, AS A CONSEQUENCE OF THE FIRST THREE SETS OF GAMES. ONCE THIS COMPLETED, EACH GOVERNMENT EACH PARTICIPATING GOVERNMENT, THAT WOULD BE THE THREE ORIGINAL GOVERNMENTS, WOULD NOMINATE AN INDIVIDUAL WHO WOULD SIT DOWN WITH NOMINEES OF THE CORPORATION AND EXAMINE THESE VARIOUS THINGS AND THE RECOMMENDATIONS THAT WOULD COME FROM THIS WOULD BE THE REFINED CONCEPT, IF YOU WISH TO CALL IT THAT, THAT THE GAMES FORMAT WOULD FOLLOW FROM THAT POINT. THE QUESTION OF THE TIMING, I KNOW THIS IS THE WRONG WORD, BUT THE TIMING OF THE CYCLE, MR. SPEAKER, IN OTHER WORDS SHOULD IT CONTINUE TO BE A TWO-YEAR CYCLE OR SHOULD THE CYCLE POSSIBLY BE A THREE - YEAR ONE WAS DISCUSSED AND WHILE NO FINALITY WAS ARRIVED AT BECAUSE IT COULD CONCEIVABLY WAIT UNTIL THIS WHOLE EXAMINATION TOOK PLACE, THE CONSENSUS SEEMED TO BE THAT WITH THE INTRODUCTION OF ARCTIC QUEBEC AND THE CONSEQUENT VERY HEAVY TRANSPORTATION COSTS THAT WOULD ACCRUE TO ALL PEOPLE AS A CONSEQUENCE OF THIS; THAT STRONG CONSIDERATION WOULD BE GIVEN TO A THREE-YEAR CYCLE INSTEAD OF THE CURRENT TWO-YEAR CYCLE. I HAVE NOT HEARD ANYTHING FURTHER FROM THE CONSEQUENCES OF THIS MEETING. WE WERE TOLD BY THE MEMBER FROM THE ARCTIC WINTER GAMES CORPORATION THAT THE CORPORATION WAS VERY STRONGLY IN FAVOUR OF ARCTIC QUEBEC BEING THE HOST FOR THE NEXT GAMES AND THEY HAD A PRESENTATION WHICH WE WERE SHOWN FROM THE COMMUNITY OF SHEPPERVILLE, WHICH WAS SUPPORTED BY THE MEMBER FROM THE QUEBEC GOVERNMENT. IN QUICK SYNOPSIS, I DON'T THINK THAT THERE WAS ANYTHING ELSE THAT WAS DISCUSSED AT THAT TIME. I REPORTED TO EX COMM ON THIS. IS THERE ANYTHING FURTHER AT ALL, MRS. WATSON?

Mrs. WATSON: THAT WOULD BE A REVIEW MADE OF THIS WHOLE CONVERSATION.

Mr. McKINNON: MR. SPEAKER, WOULD THE COMMISSIONER CARE TO INDICATE WHETHER THE GAMES WILL BE HELD IN 1976 IN SHEPPERVILLE? IN 1976, IT WOULD BE THE ORDINARY CYCLE OF TWO YEARS.

Mr. COMMISSIONER: I'M SORRY, MR. SPEAKER, I CAN'T ANSWER THAT QUESTION AT THIS MOMENT.

Mr. McKINNON: MR. SPEAKER, IT WOULD BE DELIGHTFUL

TO KNOW THAT BECAUSE I HAVE SEEN HEADLINES IN ALASKA AND NORTHWEST TERRITORIES AND YUKON PUBLICATIONS THAT DECLARE OFFICIALLY THAT SHEPPERVILLE, QUEBEC IS THE SIGHT OF THE 1976 ARCTIC WINTER GAMES.

Mrs. WATSON: MR. SPEAKER, IN THAT CASE, THE DECISION WAS MADE BY THE CORPORATION AFTER THE RIGHT ...

QUESTION RE: AVAILABILITY OF COPIES OF AGREEMENT BETWEEN YUKON MEDICAL PROFESSION AND HEALTH CARE INSURANCE PLAN

MR. CHAMBERLIST: MR. SPEAKER, I HAVE A QUESTION OF COUNCILLOR TANNER, I HAVE LOOKED AT THE SESSIONAL PAPER AND IT DOESN'T ANSWER ONE OF THE QUESTIONS, CAN YOU SUPPLY MEMBERS OF TERRITORIAL COUNCIL WITH A COPY OF THE AGREEMENT ENTERED INTO BETWEEN THE MEDICAL PROFESSION AND THE COMMISSIONER?

MR. TANNER: NO, MR. SPEAKER.

MR. CHAMBERLIST: MR. SPEAKER, TO MR. COMMISSIONER. IS IT NOT SO THAT AN AGREEMENT ENTERED BETWEEN THE COMMISSIONER AND ANY OTHER PARTY IS A PUBLIC DOCUMENT?

MR. TANNER: MR. SPEAKER, COULD I REPHRASE MY QUESTION?

MR. SPEAKER: YES,

MR. TANNER: THAT IS, MY ANSWER.

MR. SPEAKER: ORDER.

MR. CHAMBERLIST: WE WILL ACCEPT HIS REPHRASAL OF HIS QUESTION WHICH WAS AN ANSWER.

QUESTION RE: POLICE SERVICES

MR. TAYLOR: ARISING OUT OF A QUESTION THAT I ASKED MR. COMMISSIONER YESTERDAY RESPECTING HIS BUDGET SPEECH, I HAVE JUST NOW BEEN PROVIDED WITH A COPY THIS MORNING. IT HAS TO DO WITH A QUESTION I ASKED ABOUT POLICE SERVICES, AND I FIND WHAT MR. COMMISSIONER DID SAY WAS, "... THAT A TAKE-OVER OF THE ADMINISTRATION OF JUSTICE BY THE LEGAL AFFAIRS REQUIREMENT AND THE SIGNING OF THE POLICE SERVICES AGREEMENT DURING THE LAST FISCAL YEAR WHILE SUBSTANTIALLY INCREASING OUR BUDGET, HAS PROVIDED US WITH FULL CONTROL OVER THIS ASPECT OF JUSTICE AND ADMINISTRATION OF THE YUKON." MY

QUESTION WAS AT THAT TIME, NOT HAVING THIS IN PRINT, WAS DID THE COMMISSIONER INFERE THAT INDEED THAT THE GOVERNMENT OF THE YUKON TERRITORY HAVE CONTROL OVER POLICE SERVICES. JUST THE WAY IT IS WORDED, I AM STILL NOT CLEAR ON THAT, BUT IF IT DOES NOT HAVE CONTROL, WHO IS IN ACTUAL CONTROL IN BEHALF OF THE TERRITORY? WOULD THIS THEN BE THE MINISTER?

MR. COMMISSIONER: MR. SPEAKER, SO THAT THERE IS NO MISINTERPRETATION, I WOULD ASK THAT THE LEGAL ADVISER EXPLAIN PRECISELY THE POSITION OF THE ATTORNEY GENERAL OF CANADA WITH THE DIRECTION OF THE POLICE IN THE YUKON, AND LIKEWISE THE POSITION OF THE COMMISSIONER.

MR. CHAMBERLIST: I THOUGHT FINGLAND WAS THE ATTORNEY GENERAL FOR THE YUKON TERRITORY.

MR. SPEAKER: ORDER.

MR. LEGAL ADVISER: MR. SPEAKER, THE POSITION IS VERY PRECISE AND IT IS EXPLAINED IN DETAIL IN THE SESSIONAL PAPER IN THIS HOUSE, WHICH IS IN THE ADMINISTRATION OF JUSTICE, THE ENFORCEMENT OF FEDERAL LAWS. THE POLICE ARE SUBJECT TO THE DIRECTION OF THE ATTORNEY GENERAL OF CANADA. IN THE ENFORCEMENT OF TERRITORIAL LEGISLATION, THE POLICE ARE SUBJECT TO THE DIRECTION OF THE COMMISSIONER OF THE TERRITORY. IN SECTION 4 AND SECTION 5 OF POLICE AGREEMENT THAT MAKES THIS VERY CLEAR.

MR. TAYLOR: SUPPLEMENTARY, IS IT NOT TRUE THAT WHEN WE WERE DISCUSSING THE ACCEPTANCE OF THE POLICE SERVICES AGREEMENT, THAT WE WERE ASSURED THAT SOMEONE WOULD ASSUME ON BEHALF OF THE TERRITORY THE POSITION OF A QUASI ATTORNEY GENERAL AND THIS WAS PART AND PARCEL OF DISCUSSION AT THAT TIME, NOT TAKING FROM THE REMARKS THAT THE COMMISSIONER HAS MADE IN RESPECT OF HIS BUDGET ADDRESS, I ASSUME THAT POSSIBLY THIS HAD OCCURRED. THAT IS WHAT GAVE RISE TO THE QUESTION.

QUESTION RE: REAL ESTATE BROKERS AND REAL ESTATE AGENTS

MR. CHAMBERLIST: MR. SPEAKER TO MR. COMMISSIONER, MR. COMMISSIONER, SOME CONSIDERABLE TIME I HAVE MADE SUGGESTIONS AND RECOMMENDATIONS WITH REFERENCE TO NEW LEGISLATION TO BE BROUGHT FORWARD OVER WHICH AREAS WE HAVE NO CONTROL WHATEVER. PRIMARILY, REAL ESTATE BROKERS AND REAL ESTATE AGENTS. THE GREAT PEOPLE OF THE YUKON HAVE BEEN TAKEN BY UNSCRUPOLOUS PEOPLE WHO DEAL IN REAL ESTATE AND I WOULD ASK MR. COMMISSIONER

WHETHER OR NOT IT IS THE ADMINISTRATION'S INTENTION TO BRING DOWN LEGISLATION DURING THIS SESSION IN THIS PARTICULAR AREA?

Mr. Commissioner: Mr. Speaker, it is not our intention to bring this legislation in at this session, but certainly I concur wholeheartedly with the suggestions that have been made from time to time by the Honourable Member of the need of loosely-termed real estate legislation. But we have a whole series of other legislative vacuums as well, Mr. Speaker, including the requirement for a new Professional's Ordinance, either individually covering professions or comprehensively covering them. Likewise, with regard to our insurance, we need legislation in that field as well. There is a whole great bug gap, Mr. Speaker that you might loosely term, our semi-social legislation that has got to be caught up in the very near future to bring out laws here in the Territory into align with those laws which are presently being applied in neighbouring provincial jurisdictions. One of them being particularly the real estate item that the Honourable Member has mentioned.

QUESTION RE: PROFESSIONS' ORDINANCE

Mr. Chamberlist: Mr. Speaker, I wonder if Mr. Commissioner could also indicate, although he has made reference to a Professions' Ordinance, could also indicate whether or not by either regulation this is possible, or by amendment to the Legal Professions' Ordinance the B.C. Bar Association or a number of the benchers of the B.C. Bar will act as the disciplinary committee for the legal profession of the Yukon. In some areas, there is an immediate requirement for a committee of this description to exist. At the present time, the Legal Adviser under the Ordinance, acts in that capacity, but a very difficult capacity. Is there any possibility and it wouldn't take much by way of amendment to bring forward for this session, legislation of so important a nature to the people of the Yukon?

Mr. Commissioner: Mr. Speaker, in the first instance, I want to agree entirely that the Legal Adviser for the Government of the Yukon Territory is being placed in the position as being the disciplinarian of the local bar is a totally untenable situation. As far as the question raised of the Honourable Member and the potential simplicity of it's being given affect to, I would ask to refer that question to the Legal Adviser

and ask his comment and opinion on the item expressed by the Honourable Member.

Mr. Legal Adviser: It is an extremely difficult question to answer and it has to be negotiated. It infringes not only on the Commissioner but other Commissioner as well and also on the jurisdictional area. I think that it should be possible to produce a legislative scheme which might or might not be suitable to this House and of course, in concurrence with the legal profession here and of the province chosen it has to be obtained. It is not a thing that can happen today or tomorrow, but it is something that must have care and I am sure careful consideration from the members.

Mr. Chamberlist: Mr. Speaker, I wonder if Mr. Legal Advisor, whom I have been asking from this for three years, while I was on the Executive Committee, and I am still getting the same answer, "We'll wait until somebody agrees with it." Why isn't the Administration working on this particular area which is of so much vital importance to the people of the Yukon Territory. I think that it is absolutely imperative, Mr. Speaker, that this be done forthwith and I would ask Mr. Legal Adviser whether or not he can't just deal with this particular profession at this time which is a noble profession but it is not being treated in a noble manner by some of the members that are here. Cannot the Legal Adviser bring forward a minimal type of legislation that will at least with this area ... this particular way. You have about five or six weeks to do this particular thing while we are in session.

Mr. Legal Adviser: Mr. Chairman, 5 or 6 weeks is a very short period of time in which to bring forward such legislation. For some considerable time there has been pressure. I think the Honourable Member himself, wants that, to bring forward a Professions' Ordinance controlling in one statute all the professions analogous to the method chosen by the Government of Quebec.

This does not appear to be a possibility in Territory. At least a workable possibility. Certainly I would make an attempt to bring forward to the Government for their consideration, during the next few weeks as to how they can organize the legal profession and if

I WAS LEFT ALONE WITH THE LEGAL PROFESSION, MR. CHAIRMAN, I MIGHT BE ABLE TO DO SOMETHING, BUT TO TRY AND FIND OUT NOT ONLY THE LEGAL PROFESSION BUT ALL THE OCCUPATIONS WHICH, CORRECTLY OR OTHERWISE, CLAIM TO BE PROFESSIONS AND DEAL WITH THEM IN A SELF-DISCIPLINING FASHION AS WAS DONE IN QUEBEC, APPEARS TO ME TO BE OUTSIDE THE REALM OF POSSIBILITY IN THE TERRITORY.

MR. CHAMBERLIST: I UNDERSTAND THEN, MR. SPEAKER, FROM WHAT MR. LEGAL ADVISOR SAID THAT HE CAN DURING THE NEXT FEW WEEKS, TAKE A LOOK AT THE SITUATION, VISIBLY, THE LEGAL PROFESSION. IS THAT CORRECT?

MR. LEGAL ADVISOR: YES, MR. CHAIRMAN.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS? WE WISH TO THANK MR. COMMISSIONER FOR HIS ATTENDANCE. AND THERE ARE NO PRIVATE BILLS IN ORDER TO BECOME PUBLIC BILLS IN ORDER?

BILL # 1 FIRST READING

IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT BILL NO. 1, INTITULED THE INTERIM SUPPLY ORDINANCE 1974-75, BE GIVEN FIRST READING.

MOTION CARRIED

MR. SPEAKER: WHEN SHALL THE BILL BE READ FOR A SECOND TIME.

MRS. WATSON: NOW, MR. SPEAKER

BILL #1, SECOND READING

IT WAS MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, THAT BILL NO. 1 ENTITLED, THE INTERIM SUPPLY ORDINANCE 1974-75, BE GIVEN SECOND READING AT THIS TIME.

MR. CHAMBERLIST: MR. SPEAKER, I AM GOING TO MAKE MY POSITION CLEAR, RELATIVE TO THIS PARTICULAR BILL. THIS PIECE OF LEGISLATION IN THE REQUEST FOR INTERIM SUPPLY, HAS BEEN BROUGHT ABOUT BY THE NEGLIGENCE OF THE COMMISSIONER IN THE MANNER IN WHICH HE DID USE COMMISSIONER'S ORDERS AT THE TIME OF 29TH OF NOVEMBER, 1970, AND WHICH CUMULATED IN THE COMPLETE MESS-UP OF THE STRUCTURES OF THE ADVISORY COMMITTEE OF

FINANCE. BECAUSE, IF HE WOULD HAVE CALLED A PROPER SESSION OF COUNCIL AT THAT TIME, TO REMOVE ME PROPERLY FROM THE ADVISORY COMMITTEE OF FINANCE, THE BUSINESS OF THE TERRITORIAL ADMINISTRATION WOULD HAVE BEEN ABLE TO CONTINUE IN A PROPER MANNER. HE FAILED TO DO THIS AND AS HE HAS SAID ALREADY, HE FOUND IT NECESSARY TO CORRECT. BUT IT WOULD APPEAR THAT WHAT HAS HAPPENED NOW, IS A COMPLAINT BECAUSE THIS IS THE TYPE OF BILL WHICH IS A COMPLAINT. WE HAVEN'T BEEN ABLE TO DEAL WITH THE BUDGET IN TIME, SO NOW WE MUST ASK FOR AN INTERIM SUPPLY. I JUST WANT TO RECORD IT, THAT THE RESPONSIBILITY

FOR THE INABILITY TO PROVIDE PROPER ADMINISTRATIVE CONDUCT IN THE ADMINISTRATION OF THE TERRITORIAL GOVERNMENT, IS THE INDECISION OF THE COMMISSIONER, THE LACK OF RESPONSIBILITY IN ACCEPTING THE LEGAL ADVICE OF THE LEGAL ADVISOR WHEN IT CAME TO THE SITUATION WHEN HE ISSUED ORDERS THAT WERE ILLEGAL.

I SAY, MR. SPEAKER, THAT I NEVER OPPOSE BILLS GOING INTO COMMITTEE OF THE WHOLE FOR DISCUSSION, UNLIKE OTHER HONOURABLE MEMBERS OF THIS HOUSE, BUT I AM CERTAINLY PLEASED TO SHOW TWO MEMBERS OF THIS COUNCIL THAT WHAT IS OCCURRING WITH THIS BILL IS THE RESULT OF NEGLIGENCE AND NOTHING BUT.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

MRS. WATSON: MR. SPEAKER, I WOULD LIKE TO POINT OUT TO THE HONOURABLE MEMBER THAT IN 1969, WHEN HE WAS THE SO CALLED CHAIRMAN OF THE ADVISORY COMMITTEE ON FINANCE...

MR. CHAMBERLIST: ON A POINT OF ORDER, SIT DOWN. DON'T YOU KNOW THE RULES? MR. SPEAKER, IN 1969, I WAS NOT CHAIRMAN OF THE ADVISORY COMMITTEE ON FINANCE.

MRS. WATSON: MR. SPEAKER, IN 1968, BEFORE HE WAS REMOVED AS CHAIRMAN OF THE ADVISORY COMMITTEE ON FINANCE, AS CHAIRMAN OF THE ADVISORY COMMITTEE ON FINANCE HE SAW IT NECESSARY TO BRING IN AN INTERIM SUPPLY ORDINANCE.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

MR. MCKINNON: MR. SPEAKER, I'VE SANCTIONED THIS AREA. I'VE BEEN CONSTANT THROUGHOUT THE YEARS BECAUSE I'VE ALWAYS FOUND IT DIFFICULT ON AN INTERIM SUPPLY BILL, THIS IS SPEAKING ON THE PRINCIPLE OF BRINGING INTERIM SUPPLY BILLS, THAT A MEMBER OF THE HOUSE DOES HAVE

GREAT DIFFICULTY IN HIS MIND BECAUSE IF YOU DO AGREE WITH 1/12 OF THE BUDGET, THEN YOU HAVE IN FACT AGREED WITH THE PRINCIPLE OF EVERYTHING THAT IS IN THE BUDGET. SO ONCE THE INTERIM SUPPLY BILL IS PASSED, THEN REALLY, THERE ISN'T ANY USE IN DEBATING IN ANY FORM ANY LONGER, BECAUSE YOU HAVE AGREED IN PRINCIPLE TO 1/12 OF THE FUNDS OF EVERY PROGRAM THAT THE GOVERNMENT IS PROPOSING DURING THE FISCAL YEAR. IT'S BEEN A CONUNDRUM THAT HAS FACED THIS HOUSE CONSTANTLY BY NOT BEING ABLE TO GET THE BUDGET SESSION COMPLETED BEFORE THE 1ST OF APRIL. I IMAGINE WE WILL JUST HAVE TO CONTINUE AS WE HAVE PRIOR BY GIVING THE 1/12 INTERIM SUPPLY BILL TO ALLOW THE PUBLIC SERVICE OF THE TERRITORY TO CONTINUE AND THEN DEBATE THE BUDGET AFTER. I FIND IT EXTREMELY DIFFICULT AND A WRONG PROCEDURE TO FOLLOW BECAUSE AS I SAY, YOU HAVE ACCEPTED, BY ACCEPTING THE INTERIM SUPPLY BILL, THE PRINCIPLE OF ALL THOSE MEASURES CONTAINED IN THE BUDGET EVEN THOUGH YOU HAVEN'T EXAMINED THE BUDGET AND SCRUTINIZED THE DETAIL. IT IS A DIFFICULT PROBLEM. THE ONLY ANSWER IS TO HAVE THIS BUDGET SESSION OF COUNCIL BE MOVED FORWARD SO THAT BY APRIL 1, THE BUDGET HAS BEEN PASSED IN ITS ENTIRE FORM WITHOUT HAVING TO GO TO THE INTERIM SUPPLY MEASURE.

IT IS A DIFFICULT QUESTION THAT EVERY MEMBER WHO ISN'T ON THE GOVERNMENT SIDE OF THIS HOUSE HAS TO FACE IN DEALING WITH THE INTERIM SUPPLY BILL.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MOTION CARRIED

BILL NO. 2 FIRST READING

IT WAS MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH THAT BILL NO. 2, INTITULED THE FIFTH APPROPRIATION ORDINANCE, 1973-74, BE GIVEN FIRST READING.

MOTION CARRIED

MR. SPEAKER: WHEN SHALL THE BILL BE READ FOR A SECOND TIME?

MRS. WATSON: NOW, MR. SPEAKER

BILL NO. 2 SECOND READING

IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, THAT BILL NO. 2 INTITULED THE FIFTH APPROPRIATION ORDINANCE, 1973-74, BE GIVEN SECOND READING.

MOTION CARRIED

BILL NO. 3 FIRST READING

IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, THAT BILL NO. 3 INTITULED THE FIRST APPROPRIATION ORDINANCE BE GIVEN FIRST READING.

MOTION CARRIED

MR. SPEAKER: WHEN WILL THE BILL BE READ FOR A SECOND TIME?

MRS. WATSON: NOW, MR. SPEAKER.

BILL NO. 3 SECOND READING

IT WAS MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, THAT BILL NO. 3 INTITULED THE FIRST APPROPRIATION ORDINANCE BE GIVEN SECOND READING.

MR. CHAMBERLIST: MR. SPEAKER, THERE HAS BEEN A VERY IMPORTANT ERROR GOING ALONG HERE. I WOULD LIKE TO POINT IT OUT TO THE HONOURABLE MEMBER FROM CARMACKS-KLUANE BECAUSE OBVIOUSLY SHE DOESN'T SEEM TO REALIZE WHAT SHE IS DOING. SHE READ OUT AND YOU, MR. SPEAKER REPEATED THE WORDS. YOU READ OUT, "FIRST APPROPRIATION ORDINANCE". I WOULD RESPECTFULLY POINT OUT THAT IT SAYS "FIRST APPROPRIATION ORDINANCE 1974-75". OTHERWISE, IT WOULD DEAL WITH ORDINANCES. I THINK THAT SHE SHOULD CORRECT THIS.

MRS. WATSON: MR. SPEAKER, THE HONOURABLE MEMBER HAS MADE A VERY VALID POINT AND I WOULD LIKE TO THANK HIM.

MR. SPEAKER: BILL NO. 3 READS, THE FIRST APPROPRIATION ORDINANCE, 1974-75.

MOTION CARRIED

BILL NO. 4 FIRST READING

IT WAS MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT BILL NO. 4 INTITULED THE FINANCIAL AGREEMENT ORDINANCE, 1974, BE GIVEN FIRST READING.

NOTION CARRIED

MR. SPEAKER: WHEN WILL THE BILL BE READ FOR THE SECOND TIME?

MRS. WATSON: NOW, MR. SPEAKER.

BILL NO. 4 SECOND READING

IT WAS MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT BILL NO. 4 INTITULED THE FINANCIAL AGREEMENT ORDINANCE, 1974, BE GIVEN SECOND READING.

NOTION CARRIED

BILL NO. 5 FIRST READING

IT WAS MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, THAT BILL NO. 5 INTITULED THE LOAN AGREEMENT ORDINANCE (1974) NO. 1, BE GIVEN FIRST READING.

NOTION CARRIED

MR. SPEAKER: WHEN SHALL THE BILL BE READ FOR THE SECOND TIME?

MRS. WATSON: NOW, MR. SPEAKER.

BILL NO. 5 SECOND READING

IT WAS MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, THAT BILL NO. 5 INTITULED THE LOAN AGREEMENT ORDINANCE (1974) NO. 1 BE GIVEN SECOND READING.

NOTION CARRIED

BILL NO. 6 FIRST READING

IT WAS MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, THAT BILL NO. 6 INTITULED THE MUNICIPAL GENERAL PURPOSES

LOAN ORDINANCE BE GIVEN FIRST READING.

NOTION CARRIED

MR. SPEAKER: WHEN SHALL THE BILL BE READ FOR A SECOND TIME.

MRS. WATSON: NOW, MR. SPEAKER.

BILL NO. 6 SECOND READING

IT WAS MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT BILL NO. 6 INTITULED THE MUNICIPAL GENERAL PURPOSES LOAN ORDINANCE BE GIVEN SECOND READING.

NOTION CARRIED

MR. TANNER: MR. SPEAKER, I DON'T THINK YOU PUT THE QUESTIONS.

MR. SPEAKER: DID I NOT?

MR. TANNER: NO.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

NOTION CARRIED

BILL NO. 7 FIRST READING

IT WAS MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT BILL NO. 7 INTITULED AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE BE GIVEN FIRST READING AT THIS TIME.

NOTION CARRIED

MR. SPEAKER: WHEN SHALL THE BILL BE READ FOR A SECOND TIME?

MRS. WATSON: MR. SPEAKER ON THE NEXT SITTING DAY.

SOME HONOURABLE MEMBERS: LAUGHTER.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I WOULD MOVE THAT MR. SPEAKER DO NOW LEAVE THE CHAIR AND COUNCIL RESOLVE INTO COMMITTEE OF THE WHOLE, FOR THE PURPOSE OF DISCUSSING BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. SPEAKER: IS THERE A SECONDER?

MR. TANNER: YES, MR. SPEAKER, I WILL SECOND THE MOTION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WATSON LAKE SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH THAT MR. SPEAKER NOW LEAVE THE CHAIR FOR THE PURPOSE OF CONVENING IN THE COMMITTEE OF THE WHOLE TO DISCUSS PUBLIC BILLS, SESSIONAL PAPERS AND MOTIONS. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED? I DECLARE THE MOTION CARRIED. WILL MR. TAYLOR PLEASE TAKE THE CHAIR FOR THE COMMITTEE OF THE WHOLE.

MR. CHAIRMAN: I NOW CALL COMMITTEE OR ORDER.

MRS. WATSON: I AM VERY ANXIOUS TO GET INTO DISCUSSION OF THE BILL C-9 AND I AGREE BUT BEFORE WE DEAL WITH BILL C-9 I WONDER IF WE COULD DEAL WITH BILL NO. 1, AN INTERIM SUPPLY ORDINANCE. IT IS A MINOR DETAIL AND THEN WE COULD GO TO MOVE IT OUT OF COMMITTEE OF THE WHOLE. THEN WE COULD GO ON TO DISCUSSION OF BILL C-9.

MR. CHAMBERLIST: MR. CHAIRMAN, IT'S NOT A MINOR DETAIL, BILL NO. 1, BECAUSE I WILL BE SPEAKING FOR NEARLY AN HOUR ON ONE PARTICULAR ITEM IN BILL NO. 9 WITHOUT ANYBODY ELSE HAVING ANY DISCUSSION. JUST TO COMMENCE I FIGURE ON A BRIEF FOUR HOURS FOR NO. 1.

MRS. WATSON: MR. CHAIRMAN, WITH RESPECT, ... RESEARCH ON INTERIM SUPPLY BILLS WHEN THEY APPEARED BEFORE HOUSE IN THE PAST AND THE DISCUSSIONS ON THIS BILL WAS VERY, VERY LIMITED. ACTUALLY BILL NO. 1 IS DIFFERENT, GIVING COUNCIL THE OPPORTUNITY TO FULLY CONSIDER THE MAIN ESTIMATES WHEN THEY COME UP FOR DISCUSSION, SO IT IS NOT UNDER ANY PRESSURE OF TIME. I DON'T THINK ANY MEMBER OF COUNCIL WOULD WANT TO BE UNDER THIS KIND OF PRESSURE AND THIS IS WHY I WOULD MOVE NOW THAT BILL NO. 1 BE ACCEPTED WITHOUT ANY ..

INTERRUPTION.

MRS. WATSON CONTINUES: I MOVE THAT THIS BILL BE ACCEPTED WITHOUT AMENDMENT AND MOVED OUT OF COMMITTEE. BILL NO. 1.

MR. CHAIRMAN: BEFORE I RECEIVED

THE MOTION, IT WAS INDICATED TO THE CHAIR PRIOR TO NOON, THAT COMMITTEE WISHED TO DISCUSS MATTERS ARISING OUT OF MOTION NO. 2. I THINK IT SHOULD FIRST BE DECIDED AS TO WHETHER COMMITTEE WISH THE TIME TO DISCUSS BILL NO. 1 AND IF THAT'S THE CASE, THEN A MOTION WOULD BE IN ORDER. IS IT THE WISH OF COMMITTEE THAT WE MOVE TO BILL NO. 1?

SOME MEMBERS: AGREED.

MR. STUTTER: MR. CHAIRMAN, I THINK THERE ARE TWO REALLY IMPORTANT THINGS IN COMMITTEE AT THE MOMENT. THAT IS THE DISCUSSION ON C-9 AND ALSO THE MAIN BUDGET AND I THINK THAT AMPLE TIME SHOULD BE GIVEN TO DISCUSS BOTH OF THOSE THINGS, NATURALLY. I SEE NO REASON WHY WE CAN'T DISPENSE WITH BILL NO. 1 IN ORDER TO ALLOW AMPLE DISCUSSION ON BOTH BILLS OR THE MOTION C-9 AND ON THE MAIN ESTIMATES THAT ARE NOW IN COMMITTEE.

MR. CHAIRMAN: WE SHOULD ALL GO NOW TO BILL NO. 1. WOULD YOU PLEASE SIGNIFY? WE WILL NOW GO BILL NO. 1.

MRS. WATSON: MR. CHAIRMAN, I WILL READ THE EXPLANATORY NOTE. THE PURPOSE OF THIS BILL IS TO SUPPLY FUNDS TO DEFRAY EXPENSES OF THE PUBLIC SERVICE FOR A PERIOD OF ONE MONTH. THE MONTH OF APRIL. IN THE EVENT THAT THE 1974/75 MAIN ESTIMATES CANNOT BE PASSED BEFORE MARCH 31ST, 1974 AND AS WE ALL KNOW, TODAY IS MARCH 22ND. WE ARE GOING INTO THE WEEKEND, WE JUST HAD THE MAIN ESTIMATES AND WE HAVE THE SUPPLEMENTARY BUDGET FOR 1973/74 TO DISCUSS FULLY, TO GO INTO DETAILS AND SO THAT MEMBERS OF THESE CHAMBERS ARE NOT RESTRICTED UNNECESSARILY IN THE DISCUSSIONS OF THE MAIN ESTIMATES AND SUPPLEMENTARY FOR 1973/74 I WOULD RECOMMEND THAT WE ACCEPT THIS BILL AND MOVE IT OUT OF COMMITTEE WITHOUT AMENDMENT.

CHAIRMAN: ORDER.

MR. CHAIRMAN: I WONDER MR. CHAMBERLIST, BEFORE WE PROCEED WE HAVE THE TREASURER AND THE EXECUTIVE COMMITTEE MEMBER WHO IS IN CHARGE OF THAT DEPARTMENT HERE, OR WHO IS DEALING IN MONEY MATTERS HERE.

MR. STUTTER: MR. CHAIRMAN, THIS IS AN INTERIM SUPPLY BILL AS THE MEMBER WHO HAS MOVED THE BILL HAS POINTED OUT; IT'S FOR THE CONVENIENCE OF ALL MEMBERS OF COUNCIL. I WISH WE COULD GET ON WITH THE READING OF THE BILL.

MR. CHAMBERLIST: MR. CHAIRMAN, WITH RESPECT, THIS IS NOT AS SIMPLE AS THAT. HERE WE ARE BEING ASKED TO VOTE ON \$5,071,000 AND NOW THE MEMBER FOR WHITEHORSE NORTH IS SAYING IT IS A VERY SIMPLE THING. FIVE MILLION DOLLARS, JUST GO AHEAD AND PASS THE AMOUNT WITHOUT ANY DISCUSSION. MR. CHAIRMAN, IT IS USUAL FOR THE TREASURER AND THE EXECUTIVE COMMITTEE MEMBER IN CHARGE OF TREASURY TO BE HERE FOR THE QUESTIONING ON ANY MONEY MATTER AND I ASK THAT THEY BE CALLED IN AS WITNESSES.

MR. STUTTER: MR. CHAIRMAN, I THINK WE SHOULD PROCEED WITH THE READING OF THE BILL.

MR. CHAIRMAN: IT'S NORMAL IN THESE CASES THAT IN DEALING IN MATTERS FINANCIALLY, WE HAVE WITNESSES FROM TIME TO TIME AND MORE PARTICULARLY, THE TREASURER. IS IT THE WISHES OF COMMITTEE THAT WE DO HAVE TREASURER ATTEND?

SOME MEMBERS: YES.

SOME MEMBERS: NO.

MR. CHAIRMAN: WELL, MAY I HAVE SOME DIRECTION ON THIS MATTER?

MR. CHAMBERLIST: MR. CHAIRMAN, I THINK THE REFUSAL BY MEMBER OF WHITEHORSE NORTH TO HAVE SOMEONE HERE TO ANSWER QUESTIONS WITH REFERENCE TO THE PROPOSED EXPENDITURES OF FUNDS IN THE YUKON CONSOLIDATED REVENUE FUND APPARENTLY SHOWS HIS TOTAL INADEQUACIES AND I WOULD GO TO THE EXTENT OF SAYING HIS STUPIDITY.

MR. TANNER: MR. CHAIRMAN, ON A POINT OF PRIVILEGE. LOOK, LET'S STOP THIS... THE BILL IS HERE FOR ONE SPECIFIC PURPOSE. THE BILL IS HERE TO ENABLE MEMBERS TO DISCUSS THE BILL THAT YOU WANT TO DISCUSS THIS AFTERNOON, THE FEDERAL BILL. DISCUSS THE BUDGET AT A LATER TIME. EVERY ONE OF THESE ESTIMATES WILL BE DISCUSSED IN THE BUDGET AND CAN BE DISCUSSED. WHAT'S THE NEED OF WITNESSES.

MR. CHAIRMAN: ORDER, PLEASE. A MEMBER HAS PROPERLY ASKED FOR A WITNESS AND I AM AT THE DIRECTION OF THE COMMITTEE, AS A CHAIRMAN, THIS IS A VERY REASONABLE REQUEST. AS I SAY, I AM AT THE DIRECTION OF THE COMMITTEE.

MRS. WATSON: MR. CHAIRMAN, WE ARE NOT GOING INTO DETAILS OF THE BUDGET AT THIS TIME AND I

THINK THE HONOURABLE MEMBER FOR WHITEHORSE EAST HAS A VERY LEGITIMATE REQUEST IF WE WERE GOING INTO THE SUPPLEMENTARY AND INTO THE ESTIMATES, BUT WE ARE GOING INTO AN INTERIM SUPPLY AND ALL WE ARE ASKED, IS TO VOTE IF THE GOVERNMENT CAN AFFORD TO PROCEED TO THE PAYROLL AND CONTINUING OF OPERATIONS OF THE GOVERNMENT AT THE LEVEL THAT YOU APPROVED LAST YEAR, AT THE 1973/74 LEVEL. THIS IS WHAT YOU ARE ASKED TO DO. YOU ARE ASKED TO PAY INVOICES, YOU ARE ASKED TO GIVE AUTHORITY TO PAY PAYROLL. WE ARE NOT ASKING YOU TO APPROVE NEW PROGRAMS AND BIG SUM OF MONEYS. ALL YOU ARE BEING ASKED TO APPROVE IS EXPENDITURE OF THIS SUM OF MONEY TO DEFRAY THE EXPENSES FOR THE MONTH OF APRIL.

MR. CHAIRMAN: ORDER, ORDER, PLEASE. I THINK THE CHAIR IS IN A DIFFICULT POSITION IN THIS REGARD BUT I THINK AT THIS TIME I WOULD HAVE TO MAKE A RULING ON THIS MATTER. UNLESS, BY MOTION THAT, I BELIEVE THE TREASURER WAS ASKED FOR AND AN EXECUTIVE COMMITTEE MEMBER REGARDING FINANCE, DIRECTION IS GIVEN TO THE CHAIR THAT THESE PEOPLE NOT ATTEND, I WOULD ASK THEM, THESE GENTLEMEN, TO APPEAR TO DISCUSS THIS PAPER, ITEM BILL NO. 1.

MR. CHAMBERLIST: ROGER, ROGER.

MR. CHAIRMAN: ORDER, PLEASE.

MR. CHAMBERLIST: ON A POINT OF ORDER. THE HONOURABLE MEMBER FROM CARMACKS-KLUANE MADE A STATEMENT THAT I SUGGEST IS FALLACIOUS AND IMPROPER. SHE SAID THAT THIS AMOUNT OF MONEY IS TO PAY THE CURRENT BILLS. NOW, THE CURRENT BILLS WOULD BE IN THE 1973/74 ESTIMATES. THIS BILL HERE IS FOR THE MONTH OF APRIL WHICH WE HAVEN'T COME TO YET AND ALSO...

MRS. WATSON: THAT IS NOT WHAT I SAID.

MR. CHAMBERLIST: AND ALSO, SHE SAID.. I'M ALREADY ON THE FLOOR ON A POINT OF PRIVILEGE.

MR. CHAIRMAN: MAY I HAVE ORDER, PLEASE, I HAVE BEFORE THE CHAIR AT THIS TIME, INDICATION ON HEARING ONE QUESTION ON A POINT OF PRIVILEGE, I HAVE TWO MORE TO HEAR. PLEASE PROCEED.

Mr. Chamberlist: . . . indicated that this was for, as I have already said when I was so rudely interrupted, the expenditure of paying bills, but this indeed is the way this bill is set up for the month of April. Now the month of April is a twelfth of the total amount of the budget and if we would be passing five million dollars and seventy-one thousand dollars without examining the expenditures and what that one-fourth of each particular item is for, it would mean in effect, that we would be acquiescing to the main estimates for twelve times that amount. This, Mr. Chairman, is one of the points. I think, however, I have questions that I wish to answer and I am not satisfied that we should take a lump sum of each particular appropriation and accept a lump sum. I think that Council, and indeed the public whose money this is, should be able to know that the people sitting around this table are prepared to question the Treasurer and the Executive Committee Member that is responsible for the expending of these sums, what the money is to be used for and all other matters relative to this.

It is not an unreasonable request. It is a request that I always granted when I was in that position of having witnesses here and I should ask Mr. Chairman that special note be taken that this has been the procedure always and that we have never changed in all the years that I have been connected with the Territorial Government.

Mr. Chairman: Councillor Tanner.

Mr. Tanner: Mr. Chairman, perhaps the Honourable Member would like to put that in the form of a motion and let us see what the rest of the Members want.

Mr. Chairman: Do you have a point of order? Councillor Watson.

Mrs. Watson: Mr. Chairman, I hate to be taking up your time because there are too many important things before the House, but the Honourable Member misquoted me and I think the votes and proceedings will show that he did. I would like to refer the Honourable Member's attention to when he was Chairman in 1968. When, after the bill was read, I estimate the same motion that the Honourable Member made. Mr. Chairman, and I am quoting Mr. Chamberlist.

Mr. Chairman, I vote that this bill be accepted without amendment. This was your motion as soon as the bill had been read, Wednesday, March 27th, 1968 at 11:00 o'clock in the morning.

Mr. Chamberlist, when someone questions as you are now. Mr. Chairman, I think section 2 of the bill speaks for itself. The last two lines, 'such sums shall be paid and applied only in accordance with the schedule.' It is fairly obvious then, that these amounts will only be paid out in accordance with this schedule and of course the Honourable Member who has raised the question, that it should only be those items that have been approved before when discussing the supply situation itself, and I feel that although we cannot make any definite statements in the effect of the position on passing the bill, I think we can agree amongst ourselves, as this would be a case for stopping it because we can always stop it. There is no itemized discussion of the schedule. The members agree amongst themselves that this bill would be passed out of committee without amendment to provide the interim supply for depending on the main estimates being discussed at a later time. This is what we are asking committee to do today.

Mr. Chairman: Order please.

I've heard the points raised by Councillor Chamberlist and I feel that it is his privilege as an individual member to be able to question a bill before the House. Councillor Watson has made the point that at some point in time, that bills have been heard without witnesses and I don't know if you can relate the two, honestly relate the two sets of circumstances. However, I think the chair would hold to the principles contained and inculcated in Beauchesne and the general tradition of parliamentary rule, in committee as it is in the House, unless there is some very valid reason why members cannot get full disclosure or full answers to their questions, why they should not be permitted to do so.

In this case I would rule that the Treasurer and the Executive Committee Member be asked to attend committee at this time for the purpose of discussing Bill No. 1 and answering questions of all members who so wish to be answered. This ruling, I should advise you, is subject to appeal, if the committee should feel, for any

VERY GOOD REASON, THAT THIS SHOULD NOT TAKE PLACE. BUT, ORDER PLEASE, THERE MUST BE A RULING GIVEN. THAT IS MY RULING AND I WOULD DIRECT THAT THE CLERK WOULD ASK THE TWO PARTIES IF IT IS POSSIBLE FOR THEM TO ATTEND AT THIS TIME.

Mrs. WATSON: Mr. CHAIRMAN, I WOULD QUESTION YOUR RULING ON THIS. I HAVE DONE THOROUGH RESEARCH ON THIS IN '62 AND '63 WHEN INTERIM SUPPLY BILLS WERE PASSED. NEVER, AT ANY TIME, DID THEY DISCUSS ANY OF THE SCHEDULE, ITEM BY ITEM AND NEVER, AT ANY TIME, WERE WITNESSES CALLED. THE SAME UNDERTAKING WAS GIVEN AS THIS, AS WAS IN 1969. THE PRECEDENT WAS THAT IF I HAD THOUGHT THE PRECEDENT HAD BEEN SET AND ALL WE ARE ASKING IS TO FOLLOW THE SAME PROCEDURE THAT HAS BEEN FOLLOWED IN THE PAST. I DON'T THINK THAT THIS TYPE OF A BLOCK SHOULD REALLY BE, THE TIME WHERE WE GO INTO THE ITEMIZED ITEMS IS WHEN WE GO INTO THE MAIN ESTIMATES.

Mr. CHAIRMAN: THE MATTER, AS I ADVISED, IS I HAVE ISSUED INSTRUCTIONS AND DIRECTIONS THAT MY RULING IS TO BE CHALLENGED, IN ANY WAY, SHAPE OR FORM. I AM BEING AS ABUNDANTLY FAIR AS I CAN. THEN IT WOULD BE NECESSARY TO ASK Mr. SPEAKER TO RESUME THE CHAIR AND MAKE A RULING ON THIS MATTER IF SOMEONE SO WISHES TO APPEAL THE RULING.

Mr. STUTTER: Mr. CHAIRMAN, YOU SAID THAT YOU WOULD NEED SOME FAIRLY VALID REASONS IF THE ASSISTANT COMMISSIONER AND THE TREASURER WERE NOT TO BE CALLED. I THINK I CAN GIVE YOU A FAIRLY VALID REASON AND THAT IS THAT THERE HAS BEEN SOME INFORMATION THAT BY THE PASSAGE OF BILL No. 1 NOW, THAT IN ACTUAL FACT, THE MAIN ESTIMATES ARE BEING ACCEPTED, WELL THAT IS A COMPLETE 'RED HERRING' AND BOTH OF THE MEMBERS FROM WHITEHORSE EAST AND WHITEHORSE WEST, KNOW FULL WELL THAT THE PASSAGE OF THIS PARTICULAR BILL DOES NOT, IN ANY WAY, RELATE DIRECTLY TO THE MAIN ESTIMATES. IN THE ACCEPTANCE OF THIS BILL IS NOT THE ACCEPTANCE OF THE MAIN ESTIMATES. AT THE TIME THAT THE MAIN ESTIMATES ARE BEING DEALT WITH, THATS THE TIME THAT ALL THE WITNESSES, ALWAYS HAVE BEEN ALLOWED TO BE BROUGHT IN FOR QUESTIONING AND THERE HAS BEEN NO SUGGESTION OF ANY CHANGE THERE.

THE POINT IS, IF WE CAN GET RID OF THIS, WE CAN GET ON TO THE THINGS THAT DO REQUIRE TIME TO DEBATE. THE DEBATE ON BILL C-9 AND THE MAIN ESTIMATES AND SOME OF THE OTHER WORK THAT WE

HAVE IN COMMITTEE. IT DOES SEEM TO ME, IT WOULD BE JUST COMPLETELY DUPLICATING WITNESSES BEING BROUGHT IN FOR THIS BILL AND AGAIN FOR THE MAIN ESTIMATES.

Mr. CHAIRMAN: THE QUESTION THAT I RAISE IN THE CHAIR AS AN INDIVIDUAL MEMBER OF THE FLOOR, I WOULD HAVE A VERY STRONG OPINION IN THIS MATTER. THE QUESTION THAT I AM CONSIDERING AT THIS POINT IN TIME IS THE RIGHT OF A MEMBER TO CALL ON ANY BILL OF LEGISLATION NO MATTER HOW IMPORTANT OR NOT IMPORTANT IT MAY SEEM TO SOME PEOPLE, REPRESENTATIVES FROM THE ADMINISTRATION TO EXPLAIN IT OR ASK QUESTIONS IN RELATION TO IT. THAT IS THE QUESTION THE CHAIR IS DEALING WITH AT THE MOMENT. THE IMPORTANCE OR NONIMPORTANCE OF THE BILL TO THE CHAIR IS NOT IN QUESTION.

Mr. TANNER: Mr. CHAIRMAN, I WOULD LIKE TO SPEAK TO YOUR RULINGS. I WOULD SUGGEST THAT YOU ARE NOT EVEN BEING CONSISTENT IN THAT RESPECT NEITHER, Mr. CHAIRMAN, BECAUSE YOU, AS A PRIVATE MEMBER, HAVE A NUMBER OF TIMES OVER THE LAST TWO AND A HALF, THREE YEARS, CALLED FOR WITNESSES AND THEY HAVEN'T ALWAYS BEEN AVAILABLE. BECAUSE SOME MEMBER, ONE MEMBER CALLS FOR A WITNESS, THEY HAVEN'T ALWAYS BEEN THERE. ITS BEEN THE CONSENSUS OF THE HOUSE, WHETHER OR NOT THE CHAIRMAN CALLS FOR AGREEMENT AND ITS NEARLY ALWAYS BEEN GIVEN AGREEMENT. THE ONLY REASON THAT I AM AND THE HONOURABLE MEMBER FROM CARMACKS-KLUANE IS SAYING OTHER THAN DIFFERENT IS BECAUSE OF WHAT THE HONOURABLE MEMBER FROM DAWSON POINTS OUT. THOSE WITNESSES WILL BE AVAILABLE FOR THE MAIN ESTIMATES AND IT WILL BE A TOTAL DISCUSSION OF THE WHOLE ESTIMATE, WHICH IT SHOULD BE AND THIS IS BEING REALLY REPETITIOUS. AS FAR AS THIS PARTICULAR BILL IS CONCERNED, IT WAS MY FEELING THAT WE SHOULD DISCUSS THIS BILL AND THE SUPPLEMENTARY TODAY AND THEN WE COULD HAVE THE WITNESSES. BUT WE DID THIS AS A CONVENIENCE TO MEMBERS, SO THAT WE CAN GET THIS OUT OF THE WAY AND HAVE ALMOST FREE DISCUSSION FOR A WHOLE WEEK IF NECESSARY ON BILL C-9 AND THEN GO INTO THE ESTIMATES AND GIVE A MONTHS DISCUSSION ON THOSE IF IT IS NECESSARY. AND I REALLY FEEL, Mr. CHAIRMAN, THAT WE HAVE BEEN, WITH THE TACTIC THAT THE HONOURABLE MEMBER FOR WHITEHORSE EAST HAS TAKEN NOW, WHICH IS MOST UNFAIR, BECAUSE WE'VE TRIED TO ACCOMMODATE HIM AND OTHER MEMBERS OF THE HOUSE.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I WOULD LIKE TO

REPLY IN RESPECT, BECAUSE THERE IS SOMETHING THAT MUST BE CONSIDERED AS WELL. THAT HERE THE SUGGESTION THAT HAS BEEN MADE FIRSTLY, THAT THIS INTERIM SUPPLY BILL, IN NO WAY RELATES TO THE MAIN ESTIMATES. THIS IS WHAT I GOT FROM THE HONOURABLE MEMBER FROM DAWSON.

NOW, IF WE LOOK AT THE MAIN ESTIMATES, THE MAIN ESTIMATE IS IN THE AMOUNT OF SIXTY MILLION DOLLARS EIGHT HUNDRED AND SIXTY-TWO THOUSAND NINE HUNDRED SEVEN DOLLARS AND IF WE LOOK AT THE INTERIM SUPPLY BILL, IT'S FIVE MILLION AND SEVENTY-ONE THOUSAND NINE HUNDRED NINE, WHICH IS ONE TWELFTH, SO HOW CAN THEY SAY IT DOESN'T RELATE? SO IT MUST RELATE, ONE TO THE OTHER.

THERE IS ANOTHER POINT THAT MUST BE CONSIDERED AS WELL. HERE THE MEMBERS ARE ASKING US, AND THIS SURPRISES ME BECAUSE THEY ARE MEMBERS OF THE ADVISORY COMMITTEE ON FINANCE, ARE ASKING US TO DEAL WITH AN INTERIM SUPPLY BILL FOR 1974-75 WHEN IN FACT THEY HAVEN'T ASKED TO DEAL WITH THE 5TH APPROPRIATION ORDINANCE OF 1973-74. SO THEY ARE TRYING TO GET THROUGH AN ORDINANCE FOR 1974-75 DEALING WITH MONIES OF THE FUTURE, WITHOUT DEALING WITH MONIES OF THE PRESENT. THIS SURPRISED ME NO END. NOW HOW COULD I HAVE MANAGED TO WORK THAT TYPE OF A PROPOSITION FORWARD.

MR. CHAIRMAN: I WONDER IF WE COULD CLOSE THE DEBATE TO THIS DEVELOPMENT. THE QUESTION, AS I SAY FROM THE CHAIR, IS WHETHER OR NOT THE MEMBERS HAVE A RIGHT TO CALL WITNESSES. AS I SAY, I RULED THEY DO HAVE THAT RIGHT IN THIS CASE, NOTWITHSTANDING WHAT MAY HAVE BEEN THE CASE ALWAYS IN THE PAST. I KNOW THAT IN OTHER CIRCUMSTANCES IN OTHER COUNCILS, MOST MEMBERS HAVE ALWAYS BENT TO ALLOW A MEMBER THE OPPORTUNITY TO QUESTION A WITNESS IN RESPECT OF A BILL, AND I SO RULED AND AS I SAY THE MEMBERS MAY APPEAL THIS. I THINK IT HAS BEEN DONE IN FAIRNESS AND UNDER THE TERMS AND CONDITIONS OF BEAUCHESNE. I WOULD AGAIN INSTRUCT THE CLERK IF SHE WOULD SEE IF THESE PEOPLE ARE AVAILABLE AND IF SO, ASK THEM TO ATTEND THIS COMMITTEE.

MR. STUTTER: MR. CHAIRMAN, I WOULDN'T GO THAT FAR. I WOULDN'T APPEAL YOUR RULING, BUT I WOULD JUST LIKE TO POINT OUT AND MR. CHAIRMAN KNOWS THIS FULL WELL THAT LAST YEAR, WHEN THE SHOE WAS ON THE OTHER FOOT, AS FAR AS THE MAKEUP OF THE EXECUTIVE COMMITTEE WAS CONCERNED, THERE WERE TIMES THAT WITNESSES WERE ASKED TO BE CALLED BEFORE COMMITTEE WHEN CERTAIN BILLS WERE IN

COMMITTEE AND THOSE WITNESSES OR THAT COMMISSION WAS DENIED. NOW THIS IS NOT BY ANY MEANS SETTING A PRECEDENT.

MRS. WATSON: MR. CHAIRMAN, WHAT WE ARE TRYING TO DO SO THAT WE CAN SAVE TIME TO THOROUGHLY GO THROUGH THE MAIN ESTIMATES AND SUPPLEMENTARY BUDGET WITH THE NECESSARY WITNESSES THAT ARE REQUIRED AND IF WE PASS THE INTERIM SUPPLY BILL NOW, THEN THE WITNESSES WILL BE CALLED AND THE MEMBERS CAN TAKE ALL THE TIME THAT THEY LIKE AND ASK ALL THE QUESTIONS THAT THEY WISH AT THAT TIME. I COULDN'T AGREE WITH YOU MORE.

MR. CHAMBERLIST: I HAVE NEVER COME ACROSS, IN ANY LEGISLATIVE BODY WHERE THEY HAVE BEEN DEALING WITH FINANCES WHERE AN APPROPRIATION ORDINANCE OR APPROPRIATION LEGISLATION FOR THE CURRENT YEAR IS NOT DEALT WITH PRIOR TO ANY APPROPRIATION FOR A CONSECUTIVE YEAR AND THIS REALLY, I MEAN, WHAT SHOULD HAVE BEEN ASKED FOR AND WHAT THE CONCERN SHOULD BE IS FOR THE BILL NO. 2 WHICH DEALS WITH THE 5TH APPROPRIATION TO BE CLEARLY DEALT WITH FIRST, AND I WANT TO SAY THIS MR. CHAIRMAN, THAT ALTHOUGH IN THE PAST, UNDER CERTAIN CIRCUMSTANCES, IT HAS BEEN INCONVENIENT TO HAVE WITNESSES CALLED, NEVER, EVER HAS THERE BEEN ANY WITNESSES REFUSED TO BE CALLED WHEN A MEMBER ASKED OR WHEN HE DEALT WITH MATTERS OF A FISCAL NATURE.

MR. STUTTER: MR. CHAIRMAN, ON THAT POINT, THERE IS ONE OTHER THING I WOULD LIKE TO POINT OUT AND THAT WAS LAST YEAR, WHEN THREE OF US; COUNCILLOR MCKINNON, YOURSELF AND MYSELF DIDN'T AGREE TO COME BACK ONE NIGHT TO DISCUSS THE BUDGET, THE WHOLE BUDGET WAS PASSED THROUGH WITHOUT US BEING THERE.

MR. CHAMBERLIST: BUT YOU HAD THE PRIVILEGE OF GOING THERE, DIDN'T YOU?

MR. MCKINNON: MR. CHAIRMAN, I HAVEN'T SPOKEN ONCE ON THIS TODAY YET BECAUSE OF THE KIND OF PROCEDURAL WRANGLE, I WAS HOPING THIS COUNCIL WASN'T GOING TO GET INTO, BUT I THINK WE CAN ALL SEE WHICH WAY WE ARE GOING TO HEAD IN THIS SESSION ALSO.

I WANT TO MAKE A COUPLE OF COMMENTS. THE ONE THE HONOURABLE MEMBER FROM DAWSON MADE ABOUT IT BEING A 'RED HERRING' THE BUSINESS ABOUT THE PRINCIPLE OF VOTING FOR A TWELFTH OF THE BUDGET WHETHER HE HAS ACCEPTED THE PROGRAM IN THE WHOLE OF THE BUDGET. I ASSURE YOU,

HONOURABLE MEMBER, THIS ISN'T A 'RED HERRING'. IF YOU WILL CHECK BACK IN THE VOTES AND PROCEEDINGS, YOU'LL SEE THAT THIS IS AN AREA THAT HAS BOTHERED ME SINCE THE FIRST TIME THAT I SAT AT THIS COUNCIL AND I HAVE SPOKEN ON IT JUST ABOUT EVERY BUDGET TODAY, WHERE AN INTERIM SUPPLY MEASURE HAD COME BEFORE THE HOUSE BEFORE THE BUDGET WAS PASSED.

I WILL JUST GIVE HIM ONE EXAMPLE OF IT. UNDER NEW COMPLICATIONAL TECHNICAL TRAINING IN THE BUDGET, WE ARE GOING UP MAN YEARS FROM .6,0 TO 62.5 BECAUSE THERE IS A NEW PROGRAM OF COMMUNITY INSTRUCTORS WHICH IS GOING TO HIRE SEVENTEEN MORE PEOPLE FOR NEXT YEAR. I KNOW NOTHING OF THE PROGRAM INVOLVING THE COMMUNITY INSTRUCTORS, BUT I AM GOING TO APPROVE ONE TWELFTH OF THEIR SALARY UNDER THE AGGITATION VOTE BY VOTING FOR THE BUDGET, SO I HAVE REALLY ACCEPTED THE PRINCIPLE OF SOMETHING WHICH I KNOW NOTHING ABOUT IN ACCEPTING THE INTERIM SUPPLY AND KNOWING THAT IT WOULD GO THROUGH ANYWAY, I WOULD BE VOTING AGAINST THE INTERIM SUPPLY BILL BECAUSE IT IS CHAUKED FULL OF GOVERNMENT PROGRAMS THAT I WON'T KNOW ABOUT UNTIL I GET IT INTO THE MAIN ESTIMATES. SO YOU CAN CALL IT A 'RED HERRING' IF YOU LIKE, BUT IT IS A VERY REAL MATTER OF PRINCIPLE TO ME AND YOU'LL FIND OUT THAT MY STAND ON THIS HAS BEEN CONSISTENT THROUGHOUT THE YEAR.

MR. CHAMBERLIST: YOU . . . BY YOURSELF,

MR. MCKINNON: RIGHT, I AGREE WITH YOU AND I THINK THAT THE POINT AT THE INTERIM SUPPLY BILL ABOUT THE PROBLEM THAT I AM SAYING RIGHT NOW AND I STILL SAY THAT IT IS A PROBLEM. I DON'T THINK THAT I HAVE IT, THE COST ON THIS THE FIRST TIME I HAVE WATCHED THE COUNCIL. EVEN IN THE OTHER POSITION WHERE I WAS . . . TOWARDS OTHER MATTERS WE HAVE TO GO THROUGH THIS TYPE OF OPERATION . . . SO THAT I COULD UNDERSTAND IT BECAUSE THERE WAS A MAJORITY IN THE HOUSE TO TAKE CARE OF THE INTERIM SUPPLY AT ANY RATE BUT THIS IS A REAL PROBLEM. I TELL YOU, THAT ALL MEMBERS DO HAVE A VERY REAL PROBLEM IN THIS INSTANCE.

THE OTHER POINT - I CAN ONLY SAY THAT IT IS UNUSUAL AND IT HAS NOT BEEN REQUESTED GENERALLY ON INTERIM SUPPLY, THAT THE TREASURER AND THE EXECUTIVE COMMITTEE MEMBER BE PRESENT, HOWEVER, I THINK THAT MY STAND ON ANY TIME THAT ANY MEMBER WANTED WITNESSES BEFORE THE HOUSE HAS ALSO BEEN CAUTIONED

OVER THE YEARS AND THOSE WITNESSES, WHENEVER I HAVE BEEN PUT IN AN OPPORTUNITY TO VOTE ON WHETHER OR NOT THEY SHOULD APPEAR, THEY HAVE ALWAYS BEEN PRESENT BEFORE THE COMMITTEE OF COUNCIL.

THERE IS ONE OTHER VERY REAL DANGER HERE TOO BECAUSE AS I SEE IT, THE DEPUTY SPEAKER, THE CHAIRMAN HAS MADE A RULING. IF HIS RULING IS NOT AGREED TO BY THE HOUSE BY RULES OF PARLIAMENTARY PROCEDURE REGULARLY, HE WOULD BE CONSIDERED TO NO LONGER HAVE THE CONFIDENCE OF THIS HOUSE AND ABOUT THE THING THAT YOU COULD . . . THE POSITION THAT YOU ARE REALLY FORCED TO GIVE IN TO IS TO RESIGN HIS POSITION AS DEPUTY SPEAKER AND I THINK THAT WE HAD BETTER BE PRETTY CAREFUL BECAUSE THIS IS ONE AREA THAT I DON'T THINK THAT ANY MEMBER OF COUNCIL REAL WANTS TO GET INTO.

MR. STUTTER: MR. CHAIRMAN, I JUST HAVE ONE FURTHER POINT THAT I WOULD LIKE TO MAKE AND THAT REALLY IS THAT THE INTERIM SUPPLY BILL IS ONLY THERE FOR THE ONE REASON AND THAT IS THAT IT SEEMS VERY UNLIKELY THAT THIS HOUSE, IF ITS GIVEN AMPLE OPPORTUNITY TO DEBATE THE MAIN ESTIMATES AT LENGTH AND WITH THE WITNESSES AND BEING GIVEN THE OPPORTUNITY THAT THEY SHOULD BE GIVEN TO QUESTION THE BUDGET; ITS VERY UNLIKELY THAT THE MAIN BUDGET IS GOING TO BE PASSED BEFORE THE END OF THE MONTH. NOW WHAT ARE THE HONOURABLE MEMBERS SUGGESTING THAT WE DO THEN? DO WE JUST SHUT GOVERNMENT DOWN FROM THE END OF THE MONTH? I MEAN THATS THE IDEA OF THIS INTERIM BILL.

MR. CHAIRMAN: JUST TO CLARIFY I FOUND, I THINK ITS ONE OF THE MANY APPROPRIATE ITEMS OF BEAUCHESNE FOR THE EDIFICATION OF MEMBERS OF COMMITTEE AS TO THE DECISION THAT I REACHED IN THIS MATTER. THAT IS YOU'LL FIND UNDER ANNOTATION No. 4. THE PRINCIPLES THAT LIE AT THE BASIS OF ENGLISH PARLIAMENTARY LAWS OR IT ALSO AMPLY SAYS ARE TO PROTECT THE MINORITY RESTRAIN THE IMPROVINANCE OR TERANY OF A MAJORITY TO SECURE THE TRANSACTION OF PUBLIC BUSINESS IN AN ORDERLY MANNER TO ENABLE EVERY MEMBER TO EXPRESS HIS OPINION WITHIN LIMITS NECESSARY TO PRESERVE DECORUM AND PREVENT UNNECESSARY WASTE OF TIME TO GIVE ABUNDANT OPPORTUNITY FOR THE CONSIDERATION OF EVERY MEASURE TO PREVENT ANY LEGISLATIVE ACTION BEING TAKEN ON SUDDEN IMPULSES.

I WOULD ONCE AGAIN ASK IF MADAM CLERK WOULD SEE IF MR. TREASURER AND THE APPROPRIATE EXECUTIVE

COMMITTEE MEMBER WOULD BE AVAILABLE FOR COMMITTEE AT THIS TIME.

Mrs. WATSON: Mr. CHAIRMAN, MAY I JUST INTERCEDE. I AM VERY SORRY TO TAKE UP MORE TIME, BUT WE WILL BRING THE TREASURER IN HERE AND BEFORE WE GO INTO DEBATE, I DISAGREE ON YOUR STATEMENT,

Mr. TANNER: Mr. CHAIRMAN, IN THAT CASE, I SUGGEST THAT THE UNDERTAKING THAT I GAVE TO THE HOUSE THAT WE WILL DEAL WITH BILL #1, AND THEN WE WILL GO TO C-9 THAT UNDERTAKING WAS TO ACCOMMODATE MEMBERS SO I THINK THAT IF THAT IS THE CASE THAT WE ARE GOING TO HAVE THOSE TWO GENTLEMEN, WE CAN ALSO DEAL WITH AT THE SAME TIME WITH BILL #2 AS THE HONOURABLE MEMBER WANTS AND WE WILL GET TO C-9 IN DUE COURSE. I WILL ALSO POINT OUT TO MEMBERS THAT IT WAS JUST THIS MORNING THAT THE WORLD WAS GOING TO COME TO END IF WE DIDN'T DEAL WITH C-9. NOW IF WE ARE GOING TO HAVE THE WITNESSES, WE ARE GOING TO DEAL WITH BILL 1 AND 2.

Mr. CHAMBERLIST: ON THAT POINT, Mr. CHAIRMAN, I WOULD INDICATE THAT ONCE THE WITNESSES WILL BE HERE, I WILL ASK THEN THAT BILL No. 2 BE DEALT WITH FIRST BECAUSE THAT IS THE APPROPRIATION FOR 1973-74. WE WILL DEAL WITH THAT IN A MANNER THAT WILL GIVE ABOUT TWO DAYS AND IT WILL SHOW ONCE MORE HOW REALLY INCONSISTANT THE MEMBERS THAT SIT NOW ON THE EXECUTIVE COMMITTEE. THEY SHOW QUITE CLEARLY THAT THEY DO NOT RECOGNIZE THAT THE RESPONSIBLE GOVERNMENT THAT IS REQUIRED IS MORE IMPORTANT THAN BRINGING ABOUT THESE BILLS AT THIS TIME.

Mr. CHAIRMAN: ORDER, PLEASE, I THINK AT THIS TIME WE WILL CONCLUDE DISCUSSION OF THIS MATTER AND MADAM CLERK, I WILL ONCE AGAIN ASK IF YOU WILL GET HOLD OF THESE GENTLEMEN AND FIND OUT IF AND WHEN THEY MAY ATTEND COMMITTEE AND I WILL STAND COMMITTEE IN RECESS AT THIS TIME.

RECESS

Mr. CHAIRMAN: WE HAVE WITH US AT THIS TIME, Mr. HUBERDEAU, OUR TREASURER AND Mr. MERV MILLER EXECUTIVE COMMITTEE MEMBER TO ASSIST IN DISCUSSIONS ON BILL #1, INTERIM SUPPLY APPROPRIATION ORDINANCE, AND I WILL PROCEED WITH THE READING OF THE BILL.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I WOULD ASK Mr. CHAIRMAN THAT WE NOT DEAL WITH BILL #1 BUT

DEAL FIRSTLY WITH THE FIFTH APPROPRIATION ORDINANCE. I THINK THIS WOULD BE OF GREATER IMPORTANCE. THERE MAY BE ITEMS IN THE FIFTH APPROPRIATION ORDINANCE WHICH SHOULD LIKELY BE IN THE FOLLOWING YEAR'S BUDGET REQUIREMENTS. IT WOULD APPEAR TO ME THAT THE TERMS OF FINANCING IS ONE FOR THE FOLLOWING YEAR AND THIS IS FOR FUNDS TO BE EXPENDED FOR THE SUPPLEMENTARY FOR THIS YEAR. I THINK IT WOULD BE BENEFICIAL TO DEAL WITH THIS NOW.

Mr. TANNER: Mr. CHAIRMAN, I THANK THE HONOURABLE MEMBER FOR POINTING OUT SOME STATEMENTS THAT WE HAVE ALREADY MADE AND I AGREE WITH THEM.

Mr. CHAIRMAN: COMMITTEE AGREES THEN TO MOVE TO BILL #2?

SOME HONOURABLE MEMBERS: AGREED.

Mr. CHAIRMAN: I WILL PROCEED WITH THE READING OF THE BILL.

Mrs. WATSON: Mr. CHAIRMAN, SHOULD I READ THE EXPLANATORY NOTE INTO THE VOTES AND PROCEEDINGS BEFORE WE READ THE BILL? "THE PURPOSE OF THIS BILL IS TO SUPPLY FUNDS TO DEFRAY THE EXPENSES OF THE PUBLIC SERVICE FOR A PERIOD OF ONE MONTH (APRIL) IN THE EVENT THAT THE 1974-75 MAIN ESTIMATES HAVE NOT BEEN PASSED BEFORE MARCH 31, 1974."

Mr. CHAIRMAN READS BILL #1.

Mr. CHAIRMAN: YOU HAVE SUPPORT DATA. THE FIRST ITEM IS ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$100,000.00

Mr. CHAMBERLIST: Mr. CHAIRMAN, THERE IS A QUESTION I WOULD LIKE TO ASK EITHER ONE OF THE WITNESSES. IT DOESN'T MATTER WHICH ONE ANSWERS. THE MONEY THAT IS BEING ASKED FOR HERE, IS THIS TRANSFER MONEY FROM OTHER VOTES OR ARE WE ASKING FOR MONEY ADDITIONAL TO WHAT HAS BEEN VOTED ON IN 73-74 AND WHETHER IF IT IS ADDITIONAL MONEY IS THERE GOING TO BE ANY TAX STRUCTURE TO MEET THESE?

Mr. MILLER: Mr. CHAIRMAN, IF I UNDERSTAND THE QUESTION, IT DOESN'T REFER TO ADMIN. SERVICES. IT REFERS TO THE TOTAL BUDGET.

Mr. CHAMBERLIST: THE TOTAL BUDGET.

Mr. MILLER: THE FUNDS THAT WE ARE ASKING FOR UNDER OPERATION AND MAINTENANCE ARE FUNDS THAT WE HAVE AVAILABLE FROM BUDGETED SURPLUS WHICH WHEN WE PUT FORWARD OUR MAIN ESTIMATES LAST SPRING, A YEAR AGO, THERE WAS A BUDGETED SURPLUS OF APPROXIMATELY ONE AND ONE-HALF MILLION DOLLARS. THE OPERATION AND MAINTENANCE FUNDS THAT WE ARE ASKING FOR IN THIS BUDGET ARE \$20,000,00 LEAVING A BUDGETED SURPLUS OF 1973-74 FUNDS STILL AVAILABLE.

Mr. CHAIRMAN: SUPPORT DATA IS FOUND ON PAGE FIVE OF THE APPENDIX TO BILL #2.

Mr. CHAMBERLIST: LET ME PERSUE THIS, Mr. CHAIRMAN. CAN COMMITTEE THEN UNDERSTAND THEN FROM WHAT YOU SAY THAT THE SURPLUS WILL BE REDUCED BY THE AMOUNT THAT IS BEING ASKED FOR AND WHICH WOULD LEAVE HOW MANY THOUSANDS DOLLARS DID YOU SAY, Mr. MILLER?

Mr. MILLER: APPROXIMATELY \$700,000,00.

Mr. CHAMBERLIST: AND THIS SURPLUS, I TAKE IT, WOULD BE CARRIED FORWARD FOR THE YEAR 1974-75.

Mr. MILLER: THE SURPLUS WOULD GO INTO OUR WORKING CAPITAL FUND. THIS IS OUR NORMAL CUSTOM AND WOULD BE AVAILABLE FOR FURTHER YEARS. THAT IS RIGHT.

Mr. CHAMBERLIST: WHEN YOU SAY, WORKING CAPITAL FUND, IS THIS WORKING CAPITAL FUND THE OPERATION AND MAINTENANCE OR A CAPITAL EXPENDITURE AS WELL?

Mr. MILLER: WELL, WE HAVE TWO, WE HAVE A WORKING CAPITAL FUND FOR MAINTENANCE AND A CAPITAL FUND, A SEPARATE FUND, WHICH ACCUMULATES ONLY CAPITAL ITEMS.

Mr. CHAMBERLIST: BUT IS THIS \$700,000,00 FOR OPERATION AND MAINTENANCE FUND ONLY?

Mr. MILLER: OPERATION AND MAINTENANCE ONLY.

Mr. CHAMBERLIST: THANK YOU, Mr. CHAIRMAN.

Mr. CHAIRMAN: THE FIRST ITEM ON PAGE FIVE IS ADMINISTRATIVE SERVICES, \$50,000,00.

Mr. CHAMBERLIST: WHEN YOU SAID THAT YOU REVOTE FUNDS THAT WERE ON EXPENDITURES THAT COMES FROM THE PREVIOUS FISCAL YEAR, WERE THESE MONIES UNEXPENDED THEN IN 1972-73?

Mr. MILLER: THAT IS CORRECT, Mr. CHAIRMAN, WHEN THIS ITEM WAS BUDGETED FOR IN 1972-73, THE BILL WASN'T RECEIVED TO PAY IT IN TIME FOR THAT FISCAL YEAR.

Mr. CHAMBERLIST: WASN'T THERE ANY PROVISION MADE IN THE ESTIMATES OF 73-74 FOR UNPAID BILLS?

Mr. MILLER: Mr. CHAIRMAN, WE NEVER PROVIDE AT THE TIME OF MAIN ESTIMATES FOR UNPAID BILLS. OUR NORMAL PRACTISE IS TO PROVIDE FOR THE YEAR'S ANTICIPATED EXPENDITURES AND WHEN WE RUN INTO A SITUATION SUCH AS THIS, OUR NORMAL PRACTISE HAS BEEN TO COME AND ASK FOR A REVOTE BY THE COUNCIL.

Mr. McKINNON: I WONDER IF, Mr. CHAIRMAN, SOMEONE COULD ANSWER IN THE CONSOLIDATION OF THE ORDINANCES WHICH ARE VERY WELL DONE, WHETHER THEY ARE GOING TO BE KEPT IN THE LOOSE LEAF FORM SO THAT YEAR BY YEAR ACCOUNTS BY COUNCIL SESSION CAN BE GOTTEN OUT OF THIS FORM AND INTO THE BOOK SO THAT WE HAVE A COPY OF THE BOOK OF ORDINANCES AT ALL TIMES.

Mr. CHAIRMAN: Mr. COMMISSIONER

Mr. COMMISSIONER: THE ANSWER IS IN THE AFFIRMATIVE, Mr. CHAIRMAN. Mr. LEGAL ADVISER IS NOT HERE AT THE MOMENT BUT IS NECESSARY FOR US TO MAINTAIN THIS IN TWO FORMS. I BELIEVE THAT THE BOUND FORM, NOT THE LOOSE-LEAF FORM, BUT THE BOUND FORM IS LOOKED UPON AS THE FORM THAT IS ACCEPTABLE TO THE COURTS. NOW MAYBE THIS IS NOT EXACTLY LIKE THAT BUT, IT IS BASICALLY THAT. WE MUST MAINTAIN THE BOUND FORM AND WE MUST MAINTAIN SUPPLEMENTS TO THAT BOUND FORM IN THE BOUND FORM. THE LOOSE LEAF ONE THAT YOU SEE BEFORE NOW IS THE ONE THAT IS DEALT WITH ON THE COMPUTER SYSTEM. I BELIEVE THAT IT IS LOCATED IN WINNEPEG, IN OTTAWA, AND THE REVISED PAGES WILL START TO COME FORWARD SO THAT IN THAT ONE, YOU'VE GOT AN UPTODATE LIST.

Mr. McKINNON: WON'T WE ALWAYS BE TWO YEARS BEHIND?

Mr. CHAIRMAN: YES, WE WILL. THE PROBLEM IS RIGHT HERE, Mr. CHAIRMAN. IT IS NOT ENTIRELY WITH THE COMPUTER. THIS IS AN ABSOLUTELY FANTASTIC JOB. BY THE TIME THIS HAS GONE BACK AND FORTH BETWEEN THE GOVERNMENT PRINTING PEOPLE AND OUR OWN SECRETARIAT, WHAT HAVE YOU; I AM SURE THE CLERK WOULD BE VERY HAPPY TO ELUCIDATE ON THIS FURTHER IF YOU WANT. THIS IS A MAJOR JOB,

MR. CHAIRMAN: WOULD MR. MILLER INDICATE WHAT WAS THE ACTUAL FIGURE FOR THESE CONSOLIDATED ORDINANCES?

MR. MILLER: TO THE BEST OF MY KNOWLEDGE, I DON'T HAVE THE EXACT FIGURE HERE, BUT TO THE BEST OF MY KNOWLEDGE, IT WAS WITHIN \$1,000.00 OF \$50,000.00. IN OTHER WORDS, IT WAS SOMETHING BEYOND \$49,000.00 AND WE HAVE ROUNDED IT OFF TO \$50,000.00 FOR CONVENIENCE.

MR. CHAIRMAN: COMMENCE?

SOME HONOURABLE MEMBERS: COMMENCE.

MR. CHAIRMAN: THE NEXT ITEM IS LAND CLAIMS SECRETARIAT, \$30,000. THIS IS JUST FROM THE CHAIR. DOES THIS PROVIDE FOR THE COMMISSIONER DURING THE PAST YEAR OR WHAT DOES THIS PROVIDE FOR?

MR. MILLER: NO THIS BASICALLY IS FOR A SMALL GROUP OF PEOPLE THAT WE PUT TOGETHER THAT WE CALL THE LAND CLAIMS SECRETARIAT WHO ARE WORKING ON PUTTING TOGETHER INFORMATION FOR THE PURPOSES OF THE COMMISSIONER SO THAT WHEN THE COMMISSIONER CAN GET CLOSE TO THE NEGOTIATING TABLE, HE HAS THE BACKGROUND AVAILABLE TO HIM.

MR. CHAIRMAN: WILL ALL THIS INFORMATION BE AVAILABLE TO THE NEWLY APPOINTED YUKON LAND CLAIMS REPRESENTATIVE? MR. COMMISSIONER.

MR. COMMISSIONER: MR. CHAIRMAN, THERE IS A PAPER COMING FORWARD THAT WILL EXPLAIN BASICALLY THE FUNCTIONS THAT ARE GOING ON IN THIS SECRETARIAT AND ALSO IT WILL DELINEATE CERTAIN BASIC THINGS WHICH WE ARE DOING NOW WHICH WILL FALL INTO THE PUBLIC DOMAIN. SOME OF IT PRACTICALLY IMMEDIATELY, SOME MORE IN THE COURSE OF TIME. AS FAR AS THE BASIC BACKGROUND MATERIAL IS CONCERNED, IT COMES INTO THE EXECUTIVE COMMITTEE AND YOUR QUESTION AS TO WHETHER OR NOT IT WILL BE AVAILABLE TO ANY OTHER MEMBERS OF THE YUKON, THE ANSWER IS YES.

MR. CHAMBERLIST: ONE QUESTION. YOU SAY THIS IS 100% RECOVERABLE. IS THIS OVER AND ABOVE THE FISCAL ARRANGEMENT OR IS IT A SEPARATE ITEM? IT IS OVER AND ABOVE.

MR. MILLER: THIS IS OVER AND ABOVE THE FISCAL ARRANGEMENT.

MR. CHAIRMAN: CLEAR? THE NEXT ITEM IS THE

FEDERAL INTERDEPARTMENTAL CO-ORDINATING COMMITTEE, \$20,000.00

MR. CHAMBERLIST: THERE IS A VERY INTERESTING QUESTION I WISH TO ASK OF THIS. IF THIS IS A FEDERAL INTERDEPARTMENTAL CO-ORDINATING COMMITTEE AND WE ONLY HAVE REPRESENTATION HERE, WHY SHOULD WE BE PAYING THE COSTS OF THIS SECRETARIAT?

MR. COMMISSIONER: YOU ARE NOT PAYING IT. IT IS GIVEN TO YOU AS A SEPARATE ITEM FROM THE FEDERAL GOVERNMENT.

MR. CHAMBERLIST: AGAIN, IS THIS AN ITEM OVER AND ABOVE OUR FISCAL ARRANGEMENT.

MR. MILLER: YES. IT IS OUTSIDE THE ARRANGEMENT. IT IS CLAIMABLE.

MR. MCKINNON: DOES THIS INCLUDE THE SENDING OF YUKON ORDINANCES DOWN TO THE PEOPLE IN OTTAWA TO COMPUTE IT?

MR. MILLER: YES.

MR. CHAIRMAN: THIS GIVES A TOTAL OF \$100,000.00 UNDER ADMINISTRATIVE SERVICES. CLEAR? THE NEXT ITEM IS THE TERRITORIAL TREASURER, IN THE AMOUNT OF \$119,000.00 AND THE BREAKDOWN IS FOUND ON PAGE 8.

MR. CHAMBERLIST: MR. CHAIRMAN, I WONDER IF MR. MILLER COULD INDICATE WHAT POSITIONS HAVE BEEN TRANSFERRED TO THE FUNCTION OF CENTRAL PURCHASING DURING THE PAST YEAR?

MR. MILLER: MR. CHAIRMAN, WE HAD TWO PEOPLE IN THE TREASURY DEPARTMENT WHO WERE WORKING ON ASSETS CONTROL. THIS IS THE PHYSICAL ASSETS, THE DESKS, THE CHAIRS, THE EQUIPMENT, ETCETERA. IT SEEMED EXPEDIENT TO MOVE THOSE PEOPLE IN CENTRAL PURCHASING WHERE THEY COULD CONTROL THE STUFF AT THE ORIGINAL SOURCE. DURING THE COURSE OF THE YEAR, WE FOUND THAT WE NEEDED IN THE CENTRAL PURCHASING OFFICE CORPORATION, A THIRD PURCHASING OFFICER. IN THE TREASURER'S OPERATION WE HAD AN ACCOUNTANT I POSITION WHICH WE DID NOT ATTEMPT TO FILL. WE TRANSFERRED THE ACCOUNTANT I POSITION AND RECLASSIFIED IT AS A PURCHASING OFFICER. THE PURCHASING OFFICER NEEDED STAFF ASSISTANCE IN THE FORM OF A CLERK-TYPIST. AGAIN, TREASURY HAD AN EXCESS POSITION WHICH WE TRANSFERRED TO CENTRAL PURCHASING.

MR. CHAMBERLIST: WAS THAT INCLUDED FOR IN LAST YEAR'S ESTIMATES?

MR. MILLER: YES, MR. CHAIRMAN, IT WAS.

MR. CHAMBERLIST: I MEAN, THE BODIES, WERE THE BODIES INCLUDED?

MR. MILLER: THE POSITIONS WERE PROVIDED FOR IN LAST YEAR'S BUDGET.

MR. CHAIRMAN: WE ARE TAKING 200 AND 203 IN THE AMOUNT OF \$44,600,00 CONJOINTLY.

MR. MILLER: THE POSITIONS, MR. CHAIRMAN, ARE PROVIDED FOR ON PAGE TEN OF THE 1973-74 ESTIMATES.

MR. CHAMBERLIST: THE POINT THAT I MAKE WASN'T THAT MONEY INCLUDED IN THE ...

MR. MILLER: THE MONEY FOR THE POSITIONS WERE INCLUDED IN THE TOTAL VOTE 02 LAST YEAR.

MR. CHAMBERLIST: RIGHT, SO WHAT WE'VE DONE THEN IS WE HAVE JUST TRANSFERRED THE MONEY OUT OF YOUR DEPARTMENT INTO THE CENTRAL PURCHASING.

MR. MILLER: IT'S STILL WITHIN VOTE 02.

MR. CHAIRMAN: IS IT CLEAR? THE NEXT ITEM IS THE RIGHT-OFF OF BAD DEBTS, \$1.00.

MR. MILLER: MR. CHAIRMAN, AS IS OUR NORMAL CUSTOM, THE WRITE OFF OF BAD DEBTS IS HANDLED FROM AN ACCOUNTING STAND POINT TO SETTING UP A RESERVE. UNDER THE FINANCIAL ADMINISTRATION ORDINANCE, THE COMMISSIONER HAS CERTAIN AUTHORITIES TO WRITE OFF BAD DEBTS ON HIS OWN. THE COMMISSIONER OF THE YUKON DOES PREFER TO USE THAT APPROACH. HE PREFERS TO COME TO COUNCIL TO HAVE THEM WRITTEN OFF. WHAT WE ARE ASKING FROM HERE IS AUTHORITY TO TAKE OFF THE BOOK DEBTS THAT WE HAVE NOT BEEN ABLE TO COLLECT BECAUSE OF BANKRUPT COMPANIES, DECEASED PERSONS, CAN'T LOCATE PEOPLE, ANY NUMBER OF REASONS. WE HAVE TRIED TO THE BEST OF OUR ABILITY TO LOCATE THESE PEOPLE. WE HAVEN'T BEEN ABLE TO DO IT.

MR. CHAMBERLIST: HOW DOES THE ONE DOLLAR EFFECT PUT THIS INTO EFFECT?

MR. MILLER: AS I INDICATED EARLIER, THESE ACCOUNTS ARE FROM A BOOKKEEPING OR ACCOUNTANT'S STANDPOINT; ARE TECHNICALLY WRITTEN OFF NOW BY SETTING UP A RESERVE EACH YEAR FOR PROVISION FOR

BAD DEBTS. THE LEGISLATIVE AUTHORITY REQUIRED TO PUT THIS INTO TRUE EFFECT IS A VOTE OF ONE DOLLAR. THERE WILL BE NOTHING CHARGED AGAINST THE DOLLAR. IT WILL BE CHARGED ON THE BOOKS AGAINST THE RESERVE.

MR. CHAIRMAN: CLEAR? THE NEXT ITEM IS WRITE OFF OF OBSOLETE CENTRAL STORAGE INVENTORY, \$318.29.

MR. MILLER: MR. CHAIRMAN, THESE ARE ITEMS THAT WE GATHERED UP EITHER AS A RESULT OF THE TURN-OVER OF THE ALASKA HIGHWAY, OR OF ITEMS THAT WE FOUND IN THE COURSE OF A BOARD OF SURVEY THAT TOOK PLACE LAST SUMMER. THEY ARE OBSOLETE ITEMS AND WE DON'T WISH TO CARRY IN OUR STORAGE BECAUSE WE WOULD HAVE NO USE FOR THEM. AGAIN, THE ONLY WAY WE CAN GET THEM OFF THE BOOKS, IS BY AN APPROPRIATION OF THIS COUNCIL.

MR. CHAMBERLIST: YOU DEBIT YOUR INVENTORY THIS WAY. IS THIS WHAT YOU ARE SAYING?

MR. MILLER: THAT IS RIGHT. WE DEBIT OUR INVENTORY AND CHARGE THIS, AND CREDIT OUR INVENTORY AND DEBIT OUR VOTE.

MR. CHAIRMAN: THE NEXT ITEM IS EX-GRATIA PAYMENT, \$1,000.00.

MR. CHAMBERLIST: WELL, IT IS ABOUT TIME. IT SHOULD GIVE THE MAIN INTEREST AS WELL.

MR. CHAIRMAN: THIS GIVES A TOTAL OF \$1,319.29. IS THIS CLEAR? NEXT IS THE DEPARTMENT OF EDUCATION IN THE AMOUNT OF \$290,000.00. DETAILS MAY BE FOUND ON PAGE ELEVEN. THE FIRST ITEM IS SCHOOLS CIRCULUM SUPPLIES AND SALARIES, \$33,000.00

MR. CHAMBERLIST: HIS EXPLANATION.

MRS. WATSON: YES, MR. CHAIRMAN. LAST SPRING, WE TOOK ON MORE STAFF; A SUPERVISOR OF CENTRAL INSTRUCTION, FOR A THOROUGH REVIEW ATTEMPTING TO ANALYZE THE CHECKS IN OUR YUKON SCHOOLS. WE DISCOVERED THAT QUITE A NUMBER OF OUR STUDENTS REQUIRED REMEDIATION IN THE BASIC SKILLS AND THE REASON FOR THIS IS THE ATTENTION FOR THE PAST FEW YEARS. THIS IS NOT JUST UNIQUE TO THE YUKON TERRITORY, BUT IT IS UNIQUE TO NORTH AMERICA AND CANADA THAT THE TEACHING METHODS HAVE NOT STRESSED THIS BASIC SKILL. CONSEQUENTLY, OUR CHILDREN ARE NOT PERFORMING, OR QUITE A NUMBER OF OUR CHILDREN ARE NOT PERFORMING AT THE LEVEL IN

READING, LANGUAGE AND MATH THAT THEIR GRADE LEVELS SHOULD TYPIFY. SO, WE HAD OUR SUPERVISOR IN SPECIAL INSTRUCTION, INVESTIGATE IT AND WE RECOMMENDED THAT WE PUT INTO OUR SCHOOLS, TUTORS WHO WOULD BE TUTORING THE REMEDIAL CASES AS USING INDIVIDUAL INSTRUCTIONAL PAPERS. NOW THESE INDIVIDUALIZED BOOK-TYPE OF PAPERS WOULD BE REQUIRED TO CARRY OUT THIS PROGRAMME. THEREFORE, WE PROCEEDED TO PURCHASE THESE LESSONS, THAT IS EXACTLY WHAT THEY WERE, AND THAT IS WHY THIS ESTABLISHMENT 302 IS OVEREXPENDED IN THE AMOUNT OF \$33,000.00.

MR. CHAMBERLIST: WAS THE PROGRAM APPROVED BY TERRITORIAL COUNCIL BEFORE THE MONEY WAS EXPENDED?

MRS. WATSON: NO, THIS PROGRAM WAS APPROVED BY THE EXECUTIVE COMMITTEE AND THE HONOURABLE MEMBER AT THAT POINT.

MR. CHAMBERLIST: I KNOW THAT QUESTION, I CAN ANSWER, WAS THE EXPENDITURE APPROVED BY TERRITORIAL COUNCIL?

MRS. WATSON: MR. CHAIRMAN, THIS WAS AN EMERGENCY SITUATION AND I THINK THAT NO MEMBER OF THIS COUNCIL WILL FEEL THAT WE SHOULD HAVE SAT BACK AND WHEN WE SAW THE RESULTS FROM SOME OF OUR TESTS THAT WE GOT FROM SOME OF OUR SCHOOLS AND SAT BACK AND WAITED FOR ANOTHER YEAR. WE EMBARKED UPON PURCHASING THESE LESSONS. WE WERE ABLE TO, UNDER OUR MANPOWER PROGRAM, AND THE EXPLANATION IS IN SESSIONAL PAPER No. 10, UNFORTUNATELY IT IS NOT IN COMMITTEE AT THIS TIME. YOU WILL GET COMPLETE INFORMATION ON THIS PROGRAM IN SESSIONAL PAPER No. 10 AND WE PROCEEDED TO EMBARK UPON THIS PROGRAM, I AM NOW ASKING FOR COUNCIL--

MR. CHAMBERLIST: WHEN DID THE PROGRAM START?

MRS. WATSON: MR. CHAIRMAN, THE PROGRAM STARTED IN SOME SCHOOLS ON SEPTEMBER 15 AND IT VARIES FROM SEPTEMBER 15 TO THE MIDDLE OF OCTOBER.

BEFORE THE PROGRAM COULD START, WE HAD TO BRING OUR TUTORS INTO TOWN TO GIVE THEM SOME IN-SERVICE TRAINING AND THIS WAS DONE UNDER THE MANPOWER PROGRAM. THE TUTORS' WAGES ARE BEING PAID BY MANPOWER.

MR. CHAMBERLIST: IF THE TUTORS' WAGES ARE BEING PAID BY MANPOWER, COULD WE GET SOME BREAKDOWN AS TO THE \$33,000 BECAUSE WE ARE TALKING ABOUT SALARIES, NOW WE ARE SAYING

THAT THE TUTORS ARE BEING PAID BY MANPOWER, CAN WE HAVE A BREAKDOWN OF THE \$33,000?

MRS. WATSON: MR. CHAIRMAN, TO PROVIDE FUNDS FOR THE INITIATION OF THE YUKON-WIDE INTENSIVE PROGRAM OF REMEDIATION AND THE BREAKDOWN IS IN SESSIONAL PAPER No. 10.

MR. CHAMBERLIST: I WONDER THEN IF WE CAN STOP UNTIL WE HAVE A LOOK AT THAT BECAUSE I WOULD LIKE TO KNOW WHAT \$33,000 IS BEING SPENT ON. IT IS NOT A SMALL AMOUNT OF MONEY.

MR. CHAIRMAN: IF THIS INFORMATION CAN BE SENT FOR, WE COULD REFER BACK --

MR. CHAMBERLIST: WE'VE GOT IT HERE.

MR. CHAIRMAN: WE HAVE IT. PROCEED.

MRS. WATSON: MR. CHAIRMAN, THESE ARE INDIVIDUAL LESSONS IN THE SUBJECT AREA THAT THE CHILD NEEDS REMEDIATION. IF YOU WANT A COST BREAKDOWN OF EACH LESSON IN EACH SUBJECT AREA; THIS I CAN'T PROVIDE.

MR. CHAMBERLIST: I AM NOT INTERESTED IN THAT, MR. CHAIRMAN, WHAT I AM CONCERNED ABOUT IS A BREAKDOWN OF THE \$33,000 AS FAR AS IT RELATES TO WHICH PORTION IS IT'S SALARIES BECAUSE I AM A LITTLE BIT CONFUSED WITH A STATEMENT THAT IS BEING MADE, THAT THIS IS GOING TO BE REFUNDED BY MANPOWER. SO IF I CAN GET AN EXPLANATION WHAT IS BEING REFUNDED BY MANPOWER, I MIGHT BE ABLE TO CONSIDER THESE--

MRS. WATSON: MR. CHAIRMAN, SESSIONAL PAPER No. 10 DOES DEFINE THAT, AND IF YOU WILL LOOK AT THE ATTACHMENT AT THE BACK OF THE SESSIONAL PAPER; THE SALARIES FOR THE TUTOR TRAINING, 16 PEOPLE EMPLOYED FOR 42 WEEKS, IN 1973-74 WAS \$84,000. THAT IS BEING PAID BY MANPOWER. THE \$5,000 IS THE PROGRAM MANAGER. THE PROGRAM IS CARRIED ON IN CONJUNCTION WITH THE ASSOCIATION FOR CHILDREN WITH LEARNING DISABILITIES.

THE MANAGER GETS PAID \$5,000, THE SECRETARY'S SALARY. THE PROGRAM COORDINATOR IS OUR SUPERVISOR OF INSTRUCTION. THE EMPLOYEE BENEFITS, PREMISES RENTALS FOR THE OFFICE OF THE ORGANIZATION WHO HAVE ENTERED INTO THE AGREEMENT FOR THIS MANPOWER PROGRAM. THE TELEPHONE, THAT IS MANPOWER PAID, THE MATERIALS AND SUPPLIES ARE WHAT THE TERRITORIAL GOVERNMENT HAD TO SUPPLY. THE MANPOWER PROGRAM COVERED THE COST OF THE OFFICE EXPENSES FOR THE ASSOCIA-

TION FOR CHILDREN WITH LEARNING DISABILITIES. THEY PAID THE COST OF THE TUTOR TRAINEES WHO ARE CARRYING ON THE TUTOR PROGRAM IN THE SCHOOLS.

THE TERRITORIAL PORTION OF THE PROGRAM, WAS TO PROVIDE THE REMEDIAL MATERIAL THAT WAS USED IN THE SCHOOLS. THE TOTAL OF THAT WAS \$55,000. WE WERE ABLE TO PURCHASE SOME OF THAT MATERIAL OUT OF OUR EXISTING BUDGET, BUT WE HAD TO OVER-EXPEND THE PRIMARY 302'S BUDGET BY \$32,000 TO PURCHASE ALL OF THE MATERIALS THAT WAS REQUIRED FOR THE PROGRAM.

MR. CHAMBERLIST: I AM SORRY IT IS A LONG EXPLANATION BUT WHAT I AM ASKING FOR IS THAT ONE ITEM OF \$33,000; I WANT TO KNOW HOW MUCH OF THAT ITEM IS SALARIES AND HOW MUCH IS MATERIALS. IT IS AS SIMPLE AS THAT.

MRS. WATSON: IT IS ALL MATERIALS.

MR. CHAMBERLIST: WHY DO YOU MISLEAD AND SAY 'AND SOME OF IT' AND THIS IS WHY I'M ASKING, IF IT IS ALL MATERIALS, THEN SAY IT IS ALL MATERIALS.

MRS. WATSON: WELL THAT IS THE ESTABLISHMENT HEADING.

MR. MILLER: MR. CHAIRMAN, THAT'S AN ESTABLISHMENT HEADING WHICH WE HAVE ESTABLISHED THREE YEARS AGO. I AGREE, MAYBE WHAT WE SHOULD HAVE SAID IN THE VOTE WORDING WAS TO PROVIDE FUNDS FOR THE PURCHASE OF SUPPLIES. I WOULD AGREE WITH THAT, MR. CHAIRMAN. BUT THE ESTABLISHMENT HEADING IS A COMMON HEADING THAT WE USE EVERY YEAR.

MR. CHAMBERLIST: IT IS MATERIALS ONLY.

MR. MILLER: RIGHT.

MR. CHAIRMAN: I JUST HAVE ONE QUESTION FROM THE CHAIR. AT WHAT POINT IN TIME WAS THIS PROGRAM INITIATED?

MR. MILLER: SEPTEMBER 15.

MR. CHAIRMAN: ANYTHING FURTHER ON \$33,000- SCHOOLS-CURRICULUM SUPPLIES AND SALARIES? CLEAR? THE NEXT ITEM IS KINDERGARTENS-\$7,000.

MR. CHAMBERLIST: HAS THIS PROGRAM STARTED ALREADY?

MRS. WATSON: MR. CHAIRMAN, THIS PROGRAM STARTED ALMOST AT THE SAME TIME AS THE OTHER PROGRAM. THIS IS BUYING AGAIN, MATERIALS.

MR. CHAIRMAN: CLEAR? NEXT IS RECREATION AND AMATEUR SPORT-\$30,000.

MR. CHAMBERLIST: HOW MUCH OF THIS IS FOR RENTAL OF THE PRESIDENTIAL SUITE AT THE HOTEL IN ANCHORAGE?

MRS. WATSON: MR. CHAIRMAN, THIS IS FOR THE BUDGET FOR THE OPERATION OF THE ARCTIC WINTER GAMES. I CAN CIRCULATE COPIES OF THE BUDGET FOR THE ARCTIC WINTER GAMES. WE HAVEN'T HAD A COMPLETE ANALYSIS AS A RESULT OF THE GAMES, BUT MR. RAYBURN INFORMS ME THAT WE ARE PRETTY WELL WITHIN THE \$30,000. BUT I CAN CIRCULATE THE BUDGET FOR THE ARCTIC WINTER GAMES TO THE MEMBERS WHO WISH IT.

MR. CHAIRMAN: CLEAR? NEXT ITEM IS YUKON VOCATIONAL AND TECHNICAL TRAINING CENTRE-\$220,000.

MR. CHAMBERLIST: MR. CHAIRMAN, THIS INDICATES JUST THE NAME OF ONE COURSE AND OTHER COURSES. I WONDER IF YOU WOULD INDICATE WHAT THE OTHER COURSES ARE.

MRS. WATSON: YES, MR. CHAIRMAN, I DO HAVE THE OTHER COURSES. I HAVE IT BROKEN DOWN. THE BLADE PROGRAM, AND AGAIN THE EXPLANATION IS VERY THOROUGH IN SESSIONAL PAPER NO. 9. MAYBE THE MEMBERS WOULD LIKE TO DISCUSS THAT WHEN WE GO INTO THE MAIN ESTIMATE IN DETAIL OR WE CAN DISCUSS IT NOW. WE HAVE THE BLADE PROGRAM IN TEN COMMUNITIES AND THE PORTION OF THE COST TO THE TERRITORIAL GOVERNMENT FOR THE FISCAL YEAR 1973-74 IS \$167,750. THEN WE HAVE HOME MANAGEMENT COURSE, WHICH WAS REQUIRED UNDER THE HOUSING PROGRAM AND THE COST IN THE FISCAL YEAR 1973-74 IS \$22,800. THE LOGGING COURSE-\$15,450, OIL-BURNER MECHANICS \$2,500 AND ARTS AND CRAFTS IN COMMUNITIES, WHERE WE HAVE THE INSTRUCTORS TRAVELLING THROUGHOUT THE COMMUNITY PROVIDING INSTRUCTION IN ARTS AND CRAFTS-\$11,500, WHICH TOTALS \$220,000.

MR. CHAMBERLIST: ARE THERE ANY AMOUNTS OF THIS MONEY REFUNDABLE IN PORTION FORM FOR THE DEPARTMENT OF NATIONAL HEALTH AND WELFARE?

MR. MILLER: MR. CHAIRMAN, IT WOULDN'T BE FROM

NATIONAL HEALTH AND WELFARE, IT'S UNDER THE CANADA MANPOWER AGREEMENT. THERE IS APPROXIMATELY \$130,000 THAT IS RECOVERABLE.

MR. MCKINNON: WHEN WAS THIS PROGRAM STARTED, MR. CHAIRMAN?

MRS. WATSON: THE BLADE PROGRAM? WE TRIED IT ON A TRIAL BASIS IN 1972-73 AT KISHWOOT HALL AND ROSS RIVER, THIS IS AN ADULT EDUCATION PROGRAM; IT IS A BASIC LITERACY PROGRAM. IT IS REALLY THE FIRST THROUGH THE DEFICIT THE TERRITORIAL GOVERNMENT HAS MADE TO TAKE ADULT EDUCATION INTO THE COMMUNITIES. IN 1973-74, WE PUT IT INTO TEN COMMUNITIES AND THIS IS WHERE THE COST HAS BEEN INCURRED—THE \$167,000.

MR. MCKINNON: MR. CHAIRMAN, WOULD LIKE TO MAKE A FEW REMARKS AND THESE ARE REMARKS I'VE MADE BEFORE IN THIS HOUSE. I'M GOING TO REITERATE THEM. I DO BELIEVE IN THEM, WHEN I STATE THEM. I WOULD LIKE TO DRAW MEMBERS' ATTENTION TO ANNOTATION 240 OF BEAUCHESNE, WHICH SAYS THAT 'SUPPLEMENTARY ESTIMATES, WHEN TREATED AS CUSTOMARY AND AS A MATTER OF COURT, INSTEAD OF BEING RESTRICTED TO OCCASION OF UNPERCEIVED CONTINGENCIES DO MORE TO DESTROY EFFECTUAL PARLIAMENTARY CONTROL THAN ANY OTHER INDIRECT METHOD THAT COULD BE DEvised. THE INTRODUCTION OF SUPPLEMENTARY ESTIMATES OF ANY CONSIDERABLE AMOUNT, IS REALLY A BREACH OF CONTRACT BETWEEN THE GOVERNMENT AND PARLIAMENT. FOR WHEN THIS IS DONE, THE BUDGET STATEMENT IS DESTROYED AND IN EFFECT THE SUPPLEMENTARY BUDGET IS SET UP.'

I WOULD LIKE TO DRAW MEMBERS' ATTENTION TO THE SUPPLEMENTARY OF THE DEPARTMENT OF EDUCATION, WE HAVE, MR. CHAIRMAN, IN EFFECT, A \$290,000 SUPPLEMENTARY ESTIMATE OF WHICH I WOULD SAY \$260,000 OF THAT IS IN NEW PROGRAMS WHICH HAVE NOT GONE BEFORE THIS HOUSE AND WHICH HAVE NOT HAD THE APPROVAL OF THIS HOUSE PRIOR TO GOING INTO EFFECT. ALBEIT, THEY ARE PROBABLY VERY NECESSARY AND IMPORTANT PROGRAMS AND HOPEFULLY WILL PROVE TO BE EXTREMELY SUCCESSFUL.

BUT, THEY HAVE BEEN PUT INTO EFFECT, EVEN THOUGH THERE WERE SPECIAL SESSIONS OF THIS HOUSE CALLED FOR OTHER MATTERS. IT IS MY CONTENTION, IT ALWAYS HAS BEEN AND I SEEM TO BE GETTING MORE CONSISTENT AS I GROW OLDER. AT ANY RATE, THAT SUPPLEMENTARY ESTIMATE, THAT NEW PROGRAM, THAT EXPENDITURE OF THE TAXPAYER'S MONEY IS A DECISION THAT SHOULD BE MADE IN THE HOUSE AND THE

HOUSE ALONE. MR. CHAIRMAN, I WOULD CAUTION, AND CAUTION VERY STRONGLY, THE MEMBERS OF THE EXECUTIVE AND THE MEMBERS OF THE GOVERNMENT TO TRY AND PERVERT THE PARLIAMENTARY RESPONSIBILITY OF EXPENDING THE TAXPAYER'S MONEY THROUGH PROGRAMS THAT ARE ACCEPTED OR REJECTED IN THE HOUSE. WHEN SUPPLEMENTARY ESTIMATES OF SUCH A LARGE EXPENDITURE ARE BROUGHT BEFORE THE HOUSE, I THINK THAT REALLY THE GOVERNMENT AND THE EXECUTIVE CAN PERVERT WHAT THE RIGHT ORDER OF PARLIAMENTARY PROCEDURE WOULD BE. I WOULD REALLY ASK MEMBERS TO TAKE THIS INTO CONSIDERATION WHEN THEY ARE EMBARKING ON NEW PROGRAMS; TO TRY AND FORESEE THE PROGRAMS AS FAR BACK AS POSSIBLE AND ALSO WHAT THE AVAILABILITY OF COUNCIL IS THERE. FOR MEMBERS TO INTRODUCE THE PROGRAM; THAT THEY SHOULD BE INTRODUCED AT THAT TIME. IT IS PARLIAMENTARILY WRONG FOR ALL THESE PROGRAMS TO BE INITIATED AND NOT BEING ASKED TO AGREE, ON MONIES AND PROGRAMS ALREADY STARTED AND MONIES ALREADY SPENT.

MR. TANNER: MR. CHAIRMAN, AS A MEMBER OF THE EXECUTIVE COMMITTEE, I COULDN'T AGREE MORE WITH THE HONOURABLE MEMBER AND I THINK THAT THE MEMBER FOR EDUCATION WILL SPEAK FOR HERSELF, BUT I THINK THAT IN CERTAIN CIRCUMSTANCES THIS WAS A CASE WHERE WE HAD A PROGRAM OFFERED BY THE FEDERAL GOVERNMENT. IF WE DIDN'T TAKE IT, WE WOULD HAVE PASSED UP A YEAR OF GOOD TRAINING. BUT AS FAR AS THE PRINCIPLE OF WHAT THE HONOURABLE MEMBER SAYS, I MOST HEARTILY AGREE WITH HIM.

MR. CHAMBERLIST: WELL, PERHAPS YOU SHOULD DO WHAT I DIDN'T DO, GET THE HELL OUT OF THE EXECUTIVE COMMITTEE WHEN THEY TRY AND PUSH THOSE THINGS DOWN YOUR THROAT.

MR. CHAIRMAN, WOULD MR. MILLER INDICATE HOW MUCH OF THE VOTE TO DATE, THAT IS \$7,691,305, HAS BEEN EXPENDED BY THE DEPARTMENT OF EDUCATION TO THIS TIME.

MR. MILLER: I'M SORRY, MR. CHAIRMAN, I DIDN'T BRING THOSE FIGURES WITH ME. I CAN GET THEM IN A MATTER OF MINUTES.

MR. CHAMBERLIST: I WONDER IF WE COULD ADJOURN SO THAT WE CAN GET THEM BECAUSE IT IS AN IMPORTANT POINT. ANOTHER \$290,000 IS BEING ASKED FOR, YET WE DON'T KNOW WHETHER THERE IS ANY MONEY STILL LEFT IN THE VOTE. I WONDER, MR. CHAIRMAN, IF WE COULD RECESS WHILE THESE FIGURES ARE BROUGHT TO US.

MR. CHAIRMAN: IS THIS INFORMATION QUICKLY AVAILABLE? ALRIGHT, WE'LL CALL A RECESS.

MR. MILLER: I'LL GO AND GET IT; YOU DON'T NEED TO RECESS.

MR. MILLER: O.K., AS LONG AS YOU CAN GET THE INFORMATION.

MR. CHAIRMAN: I THINK AT THIS TIME, I WILL CALL A BRIEF RECESS BECAUSE WE CAN'T CLEAR THIS ITEM UNTIL WE GET THE INFORMATION. IT WILL JUST TAKE A MOMENT.

RECESS

MR. CHAIRMAN: I BELIEVE MR. MILLER HAS A REPLY TO THE QUESTION.

MR. MILLER: MR. CHAIRMAN, TO THE END OF FEBRUARY OR FEBRUARY 27, ACTUAL EXPENDITURES FOR THE EDUCATION VOTE WERE \$7,172,168. IN ADDITION, WE HAD UNLIQUIDATED COMMITMENTS AT THAT TIME OF \$282,263. TOTAL OF THOSE TWO ARE \$7,465,431.

MR. CHAMBERLIST: WAS THIS AFTER ALL RECOVERIES FOR THAT DEPARTMENT HAD BEEN MADE FROM THE VARIOUS OTHER GOVERNMENT DEPARTMENTS?

MR. MILLER: MR. CHAIRMAN, WE DON'T NET THE RECOVERIES IN THE VOTE. THE VOTE IS THE GROSS EXPENDITURE OF THE DEPARTMENT. THE RECOVERIES ARE SHOWN AS A SEPARATE ITEM AND THEY ARE NOT INCLUDED IN THE APPROPRIATION FOR SALE.

MR. CHAMBERLIST: HOW MUCH OF THAT IS RECOVERABLE THEN?

MR. MILLER: MR. CHAIRMAN, OF THE VOCATIONAL SCHOOL'S EXPENDITURES, USING ROUND FIGURES, WE NORMALLY RECOVER 60% OF THE VOCATIONAL SCHOOL EXPENDITURES. THE VOCATIONAL SCHOOL EXPENDITURES TO THE END OF FEBRUARY ARE \$1,168,000 OUT OF THE \$7M EXPENDITURE.

MR. CHAIRMAN: ARE WE CLEAR THEN?

MR. CHAMBERLIST: IS THIS THE ONLY RECOVERY?

MR. MILLER: THERE ARE A FEW OTHER MINOR ONES, MR. CHAIRMAN. THEY RELATE PRIMARILY TO RECREATION AND AMATEUR SPORT, RENTAL OF SCHOOLS, SALE OF SUPPLIES AND ALL THE LITTLE BITS THAT WE GET FROM SCHOOL BUSES. IT IS VERY LITTLE

OTHER THAN VOCATIONAL SCHOOL.

MR. CHAMBERLIST: HOW MUCH IS EXPECTED TO BE SPENT FOR THE MONTH OF MARCH?

MR. MILLER: MR. CHAIRMAN, I CAN ONLY ASSUME THAT THE DEPARTMENT WHO HAS PUT UP THE SUPPLEMENTARY ESTIMATE FEEL THAT THEY CAN LIVE WITH THE \$290,000 THAT THEY ARE ASKING FOR IN THE SUPPLEMENTAL PLUS THE \$230,000 THEY HAD AVAILABLE TO THEM AS A FREE BALANCE AT THE END OF FEBRUARY. SO THAT WOULD BE \$526,000 OR \$527,000 WHICH WOULD BE THEIR EXPECTED EXPENDITURE DURING THE MONTH OF MARCH.

MR. CHAIRMAN: CLEAR?

MR. CHAMBERLIST: YOU SAY OF THE \$282,263, WERE COMMITMENTS. WERE THAT COMMITMENTS PRIOR TO JANUARY 31 OR WAS THAT COMMITMENT INCLUDED IN FEBRUARY?

MR. MILLER: THOSE COMMITMENTS, WERE THE COMMITMENTS OUTSTANDING AS AT THE END OF FEBRUARY.

MR. CHAMBERLIST: INCLUDING FEBRUARY.

MR. MILLER: INCLUDING FEBRUARY.

MR. CHAIRMAN: THE FIRST ITEM IS TERRITORIAL SECRETARY AND REGISTRAR GENERAL - \$5,000.00.

MR. TANNER: I WONDER WHETHER HONOURABLE MEMBERS WANT THE EXECUTIVE MEMBER IN CHARGE OF THAT DEPARTMENT HERE AS A WITNESS?

MR. CHAMBERLIST: NO NEED TO ASK FOR HIM.

MR. TANNER: MR. CHAIRMAN, I WAS ASKING WHETHER THE MEMBERS WOULD LIKE. I NOT ASKING THAT I WANT...

MR. CHAIRMAN: ARE YOU CLEAR ON THE \$5,000.00? NEXT ITEM IS RECORD OFFICE - \$10,000.00. WHAT IS THE BASIC, THIS IS FROM THE CHAIR, WHAT IS THE BASIC CHANGE IN INCREASED RECORDS. IS THIS A NEW PROGRAM?

MR. MILLER: THIS IS BOTH REALLY, IT COVERS ADDITIONAL POSTAGE RESULTING FROM HIGHER VOLUMES OF MAIL AND I BELIEVE THERE WERE SOME ADDITIONAL EXPENDITURES IN ADDITION TO THE BUDGETED ITEM FOR SOME BOXES FOR STORING ALL RECORDS IN. THEY ARE MOVING FASTER ON

THE RECORDS RETENTION PROGRAM THAN WE HAD ANTICIPATED.

MR. CHAIRMAN: NEXT ITEM IS LOCAL GOVERNMENT IN THE AMOUNT OF \$405,065.00.

MR. MILLER: MR. CHAIRMAN, VOTE 5. WE HAVE INCLUDED THIS VOTE 5 IN THIS SUPPLEMENTARY SO THAT MEMBERS COULD SEE THE TRANSFERS THAT ARE TAKING PLACE WITHIN THE VOTE. NOW THERE ARE NO ADDITIONAL FUNDS BEING REQUESTED.

MR. CHAIRMAN: DETAIL IS ON PAGE 21.

MR. TANNER: MR. CHAIRMAN, AS I EXPLAINED THERE IS NO ADDITIONAL MONEY REQUESTED IN VOTE 5. THIS IS PURELY TO INDICATE TO MEMBERS WHAT TRANSFERS HAVE TAKEN PLACE DURING THE COURSE OF THE YEAR.

MR. CHAMBERLIST: I WANT TO KNOW WHAT THOSE TRANSFERS ARE.

MR. CHAIRMAN: ALRIGHT, JUST A SECOND, WE WILL JUST NOW GO TO VOTE 5. IT IS FOUND ON PAGE 17. THE FIRST ITEM IS MENTAL HEALTH - \$48,000.

MR. TANNER: APPARENTLY BECAUSE OF THE CHECKS AND BALANCES UNDER THIS PARTICULAR SECTION OF THE ITEM IT DOESN'T APPEAR ON THE BILL BECAUSE IT WAS A ZERO BALANCE, BUT WE SHOULD PROBABLY GO THROUGH.

O.K.
MENTAL HEALTH - \$48,000.

MR. CHAMBERLIST: IS THIS ALL FOR PRISONERS TO BE MENTALLY ILL? THE EXPLANATION HERE IS TO PROVIDE PAYMENT OF HOSPITAL SPACE FOR CERTAIN PRISONERS FOUND TO BE MENTALLY ILL AND UNFIT TO SERVE THEIR SENTENCES IN PENITENTIARIES AND TO PROVIDE FOR INCREASE IN THE INMATES IN INSTITUTIONS. HOW MANY PRISONERS ARE THERE? WHAT WITH THE INMATES? HOW DO YOU ARRIVE AT \$48,000?

MR. TANNER: MR. CHAIRMAN, I AM PLEASED THAT THE HONOURABLE MEMBER ASKED THIS QUESTION. MOST OF THE PROBLEMS IN MENTAL HEALTH SEEMED TO APPEAR WHILE HE WAS IN THAT DEPARTMENT.

MR. CHAMBERLIST: RIGHT.

MR. TANNER: HOWEVER, IT IS THE EXPENSE

OCCURRED MR. CHAIRMAN, BECAUSE A NUMBER OF PRISONERS WHICH WEREN'T UNDER OUR DIRECT CONTROL SUDDENLY TURNED UP AND WE HAD TO FIND THE FUNDS TO PICK UP THREE YEARS' COSTS OF HAVING THEM INSTITUTED OUTSIDE. I WILL GIVE A LITTLE FURTHER INFORMATION. IT WAS NO FAULT OF YOUR PAST DEPARTMENT MR. CHAMBERLIST. THIS OCCURRED BECAUSE THE INSTITUTE THAT HAD THESE INMATES DIDN'T BILL THE DEPARTMENT BETWEEN THE YEARS AND WE FINALLY PICKED IT UP WITHIN THE LAST TWO OR THREE MONTHS.

MR. CHAMBERLIST: THIS IS AN AREA WHERE WE MUST NOT ACCEPT A LUMP SUM. I WANT A BREAK-DOWN OF THAT \$48,000. NOW CAN WE GET A BREAK-DOWN? I DON'T WANT TO APPROVE \$48,000 WITHOUT KNOWING HOW THE \$48,000 CAME ABOUT. NOW, CAN WE GET SOMETHING FROM THE TREASURER?

MR. TANNER: MR. CHAIRMAN, I DON'T HAVE IT AT HAND AND I AM QUITE SURE THAT THE FIGURES CAN BE MADE AVAILABLE TO THE HONOURABLE MEMBER BEFORE WE GO . . . INTERRUPTED . . . VOTE.

MR. CHAMBERLIST: MR. CHAIRMAN, I WANT THESE FIGURES TO BE MADE AVAILABLE TO THE HOUSE, NOT TO ME.

MR. MILLER: MR. CHAIRMAN, TO THE BEST OF MY KNOWLEDGE, THIS THREE YEAR PAYMENT WAS IN RESPECT OF TWO PRISONERS AND THE PAYMENTS WERE APPROXIMATELY \$30,000 IN RESPECT OF THOSE TWO PERSONS. IN ADDITION, THERE WAS A \$4.00 PER DIEM INCREASE IN THE RATES CHARGED IN OUTSIDE INSTITUTIONS WHICH HAS CAUSED THE FURTHER \$18,000 INCREASE.

MR. CHAMBERLIST: IS IT INDICATED NOW THAT THE YUKON HOSPITAL INSURANCE SCHEME DOES NOT COVER MENTALLY ILL PATIENTS?

MR. TANNER: NOT SPECIFICALLY, IT ALL DEPENDS ON WHAT REASON THEY WERE INSTITUTIONALIZED AND THE HONOURABLE MEMBER MUST HAVE KNOWN THIS WHEN HE WAS IN THAT DEPARTMENT. THERE ARE SOME PATIENTS WHICH ARE PUT INTO AN INSTITUTION BY THE COURTS AND OUR, THAT VOTE DOES NOT COVER THOSE PATIENTS.

MR. CHAMBERLIST: MR. CHAIRMAN, THERE IS INSUFFICIENT EXPLANATION OR DOCUMENTATION TO SUPPORT THE INCREASE OF \$48,000 IN THIS PARTICULAR ITEM. I WANT TO KNOW WHAT, MORE ABOUT THIS PARTICULAR SITUATION, NOT NECESSARILY THE NAMES OF THE PATIENTS, BUT UNDER WHAT CIRCUM-

STANCES THESE PEOPLE HAVE BEEN PLACED IN A MENTAL HEALTH CARE. NOW, TO ACCEPT \$48,000 AS AN ITEM LIKE THIS, WITHOUT HAVING THAT INFORMATION, IT WOULD BE MOST IMPROPER. I WILL ASK IF COUNCILLOR TANNER WOULD BRING THAT INFORMATION FORWARD, SO THAT COUNCIL CAN AGREE OR DISAGREE WITH THE MANNER IN WHICH THE MONEY IS BEING SPENT.

MR. TANNER: MR. CHAIRMAN, I THOUGHT THE EXPLANATION GIVEN BY MYSELF AND MR. MILLER DID COVER THE SUBJECT. FIRST OF ALL WE ARE CAUGHT IN A BIND BECAUSE THE INSTITUTES OUTSIDE SET THE RATES AND WE HAVE NO CONTROL OVER THE RATE AND THEY HAVE INCREASED THE RATE BY \$2.00 PER DAY APPROXIMATELY AND ALL PATIENTS THAT WE HAVE OUT THERE IN THAT RESPECT COST US \$18,000 A YEAR. THE OTHER \$30,000 WAS TO PICK UP TWO PATIENTS WHO WERE IN AN INSTITUTION OUTSIDE OF THE YUKON FOR THREE YEARS. THE INSTITUTE DIDN'T BILL THE TERRITORIAL GOVERNMENT. CONSEQUENTLY, WE HAVE GOT THREE YEARS' BILLS FOR THEM IN A TOTAL AND THAT IS WHY YOU'VE GOT SUCH A HIGH COST OF \$30,000. IN OTHER WORDS IT COST US \$15,000 A YEAR.

MR. CHAMBERLIST: MR. CHAIRMAN, I WANT THE CIRCUMSTANCES OF IT AND WHETHER OR NOT THESE CHARGES CAN'T RIGHTLY BE PUT AGAINST THE YUKON HOSPITAL INSURANCE PLAN. FROM THE TOP OF MY HEAD AND I HAVE TO GO BACK ON IT, THERE IS PROVISION UNDER CERTAIN AREAS FOR THIS TO HAPPEN. THAT IS WHY I WANT THE DETAILS ON IT. ONCE WE HAVE THE DETAILS, WE'LL HAVE A LOOK. I WANT THE AMOUNTS, WHAT THE BILLING IS FOR AND THEN GO INTO THE YUKON HOSPITAL INSURANCE SCHEME TO SEE IF IN FACT THAT SHOULD NOT BE BILLED TO THE HOSPITAL INSURANCE SCHEME WHICH IS A COST SHARING PROPOSITION.

MR. CHAIRMAN: I WONDER, JUST AT THIS POINT, IF IT WOULD BE POSSIBLE THAT THE ADMINISTRATION OR THE HONOURABLE MEMBER COULD PREPARE A MEMO OR MEMORANDUM SETTING OUT THE INFORMATION BEING REQUESTED?

MR. TANNER: MR. CHAIRMAN, I WILL BRING THAT INFORMATION FORWARD. BUT THE HONOURABLE MEMBER IS NOT QUITE CORRECT, HE HAS GOT IT PRACTICALLY ALRIGHT, EXCEPT FOR CASES WHERE THE COURT COMMITS THEM, AND THIS IS WHAT THE CASE IS HERE.

MR. CHAMBERLIST: WELL THIS IS THE INFORMATION WE WANT TO BRING FORWARD. ONCE YOU BRING THAT

FORWARD, I WILL BE ABLE TO DEAL WITH IT.

MR. CHAIRMAN: I PASS THEN TO THE NEXT ITEM IS SUBSIDIZED MEDICAL TRAVEL IN THE AMOUNT OF \$77,000.

MR. CHAMBERLIST: I WONDER IF COUNCILLOR TANNER CAN INDICATE HOW MANY CASES OF SUBSIDIZED TRAVEL SINCE THIS NEW SCHEME HAS BEEN PUT INTO EFFECT, THAT IS THE COMPLETE COST OF SUBSIDIZED TRAVEL.

MR. TANNER: MR. CHAIRMAN, ALL MEMBERS I AM SURE ARE QUITE FAMILIAR WITH HOW THIS HAS COME ABOUT, I AM GOING TO GIVE THE EXPLANATION BECAUSE I THINK THE PRESS SHOULD REPORT IT BECAUSE THERE SEEMS TO BE AN OPINION ABOARD THAT SUBSIDIZED MEDICAL TRAVEL IS PAID FOR OUT OF THE MEDICARE SCHEME AND IT ISN'T. ITS PAID FOR AS A SEPARATE VOTE WITHIN OUR BUDGET AND MEMBERS WILL RECALL THAT IN THE SPRING OF THIS PAST YEAR THEY ASKED THAT WE TAKE AWAY THE CONTRIBUTION ON THE PART OF THE PATIENT OF \$100 PER EVACUATION AND YOU WILL FIND THAT OUR BUDGET HAS NOW INFLATED FROM A VOTE LAST YEAR, MR. CHAIRMAN, OF \$37,000 TO A VOTE OF \$37,000 PLUS WENT UP TO \$77,000. NOW THE QUESTION THE HONOURABLE MEMBER ASKED; OBVIOUSLY I CAN'T GIVE THEM OFF HAND. I SUPPOSE THAT FIGURE IS AVAILABLE AND IF SO I WILL BRING IT FORWARD AS SOON AS POSSIBLE.

MR. CHAIRMAN: THE NEXT ITEM IS A DECREASE IN THE AMOUNT OF \$55,000 UNDER YUKON HOSPITAL INSURANCE SERVICES.

MR. CHAMBERLIST: IF COUNCILLOR TANNER COULD GIVE AN EXPLANATION OF THE DECREASE.

MR. TANNER: YES, MR. CHAIRMAN, BASICALLY WHAT IT IS DEPENDENT ON THE MEDICAL REFEREE AND FUNDS THAT WE ANTICIPATE AND CAN'T ACTUALLY VOTE EACH YEAR AND YOU WILL FIND THAT AS YOU GO FURTHER THROUGH THE BUDGET THERE ARE OTHER VOTES THAT ARE HARD TO ANTICIPATE AND THIS IS ONE WHERE BILLS HAVE BEEN REFERRED TO MEDICAL REFEREE, THEY HAVE NOT YET BEEN SETTLED. THIS YEAR END WE HAVE THAT MONEY ON HAND.

MR. CHAMBERLIST: IF WE HAVE THIS MONEY IN HAND, MR. CHAIRMAN, IF WE HAVE THIS MONEY IN HAND ON THE BOOKS OR OTHERWISE, WHY ARE WE THEN TAKING IT AWAY TO USE IN ANOTHER VOTE? I WONDER IF MR. MILLER WILL EXPLAIN THAT?

Mr. MILLER: Mr. CHAIRMAN, WE ARE NOT TAKING IT AWAY TO USE AS ANOTHER VOTE, WE ARE USING IT WITHIN THE SAME VOTE FOR ANOTHER PART OF THE HEALTH VOTE. THIS HAS BEEN OUR COMMON PRACTICE OVER THE LAST TWO YEARS TO MY KNOWLEDGE WHERE WE HAVE COME TO COUNCIL AND LAID THE FACTS ON THE TABLE, WHERE WE HAVE OVER-ESTIMATED FOR SOME PARTICULAR REASON. WE HAVE TAKEN THOSE FUNDS AND USED THEM TO COVER UNDER-ESTIMATES.

Mr. CHAMBERLIST: IS THIS AMOUNT OF \$55,000 INCLUSIVE OF THE FEDERAL GOVERNMENT COST SHARES?

Mr. MILLER: YES, Mr. CHAIRMAN, WHEN WE ARE LOOKING AT THIS SIDE OF THE APPROPRIATION ITS THE GROSS FIGURE NOT THE NET FIGURE.

Mr. CHAMBERLIST: SO THAT THEREFORE, IT INCLUDES THE FEDERAL PORTION OF THE PAYMENT. CAN WE GET AN ANSWER TO THAT? YES OR NO.

Mr. MILLER: THIS, Mr. CHAIRMAN, IS THE COST... THE GROSS COST TO A HOSPITAL. THE PORTION THAT WE RECOVER FROM CANADA WOULD BE SHOWN UNDER A RECOVERY. NOW OUR COSTS HAVE GONE DOWN, OUR RECOVERIES WILL SUBSEQUENTLY GO DOWN FROM IT.

Mr. CHAMBERLIST: IS IT NOT SO THAT THE RECOVERY AMOUNT IS WITHIN THE AMOUNT OF THE EXPENDITURE ON ANY ITEM.

Mr. MILLER: I JUST MAYBE NOT CLEAR ON THE QUESTION.

Mr. CHAMBERLIST: Mr. MILLER, WOULD ANSWER THIS, WHERE THERE ARE ESTIMATES IN THIS PARTICULAR AREA INCLUDED IN THE ESTIMATES ARE THE AMOUNTS OF MONIES THAT WE GET FROM OTHER SOURCES AS WELL AS OUR OWN SOURCE. NOW WOULD IT BE FIRSTLY CORRECT TO SAY THAT THE AMOUNT IN ESTABLISHMENT 515 WHEN ITS FIRST, WHEN WE BRING IT FORWARD AT BUDGET TIME, IS THE TOTAL AMOUNT A GROSS AMOUNT WHICH INCLUDES THE MONIES FROM OTHER AGENCIES, IS THAT RIGHT?

Mr. MILLER: NOT QUITE, Mr. CHAIRMAN, IT IS A GROSS AMOUNT OF WHAT WE EXPECT TO PAY TO HOSPITALS. NOW, ON THE OTHER SIDE OF THE COIN, WE DO INCLUDE A RECOVERY WHICH INDICATES WHAT WE EXPECT TO RECOVER FROM OTTAWA.

Mr. CHAMBERLIST: IN RECOVERING, THE RECOVERY, Mr. CHAIRMAN, IS A RECOVERY PORTION OF THAT WHICH YOU EXPECT TO PAY. ISN'T THAT RIGHT?

Mr. MILLER: Mr. CHAIRMAN, THAT IS CORRECT. THE AMOUNT THAT WE RECOVER RELATES TO OUR EXPENDITURE.

Mr. CHAMBERLIST: RIGHT, O.K. NOW, WHAT I'M SAYING IS THIS, THAT THE AMOUNT THAT YOU HAVEN'T SPENT - \$55,000 IN THAT \$5,000 AMOUNT THERE IS ALSO INCLUDED AN AMOUNT THAT YOU WOULD HAVE EXPECTED TO GET BY WAY OF RECOVERY. IS THAT RIGHT?

Mr. MILLER: Mr. CHAIRMAN, ITS NOT INCLUDED IN THE \$55,000. I SEE WHAT YOU ARE GETTING AT.

Mr. CHAMBERLIST: OF COURSE YOU SEE WHAT I AM GETTING AT. HE KNOWS WHAT I AM GETTING AT. BECAUSE WE UNDERSTAND EACH OTHER.

Mr. CHAIRMAN: ORDER PLEASE.

I WOULD ASK FOR ORDER BECAUSE IT MAKES IT DIFFICULT FOR THE STENOGRAPHERS TO INTERPRET MANY PEOPLE SPEAKING AT THE SAME TIME. WOULD YOU CONTINUE COUNCILLOR.

Mr. CHAMBERLIST: THERE IS ALREADY AN AGREEMENT BETWEEN US Mr. MILLER THAT THE AMOUNT OF MONEY EXPENDED TO PAY FOR HOSPITAL SERVICES IS IN THAT 515 VOTE. WE HAVE AGREED ON THAT. SO THAT ANY MONEY THAT IS LEFT OVER FROM WHAT WAS EXPECTED TO BE EXPENDED INCLUDES ANY MONIES THAT WOULD NORMALLY BE RECOVERED TOWARDS MEETING THAT AMOUNT. IS THAT CORRECT?

Mr. MILLER: CORRECT.

Mr. CHAMBERLIST: RIGHT. NOW WE COME TO THE NEXT QUESTION. WE ALL TRANSFER IN HERE, FUNDS FROM ONE ESTABLISHMENT INTO ANOTHER. NOW IN ESSENCE, WE ARE, IF THE CASE WAS THE YUKON HEALTH CARE INSURANCE PLAN WOULD BE NEEDING EXTRA MONEY, YOU WOULD BE TAKING ADDITIONAL MONEY FROM A SOURCE WHICH WAS TO BE USED FOR HOSPITAL INSURANCE AND PLACING IT INTO ANOTHER AREA WHERE YOU SHOULD NOT BE PUTTING IT INTO. THIS IS WHY I AM QUESTIONING THIS REFERENCE TO THE TRANSFER AND COMING OUT HERE WITH A NEW BALANCE. NOW ISN'T THIS RIGHT?

Mr. MILLER: Mr. CHAIRMAN, I GET WHAT THE

MEMBER IS STRIVING AT. IF WE WERE NET VOTING THESE ITEMS, WHICH WE ARE NOT DOING, I WOULD AGREE WITH YOU. WHAT WE ARE DOING HERE IS ONLY TALKING ABOUT GROSS DOLLARS. NOW, WHEN WE BOIL THE THING OUT AGAIN, IGNORING THE INDIVIDUAL ITEMS, WHEN WE BOIL THE THING DOWN AT THE END OF THE YEAR WE ARE GOING TO HAVE A BUDGETED CIRCLE. THE FACT THAT WE USE YUKON HOSPITAL INSURANCE SERVICES AS AN OFFSET IN THIS CASE IS NOT GOING TO EFFECT US.

Mr. Chamberlist: Now the monies that this Council has voted in this vote and take the last four establishments, 515, 525, 531 and 532. The total money of what was voted for there is going to be used less the total of those amounts. Am I correct there?

Mr. Miller: Yes.

Mr. Chamberlist: Alright, then what is not going to be used in those amounts, you are going to take those amounts and you are going to use them, those amounts of money, for mental health and subsidized medical travel. Is that correct?

Mr. Miller: Yes.

Mr. Chamberlist: Alright, in that case although we haven't dealt with that item because I've got there things to say in this; take for instance this \$70,000 on Yukon Health Insurance Plan. We are going to take money which includes what was estimated for, the premiums paid by the public which is in that, and we are going to use it for mental health because you are taking those figures and using that money there. You are thinking ahead, now you've already agreed with me that that's the total that balances that off.

Mr. Miller: Mr. Chairman, with respect, we are not talking about real dollars and cents here, we are talking about appropriated or estimated dollars. And this is a very important point. When you come to the real dollars and cents, the cash in the bank, we are not adjusting that one iota. All we are doing is adjusting the appropriated dollars.

Mr. Chamberlist: When you appropriate dollars, Mr. Chairman, I am speaking from the chair then you appropriate dollars, you appropriate dollars

for the purpose of spending that money and when you haven't got that money to spend, and when you haven't spent that money, what is left over is what you are putting into another vote where there, another establishment, there is a shortage. Then you have two items showing that there is shortage in subsidized medical travel and a shortage of mental health. Therefore, it appears here, and I think this question has been raised before and very unsatisfactory, that are showing an area that you are taking funds that come in appropriated funds that come in what you expect to spend, estimated expenditures and you are going to use it for purposes which I say that you have no right to use it for. Although it is within the same vote. Some of it is money that is given to the public pocket in premiums and it is the intention here to use that money that has been appropriated into another area.

Mr. Miller: Mr. Chairman, that is not at all correct. This estimate could have been put up to this Council showing the mental health, the subsidized medical travel and the corrections branch, additional funds required. We could have put it up that way. Then told you at the end, when we were all finished that it wasn't new money because really we had all this other money that wasn't being spent.

Mr. Chamberlist: You don't think that I would accept that from you for one moment, do you?

Mr. Miller: Mr. Chairman ...

Mr. Chairman: Order, please.

Mr. Miller: We didn't do that. What we are saying here is that this Council appropriated money for hospital insurance and health care insurance and child welfare and social assistance. It isn't going to be spent. They didn't appropriate cash. They appropriated estimated dollars. When we come to the Yukon Health Care Insurance Plan, we are not talking about dollars here for the people to put up in premiums. We are talking about an estimate in dollars we thought we would spend. The actual accounting for that plan is separate and distinct. It has nothing to do with this appropriation.

Mr. Chamberlist: I wonder if we can approve that \$55,000.00. I would be glad to finish this debate and I want to go onto the next item.

Mr. Chairman: Clear on the \$55,000.00. The next item is Yukon Health Care Insurance Plan, A decrease of \$70,000.00.

Mr. Chamberlist: If there is a decrease of \$70,000.00, the amount of money expended one must assume is the amount that has been estimated for and appropriated less \$70,000.00. But would Mr. Miller agree with that point?

Mr. Miller: That is correct.

Mr. Chamberlist: I happen to know, and there is a sessional paper here that says so, that there was nearly \$600,000.00 that has been saved in two years for that. How can you say now that only \$70,000.00 of the total amount have not been expendible? An explanation for that.

Mr. Miller: Mr. Chairman, again, in our main estimates for 1973-74, we have appropriated \$1,312,000.00 for Y.H.C.I.T. Our current estimate of expenditures for Y.H.C.I.T. are \$1,242,000.00. Now that is only the expenditure side. The majority of the funds that are in the surplus account shown on that paper that was tabled on Y.H.C.I.T., the \$600,000.00 are from increased revenues. In addition to our estimates on the premiums and recoveries from the Canadian Government.

Mr. Chamberlist: You are not suggesting, Mr. Chairman, Mr. Miller is not attempting to suggest to me that the increased revenues is between the amount of \$70,000.00 and the amount that was left is the amount of increased revenues. Why are there increased revenues when you know this is not so?

Mr. Miller: Mr. Chairman, if I have mislead the member, I am sorry. All I was suggesting that the \$600,000.00 in the Y.H.C.I.T. account is an accumulated surplus which represents the net of the revenues received from either premiums or recoveries under the--from the Federal Government, less the expenditures that we will have made under that plan until the end of March, 1974.

Mr. Chamberlist: I am suggesting to you that your bookkeeping method is misleading the public because having a look at it in this way is

showing a difference of \$70,000.00 between one that has been estimated and appropriated from the public purse so that the expenditures that you see is \$1,242,000.00 when you know full well that \$1,242,000.00 has not been expended. Do you say, Mr. Chairman I want to get an answer to this question, do you say that of the \$1,312,000.00 which was appropriated that \$1,242,000.00 has been spent?

Mr. Miller: I am suggesting Mr. Chairman that will be what is spent at the end of March 1974.

Mr. Chamberlist: So if from \$1,000,000.00, if the difference from that, from \$1,000,000.00-- I hope that members will listen to this very carefully because really this is a case of governmental bookkeeping, you know, which is just made to look good, but there is something that I don't like about this and it is clear now. Here we have from the witness. Agreement that \$1,312,000.00 was appropriated. That \$1,242,000.00 will be the expenditure up to March 31, and that therefore, there would be \$70,000.00 which would be left over from the appropriation. If that is the case, how could there be \$300,000.00 let's say for this year or more in actual cash. How the figures just don't work, do they?

Mr. Miller: Mr. Chairman, what I am referring to there is a difference between the appropriations of the territory and the accounting that takes place. The appropriations are Council's authority to spend money. The actual money spent may or may not bear any relationship to the appropriation in terms of the dollars.

Mr. Chamberlist: I just want to go over this point, once more and see if we can get the same answers. One million, three hundred and twelve thousand has been appropriated, because these have been the estimates for the Health Care Insurance Plan. Do I get agreement with that?

Mr. Miller: Correct.

Mr. Chamberlist: The amount of money expended on those appropriations is \$1,242,000.00.

Mr. Miller: Correct.

Mr. Chamberlist: This leaves the \$70,000.00 that is here. Now we have agreed on that so far.

Mr. Miller: CORRECT.

Mr. Chamberlist: HOW MUCH IN ACTUAL MONEY THEN HAS COME INTO THE END OF MARCH OR WILL COME INTO THE END OF MARCH 31ST?

Mr. Miller: I AM SORRY, Mr. CHAIRMAN, I DIDN'T BRING THE REVENUES WITH ME, I ONLY BROUGHT THE EXPENDITURES, I THINK THAT THEY WERE IN THE PAPER THAT WAS PRESENTED.

Mr. Chamberlist: NOW LET'S JUST TAKE A LOOK AND GET AN ANSWER TO THIS ONE, IT DOESN'T COVER IT AND THIS IS THE POINT THAT I'M SAYING BECAUSE IT DOESN'T SHOW THE AMOUNT OF MONEY, ALL I WANT TO KNOW IS THE AMOUNT OF MONEY THAT IS COMING IN TO THE WHOLE OF 1973-74 BECAUSE ACCORDING TO THESE FIGURES AND ACCORDING TO WHAT Mr. MILLER HAS SAID, Mr. CHAIRMAN, THAT WITH THE SURPLUS ... HOW MUCH IS THE SURPLUS HERE, Mr. MILLER. DO YOU KNOW APPROXIMATELY?

Mr. Miller: TO THE BEST OF MY KNOWLEDGE, THE SURPLUS IS \$680,000.00.

Mr. Chamberlist: THAT IS FOR TWO YEARS?

Mr. Miller: IT IS MADE UP OF APPROXIMATELY OF \$250,000.00 FROM 1972-73 AND THAT WOULD LEAVE \$400,000.00.

Mr. Chamberlist: SO THAT WE MUST PRESUME THEN FROM WHAT YOU HAVE SAID THAT SEVENTEEN HUNDRED AND TWELVE THOUSAND HAS COME IN BY WAY OF MONEY BY PREMIUMS. IS THAT CORRECT?

Mr. Miller: APPROXIMATELY, \$1,642,000.00

Mr. Chamberlist: SIXTEEN HUNDRED AND FORTY-TWO THOUSAND? IS THIS THE FIGURE? IS THIS THE AMOUNT OF MONEY THAT HAS COME IN?

Mr. Miller: I WOULD ASSUME SO, Mr. CHAIRMAN, I DON'T HAVE THAT FIGURE HANDY. I CAN GET IT AND WOULD BE GLAD TO DO SO.

Mr. Chamberlist: WELL, I WOULD LIKE TO HAVE THAT BEFORE WE GO ON. THIS IS AN IMPORTANT POINT HERE AND I WANT TO SEE THAT FIGURE.

Mrs. Watson: Mr. CHAIRMAN, ACTUALLY THAT FIGURE DOESN'T DIRECTLY RELATE TO THE APPROPRIATION AND ESTIMATED EXPENDITURES AT THIS TIME. SO COULDN'T WE NOT CLEAR THIS AND THE INFORMATION BE BROUGHT FORWARD TO THE HONOURABLE MEMBER?

Mr. CHAIRMAN: ORDER, PLEASE, ONE AT A TIME.

Mr. Chamberlist: SHE DOESN'T KNOW THAT, SHE HASN'T LEARNED THAT.

SOME HONOURABLE MEMBERS INTERJECT.

Mrs. Watson: THANK YOU.

Mr. Chamberlist: JUST BECAUSE YOU'RE A FEMALE THAT'S ALL.

Mr. CHAIRMAN: ORDER, PLEASE.

Mr. Chamberlist: THE REASON WHY I ASKED FOR THIS PARTICULAR ITEM BECAUSE THESE FIGURES DON'T JIVE, AND I THINK IT WOULD BE IMPROPER FOR US NOT TO RECOGNIZE WHAT IS TAKING PLACE HERE IS A MANNER IN WHICH TO BALANCE UP; TO BRING A REAL BALANCE ABOUT AND NOT DISCLOSE THE TRUE AMOUNTS OF MONIES THAT HAVE COME IN UNDER THE HEALTH CARE INSURANCE PLAN AND WHAT AMOUNT OF MONIES ARE BEING TRANSFERRED FROM ONE ESTABLISHMENT TO ANOTHER ESTABLISHMENT IN THE SAME VOTE. ESPECIALLY WHEN THE SUGGESTION AFTER ALL THESE FIGURES THAT I HAVE ASKED FOR SHOWS THAT THERE IS A HUGE DIFFERENCE BETWEEN A \$70,000.00 AMOUNT AND A \$400,000.00 AMOUNT. COULD I GET THIS FIGURE? WOULD IT TAKE LONG? COULD WE HAVE A FEW MINUTES RECESS?

Mr. CHAIRMAN: ORDER, PLEASE, I WOULD LIKE TO ASK THIS QUESTION OF Mr. MILLER. WOULD THIS TAKE TIME ...

Mr. Miller: I THINK IT IS IN MY OFFICE, IF YOU COULD GIVE ME TEN MINUTES, I WILL GO DOWN AND GET IT.

Mr. CHAIRMAN: COUNCIL RECESS FOR A FEW MINUTES.

RECESS

Mr. CHAIRMAN: AT THIS TIME I WILL CALL COMMITTEE BACK TO ORDER, AND I BELIEVE THAT MR. MILLER HAS SOME ANSWERS TO QUESTIONS.

Mr. MILLER: MR. CHAIRMAN, I'M NOT ENTIRELY SURE I CAN ANSWER THE HONOURABLE MEMBER'S QUESTION AT THIS TIME. THE FIGURES THAT I HAVE AVAILABLE TO ME ARE ON A CASH BASIS, NOT ON AN ACCRUAL BASIS. THERE IS QUITE A DIFFERENCE IN THIS PROGRAM. ON A CASH BASIS AT THE END OF THIS FISCAL YEAR, WE ANTICIPATE HAVING A CASH SURPLUS, MONEY IN THE BANK, OF \$485,000.00, WHICH IS MADE UP OF A CASH SURPLUS AT THE END OF THE LAST FISCAL YEAR OF \$375,000.00, AND A CASH SURPLUS THIS YEAR OF \$110,000.00. THE \$110,000.00 REPRESENTS PREMIUMS IN EXCESS OF OUR ESTIMATE. GO AHEAD.

Mr. CHAMBERLIST: SESSIONAL PAPER HAS INDICATED THAT SOMETHING LIKE \$600,000.00 SURPLUS, NOW WHERE - THIS IS A \$600,000.00 SURPLUS TO THE END OF THE YEAR, ACTUAL MONEY IN THE BANK, BASED ON THE SAME BASIS.

Mr. MILLER: NO IT ISN'T.

Mr. CHAMBERLIST: NOW, I KNOW THERE IS ONE MONTH AHEAD, BUT THIS APPLIES TO THE YEAR PREVIOUSLY WHEN IT WOULD START BECAUSE THE YEARS OF 1971-72, THAT WOULD BE THE END OF MAY, 1972, WOULD HAVE TAKEN CARE OF THAT MONTH. THIS IS NOT WHAT I'M ASKING FOR - NOT WITHSTANDING YOU COME UP WITH THIS \$485,000.00, WHAT I AM TRYING TO ASCERTAIN FROM YOU, AND I REPEAT AGAIN, BASED ON THE FIGURES THAT ARE IN HERE, HOW CAN YOU SAY THAT \$70,000.00 IS THE ONLY DIFFERENCE WHEN YOU ARE GOING TO HAVE \$485,000.00 IN THE BANK. YOU ARE JUST SAYING THAT THIS YEAR WE ARE JUST GOING TO HAVE A SURPLUS OF \$110,000.00. IS THIS WHAT YOU ARE SAYING NOW?

Mr. MILLER: ON A CASH BASIS, THAT'S CORRECT MR. CHAIRMAN. IF THE HONOURABLE MEMBER WOULD GIVE ME THE WEEKEND I WILL PRESENT A STATEMENT TO HIM ON MONDAY SHOWING THE CASH BASIS AND THE ACCRUAL BASIS ON WHICH THIS PLAN WORKS, AND THE DIFFERENCE BETWEEN THE TWO. IT IS A VERY DIFFICULT SUBJECT TO DISCUSS WITHOUT HAVING THE FIGURES AVAILABLE IN A STATEMENT FORM.

Mr. CHAMBERLIST: I WOULD SUGGEST THEN, MR. CHAIRMAN, WE JUST REPORT PROGRESS ON THIS ITEM AND ON MONDAY WE WILL GET THAT INFORMATION.

Mrs. WATSON: MR. CHAIRMAN, THIS HAS NOTHING TO DO WITH THIS ITEM, THE STATEMENT WHICH HE IS GOING TO PRESENT. IT REALLY DOES NOT HAVE ANYTHING TO DO WITH IT SO I WOULD SUGGEST THAT WE CLEAR THIS ITEM, AND ADD THAT THE HONOURABLE MEMBER OBTAINED THE INFORMATION THAT HE REQUESTED FROM THE TREASURER.

Mr. CHAIRMAN: I THINK THIS IS A MATTER THAT EVERYONE IS CONCERNED ABOUT, AND IF THERE IS INFORMATION WE WILL JUST STAND OVER THAT PARTICULAR SECTION, BUT WE CAN'T CONTINUE WITH THE BILL. I THINK THAT WOULD BE NORMAL.

Mr. STUTTER: MR. CHAIRMAN, IN THIS PARTICULAR INSTANCE THIS BILL, THIS PARTICULAR PART THAT WE ARE DISCUSSING NOW, HAS AN END RESULT OF ZERO. IT DOES NOT IN ANY WAY AFFECT THE DOLLARS INVOLVED IN BILL #2.

Mr. CHAMBERLIST: THAT'S RIGHT. THAT'S RIGHT.

Mr. STUTTER: IT CAN BE DISCUSSED EVEN THOUGH THE BILL WERE PASSED.

Mr. CHAMBERLIST: RIGHT, I'M NOT ARGUING AGAINST THIS. I'M SAYING THAT THE ITEM SHOULD BE LEFT. WE SHOULDN'T COME TO DISCUSSION ON THE ITEM.

Mr. TANNER: MR. CHAIRMAN, I CAN'T AGREE WITH THE HONOURABLE MEMBER. I THINK WE CAN CLEAR THE ITEM AND IT CAN BE DISCUSSED WHEN WE GET TO THE BUDGET - WHEN THAT SESSIONAL PAPER COMES INTO EFFECT, JUST AS EASILY AS NOW. AS THE HONOURABLE MEMBER FROM DAWSON POINTS OUT, THERE IS A NET BALANCE AT THE END OF THIS VOTE SO WHAT DIFFERENCE DOES IT MAKE TO THE VOTE THAT WE WANT TO PASS IN THE SUPPLEMENTARY.

Mr. CHAMBERLIST: BECAUSE THERE MAY NOT BE A NET BALANCE ONCE WE HAVE A LOOK AT THE OTHER FIGURES.

Mr. CHAIRMAN: ORDER, ORDER PLEASE. GENERALLY, WHEN WE GO THROUGH, LET US NOT GET TANGLED AGAIN IN THE MATTER OF PROCEDURE. WE WILL STAND AND CIRCLE THIS ITEM AS WE DO NORMALLY

AND THE REVIEW OF ESTIMATES WILL CARRY MOST OF THE INFORMATION. I BELIEVE THAT FURTHER INFORMATION WILL BE FORTHCOMING FROM MR. MILLER WHENEVER HE CAN GET IT HERE. NOW THE NEXT ITEM IS CHILD WELFARE SERVICES WHICH IS A DECREASE OF \$26,000.00.

MR. TANNER: MR. CHAIRMAN, THE FOLLOWING 1, 2, 3, 4, 5 ITEMS ARE ALL THE TYPE OF A PROGRAMME THAT ARE VERY DIFFICULT TO PREDICT. THE HONOURABLE MEMBER KNOWS WHEN HE WAS IN THIS POSITION - IN FACT, MR. CHAIRMAN, THERE ARE PREDICTIONS BUT THEY ARE DIFFICULT TO PREDICT BECAUSE YOU ARE TRYING TO PREDICT WHAT SORT OF ASSISTANCE IS GOING TO BE NEEDED IN THE COMING YEAR SO THE NEXT FIVE ITEMS ARE ALL REDUCTIONS, THE REASON BEING THAT YOU CANNOT ACCURATELY SAY WHAT YOUR EXPENSES ARE GOING TO BE.

MR. CHAIRMAN: ARE YOU CLEAR ON CHILD WELFARE SERVICES \$26,000.00?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: NEXT ITEM IS SOCIAL ASSISTANCE IN THE AMOUNT OF \$26,000.00. WHY IN THIS... PARTICULAR, I JUST CAN'T RECALL FROM THE CHAIR, HOW MUCH MONEY WAS ESTIMATED,

MR. TANNER: \$465,000.00 I THINK.

MR. CHAIRMAN: WHY THIS PARTICULAR REDUCTION?

MR. MILLER: MR. CHAIRMAN, THE CASELOAD AND THE EXPENDITURES UNDER THE CASELOAD ARE LESS THAN WHAT WE ANTICIPATED WHEN WE PUT TOGETHER THE BUDGET WHICH REFLECTS A DECREASE IN THE CASELOAD FROM OUR PROJECTIONS,

MR. CHAIRMAN: I WOULD HAVE THOUGHT THAT IT WAS GOING THE OTHER WAY. ANYTHING FURTHER ON SOCIAL ASSISTANCE? NEXT ITEM IS CATEGORICAL ALLOWANCES IN THE AMOUNT OF \$10,000.00. CLEAR?

SOME HONOURABLE MEMBERS: CLEAR.

MR. CHAIRMAN: NEXT ITEM IS CHILDREN'S GROUP HOMES IN THE AMOUNT OF \$8,000.00.

MR. CHAMBERLIST: WHAT DOES COUNCILLOR TANNER INDICATE WHERE THE REDUCTION OCCURS IN THIS PARTICULAR ITEM.

MR. TANNER: MR. CHAIRMAN, I CAN'T RECALL, I COULDN'T TELL YOU THE EXACT FIGURE, BUT I THOUGHT THE QUESTION THE MEMBER MIGHT HAVE ASKED IS DOES THIS INCLUDE THE COST OF THE FIRE THAT WE HAD IN ONE OF THE HOMES?

MR. CHAMBERLIST: I WILL COME TO THAT.

MR. TANNER: I WILL PRE-EMPT YOU ON THAT ONE BECAUSE THAT COMES IN A DIFFERENT VOTE.

MR. CHAMBERLIST: WELL, OF COURSE. THAT'S WHY I WILL COME TO IT LATER.

MR. TANNER: IT IS IN A SUPPLEMENTARY. AS FAR AS THE SPECIFIC CASE ON THAT PARTICULAR ONE, I COULDN'T TELL YOU; PERHAPS MR. MILLER CAN TELL YOU.

MR. MILLER: IT'S JUST A STRAIGHT OVER ESTIMATE, IN OTHER WORDS THE FUNDS THAT WE APPROPRIATED IN 1973-74 WERE IN EXCESS OF THE NEED AND WHEN YOU GET TO THE FOUR-FIVE BUDGETS YOU WILL SEE THAT DECREASE REFLECTED.

MR. TANNER: THAT APPLIES TO THE PREVIOUS ONE TOO.

MR. CHAIRMAN: ARE YOU CLEAR ON CHILDREN'S GROUP HOMES?

SOME HONOURABLE MEMBERS: CLEAR.

MR. CHAIRMAN: NEXT IS ALCOHOLISM AND DRUG ADDICTION SERVICES \$20,000.00.

MR. CHAMBERLIST: I THINK, IS THIS FOR THE REDUCTION OF THE COST OF THE ALCOHOLISM SUPERVISOR THAT WAS -- ARE WE GOING TO, ARE WE BRINGING THIS AMOUNT BACK IN THE NEXT PROVISION CLAUSE IN THE BUDGET?

MR. MILLER: THERE IS PROVISION, MR. CHAIRMAN, FOR THE ALCOHOLISM PROGRAM IN NEXT YEAR'S BUDGET.

MR. CHAIRMAN: CLEAR?

SOME HONOURABLE MEMBERS: CLEAR.

MR. CHAIRMAN: NEXT ITEM IS CORRECTIONS BRANCH \$90,000.00.

MR. CHAMBERLIST: COULD WE GET A BREAKDOWN OF

THIS ITEM?

MR. TANNER: MR. CHAIRMAN, THE BASIC REASON FOR THE \$90,000.00 INCREASE IN THIS VOTE, AND A VERY GENUINE QUESTION, I WOULD SAY THE FIRST ONE ON THIS VOTE, AS IT SAYS THERE, WE ANTICIPATED THE KIND OF COST WE ANTICIPATED. ONE OF THEM WAS THE AGREEMENT, THE EMPLOYEE AGREEMENT WHICH WE MADE WITH THOSE PARTICULAR EMPLOYEES WAS 5% OR 6% HIGHER THAN IT WAS WITH THE BALANCE OF THE EMPLOYEES TO BRING THEM INTO LINE WITH THEM. OF COURSE, THE OBVIOUS INCREASE IN THE COST OF FOOD IN BOTH INSTITUTES IN THE LAST YEAR.

MR. CHAMBERLIST: I WONDER IF THE HONOURABLE MEMBER WOULD BE MORE SPECIFIC WHEN HE SAYS 5% OR 6%. IT'S LIKE SAYING TO SOMEBODY, I'M PREPARED TO GIVE YOU \$5,000 OR \$6,000. WHICH AMOUNT DO YOU WANT TO TAKE?

MR. TANNER: MR. CHAIRMAN, IT WAS CONSISTENT OF ALL THE EMPLOYEES AND PERHAPS MR. MILLER CAN TELL US THAT. I THINK IT WAS 5.

MR. MILLER: MR. CHAIRMAN, THE PROVISION IN THE ORIGINAL BUDGET FOR A WAGE INCREASE, WAS A 5% INCREASE. DURING THE COURSE OF THE NEGOTIATIONS, OR AS A RESULT OF THE NEGOTIATIONS, THE CORRECTION OFFICERS AND THE COOKS WERE GRANTED THE 8% INCREASE WHICH ALL EMPLOYEES GOT AND IN ADDITION, THEY WERE GRANTED AT LEAST A 1 STEP RISE IN THE SCALE WHICH EQUATED IN MOST CASES TO SOME 15% OR 16% COMPOUNDED OVER THEIR PREVIOUS SALARY.

MR. CHAMBERLIST: HOW MUCH OF THIS \$90,000 IS INCLUDED IN THOSE PARTICULAR EMPLOYMENT INCREASES THAT HAVE BEEN REFERRED TO?

MR. MILLER: TO THE BEST OF MY KNOWLEDGE, MR. CHAIRMAN, IT WOULD EQUATE TO APPROXIMATELY \$75,000 OF THE \$90,000.

MR. CHAMBERLIST: WHAT IS THE OTHER \$15,000 FOR?

MR. MILLER: THE ADDITIONAL \$15,000 COVERS FOOD, THE VERY LARGE INCREASE IN THE COST OF FOOD. THE LAST FIGURES THAT WE HAD THAT I SAW ON THIS MATTER INDICATED THAT THE FOOD IN THE TWO INSTITUTIONS HAD INCREASED BY 26%.

MR. CHAIRMAN: CLEAR? THE NEXT ITEM IS

LOCAL GOVERNMENT, IN THE AMOUNT OF \$405,065, DETAILS ARE ON PAGE 21. THE FIRST ITEM IS COMMUNITY PLANNING AND LAND DISPOSAL-- \$178,065.

MR. CHAMBERLIST: MR. CHAIRMAN, ARE WE TO UNDERSTAND THAT \$178,000 ODD IS BEING SPENT ON STUDIES? IT HAS BEEN SPENT ON STUDIES IN THIS PAST YEAR?

MR. MILLER: THAT IS RIGHT, MR. CHAIRMAN, THE AMOUNT OF MONEY WE HAVE SPENT OR COMMITTED OURSELVES TO SPEND ON STUDIES IN THE LAST YEAR IS \$239,000.

MR. CHAMBERLIST: HOW MUCH OF THIS HAS BEEN COMMITTED SINCE THE END OF SEPTEMBER?

MR. MILLER: I WOULD SUGGEST, MR. CHAIRMAN, THAT JUST OFF THE TOP OF MY HEAD, THERE WAS PROBABLY \$4,000 OF IT.

MR. TANNER: MR. CHAIRMAN, FROM THE PREVIOUS QUESTION, I UNDERSTOOD IT, THAT THE FUNDS WERE PHYSICALLY EXPENDED AFTER SEPTEMBER, OR WAS A DECISION MADE TO EXPEND THE MONTH OF SEPTEMBER. COULD THE MEMBER ELUCIDATE WHAT HE MEANS.

MR. CHAMBERLIST: IS ANYBODY HAVING TROUBLE UNDERSTANDING MY ENGLISH?

MR. TANNER: YES, I AM.

MR. CHAMBERLIST: YOU KNOW, THAT IS PRETTY STRANGE FOR THESE PEOPLE WHO COME FROM A PART OF THE --

MR. CHAIRMAN: COULD WE PROCEED.

MR. CHAMBERLIST: THE QUESTION: HOW MUCH OF IT WAS EXPENDED AFTER SEPTEMBER? I THINK THAT MR. MILLER HAS ANSWERED THE QUESTION. I AM SATISFIED WITH THE ANSWER. IT WAS A SIMPLE QUESTION. I GOT A SIMPLE ANSWER. IT WASN'T FROM A SIMPLE PERSON EITHER.

MR. CHAIRMAN: MR. TANNER.

MR. TANNER: IT DOESN'T MATTER, MR. CHAIRMAN.

MR. CHAMBERLIST: NOW IN THIS \$178,065, LET ME PUT IT THIS WAY BECAUSE I DON'T RECALL WHETHER THESE EXPENDITURES, THESE STUDIES, WERE AUTHORIZED BY THE TERRITORIAL COUNCIL OR

BY THE EXECUTIVE COMMITTEE. I DON'T RECALL WHAT WAS DONE THERE.

MR. MILLER: MR. CHAIRMAN, THE ORIGINAL ESTIMATES FOR THIS PARTICULAR ESTABLISHMENT INCLUDED STUDY MONEY OF \$41,000.

MR. TANNER: MR. CHAIRMAN, WHEN WERE THE STUDIES INITIATED?

MR. MILLER: THE MAJORITY OF THESE STUDIES WERE INITIATED LAST SUMMER AND SOME OF THEM FAIRLY EARLY IN THE SUMMER.

MR. TANNER: THEN, MR. CHAIRMAN, IT IS JUST LOGICAL TO ASSUME THAT THE DECISION TO INITIATE THOSE STUDIES WAS MADE PRIOR TO JUNE, BUT AFTER THE LAST TERRITORIAL BUDGET SESSION,

MR. MILLER: I WOULD ASSUME THAT IS CORRECT, MR. CHAIRMAN.

MR. TANNER: THERE, MR. CHAIRMAN, IT IS LOGICAL TO ASSUME THAT THE HONOURABLE MEMBER SHOULD KNOW VERY WELL WHAT THESE STUDIES ARE ABOUT BECAUSE HE, AS ON THE EXECUTIVE, MADE THAT DECISION.

MR. CHAMBERLIST: I DIDN'T ASK THAT. I KNOW WHAT THEY ARE ABOUT. YOU ARE GETTING MOUTHY HERE. YOU ARE GETTING DIZZY AGAIN. WHAT I WANT TO KNOW IS, WHETHER, BECAUSE I'M NOT QUITE SURE WHETHER THEY WERE BY RECOMMENDATION BY THE EXECUTIVE COMMITTEE OR BY COUNCIL, I WONDER IF I CAN BE REFRESHED.

MR. MILLER: MR. CHAIRMAN, THE MAJORITY OF THESE WERE BY RECOMMENDATION OF THE EXECUTIVE COMMITTEE.

MR. CHAMBERLIST: RIGHT, NOW. WERE THESE STUDIES BROUGHT FORWARD? NO, THE QUESTION I SHOULD ASK IS WHY WASN'T REFERENCE MADE TO THESE STUDIES DURING THE SPECIAL SESSION OF OCTOBER? THIS WAS AFTER I LEFT THE EXECUTIVE COMMITTEE.

MR. MILLER: I'M AFRAID I CAN'T ANSWER THAT QUESTION.

MR. CHAMBERLIST: I WONDER IF THE COMMISSIONER WILL ANSWER THAT BECAUSE HE SEEMS TO BE SPENDING THE PUBLIC'S MONEY WITHOUT TELLING THE ELECTED PEOPLE ABOUT IT. PERHAPS, HE CAN ANSWER THAT.

MR. TANNER: MR. CHAIRMAN--

MR. CHAMBERLIST: HE DOESN'T WANT TO ANSWER THAT.

MR. CHAIRMAN: ORDER PLEASE.

MR. TANNER: MR. CHAIRMAN, MAY I ASK. BESIDES THE SESSION WE HAD IN OCTOBER, WE HAD A SESSION IN JUNE, WHEN THE HONOURABLE MEMBER, IF HE WAS INTERESTED COULD HAVE VOTED FORWARDS TO COUNCIL.

MR. CHAMBERLIST: I REALLY DON'T KNOW WHAT THE HELL I WASTE MY TIME WITH ALL THIS, PIMP ALONG SIDE OF ME.

MR. TANNER: MR. CHAIRMAN, A POINT OF PRIVILEGE COME ON--

MR. CHAMBERLIST: HE IS NOT A PIMP. I APOLOGIZE.

MR. CHAIRMAN: YES, I DO BELIEVE THAT THE MEMBER IS DUE AN APOLOGY.

MR. CHAMBERLIST: WELL I'VE GIVEN HIM ONE.

MR. CHAIRMAN: KINDLY KEEP YOUR LANGUAGE AND SOFORTH PARLIAMENTARY END OF YOUR CONDUCT--

MR. CHAMBERLIST: ALRIGHT MR. CHAIRMAN, I'LL DO THAT BUT IT SEEMS SO FUTILE AT TIMES TO HAVE TO BE DEBATING WITH A PERSON WHO KNOWS NOTHING ABOUT WHAT IS REQUIRED OF US. I WANT TO GET DOWN TO THE BASIC AGAIN. WERE THESE PLANS, OR THESE PLANNING STUDIES, WHICH WAS, IF THEY WERE RECOMMENDED BY THE EXECUTIVE COMMITTEE, BROUGHT FORWARD IN ANY FORM FOR TERRITORIAL COUNCIL TO APPROVE THE EXPENDITURES PRIOR TO THE EXPENDITURES BEING MADE.

MR. MILLER: MR. CHAIRMAN, OBVIOUSLY NOT, BECAUSE THIS IS THE FIRST TIME THEY HAVE BEEN PRESENTED.

MR. CHAMBERLIST: MR. CHAIRMAN, I WANT TO MAKE THIS STATEMENT. IN THE EXECUTIVE COMMITTEE, I HAVE ALWAYS SAID THAT COUNCIL MUST BE ADVISED ON ANY EXPENDITURES OF MONEY, SO I HOPE THAT COUNCILLOR TANNER WILL TAKE NOTE OF THAT. THANK YOU, MR. CHAIRMAN.

MR. CHAIRMAN: COUNCILLOR STUTTER, WILL YOU TAKE THE CHAIR?

Mr. CHAIRMAN: COUNCILLOR TAYLOR.

Mr. TAYLOR: Mr. CHAIRMAN, I HAVE DIFFICULTY WITH THIS PARTICULAR VOTE. I SEE THAT IN THE MAIN ESTIMATES, WE PROVIDED AN AMOUNT OF \$105,246 FOR COMMUNITY PLANNING AND LAND DISPOSAL SERVICES AND IT WAS STATED TO PROVIDE ADMINISTRATIVE SERVICES TO ASSIST AN ORDERLY AND PLANNED DEVELOPMENT OF COMMUNITIES IN THE TERRITORY. NOW WE HAVE ANOTHER \$178,065 IN SUPPLEMENTARY ESTIMATES FOR THE CONDUCT OF PLANNING STUDIES WHICH IS RELATIVELY THE SAME THING. I HAVE FOUND AND I THINK WE HAVE HAD TABLE DOCUMENTS ON SOME OF THE COMMUNITY PLANS A FEW DAYS AGO. I HAVE FOUND, TO MY DISTRESS AND THE DISTRESS OF MANY PEOPLE IN OUTLYING COMMUNITIES THAT WE HAVE BEEN BE-SIEGED UPON BY SOUTHERN EXPERTS ONCE AGAIN, MANY OF THEM WITH LONG HAIR AND LONG BEARDS TO MAKE YOU WONDER FROM WHENCE THEY CAME, WHO HAVE ROARED INTO OUR COMMUNITIES AND SAID, "YOU POOR PEOPLE. HOW CAN YOU LIVE LIKE THIS? YOU CAN'T LIVE LIKE THIS. WE ARE GOING TO TELL YOU HOW TO LIVE," AND HAVE CONDUCTED STUDIES, SOME OF WHICH, I IMAGINE THERE IS A GREAT DEAL OF GOOD IN THESE STUDIES. SOME OF WHICH THERE IS TO THE COMMUNITIES, NOT VERY GOOD. I HAVE FOUND, AND THERE ARE SEVERAL PEOPLE DOING THESE STUDIES, IT ISN'T ALL ONE GROUP. I HAVE FOUND, IN TALKING WITH SOME OF THE PEOPLE IN THESE COMMUNITIES, THAT THEY ARE VERY DISPLEASED WITH THE MANNER IN WHICH SOME OF THE PLANS ARE BEING ACCEPTED BY THE GOVERNMENT. IN THE CASE OF WATSON LAKE, WE HAD A GROUP OF MEN COME IN AND WE HOLD MEETINGS AND PEOPLE HAVE MADE RECOMMENDATIONS. THEN THEY GO BACK AND MAKE CHANGES. THEN THEY COME BACK AND HOLD OTHER MEETINGS UNTIL I DON'T FEEL THAT ANY OF THESE PLANS, NOT ONE OF ANY OF THEM SHOULD BE ACCEPTED AS A PLAN OF ANY COMMUNITY OF THE YUKON TERRITORY BY THE GOVERNMENT OF THE YUKON TERRITORY UNTIL SUCH A TIME AS THE COMMUNITY AND A GOOD SEGMENT OF THE COMMUNITY, AT A PUBLIC MEETING, HAVE HAD AN OPPORTUNITY TO VIEW THE FINAL PLAN. THAT IS THE FINAL ONE. THE ONE WHICH SATISFIES THE PLANNER. UNTIL THAT MEETING HAS BEEN HAD, AND A SUBSTANTIAL MAJORITY OF THE PEOPLE IN THE COMMUNITY, WHO, GIVING ALL OPPORTUNITY TO GET TO THIS MEETING AND KNOW IT'S IN COURT, CAN ACCEPT THIS PLAN OF THEIR COMMUNITY.

INDEED, BECAUSE THESE ARE THE PEOPLE WHO HAVE TO LIVE THERE.

AS I SAY, WE ARE SPENDING A GREAT DEAL OF MONEY ON SOUTHERN EXPERTS. THIS WAS NEVER REALLY DISCUSSED AT THE TABLE IN THE SPRING SESSION AND IT WAS EXTREMELY UNFORTUNATE THAT WE DIDN'T HAVE A FALL SESSION AT WHICH TIME WE COULD DIVE INTO PROBLEMS LIKE THIS. THIS IS A PROBLEM AND MANY PEOPLE IN THE TERRITORY ARE OFFENDED. NOT ALL THE PEOPLE BUT MANY PEOPLE. THEIR WHOLE LIVES ARE BEING DICTATED TO AGAIN BY SOUTHERN EXPERTS. I INTENDED ON RAISING THIS WHEN WE DEALT WITH THE MAIN ESTIMATES AND I MAY HAVE FURTHER TO SAY ON IT.

I THINK IT SHOULD BE MADE CLEAR BY THE GOVERNMENT OF THE YUKON TERRITORY AND BY THIS LEGISLATURE, THAT NONE OF THESE TEN COMMUNITIES BE FORCED TO LIVE BY A PLAN UNTIL THEY HAVE THEMSELVES, GIVEN IT GENERAL ACCEPTANCE.

Mr. CHAIRMAN: COUNCILLOR WATSON.

Mrs. WATSON: I WOULD LIKE TO DRAW THE HONOURABLE MEMBER'S ATTENTION TO SESSIONAL PAPER #12, AND EVEN IF IT ISN'T IN COMMITTEE THIS EXPLAINS PART OF THE REASON WHY THESE FACTS WERE UNDERTAKEN. UNFORTUNATELY, I CAN'T AGREE WITH THE HONOURABLE MEMBER FROM WATSON LAKE COMPLETELY. THIS IS NOT UNUSUAL, HOWEVER, I'M QUITE FAMILIAR WITH THE STUDIES THAT HAVE BEEN MADE IN SOME OF THE SMALLER COMMUNITIES IN THE RURAL AREAS OF THE YUKON TERRITORY. IT IS MY UNDERSTANDING THAT IN REGARDS TO THE STUDIES MANY OF THEM WERE INSTIGATED AT THE REQUEST BY SOME OF THE LOCAL GOVERNMENT STRUCTURES WITHIN THOSE COMMUNITIES. THEY FELT THEY SHOULD GO INTO SOME TYPE OF LAND USAGE, SOME TYPE OF ZONING WITHIN THEIR COMMUNITIES, THEY REQUIRED FURTHER DIRECTION AT LOCAL GOVERNMENT HERE. THE TERRITORIAL GOVERNMENT WAS NOT ABLE TO PROVIDE THE LOCAL DIRECTION UNTIL YOU HAVE AN OVERALL PLAN. NOW THESE ARE WHY THESE EXPERTS, AS THE HONOURABLE MEMBER LIKES TO REFER TO THEM, HAVE BEEN CALLED IN, HAVE DONE THE STUDIES. NONE OF THESE PLANS WILL BE ADOPTED UNTIL THE COMMUNITY ADOPTED BY THE GOVERNMENT, ADOPTS IT. THERE IS PROVISIONS IN LOCAL GOVERNMENT STRUCTURES FOR COMPLETE PUBLIC HEARINGS ON ALL ASPECTS OF THE PLAN, AND THE PLANS WILL NOT BE BROUGHT INTO UTILIZATION UNLESS BY BYLAWS, THE ZONING BYLAWS

WITHIN THE COMMUNITY ITSELF, SO IT IS RATHER UNFORTUNATE THAT I CANNOT AGREE WITH THE REMARKS OF THE HONOURABLE MEMBER FROM WATSON LAKE.

Mr. Chamberlist: I MYSELF FIND IT DIFFICULT TO SAY THAT I THINK THAT STUDIES HAVE THEIR VALUE IF YOU REALLY WANT TO KNOW WHAT IS GOING ON IN SMALL COMMUNITIES. I DON'T ARGUE AT ALL AGAINST THE PRINCIPLE OF HAVING STUDIED THEM. I WONDER IF MR. MILLER, MR. CHAIRMAN, COULD INDICATE HOW THIS \$178,000.00 WAS BROKEN DOWN. HERE AGAIN WE HAVE A LUMP SUM AND THERE IS NO OTHER INFORMATION THAT IS GIVEN TO US.

Mr. Miller: Mr. CHAIRMAN, I CAN ACCOUNT FOR THE TOTAL EXPENDITURE ON STUDIES OF \$239,000.00.

Mr. Chamberlist: COULD WE GET A LIST OF THESE?

Mr. Miller: Yes, certainly. I CAN PRESENT A LIST TO THE MEMBERS.

Mr. Taylor: Mr. CHAIRMAN, I AM WONDERING IN RESPECT OF THE REMARKS I MADE, I MIGHT SAY THAT I'M GLAD TO HEAR FROM AT LEAST ONE MEMBER THAT THERE WILL BE NO ACCEPTANCE OF THE PLANS UNTIL THE COMMUNITIES, AS I HAVE HAD REQUESTED, HAVE BEEN FULLY CONSULTED. I THINK IT SHOULD BE REMEMBERED THAT IN THE DEVELOPMENT OF SOME OF THESE PLANS THE COMMUNITIES WERE NOT FULLY INVOLVED IN THE THING. THE PLANNERS ARE BY TENDER AND NOT GOVERNMENT PEOPLE, THESE ARE DONE BY TENDER. I ALSO WOULD LIKE TO KNOW IF IN THE FUTURE, THAT PLANNING WILL NOT BE UNDERTAKEN UNTIL AT LEAST THE LEGISLATURE HAS ADVISED IN ESTIMATES OR BY MESSAGE OF THE COMMISSIONER OR BY SOME OTHER MEANS IN THE BUDGET FOR EACH OF THESE COMMUNITIES SO THAT THE COMMUNITIES MIGHT KNOW PRIOR TO THE PLANNING THAT THERE IS INDEED GOING TO BE AN EFFORT MADE TO PLAN THE COMMUNITY. I AGREE WITH WHAT THE HONOURABLE MEMBER FROM WHITEHORSE EAST SAID. I'M NOT AGAINST PLANNING, BUT I'M AGAINST THE METHODS IN SOME CASES THAT HAVE BEEN EMPLOYED IN THE PLANS FOR THESE VARIOUS COMMUNITIES. EACH ONE IS A LITTLE DIFFERENT FROM THE OTHER, AND EACH CIRCUMSTANCE IS A LITTLE DIFFERENT, BUT I FEEL IT MY DUTY AND INDEED I HAVE BEEN ASKED TO MAKE THIS REPRESENTATION TO THE HOUSE AT THE TIME OF ESTIMATES. SO I MAKE THEM AND I

TRUST THAT THE GOVERNMENT WILL ABIDE BY THE STATEMENT AS MADE BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE.

Mr. McKinnon: Mr. CHAIRMAN, I MUST SAY THAT AS THE HONOURABLE MEMBER FROM WATSON WAS SPEAKING, I WAS GOING THROUGH ONE OF THE STUDIES FROM HIS CONSTITUENCY MAINLY BECAUSE OF WHAT'S BEEN SAID. I AM SURE HE WILL BE HAPPY TO NOTE THAT THE PLANNERS HAVE DECIDED BECAUSE THE HINTERLAND DOES NOT HAVE AN ESPECIALLY SIGNIFICANT NATURAL SUITABILITY FOR OUTDOOR RECREATION AND TOURISM. I'M SURE THE PEOPLE IN TESLIN WILL BE VERY HAPPY TO HEAR THAT. ALSO, HAVING FOUGHT FIRES IN THE TESLIN AREA DURING THE 1958 FIRE YEAR, THE PLANNERS HAVE ALSO DECIDED THAT THE FIRE-BREAK AT TESLIN IS APPROXIMATELY TWICE AS WIDE AS NECESSARY, AND MORE EFFECTIVE ALTERNATIVES FOR FUTURE FIRE-BREAKS WOULD BE NARROW PATHS OR TRAILS HAVING UNDERBRUSH TRIMMED OUT. I CERTAINLY WOULD HAVE LIKED TO HAVE SEVERAL OF THOSE EXPERTS IN THE TESLIN AREA DURING THE 1958 FIRE. EVEN IF THE FIRE-BREAKS THAT ARE NOW AROUND YUKON COMMUNITIES ARE TOTALLY INADEQUATE WHEN A FIRE THE SIZE OF THE ONE WE WERE FIGHTING ARE BURNING, IT JUST SHOWS THE COMPLETE LACK OF KNOWLEDGE OF THE AREAS OF THE YUKON THAT WE'RE PAYING ONE-QUARTER OF A MILLION DOLLARS LAST YEAR TO STUDY THESE AREAS. I AGREE WITH YOU WHOLEHEARTEDLY. I HOPE THAT YOU LET YOUR CONSTITUENTS IN THESE COMMUNITIES HAVE A REALLY HARD LOOK AT SOME OF THE RECOMMENDATIONS BEFORE THEY ARE FOISTED UPON THE PEOPLE BECAUSE SEVERAL OF THE TIMES HAVE NO RELATIONSHIP AT ALL TO THE FACT.

Mrs. Watson: Mr. CHAIRMAN, I RATHER RESENT THIS STAND STATED BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST. THERE ARE COMMUNITIES THAT HAVE HAD PLANNING, AND THERE ARE SEVERAL OF THEM THAT ARE VERY PLEASED WITH THE PLAN WHETHER THEY AGREE WITH IT COMPLETELY OR NOT. BUT IT IS A GUIDE, AND THAT IS WHAT IT IS SUPPOSED TO BE. FUTURE DEVELOPMENT, SOIL ANALYSIS- EVERYTHING HAS BEEN DONE.

Mr. Taylor: Mr. CHAIRMAN, I WILL CONCLUDE THIS PARTICULAR DISCUSSION BECAUSE I DON'T WANT TO GET INVOLVED IN ANY OF THIS SO-CALLED PERSONALITY CONFLICT, BUT IN THE CASE OF THE TESLIN PLAN THIS IS CORRECT. THE L.I.D. NOW HAVE A COPY, I DON'T KNOW WHETHER THEY HAVE MORE THAN ONE.

RECESS

MR. CHAIRMAN: I WILL CALL COMMITTEE BACK TO ORDER. DO YOU WISH TO RESUME THE CHAIR MR. TAYLOR?

MR. TAYLOR: YES. IN VIEW OF THE POWER FAILURE, WOULD IT BE IN ORDER TO DISMISS THE WITNESSES?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: WHAT IS YOUR PLEASURE?

MR. CHAMBERLIST: MR. CHAIRMAN, I WILL MOVE THAT MR. SPEAKER DO NOW RESUME THE CHAIR.

MR. STUTTER: I'LL SECOND IT.

MR. CHAIRMAN: IT HAS BEEN MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR STUTTER THAT MR. SPEAKER DO NOW RESUME THE CHAIR. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: THIS WILL DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: THE COMMITTEE WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF COMMITTEE?

MR. TAYLOR: MR. SPEAKER, COMMITTEE CONVENED AT 10:30 A.M. TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. COMMITTEE RECESSED AT 11:35 A.M. AND RECONVENED AT 2:10 P.M. MR. I. HUBERDEAU AND MR. M. MILLER, EXECUTIVE COMMITTEE MEMBER, ATTENDED COMMITTEE TO DISCUSS BILL #1. I CAN REPORT PROGRESS ON BILL #2. IT WAS MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR STUTTER THAT MR. SPEAKER DO NOW RESUME THE CHAIR AND THIS MOTION WAS CARRIED.

MR. SPEAKER: YOU HAVE HEARD THE REPORT OF THE CHAIRMAN OF COMMITTEE. ARE YOU AGREED? MAY I HAVE YOUR FURTHER PLEASURE?

MR. TANNER: I MOVE THAT WE CALL IT 5 O'CLOCK.

MR. STUTTER: I'LL SECOND THAT MOTION.
MR. SPEAKER.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER OF DAWSON THAT WE NOW CALL IT 5 O'CLOCK. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: THIS HOUSE NOW STANDS ADJOURNED UNTIL 10:00 O'CLOCK, MONDAY MORNING.

ADJOURNED.

MONDAY, MARCH 25, 1974

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM CLERK, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY DOCUMENTS OR CORRESPONDENCE TO BE TABLED?

MRS. WATSON: YES, MR. SPEAKER, I HAVE FOR TABLING THIS MORNING SESSIONAL PAPERS NOS. 17 AND 20 AND LEGISLATIVE RETURNS NO. 14.

MR. SPEAKER: ARE THERE ANY REPORTS OF COMMITTEE ARE THERE ANY BILLS TO BE INTRODUCED? ARE THERE ANY NOTICES OF MOTIONS OR RESOLUTIONS?

MR. TANNER: MR. SPEAKER, I HAVE NOTICE OF MOTION. TODAY I MOVE SESSIONAL PAPER NO. 17 TO THE COMMITTEE OF THE WHOLE.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTIONS? ARE THERE ANY NOTICES FOR THE PRODUCTION OF PAPERS? MOTION NO. 4.

MOTION NO. 4

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR TANNER SECONDED BY COUNCILLOR WATSON THAT SESSIONAL PAPERS NO. 2, 5, 6, 8, 9, 10, 12 AND 13 BE MOVED INTO COMMITTEE OF THE WHOLE FOR DISCUSSION. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME?

MR. TANNER: YES, MR. SPEAKER, I CALL QUESTION. IF YOU WOULD, PLEASE, MR. SPEAKER.

MR. TAYLOR: QUESTION.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION? I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MOTION NO. 5

MR. SPEAKER: MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR STUTTER, THAT THIS COUNCIL VIEW WITH GREAT CONCERN THE CONTINUING ABUSES BY SEEMINGLY IRRESPONSIBLE PEOPLE IN THEIR DRINKING HABITS IN PUBLIC PLACES AND RECOMMEND THAT THE ADMINISTRATION BRING FORWARD

IN THIS SESSION, AMENDMENTS TO THE LIQUOR ORDINANCE MAKING IT AN OFFENCE TO DRINK INTOXICATING LIQUOR WITHIN 500 FEET OUTSIDE OF A BUILDING IN ANY MUNICIPALITY. ARE YOU PREPARED TO PROCEED WITH THE MOTION AT THIS TIME?

MR. TANNER: YES, MR. SPEAKER.

MR. CHAMBERLIST: MR. SPEAKER, THE OBVIOUS REASONS FOR THE MOTION BEING BROUGHT TO COUNCIL ARE CLEARLY DEFINED WITHIN THE WORDING OF THE MOTION ITSELF. FOR SOME CONSIDERABLE TIME, I HAVE BEEN ATTEMPTING TO GET THE COMMISSIONER TO BRING FORWARD AN AMENDMENT TO THE LIQUOR ORDINANCE TO CORRECT WHAT HAS NOW BECOME AN ALMOST IMPOSSIBLE SITUATION TO STOMACH. I KNOW THAT THERE MAY BE STRONG OBJECTION FROM SOME BUT I THINK IT WOULD BE AGREED BY ALL MEMBERS OF COUNCIL THAT WE DON'T WANT TO INTERFERE WITH THE GENERAL LIBERALIZATION OF THE LIQUOR LAWS THAT WE HAVE. BUT THERE ARE NECESSITIES FOR US TO CONTROL THE CONDUCT OF THOSE PEOPLE WHO IRRESPONSIBLY ATTACK THE LIBERALIZATION OF THE LAWS WE HAVE PUT FORWARD BY CONDUCTING THEMSELVES IN A VERY IRRESPONSIBLE MANNER. I DON'T THINK, MR. SPEAKER, THAT ANY ONE OF US WANTS TO SEE PEOPLE NOT BEING ABLE TO TAKE A BOTTLE OF BEER OF SOME LIQUOR WITH THEM ON THEIR OUTINGS AND PICNICS, AND I DON'T THINK WE WANT TO RESTRICT THE USE OF HAVING A BEVERAGE AT ANY TIME BUT WHAT HAS BEEN HAPPENING IN THE STREETS OF WHITEHORSE, CERTAINLY IN THE STREETS OF DAWSON, AND FROM WHAT I UNDERSTAND RECENTLY BEEN GETTING LARGER IRRESPONSIBLE ATTITUDES OF A FEW PEOPLE IN POWER IS TO MAKE THE AREAS THEMSELVES A BOTTLE STRENGTH HAVEN WITHOUT MUCH THAT CAN BE DONE FOR IT. I WOULD SUGGEST, MR. SPEAKER, THAT THIS TIME THE COMMISSIONER BRING DOWN THE LEGISLATION FOR AN AMENDMENT AND NOT PLAY AROUND WITH IT AS HE HAS DONE IN THE LAST TWO YEARS, AS I HAVE CONTINUOUSLY ASKED THAT SOMETHING OF THIS NATURE BE DONE. I WOULD ASK THAT MEMBERS OF COUNCIL APPROVE THE SUGGESTION THAT HAS BEEN MADE AND I THINK IT WILL HAVE THE GENERAL PUBLIC'S ACCEPTANCE THROUGHOUT THE TERRITORY. THANK YOU.

MR. STUTTER: MR. SPEAKER, I SECONDED THIS MOTION PRIMARILY BECAUSE OF THE PROBLEMS THAT HAVE DEVELOPED IN DAWSON, PARTICULARLY AROUND DISCOVERY DAY CELEBRATIONS IN THE LAST COUPLE OF YEARS. I WOULD LIKE TO MAKE THE SUGGESTION THAT SOME OTHER MEMBER, PERHAPS MOVE THIS INTO COMMITTEE OF THE WHOLE. I THINK THE CONSIDERABLE DISCUSSION, I DON'T KNOW THAT THE LAST PART OF THE MOTION, REQUESTING THAT THE

ADMINISTRATION BRING IN THE AMENDMENT JUST TO THAT EXACT EFFECT IS REALLY WHAT WE WANT. I WOULD PARTICULARLY LIKE TO SEE THE AUTHORITY VESTED IN THE MUNICIPALITIES THEMSELVES TO SEE IF THEY CAN COME UP WITH THEIR OWN GOVERNING REGULATIONS OR BY-LAWS IN THAT PARTICULAR INSTANCE. I THINK IT DOES NEED CONSIDERABLE DISCUSSION, PROBABLY IN COMMITTEE OF THE WHOLE.

Mr. McKinnon: Mr. SPEAKER, I WOULD LIKE TO MAKE A FEW REMARKS ON THIS MOTION, THEN I WILL MOVE, AFTER CONCLUDING, THAT IT GO INTO COMMITTEE OF THE WHOLE FOR DISCUSSION. I THINK THERE IS A VERY REAL PRINCIPLE INVOLVED IN THE LIBERALIZATION OF THE DRINKING REGULATIONS THAT WERE BROUGHT ABOUT IN THE YUKON TERRITORY. I THINK THAT WE AS TERRITORIAL LEGISLATORS HAVE TO BE PARTICULARLY CAREFUL WHEN WE MAKE LEGISLATION, WHAT THE PRINCIPLE IS BEHIND THAT LEGISLATION. I THINK IT'S VERY IMPORTANT TO REMEMBER THAT THE LEGISLATION HAS BEEN GIVEN A VERY FAIR CHANCE TO OPERATE, THAT PROBABLY 99.9 PERCENT OF THE PEOPLE HAVE PROVEN THEMSELVES CAPABLE OF ACCEPTING THE RESPONSIBILITIES THAT WERE PLACED UPON THEM AS MATURE CITIZENS WITH THE LIBERALIZATION OF THE DRINKING LAWS. NOW, WHAT IS THE LEGISLATIVE BODY SUPPOSED TO DO? ARE THEY SUPPOSED TO BE MAKING LAWS FOR THE 99.9 PERCENT OF THE PUBLIC WHO SHOW THEIR MATURITY AND RESPONSIBILITY? ARE THEY SUPPOSED TO BE MAKING LAWS RESTRICTIVE AND OPPRESSIVE FOR THE .1 PERCENT THAT ARE ALWAYS GOING TO BE IMMATURE AND ARE ALWAYS GOING TO BE IRRESPONSIBLE ARE NOT GOING TO ACCEPT THE ADVANTAGES OF LIBERAL LEGISLATION. Mr. SPEAKER, ANOTHER THING PEOPLE LOSE SIGHT OF WHEN THEY TALK ABOUT DRINKING ON THE STREETS IN THE MUNICIPALITIES AND IN THE YUKON GENERALLY, IS THAT IT IS AGAINST THE LAW AS IT NOW STANDS TO BE DRUNK IN A PUBLIC PLACE. SO REALLY, THE MAJORITY OF THE COMPLAINTS ARE NOT ABOUT THE DRINKING ON THE STREETS, IT'S ABOUT THE DRUNKS ON THE STREETS. AS THE LAW NOW STANDS, IT IS PROHIBITED TO BE DRUNK IN A PUBLIC PLACE. SO PERHAPS THE PEOPLE WHO ARE COMPLAINING AN AWFUL LOT SHOULD BE THINKING, DO WE WANT TO THROW THE BABY OUT WITH THE BATH WATER OR SHOULD WE BE LOOKING TOWARDS A RIGID ENFORCEMENT OF THE LAW AS IT NOW STANDS. AND IT IS ALSO AGAINST THE LAW, AS IT NOW STANDS, TO THROW A BOTTLE THROUGH A WINDOW, THROUGH A DOOR, OR TO THROW A BOTTLE OR A GLASS ON THE STREET AND SHATTER IT. PERHAPS WE SHOULD BE LOOKING INTO THE ENFORCEMENT OF THE LIQUOR ORDINANCE RATHER THAN, IN A PANIC, BE CHANGING THE ORDINANCE. I ORIGINALLY BROUGHT THE PRINCIPLE BEFOR THE HOUSE AND I HAVE NO OBJECTION TO IT,

WHATSOEVER BECAUSE I AM NOT CAPABLE OF DELINEATING WHAT A PUBLIC PLACE SHOULD BE AND IF THE MUNICIPALITY OF THE CITY OF WHITEHORSE FEEL THAT THEY HAVE THIS ABILITY THEN I SAY MORE POWER TO THEM AND LET THEM GO AHEAD AND DO IT BECAUSE THEY ARE THE PEOPLE WHO ARE SUPPOSED TO BE CLOSEST TO THE GRASS ROOTS OF THE CONSTITUENTS OF THE MUNICIPALITY. AND IF THEY THINK, IN THEIR WISDOM, THAT THEY CAN COME UP WITH A PROPER DELINEATION OF A PUBLIC PLACE SO IT WILL NOT PROHIBIT PEOPLE, SUCH AS AT THE BALL PARK WHERE I THINK, AFTER A BALL TOURNAMENT, PEOPLE SITTING IN THE STANDS, HAVING A COOL BEER, THEN PUTTING THEM IN A LITTER BARREL WHICH WERE PROVIDED, I CAN'T SEE HOW IT COULD SHOCK ANYBODY. I KNOW THAT DURING HOT SUMMER DAYS MY WIFE AND I USUALLY GO TO THE WILDERNESS AREAS, TO ROBERT SERVICE PARK OR THE ROTARY PARK AND HAVE SOME LUNCH, AND SINNER THAT I AM, I GENERALLY CART ALONG A COLD BOTTLE OF BEER AND OPEN IT UP. I DON'T THINK ANYBODY IN THE PARK, AND I DON'T THINK MY CHILD IS AFFECTED, AND I DON'T WANT TO GO BACK TO THE DAYS WHERE YOU HAVE TO PUT IT IN A BROWN PAPER BAG OR HIDE IT IN YOUR SHIRT, OR UNDER THE DASH. I MEAN, IS THAT WHAT THE MUNICIPALITY OF THE CITY OF WHITEHORSE WANTS? LET THEM DO IT AND LET THEM BE RESPONSIBLE AND LET THEIR CONSTITUENTS SAY IF THAT'S WHAT THEY WANT OR NOT. I AGREE WITH THEM WHOLE HEARTEDLY AND I DON'T ACCEPT THE PRINCIPLE OF PEOPLE WALKING DOWN THE STREET IN AN INTOXICATED CONDITION, THEY SHOULDN'T BE DOING THAT ANYWAY -- SITTING ON A STREET CORNER AND DRINKING OUT OF A BOTTLE OF WINE. IT DOES STILL OFFEND ME, BUT, IN JUST ABOUT ALL CASES I'VE SEEN THOSE PEOPLE WOULD BE PICKED UP FOR BEING DRUNK BECAUSE IF THEY GET INTO THAT POSITION OF FLAUNTING THE LAW IN THAT WAY, IN THAT WAY THEY ARE BREAKING THE LAW BY BEING INTOXICATED, IN A PUBLIC PLACE.

I DON'T LIKE THE SUGGESTION TO MAKE IT AN OFFENCE TO DRINK INTOXICATING LIQUOR WITHIN 500 FEET OUTSIDE OF A BUILDING IN ANY MUNICIPALITY. I AM SICK AND TIRED OF THE COUNCIL OF THE CITY OF WHITEHORSE CARPING AT THE TERRITORIAL COUNCIL WHERE THEIR LIBERAL ATTITUDE IN ALLOWING THESE GREAT ILLS AND ABUSES BE ON THE STREETS OF THE CITY OF WHITEHORSE. I HAVE NO COMPUNCTION WHATSOEVER AND NO QUALMS WHATSOEVER IN PLACING THE DRINKING REGULATIONS IN THE MUNICIPALITY IN THE HANDS OF THE CITY FATHERS. WE HAVE TRIED AND TRIED IN HOW WE COULD COME UP WITH AND HOW WE COULD BE FAIR IN STOPPING ABUSES OF PUBLIC DRINKING--BUT NOT PROHIBITING IT FOR THE 99.9 PERCENT OF THE PUBLIC THAT ARE ACCEPT-

ING THE NEW LIBERAL REGULATIONS AND NOT PROHIBITED IN BEING ABLE TO HAVE A DRINK IN THE ROTARY PARK, I THINK THE ROTARY PEOPLE THEMSELVES WERE SELLING BEER WHEN THE CANOEISTS CAME DOWN THE YUKON RIVER AND IF ANYONE CAN TAKE EXCEPTION TO THAT, THEY SHOULDN'T BE IN THE YUKON. LET THEM GO SOMEWHERE ELSE. AS FAR AS I'M CONCERNED, IF YOU CAN'T GO ANYWHERE AND HAVE A BEER IN THE ROBERT SERVICE PARK, TAKING YOUR WIFE AND YOUR FAMILY WITH YOU, THEN I SAY THAT THAT'S PROHIBITIVE ALSO. BUT WE COULDN'T COME UP WITH THE REGULATIONS; MAYBE THE CITY COUNCIL ARE MUCH MORE TALENTED, MUCH MORE RESPONSIBLE, AND MAYBE THEY CAN MAKE THE DELINEATION OF WHAT IS A PUBLIC PLACE AND WHAT ISN'T WITHOUT PROHIBITING SOME OF THE REAL GOOD THAT HAS COME ABOUT IN THE REGULATIONS. IF IT HAS TO DO WITH THE WHOLE TERRITORY I SEE ABSOLUTELY NOTHING AGAINST THE MOTION BECAUSE THERE IS NO WAY I WOULD ACCEPT THAT THIS ISN'T WORKING EXTREMELY WELL IN THE CAMPGROUNDS, IN THE OUTLYING AREAS, AT THE LAKE AND THERE IS NO WAY I WOULD EVEN THINK OF BRINGING IT DOWN TO PROHIBIT THAT WHICH IS WORKING SO WELL. BUT IN THE CITY IT DOESN'T WORRY ME A BIT BECAUSE I'M NOT ONE OF THOSE, BECAUSE I CONSIDER MYSELF A MATURE AND RESPONSIBLE MEMBER OF SOCIETY WHO DOESN'T GO ON THE STREETS DRINKING OR THROWING BOTTLES OR GLASSES. BUT IF THE CITY FATHERS WANT TO PROHIBIT AND MAKE LEGISLATION AGAINST THE 99.9 PERCENT OF THE PEOPLE, WHO I SAY ARE RESPONSIBLE AND MATURE PEOPLE AND HAVE ACCEPTED THEIR RESPONSIBILITY UNDER THE LIBERALIZED DRINKING LAWS THEN IT SHOULD BE THEIR BABY AND THEY SHOULD BE RESPONSIBLE TO THEIR CONSTITUENTS FOR IT AND LET THEM HAVE THAT RESPONSIBILITY. I HAVE ASKED THE LEGAL ADVISER WHETHER IT IS POSSIBLE TO DELEGATE THAT AUTHORITY; HE HAS SAID THAT IT IS; I SAY HERE IT IS FELLOWS, YOU CAN GO TO IT. SEE IF YOU CAN COME UP WITH A SET OF PROPER REGULATIONS WHICH WE COULD USE. THERE IS ONE MORE POINT I WOULD LIKE TO MAKE, MR. SPEAKER, BEFORE I ASK THAT THIS BE MOVED TO COMMITTEE FOR FURTHER DISCUSSION. WHEN INSPECTOR MARCOUX FIRST CAME TO THE YUKON TERRITORY, HE ARRIVED JUST AT THE TIME WE WERE PROCESSING THE NEW LIQUOR ORDINANCE AND HE WAS PRESENTED WITH A BRIEF THAT HAD BEEN WRITTEN BY HIS PREDECESSOR AND BY HIS STAFF. HE CAME TO THE COUNCIL TABLE AND READ THE BRIEF DECLARING ALL THE WOES AND ALL THE ILLS THAT WOULD BETIDE THE YUKON TERRITORY IF THE ORDINANCE WAS PASSED. BEFORE INSPECTOR MARCOUX LEFT HE CAME OVER TO SEE ME, MR. SPEAKER, AND HE SAID, "YOU KNOW, I WAS SO WRONG, I WAS SO DEAD WRONG WHEN I PRESENTED THAT BRIEF BEFORE COUNCIL. I JUST WANTED YOU TO KNOW THAT. WHEN I GO OUT

TO ANY OTHER JURISDICTION OR TO ANY PROVINCE AND AM ASKED TO SPEAK, I SPEAK ON THE YUKON LIQUOR ORDINANCE AND I SPEAK ON HOW WONDERFUL IT'S WORKING AND HOW MATURE AND HOW REMARKABLE PEOPLE ARE IF YOU GIVE THEM THE OPPORTUNITY." HE SAID, "FOR GOD'S SAKE, DON'T BE PANICKED INTO CHANGING THAT ORDINANCE BECAUSE IT IS WORKING WELL FOR THE CONSTABULARY, IT'S WORKING WELL FOR THE PUBLIC AND WE PROBABLY HAD LESS PROBLEMS THAN WE HAVE EVER HAD BEFORE AND THAT BRIEF THAT I PRESENTED HAS BEEN WRITTEN BY PEOPLE WHO I THOUGHT KNEW WHAT WAS HAPPENING IN THE YUKON AND IF I HAD BEEN HERE A YEAR THERE IS NO WAY THAT I WOULD HAVE PRESENTED THAT BRIEF BEFORE THE YUKON LEGISLATIVE COUNCIL."

SO I AGREE WITH THE HONOURABLE MEMBER FOR DAWSON WHO SPOKE AND I THINK PERHAPS THE HONOURABLE MEMBER FROM WHITEHORSE, I'M NOT SURE, THAT IF THE MUNICIPALITIES WITHIN THEIR BAILEY-WICK WHO WANT TO HAVE THE AUTHORITY AND RESPONSIBILITY FOR ENFORCEMENT OF DRINKING IN PUBLIC PLACES AND MAKING THE RULES AND REGULATIONS, LET THEM GO TO IT. I THINK THAT PERHAPS IT WILL STOP A LOT OF THE CARPING THAT THE CITY COUNCIL IS USING TOWARDS THE TERRITORIAL BODY BECAUSE RIGHT NOW THEY ARE ABLE TO DO THIS WITHOUT HAVING THE RESPONSIBILITY OF DELINEATING WHAT ARE PUBLIC PLACES AND WHETHER THEY ARE GOING TO PROHIBIT DRINKING WITHIN THE TOTAL JURISDICTION OF THE MUNICIPALITY WHICH I WOULD SAY TO GETTING RIGHT BACK IN THE PROHIBITIVE AREAS WHERE THEY ONCE WERE BEFORE, BUT IT WOULDN'T BOTHER ME BECAUSE I WOULD BE OUT OF THE CITY LIMITS--DOING MY THING, MR. SPEAKER. THANK YOU.

MR. TAYLOR: MR. SPEAKER, I BELIEVE IT WAS THE INTENTION OF MEMBER WHO HAS SPOKEN BEFORE TO MOVE THIS INTO COMMITTEE AND I WOULD LIKE TO MOVE AT THIS TIME THAT MOTION NO. 5 BE REFERRED TO COMMITTEE OF THE WHOLE.

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR FOR WATSON LAKE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT MOTION NO. 5 BE REFERRED TO COMMITTEE OF THE WHOLE. ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MOTION NO. 6

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR MCKINNON, SECONDED BY COUNCILLOR TAYLOR THAT IT IS THE OPINION OF THIS COUNCIL THAT THE GOVERN-

MENT IMMEDIATELY INTRODUCE LEGISLATION ESTABLISHING AN ELECTORAL BOUNDARIES COMMITTEE SO THAT A JUDICIAL REDISTRIBUTION OF TERRITORIAL ELECTORAL DISTRICT CAN BEGIN FORTHWITH. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME?

Mr. McKinnon: Yes, Mr. Speaker, I think all members of Council are extremely worried about the timing and the ability of elections this fall to be held under reorganized territorial electoral districts. If the machinery does not start moving immediately for a judicial redistribution of those electoral boundaries and Mr. Speaker, it has come to my attention that there is no reason whatsoever, even prior to the passing of Bill C-9 before the House or even prior to debate in this House on the proposed changes in the Yukon Act; why the machinery can't be set up immediately so that at the moment that the Bill is passed that machinery is set up and is able to go into action so that a judicial redistribution of territorial electoral districts can begin. Even more so, Mr. Speaker, it is possible that that judicial commission can begin work prior to the passage of the bill. This is the view of the Chief Electoral Officer in Ottawa and it is the view of other constitutional experts. I think, Mr. Speaker, that it would be politic and expedient of this House to make sure that everything we are capable of doing is done so that a fall election will be held on schedule, run under the new Yukon Act and run on new territorial electoral districts. To make sure that the machinery gets into motion immediately so that there is not going to be a period of time in the Yukon Territory where the public of the Yukon Territory are not going to be represented by elected members in each district. I think, Mr. Speaker, that the intent of this motion should be accepted unanimously by the House. I think that the members of government should realize the priority that is needed in introducing legislation establishing the Electoral Boundaries Committee and that legislation should be given priority immediately upon its introduction to the House so that a judicial commission can be set up immediately and the machinery get going during this session, so that this fall the territorial election will take place under an expanded Council at the proper date that the election should take place. Thank you Mr. Speaker.

Mr. Taylor: Mr. Speaker, in seconding the motion I think that the Honourable Member who has spoken before has again stated the case very clearly. We have, as a Council, been chasing this matter of judicial redistribution for some time now and in the past as Sessional Paper No. 2 (1973 First Session) in a reply to a question asked on December 6th 1972, the Commissioner simply, on behalf of the Administration, replied that neither judicial redistribution nor the enlargement of Council membership are within the competence of this Administration and it went on to say that the matter of constituency boundaries is one that is governed by the Elections Ordinance and the Council has the ability by amending that Ordinance. And it further goes on to state that the enlargement of Council membership can only be accomplished through an amendment to the Yukon Act.

It was hoped that the Administration would have read these requests. I believe there was one motion sometime back as being in effect a feeling of Council and would have proposed by now the necessary legislation to give effect to judicial redistribution. However, this motion is quite clear and it is my hope that the Administration will get on this thing right away and will attach the importance to it that should be attached to it and that they will give it all priority in getting legislation to the House and as the Honourable Member who has spoken before, has stated, that the House will give it immediate consideration so that we can get on with the appointment of the Committee.

Mr. Chamberlist: Mr. Speaker, it appears to me that what is being asked for now is something that was asked for over a year ago and the Executive Committee had dealt with it and also had approved the time table for carrying this out. There was one difficulty. I think it's only fair to show, and I think the same difficulty is still here. That is the number of districts to be set up under judicial apportionment. Now, if the Bill, its known that the Bill C-9 before the House, goes through as is, we know that there are going to be twelve districts or not necessarily so, because it may be that the Commission that would be looking into this might decide that some of the constituencies might have two members. It doesn't necessarily mean that each of the members of Council have to represent a separate constituency. This is entirely up to the Committee

ITSELF. AGAIN IT MIGHT BE THAT THE COUNCIL MIGHT INCREASE THE NUMBER AND THE COUNCIL MIGHT DECIDE, RATHER THE PARLIAMENT MIGHT DECREASE THE NUMBER AND PARLIAMENT MIGHT DECIDE THAT THE METHODS OF PUTTING ADDITIONAL MEMBERS MIGHT CHANGE. BUT, THIS DOESN'T IN ANY WAY ALTER THE FACT THAT THE LEGISLATION SHOULD BE READY. THAT THERE SHOULD HAVE BEEN THE PREPARATION FOR THE JUDICIAL COMMITTEE TO BE PUT TOGETHER AND CERTAINLY THERE IS NO REASON AT ALL WHY AT THIS TIME, ESPECIALLY AS WE HAVE NOT THE LEGISLATION BEING BROUGHT BEFORE US AND INTRODUCED AND BECAUSE OF THE LOAD OF WORK WE HAVE, THIS MIGHT NOT TAKE PLACE FOR ANOTHER MONTH. IF THE ADMINISTRATION INSISTS ON GOING THROUGH THE FINANCIAL LEGISLATION FIRST AND FOREMOST, IT WOULD MEAN THAT ANOTHER MONTH AT LEAST IS GOING TO BE LOST. THEREFORE, I WOULD SUGGEST, MR. SPEAKER, THAT WE SUPPORT THIS MOTION, PURELY ON THE PRINCIPLE THAT WE HAVE TO GET ON WITH THE JOB OF BRINGING FORWARD THE NECESSARY BOUNDARIES, ELECTORAL BOUNDARIES COMMITTEE AND ALSO THAT THE LEGISLATION THAT IS AVAILABLE TO BE PRESENTED AT THIS COUNCIL, BE INTRODUCED IMMEDIATELY, SO THAT IT CAN BE DEALT WITH PROMPTLY AND THAT THE JUDICIAL REDISTRIBUTION OF THE TERRITORIAL ELECTORAL DISTRICTS CAN PROCEED WITHOUT ANY FURTHER DELAY. THANK YOU, MR. SPEAKER.

MR. TANNER: MR. SPEAKER, BOTH HONOURABLE MEMBERS WHO HAVE SPOKEN, OR THE THREE HONOURABLE MEMBERS WHO HAVE SPOKEN NOW, ARE PARTIALLY CORRECT. THE LEGISLATION IS READY. IT HASN'T YET BEEN INTRODUCED BECAUSE WE HAVE THE FINANCIAL BILLS TO GET THROUGH AND AS FAR AS COUNCILLOR MCKINNON'S POINT, WE HAVE BEEN IN ONGOING CONTACT WITH MR. CASTONGUAY. WE HAVE GOT AS FAR AS WE POSSIBLY CAN, THAT IS THE DRAWING UP OF THE LEGISLATION AND SO ON, AND WE ARE PREPARED TO INTRODUCE IT IN THIS SESSION JUST AS SOON AS WE KNOW WHICH WAY TO MOVE AS FAR AS OTTAWA IS CONCERNED. AS FAR AS THE FEDERAL GOVERNMENT IS CONCERNED.

THEREFORE, MR. SPEAKER, I AM MOVING AN AMENDMENT TO THIS MOTION SAYING - IT IS THE OPINION OF THIS COUNCIL THAT THE GOVERNMENT INTRODUCE LEGISLATION IN THIS SESSION OF COUNCIL ESTABLISHING, AND SO ON AS THE MOTION READS. IN OTHER WORDS, I AM REMOVING THE WORD IMMEDIATELY, MR. SPEAKER, AND PLACING IT AFTER LEGISLATION IN THIS SESSION OF COUNCIL.

MR. CHAMBERLIST: GET YOUR AMENDMENT OUT AND SEE WHAT WE DO WITH IT.

MR. TANNER: MR. SPEAKER, THE AMENDMENT READS. THE FOLLOWING AMENDMENT IS MOVED. IT IS THE OPINION OF THIS COUNCIL THAT THE GOVERNMENT INTRODUCE LEGISLATION IN THIS SESSION OF COUNCIL ESTABLISHING AN ELECTORAL BOUNDARIES COMMITTEE SO JUDICIAL REDISTRIBUTION OF THE TERRITORIAL ELECTORAL DISTRICTS CAN BEGIN FORTHWITH.

WOULD YOU LIKE A COPY, MR. SPEAKER?

MR. CHAMBERLIST: WE WOULD ALL LIKE COPIES, MR. SPEAKER.

MR. SPEAKER: IS THERE A SECONDER?

MRS. WATSON: MR. SPEAKER, I'LL SECOND THAT MOTION.

MR. SPEAKER: WE WILL NOW HAVE A SHORT RECESS, SO WE CAN GET THE COPIES.

RECESS

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER.

MRS. WATSON: MR. SPEAKER, MAY I HAVE THE OPPORTUNITY TO SPEAK ON THE AMENDMENT?

MR. SPEAKER: IT HAS BEEN BY COUNCILLOR TANNER AND SECONDED BY COUNCILLOR WATSON THAT MOTION #6 IS AMENDED AS FOLLOWS: "IT IS THE OPINION OF THIS COUNCIL THAT THE GOVERNMENT INTRODUCE LEGISLATION IN THIS SESSION OF COUNCIL ESTABLISHING AN ELECTORAL BOUNDARIES COMMITTEE SO THAT A JUDICIAL REDISTRIBUTION OF TERRITORIAL AND ELECTORAL DISTRICTS CAN BEGIN FORTHWITH".

MRS. WATSON: MR. SPEAKER, I WOULD LIKE TO SPEAK ON THE AMENDMENT. I WOULD LIKE TO CONVEY TO ALL MEMBERS OF THIS COUNCIL HERE THAT IN NO WAY ARE WE TRYING TO DELAY THIS RE-APORTIONING OF CONSTITUENCIES IN THE YUKON TERRITORY. THE LEGISLATION IS PREPARED AS FAR AS WE CAN GO. THE LEGISLATION IS PREPARED BASED ON THE FORMULA SO THAT THE COMMITTEE CAN BE AN ON-GOING TYPE OF COMMITTEE SO THAT RE-APORTIONMENT CAN TAKE PLACE ON A CONTINUING BASIS. SO MUCH OF THE LEGISLATION DEPENDS UPON THE AMENDMENTS TO THE YUKON ACT AND WE WOULD NOT REALLY BE GAINING TIME BY DEALING WITH THE LEGISLATION AT THIS TIME AND THEN HAVING TO GO BACK AND AMEND IT AGAIN, IF THE YUKON ACT AMENDMENTS ARE CHANGED SIGNIFICANTLY. BUT I CERTAINLY WOULD LIKE TO GIVE THE REASSURANCE TO THE COUNCIL HERE THAT THERE WILL BE NO DELAY, ABSOLUTELY NO DELAY, TO THIS COMMITTEE GETTING TO WORK BECAUSE OF THE LEGISLA-

TION NOT BEING INTRODUCED AT THIS TIME. I WOULD ALSO LIKE TO POSE ONE QUESTION TO THE PEOPLE WHO ARE PROPOSING THIS MOTION AND THIS IS THE FACT THAT IMPLICATION IN THIS MOTION IS THAT THERE WILL BE A REDISTRIBUTION REGARDLESS OF WHETHER THERE ARE AMENDMENTS MADE TO THE YUKON ACT OR NOT. FOR EXAMPLE, IF THE YUKON ACT WERE NOT PULLED BACK AND NOT PROCEEDED WITH AT THIS TIME, THE AMENDMENT TO THE YUKON ACT PULLED BACK AND PROCEEDED WITH AT THIS TIME, WE ARE THEN GOING TO BE FACED WITH A TERRITORIAL ELECTION, ELECTING ONLY SEVEN MEMBERS TO THE COUNCIL. THE DIRECTION IN THIS MOTION DIRECTS THAT THERE BE A JUDICIAL RE-APORTIONMENT OF CONSTITUENCIES BASED ON SEVEN CONSTITUENTS IN THE YUKON TERRITORY. I AM WONDERING WHETHER THIS IS WHAT THE PEOPLE WHO INTRODUCED THIS MOTION SO WISH. WHETHER THE LEGISLATION THAT THEY WANT BROUGHT DOWN WOULD TAKE CARE OF A REDISTRIBUTION REGARDLESS OF WHETHER THERE IS AN ENLARGEMENT OF THE COUNCIL OR NOT.

MR. TAYLOR: MR. SPEAKER, I AM INDEED SHOCKED TO SEE AN AMENDMENT TO A MOTION #6 IN THE MANNER THAT IT HAS BEEN PRESENTED. THE MOTION THAT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST PLACED URGENCY ON A QUESTION THAT THIS HOUSE HAS OFTEN DISCUSSED AND DEBATED. AS YOU NOTICE, THERE ARE TWO KEY WORDS TO THE ORIGINAL MOTION. ONE IS "IMMEDIATELY INTRODUCED" AND THE LAST, THIS IS ON THE ORIGINAL MOTION. AND THE LAST WORDS IN BOTH CASES OF THE AMENDMENT IS "FORTHWITH". THIS IS URGENCY EVEN THE AMENDMENT INDICATES BY RETAINING THE WORD "FORTHWITH". THIS IS AN URGENT MATTER. NOW, WHEN THE HONOURABLE MEMBER PROPOSING THE MOTION ROSE A WHILE AGO, HE SAID A VERY SIGNIFICANT THING. I WENT BACK TO THE TAPE TO FIND OUT IF INDEED HE DID SAY THAT. HE SAID, AND I QUOTE, "IT HAS NOT BEEN YET INTRODUCED BECAUSE WE HAVE THE FINANCIAL BILLS TO GET THROUGH." THIS MATTER AROSE THE OTHER DAY IN COMMITTEE WHEN THE HOUSE WERE TALKING ABOUT ANOTHER MATTER OF VERY URGENT IMPORTANCE. AND INDEED, IT IS THE MOST IMPORTANT QUESTION BEFORE THIS HOUSE AT THIS MOMENT. THAT IS THE AMENDMENTS TO BILL C-9, THE YUKON ACT AMENDMENTS. THESE WERE SET ASIDE BY A MAJORITY OF MEMBERS BECAUSE THEY FELT THAT THE BUDGET, AND MATTERS FISCAL FOR SOME REASON, WERE MORE IMPORTANT THAN THE YUKON ACT AMENDMENTS. THIS WAS FOLLOWED. BUT NOW, HERE AGAIN, WE FIND THAT ANOTHER PIECE OF EQUALLY IMPORTANT LEGISLATION IS BEING REFUSED TO US AT THIS TIME UNTIL WE GET THROUGH THE FINANCIAL BILLS. I SUBMIT, MR. SPEAKER, TO ALL MEMBERS OF THE HOUSE, THAT THESE TWO

SITUATIONS BEAR NO RELATIONSHIP TO EACH OTHER, FISCAL MATTERS, THE MATTER OF THE ESTIMATES, THE MATTER OF INTERIM SUPPLY, BEAR NO RELATIONSHIP TO CONSTITUTIONAL AMENDMENTS AND JUDICIAL REDISTRIBUTION. THIS IS WHY SOMETIMES MEMBERS SUCH AS MYSELF BECOME HIGHLY SUSPICIOUS OF MOTIVES OF GOVERNMENT AND INDEED THIS IS WHY SOMETIMES FEELINGS RUN A LITTLE DEEP IN THE HOUSE. VIRTUALLY, THIS AMOUNTS TO MY MIND, TO BLACKMAILING, BLACKMAILING OF SOME MEMBERS OF THIS HOUSE AND THE PEOPLE THEY REPRESENT IN ORDER TO GET THROUGH ESTIMATES. I DON'T FIGURE THIS IS FAIR, PROFITABLE, REASONABLE OR OTHERWISE. ALL I AM ASKING FOR, AND I AM SURE ALL THE MEMBERS WOULD LIKE TO SEE, IS THIS LEGISLATION LAID BEFORE US. WE HAVE BEEN TOLD BY ONE HONOURABLE MEMBER THAT THIS LEGISLATION IS READY. IT IS SITTING IN THE OFFICES ALL SET TO GO. SO THAT THERE SHOULD BE NO QUESTION IN ANYONE'S MIND, MR. SPEAKER, THAT THEY CAN WALK INTO THIS HOUSE YESTERDAY, TODAY, OR TOMORROW AND PREFERABLY, WALK INTO THE HOUSE AND INTRODUCE THE BILL WE HAVE SO LONG SOUGHT AND SO LONG ASKED FOR. THE AMENDMENT CLEARLY WOULD INDICATE THAT THEY WISH TO DELAY THIS BECAUSE OF ESTIMATES AND I DEPLORE IT. I ABSOLUTELY DEPLORE IT. I THINK IT IS A VERY DANGEROUS PRECEDENT TO ESTABLISH IN TERMS OF CONSTITUTIONAL AFFAIRS. I JUST CAN'T FIND THE WORDS TO SAY HOW REPUGNANT THIS AMENDMENT, OR THE INTENTION BEHIND THIS AMENDMENT, I SHOULD SAY, IS TO ME.

MR. CHAMBERLIST: MR. SPEAKER, SPEAKING ON THIS AMENDMENT. THERE ARE A COUPLE OF VERY IMPORTANT POINTS THAT OBVIOUSLY HAVE BEEN OVERLOOKED, EITHER DELIBERATELY OR INADVERTENTLY BY THE MOVER AND SECONDER OF THE AMENDMENT.

IF WE LOOK AT THE MOTION ITSELF, THE MOTION CLEARLY INDICATES THAT THE GOVERNMENT IMMEDIATELY INTRODUCE, AND USE THE WORK INTRODUCE HERE, THE LEGISLATION ESTABLISHING ELECTORAL BOUNDARIES. NOW THE REASON WHY THIS MOTION IS OBVIOUS TO ME HAS BEEN PUT FORWARD BECAUSE THE COMMISSIONER IN HIS OPENING ADDRESS, HAS ALREADY SAID THE LEGISLATION IS THERE. HE SAID ON PAGE THREE, AND GOING ON TO PAGE FOUR, "THE INCREASED POPULATION OF THE TERRITORY, THE SCATTERED NATURE OF OUR ESTABLISHED SETTLEMENTS AND THE ANTICIPATED EXPANSION OF THE MEMBERSHIP OF THE COUNCIL, WARRANT A GENERAL REDISTRIBUTION OF TERRITORIAL ELECTORAL DISTRICTS BY MEANS SIMILAR TO THAT USED IN THE PROVINCES. TOWARDS THIS END, LEGISLATION WILL BE PROPOSED TO ESTABLISH AN ELECTORAL DISTRICT BOUNDARIES COMMISSION"

WHICH WOULD BE ENTRUSTED WITH THE TASK OF RECOMMENDING TO COUNCIL A RECONSTRUCTION OF OUR ELECTORAL DISTRICTS SO AS TO REFLECT THE REALITIES OF CHANGING TIME." Now, Mr. SPEAKER, WITH RESPECT TO THE MEMBERS WHO HAVE MOVED THE AMENDMENT, ALL THE MOTION IS ASKING FOR IS THAT THEY INTRODUCE AT THIS TIME, THE VERY PIECE OF LEGISLATION THAT THE COMMISSIONER IS AVAILABLE FOR PROPOSAL. THE HONOURABLE MEMBER FROM WHITEHORSE NORTH ALREADY INDICATED THAT IT IS THERE AND READY.

NOW, WHEN THE HONOURABLE MEMBER FROM WATSON LAKE USED THE WORD "BLACKMAIL", THERE CAN BE NO DOUBT THAT WHAT HAS BEEN SAID WAS AN ATTEMPT BY COUNCILLOR TANNER, AND I AM SURPRISED AT COUNCILLOR WATSON IN THIS CASE, SUPPORTING THOSE PARTICULAR WORDS OR SUPPORTING THE AMENDMENT, VERY SURPRISED BECAUSE SHE KNOWS FULL WELL THAT WE HAD ASKED FOR THIS LEGISLATION TO COME FORWARD AS EARLY AS POSSIBLE AT LEAST TO GET IT STARTED, AND HERE WE HAVE A SPECIFIC STATEMENT MADE BY THE COMMISSIONER SAYING THAT THE LEGISLATION WILL BE PROPOSED AND THEN WE ARE BEING TOLD THAT NOTWITHSTANDING, THAT THE LEGISLATION IS HERE. YOU PASS THE BUDGET, RUBBER STAMP IT WITHOUT QUESTION OF ANY OF THE ITEMS THAT

ARE IN THERE THAT SHOULD BE DISCUSSED AND ESPECIALLY IN THE COMMISSIONER'S, SO-CALLED BUDGET ADDRESS, HE SAYS QUITE CLEARLY THAT THE BUDGET ITEMS WILL BE GIVEN VERY CLOSE CONSIDERATION BY THE MEMBERS OF COUNCIL. JUST TO USE HIS WORDS, Mr. SPEAKER, ON PAGE FIVE OF SESSIONAL #2, WHEN THE COMMISSIONER SAYS, "THE EXPENDITURES PROPOSED FOR THE COMING YEAR WILL BE REVIEWED BY THIS COUNCIL IN DETAIL." NOW, HE SAYS THIS. HE SUGGESTS THAT WE DO IT. AND NOW WE ARE BEING PUSHED AND I WILL USE THE WORD AGAIN, THE HONOURABLE MEMBER FROM WATSON LAKE HAS USED, BLACKMAILED BECAUSE WE ARE GOING TO DO THE VERY THING THAT THE ADMINISTRATION ASKED US TO DO. AND THAT IS, STUDY THE PROPOSED EXPENDITURES IN DETAIL.

IT IS OBVIOUS, Mr. SPEAKER, THAT THIS AMENDMENT AND AS IT READS IN ANY EVENT IT JUST SHOWS THE TOTAL INCAPABILITY OF BRINGING FORWARD AN AMENDMENT THAT DOESN'T EVEN AMEND THAT WHAT IS SUGGESTED THAT SHOULD BE AMENDED. HOW IT READS, "IT IS THE OPINION OF THIS COUNCIL, THAT THE GOVERNMENT INTRODUCE LEGISLATION IN THIS SESSION OF COUNCIL." BUT IT IS NOT THE OPINION BECAUSE THE GOVERNMENT IS ALREADY INDICATED THAT THEY ARE GOING TO INTRODUCE THIS LEGISLATION, TO ELECTORAL BOUNDARIES. SO EVERYTHING HAS ALREADY BEEN DONE. NOW HE CHANGES IT TO READ FROM WHAT IS BEING ASKED TO BE DONE NOW, TO WHAT IS BEING ASKED

THAT HAS ALREADY BEEN DONE. THAT IS THE END OF STUPIDITY. WHAT ARE THESE PEOPLE PLAYING AT? GAMES? AS FAR AS I AM CONCERNED, Mr. SPEAKER, THAT THERE IS PERHAPS A LACK OF UNDERSTANDING OF WHAT IS REALLY LOOKED TOWARDS FOR THE BENEFIT OF THE PEOPLE OF THE YUKON. THAT IS, THE RESPONSIBLE ATTITUDE OF RESPONSIBLE PEOPLE WHO ARE PUT IN A RESPONSIBLE POSITION, THIS IS IMPOSSIBLE TO FIND AT THIS TIME. I WOULD SUGGEST EVEN THOSE MEMBERS OF COUNCIL, IN VIEW OF WHAT I HAVE SAID, WHO HAVE VOTED TO PUT THIS AMENDMENT THROUGH, WITHDRAW THEIR AMENDMENT AND DON'T ACT SO CHILDISHLY IN THIS MATTER. LET US GET ON WITH APPROVING THE MOTION AS IT IS SO THAT IT CAN BE RECOGNIZED WHICH WE ALL RECOGNIZE WHAT THE LEGISLATION IS HERE. THE LEGISLATION IS READY, AND THAT THE LEGISLATION BE INTRODUCED SO THAT IS CAN BE DEALT WITH THE PRIORITY THAT IT SHOULD RECEIVE. THANK YOU, Mr. SPEAKER.

Mr. McKinnon: Mr. SPEAKER, I RISE TO SAY THAT I FIND IT MOST IRONIC AT THIS POINT IN TIME IN THE YUKON'S HISTORY, THAT AN ALL PARTY AGREEMENT OF THE HOUSE OF COMMONS SAW FIT TO PUT ASIDE DEBATE ON SUPPLY BECAUSE OF THE IMPORTANCE OF THE INTRODUCTION, FIRST AND SECOND READING OF THE AMENDMENTS OF THE YUKON AND THE NORTH WEST TERRITORIES ACT AND THE CORRESPONDING AMENDMENTS TO THE CANADA ELECTIONS ACT.

HERE WE ARE, IN THIS HOUSE, WHICH SHOULD HAVE GIVEN WITHOUT A DOUBT ABSOLUTE PRIORITY TO THE AMENDMENTS TO THE YUKON ACT AND TO THE SETTING UP OF AN ELECTORAL BOUNDARIES COMMITTEE SO THAT JUDICIAL REDISTRIBUTION OF TERRITORIAL ELECTORAL DISTRICTS COULD BEGIN FORTHWITH AND WHAT ARE WE DOING? WE ARE DEBATING INTERIM SUPPLY AND SUPPLEMENTARY ESTIMATES.

REALLY, Mr. SPEAKER, HOW IGNORANT CAN WE BE. CERTAINLY, THERE CAN'T BE ANY QUESTION AS TO WHAT THE PRIORITIES OF THIS SESSION ARE. WHAT THE PEOPLE OF THE YUKON TERRITORY HAVE BEEN DEMANDING FOR 70 YEARS OR MORE. NOW WE HAVE THE ABILITY TO MAKE AND TO BE AVAILABLE TO MAKE COMMENT ON SOME CHANGES TO THE YUKON ACT WHICH WE HAVE BEEN DEMANDING, WHICH WE HAVE BEEN CRYING FOR, FOR YEARS AND YEARS. WHAT ARE WE DOING? WE ARE WASTING OUR TIME DEBATING SUPPLEMENTARY ESTIMATES, AND INTERIM SUPPLY.

Mr. SPEAKER, AS FAR AS I UNDERSTAND THE PROCEDURE, THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT ARE NOT PROCEEDING FURTHER ON THE BILL. IF WE DISCUSS C-9 IN THIS HOUSE, REPRESENTATION COULD

BE MADE BEFORE THE STANDING COMMITTEE TOMORROW AS TO WHAT CHANGES WE WOULD LIKE TO SEE FURTHER IN THE YUKON ACT OR WHETHER WE ACCEPTED IT. THEN THE TOTALITY OF THE BILL AS IT APPLIES TO THE YUKON WILL BE READY FOR PROCESSING. THE STATEMENT THAT WE HAVE TO WAIT UNTIL THE NORTH WEST TERRITORY'S COUNCIL GOES INTO SESSION OR GOES TO OTTAWA, IS JUST NOT FACTUAL, MR. SPEAKER BECAUSE WE CAN FINISH ALL THE DELIBERATIONS WHICH HAVE TO DO WITH THE YUKON PART OF THE BILL AS SOON AS THIS HOUSE GETS OFF IT'S BUTT AND DELIBERATES AND DISCUSSES THE PRIORITIES OF THIS SESSION WHICH SHOULD BE THE BILL, C-9 AND WHICH SHOULD BE THE LEGISLATION SETTING UP THE ELECTORAL BOUNDARIES COMMITTEE.

MR. SPEAKER, HOW THE GOVERNMENT AT THIS TIME CAN INTRODUCE A MOTION WHICH WOULD DELAY THE INTRODUCTION AND THE PASSAGE OF THIS LEGISLATION, WHICH IS OF ULTIMATE IMPORTANCE TO THE GOVERNMENT OF THE YUKON TERRITORY, TO THE PEOPLE OF THE YUKON TERRITORY, IS IMPOSSIBLE FOR ME TO COMPREHEND.

MR. STUTTER: MR. SPEAKER, MAYBE I'M ONE OF THOSE THAT ARE A LITTLE MIXED UP BUT IT DOES SEEM TO ME THAT WE'VE ALREADY BEEN ASSURED THAT LEGISLATION, TO SET UP THE COMMISSION, HAS ALREADY BEEN PREPARED. THE ONLY THING I CAN DO AT THIS POINT IS JUST ASK A QUESTION WITHOUT REALLY HEARING AN ANSWER AND THAT IS: IF WE INTRODUCE THIS LEGISLATION AT THIS POINT AND SET UP THAT COMMITTEE, JUST EXACTLY WHAT WILL THAT COMMITTEE DO AT THIS POINT UNTIL THOSE AMENDMENTS ARE DISCUSSED OR AT LEAST APPROVED TO THE YUKON ACT?

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO GIVE AN ANSWER TO THAT QUESTION. IF I MAY BE PERMITTED. IT TAKES TIME AS WE KNOW, MR. SPEAKER TO ESTABLISH A COMMITTEE. FIRST OF ALL IT MUST BE DETERMINED WHO WILL BE THE MEMBERS OF THIS COMMITTEE. SECONDLY, THE TERMS OF REFERENCE, WITH THE ONE EXCEPTION OF THE FINALITY OF THE DECISION OF PARLIAMENT IN TERMS OF BILL C-9, BUT AS THE COMMISSION, WE CAN GET ALL THIS GROUNDWORK DONE SO THAT THE MINUTE WHETHER WE ARE ASSEMBLED IN SESSION OR NOT, THE MINUTE THE DECISION IS MADE IN OTTAWA BY PARLIAMENT OF HOW MANY SEATS WE ARE GOING TO HAVE, AUTOMATICALLY PUTS THEM TO WORK. THEY HAVE HAD A CHANCE TO SCAN THE YUKON AND THE PROBLEM THAT THEY ARE GOING TO FACE, IT ONLY REMAINS TO DETERMINE THE EXISTING BOUNDARIES AND POPULATIONS. THERE COULD BE A TREMENDOUS

AMOUNT OF WORK DONE THAT IS GOING TO HAVE TO BE DONE IN ANY EVENT. I THINK THAT MIGHT ANSWER THE HONOURABLE MEMBER'S QUESTION.

THIS WOULD OF COURSE, WOULD TIE ITSELF. THE TERMS OF REFERENCE WOULD TIE ITSELF TO THE DECISION OF PARLIAMENT IN RESPECT TO BILL C-9.

MR. CHAMBERLIST: IN FURTHER ANSWER TO THE QUESTION, IS THIS, IF THE LEGISLATION HAS BEEN DELT WITH IN THE HOUSE. IT DOESN'T NECESSARILY MEAN THAT IT IS BROUGHT INTO EFFECT IMMEDIATELY BUT THE MOMENT THAT THE HONOURABLE MEMBER FROM WATSON LAKE HAS INDICATED THAT OTTAWA HAS CLEARED THE BILL, THEN THE COMMISSIONER GIVES ASSENT AND THEN IT IS UNDER WAY.

THIS IS THE PREPARATION THAT WE MUST BE DOING SO THAT IT IS ALL READY FOR THE COMMISSIONER TO GIVE ASSENT WHEN THE NECESSARY LEGISLATION THE FEDERAL LEGISLATION HAS BEEN PASSED IN THE HOUSE. THAT IS WHERE WE MUST BE READY.

MRS. WATSON: MR. SPEAKER, HOW CAN YOU ESTABLISH A COMMITTEE OR A COMMISSION, WHATEVER YOU ARE GOING TO CALL IT, WITHOUT HAVING THE LEGISLATION COMING INTO FORCE. THIS IS EXACTLY WHERE YOU ARE GOING AGAINST WHAT YOU ARE SAYING. YOU SAY, HAVE THE LEGISLATION READY, HAVE THE LEGISLATION EMPOWERING WHOEVER IS SETTING UP THE COMMITTEE, THEN HAVE THEM GO INTO ACTION AFTER YOUR LEGISLATION COMES INTO FORCE. I'VE ASSURED YOU THE LEGISLATION IS READY AND THAT THERE WILL BE ABSOLUTELY NO DELAY BECAUSE THE COUNCIL HAS NOT PASSED THE LEGISLATION. NO DELAY IN THE REAPPORTIONMENT IN THIS COMMITTEE GETTING TO WORK. I'VE ASSURED YOU THAT. I'VE ALSO ASKED A QUESTION, WHICH HONOURABLE MEMBERS HAVE FAILED TO ANSWER. IN THIS MOTION, ARE THEY WANTING TO INDICATE THAT YOU HAVE A JUDICIAL REAPPORTIONMENT WHETHER YOU HAVE AMENDMENTS TO THE YUKON ACT OR NOT?

I THINK THIS IS VERY IMPORTANT IN THIS MOTION. IF YOU READ YOUR MOTION CAREFULLY, YOU WILL SEE THAT THE IMPLICATIONS ARE THERE. IF YOU BRING IN LEGISLATION FOR REDISTRIBUTION OF ELECTORAL DISTRICTS WHETHER THERE ARE AMENDMENTS TO THE YUKON ACT OR NOT; THAT IS NOT STATED IN THAT MOTION.

MR. SPEAKER: PLEASE, COULD WE NOT HAVE A DEBATE ON THIS MOTION, OR AMENDMENT.

MR. TAYLOR: IN ANSWER TO THE QUESTION RAISED

BY THE HONOURABLE MEMBER, I FIND IT INCREDIBLE THAT THE MEMBER WHO HAS CREATED THIS LEGISLATION OR PARTICIPATED IN IT DOES NOT UNDERSTAND THAT WITHIN THE LEGISLATION AS DRAFTED, WE PROVIDE FOR SUCH THINGS. WHEN LEGISLATION IS BROUGHT BEFORE THE HOUSE, WE CAN DEBATE, WE CAN AMEND IT AND IF INDEED IT HAS NOT BEEN PROVIDED FOR IN THE LEGISLATION, IT IS EVEN GREATER REASON TO GET THAT LEGISLATION BEFORE THE HOUSE. WITHIN THAT ARE THE TERMS OF REFERENCE ANSWERING THE QUESTION THAT THE HONOURABLE MEMBER HAS STATED.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED? DISAGREED? MADAM CLERK WILL YOU POLL THE HOUSE.

MADAM CLERK: THE HONOURABLE MEMBER FROM CARMACKS-KLUANE.

MRS. WATSON: AGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM WHITEHORSE WEST.

MR. MCKINNON: DISAGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM WATSON LAKE.

MR. TAYLOR: DISAGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM DAWSON.

MR. STUTTER: AGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM WHITEHORSE EAST.

MR. CHAMBERLIST: DISAGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM WHITEHORSE NORTH.

MR. TANNER: AGREED.

MADAM CLERK: MR. SPEAKER, THE VOTE IS 3 YEH, 3 NAY.

MR. SPEAKER: I DECLARE THE AMENDMENT CARRIED.

MR. SPEAKER: MOTION NO. 7. IT WAS MOVED BY COUNCILLOR MCKINNON--

MR. STUTTER: MR. SPEAKER, ON A POINT OF ORDER, THE MAIN MOTION AS AMENDED HAS NOT YET BEEN READ FROM THE CHAIR.

MR. SPEAKER: YOU ARE CORRECT. WE WILL PASS IT AGAIN.

MOTION NO. 7

IT WAS MOVED BY COUNCILLOR MCKINNON SECONDED BY COUNCILLOR TAYLOR THAT IT IS THE OPINION OF THIS COUNCIL THAT THE GOVERNMENT INTRODUCE LEGISLATION IN THIS SESSION OF COUNCIL ESTABLISHING AN ELECTORAL BOUNDARIES COMMITTEE SO THAT A JUDICIAL PEDISTRIBUTION OF TERRITORIAL ELECTORAL DISTRICTS CAN BEGIN FORTHWITH.

MOTION CARRIED

MOTION NO. 7

IT WAS MOVED BY COUNCILLOR KEN MCKINNON SECONDED BY COUNCILLOR DON TAYLOR THAT THE COMMISSIONER PETITION THE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT REQUESTING THAT THE APPLICATION OF THE NORTHERN CANADA POWER COMMISSION BEFORE THE YUKON WATER BOARD TO RAISE THE LEVEL OF MARSH LAKE TO ITS HISTORICAL HIGH LEVEL WATER MARK BE WITHDRAWN.

AND BE IT FURTHER RESOLVED:

THAT THE COMMISSIONER INFORM THE MINISTER THAT IN THE OPINION OF THIS COUNCIL THE NORTHERN CANADA POWER COMMISSION SHOULD BE GIVEN THE NECESSARY INSTRUCTIONS AND LEGISLATIVE AUTHORITY TO DEVELOP A HYDRO SITE THAT WILL SERVE YUKON'S NEEDS FOR THE FORSEEABLE FUTURE.

MR. SPEAKER: ARE YOU PREPARED TO PROCEED WITH THE MOTION AT THIS TIME?

MR. MCKINNON: YES, MR. SPEAKER. MR. SPEAKER I HAVE RAISED THIS MATTER AS A QUESTION OF PRIVILEGE IN THE HOUSE AT ONE TIME AND ALSO IT WAS AN INTEGRAL PART OF THE MEETINGS THAT COUNCIL HAD WITH THE HONOURABLE JEAN CHRETIEN, THE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, WHEN THE MINISTER WAS HERE DURING SOURDOUGH RENDEZVOUS. ALSO PRESENT AT THAT MEETING, WAS ONE OF THE DIRECTORS OF THE NORTHERN CANADA POWER COMMISSION AND A DEPUTY MINISTER IN THE NORTHERN AFFAIRS BRANCH, MR.

DIGBY HUNT.

MR. SPEAKER, I TOOK FROM THE MEETING THAT WE HAD WITH THE MINISTER AND MR. HUNT, THAT THEY WERE IN SYMPATHY OF WHAT SEEMED TO BE THE EXPRESS DESIRE OF THE COUNCIL OF THE YUKON TERRITORY IN A FORMULATION OF A POWER POLICY FOR THE YUKON THAT WOULD SERVE THE YUKON'S NEEDS FOR THE FORSEEABLE FUTURE.

AS I UNDERSTAND IT NOW MR. SPEAKER, BY LEGISLATIVE AUTHORITY, THE N.C.P.C. DO NOT HAVE THE ABILITY OF BORROWING A HUGE CAPITAL SUM TO BE ABLE TO CONSTRUCT MAJOR POWER DEVELOPMENTS. SO THEY ARE STUCK WITH HAVING TO PROVIDE AD HOC MEASURES LIKE THEY ARE GOING TO AT THE AISHINIK POWER PROJECT AT OTTER FALLS AND ALSO WITH THE RAISING OF THE MARSH LAKE CHANGE TO ITS HISTORICAL HIGH LEVEL WATER MARK.

I THINK PROBABLY ALL MEMBERS SAW AN ARTICLE IN THE WHITEHORSE STAR SEVERAL WEEKS AGO CONCERNING WHAT ONE LONG TIME RESIDENT OF THE AREA AND A COTTAGE OWNER AT MARSH LAKE SAID HAPPENED AT THE HISTORICAL HIGH LEVEL WATER MARK AT THE MARSH LAKE BEACH. I THINK THAT I HAVE ALSO MADE IT CLEAR TO MEMBERS THAT IT WOULD BE THE ABSOLUTE RUINATION OF ALLOWING THIS WATER TO BE RAISED TO ITS HIGH LEVEL WATER MARK OF WHAT IS THE BEST AREA FOR RECREATION IN PROXIMITY TO WHERE THE MAJORITY OF THE POPULATION OF THE YUKON LIVE, WHITEHORSE. IT WOULD JUST BE INCREDIBLE THAT A GOVERNMENT ORGANIZATION THAT ONCE SAVED THIS AREA FROM TIMBER CUTTING UPON PROTEST OF THE COUNCIL AND OF RESIDENTS OF THE COMMUNITY. THAT SAME GOVERNMENT AUTHORITY WAS NOW GOING TO DESTROY THE AREA WHICH THEY ONCE SAVED ON BEHALF OF THE PEOPLE OF THE YUKON TERRITORY.

OF COURSE THIS IS THE WAY THE TWISTS IRONICALLY WORK SOMETIMES IN THE YUKON, MR. SPEAKER. HOWEVER, IT WAS MY FEELINGS FROM BOTH THE MINISTER AND MR. HUNT, THAT IT WOULD BE UNNECESSARY FOR THE FEW MEGAWATTS OF POWER AND VERY FEW MEGOWATTS OF FOWER THAT WERE GOING TO BE AVAILAABLE THROUGH THE RAISING OF THE MARSH LAKE HISTORICAL HIGH LEVEL WATER MARK.

THEY WOULD BE WILLING TO UNDERTAKE STUDIES THAT WOULD PROVIDE A 25-50 MEGAWATT POWER PLANT SOMEWHERE IN THE YUKON WHICH WOULD PROVIDE BOTH INDUSTRY AND HOMES WITH A SUPPLY OF ELECTRICAL ENERGY AND AS WE ALL KNOW THE COST OF BOTTLED FUEL IS JUST ESCALAT-

ING BEYOND THE POCKETBOOK OF THE AVERAGE MIDDLE-INCOME WAGE EARNER IN THE YUKON AND CERTAINLY WITH THE HYDRO POTENTIAL OF THE YUKON TERRITORY WHICH HAS BEEN SHOWN BY MANY AND VARIOUS STUDIES THAT HAVE BEEN COMMISSIONED BY ALL LEVELS OF GOVERNMENT. CERTAINLY THE TIME IS NOW TO BE LOOKING AT A SITE WHICH WILL PROVIDE MORE POWER NEEDS FOR THE YUKON FOR THE FORSEEABLE FUTURE.

MR. SPEAKER, RATHER THAN EVERY TWO YEARS, BEING FACED WITH A CHOICE OF THE RUINATION OF AN AREA LIKE OTTER FALLS, LIKE MARSH LAKE; CERTAINLY FOR ONCE AND FOR ALL WE CAN GET IT DONE FOR A 50 YEAR PERIOD OF TIME SO THAT THE ENVIRONMENTALISTS CAN HAVE THEIR SAY, THE MINING INDUSTRY CAN HAVE THEIR SAY. AT LEAST, LETS NOT GO THROUGH THIS EXERCISE OF FUTILITY EVERY SEVERAL YEARS TO THE DISTURBANCE OF ALL SECTORS OF THE YUKON ECONOMY.

MR. SPEAKER, I CANNOT JUST CONVINCCE COUNCIL HOW EXPLOSIVE THIS ISSUE IS TO THE PEOPLE OF THE YUKON TERRITORY.

I CAN TRUTHFULLY SAY THAT NEVER AS A POLITICIAN AND THIS IS EVEN CONCERNING THE YUKON HEALTH CARE INSURANCE PLAN, HAS THERE BEEN A REACTION FROM THE PEOPLE TOWARD THE ATTEMPT OF THE NORTHERN CANADA POWER COMMISSION TO SEEK AN APPLICATION TO RAISE THE WATER LEVEL OF MARSH LAKE.

I THINK IT WOULD BE A HOPELESS AND A USELESS CONFRONTATION AND WHY GO THROUGH THIS CONFRONTATION OF THE YUKON PUBLIC AND THE WATER BOARD FOR THE FEW MEGAWATTS OF POWER. FOR REALLY NOTHING THAT IS GOING TO DONE FOR THE BENEFIT OF THE YUKON PEOPLE, EXCEPT TO CAUSE AN AWFUL LOT OF CONTROVERSY.

CERTAINLY THE POLITIC THING FOR THE MINISTER TO DO IS TO ASK N.C.P.C. TO WITHDRAW ITS APPLICATION AND AT THE SAME TIME ISSUE A PRESS RELEASE STATING THAT THE N.C.P.C. HAS BEEN INSTRUCTED AND WILL BE GIVEN LEGISLATIVE AUTHORITY TO BE ABLE TO SET UP A HYDRO GENERATING SITE WHICH IS GOING TO SUPPLY THE NEEDS OF THE YUKON. CERTAINLY, THIS IS THE SENSIBLE APPROACH TO THE PROBLEM AND WE'VE GOT TO GET OUT OF THE QUANDRY OF EVERY SEVERAL YEARS COMING BEFORE THIS HOUSE, COMING BEFORE THE WATER BOARD AND ALL THE ISSUES AND PROBLEMS BEING RAISED WHICH JUST WON'T HAVE TO COME EVERY COUPLE OF YEARS IF THE PACT WHICH WAS MENTIONED IN MOTION NO. 7 ISN'T ACCEPTED BY THE GOVERNMENT OF CANADA.

I THINK THAT, MR. SPEAKER, KNOWING THE FEELING OF THE MINISTER AND MR. HUNT THAT THEY WOULD APPRECIATE AND WELCOME SUCH A MOTION AS MOTION No. 7. IT SHOWS THAT YUKON LEGISLATIVE COUNCIL'S ELECTED MEMBERS ARE BEHIND WHAT SEEMS TO BE THE PHILOSOPHY OF THE MINISTER AND OF ONE OF THE DIRECTORS OF THE NORTHERN CANADA POWER COMMISSION AT THIS TIME. THANK YOU MR. SPEAKER.

MR. TAYLOR: MR. SPEAKER, THE QUESTIONS RAISED IN THE MOTION RESPECTING TWO THINGS, THE POSSIBLE RESTRICTION OF RECREATIONAL AREAS IN THE MARSH LAKE COMPLEX AND THE MATTER OF FINDING POWER FOR THE YUKON IN GREAT QUANTITY HAVE BEEN QUESTIONS THAT HAVE BEEN BATTED AROUND FOR SOME TIME.

AS THE HONOURABLE MEMBER FROM WHITEHORSE WEST HAS STATED; WE HAVE A REAL IDENTIFIABLE PROBLEM BEHIND THE DAM HERE IN WHITEHORSE.

ANY INCREASE IN THE FOOTAGE OF WATER STORAGE, PRESENTS ECOLOGICAL PROBLEMS, RECREATIONAL PROBLEMS, AND I THINK THAT EVERYBODY IS PRETTY WELL AWARE OF THEM, SO I WON'T DEAL WITH THEM AT THIS TIME.

THERE IS ONE REAL PROBLEM, THAT IS THEY NEED WATER TO SUPPORT TURBINES HERE AND DEPENDING ON THE YEAR, DEPENDING ON THE PRECIPITATION, DEPENDING ON MELT, SPRING MELT, SOME YEARS THEY HAVE SUFFICIENT WATER, SOME YEARS THEY HAVEN'T. IF WE HAVE A DRY SEASON, THE POWER MUST BE FOUND ELSEWHERE OR DIESEL GENERATION HAS TO SUPPLY IT HERE IN TOWN.

SO THERE CAN BE NO DOUBT ABOUT THE NEED FOR POWER DEVELOPMENT IN THE YUKON TERRITORY. WE HAVE SMALL DEVELOPMENTS. WE HAVE AISHIHIK, I THINK COMING IN AT 35 MEGAWATTS. WE HAVE THE WHITEHORSE HYDRO, WHICH I JUST CANNOT RECALL RIGHT NOW WHAT ITS POTENTIAL IS. BUT THEY ARE VERY SMALL. WE KNOW THAT WHITEHORSE IS RUNNING AT FULL CAPACITY. WE ALSO ARE INFORMED THAT WHEN AISHIHIK COMES ON LINE. . . WE KNOW THAT WHITEHORSE IS RUNNING AT FULL CAPACITY. WE ALSO ARE TOLD AND INFORMED THAT WHEN AISHIHIK COMES ON LINE, THAT IT SHALL BE - IT'S TOTAL CAPACITY SHALL BE USED. NOW AISHIHIK WHEN IT COMES TO WHITEHORSE WILL FEED INTO A POWER GRID, BUT EVEN TODAY, AS I SAY, AISHIHIK WILL BE TOTALLY CONSUMED. EVEN TODAY AT FARO ON THE OTHER END OF THIS POWER GRID WHICH IS THE BEGINNING OF A POWER GRID, AND EVERY NIGHT WHEN THEY RUN THAT SHOVEL OUT THERE THAT AFFECTS THE POWER HERE

RIGHT IN THE CITY OF WHITEHORSE. THERE IS NOT SUFFICIENT POWER IN OTHER WORDS TO EVEN ACCOMMODATE ONE PIECE OF ELECTRICAL EQUIPMENT IN A MINE OPERATION AT FARO. IT KNOCKS THE CYCLE METERS IN WHITEHORSE EVERYTIME IT TAKES A BITE. THE CONSTRUCTION OF THE LINE FROM WHITEHORSE TO FARO THROUGH CARMACKS IS VERY IMPORTANT WHEN WE TALK ABOUT ASKING N.C.P.C. TO PROVIDE US WITH A LARGE HYDRO POTENTIAL. IT'S IMPORTANT INASMUCH AS I HAVE SAID BEFORE IT FORMS A POWER GRID, IT'S THE START OF A POWER GRID, AND ANYWHERE ALONG THAT LINE YOU CAN FEED POWER TO IT OR YOU CAN EXTRACT POWER FROM IT. NOW YOU CAN CONSIDER THAT IF THERE WAS SUFFICIENT POWER IN THAT EXISTING POWER GRID TO SERVICE FARO AND BACK TO WHITEHORSE FROM CARMACKS, YOU COULD DEVELOP THAT GRID ON TO THE MAYO DISTRICT TO SERVICE UNITED KENO HILL, MAYO, KENA ELISA, YOU COULD EXTEND IT INDEED ON TO DAWSON AND SERVE THE IMMEDIATE NEEDS OF THE DAWSON AREA, AND ANY OPERATIONS, RESOURCE OPERATIONS VISA VIS MILL CONSTRUCTION RELATING TO MINING OPERATIONS IN THE MINTO AREA. THESE ARE ALL VERY IMPORTANT THINGS AND VERY REAL THINGS MR. SPEAKER. IN DEALING WITH THIS SUBJECT MORE RECENTLY IN TALKING WITH MR. HUNT AND INDEED IN SOME CONVERSATIONS WITH THE MINISTER, I WAS UNDER THE IMPRESSION THAT N.C.P.C. HAD NOT UNDERTAKEN ANY STUDIES IN THE YUKON OR WERE NOT AWARE OF ANY REAL STUDIES RELATING TO MAJOR POWER SOURCES AND OTHER THAN I BELIEVE THE INGELDOW REPORT, AND I FOUND THIS STRANGE BECAUSE I KNOW PERSONALLY OF STUDIES THAT HAVE GONE ON AT LEAST FOR TWENTY-FIVE OR MAYBE THIRTY YEARS, AND I KNOW THAT THE ANSWER TO THE POWER PROBLEM IN THE YUKON IS CERTAINLY IN THE PELLY VALLEY. THERE IS NO QUESTION IN MY MIND, (A) BECAUSE IT IS CENTRAL, (B) BECAUSE IT CAN SUPPLY THE KIND OF POWER WE ARE TALKING ABOUT IN TERMS OF MEGAWATT. JUST FOR THE RECORD, MR. SPEAKER, I CITE FROM INFORMATION GAINED BY THE FEDERAL WATER RESOURCES BRANCH IN THE FIFTIES, AS A MATTER OF FACT IN THE EARLY FIFTIES, AND THIS WAS A QUOTING NOW FROM THE RECORD OF A REPORT ON THE POTENTIAL HYDRO POWER RESOURCES OF THE YUKON BY H. T. RAMSDEN, DISTRICT ENGINEER, BRITISH COLUMBIA AND YUKON DISTRICT WATER RESOURCES BRANCH. HE TALKS ABOUT GRANITE CANYON SITE WHICH IS THE SITE IN QUESTION, IT IS LOCATED ON THE PELLY RIVER ABOUT TWELVE MILES DOWNSTREAM FROM THE MOUTH OF THE McMILLAN, THAT IS BELOW THE HIGHWAY, AND A

DAM ABOUT 320 FT. 5 FT. HIGH WOULD CREATE A RESERVOIR WITH AN ACTIVE STORAGE VOLUME OF 3,692 ACRE FEET OF STORAGE, THAT IS ACTIVE STORAGE, AND A USABLE STORAGE VOLUME OF 5,762,000 ACRE FEET, AND THE TOTAL INSTALLED CAPACITY OF THE PROJECT WOULD BE 253 MEGAWATTS, THAT IS 253,000 KILLOWATTS AND WE ALSO HAVE THE BRAYDEN CANYON SITE WHICH I WON'T GO INTO ALL THE DETAILS BUT A DAM ABOUT 220 FT. HIGH WOULD PROVIDE ABOUT ANOTHER 180 MEGAWATTS OR 180,000 KILLOWATTS, SO HERE IS WHERE WE FIND THE POWER FOR THE PELLY VALLEY. ALSO, WE TALKED ABOUT THE POSSIBILITY OF A SMELTER, AND I THINK THAT THE 100,000,000 TON REQUIREMENT FOR A SMELTER FEED IN TERMS OF ZINC, LEAD ZINC ORES AND CONCENTRATES SHALL WE SAY, IS JUST ABOUT REACHED, AND IF YOU PUT UP A SMELTER YOU NEED BIG BLOCKS OF POWER, AND I CAN'T JUST STAND HERE TODAY AND GIVE YOU THE EXACT AMOUNT, I HAVE HEARD SOME QUOTATIONS BUT AGAIN IT IS DECIDED BY THE SIZE OF THE ELECTROLYTIC ZINC SMELTER, BUT WE KNOW WE ARE GOING TO NEED POWER. NOW, IF WE ARE TALKING ABOUT POWER, WE ARE TOLD THAT IT WILL TAKE FIVE YEARS BEFORE YOU WILL GET ANY BENEFIT WHATSOEVER OUT OF A NEW PROJECT SUCH AS A NEW DAM, AND SO IT POSSIBLY WOULD TAKE THREE TO FIVE YEARS TO BUILD THE SMELTER. BUT NOW IS THE TIME - IT'S IMMEDIATE, AND THIS IS WHAT THE MOTION HERE HOPEFULLY REFLECTS THE IMMEDIACY AGAIN OF THE SITUATION. WE KNOW THAT SOME STUDIES - INCIDENTALLY, I MIGHT ADD THAT FOR ALL MEMBERS' INFORMATION I TELEPHONED THIS MORNING TO THE WATER RESOURCES PEOPLE AND THEY INFORMED ME THAT IN ADDITION TO THE INFORMATION THAT IS CONTAINED IN THIS REPORT ON THIS AND OTHER SITES, RELATED SITES, THAT THERE IS EVEN DETAIL IN VANCOUVER BECAUSE THE GOVERNMENT HAD A TEAM WORKING ON THIS AS A VERY SPECIAL ITEM IN THE FIFTIES, AND THEY HAVE EVEN GONE SO FAR AS TO GO INTO TURBINE SPECIFICATIONS IN PLANT DESIGN AND EVERYTHING FOR EACH ONE OF THESE SITES, AND SO I PUT IT TO COMMITTEE AND ALSO TO THE RECORD IN THE HOPES THAT N.C.P.C. WOULD LOOK AT THIS FACILITY, LOOK AT THIS RESEARCH AND INDEED GIVE IT SOME THOUGHT BECAUSE I WAS GIVEN THE CLEAR OPINION IN DISCUSSING THIS WITH MR. HUNT AND OTHERS THAT THEY WERE NOT POSSIBLY AWARE THAT THIS MUCH WORK HAD BEEN DONE IN DETERMINING POWER POTENTIAL. SO, THEN WE CAN ONLY HOPE THAT THE MOTION HAVING BEEN APPROVED AND HOPEFULLY APPROVED THAT THE N.C.P.C. WILL GET ON WITH THE JOB, AND PROVIDE WHAT THE YUKON REALLY NEEDS BADLY NOW - HYDRO ELECTRIC POWER FOR EVERYBODY.

MR. CHAMBERLIST: MR. SPEAKER, I DON'T THINK THERE IS ANY NECESSITY FOR ME TO MAKE ANY REFERENCE TO THE FIRST PART OF THE RESOLUTION BECAUSE THE REQUIREMENTS FOR PROTECTING THE RECREATIONAL AREAS OF MARSH LAKE SPEAKS FOR ITSELF. I WOULD LIKE TO MAKE SOME GENERAL REFERENCE TO THE SECOND PORTION OF THE MOTION BECAUSE THERE HAS BEEN A NEGLECT ON THE PART OF THE NORTHERN AFFAIRS DEPARTMENT TO FOLLOW UP THE REPORTS THAT THEY HAD RECEIVED FROM INGELDON & ASSOCIATES LIMITED OF VANCOUVER. ON APRIL 28, 1967, THE THEN ASSISTANT-DEPUTY MINISTER, JOHN McDONALD, SENT A LETTER TO THAT PARTICULAR FIRM AND DETAILED WHAT WAS REQUIRED TO COMPRISE THE CARRYING OUT OF SURVEYS OF WATER RESOURCES IN THE YUKON TERRITORY, AND SET OUT SOME OBJECTIVES OF THE STUDY, AND IT INCLUDED - I WON'T GO THROUGH ALL THE DETAILS BUT JUST SOME OF THE THINGS IT INCLUDED, THAT ONE AUGMENTING AS APPROPRIATE, ANY EXISTING INFORMATION THAT MAY ALREADY BE AVAILABLE RESPECTING THE SITES OF POTENTIAL HYDRO ELECTRIC DEVELOPMENTS, AND EXTENDING THE INFORMATION OF THE PREVIOUS QUESTION TO INCLUDE HYDRO ELECTRIC DEVELOPMENTS OF A GENERAL CAPACITY OF FROM FIVE TO FIFTY MEGAWATTS. IT IS ALSO TO MAKE SURE THAT THE DETAILS OF BOTH QUESTIONS 1 AND 2 WERE INCLUDED IN THE CONTEMPLATED RESOURCE; THE NATURAL RESOURCE DEVELOPMENTS, NATURAL AND MINERAL RESOURCE DEVELOPMENTS OF THE YUKON. IT WAS INTERESTING TO NOTE THAT THEY ALSO MAKE REFERENCE TO SPECIFIC GEOGRAPHICAL LOCATIONS, AND ASK THAT THEY BE PLACED IN ORDER OF PRIORITY IN WHICH THEY WERE TO BE ASSESSED. IN THE FIRST ORDER OF PRIORITY WAS ESSENTIALLY YUKON WITH PARTICULAR REFERENCES TO THE VAN GORDER CREEK AREA, THE CLINTON CREEK AREA, THE CARMACKS AREA, THE FLAT RIVER AREA IN THE CONTEXT OF CANADA TUNGSTEN, THE SNAKE RIVER AREA WITH PARTICULAR REFERENCE TO QUEST EXPLORATION. NOW THESE SURVEYS WERE CARRIED OUT, THEN THE INFORMATION THAT WAS GIVEN WAS SUPPOSED TO BE THE GUIDELINE FOR NORTHERN CANADA POWER COMMISSION, AND INDEED THE REFERENCE TO NORTHERN CANADA POWER COMMISSION WAS INDICATED WHEN IN A PARAGRAPH IT SAID THIS, AND I QUOTE: "THE FOREGOING IS TO BE CARRIED OUT UNDER THE GENERAL DIRECTION BOTH OF THE RESOURCE AND ECONOMIC DEVELOPMENT GROUP OF THE DEPT. OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, AND OF THE NORTHERN CANADA POWER COMMISSION. IT IS ALSO TO RELY ON THE PUBLISHED STREAM-FLOW MEASUREMENTS OF THE DEPARTMENT OF ENERGY, MINES & RESOURCES, PUBLISHED DATA IF REQUIRED WOULD

BE SECURED BY THE RESTRAINTS & ECONOMIC GROUP." IT IS FAIRLY OBVIOUS THEN THAT EVERY INTENTION OF THE DEPARTMENT OF NORTHERN AFFAIRS IN SPENDING WHAT WAS OVER \$95,000.00 ON THE INGELDOM REPORT TO HAVE N.C.P.C. OBTAIN ALL THE INFORMATION RELATIVE TO NECESSARY SITES SO THAT THOSE SITES CAN BE DEVELOPED, AND THIS MOTION THAT WE HAVE PUT FORWARD NOW IS REALLY DOING NOTHING MORE THAN REITERATING WHAT N.C.P.C. HAVE BY WAY OF INFORMATION, BUT IS ASKING THEM TO PROCEED ON THE BASIS OF THE INFORMATION THEY HAVE TO ASCERTAIN A SOURCE OUT OF THE MANY SOURCES THAT HAVE BEEN GIVEN TO TAKE CARE OF THE NEEDS OF THE HYDRO FUTURE OF THE YUKON. BUT, THERE IS ONE FURTHER POINT THAT THIS ONLY LIMITS TO A MAXIMUM OF 50 MEGAWATTS YET THERE ARE AREAS WHICH HAVE A FAR GREATER POTENTIAL SO THEY HAVE NOW THE REPORTS AND STUDIES UP TO 50 MEGAWATTS, BUT THE QUESTION IS WHETHER ONE OR TWO SITES OF 50 MEGAWATTS ARE GOING TO SUFFICE OR WHETHER OR NOT WE SHOULD BE GOING INTO AN AREA OF HYDRO ELECTRIC PRODUCTION THAT WILL BE SUFFICIENT FOR THE FUTURE GENERATIONS TO COME, AND THIS IS SOMETHING THAT MUST BE DONE NOW. I WOULD SUGGEST MR. SPEAKER THAT MEMBERS OF COUNCIL RECOGNIZE THAT THERE IS A REQUIREMENT TO THE FUTURE OF THE YUKON TO HAVE A PROPOSAL BROUGHT FORWARD BY N.C.P.C. SO THAT THEY CAN, THAT THE GOVERNMENT CAN ACCEPT THE COST STRUCTURE AND THAT THEY SHOULD BE ABLE TO PROCEED WITH A MAJOR HYDRO DEVELOPMENT SITE SO THAT WE MAY HAVE THAT FUTURE WITHOUT, AS THE HONOURABLE MEMBER FROM WHITEHORSE WEST SAID, WITHOUT CONTINUALLY COMING BACK FOR FURTHER STUDIES, FURTHER DIRECTIONS AND FURTHER OBJECTIONS. THANK YOU MR. SPEAKER.

MR. STUTTER: MR. SPEAKER, I HAVE ABSOLUTELY NO PROBLEM AT ALL IN SUPPORTING THIS MOTION, THERE IS, HOWEVER, ONE PART OF THE SECOND PART OF THE MOTION THAT I DO HAVE A LITTLE PROBLEM WITH AND I WILL BE COMING TO THAT IN A MINUTE. I FIND THAT THE PROPOSAL AS BEING PUT FORWARD BY N.C.P.C. TO RAISE THE WATER LEVEL IN THE MARSH LAKE AREAS IS REALLY NOTHING OTHER THAN A STOP GAP METHOD, AND I PARTICULARLY SUPPORT THE MOTION FOR THE SIMPLE REASON THAT THIS SUGGESTION OF N.C.P.C. IS ONE THAT WOULD ONLY TAKE CARE OF THE NEEDS OF THE WHITEHORSE AREA, THE FARO AREA, AND OF ANY OTHER AREAS THAT ARE SERVICED BY THAT PRESENT GOOD SYSTEM, BUT I'VE ALWAYS, EVER SINCE I'VE BEEN INTERESTED IN POLITICS, INTERESTED IN POWER, HAVE STATED THAT I WOULD DO WHATEVER I COULD TO SEE THAT CHEAP POWER

BE MADE AVAILABLE TO AS MANY PEOPLE AS POSSIBLE IN THE TERRITORY. WE HAVE GOT TO LOOK FURTHER THAN JUST THE POWER DEVELOPMENT ITSELF, PERHAPS SOMETHING ALMOST AS EXPENSIVE AS THE GRID SYSTEM, AND AS THE MEMBER FROM WATSON LAKE HAS MENTIONED, THERE IS NO REASON WHY, AT LEAST THERE IS NO REASON THAT I COULD SEE, WHY THE GRID SYSTEM SHOULDN'T BE EXTENDED IN MANY AREAS OF THE TERRITORY TO TAKE IN SOME OF THE LARGER COMMUNITIES. WHEN MR. HUNT WAS HERE WITH THE MINISTER JUST TWO OR THREE WEEKS AGO, HE STATED THAT HE FELT THE FINANCING OF A LARGE HYDRO DEVELOPMENT WOULD BE TOO GREAT FOR THE SIMPLE REASON THAT THE DEVELOPMENT WOULD BE FAR GREATER THAN THE REQUIRED NEEDS AT THE MOMENT, BUT IT DOES SEEM TO ME THAT IF THE FEDERAL GOVERNMENT WAS TO TAKE A FURTHER LOOK TO CONSIDER THIS SMELTER THAT WAS POINTED OUT BY COUNCILLOR TAYLOR AND CONSIDER THE FANTASTIC PROJECTED INCREASES IN THE POPULATION AND CONSIDERED THE NEED TO START CONSERVING POSSIBLE FUEL, THAT THE EXPENSE PART OF IT SHOULD BE LOOKED AT FROM A DIFFERENT ANGLE. I AM SURE ALSO THAT IF THE FEDERAL GOVERNMENT WERE TO MAKE LOW-INTEREST LOANS AVAILABLE TO MOST OF THE RESIDENTS IN THE TERRITORY PAYABLE OVER A FAIRLY LONG PERIOD OF TIME, MOST PEOPLE IF THEY KNEW THAT THEY HAD CHEAP ELECTRICITY MADE AVAILABLE TO THEM WOULD GLADLY CONVERT THEIR HOUSING TO ELECTRICITY, AND I'M SURE THAT IF MOST OF THE HOUSES IN THE TERRITORY WERE HEATED ELECTRICALLY THERE WOULD INCREASE THE DEMAND OR THE USE OF ELECTRICITY TO A CONSIDERABLE DEGREE. SO AS I SAY I HAVE NO PROBLEM SUPPORTING THE MOTION, BUT I WOULD JUST LIKE TO POINT OUT ONE THING. IN THE SECOND PART OF THE MOTION IT DOES GIVE ME PERHAPS A LITTLE TROUBLE, AND THAT IS THE WORDS "LEGISLATIVE AUTHORITY". I WOULD HOPE THAT BY PUTTING THOSE WORDS IN, IT IS SUGGESTED THAT THE FUNCTION OF THE YUKON WATER BOARD IS BEING OVERRULED. IT DOES HAVE A TENDANCY TO INDICATE THAT TO ME ANYWAY IN THE MOTION. IF I READ IT WRONG WELL THAT'S FINE, OTHERWISE IT SEEMS TO ME THAT IT SHOULD PERHAPS BE AMENDED SO THAT IT DOES NOT IN ANY WAY OVERRULE THE AUTHORITY OF THE YUKON WATER BOARD.

MR. MCKINNON: TO ANSWER THE QUESTION MR. SPEAKER, AS I UNDERSTAND THE N.C.P.C. ACT, THE N.C.P.C. UNDER THE ACT WHICH THEY NOW OPERATE UNDER DO NOT HAVE THE LEGISLATIVE AUTHORITY TO BE ABLE TO BORROW LARGE SUMS OF

MONEY AT LOW-INTEREST RATES TO BE ABLE TO CAPITALIZE MAJOR POWER DEVELOPMENTS, THIS IS ONE OF THE REASONS WHY WE HAVE THE SMALLER AD HOC TYPE OF PLANTS BEING DEVELOPED, SO IT'S UNDER THE ACT THAT THE FEDERAL GOVERNMENT GIVE THE N.C.P.C. THE AUTHORITY UNDER THE ACT TO BE ABLE TO PUT INTO EFFECT A MAJOR POWER DEVELOPMENT.

Mr. TAMNER: QUESTION Mr. SPEAKER,

Mr. SPEAKER: ARE YOU PREPARED FOR THE QUESTION? AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MOTION CARRIED

Mr. SPEAKER: I DECLARE THE MOTION CARRIED. MADAME CLERK WILL YOU ASCERTAIN IF Mr. COMMISSIONER IS AVAILABLE. WE WILL HAVE A SHORT RECESS,

RECESS,

Mr. SPEAKER: THE COUNCIL WILL NOW COME TO ORDER, ORDER. ARE THERE ANY QUESTIONS?

QUESTION RE: SMALL BUSINESS LOANS PROGRAM

Mr. CHAMBERLIST: Mr. SPEAKER, WITH REGARDS TO THE SMALL BUSINESS LOAN FUNDS, HOW ARE REGULATIONS DISTRIBUTED AND WHY ARE THEY NOT IN THE REGULATIONS BOOKS?

Mr. COMMISSIONER: I AM SORRY Mr. SPEAKER, I DON'T KNOW EXACTLY WHERE THEY ARE BUT, WE WILL CIRCULATE THESE OR DISTRIBUTE THEM ALONG WITH THE REGULATIONS PURSUANT TO THE FEDERAL ACT, Mr. SPEAKER.

Mr. CHAMBERLIST: IS IT CORRECT TO SAY THAT YOU HAVE APPOINTED THE CHAIRMAN?

Mr. COMMISSIONER: Mr. SPEAKER, I THINK THAT THAT IS A FAIR STATEMENT AS FAR AS I'M AWARE. THE ANSWER IS IN THE AFFIRMATIVE, BUT AGAIN AS I SAY I'M SPEAKING ENTIRELY OF MEMORY Mr. SPEAKER, AND THERE WERE SOME DOCUMENTS ON MY DESK, EITHER TODAY OR FRIDAY IN CONNECTION WITH THIS, BUT TO THE BEST OF MY KNOWLEDGE, THE ANSWER IS IN THE AFFIRMATIVE.

Mr. CHAMBERLIST: Mr. SPEAKER, Mr. COMMISSIONER I WANT YOU TO INDICATE WHETHER YOU APPROVE OF

A BOARD ACTING ARBITRARILY IN REFUSING TO ALLOW APPLICANTS FOR THOSE FUNDS THAT HAVE BEEN MADE AVAILABLE FOR TO ASSIST SMALL BUSINESS PEOPLE IN BEING REFUSED TO BE INTERVIEWED OR PRESENT THEIR CASES TO THE BOARD. WOULD YOU INDICATE WHETHER OR NOT YOU ARE IN APPROVAL OF THIS?

Mr. COMMISSIONER: Mr. SPEAKER, I AM NOT GOING TO ANSWER ANY SUCH QUESTION BECAUSE I'M JUST NOT PREPARED TO ANSWER THAT KIND OF A QUESTION, I DON'T KNOW.

Mr. CHAMBERLIST: Mr. SPEAKER, CAN WE TAKE IT THEN FROM Mr. COMMISSIONER THAT IT DOESN'T MATTER TO HIM WHETHER THE RIGHT OF NATURAL JUSTICE IS BEING REMOVED FROM A PERSON WHO WISHES TO GO BEFORE A BOARD AND PLACE HIS COMPLAINT OR HIS APPLICATION BEFORE THEM. WOULD YOU BE PREPARED TO ANSWER THIS QUESTION?

Mr. COMMISSIONER: Mr. SPEAKER, I'M BEING LED INTO A WHOLE SERIES OF QUESTIONS WHICH I AM JUST NOT PREPARED TO ANSWER AT THIS TIME.

Mr. CHAMBERLIST: LET ME PUT ONE MORE QUESTION Mr. SPEAKER, AND PERHAPS, IN THIS MATTER, WE WILL GET SOMETHING FROM HIM PRETTY PROMPTLY. A NUMBER OF VERY WELL THOUGHT OUT BUSINESS PROPOSITIONS HAVE BEEN PLACED BEFORE THE SMALL BUSINESS LOANS BOARD. MANY PEOPLE WHO KNOW OF THESE PROPOSITIONS, KNOW THAT THEY ARE SOUND VENTURES. IT HAS BEEN REFUSED, THESE PROPOSITIONS HAVE BEEN REFUSED WITHOUT CORRESPONDENCE, WITHOUT REASONS WHY AND SIMPLY ON THE BASIS, I WOULD SAY, OF THE DISLIKES OF INDIVIDUAL MEMBERS OF THE BOARD AGAINST THE PEOPLES THAT HAVE APPLIED.

WILL YOU ASCERTAIN, Mr. COMMISSIONER, AT THIS TIME, WHEN WILL A FULL REPORT COME FORWARD FROM THE SMALL BUSINESS LOANS BOARD SO THAT THIS COUNCIL CAN IDENTIFY WHETHER OR NOT THE BOARD HAS BEEN ACTING WITH IMPROPRIETY IN THE MANNER IN WHICH THEY ARE DEALING WITH THE SUBJECT MATTER OF APPLICATIONS?

Mr. COMMISSIONER: Mr. SPEAKER, ONCE AGAIN I'M BEING ASKED TO ANSWER A QUESTION WHICH I AM NOT REALLY PROPERLY EQUIPPED TO ANSWER. IN THE FIRST INSTANCE, THIS IS FEDERAL MONEY AND IT COMES UNDER THE JURISDICTION OF MY MINISTER. THE REGULATIONS ARE ISSUED UNDER HIS ORIGINAL BASIC AUTHORITY AND THE REPORTS WITH REGARD TO THE COMMITTEES' ACTIVITIES GO TO THE MINISTER. I THINK IT IS UP TO HIM TO DECIDE AS TO WHETHER

OR NOT ANY FURTHER INVESTIGATION OR QUERY SHOULD BE MADE. IF ANY WRITTEN COMPLAINT IS MADE TO ME, MR. SPEAKER, WITH REGARD TO ACTIONS OF THE BOARD, AS POSSIBLY OUTLINED BY THE HONOURABLE MEMBER, I WOULD CERTAINLY BE VERY PLEASED TO SEE THAT THEY ARE PROPERLY REFERRED, NOW BEYOND THAT, I'M AFRAID THAT I AM JUST NOT EQUIPPED OR PREPARED TO GO ON AT THIS TIME.

MR. CHAMBERLIST: MR. SPEAKER, THIS BRINGS UP THE SUPPLEMENTARY. MR. SPEAKER, PERHAPS WE CAN GET THIS DEADHEAD STANDING NEXT TO ME TO, NOT TO INTERFERE WITH A QUESTION OF ALL SERIOUSNESS THAT I AM PUTTING FORWARD IN THE INTERESTS OF THE PEOPLE IN THE YUKON. IF THE MAN WANTS TO ACT LIKE A DUMB BELL, LET HIM DO SO, BUT NOT HERE.

MR. SPEAKER: ORDER.

MR. CHAMBERLIST: MR. SPEAKER, THIS BRINGS FORWARD THE SUPPLEMENTARY. THE AUTHORITY FOR DISTRIBUTION OF THOSE FUNDS COMES FROM THE FEDERAL GOVERNMENT TO THE COMMISSIONER, AS THE CHIEF EXECUTIVE OFFICER OF THE TERRITORY, FOR DISTRIBUTION BY A BOARD APPOINTED BY HIM, AND ALSO THAT ONE OF HIS OFFICERS IS NAMED AS THE LOAN DIRECTOR. I THINK THIS IS CLEAR.

WHERE A SPECIFIC PROPOSED INDUSTRY HAS BEEN PUT FORWARD AND SUFFICIENT GUARANTEE AND COLLATERAL BY WAY OF . . . , WHICH HAVE BEEN PROVIDED AND OFFERED, WILL THE COMMISSIONER INDICATE, OR WILL THE COMMISSIONER SAY HE WOULD INVESTIGATE AS TO WHY THIS BOARD IS NOT ACCEPTING THIS TYPE OF COLLATERAL WHEN IT FALLS WITHIN THE LEGISLATION THAT THE FEDERAL GOVERNMENT PUT FORWARD TO ASSIST SMALL BUSINESSES IN THE OPERATION OF THEIR BUSINESS.

MR. COMMISSIONER: MR. SPEAKER, I THINK I HAVE CLEARLY INDICATED THAT IF I HAVE A WRITTEN COMPLAINT COMES TO ME OR A WRITTEN SUBMISSION COMES TO ME, I THINK I AM DULY BOUND TO CHECK FURTHER INTO IT, BUT JUST SIMPLY ON THE BASIS OF AN EXCHANGE OF QUESTIONS HERE ON THE FLOOR OF THE COUNCIL, MR. SPEAKER, I WOULD FIND IT VERY DIFFICULT TO ANSWER ANYTHING, YOU KNOW, MORE THAN I HAVE ANSWERED AT THIS TIME. I THINK IT MUST BE REMEMBERED BY HONOURABLE MEMBERS THAT THIS KIND OF A FUND IS A FUND OF LAST RESORT. I DON'T KNOW EXACTLY WHAT THE WORDING OF THE REGULATIONS IS BUT I BELIEVE THAT A FORMAL TURN DOWN IS REQUIRED FROM WHAT IS LOOKED UPON AS THE NORMAL LOAN INSTITUTIONS, MR. SPEAKER,

POSSIBLY LOCAL BANKS OR POSSIBLY THE INDUSTRIAL DEVELOPMENT BANK, AGAIN I'M NOT TOO SURE OF THE TERMINOLOGY HERE, BUT AS A CONSEQUENCE OF THIS BEING A FUND OF LAST RESORT, AS FAR AS BUSINESS FINANCING IS CONCERNED, IT MAY WELL BE THAT IN SOME INSTANCES THAT THE LEVEL OF SOPHISTICATION OR THE LEVEL OF COLLATERAL THAT IS OFFERED WOULD CLEARLY INDICATE THAT THIS BOARD, THAT IN LIEU OF A FORMAL TURN DOWN FROM OTHER INSTITUTIONS THAT THEY ARE INHIBITED BY THEIR REGULATIONS FROM PROCEEDING FURTHER, CERTAINLY, IF THE HONOURABLE MEMBER WHO RAISES THIS POINT, AND I DON'T QUESTION BUT WHAT HE HAS SOME VALID REASON FOR RAISING THIS, IF THERE WAS A COMPLAINANT CAME TO ME WITH A WRITTEN SUBMISSION, I WOULD BE DULY BOUND TO FOLLOW IT UP.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS? COUNCILLOR TAYLOR.

QUESTION RE: HAND IN CARMACKS AREA FOR RAILROAD YARDS

MR. TAYLOR: MR. SPEAKER, I HAVE A QUESTION I WOULD LIKE TO DIRECT TO MR. COMMISSIONER AND ITS ALMOST EVERY SESSION I DO ASK THIS QUESTION FOR THE PURPOSES, I THINK, THAT ALL MEMBERS AND MR. COMMISSIONER WOULD APPRECIATE. I AM WONDERING IF AS YET THE ADMINISTRATION HAVE RECEIVED OR GRANTED ANY APPLICATIONS FROM THE WHITE PASS & YUKON ROUTE OR TO THE CANADIAN NATIONAL RAILROADS FOR LAND UPON WHICH TO PLACE RAILROAD YARDS IN THE CARMACKS AREA.

MR. COMMISSIONER: MR. SPEAKER, I WONDER IF I COULD HAVE THE OPPORTUNITY OF UPDATING MY SEARCH OF THE RECORDS ON THIS MATTER. I DON'T WANT TO MISLEAD THE HOUSE WITH REGARD TO THIS AND I WOULD HAVE TO HAVE THE OPPORTUNITY OF HAVING A SEARCH MADE OF THE CURRENT RECORD SITUATION.

MR. SPEAKER: COUNCILLOR TAYLOR?

QUESTION RE: CONSTRUCTION OF ROSS RIVER SCHOOL

MR. TAYLOR: I WOULD LIKE TO DIRECT A QUESTION TO THE HONOURABLE MEMBER FROM CARMACKS-KLUANE RELATED TO THE ROSS RIVER SCHOOL AND I HAVE NOTED IN THE BUDGET THAT THERE IS A SUM PROPOSED IN THE MAIN ESTIMATES FOR THE CONSTRUCTION OF THE SCHOOL. I AM WONDERING IF SHE WOULD BE PREPARED, MR. SPEAKER, THIS MORNING TO ASSURE US THAT IF THE SUMS ARE PASSED BY COUNCIL THAT THE SCHOOL WILL IN FACT BE UNDER CONSTRUCTION THIS YEAR.

Mrs. Watson: Mr. Speaker, I can't assure that it will be under construction. I know that the design work is being worked on right now and there is a great deal of planning and design work already been put into this project and that we are very hopeful that the contract will be let and construction commenced this building season, but to guarantee it would be another matter. But certainly I hope that this will be done.

Mr. Taylor: A further supplementary question Mr. Speaker. When the school is constructed and when it is in operation, is it intended that grades 10, 11 and 12 will be taught in this school.

Mrs. Watson: Mr. Speaker, at the present time we are planning a school to accommodate kindergarten to grade 10. Just very recently, in fact over the past week, we have had some submissions from the community of Ross River asking us to give consideration for instruction at the grade 11 and 12 level and I think it was indicated that some of the department officials will be out to speak to the people at Ross River, but you must realize that if we are going to change the level of instruction that will be given at the Ross River School, the grade 11 and 12, then it would be necessary to increase the funding for the construction of this school because the design of the building would have to be changed quite a great deal. Because you would have to then accommodate shop and home economic courses, I am aware of the situation and we will be contacting the people and having meetings with them.

Mr. Taylor: One final supplementary question to this matter. Apparently, I understand then from the Honourable Member, Mr. Speaker, that design work is underway. If this design work is available for viewing, would the Honourable Member be prepared to allow Members of Council to see the general design of the school, once this information is available?

Mrs. Watson: Mr. Speaker, the architect has not completed the design at this time and if the Honourable Member would like to be contacted when the design is completed, that is fine. I would be happy to do that.

QUESTION RE: C-11

Mr. McKinnon: Mr. Speaker, I would like to

ask Mr. Commissioner a question. Last Friday Mr. Speaker, it was moved by Councillor McKinnon, seconded by Councillor Taylor, that the 22nd Wholly Elected Council of the Yukon Territory presently in session, unanimously support C-11, an Act to amend the British North America Act 1867-1965, which will entitle the Yukon Territory and the North West Territory to be represented in the Senate by one member each. This motion passed the House unanimously, Mr. Speaker, and I would like to ask Mr. Commissioner whether the motion has been forwarded to the Minister of Indian Affairs and Northern Development.

Mr. Commissioner: Mr. Speaker, not as yet, but it will be going out in today's communication schedule.

Mr. McKinnon: Mr. Speaker, a supplementary question. I would like to advise Mr. Commissioner that motion No. 7, that the Commissioner petition the Minister of Indian Affairs and Northern Development requesting that the application of the N.C.P.C. before the Yukon Water Board to raise the level of Marsh Lake to its historical high level water mark be withdrawn and be it further resolved that the Commission inform the Minister that in the opinion of this Council, the N.C.P.C. should be given the necessary inspections and legislative authority to develop the hydro site that will serve Yukon communities for the foreseeable future, passed this House unanimously this morning. However, Mr. Speaker, I would like to ask Mr. Commissioner, whether this motion will be forwarded to the Minister of Indian Affairs and Northern Development today.

Mr. Commissioner: I cannot guarantee today but it will go first thing tomorrow morning. We generally have to wait on the votes and proceedings, Mr. Speaker, in order to get the exact wordings on these things and it will definitely be out of here tomorrow morning. If Honourable Members felt that in this particular instance that they would like to have this forwarded to the Minister today, I would ask the Clerk if she could pull the wording out, and I would certainly be very pleased to get it out today.

Mr. McKinnon: Mr. Speaker, I would be much more interested if Mr. Commissioner could ask the Minister for a reply to one or several or some of our motions once in a while.

MR. COMMISSIONER: MR. SPEAKER, THIS IS THE WHOLE IDEA OF SENDING THEM. ALL THAT WE CAN DO IS ACT ON THE BASIS THAT COUNCIL HAS PASSED THESE MOTIONS AND SEEK THE MINISTER'S CONCURRENCE OR OTHERWISE, TO THEM.

QUESTION RE: COMMISSIONER'S ORDERS

MR. CHAMBERLIST: A QUESTION TO MR. COMMISSIONER. MR. COMMISSIONER, ARE COMMISSIONER'S ORDERS PUBLIC DOCUMENTS?

MR. COMMISSIONER: MR. SPEAKER, UNLESS THERE IS SOME SPECIAL REASON THAT I AM NOT PRESENTLY AWARE OF, THE ANSWER IS YES.

MR. CHAMBERLIST: MR. COMMISSIONER, COULD YOU INDICATE WHY TWO WEEKS AGO WHEN I TRIED TO GET FIVE COMMISSIONER'S ORDERS WHICH WERE NOT DISTRIBUTED IN THE REGULATIONS, I LEARNED THAT UPON THE INSTRUCTIONS OF MR. FINGLAND, THESE ORDERS WERE NOT TO BE GIVEN TO ME AND IT WAS ONLY BECAUSE IT TOOK MY PERSISTENCE FOR FOUR DAYS AND BECAUSE I INFORMED THE LEGAL ADVISER THAT IF THEY WERE NOT FORTHCOMING, I WOULD ONCE AGAIN GO TO COURT AND TAKE AN ACTION AGAINST IT, THAT THEY DID COME FORWARD AND WOULD MR. COMMISSIONER ADVISE ME WHETHER OR NOT MR. FINGLAND'S ORDERS WERE GIVEN TO HIM BY HIMSELF TO FRUSTRATE ME IN THE OPERATION OF MY OFFICE AS TERRITORIAL COUNCILLOR. THAT'S THE FIRST ONE.

MR. COMMISSIONER: MR. SPEAKER, I HAVEN'T GOT A CLUE.

MR. CHAMBERLIST: I AGREE. DO YOU SAY, MR. COMMISSIONER, THAT YOU DID NOT GIVE INSTRUCTIONS TO MR. FINGLAND TO NOT TO GIVE ME COPIES OF COMMISSIONER'S ORDERS?

MR. COMMISSIONER: I DON'T KNOW TO WHAT THE HONOURABLE MEMBER IS REFERRING, MR. SPEAKER. I BELIEVE THAT THERE ARE SOME COMMISSIONER'S ORDERS FROM TIME TO TIME THAT ARE ISSUED PURSUANT TO THINGS OTHER THAN TERRITORIAL ORDINANCES, WHICH DO NOT GET PUT INTO THE FOLDERS THAT ARE THEN DISTRIBUTED, AND THIS HAS BEEN BROUGHT TO OUR ATTENTION AND I BELIEVE THAT WE ARE GOING TO HAVE A SEPARATE SECTION OF THE BINDERS SET ASIDE FOR THE INCLUSION OF THESE THINGS, MR. SPEAKER. OTHER THAN THAT I CAN'T BE VERY HELPFUL IN ANSWERING THAT QUESTION.

MR. CHAMBERLIST: MR. SPEAKER, WITH RESPECT, I AM ATTEMPTING TO GET SOME STRAIGHT FORWARD

ANSWERS FROM THE COMMISSIONER. I WANT TO KNOW WHETHER HE GAVE INSTRUCTIONS, YES OR NO? IT IS A SIMPLE ANSWER THAT I AM TRYING TO GET FROM HIM. DID YOU GIVE ANY INSTRUCTIONS?

MR. COMMISSIONER: MR. SPEAKER, I AM NOT PREPARED TO ANSWER THAT QUESTION. I AM NOT AWARE OF PRECISELY WHAT INSTRUCTIONS ARE REFERRED TO OR ANYTHING ELSE. THE PARTICULAR ORDER IN QUESTION, I THINK THAT I HAVE ANSWERED AS WHY THEY WERE NOT IN THESE FOLDERS. I HAVE EXPLAINED AS TO WHAT WE ARE DOING TO SEE THAT THEY GET INTO THESE FOLDERS AND BEYOND THAT, WHY, I DON'T, I JUST DON'T CONTEMPLATE WHAT THE QUESTION IS.

MR. CHAMBERLIST: I AM GOING TO FOLLOW UP THIS LINE OF QUESTIONING, MR. SPEAKER, BECAUSE IT IS A PARTICULAR AREA WHERE IT INTERFERES WITH THE EFFORTS OF TERRITORIAL COUNCILLORS TO FIND OUT AND ASCERTAIN WHAT ORDERS ARE BEING ISSUED. WHY AN APPOINTED MEMBER OF THE EXECUTIVE COMMITTEE SHOULD HAVE ANY DIRECTION OVER WHAT TERRITORIAL COUNCILLORS WANT TO GET HOLD OF. IT IS UNFORTUNATE THAT MR. COMMISSIONER'S REASON TO BELIEVE NOW THAT MR. FINGLAND'S FUNCTION IS TO FRUSTRATE ME IN MY, OR ATTEMPT TO FRUSTRATE ME, IN MY DUTIES. IF I COULD ONLY TAKE IT IN MY HOPE THAT THE MINISTER WILL TAKE NOTE OF THIS PARTICULAR THING BECAUSE THERE CAN BE NO DOUBT IN ANYBODY'S MIND MR. COMMISSIONER, THAT MR. FINGLAND IS DELIBERATELY TRYING TO PREVENT ME FROM ASKING AND RECEIVING ORDERS THAT I HAVE ASKED FOR. I CAN'T GET AN ANSWER FROM YOU, UNLESS MR. COMMISSIONER IS PREPARED TO ANSWER WHETHER HE GAVE INSTRUCTIONS - IT CAN ONLY BE ASSUMED THAT HE KNEW THAT MR. FINGLAND WAS REFUSING, WAS INSTRUCTING THE SECRETARIAT NOT GIVE ME DOCUMENTS THAT I HAD ASKED FOR. I WANT TO, BECAUSE WE ARE GOING TO STOP, MR. SPEAKER FOR A BREAK, PERHAPS I WILL STOP ASKING MY QUESTIONS WHEN WE COME BACK THIS AFTERNOON.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?

MR. CHAMBERLIST: WELL, I HAVE. DO YOU WANT TO CONTINUE WITH QUESTIONS, THEN?

MR. TANNER: YES, MR. SPEAKER.

MR. SPEAKER: WE WILL PROCEED UNTIL THE HOUR.

MR. CHAMBERLIST: YOU ISSUED A COMMISSIONER'S ORDER, ORDER #1970/2, RELATING TO THE EXECUTIVE COMMITTEE. THIS WAS ONE OF THE ORDERS THAT I

WASN'T AWARE OF AND I DON'T THINK ANY MEMBER OF TERRITORIAL COUNCIL WAS AWARE OF OR HAVE THEY GOT A COPY OF IT. THE VERY, THIS WAS SIGNED BY YOURSELF AND IT SAYS THIS, THAT THE VERY FIRST SECTION SAYS, AND THIS REFERRING THE EXECUTIVE COMMITTEE, "THE MEMBERS SHALL SERVE FULL TIME DURING PLEASURE AND CARRY OUT THE DUTIES OF THEIR OFFICE UNDER THE MANAGEMENT AND DIRECTION OF THE COMMISSIONER." FROM WHOM DID YOU OBTAIN AUTHORITY TO ISSUE A COMMISSIONER'S ORDER TO YOURSELF GIVING YOU DIRECTION AND MANAGEMENT OVER THE ELECTED PEOPLE OF THE TERRITORY?

MR. COMMISSIONER: MR. SPEAKER, THE ONLY WAY I CAN ANSWER QUESTIONS LIKE THIS IS IF THE HONOURABLE MEMBER WILL SUBMIT QUESTIONS THAT WILL GET A WRITTEN ANSWER. THIS IS THE ONLY WAY I CAN ANSWER THEM.

MR. CHAMBERLIST: WELL, MR. SPEAKER, I HAVE ASKED FOR WRITTEN QUESTIONS AND I WAS TOLD LAST, I HAVE GIVEN WRITTEN QUESTIONS AND I HAVE ASKED FOR WRITTEN ANSWERS. ON FRIDAY, MR. COMMISSIONER TOLD ME THAT HE HAD ANSWERS FOR A SERIES OF QUESTIONS I HAD ASKED ON HIS DESK FOR SIGNATURE. WE COME FORWARD TODAY AND THEY ARE NOT HERE YET.

MR. TANNER: ON A POINT OF ORDER, MR. SPEAKER, THEY ARE ON HIS DESK.

MR. COMMISSIONER: THEY ARE RIGHT HERE.

MR. CHAMBERLIST: I HAVEN'T GOT THEM ON MY DESK.

MRS. WATSON: MR. SPEAKER, LEGISLATIVE RETURN #14 HAS BEEN INTRODUCED.

MR. SPEAKER: ORDER, ORDER PLEASE.

MR. CHAMBERLIST: WELL, I HAVEN'T GOT IT AND THAT IS WHAT I ASKED FOR. I TOLD YOU BEFORE THAT I HAVEN'T GOT IT. NOW, WELL I HAVEN'T GOT IT YET. CAN I GET AN ANSWER THEN FROM MR. COMMISSIONER TO THIS QUESTION WHETHER IT BE IN WRITING OR OTHERWISE. WHERE DID YOU GET THE AUTHORITY TO SIGN AN ORDER ISSUING TO YOURSELF INSTRUCTIONS THAT YOU HAVE DIRECTION AND MANAGEMENT OVER ELECTED MEMBERS OF THE TERRITORIAL COUNCIL? CAN I GET AN ANSWER TO THAT QUESTION, WRITTEN OR OTHERWISE?

MR. COMMISSIONER: MR. SPEAKER, IN THEIR CAPACITY AS MEMBERS OF THE EXECUTIVE COMMITTEE, CARRYING OUT ADMINISTRATIVE FUNCTIONS THAT ARE PLACED IN THE HANDS OF THE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, WHO DELEGATES

AFTER THE COMMISSIONER FROM THAT PARTICULAR ANGLE.

MR. SPEAKER: IN VIEW OF THE HOUR, WE WILL RECESS UNTIL 2:00 P.M.

RECESS

MR. SPEAKER: THE COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY FURTHER QUESTIONS?

QUESTION RE: COMMISSIONER'S ORDERS FOR 1973-74

MR. CHAMBERLIST: MR. SPEAKER, TO CONTINUE WITH MY LINE OF QUESTIONING FROM THIS MORNING RELATIVE TO THE ISSUING OF COMMISSIONER'S ORDERS FOR 1973/2. WOULD MR. COMMISSIONER INDICATE FROM WHOM DID HE GET INSTRUCTIONS OR AUTHORITY TO ISSUE THAT ORDER GIVING HIM DIRECTION AND MANAGEMENT OVER THE ELECTED MEMBERS OF THE EXECUTIVE COMMITTEE?

MRS. WATSON: MR. SPEAKER, ON A POINT OF ORDER, IN BEAUCHESNE, ANNOTATION 171, PAGE 146, "A QUESTION ORAL OR WRITTEN MUST NOT REPEAT IN SUBSTANCE A QUESTION ALREADY ANSWERED OR TO WHICH AN ANSWER HAS BEEN REFUSED."

MR. CHAMBERLIST: MR. SPEAKER, I'M WELL AWARE OF THE ANNOTATIONS. I'M PLEASED THE HONOURABLE MEMBER IS NOW READING A LITTLE BIT.

MRS. WATSON: MR. SPEAKER, ON A POINT OF ORDER, I WISH YOU WOULD MAKE A RULING ON THE QUESTION THE HONOURABLE MEMBER HAS NOW PUT FORTH. THIS QUESTION HAS ALREADY BEEN ANSWERED, PART OF IT HAS BEEN ANSWERED. THE COMMISSIONER HAS INDICATED THAT HE WOULD PROVIDE A WRITTEN ANSWER IF THE HONOURABLE MEMBER WOULD PRESENT A WRITTEN QUESTION AND I THINK THE QUESTION IS AT AN END.

MR. CHAMBERLIST: MR. SPEAKER, WITH RESPECT, THE COMMISSIONER HAS NOT ANSWERED. IF HE WILL INDICATE THAT HE IS PREPARED TO GIVE A WRITTEN ANSWER THAT WILL BE ENOUGH FOR ME. BUT HE HAS NOT INDICATED. I WILL ASK HIM NOW WHETHER HE WILL GIVE A WRITTEN ANSWER TO THE QUESTION THAT HAS BEEN PUT.

MR. COMMISSIONER: WELL, MR. SPEAKER, I THINK IT IS MY DESIRE TO CO-OPERATE WITH MEMBERS IN THESE KIND OF QUESTIONS AND I SAY THAT PREVIOUSLY, IF

THE HONOURABLE MEMBER WOULD LIST THIS SERIES OF QUESTIONS AS WRITTEN QUESTIONS, I WILL DO MY BEST TO PROVIDE HIM WITH WRITTEN ANSWERS.

MR. CHAMBERLIST: THEN I TAKE IT HE WILL ANSWER THAT, THAT IS A QUESTION ASKING FOR A WRITTEN ANSWER.

MR. COMMISSIONER: NO, MR. SPEAKER, PLEASE. IT IS NOT RIGHT THAT I SHOULD BE GETTING INTO ANY KIND OF A DEBATE WITH THE HONOURABLE MEMBER. I'M SIMPLY SAYING THAT THIS TYPE OF QUESTION, MR. SPEAKER, IF IT IS GIVEN AS A WRITTEN QUESTION, I WOULD DO MY BEST TO GIVE A WRITTEN ANSWER.

MR. CHAMBERLIST: THIS IS A WRITTEN QUESTION THEN MR. SPEAKER, A WRITTEN QUESTION TO MR. COMMISSIONER. WHO AUTHORIZED YOU TO ISSUE C.O. 1973/2 IN THE METHOD IN WHICH YOU WILL BE RESPONSIBLE FOR THE MANAGEMENT AND DIRECTION OF THE ELECTED MEMBERS OF COUNCIL TO THE EXECUTIVE COMMITTEE? ALRIGHT, THAT'S THAT QUESTION, WE WILL GO ON TO ANOTHER ONE.

QUESTION RE: COMMISSIONER'S AUTHORITY TO APPOINT AN ADMINISTRATIVE EXECUTIVE

MR. CHAMBERLIST: MR. COMMISSIONER, YOU REPLIED TO MY QUESTION OF FEBRUARY 22, IN REFERENCE TO MR. FINGLAND. MY FIRST QUESTION THEN WAS, WOULD YOU INDICATE UNDER WHAT ...

MRS. WATSON: MR. SPEAKER, I WOULD AGAIN STAND ON A POINT OF ORDER, ANNOTATION 177, REPEAT A QUESTION IN SUBSTANCE ALREADY ANSWERED. I BELIEVE THE HONOURABLE MEMBER HAS RECEIVED AN ANSWER TO THAT QUESTION IN LEGISLATIVE RETURN 14.

MR. CHAMBERLIST: THIS IS A PREAMBLE TO ANOTHER QUESTION AND I'M JUST LEADING INTO THE ANSWER. THAT'S ALL IT IS AT THE MOMENT. IT'S JUST A PREAMBLE, MR. SPEAKER. THE PREAMBLE TO MY QUESTION IS THIS.

MRS. WATSON: MR. SPEAKER, ON A POINT OF ORDER, A QUESTION ORAL OR WRITTEN MUST NOT BE A SPEECH HOWEVER SHORT, NOR BE OF UNREASONABLE LENGTH.

MR. SPEAKER: PREAMBLES ARE OF DIFFERENT LENGTH.

MR. CHAMBERLIST: EXACTLY.

MRS. WATSON: BUT THEY ARE SPEECHES.

MR. CHAMBERLIST: CAN I CONTINUE MR. SPEAKER?

MRS. WATSON: MR. SPEAKER, I WOULD SUGGEST HE COULD CONTINUE IF HE ASKS A QUESTION IF HE DOES NOT MAKE A SPEECH.

MR. CHAMBERLIST: I'LL START AGAIN. THE PREAMBLE TO MY QUESTION, MR. SPEAKER, TO THE COMMISSIONER IS THIS. ON FEBRUARY 22ND, I ASKED THIS QUESTION. WOULD YOU INDICATE UNDER WHAT AUTHORITY MR. FINGLAND ACTS IN HIS CAPACITY AS ASSISTANT COMMISSIONER. THE ANSWER TO THAT QUESTION, MR. SPEAKER, WAS MR. FINGLAND ACTS IN HIS CAPACITY AS THE ASSISTANT COMMISSIONER UNDER THE AUTHORITY OF THE COMMISSIONER. THE QUESTION IS THIS, MR. SPEAKER TO MR. COMMISSIONER. UNDER WHAT STATUTORY AUTHORITY DOES MR. COMMISSIONER FIND THE AUTHORITY TO APPOINT AN ADMINISTRATIVE EXECUTIVE?

MRS. WATSON: MR. SPEAKER, A POINT OF ORDER, ANNOTATION 171, " A QUESTION ORAL OR WRITTEN MUST NOT SEEK INFORMATION SET FORTH IN DOCUMENTS EQUALLY ACCESSIBLE TO QUESTIONERS AS STATUTES, PUBLIC REPORTS, ETC.

MR. CHAMBERLIST: MR. SPEAKER, WITH RESPECT, THE HONOURABLE MEMBER IS NOT AWARE THAT THERE IS NO STATUTORY AUTHORITY. THIS IS WHY I AM ASKING THIS. AND I WILL AGREE WITH THE HONOURABLE MEMBER IF THERE WAS STATUTORY AUTHORITY. MY QUESTION IS QUITE CLEAR. WHERE DOES THE COMMISSIONER GET HIS STATUTORY AUTHORITY? IF HE WANTS IT AS A WRITTEN QUESTION I WILL BE PLEASED TO HAVE HIM ACCEPT IT AS A NOTICE OF A WRITTEN QUESTION. WOULD HE BRING FORWARD A WRITTEN ANSWER AT THIS SESSIONAL PAPER AS BEEN PASSED IN THE COMMITTEE FOR DISCUSSION AND THEN WE WILL HAVE THAT INFORMATION. DOES THE COMMISSIONER, MR. SPEAKER, ACCEPT THIS AS A WRITTEN NOTICE?

MR. COMMISSIONER: MR. SPEAKER, IF IT'S A WRITTEN QUESTION, I GUESS IT'S A WRITTEN QUESTION.

QUESTION RE: POWER OF THE EXECUTIVE COMMITTEE

MR. CHAMBERLIST: NOW, ON THE SAME DAY, AS A PREAMBLE OF FEBRUARY 22ND, I ASKED QUESTION 2. WOULD MR. COMMISSIONER ALSO ASCERTAIN WHETHER OR

NOT THE ASSISTANT COMMISSIONER WHO IS APPOINTED, ONLY WHEN HE IS ABSENT, HAS THE POWER UNDER THE PUBLIC SERVICE ORDINANCE TO ACT IN ANY OTHER CAPACITY. THE ANSWER THAT WAS GIVEN, MR. SPEAKER, WAS THE ASSISTANT COMMISSIONER (EXECUTIVE) HAS THE SAME POWER UNDER THE PUBLIC SERVICE ORDINANCE AS OTHER MEMBERS OF THE EXECUTIVE COMMITTEE. HE HAS THE SAME POWERS AS THE COMMISSIONER ONLY WHEN THE COMMISSIONER IS UNABLE TO ACT BECAUSE OF ABSENCE, ILLNESS, OR OTHER INCAPACITIES. MY QUESTION IS THIS, UNDER WHAT SECTIONS OF THE PUBLIC SERVICE ORDINANCE DOES MR. FINGLAND OR ANY OTHER MEMBER OF THE EXECUTIVE COMMITTEE HAVE ANY POWER? IF MR. COMMISSIONER WOULD LIKE TO TREAT THAT AS NOTICE OF A WRITTEN QUESTION, I WILL BE CONTENT, WOULD MR. COMMISSIONER INDICATE THAT?

Mrs. WATSON: POINT OF ORDER, MR. SPEAKER, AGAIN ANNOTATION No. 171. I WOULD LIKE MR. SPEAKER'S RULING ON THIS. A QUESTION ORAL OR WRITTEN MUST NOT MULTIPLY, WITH SLIGHT VARIATIONS, A SIMILAR QUESTION ON THE SAME POINT.

Mr. CHAMBERLIST: WELL, MR. SPEAKER, SPEAKING ON THE POINT OF ORDER, THIS IS NOT ON THE SAME POINT. THE HONOURABLE MEMBER HAS ALREADY READ OUT AND MISINTERPRETED THAT WHERE THERE WAS A STATUTORY REQUIREMENT, THE QUESTION THEN OF COURSE, WOULD BE OUT OF ORDER. WHAT I AM ASKING IS WHERE IS THE STATUTORY REQUIREMENT THAT HAS BEEN INDICATED BY ANSWER THAT IS IN THE PUBLIC SERVICE ORDINANCE. I WANT TO KNOW WHAT SECTIONS!

Mrs. WATSON: MR. SPEAKER, ON A POINT OF ORDER. THAT WAS CONTAINED IN THE LAST QUESTION, IN A SLIGHT VARIATION, A SIMILAR QUESTION ON THE SAME POINT. HE IS JUST NEEDLESSLY TAKING TIME OF THIS COUNCIL.

Mr. CHAMBERLIST: THE TIME...

Mrs. WATSON: HE COULD PUT IT ALL IN ONE.

Mr. CHAMBERLIST: (CONTINUES) THE TIME IS BEING TAKEN BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE WHO IS NOT SO VERSED AS SHE WOULD ATTEMPT TO MAKE OUT IN THE BEAUCHESNE'S PROCEDURE. THE QUESTIONS ARE QUITE PROPERLY PUT, IF THE COMMISSIONER REFUSES OR IS UNABLE TO...

Mrs. WATSON: POINT OF PRIVILEGE, MR. SPEAKER, POINT OF PRIVILEGE. ARE WE HAVING A QUESTION PERIOD OR ARE WE HAVING A SESSION OF DEBATE? I AM FULLY RIGHT IN MY POINT OF ORDER, TO BE

DRAWING THE REQUIREMENTS ON THE TYPE OF QUESTION TO BE PUT BEFORE THE HOUSE TO THE HONOURABLE MEMBERS AND I WOULD WISH THAT MR. SPEAKER WOULD MAKE A RULING ON THIS. THIS IS IN REGARD TO ONE OF THOSE QUESTIONS.

Mr. SPEAKER: LET US PROCEED WITH OTHER QUESTIONS AND LET THIS MATTER REST.

Mr. CHAMBERLIST: DO I UNDERSTAND, MR. SPEAKER, YOU ARE ADVISING THE COMMISSIONER NOT TO ANSWER THAT QUESTION?

Mr. SPEAKER: I'M NOT ADVISING THE COMMISSIONER IN ANY WAY AT ALL.

Mr. CHAMBERLIST: IN THAT CASE, MR. SPEAKER, I STAND ON MY RIGHTS TO PUT THE QUESTION TO THE COMMISSIONER AND THE QUESTION IS QUITE CLEAR. WOULD HE ACCEPT WHAT I ASKED FOR AS WRITTEN NOTES?

Mr. SPEAKER: MR. COMMISSIONER, WILL YOU ANSWER THAT?

Mr. COMMISSIONER: IT'S A WRITTEN QUESTION, MR. SPEAKER, I GUESS IT'S ALRIGHT.

Mr. CHAMBERLIST: THANK YOU.

Mr. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?

Mr. CHAMBERLIST: LOTS MORE MR. SPEAKER.

QUESTION RE: WRITTEN REPLIES FROM THE COMMISSIONER

Mr. SPEAKER, A QUESTION TO THE COMMISSIONER, MR. COMMISSIONER, THERE WERE VARIOUS QUESTIONS ASKED BY VARIOUS MEMBERS OF THIS COUNCIL, ON JULY 15TH, JULY 23RD, JULY 26TH AND JULY 30TH. WHY DID IT TAKE UNTIL FRIDAY, MARCH 22ND TO GET THESE ANSWERS BROUGHT FORWARD TO COUNCIL? WELL, MR. SPEAKER, CAN MR. COMMISSIONER ANSWER IN ANY WAY OR IS HE ONCE AGAIN SHOWING HIS INCAPABILITY OF HIM OR HIS ADMINISTRATORS IN ANSWERING?

Mr. COMMISSIONER: I DON'T KNOW.

Mr. SPEAKER: ORDER, ORDER.

Mrs. WATSON: MR. SPEAKER, IF THE HONOURABLE MEMBER WOULD LOOK AT THE ANNOTATION OF 171, IT

SAYS, "SEEK FOR THE PURPOSES OF ARGUMENT, INFORMATION ON THE MATTER OF PAST HISTORY." YOU HAVE YOUR ANSWER TO THE LAST QUESTION. FORGET IT AND ASK A NEW QUESTION.

MR. CHAMBERLIST: MR. SPEAKER, I SIMPLY WANT TO KNOW WHY THE MEMBERS OF THIS COUNCIL ARE HAVING TO WAIT UP TO EIGHT MONTHS TO GET ANSWERS TO QUESTIONS THAT HAVE BEEN PUT TO ADMINISTRATION AND IF THE COMMISSIONER, WITH RESPECT MR. SPEAKER, THE COMMISSIONER MUST BE ABLE TO SAY WHY THEY HAVE BEEN DELAYED AND THIS IS SIMPLY WHAT I'M ASKING. IF THE HONOURABLE MEMBER FOR CARMACKS-KLUANE WOULD STOP TO RECOGNIZE THAT THE QUESTIONS THAT ARE BEING PUT IN THIS PARTICULAR AREA, MR. SPEAKER, THIS IS JUST TO ASCERTAIN WHY THE ADMINISTRATION IS LAGGING BEHIND AND NOT KEEPING UP WITH ITS WORK. NOW, I WONDER IF MR. COMMISSIONER COULD GIVE SOME SORT OF EXPLANATION. ANYTHING, BUT SOMETHING.

MR. COMMISSIONER: I HAVE NOTHING ...

QUESTION RE: REVOKING MR. FLEMING'S APPOINTMENT

MR. CHAMBERLIST: MR. SPEAKER, THE COMMISSIONER INDICATES THAT HE HAS NOTHING TO OFFER. AGAIN, I AGREE WITH HIM. MR. COMMISSIONER, IN ANSWER TO A SERIES OF QUESTIONS, LEGISLATIVE RETURN NO. 14, I AM GOING TO DEAL WITH ONE OF THE QUESTIONS NOW BECAUSE THERE WILL BE SOME OTHER DEBATES AT A LATER DATE. THE ANSWER TO THE LAST QUESTION WAS IN ANY EVENT, HOW COULD HE BE APPOINTED WHEN MR. FLEMING WAS STILL IN THAT POSITION BUT ON SICK LEAVE. THE ANSWER TO THAT WAS, THE POSITION WAS VACANT EFFECTIVE JULY 2ND, 1973. MR. SPEAKER, WOULD MR. COMMISSIONER INDICATE WHY IF THE POSITION WAS EFFECTIVE JULY 2ND, 1973, WAS THE COMMISSIONER'S ORDER REVOKING MR. FLEMING'S APPOINTMENT NOT MADE UNTIL OCTOBER 4TH, 1973?

MRS. WATSON: MR. SPEAKER, AGAIN, ON A POINT OF ORDER I WOULD OBJECT. REPEAT IN SUBSTANCE A QUESTION ALREADY ANSWERED, AND I THINK THIS IS VERY, VERY IMPORTANT. THE QUESTION HAS ALREADY BEEN ANSWERED AND IF THE HONOURABLE MEMBER IS PURSUING THE QUESTION ON A LATER DAY, I DO NOT THINK THAT SHOULD BE PERMITTED.

MR. CHAMBERLIST: MR. SPEAKER, I KNOW THE ADMINISTRATION IS AFRAID BECAUSE OF THE

SHOCKING MANNER IN WHICH MR. FLEMING WAS TREATED BUT MY QUESTION IS A SUPPLEMENTARY QUESTION.

MRS. WATSON: ON A POINT OF ORDER, MR. SPEAKER, ON A POINT OF ORDER.

MR. SPEAKER: THE HONOURABLE MEMBER FOR CARMACKS-KLUANE WILL SPEAK.

MRS. WATSON: I THINK THE WHOLE AREA SHOULD BE REVIEWED. THE HONOURABLE MEMBER FOR WHITEHORSE EAST IS BREACHING EVERY ASPECT OF ANNOTATION 171. YOU'RE BREACHING THE WHOLE PURPOSE OF THE QUESTION PERIOD. THE QUESTION PERIOD IS FOR GETTING INFORMATION AND YOU'RE USING IT AS A MEANS OF CROSS-EXAMINATION. I DON'T THINK THIS IS THE PURPOSE. YOU ARE WASTING EVERYONE ELSE'S TIME. WE WOULD LIKE TO GET ON WITH THE BUSINESS OF THE HOUSE. IF YOU HAVE QUESTIONS LIKE THIS, PUT THEM DOWN AS WRITTEN QUESTIONS. THEN WE COULD GO ON.

MR. CHAMBERLIST: MR. SPEAKER, MAY I GET AN ANSWER TO THAT QUESTION? IF A POSITION WAS VACANT ON JULY 2ND...

MRS. WATSON: POINT OF ORDER, MR. SPEAKER. I DO NOT THINK THE HONOURABLE MEMBER HAS THE RIGHT TO PUT THE QUESTION BEFORE THE HOUSE. HE HAS ALREADY RECEIVED AN ANSWER.

MR. CHAMBERLIST: IT'S A DIFFERENT QUESTION I'M ASKING.

MRS. WATSON: MR. SPEAKER, IT'S THE SAME QUESTION IN SUBSTANCE.

MR. CHAMBERLIST: WOULD MR. SPEAKER PLEASE RULE FAIRLY ON THIS AND I'M SURE HE WILL. THE QUESTIONS ARE TWO DIFFERENT QUESTIONS. THE QUESTION THAT WAS ASKED AS A SERIES OF QUESTIONS, ONE QUESTION THAT I ASKED WAS HOW COULD A PERSON BE APPOINTED AT SUCH AND SUCH A DATE.

MR. SPEAKER: COULD WE GO ON TO SOME OTHER QUESTION?

MR. CHAMBERLIST: LOOK, THIS IS IMPORTANT TO THE PUBLIC SERVICE BECAUSE THE SAME THING MIGHT APPLY WITH OTHER AREAS OF THE PUBLIC SERVICE. I'M TRYING TO SHOW TO THIS COUNCIL, MR. SPEAKER.

MR. TANNER: ON A POINT OF ORDER, MR. SPEAKER, ON A POINT OF ORDER. I THINK THE SPEAKER HAS RULED. I THINK THE HOUSE SHOULD GO BY WHAT

THE SPEAKER HAS RULED.

MR. CHAMBERLIST: MR. SPEAKER HASN'T RULED. HE ASKED IF WE SHOULD GO ON TO OTHER QUESTIONS. IT'S A POINT OF SPECIAL PRIVILEGE THAT I STAND AT THIS TIME, THAT MR. SPEAKER...

MR. SPEAKER: THE PRIVILEGE HAS NOT...

MR. CHAMBERLIST: WELL, YOU HAVEN'T HEARD THE POINT YET.

MR. SPEAKER: NO, BUT THERE IS NO SUCH THING AS SPECIAL PRIVILEGE.

MR. CHAMBERLIST: OH YES, THERE IS SPECIAL PRIVILEGE FOR ANY MEMBER OF COUNCIL WHO WISHES TO DEBATE A PARTICULAR POINT AND I PUT IT TO THE SPEAKER, MR. SPEAKER.

MR. SPEAKER: IT'S A MATTER OF PRIVILEGE.

MR. CHAMBERLIST: THAT'S RIGHT, THAT'S WHAT I AM SAYING. IT'S A MATTER OF PRIVILEGE. THIS IS WHY I AM ON MY FEET. I POINT OUT TO YOU, MR. SPEAKER, WITH THE UTMOST RESPECT, THAT THERE ARE DIFFERENT QUESTIONS. ONE FOLLOWS THE OTHER BUT IT DOESN'T MEAN THAT THE SECOND QUESTION IS IN THE SAME CONTEXT AS THE FIRST ONE. THERE ARE DIFFERENT DATES AND ISSUES HERE AND THIS HAS A RESULT THAT THESE PARTICULAR DATES, AS HONOURABLE MEMBERS ALREADY KNOW, THERE WAS SOME OTHER AREA WHERE DATES HAD TO BE DEALT WITH. WHERE A PERSON HAD AN ORDER ISSUED CONTRARY TO LAW AND THIS IS ONCE AGAIN, AND THE QUESTION TO MR. COMMISSIONER, IF HE WILL BE ALLOWED TO ANSWER, MR. SPEAKER.

MRS. WATSON: MR. SPEAKER, ON A POINT OF ORDER, HE IS BRINGING UP A QUESTION OUT OF AN ANSWER, TO A QUESTION HE HAS ALREADY ASKED.

MR. CHAMBERLIST: WELL, MR. SPEAKER, THE HONOURABLE MEMBER FROM CARMACKS-KLUANE IS NOT GOING TO TIRE ME OUT. NOW THAT'S GOING TO BE FOR SURE. THE POSITION IS THAT THE QUESTION IS A LEGITIMATE QUESTION. I KNOW THERE MIGHT BE SOME FEAR IN THE MINDS OF THE MEMBERS OF THE EXECUTIVE IN THIS PARTICULAR AREA.

MRS. WATSON: A POINT OF PRIVILEGE MR. SPEAKER. I WISH YOU WOULD RULE ON THIS. I'M QUITE PREPARED TO RECEIVE YOUR RULING AND TO ABIDE BY YOUR RULING ON THE HONOURABLE MEMBER CONTINUING WITH THAT LINE...

MR. SPEAKER: I THINK YOU'RE BOTH OUT OF ORDER.

MR. CHAMBERLIST: WELL DO YOU AGREE, MR. SPEAKER, THAT THEY ARE DIFFERENT QUESTIONS? I THINK THIS IS WHAT YOU HAVE TO RULE ON. WHETHER THEY ARE DIFFERENT QUESTIONS. AND IF THEY ARE DIFFERENT QUESTIONS THEN I MUST BE ALLOWED TO CONTINUE.

MR. SPEAKER: IF I CAN SEE THEM IN WRITING.

MR. CHAMBERLIST: THIS IS AN ORAL QUESTION I AM PUTTING, MR. SPEAKER. IT'S AN ORAL QUESTION. IF THE COMMISSIONER WANTS TO ACCEPT IT AND WANTS A WRITTEN NOTICE OF IT, I WILL LET HIM KNOW AND RECEIVE IT AS WRITTEN NOTICE. IT'S AN ORAL QUESTION AND OBVIOUSLY THE EVIDENCE IS QUITE CLEAR, THE ADMINISTRATOR SIGNED THE DOCUMENT. NOW, I WANT TO KNOW WHY.

MRS. WATSON: ON A POINT OF ORDER, MR. SPEAKER, I AM QUITE PREPARED TO ABIDE BY THE RULING...

MR. SPEAKER: I SEE NO GREAT DESCENTION BETWEEN THE TWO QUESTIONS.

MR. CHAMBERLIST: THEN PERHAPS I CAN CLARIFY FOR MR. SPEAKER TO WHERE HE WILL SEE THE DIFFERENCE. THE DIFFERENCE, MR. SPEAKER, IS THIS. THAT THE ANSWER TO THE QUESTION THAT WAS GIVEN AS A RESULT OF MY QUESTION OF FEBRUARY 22ND, DEALT WITH THE APPOINTMENT OF A PERSON WHEN ANOTHER PERSON WAS STILL IN THAT CLASSIFICATION AND CAPACITY. THE ANSWER WAS THAT THE POSITION BECAME VACANT ON A CERTAIN DATE. I NOW SAY TO THE COMMISSIONER - HOW COULD THAT POSITION HAVE BEEN VACANT ON THAT DATE WHEN THE POSITION WASN'T REVOKED UNTIL SOME MONTHS LATER. SURELY, THERE IS A CLEAR DIFFERENCE THERE. AND THIS I THINK IS A CLARIFICATION TO MAKE IT CLEAR BECAUSE OF THE TWO DIFFERENT DATES INVOLVED. I WANT TO KNOW WHY?

MR. SPEAKER: THE COMMISSIONER DECLINES TO ANSWER.

MR. CHAMBERLIST: YOU SHOULDN'T SPEAK FOR THE COMMISSIONER, WITH RESPECT, MR. SPEAKER. LET HIM SPEAK FOR HIMSELF.

MR. SPEAKER: I TAKE IT.

MR. CHAMBERLIST: WELL LET HIM SPEAK FOR HIMSELF. IF HE DECLINES TO ANSWER, I WANT IT RECORDED. BUT HE DECLINES TO ANSWER.

NOW DOES HE DECLINE TO ANSWER?

MR. COMMISSIONER: I DON'T HAVE AN ANSWER.

MR. CHAMBERLIST: AH, THAT IS QUITE TRUE, AND THAT IS WHAT I WANT TO GET ON THE RECORD THAT HE DOESN'T HAVE AN ANSWER AS IN MANY INSTANCES, BECAUSE I SAID MR. SPEAKER, I WILL NOT GO ON TO ANY OTHER - - -

MRS. WATSON: MR. SPEAKER, A QUESTION SHOULD NOT - - -

MR. CHAMBERLIST: I'M SPEAKING TO THE SPEAKER, SIT DOWN YOU STUPID - - - SIT DOWN, PLEASE -- YOU STUPID NUT.

MR. SPEAKER: ORDER PLEASE. ARE THERE ANY OTHER QUESTIONS?

MR. CHAMBERLIST: YES THERE ARE OTHER QUESTIONS. WHAT SUPIDITY,

MRS. WATSON: ON A POINT OF ORDER, MR. SPEAKER, A QUESTION MUST NOT CONTAIN AN EXPRESSION OF OPINION OF A QUESTION.

MR. CHAMBERLIST: SHE DOESN'T KNOW WHAT SHE IS TALKING ABOUT.

MR. CHAMBERLIST: TO GO ON TO ANOTHER AREA OF QUESTIONS, MR. - - PERHAPS I WILL GIVE ANOTHER MEMBER A CHANCE.

MR. TANNER: MR. SPEAKER, THE ONLY POINT I WOULD LIKE TO MAKE THAT I BELIEVE UNDER NORMAL PRACTICES, THE QUESTION PERIOD IS LIMITED TO ABOUT ONE HOUR AND IT SEEMS TO ME WE HAVE TAKEN UP THAT HOUR ALREADY. THERE ARE GOING TO BE MANY OTHER DAYS BETWEEN NOW AND THE END OF THIS SESSION FOR QUESTION PERIODS, WHERE IT WILL BE OTHER TIMES TO QUESTION. IT SEEMS TO ME THAT WE HAVE A GREAT DEAL OF IMPORTANT THINGS TO DISCUSS IN COMMITTEE OF THE WHOLE AND I WOULD SUGGEST THAT WE GET ON WITH THE WORK OF THE HOUSE.

MRS. WATSON: AGREED.

MR. CHAMBERLIST: QUESTIONS ARE THE WORK OF THE HOUSE AND THEY HAVE NEVER BEEN, WITH RESPECT, ANY RESTRICTIONS ON QUESTIONS IN THIS HOUSE FROM ALL MY YEARS OF EXPERIENCE AND I DOUBT WHETHER ANY OTHER MEMBER WOULD SAY THAT EITHER. HOWEVER, ANOTHER QUESTION. I HAVE ONLY GOT - -

MR. SPEAKER: WOULD YOU MAKE IT BRIEF, SO WE CAN GET ON - -

MR. CHAMBERLIST: ALL MY QUESTIONS ARE BRIEF. ITS THE INTERRUPTIONS THAT MAKE THEM APPEAR LONG. MR. SPEAKER, MY QUESTION TO MR. COMMISSIONER. MR. COMMISSIONER, WHEN A TERRITORIAL COUNCILLOR HAS BEEN ASKED TO ATTEND WITH A PERSON TO SEE YOU, WHY DO YOU REFUSE TO ALLOW THAT TERRITORIAL COUNCILLOR TO APPEAR?

MR. COMMISSIONER: I AM NOT ANSWERING THAT QUESTION.

MR. CHAMBERLIST: WHAT DID HE SAY? HE'S NOT ANSWERING. DID I HEAR THE COMMISSIONER ANSWER THAT? MR. SPEAKER?

MR. SPEAKER: ITS UP TO YOU TO DECIDE.

MR. CHAMBERLIST: WELL CAN MR. SPEAKER ASK WHETHER THE COMMISSIONER WANTS TO ANSWER IT? I MEAN WHATS A SPEAKER, WITH RESPECT, WHATS THE SPEAKER IN THE CHAIR FOR? I MEAN I AM ASKING YOU TO ASK HIM.

MR. TAYLOR: ON A POINT OF ORDER, MR. SPEAKER, I MUST RISE THAT IT IS A VERY PARAMOUNT SIN AGAINST THE RULES OF THE LEGISLATURE TO REFLECT UPON THE ACTIONS OF THE CHAIR. IT IS NOT PROPER AND I DON'T WANT TO GET INVOLVED IN THIS PERSONALITY CONFLICT, BUT WE CANNOT REFLECT UPON THE CHAIR AT ALL, IN ANY WAY, SHAPE OR FORM.

MR. CHAMBERLIST: THIS IS QUITE TRUE, BUT I AM BEING FRUSTRATED, MR. SPEAKER, I WANT THE COMMISSIONER TO ANSWER THE QUESTIONS SO THAT COUNCIL MEMBERS KNOW WHAT THE COMMISSIONER IS SAYING OR THINKING IN ANSWER TO SPECIFIC QUESTIONS. NOW DOES HE WANT TO ANSWER OR DOESN'T HE WANT TO ANSWER? AND IF HE SAYS, NO, THEN AT LEAST ITS RECORDED, BUT HE IS NOT SAYING ANYTHING.

HE DOESN'T WANT TO ANSWER - IS THIS THE INFORMATION YOU HAVE, MR. SPEAKER?

MR. SPEAKER: YES.

MR. CHAMBERLIST: THATS THE INFORMATION YOU HAVE, VERY WELL AS LONG AS IT IS RECORDED. THIS IS WHAT I AM LOOKING FOR.

MR. SPEAKER, OVER THE WEEKEND, I HAVE HAD REASON TO SPEAK TO A NUMBER OF MEMBERS OF THE STANDING COMMITTEE OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT WHO HAVE SHOWN VERY MUCH CONCERN OVER THE FACT THAT WE DID NOT IMMEDIATELY DISCUSS BILL C-9 ON FRIDAY IN COMMITTEE AND HAVE INDICATED THAT THERE WOULD BE A RESPONSIBILITY OF THIS COUNCIL IF THERE WAS A FAILURE TO MEET THE NECESSARY DEADLINE TO HAVE THE BILL GO INTO THE HOUSE FOR THIRD READING. ALSO THAT THE STANDING COMMITTEE THEMSELVES WANT TO HEAR FROM THE TERRITORIAL COUNCIL. MY INFORMATION IS THAT THE COMMISSIONER WHO, BY HIS ORDER C-72, HAS DIRECTION AND CONTROL OF MANAGEMENT OVER THE ELECTED PEOPLE, HAVE INSTRUCTED THEM TO DEAL WITH FINANCIAL BILLS BEFORE DEALING WITH THIS POINT OF C-9.

QUESTION RE: C-9

NOW I WOULD ASK THE COMMISSIONER, AT THIS STAGE. MR. COMMISSIONER, DO YOU CONSIDER THAT C-9 HAS A FAR GREATER IMPORTANCE AT THIS TIME FOR THE YUKON THAN THE SUPPLEMENTARY ESTIMATES THAT ARE BEING DEALT WITH?

MR. COMMISSIONER: MR. SPEAKER, THAT IS A QUESTION THAT IS NOT MY PRIVILEGE TO ANSWER, MR. SPEAKER.

MR. SPEAKER: THE QUESTION IS OUT OF ORDER.

MR. CHAMBERLIST: LOOK, MR. COMMISSIONER, MR. SPEAKER. MR. COMMISSIONER, IS IT NOT CORRECT THAT THE EXECUTIVE COMMITTEE ADVISES THE PROCEDURE THAT SHOULD BE ADOPTED IN THE HOUSE?

MRS. WATSON: MR. SPEAKER, I WILL ANSWER THAT QUESTION. THIS HOUSE DETERMINES WHICH ITEMS ARE GRANTED PRIORITY. AND WHEN WE WENT INTO COMMITTEE ON FRIDAY, THIS HOUSE MADE THE DECISION TO DEAL WITH BILL NO. 1 AND 2. AND IT WAS THE DECISION OF THIS HOUSE, AND THIS HOUSE ALONE,

MR. CHAMBERLIST: MR. SPEAKER, ON A POINT OF PRIVILEGE, I WILL REMIND MR. SPEAKER THAT BEFORE WE RECESSED FOR LUNCH ON FRIDAY, IT WAS AGREED THAT C-9 WERE TO BE DEALT WITH IN THE AFTERNOON. THE QUESTION THAT I HAVE PUT TO THE COMMISSIONER - NOW AGAIN I SAY TO YOU MR. COMMISSIONER THAT YOU EVADED YOUR RESPONSIBILITIES HERE AND I HAVE ASKED YOU A QUESTION AND I WANT YOU TO ANSWER IT. DO YOU CONSIDER - - -

INTERRUPTIONS

MR. SPEAKER: ORDER PLEASE.

MRS. WATSON: ON A POINT OF ORDER. TO REPEAT IN SUBSTANCE A QUESTION ALREADY ANSWERED. NOW THE COMMISSIONER HAS GIVEN HIM AN ANSWER. I HAVE GIVEN HIM AN ANSWER AND HE SHOULD NOT BE ALLOWED TO ASK THE SAME QUESTION AGAIN.

MR. CHAMBERLIST: ITS A DIFFERENT QUESTION I ASKED.

MRS. WATSON: MR. SPEAKER, ON A POINT OF ORDER. ITS THE SAME QUESTION.

MR. CHAMBERLIST: YOU DON'T KNOW WHAT I ASKED YET, HOW CAN IT BE THE SAME QUESTION?

MR. SPEAKER: THE HONOURABLE MEMBER FROM WHITEHORSE EAST. WILL YOU PLEASE - - - YOUR LINE OF QUESTIONING.

MR. CHAMBERLIST: YES, IF THE JACK-IN-THE-BOX WOULDN'T KEEP JUMPING UP AND DOWN, SO I CAN ATTEND TO THE COMMISSIONER.

MRS. WATSON: MR. SPEAKER, ON A POINT OF PERSONAL PRIVILEGE. AS A MEMBER OF THIS TERRITORIAL COUNCIL, I RESENT VERY MUCH, HAVING TO SIT HERE FOR A FULL HOUR BEING LECTURED TO BY THE HONOURABLE MEMBER FROM WHITEHORSE EAST. AND HE IS USING THE QUESTION PERIOD AS AN EXCUSE. I THINK THE SPEAKER IS GOING TO HAVE TO MAKE A RULING HERE.

MR. CHAMBERLIST: MR. SPEAKER, I WILL PUT MY QUESTION TO MR. COMMISSIONER. IF YOU HAD THE OPPORTUNITY TO ADVISE THE MEMBERS OF YOUR EXECUTIVE COMMITTEE AS TO WHAT WOULD BE THE -

MRS. WATSON: MR. SPEAKER, POINT OF ORDER. A QUESTION ORAL OR WRITTEN MUST NOT BE HYPOTHETICAL. MR. SPEAKER, ON A POINT OF ORDER, IT WAS A HYPOTHETICAL QUESTION.

MR. CHAMBERLIST: NO ONE KNOWS WHAT I AM GOING TO SAY YET, YOU KNOW, AND SHE IS SAYING ITS A HYPOTHETICAL QUESTION.

MR. SPEAKER: IT SEEMS TO ME THAT WE ARE GETTING NOWHERE.

MR. CHAMBERLIST: I WILL DROP THAT PARTICULAR QUESTION BECAUSE THERE IS NO POINT IN DEALING WITH IT FURTHER. THERE IS NO SENSE, THERE IS NO FEELING UNFORTUNATELY, SO I WILL HAVE TO LEAVE THAT PARTICULAR AREA.

MR. SPEAKER: MR. COMMISSIONER; THERE ARE SOME SEVENTY COMMITTEES...

MRS. WATSON: MR. SPEAKER, ON A POINT OF ORDER. I BELIEVE YOU RULED THAT THE QUESTION PERIOD WAS AT AN END.

MR. CHAMBERLIST: NO HE DIDN'T.

MR. SPEAKER: I ASKED.

MR. CHAMBERLIST: YOU ASKED, BUT YOU DIDN'T RULE IT. THANK YOU MR. SPEAKER.

QUESTION RE: YUKON COMMITTEES AND BOARDS

MR. SPEAKER, TO MR. COMMISSIONER, THERE ARE APPROXIMATELY SEVENTY COMMITTEES AND BOARDS IN THE, ATTACHED TO THE GOVERNMENT OF THE YUKON TERRITORY, WOULD MR. COMMISSIONER ARRANGE TO HAVE THE COMMITTEES AND BOARDS MAKE UP, BROUGHT TOGETHER IN ONE BOOKLET AND ALLOW EACH MEMBER OF TERRITORIAL COUNCIL TO HAVE THEM SO THAT THEY KNOW WHO ARE BOARD MEMBERS AND COMMITTEE MEMBERS?

MR. COMMISSIONER: MR. SPEAKER, AS FAR AS I AM AWARE, ITS ALREADY DONE.

MR. SPEAKER: COULD WE HAVE THE QUESTIONS AS BRIEF AS POSSIBLE?

MR. CHAMBERLIST: THAT WAS A VERY BRIEF ONE.

MR. SPEAKER: COULD WE HAVE THE QUESTIONS AS BRIEF AS POSSIBLE SO WE CAN GET ALONG WITH THE BUSINESS OF THE HOUSE THAT YOU ARE ALL SO INTERESTED IN GETTING AT?

MR. CHAMBERLIST: MR. SPEAKER, TO MR. COMMISSIONER. AS A RESULT OF SOME QUESTIONS AND ANSWERS THAT WERE GIVEN DURING THE DISCUSSION OF THE SUPPLEMENTARY, IT WAS INTIMATED THAT OVER TWO HUNDRED SUPPLEMENTARY ESTIMATES, IT WAS INTIMATED MR. COMMISSIONER, THAT THERE WERE OVER TWO HUNDRED AND EIGHTY THOUSAND DOLLARS BEING SPENT

MR. TANNER: OUT OF ORDER, MR. SPEAKER. I THINK IF THE HONOURABLE MEMBER WILL CHECK IN BEAUCHESNE HE WILL FIND THAT HE CAN'T DISCUSS IN THE QUESTION PERIOD THOSE MATTERS THAT ARE IN FRONT OF THE HOUSE.

MR. CHAMBERLIST: THE MATTER IS NOT IN FRONT OF THE HOUSE, IT WAS IN THE COMMITTEE AND IN ANY EVENT IT WAS THE SUBJECT OF THE RESULT OF A QUESTION I WISH TO ASK THE COMMISSIONER.

MRS. WATSON: ON A POINT OF ORDER THOUGH, MR. SPEAKER, IT REFERS A QUESTION ORAL OR WRITTEN MUST NOT REFER TO THE DAY OR ANSWERS TO QUESTIONS IN THE CURRENT SESSION.

MR. CHAMBERLIST: I AM NOT DEALING WITH THAT AT ALL. THESE PEOPLE JUST WON'T LISTEN. YOU KNOW, THEY JUST WON'T LISTEN. IF THEY WAIT AND TAKE THEIR TIME, THEY MIGHT LEARN SOMETHING. THIS IS HOW THEY SERVE THEIR APPRENTICESHIP, BY LEARNING.

MR. SPEAKER: COULD WE GET ALONG WITH THE BUSINESS OF THE HOUSE?

QUESTION RE: INSTRUCTION FUNDS FOR EXECUTIVE COMMITTEE

MR. CHAMBERLIST: THATS RIGHT, MR. SPEAKER, IF YOU TELL THESE PEOPLE NOT TO KEEP JUMPING IN. NOW, MR. SPEAKER, MY QUESTION FOR THE COMMISSIONER IS THIS. THAT IT WAS INTIMATED THAT THERE WAS SOME TWO HUNDRED AND EIGHTY-FIVE THOUSAND DOLLARS SPENT ON REPORTS ON THE INSTRUCTION OF THE EXECUTIVE COMMITTEE - MOST OF IT WHILE I WAS A MEMBER OF THE EXECUTIVE COMMITTEE.

CAN MR. COMMISSIONER INDICATE AT ANY TIME WHEN AUTHORITY TO SPEND MONEY WAS GIVEN BY THE EXECUTIVE COMMITTEE TO THE COMMISSIONER?

MR. COMMISSIONER: I AM IN NO POSITION TO GIVE AN ANSWER DIRECTLY IN THAT MATTER. I THINK THAT QUESTION WAS ASKED HERE IN THE ESTIMATE THE OTHER DAY.

MR. CHAMBERLIST: WOULD MR. COMMISSIONER THEN TAKE THAT AS WRITTEN NOTICE AND COME UP WITH AN ANSWER?

MRS. WATSON: MR. SPEAKER, THE COMMISSIONER CAN'T ANSWER THAT QUESTION. THE HONOURABLE MEMBER FROM WHITEHORSE EAST KNOWS FULL WELL THAT THE QUESTION WAS ANSWERED WHEN WE WERE

DEBATING THE SUPPLEMENTARY ESTIMATES AND YOU HAD THE ANSWERS.

MR. CHAMBERLIST: MR. SPEAKER, THE QUESTION WAS NOT, THERE WAS A FALLACY AND A DELIBERATE UNTRUTH TOLD THAT THE EXECUTIVE COMMITTEE HAD RECEIVED INSTRUCTIONS TO SPEND CERTAIN MONEY. I HAVE SEARCHED ALL MY NOTES ON ALL THE PERIODS OF TIME DURING THE SIX MONTHS OF LAST YEAR THAT I WAS A MEMBER OF THE EXECUTIVE COMMITTEE AND I CANNOT FIND ONE AREA WHERE AUTHORITY WAS GIVEN TO THE COMMISSIONER TO ACTUALLY SPEND MONEY ON STUDIES. THAT IS A POINT I WANT TO GET FROM THE COMMISSIONER. IF HE DOESN'T WANT TO ANSWER, MEMBERS OF COUNCIL HAVE GOT IT IN THEIR MINDS THAT THIS MONEY WAS SPENT WITHOUT AUTHORITY. I HAVE NO FURTHER QUESTIONS MR. SPEAKER.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS? AS THERE ARE NO FURTHER QUESTIONS, WE WISH TO THANK MR. COMMISSIONER FOR HIS ATTENDANCE. AS THERE ARE NO PRIVATE BILLS AND ORDERS, WE COME TO PUBLIC BILLS AND ORDERS.

BILL NO. 7 - AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE

WHEN DO YOU WISH THE ORDINANCE TO BE READ FOR A SECOND TIME?

MRS. WATSON: ON THE NEXT SITTING DATE, MR. SPEAKER.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I WOULD MOVE THAT MR. SPEAKER DO NOW LEAVE THE CHAIR AND COUNCIL RESOLVE INTO COMMITTEE OF THE WHOLE FOR THE PURPOSE OF DISCUSSING BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM WATSON LAKE, SECONDED BY THE HONOURABLE MEMBER FOR DAWSON THAT MR. SPEAKER DO NOW LEAVE THE CHAIR FOR THE PURPOSE OF MEETING IN THE COMMITTEE OF THE WHOLE TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS.

ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MOTION CARRIED

MR. SPEAKER: WILL THE HONOURABLE MEMBER FROM WATSON LAKE PLEASE TAKE THE CHAIR IN COMMITTEE OF THE WHOLE.

MR. CHAIRMAN: I WILL NOW CALL COMMITTEE TO ORDER AND I AM WONDERING, MADAM CLERK, IF YOU COULD SEE IF MR. TREASURER AND MR. MILLER COULD ATTEND WITH US.

RECESS

MR. CHAIRMAN: AT THIS TIME, I'LL CALL COMMITTEE TO ORDER. WE HAVE WITH US MR. MILLER AND MR. HUBERDEAU TO ASSIST US IN OUR DISCUSSIONS FURTHER TO BILL #2. WHEN LAST WE ROSE, I BELIEVE THERE WERE SOME QUESTIONS THAT WERE FORTHCOMING AND IF POSSIBLE COULD WE HAVE THE ANSWERS TO SOME OF THOSE QUESTIONS?

MR. CHAMBERLIST: MR. CHAIRMAN, WITH RESPECT, I WONDER IF I COULD PUT ONE QUESTION FIRST THAT I HAVE TAKEN A LOOK AT OVER THE WEEKEND? ARE THESE SUPPLEMENTARIES ESTIMATES OR ACTUAL COSTS?

MR. MILLER: MR. CHAIRMAN, FOR THE MOST PART, THESE WILL BE ACTUAL COSTS, THAT WILL BE INCURRED. NOW, IN SOME CASES, THEY ARE STILL ESTIMATES BECAUSE THE PRECISE AMOUNTS ARE NOT IN AS YET.

MR. CHAMBERLIST: IN WHICH PARTICULAR AREAS OF THE SUPPLEMENTARIES ARE THE ONES THAT ARE ESTIMATES AND THE ITEMS THAT ARE THE COSTS?

MR. MILLER: MR. CHAIRMAN, FOR EXAMPLE, IN THE EDUCATION VOTE, WHICH WE DEALT WITH ON FRIDAY, SOME OF THOSE ITEMS ARE STILL ESTIMATES. THEY ARE NOT PRECISE AMOUNTS. WE ANTICIPATE THE EXPENDITURES OF THESE AMOUNTS FOR THE PURPOSES THAT WERE SPECIFIED. THE ACTUAL WON'T BE KNOWN UNTIL LATER ON.

MR. CHAMBERLIST: ARE THERE ANY ITEMS THAT ARE ACTUAL COSTS?

Mr. MILLER: THERE ARE SOME ITEMS, Mr. CHAIRMAN, THAT ARE VERY CLOSE TO ACTUAL COSTS. FOR EXAMPLE, THE FIRST ITEM I DEALT WITH, THE CONSOLIDATION OF ORDINANCES HAS WITHIN A NUMBER OF DOLLARS FROM BEING AN ACTUAL COST ITEM.

Mr. CHAMBERLIST: THANK YOU,

Mr. CHAIRMAN: WOULD WE HAVE ANY ANSWERS OR UPDATING AS TO WHERE WE NOW STAND?

Mr. MILLER: YES, Mr. CHAIRMAN. THE FIRST QUESTION THAT WAS LEFT IN ADVANCE REGARDED MENTAL HEALTH. THE QUESTION WAS REQUESTING A BREAK-DOWN OF THE AMOUNT OF \$48,000.00. THE TWO ITEMS THAT MAKE UP THE \$48,000.00 RELATE TO THE PRISONERS THAT WERE FOUND TO BE MENTALLY ILL AND UNFIT TO SERVE THEIR SENTENCES IN THE PENITENTIARY, WHICH EQUATED TO \$29,000.00. OR TO BE PRECISE, \$19,497.00. THE BALANCE OF THE \$48,000.00 IS MADE UP OF A PER DIEM RATE INCREASE OF \$4.26 IN THE CASE OF ALBERTA HOSPITALS AND \$3.52 IN THE CASE OF B.C. HOSPITALS. THE AVERAGE NUMBER OF PEOPLE THAT WE HAVE COMMITTEED UNDER THIS ESTABLISHMENT AND UNDER THE PROVISIONS OF THE MENTAL HEALTH ORDINANCE AND THE CRIMINAL CODE ARE 15 TO 16 PEOPLE WHICH EQUATES AT \$4.25 PER DAY TO \$24,795.00.

Mr. CHAIRMAN: CLEAR?

Mr. MILLER: THE NEXT QUESTION, Mr. CHAIRMAN, RELATED TO SUBSIDIZED MEDICAL TRAVEL AND THE QUESTION WAS HOW MANY EVACUATIONS HAD BEEN UNDERTAKEN UNDER THIS PLAN. I HAVE COMPARATIVE FIGURES FOR THE YEAR 1972-73. EVACUATIONS INSIDE THE TERRITORY WERE 170. TO MARCH 19TH, 1974, FOR THE 1973-74 FISCAL YEAR, THE ACTUAL EVACUATIONS INSIDE THE TERRITORY WERE 425. OUTSIDE THE TERRITORY EVACUATIONS FOR 1972-73 WERE 199. AGAIN TO MARCH 19, 1974, FOR THE 73-74 FISCAL YEAR, THERE WERE 364 EVACUATIONS OUTSIDE THE TERRITORY.

Mr. CHAIRMAN: CLEAR?

Mr. MILLER: THE NEXT TWO QUESTIONS, Mr. CHAIRMAN, I HAVE PREPARED WRITTEN ANSWERS TO. THE CLERK, IF SHE WOULD DISTRIBUTE THEM, WE CAN THEN DISCUSS THEM.

Mr. CHAMBERLIST: WHILE THAT IS BEING DISTRIBUTED I WONDER, Mr. CHAIRMAN, IF I COULD PUT A QUESTION DEALING WITH AN ITEM. I HAVE GOT IT ON MY MIND NOW AND I WANT TO GET AN ANSWER FROM HIM. THERE WAS SOME CONSIDERABLE DISCUSSION THE OTHER DAY ABOUT THESE PLANNING STUDIES. DO YOU KNOW OF ANY INSTRUCTIONS GIVEN TO THE EXECUTIVE COMMITTEE TO SPEND THIS MONEY ON STUDIES?

Mr. CHAIRMAN: IS THIS DIRECTED THROUGH THE CHAIR?

Mr. CHAMBERLIST: YES, THROUGH THE CHAIR TO Mr. MILLER.

Mr. MILLER: Mr. CHAIRMAN, I KNOW OF NO SPECIFIC INSTRUCTIONS GIVEN BY THE EXECUTIVE COMMITTEE. I WAS NOT ON THE COMMITTEE AT THE TIME. I HAVE NOT SEEN ANY SPECIFIC INSTRUCTIONS FROM EXECUTIVE COMMITTEE TO SPEND THAT MONEY.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I WONDER IF Mr. MILLER CAN INDICATE AT WHAT DATE HE WAS APPOINTED TO THE EXECUTIVE COMMITTEE? JUST FOR THE PURPOSE OF THIS PARTICULAR QUESTION?

Mr. MILLER: I'M SORRY, Mr. CHAIRMAN, I DON'T RECALL THE DATE THAT I WAS APPOINTED TO THE COMMITTEE.

Mr. MCKINNON: IT WASN'T A MEMORABLE EXPERIENCE?

Mrs. WATSON: Mr. CHAIRMAN, FOR THE HONOURABLE MEMBER'S EDIFICATION, I REMEMBER VERY, VERY DISTINCTLY WHEN THE COMMUNITY PLANNING APPROVAL WAS GIVEN TO STUDIES FOR PROPER PLANNING COMMUNITIES WAS APPROVED. IF THE HONOURABLE MEMBER ...

Mr. CHAMBERLIST: THE QUESTION THAT I AM ASKING, Mr. CHAIRMAN, IS THIS. WHETHER THERE WAS, AND PERHAPS I CAN FIND THE APPOINTMENT SHEET FOR Mr. MILLER, THIS MIGHT ... BECAUSE HE HAS ALREADY SAID, Mr. CHAIRMAN, THAT Mr. MILLER HAS INDICATED THAT HE DOESN'T RECALL, DURING THE TIME THAT HE HAS BEEN ON THE EXECUTIVE COMMITTEE, THAT ANY MONEY WAS AUTHORIZED TO BE SPENT. IS THIS CORRECT?

Mr. MILLER: FOR THIS PARTICULAR PURPOSE.

Mr. CHAMBERLIST: FOR THIS PARTICULAR PURPOSE, YES. IF YOU WILL ALLOW ME JUST A MOMENT.

Mr. CHAIRMAN: FOR THE EDIFICATION OF THE CHAIR. ARE WE ON COMMUNITY PLANNING?

Mr. CHAMBERLIST: NO, IT IS JUST AN INTIMATED QUESTION THAT I HAVE ASKED. THE APPOINTMENT WAS MADE OF THE 24TH DAY OF APRIL OF 1973. DO YOU RECALL THAT DAY, Mr. MILLER? THROUGH THE CHAIR I AM ASKING THAT QUESTION.

Mr. MILLER: YES.

Mr. CHAMBERLIST: SO THAT IT CAN BE TRUE TO SAY THAT FROM THE FISCAL YEAR, THE FIRST OF APRIL OF 1973, YOU WOULD KNOW OF ALL MONIES THAT WOULD, EXCEPT DURING THOSE FIRST DAYS, THE FIRST OF APRIL TO THE 24TH OF APRIL, OF ALL MONIES THAT HAD BEEN AUTHORIZED TO BE EXPENDED. I AM NOT TALKING ABOUT INSTRUCTION TO HAVE THE SURVEYS, BUT OF MONIES EXPENDED. YOU HAVE ALREADY INDICATED THAT YOU KNOW NOT OF ANY MONIES. DID YOU AGREE, Mr. MILLER?

Mr. MILLER: IN RESPECT TO COMMUNITY PLANNING Mr. CHAIRMAN, I KNOW OF NO AUTHORIZATION FOR ANY MONEY.

Mr. CHAMBERLIST: Mr. CHAIRMAN, MAY I CONTINUE PLEASE? Mr. CHAIRMAN, WE CAN ACCEPT IT THAT ALTHOUGH THERE WAS SOME INSTRUCTION GIVEN BY THE EXECUTIVE COMMITTEE THAT THERE BE PLANNING UNDERTAKEN THERE WAS NOT AUTHORITY FROM THE EXECUTIVE COMMITTEE GIVEN TO EXPEND MONEY. I RAISE THIS PARTICULAR POINT BECAUSE THERE WERE SUGGESTIONS MADE THAT I WAS ON THE COMMITTEE WHEN MONEY WAS AUTHORIZED TO BE SPENT FOR THAT PARTICULAR PURPOSE.

Mr. MILLER: Mr. CHAIRMAN, THAT WAS NOT THE INFERENCE THAT I WAS MAKING. I SAID THAT I PERSONALLY, KNEW OF NO INSTRUCTIONS.

Mr. CHAMBERLIST: NO, THAT IS RIGHT. YOU KNEW OF NO INSTRUCTIONS BUT YOU WERE ON THE EXECUTIVE COMMITTEE, WEREN'T YOU?

Mr. MILLER: NOT NECESSARILY, Mr. CHAIRMAN.

Mr. CHAIRMAN: I WOULD JUST LIKE TO POINT OUT THAT IN COMMITTEE, THE WITNESSES ARE NOT ON TRIAL HERE. THEY ARE ONLY TO ANSWER QUESTIONS.

Mrs. WATSON: Mr. CHAIRMAN.

Mr. CHAIRMAN: COUNCILLOR WATSON.

Mrs. WATSON: MAYBE I COULD GIVE A LITTLE MORE INFORMATION. HERE IN THE FISCAL YEAR, 1973-74, THERE WAS PROVISION MADE FOR A COMMUNITY PLANNER. THAT WAS THE YEAR, WAS IT NOT, Mr. MILLER?

Mr. MILLER: YES.

Mrs. WATSON: WE WERE UNABLE TO OBTAIN THE SERVICES OF A COMMUNITY PLANNER SO THE DECISION WAS MADE TO HAVE THE COMMUNITY PLANNING DEALT WITH ON A CONTRACT BASIS.

Mr. CHAIRMAN: WOULD YOU PROCEED, Mr. MILLER?

Mr. MILLER: Mr. CHAIRMAN, THE NEXT QUESTION RELATED TO THE YUKON HEALTH CARE INSURANCE PLAN AND THE QUESTION EVOLVED, AND I PROMISED TO BRING FORWARD A STATEMENT SHOWING THE CASH POSITION VERSUS AN ACCURAL POSITION. I ALSO BROUGHT FORWARD FOR MEMBERS, A STATEMENT SHOWING THE REVENUE AND RECOVERIES THAT WERE ESTIMATED IN THE BUDGETS OF 1972-73 AND 1973-74, THE ACTUAL REVENUE AND RECOVERIES WHICH WERE ACCRUED IN THAT PERIOD, THE APPROPRIATED EXPENDITURES AND THE ACTUAL EXPENDITURES FOR THE SAME PERIOD AND THE EFFECT OF THOSE TWO ITEMS. THE TOTAL APPROPRIATION, OR ESTIMATE, WHICH INDICATES THAT FOR THE TWO YEAR PERIOD THERE WAS \$722,000.00 OF ADDITIONAL REVENUE OR EXPENDITURES APPROPRIATIONS UNSPENT. THE SECOND STATEMENT, Mr. CHAIRMAN, RELATES TO THE SAME SUBJECT, THE YUKON HEALTH CARE INSURANCE PLAN. IT INDICATES THE PREMIUMS RECEIVED AND RECOVERIES, THE EXPENDITURES FOR EACH YEAR, THE CASH SURPLUS AS OF MARCH 31ST, 1973. THE CASH SURPLUS WE ESTIMATE WILL BE AS OF MARCH 31ST, 1974 AND THE CONVERSION OF THAT CASH SURPLUS TO AN ACCRUED SURPLUS OR TO AN ACCRUED BASIS OF ACCOUNTING WHICH INDICATES THE \$680,000.00 THAT WAS PRESENTED ON SESSIONAL PAPER #14.

Mr. CHAIRMAN: CLEAR ON THIS ITEM?

Mr. CHAMBERLIST: QUITE FRANKLY, I JUST CANNOT FOLLOW BECAUSE OF THE QUESTIONS THAT I HAVE ASKED AND YOU HAVE SIMPLY NOT ANSWERED THEM. I THINK IT IS OF NO AVAIL, BECAUSE I DON'T CARE WITH WHAT FIGURES YOU COME UP WITH. THE FACTS SPEAK FOR THEMSELVES AS FAR AS THE QUESTIONS I HAVE ASKED. THERE IS NOT GOING TO BE ANY POINT IN RAISING IT BECAUSE I KNOW WHAT IS GOING TO HAPPEN. IT IS GOING TO HAPPEN

THAT YOU ARE JUST GOING TO HAVE YOUR WAY. MR. CHAIRMAN, I WOULD LIKE TO SAY THIS AND ESPECIALLY IN PARTICULAR, COUNCILLOR TANNER, ALMOST ALL OTHER MEMBERS, EXCEPT PERHAPS, COUNCILLOR RIVETT, HAVE SAT WITH ME ON FINANCE COMMITTEE. THEY KNOW FULL WELL THAT I AM JUST AS AGGRESSIVE WHEN I WAS ON THE FINANCE COMMITTEE INVESTIGATING HOW THE FUNDS OF THE TERRITORY ARE BEING SPENT AS I AM NOW. IT IS SIMPLY THAT I REALLY FEEL THAT MEMBERS OF COUNCIL SHOULD KNOW AND BE CLEAR IN THEIR MINDS EXACTLY HOW FUNDS ARE BEING EXPENDED AND WHAT ARE THE MEANINGS OF YOUR SUPPLEMENTARIES. I SAY, THAT I DON'T FOLLOW AND PERHAPS OTHER MEMBERS DO, BUT I CAN'T FOLLOW THE FIGURES THAT HAVE BEEN PRESENTED ESPECIALLY IN VIEW OF WHAT NOW HAS BEEN PRESENTED TO COUNCIL AS A SUPPLEMENTARY. WE ARE \$70,000.00 OVER, I JUST DON'T UNDERSTAND IT. IT'S JUST NO POINT IN ARGUING AGAINST IT BECAUSE I HAVE TO GO OVER THE SAME ARGUMENT TIME AND TIME AGAIN. IT'S THE OLD THING. IT'S A MATTER OF WHO KEEPS THE BOOKS. YOU CAN JUGGLE THEM ABOUT TO MAKE THEM LOOK ANYTHING, BUT YOU'RE NOT MAKING IT UNDERSTANDABLE IN PLAIN, ORDINARY SPEAKING ENGLISH SO THAT PEOPLE WHO ARE NOT ACCOUNTANTS CAN UNDERSTAND IT.

MR. MILLER: MR. CHAIRMAN, MAYBE FOR THE CLARITY OF ALL MEMBERS. ONE ITEM WHICH I THINK WE OFTEN TEND TO OVERLOOK WHEN WE ARE DEALING WITH ESTIMATES AND WHEN WE ARE DEALING WITH ACTUALS IS THE FACT THAT APPROPRIATIONS ARE LEGISLATIVE AUTHORITY TO SPEND MONEY. THEY HAVE NO RELATIONSHIP TO THE ACCOUNTING PROCESS THAT GOES ON IN THE GOVERNMENT. THAT IS THE KEY ISSUE AT THIS POINT.

MR. CHAIRMAN: ANYTHING FURTHER ON THIS MATTER?

MR. STUTTER: MR. CHAIRMAN, JUST TO MAKE SURE I AM ABSOLUTELY CLEAR ON IT. ON FRIDAY I WAS PRETTY SURE I WAS FOLLOWING THE LINE OF THOUGHTS BY THE MEMBER FOR WHITEHORSE EAST AND NOW THAT I HAVE THIS PAPER IN FRONT OF ME, I HAVE IT QUITE CLEAR OR AT LEAST I THINK IT IS. I JUST NEED TO ASK JUST ONE SMALL QUESTION TO MAKE SURE. THAT \$70,000.00 IN THE SUPPLEMENTARY UNDER 515, IS THAT THE SAME \$70,000.00 AS WE ARE SHOWING IN 73-74 AS AN EXTRA OR DIFFERENCE IN THE EXPENDITURE?

MR. MILLER: THAT IS CORRECT, MR. CHAIRMAN.

MR. STUTTER: THANK YOU. IT IS CLEARER TO ME, MR. CHAIRMAN.

MR. CHAMBERLIST: THAT OPENS ANOTHER QUESTION. IF THE ESTIMATES. HERE WE HAVE IN 1973-74, TAKING A FULL PAGE, YOU HAVE ESTIMATES OF \$1,402,470.00. RIGHT?

MR. MILLER: RIGHT.

MR. CHAMBERLIST: THIS ESTIMATED RECOVERIES, THE ESTIMATED REVENUES AND RECOVERIES. NOW, WE ~~FROM THE ACTUAL~~ REVENUES AND RECOVERIES WERE \$1,619,000.00. SO THAT WE HAVE \$217,000.00 MORE IN RECOVERIES THAN WE ANTICIPATED IN OUR ESTIMATES. SO WE SHOULD HAVE \$217,000.00 MORE. WE ARE SAYING THE EXPENDITURES ARE JUST A DIFFERENCE OF \$73,530.00. SO THAT IF, AND THIS IS WHERE I TAKE IT YOU GOT YOUR ROUND FIGURE OF \$73,000.00, IF WE ADD THE \$73,000.00 AND THE \$209,000.00. THAT IS \$73,000.00 LESS THAN WHAT WAS EXPECTED TO BE SPENT AND \$217,000.00 MORE ... WE ARE TALKING ABOUT \$290,000.00 WHICH IS A DIFFERENCE BETWEEN WHAT WE EXPECTED TO AND WHAT MORE WE GOT. WHERE DO WE FIND THIS FIGURE THIS \$290,000.00 WHICH SHOULD SHOW THE BALANCE OF YOUR FIGURES? I OPERATE MY BUSINESS LIKE THAT, PERHAPS I'VE BEEN OPERATING MY BUSINESS WRONG FOR ALL THIS TIME. I DON'T KNOW, PERHAPS YOU CAN TELL ME SOMETHING.

MR. MILLER: MR. CHAIRMAN, THE QUESTION RELATES AGAIN TO THE ORIGINAL POINT THAT I TRIED TO MAKE. APPROPRIATIONS ARE ONLY ESTIMATES OR LEGISLATIVE AUTHORITY, THEY ARE NOT ACTUAL FIGURES. IF THE MEMBERS WILL TAKE THAT FIRST SHEET AND LAY IT BESIDE THE SECOND SHEET THAT I HANDED OUT, YOU WILL FIND THAT IN 1973-74 THE ACTUAL REVENUE AND RECOVERY SHOWN ON THE SECOND SHEET ABOUT MIDWAY DOWN THE PAGE ARE \$1,619,783. THE ACTUAL EXPENDITURES ARE \$1,239,000. THOSE ARE THE ACTUALS. THAT IS THE PRECISE ACCOUNTING SIDE OF THE QUESTION AND THAT IS WHERE THE SURPLUS FLOWS. THAT INDICATES THAT THAT SURPLUS OF \$380,000 IN 1973-74 IS GOING IN TO THE YUKON HEALTH CARE INSURANCE PLAN FUND.

THE APPROPRIATION AND THE REVENUE ESTIMATES HAVE NO RELATIONSHIP TO THAT AT ALL.

MR. CHAMBERLIST: IF THAT MONEY IS COMING INTO THE YICIP FUND, WHAT IS IT DOING IN

HERE WHERE YOU ARE TAKING THAT \$70,000 AND YOU'RE USING IT IN SOME OTHER ESTABLISHMENT IN VOTE 05.

Mr. MILLER: Mr. CHAIRMAN, WE ARE NOT USING THE ACTUAL MONEY, WE ARE USING THE LEGISLATIVE APPROPRIATION THAT HIS COUNCIL PASSED A YEAR AGO. THE \$1,312,000 LESS THE \$1,239,000 IS WHAT'S LEFT OVER IN THE APPROPRIATION, NOT IN THE BANK, IN THE APPROPRIATION ONLY.

Mr. CHAMBERLIST: BUT, Mr. CHAIRMAN, THE TERRITORIAL COUNCIL DID NOT APPROPRIATE MONEY OUT OF THE YUKON HEALTH CARE INSURANCE PLAN BY PREMIUMS AND THE FUNDS THAT ARE COMING INTO THE PLAN FROM THE FEDERAL GOVERNMENT TO APPROPRIATE IN TO PUT IT INTO ANOTHER VOTE, INTO ANOTHER ESTABLISHMENT. THEY DIDN'T DO THAT. THEY DID IT FOR THE PURPOSE OF YHCIP AND FOR NO OTHER REASON. I WANT TO KNOW WHY ITS GOING INTO ANOTHER ESTABLISHMENT, WHEN YOU RAISE THIS MONEY FROM THE PEOPLE FOR A SPECIFIC PURPOSE.

Mr. MILLER: Mr. CHAIRMAN, AS INDICATED ON THE SECOND SHEET AND AS INDICATED IN MY PREVIOUS EXPLANATION, THE MONIES RAISED BY PREMIUMS AND THE MONIES RAISED BY RECOVERIES FROM NATIONAL HEALTH LESS THE EXPENDITURES UNDER THE YHCIP PLAN ARE GOING TOWARD THAT PLAN'S SURPLUS.

THE FACT THAT THIS COUNCIL APPROPRIATED MONEY AND IN THOSE ESTIMATES THERE WAS AN ESTIMATED REVENUE HAS NO BEARING ON WHAT GOES INTO YHCIP CASH SURPLUS.

Mr. CHAMBERLIST: THERE IS NO POINT IN ARGUING Mr. CHAIRMAN, AS FAR AS I'M CONCERNED, MONEY THAT HAS BEEN APPROPRIATED FOR A SPECIFIC PURPOSE HAS BEEN REDUCED AND PUT INTO ANOTHER ESTABLISHMENT, AND I DON'T CARE WHAT WAY YOU LOOK AT IT.

Mr. CHAIRMAN: ANYTHING FURTHER ON THIS MATTER? NEXT ITEM.

Mr. MILLER: Mr. CHAIRMAN, THE LAST ITEM THAT WAS ASKED FOR WAS A LIST OF STUDIES UNDER THE COMMUNITY PLANNING, STUDIES AMOUNT, I HAVE TABLED FOR THE MEMBERS BENEFIT A PAPER SHOWING A LIST OF THE STUDIES UNDERTAKEN DURING THE YEAR TOTALLING \$237,150.

Mr. CHAMBERLIST: AGAIN, I'LL ASK YOU THE QUESTION, WHERE WAS THE AUTHORITY OBTAINED TO SPEND THAT MONEY?

Mr. MILLER: Mr. CHAIRMAN, I CAN'T ANSWER THAT QUESTION PRECISELY. I CAN ONLY ASSUME THE EXECUTIVE COMMITTEE GAVE AUTHORITY TO HAVE THOSE STUDIES UNDERTAKEN.

Mrs. WATSON: Mr. CHAIRMAN, THE EXECUTIVE COMMITTEE DID GIVE THAT AUTHORITY. THIS COUNCIL GAVE THE AUTHORITY TO HIRE A TOWN PLANNER. THEY WEREN'T ABLE TO RECRUIT A TOWN PLANNER. THE PLANNING HAD TO BE DONE IN THE COMMUNITY. THE EXECUTIVE COMMITTEE MADE THE DECISION THAT IT COULD BE DONE ON A CONTRACTORIAL BASIS FOR EACH INDIVIDUAL COMMUNITY AND THIS IS THE ANSWER THAT THE HONOURABLE MEMBER IS SEEKING AND THAT IS HOW IT WAS DONE. THIS IS WHERE THE AUTHORITY WAS GIVEN.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I SAY THE AUTHORITY TO HAVE A PLANNER DO SOME STUDIES WAS GIVEN. THERE IS NO ARGUMENT WITH THE HONOURABLE MEMBER FROM CARMACKS-KLUANE ON THAT POINT. NONE WHATEVER.

WHAT I AM TRYING TO ASCERTAIN IS BEFORE THE MONEY WAS SPENT AND ONCE WE KNEW WHAT THE ESTIMATED COST OF THESE STUDIES WERE GOING TO BE, THOSE COSTS WERE NOT BROUGHT FORWARD TO COUNCIL FOR COUNCIL TO AGREE TO THOSE EXPENDITURES. SO, THEREFORE, IT WAS DONE AFTEN. RIGHT HERE IS WHAT WE'VE GOT, IS A REQUEST FROM COUNCIL TO APPROVE AN EXPENDITURE OF MONEY THAT HAS BEEN CARRIED OUT WITHOUT PRIOR CONSULTATION WITH THIS COUNCIL. ALL MONIES ARE SUPPOSED TO BE WITH THE CONSULTATION OF COUNCIL. THIS WASN'T DONE. I SAY THAT ON THE BASIS OF ANSWERS THAT HAVE BEEN RECEIVED THAT IT WASN'T DONE AND THAT IS SEPARATE FROM THE FACT THAT THE STUDIES WERE AUTHORIZED. I HAVE NO ARGUMENT ON THAT POINT.

Mr. TANNER: Mr. CHAIRMAN, THE HONOURABLE MEMBER IS ABSOLUTELY CORRECT THAT THE AUTHORITY IS REQUESTED HERE IN THIS SESSION.

Mr. CHAMBERLIST: ITS ALREADY BEEN SPENT.

Mr. TANNER: ALL SUPPLEMENTS ARE EXACTLY JUST THAT.

Mr. CHAMBERLIST: Mr. CHAIRMAN, THE HONOURABLE MEMBER JUST SPOKEN, IS SOMEWHAT CONFUSED WITH THE SPECIFIC POINT, THAT WHERE THERE ARE STUDIES, IF THESE STUDIES FOR INSTANCE, HAVEN'T BEEN AUTHORIZED BY COUNCIL AND THEN AS A RESULT OR HAD THERE BEEN AN ITEM OF \$1 BEING PUT IN

SPECIFICALLY FOR THESE STUDIES AND THEN THE COST OF THE STUDIES HAD COME FORWARD THEN CERTAINLY, THERE IS SOME REASON TO SAY THAT THERE WAS AUTHORITY FOR THESE STUDIES.

THESE WERE STUDIES THAT WERE NOT IN OR CONTEMPLATED AT THE TIME OF THE 1973-74 BUDGET COMING BEFORE THIS HOUSE. THESE WERE ALL NEW STUDIES WHICH WERE DECIDED UPON AFTER THE 73-74 BUDGET. ALTHOUGH, WE HAVE HAD THE STUDIES, I HAVEN'T HAD THE TIME TO READ THEM, TO SEE IF THEY WERE WORTH SPENDING THE MONEY ON THEM OR NOT. WE HAD TO HAVE THE STUDIES. NO DOUBT WE HAVE TO PAY FOR THEM. I SIMPLY AM SAYING THAT IT WAS AN IMPROPER METHOD TO USE. TO GO AHEAD AND SPEND \$200,000 WITHOUT FIRST HAVING THE DECENCY TO SAY TO COUNCIL, 'WELL LOOK, WE CAN'T GET A PLANNER, WE HAVE TRIED FOR A COUPLE OF YEARS. WE ARE GOING TO DO IT BY CONTRACT. WE EXPECT THAT THESE STUDIES ARE GOING TO BE \$XX. WE WANT TO PUT AN ITEM IN THE SUPPLEMENTARY SO THAT ONCE WE GET THE BILLS FOR THEM, WE WILL BE ABLE TO PAY THEM.'

I AM SIMPLY SAYING THAT IF THIS WAS DONE, UNDER THE USUAL METHOD, THIS WOULD HAVE BEEN SATISFACTORY. THERE IS NO REASON TO BELIEVE THAT IT DID HAPPEN THIS WAY THAT IN FACT THESE STUDIES WERE AUTHORIZED AND I DON'T DISAGREE WERE AUTHORIZED BY THE EXECUTIVE COMMITTEE, BUT THE FUNDING SHOULD HAVE COME BEFORE COUNCIL MR. CHAIRMAN BEFORE THEY WERE GIVEN AUTHORITY. THIS IS MY OBJECTION.

MR. TANNER: MR. CHAIRMAN, MAY I ASK--

MRS. WATSON: MR. CHAIRMAN, I FEEL THAT IN THIS INSTANCE, THERE SHOULD BE NO CRITICISM OF THE ADMINISTRATION BECAUSE THE EXECUTIVE COMMITTEE APPROVED THE EXPENDITURE OF THIS AND THERE ARE TWO ELECTED PEOPLE ON THAT EXECUTIVE COMMITTEE WHO AGREED WITH THE EXPENDITURE OF THESE FUNDS AND ONE, YOU HAVE ELECTED PEOPLE ON THE EXECUTIVE COMMITTEE AND AS YOU HAVE MORE AND MORE ELECTED PEOPLE ON THE EXECUTIVE COMMITTEE, THEY ARE GOING TO MAKE DECISIONS IN THIS REGARD, SO THAT NEW PROGRAMS CAN BE BROUGHT INTO PLACE, SO THAT EMERGENCY SITUATIONS CAN BE TAKEN CARE OF AND THEN THEY COME BACK TO THE COUNCIL TO INDICATE WHAT DECISIONS HAVE BEEN MADE AND TO GET THEIR APPROVAL FOR THEM. BUT I THINK THAT THE HONOURABLE MEMBER IS WRONG IF HE FEELS THAT THERE SHOULD BE CRITICISM OF THE ADMINISTRATION ON THIS BECAUSE I ACCEPT THE RESPONSIBILITY COMPLETELY ON THE EXPENDITURE OF THESE

FUNDS AND IF THE HONOURABLE MEMBER FROM WHITEHORSE EAST IS NOT PREPARED TO ACCEPT IT THAT IS FINE BUT I AM CERTAINLY PREPARED TO ACCEPT IT.

MR. CHAMBERLIST: A POINT OF PRIVILEGE, MR. CHAIRMAN, DURING THE TIME OF THIS YEAR THAT I WAS ON THE EXECUTIVE COMMITTEE, I HAVE KEPT ALL MY NOTES ON EVERYTHING AND EVERY MEETING THAT I ATTENDED. I THOROUGHLY EXAMINED THEM OVER THE WEEKEND. ALTHOUGH I AGREE THERE WAS DISCUSSION ON HAVING THE STUDIES DONE, AT NO TIME DURING THE PERIOD OF THE 1ST OF APRIL TO THE END OF SEPTEMBER, DID I OR COUNCILLOR WATSON AUTHORIZE THE EXPENDITURE OF MONEY. WE AGREED TO THE STUDY AND IF THE EXPENDITURES OF MONEY HAS TAKEN PLACE AT ALL IN EXECUTIVE COMMITTEE, THEY MUST HAVE TAKEN PLACE SINCE THE LAST DAY OF SEPTEMBER.

I AM SAYING THAT SHE IS INCORRECT AND DOESN'T REMEMBER CORRECTLY, BUT WE DID AGREE TO THE STUDY. WE DID NOT AGREE TO THE EXPENDITURE BECAUSE ITS ALWAYS BEEN MY PHILOSOPHY THAT NO MONEY WILL BE SPENT UNLESS ITS BEEN AUTHORIZED BY COUNCIL PROPERLY. IF THE RECORDS WERE ONLY ABLE TO SPEAK OUT, IT WOULD SHOW QUITE CLEARLY THAT IS WHAT THE POSITION IS. AS I SAY, IF THE BILLS HAVE BEEN DONE THEN WE HAVE TO PAY FOR THEM. BUT I'M JUST SAYING THAT THE PROCEDURE WASN'T DONE PROPERLY, THAT THE EXECUTIVE COMMITTEE SHOULD NOT AUTHORIZE THE EXPENDITURE OF MONEY. THIS IS WHAT WE ARE HERE FOR, TO MAKE SURE THEY TAKE NOTE OF WHAT WE SAY TODAY AND IN THE FUTURE IT DOESN'T HAPPEN.

MR. TANNER: MR. CHAIRMAN, JUST TO MAKE SURE THAT ITS QUITE CLEAR, IN THE LAST YEAR WE VOTED \$30,000 FOR PLANNING STUDIES. IF THE CRITICISM IS THAT WE'VE OVERSPENT, FAIR ENOUGH, BUT ITS CERTAINLY NOT A CRITICISM THAT IS BRAND NEW.

MR. CHAMBERLIST: THIS IS WHAT I SAY, WHERE THERE WAS A SPECIFIC AMOUNT OF MONEY SET ASIDE FOR SPECIFIC PLANNING AND WHATNOT, THEN OF COURSE, WHEN THERE IS AN OVERAGE YOU COME BACK FOR A SUPPLEMENTARY, BUT I AM JUST ACCEPTING WHAT MR. MILLER HAS SAID, MR. CHAIRMAN, THAT SINCE HE HAS BEEN A MEMBER OF THE EXECUTIVE COMMITTEE, SINCE THE 24TH OF APRIL OF LAST YEAR, WHICH IS ALMOST A COMPLETE FISCAL YEAR, HE DOESN'T RECALL ANY INSTRUCTIONS FOR THE EXPENDITURE OF FUNDS THOUGH HE DOES RECALL AS WE ALREADY DO, THAT AUTHORITY WAS GIVEN FOR THE

STUDY AND THIS IS THE POINT I MAKE. I THINK IT IS A VALID POINT, I THINK WE WENT AHEAD, WE DID THE STUDIES AS THE EXECUTIVE COMMITTEE HAD DECIDED TO DO BUT WE WENT AND SPENT THE MONEY WHEN THERE WERE THREE SESSIONS OF COUNCIL IN BETWEEN WITHOUT COMING FORWARD AND SAYING, 'HERE IS A SUPPLEMENTARY.'

NOT ONLY THAT, THERE WAS A SUPPLEMENTARY BROUGHT FORWARD ON THE CAMPBELL BRIDGE, WHY WASN'T A SUPPLEMENTARY BROUGHT FORWARD AT THAT TIME AS WELL? IT COULD HAVE BEEN DONE.

MR. CHAIRMAN: COUNCILLOR STUTTER, WILL YOU TAKE THE CHAIR, PLEASE.

MR. CHAIRMAN: COUNCILLOR TAYLOR.

MR. TAYLOR: MR. CHAIRMAN, I AM AS CONCERNED AS SOME OTHER MEMBERS THAT HAVE SPOKEN ABOUT THESE NEW PROGRAMS. CERTAINLY, I THINK THAT THE ADMINISTRATION MUST REALIZE THAT IT IS NOT PROPER IN ANY WAY, SHAPE OR FORM TO EMBARK ON NEW PROGRAMS WITHOUT FIRST COMING TO THIS LEGISLATURE. OTHERWISE, THERE WOULD BE NO FURTHER NEED FOR THIS LEGISLATURE.

WHILE WE ARE TALKING ABOUT NEW PROGRAMS, I WOULD LIKE TO ASK SOME QUESTIONS. I SEE IN THE BREAKDOWN WE HAVE A TRANSIT AND TRAFFIC STUDY FOR \$12,000. NOW WE HAVE THE CITY OF WHITEHORSE, COMMUNITY SERVICES IMPROVEMENT PROGRAM. COULD SOMEONE REFRESH ME AS TO WHAT THIS ENTAILS BECAUSE IT IS \$33,500. WHAT DOES THIS MEAN.

MR. MILLER: MR. CHAIRMAN, THIS STUDY WAS TABLED IN COUNCIL THE OTHER DAY. IT IS THE VERY LARGE THICK ONE THAT ILLUSTRATES OR OUTLINES ALL THE COMMUNITY NEEDS THROUGHOUT THE YUKON TERRITORY.

MR. TAYLOR: IS THIS THE SEWER MAINTENANCE STUDY?

MR. MILLER: NO, MR. CHAIRMAN, THAT IS A DIFFERENT STUDY THAT WAS COMPLETED PRIOR TO THIS CURRENT FISCAL YEAR.

MR. CHAMBERLIST: COULD WE GET COPIES OF THIS STUDY SO THAT WE KNOW WHAT WE ARE TALKING ABOUT WHILE WE ARE DISCUSSING THIS ITEM. I MEAN THE SHEETS.

MRS. WATSON: YOU HAVE IT.

MR. CHAMBERLIST: OH, I SEE. I BEG YOUR

PARDON.

MR. TAYLOR: POSSIBLY I'LL TAKE A LOOK AT THAT AFTER. THEN WE GO THROUGH A LIST OF THE VARIOUS COMMUNITIES; TESLIN, DAWSON, MAYO AND SO FORTH. COULD I BE INFORMED AS TO WHAT IS THE KLUANE CORRIDOR STUDY. WHAT IS THAT ALL ABOUT. \$38,200.

MR. MILLER: THIS STUDY, MR. CHAIRMAN, RELATES TO A STUDY OF WHAT IS COMMONLY REFERRED TO AS THE KLUANE CORRIDOR RUNNING UP THE ALASKA HIGHWAY TO PAINES JUNCTION. DOWN FROM PAINES JUNCTION THROUGH R.C. TO THE ALASKA BORDER AND RUNNING NORTH OF PAINES JUNCTION TO THE END OF THE PARK. IT'S REALLY INTENDED TO DETERMINE PLANNING OR LAND USE ALONG THAT CORRIDOR ROUTE, THAT BORDERS ON THE PARK AND RUNS FROM PAINES JUNCTION DOWN THROUGH TO WHITEHORSE.

MR. TAYLOR: THESE ARE VERY INTERESTING THINGS BECAUSE THIS IS SOMETHING THIS LEGISLATURE NEVER KNEW. I THINK IT IS THE RESPONSIBILITY OF THE ADMINISTRATION TO TELL US. THIS IS THE FIRST TIME I'VE EVER HEARD OF A KLUANE CORRIDOR IN MY WHOLE EVER-LIVING LIFE.

HOW COULD WE GET MORE INFORMATION ON THIS? DOES THIS FORM PART OF AN AGREEMENT BETWEEN THE PROVINCE OF BRITISH COLUMBIA FOR INSTANCE AND PAINES, ALASKA? WHEN CAN ONE GET MORE INFORMATION ON THIS BECAUSE THIS TYPE OF THING, WE SHOULD KNOW ABOUT THESE THINGS BEFORE MONIES ARE EXPENDED IN THESE AREAS. IT SOUNDS VERY INTERESTING, BUT NEVERTHELESS, IT STILL AMOUNTS TO \$38,200. WHO ORIGINATED IT? WAS IT A REQUEST OF THE FEDERAL GOVERNMENT? ITS A LOT OF MONEY.

MR. SPEAKER: COUNCILLOR WATSON.

MRS. WATSON: MR. CHAIRMAN, MAYBE I CAN SHED SOME LIGHT ONTO THE QUESTION THAT THE HONOURABLE MEMBER HAS ASKED.

REGARDING THE STUDIES OF THE COMMUNITIES SERVICES IMPROVEMENT PROGRAM, I WOULD REFER THE HONOURABLE MEMBER TO SESSIONAL PAPER NO. 12, WHERE IT OUTLINES SOME OF THE PLANS FOR THE IMPLEMENTATION OF WHAT THE GOVERNMENT IS DOING TO TRY TO IMPLEMENT THE COMMUNITY SERVICES IMPROVEMENT PROGRAM.

NOW, THE KLUANE CORRIDOR STUDIES, IF YOU REMEMBER WHEN THE KLUANE PARK WAS DISCUSSED HERE IN COUNCIL TWO YEARS AGO, THERE WAS SOME CONCERN

RELEASE LAND, SO THEY WON'T HAVE TO CONTINUE TO FREEZE ALL THAT LAND, SO THAT PEOPLE CAN GET A HOLD OF LAND IN THAT AREA IF THEY WANT.

MR. TAYLOR: ONE VERY IMPORTANT POINT HERE IS THAT, NOTWITHSTANDING, THAT WE STILL HAVEN'T HEARD ABOUT THIS CORRIDOR STUDY AND I WOULDN'T THINK THAT THE GOVERNMENT WOULD EMBARK ON ANY KIND OF A PLAN DEVELOPMENT UNDER THIS PLAN UNTIL ITS FIRST BEEN REFERRED TO THE LEGISLATURE. I WOULD HOPE THIS WOULD BE THE CASE. I WOULD ASSUME THAT WHAT HAPPENED IN THIS CASE WOULDN'T BE THE WAY THINGS WORK AND THAT'S WHAT PARLIAMENTS ARE ALL ABOUT.

I HAVE ONE FINAL QUESTION. YOU HAVE PLANNING ORDINANCE AND ITS \$4,000. COULD I HAVE AN EXPLANATION OF THAT. I KNOW OF NO PLANNING ORDINANCE.

MR. MILLER: YES, MR. CHAIRMAN, THE ADMINISTRATION HAS LOOKED AT THE NEED FOR A PLANNING ORDINANCE OR A PLANNING ORDINANCE FOR ALL THE LAND UNDER THE CONTROL OF THE COMMISSIONER, OUTSIDE OF COMMUNITY.

IN ORDER TO GET SOME EXPERTISE IN THIS MATTER, WE CONTRACTED WITH A GENTLEMAN WHO HAD JUST COMPLETED DOING A PLANNING ORDINANCE FOR THE PROVINCE OF ALBERTA, WHO IS QUITE AN EXPERT IN THE FIELD AND HE UNDERTOOK TO PROVIDE US WITH THE BACKGROUND, THE NEEDS, THE BASIC MATERIAL NECESSARY FOR US TO PUT TOGETHER A PLANNING ORDINANCE. THIS IS JUST IN ITS FINAL... STAGE WITHIN OUR OWN ADMINISTRATION AND WILL BE COMING TO COUNCIL AT SOME APPROPRIATE TIME, EXPRESSED BY COUNCILLORS AT THAT TIME THAT THE TERRITORIAL GOVERNMENT, IN ORDER TO, IF A PARK WAS ESTABLISHED IN THAT AREA, IT WOULD BE NECESSARY FOR THE TERRITORIAL GOVERNMENT TO HAVE SOME SORT OF PLAN AVAILABLE FOR THE DEVELOPMENT OF THAT AREA. ESPECIALLY THE AREA THAT RUNS PARALLEL TO THE PARK BORDER. AT THAT TIME, THE KLUANE PARK WAS ESTABLISHED, THERE WAS A GREAT DEAL OF INTEREST IN THE ACQUIRING OF LAND AND THIS IS QUITE A NATURAL THING FOR PEOPLE TO DO. BECAUSE MOST OF THE APPLICATIONS HAVE BEEN TURNED DOWN BECAUSE A GREAT PORTION OF THAT AREA HAD BEEN FROZEN, IT WASN'T AVAILABLE FOR DISPOSAL, IT WAS NECESSARY FOR SOME PLAN TO BE DEVELOPED SO THAT THE LAND COULD BE RELEASED AND DISPOSED OF ON A VERY ORDERLY BASIS.

THIS IS WHY THE CORRIDOR STUDY IS BEING DONE, SO THAT WHEN THE CORRIDOR STUDY IS DONE AND, INCIDENTLY THE GROUPS WHO ARE DOING THE STUDY,

AND I'VE FORGOTTEN WHO THEY ARE, HAVE HAD MEETINGS ALL ALONG IN THE COMMUNITIES, TO DETERMINE WHAT THE WISHES OF THE PEOPLE IN THAT AREA ARE. THEN THE GOVERNMENT WILL BE ABLE TO IMPLEMENT THE PLAN, IF IT IS APPROVED AND TO

MR. CHAMBERLIST: THAT'S THE STRANGEST THING. WE HAVE GOT TWO LAWYERS NOW, WHO ARE SUPPOSED TO BE THE ONES TO PREPARE OUR LEGISLATION. WE ARE NOW CONTRACTING OUT OUR LEGISLATION, SURELY, THIS IS A POINT THAT SHOULD HAVE BEEN DISCUSSED WITH COUNCIL BECAUSE I DON'T KNOW ANYTHING ABOUT IT. I'D LIKE TO KNOW HOW MANY OF THESE WERE PROVIDED FOR IN THE LAST SIX MONTHS.

MR. MILLER: MR. CHAIRMAN, WITH RESPECT, THIS IS NOT A LAWYER TO WRITE AN ORDINANCE, BUT THIS IS AN INDIVIDUAL WHO IS A PLANNER, A PLANNING EXPERT AND HE IS PROVIDING US WITH THE BASIC POLICY THAT WE NEED TO PUT TOGETHER A PLANNING ORDINANCE FOR THE YUKON TERRITORY. HE IS A CONSULTANT. HE IS NOT A LAWYER, HE IS A CONSULTANT, AND HE IS NOT WRITING THE ORDINANCE HE IS PROVIDING THE POLICY AND THE PLANNING ADVICE THAT WE NEED.

MR. CHAMBERLIST: WHY DIDN'T YOU SAY SO, THEN PERHAPS YOU WON'T LAUGH. YOU SAY PLANNING ORDINANCE LEGISLATION.

MR. CHAIRMAN: ORDER PLEASE.

MRS. WATSON: THATS O.K.

MR. TAYLOR: MR. CHAIRMAN, I WOULD JUST LIKE TO, BEFORE I RESUME THE CHAIR, THERE IS NO USE BEING REPETITIOUS ABOUT THIS, BUT I WOULD LIKE TO ASK THE MEMBERS IF THEY WOULD TAKE IN MIND AND CERTAINLY THE ADMINISTRATION, IF THEY WOULD REFLECT UPON THE REMARKS I MADE WHEN LAST WE SPOKE ON THIS SUBJECT OF PLANNING, HAVING REFERENCE TO THE IMPLEMENTATION OF ACCEPTANCE AND IMPLEMENTATION OF PLANS IN THE OUTLYING COMMUNITIES. THANK YOU AND I WILL RESUME THE CHAIR.

MR. CHAIRMAN: IS THERE ANYTHING FURTHER ON ESTABLISHMENT 601, COMMUNITY PLANNING AND LAND DISPOSAL? CLEAR?

SOME MEMBERS: CLEAR.

MR. CHAIRMAN: THE NEXT ITEM, AND THIS ENDS THE ANSWERS TO THE QUESTIONS.

Mr. MILLER: THATS THE OUTSTANDING ANSWERS.

Mr. CHAIRMAN: THANK YOU. THE NEXT ITEM IS MUNICIPAL SERVICES - \$77,000.

Mr. CHAMBERLIST: WHEN YOU TALK ABOUT INCREASING GRANTS IN LIEU OF TO COMMUNITIES, IS THIS AMENDMENTS TO THE MUNICIPAL AID BILL?

Mr. MILLER: Mr. CHAIRMAN, THESE AREN'T AMENDMENTS TO THE MUNICIPAL AID BILL, THIS IS THE PAYMENT OF OUR GRANT IN LIEU OF PROPERTY TAX TO THE MUNICIPALITIES.

Mr. CHAMBERLIST: IF I REMEMBER CORRECTLY, THIS IS PAID UNDER THE MUNICIPAL AID ORDINANCE. Mr. CHAIRMAN, WHAT I WANT TO FIND OUT FROM Mr. MILLER IS WHETHER THERE IS TO BE AN AMENDMENT TO THE ORDINANCE TO DO THIS OR WHETHER IT IS BEING DONE BY REGULATION.

Mr. MILLER: Mr. CHAIRMAN, THIS RELATES ENTIRELY TO THE EXISTING MUNICIPAL AID ORDINANCE AND WHAT IT INVOLVES IS THE SCHEDULE REQUIRED UNDER THE ORDINANCE PROVIDES FOR THE ASSESSMENT TO BE DONE IN NOVEMBER, IF MY MEMORY SERVES ME CORRECTLY. WHEN WE PUT UP OUR MAIN ESTIMATES LAST YEAR, WE DIDN'T PROVIDE SUFFICIENT FUNDS. FOR EXAMPLE, IN THE CITY OF WHITEHORSE, THEIR MILL RATE INCREASED, SUBSEQUENTLY, WE HAD TO PAY THEM MORE DOLLARS, UNDER THAT ORDINANCE. THIS IS WHAT WE ARE TALKING ABOUT - INCREASE IN ASSESSEMENT AND INCREASE IN MILL RATE, NOT A CHANGE IN THE ORDINANCE.

Mr. CHAMBERLIST: I SEE.

Mr. CHAIRMAN: THE NEXT ITEM IS AMBULANCE SERVICES IN THE AMOUNT OF \$ 50,000.

Mr. CHAMBERLIST: THIS IS THE EXACT AMOUNT THAT WAS AGREED TO EARLY ON IN LAST YEAR. I HAVEN'T GOT THE EXACT DATE.

Mr. MILLER: THAT'S CORRECT Mr. CHAIRMAN.

Mr. CHAIRMAN: IN TERMS OF THE TAKEOVER, THIS IS FROM THE CHAIR. IN TERMS OF THE TAKEOVER AGREEMENT BETWEEN THE FEDERAL GOVERNMENT AND THE TERRITORIAL GOVERNMENT IN RESPECT OF THE HIGHWAY TAKEOVER - IS ANY PART OF THIS RECOVERABLE FROM THE FEDERAL GOVERNMENT?

Mr. MILLER: NO, Mr. CHAIRMAN, THE TANKING AMBULANCE SERVICE IS NOT RECOVERABLE. THE AMBULANCE IS OPERATED ALONG THE HIGHWAY

AS PARTS OF THE ALASKA HIGHWAY ARE STILL RECOVERABLE FROM THE FEDERAL GOVERNMENT.

Mr. CHAIRMAN: ARE YOU CLEAR THEN ON \$405,065?

Mr. CHAIRMAN: WE WILL THEN TURN TO TOURISM CONSERVATION AND INFORMATION - \$100,000. THAT IS BROKEN DOWN ON PAGE 24.

THE FIRST ITEM IS ADMINISTRATION - \$15,000.

Mr. CHAMBERLIST: I HEARD, Mr. CHAIRMAN, IN AN ANNOUNCEMENT BY THE DIRECTOR OF TOURISM, THAT THEY AREN'T GOING TO INTEND TO ENCOURAGE MORE PEOPLE TO COME INTO THE YUKON UNTIL SUCH TIME AS THERE IS MORE HOTEL ACCOMMODATION, EXCEPT FOR THE MONTHS OUTSIDE OF THE SUMMER TIME. WHAT IS THE POINT OF INCREASED PROGRAM OF TOURIST PROMOTION IF HE SAYS WE DON'T WANT TO ENCOURAGE PEOPLE TO COME IN. ANY IDEA WHAT THE INCREASE IS FOR IN THAT CASE?

Mr. MILLER: Mr. CHAIRMAN, THESE ARE ESTIMATED COSTS THAT WE WILL OVERSPEND FOR 1973-74. THEY DON'T RELATE TO THE NEW YEAR BUDGET.

Mr. CHAMBERLIST: I AM AWARE OF THAT.

Mr. CHAIRMAN: ARE YOU CLEAR ON THIS ITEM?

NEXT ITEM IS CAMPGROUND MAINTENANCE - \$40,000.

FROM THE CHAIR. DOES THIS INFER THAT FROM NOW ON THERE WILL BE PLOUGHING INTO LITTER BARRELS AND MAKING LITTER BARRELS AVAILABLE IN THE WINTER TIME? IS THIS THE REASON?

Mr. MILLER: Mr. CHAIRMAN, THAT IS PART OF THE ANSWER. WE HAVE FOUND THAT IN ORDER TO KEEP THESE LITTER BARRELS IN CERTAIN AREAS, AT LEAST IN REASONABLE CLEANLINESS, PUT IT THAT WAY, THAT WE'VE HAD TO EXTEND A PORTION OF OUR LITTER BARREL PROGRAM FOR A FULL TWELVE MONTHS SEASON.

Mr. CHAIRMAN: CLEAR?

SOME MEMBERS: CLEAR.

Mr. CHAIRMAN: THE NEXT ITEM IS THE GAME BRANCH, \$45,000.

ARE ALL THESE AIR PATROLS RELATED SOLELY TO THE OPERATION OF THE GAME DEPARTMENT?

Mr. MILLER: YES, Mr. CHAIRMAN, THEY ARE.

Mr. CHAIRMAN: I JUST GAVE THIS A TOTAL OF \$100,000. ARE YOU CLEAR?

SOME MEMBERS: CLEAR.

Mr. CHAIRMAN: NEXT ITEM IS LEGAL AFFAIRS, \$26,000. THE EXPLANATION IS ON PAGE 27.

THE FIRST ITEM IS \$20,000 GENERAL ADMINISTRATION.

Mr. CHAMBERLIST: I WONDER IF WE COULD GET AN EXPLANATION, Mr. CHAIRMAN OF HOW IS THE INCREASED ADMINISTRATION COST TO A TUNE OF \$20,000, DOES THIS MEAN THAT THERE WAS MORE STAFF TAKEN ON? WAS THERE MORE STAFF TAKEN ON OR WAS IT IN THE SAME PERIOD?

Mr. MILLER: Mr. CHAIRMAN, I BELIEVE THIS RELATED ENTIRELY TO COURT REPORTER DUTIES WHERE THINGS WERE FALLING BEHIND AND WE HAD TO TAKE ON ADDITIONAL STAFF TO TRY AND CLEAN UP THE BACKLOG.

Mrs. WATSON: IT ALSO INCLUDED SOME JURY PROBLEMS WHERE IT COST EXTRA FOR WITNESSES WHICH RAISED THE COST.

Mr. TANNER: ALSO, Mr. CHAIRMAN, I THINK IT SHOULD BE POINTED OUT THAT THE LEGAL FRATERNITY IN TOWN WAS COMPLAINING THAT IT WAS TAKING AS MUCH AS SIX MONTHS TO GET DISCOVERIES IN FRONT OF A JUDGE OR MAGISTRATE, CONSEQUENTLY, THATS PROBABLY WHERE THE MONEY CAME IN.

Mr. CHAIRMAN: ARE YOU CLEAR ON THAT ITEM? THE NEXT ITEM IS LEGAL AID, \$6,000, GIVING US A TOTAL OF \$26,000 FOR LEGAL AFFAIRS.

THE NEXT ITEM IS HIGHWAYS AND PUBLIC WORKS, \$62,849.20 AND THE BREAKDOWN IS ON PAGE 30.

THE FIRST ITEM IS MAINTENANCE OF TERRITORIAL BUILDINGS, \$150,000.

Mr. CHAMBERLIST: DOES THE MAINTENANCE OF TERRITORIAL BUILDINGS INCLUDE THE MAINTENANCE OF BUILDINGS THAT ARE UNDER THE DIRECTION OF THE HOUSING CORPORATION?

Mr. MILLER: NO, Mr. CHAIRMAN, IT DOESN'T INVOLVE THE RENTAL-PURCHASE OR THE PUBLIC HOUSING SCHEME. SOME OF OUR MAINTENANCE PEOPLE ACTUALLY DO WORK ON THOSE, BUT IT IS CHARGED BACK TO THE HOUSING CORPORATION.

Mr. CHAMBERLIST: WELL WHEN IT IS CHARGED BACK TO THE HOUSING CORPORATION, THAT COMES UNDER RECOVERY. IT IS ENTIRELY DIFFERENT ISN'T IT Mr. CHAIRMAN? THIS IS WHAT YOU HAVE BEEN GIVING US BEFORE IN THE OTHER AREAS. YOU TOLD US TO KEEP OUR MINDS SEPARATE BETWEEN RECOVERIES AND ESTIMATED COST. NOW IN THAT \$150,000 AND BECAUSE OF MY QUESTION, I TAKE IT THAT THE, WHAT HAPPENS IS THAT THE MAINTENANCE DEPARTMENT CARRIES OUT THE REPAIRS, Mr. CHAIRMAN, TO THE HOUSING CORPORATION BUILDINGS AND THEN THE HOUSING CORPORATION GET BILLED BACK - THAT IS A RECOVERY. Mr. CHAIRMAN, WOULD Mr. MILLER INDICATE WHETHER THAT IS THE POSITION?

Mr. MILLER: NO, Mr. CHAIRMAN, THAT ISN'T CORRECT IN THIS CASE. WHAT HAPPENS WHEN THE BUILDING MAINTENANCE MAN WORKS ON A RENTAL-PURCHASE HOUSE, IT IS CHARGED TO THIRD PARTY SERVICES WHICH IS THEN BILLED FROM THIRD PARTY SERVICES. THEY DON'T CHARGE THEIR TIME TO MAINTENANCE OF TERRITORIAL BUILDINGS.

Mr. CHAMBERLIST: BUT IT IS A RECOVERY, IS IT NOT Mr. CHAIRMAN?

Mr. MILLER: THERE IS A RECOVERY BUT IT IS NOT A RECOVERY AGAINST THIS ESTABLISHMENT. IT IS AGAINST ANOTHER ESTABLISHMENT.

Mr. CHAMBERLIST: UNDER WHAT ESTABLISHMENT IN THIS PARTICULAR VOTE WOULD THE OTHER ITEM THEN, THAT YOU ARE REFERRING TO, COME IN?

Mr. MILLER: NOT IN THIS PARTICULAR PAGE. GIVE ME A MOMENT AND I WILL REFER TO LAST YEAR'S BUDGET. IT IS UNDER THIRD PARTY SERVICES, ESTABLISHMENT 905.

Mr. CHAMBERLIST: SO THAT, YOU SAY THEN, IN THAT CASE THAT THE THIRD PARTY SERVICES, THEY ARE PEOPLE FROM THE MAINTENANCE BRANCH OF THE TERRITORIAL GOVERNMENT.

Mr. MILLER: THAT IS CORRECT.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I UNDERSTAND THEN THAT THE MAINTENANCE PART OF THE TERRITORIAL GOVERNMENT HAS TWO SEPARATE SETS OF BILLINGS. THE BILL FOR MAINTENANCE OF TERRITORIAL GOVERNMENT BUILDINGS AND THE BILL FOR MAINTENANCE OF HOUSING CORPORATION BUILDINGS. IS THAT CORRECT?

MR. MILLER: THAT IS ESSENTIALLY CORRECT.

MR. CHAMBERLIST: WELL ISN'T IT SO THAT BOTH THE SETS OF BUILDINGS ARE TERRITORIAL GOVERNMENT BUILDINGS IN ANY EVENT?

MR. MILLER: YES, IN THE REAL SENSE, THEY ARE, BUT WE COST THEM SEPARATELY.

MR. CHAIRMAN: ARE YOU CLEAR ON MAINTENANCE OF TERRITORIAL BUILDINGS?

SOME MEMBERS: CLEAR.

MR. CHAIRMAN: NEXT IS TERRITORIAL ROADS AND AIRSTRIPS, \$50,000.

I WONDER IF I COULD HAVE AN EXPLANATION ON THIS? HAS THIS GONE INTO ROADS OR AIRSTRIPS OR WHAT?

MR. MILLER: MR. CHAIRMAN, THIS RELATES TO A NUMBER OF ITEMS. I WILL DEAL WITH THEM AS I HAVE THEM HERE. THE FARO ACCESS ROAD REQUIRED COMPLETE RESURFACING. TAHKINI HOT SPRINGS ROAD REQUIRED MORE MAINTENANCE THAN WE HAD BUDGETED FOR. THE SOUTH ACCESS ROAD REQUIRED VERY COSTLY REPAIRS AND DRAINAGE INSTALLATION. WE PUT A FULL TIME YEAR ROUND EMPLOYEE INTO OLD CROW PART WAY THROUGH THE YEAR. THE AIRSTRIPS ON THE DEMPSTER HIGHWAY AT MILE POST 78, MILE POST 101 AND THE AIRSTRIP ON THE CANAL ROAD, MILE POST 209 REQUIRED HEAVY MAINTENANCE TO THE SETTLEMENT AND SURFACE REPAIRS, AND THE MAINTENANCE OF THE SELKIRK AIRSTRIP WAS ADDED TO THE PROGRAM.

MR. CHAIRMAN: JUST ONE FURTHER QUESTION FROM THE CHAIR. IT WAS UNDERSTOOD BY COUNCIL THAT WHEN THE ONE CENT TAX WENT ON AVIATION FUEL, THIS MONEY WAS TO BE APPLIED SOLELY TO AIRPORT MAINTENANCE. IS THIS THE CASE?

MR. MILLER: MR. CHAIRMAN, WHEN THE TAX WENT ON AVIATION FUEL, THE PURPOSE OF THAT TAX WAS TO INCREASE OUR MAINTENANCE ON AIRSTRIPS. THAT IS CORRECT.

MR. CHAIRMAN: DO I HAVE IT THAT THERE WAS INSUFFICIENT FUNDS IN THAT FUND TO DO THE WORK ON THE AIRSTRIPS?

MR. MILLER: MR. CHAIRMAN, THERE WEREN'T SEPARATE FUNDS SET UP AS THE FUNDS OF THE AVIATION TAX

FUEL TAX, GO INTO CONSOLIDATED REVENUE AND THE EXPENDITURES COME OUT OF THE CONSOLIDATED REVENUE.

MR. CHAIRMAN: ANYTHING FURTHER ON TERRITORIAL ROADS AND AIRSTRIPS? CLEAR?

NEXT IS RECREATIONAL ROADS AND BOAT LAUNCHING RAMPS, \$50,000.

MR. MILLER: MR. CHAIRMAN, DURING THE YEAR WE ADDED THE PELLY RANCH ROAD TO THIS PROGRAM, REPAIRS TO THE ROAD, MAINLY THE REPLACEMENT OF THREE BRIDGES AND THE REPAIR OF OTHER BRIDGES ACCOUNTED FOR APPROXIMATELY \$12,000. SURFACE REPAIRS TO THE BONANZA ROAD CAUSED BY AN EXTREMELY WET SUMMER AND ALSO NECESSITATED BY INCREASED MINING AND TOURIST TRAFFIC ACCOUNTED FOR APPROXIMATELY \$4,000. THE BALANCE WAS FOR THE DETERIORATION OF THE SURFACE AND TO REPAIR WASHOUTS ON THE GRANVILLE ROAD.

MR. CHAIRMAN: ARE YOU CLEAR?

SOME MEMBERS: CLEAR.

MR. CHAIRMAN: THE NEXT ITEM IS TOTE TRAIL ASSISTANCE, \$50,000.

UNDER TOTE TRAIL ASSISTANCE WE GET \$200,000 AND WE BUDGETED \$100,000 IN THE MAIN ESTIMATES. DOES THIS MEAN THAT THE FEDERAL GOVERNMENT HAVE AGREED TO INCREASE OUR ALLOTMENT FOR TOTE SERVICES?

MR. MILLER: NO, MR. CHAIRMAN, THE \$50,000 REVOTE THAT WE HAVE HERE IS FUNDS THAT WEREN'T EXPENDED IN PRIOR YEARS, THAT WERE AVAILABLE. THIS IS THE FIRST TIME, TO MY KNOWLEDGE AND I LOOK BACK A NUMBER OF YEARS, THAT THIS FULL \$100,000 WASN'T SUFFICIENT AND WE HAD TO FIND EXTRA FUNDS FOR THIS PARTICULAR YEAR. UNTIL WE KNOW WHETHER THIS PROGRAM WILL CONTINUE IN EXCESS OF \$100,000 WE DON'T KNOW WHETHER TO ASK OTTAWA FOR ADDITIONAL MONEY, ONE YEAR'S HISTORY DOESN'T INDICATE A REAL NEED AT THE MOMENT.

MR. CHAIRMAN: ANYTHING FURTHER ON TOTE TRAIL ASSISTANCE?

THE NEXT ITEM IS DAWSON SKYLINE, \$8,000,

MR. CHAMBERLIST: WHY WOULD THIS YEAR, MR. CHAIRMAN, BE AN INCREASE ON THAT ITEM WHEN

IT HAS BEEN PRETTY STABLE FOR A NUMBER OF YEARS? IS THERE ANYTHING SPECIAL HAPPENING?

Mr. MILLER: Mr. CHAIRMAN, DURING THE COURSE OF THIS YEAR THE WINCH HAD TO BE COMPLETELY RE-BUILT. THIS INCLUDED THE INSTALLATION OF A NEW SHAFT, AS BEARINGS WERE OVERHEATING, THE MAIN LOAD DRUM HAD TO BE RE-BUILT BECAUSE OF WEAR. THIS IS DONE APPROXIMATELY EVERY FIVE TO TEN YEARS. THEY HAD TO INSTALL FUEL TANKS UNDERGROUND AS THE FUEL CONGEALS IN THE ABOVE GROUND TANKS DURING LOW TEMPERATURES.

Mr. CHAIRMAN: THE NEXT ITEM ALASKA HIGHWAY AND HAINES ROAD IS A REDUCTION OF \$308,000.

COULD WE HAVE AN EXPLANATION ON THIS?

Mr. MILLER: Mr. CHAIRMAN, THESE ARE MONIES THAT WE WON'T BE SPENDING DURING THE YEAR. I SHOULD EXPLAIN FOR COMMITTEES' BENEFIT THERE ARE CERTAIN ITEMS UNDER THE BUILDING MAINTENANCE CLASS THAT WE DEALT WITH PREVIOUSLY, WHICH WE HAVE TRANSFERRED FROM THE ALASKA HIGHWAY. ALL THE BUILDINGS ON THE ALASKA HIGHWAY, OR A LOT OF THE HOUSES WERE TRANSFERRED TO ACCOMMODATION SERVICES AND SUBSEQUENTLY, TRANSFERRED DOLLARS FOR THAT PURPOSE. IT CONSISTS OF AN ACCOUNTING EXERCISE.

Mr. McKINNON: Mr. CHAIRMAN, I UNDERSTOOD THAT ALL THE FUNDS DEALING WITH THE ALASKA HIGHWAY, THE MONEY COMING IN, THE MAINTENANCE OF THE ALASKA HIGHWAY WERE 100% RECOVERABLE FUNDS FROM THE FEDERAL GOVERNMENT. IS THIS CORRECT SO FAR?

Mr. MILLER: THAT IS CORRECT.

Mr. McKINNON: O.K. NOW, MAYBE I SHOULD BE ASKING A QUESTION OVER COFFEE INSTEAD OF IN THE HOUSE. IF THESE ARE FEDERAL FUNDS THAT ARE ESTIMATED AND ARE COMING IN SPECIFICALLY FOR A PROJECT WHICH IS THE MAINTENANCE OF THE ALASKA HIGHWAY, HOW CAN THESE FUNDS BE TRANSFERRED TO OBVIOUS TERRITORIAL PROJECTS, LIKE RECREATION ROADS AND TERRITORIAL ROADS AND AIRSTRIPS, TRANSFERRED FROM ONE ESTABLISHMENT TO ANOTHER.

Mr. MILLER: Mr. CHAIRMAN, THIS RELATES BACK TO THE QUESTION OF APPROPRIATIONS VERSUS ACTUAL COSTS. APPROPRIATIONS ARE ONLY LEGISLATIVE AUTHORITY TO SPEND ACTUAL COSTS FOR COMPLETELY DIFFERENT THINGS.

Mr. CHAIRMAN: IS THERE ANYTHING FURTHER ON THIS ITEM?

NEXT ITEM IS WRITE-OFF OF OBSOLETE PARTS, \$62,849.20.

Mr. STUTTER: Mr. CHAIRMAN, I DO HAVE A QUESTION ON THIS. THIS ACTUALLY IS REALLY THE ONLY ITEM THAT WE ARE BUDGETING FOR, ALL THE REST ARE OFF-SETTING, BUT IN THIS PARTICULAR INSTANCE, ITS QUITE POSSIBLE I TAKE IT THAT THE RECOVERY COULD BE A GOOD PORTION OF THIS ALSO. I DON'T WANT TO GET THE TWO MIXED UP. THESE ARE OBSOLETE PARTS THAT ARE NOW NOT BEING USED BY THE GARAGE?

Mr. MILLER: YES, Mr. CHAIRMAN, THESE ARE ITEMS THAT RELATE, THESE ARE EQUIPMENT PARTS THAT RELATE TO EQUIPMENT WE NO LONGER HAVE. IT IS OUR INTENT TO SELL THESE ITEMS ONCE WE HAVE COUNCIL'S AUTHORITY TO REMOVE THEM FROM OUR INVENTORY WHICH IS WHAT THIS IS. IT IS OUR INTENTION TO SELL THEM BY OUR NORMAL MEANS OF SALE.

Mr. CHAMBERLIST: BUT HERE, Mr. CHAIRMAN, WE HAVEN'T APPROPRIATED ANY MONEY IN THE LAST BUDGET AND NOW WE ARE SAYING THERE IS AN INCREASE IN MONEY THAT WE HAVEN'T APPROPRIATED. THIS IS WHAT WE REALLY ARE SAYING Mr. CHAIRMAN. THERE IS NO ITEM, IT'S A FUNNY BOOKKEEPING METHOD. THIS IS SOMETHING THAT PERHAPS BECOMES IN ITSELF MYSTIFYING. TAKE THE ITEM BEFORE YOU APPROPRIATE \$4,000,000.00 ODD DOLLARS, THERE IS \$308,000.00 THAT YOU KNOW, YOU EXPECT NOT TO USE. OF COURSE, THERE IS A REDUCTION IN THE OVERALL ESTIMATED EXPENDITURES AT THE END OF MARCH. HERE, IN THIS ITEM NOTHING HAS BEEN APPROPRIATED, BUT BECAUSE YOU MIGHT BE SELLING EQUIPMENT YOU ADD THE AMOUNT OF MONEY OF WHAT YOU MIGHT BE SELLING AND YOU SAY THAT WE COME UP WITH A REVISED VOTE, BUT WE HAVEN'T VOLUNTEERED ANYTHING AND NOW YOU ASK ME IF THERE IS ONE, I THINK IT'S IN THE WRONG POSITION.

Mr. MILLER: Mr. CHAIRMAN, WHAT WE ARE ASKING FOR HERE IS AN APPROPRIATION TO ALLOW US TO TAKE OUT OF OUR STORES OBSOLETE PARTS, THE ONLY WAY WE CAN TAKE THEM OUT IS TO HAVE LEGISLATIVE AUTHORITY BY WAY OF APPROPRIATION TO ACTUALLY TAKE THEM OUT OF OUR STORES.

Mr. CHAIRMAN: IS THIS PROGRAM BEEN UNDER WAY?

Mr. MILLER: YES, Mr. CHAIRMAN, TO THE BEST

OF MY KNOWLEDGE TWO YEARS WE WROTE OFF OR WE ASKED FOR PERMISSION TO WRITE OFF AND WE RECEIVED IT - SOME \$20,000.00 OF PARTS THAT WE WERE TRYING TO DISPOSE OF AT THAT TIME.

Mr. Chamberlist: Mr. Chairman, I can't understand why, if we have an inventory amount, supposing I do my inventory, I have my inventory on the shelves, I know what exactly the value of the inventory is, some of the inventory becomes obsolete inventory so we write off obsolete inventory, and this is the way it is done, I really can't understand, this is the strangest method I've ever come across in accountancy. Here you are writing off an inventory by adding.

Mr. Miller: Mr. Chairman -

Mr. Chamberlist: Just an appropriation.

Mr. Miller: Mr. Chairman, inventories are handled in government accounting by revolving funds. This Council approved the revolving fund of \$500,000.00 for garage parts and equipment. The vote wording at the time refers that there can be no decrease of that appropriation of \$500,000.00 without the prior consent of the Council. The only way to take this out of inventory, in other words to credit inventory, is to have something to charge it to. This requires an appropriation of this Council to do this. I can understand the Member's concern, it is not a normal business accounting method, it is a normal government accounting method.

Mr. Chamberlist: Well do you think that explains it?

Mrs. Watson: Mr. Chairman, there is a requirement under the Financial Administration Ordinance section 29, subsection (5) if you read 29(5) in the Financial Administration Ordinance.

Mr. Miller: That's correct - it gives, oh pardon me.

Mr. Chamberlist: Certainly, because - I'm not arguing that you can't write-off, but I'm saying that in order to be in the appropriation area when in fact it's a reduction of inventory that we are dealing with.

Mr. Miller: Mr. Chairman, what we are dealing with here is maintaining the revolving fund voted by this Council at one-half million dollars. If we reduce that revolving fund, we would be contrary to the legislative authority you have given us. What we are saying is before we can take anything out of inventory we must have your prior consent to do so.

Mr. Chamberlist: Well ask for it.

Mr. Miller: I'm talking about take anything out and get rid of it not use it, and this is what we are asking for here.

Mr. Chamberlist: Tax wise it wouldn't be very good if you were in business you know.

Mr. Miller: I don't disagree with you.

Mr. Chamberlist: I'm pleased you said that.

Mr. Chairman: Anything further?

Mr. McKinnon: Mr. Chairman, in supplementary No. 4 there is almost \$371,000.00 in supplementary estimates asked for. Now if you haven't of had the Alaska Highway estimates, not the actual figures just the estimates, where would you have found that \$371,000.00 which I would determine would be pretty close to actual extra moneys that you need in supplementaries for maintenance of territorial buildings, territorial roads and airstrips and such.

Mr. Miller: Mr. Chairman, if we didn't have that so-called free balance of Alaska Highway funds we would have come back and asked for the additional \$371,000.00 out of working capital.

Mr. Chamberlist: But where were you going to get it?

Mr. McKinnon: Is that actual or estimated? (Laughter)

Mr. Chairman: Order please. Is there anything further then on the item of \$62,849.20.

Mr. McKinnon: I wonder if I could ask Mr. Commissioner seeing that he is here with the \$308,000.00 that wasn't needed for

MAINTENANCE OF THE ALASKA HIGHWAY, I WONDER IF I COULD ASK MR. COMMISSIONER A PERENNIAL QUESTION - WOULDN'T THAT HAVE BEEN A NICE LITTLE CHUNK TO PUT TOWARDS THE 20 MILES TOWARDS HAINES JUNCTION THAT IS SUCH AN ABOMINATION. THERE IS NEVER ANY MONEY, NOW THERE'S \$308,000.00 THIS YEAR.

MR. COMMISSIONER: MR. CHAIRMAN, IF WE HAVE THE ABILITY TO MANIPULATE THIS MONEY - THERE'S ALL KINDS OF THINGS THAT WE WOULD LIKE TO HAVE DONE WITH IT. THERE'S TEN MILES OF CURVES THAT SHOULD COME OUT THERE, THERE'S TWENTY MILES OF CURVES DOWN BELOW TESLIN THAT SHOULD COME OUT, THERE'S HOW MANY MILES THAT COULD BE PAVED, 300 - I DON'T KNOW HOW MANY MILES IT IS THAT SHOULD BE PAVED. THERE'S ALL KINDS OF THINGS, BUT THE UNFORTUNATE PART OF IT IS THAT WE HAVE AN AGREEMENT WITH THE FEDERAL GOVERNMENT WHICH MR. MILLER WOULD BE PLEASED TO EXPLAIN TO YOU. THERE ARE CERTAIN INHIBITIONS WITHIN THIS THAT LIMIT OUR RULES OF MANOEUVRE.

MR. CHAMBERLIST: I NEVER KNEW MR. CHAIRMAN THAT THE COMMISSIONER WAS VOID OF MANIPULATIVE ABILITY AT ANY TIME.

MR. MCKINNON: MR. CHAIRMAN, I'VE NEVER SEEN SUCH MANIPULATION. HERE AT LEAST I'M ASKING IT BEING KEPT WITHIN THE ESTABLISHMENT WHICH IS THE MAINTENANCE OF THE ALASKA HIGHWAY. THE MANIPULATION HAS BEEN TO EVERY OTHER ESTABLISHMENT EXCEPT THE MAINTENANCE OF THE ALASKA HIGHWAY SO IF YOU WANT TO TALK ABOUT THE MANIPULATION OF FUNDS JUST TAKE A LOOK AT THIS ESTABLISHMENT AND WATCH IT GO.

MR. CHAIRMAN: CLEAR IN THIS ITEM?

SOME HONOURABLE MEMBERS: CLEAR.

MR. CHAIRMAN: ALRIGHT, THE NEXT ITEM IS YUKON HOUSING CORPORATION - \$1.00.

MR. TANNER: OH GEE, WE'RE GOING TO HAVE A LONG DISCUSSION ON THAT. I THINK WE SHOULD BREAK FOR COFFEE NOW MR. CHAIRMAN.

MR. CHAIRMAN: COMMITTEE AGREE TO RECESS FOR A SHORT RECESS?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: ALRIGHT, WE WILL JUST CALL FOR A SMALL RECESS THEN - VERY SHORT THOUGH.

RECESS

MR. CHAIRMAN: I NOW CALL THE HOUSE BACK TO ORDER AND WE ARE DEALING WITH 1133 WITH ITEM 1801, OPERATING SUBSIDY, \$1.00.

MR. CHAMBERLIST: I WOULD LIKE A COMPLETE EXPLANATION OF THE \$1.00 ITEM.

MR. MILLER: MR. CHAIRMAN, THIS PARTICULAR APPROPRIATION RELATES TO THE HOUSING UNITS THAT WERE BUILT IN 1972, 71-72 IN DAWSON CITY, IN MAYO AND WATSON LAKE. AT THAT TIME THE AGREEMENT SIGNED WITH C.M.H.C. WAS UNDER SECTION 40, THE BOARD OF DIRECTORS & CENTRAL MORTGAGE AND HOUSING ASKED US AT THAT TIME IF WE WOULD CONVERT IT TO SECTION 43 SO THAT ALL COMMUNITIES WOULD HAVE RENTAL PURCHASE HOUSING UNDER SECTION 43. SINCE PUTTING THESE ESTIMATES TOGETHER, WE HAVE BEEN INFORMED BY C.M.H.C. THAT THEY HAVE NOW OPENED UP SECTION 40 AND THEY ARE NOW DOING THINGS UNDER SECTION 40 THAT THEY PREVIOUSLY WEREN'T DOING. I AM NOT ENTIRELY SURE THAT WE WOULD WANT TO EXERCISE THIS OPTION. I HAVE PEOPLE WORKING ON IT RIGHT NOW. WE MAY NOT WANT TO EXERCISE THE OPTION OF CONVERTING TO SECTION 43. WE MAY WANT TO CONTINUE UNDER SECTION 40 UNDER SOME OF THEIR LIEU INTERPRETATIONS.

MR. CHAMBERLIST: FROM WHERE WOULD YOU APPROPRIATE THE MONEY?

MR. CHAIRMAN: THE DOLLARS ARE CURRENTLY AVAILABLE IN THE ESTIMATES. IN OUR LAST YEAR'S ESTIMATES FOR HOUSING CORPORATION, WE APPROPRIATED \$196,000.00 FOR AN OPERATING SUBSIDY. WE HAVE DISCOVERED IN THIS PROGRAMME THAT WE ARE NOT GOING TO NEED THAT MUCH MONEY IN THIS CURRENT FISCAL YEAR, PRIMARILY DUE TO THE DELAY IN GETTING HOUSING GOING AND IN THE VERY LOW CONSTRUCTION THAT WE HAD THIS CURRENT FISCAL YEAR.

MR. CHAMBERLIST: HOW MUCH OF IT HAVE WE ACTUALLY USED IN THIS CURRENT FISCAL YEAR?

MR. MILLER: MR. CHAIRMAN, TO THE BEST OF RECOLLECTION, THE EXPENDITURES TO DATE UNDER THIS PROGRAMME ARE NIL. THE ONLY EXPENDITURES THAT WE DO ANTICIPATE RELATE TO THE INTEREST ON THE DEBENTURES AND THE TAXES, THE TAX BILLS, WHEN THEY ARE PRESENTED. THEY WILL BE PAID BEFORE MARCH 1ST.

MR. CHAMBERLIST: IF THE EXPENDITURES ARE NIL, THEN WHY ARE YOU NOT ADDING OTHER APPROPRIATION ITEMS DEDUCTING FROM THE OPERATING SUBSIDY THE AMOUNT OF MONEY THAT YOU WILL NOT BE USING IN THIS YEAR TO FOLLOW THAT SAME LINE OF THINKING

IN THE OTHER VOTES THAT WE DEALT WITH?

MR. MILLER: MR. CHAIRMAN, IN THESE VOTES, WE HAVE NOT SHOWN ALL OF THE REDUCTIONS THAT WE ANTICIPATE. WE HAVE ONLY SHOWN THOSE ITEMS THAT WE KNOW WE HAVE MONEY THAT WE NEED FOR SOME OTHER PURPOSE. IN OTHER WORDS, YOU WILL FIND THAT THE REDUCTIONS THAT WE ARE SHOWING OFFSET ADDITIONAL DOLLARS THAT WE WERE REQUESTING IN SOME OTHER ESTABLISHMENT.

MR. CHAMBERLIST: WHEN YOU SAY ADDITIONAL DOLLAR MR. CHAIRMAN, IT IS NOT ADDITIONAL DOLLARS IN ACTUAL CASH. BUT AS YOU HAVE SAID BEFORE, IT IS AN APPROPRIATION REDUCTION OR INCREASE OF AN APPROPRIATION. IS THAT CORRECT, MR. CHAIRMAN?

MR. MILLER: THAT IS CORRECT.

MR. CHAMBERLIST: IF THAT IS CORRECT, THEN WHY ARE YOU NOT FOLLOWING THE SAME PROCEDURE IN THIS PARTICULAR ITEM? WHY ARE WE NOT DEPARTING FROM WHAT YOU HAVE ALREADY DONE ON PREVIOUS VOTES?

MR. MILLER: MR. CHAIRMAN, AS I HAVE INDICATED, ALL WE DID IN PREVIOUS VOTES WAS WHERE WE NEEDED ADDITIONAL APPROPRIATION, WE FOUND THE OFFSETS. WE DO NOT NEED AN ADDITIONAL APPROPRIATION IN THIS AREA SO WE ARE NOT SHOWING THE LAPSING BALANCE.

MR. CHAMBERLIST: WHAT WILL HAPPEN TO THE LAPSING BALANCE AT THE END OF THE YEAR? WOULD IT BE INCLUDED IN THE FOLLOWING YEAR'S BUDGET?

MR. MILLER: NO, MR. CHAIRMAN. IT WOULD JUST LAPSE AND DISAPPEAR.

MR. CHAMBERLIST: ARE YOU SAYING THEN, THAT THE HOUSING CORPORATION WILL BE LOSING THE USE OF THAT \$196,000.00 COMPLETELY?

MR. MILLER: MR. CHAIRMAN, THE HOUSING CORPORATION WILL LOOSE THE USE OF ANY MONIES THAT LAPSE IN THIS CURRENT FISCAL YEAR BECAUSE THEY DON'T NEED THEM.

MR. CHAMBERLIST: HOW MANY HOUSES COULD HAVE BEEN BUILT FOR \$196,000.00?

MR. MILLER: MR. CHAIRMAN, THIS IS OPERATION AND MAINTENANCE. THIS IS NOT CAPITAL.

MR. CHAMBERLIST: OH, I BEG YOUR PARDON. THAT'S RIGHT.

MRS. WATSON: MR. CHAIRMAN, THIS IS A SUBJECT FOR THE TAXES AND UTILITIES COSTS OF THE OPERATING OF THESE HOUSES.

MR. CHAMBERLIST: WOULD WE BE ABLE TO GET THIS BACK AGAIN FROM THE FOLLOWING YEAR IF IT LAPSED? IF IT IS UNSPENT MONEY?

MR. MILLER: IF IT WAS NEEDED, MR. CHAIRMAN, FOR THIS PARTICULAR PROGRAMME AND I AM NOT ENTIRELY SURE THAT WE HAVE THE FULL \$196,000.00 FUNDING IN TERMS OF CASH AT THE MOMENT. I BELIEVE WE HAVE. BUT IF THERE IS ANY CASH LAPSES AT THE END OF THE YEAR, THEY GO INTO THE WORKING CAPITAL FUND.

MR. CHAIRMAN: ANYTHING FURTHER ON THIS ITEM, \$1,00? CLEAR? NEXT ITEM IS UNDER PROJECT CAPITAL AND IS IN THE AMOUNT OF \$333,103.67. THE BREAKDOWN IS FOUND ON PAGE 38.

MR. CHAMBERLIST: HAVE WE PASSED 34? YOU'RE NOT FOLLOWING THIS THEN?

MR. CHAIRMAN: YES.

MR. CHAMBERLIST: WELL, THIS SAYS PAGE 34, FOR \$130,000.00.

MR. CHAIRMAN: YOU'RE CORRECT. I WAS FOLLOWING THE BILL. I AM SORRY. THE NEXT ITEM IS FOUND ON PAGE 35. IT IS AN OPERATING RECOVERY UNDER ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$50,000.00. SPEAKING OF THE FEDERAL INTERDEPARTMENTAL CO-ORDINATING COMMITTEE, IS THIS OUR SHARE NOTWITHSTANDING THAT IS RECOVERABLE, IS THIS OUR SHARE OR IS IT THE TOTAL COST OF THE SECRETARIAT?

MR. MILLER: THIS IS THE TOTAL COST FOR THE SECRETARIAT.

MR. CHAIRMAN: I WONDER IF COUNCILLOR STUTTER WOULD TAKE THE CHAIR, PLEASE?

MR. STUTTER TAKES THE CHAIR.

MR. CHAIRMAN: COUNCILLOR TAYLOR?

MR. TAYLOR: I WOULD LIKE TO HARKEN BACK NOW THAT WE ARE NOW BACK TO THE QUESTION OF THE RECOVERY. THIS AMOUNTS TO THE RECOVERY, THE 100% RECOVERY OF THE COST OF ESTABLISHING A SECRETARIAT FOR YUKON PARTICIPATION IN THE

INDIAN LAND CLAIMS NEGOTIATIONS. WHEN LAST WE DISCUSSED THIS ESTABLISHMENT, I BROUGHT CONCURRENCE, I THINK FROM MR. COMMISSIONER, IF I AM NOT MISTAKEN. IF I HAVEN'T, I WOULD LIKE CONCURRENCE OR AT LEAST I DID FROM SOMEONE IN THE EXECUTIVE COMMITTEE THAT THE INFORMATION BY THE SECRETARIAT WOULD BE AVAILABLE TO MR. SHAW WHO IS ALSO A YUKON REPRESENTATIVE AND HE WOULD HAVE BENEFIT OF ALL THE SERVICES. I BELIEVE I HAVE THAT. MY QUESTION IS, WHO COMPOSES THIS SECRETARIAT, IN PARTICULAR WHO ARE THESE PEOPLE AND JUST WHAT IS THEIR FUNCTION? I WONDER IS I COULD HAVE THAT CLARIFIED?

MR. COMMISSIONER: MR. CHAIRMAN, THE HONOURABLE MEMBER FROM WHITEHORSE EAST HAD BASICALLY A SIMILAR QUESTION AND A PAPER IS BEING PREPARED AT THIS TIME WHICH GOES INTO DETAIL AS TO PRECISELY WHAT THE SECRETARIAT'S FUNCTIONS ARE AND WHAT ARE THEY COMPOSED OF. PLUS DETAILS OF THE PARTICULAR MONEY AND THE THINGS THAT THEY ARE PRESENTLY DOING IN THE WAY OF RESEARCH. THOSE THINGS WHICH I THINK SOME OF IT WILL, SOME OF IT I BELIEVE IS RIGHT NOW, FALLING INTO THE PUBLIC DOMAIN AND THOSE THINGS WHICH WILL BE RETAINED AS INTERNAL INFORMATION OF THE GOVERNMENT. THIS IS BEING PUT TOGETHER AS A CONSEQUENCE OF A QUESTION FROM COUNCILLOR CHAMBERLIST HERE IN THE HOUSE.

MR. TAYLOR: THEN I ASSUME, MR. CHAIRMAN, THAT WHENEVER WE GET AROUND TO THE MAIN ESTIMATES THAT THIS ITEM WILL REOCCUR AND WILL GIVE US AN OPPORUNITY TO DEBATE THE QUESTION, THANK YOU.

MR. CHAMBERLIST: MR. CHAIRMAN, WOULD MR. MILLER INDICATE WHETHER THESE TWO ITEMS ARE OUTSIDE THE NORMAL FISCAL ARRANGEMENT SO THAT THEY ARE OVER AND ABOVE THE FISCAL ARRANGEMENTS FOR NEXT YEAR?

MR. MILLER: YES, MR. CHAIRMAN, THESE PARTICULAR ITEMS ARE OUTSIDE OF OUR CURRENT FINANCIAL AGREEMENT.

MR. CHAMBERLIST: I DIDN'T ASK THAT BECAUSE THERE IS GOING TO BE ANOTHER FINANCIAL AGREEMENT THAT IS GOING TO BE SIGNED FOR 74-75. WHAT I WANT TO KNOW IS WHETHER IT IS OUTSIDE THE FINANCIAL ARRANGEMENT FOR THE 74-75?

MR. MILLER: MR. CHAIRMAN, ONE IS WITHIN AND ONE IS WITHOUT, OUTSIDE THE AGREEMENT. THIS WAS DUE TO AN OVERSIGHT AND THE INDIAN LAND CLAIMS SECRETARIAT INADVERTENTLY GOT INSIDE THE FINANCIAL AGREEMENT OR WITHIN THE FINANCIAL AGREEMENT. THE F.I.C.C. IS STILL OUTSIDE THE FINANCIAL AGREEMENT. WE INTEND TO TAKE THIS UP WITH OTTAWA FOR SUBSE-

QUENT YEARS AND HAVE IT DELETED AND HANDLED OUTSIDE THE AGREEMENT.

MR. TAYLOR: MR. CHAIRMAN, THIS FEDERAL INTER-DEPARTMENTAL CO-ORDINATING COMMITTEE, IS THIS A BIG COMMITTEE? IS THIS A COMMITTEE BETWEEN ALL THE DEPARTMENT HEADS? IS THAT WHAT IT IS? AND ITS PRIME FUNCTIONS ARE?

MR. COMMISSIONER: MR. CHAIRMAN, THE FEDERAL INTERDEPARTMENTAL CO-ORDINATING COMMITTEE IS SET UP SUBJECT TO AN INSTRUCTION FROM MY MINISTER IN WHICH HE IS CHARGED UNDER THE GOVERNMENT RE-ORGANIZATION ACT OF 1966, OF CO-ORDINATING THE FUNCTIONS OF ALL FEDERAL GOVERNMENT DEPARTMENTS NORTH OF THE 60 PARALLEL. THIS IS DONE THROUGH THE ADVISORY COMMITTEE ON NORTHERN DEVELOPMENT IN OTTAWA WHICH IS MADE UP, I BELIEVE, OF ALL THE DEPUTY MINISTERS OF THE DEPARTMENTS THAT ARE REPRESENTED NORTH OF 60. I AM THE CHAIRMAN HERE UNDER THE MINISTER'S INSTRUCTIONS OF A LOCAL COMMITTEE OF THAT SAME MAKE-UP. IN OTHER WORDS, EACH FEDERAL GOVERNMENT DEPARTMENT REPRESENTED HERE IN THE YUKON, HAS AN OFFICIALLY ASSIGNED REPRESENTATIVE AND I THINK, ALTERNATES TO THIS COMMITTEE. THIS IS TO CARRY OUT THE MINISTER'S FUNCTIONS UNDER THE GOVERNMENT RE-ORGANIZATION ACT AS MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, HE IS CHARGED WITH THAT CO-ORDINATING RESPONSIBILITY. AND THAT IS PRECISELY WHAT THIS COMMITTEE'S FUNCTIONS ARE.

MR. TAYLOR: I WAS ABOUT TO RISE TO ASK MR. CHAIRMAN WHY THESE FUNDS WOULD COME THROUGH OUR BUDGET AT ALL? WHY THEY JUST WOULDN'T BE EXPENDED AT THE FEDERAL LEVEL THROUGH NORTHERN AFFAIRS ESTIMATE? HOWEVER, THEN I GATHER THAT THIS IS OUR SHARE INASMUCH AS THE GOVERNMENT OF THE YUKON TERRITORY IS, IN FACT, A DEPARTMENT, A FEDERAL GOVERNMENT DEPARTMENT, WOULD THIS JUST REPRESENT THE SHARE OF MR. COMMISSIONER'S COMMITTEE, MR. CHAIRMAN. IS THIS THE WAY IT WORKS?

MR. COMMISSIONER: MR. CHAIRMAN, WITH RESPECT, THIS REPRESENTS THE TOTAL COSTS OF THE SECRETARIAT SERVICES THAT WE PROVIDE FOR THIS COMMITTEE. I AM SORRY I DON'T KNOW HOW THEY ARE DELINEATED IN THE ESTIMATES, MR. MILLER MAY HAVE SOME FURTHER COMMENT ON THIS, BUT THIS SHOULD REPRESENT NOT A SHARE, MR. CHAIRMAN, BUT THE ACTUAL RECOVERABLE COSTS ATTRIBUTABLE TO THIS PARTICULAR SERVICE. DID MR. MILLER NOT VERIFY THAT?

Mr. MILLER: Yes, Mr. CHAIRMAN, THIS IS THE TOTAL COST OF THE SECRETARIAT. THE SECRETARIAT IS MADE UP OF ONE PERSON AND SUPPORT STAFF OF A CLERK-TYPIST PLUS CERTAIN TRAVELLING EXPENSES THAT THAT PERSON INCURRS IN DOING THIS FUNCTION. THIS IS THE TOTAL COST PAID FOR OUTSIDE OF OUR FISCAL ARRANGEMENTS BY I.A.N.D.

Mr. TAYLOR: Mr. CHAIRMAN, THEN DOES THAT FOLLOW THAT CERTAINLY IF THESE FUNDS ARE BEING EXPENDED AND RECOVERED THROUGH OUR BUDGET THAT WE ARE ENTITLED TO THE ACTIVITIES OF THIS PARTICULAR COMMITTEE. WHEN MAY WE REALLY EXPECT REPORT FROM THIS COMMITTEE AND KNOW OF THEIR ACTIVITIES?

Mr. COMMISSIONER: Mr. CHAIRMAN, THE ACTIVITIES OF THE COMMITTEE ARE REPORTED TO THE ADVISORY COMMITTEE ON NORTHERN DEVELOPMENT IN OTTAWA AND THE BOOK THAT YOU HAVE THERE IN FRONT OF YOU IS THE TOTAL PACKAGE. THAT IS THE TOTAL ANNUAL REPORT OF THE GOVERNMENT DEPARTMENTS THAT ARE ACTIVE IN CANADA. IT IS THIS BLUE BOOK THAT IS ON COUNCILLOR MCKINNON'S DESK AT THE MOMENT. I THINK ALL MEMBERS OF COUNCIL HAVE BEEN DISTRIBUTED ONE.

Mr. TAYLOR: I WILL RESUME THE CHAIR AT THIS TIME.

Mr. CHAIRMAN: ARE THERE ANY FURTHER QUESTIONS ON ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$50,000.00? THE NEXT IS EDUCATION, RECOVERY FROM MANPOWER, \$130,000.00, GIVING US A TOTAL OF \$180,000.00 IN RECOVERIES. CLEAR? THE NEXT ITEM IS \$333,103.67 UNDER PROJECT CAPITAL ON PAGE 38. THE FIRST IS COMMUNITY DEVELOPMENT GRANT, \$22,103.67.

Mr. MILLER: Mr. CHAIRMAN, THESE ARE COMMUNITY DEVELOPMENT GRANTS AVAILABLE TO COUNCILLORS THAT WERE UNEXPENDED AT THE CLOSE OF THE PREVIOUS FISCAL YEAR AND WE MAKE THEM AVAILABLE ON AN ON-GOING BASIS TO COUNCILLORS.

Mr. CHAIRMAN: CLEAR? NEXT IS FURNITURE AND OFFICE EQUIPMENT, \$28,000.00.

Mr. CHAMBERLIST: IF I RECALL, WE HAD ALREADY VOTES FOR FURNITURE AND OFFICE SUPPLIES, \$75,000. I BEG YOUR PARDON, \$30,000.00 TO PROVIDE FUNDS FOR THE PURCHASE OF WAREHOUSE EQUIPMENT FOR THE LIQUOR CONTROL OPERATION UNDER THAT VOTE. WHAT IS THIS \$28,000.00 FOR?

Mr. CHAIRMAN: I BELIEVE THIS IS 2101 THAT WE ARE ON.

Mr. CHAMBERLIST: THE POINT I AM MAKING IN LAST YEAR'S ESTIMATES, WHICH I HAVE IN FRONT OF ME, ESTABLISHMENT 2102.

Mr. CHAIRMAN: WE ARE AT 2101.

Mr. CHAMBERLIST: WELL ON THIS PAGE HERE YOU HAVE 2102. THAT'S WHERE I WAS LOOKING.

Mr. MILLER: Mr. CHAIRMAN, THAT IS AN ERROR. IT SHOULD BE 2101.

Mr. CHAMBERLIST: THANK YOU, 2101, ALL RIGHT. THAT IS WHAT I WAS REFERRING TO. COULD WE HAVE ANY INDICATION OF WHERE THIS MONEY WAS USED AND INCIDENTLY, I WONDER IF, Mr. CHAIRMAN, Mr. MILLER COULD UNDERTAKE TO SAY WHAT FURNITURE WAS STILL AVAILABLE IN GOVERNMENT STORES THAT WAS NOT SUPPLIED, AND YET WE BOUGHT NEW FURNITURE? BECAUSE WE HAVE AN INVENTORY OF NEW FURNITURE, AS I UNDERSTAND IT.

Mr. MILLER: Mr. CHAIRMAN, FURNITURE AND OFFICE EQUIPMENT, THE FUNDS OF \$30,000.00 AT THE BEGINNING OF THE YEAR WERE NOT FOUND ADEQUATE TO PROVIDE FURNITURE FOR NEW STAFF ADDITIONS AND TO CONTINUE OUR PROGRAMME OF GRADUAL REPLACEMENT OF FURNITURE AND OFFICE EQUIPMENT THROUGHOUT THE GOVERNMENT. DURING THE COURSE OF THE YEAR, WE UNDERTOOK TO EQUIP THE TOURISM AND INFORMATION BRANCH. I AM NOT SURE WHETHER WE DID ANY OTHERS OR NOT, Mr. CHAIRMAN, BUT WHAT WE ARE ATTEMPTING TO DO WITH FURNITURE AND OFFICE EQUIPMENT IS THAT WE ARE ATTEMPTING TO ARRIVE AT STANDARDS AND WE ARE ATTEMPTING TO HAVE THE FULL COMPLEMENT OF OLD FURNITURE REPLACED THE DAY WHEN WE MOVE INTO OUR NEW ADMINISTRATIONS BUILDING. I DON'T HAVE THE SPECIFIC DETAILS IN FRONT OF ME OF JUST WHAT WAS SPENT.

Mr. CHAMBERLIST: WHAT I AM HAVING DIFFICULTY IN UNDERSTANDING IN THIS PARTICULAR ITEM, THE MAIN ESTIMATES FOR LAST YEAR, THE SUM OF \$30,000.00 WAS ASKED FOR. WHAT IS WRONG WITH THOSE THAT ARE ASSESSING THE NEEDS WHEN THEY COME BACK AGAIN WITH ANOTHER 100% OF THE SAME AMOUNT? NOW, SURELY, THERE MUST HAVE BEEN SOME CONSIDERATION GIVEN TO THE AMOUNT. I COULD SEE IF THERE WAS A DIFFERENCE OF \$5,000.00 OR \$6,000.00 PEOPLE CAN MAKE A MISTAKE. BUT WHEN YOU SEE A DIFFERENCE OF ALMOST THE IDENTICAL AMOUNT AGAIN, IT SEEMS THERE WAS SOME BAD MANAGEMENT SOMEWHERE ALONG THE LINE. I WONDER IF THERE IS ANY REASON THAT CAN BE GIVEN WHY IT IS JUST ALMOST THE SAME

AMOUNT?

Mr. MILLER: Mr. CHAIRMAN, ADMITTEDLY OUR ESTIMATE LAST YEAR WAS UNDERESTIMATED AND WHAT WE HAD FORGOTTEN TO PROVIDE FOR WAS THE NEW STAFF ADDITIONS THAT WE INCURRED DURING THE YEAR.

Mr. CHAIRMAN: CLEAR? THE NEXT ITEM IS MUSEUM CONSTRUCTION GRANTS, \$15,000.00. DOES THIS MEAN WE HAVE HAD PEOPLE MATCH GRANTS IN EXCESS OF \$25,000.00?

Mr. MILLER: THAT IS CORRECT, Mr. CHAIRMAN, IN THE AMOUNT OF \$40,000.00.

Mr. CHAIRMAN: DID THIS ALL GO TO THE SAME MUSEUM?

Mr. MILLER: NO, Mr. CHAIRMAN, TO THE BEST OF MY KNOWLEDGE THERE WAS TWO MUSEUMS INVOLVED IN THIS: THE McBRIDE MUSEUM IN WHITEHORSE AND THE BURWASH MUSEUM.

Mr. CHAMBERLIST: THE McBRIDE MUSEUM, DID THEY GET \$25,000.00 LAST TIME? HOW MUCH OF THIS \$25,000.00 WAS ORIGINALLY VOTED TO THE McBRIDE MUSEUM?

Mr. MILLER: I'M SORRY, Mr. CHAIRMAN, I DON'T HAVE THE EXACT FIGURES WITH ME.

Mr. CHAMBERLIST: I THINK WE SHOULD KNOW WHO IS GETTING THIS MONEY BECAUSE IT'S TWENTY-FIVE, PLUS ANOTHER FIFTEEN.

Mr. MILLER: I'LL BRING THAT ANSWER FORWARD, Mr. CHAIRMAN.

Mr. CHAIRMAN: THIS MONEY HAS ALREADY BEEN EXPENDED IN ANY EVENT.

Mr. MILLER: THAT'S CORRECT.

Mr. CHAIRMAN: RIGHT. THE NEXT ITEM IS ROAD EQUIPMENT - \$9,465.00.

Mr. CHAMBERLIST: Mr. CHAIRMAN, WITH RESPECT, I WOULD LIKE TO GO BACK ON THIS MUSEUM GRANT SITUATION. AS I UNDERSTAND IT, IT HAS ALWAYS BEEN THE POLICY OF THE TERRITORIAL COUNCIL TO HAVE TO SPECIFICALLY PASS A GRANT FOR A PARTICULAR MUSEUM. NOW, IF THE MONEY HAS ALREADY BEEN EXPENDED, I WOULD LIKE TO KNOW, Mr. CHAIRMAN, WHO GAVE THE AUTHORITY, IF THE TERRITORIAL COUNCIL DIDN'T, TO PROVIDE AN ADDITIONAL GRANT, AND THEN COME ALONG TO TERRITORIAL COUNCIL AND SAY, "WE

WANT YOU TO VALIDATE IT". WHERE DOES THE AUTHORITY COME FOR THAT GRANT?

Mrs. WATSON: Mr. CHAIRMAN, I THINK THE HONOURABLE MEMBER, WITH RESPECT, IS INCORRECT. I THINK THERE IS A FORMULA FOR COST-SHARING TO A MAXIMUM OF \$25,000.00, BUT THE GRANTS DID NOT HAVE TO COME BACK HERE TO THE COUNCIL FOR APPROVAL. WE VOTED \$25,000.00 TO BE USED FOR ASSISTANCE FOR MUSEUM CONSTRUCTION, AND ON THE BASIS OF THE COST-SHARING FORMULA, THE FUNDS WERE THEN APPROPRIATED TO THESE VARIOUS ORGANIZATIONS FOR MUSEUMS IN THE TERRITORY.

Mr. CHAMBERLIST: THIS IS QUITE TRUE, Mr. CHAIRMAN, UP TO \$25,000.00. WHAT I AM SAYING NOW IS, WHERE DID THE AUTHORITY COME TO PAY OUT ANY OTHER GRANTS PRIOR TO ASKING TERRITORIAL COUNCIL WHETHER THEY APPROVE OF IT. THIS IS THE PAYMENT OUT OF GRANTS. THE WORD "GRANT" ITSELF IS SOMETHING THAT SPEAKS. I WONDER, Mr. CHAIRMAN, WHETHER Mr. MILLER COULD INDICATE WHERE THE AUTHORITY CAME FROM? PERHAPS HE'S LOOKING FOR IT NOW.

Mr. MILLER: Mr. CHAIRMAN, THESE FUNDS WERE PAID IN ACCORDANCE WITH THE POLICY THAT WAS APPROVED BY THIS COUNCIL A YEAR AGO, AND THE POLICY READS: "FUNDS MAY BE GRANTED FOR CONSTRUCTION OF NEW MUSEUMS BUT NOT FOR RENOVATIONS OF OLD BUILDINGS. CONTRIBUTIONS ARE MADE ON A TWO FOR ONE BASIS IF THE MUSEUM IS LOCATED OUTSIDE OF A MUNICIPALITY AND A ONE FOR TWO IF LOCATED WITHIN A MUNICIPALITY."

Mr. CHAMBERLIST: THAT'S RIGHT, ON THE BASIS OF THE AMOUNT OF MONEY THAT WAS VOTED, AND THAT WAS \$25,000.00, AND THAT WAS QUITE RIGHT. WHAT I'M SAYING IS, IF THE MONEY WAS PAID OUT, IT WAS PAID OUT FOR AN AMOUNT OVER AND ABOVE WHAT THE COUNCIL VOTED ON. ONCE AGAIN, WHAT IS BEING SAID IS THAT WE FOLLOWED THE SAME PROCEDURE OF PAYOUT BUT WE DIDN'T COME TO THE COUNCIL TO ASK PERMISSION TO DO IT. THAT'S WHAT IS BEING SAID. AS I SAY, YOU KNOW, WHAT'S THE USE? I'M NOT OBJECTING AT ALL. I THINK THE MUSEUMS HAVEN'T PROPERLY BEEN LOOKED AFTER FOR YEARS AND THEY SHOULD BE GIVEN EVERY ASSISTANCE POSSIBLE, BUT I'M SAYING THAT THE ADMINISTRATION HAS GOT NO RIGHT WHATSOEVER TO ATTEMPT TO BY-PASS THIS COUNCIL IN THE MANNER THAT IT IS CONTINUING TO DO.

Mr. CHAIRMAN: IS THERE ANYTHING ON ROAD EQUIPMENT? THE NEXT IS FREE ENGINEERING - TERRITORIAL PROJECTS - \$113,000.00.

Mr. McKINNON: WHERE?

Mr. MILLER: Mr. CHAIRMAN, WHAT WE HAVE FOUND OURSELVES WITHIN THE CURRENT FISCAL YEAR IS A VERY SERIOUS LACK OF LONG-TERM PLANNING, AND IN ATTEMPTS TO GET THAT LONG-TERM PLANNING BROUGHT UP TO A REASONABLE STANDARD WE FOUND THAT WE HAD TO EXTEND THESE FUNDS IN ORDER TO GET CONTRACTS READY FOR LETTING WITHIN THE NEXT TWO TO THREE WEEKS OR WITHIN THE NEXT MONTH. OTHERWISE, WE WOULD BE CONSTANTLY BEHIND THE EIGHT BALL IN NOT GETTING OUR PLANNING UP TO DATE, IN GETTING THE LAND, THE WATER AND SEWER SYSTEMS INSTALLED WHEN THE PEOPLE WANT THEM.

Mr. CHAMBERLIST: NOW, HERE AGAIN WE HAVE ANOTHER EXPENDITURE ON PLANNING WITHOUT SEEKING PREVIOUS AUTHORITIES. CONSEQUENTLY, WITH THE PLANNING STUDIES FOR THE COMMUNITY, WHERE THEY HAD THE AUTHORITY TO HAVE THE STUDIES BUT WITHOUT THE AUTHORITY TO PAY, PLUS ANOTHER \$113,000.00 -- THAT'S \$350,000.00 THAT HAS BEEN SET FOR PLANNING. I NOTICE THE NEXT ITEM, MAPPING INDIAN COMMUNITIES, MORE PLANNING, ANOTHER \$25,000.00. IT LOOKS LIKE IT'S COSTING US A HALF MILLION DOLLARS A YEAR FOR PLANNING.

Mr. MCKINNON: Mr. CHAIRMAN, MY QUESTION OF THE TREASURER WAS, WHAT COMMUNITIES AND WHERE ARE THE COMMUNITIES LOCATED THAT WILL BE TAKING ADVANTAGE OF THESE PRE-ENGINEERING TERRITORIAL PROJECTS?

Mr. MILLER: Mr. CHAIRMAN, THE PRIMARY ONES ARE WATSON LAKE, HAINES JUNCTION, RIVERDALE SUBDIVISION, HILLCREST SUBDIVISION, AND PORTER CREEK. IN ADDITION, WE HAVE DONE SOME WORK TO MY KNOWLEDGE AT CARMACKS, ROSS RIVER, BEAVER CREEK, MAYO, TESLIN -- I THINK THAT'S ABOUT THE FULL EXTENT OF THE LIST.

Mr. COMMISSIONER: Mr. CHAIRMAN, SOME OF THESE MONIES WILL BECOME PART OF THE TOTAL PROJECT COST.

Mr. MILLER: NO, MOST OF THESE FUNDS, Mr. COMMISSIONER, WILL REMAIN WHERE THEY ARE BECAUSE THEY ARE PRE-ENGINEERING. IT IS THE FEASIBILITY STAGE RATHER THAN THE PHYSICAL PLANNING SIDE OF IT.

Mrs. WATSON: Mr. CHAIRMAN, THEY ARE A PART OF THE COMMUNITY SERVICES IMPROVEMENT PROGRAM, ARE THEY NOT? DON'T THEY TIE DIRECTLY INTO THAT?

Mr. MILLER: THERE WAS A CONSIDERABLE AMOUNT OF WORK DONE IN CONNECTION WITH THAT PROGRAM.

Mr. CHAIRMAN: IS THERE ANYTHING FURTHER ON THIS ITEM? THE NEXT IS MAPPING INDIAN COMMUNITIES - \$20,000.00. CLEAR? THE NEXT IS RECREATIONAL ROADS, BOAT LAUNCHING RAMPS AND AIRSTRIPS - \$120,000.00.

Mr. CHAMBERLIST: THIS IS SOMETHING. HERE WE HAVE TWO ITEMS FOR THE SAME. WE HAVE ALREADY APPROVED OF 903 - TO PROVIDE FUNDS FOR THE INCREASED COST OF MAINTAINING RECREATIONAL ROADS AND LAUNCHING RAMPS THROUGHOUT THE TERRITORY, AND WE HAVE APPROVED \$50,000.00 ...

Mr. CHAIRMAN: THAT WAS OPERATION AND MAINTENANCE.

Mr. CHAMBERLIST: THAT'S RIGHT. THIS IS WHAT I AM TALKING ABOUT. BOAT RAMPS ARE USUALLY PUT IN AS A MAINTENANCE ITEM BECAUSE WHAT HAS BEEN RECENTLY IS THAT THEY HAVE BEEN PUT IN WITH CONCRETE SLABS THEY HAVE PICKED UP FROM ELSEWHERE AND USED IT AS A MAINTENANCE ITEM. THIS IS WHAT HAS BEEN DONE IN THE PAST. THEY HAVE TAKEN THE OLD CONCRETE PADS FROM THE OLD NISUTLIN BRIDGE AT TESLIN AND USED THEM AS BOAT RAMPS. NOW, IS THERE ANY INTERWOVEN MATTER IN THESE TWO?

Mr. MILLER: NO, Mr. CHAIRMAN, CONSTRUCTION OF A NEW BOAT RAMP COMES UNDER ESTABLISHMENT 2921, AND MAINTENANCE OF AN EXISTING BOAT RAMP COMES UNDER THE OPERATION AND MAINTENANCE ITEM 903.

Mr. CHAMBERLIST: BUT THERE'S NO, EXCEPT FOR A FEW, THERE'S NO MAINTENANCE TO DO ON THE BOAT LAUNCHING RAMPS SO WE'VE REALLY PASSED THE \$50,000.00 IN A HURRY, UNLESS IT WERE BROKEN DOWN FOR THE MAINTENANCE OF RECREATIONAL ROADS.

Mr. MILLER: Mr. CHAIRMAN, THIS HAPPENS TO BE AN ESTABLISHMENT TITLE; RECREATIONAL ROADS, BOAT LAUNCHING RAMPS AND AIRSTRIPS. THERE ARE NO FUNDS -- WELL, IN THE CAPITAL ITEM, IT'S FOR THE FARO AIRSTRIP, RECONSTRUCTION OF THE BEAVER CREEK AIRSTRIP, AND TO PROVIDE FUNDS FOR THE REROUTE OF THE TAKHINI HOT SPRINGS ROAD FROM PRIVATE PROPERTY.

Mr. CHAIRMAN: THE NEXT ITEM IS THE DAWSON AIRPORT BUILDING - \$25,000.00. CLEAR? NEXT IS THE SKAGWAY ROAD ENGINEERING - \$60,000.00.

Mr. CHAMBERLIST: HAVE WE GOT A START-UP DATE ON THAT YET?

Mr. MILLER: A START-UP DATE ON THE SKAGWAY ROAD? THE CONTRACTOR IS ON THE SITE AND IS WORKING.

Mr. CHAIRMAN: CLEAR? CAMPBELL HIGHWAY RECONSTRUCTION - REDUCTION OF \$230,465.00.

Mr. MILLER: THESE ARE FUNDS, Mr. CHAIRMAN, THAT WON'T BE SPENT IN THE CURRENT FISCAL YEAR AND WE'RE JUST OFFSETTING, IF YOU LIKE, OUR PREVIOUS OFFSETS AGAINST THOSE ITEMS WHERE WE NEED ADDITIONAL FUNDS.

Mr. CHAIRMAN: IN OTHER WORDS, YOU'VE SHUT DOWN PROJECTS LIKE BRIDGES, AND THIS TYPE OF THING?

Mr. MILLER: NO, Mr. CHAIRMAN, THIS WAS WORK THAT JUST WASN'T COMPLETED WITHIN THE CURRENT FISCAL YEAR. FOR EXAMPLE, ON THE CAMPBELL HIGHWAY THERE WERE A NUMBER OF ITEMS WE JUST COULD NOT GET DONE BECAUSE OF WEATHER, ETC. THAT IS NOT SLOWING DOWN THE CAMPBELL HIGHWAY.

Mr. CHAIRMAN: NEXT IS THE MAYO RESOURCE MANAGEMENT RESIDENCE - \$9,000.00.

Mr. CHAMBERLIST: COULD WE HAVE AN EXPLANATION OF WHAT THESE MANAGEMENT HOUSES ARE AND THEN WHAT WE DO WITH ONE, WE DO WITH THE LOT?

Mr. MILLER: Mr. CHAIRMAN, THESE ARE HOUSES THAT WE BUILD UNDER THE ENGINEERING SERVICES AGREEMENT FOR YUKON FOREST SERVICE. THEY ARE 100 PERCENT RECOVERABLE FROM I.A.N.D. OUTSIDE THE AGREEMENT.

Mr. CHAIRMAN: NEXT IS CARMACKS RESOURCE MANAGEMENT RESIDENCE - \$10,000.00.

Mrs. WATSON: THAT'S THE SAME, Mr. CHAIRMAN.

Mr. CHAIRMAN: ONE IS \$9,000.00 AND THE OTHER IS \$10,000.00.

Mr. CHAMBERLIST: THE SAME REASON, Mr. CHAIRMAN.

Mr. CHAIRMAN: YES. NEXT IS ROSS RIVER RESOURCE MANAGEMENT RESIDENCE - \$12,000.00. NEXT IS THE ROSS RIVER AIRSTRIP - \$120,000.00.

Mr. CHAMBERLIST: IS THIS THE EXPANSION OF THE EXISTING STRIP?

Mr. MILLER: YES, Mr. CHAIRMAN. THE STRIP WAS EXPANDED, IF MY MEMORY SERVES ME CORRECT, 7,000 FEET.

Mr. CHAIRMAN: THIS GIVES US A TOTAL OF \$333,103.67. THE NEXT ITEM IS LOAN AMORTIZATION IN THE AMOUNT OF \$458,600.00. THAT IS FOUND ON PAGE 42. CLEAR?

Mr. CHAMBERLIST: WHAT ARE THESE SELF-AMORTIZED LOANS? WOULD YOU JUST LIST THEM?

Mr. MILLER: Mr. CHAIRMAN, THIS \$458,600.00 IS COMPRISED OF THE REPAYMENT OF LOANS UNDER THE LOW COST HOUSING PROGRAM AND REPAYMENT OF LOANS UNDER THE RIVERDALE SUBDIVISION DEVELOPMENT PROGRAM.

Mr. CHAMBERLIST: IS THIS THE ORIGINAL DEVELOPMENT PROGRAM OR A RECENT ONE?

Mr. MILLER: THIS IS PART OF THE FULL DEVELOPMENT TO DATE. THESE ARE FUNDS THAT WE'VE RECEIVED FROM THE SALE OF LOTS IN EXCESS OF OUR NEED TO PAY BACK THE AMORTIZATION TO DATE.

Mr. CHAIRMAN: CLEAR? THE NEXT ITEM IS DUST CONTROL PALLIATIVES REVOLVING FUND - \$1,200,000.00.

Mr. CHAMBERLIST: I WONDER IF WE COULD HAVE AN EXPLANATION OF THIS WHOLE DUSTY ITEM?

Mr. CHAIRMAN: I WOULD THINK THAT WE REQUIRE IT.

Mr. MILLER: Mr. CHAIRMAN, WHAT WE'RE ASKING FOR HERE IS THE AUTHORITY TO CREATE A REVOLVING FUND OR AN INVENTORY TO HANDLE DUST CONTROL PALLIATIVES, PRIMARILY, CALCIUM CHLORIDE. OUR CALCIUM CHLORIDE PROGRAM FOR THE CURRENT FISCAL YEAR, A TOTAL SUM OF 8,000 TONS OF CALCIUM CHLORIDE, WHICH WE HAVE TO START ORDERING AND HAVE SHIPPED IN, SOME OF IT PRIOR TO MARCH 31ST OF THE FISCAL YEAR IF WE ARE GOING TO GET THE DUST CONTROL PROGRAM UNDERWAY DURING THE COURSE OF THE SUMMER. WHAT WE ARE HOPING TO DO WITH THIS IS TO RUN A COMPLETELY SEPARATE REVOLVING FUND JUST FOR DUST CONTROL.

Mr. CHAMBERLIST: IS THIS THE STOCK OF THE CALCIUM CHLORIDE?

Mr. MILLER: THIS IS THE ACTUAL INVENTORY OF IT, YES.

Mr. CHAMBERLIST: NOW, WHAT OTHER MONIES BESIDES ARE GOING TO BE REQUIRED FOR THE BUILDING TO HOUSE THE GOODS ITSELF, THE CALCIUM CHLORIDE; WHAT EQUIPMENT IS GOING TO BE NEEDED; HOW MANY OTHER ASSOCIATED AMOUNTS OF MONEY ARE GOING TO BE REQUIRED FOR THIS DUST CONTROL OVER AND ABOVE THAT \$1,200,000.00?

Mr. MILLER: Mr. CHAIRMAN, THE BUILDING WE ARE CURRENTLY USING IN THE WHITEHORSE AREA IS SITUATED IN THE D.P.W. COMPOUND HERE, THE OLD D.P.W. COMPOUND. IT IS AN OLD WOOD-FRAME BUILDING THAT HAS NO OTHER USE. IT WAS AN OLD GARAGE, AND WE HAVE SPENT LITERALLY NOTHING ON IT TO MAKE IT INTO A STORAGE SHED. WE PROVIDE NO OTHER EQUIPMENT. THE CONTRACTOR PROVIDES THE EQUIPMENT FOR APPLYING THE MATERIAL. WE DO IT ALL BY CONTRACT. WHITE PASS PROVIDES THE EQUIPMENT FOR UNLOADING AND THE CONTRACTOR PROVIDES THE EQUIPMENT FOR LOADING THE CALCIUM CHLORIDE, SO WE DON'T ANTICIPATE ANY OTHER EXPENDITURES IN THE WHITEHORSE AREA. WE ARE INTENDING THIS YEAR TO HAVE A STOCK OF CALCIUM CHLORIDE AT CARMACKS AND, IF MY MEMORY SERVES ME CORRECTLY, WATSON LAKE, AND AT BOTH LOCATIONS WE HAVE PUT UP A SIMPLE WOOD BARRIER THAT WE ARE COVERING WITH A SPECIAL TARP TO KEEP THE WEATHER OUT.

Mr. CHAMBERLIST: THE BUILDING THAT IS BEING USED IN THE OLD D.P.W. COMPOUND, IF I RECALL IT, IS OPEN TO THE WEATHER. HOW MUCH DAMAGE HAS BEEN DONE IN THE PAST TO SOME OF THIS CALCIUM CHLORIDE AND HOW MUCH DAMAGE, Mr. CHAIRMAN, DOES ONE VISUALIZE IS GOING TO TAKE PLACE UNLESS THIS BUILDING IS PROPERLY PROTECTED FROM THE WEATHER?

Mr. MILLER: THIS BUILDING, TO THE BEST OF MY KNOWLEDGE, IS NOT OPEN TO THE WEATHER ANY LONGER. IT MAY HAVE BEEN AT ONE TIME BUT THEY HAVE BOTH ENDS CLOSED OFF NOW. I DON'T KNOW HOW GOOD THE ROOF IS BUT OUT OF 8,000 TONS THAT WERE DELIVERED LAST YEAR, OUR TOTAL LOSS WAS SOMETHING IN THE NEIGHBOURHOOD OF 60 TONS. NOW, THAT RELATES TO A LOT OF ITEMS: 1, THE CRUSTING, 2, THE ODD LOAD THAT DIDN'T GET ACROSS THE SCALES FOR SOME PARTICULAR REASON. BUT, OUT OF 8,000 TONS LAST YEAR THERE WAS A SHORTAGE OF 60 TONS IN THE TOTAL PROGRAM.

Mr. CHAMBERLIST: WHAT AMOUNT OF PALLIATIVES HAVE WE KEPT IN THE PAST HERE?

Mr. MILLER: AS INDICATED, I THINK THAT LAST YEAR WE WENT THROUGH 8,000 TONS OF IT THROUGH THE COURSE OF THE SUMMER. PRIOR TO THAT, OUR PROGRAM WASN'T NEARLY AS EXTENSIVE AND IT SEEMS TO ME THAT WE WERE DOWN BELOW 5,000 TONS.

Mr. CHAMBERLIST: HOW MANY TONS DOES THIS AMOUNT OF \$1,200,000.00 REPRESENT.

Mr. MILLER: AT THE CURRENT COST, THIS WOULD REPRESENT SOMETHING A LITTLE OVER 11,000 TONS. OUR CURRENT PROGRAM FOR THIS FISCAL YEAR IS 8,000 TONS.

Mr. CHAMBERLIST: Mr. CHAIRMAN, THE AMOUNT OF PALLIATIVES WE ARE USING, IS IT REDUCED EACH YEAR BY THE ADDITION OF PAVING ON SOME OF OUR HIGHWAYS?

Mr. MILLER: YES, Mr. CHAIRMAN, BUT, FOR EXAMPLE, IN THE CURRENT FISCAL YEAR, AT THE MOMENT WE ARE NOT INTENDING TO DO ANY PAVING SO IT'S A VERY SMALL AMOUNT. YOU'RE TALKING ABOUT TEN MILES OF PAVING AND THE AVERAGE ...

Mr. CHAMBERLIST: WE'RE NOT DOING ANY PAVING THIS YEAR?

Mr. MILLER: THERE WILL BE NO PAVING DONE THIS YEAR -- AT THE MOMENT. WE'RE STILL TRYING TO FIND FUNDS.

Mr. CHAMBERLIST: THERE AGAIN, I TAKE IT THAT THIS AMOUNT IS BEING FOUND IN THE EXISTING PROJECT CAPITAL?

Mr. MILLER: Mr. CHAIRMAN, THIS IS NOT REALLY MONEY THAT WE'RE LOOKING FOR. WHAT WE'RE TALKING ABOUT HERE IS TYING UP AN INVENTORY FOR A PERIOD OF A YEAR. SO, IT'S REALLY USING WORKING CAPITAL FUNDS ON A REVOLVING BASIS. WE WILL HAVE PAID FOR SOME BY MARCH BUT WILL START TO CHARGE IT OUT IN MAY AND BY THE END OF SEPTEMBER, IT WILL BE ALL CHARGED OUT OF THE REVOLVING FUND; THERE'LL BE NOTHING THERE. IT'S PURELY AUTHORITY TO ALLOW US TO USE PUBLIC FUNDS TO CREATE AN INVENTORY FOR A PERIOD OF A YEAR.

Mr. CHAMBERLIST: WE'VE NEVER EXPERIMENTED WITH THIS THIS WAY BEFORE SO I TAKE IT THAT THIS IS GOING TO BE THE FIRST TIME FOR DOING IT IN THIS MANNER.

Mr. MILLER: Mr. CHAIRMAN, IN THE PAST WE HAVE KEPT DUST CONTROL PALLIATIVES IN OUR CENTRAL PURCHASING REVOLVING FUND. THE PROBLEM THAT WE'RE RUNNING INTO IS THE LARGE QUANTITY AND THE NEED TO HAVE SOME OF THIS MATERIAL IN WHITEHORSE OR IN THE YUKON PRIOR TO MARCH 31ST, PRIMARILY BECAUSE OF SHIPPING PROBLEMS.

Mr. CHAIRMAN: HAS THIS REVOLVING FUND IN FACT BEEN ESTABLISHED? IS IT IN OPERATION?

Mr. MILLER: NO, Mr. CHAIRMAN, AS I INDICATED, WE HAVE A CENTRAL PURCHASING REVOLVING FUND OF \$500,000.00 BUT WE'RE FINDING THAT IT IS NOT SUFFICIENTLY LARGE ENOUGH TO CARRY THIS TYPE OF MATERIAL SO WE'RE PROPOSING TO EXCLUDE EVERYTHING RESPECTING DUST CONTROL AND DEAL WITH IT AS A SEPARATE ITEM.

MR. CHAIRMAN: ARE THERE ANY FURTHER QUESTIONS ON THAT?

MR. CHAIRMAN: ARE THERE ANY FURTHER QUESTIONS ON THIS? SO IT'S A TOTAL OF \$2,991,938.16, WHAT IS YOUR PLEASURE ON THIS? ARE THE WITNESSES EXCUSED? COMMITTEE AGREED? I WOULD LIKE TO THANK YOU BOTH FOR ATTENDING.

MRS. WATSON: MR. CHAIRMAN, POSSIBLY IF THE WITNESSES WANTED TO STAY WHILE WE DISCUSSED BILL NO. 1.

MR. CHAIRMAN: IN LIGHT OF THE TIME I THINK WE WOULD BE...

MR. CHAMBERLIST: WE WOULD BE HERE A LONG TIME.

MR. CHAIRMAN: DO YOU WISH THE WITNESSES HERE TOMORROW MORNING?

MR. CHAMBERLIST: I DON'T THINK SO. I THINK WE HAVE GOT THE MATTER OF C-9 TO DEAL WITH IN COMMITTEE, AND I THINK THAT SHOULD BE DEALT WITH.

MR. STUTTER: THAT MATTER HAS ALREADY BEEN DECIDED BY THE HOUSE.

MR. CHAIRMAN: DO YOU WISH THE TREASURER HERE TOMORROW?

MRS. WATSON: MR. CHAIRMAN, I WOULD MOVE THAT BILL NO. 5...

MR. CHAIRMAN: I WON'T RECEIVE ANY MOTIONS AT THIS MOMENT, I AM JUST LOOKING FOR SOME DIRECTION. DO YOU WISH THE WITNESSES TO ATTEND TO US TOMORROW OR WILL THEY BE REQUIRED?

MR. CHAMBERLIST: MR. CHAIRMAN, I HAVE NO OBJECTION TO THE WITNESSES ATTENDING AT ANY TIME. I WANT TO ASSURE COUNCIL THAT I AM NOT GOING TO RUSH THROUGH THE ENTIRE BILL OF NO. 1. IT WILL TAKE JUST AS LONG TO DO THAT BILL TO DEAL WITH THE BUDGET AND IT IS ON YOUR SHOULDERS AND THE MEMBERS' SHOULDERS, MR. CHAIRMAN, WHO ARE HOLDING BACK DISCUSSION OF C-9. THERE IS NO DOUBT ABOUT IT, I AM GOING TO LOOK AT THE ENTIRE BUDGET EXACTLY AS I WOULD TREAT THE MAIN ESTIMATES, BECAUSE EVERY ITEM HAS TO BE ACCOUNTED FOR.

MRS. WATSON: MR. CHAIRMAN, I THINK THE COMMITTEE HAS ALREADY DECIDED THAT WE ARE DISCUSSING BILL NO. 1 AND BILL NO. 2 IN

COMMITTEE BEFORE WE WENT INTO DEBATE ON BILL C-9, AND IF THEY DO NOT WANT THE WITNESSES HERE TOMORROW TO DISCUSS BILL NO. 1, THAT IS JUST FINE WITH ME.

MR. CHAIRMAN: THE CHAIR IS SOMEWHAT CONFUSED AS TO THE INTENTION OF COMMITTEE. I BELIEVE WE STARTED WITH BILL NO. 1, OR WE STARTED WITH DISCUSSIONS OF BILL C-9 AND THEN WE WENT TO BILL NO. 1, AND THEN WE SUDDENLY ARRIVED, WHEN WE ALL GOT TOGETHER, ON BILL NO. 2. NOW IS IT THE INTENTION OF COMMITTEE TOMORROW MORNING TO DISCUSS BILL NO. 1, OR IS THE INTENTION OF COMMITTEE TO DISCUSS THE AMENDMENTS TO BILL C-9, THE AMENDMENTS TO THE YUKON ACT?

MR. CHAMBERLIST: BILL C-9, I WOULD SAY.

MR. TANNER: MR. CHAIRMAN, I WOULD SUGGEST THAT WE MOVE, OR WHOEVER WANTS TO MOVE, BILL 2 OUT, DISCUSS BILL 1 IN THE MORNING, AND THEN GET ON TO C-9.

MR. CHAMBERLIST: MR. CHAIRMAN, THERE IS NO WAY THAT YOU ARE GOING TO GET BILL NO. 1 DEALT WITH AND COMPLETED TOMORROW. THERE IS NO WAY, WAKE UP, YOU PEOPLE.

MR. CHAIRMAN: WELL, I THINK FOR THE MOMENT THEN, I WILL ASK THE WITNESSES IF THEY WOULD LIKE TO RETURN POSSIBLY AT A QUARTER AFTER TEN IN THE MORNING, IF THAT WOULD BE CONVENIENT.

WITNESSES EXIT THE COUNCIL CHAMBERS

MR. CHAIRMAN: WHAT IS YOUR PLEASURE AT THIS TIME?

MRS. WATSON: MR. CHAIRMAN, I WOULD MOVE THAT BILL NO. 2, THE FIFTH APPROPRIATION ORDINANCE, 1973-74, BE MOVED OUT OF COMMITTEE WITHOUT AMENDMENTS.

MR. CHAIRMAN: SECONDER?

MR. TANNER: I WILL SECOND THAT MR. CHAIRMAN.

MR. CHAIRMAN: MR. STUTTER, WOULD YOU TAKE THE CHAIR FOR A MOMENT?

MR. STUTTER TAKES THE CHAIR

MR. CHAIRMAN: MR. TAYLOR,

MR. TAYLOR: I RISE ONLY TO POINT OUT THAT I VERY UNLIKELY WILL HAVE A VOTE ON THIS MATTER.

I WOULD LIKE TO SAY THAT WERE I TO HAVE A VOTE, AS I WILL ON THIRD READING OF THIS BILL, I WOULD NOT BE ABLE TO VOTE IN FAVOR OF IT. I WOULD NOT BE ABLE TO VOTE IN FAVOR OF IT BECAUSE THE PRINCIPLE OF THIS GOVERNMENT-OR OF ANY GOVERNMENT- SPENDING MONIES AND PARTICULARLY CREATING NEW PROGRAMS, WITHOUT FIRST COMING TO THE LEGISLATIVE BODY, IS REPUGNANT TO ME AND IT CERTAINLY OFFENDS THE PRINCIPLE OF LEGISLATIVE AND PARLIAMENTARY CONTROL OVER THE PUBLIC PURSE AND THE SPENDING OF MONIES. IT INVOLVES ITSELF AROUND ALL PRINCIPLES OF PARLIAMENTARY OR LEGISLATIVE CONTROLS. IT IS A VERY, VERY BAD THING. AS A MATTER OF FACT, IT IS AN EXTREMELY DANGEROUS THING TO HAVE THIS GOING ON. YOU HAVE TAXATION WITHOUT REPRESENTATION. WERE THE ADMINISTRATION TO COME AND SAY - AND I HAVE LOOKED THROUGH THESE ESTIMATES AS WE HAVE GONE THROUGH THEM - AND I HAVE SEEN SOME 5 OR 7 HUNDRED THOUSAND DOLLARS IN O & M THAT HAVE BEEN EXPENDED ON NEW PROGRAMS INSTITUTED BY THE ADMINISTRATION WITH NO KNOWLEDGE OR CONSENT OF THE LEGISLATURE, WHO ARE OF COURSE THE ELECTED REPRESENTATIVES OF THE PEOPLE. THE ADMINISTRATION OF THE YUKON TERRITORY HAVE TAKEN IT ON THEMSELVES, IN MY OPINION, TO EXCLUDE THE LEGISLATURE. I CONSIDER IT A SLAP ON THE FACE, AND I DON'T KNOW HOW OTHER MEMBERS FEEL ABOUT IT BUT I CANNOT HELP BUT RISE TO MAKE THIS COMMENT AT THIS TIME. I FEEL THAT IF THE GOVERNMENT WERE TO SAY "ALL RIGHT, WE ADMIT OUR MISTAKE, IF IT WERE IN TRUTH A MISTAKE, AND WE WILL PROVIDE YOU WITH EQUIVALENT MONIES IN THE AMOUNT OF 7 OR 8 HUNDRED THOUSAND DOLLARS IN O & M AND THE ALTERNATE AMOUNT IN CAPITAL IN ORDER THAT WE CAN OFFSET ANY TAXATION IN THE FORTHCOMING YEAR, I MIGHT EVEN - AS REPUGNANT AS IT IS - CHANGE MY THINKING ON THIS. BUT I CERTAINLY CANNOT CHANGE MY THINKING ON THE PREMISE THAT THE ADMINISTRATION HAVE WANTONLY GONE AHEAD AND SPENT MONEY ON PROGRAMS WITHOUT CONSULTING THIS LEGISLATURE. AS I SAY, I FIND IT AS REPUGNANT TO ME AS IT IS TO THE PRINCIPLE. I URGE ALL MEMBERS NOT TO VOTE IN FAVOR OF THIS BILL. I WILL RESUME THE CHAIR AT THIS POINT IN ORDER THAT WE BE AS SPARE AS POSSIBLE.

MR. TAYLOR RESUMES THE CHAIR.

MR. CHAMBERLIST: MR. CHAIRMAN, DURING THE DISCUSSION OF THIS SUPPLEMENTARY, I RAISED SPECIFIC POINTS WHICH MAKE IT QUITE CLEAR, I THINK, THAT ALTHOUGH THERE WERE PROGRAMS RECOMMENDED AND APPROVED BY THE EXECUTIVE COMMITTEE, I SAY (AND I POINT MY FINGER AT THE COMMISSIONER) THAT HE ARBITRARILY WENT

AHEAD AND AUTHORIZED THE EXPENDITURE OF PUBLIC FUNDS WITHOUT COMING TO THIS COUNCIL, TO US - THE COUNCIL - FOR APPROVAL. I POINT MY FINGER AT HIM BECAUSE HE HAS TO ACCEPT THE RESPONSIBILITY FOR THE NEGLIGENCE THAT HE IS NOW CONTINUALLY SHOWING. IT MUST BE MADE CLEAR AS WELL, THAT THE PEOPLE IN OTTAWA WHO READ THESE VOTES AND PROCEEDINGS MUST BE SHOWN QUITE CLEARLY THAT WE ARE FED UP TO THE TEETH WITH HIS CONDUCT AND HIS ATTITUDE TOWARD THIS COUNCIL. I SAY, MR. CHAIRMAN, I AM NOT GOING TO SUPPORT THE BILL AS THE PRINCIPLE THAT HAS BEEN BREACHED IS SO PROFOUND - THE PRINCIPLE THAT THE TERRITORIAL COUNCIL MUST AT ALL TIMES BE CONSULTED FOR THE EXPENDITURE OF FUNDS, EVEN THOUGH THE AUTHORITY TO CARRY OUT THE NEW PROGRAMS HAS BEEN GIVEN, ALL THE PROGRAMS GIVEN TO THE EXECUTIVE COMMITTEE FOR APPROVAL, IS GIVEN SUBJECT TO THE APPROVAL OF THE TERRITORIAL COUNCIL, TO MAKE THE FUNDS AVAILABLE. THIS HAS NOT BEEN CARRIED OUT, AND THE BLAME IS THE COMMISSIONER'S AND NOBODY ELSE. THE BLAME SHOULD BE PUT EXACTLY WHERE IT IS. IT IS HIS FAULT FOR WHAT GOES ON IN THESE CHAMBERS ALL THE TIME.

MRS. WATSON: MR. CHAIRMAN, IS IT NOT PROPER FOR THE CHAIRMAN TO READ THE PREAMBLE AND THE TITLE OF THE BILL BEFORE IT IS MOVED OUT OF COMMITTEE?

MR. CHAIRMAN: THAT IS CORRECT.

MR. STUTTER: MR. CHAIRMAN, I JUST WOULD LIKE TO SAY THAT AS FAR AS THIS BILL IS CONCERNED, I AM GOING TO SUPPORT IT, BUT AT THE SAME TIME I WOULD LIKE TO POINT OUT TO THE EXECUTIVE COMMITTEE AND THE ADMINISTRATION THAT I HAVE TO AGREE WITH SOME OF THE REMARKS THAT HAVE BEEN PASSED AROUND THIS TABLE REGARDING, IN CERTAIN INSTANCES, THE SPENDING OF FUNDS THAT CERTAINLY WERE NOT AUTHORIZED BY THIS COUNCIL. AS I SAY, I AM GOING TO SUPPORT THE BILL, BUT NEVERTHELESS WITH THAT CAUTION AT THIS POINT.

MR. CHAIRMAN: I WILL READ THE PREAMBLE OF THE BILL BEFORE WE DEAL WITH THE MOTION TO MOVE THE BILL OUT OF COMMITTEE. I APPOLOGIZE THAT I GOT SO INVOLVED WITH THE MULTITUDE OF THINGS HERE THAT I FORGOT. (MR. CHAIRMAN READS THE PREAMBLE OF BILL NO. 2) ANY FURTHER DEBATE ON THE MOTION? ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED? MADAM CLERK, I DON'T THINK WE WILL NEED A DIVISION CALL. WE WILL LEAVE THAT FOR THE THIRD READING. MAY I HAVE A SHOW OF THOSE WHO AGREE?

MOTION CARRIED.

Mr. CHAIRMAN: WHAT IS YOUR FURTHER PLEASURE?

Mrs. WATSON: Mr. CHAIRMAN I WOULD SUGGEST THAT WE DEAL WITH BILL NO. 1 AT THIS TIME, INTERIM SUPPLY APPROPRIATION, 1974-75. THE REASON THAT I AM ASKING FOR THIS TO BE HANDLED AT THIS TIME IS THAT I CANNOT SEE WHY WE HAVE TO GO INTO A LONG DEBATE ON IT. HE THOROUGHLY DISCUSSED THIS THE OTHER DAY AND ANY OF THE RESEARCH THAT I HAVE DONE ON INTERIM SUPPLY BILLS, AND PARTICULARLY WHEN THE HONOURABLE MEMBER FROM WHITEHORSE EAST WAS THE SELF-APPOINTED CHAIRMAN OF THE ADVISORY COMMITTEE ON FINANCE., THE DISCUSSIONS TOOK ALL OF TWO PAGES OF BEAUCHESNE AND WHEN THE BILL WAS INTRODUCED, HE GAVE INTRODUCTION. WHEN THE BILL GOT TO COMMITTEE, I WOULD LIKE TO READ... "Mr. CHAIRMAN AT THIS TIME I WILL CALL COMMITTEE TO ORDER AND I WILL PROCEED WITH THE READING OF BILL NO. 15, THAT IS THE INTERIM SUPPLY BILL." HE READS BILL NO. 15. Mr. CHAIRMAN: "WHAT IS YOUR PLEASURE IN RESPECT OF THIS BILL?"

Mr. CHAMBERLIST: "Mr. CHAIRMAN, I MOVE THAT THIS BILL BE ACCEPTED WITHOUT AMENDMENT." ONE AND A HALF PAGES LATER, IT WAS MOVED OUT OF COMMITTEE WITHOUT DEBATE AND WITHOUT AMENDMENT. I WOULD SUGGEST, Mr. CHAIRMAN, THAT YOU PROCEED TO READ THE BILL, BILL NO. 1.

Mr. CHAIRMAN: ORDER PLEASE. I WOULD DRAW THE ATTENTION OF ALL MEMBERS TO THE TIME. IT DOES APPEAR TO THE CHAIR THAT THERE IS GOING TO BE SOME DISCUSSION AND DEBATE IN THIS MATTER, AND I WOULD THINK THAT MANY MEMBERS HAVE PUT IN A PRETTY GOOD DAY AND MIGHT WISH TO DISCUSS IT MORE PROPERLY IN THE MORNING.

Mr. TANNER: Mr. CHAIRMAN, I WOULD SUGGEST THAT YOU READ THE BILL.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I MOVE THAT Mr. SPEAKER DO NOW RESUME THE CHAIR.

Mrs. WATSON: DISAGREE.

Mr. CHAIRMAN: IS THERE A SECONDER TO THAT MOTION?

Mr. MCKINNON: SECONDED.

Mr. CHAIRMAN: IT HAS BEEN MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR MCKINNON THAT Mr. SPEAKER DO NOW RESUME THE CHAIR. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED? WILL THOSE AGREED KINDLY SIGNIFY,

NOTION DEFEATED.

Mr. TANNER: Mr. CHAIRMAN, I WOULD SUGGEST THAT Mr. CHAIRMAN READ THE BILL.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I RISE ON THE POINT OF PERSONAL PRIVILEGE. Mr. CHAIRMAN, THE HONOURABLE MEMBER FROM CARMACKS-KLUANE READ FROM THE VOTES AND PROCEEDINGS RELATING TO AN INTERIM BILL, BUT SHE DID NOT REPEAT WHAT THE INTERIM BILL WAS AND THE ITEM THAT WAS ON IT. IT WAS OBVIOUS THAT AT THAT TIME THERE WAS ONLY ONE ITEM TO BE ACCOUNTED FOR AND THE OPPORTUNITY FOR ALL MEMBERS WAS GIVEN TO DISCUSS THE MOTION IF THEY WANTED TO. HOWEVER, OTHER MEMBERS OF COUNCIL DIDN'T SEE FIT TO NECESSARILY DO THIS, AND SO THEY HAD DECIDED THAT IT WAS NOT NECESSARY. THE INTERIM BILL CAN BE READ AND I PROMISE YOU THAT IT WILL BE TREATED IN EXACTLY THE SAME MANNER AS A MAIN BILL. I WILL GO THROUGH EVERY ITEM, PIECE BY PIECE, AND GIVE IT THE DETAIL THAT THE COMMISSIONER SAID WE SHOULD GIVE IT, IN HIS BUDGETRY ADDRESS.

Mrs. WATSON: Mr. CHAIRMAN, NOW THE HONOURABLE MEMBER IS FOLLOWING THE INSTRUCTIONS OF THE COMMISSIONER, THE REST OF THE DAY HE HAS BEEN SCREAMING AND SHOUTING ABOUT THE INSTRUCTIONS THAT THE COMMISSIONER IS GIVING, AND NOW THAT THE COMMISSIONER SAYS YOU MUST GO THROUGH EVERY DETAIL, THE HONOURABLE MEMBER IS GOING TO BE A LITTLE "YES" MAN AND GO THROUGH EVERY DETAIL.

Mr. CHAMBERLIST: THAT'S RIGHT.

Mrs. WATSON: THAT'S FINE. I THINK WE SHOULD READ THE BILL.

Mr. CHAIRMAN: LET'S KEEP THIS PERSONAL CONFLICT OUT OF IT.

Mr. STUTTER: Mr. CHAIRMAN, IT IS TWICE WITHIN THE LAST FIFTEEN MINUTES THAT THE HONOURABLE MEMBER FROM WHITEHORSE EAST HAS GOT UP AND STATED THAT HE INTENDS TO LOOK FOR AND TAKE JUST AS MUCH TIME AND GO INTO JUST AS MUCH DETAIL IN DEALING WITH THE INTERIM BILL AS HE INTENDS TO DO WITH THE MAIN ESTIMATES FOR THIS YEAR. NOW, EVERYBODY KNOWS THAT THERE ARE SOME VERY IMPORTANT THINGS TO BE DISCUSSED IN THE COMMITTEE OF THE WHOLE, AND MORE PARTICULARLY BILL C-9, THE SUGGESTED AMENDMENTS TO THE YUKON ACT. NOW, IT DOES APPEAR TO ME THAT THE MEMBER - AS I HAVE JUST SAID - IS GOING TO DUPLICATE THE WORK IN DISCUSSING THE INTERIM BILL AND THE MAIN ESTIMATES. THE OTHER DAY I MADE THE ACCUSATION THAT IT IS A RED HERRING THAT IS BEING DRAWN IN FRONT OF THE PEOPLE AND THE

MEMBERS OF THIS COUNCIL, WHEN BOTH THE MEMBER FROM WHITEHORSE EAST AND THE MEMBER FROM WHITEHORSE WEST SAY THAT THE PASSAGE OF THE INTERIM BILL WAS THE SAME THING AS THE PASSAGE OF THE MAIN ESTIMATES. THEY KNOW FULL WELL THAT THIS IS NOT TRUE. THE PASSAGE OF THE INTERIM BILL DOES NOTHING MORE AT THIS POINT THAN ALLOW THE GOVERNMENT TO CARRY ON SPENDING FOR THE MONTH OF APRIL OF THIS YEAR. IT IS OBVIOUS THAT AT THE TIME, THE RATE OF TIME IT TOOK JUST TO DISCUSS THE DETAIL ON THE SUPPLEMENTARY ESTIMATES FOR 1973-74, THAT THE MAIN ESTIMATES ARE GOING TO TAKE A LONG, LONG TIME TO GET THROUGH AND THERE IS NO WAY THAT THOSE ESTIMATES - OR, IF WE WERE TO LISTEN TO THE ARGUMENTS PUT OUT BY THE MEMBER FROM WHITEHORSE EAST, THE INTERIM BILL - IS EVER GOING TO BE PASSED BY THE END OF THIS MONTH. I WOULD SUGGEST THAT WE GET ON WITH THE BILL.

MR. CHAMBERLIST: MR. CHAIRMAN, I AM SORRY THAT THE HONOURABLE MEMBER WHO HAS JUST SPOKEN DOESN'T RECOGNIZE THE PRINCIPLE THAT THE INTERIM BILL, AS IT IS PUT FORWARD NOW, INDICATES A TWELFTH OF THE TOTAL AMOUNT. BECAUSE IT INDICATES A TWELFTH OF THE TOTAL AMOUNT, IT INDICATES A TWELFTH OF EVERY ITEM THAT HAS BEEN BUDGETED FOR. NOW, I WANT TO KNOW THOSE ITEMS THAT HAVE BEEN BUDGETED FOR, I FEEL IT IS MY DUTY TO EXAMINE THOSE ITEMS, AND BECAUSE I MADE REFERENCE TO THE FACT THAT THE COMMISSIONER HAD INDICATED THAT THE BUDGET WILL BE GIVEN THE CLOSEST SCRUTINY. IT SEEMS THAT THE HONOURABLE MEMBER FROM CARMACKS-KLUANE IS NOT RECOGNIZING THAT THERE IS A REQUIREMENT TO GIVE THE CLOSEST SCRUTINY TO ALL THESE ITEMS. NOT ONLY WOULD I BE FAILING IN MY DUTY IF I DIDN'T, BUT I THINK SHE WOULD BE FAILING IN HER DUTY IN NOT MAKING SURE THAT OTHER MEMBERS OF COUNCIL EXAMINED THOSE ITEMS. IF SHE WANTS THE BUDGET TO SUCCEED, SHE KNOWS FULL WELL THAT SHE HAS TO HAVE THE SUPPORT OF ALL MEMBERS OF COUNCIL TO GET THESE THINGS THROUGH PROPERLY. I AM SORRY MR. CHAIRMAN, IF THERE IS ANY THOUGHT IN THE MIND OF THE HONOURABLE MEMBER FROM DAWSON THAT I WANT TO DO ANYTHING ELSE BUT TO DO MY JOB ON THIS COUNCIL. THAT IS ALL I AM CONCERNED WITH. I AM NOT GOING TO SEE \$62 MILLION DOLLARS, OR ANY PART OF IT, JUST WILLFULLY AND NEGLECTFULLY, AND BY DERELICTION OF DUTY, PASSED THROUGH WITHOUT ANY FURTHER REFERENCE OR COMMENTS MADE TO IT. THIS IS MY FUNCTION. I SAID LAST TIME, THAT I WOULD BE EFFECTIVE IN OPPOSITION, AND THIS IS

THE FUNCTION THAT I MUST PERFORM- THE EXAMINATION OF THE ESTIMATES. I SAY THAT THE EXAMINATION OF THE INTERIM ESTIMATES IS JUST AS IMPORTANT TO DEAL WITH, IN EXACTLY THE SAME MANNER, AS IT IS TO DEAL WITH THE MAIN ESTIMATES. ONCE THE INTERIM ESTIMATES ARE DEALT WITH, AND THEY ARE DEALT WITH ON A POINT TO POINT BASIS AS THE MAIN ESTIMATES ARE EXAMINED, IT WILL INDEED CUT DOWN THE WORK ON THE MAIN ESTIMATES, AND THEY WOULD NOT BE DUPLICATED. THIS IS WHY I SAY THAT IF THERE WAS RECOGNITION OF THE IMPORTANCE OF THE DISCUSSION ON THE FEDERAL BILL C-9, AND THAT WAS DONE AND COMPLETED AND DONE AWAY WITH, THERE IS NO REASON WHY YOU CAN NOT JUST GO THROUGH THE BILL WITHOUT ANY PROBLEMS AT ALL. WHAT WE ARE TRYING TO DO IS CO-OPERATE AS MUCH AS POSSIBLE. THEN, OF COURSE, WE WILL BE ABLE TO DO IT.

NOW, MR. CHAIRMAN, I POINT OUT THAT IT IS QUITE CLOSE TO FIVE O'CLOCK, AND WE SHOULD BE CALLING IT FIVE O'CLOCK NOW.

MRS. WATSON: MR. CHAIRMAN,
I WOULD SUGGEST THAT YOU READ THE BILL.

MR. CHAMBERLIST: BUT WE HAVEN'T THE TIME NOW...

MR. CHAIRMAN: ORDER, PLEASE. THE COMMITTEE HAS MADE A DECISION, AND WE DID THIS SOME TIME AGO. WE SEEM TO BE GETTING LOCKED UP IN ALL THESE LITTLE PERSONALITY CONFLICTS AND DISPUTES. NOW THE COMMITTEE HAS MADE A DECISION THAT WE BRING IN THE TREASURER AND THE EXECUTIVE COMMITTEE MEMBER TO DISCUSS BILL NO. 1. THIS DECISION WAS MADE WHEN WE FIRST STARTED OFF ON THIS MERRY-GO-ROUND THAT WE HAVE BEEN FOLLOWING. IT WOULD THEN BE NECESSARY AT THIS TIME, IF IT IS YOUR WISH, THAT WE RECALL THEM. I HAVE ONLY SUGGESTED FROM THE CHAIR THAT THIS BE LEFT OVER TO TOMORROW, BECAUSE OTHERWISE WE WILL HAVE TO RECALL THE TREASURER AND MR. MILLER. I DON'T THINK THAT WOULD BE A FAIR THING TO DO AT THIS TIME.

MR. CHAMBERLIST: THE TIME IS 5 O'CLOCK, MR. CHAIRMAN.

MR. TANNER: REGARDLESS OF THE FACT THAT IT IS 5 O'CLOCK, THE MAJORITY OF THIS COMMITTEE WANTS THE CHAIRMAN TO READ THE BILL, AND HE SHOULD GO AHEAD AND READ THE BILL.

MR. CHAMBERLIST: IT'S FIVE O'CLOCK. THAT'S IT.

MR. TANNER: MR. CHAIRMAN, IRRESPECTIVE OF THE FACT THAT IT'S FIVE O'CLOCK, IF THE MAJORITY OF THIS COMMITTEE WANTS THE CHAIRMAN TO READ THE BILL, HE SHOULD GO AHEAD AND READ THE BILL.

MR. CHAIRMAN: I WILL READ THE BILL, BUT AT THIS POINT UNTIL WE HAVE CONCLUDED DISCUSSIONS ON THIS BILL WITH THE TREASURER I...

MR. CHAMBERLIST: WITH RESPECT, MR. CHAIRMAN...

MR. CHAIRMAN: ORDER PLEASE, ORDER PLEASE. UNTIL I HAVE COMPLETED, I WILL NOT READ THE PREAMBLE UNTIL SUCH TIME AS THIS BILL HAS BEEN PROPERLY DEALT WITH. IT IS A FIVE MILLION DOLLAR EXPENDITURE AND I FEEL THAT, AS MANY MEMBERS DO, AND IF YOU DON'T AGREE WITH THAT YOU CAN GET YOURSELF ANOTHER DEPUTY SPEAKER, THIS IS...

MR. CHAMBERLIST: I RISE ON A POINT OF PRIVILEGE AT THIS TIME, MR. CHAIRMAN. MR. CHAIRMAN THE RULE OF THE HOUSE IS THAT THIS COUNCIL IS IN SESSION FROM TEN TILL TWELVE, FROM TWO TILL FIVE, AND UNTIL SUCH TIME AS THE RULES HAVE BEEN CHANGED, I WOULD SUGGEST, MR. CHAIRMAN, THAT IF THE MAJORITY WANTS TO MAKE A CHANGE LET THEM DO IT BY MOTION TOMORROW AND CHANGE IT TO WHATEVER ELSE THEY LIKE. IN THE MEANTIME, MR. CHAIRMAN, I WOULD ASK YOU, I HAVE BROUGHT YOUR ATTENTION TO THE FACT THAT IT IS TWELVE O'CLOCK.

MR. CHAIRMAN: ORDER PLEASE. I THINK, ORDER, THIS IS GOING INTO A CIRCLE AND THIS IS BECOMING A WORSE KINDERGARTEN THAN IT HAS APPEARED TO BE IN THE LAST SEVERAL DAYS. I WILL READ THE BILL AT THIS TIME. HOWEVER, THERE IS MUCH DISCUSSION TO FOLLOW AND IT WILL BE NECESSARY TO HAVE THE TREASURER AND THE EXECUTIVE COMMITTEE MEMBER HERE TO ANSWER QUESTIONS.

MR. CHAIRMAN: WELL, COULD WE HAVE THEM BEFORE THEY RE-READ THE BILL, WITH RESPECT, YOU KNOW. I MEAN THEY, BEFORE READING THE BILL, I THINK THE WITNESSES SHOULD BE CALLED. IF THIS IS WHAT THE MEMBERS WANT TO DO, LET'S GET ON WITH IT AND LET'S GO...

MR. CHAIRMAN: ORDER PLEASE, I'LL READ THE BILL AND WE'LL DECIDE AT THAT POINT WHAT COMMIT-

TEE WOULD LIKE TO DO. "MR. CHAIRMAN READS BILL No. 1, THE INTERIM SUPPLY APPROPRIATION ORDINANCE 1974-75, SECTIONS 1, 2, AND 3."

MR. CHAMBERLIST: COULD WE HAVE THE WITNESSES IN, MR. CHAIRMAN, PLEASE.

MR. CHAIRMAN: MADAM CLERK, WOULD YOU CALL AND SEE IF MR. HUBERDEAU AND MR. TREASURER ARE AVAILABLE, OR MR. MILLER, PARDON ME. AND I'LL DECLARE A RECESS AT THIS POINT.

RECESS

MR. CHAIRMAN: AT THIS TIME, I WILL CALL COMMITTEE TO ORDER, AND WE HAVE AGAIN WITH US MR. MILLER AND MR. HUBERDEAU TO DISCUSS BILL No. 1.

MR. CHAMBERLIST: MR. CHAIRMAN, AT THIS TIME I WOULD WISH TO POINT OUT THAT AS HAS BEEN THE PRACTICE IN DEALING WITH MAIN ESTIMATES, THE EXECUTIVE COMMITTEE MEMBER OF THE BRANCHES, OF THE DEPARTMENTS, OVER WHOM HE IS EXECUTIVE COMMITTEE MEMBER, AND THE HEADS OF DEPARTMENTS ARE USUALLY HERE FOR QUESTIONS ON THESE ITEMS. AS I'VE INDICATED, MR. CHAIRMAN, I INTEND TO GO THROUGH THE ITEMS TO ASCERTAIN WHAT THE ONE-TWELFTH OF EACH ITEM IS, I WOULD ASK, MR. CHAIRMAN, THAT I REQUIRE TWO WITNESSES, THAT'S THE EXECUTIVE COMMITTEE MEMBER OF THE ADMINISTRATION SERVICES AND THE HEAD OF DEPARTMENTS OF EACH DEPARTMENT AS WE COME TO THE ITEM.

MRS. WATSON: MR. CHAIRMAN, I THINK THE HONOURABLE MEMBER IS BEING VERY UNREASONABLE, HE KNOWS FULL WELL THAT ALL WE ARE ASKING IS FOR AN INTERIM SUPPLY SO THAT WE DO HAVE THE OPPORTUNITY TO DEBATE C-9, WE CAN TAKE TIME AND THEN WE CAN TAKE TIME TO GO THROUGH THE MAIN ESTIMATES. WE'RE NOT ASKING ANY MORE OF THE HONOURABLE MEMBER THAN HE ASKED OF THE OTHER MEMBERS ON COUNCIL WHEN HE WAS HIMSELF ELECTED CHAIRMAN OF THE ADVISORY COMMITTEE ON FINANCE.

MR. CHAMBERLIST: I RISE ON A POINT OF PRIVILEGE.

MRS. WATSON: THIS HAS HAPPENED...

MR. CHAIRMAN: ORDER, PLEASE.

MR. CHAMBERLIST: MR. CHAIRMAN, IF THE HONOUR-

ABLE MEMBER...

MR. CHAIRMAN: ORDER, PLEASE.

MR. CHAMBERLIST: IF THE HONOURABLE MEMBER IS GOING TO PERSIST IN THIS NONSENSICAL BUSINESS ABOUT THE SELF-ELECTED CHAIRMAN, I'M GOING TO BE DOING BATTLE WITH HER UNTIL I MAKE HER BREAK DOWN CRYING. NOW, I'LL HAVE HER IN TEARS, MR. CHAIRMAN, BECAUSE...

MR. CHAIRMAN: ORDER, PLEASE.

MR. CHAMBERLIST: I MUST SAY THIS, MR. CHAIRMAN, THAT I'M NOT, DON'T WANT TO TALK ABOUT THE ADMINISTRATIVE COMMITTEE ON FINANCE, I WAS CHAIRMAN, THAT WAS SATISFACTORY AND AS FAR AS I'M CONCERNED IT MATTERS NOT NOW, BUT IF SHE KEEPS ON TRYING TO NEEDLE ME SHE WILL FIND ME REAL TOUGH. SO FAR I'VE NOT BEEN TOUGH HER BUT I WILL BE, TAKE HEED.

Mrs. WATSON: MR. CHAIRMAN, I WOULD SUGGEST THAT WE READ THE BILL AND PASS IT OUT OF COMMITTEE, WE DEBATE C-9, AND THEN WE GO INTO THE MAIN ESTIMATES AND AT THAT TIME I THINK WE SHOULD CALL THE WITNESSES, THE EXECUTIVE COMMITTEE MEMBERS WHO ARE IN CHARGE OF THE DEPARTMENTS AND THEN THE MEMBERS OF THIS COUNCIL WILL BE GIVEN THE OPPORTUNITY TO GO INTO THE MAIN ESTIMATES IN DETAIL. WE'RE NOT ASKING ANYTHING MORE THAN OTHER COUNCILLORS HAVE ASKED. ALL WE ARE ASKING IS A CERTAIN AMOUNT OF MONEY BE VOTED TO GIVE THE GOVERNMENT AN OPPORTUNITY TO CONTINUE FUNCTIONING WHILE WE ARE TAKING OUR TIME TO DEBATE THE MAIN ESTIMATES. I DON'T TAKE THEM LIGHTLY AND I DON'T THINK ANY OTHER MEMBER OF COUNCIL WANTS TO TAKE THE MAIN ESTIMATES LIGHTLY. THEY WANT TO GET MORE INFORMATION, BUT IN ORDER TO BE ABLE TO DO THIS WE KNOW FULL WELL, THE GOVERNMENT HAS TO GO ON FUNCTIONING. WE'RE JUST ASKING THAT A CERTAIN AMOUNT OF MONEY BE VOTED TO GIVE THEM THE OPPORTUNITY TO CONTINUE ON THE ONGOING BUSINESS OF GOVERNMENT, NOT INCORPORATING NEW PROGRAMS OR ANYTHING LIKE THIS, JUST THE ONGOING BASES, PAYING THE PAYROLL AND PAYING THE INVOICES THAT HAVE TO BE PAID.

MR. CHAMBERLIST: THIS IS NOT FOR THE INVOICES AND PAYMENTS THAT HAVE TO BE PAID. THIS IS BROKEN DOWN TO REPRESENT A TWELFTH OF THE MAIN BUDGET, AND NO WAY CAN ANY MEMBER OF THIS COUNCIL AUTHORIZE FIVE MILLION DOLLARS BY JUST PASSING IT OUT OF COMMITTEE. IT WOULD BE A

TOTALLY IRRESPONSIBLE ACT ON MY PART IF I DID NOT EXAMINE THESE ITEMS AND I WILL NOT UNDER ANY CIRCUMSTANCES APPROVE FIVE MILLION DOLLARS WITHOUT ANY EXAMINATION OF THE MONIES THEY REFER TO AND I WANT MR. CHAIRMAN, I WANT THE WITNESSES THAT I'VE ASKED FOR TO BE CALLED HERE SO THAT I CAN DISCUSS THESE ITEMS WITH THEM.

MR. CHAIRMAN: COUNCILLOR STUTTER.

MR. STUTTER: MR. CHAIRMAN, I WONDER IF AT THIS POINT I COULD ASK THE COUNCILLOR FROM WHITEHORSE EAST A RATHER SIMPLE QUESTION. HE'S TOTALLY FAMILIAR WITH THE WORKINGS OF GOVERNMENT AND OF THE BUDGET PROCEDURES. NOW AGAIN, HE KNOWS FULL WELL WHAT HAPPENS IF WE REACH THE END OF MONTH WITHOUT HAVING PASSED EITHER AN INTERIM BILL OR THE MAIN ESTIMATES. NOW, MAY I JUST ASK OF HIM AT THIS POINT, MR. CHAIRMAN, WHAT ALTERNATIVE DOES HE SUGGEST TO EITHER PASSING THE INTERIM SUPPLY BILL NOW AND THEN GETTING INTO THE MAIN ESTIMATES IN ALL THE DETAIL THAT YOU WISH OR, THAT'S MY QUESTION, WHAT ALTERNATIVE DOES THE MEMBER OFFER?

MR. CHAMBERLIST: MY ALTERNATIVE IS THIS. I WOULD SUGGEST, MR. CHAIRMAN, THAT WE DEAL WITH THE FEDERAL BILL, C-9, AND ONCE WE HAVE DEALT WITH THAT, AND ADVISED THE STANDING COMMITTEE OF INDIAN AFFAIRS WHAT ARE THE INTENTIONS AND WISHES OF THIS COUNCIL, THEN WE HAVE IT AWAY FROM HERE. THEN WE CAN GO INTO THE INTERIM SUPPLY BILL AND THE MAIN ESTIMATES AND WE WOULD NOT BE DUPLICATING BECAUSE THEY COULD PRACTICALLY BE DONE TOGETHER AS LONG AS WE KNOW WHERE WE ARE GOING, AND ALL I'M SAYING IS JUST RECOGNIZE THE PRIORITY, THE IMPORTANCE OF GETTING THINGS DONE. HERE WE HAVE A LONG, HARD STRUGGLE ARRANGED FOR, WELL, I SAY ARRANGED BECAUSE CERTAINLY ALTHOUGH OTTAWA IS NOT GOING AS FAR AS WE WANT THEM TO, WE'VE GOT TO HAVE SOME COMMENTS TO SAY. AT LEAST THE STANDING COMMITTEE HAVE HAD THE GOODNESS TO SEND US A WIRE AND SAY "LOOK WE WANT TO HEAR FROM YOU." THE MINISTER HAS WRITTEN A LETTER WHICH I JUST RECEIVED TODAY SAYING THAT HE WANTS TO HEAR FROM THE COUNCIL. THE FRUSTRATION OF HAVING MEMBERS OF COUNCIL AND THE MAJORITY OF MEMBERS OF COUNCIL OPPOSING SOMETHING THAT CAN BE DEALT WITH PERHAPS IN TWO OR THREE HOURS. THIS IS WHAT AMAZES ME. THAT IS A SIMPLE ANSWER TO A SIMPLE QUESTION AND WHY CAN'T WE DO IT THAT WAY?

MR. STUTTER: MR. CHAIRMAN, THERE IS ONE FURTHER

QUESTION I WOULD LIKE TO ASK, AND IT SEEMS TO BE THAT AS FAR AS THE MEMBER HIMSELF IS CONCERNED, AND I'M NOT EXPECTING HIM TO TALK FOR EVERYBODY, BUT AS FAR AS HE HIMSELF IS CONCERNED, THEN IT SOUNDS AS THOUGH HE IS PREPARED TO DISPENSE WITH EITHER THE INTERIM BILL OR THE MAIN ESTIMATES THE END OF THE MONTH, IF THERE IS AGREEMENT THAT C-9 BE DEALT WITH. NOW, CAN I JUST GET THAT CLEAR?

MR. CHAMBERLIST: WELL, NOW, THAT'S NOT WHAT I SAID AT ALL. I SIMPLY SAID THAT WE SHOULD DEAL WITH C-9, BILL C-9, AND THEN WE CAN CERTAINLY CO-OPERATE IN SPEEDING UP THE INTERIM SUPPLY BILL BEFORE THE END OF THE MONTH BY PUTTING CERTAIN CONDITIONS IN OUR DISCUSSIONS ON THE BILL THAT CAN BE DONE. FOR INSTANCE, WE CAN APPROVE AN INTERIM SUPPLY BILL SUBJECT TO CERTAIN THINGS TAKING PLACE WHEN WE GO THROUGH THE MAIN BILL. IN OTHER WORDS, WHERE WE DON'T APPROVE A CERTAIN ITEM, THEN THAT WILL BE DEDUCTED FROM THE AMOUNT. THESE THINGS CAN ALL BE DONE BUT THE OBSTINACY OF NOT WANTING TO DEAL WITH C-9, I FIND IT REALLY DIFFICULT TO UNDERSTAND. IT'S JUST TOTALLY ILLOGICAL.

MRS. WATSON: MR. CHAIRMAN, I FIND IT JUST AS DIFFICULT TO UNDERSTAND NOT WANTING TO PASS INTERIM SUPPLY THROUGH. WE'RE NOT MAKING, WE'RE NOT ASKING THE HONOURABLE MEMBERS TO COMMIT THEMSELVES AT ALL AS FAR AS THE MAIN ESTIMATES GO AND THE HONOURABLE MEMBER KNOWS FULL WELL THAT THIS IS NOT WHY WE HAVE THE INTERIM SUPPLY HERE, AND EVERYONE OF US HERE WANTS TO DEBATE C-9, BUT I THINK THAT WE SHOULD READ THE BILL AT THIS TIME, STOP THE WASTE OF TIME THAT'S BEEN GOING ON, PASS IT OUT OF COMMITTEE AND GET ON WITH OUR DEBATE ON C-9 AND GO INTO THE MAIN ESTIMATES. WE'RE NOT ASKING FOR THE MEMBERS TO COMMIT THEMSELVES AS FAR AS THE MAIN ESTIMATES GO, AT ALL. THE MAIN ESTIMATES ARE SIXTY-TWO MILLION, WE'RE ASKING FOR FIVE MILLION.

MR. CHAMBERLIST: WELL, YOU'RE NOT GOING TO GET A START AS FAR AS I'M CONCERNED, MR. CHAIRMAN, UNTIL I HAVE THE WITNESSES THAT I HAVE ASKED FOR WHICH ARE THE PROCEDURAL METHODS WHICH WE HAVE ADOPTED IN THIS HOUSE.

MR. STUTTER: MR. CHAIRMAN, THERE IS JUST ONE FURTHER QUESTION I WOULD LIKE TO ASK THE MEMBER FOR WHITEHORSE EAST. HE HAS JUST STATED A WHILE AGO THAT HE WOULD BE, HE WOULD AT LEAST CONSIDER PASSING THE INTERIM BILL WITH CERTAIN RIDERS ATTACHED TO IT. MAYBE HE COULD SPELL

OUT THESE RIDERS, MAYBE WE CAN MEET SOME SORT OF A, MAKE SOME SORT OF A COMPROMISE.

MR. CHAMBERLIST: AFTER WE HAVE DEALT WITH C-9, THEN I'LL MAKE THE COMPROMISE. THEN THAT WILL SHOW GOOD FAITH IN WHAT YOU PEOPLE ARE TRYING TO GET TO DO.

MR. CHAIRMAN: JUST FOR THE ... ORDER, PLEASE... I THINK FOR THE EDIFICATION OF THE COMMITTEE, UNFORTUNATELY IN SUPPLY THERE CAN BE NO RIDERS IN SUPPLY. CARRY ON. COUNCILLOR TANNER.

MR. TANNER: MR. CHAIRMAN, THE HONOURABLE MEMBER MADE THE POINT LAST WEEK THAT HE WANTED TO GET TO C-9. I THINK EVERY MEMBER IN THIS HOUSE WANTS TO GET TO C-9. THE MEMBER ACROSS THE WAY, COUNCILLOR MCKINNON SAID THAT HIS INFORMATION FROM OTTAWA WAS THAT PERHAPS THE STANDING COMMITTEE WOULD WANT TO SEE SOME MEMBER DOWN THERE. WELL, ALL OF THOSE THINGS CAN BE ACCOMPLISHED. WE CAN HAVE AS MUCH TIME AS WE PLEASE TO DEBATE C-9, BY MOVING THIS OUT OF THE WAY. IT'S THE ONLY THING THAT'S HOLDING IT UP. NOW, THIS MORNING THE HONOURABLE MEMBER FOR WHITEHORSE EAST MANAGED TO THINK THAT IT WAS SUFFICIENTLY IMPORTANT THAT HE SHOULD ASK AN HOUR AND FIFTEEN MINUTES WORTH OF QUESTIONS. NOW, IF ITS REALLY THAT IMPORTANT TO GET TO C-9 AS FAR AS HE'S CONCERNED, WHY DID HE WASTE THAT TIME? THREE HONOURABLE MEMBERS STOOD FOR ALMOST AN HOUR TALKING ABOUT ANOTHER MOTION, WHICH IF IT WAS SO IMPORTANT TO THE THREE HONOURABLE MEMBERS, WHY DID THEY TALK SO LONG ABOUT IT? MR. CHAIRMAN, I SUGGEST WE READ C-9 AND IT GETS MOVED OUT OF COMMITTEE AND THEN EVERYBODY'S GOT AS MUCH TIME AS THEY PLEASE TO DEBATE C-9 BILL AND ALSO THE FULL BUDGET.

MR. CHAIRMAN: THE NEXT ITEM IS ADMINISTRATIVE SERVICES.

MR. CHAMBERLIST: MR. CHAIRMAN, WITH RESPECT, I HAVE ASKED FOR WITNESSES AND YOU HAVE ALREADY RULED THAT WHEN A MEMBER ASKS FOR WITNESSES THESE WITNESSES SHOULD BE FORTHCOMING. THAT IS YOUR RULING MR. CHAIRMAN.

MR. CHAIRMAN: MIGHT I KNOW WHAT WITNESSES YOU REQUIRE?

MR. CHAMBERLIST: THE FIRST ITEM DEALS WITH ADMINISTRATION, I WANT THE EXECUTIVE COMMITTEE MEMBER WHO IS IN CHARGE OF ADMINISTRATIVE SERVICES AND THE BREAKDOWN OF WHAT THIS \$139,000.00 IS FOR.

MR. CHAIRMAN: ALRIGHT ORDER PLEASE NOW, WHO IS THE EXECUTIVE COMMITTEE MEMBER IN CHARGE OF ADMINISTRATIVE SERVICES?

MR. STUTTER: THE COMMISSIONER.

MR. CHAIRMAN: THE COMMISSIONER I BELIEVE IS RIGHT HERE.

MR. CHAMBERLIST: HE'S RIGHT HERE. NOW WE WANT - - -

MRS. WATSON: MR. CHAIRMAN, WITH RESPECT, HAVE YOU READ THE BILL?

MR. CHAMBERLIST: OF COURSE HE'S READ THE BILL.

MR. CHAIRMAN: I AM IN THE PROCESS OF READING IT AT THIS TIME.

MR. CHAMBERLIST: THE BILL HAS BEEN READ.

MRS. WATSON: NO MR. CHAIRMAN IT HAS NOT BEEN READ.

MR. CHAIRMAN: IF THE MEMBERS WOULD KINDLY PAY ATTENTION I WILL CONTINUE AND THE FIRST ITEM IS ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$139,906.00.

MR. CHAMBERLIST: NO, I WANT MR. CHAIRMAN, I WANT THE BREAKDOWN OF THE ADMINISTRATIVE SERVICES AND I WANT THE HEAD OF THE DEPARTMENT HERE AS A WITNESS AS WELL AND THIS HAS USUALLY BEEN THE PROCEDURE UNLESS MR. COMMISSIONER IS PREPARED TO ANSWER THE BREAKDOWN ON ALL THESE ITEMS HIMSELF.

MR. CHAIRMAN: YES, WELL MR. COMMISSIONER IS HERE. COUNCILLOR TANNER.

MR. TANNER: MR. CHAIRMAN, COULD I SORT ONE THING BEFORE THE COMMISSIONER ARRIVES HERE? IN THE PAST TWO YEARS, CERTAINLY IN THE PAST YEAR BUT I THINK IN THE PAST TWO YEARS, WE HADN'T HAD DEPARTMENT HEADS HERE MR. CHAIRMAN, WE'VE MADE IT A POINT OF HAVING THE EXECUTIVE MEMBER OR MEMBERS IN CHARGE OF THEIR VARIOUS DEPARTMENTS HERE, AND AS FAR AS I'M CONCERNED I THINK IT WOULD BE INCORRECT TO BRING ANY DEPARTMENT HEAD IN. THE EXECUTIVE COMMITTEE MEMBERS ARE HERE AND THEY ARE HERE TO TAKE THEIR LUMPS AND WHATEVER ELSE THE HONOURABLE MEMBER HAS GOT FOR THEM, AND THEY ARE PREPARED

TO TALK ON THEIR VARIOUS BUDGETS, AND I THINK THAT IS SUFFICIENT AS FAR AS WITNESSES,

MR. CHAMBERLIST: I WILL CONCEDE TO THAT POINT.

MR. MCKINNON: MR. CHAIRMAN, I WONDER IF I COULD SUGGEST TO TRY AND GET AROUND CERTAIN DIFFICULTY WHICH WE SEEM TO HAVE AT AN IMPASSE. I'D BE PREPARED AS THE MEMBER FROM WHITEHORSE EAST TO SIT IN CAUCUS UNTIL THE COWS COME HOME TO TRY AND ARRIVE AT SOME CONCILIATION ON PROCEDURE FOR THE HOUSE FOR THE NEXT LITTLE WHILE. I FEEL THAT THE OLDER I GET THE HARDER I FIND IT MAKING A PUBLIC SPECTACLE OF MYSELF IN BRINGING THE HOUSE DOWN IN WHAT I THINK IS REALLY DESERVED DISREPUTE AMONG THE MEMBERS OF THE COUNCIL. I DON'T THINK WE ARE GETTING ANYWHERE BY ATTEMPTING TO GO ALONG IN THIS METHOD IN THIS MANNER AND I THINK THAT IF OTHER MEMBERS WOULD AGREE I'M CERTAINLY WILLING TO HAVE A BITE OF SUPPER, MAYBE LET THE HONOURABLE MEMBERS COOL OFF AND COME BACK TONIGHT AND SIT IN CAUCUS TO SEE IF THERE IS ANY POSSIBLE METHOD THAT WE CAN ARRIVE AT AT SOME PROCEDURE IN THE HOUSE PRIOR TO CONTINUING THIS KIND OF A PROCEDURE. WITH THOSE REMARKS, MR. CHAIRMAN, I WOULD ATTEMPT ONCE AGAIN TO MOVE THAT MR. SPEAKER DO NOW RESUME THE CHAIR.

MR. CHAMBERLIST: I'LL SECOND THE MOTION.

MR. CHAIRMAN: JUST BEFORE EXCUSING THE WITNESSES I'LL DEAL WITH THE MOTION. IT HAS BEEN MOVED BY COUNCILLOR MCKINNON, SECONDED BY COUNCILLOR CHAMBERLIST THAT MR. SPEAKER DO NOW RESUME THE CHAIR. ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. STUTTER: MR. CHAIRMAN, JUST BEFORE QUESTION IS CALLED I WOULD LIKE TO ASK THEN IF THIS IS GOING TO BE THE WISH OF COMMITTEE THAT WE DO CAUCUS AND TRY TO RESOLVE THIS AFTER SUPPER.

MR. CHAIRMAN: AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: ANY CONTRARY? THIS WILL DECLARE THE MOTION CARRIED. THANK YOU GENTLEMEN, I'M SORRY TO HAVE CALLED YOU BACK. I BELIEVE IT WILL BE SOMETIME AFTER 10:00 O'CLOCK TOMORROW MORNING.

MOTION CARRIED

MR. SPEAKER: THE HOUSE WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF COMMITTEE?

MR. TAYLOR: YES MR. SPEAKER. COMMITTEE CONVENED AT 2:35 P.M. THIS AFTERNOON TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. MR. MILLER AND MR. HUBERDEAU ATTENDED COMMITTEE TO DISCUSS BILL NO. 2. IT WAS MOVED BY COUNCILLOR WATSON, SECONDED BY COUNCILLOR TANNER, THAT BILL NO. 2 BE REPORTED OUT OF COMMITTEE WITHOUT AMENDMENTS AND THIS MOTION CARRIED. IT WAS MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR MCKINNON THAT MR. SPEAKER DO NOW RESUME THE CHAIR. THIS MOTION WAS DEFEATED. I CAN REPORT PROGRESS ON BILL NO. 1. IT WAS THEN MOVED BY COUNCILLOR MCKINNON, SECONDED BY COUNCILLOR CHAMBERLIST, THAT MR. SPEAKER DO NOW RESUME THE CHAIR AND THIS MOTION CARRIED.

MR. SPEAKER: YOU HAVE HEARD THE REPORT OF THE CHAIRMAN OF COMMITTEE. ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: MAY I HAVE YOUR FURTHER

PLEASURE?

MR. TAYLOR: MR. SPEAKER NORMALLY AT THIS TIME I WOULD BE ABLE TO DIRECT YOU AS TO WHAT THE COUNCIL INTENDED ON DOING TOMORROW BUT I CAN ONLY SAY I HAVE NOT AT THIS TIME ANY DIRECTION IN THIS MATTER SO I CANNOT ADVISE YOU ACCORDINGLY.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. STUTTER: MR. SPEAKER I MOVE THAT WE CALL IT 5 O'CLOCK.

MR. TANNER: I'LL SECOND THAT MOTION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM DAWSON, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH THAT WE NOW CALL IT 5 O'CLOCK. ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. SPEAKER: ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED. COUNCIL STANDS ADJOURNED UNTIL 10:00 A.M. TOMORROW MORNING.

ADJOURNED.

TUESDAY, MARCH 26, 1974

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM CLERK, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER,

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY DOCUMENTS OR CORRESPONDENCE TO BE TABLED? ARE THERE ANY REPORTS OF COMMITTEES? ARE THERE ANY BILLS TO BE INTRODUCED? ARE THERE ANY NOTICES OF MOTIONS OR RESOLUTIONS?

MR. CHAMBERLIST: MR. SPEAKER, I WOULD GIVE NOTICE THAT SESSIONAL PAPER NO. 14 BE MOVED INTO COMMITTEE FOR DISCUSSION.

MR. STUTTER: MR. SPEAKER, I GIVE NOTICE OF MOTION THAT LEGISLATIVE RETURN NO. 12, BE REFERRED TO COMMITTEE OF THE WHOLE FOR DISCUSSION.

MRS. WATSON: MR. SPEAKER, I WOULD MOVE THAT SESSIONAL PAPER NO. 8 BE MOVED INTO COMMITTEE OF THE WHOLE.

MR. TAYLOR: MR. SPEAKER, I BELIEVE THAT'S ON THE WAY THIS MORNING.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTIONS. ARE THERE ANY NOTICES OF MOTION FOR THE PRODUCTION OF PAPERS? AS THERE ARE NO MOTIONS FOR THE PRODUCTION OF PAPERS, WE COME TO MOTION NO. 8.

MOTION NO. 8

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR TANNER, SECONDED BY COUNCILLOR WATSON THAT SESSIONAL PAPER NO. 8 BE MOVED INTO COMMITTEE OF THE WHOLE FOR DISCUSSION. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME? ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MR. SPEAKER: WE NOW COME TO THE QUESTION PERIOD. MADAM CLERK, WILL YOU ASCERTAIN IF MR. COMMISSIONER IS AVAILABLE? WE WILL NOW HAVE A SHORT RECESS.

RECESS

MR. SPEAKER: WE WILL NOW COME TO ORDER. ARE THERE ANY QUESTIONS?

QUESTION RE: YUKON TEACHERS' ASSOCIATION

MR. MCKINNON: MR. SPEAKER, I WONDER IF MR. COMMISSIONER HAS ANY COMMENT ON THE FACT THAT THE YUKON TEACHERS' ASSOCIATION HAS FILED A SUIT IN THE TERRITORIAL COURT ASKING FOR DAMAGES AND EXPENSES FROM THE COMMISSIONER FOR BREACH OF AGREEMENT AND BARGAINING AND NEGLIGENCE FOR FAILING TO PROPERLY INSTRUCT HIS AGENTS IN THE BARGAINING PROCESS MR. SPEAKER,

MR. COMMISSIONER: WELL, MR. SPEAKER WITH RESPECT, I THINK IT WOULD BE MOST INAPPROPRIATE FOR ME TO HAVE ANY COMMENT ON THIS AS IT IS A MATTER BEFORE THE COURTS.

MR. MCKINNON: MR. SPEAKER, I WONDER IF MR. COMMISSIONER WOULD COMMENT FURTHER. IT SEEMS THAT THE GOVERNMENT WHICH HE HEADS AS CHIEF ADMINISTRATIVE OFFICER, SPENDS AN AWFUL LOT OF TIME IN COURT. I WONDER IF IT IS POSSIBLE IF THE ADMINISTRATION COULD BE A LITTLE MORE CAREFUL IN THEIR ACTIONS SO THAT THEY DON'T SEEM TO END UP SO MANY TIMES BEFORE THE TERRITORIAL COURTS MR. SPEAKER.

MR. COMMISSIONER: MR. SPEAKER, I'M NOT INTERESTED IN SPENDING TIME IN COURT. I'M INTERESTED IN DOING CONSTRUCTIVE THINGS OUTSIDE OF COURT. IT SEEMS TO BE THE ROUTE WE GET INTO SOMETIMES AND IT ISN'T INTENTIONAL, I ASSURE YOU.

QUESTION RE: COMMISSIONER'S ACCEPTANCE OF LEGAL ADVICE

MR. CHAMBERLIST: SUPPLEMENTARY MR. SPEAKER, TO MR. COMMISSIONER, I'M SURE MR. COMMISSIONER WILL APPRECIATE THE FACT THAT IF IT WERE NOT FOR THE SUPREME COURT OF THE YUKON TERRITORY THE PEOPLE OF THE YUKON TERRITORY WOULD INDEED BE ACTING IN A POSITION OF WHERE THEY ARE CONTINUALLY BEING ATTACKED BY THE ADMINISTRATION, SO MY SUPPLEMENTARY TO THE QUESTION IS THIS. ARE YOU MR. COMMISSIONER SEEKING AND ACCEPTING THE ADVICE OF THE LEGAL COUNCIL THAT WE HAVE IN THE TERRITORY?

MR. COMMISSIONER: I SEEK THE ADVICE OF ALL MY OFFICERS.

MR. CHAMBERLIST: FURTHER SUPPLEMENTARY, MR. COMMISSIONER, ARE YOU SUGGESTING THAT YOU ALWAYS SEEK ADVICE AND OBEY THE ADVICE, OR COMPLY WITH THE ADVICE THAT YOU ARE GIVEN?

MR. COMMISSIONER: THAT'S ANOTHER QUESTION.

MR. CHAMBERLIST: WELL, THIS IS ANOTHER QUESTION, I'D LIKE ANOTHER ANSWER, MR. SPEAKER.

MR. COMMISSIONER: SOMETIMES YES, SOMETIMES NO, MR. SPEAKER.

QUESTION RE: COMMISSIONER'S ORDERS

MR. STUTTER: MR. SPEAKER, I HAVE A QUESTION FOR EITHER THE LEGAL ADVISER OR THE COMMISSIONER. I WOULD LIKE TO KNOW ONCE THE COMMISSIONER MAKES ORDERS UNDER THE YUKON REGULATIONS AND SPECIFICALLY I HAVE IN MIND AN ORDER THAT WAS MADE UNDER THE YUKON HEALTH ORDINANCE IN THIS MONTH OF MARCH. ARE FEDERAL DEPARTMENTS IN THE TERRITORY SUBJECTED TO THOSE REGULATIONS?

MR. COMMISSIONER: EXCUSE ME, MR. SPEAKER, DO YOU MEAN, WOULD THEY BE SUBJECTED TO THOSE REGULATIONS IN THEIR DAY-TO-DAY OPERATIONS? IS THAT THE QUESTION?

MR. STUTTER: I WILL MAKE IT A LITTLE CLEARER, MR. SPEAKER. I WOULD JUST LIKE TO KNOW WHETHER THE FEDERAL DEPARTMENTS ARE BOUND TO ABIDE BY REGULATIONS ONCE THEY COME INTO EFFECT, ONCE THE COMMISSIONER'S ORDERS ARE ISSUED UNDER OUR ORDINANCES. ARE FEDERAL DEPARTMENTS BOUND BY THOSE REGULATIONS?

MR. SPEAKER: MR. COMMISSIONER OR MR. LEGAL ADVISER.

MR. LEGAL ADVISER: MR. SPEAKER, IT IS VERY DIFFICULT TO GIVE A GENERAL ANSWER TO THAT QUESTION. FEDERAL GOVERNMENT DEPARTMENTS ARE BOUND BY LAW JUST LIKE INDIVIDUALS IN THOSE FEDERAL DEPARTMENTS ALSO ABIDE BY THE LAW. IF THE COMMISSIONER MAKES A VALID AND LAWFUL ORDER, THEN THEY ARE BOUND BY THAT VALID ORDER.

MR. STUTTER: MR. SPEAKER, I WONDER IF I COULD BE A LITTLE MORE SPECIFIC. IN THIS PARTICULAR CASE, THIS WAS A COMMISSIONER'S ORDER UNDER THE HEALTH ORDINANCE AND I HAVEN'T GOT THE ACTUAL ORDER IN FRONT OF ME. I HAVEN'T BEEN ABLE TO FIND IT IN THE CHAMBERS BUT IT WOULD APPEAR THAT THE OBJECT OF THE ORDINANCE IS TO MAKE SURE THAT NO PERSON SHALL DISCHARGE UNTREATED SEWAGE OR

SEWAGE AFFLUENT IN THE SUB-SOIL WITHIN 20 FEET OF ANY BUILDING. NOR ON THE GROUND SURFACE OR INTO THE SUB-SOIL WITHIN THE LIMITS OF ANY TOWN, CITY OR VILLAGE, OR WITHIN ONE HALF-MILE OF THE BOUNDARY THEREOF EXCEPT WITH THE WRITTEN APPROVAL OF THE MEDICAL HEALTH OFFICER. IN THIS PARTICULAR INSTANCE, WOULD FEDERAL GOVERNMENT DEPARTMENTS HAVE TO COMPLY WITH THAT REGULATION?

MR. COMMISSIONER: MR. SPEAKER, I WOULD SAY YES AND IF THERE WERE ANY PARTICULAR INSTANCES THAT ANY MEMBERS, WHERE IT CAME TO THEIR ATTENTION, THAT THIS WAS NOT BEING DONE, BRING IT TO OUR ATTENTION BECAUSE I SEE NO REASON - THIS IS ISSUED UNDER THE HEALTH ORDINANCE OF THE YUKON TERRITORY. IT IS ISSUED UNDER THE ADVICE OF A MAN WHO, AT THE PRESENT TIME IS STILL A FEDERAL OFFICER, AND IT WOULD APPEAR TO ME THAT FEDERAL DEPARTMENTS AS INDIVIDUAL OPERATORS SHOULD COMPLY WITH THIS.

MR. TAYLOR: MR. SPEAKER, I HAVE JUST ONE SUPPLEMENTARY TO THE MAIN QUESTION HERE. I WOULD LIKE TO ASK MR. COMMISSIONER IF IT THEN FOLLOWS THAT ALL TERRITORIAL GOVERNMENT DEPARTMENTS UNDER HIS CONTROL AND ADMINISTRATION ARE FULLY SUBJECT TO THE REGULATIONS AND ORDINANCES OF THE TERRITORY?

MR. COMMISSIONER: THE ANSWER IS IN THE AFFIRMATIVE.

MR. TAYLOR: THANK YOU MR. SPEAKER.

QUESTION RE: BOARDS AND COMMITTEES

MR. CHAMBERLIST: MR. SPEAKER, A QUESTION TO MR. COMMISSIONER. YESTERDAY I RAISED A QUESTION AS TO WHY THE BOARDS AND COMMITTEES IN COUNCIL ARE NOT PUT INTO BOOKLET FORM AND PRESENTED TO TERRITORIAL COUNCIL AND IT WAS INTIMATED THAT THIS WAS DONE IN THE TELEPHONE DIRECTORY THAT WAS SUBMITTED. WELL I HAVE A COPY OF THE DIRECTORY AND THERE ARE ONLY TWELVE IN HERE. NOW, I HAVE A BOOK THAT I HAD FOR SOME TIME, WITH 64 BOARDS, COMMITTEES AND COUNCILS AND I ASK WHETHER MEMBERS OF COUNCIL CAN BE ISSUED WITH THIS SO THAT EACH MEMBER OF COUNCIL KNOWS WHO BELONGS TO WHICH BOARD. THAT WAS THE QUESTION I ASKED AND I ASK IF MR. COMMISSIONER WILL HAVE THAT AVAILABLE?

MR. COMMISSIONER: MR. SPEAKER, IT IS COMPILED AND IT IS MY UNDERSTANDING WHEN I ANSWERED YESTERDAY, THAT IT WAS PART OF THE DIRECTORY THAT HAS BEEN CIRCULATED BUT IF THIS IS NOT THE

CASE, WHY, WE WILL CERTAINLY CORRECT THAT SITUATION,

Mr. SPEAKER: COUNCILLOR STUTTER.

QUESTION RE: REGULATIONS

Mr. STUTTER: Mr. SPEAKER, BETTER THAN A YEAR AGO I WAS GIVEN SOME INDICATION BY THE PREVIOUS CLERK OF COUNCIL REGARDING REGULATIONS, THAT THERE WAS SOME THOUGHT BEING GIVEN TO A NEW SYSTEM OF BRINGING OUR REGULATIONS OR KEEPING OUR REGULATIONS UP TO DATE. MAY I ASK EITHER THE COMMISSIONER OR THE CLERK OF COUNCIL WHETHER ANYTHING IS, IN FACT, BEING DONE, IN ORDER TO SIMPLIFY THE METHOD OF KEEPING REGULATIONS UP TO DATE.

Mr. McKINNON: GIVE US EACH A GIRL.

SOME MEMBER: I'LL TAKE LINDA.

Mr. COMMISSIONER: Mr. SPEAKER, THIS IS QUITE CORRECT. THE STATEMENT THAT HAS BEEN MADE BY THE HONOURABLE MEMBER, AND AN EXERCISE IS ENTERED INTO BY THE PRESENT CLERK OF COUNCIL IN AN ATTEMPT TO DO SOMETHING DIFFERENT THAN WHAT HAS BEEN DONE. IT FELL BY THE WAYSIDE BECAUSE WHAT WAS BEING DONE UP TO THAT POINT IN TIME WAS SO FAR OUT OF DATE AND SO FAR BEHIND ITSELF THAT, THAT WAS THE FIRST EXERCISE AND I WILL ASK THE CLERK OF THE COUNCIL TO VERIFY WHAT I AM TELLING THE HONOURABLE MEMBERS, Mr. SPEAKER BUT I DO THINK IT IS A STATEMENT OF FACT TO SAY THAT WE HAVE FINALLY GOT A CERTAIN NUMBER OF REGULATIONS IN BOOKS THAT ARE COMPLETELY UP TO DATE. THE NEXT MOVE IS TO ATTEMPT TO GET ALL OF THOSE WHICH WE HAVE SOME EXECUTIVE CONTROL OF, SOME METHOD OF RETRIEVAL WITHIN THE GOVERNMENT, Mr. SPEAKER, ONCE THAT IS DONE THEN THE CLERK CAN DEVOTE SOME TIME TO A FORMAT. PERHAPS THE CLERK WOULD LIKE TO HAVE SOMETHING TO SAY ON THIS.

Mr. STUTTER: SUPPLEMENTARY QUESTION, Mr. SPEAKER, I WOULD LIKE TO ASK THE COMMISSIONER IF THE TERRITORIAL AGENTS THROUGHOUT THE TERRITORY ARE INSTRUCTED TO KEEP THE REGULATION BOOKS UP TO DATE SO THAT THERE IS A COMPLETE UP TO DATE SET OF REGULATIONS IN EVERY AREA IN THE TERRITORY.

Mr. COMMISSIONER: PERHAPS THE CLERK WOULD LIKE TO ANSWER THAT.

MADAM CLERK: I'M SORRY, WOULD YOU REPEAT THE QUESTION?

Mr. STUTTER: YES, I WOULD LIKE TO KNOW IF THE TERRITORIAL AGENTS THROUGHOUT THE TERRITORY ARE INSTRUCTED AND IN FACT DO KEEP REGULATIONS OR ONE SET OF REGULATIONS UP TO-DATE AT ALL TIMES, WITHIN REASON.

MADAM CLERK: WELL Mr. SPEAKER, BEING THAT I'VE ONLY BEEN AT MY POST FOR EIGHT MONTHS, WE HAVE NOT ADVANCED TO THIS STAGE OF FINDING OUT WHETHER TERRITORIAL AGENTS HAVE KEPT THEIR BOOKS UP TO-DATE. BUT WITH THE SYSTEM WE HAVE UNDERTAKEN, WE ARE THIS WEEK IN A POSITION WHERE WE WILL BE SENDING OUT COMPLETELY UP TO-DATE BOOKS TO THE TERRITORIAL AGENTS AND WILL BE CALLING IN THOSE BOOKS FROM THE TERRITORIAL AGENTS. WE WILL BE BRINGING THEM UP TO-DATE HERE IN THIS OFFICE.

Mr. STUTTER: FURTHER SUPPLEMENTARY, Mr. SPEAKER, WILL THOSE TERRITORIAL AGENTS BE INSTRUCTED TO KEEP THOSE REGULATION BOOKS UP TO-DATE? I MEAN, IF THEY HAVE TO BE SENT IN THIS OFFICE ONCE A YEAR THERE REALLY ISN'T MUCH POINT IN HAVING THEM OUT IN THE OUTER AREAS, IF THEY ARE NOT KEPT UP TO-DATE.

Mr. SPEAKER: SOME OF THEM ALREADY DO THAT.

MADAM CLERK: YES Mr. SPEAKER. THE ANSWER IS IN THE AFFIRMATIVE. INSTRUCTIONS WILL GO OUT.

Mr. McKINNON: SUPPLEMENTARY QUESTION, Mr. SPEAKER. I WONDER IF Mr. COMMISSIONER COULD SAY THAT MAYBE FEWER REGULATIONS WOULD BE THE EASIEST ANSWER. THESE TWO BOOKS CONTAIN THE LEGISLATION OF THE YUKON. THOSE FOUR HUGE BLACK ONES CONTAIN THE REGULATIONS UNDER WHICH THE LAWS ARE ADMINISTERED BY THE ADMINISTRATION. DOES HE THINK THAT PERHAPS LESS REGULATIONS MAY BE THE ANSWER TO THE REGULATION PROBLEM?

Mr. COMMISSIONER: Mr. SPEAKER, THAT IS THE ANSWER. I AM IN FULL AGREEMENT.

Mr. McKINNON: SUPPLEMENTARY QUESTION. DOES Mr. COMMISSIONER REALLY THINK THAT THERE IS ONE PERSON IN ALL OF THE YUKON TERRITORY WHO IS FULLY

COGNIZANT WITH THE TOTAL AMOUNT OF REGULATIONS THAT ARE CONTAINED IN THE FIVE VOLUMES OF REGULATIONS?

Mr. Chamberlist: I'll stand up. I read them continuously.

Mr. McKinnon: I said I understand. When you go to the regulations, here, I will give you one example. It says in the liquor regulations that every time that a drink, a beer is served you in a cocktail lounge you have to be served a glass, and if you don't drink out of that glass, you are liable to a fine of \$500. Would anybody be convicted for it? Why is the regulation there? It's assinine, it's silly. A person would look ridiculous being brought to court for it. Is anybody thinking of going through the regulations and removing all the stupid things that are in them? Does anybody even know whats contained in the regulations?

Mr. Commissioner: Mr. Speaker, we can never stop the manufacturing of new regulations. We might get around to taking a look at the old ones that contain some of the inequities and foolishness that the Honourable Member says. All I'm saying to you is that, on my own personal point of view, I think it is terrible to have government by regulations. I think the thing is absolutely crazy, but with the sophistication of the laws that you have around here now and the manner in which these laws are put together, how are you expected to administer them? I don't see how you are going to get away from regulations. Quite frankly, I think the Honourable Member has a darn good point, Mr. Speaker, and the opportunity of completely revising the regulations should be available to us now that we have some kind of a routine laid on with regard to the revised ordinances. I think that Honourable Members realize that this ten year revision of the ordinances, I may be out a year or two on that, that we used to undertake, is now something that will be an ongoing situation. In other words, the loose-leaf books will be turned out, or the new pages turned out by computer. This should take care of the legislative end of it and hopefully we can do something similar with the regulations. A complete venting of them is a prime prior requisite.

Mr. Chamberlist: Supplementary, I wonder, Mr. Speaker, if Mr. Commissioner would agree that we set a few days aside just to examine all the regulations and remove them as required.

Mr. McKinnon: A few days?

Mr. Chamberlist: Well, lets get a - - -

Mr. McKinnon: How about a few weeks?

Mr. Chamberlist: Well lets get a little done. Some of them for instance, Mr. Speaker and Mr. Commissioner, I don't know if he is aware of them, because I know that Mr. Commissioner signs papers, he doesn't know what he is signing most of the time. One of his officers gives him something to sign. Except for the fact that the regulation is not in the form of a cheque, he would put his name to a cheque as well. This is how easy it is to get the Commissioner's signature. So I wonder Mr. Speaker, whether Mr. Commissioner would agree that we take a certain number of the regulations pertaining to specific ordinances, that perhaps some members have objections to and deal with those and that the administration take the recommendation of the Council as to what the regulations should be.

Mr. Commissioner: I have no objections to this. This is a matter for Councillors themselves to decide.

Mr. Speaker: Councillor Taylor?

QUESTION RE: YUKON HOUSING CORPORATION FUND

Mr. Taylor: Mr. Speaker, I have a question I would like to direct to Mr. Commissioner this morning and it relates to the Yukon Housing Corporation Funds. It is my understanding that over a period of time they have something like five million dollars that they will be expending. This is strictly hearsay on my part. But I am wondering Mr. Speaker, if Mr. Commissioner could advise me as to whether or not the Government of the Yukon Territory through the Housing Corporation have given consideration to make available monies from this fund or any fund that may be created, in order to offer to the people of the Territory low interest, long term mortgage loans for housing construction of their own design and construction?

Mr. Commissioner: Mr. Speaker, just to back-track a little bit, the total amounts of monies that are available to the Housing Corporation were contained in a sessional paper that was made available to Council here, roughly speaking, two years ago.

Secondly, the funding of monies for private home construction. And I think that this is the question to which the Honourable Member directs himself, is not wrapped up in that fund. We are in two separate schemes here.

Now I think that Honourable Members will recollect that the two major unresolved questions at the time of the Housing Corporation funding was originally proposed, was the question of extending Central Mortgage and Housing Corporation funds into the peripheral areas of Metro Whitehorse, specifically, Porter Creek. Now, this has been overcome. The next big problem was the question, and this related to income and it was raised by the Honourable Member from Whitehorse West, Councillor McKinnon, and that had to do with the vacuum that was created in the income levels, I believe between \$9,000 and \$15,000. Is that correct Councillor McKinnon?

Mr. McKinnon: Silent majority, Mr. Speaker.

Mr. Commissioner: Well okay, that's fine then. We'll call him the silent majority. Now, it is my understanding that the most recent moves by the Federal Government in the funding of Central Mortgage and Housing is specifically here to take care, in the rural areas of Canada of that particular group of people. It's my understanding that these monies will be made available now for individual housing schemes or as an individual to build a house without these income limitations. Now that is the best answer that I can give to the Honourable Member on this.

Mr. Taylor: Mr. Speaker, I won't engage in a debate of course on this matter, because I hope that eventually we will have a report of the Housing Committee in more detail than the one page report that was tabled here, and we can debate it at that time. I am just wondering, is the Commissioner aware of the desperate need, not in Whitehorse and not in the peripheral areas around Whitehorse, but in the rest of the Territory, because beyond the municipal boundaries of the City of Whitehorse, there is a great deal of Territory and a great number of people.

I am just wondering if the Commissioner is aware of the desperate need for low interest long term loans for people to build homes who are not eligible under C.M.H.C. for loans.

Mr. Commissioner: Mr. Speaker, this is exactly the point that I am making that it is my understanding that with the removal of certain restrictions, that this particular group of people will be able to get Central Mortgage and Housing Corporation money. And, Mr. Speaker, as far as I'm concerned, the biggest single social problem facing the Yukon Territory is the lack of adequate housing for the people who live here. You don't have to be a genius or have a Ph.D. from Harvard to figure that out. You can just wander around the Territory, you don't have to go any more than a thousand feet away from this building, let alone out on the peripheral parts of the Territory to recognize this, Mr. Speaker.

QUESTION RE: G. K. FISHER-FLEMING

Mr. Chamberlist: Mr. Speaker, at the wish of the Commissioner, a specific request of the Commissioner that when there is a number of questions relating to the same matter, he has asked that written questions be given him and written answers be obtained. So I have a series of nineteen questions on one matter that I am going to ask the Commissioner and written answers will be requested. Mr. Speaker, these questions to Mr. Commissioner. These questions relate to the Assistant Commissioner, G. K. Fisher-Fleming.

Mr. Chamberlist: Question 1. Mr. Fleming was admitted to hospital on January 25th, 1973. Have you at any time since then received any written or verbal communications indicating that Mr. Fleming is ready to return to his permanent position with the public service of the Government of the Yukon Territory?

Question 2. If you have received such advice, why is Mr. Fleming not back at work?

Question 3. Did you at any time inform Mr. Fleming that you would not permit him to return to his permanent position unless he had a medical clearance?

Question 4. Were you advised in writing on March 2nd, 1973 that Mr. Fleming was ready to return to work on a full time basis provided

ONLY THAT HE TOOK REASONABLE CARE AND OBTAIN MEDICAL ASSISTANCE SHOULD ANY ADVERSE MEDICAL SYMPTOMS DEVELOP?

QUESTION 5. ARE YOU AWARE THAT MR. FLEMING WAS GIVEN A MEDICAL CLEARANCE ON APRIL 9TH, 1973 TO ACCEPT ANY COMMENCEMENT POSITION WITH THE GOVERNMENT?

QUESTION 6. DID YOU, BY LETTER, ON THE 22ND OF JUNE, 1973 INFORM MR. FLEMING THAT YOU WERE LOOKING AT SEVERAL ALTERNATIVES AND THAT YOU HOPED THAT HE WOULD BE ABLE TO RETURN AT AN EARLY DATE IN ONE OF THESE COMMENCEMENT POSITIONS?

QUESTION 7. DID YOU RECEIVE A LETTER FROM MR. FLEMING, DATED 4TH OF JULY 1973 IN WHICH HE REQUESTED THAT A DEADLINE OF NOT LATER THAN SEPTEMBER 1ST, 1973 BE SET FOR HIS RETURN TO WORK?

QUESTION 8. DID YOU ON AUGUST 28TH, 1973 APPOINT MR. MILLER TO THE PERMANENT POSITION OF ASSISTANT COMMISSIONER (ADMINISTRATIVE) EVEN THOUGH MR. FLEMING HAD NEITHER RESIGNED NOR HAD HE BEEN RETIRED FROM HIS PERMANENT POSITION?

QUESTION 9. ARE YOU AWARE THAT MR. FLEMING WAS NOT REMOVED FROM THE EXECUTIVE COMMITTEE UNTIL OCTOBER 4TH, 1973.

QUESTION 10. ARE YOU FAMILIAR WITH COMMISSIONER'S POLICY NO. 15, WHICH EXPRESSLY FORBIDS THE FILLING OF A PERMANENT POSITION IN THE PUBLIC SERVICE WITH ANOTHER PERSON ON A PERMANENT BASIS, WHILE THE ENCUMBANT IS ON APPROVED SICK LEAVE WITHOUT PAY?

QUESTION 11. DID YOU BY DELAYS AND PROMISES ATTEMPT TO RUN MR. FLEMING OUT OF TIME, SO THAT ON DECEMBER 28TH, 1973 YOU COULD ENDEAVOUR TO RETIRE HIM FOR REASONS OF ILL HEALTH, EVEN THOUGH YOU HAD BEEN IN POSSESSION OF MEDICAL EVIDENCE FOR MANY MONTHS THAT HE WAS FIT TO RETURN TO WORK?

QUESTION 12. DID YOU, IN YOUR DEALINGS WITH MR. FLEMING, TRY TO CIRCUMVENT AND NULLIFY THE PROVISIONS OF THE PUBLIC SERVICE ORDINANCE, THE PUBLIC STAFF RELATIONS ORDINANCE, THE REGULATIONS MADE PURSUANT TO THESE ORDINANCES AND THE POLICIES OF THE COMMISSIONER AND SEEK THEREBY TO DO BY CALLOUS AND UNLAWFUL MEANS THINGS THAT YOU WERE UNABLE TO DO BY PROPER METHODS?

QUESTION 13. WHAT WAS YOUR PURPOSE IN SO MISUSING THE POWERS OF THE OFFICE TO WHICH YOU HAVE BEEN ENTRUSTED?

QUESTION 14. DID YOU COUNSEL AND DIRECT THE DIRECTOR OF PERSONNEL, TO WRITE CERTAIN LETTERS TO MR. FLEMING, IN ATTEMPT TO SERVE HIM WITH SEVERANCE PAPERS AND SEVERANCE PAY? AND IS IT NOT A FACT, THAT THREE SUCH ATTEMPTS WERE MADE AND THAT THESE DOCUMENTS WERE RETURNED EACH TIME BY MR. FLEMING AND ARE NOW IN A SAFE IN THE OFFICE OF THE TERRITORIAL TREASURER?

QUESTION 15. HAVE YOU BEEN AWARE THAT THE DIRECTOR OF PERSONNEL SOUGHT BY MISLEADING ADVICE AND INFORMATION TO ENDUCE MR. FLEMING TO ACT IN A MANNER DAMAGING TO HIS FUTURE?

QUESTION 16. DID YOU, ON FEBRUARY 8TH, 1974 MAKE AN OFFER OF A CONTRACT TO MR. FLEMING TO WORK FOR SIX MONTHS IN OTTAWA AS A YUKON REPRESENTATIVE ON THE PIPELINE ASSESSMENT TEAM? AND HAVE YOU BEEN ADVISED BY MR. FLEMING IN THREE LETTERS THAT HE IS ENTHUSIASTIC TO GET BACK TO WORK, AS SUCH AN IMPORTANT PROJECT, THAT AS A PUBLIC SERVICE, HE IS NOT PERMITTED THE CONTRACT FOR THE GOVERNMENT OF THE YUKON TERRITORY, BUT HE AGREES TO BEING SECONDED TO OTTAWA AS A PUBLIC SERVANT.

QUESTION 17. DO YOU DENY THAT IN SO INFORMING YOU, MR. FLEMING HAS SHOWN YOU THAT HIS SECONDEMENT TO OTTAWA WOULD NOT COST THE GOVERNMENT OF THE TERRITORY ONE CENT, BECAUSE THE PORTION OF HIS SALARY NOT FUNDED BY OTTAWA COULD BE PAID BY LONG TERM DISABILITY, IF THEY AGREE THAT THE WORK IS HARD AND HIS REHABILITATION TO FULL EMPLOYMENT?

QUESTION 18. CAN I BE INFORMED OF THE NAME OF THE YUKON REPRESENTATIVE OF THE PIPELINE ASSESSMENT TEAM?

QUESTION 19. ARE YOU AWARE THAT IF YOU PERSIST IN DENYING MR. FLEMING THE RIGHT TO RETURN TO HIS PERMANENT POSITION OR TO COMMENCE HIS POSITION WITH THE GOVERNMENT, YOU ARE LEAVING YOURSELF AS AN INDIVIDUAL AND THE GOVERNMENT OF THE YUKON TERRITORY, OPEN TO AN ACTION OF VERY SUBSTANTIAL DAMAGES?

THANK YOU, MR. SPEAKER.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?
MR. TAYLOR?

QUESTION RE: MUNICIPAL AID GRANT FOR FARO

Mr. Taylor: Mr. Speaker, I believe it was about a year ago, I asked a question of Mr. Commissioner respecting the Village of Faro and the Municipal Aid Grant, pointing out to him that the Municipal Aid Grant was based upon I believe 863 people, I pointed out that indeed there are some 1200 to 1300 people now in Faro. At that time I was told that steps were being taken to correct this situation. I am wondering if Mr. Commissioner, a year later now, could tell me what steps have been taken to correct this statement?

I am wondering if he could assure me that the grant will be based on at least 1200 people this year?

Mr. Commissioner: Mr. Speaker, I can't give that assurance because we have attempted by various means to see what could be done to establish some means other than census which would be acceptable to the Dominion Bureau of Statistics for these kind of population figures, for grants under the Municipal Aid Ordinance and have gone unsuccessful in doing so, Mr. Speaker.

I think that the Honourable Member is entitled to a written reply to the question that he has asked in more detail than what I have been able to give at the moment and this will be given.

Mr. Taylor: That will be very much appreciated.

Mr. Speaker: Councillor Stutter?

QUESTION RE: MONTHLY NEWSLETTER MAILING LIST

Mr. Stutter: Mr. Speaker, I have a two part question and hopefully the Commissioner could answer the first one orally and the second one I would be quite willing to receive a written answer. That is, first of all do libraries throughout the Territory receive the Yukon Territorial Government Newsletter and secondly, may I have a copy of the mailing list of those who do receive them?

Mr. Commissioner: Mr. Speaker, we will gladly supply the Honourable Member with a copy of the listing of the people who receive the newsletter. I don't believe it is sent out to public areas. It is a newsletter that is basically put together or was originally put together to attempt to keep Councillors up to date on activities within the Government and is basically used for this

purpose, Mr. Speaker. Let us supply the Honourable Member with the mailing list that he has requested and then possibly it will lead to further discussions.

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner a question. I believe that it should be an official top secret, confidential document because the Commissioner asked the other day. I was asking the Commissioner how we were ever going to find out about land use permits and water use permits and Mr. Commissioner said - do these things get reported to a degree in the newsletter? Or do these not appear in the newsletter? And I answered to some degree they do. I would like to inform Mr. Commissioner to the degree that they do from the new newsletter, under Land Use - Department of Indian Affairs and Northern Development, Regional Manager, Water Forests and Land - three land use applications were received and three permits issued and that's to the extent of the information that the Government of the Yukon Territory was supplied by its federal officers.

Mr. Speaker, I find it disgusting that that's the only information that is forwarded to this House on how the land and the water of the Yukon Territory is being used. I can't impress upon Mr. Commissioner too much, that it is damn well about time the people of the Yukon Territory and Government of the Yukon Territory found out what was happening in the Yukon Territory. And by motion, Mr. Speaker, if that's what Mr. Commissioner wants, to the Minister asking him whether he will inform the Commissioner and the Government of the Yukon Territory as to what the hell is happening in the Yukon Territory.

QUESTION RE: LAND TITLES ORDINANCE

Mr. Chamberlist: Mr. Speaker, I wonder if Mr. Commissioner could indicate when Council is going to get the new Land Titles Ordinance that has been worked on for some two years?

Mr. Commissioner: Perhaps Mr. Legal Adviser might answer that.

Mr. Legal Adviser: Mr. Speaker, the final draft from the legal preparation point of view is now typed and ready for its multiplication. But it has not yet gone through the other Government channels with a view to having it accepted as Government policy.

MR. CHAMBERLIST: WILL THIS BE FORTHCOMING, MR. SPEAKER, MR. COMMISSIONER OR MR. LEGAL ADVISOR FOR THIS SESSION?

MR. LEGAL ADVISER: NO, MR. SPEAKER, THAT WOULD BE TOO SOON.

MR. SPEAKER: WE WISH TO THANK MR. COMMISSIONER FOR HIS ATTENDANCE. AS THERE ARE NO PRIVATE BILLS AND ORDERS WE COME TO PUBLIC BILLS AND ORDERS.

BILL NO. 7 AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE

MR. SPEAKER: WHEN SHALL THE BILL BE READ FOR A SECOND TIME?

MRS. WATSON: THE NEXT SITTING DAY.

MR. TAYLOR: MR. SPEAKER, WAS THIS NOT THE CASE YESTERDAY THAT IT WAS TO BE THE NEXT SITTING DAY. I BELIEVE THIS IS THE NEXT SITTING DAY, SINCE YESTERDAY.

MRS. WATSON: MR. SPEAKER, I BELIEVE THAT I HAVE THE PEROGATIVE OF DOING THIS WITH THE BILL. I CAN SET THE DATE WHEN I WANT, TO GIVE IT SECOND READING AND I HAVE SAID TODAY THAT IT WOULD BE THE NEXT SITTING DAY.

MR. CHAMBERLIST: WELL PERHAPS, MR. SPEAKER, THE HONOURABLE MEMBER FROM CARMACKS-KLUANE SHOULD UNDERSTAND THAT THE WORD AND PROMISE OF SOMEBODY ON THE GOVERNMENTS' SIDE SHOULD BE RECOGNIZED. SHE SAID YESTERDAY IT WOULD BE TODAY. ITS THE OLD ADAGE THAT TOMORROW NEVER COMES.

MR. SPEAKER: CAN WE PROCEED?

MRS. WATSON: MR. SPEAKER, I MOVE SECONDED BY COUNCILLOR TANNER THAT BILL NO. 2 INTITULED THE 5TH APPROPRIATION ORDINANCE, 1973-74 BE GIVEN THIRD READING.

Mr. Chamberlist: Mr. Speaker, I am going to speak against the passage of this Bill but not because there isn't recognition that Supplementary Estimates are a normal part of governmental operation when seeking to balance the payments of bills. It is because the Commissioner authorized, not the Executive Committee, the Commissioner authorized the expenditure of funds without the authority of this Council. The Executive Committee authorized that certain studies be carried out. I was a member of the Executive Committee at that time. I know this was done. What was done between the first of October and to date, I don't know what was authorized and what was not authorized. But certainly there was no authority given to the Commissioner to spend money. I am going to be opposed to this Ordinance on the basis that this is of prime importance to every Member of this Council. When it does come to a vote, I want those people to stand up and be counted and to say whether or not they approve to the manner in which these funds were spent. If they don't approve of the manner in which the funds were spent, then they should vote against it on the principles that there was not authority to spend that money. Not to say, "Naughty, naughty, I'll slap your wrists but I'll let it go through this time." A lesson must be taught to the Commissioner which hasn't been taught to him before. The people of the Yukon are fed up with him spending the Government's money without the authority of this legislative body. Mr. Speaker, if it does come to a split vote, I would ask Mr. Speaker to remember that he himself is a representative of the Mayo constituency and that he should vote in that particular way. Not necessarily as Mr. Speaker, but as a member of the Mayo constituency. Thank you, Mr. Speaker.

Mr. Taylor: Mr. Speaker, in committee, of course I had no vote in this matter, but I would like to speak at this time, Mr. Speaker. I think this is a very important point. It is one of the greatest cardinal principles of Parliamentary justice that the House should have absolute control over the spending of public money. Bill #2 which we now have before us for the third reading, rather than being a supplementary estimate is indeed a major one. It represents a major interim supply in the amount of nearly \$3,000,000 of the taxpayers' money. Money that, for the most part Mr. Speaker, is already been spent. Bill #2, now up for third reading Mr. Speaker, contains new programmes embarked upon by this

Administration without getting the necessary approval from this House and represents the spending of public monies contrary to Parliamentary approval and control which is a very, very serious matter. I believe the Honourable Member from Whitehorse West raised the other day the question as raised in Beauchesne and what the Parliamentary authorities say on this matter. I won't repeat it. Under the Financial Administration Ordinance of this Territory, Section 13: "No payments shall be made out of the Yukon Consolidated Revenue Fund without the authority of the Commissioner in Council." Under 15: "Where public money is by any Ordinance appropriated for any purpose or contracted to be paid by the Commissioner, such public money shall be payable by authority of the Commissioner directed to the Territorial Treasurer out of the Yukon Consolidated Revenue Fund. But no payments in the excess of expenditures so authorized so should be made." Those monies were allocated from the Main Estimates last year. Anything in excess of that is, quite apart from unforeseen contingencies as contained in 16 where an accident happens to a public work or where things of an urgent nature are required, then we are covered in Supplementary. Also, I would draw your attention, Mr. Speaker, for the record, to Section 26 of the Financial Administration Ordinance: "It is a term for every contract for payment of any money by the Territory that payment thereunder is subject to there being an appropriation for the particular service for the fiscal year which any commitment thereunder would come in course with payment." Again, we see that the Government has embarked on a new programme, or approved new programmes without approval of this Legislature. Thereby, destroying the effectiveness of this House, Mr. Speaker. It would therefore, be morally wrong for me to condone such a practice for if I did, Mr. Speaker, the Administration could well consider this a precedent for the future by which they could go and tax the people of the Yukon, create new programmes and spend public monies, bypassing this House. Thereby, destroying any semblance of legislative democracy in the Yukon Territory. The people of the Yukon Territory that sent me to this Council would not expect me to vote in favour of such a practice or to lend a hand in the establishment of such a precedent. I cannot, therefore, in conscience, Mr. Speaker, vote to the passage of this Bill, and in the interest of Parliamentary and common justice, I would urge all other Members to refuse passage of this Bill at this time.

Mr. McKinnon: Mr. Speaker, I made my comments

DURING DEBATE IN COMMITTEE ON THE BILL, SUBSTANTIALLY, I DO AGREE WITH THE HONOURABLE MEMBER FROM WHITEHORSE EAST, AND FROM WATSON LAKE. I GOT UP TO PAGE 21 AND UP TO THAT POINT I HAD INDICATED THAT A MILLION DOLLARS TO MY KNOWLEDGE THE LEAST OF THE PROGRAMMES WERE COMING IN UNDER THE GUIDE OF SUPPLEMENTARY THAT I KNOW NOTHING ABOUT AND OF COURSE HAD GIVEN, OR HAD DEBATED IN THIS HOUSE OR HAD BEEN ABLE TO LISTEN TO THE PROGRAMMES PRIOR TO THEM APPEARING IN THE SUPPLEMENTARY ESTIMATES. I STAND BY WHAT I SAID IN COMMITTEE THAT SUPPLEMENTARY ESTIMATES ARE DANGEROUS IN UNDERMINING PARLIAMENTARY DEMOCRACY AT THE BEST OF TIMES AND WHEN THEY CONTAIN NEW PROGRAMMES, THEY REALLY CAN BE TERRIBLY DANGEROUS AND FRUSTRATING TO THE MEMBERS OF COUNCIL. MR. SPEAKER, FOR THE REASONS THAT WERE STATED AT THAT TIME, AND FOR THE REASONS I STATE NOW, I'LL BE VOTING AGAINST THE SUPPLEMENTARY #4 WHEN THE VOTE IS CALLED.

Mrs. WATSON: MR. SPEAKER ...

MR. CHAMBERLIST: YOU WOULD CLOSE OFF THE DEBATE IF YOU SPEAK.

Mrs. WATSON: OH, I'M SORRY.

MR. STUTTER: MR. SPEAKER, ALL I'M GOING TO SAY IS THAT I'LL JUST REPEAT AGAIN WHAT I SAID IN COMMITTEE YESTERDAY. UNFORTUNATELY I AM TAKING THE POSITION WHERE I AM SLAPPING THE WRISTS OR ATTEMPTING TO SLAP THE WRISTS OF THE EXECUTIVE COMMITTEE, BUT NEVERTHELESS, I AM SUPPORTING THE BILL.

MR. MCKINNON: VOTE AGAINST IT. YOU'LL REALLY SLAP THEM.

MR. STUTTER: I WOULD LIKE TO SAY THAT THE MEMBER FROM WHITEHORSE EAST YESTERDAY ADMITTED MORE THAN ONCE THAT WHILE HE WAS ON THE EXECUTIVE COMMITTEE, HE DID AGREE THAT THE STUDIES SHOULD BE CARRIED OUT BUT HE DID NOT AUTHORIZE THE EXPENDITURE OF FUNDS. I DO FIND SOME FAULT IN THAT IT WAS NOT PUT BEFORE COUNCIL BETWEEN THE TIME THAT THE EXECUTIVE COMMITTEE AGREED IN PRINCIPLE TO THE STUDIES PRIOR TO THE SPENDING OF FUNDS. I WOULD CAUTION THE EXECUTIVE COMMITTEE NOT TO GET INTO THIS SITUATION AGAIN IN THE FUTURE, BECAUSE IT DOES APPEAR THAT WE ARE OVERLOOKING THE FUNCTION OF COUNCIL IN APPROPRIATING FUNDS BY GOING, I MIGHT SAY, THROUGH THE BACK DOOR TO SPEND FUNDS THAT HAVEN'T BEEN APPROPRIATED BY COUN-

CIL.

MR. TANNER: MR. SPEAKER, THE LAST MEMBER JUST POINTED OUT THAT COUNCILLOR CHAMBERLIST WAS ON THE EXECUTIVE COMMITTEE AND WAS PARTY TO MAKING THE DECISION TO IMPLEMENT THESE PROGRAMMES.

MR. CHAMBERLIST: I RAISE ON A POINT OF PRIVILEGE, MR. SPEAKER. THAT IS AN OUTRIGHT LIE. I WILL NOT STAND FOR THIS LYING OF THIS MAN. I HAVE MADE IT CLEAR, MR. SPEAKER, THAT I SUPPORTED THAT THERE BE STUDIES MADE, NOT FOR THE IMPLEMENTATION OF PROGRAMMES WHICH IS ONLY SOMETHING THAT THE TERRITORIAL COUNCIL CAN AUTHORIZE BY VOTE OF FUNDS. NOW, IF THIS MAN PERSISTS IN THE LIES IN THIS MANNER, MR. SPEAKER SHOULD CORRECT HIM QUICKLY. IT IS A LIE AND I DENY WHAT HE SAYS, MOST EXPLICITLY.

MR. TANNER: MR. SPEAKER, HOW THE WORM HAS TURNED. THE DECISION TO GO AHEAD WITH THE PROGRAMMES AND THE DECISION TO IMPLEMENT THOSE PROGRAMMES WAS MADE PRIOR TO MY BEING ON THE EXECUTIVE COMMITTEE WHEN THE HONOURABLE MEMBER WAS A MEMBER OF THE COMMITTEE.

MR. CHAMBERLIST: MR. SPEAKER, THIS MAN INSISTS, MR. SPEAKER, ON USING THE WORD IMPLEMENTATION. OBVIOUSLY, AND I SHOULD PERHAPS BE LENIENT WITH HIM, BECAUSE OBVIOUSLY MR. SPEAKER, HE DOESN'T UNDERSTAND EVEN THE MEANING OF THE WORD, IMPLEMENTATION AND WHAT IS IMPLIED BY IMPLEMENTATION. IMPLEMENTATION IS IMPLIED WHEN THE PROCEDURE THAT IS REQUIRED TO PUT INTO FORCE A RECOMMENDATION OF THE EXECUTIVE COMMITTEE TAKES PLACE. AND THAT IMPLEMENTATION IS DONE ONLY WHEN THE MATTER, THE RECOMMENDATION OF THE EXECUTIVE COMMITTEE HAS BEEN PLACED BEFORE COUNCIL FOR COUNCIL TO VOTE ON THE MONIES. IF THAT IS THE CASE, THAT HE DOESN'T UNDERSTAND IT. ALL I CAN SAY IS THAT I REGRET FOR THE PEOPLE OF THE YUKON TERRITORY THAT THIS MAN IS IN THIS POSITION. EVEN IF HE SAYS, IMPLEMENTATION, AGAIN, I'LL LET HIM CONTINUE, BECAUSE AS I HAVE EXPRESSED, THERE'S NO UNDERSTANDING IN HIS MIND AS WHAT'S BEEN MEANT. I CERTAINLY DID NOT AUTHORIZE IMPLEMENTATION. I AUTHORIZED AND AGREE THAT THE EXECUTIVE COMMITTEE SHOULD HAVE STUDIES MADE AND GO TO THE COUNCIL FOR IT. THAT'S THE WAY, YOU STUPID ASS.

MR. TANNER: MR. SPEAKER, I MOST HUMBLY APOLOGIZE TO THE HONOURABLE MEMBER.

MR. CHAMBERLIST: THANK YOU.

MR. TANNER: HE MADE A DECISION TO GO AHEAD WITH NEW PROGRAMMES BUT HAVING MADE THAT DECISION, HE SAID WE MUSTN'T FINANCE THEM. GREAT! THE PROGRAMMES IN THAT SUPPLEMENTARY BUDGET, THERE ARE TWO OR THREE WHICH HAD TO BE IMPLEMENTED BECAUSE THE NECESSITY WAS THERE. I AGREE WITH SOME MEMBERS OF THIS HOUSE THAT THE EXECUTIVE COMMITTEE OR ANY LEVEL OF GOVERNMENT IN THAT CAPACITY SHOULD NOT IMPLEMENT NEW PROGRAMMES ON A NORMAL ONGOING BASIS. BUT THESE NEW PROGRAMMES WERE ONES THAT HAD TO BE IMPLEMENTED BECAUSE THERE WAS CONDITIONAL MONEY, FEDERAL CONDITIONAL MONEY TIED TO THEM. ON THE PARTICULAR POINT THAT THE HONOURABLE MEMBER RAISES ON THE STUDIES, THERE WAS A VOTE ALREADY IN THE BUDGET IN THE PREVIOUS YEAR AND THAT HAS BEEN EXPANDED. IF THE CRITICISM IS THAT THEY HAVE SPENT TOO MUCH MONEY, FAIR ENOUGH. BUT THAT IS NOT A NEW PROGRAMME.

MRS. WATSON: MR. SPEAKER, ...

MR. SPEAKER: WOULD THE HONOURABLE MEMBER FROM CARMACKS-KLUANE TAKE HER SEAT FOR A MOMENT. I HAVE A REQUEST TO MAKE? CAN I HAVE A RECESS FOR A MINUTE OR SO?

SOME HONOURABLE MEMBERS: AGREED.

RECESS

MR. CHAIRMAN: THIS SESSION WILL NOW COME TO ORDER.
 MRS. WATSON: MR. SPEAKER, I THINK THERE SHOULD BE SOME CLARIFICATION ON BILL NO. 2 AND I'M QUITE PREPARED TO ANSWER QUESTIONS, THE ANSWERABLE FOR BILL NO. 2.

I BELIEVE IN THE EXECUTIVE COMMITTEE CONCEPT AND I BELIEVE VERY STRONGLY THAT IT'S ELECTED PEOPLE ARE APPOINTED TO THE EXECUTIVE COMMITTEE BY MEMBERS OF THIS COUNCIL. THE ELECTED PEOPLE MUST BE PREPARED TO STAND UP AND ACCEPT THE RESPONSIBILITY FOR DECISIONS THEY HAVE MADE.

I AM VERY MUCH PREPARED TO ACCEPT THE RESPONSIBILITY FOR APPROVING THE IMPLEMENTATION FOR A NEW FISCAL YEAR OF THE NEW PROGRAMS THAT WERE PRESENTED TO THIS COUNCIL IN BILL NO. 2.

IT IS UNFORTUNATE THAT THE OTHER MEMBER OF THE EXECUTIVE COMMITTEE WHO IS SITTING IN THIS HOUSE TODAY, WHO WAS ALSO PART OF THE DECISION-MAKING PROCESS AND WHO ALSO APPROVED THESE NEW PROGRAMS, IS NOT PREPARED TO STAND UP AND ACCEPT THE RESPONSIBILITY FOR THE APPROVAL THAT HE ALSO GAVE.

MR. CHAMBERLIST: I RISE ON A POINT OF PRIVILEGE, MR. SPEAKER. I HAVE ALREADY STOOD UP AND ACCEPTED THE RESPONSIBILITY FOR THE RECOMMENDATION THAT THESE PARTICULAR STUDIES BE CARRIED OUT. I HAVE ACCEPTED THAT. I WILL NOT ACCEPT ANY RESPONSIBILITY FOR THE COMMISSIONER SPENDING MONEY WITHOUT COMING TO COUNCIL. I DON'T CARE WHAT THE HONOURABLE MEMBER FROM CARMACKS-KLUANE SAYS, MR. SPEAKER, THAT SHE IS JUST TRYING TO DO WHAT I DID OFTEN IN THE PAST, IS COVER UP FOR THE COMMISSIONER.

MR. SPEAKER, MY PRIVILEGE POINT IS THIS VERY CLEARLY. I WILL ALWAYS STAND UP AND ACCEPT ANY KNOCKS THAT ARE COMING MY WAY BUT I WILL NOT, UNDER ANY CIRCUMSTANCES, ACCEPT THE SUGGESTION THAT I HAVE ALLOWED THROUGH MY POSITION ON THE EXECUTIVE COMMITTEE, GOVERNMENT FUNDS TO BE SPENT WITHOUT FIRSTLY AUTHORIZATION OF THE TERRITORIAL COUNCIL WHICH IS THE ONLY MANNER IN WHICH THE COUNCIL CAN ACT. I WANT THAT POSITION CLEAR. WHATEVER ELSE COUNCILLOR WATSON IS PREPARED TO SAY, FINE AND DANDY BUT I WILL NOT ALLOW HER TO CONTINUALLY SAY, I AM NOT STANDING UP TO MEET MY RESPONSIBILITIES.

MRS. WATSON: MR. SPEAKER, I'M NOT GOING TO BELABOR THE POINT, OTHER THAN THE FACT THAT THE HONOURABLE MEMBER FROM WHITEHORSE NORTH WAS NOT ON THE EXECUTIVE COMMITTEE AT THAT

TIME. I AM PREPARED TO ACCEPT THE RESPONSIBILITY AND I DON'T KNOW THEN, WHO THE OTHER EXECUTIVE COMMITTEE MEMBER WAS THAT SAT IN THE EXECUTIVE COMMITTEE AND WHO DISCUSSED THE NEW PROGRAM.

MR. CHAMBERLIST: ON ANOTHER POINT OF PRIVILEGE, MR. SPEAKER, AND I WILL CONTINUE TO DO THIS IF THE HONOURABLE MEMBER DOESN'T SEPARATE WHAT IS THE DIFFERENCE BETWEEN THE AUTHORITY TO GET CERTAIN STUDIES DONE AND THE IMPLEMENTATION OF THAT AUTHORITY BY SEEKING THE FUNDS FROM THE TERRITORIAL COUNCIL. I WILL REPEAT AGAIN FOR HER BENEFIT, IN CASE SHE IS HARD OF HEARING, THAT I HAVE ACCEPTED THE RESPONSIBILITY OF RECOMMENDING IN THE EXECUTIVE COMMITTEE WITH HER AND ALL OTHER MEMBERS OF THE EXECUTIVE COMMITTEE THAT THERE WAS A REQUIREMENT FOR STUDIES TO BE CARRIED OUT IN OTHER COMMUNITIES.

I AM NOT ARGUING AGAINST THE VALUE THAT THESE STUDIES WILL ULTIMATELY HAVE. I SAY SIMPLY THAT I DID NOT AUTHORIZE THE COMMISSIONER TO SPEND THE PUBLIC'S MONEY WITHOUT FIRST COMING TO TERRITORIAL COUNCIL.

MRS. WATSON: I THINK THIS IS AN INDICATION, THE FACT THAT THESE FUNDS WERE EXPENDED, IS AN INDICATION OF THE POWER OF THE ELECTED MEMBER ON THE EXECUTIVE COMMITTEE.

THE RECOMMENDATIONS WERE MADE TO THE COMMISSIONER THAT THOSE PROGRAMS, THESE INSTIGATED, THESE FOR THE NEW FISCAL YEAR BECAUSE THEY WERE VERY VALID AND GOOD PROGRAMS. I AM PREPARED TO DEFEND THESE NEW PROGRAMS AND IT WAS ON THE ADVICE OF THE EXECUTIVE COMMITTEE AND MORE SPECIFICALLY THE TWO ELECTED MEMBERS WHO WOULD HAVE TO STAND UP IN THIS COUNCIL TO DEFEND THE EXPENDITURE OF THIS MONEY, THAT THE COMMISSIONER AUTHORIZED THE EXPENDITURE OF THAT MONEY. I THINK THAT THIS IS A VERY IMPORTANT POINT.

MR. CHAMBERLIST: A POINT OF PRIVILEGE. AGAIN, MR. SPEAKER, AN ADMISSION HAS NOW BEEN MADE THAT THE COMMISSIONER DID GO AHEAD AND SPEND THIS MONEY. BUT THAT THE MEMBERS WHO ARE ON THE EXECUTIVE COMMITTEE SHOULD STAND UP AND SUPPORT HIM AND SAY THAT 'WE AUTHORIZED HIM TO SPEND THAT MONEY' AND AGAIN I SAY NO. I WILL NOT SAY THAT BECAUSE WE DIDN'T DO THAT. ALL THE EXECUTIVE COMMITTEE DID WAS TO SAY THAT WE REQUIRE CERTAIN STUDIES TO BE DONE BUT THE COMMISSIONER KNOWS UNDER THE AUTHORITY THAT IS INVESTED IN HIM, UNDER THE YUKON ACT, HE HAS TO COME BEFORE THE COUNCIL. HE DIDN'T

DO IT. IT SHOWS SIMPLY THAT HE IS AN AUTOCRAT AND COUNCILLOR WATSON IS TRYING TO BACK HIM UP WHEN SHE SHOULD BE PUNCHING HIM DOWN.

MR. SPEAKER: COULD WE PROCEED WITH THE THIRD READING OF THE BILL?

MRS. WATSON: MR. SPEAKER, I SHOULD HAVE THE OPPORTUNITY TO SPEAK TO THIS BILL. THE OPPORTUNITY WAS GIVEN TO THE OTHER MEMBERS WITHOUT THE INTERRUPTION. I AM JUST TRYING TO INDICATE TO COUNCIL THAT I AM QUITE PREPARED TO ACCEPT THE RESPONSIBILITY FOR THE DECISIONS THAT I MAKE IN EXECUTIVE COMMITTEE. I BELIEVE THAT THE PROGRAM, THE NEW PROGRAMS, THAT I DID APPROVE OF ARE VERY, VERY VALID PROGRAMS. I WOULD LIKE TO GO INTO THE EDUCATIONAL BUDGET, THE SUPPLEMENTARY BUDGET, THE ONE PROGRAM THAT WAS APPROVED AND IT WAS BEGUN BEFORE THE NEW FISCAL YEAR, WAS THE REMEDIATION OF THE BASIC SKILLS AND I THINK THIS WAS A VERY, VERY IMPORTANT PROGRAM. TO WAIT UNTIL WE HAD A COUNCIL SESSION TO BEGIN THE PROGRAM, WOULD HAVE DELAYED IT.

AS A RESULT, WE MADE THE DECISION, THE CHILDREN IN OUR YUKON SCHOOLS WHO HAVE LEARNING PROBLEMS, HAVE LEARNING DISABILITIES ARE NOW HAVING THE ADVANTAGE OF HAVING INDIVIDUALIZED TUTORING IN THAT SCHOOL. AND BECAUSE THE TERRITORIAL GOVERNMENT WAS GIVEN THE PERMISSION TO EXPEND FUNDS TO BUY THE MATERIALS.

MR. CHAMBERLIST: I RISE ON A POINT OF PRIVILEGE AGAIN. MR. SPEAKER, THE HONOURABLE MEMBER KEEPS ON SAYING THAT THE TERRITORIAL GOVERNMENT WAS GIVEN THE AUTHORIZATION TO SPEND FUNDS. THIS IS AN UNTRUTH. THE TERRITORIAL GOVERNMENT WAS NOT GIVEN THE AUTHORITY TO EXPEND FUNDS. WHY DOESN'T THE HONOURABLE MEMBER, MR. SPEAKER, STAND UP AND SAY 'PERHAPS WE WERE IN ERROR. THEY WERE GOOD PROGRAMS.' I DON'T THINK AT THIS STAGE, ANYBODY HAD ARGUED ABOUT THE QUALITY OF THE PROGRAM OR THE NECESSITY TO HAVING CERTAIN PROGRAMS. IT IS THE AMOUNT OF MONEY WHICH HAS BEEN SPENT, I WOULD HOPE--

MRS. WATSON: ON A POINT OF PRIVILEGE--

MR. CHAMBERLIST: NOW MRS. WATSON, I'M ALREADY ON A POINT OF PRIVILEGE. YOU CAN'T STAND UP. OH DEAR, OH DEAR, OH DEAR. MR. SPEAKER, AS LONG AS THE HONOURABLE MEMBER WOULD RECOGNIZE THE FACT THAT I MYSELF AM NOT--

MRS. WATSON: MR. SPEAKER, ON A POINT OF PRIVILEGE--

MR. SPEAKER: WILL YOU BOTH PLEASE SIT DOWN.

MRS. WATSON: THANK YOU, MR. SPEAKER. MAY I CONTINUE? I WOULD REQUEST THAT --

MR. CHAMBERLIST: ON A POINT OF PRIVILEGE. I WAS ON MY FEET.

MRS. WATSON: MR. SPEAKER--

MR. SPEAKER: WILL YOU BOTH PLEASE SIT DOWN, WILL YOU CONTINUE ON YOUR POINT OF PRIVILEGE.

MR. CHAMBERLIST: THANK YOU MR. SPEAKER. I JUST WANT TO... I AM GOING TO FINALIZE BECAUSE I THINK THIS IS GETTING NOWHERE AGAIN. I DO NOT OBJECT, MYSELF TO ANY OF THE PROGRAMS OR THE STUDIES. I HAVE MADE THIS CLEAR. I SIMPLY OBJECT TO THE SUGGESTION THAT IS BEING MADE. THIS IS REALLY THE BASIC OF THE PRIVILEGE. I OBJECT TO THE SUGGESTION THAT HAS BEEN MADE THAT THE TERRITORIAL GOVERNMENT WAS AUTHORIZED TO EXPEND THIS MONEY. I WANT IT RECORDED THAT IS WASN'T AUTHORIZED TO DO THAT.

MRS. WATSON: MR. SPEAKER WOULD YOU GIVE ME THE OPPORTUNITY TO COMPLETE WITHOUT THE INTERRUPTION AND IF THE HONOURABLE MEMBER HAS A POINT OF PRIVILEGE POSSIBLY HE COULD BRING IT UP AFTER I HAVE COMPLETED.

MR. CHAMBERLIST: I'LL DO IT WHENEVER I WANT. YOU ARE NOT RUNNING THIS--

MR. SPEAKER: ORDER, ORDER.

MRS. WATSON: NEVERTHELESS, I AM PREPARED TO DEFEND THESE PROGRAMS AND I THINK THEY ARE GOOD PROGRAMS. I THINK THESE WERE NEEDED BECAUSE THE GOVERNMENT WAS FACED AND I THINK EVERY MEMBER HERE WILL ADMIT, THAT THE GOVERNMENT WAS FACED WITH COMING FORWARD WITH SOME POLICY FOR ASSISTANT MUNICIPALITIES AND SMALL COMMUNITIES THROUGHOUT THE YUKON TERRITORY. FOR CAPITAL EXPENDITURE, FOR COMMUNITY IMPROVEMENT, IT WAS NECESSARY FOR THE GOVERNMENT TO HAVE SOME DEFINED POLICY AND IN ORDER TO ARRIVE AT A POLICY, YOU MUST HAVE SOME STUDIES FOR FUTURE DEVELOPMENTS DONE OF THE VARIOUS SMALL COMMUNITIES. MOST OF THE STUDIES HAVE BEEN DONE IN THE MUNICIPALITY OF WHITEHORSE

BUT NOT ALL OF THEM. THIS IS WHY THE APPROVAL WAS GIVEN FOR THE STUDIES TO BE CARRIED ON, TO SPEED UP THIS PROCESS OF DEVELOPING THIS POLICY FOR CAPITAL ASSISTANCE FOR THE MUNICIPALITIES AND COMMUNITIES THROUGHOUT THE TERRITORY. BY DOING THIS, WE HAVE SPEEDED UP THE PROCESS OF PROVIDING ASSISTANCE TO THESE PEOPLE BY AT LEAST ONE YEAR. I WOULD ALSO LIKE TO MENTION, HONOURABLE MEMBERS, THAT THESE PROGRAMS HAD BEEN APPROVED EARLY LAST SUMMER, PRIOR TO TWO SPECIAL SESSIONS OF COUNCIL THAT WE HAD AT THAT TIME. I FEEL VERY RESPONSIBLE THAT THIS IS THE ONLY AREA I HAVE SOME THOUGHT OF NOT FULFILLING MY OBLIGATION TO COUNCIL, WHEN THESE COULD HAVE BEEN BROUGHT DOWN AS PROGRAMS AND THE AUTHORITY AND THE CONCURRENCE OF COUNCIL AT THAT TIME.

I WOULD ALSO POINT OUT THAT THE HONOURABLE MEMBER WHO HAS BEEN MOST CRITICAL OF THIS SUPPLEMENTARY BUDGET, WAS A MEMBER OF THE ADVISORY COMMITTEE ON FINANCE AND A MEMBER OF THE EXECUTIVE COMMITTEE AT THAT TIME AND HE COULD HAVE BROUGHT THAT SUPPLEMENTARY BUDGET OR THOSE PROGRAMS INTO THOSE SPECIAL SESSIONS AT THAT TIME. NOW ...

MR. CHAMBERLIST: POINT OF PRIVILEGE, MR. SPEAKER. NOW, ALTHOUGH THE OTHER WOMAN HAS ASKED SHE BE ALLOWED TO CONTINUE, I WAS QUITE PREPARED TO ALLOW HER TO CONTINUE TO ETERNITY. NOW, WHILE I WAS ON THE ADVISORY COMMITTEE OF FINANCE THE AMOUNTS OF MONEY TO BE USED FOR THESE SUBJECT MATTERS NEVER CAME FORWARD OR WERE THEY APPROVED BY THE ADVISORY COMMITTEE OF FINANCE, AND THE HONOURABLE MEMBER FOR DAWSON WILL, I'M SURE, AGREE WITH ME ON THIS POINT. IN ANY EVENT EVEN IF THEY WERE APPROVED BY THE ADVISORY COMMITTEE ON FINANCE THIS STILL DOESN'T NEGATE THE NECESSITY FOR BRINGING THE MATTER BEFORE COUNCIL TO DEAL WITH. THAT IS THE POINT.

MRS. WATSON: MR. SPEAKER, I'M VERY GLAD THAT THE HONOURABLE MEMBER CLARIFIED IT. HE HAD THE OPPORTUNITY AT THAT TIME BECAUSE THERE WERE TWO SPECIAL SESSIONS OF COUNCIL HELD TO BRING THE MATTER BEFORE TERRITORIAL COUNCIL.

MR. CHAMBERLIST: YOU SAID I WASN'T CHAIRMAN.

MRS. WATSON: HE WAS A MEMBER OF THE EXECUTIVE COMMITTEE AND A MEMBER OF THE ADVISORY COMMITTEE ON FINANCE. NOW THAT IS THE NEW PROGRAM AND I AM PREPARED TO DEFEND THEM, I HAVE A RESPONSIBLE POSITION AND I FEEL A

RESPONSIBILITY TO THE PEOPLE OF THE TERRITORY, AND I FEEL A RESPONSIBILITY TO THE MEMBERS HERE. I AM QUITE PREPARED TO STAND UP AND BE CRITICISED FOR THE DECISIONS I HAVE MADE. I MADE THE DECISIONS BECAUSE I THOUGHT THEY WERE VALID DECISIONS. I THOUGHT THERE WAS A NEED IN THE TERRITORY. THERE WAS A NEED BY OUR CHILDREN, THERE WAS A NEED FOR A POLICY FOR ASSISTANCE FOR CAPITAL IMPROVEMENT.

MR. CHAMBERLIST: THE COMMISSIONER SPENT THE MONEY.

MR. SPEAKER: ORDER.

MRS. WATSON: THE OTHER AREAS OF OVER EXPENDITURE WHICH WERE NOT NEW PROGRAMS AND I THINK I HAVE A VERY VALID REASON FOR THIS. WHILE I DO NOT PERSONALLY APPROVE AND I DON'T THINK THERE IS ANYONE IN THIS CHAMBER THAT IS MORE CONSCIOUS OF EXPENDITURE OF PUBLIC FUNDS THAN I AM, AND I AM VERY, VERY CAREFUL. IN THE 1971-72 FISCAL YEAR OUR ADVISORY COMMITTEE ON FINANCE ADVISED THE DEPARTMENT HEADS WHEN THEY CAME TO THE MEETINGS REQUESTING FUNDS FOR THE OPERATION OF THEIR DEPARTMENTS THAT THEY WOULD HAVE TO REQUEST FUNDS SUFFICIENT FOR THE OPERATION OF THEIR DEPARTMENTS FOR THAT FISCAL YEAR; THAT THERE WOULD BE NO SUPPLEMENTARY BUDGETS PRESENTED TO COUNCIL. CONSEQUENTLY, THIS WAS FINE AND WE DID NOT BRING ANY FURTHER SUPPLEMENTARY BUDGETS FORWARD TO COUNCIL THAT YEAR. CONSEQUENTLY ON THE FOLLOWING YEAR WHEN WE EXAMINED THE EXISTING BUDGET OF EACH DEPARTMENT, WE THOUGHT THAT POSSIBLY BECAUSE WE HAD INDICATED THAT THERE WOULD BE NO SUPPLEMENTARY THAT POSSIBLY THE DEPARTMENT HEADS IN MANY AREAS HAD OVER-ESTIMATED THE AMOUNT OF MONEY THAT THEY WOULD REQUIRE TO RUN THEIR DEPARTMENT. SO WE TOOK THE OTHER TACT AT THAT TIME AND VERY MUCH SO FOR THE FISCAL YEAR 1973-74 THAT YOU ONLY COME FORWARD WITH WHAT YOU THINK YOU NEED TO OPERATE YOUR DEPARTMENT. WE DON'T WANT ANY PADDING AT ALL. YOU HAVE TO SAY, YOU HAVE TO ESTIMATE YOUR EXPENDITURES ON THE PAST EXPENDITURES YOU'VE MADE AND IF YOU FIND THAT YOU HAVE NOT ESTIMATED ENOUGH YOU COME BACK TO US AND WE WILL ASK FOR A SUPPLEMENTARY. THAT IS WHY WE HAVE SEVERAL DEPARTMENTS WHO HAVE HAD TO OVER EXPEND THE AMOUNT OF MONEY THAT WE ALLOTTED TO THEM IN THE ESTIMATES IN THE LAST FISCAL YEAR. I THINK THAT THIS DOES HAVE SOME MERIT; THIS DOES NOT ALLOW OR IT DOES NOT FORCE DEPARTMENT HEADS TO PAD

THEIR BUDGET BECAUSE IF THEY EVER PAD THEIR BUDGET IN THE LEAST THE NEXT YEAR THEY WILL BE INCREASING AND INCREASING ON THE PADDING, I WOULD MUCH SOONER, PERSONALLY, TELL A DEPARTMENT HEAD YOU COME FORWARD WITH A REALISTIC BUDGET BASED ON THE EXPENDITURES YOU HAD TO MAKE TO OPERATE YOUR BUDGET THE PREVIOUS YEAR AND ALTHOUGH YOU MAY FIND THAT YOU ARE TROUBLE, AND THERE WERE SEVERAL DEPARTMENTS, CORRECTIONS FOR EXAMPLE, WERE OVER EXPENDED BY \$90,000,00, AND THAT IS A VERY VALID EXPENDITURE BECAUSE THEY COULD NOT BUDGET FOR THE INCREASES THAT WERE NEGOTIATED BY THE PUBLIC SERVICE, AND AS A RESULT THEIR BUDGET IS MAINLY FOR SALARIES AND WAGES. AS A RESULT OF THAT THEY WERE OVER EXPENDED BY A GREAT AMOUNT OF MONEY, AND I HAVE NO MISGIVINGS ABOUT BRINGING THAT FORWARD TO THIS COUNCIL. IT WAS SOMETHING THAT CORRECTIONS COULD NOT FORESEE. IT WAS SOMETHING THAT THEY HAVE TO EXPEND, AND I FEEL THAT I HAVE EVERY RIGHT AS A MEMBER OF THE ADVISORY COMMITTEE TO COME BACK TO COUNCIL AND SAY, LOOK, WE FORCED HIM TO COME FORWARD WITH A REALISTIC BUDGET ON THE EXPENDITURE THAT HE KNEW HE HAD TO MAKE. NOW HE'S FORCED TO MAKE MORE EXPENDITURES, WILL YOU GIVE HIM THE \$90,000,00. I HAVE NO QUALMS ABOUT IN SUPPORTING BILL NO. 2 BECAUSE I APPROVED THE PROGRAM, I THOUGHT THEY WERE VALID PROGRAMS, I THOUGHT THEY BENEFITED THE PEOPLE OF THE YUKON TERRITORY, AND ALSO I TOLD THE DEPARTMENT HEAD BE REALISTIC. IF YOU NEED MORE MONEY, IF YOU ARE FORCED INTO SPENDING MORE MONEY, WE WILL BRING IT FORWARD TO COUNCIL, AND I'M SURE THAT COUNCIL WILL HAVE NO QUALMS ABOUT APPROVING THE EXPENDITURE OF NECESSARY FUNDS FOR ONGOING PROGRAMS - THINGS THAT WE ASKED OUR DEPARTMENTS TO DO FOR THE PEOPLE OF THE TERRITORY. SO MR. SPEAKER, ON THE BASIS OF THIS I HAVE NO QUALMS WHATSOEVER SUPPORTING THE BILL, AND I WISH THAT ALL HONOURABLE MEMBERS WOULD THINK TWICE BEFORE THEY VOTE AGAINST THE BILL. THESE ARE GOOD PROGRAMS, VERY GOOD PROGRAMS.

MR. CHAMBERLIST: THAT'S NOT THE POINT.

MRS. WATSON: AND, ANY EXTRA EXPENDITURE THAT WAS MADE THAT WAS NOT IN THE ESTIMATES WAS VALID EXPENDITURES, AND MOST OF THEM AS A RESULT OF THE PUBLIC SERVICE STAFF RELATIONS ORDINANCE AGREEMENT. THEREFORE MR. SPEAKER, I WOULD HOPE THAT THE HONOURABLE MEMBERS HERE WOULD BE ABLE TO SUPPORT THE THIRD READING OF BILL NO. 2.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. TAYLOR: MR. SPEAKER, JUST BEFORE - RATHER THAN LET THIS PASS APPARENTLY THE MOTION HAS NOT YET BEEN READ FROM THE CHAIR AND, THEREFORE, THERE IS NO MOTION. THE MOTION HAS NOT YET BEEN READ FROM THE CHAIR, MR. SPEAKER.

MR. CHAMBERLIST: SO WE WILL HAVE TO DEBATE IT ALL OVER AGAIN, MR. SPEAKER. I'LL GET ANOTHER CRACK AT THE WHIP.

MR. SPEAKER: I WILL READ THE MOTION. IT WAS MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH THAT BILL NO. 2, FIFTH APPROPRIATION ORDINANCE, 1973-74, BE GIVEN THIRD READING. ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. TAYLOR: DIVISION, MR. SPEAKER.

MR. SPEAKER: MADAME CLERK, WILL YOU PLEASE POLL THE HOUSE.

MADAM CLERK: THE HONOURABLE MEMBER FROM CARMACKS-KLUANE.

MRS. WATSON: AGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM WHITEHORSE WEST.

MR. MCKINNON: DISAGREE.

MADAM CLERK: THE HONOURABLE MEMBER FROM WATSON LAKE.

MR. TAYLOR: DISAGREE.

MADAM CLERK: THE HONOURABLE MEMBER FROM DAWSON.

MR. STUTTER: AGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM

WHITEHORSE EAST.

MR. CHAMBERLIST: DISAGREE.

MADAM CLERK: THE HONOURABLE MEMBER FROM WHITEHORSE NORTH.

MR. TANNER: AGREED.

MADAM CLERK: MR. SPEAKER, THE VOTE IS THREE YEA, THREE NAY.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MRS. WATSON: MR. SPEAKER, I WOULD MOVE, SECONDED BY COUNCILLOR TANNER, THAT BILL NO. 2 INTITULED "THE FIFTH APPROPRIATION ORDINANCE, 1973-74" BE ADOPTED AS WRITTEN.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, BE INTITULED THE FIFTH APPROPRIATION ORDINANCE, 1973-74, BE ADOPTED AS WRITTEN. ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED, AND THAT BILL NO. 2 HAS PASSED THIS HOUSE.

MOTION CARRIED

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I WOULD MOVE THAT MR. SPEAKER DO NOW LEAVE THE CHAIR AND COUNCIL RESOLVE IN COMMITTEE OF THE WHOLE FOR THE PURPOSES OF DISCUSSING BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. STUTTER: I SECOND IT.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FROM WATSON LAKE, SECONDED BY THE HONOURABLE MEMBER FROM DAWSON, THAT MR. SPEAKER DO NOW LEAVE THE CHAIR FOR THE PURPOSES OF CONVENING IN COMMITTEE OF THE WHOLE TO DISCUSS BILLS, SESSIONAL PAPERS AND

MOTIONS. ARE YOU PREPARED FOR THE QUESTION?

SOME HONOURABLE MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED, AND THE HONOURABLE MEMBER FROM WATSON LAKE WILL PLEASE TAKE THE CHAIR IN COMMITTEE OF THE WHOLE.

MR. TAYLOR TAKES THE CHAIR

MR. CHAIRMAN: AT THIS TIME I WILL CALL THE COMMITTEE TO ORDER. WHAT ARE YOUR INTENTIONS THIS MORNING?

MRS. WATSON: COUNCIL MET IN CAUCUS LAST EVENING. IT WAS AGREED BY ALL MEMBERS THAT BILL C 9 WOULD BE THE FIRST ITEM OF DISCUSSION TODAY. IT WAS ALSO AGREED BY ALL MEMBERS THAT BILL NO. 1, THE INTERIM SUPPLY APPROPRIATION ORDINANCE, 1974-75, WOULD PASS THIRD READING PRIOR TO ADJOURNMENT OF THE HOUSE ON FRIDAY, MARCH 29, 1974.

MR. CHAIRMAN: IS IT YOUR WISH THEN THAT WE PROCEED WITH THE DISCUSSION ON BILL C9?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAMBERLIST: I WONDER, MR. CHAIRMAN, IF MEMBERS MIGHT CONSIDER NOT TO INTERRUPT THE DEBATE WHETHER OR NOT WE SHOULD BREAK OFF AT 2 O'CLOCK SO THAT WE COULD CONTINUE WITH THE WHOLE DEBATE THIS AFTERNOON. OTHERWISE THE CONTINUITY OF THE DEBATE ITSELF MIGHT BE MISSED. THAT IS JUST A SUGGESTION.

MR. CHAIRMAN: IT'S A NORMAL PRACTICE OF COMMITTEE. IT'S NOW 11:35, AND WE WILL CONTINUE AGAIN AT 2:00, AND IF SOMEBODY IS STILL SPEAKING THIS IS THE USUAL ROUTINE.

MR. CHAMBERLIST: GOOD, GOOD.

MR. CHAIRMAN: ALRIGHT, THE SUBJECT MATTER BEFORE US AT THIS TIME IS THE SUBJECT MATTER RAISED IN MOTION #2, THAT BILL NO. C 9, AN ACT TO AMEND THE YUKON ACT, THE NORTHWEST TERRITORIES ACT AND THE CANADA ELECTIONS ACT BE DISCUSSED IN COMMITTEE OF THE WHOLE. WOULD YOU PROCEED.

MR. MCKINNON: MR. CHAIRMAN, IT WAS UPON MOTIONS INTRODUCED BY MYSELF THAT DISCUSSION

OF BILL NO. C 9 WAS MOVED INTO COMMITTEE, AND I THINK THAT ALL MEMBERS HAVE AGREED THAT ANY AMENDMENTS TO THE YUKON ACT SHOULD BE TREATED AS A PRIORITY MATTER AND, OF COURSE, THESE AMENDMENTS TO THE YUKON ACT SHOULD BE TREATED WITH THE IMPORTANCE THAT THEY DESERVE. IN READING BILL C 9, MR. CHAIRMAN, I MUST SAY THAT I HAVE TO BE DISAPPOINTED WITH THE FEW AMENDMENTS THAT HAVE BEEN MADE TO THE YUKON ACT. INDEED, MR. CHAIRMAN, IF ONE PERUSES THE BILL HE FINDS THAT THE ONLY STATED CONCESSION BY THE FEDERAL GOVERNMENT TO THE GOVERNMENT OF THE YUKON TERRITORY IS THAT TWELVE MEMBERS OF COUNCIL ARE NOW GOING TO BE ELECTED INSTEAD OF THE SEVEN MEMBERS WHICH NOW REPRESENT THE COUNCIL. IF ONE LOOKS AT THE AMENDMENTS TO THE NORTHWEST TERRITORIES ACT, MR. CHAIRMAN, HE SEES THAT REAL MEANINGFUL STRIDES ARE BEING MADE TOWARDS THE EVOLUTION OF RESPONSIBLE GOVERNMENT IN THE NORTHWEST TERRITORIES. IN WHOLLY ELECTED COUNCIL THE 14 MEMBERS FOR THE FIRST TIME IN THE NORTHWEST TERRITORIES' HISTORY, A MEMBER CHOSEN FROM AMONGST THE RANKS OF THE ELECTED MEMBERS TO BE SPEAKER OF THE NORTHWEST TERRITORIES LEGISLATURE. MR. CHAIRMAN, THESE ARE THINGS THAT THE GOVERNMENT OF THE YUKON TERRITORY AND THE COUNCIL OF THE YUKON TERRITORY HAVE HAD FOR SOME SEVENTY YEARS. AND CERTAINLY, MR. CHAIRMAN, WHEN THE GOVERNMENT OF CANADA IS WILLING TO MAKE MEANINGFUL CHANGES TO HER CANADIAN CITIZENS IN THE NORTHWEST TERRITORIES THAT THIS SHOULD HAVE BEEN THE TIME, AND THE TIME IS NOW, A RESPONSIBLE GOVERNMENT WAS GRANTED TO THE PEOPLE OF THE YUKON TERRITORY. MR. CHAIRMAN, THE CONCEPT OF RESPONSIBLE GOVERNMENT HAS BEEN DEBATED AND DEBATED AT THIS CHAMBER. IN FACT THE CONCEPT OF RESPONSIBLE GOVERNMENT HAS BEEN DEBATED IN THE YUKON TERRITORY SINCE THE TERRITORY WAS CARVED OUT OF THE OLD NORTHWEST TERRITORIES BY THE ACT AT THE TURN OF THE CENTURY. AND, MR. CHAIRMAN, NOTHING OF REAL MEANINGFUL IMPORTANCE HAS BEEN DONE TO ADVANCE THE CAUSE OF RESPONSIBLE GOVERNMENT IN THE YUKON AT THIS TIME. WHAT ARE WE GOING TO HAVE AFTER ALL THE SOUND AND FURY AND ALL THE DEBATES OF THE LAST - OVER SEVENTY YEARS - WE ARE GOING TO HAVE TWELVE MEMBERS OF THE YUKON LEGISLATIVE COUNCIL INSTEAD OF SEVEN MEMBERS OF COUNCIL. AND WHO DISAGREES WITH THE CONCEPT OF RESPONSIBLE GOVERNMENT NOW FOR THE PEOPLE OF THE YUKON TERRITORY? CERTAINLY MR. CHAIRMAN, IT ISN'T THE OPPOSITION MEMBERS. IN FACT THE NEW

DEMOCRATIC PARTY HAS IT AS A PART OF THEIR NATIONAL POLICY PLATFORM. THE NATIONAL CONSERVATIVE PARTY HAS RESPONSIBLE GOVERNMENT AS PART OF THE NATIONAL CONSERVATIVE POLICY. THE YUKON LIBERAL ASSOCIATION HAS PASSED BY RESOLUTION ASKING FOR RESPONSIBLE GOVERNMENT IN THE YUKON TERRITORY. MR. CHAIRMAN, WITHOUT A DOUBT THERE IS ONLY ONE GROUP IN CANADA WHO WILL NOT ACCEPT THE CONCEPT OF RESPONSIBLE GOVERNMENT FOR THE YUKON AND THAT UNFORTUNATELY IS THE CABINET OF CANADA, THE FEDERAL LIBERAL CABINET OF THE DAY. I THINK THAT ALL MEMBERS OF COUNCIL HAVE SPOKEN TO GOVERNMENT BACK BENCHERS AND THEY ARE ALL MOST UNANIMOUS IN THEIR SUPPORT OF THE CONCEPT OF RESPONSIBLE GOVERNMENT IN THE YUKON AT THIS TIME. THE MINISTER TO HIS CREDIT WAS HONEST TO MEMBERS OF COUNCIL WHEN HE ADMITTED THAT THERE IS DIFFICULTY IN PROPOSING THE CONCEPT OF RESPONSIBLE GOVERNMENT TO HIS FEDERAL GOVERNMENT CABINET COLLEAGUES. THE ADMITTANCE IS THAT IF THERE IS A MAJORITY OF ELECTED REPRESENTATIVES ON THE EXECUTIVE COMMITTEE, THAT AT THAT POINT IN TIME THERE IS A PROVINCIAL TYPE GOVERNMENT WITH ALL THE PROVINCIAL RESPONSIBILITIES AND ALL THE PROVINCIAL PRIVILEGES. MR. CHAIRMAN, THIS IS A CONCEPT THAT HAS DELAYED THE INTRODUCTION OF RESPONSIBLE GOVERNMENT IN VARIOUS LEGISLATIVE AREAS THROUGH YEARS OF THE EVOLUTION OF SELF GOVERNMENT IN CANADA. MR. CHAIRMAN, I WROTE MANY YEARS AGO AND I THINK IT IS AS VALID TODAY THAT THE GREAT TRADITIONAL MISUNDERSTANDING IN ANY MOVEMENT TOWARDS RESPONSIBLE GOVERNMENT IN CANADA HAS BEEN THE SEMANTIC BARRIER BETWEEN THE SENIOR AND EMERGING GOVERNMENT. THE PEOPLE IN THE TERRITORIES HAVE NEVER HAD DIFFICULTY GRASPING THE CONCEPT OF RESPONSIBLE GOVERNMENT. THE FEDERAL GOVERNMENT HAS CONSISTENTLY CONSIDERED RESPONSIBILITY SYNONYMOUS WITH AUTONOMY. THE DISTINCTION IS SO IMPORTANT THAT IT DESERVES ALL THE CLARIFICATION POSSIBLE. SECTION 16 OF THE YUKON ACT OUTLINES THE TWENTY-SIX AREAS IN WHICH THE COMMISSIONER OF COUNCIL EXERCISES LEGISLATIVE AUTHORITY. HOWEVER, AFTER HAVING PASSED LEGISLATION IN THESE FIELDS THE TERRITORIAL COUNCIL HAS NO EXECUTIVE CONTROL OVER THE ADMINISTRATION OF THESE LEGISLATIVE PROGRAMS. THEY RETURN HOME LEAVING THIS POWER WITH THE COMMISSIONER AND THE TERRITORIAL DEPARTMENT HEADS WHO ARE NOT ELECTED AND, THEREFORE, NOT RESPONSIBLE TO THE PEOPLE FOR THEIR ACTIONS. THIS IS A DENIAL OF THE VERY BASIS ON WHICH DEMOCRATIC GOVERNMENT IS FOUNDED, THAT THE ELECTED REPRESENTATIVES OF THE PEOPLE ARE THE SUPREME GOVERNMENT

AUTHORITY ACCOUNTABLE TO THOSE PEOPLE, THE ELECTORATE WHO HAVE GIVEN THEM THE RIGHT TO GOVERN. THIS RIGHT DOES NOT IMPLY AUTONOMY OR PROVINCIAL STATUS. IT MEANS SIMPLY THAT THE ELECTED REPRESENTATIVES AND NOT APPOINTED CIVIL SERVANTS MUST FORM THE EXECUTIVE TO SUPERVISE CONTROL AND ADMINISTER THOSE PROGRAMS INITIATED BY LEGISLATION ALLOWED TO BE PASSED BY THE COMMISSIONER IN COUNCIL UNDER THE WELL DEFINED TERMS OF THE YUKON ACT. THE YUKON NOW HAS LEGISLATIVE CONTROL OVER DIRECT TAXATION, MUNICIPALITIES, ELECTIONS, LICENSING, MARRIAGE, PROPERTY AND CIVIL RIGHTS, SOME AREA OF JUSTICE, GAME, EDUCATION, LIQUOR, HOSPITALS, AGRICULTURE AND GENERALLY ALL MATTERS OF A MERELY LOCAL OR PRIVATE NATURE OF THE TERRITORY DESIRING TO LIVE UP TO OUR RESPONSIBILITIES AS CITIZENS OF DEMOCRACY.

MR. MCKINNON: WE NOW ASK

THAT THE REPRESENTATIVES OF THE PEOPLE, AND NOT APPOINTED CIVIL SERVANTS, BE GIVEN CONTROL OVER THE ADMINISTRATION OF THOSE DEPARTMENTS. MR. CHAIRMAN, IS THAT TOO MUCH FOR THE PEOPLE OF THE YUKON TO BE ASKING IN CANADA OF 1974? SIMPLY, THE ADMINISTRATIVE AND EXECUTIVE CONTROL OVER THOSE DEPARTMENTS WHERE THEY NOW HAVE LEGISLATIVE CONTROL. AND NOT EVEN THIS BILL IS BEING READIED TO BE PASSED. THE ONLY, ONLY, BODY IN CANADA AGAINST IT IS THE FEDERAL CABINET OF CANADA. ALL OTHER MAJOR PARTIES SUPPORT THIS CAUSE OF RESPONSIBLE GOVERNMENT. THE BACK BENCHERS OF THE FEDERAL LIBERAL PARTY SUPPORT THE CONCEPT OF RESPONSIBLE GOVERNMENT. SO IN THIS DAY AND AGE, ONE GROUP OF PEOPLE IS ABLE AND ARE ALLOWED TO FRUSTRATE THE AIMS, THE LEGITIMATE AIMS, OF THE PEOPLE OF THE YUKON TERRITORY.

MR. CHAIRMAN, BY MOTION AFTER MOTION, THIS HOUSE HAS PLAYED OUT A BLUE-PRINT FOR RESPONSIBLE GOVERNMENT. WE HAVE ASKED, ISN'T IT REVOLUTIONARY, WE'VE ASKED TO BE KNOWN AS THE YUKON LEGISLATIVE ASSEMBLY INSTEAD OF THE YUKON LEGISLATIVE COUNCIL. NOT EVEN THAT IS GRANTED BY THE AMENDMENTS TO THE YUKON ACT, WE ASKED FOR THE NUMBER OF MEMBERS OF THE YUKON LEGISLATIVE ASSEMBLY TO BE INCREASED TO 15 AND THE TERM OF THE ASSEMBLY TO BE INCREASED TO FOUR YEARS. THIS IS THE ONLY AREA OF THE WHOLE BLUE-PRINT FOR RESPONSIBLE GOVERNMENT THAT WE HAVE HAD ONE IOTA OF SUCCESS IN. BY THE AMENDMENTS OF THE YUKON ACT, WE NOW SEE MEMBERS GOING TO BE INCREASED TO 12 AND OF COURSE BY THE LAST AMENDMENTS TO THE YUKON ACT, THE TERM OF OFFICE WAS INCREASED TO FOUR YEARS.

WE HAVE ASKED THE COUNCILLORS THAT, THE PROGRESSIVE CONSERVATIVE ASSOCIATION OF THE YUKON HAS ASKED. THE NEW DEMOCRATIC ASSOCIATION OF THE YUKON HAS ASKED. THE YUKON LIBERAL ASSOCIATION OF THE YUKON HAS ASKED THAT THERE BE AN EXECUTIVE COMMITTEE OF NOT LESS THAN FIVE MEMBERS WITH FULL EXECUTIVE POWERS IN THE FOLLOWING CLASSES OF SUBJECTS; EDUCATION, HEALTH AND WELFARE, TERRITORIAL RESOURCES INCLUDING LAND, PUBLIC WORKS, JUSTICE AND CORRECTION, FORESTRY, FISHERIES, ALL RESIDUAL EXECUTIVE AND ADMINISTRATIVE FUNCTIONS INCLUDING INDUSTRY AND LABOUR CONTROLLED OR PERFORMED BY THE GOVERNMENT. AND THE LEGISLATIVE ASSEMBLY TO HAVE EXCLUSIVE LEGISLATIVE JURISDICTION TO MAKE ORDINANCES FOR THE GOVERNMENT OF THE TERRITORY IN RELATION TO THE ABOVE CLASSES OF SUBJECTS IN ADDITION TO THE LEGISLATIVE POWERS EXISTING IN SECTION 16 OF THE YUKON ACT. AND, MR. CHAIRMAN, WHAT IS THE ANSWER FROM THE HONOURABLE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, MR. CHRETIEN. MR. CHRETIEN, IN THE ACT ITSELF, REMAINS MUTE ON THE FORMATION BY LEGISLATION OF THE EXECUTIVE COMMITTEE. HE STATES, AND I QUOTE, FROM PAGE 607 OF THE HANSARD DEBATES OF MARCH 18TH, 1974: "IT IS MY INTENTION TO COMPLEMENT THE LARGER COUNCIL BY INCREASING THE NUMBER OF ELECTED COUNCILLORS ON THE EXECUTIVE COMMITTEE FROM TWO TO THREE. IN SUCH AN ARRANGEMENT, THE COMMISSIONER WOULD REMAIN CHAIRMAN. BUT DURING THE LIFE OF THE NEXT COUNCIL, IT MAY BE DESIRABLE TO REDUCE THE NUMBER OF APPOINTED MEMBERS OF THE EXECUTIVE COMMITTEE AND I WILL CONSULT THE COUNCIL ABOUT THIS. ANY REDUCTION OF THE NUMBER OF THE MEMBERS OF THE EXECUTIVE COMMITTEE WOULD LEAVE THE ELECTED MEMBERS IN A MAJORITY POSITION." SO THE WHOLE CONCEPT OF RESPONSIBLE GOVERNMENT HANGS ON THE WHIM AND THE THREAT OF A PROMISE OF THE HONOURABLE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT WHO ADMITS HIMSELF THAT HE MAY BE REPLACED AS MINISTER IN THE NEAR FUTURE.

MR. CHAIRMAN, THIS IS THE PRIME AND ABSOLUTE CONCERN OF ALL MEMBERS OF THE YUKON LEGISLATIVE COUNCIL AT THIS TIME, AND INDEED ALL PEOPLES OF THE YUKON TERRITORY. THAT THE TIME IS NOW, THAT THE YUKON ACT AND ITS AMENDMENTS NOW SHOULD HAVE DELINEATED THAT AT THIS TIME, AT LEAST, AT LEAST, MR. CHAIRMAN, MAJORITY OF THE MEMBERS ON EXECUTIVE COMMITTEE WOULD BE MEMBERS CHOSEN FROM THOSE ELECTED TO THE YUKON LEGISLATIVE COUNCIL. ALL MEMBERS OF COUNCIL HAVE HEARD MR. MINISTER SAY THAT THE GOVERNMENT OF CANADA IS NOT READY TO ACCEPT EVEN THIS CON-

CEPT AT THIS TIME. NOT A TOTAL OF AN EXECUTIVE COMMITTEE OR AN EXECUTIVE COUNCIL FROM AMONGST THE ELECTED MEMBERS BUT JUST A MAJORITY AND THE REASON THAT THIS CANNOT BE DONE AT THIS TIME, THAT THIS WOULD BE PROVINCIAL STATUS AND OF COURSE, MR. CHAIRMAN, TO MR. MINISTER AND TO HIS COLLEAGUES WHO THINK THIS WAY, ALL I CAN SAY IS THAT IT'S TOO BAD THAT THEY DON'T LOOK AT THE HISTORY OF THE EVOLUTION OF RESPONSIBLE GOVERNMENT IN CANADA JUST A LITTLE CLOSER.

MR. CHAIRMAN, WE HAVE ASKED THE NUMBER OF MEMBERS OF THE YUKON LEGISLATIVE ASSEMBLY TO BE INCREASED FROM 15 TO 21 OR SUCH GREATER NUMBER AS THE YUKON LEGISLATIVE ASSEMBLY MAY DETERMINE AT THE EXPIRATION OF TWELVE YEARS FROM THE IMPLEMENTATION OF AMENDMENTS TO THE YUKON ACT IMPLICIT IN THE RESOLUTION. ALL NECESSARY AND OTHER CHANGES ARE TO BE AFFECTED TO CONSTITUTE THE PROVINCE OF THE YUKON WITH THE SAME LEGISLATIVE AND EXECUTIVE POWERS AS THOSE WHICH EXIST IN THE OF CANADA.

MR. CHAIRMAN, I FIND THIS OF UTMOST IMPORTANCE AND I WAS GLAD TO HEAR THE SUPPORT OF THE OTHER MEMBERS OF COUNCIL WHEN THE MINISTER WAS IN WHITEHORSE ON THIS SUBJECT.

WHAT A GALLING INSULT TO EVERY MEMBER OF THE PUBLIC OF THE YUKON TERRITORY, THAT THE RIGHT WHICH IS GIVEN TO THE FEDERAL PARLIAMENT THE RIGHT WHICH IS GIVEN TO EVERY PROVINCIAL LEGISLATURE IN CANADA, THE RIGHT TO CONTROL THEIR OWN LEGISLATIVE ASSEMBLY, THE GOVERNMENT OF CANADA, IS NOT EVEN WILLING TO GO THAT FAR IN THE DEVELOPMENT IN THE YUKON LEGISLATIVE ASSEMBLY. HOW STUPID THEY MUST FEEL, EVERY PERSON OF THE YUKON TERRITORY IS, THAT THE PEOPLE OF THE YUKON, THROUGH THEIR ELECTED REPRESENTATIVES CANNOT SET THE SIZE OF THE YUKON LEGISLATIVE COUNCIL.

I DON'T KNOW WHAT HAPPENS IN CABINET MEETINGS, MR. CHAIRMAN, I DON'T THINK I WILL EVER HAVE THE ADVANTAGE OF SITTING IN ONE. WE MUST JUST BE CONSIDERED, THE PEOPLE WHO LIVE NORTH OF CANADA'S 60, TO BE ILLITERATE, INARTICULATE AND INCAPABLE OF DOING ANYTHING FOR OURSELVES WHEN WE CAN'T EVEN SET THE SIZE. THE PROTECTION OF THE PUBLIC IS THERE SO THE PUBLIC ARE CONSIDERED NOTHING. ALSO WE CAN'T EVEN SET THE SIZE.

1974 FOR THE YUKON LEGISLATIVE ASSEMBLY, AND IF THERE IS ONE AREA, EVEN IF ALL MEMBERS, OR IF THERE IS A DISAGREEMENT ON THE TWELVE MEMBERS,

THAT WE SHOULD BE UNITED ON, IS THE SLAP ON THE FACE TO EVERYONE OF OUR CONSTITUANTS BY SAYING THE PRIVILEGE AND THE RIGHT THAT ALL OTHER CANADIANS ENJOY OF SETTING THE NUMBERS AND CONTROLLING THEIR PROVINCIAL LEGISLATIVE ASSEMBLY, THAT THE GOVERNMENT OF CANADA DOESN'T SAY, THAT THE PEOPLE OF THE YUKON ARE READY TO ACCEPT THE RESPONSIBILITY OF DOING THIS NOW.

MR. CHAIRMAN, WE HAVE ALSO ASKED THAT MEMBERS BE GIVEN ALL NECESSARY AUTHORITY ANALOGOUS TO THAT IN PROVINCIAL LEGISLATIVE ASSEMBLY TO ESTABLISH THEIR INDEMNITIES AND ALLOWANCES AND TO HAVE ALL THE REQUISIT POWERS TO ESTABLISH OR PARTICIPATE IN A PENSION PLAN OR A GROUP HEALTH PLAN. FOR THE LAST AMENDMENTS TO THE YUKON ACT, THE SMALL CONCESSION OF BEING ABLE TO ESTABLISH THEIR INDEMNITIES AND ALLOWANCES HAVE BEEN ESTABLISHED, AS OF YET WE HAVE NOT RECEIVED THE REGULATORY POWERS NECESSARY TO ESTABLISH OR PARTICIPATE FOR MEMBERS IN A PENSION PLAN OR A GROUP HEALTH PLAN.

THEN, MR. CHAIRMAN, WE HAVE ASKED THAT SECTION 24, THAT MOST ABHORANT PIECE OF THE YUKON ACT THAT ALLOWS THE RIGHT TO INTRODUCE MONEY BILLS ONLY FROM THE MESSAGE OF THE COMMISSIONER, BE REPEALED. WHAT DOES THE MINISTER HAVE TO SAY ABOUT THIS. ON PAGE 608, IN HANSARD OF MARCH THE 18TH, 'SOME ADVISORS QUESTION THE RELEVANCE OF THE PROVISIONS CONCERNING THE APPROPRIATION OF PUBLIC FUNDS, CONTAINED BOTH IN THE YUKON ACT AND THE NORTHWEST TERRITORIES ACT. HERE IS THE PROVISION. IT IS NOT LAWFUL FOR THE COUNCIL TO ADOPT OR PASS ANY VOTE, RESOLUTION, ADDRESS OR BILL FOR THE APPROPRIATION OF ANY PART OF THE PUBLIC REVENUE OF THE TERRITORIES OR OF ANY TAX OR IMPOST TO ANY PURPOSE THAT HAS NOT BEEN FIRST RECOMMENDED TO THE COUNCIL BY MESSAGE OF THE COMMISSIONER IN SESSION OF WHICH SUCH VOTE, RESOLUTION, ADDRESS OR BILL IS PREPOSED.'

MR. SPEAKER, HONOURABLE MEMBERS ARE AWARE THAT THIS PRINCIPLE IS EXPRESSED IN ALMOST IDENTICAL TERMS IN THE BRITISH NORTH AMERICA ACT. THIS PRINCIPLE APPLIES TO BOTH PARLIAMENT AND PROVINCIAL LEGISLATIVE ASSEMBLY.

MR. CHAIRMAN, WHEN I USED TO EXERCISE IN DEBATING EXERCISES, THAT WAS BATING THE QUESTION AND IF THE MINISTER HAS EVER TRIED TO PULL THE WOOL OVER PARLIAMENT'S EYES AND THE PEOPLE OF THE YUKON, BY BATING THE QUESTION, THIS IS A PERFECT EXAMPLE OF IT.

OF COURSE, THIS PRINCIPLE APPLIES TO BOTH PARLIAMENT AND LEGISLATIVE ASSEMBLY, BUT WHO IS IN THE CONTROL OF PARLIAMENT AND THE LEGISLATIVE ASSEMBLY? THE CABINET OF THE PROVINCIAL LEGISLATIVE ASSEMBLY AND THE CABINET OF CANADA, ALL ELECTED MEMBERS. NOW THE MINISTER, A STUDENT OF CONSTITUTIONAL LAW, COULD TRY AND PULL THIS ONE OFF IN THE PARLIAMENT OF CANADA, IS I AM AFRAID TO SAY, ANOTHER PRETTY OBVIOUS INSULT TO THE INTELLIGENCE OF BOTH THE PEOPLE HE IS DEALING WITH IN THE HOUSE OF COMMONS AND THE PEOPLE HE IS DEALING WITH IN THE YUKON TERRITORY.

MR. CHAIRMAN, WE HAVE ASKED THE STATUS OF THE YUKON LEGISLATIVE ASSEMBLY BE ENLARGED SO THAT IT SHALL HAVE FULL CAPACITY TO ATTEND ALL INTER-PROVINCIAL AND FEDERAL-PROVINCIAL CONFERENCES AND TO PARTICIPATE IN RESULTING DISCUSSIONS AND GRIEVANCES.

THE ONLY CONCESSIONS WE HAVE HAD IN THIS REGARD IS WHEN EXECUTIVE COMMITTEE MEMBERS HAVE BEEN STRONG ENOUGH AND BOLD ENOUGH TO FORCE THEIR WAY INTO PROVINCIAL AND FEDERAL CONFERENCES RATHER THAN HAVING THE RIGHT AND THE PRIVILEGES TO BE SITTING THERE AS FULL-FLEDGED MEMBERS PARTICIPATING IN THE DELIBERATIONS ON THE FUTURE OF CANADA. EVEN THIS RIGHT HASN'T BEEN ALLOWED BY THE AMENDMENTS OF THE YUKON ACT,

THE LAND TITLES ACT, TO BE REPEALED IN RESPECT OF THE YUKON TERRITORY AND REPLACED BY A LAND TITLES ORDINANCE. EVEN THE MINOR SQUARE MILE WHICH ARE RELATIVELY SO INFINITESIMAL OF YUKON LAND THAT IS NOW UNDER THE CONTROL OF THE COMMISSIONER HAS TO GET TITLE FROM OTTAWA, FROM THE FEDERAL GOVERNMENT. WE CAN'T EVEN HAVE THE RESPONSIBILITY IN CANADA OF 1974 OF HAVING A LAND TITLES ORDINANCE FOR THE YUKON TERRITORY THAT CAN ISSUE TITLE TO THAT LAND WHICH IS UNDER CONTROL OF THE COMMISSIONER,

FINALLY, MR. CHAIRMAN, WE ASK THAT ALL CROWN LANDS BE HELD IN THE NAME OF THE CROWN IN THE RIGHT OF THE TERRITORY,

MR. CHAIRMAN, EXTREMELY IMPORTANT AT THIS TIME, THAT THE BENEFITS OF THE RESOURCES OF THE PEOPLE OF THE YUKON ARE GOING TO BE DEVELOPED FOR THE PRIOR RIGHT AND THE PRIOR BENEFITS OF THOSE PEOPLE WHO ARE LIVING HERE, RAISING THEIR FAMILIES AND DEVELOPING THOSE RESOURCES HERE.

WE CANNOT EVEN GET INTO CONSIDERATION HERE AT THIS TIME, THAT THESE RESOURCES ARE TO BE HELD

IN THE RIGHT OF THE TERRITORY FOR THE PEOPLE OF THE TERRITORY TO LIVE IN.

AFTER ALL THE YEARS OF ASKING, AFTER ALL THE YEARS OF DEMANDING, AFTER ALL THE YEARS OF BEGGING, WHAT HAVE WE GOT OUT OF THE DEMANDS THAT EVERYBODY IN CANADA IS MAKING TO THE FEDERAL GOVERNMENT. WE HAVE GOT AN INCREASE FROM 7 TO 12 MEMBERS AND THAT IS IT.

MR. CHAIRMAN, AS I HAVE SAID AT THE BEGINNING, I COULDN'T BE MORE DISAPPOINTED WITH WHAT I SEE IN THE AMENDMENTS OF THE YUKON ACT. I AM HAPPY FOR OUR BROTHERS IN THE NORTHWEST TERRITORIES THAT THEY ARE FINALLY GETTING SOME MEANINGFUL REFORMS TOWARDS RESPONSIBLE GOVERNMENT. I WILL NEVER BE PERSUADED OTHERWISE, THIS IS TIME FOR THE MINISTER TO ACT AND GRANT FULL RESPONSIBLE GOVERNMENT TO THE YUKON TERRITORY AS IN THESE AMENDMENTS TO THE YUKON ACT. OF COURSE, THIS IS THE STAND THAT I'VE TAKEN CONSISTENTLY OVER THE YEARS AND ONE WHICH I WILL NOT BE SWAYED FROM.

IN CONCLUSION, MR. CHAIRMAN, I THINK THAT OUT OF THE DEBATE TODAY, I WOULD HOPE THAT PERHAPS THE TENDER WOULD BE, WE'LL GRASP AT EVERY LITTLE CRUMB THAT WE CAN GET BUT IT STILL ISN'T ENOUGH. IT'S NOT WHAT THE PEOPLE OF THE YUKON WANT. IT'S NOT WHAT WE THINK WE ARE READY FOR AT THIS TIME. WE CAN'T AGREE TO THE CONCEPT OF A FORMULA FOR INCREASING THE COUNCIL OF THE YUKON TERRITORY. THIS RIGHT HAS TO BE GIVEN TO THE MEMBERS OF THE YUKON LEGISLATIVE COUNCIL ACTING THROUGH THEIR CONSTITUANTS, THE SAME RIGHT THAT HAS BEEN GIVEN TO EVERY OTHER PROVINCIAL LEGISLATURE AND WITH THAT AMENDMENT WE CAN ACCEPT WHAT IS IN THE YUKON ACT. BUT SAY THAT NOWHERE, NOWHERE DOES IT COME NEAR FULFILLING THE ASPIRATIONS AND A LEGITIMATE DESIRE TO THE PEOPLE OF THE YUKON TERRITORY FOR RESPONSIBLE GOVERNMENT AND RESPONSIBLE GOVERNMENT NOW FOR THE YUKON TERRITORY.

THANK YOU.

RECUS

MR. CHAIRMAN: AT THIS TIME I WILL CALL COMMITTEE TO ORDER. COUNCILLOR STUTTER WOULD YOU TAKE THE CHAIR?

MR. STUTTER: YES, MR. CHAIRMAN.

MR. TAYLOR: MR. CHAIRMAN AT LONG LAST WE HAVE GOT TO THE POINT WHERE WE CAN HOPEFULLY OFFER SOME DIRECTION TO THE COMMITTEE IN OTTAWA IN THIS MATTER AND NO DOUBT THE JOURNALS OF THE DEBATE TODAY, THIS MORNING AND THIS AFTERNOON, WOULD BE TAKEN INTO ACCOUNT BY THE COMMITTEE IN ADDITION TO ANY REPRESENTATIONS THAT MAY BE FORTHCOMING BY INDIVIDUALS TO THE COMMITTEE BY APPEARANCE. BUT, I HAVE TAKEN SOME CONSIDERABLE TIME TO CONSIDER BILL C-9 AND I THINK TO REMIND OURSELVES WHEN WE GET DOWN TO ANY DEBATE THAT WILL COME OUT OF THIS DISCUSSION, THAT THERE ARE SEVERAL THINGS TO KEEP IN MIND. I THINK THAT IN MY MIND, IN LOOKING AT THIS AMENDMENT, I STILL REFER BACK TO THE OFTEN QUOTED STATEMENT FROM JUSTICE SISSONS IN WHERE HE ESTABLISHES, IN LAW AT LEAST, THE REAL POSITION THAT THE YUKON TERRITORY IS CONSTITUTIONALLY IN AND WITHOUT RE-STATING THE WHOLE THING I JUST QUOTE: "I KNOW OF NO GOVERNMENT OF THE YUKON TERRITORY DISTINCT FROM THE COMMISSIONER OR THE COMMISSIONER IN COUNCIL AND THE HOME GOVERNMENT OF THE COLONY IS THE GOVERNMENT OF CANADA." SO, TO MY MIND, AND I THINK THE MIND OF OTHERS WE ARE REASONABLY SURE OF OUR POSITION AS A COLONY. THIS BEING THE CASE I WOULD REFER YOU BACK TO INTERNATIONAL COVENANT ON ECONOMIC, SOCIAL AND POLITICAL RIGHTS UNDER THE CHARTER OF THE UNITED NATIONS WHICH STATES THAT THE STATE PARTIES TO THE PRESENT COVENANT WHICH, OF COURSE, INCLUDES THE GOVERNMENT OF CANADA, INCLUDING THOSE HAVING RESPONSIBILITY FOR THE ADMINISTRATION OF NON-SELF-GOVERNING AND TRUST TERRITORIES SHALL PROMOTE THE REALIZATION OF THE RIGHT OF SELF DETERMINATION AND SHALL RESPECT THAT RIGHT IN CONFORMITY WITH THE PROVISIONS OF THE CHARTER OF THE UNITED NATIONS. I DON'T THINK THAT; YOU KNOW, AS I HAVE STATED THIS, MR. CHAIRMAN, ON SEVERAL OCCASIONS, I DON'T THINK THAT SHOULD BE OVERLOOKED BECAUSE IT IS QUITE A COMMITMENT BY THE GOVERNMENT OF CANADA AS A SIGNATORY TO AN INTERNATIONAL COVENANT. AS WE ALL KNOW BOTH THE MOTIONS REFERRED TO BY THE HONOURABLE MEMBER FOR WHITEHORSE WEST THIS MORNING, MOTION NO. 40 OF 1966 AND MOTION NO. 1 OF 1968 HAVE BEEN CONSIDERED BY THE STANDING COMMITTEE WHO NOW CONSIDER THIS BILL AND THEY EXPRESS THE GENERAL DESIRE OF SUCCESSIVE COUNCILS REALLY BEFORE THEM AND

FOLLOWING THEM. THIS COUNCIL HAS GONE ON RECORD AS SUPPORTING ADVANCEMENTS AND CONSTITUTIONAL REFORM AS WELL. IT WOULD BE WELL TO REMEMBER THAT THE WHOLE QUESTION AROSE BACK IN 1971/72 WHEN THE JOINT SENATE AND HOUSE OF COMMONS COMMITTEE ON THE CONSTITUTION OF CANADA CAME TO THE YUKON AND INQUIRED INTO WHAT WE THOUGHT ABOUT OUR POSITION AS CANADIANS AMONG OTHER CANADIANS. THEY NOTED THAT, AND I QUOTE "IT IS IMPORTANT FOR ALL CANADIANS WHO UNDERSTAND THAT NORTHERN CANADIANS, THOSE WHO LIVE IN OUR TWO TERRITORIES DO NOT HAVE EXACTLY THE SAME RELATIONSHIP TO THE INSTITUTIONS GOVERNING THEM AS CANADIANS LIVING IN PROVINCES DO." IT FURTHER NOTED AND RECOMMENDED, MR. CHAIRMAN, "THAT WE FEEL THAT THE BEST APPROACH WOULD BE FOR THE GOVERNMENT OF CANADA TO MAKE THE FOLLOWING COMMITMENTS TO ITS NORTHERN CITIZENS. THAT THE OBJECT OF NORTHERN POLICY IS TO FOSTER FULLEST SELF-GOVERNMENT AND PROVINCIAL STATUS FOR THE TWO TERRITORIES. ADMINISTRATIVE AND LEGISLATIVE POLICIES IN SO FAR AS THEY CONCERN THE STRUCTURE OF THE GOVERNMENT IN THE NORTH SHOULD BE TESTED AGAINST AND ADVANCE THIS OBJECTIVE." AT THE SAME TIME THEY PROPOSED THE YUKON AND THE NORTHWEST TERRITORIES SHOULD BE EACH ENTITLED TO REPRESENTATION IN THE SENATE. AS WE KNOW, BILL NO. C-11 IS READY FOR FINAL PASSAGE IN THE HOUSE OF COMMONS TO IMPLEMENT AT LEAST THAT ONE MEASURE OF CONSTITUTIONAL ADVANCEMENT.

NOW, IN THE FOURTH REPORT OF THE STANDING COMMITTEE OF 1973, LATE '73 THE COMMITTEE WHICH OF COURSE, WE ALL KNOW IS COMPOSED OF MANY PARTISAN BELIEFS, SUBMITTED AS FOLLOWS IN THEIR FOURTH REPORT: "WHILE CONSIDERING THE ESTIMATES FOR THE FISCAL YEAR ENDING MARCH 31st, 1974 UNDER THE DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, YOUR COMMITTEE AGREED TO REPORT THE FOLLOWING TO THE HOUSE." AND THIS IS THE REPORT, AND I THINK IT IS VERY, VERY SIGNIFICANT. "YOUR COMMITTEE RECOMMENDS THAT THE REPEATED REQUESTS TO THE YUKON TERRITORIAL COUNCIL FOR GOVERNMENT REFORM AT THE TERRITORIAL LEVEL BE GRANTED AND THAT RESOLUTION NO. 40 OF THE COUNCIL, SUBMITTED TO THE DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT BE ACCEPTED BY THE GOVERNMENT AND THAT THE GOVERNMENT CONSIDER THE ADVISABILITY OF INTRODUCING APPROPRIATE AMENDMENTS TO THE YUKON ACT." THIS WAS A MOTION OF COUNCIL. I WOULD SAY THAT THAT HAS BEEN FOR THE PEOPLE OF YUKON, A REAL STEP FORWARD. IN AN APPEARANCE BEFORE THE STANDING COMMITTEE, MR. CHAIRMAN, JUST BEFORE CHRISTMAS, I ENDEAVOURED ON BEHALF OF THOSE I REPRESENT IN THE WATSON LAKE CONSTITUENCY, TO MAKE THREE MAJOR POINTS. JUST THREE OUT OF THE MANY AND THEY WERE THESE. THAT THE GOVERNMENT OF

THE YUKON TERRITORY MUST BE ESTABLISHED AND DEFINED AS SUCH AND GIVEN ALL THE NECESSARY POWERS TO GOVERN UNDER THE YUKON ACT. NOW, NOWHERE IN THE AMENDMENTS BEFORE US AND UNDER CONSIDERATION DO I FIND ANY ATTEMPT BEING MADE TO, IN FACT, STYLE THE GOVERNMENT OF THE YUKON TERRITORY. INDEED, IN ONE PART, I BELIEVE IT'S PART 6, THE AMENDMENT CALLS FOR GIVING THE POWER OVER THE CONTROL OF LANDS, SO FORTH, TO THE COMMISSIONER RATHER THAN THE GOVERNMENT OF THE YUKON TERRITORY. IN OTHER WORDS, WHAT I'M ATTEMPTING TO SAY, MR. CHAIRMAN, THAT THE AMENDMENT DOESN'T GO FAR ENOUGH TO RECOGNIZE ANY GOVERNMENT FOR THE YUKON TERRITORY AS SUCH. THE GOVERNMENT IS A SMALL "G" GOVERNMENT STILL. I WAS HOPEFUL THAT THE AMENDMENT MIGHT CURE THIS.

ANOTHER SECOND RECOMMENDATION WAS THAT THE COUNCIL OF THE YUKON TERRITORY MAY BE KNOWN AND STYLED AS THE YUKON LEGISLATIVE ASSEMBLY AND ITS MEMBERSHIP BE SUFFICIENTLY ENLARGED AS TO PERMIT THE DEVELOPMENT OF A CABINET FORM OF GOVERNMENT THEREFROM AND ANY FURTHER ENLARGEMENT OF THE SAME MUST HENCEFORTH BE AT THE DISCRETION OF THE YUKON LEGISLATIVE ASSEMBLY. NOW WE, IN VIEWING THE AMENDMENTS, DO NOT FIND ANY REFERENCE IN STYLING THE YUKON LEGISLATIVE ASSEMBLY. IT IS PROPOSED IN THE AMENDMENT THAT WE SHALL ENLARGE THE COUNCIL WHICH I FEEL IS A MOVE FORWARD, HOWEVER, I HAVE SOME RESERVATIONS ON PART 2. IT IS CLEAR THAT NO FORM OF CABINET GOVERNMENT THAT WILL AT THIS TIME EMERGE FROM THESE AMENDMENTS. I WILL HAVE SOMETHING TO SAY ON PART 2; ENLARGEMENT OF COUNCIL, AT A LATER POINT.

MY THIRD RECOMMENDATION AT THAT TIME FOR THE STANDING COMMITTEE WAS THAT IF A FORM OF EXECUTIVE COMMITTEE CONCEPT WAS TO BE CONSIDERED AS A TRANSITIONAL STAGE, SUCH COMMITTEE SHOULD BE COMPOSED OF THE MAJORITY OF ELECTED MEMBERS AND THE POWERS TO ADMINISTER MUST BE ESTABLISHED AND DEFINED UNDER THE YUKON ACT.

THESE, MR. CHAIRMAN, WERE THREE OF THE MORE PRINCIPLE POINTS THAT I FELT SHOULD HAVE BEEN EMBODIED IN THE DRAFTING OF WHAT IS NOW BILL C-9. IT WAS NOT FELT ADVISABLE, I WOULD SUPPOSE, BY THE GOVERNMENT BECAUSE IT DOES NOT APPEAR.

FINALLY, AT THIS POINT, MR. CHAIRMAN, I WOULD LIKE TO DRAW THE ATTENTION TO QUESTION AND ANSWER SECTION FOLLOWING THE COMMITTEE HEARINGS HERE IN WHITEHORSE PRIOR TO CHRISTMAS WHERE I WAS ASKED THE FOLLOWING QUESTIONS BY MR. NIELSEN, FOLLOWING MY PRESENTATION. HE SAID, "IF THIS COMMITTEE WERE ASKED TO RECOMMEND TO

THE HOUSE OF COMMONS, THAT THE HOUSE CONSIDER ADOPTING IN A MOTION OF JANUARY 23RD, 1968, THAT IS MOTION NO. 1. AND TO BRING ABOUT APPROPRIATE CHANGES IN THE YUKON ACT, WOULD YOU BE IN FAVOUR OF SUCH A MOTION AS MEETING WITH REQUESTS OF THE PEOPLE OF THE YUKON?" AT THAT TIME, I ANSWERED THIS: I WOULD BE AND I AM SURE, AND I AM SPEAKING FOR THOSE I REPRESENT, I'M QUITE PREPARED TO SAY THAT WE WOULD ACCEPT ANY MEANINGFUL REFORM AND IF THAT IS THE BEST WE CAN GET, FINE, WE SUPPORT IT WHOLE HEARTEDLY. BUT WE ARE ATTEMPTING TO IMPRESS UPON COMMITTEE, MR. CHAIRMAN, THAT WE ARE LOOKING NOW FOR A CABINET FORM OF GOVERNMENT. THAT WAS MY STAND AT THAT TIME. I ALSO, IN ANSWER TO A QUESTION FROM MR. BARNETT, STATED TO ANSWER THE FIRST PART OF MR. BARNETT'S QUESTION WHICH WAS RELATED TO PROVINCEHOOD. I HOPE I DID NOT IMPLY IN THE BRIEF THAT WE ARE AT THIS TIME INTERESTED IN PROVINCEHOOD. WE DO FEEL THAT TO ACHIEVE THE PROVINCIAL STATUS WE MUST FIRST PROVE THAT WE HAVE RESPONSIBLE GOVERNMENT AND THAT WE CAN MAKE IT WORK. I THINK MOST MEMBERS WOULD AGREE WITH THAT PHILOSOPHY. SO THERE IS WAS AND HERE WE ARE. WE HAVE BEFORE COMMITTEE BILL C-9. I WOULD LIKE FOR A MOMENT, MR. CHAIRMAN, TO TAKE A LOOK AT BILL C-9.

PART 1 OF BILL C-9 DEALS WITH THE ENLARGEMENT OF THE COUNCIL OF THE YUKON TERRITORY TO 12 MEMBERS. IN THIS I MUST SAY, AS REPRESENTATIVE OF THE WATSON LAKE CONSTITUENCY, WE AGREE. I ALSO THINK AT THIS TIME, MR. CHAIRMAN, IT IS IMPORTANT THAT WE DEAL AS SWIFTLY AS POSSIBLE WITH THE ESTABLISHMENT OF JUDICIAL REDISTRIBUTION PROCEDURES BY ESTABLISHING THE COMMITTEE AND I WOULD HOPE THAT THAT BILL WOULD BE FORTHCOMING AS QUICKLY AS POSSIBLE.

UNDER PART 2 I HAVE A GREAT DEAL OF DIFFICULTY AND I CAN HONESTLY SAY THAT I DO NOT AGREE IN ANY WAY, SHAPE OR FORM WITH PART 2 BEING THE ENLARGEMENT OF COUNCIL BEYOND THE 12 MEMBERS REFERRED TO IN PART 1. THIS IS TIED TO A CENSUS; THIS IS I THINK NO LONGER THE BUSINESS OF THE HOUSE OF COMMONS OR OF THE GOVERNMENT OF CANADA. THIS IS THE PREROGATIVE OF THE LEGISLATIVE COUNCIL OF THE YUKON TERRITORY. WHEN THE MINISTER WAS IN WHITEHORSE THIS MATTER WAS DISCUSSED AND I THINK HE HAS BEEN MADE AWARE OF THOSE MEMBERS WHO ARE IN DEFERENCE TO THIS PARTICULAR SECTION. I FEEL IT MUST BE MODIFIED. I FEEL MODIFIED TO THE EXTENT THAT I HAVE OUTLINED.

IN PART 3 IT STATES THE COUNCIL SHALL ELECT ONE OF ITS MEMBERS TO BE SPEAKER AND (2) THE SPEAKER SHALL PRESIDE OVER THE COUNCIL WHEN IN SESSION.

I CONSIDER AND I CAN ONLY CONSIDER THAT THIS IS A HOUSEKEEPING TYPE OF AMENDMENT BECAUSE IF YOU LOOK AT SECTION 13, I BELIEVE IT IS, SECTION 13 OF THE YUKON ACT, ALSO WRITTEN IN 1898, RECOGNIZES THE EXISTENCE OF A SPEAKER WHEN IT STATES THAT A MAJORITY OF THE COUNCIL INCLUDING THE SPEAKER CONSTITUTES A QUORUM. SO I CONSIDER THIS TO BE A HOUSEKEEPING PART.

NOW, IN PART 4 WE HAVE A PROBLEM RELATED TO THE MANAGEMENT AND DESIGNATING THE COMMISSIONER IN COUNCIL IN RELATION TO THE OPERATION OF PRISONS, JAILS, AND LOCK-UPS DESIGNATED AND I FIND THAT ALSO A HOUSEKEEPING SECTION.

PART 5, I FIND SOMEWHAT BEWILDERING BECAUSE I HAVE NOT THE ABILITY TO UNDERSTAND OR READ THE FRENCH LANGUAGE. HOWEVER, I AM TOLD THAT THIS IS A HOUSEKEEPING MATTER BRINGING INTO LINE THE APPROPRIATE SECTION, THE FRENCH VERSION OF THE YUKON ACT IN LINE WITH THE SAME STATEMENT IN THE NORTHWEST TERRITORIES ACT. AND I CANNOT COMMENT BEYOND THAT ON THAT SECTION BUT I AM LED TO BELIEVE THAT THIS IS ALSO A HOUSEKEEPING SECTION.

PART 6 IS, OF COURSE, ANOTHER HOUSEKEEPING SECTION IN RELATION TO CHANGES MADE IN PART 4.

PART 7, I HAD A GREAT DEAL OF DIFFICULTY WITH. I LOOKED FOR MOTIVES, I LOOKED AT MANY AREAS FOR CONSIDERATION IN RESPECT TO THIS. IT HAS NOT BECOME ABUNDANTLY CLEAR TO ME BECAUSE IT IS SO OBVIOUS TO ME NOW THAT IN AS MUCH AS THERE IS NO GOVERNMENT OF THE YUKON TERRITORY AS I STATED EARLIER AND I THINK WE ALL AGREE, THERE IS NO LEGAL ENTITY TO HOLD LAND IN THE TERRITORY. SO THE ONLY LEGAL ENTITY WOULD BE THAT IN THE NAME OF THE COMMISSIONER. AND THIS IS INDEED WHAT IT IS DOING. SO THIS I HAVE NO PROBLEM WITH. SO IT BRINGS US BACK TO AND WE'VE TALKED A GREAT DEAL ABOUT THE EXECUTIVE COMMITTEE CONCEPT, I WON'T GO INTO THAT OF ANY LENGTH, AS I SAY, I'M DISAPPOINTED THAT WE DON'T AS YET HAVE ANYTHING WHICH WOULD HAVE THE SEMBLANCE TO RELATE TO A CABINET FORM OF GOVERNMENT, MR. CHAIRMAN. I HAD A FEAR THAT IT MAY BE THAT WITH THE MINISTER DECLARING THAT WE MAY HAVE THREE EXECUTIVE COMMITTEE MEMBERS ELECTED FROM COUNCIL AND APPOINTED BY THE COMMISSIONER TO THE EXECUTIVE COMMITTEE THAT HE MAY WISH TO REMOVE THE FINANCIAL ADVISORY COMMITTEE SECTION. UNFORTUNATELY I DO NOT SEE ANY AMENDMENT WHICH WOULD BRING THIS ABOUT. I THINK IT'S VERY, VERY IMPORTANT THAT THE FINANCIAL ADVISORY PROVISIONS IN THE ACT SHOULD BE LEFT. THAT IS IN SUB-

SECTION 12 OF THE YUKON ACT. I THINK THAT IT BEHOVES THE FEDERAL GOVERNMENT AND THIS IS AT THE GOVERNMENT LEVEL RATHER THAN THE PARLIAMENTARY LEVEL THAT DURING THE COURSE OF COUNCIL, SHOULD THESE AMENDMENTS BE ACCEPTED BY PARLIAMENT TO PROVIDE THIS COUNCIL WITH MORE LEGISLATIVE INDEPENDANCE THAT IS SO THAT THEY MAY HAVE THEIR OWN STAFF, IT MAY HAVE ITS OWN LEGAL ADVISER, ITS OWN CLERK, ITS OWN SERGEANT-AT-ARMS AND FUNCTION UNDER THE DIRECTION OF THE SPEAKER OF THE HOUSE. INDEPENDANT FROM ANY RELATIONSHIP WITH THE OTTAWA ORIENTATED ADMINISTRATION. I THINK IT WOULD MAKE FOR A HEALTHIER POLITICAL CLIMATE IN THE YUKON AND WOULD BE A REAL STEP FORWARD IN OUR LEGISLATURE. CLOSER TO THE REAL MEANING OF LEGISLATURE IN THE PARLIAMENTARY SENSE. I HAD INTENDED ON MAKING COMMENTS ON THE EXECUTIVE COMMITTEE AND HOW THE INFLUENCES OF PARTY POLITICS COULD SEVERELY DAMAGE ANY ATTEMPT MADE TO CONSIDER RESPONSIBLE GOVERNMENT AS BEING EXECUTIVE COMMITTEE CONCEPT. BECAUSE ALREADY WE HAVE THE INTERFERENCE OF TWO GOVERNMENTS

FEDERAL GOVERNMENT AND AN ARM OF THE FEDERAL GOVERNMENT WHICH IS THE ADMINISTRATION THAT WE HAVE IN THE TERRITORY HERE, AND WITH THE INVOLVEMENT, AT LEAST FROM THE VIEW POINT OF AN INDEPENDENT MEMBER OF A POLITICAL PARTY, ALSO TELLING YOU WHAT TO DO AND WHAT NOT TO DO, I THINK YOU CAN SEE HOW THE WHOLE THING WOULD BE ABSOLUTELY DESTROYED AND THROWN IN CHAOS. I WOULD SINCERELY HOPE THAT DOESN'T HAPPEN. AS A MATTER OF FACT, I LISTENED TO AN INTERVIEW WITH THE MINISTER ON C.B.C. WHILE DRIVING TO THIS SESSION AND HE AGREED WITH THE SAME PREMISE, SO I WILL SAY NO MORE THAN THAT.

I WOULD AGREE WITH THE AMENDMENT, MR. CHAIRMAN, WITH THE EXCEPTION OF PART II. NOW PART II MUST BE AMENDED AND I WOULD HOPE THAT A MEMBER OF THE COMMITTEE OR THE MINISTER HIMSELF OR AT HIS DIRECTION WOULD GIVE VERY SERIOUS CONSIDERATION TO AMENDING PART II TO PROVIDE, FOLLOWING THE IMPLEMENTATION OF THE TWELVE MEMBER COUNCIL, THAT ANY FURTHER INCREASES OR DECREASES IN THE SIZE OF THE YUKON LEGISLATIVE COUNCIL BE THE PREROGATIVE OF THE COUNCIL.

I WOULD LIKE TO POINT OUT TO THE EDIFICATION OF MEMBERS AND THE MINISTER OR WHO EVER MAY READ THE SECTIONS OF THIS DEBATE, THAT THE MINISTER HAS UNDER SECTION 20 SUBSECTION 2, STILL THE RIGHT OF CONTROL NOTWITHSTANDING THAT THIS LEGISLATURE IS GIVEN THE RIGHT UNDER THE YUKON ACT TO INCREASE ITS SIZE AND ITS NUMBER OF SEATS. SUBSECTION 20 (2) STATES -

'ANY ORDINANCE MADE AFTER THE COMING INTO FORCE OF THIS SUBSECTION, OR ANY PROVISION OF SUCH ORDINANCE MAY BE DISALLOWED BY THE GOVERNOR-IN-COUNCIL AT ANY TIME WITHIN ONE YEAR AFTER ITS PASSAGE.' THE INCREASE BY THIS COUNCIL COULD ONLY BE DONE BY AN ORDINANCE OR AN ACT, AND THE POWER OF DISALLOWANCE IS CLEARLY THERE. I WOULD THINK THAT POSSIBLY IT MAY HAVE ESCAPED THE ATTENTION OF THOSE WHO HAVE DRAFTED THIS PIECE OF LEGISLATION, BUT I OFFER IT AS A SUGGESTION AND AN ARGUMENT WHY. WE SHOULD IMMEDIATELY BE GIVEN THE RIGHT TO ENLARGE OUR OWN LEGISLATURE.

I WOULD SAY, MR. CHAIRMAN, THAT IN CLOSING, THAT WITH THE EXCEPTION OF SECTION (2) AND WITH THE AMENDMENT TO SECTION 2, I WOULD CLEARLY AND WHOLEHEARTEDLY SUPPORT THE AMENDMENT CONTAINED IN BILL C-9 THAT MY WHOLEHEARTED CONCURRENCE WITH EVERY PART OF THE BILL. I SAY AGAIN, I DON'T FEEL ITS GONE FAR ENOUGH, BUT AS I STATED AT THE, BEFORE THE STANDING COMMITTEE ON MY LAST APPEARANCE BEFORE THEM, THAT WE WOULD CERTAINLY AGREE WITH ANY MEANINGFUL ADVANCES AND AMENDMENTS IN RESPECT OF OUR CONSTITUTIONAL POSITION IN THE YUKON TERRITORY. I AM CONSISTENT IN THAT ENDEAVOUR AND I DO HOPE UPON HOPE, THAT THIS PIECE OF LEGISLATION CAN BE IMPROVED ON BEAUTIFULLY. BUT I DO HOPE THAT WHEN IT DOES GET INTO COMMITTEE AND BEFORE THE COMMONS, THAT IT DOES NOT BE LOST, EITHER WITHDRAWN OR DEFEATED, BECAUSE WE WOULD HAVE LOST A GREAT GREAT GREAT DEAL OF WORK AND EFFORT WOULD HAVE GONE DOWN THE DRAIN IN RELATION TO BRINGING TO THE YUKON A GREATER MEASURE OF ECONOMY. THANK YOU, MR. CHAIRMAN.

I WILL RESUME THE CHAIR.

COUNCILLOR CHAMBERLIST?

MR. CHAMBERLIST: MR. CHAIRMAN, BEFORE I SPEAK ON THE PROPOSED AMENDMENTS TO THE YUKON ACT IN BILL C-9, I WOULD LIKE TO PREFACE THOSE PARTICULAR THOUGHTS I HAVE BY GOING BACK A LITTLE BIT, JUST A SHORT WHILE INTO HISTORY, BECAUSE OF SOME REMARKS THAT HAVE BEEN MADE BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST.

I WANT FIRSTLY, TO CLEARLY INDICATE THAT WHAT I WILL BE SAYING WILL NOT BE BASED ON POLITICAL PARTISANSHIP OR PARTY DISCIPLINE IN ANY MANNER.

THE REASON WHY I WANT TO PREFACE MY REMARKS IN THIS WAY IS BECAUSE I MUST GO BACK TO WHEN THE CONSERVATIVE PARTY IN THE PARLIAMENT OF CANADA

DURING THE YEARS OF THE DIEFENBAKER ADMINISTRATION HAD THE MOST OVERWHELMING MAJORITY OF ANY GOVERNMENT IN THE HISTORY OF CANADA. THEY DID NOT TAKE THE STEPS TO CREATE AMENDMENTS TO THE YUKON ACT WHICH WOULD HAVE PERHAPS AT THIS TIME, BROUGHT FORWARD THE NECESSARY CHANGES THAT THE PEOPLE OF THE YUKON ARE SEEKING TODAY. I SAY THIS BECAUSE ALTHOUGH THEY HAD PASSED AND CHANGED THE ACT TO INCREASE THE MEMBERS OF THE YUKON TERRITORIAL COUNCIL FROM FIVE TO SEVEN AND INSTITUTE AN ADVISORY COMMITTEE OF FINANCE AS A STATUTORY COMMITTEE, NO PROVISION WAS MADE WITHIN THE LEGISLATION TO PROVIDE FOR EXECUTIVE FORM OF GOVERNMENT FOR THE FUTURE. WHEN I READ IN THE HANSARD OF CRITICISMS BY A MEMBER OF PARLIAMENT AND OTHER MEMBERS OF PARLIAMENT OF THIS PARTICULAR PARTY, RELATING TO THOSE SAME AREAS, I FEEL THAT IT IS A PLAY AT PARTY POLITICS AND WE IN THE YUKON ARE GOING TO SUFFER IF THAT TYPE OF PARTY POLITICS IS NOT KEPT OUT OF THIS PARTICULAR DEBATE.

IT IS PLEASANT TO KNOW THAT PEOPLE FROM ALL PARTICULAR AFFILIATIONS HAVE INDICATED THEIR WILLINGNESS TO SUPPORT THROUGH THE PARLIAMENT OF CANADA, CERTAIN CHANGES. THE PARLIAMENT OF CANADA, WHEN THE LAST CHANGES TO THE YUKON ACT WERE MADE, IN MY OPINION, DIDN'T GO FAR ENOUGH THEN. THAT WAS IN 1970. BUT IT WAS INDICATED THAT IT WAS AN EXPERIMENTAL STAGE AND FURTHER BENEFITS WOULD BE CREATED ONCE THAT PARTICULAR EXPERIMENT HAD HAD A FAIR TIME ON CONSIDERATION TO WORK. WELL, IT MAY BE TO SOME THAT IT HAS WORKED. IT APPEARED TO ME FOR A LONG TIME THAT IT COULD WORK, BUT THEN WE HAVE TO DEAL WITH THE PARTICULAR AREAS INVOLVED WHERE IT WAS MADE DIFFICULT TO WORK AND THEN I WILL GET ON THAT PARTICULAR POINT, THEN I WILL BE SPEAKING WHEN I COME TO BILL C-9 ITSELF.

ONE OF THE AREAS THAT I WAS SOMEWHAT SURPRISED TO READ, WAS WHEN THE MINISTER, AND I MUST SAY THIS AND I THINK THIS HAS ALREADY BEEN SAID BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST, THAT THE MINISTER WAS QUITE FORTHRIGHT WITH US WHEN HE CAME HERE. AND I THINK I HAVE MY OWN FEELINGS THAT HE TRIED TO GO MUCH FURTHER THAN HE DID IN PRESENTING THE PROPOSED CHANGES TO PARLIAMENT. I THINK SOMEWHERE ALONG THE LINE, THIS WAS STOPPED AND THE HONOURABLE MEMBER FROM WHITEHORSE WEST HAS ALREADY INDICATED THAT ALTHOUGH EXECUTIVE COUNCILS OF THE YUKON HAVE APPROVED WHAT WAS MOTION 40 AND THEN MOTION 1, AND THAT THE PROGRESSIVE CONSERVATIVE PARTY SUPPORTS THE CHANGES FOR A MORE RESPONSIVE GOVERNMENT, THAT THE N.D.P. HAVE APPROVED THIS, THAT THE YUKON LIBERAL PARTY HAVE APPROVED THIS. WHAT HE DID LEAVE OUT, AND

WHAT I CAN ASSURE AND IS ALSO THE FACT WHICH SURPRISES ME EVEN MORE, IS AT THE LIBERAL NATIONAL CONVENTION BY RESOLUTION MOVED BY MYSELF AND SECONDED BY DAVE ROBERTSON, THE RESOLUTION WAS THAT CANADIAN IDENTITY BE GIVEN TO THE PEOPLE OF THE YUKON IN THE FORM OF FOUR RESPONSIBLE GOVERNMENTS. THIS RESOLUTION WAS ACCEPTED AND SO STRONGLY AND SUPPORT WAS GIVEN SO STRONGLY IN FAVOUR OF IT, THAT WHEN IT CAME TO THE VOTE, ONLY A HANDFULL OF PEOPLE STOOD UP AGAINST, WHEN ALMOST 2,000 PEOPLE STOOD UP IN FAVOUR OF THE MOTION. IT WAS REALLY SOMETHING TO SEE, WHEN THERE WERE APPROXIMATELY A DOZEN CABINET MINISTERS IN THAT MAIN BALLROOM, THE CHATEAU LAURIER AT THE TIME, WHO STOOD UP AND GAVE SUPPORT TO IT, AND THAT MR. PELLETIER AND WARREN ALLMAN, BOTH CABINET MINISTERS, WENT UP TO THE MICROPHONE AND SPOKE IN FAVOUR OF IT, THAT WARREN ALLMAN, THE SOLICITOR-GENERAL OF CANADA, ASKED THE QUEBEC DELEGATION TO SUPPORT IT AND THIS THEY DID. AND THEN TO SEE WHAT WE HAVE BROUGHT FORWARD IS SOMETHING THAT I CANNOT, FOR THE LIFE OF ME, UNDERSTAND. IT APPEARS TO ME THAT THERE IS A CASE OF A SIMILARITY WHERE WE HAVE A STANDING COMMITTEE WHO APPROVED UNANIMOUSLY TO SUPPORT THE PROPOSITION THAT WAS PUT FORWARD.

NOW, FOR SOME REASON, UNKNOWN TO US ALL, THERE IS A WATERED DOWN PROPOSAL BEING BROUGHT FORWARD INTO THE YUKON ACT.

I HAVE OFTEN INDICATED THAT PROBLEMS LIE AT THE FEET OF THE SENIOR HIERARCHY IN THE DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT. QUITE FRANKLY, THIS GIVES ME NO REASON TO CHANGE MY VIEWS ON THIS PARTICULAR SITUATION. I AM ABOUT THE MOST DISAPPOINTED MAN EVER, AS A RESULT OF WHAT I SEE HAS BEEN BROUGHT FORWARD AND HAS BEEN PUT BEFORE PARLIAMENT WHICH PROPOSES THAT THERE HAS BEEN CHANGES OF A GREAT NATURE BEING MADE.

I HAVE SOME SYMPATHY FOR THE MINISTER. I DON'T KNOW WHATS BEHIND IT. I AM SURE IF HE COULD SPEAK, HE WOULD BE ABLE TO SAY. I NOTE THAT THERE WAS REFERENCE TO THE MINISTER SAYING, SO WHAT WE ARE SAYING THAT IN ESSENCE, WE WOULD HAVE ALL THE LEGISLATIVE AND ADMINISTRATIVE PREROGATIVES IF THOSE RESOLUTIONS WERE FOLLOWED THAT WOULD MAKE US, IN A SENSE, THE SAME ANALOGOUS TO A PROVINCIAL LEGISLATURE.

NOW, I DON'T KNOW WHO GAVE HIM THESE WORDS TO SAY, BECAUSE IN A VERY VERY WELL KNOWN, NOW BY THIS COUNCIL, JUDGEMENT, THAT THE HONOURABLE MEMBER FROM WATSON LAKE HAS ALWAYS REFERRED TO,

THERE IS A CLEAR STATEMENT MADE BY THE LATE MR. JUSTICE SISSONS AND THE WORDS THAT WERE USED BY THE MINISTER HAVE BEEN USED IN THE JUDGEMENT AS I READ. I HAVE TO READ A PART OF IT TO INDICATE WHY HE SAID THIS. HE FIRST MADE REFERENCE IN HIS JUDGEMENT TO SECTIONS 23, 24, 25 AND 26 OF THE YUKON ACT. IN HIS ARBITER HE SAID THIS - 'TO UNDERSTAND THE SIGNIFICANCE AND EFFECT OF THESE PROVISIONS AND THE PRESENT CONFUSING MATTER, IT IS NECESSARY TO UNDERSTAND THE POSITION OF THE GOVERNMENT OF THE YUKON TERRITORY.' HE SAID - 'THIS IS NOT THE SAME AS OR ANALOGOUS TO THAT OF A PROVINCE.' NOW HERE YOU HAVE A JUDGEMENT BY A LEARNED JUSTICE WHO WAS VERY WELL RESPECTED AND WHO WAS ONE OF THE EXPERTS ON CONSTITUTIONAL MATTERS FOR THE NORTH, AND HE SAYS QUITE CLEARLY THAT THIS IS NOT THE SAME OR ANALOGOUS TO THAT OF A PROVINCE. THEN WE HAVE THE MINISTER WHO SAYS - 'THAT WOULD MAKE US IN A SENSE THE SAME ANALOGOUS TO A PROVINCE.'

HERE WE HAVE A POLITICAL OPINION. HERE WE HAVE AN OPINION THAT HAS BEEN PLACED BEFORE US BY A JUDGE OF SUPERIOR COURT. ANOTHER JUDGE WHO MAKES HIS VIEWS FELT WITH REFERENCE TO WHAT THE STATUS OF THE YUKON IS. I AM GOING TO READ, MR. CHAIRMAN, PARTS OF A JUDGEMENT GIVEN BY MR. JUSTICE MORROW. ALTHOUGH IT WAS A JUDGEMENT GIVEN IN THE NORTHWEST TERRITORIES, IT WAS RELATIVE TO THE SAME SITUATION AS EXISTS IN THE YUKON. THIS IS A JUDGEMENT BETWEEN THE ROYAL BANK OF CANADA AND JOHN McQUERIES SCOTT AND THE COMMISSIONER OF THE NORTHWEST TERRITORIES. HE SAID - 'BY THE YUKON TERRITORY ACT, 1898, CHAPTER 6, THE YUKON TERRITORY WAS TAKEN OUT OF THE NORTHWEST TERRITORIES AND THEN IN 1905 A MAJOR CONSTITUTIONAL DEVELOPMENT OR CHANGE TOOK PLACE WITH THE FORMATION OF THE PROVINCES OF ALBERTA AND SASKATCHEWAN.' THEN HE GOES ON TO SPEAK ABOUT THE NEW NORTHWEST TERRITORIES. "IN THE NEW NORTHWEST TERRITORIES ACT, THE DESIGNATION OF LIEUTENANT-GOVERNOR DISAPPEARS FROM THE LEGISLATION. SECTION 3 OF THE NEW ACT MAKES PROVISIONS FOR THE APPOINTMENT OF THE CHIEF EXECUTIVE OFFICER, THIS THE COMMISSIONER OF THE NORTHWEST TERRITORIES." WHETHER THIS WAS A DELIBERATE STEP TO DEMARK THE DIFFERENCE BETWEEN SELF GOVERNING PROVINCES WHICH HAD JUST EMERGED TO WHAT IS REFERRED TO AS SOUTHERN CANADA AND THAT VAST AREA TO THE NORTH, IS NOT KNOWN. FROM THIS TIME ON, HOWEVER, EXCEPT FOR CHANGES IN THE NUMBERS OF THE COUNCIL AND IN THE NUMBERS WHO ARE ELECTED, AND I WILL INTERJECT HERE TO SHOW THAT WE ARE DEALING WITH A RELATIVELY SAME SITUATION, THERE HAS BEEN NO

SERIOUS LEGAL CHANGE IN THE MANNER OF GOVERNMENT IN THE NORTHWEST TERRITORIES. I WOULD SUGGEST THAT WHEN WE CONSIDER BILL C-9, THE INCREASE OF A NUMBER OF COUNCILLORS, AGAIN, IS NO SERIOUS LEGAL CHANGE, IN THE MANNER OF GOVERNMENT IN THE YUKON.

HE WENT ON TO SAY HERE OF COURSE, REFERENCE IS BEING MADE TO THE GOVERNMENT IN THE LEGAL SENSE RATHER THAN TO GOVERNMENT IN A DEFECTO POLITICAL SENSE. ONE CAN INTERPRET THAT THAT ADMINISTRATION HAS A LEGAL GOVERNMENTAL CONNOTATION, BUT IT IS CERTAINLY THE GOVERNMENT OF THE YUKON, WHILE THE GOVERNMENT OF THE NORTHWEST TERRITORIES ARE NOT GOVERNMENTS IN THE POLITICAL SENSE AS WE RECOGNIZE GOVERNMENTS IN PROVINCES.

THE JUDGE WENT ON TO INDICATE BY SECTION 4 OF THE 1906 STATUTE, THE EXECUTIVE POWERS VESTED PREVIOUSLY IN THE LIEUTENANT-GOVERNOR AS OF AUGUST 31ST, 1905 BECAME VESTED IN THE COMMISSIONER AND THE WORDS WERE CHANGED TO READ - 'AND THE COMMISSIONER SHALL ADMINISTER THE GOVERNMENT OF THE TERRITORIES AND INSTRUCT INSTRUCTIONS FROM TIME TO TIME GIVEN HIM BY THE GOVERNOR-IN-COUNCIL OR THE MINISTER,' THOSE WORDS ARE EXACTLY THE SAME WORDS THAT WE HAVE IN THE YUKON ACT,

HE FURTHER WENT ON TO SAY, AGAIN BY SECTION 4 IS FOUND THE COMMISSIONER SHALL ADMINISTER THE GOVERNMENT OF THE TERRITORIES UNDER INSTRUCTION FROM TIME TO TIME GIVEN BY THE GOVERNOR-IN-COUNCIL OR THE MINISTER. HE WENT ON TO SAY THIS IT IS NOT AS IF IT IS A JUDGEMENT OF A LONG WAY BACK. IT BRINGS UP TODATE THE EXISTING SITUATION OF THE POLITICAL LIFE OF THE POEPL IN THE YUKON AND LIKEWISE IN THE NORTHWEST TERRITORIES, HE SAID "DOWN TO 1905, THE GENERAL INTENT WOULD APPEAR TO BE TO ADMINISTER THE TERRITORIES PRETTY MUCH AS A COLONY, WITH THE DOMINION GOVERNMENT REMAINING THE DOMINANT AUTHORITY AND ADMINISTERING THROUGH A LIEUTENANT-GOVERNOR, JUST AS THE IMPERIAL GOVERNMENT. THAT IS UP TO 1905. I WILL COMPLETE - JUST AS THE IMPERIAL GOVERNMENT WOULD GOVERN A COLONY."

AFTER THE MORE POPULACE AREAS WERE FORMED INTO SELF-GOVERNING PROVINCES, THE CONTROL AND DIRECTION FROM OTTAWA OF THE REMNANT DID NOT DIMINISH. HE WENT ON TO SAY THIS, AND I HAVE UNDERLINED THESE WORDS BECAUSE I THINK IT IS VERY IMPORTANT. HE WENT ON TO SAY - 'SUBSTITUTING A COMMISSIONER FOR THE LIEUTENANT-

GOVERNOR SEEMED TO INDICATE A CHANGE FROM COLONIAL STATUS TO ONE MORE AKIN TO A MERE DEPARTMENT OF THE FEDERAL GOVERNMENT.' THIS IS WHY, MR. CHAIRMAN, I ATTEMPTED TO OBTAIN FROM THE COMMISSIONER, DURING A QUESTION PERIOD, *WHETHER INDEED HE RECOGNIZED THAT THE YUKON TERRITORIAL ADMINISTRATION WAS IN FACT AN AGENCY OF THE FEDERAL GOVERNMENT, WHICH OBVIOUSLY FROM A JUDGEMENT OF A COURT, WHICH HAS NOT BEEN APPEALED AND NOT BEEN OVERRULED, STILL APPEARS TO EXIST.

MR. CHAMBERLIST: I REPEAT THAT; SEEM TO INDICATE THE CHANGE FROM COLONIAL STATUS AKIN TO ONE MORE DEPARTMENT OF THE FEDERAL GOVERNMENT. HE WENT ON TO SAY, "THIS IS THE WAY IT HAS CONTINUED TO THE PRESENT DATE." HE GIVES AS A NOTATION FOR A COURT REFERENCE FOR THE TERRITORIES BEING REFERRED TO A COLONY. SEE THE REMARKS OF WALBRIDGE, CHIEF JUSTICE FOUND ON PAGE 11 OF THE QUEEN VERSUS THE COLONY OF 1885. WE HAVE THEN A SITUATION THAT HAS DEVELOPED WHICH BRINGS US TO SAY WHERE HAVE WE GONE? HAVE WE INCREASED OVER THE LAST 75 YEARS OUR FUNCTIONS TOWARDS SELF-REPOSIBLE GOVERNMENT? I SAY, NO, BECAUSE IT IS NOT WRITTEN IN LEGISLATIVE FORM. ON PAGE 19 OF THIS TYPE-WRITTEN JUDGEMENT, HE SAID, I AM REFERRING TO JUSTICE MORROW AGAIN, "THE GOVERNING LEGILSATION MAKES IT CLEAR THAT THE EMPLOYEES OR SERVANTS OF THE TERRITORIAL GOVERNMENT ARE NOT THE EMPLOYEES OR SERVANTS OF THE COMMITTEE, ALTHOUGH HE MAY HIRE THEM AND MUST PAY THEM, BUT OF HER MAJESTY. THE COMMISSIONER AS EXECUTIVE OFFICER IS NOT THE HEAD OF A STATE OR GOVERNMENT INDEPENDENT OF HER MAJESTY. BUT THE INSTRUMENT ONLY FOR RELAYING OR CARRYING OUR INSTRUCTIONS THAT MAY COME FROM HER MAJESTY THE CANADIAN GOVERNMENT OR TO HIM THROUGH THE ORDINANCES PASSED BY THE TERRITORIAL COUNCIL." THE CONCERN THAT I AM BRINGING FORWARD NOW IS THE CONCERN THAT SHOULD BE FELT IN APPROVING WITHOUT STRONG REPRESENTATIONS TO THE CONTRARY THE SUPPOSITIONS THAT HAVE BEEN PLACED FORWARD BY THE MINISTER TO THE FEDERAL PARLIAMENT, I CAN ONLY SAY AGAIN, A FURTHER REMARK MADE BY MR. JUSTICE MORROW. HE SAYS THIS, "ALTHOUGH THE GOVERNMENT AS PRESENTLY CONSTITUTED, MAY GIVE THE APPEARANCE OF A PROVINCE AND THE COMMISSIONER IN COUNCIL MAY APPEAR TO HAVE MUCH THE SAME POWERS TO LEGISLATE AS ARE TO BE FOUND ENUMERATED IN SECTION 92 OF THE BRITISH NORTH AMERICA ACT THE OVERRIDING PHRASE SUBJECT TO THE PROVISIONS OF THIS ACT AND ANY OTHER ACT OF THE PARLIAMENT OF CANADA MUST IN LAW HAVE THE EFFECT OF MAINTAINING IT IN A SUBORDINATE POSITION TO THE PARLIAMENT OF CANADA OR IN THE CONDITION OF

AN INFANT COLONY." HERE ARE TWO JUDGEMENTS BY TWO VERY WELL-RESPECTED JUSTICES OF OUR NORTHERN COURTS. SO CLEAR IN DEFINING ARE THE SORTS OF THESE JUSTICES THAT I WOULD THINK IT WOULD BE IMPROPER FOR THIS COUNCIL TO TURN THEIR EYES AWAY FROM WHAT HAS BEEN READ IN REGARDS TO THIS MATTER.

IN THE NOTES THAT WERE GIVEN BY THE MINISTER, AND ON PAGE 4 OF THE COPY OF THOSE NOTES THAT WERE SENT OUT TO US ON MARCH 18TH, HE SAYS IN THE THIRD PARAGRAPH, IN THE MIDDLE OF THAT THIRD PARAGRAPH, "I ARRANGED WITH THE COMMISSIONER OF THE YUKON TO ESTABLISH THE EXECUTIVE COMMITTEE TO ADVISE HIM IN HIS DUTIES ON THE RECOMMENDATION OF THE WHOLE LEGISLATIVE COUNCIL." AS YOU KNOW, I ASKED A QUESTION OF THE COMMISSIONER THE OTHER DAY, WHICH THE ANSWER WAS NOT FORTHCOMING, WHERE DID HE OBTAIN THE AUTHORITY TO ISSUE AN ORDER TO HIMSELF SIGNED BY HIMSELF TO GIVE HIM THE POWER OF DIRECTION AND MANAGEMENT OVER THE ELECTED MEMBERS OF THE EXECUTIVE COMMITTEE? HE HAS REFUSED TO ANSWER THAT QUESTION. I HAVE BEEN ADVISED BY THE MINISTER THAT THIS CERTAINLY WAS NOT THE INTENT. I HAVE ASKED THE COMMISSIONER TO PRODUCE THE AUTHORITY THAT GAVE IT TO HIM AND I AM GOING TO START WORRYING HIM FROM TOMORROW ON TO GET THAT AUTHORITY PRODUCED BECAUSE HE HAS ACTED OUTSIDE WHAT WAS THE INTENT OF THE MINISTER WHEN HE HAD BROUGHT THESE CHANGES FORWARD.

YOU MIGHT ASK WHY DO I INTERJECT WITH THAT PARTICULAR ARGUMENT HERE. IT IS BECAUSE IT IS NOT SPELLED OUT IN THE LEGISLATION ABOUT THE EXECUTIVE COMMITTEE. THEREFORE, HERE WE HAVE A CASE OF AN APPOINTED PERSON USURPING, ABUSING THE LAWS THAT HAVE BEEN PUT BEFORE PARLIAMENT ALREADY AND WHAT PROTECTION HAVE WE GOT THAT THIS WILL NOT OCCUR IN THE FUTURE.

I THINK WE COULD ALSO NOW MAKE REFERENCE TO FURTHER REMARKS THAT HE HAS MADE IN HIS NOTES. HE SAID WORDS TO THE EFFECT THAT "TO FULFILL MY GOVERNMENT'S COMMITMENT TO PROVIDE FOR THE FURTHER EVOLUTION OF SELF-GOVERNMENT IN THE TERRITORY AND TO MEET THE NEEDS OF THE PEOPLE OF THE TERRITORIES FOR MORE CONTROL OVER THEIR AFFAIRS TO HAVE MORE SAY IN THE DECISIONS THAT EFFECT THEM." I QUITE FRANKLY, CANNOT SEE HOW A MERE INCREASE IN THE NUMBER OF TERRITORIAL COUNCILLORS ARE GOING TO PROVIDE FOR FURTHER EVOLUTION OF SELF-GOVERNMENT IN THE TERRITORY. ALL IT IS DOING IS INCREASING THE NUMBER OF PEOPLE AROUND THIS COUNCIL TABLE WITH NO ADDITIONAL POWER GIVEN TO THEM BECAUSE OF THE LACK

OF EXECUTIVE CONTROL THAT STILL RESIDES IN THE HANDS OF THE APPOINTED COMMISSIONER.

MR. CHAIRMAN, I AM GOING TO REFER TO SOME SECTIONS OF THE YUKON ACT AS I DEAL WITH BILL C-9 BECAUSE I WOULD LIKE TO INDICATE WHAT MY THOUGHTS ARE OF WHAT COULD HAVE AND SHOULD HAVE BEEN IN THE PROPOSED AMENDMENTS. TO ME THE FIRST THING WHICH IS NOT IN THE PRESENT ACT AND COULD HAVE BEEN PUT IN THE PRESENT ACT IS THE WHOLE PRINCIPLE OF THE EXECUTIVE COMMITTEE. NOW THE MINISTER HAS SAID, THERE IS NO REASON FOR THIS TO GO INTO THE ACT, INTO THE LEGISLATION BECAUSE THERE IS NO PROVISION FOR ANYTHING LIKE THAT IN ANY OF THE PROVINCIAL JURISDICTIONS AND INDEED IN THE FEDERAL JURISDICTIONS AND THE BRITISH NORTH AMERICA ACT. I SAY, RIGHT HE IS. BUT IT HAS ALREADY BEEN INDICATED BY OTHER PEOPLE THAT HAVE SPOKEN TODAY, MR. CHAIRMAN, THAT THE PROVINCIAL JURISDICTION AND THE JURISDICTION OF THE PARLIAMENT OF CANADA HAVE ALL ELECTED PEOPLE WHO ARE CHOSEN, FIRSTLY CHOSEN A LEADER OF THE MAJORITY ON THAT PARTICULAR JURISDICTION IS CHOSEN BY THE ELECTED MEMBERS AND THEN HE, IN TURN, CHOOSES FROM AMONGST THEM PEOPLE TO SERVE IN A CABINET CAPACITY IN HIS CABINET. CERTAINLY THERE CAN BE NO ANALOGY BETWEEN AN EXECUTIVE COMMITTEE AS WE UNDERSTAND IT AND AS WE HAVE IT OPERATING NOW, WITH THE APPOINTED AND ELECTED TOGETHER TO A PROVINCIAL CABINET WHICH IS AN EXECUTIVE COUNCIL THAT EXISTS AS IT EXISTS NOW IN THE OTHER JURISDICTIONS. ONE CANNOT JUST SAY THESE ARE BOTH SIMILAR IN SUCH A WAY THAT WE DO NOT HAVE TO MAKE ANY REFERENCE TO IT IN THE LEGISLATION KNOWN AS THE YUKON ACT. I THINK THIS A GREAT ERROR BECAUSE AS THE MINISTER HAS INDICATED, HE MAY NOT BE MINISTER NEXT YEAR. THERE MIGHT BE A CHANGE OF GOVERNMENT, A CHANGE OF ADMINISTRATION WITH DIFFERENT POLITICAL PHILOSOPHIES. AND IF THIS HAPPENS, WHATEVER THE MINISTER OF THE DAY DECIDES, CAN BE CHANGED BUT WHEN IT IS ENSHRINED WITHIN THE LEGISLATION AT LEAST THERE IS AN OPPORTUNITY FOR PARLIAMENT TO SAY, YES OR NO TO CHANGE IT IN LEGISLATION. I FEEL STRONGLY THAT IT IS A GRAVE ERROR TOWARDS A MEASURE OF RESPONSIBLE GOVERNMENT THAT THE REFERENCE TO THE EXECUTIVE COMMITTEE IN PROPOSED CHANGES HAS BEEN LEFT COMPLETELY OUT OF THE LEGISLATION THAT HAS BEEN PROPOSED.

SECTION 3 OF THE YUKON ACT MAKES PROVISION FOR THE GOVERNOR IN COUNCIL TO APPOINT A CHIEF EXECUTIVE OFFICER TO BE STYLED AND KNOWN AS THE COMMISSIONER OF THE YUKON TERRITORY. MR. WALLY FIRTH, M.P. FOR THE NORTHWEST TERRITORIES, HAS

VERY SUSENTLY DECLARED WHAT HIS ATTITUDE TOWARD THAT IS WHEN IT IS RELATED TO THE NORTHWEST TERRITORIES. I CANNOT BUT HELP AGREE WITH WHAT HE HAD TO SAY. AS A MATTER OF FACT, THIS WAS ALSO ECHOED BY, AND TO SOME EXTENT, BY A MEMBER FOR THE CONSERVATIVE PARTY. I THINK I WOULD FIRSTLY, BEFORE I GO ON TO MR. FIRTH, I WOULD LIKE TO SAY ONE AREA THAT I AGREE WITH WHOLEHEARTEDLY WITH SOME REMARKS MADE BY MISS FLORA MACDONALD, MEMBER OF PARLIAMENT FOR KINGSTON AND THE ISLANDS. SHE SAID IF WE LOOK AT THE IDEA OF THE EXECUTIVE COMMITTEE WITH DEPARTMENT HEADS TO BE CHOSEN FROM ELECTED REPRESENTATIVES IT WOULD APPEAR THAT ALL THESE DEPARTMENT HEADS WILL BE IN A DANGEROUS POSITION. THE ELECTED PEOPLE WILL BE RESPONSIBLE TO THOSE WHO ELECTED THEM. BUT THE COMMISSIONER HAD HIS STAFF WILL BE IN THE POSITION TO UNDERMINE THE ELECTED REPRESENTATIVES IF THEY SHOULD SO CHOOSE. HOW TRUE DO I KNOW THAT THAT EXISTED. I DON'T UNDERSTAND WHY MR. COMMISSIONER HAS LEFT. I WANTED TO HEAR, I WANTED TO LET HIM HEAR EXACTLY WHAT I HAD TO SAY, BUT, OF COURSE, HE DOESN'T WANT TO HEAR SOME THINGS. HOW TRUE IT IS THAT THIS POSITION HAS DEVELOPED. IT IS A REAL SITUATION THAT CAN'T CONTINUE TO DEVELOP. MR. FIRTH SAID SPECIFICALLY DEALING WITH WHAT WE SAY AND WHAT IS IN THE YUKON ACT #3 THAT THE GOVERNMENT IN COUNCIL MAY APPOINT FOR THE TERRITORY, A CHIEF EXECUTIVE OFFICER TO BE STYLED AND KNOWN AS THE COMMISSIONER. HE SAID THIS, "ONE SOLUTION TO THIS PROBLEM THAT SHOULD BE CONSIDERED AND CONSIDERED SERIOUSLY IS TO HAVE AN ELECTED PERSON REPLACE THE COMMISSIONER, SOMETHING LIKE TO THE MAYOR AND TOWN COUNCIL SYSTEM. THE HEAD OF THE ADMINISTRATION WOULD THEN BE ANSWERABLE TO THE FULLY ELECTED BODY. THIS COUNCIL WOULD BE ANSWERABLE TO THE POWER AND HAVE THE POWER TO FIRE, IF NEED BE, THE HEAD OF THE ADMINISTRATION. IN THIS WAY, AT LEAST, THE MAN AT THE TOP WOULD BE RESPONSIBLE TO THE PEOPLE OF THE NORTHWEST TERRITORIES." ALTHOUGH I DON'T GO FULLY WITH HIS IDEAS, CERTAINLY THE COMMISSIONER SHOULD BE AN APPOINTED PERSON, AN ELECTED PERSON SO THAT HE HAS TO, FOR HIS ERRORS, FOR HIS IMPROPER ACTIONS, HAS TO FACE THE PUBLIC AND THE PUBLIC HAVE TO BE ABLE TO TREAT HIM IN THE MANNER THAT THE SITUATION DESERVES. HE WENT ON TO SAY, "UNTIL THE PRESENT POSITION OF COMMISSIONER COMES UNDER THE INFLUENCE OF THE ELECTORATE, THE STIGMA OF COLONIALISM WILL CONTINUE. THIS DOES NOT MEAN THAT WE ARE ASKING FOR, OR READY FOR, FULL PROVINCIAL STATUS. BUT IT WOULD BE A BIG STEP FORWARD IN THE DEVELOPMENT OF SELF-GOVERNMENT FOR THE NORTHWEST TERRITORIES." THERE IS MUCH MERIT IN WHAT HAS

BEEN SAID AND I AM IN FAVOUR OF SEEING THE POSITION OF THE COMMISSIONER AN ELECTED POSITION. HERE IS A SITUATION WHERE THERE DOESN'T HAVE TO BE ANY CHANGES TO THE YUKON ACT MADE IN THIS AREA BECAUSE THE GOVERNOR IN COUNCIL MAY APPOINT. WHAT CAN BE SAID IS THIS, THAT HE WILL APPOINT HIM WHEN THE PERSON HAS BEEN ELECTED. BUT IT DOESN'T SAY THAT HE HAS TO APPOINT SOMEBODY WHO IS NOT AN ELECTED PERSON. AS A MATTER OF FACT, AN ELECTED PERSON CAN BE APPOINTED. THERE IS NO REASON WHY OUT OF THE ELECTED MEMBERS, A MEMBER IS SUGGESTED TO THE GOVERNOR-GENERAL FOR APPOINTMENT TO POSITION OF COMMISSIONER IF WE ARE NOT GOING FOR PROVINCIAL STATUS I WOULD NEVER SAY THAT WE SHOULD TAKE PROVINCIAL STATUS NOW. I'VE ALWAYS ASKED FOR A TIMETABLE WHEN THE PROVINCIAL STATUS SHOULD COME. THAT IS MY FEELING ON THAT POINT. IN SECTION 5, THE SAME THING APPLIES TO THAT OF THE ADMINISTATOR. WHY IN HEAVEN'S NAME, DID SOMEBODY WHO COMES WITH TWO SUITCASES TO THE YUKON CONTROL THE EVERYDAY LIFE OF THE PEOPLE OF THE YUKON? AND BEEN DOING SO FOR A WHOLE YEAR. WHY? HE CAN INFLUENCE PEOPLE IN THE GOVERNMENT OF THE YUKON TERRITORY IN SUCH A WAY THAT IT CAN INTERFERE WITH THE LIVELIHOOD OF PEOPLE OF THE YUKON, THAT HE CAN INTERFERE WITH THE EVERYDAY OPERATIONS OF THE PUBLIC SERVICE, THAT, INDEED, HAS THE CONTROL, PRACTICALLY, OF THE LIVELIHOOD OF THE PUBLIC SERVICE, AND WE HAVE NO WAY THAT WE CAN INTERFERE WITH HIM. WE HAVE ALSO A THIRD APPOINTED PERSON. WHY CAN'T ALL OF THESE APPOINTED PERSONS BE GIVEN TO ELECTED PERSONS WHO OBVIOUSLY HAVE RECEIVED A MAJORITY OF VOTES IN THEIR PARTICULAR CONSTITUENCIES. OTHERWISE, THEY WOULDN'T BE SITTING IN THE HOUSE BECAUSE WE HAVE THE POSITION, AS I HAVE SAID, THAT WE NOW HAVE THREE UNTOUCHABLES. NONE OF THE PUBLIC CAN TOUCH THEM. THERE IS NO WAY THAT THE PUBLIC CAN GO FORWARD AND ATTACK THE ACTIONS OF THE APPOINTED PEOPLE FROM THE MANNER IN WHICH THEY HAVE BEEN GUILTY OF THE MISADMINISTRATION AND MAL-ADMINISTRATION OF THE TERRITORY'S AFFAIRS. THESE ARE CHANGES THAT CAN BE DONE. THEY CAN BE MADE. I SEE NO REASON WHY THEY HAVEN'T BEEN DEALT WITH. BY THE SAME TOKEN, UNDER SECTION 7 OF THE YUKON ACT AS IT EXISTS, THEN THE SALARY OF THE COMMISSIONER AND THE ADMINISTRATOR WOULD, INSTEAD OF BEING SET BY THE GOVERNOR IN COUNCIL, CAN BE PAID OUT OF THE YUKON CONSOLIDATED REVENUE FUND AND IF THEY DON'T DO THEIR JOB PROPERLY, THE COUNCIL, WHEN IT DEALS WITH THE FINANCES CAN REDUCE THAT WAGE SALARY TO \$1.00 AND THIS WAY YOU GET RID OF PEOPLE THAT YOU WANT TO GET OUT OF THE POSITIONS. WE HAVEN'T EVEN GOT THE POWER TO RE-

DUCE THEIR PAY TO \$1.00 BECAUSE THEY GET PAID DIRECTLY FROM THE FEDERAL GOVERNMENT AND WE HAVE NO INFLUENCE AT ALL IN THAT PARTICULAR AREA.

THEN, WE COME TO SECTION 9 WHICH HAS ALREADY BEEN ...

MR. CHAIRMAN: I SHOULD ADVISE THE HONOURABLE MEMBER THAT HIS TIME HAS EXPIRED. IS IT THE WISH OF THE COMMITTEE THAT HE CONTINUE?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: PROCEED.

MR. CHAMBERLIST: THANK YOU, MR. CHAIRMAN. NOW WE COME TO SECTION 9, MR. CHAIRMAN. WHAT REALLY BOTHERS ME IN THIS SECTION 9 THE CHANGES THAT HAVE BEEN MADE, IS THAT THERE IS A DEFINITION THERE. THE DEFINITION BEING, "MEMBERS OF THIS COUNCIL SHALL BE ELECTED TO REPRESENT SUCH ELECTORIAL DISTRICTS IN THE TERRITORY AS ARE NAMED AND DESCRIBED BY THE COMMISSIONER IN COUNCIL." THERE IS NO PROVISION FOR EXPANSION OF THE CONSTITUENCIES WITHOUT HAVING TO GO TO ANOTHER APPOINTMENT. IT MAY BE AS A RESULT OF SOMETHING HAPPENING IN A YEAR OR TWO YEARS, ALREADY, WE HAVE GOT INTO THE NUMBERS GAME OF THE 5,000 OR SO ADDITIONAL VOTERS THAT WOULD SOME HOW OR OTHER, IT SEEMS TO ME THAT IT WOULD BE FAR PREFERABLE IF THE DECISION AS TO HOW MANY MEMBERS THERE SHOULD BE. FOR INSTANCE, I WOULD MUCH PREFER TO SEE THAT THE COUNCIL SHOULD CONSIST OF NO LESS THAN TWELVE MEMBERS AND THAT THE EXPANSION TAKES PLACE BY THE COUNCIL WHEN IT RECOGNIZES THE NEED. AS THE HONOURABLE MEMBER FROM WHITEHORSE WEST HAS SAID, IF THESE PEOPLE IN OTTAWA THINK THAT EACH AND EVERY ONE OF US HERE AND ANY FUTURE MEMBERS THAT WILL BE COMING TO THE COUNCIL TABLE, PERHAPS OTHERS THAT WILL REPLACE US AT THE COUNCIL TABLE, HAVEN'T GOT THE CONSIDERATION, THE CONSIDERABLE UNDERSTANDING TO BRING IN EXTRA MEMBERS WHEN IT IS NECESSARY, THEN REALLY THEY ARE SUFFERING FROM SOME SORT OF STATE OF MIND. BECAUSE THE PEOPLE HERE, WE ARGUE AND FIGHT WITH EACH OTHER AND WE ENTER INTO LEGISLATIVE FISTICUFFS. THE PEOPLE OF THE YUKON WHO HAVE BEEN CONTINUALLY BEING ELECTED TO VARIOUS BODIES OF ELECTED POSITIONS HAVE GOT THE CAPABILITIES OF DECIDING WHAT IS GOOD FOR THEMSELVES AND FOR THE AREAS OF ADMINISTRATIVE AND LEGISLATIVE GOVERNMENT.

I THINK THAT THE MINISTER, WHEN HE BRINGS THIS

FORWARD, PROBABLY IS THINKING IN TERMS OF DOING SOMETHING THAT IS RIGHT. I DON'T THINK HE WOULD RAISE MUCH OBJECTION IF WE ASK FOR THAT SPECIFIC CHANGE TO BE MADE. I'M SURE HE WOULDN'T RAISE OBJECTION TO THAT. I THINK THAT WOULD BE EASY TO OVERCOME.

I WOULD LIKE TO SPEAK ABOUT SECTION 11. FOR INSTANCE, SECTION 11 IS ONE OF THE AREAS WHERE THE COMMISSIONER, AND THIS IS WHY I'M SO OPPOSED TO THE STATUS OF THE COMMISSIONER TODAY, IS THAT THE COMMISSIONER SHALL CONVENE THE SESSION OF COUNCIL. HERE YOU HAVE A PUBLIC SERVANT DIRECTING THE ELECTED PEOPLE, WHEN THEY CAN SIT AND WHEN THEY CAN'T SIT. THIS IS SOMETHING THAT I HAVEN'T BEEN ABLE TO STOMACH FOR YEARS, BECAUSE IT OPPOSES EVERY PRINCIPLE OF DEMOCRATIC GOVERNMENT THAT THE PARLIAMENT IS CALLED TOGETHER, AND LEGISLATURE IS CALLED TOGETHER, BY THE POLITICAL PERSON WHO IS IN CHARGE OF THE MAJORITY OF THE LEGISLATIVE BODY, AND THAT'S WHERE THE DIRECTION AS TO WHEN COUNCIL SHOULD CONVENE. I DON'T UNDERSTAND AGAIN WHY THE MINISTER HASN'T TAKEN A LOOK AT A SIMPLE ITEM LIKE THAT. HE SAYS ON ONE HAND, I WANT TO GIVE PEOPLE, THE ELECTED PEOPLE OF THE TERRITORIAL COUNCIL CONTROL OVER THEIR OWN AFFAIRS. I WILL HAVE AN ELECTED EXECUTIVE COMMITTEE. HE WILL NOT PUT IT IN THE LEGISLATION AND YET MAINTAINS THAT AN APPOINTED PERSON, SUCH AS THE COMMISSIONER, CAN CALL PARLIAMENT TOGETHER.

IT HAS BEEN SHOWN ALREADY THAT THE COMMISSIONER CONVENES COUNCIL FOR HIS CONVENIENCE, NOT FOR THE BUSINESS OF THE PUBLIC. THIS IS WHERE IT HAS TO BE CORRECTED.

I AM SO SORRY, I MUST INTERJECT MR. CHAIRMAN, THAT MR. COMMISSIONER IS NOT HERE TO LISTEN TO THIS DEBATE. I ALWAYS UNDERSTOOD THAT HE WAS SO INTERESTED IN RESPONSIBLE GOVERNMENT BUT HE HAS LEFT THE DEBATE, BECAUSE HE JUST DOESN'T WANT TO HEAR CRITICISMS AGAINST THE OFFICE OF COMMISSIONER.

THE HONOURABLE MEMBER FROM WATSON LAKE BROUGHT UP A VERY VERY VALUABLE POINT WHEN HE MADE REFERENCE TO SECTION 22.

IT'S QUITE RIGHT THAT EVEN THOUGH WE HAVE AN INCREASE TO TWELVE OR WHATEVER MAY BE DECIDED. WE HAVEN'T GONE ONE STEP FORWARD BECAUSE ANYTHING THAT IS GOING TO BE DECIDED ON CAN BE WIPED OUT. IT CAN BE WIPED OUT SIMPLY IN THE SAME MANNER THAT THE, EVEN WHILE I WAS ON THE EXECUTIVE COMMITTEE AND BOTH COUNCILLOR WATSON AND MYSELF WERE QUITE ANNOYED WITH IT AT THE TIME, THAT WE PASSED A PIECE OF LEGISLATION ON LABOUR AND WHAT HAPPENS TO IT? THE HOUSE PASSES IT, THE COMMISSIONER IS ASKED TO GIVE

ASSENT TO IT, THE COMMISSIONER REFUSED TO GIVE ASSENT TO IT, UPON THE INSTRUCTIONS OF NORTHERN AFFAIRS, OR INDIAN AFFAIRS AND NORTHERN DEVELOPMENT. IT'S UNDER THAT SECTION THAT THAT HAPPENS. THAT IS A DANGEROUS SECTION TO ALLOW TO REMAIN IN THERE AND NO CONSIDERATION HAS BEEN GIVEN TO ITS REMOVAL.

I THINK THAT WE HAVE MADE IT CLEAR THAT THERE ARE JUST SUCH A LACK OF AMENDMENTS TO AMEND THE YUKON ACT IN HERE. THAT ALL WE CAN SAY UP TO THIS STAGE IS THAT WHAT HAS BEEN PROPOSED IS NOTHING MORE THAN AN INCREASE IN THE NUMBER OF SEATS OF COUNCILLORS. ALL THE OTHER THINGS THAT WERE ASKED FOR WHICH WERE LEGITIMATE AREAS IN MOTION NO. 40 OF 66 OR MOTION NO. 1 OF 68 HAVE BEEN LEGATED AND LEFT TO DIE. IF WE GET CHANGES AT THE SPEED OF WHAT WE ARE GETTING THEM NOW, MY GREAT GREAT GRANDCHILD, I'M SURE, WILL BE ABLE TO VIEW THE CHANGES IN THIS HOUSE AND PROBABLY STANDING IN THE SAME POSITION WITH THE SAME STRONG VOICE ASKING FOR CHANGES AGAIN. BECAUSE I JUST CAN'T UNDERSTAND WHY THESE CHANGES ARE NOT BEING MADE.

I WOULD LIKE TO MAKE SOME REFERENCE TO THE CHANGES THAT HAVE BEEN SUGGESTED. THIS IS SECTION 46, I BELIEVE IT IS OF THE YUKON ACT. I DON'T KNOW WHETHER THERE HAS BEEN AN ERROR MADE BUT UNDER THE TERRITORIAL LANDS ACT THERE COMES A CONFLICT. FIRSTLY, I WOULD SAY THIS. I KNOW IT IS AS A RESULT OF CERTAIN ENQUIRIES THAT I HAD MADE THAT THEY FOUND THERE WAS A BIG HOLE IN SECTION 46 BECAUSE THE COMMISSIONER HAS BEEN CANCELLING FEDERAL LEASES WITHOUT THE POWER TO DO IT, BECAUSE THE SECTION DEALING WITH LANDS SHOW QUITE CLEARLY UNDER THE EXISTING ACT, SECTION 46, AS IT READS NOW. READS AS FOLLOWS - 'LANDS REQUIRED BEFORE OR AFTER THE 1ST DAY OF APRIL 95 WITH TERRITORIAL FUNDS - AND THERE IS ONE WORD PUT IN - ON - BECAUSE IT'S THE PARTICULAR DAY WAS LEFT OUT SO THAT THE DAYS BEFORE SOMETHING HAPPENS AND THE DAY AFTER, IF ANYBODY HAD AN AGREEMENT UNDER THE PARTICULAR DAY, THERE WAS NO WAY TO DEAL WITH IT. SO THATS NO PROBLEM THERE. NOW, IN 46 (c) IT SAYS - PUBLIC LANDS THE ADMINISTRATION OF WHICH HAS BEFORE OR AFTER THE 1ST DAY OF APRIL 1955 BEEN TRANSFERRED BY THE GOVERNOR-IN-COUNCIL TO THE TERRITORY. NOW, THEY HAVE AMENDED IT TO SAY - BE TRANSFERRED BY THE GOVERNOR-IN-COUNCIL TO THE COMMISSIONER. NOW THE COMMISSIONER HAS BEEN CANCELLING LEASES OF FEDERAL LANDS BY NOTIFICATION WHEN IT WASN'T HIS LAND TO TRANSFER, BECAUSE THE LANDS WERE TRANSFERRED TO THE TERRITORY AND NOT TO HIM.

SO, WE FIND THAT THE SAME THING OCCURS LATER ON IN THAT AREIGNMENT. NOW CAN THEY MAKE THIS AMENDMENT? THE APPLICATION UNDER THE TERRITORIAL LANDS ACT AND THEY HAVEN'T TAKEN NOTICE OF IT, AND I HOPE THEY WILL TAKE NOTICE OF IT NOW, WHICH IS CHAPTER T-6 OF THE REVISED ORDINANCES. SUBSECTION (2) OF SECTION 3. SECTIONS 5, 8, 12 AND PARAGRAPH 19, APPLY TO TERRITORIAL LANDS THE RIGHT TO THE BENEFICIAL USE OR TO THE PROCEEDS OF WHICH ARE APPROPRIATED TO THE YUKON TERRITORY. IT DOESN'T APPLY TO COMMISSIONER'S LAND, SO THERE IS AN AREA THERE OF FALSE LIES RIGHT IN THAT SITUATION.

IN ANOTHER AREA WHICH HAS BEEN OMITTED, SECTION 24. IT'S A WONDER HOW THE FEDERAL JUSTICE DEPARTMENT DIDN'T SPOT THIS. THAT THE COMMISSIONER IS UNABLE TO HOLD ANY PROPERTY IN HIS NAME, BECAUSE SECTION 24 SAYS THIS. THIS IS ON THE TERRITORIAL LANDS ACT. 'NO OFFICER OR EMPLOYEE OF OR UNDER THE GOVERNMENT OF CANADA SHALL DIRECTLY OR INDIRECTLY IN HIS OWN NAME OR IN THAT OF ANY PERSON PURCHASE OR ACQUIRE ANY TERRITORIAL LAND OR ANY INTEREST THEREIN.' SO, YOU'VE GOT A SITUATION THERE WHERE THE COMMISSIONER CAN'T HOLD ANY LAND, BUT THE TERRITORY OF COURSE CAN.

THERE ARE SOME OTHER AREAS OF WHICH I'LL COME INTO QUESTION ON THE LAND SITUATION, WHICH I WOULD NOT MAKE ANY ISSUE OF AT THIS TIME, BECAUSE THESE THINGS CAN BE STRAIGHTENED OUT. I HAVE ALREADY WRITTEN A LONG LETTER IN DETAIL TO THE FEDERAL GOVERNMENT POINTING OUT THE ERRORS IN THIS PARTICULAR PART AND I AM ASKING THEM TO TAKE A LOOK AT IT.

NOW, MR. CHAIRMAN, I WOULD ASK THAT IN DEBATING THIS, THAT WE GIVE A VERY CLOSE CONSIDERATION, CLOSE LOOK AND CONSIDERATION TO A NUMBER OF ASPECTS THAT YET HAVE GOT TO BE DEFINED.

DO WE WANT TO GET A SEMBLANCE OF RESPONSIBLE GOVERNMENT BY HAVING ALL OUR EXECUTIVE MEMBERS ELECTED PEOPLE. THAT INCLUDES THE COMMISSIONER. I THINK THIS SHOULD BE A KEY CONSIDERATION. IF WE DO, SHOULD WE NOT SAY THAT THIS SPECIFIC THOUGHT BE INCORPORATED WITHIN THE LEGISLATION. I THINK WE WILL FIND IN THAT AREA, WE HAVE THEN, A FULL MEASURE OF RESPONSIBLE GOVERNMENT. THE HONOURABLE MEMBER OF PARLIAMENT FOR THE YUKON STATED IN THE HOUSE AND THIS SURPRISED ME. 'AT THE TIME THE MINISTER INTRODUCED THAT CONCEPT, HE WAS REFERRING, TO THE EXECUTIVE COMMITTEE IN THE COMMONS IN 1970, I SAID IT WAS UNCONSTITUTIONAL. I STILL MAINTAIN THAT STAND.' NOW HE SAYS THIS A COUPLE OF TIMES

AND HE WENT ON FURTHER ON THE SAME PAGE TO SAY - 'I SAY IT IS UNCONSTITUTIONAL FOR MORE FUNDAMENTAL REASONS THEN THAT.'

NOW, I WOULD LIKE TO KNOW WHY THAT I HAVE DONE THAT WHEN I FEEL THAT SOMETHING IS UNCONSTITUTIONAL, WHY HE DIDN'T ON BEHALF OF THE PEOPLE OF THE YUKON, TAKE IT BEFORE THE COURTS AND SAY LOOK, THIS IS ULTRA VIRES OF THE BRITISH NORTH AMERICA ACT OR ULTRA VIRES OF THE YUKON ACT. WHY NOT BRING THAT FORWARD? BUT TO BE CRITICAL FOUR YEARS AFTERWARDS WITHOUT DOING ANYTHING AGAINST IT, THERE AGAIN I SAY ITS PLAYING AT PARTY POLITICS AND I DON'T LIKE THAT. I WANT TO MAKE MY POSITION CLEAR THAT WHETHER THE LIBERAL PARTY, THE CONSERVATIVE PARTY, THE N.D.P. FORM ANY OPINIONS THAT RELATE TO THE BENEFITS OF THE PEOPLE OF THE YUKON, THAT'S WHAT I WANT TO SEE. THIS IS WHY I BELIEVE THAT THE TIME IS COMING VERY CLOSE FOR AN INDEPENDENT VOICE IN PARLIAMENT AND IF WE HAVEN'T GOT IT AT THIS DATE, THAT'S FOR I SURE.

THANK YOU, MR. CHAIRMAN.

MR. CHAIRMAN: I THINK AT THIS TIME WE WILL DECLARE A BRIEF RECESS.

RECESS

MR. CHAIRMAN: AT THIS TIME, I WILL CALL COMMITTEE BACK TO ORDER. PROCEED. COUNCILLOR TANNER.

MR. TANNER: MR. CHAIRMAN, I DIDN'T PLAN TO SPEAK BUT I DID WANT TO ASK THE PREVIOUS SPEAKER ONE QUESTION. PERHAPS NOW THAT THE COMMISSIONER IS BACK AGAIN, I HOPE IT IS NOT CONFIDENTIAL TO THE LAST MEMBER'S STARTING AND FINISHING SPEECH, BUT FIRST OF ALL THE LAST SPEAKER MADE REFERENCE TO THE FACT THAT ONE OF THE BILLS WAS DISALLOWED BY THE COMMISSIONER UPON INSTRUCTION FROM THE DEPARTMENT. I THINK THE MEMBER WILL AGREE THAT ALL PROVINCIAL GOVERNMENTS SUFFER, IF IT IS SUFFERANCE, THAT ALL SUFFER UNDER THE SAME PROBLEM THAT THE FEDERAL GOVERNMENT CAN DISALLOW ANY OF THEIR LEGISLATION. THE QUESTION THAT I HAVE FOR THE LAST MEMBER IS IT WAS MY UNDERSTANDING ALTHOUGH THE DEPARTMENT OF INDIAN AFFAIRS DISALLOWED THAT BILL, THEY DID IT ON THE INSTRUCTION OF THE JUSTICE DEPARTMENT BECAUSE IT WAS ULTRA VIRES OF THE FEDERAL CODE.

MR. CHAMBERLIST: THE POINT THAT I MAKE IS THAT LEGISLATION THAT IS PASSED BY THIS HOUSE, UNDER ANY CIRCUMSTANCES, BE CANCELLED OUT BY A FEDERAL AUTHORITY. IF THE LEGISLATION HAD BEEN ULTRA VIRES OF ANY ACT, OUR LEGAL ADVISOR WOULD NOT HAVE ALLOWED IT TO GO BEFORE THIS HOUSE FOR CONSIDERATION. IT WAS AFTER IT WAS PASSED THAT IS WAS TURNED DOWN. NOT BEFORE. THAT IS THE POINT I MAKE.

MR. TANNER: MR. CHAIRMAN, THAT IS EXACTLY THE POINT THAT I AM MAKING TOO, IS THE FACT THAT IF THE LEGAL ADVISOR HAD GIVEN US HIS ADVICE AND AS I REMEMBER THE DEBATE, HE DID, AND HE DID EVEN MAKE THE SUGGESTION THAT IT COULD POSSIBLY BE ULTRA VIRES, THAT FACT IS THAT IF IT IS ULTRA VIRES, THE FEDERAL GOVERNMENT IRRESPECTIVE OF THROUGH WHAT AGENCY, HAS THE RIGHT TO DISALLOW IT AND THEY'VE GOT TO DO SO BECAUSE THEY HAVE THE AUTHORITY TO ALL OF CANADA AND THE SAME RIGHT EXISTS WITH ALL LEGISLATIVES, ALL LEGISLATION ACROSS THE COUNTRY UNDER ANY PROBLEM.

MR. CHAMBERLIST: WELL, MR. CHAIRMAN, I BEG TO DIFFER WITH THE HONOURABLE MEMBER BECAUSE WHAT WOULD NORMALLY HAPPEN AND THIS IS WHERE THE COURTS WOULD COME IN EFFECT, AND THIS IS WHY I BELIEVE IN OUR JUDICIAL SYSTEM, WHEN A LEGISLATIVE BODY PASSES LEGISLATION IN ANY OF THE JURISDICTIONS OF CANADA, AND IT IS BROUGHT INTO EFFECT, AND SOMEBODY WISHES TO

CHALLENGE THE AUTHORITY OF THAT LEGISLATION, AND THE CAPABILITY OF THE JURISDICTION TO HAVE PASSED THAT LEGISLATION, THEY WOULD GO BEFORE A COURT AND A COURT WOULD DECIDE WHETHER IT WAS ULTRA VIRES OF THE POWERS VESTED IN THAT PARTICULAR JURISDICTION. THIS IS THE WAY THINGS SHOULD BE DONE, NOT A FEDERAL DEPARTMENT SAYING, "YOU CAN'T HAVE THE LEGISLATION EVEN THOUGH YOUR LEGISLATIVE BODY HAS PASSED IT." I DON'T WANT TO GO INTO EXTENSIVE DEBATE ON THIS PARTICULAR POINT, BUT SIMPLY CLARIFY THAT HERE WAS AN AUTHORITY THAT IS GIVEN TO THE YUKON LEGISLATIVE COUNCIL UNDER SECTION 16 OF THE YUKON ACT TO MAKE LEGISLATION AND THEN AFTER THIS LEGISLATIVE BODY PASSED THE LEGISLATION, THE COMMISSIONER DID NOT ASSENT TO IT BECAUSE HE WAS GIVEN INSTRUCTIONS NOT TO ASSENT TO IT. THIS IS THE POSITION THAT I MAKE. NOBODY CAN ARGUE AGAINST THE FACT THAT THIS IS WHAT HAPPENED WHETHER WE LIKE IT OR NOT, WE HAVE TO ADMIT THIS IS WHAT HAPPENED.

MR. TANNER: MR. CHAIRMAN, I DON'T WANT TO FLOG A DEAD HORSE BUT I THINK YOU'LL FIND AND FAR BE IT FOR ME TO UPSTAGE THE LAST SPEAKER BECAUSE EVERYBODY RECOGNIZES HIS AUTHORITY AND RESEARCH HAS BEEN PROVEN HERE THIS AFTERNOON BUT I THINK THAT YOU'LL FIND THAT IF YOU LIVED IN THE PROVINCE OF ALBERTA, DURING THE 1930'S OR DURING THE LATE 1920'S ON A NUMBER OF OCCASSIONS PARTICULARLY AS FAR AS BANKING WAS CONCERNED, THE FEDERAL GOVERNMENT DISALLOWED ACTS OF THEIR LEGISLATURE.

MR. CHAMBERLIST: AFTER THE LEGISLATION WAS PASSED. THIS IS THE POINT I AM MAKING THAT LEGISLATION WAS PASSED, AND ESPECIALLY WHEN THEY DEALT WITH THE FUNNY-MONEY ISSUE. THE LEGISLATION WAS PASSED AND THEN IT WAS CHALLENGED BY THE COURTS AND IT WAS CHALLENGED BY THE FEDERAL GOVERNMENT AND THE FEDERAL GOVERNMENT TOOK IT BEFORE THE COURT AND THE COURTS DECLARED IT ULTRA VIRES OF THEIR POWERS. THIS IS EXACTLY WHAT I AM SAYING. WHAT HAPPENED WITH US HERE WAS DIFFERENT. IT WAS INSTRUCTIONS WERE GIVEN TO THE SENIOR CIVIL SERVANT IN CHARGE OF ADMINISTERING THE TERRITORY, WHO HAS INSTRUCTED NOT TO APPROVE, NOT TO GIVE ASSENT TO THE LEGISLATION THAT HAD BEEN PASSED BY THIS COUNCIL. THIS IS WHY I AM SAYING THAT WAS THE DIFFERENCE. I AGREE WITH WHAT COUNCILLOR TANNER HAS SAID AND I RECALL READING ON IT. I WAS NOT IN CANADA AT THE TIME BUT I RECALL READING ABOUT IT. IT WAS PASSED BY THE ALBERTA LEGISLATIVE BODY AND THEN AFTER IT WAS PASSED AND GIVEN ASSENT TO

BY THE LIEUTENANT-GOVERNOR OF ALBERTA AT THE TIME, THE FEDERAL GOVERNMENT THEN TOOK THE MATTER BEFORE THE COURTS TO SET ASIDE THE LEGISLATION ON THE GROUNDS THAT IT WAS UNCONSTITUTIONAL AND ULTRA VIRES OF THE BRITISH NORTH AMERICAN ACT. THEY WON AND THIS IS THE PROCEDURE THAT SHOULD BE DONE. IF OURS WERE WRONG, THEN THAT IS THE WAY TO DO IT, BUT NOT TO ALLOW THE DEPARTMENT TO GO AND INSTRUCT THE COMMISSIONER NOT TO GIVE ASSENT TO LEGISLATION THAT WAS PASSED BY THIS HOUSE.

Mr. McKinnon: JUST TO CLARIFY THE POINT JUST A BIT FURTHER ON THE QUESTION, MR. CHAIRMAN, I THINK THAT IF YOU'LL CHECK BACK IN THE VOTES AND PROCEEDINGS YOU'LL FIND THAT THE LEGAL ADVISOR TO THE GOVERNMENT OF THE YUKON TERRITORY DRAFTED THE BILL AND SAID THAT IT WAS ULTRA VIRES OF THE POWERS OF THE GOVERNMENT OF THE YUKON TERRITORY. SO IT WAS ANOTHER LEGAL ADVISOR TO THE FEDERAL GOVERNMENT SAYING THAT THE LEGAL ADVISOR TO THE YUKON GOVERNMENT WAS WRONG AND IT DIDN'T EVEN GET TO THE PASSAGE STAGE SO IT COULD BE BROUGHT INTO A COURT WHICH OF THE LEGAL ADVISORS WAS RIGHT. THAT'S THE POWER OF THE FEDERAL GOVERNMENT, VIS-A-VIS, THE LEGISLATION OF THIS HOUSE.

Mr. Chairman: COUNCILLOR WATSON.

Mrs. Watson: MR. CHAIRMAN, I AM CERTAINLY NOT GOING TO SPEAK AT LENGTH THIS AFTERNOON ON THE ISSUE OF CONSTITUTIONAL REFORMS. IT HAS BEEN DEBATED FOR MANY YEARS IN THIS HOUSE AND IT IS A VERY DISCOURAGING ISSUE BECAUSE THE CHANGES THAT COME ABOUT ARE VERY SLOW AND THEY DRAG ON FROM YEAR TO YEAR. ALSO I FEEL THAT IT IS RATHER DISCOURAGING BECAUSE I DON'T THINK THAT THE MAN ON THE STREET REALLY UNDERSTANDS THE DESIRES THAT SO MANY OF THE PEOPLE AROUND THE CHAMBERS HERE WOULD LIKE TO HAVE AS FAR AS EVOLUTION OF MORE RESPONSIBLE GOVERNMENT IN THE YUKON TERRITORY. PEOPLE ARE AWARE THOUGH, WHEN YOU HAVE SOMETHING GLARING COME BEFORE THEM, THAT THERE IS A REQUIREMENT FOR THE YUKON TO HAVE MORE RESPONSIBILITY AND MORE SAY IN THE DIRECTION OF THEIR OWN AFFAIRS. I REFER BACK TO WHAT THE HONOURABLE MEMBER FROM WHITEHORSE WEST SAID THE OTHER DAY AND AGAIN REPEATED THIS MORNING: LAND PERMIT, LAND USAGE, LAND DEVELOPMENT, LAND DISPOSAL, RESOURCE MANAGEMENT, THESE ARE ALL AREAS WHERE THE GENERAL PUBLIC CANNOT UNDERSTAND AND RESENTS VERY MUCH WHY THEY HAVE TO GO TO FEDERAL AUTHORITIES TO GET PERMISSION AND TO GET AUTHORITY TO DO VARIOUS THINGS WITH THE LAND IN THE YUKON TERRITORY AND THIS IS ONE

AREA THAT STRIKES HOME VERY, VERY CLOSELY TO THE MAN ON THE STREET. THEY RESENT THE CONTROL THAT THE FEDERAL GOVERNMENT HAS OVER OUR LAND AND OVER OUR NATURAL RESOURCES. AND IN THIS AREA, THEY WOULD CERTAINLY LIKE TO SEE SOME CHANGES. THE OTHER AREA, AND I WOULD ALSO LIKE TO BRING INTO AT THIS TIME AND WE ARE DISCUSSING LAND AND THE RESOURCES IS THE FACT THAT THE MAN ON THE STREET RESENTS VERY, VERY MUCH THE FACT THAT THE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT IS NEGOTIATING A SETTLEMENT OF LAND CLAIMS OF YUKON LAND. AND YET THE PEOPLE OF THE YUKON ARE NOT HAVING VERY MUCH TO SAY. NOW, THE COMMISSIONER OF THE YUKON, WHO IS A FEDERAL EMPLOYEE, IS A MEMBER OF THE NEGOTIATION TEAM. IN THE LAST MONTH OR SO, WE HAVE A, I WOULD ALMOST TAKE IT AS A TOKEN APPOINTMENT, OF MR. SHAW. AND YET MR. SHAW WHO WILL FULFILL HIS FUNCTIONS IS NOT RESPONSIBLE TO ANYONE HERE IN THE YUKON TERRITORY, TO ANYBODY WHO REPRESENTS THE PEOPLE OF THE YUKON TERRITORY. AND THIS GIVES PEOPLE QUITE A BIT OF CONCERN. THEY ARE ALMOST TAKING THE YUKON TERRITORY, THEIR LAND AND CUTTING IT UP AS YOU DO A PIE AND YET THE PEOPLE OF THE YUKON HAVE ABSOLUTELY NO INPUT INTO IT AT ALL. I WAS VERY INTERESTED IN THE DISCUSSION ON SECTION 20 OF THE YUKON ACT. I WAS VERY CONCERNED WITH SECTION 20 ESPECIALLY WITH THE COPY OF THE TELEX THAT WE RECEIVED YESTERDAY FROM THE NATIVE BROTHERHOOD AND IT WAS A TELEX WHICH WAS SENT TO JEAN CHRETIEN RE INDIAN EDUCATION IN THE YUKON TERRITORY. "AS THE POSITION OF THE YUKON NATIVE BROTHERHOOD TOWARDS THE EDUCATION OF YUKON INDIAN CHILDREN HAS BEEN THAT THIS IS A FEDERAL RESPONSIBILITY. WE URGE THE MINISTER OF INDIAN AFFAIRS TO INSURE THAT THE EDUCATION ORDINANCE OF THE YUKON TERRITORY BE POSTPONED FOR TWO YEARS AS PER THE ATTACHED COPY OF THE BAND COUNCIL RESOLUTION RECENTLY BEING DISCUSSED WITH THE TWELVE INDIAN BANDS OF THE YUKON TERRITORY." TO INSURE THAT THE EDUCATION OF THE YUKON ORDINANCE BE POSTPONED FOR TWO YEARS. NOW THE MINISTER OF INDIAN AFFAIRS WHO IS RESPONSIBLE FOR THE INDIANS IN CANADA IS ALSO THE MINISTER OF NORTHERN DEVELOPMENT AND HE IS ALSO THE MINISTER WITH THE POWER WITHIN THE YUKON ACT. IT MAKES ME VERY, VERY NERVOUS INDEED, AND I AM SURE THAT THIS IS THE TYPE OF THING THAT MAKES THE PEOPLE OF THE TERRITORY, VERY NERVOUS OF THE FACT THAT WE DO NOT HAVE CONTROL OF OUR OWN DESTINY. THESE ARE REAL THINGS THAT HIT HOME. THESE ARE THE THINGS THAT PEOPLE BECOME CONCERNED ABOUT. I AM ALSO CONCERNED ABOUT THE SIZE OF THE COUNCIL. I AM CONCERNED BECAUSE THERE ARE MANY AREAS WITHIN THE YUKON TERRITORY WHO DO NOT, THEY HAVE REPRESENTATION, I SHOULDN'T SAY THAT THEY DO NOT, BUT BECAUSE OF THEIR DISTINCT GEOGRAPHICAL LOCATION, :

BECAUSE OF THEIR ECONOMIC SITUATION, THEY SHOULD HAVE DIRECT REPRESENTATION IN THIS HOUSE AND IT HAS CONCERNED ME QUITE SOME TIME BECAUSE OF THE LARGE CONSTITUENCIES IN THE OUTLYING AREAS AND BECAUSE OF THE VARIOUS DIFFERENT NEEDS OF THE PEOPLE THAT MAKE UP A CONSTITUENCY THAT IT IS VERY, VERY IMPORTANT THAT THESE CONSTITUENCIES BE DIVIDED UP AND SO THAT YOU HAVE YOUR POCKETS OF SETTLEMENTS HAVING REPRESENTATION IN THIS HOUSE. ALSO, I AM CONCERNED ABOUT THE SIZE OF THE COUNCIL AGAIN, FOR ANOTHER REASON AND THAT IS IF WE GO INTO THE EXECUTIVE COMMITTEE CONCEPT AND WE ARE IN THE EXECUTIVE COMMITTEE CONCEPT AND WE ALL WANT IT TO SEE IT PERSUED AND WE ALL WANT TO SEE THE EXECUTIVE COMMITTEE, THE MEMBERSHIP ON THE EXECUTIVE COMMITTEE ELECTED MEMBERS OF THIS COUNCIL, AND UNLESS THE COUNCIL IS EXPANDED, I REALLY HAVE SOME GRAVE DOUBTS ABOUT THE FUTURE OF THE EXECUTIVE COMMITTEE. YOU NEED MORE MEMBERS THAN SEVEN IF YOU HAVE THREE, FOUR OR FIVE MEMBERS ON THE EXECUTIVE COMMITTEE. YOU NEED A MUCH LARGER COUNCIL. YOU NEED A LARGE CAUCUS TO BE THE DISCIPLINARY BODY OF THE PEOPLE WHO REPRESENT THE COUNCIL ON THE EXECUTIVE COMMITTEE. I THINK THAT THIS IS VERY, VERY IMPORTANT. I WAS VERY DISAPPOINTED WHEN I SAW THAT THE AMENDMENT TO THE YUKON ACT, THE PROPOSED AMENDMENT TO THE YUKON ACT, MADE PROVISION FOR ONLY TWELVE MEMBERS. BUT I SUPPORT VERY STRONGLY THE CONCEPT THAT THIS HOUSE SHOULD HAVE THE RIGHT AND AUTHORITY TO SET THEIR OWN MEMBERSHIP THE SIZE OF THEIR COUNCIL IN THE FUTURE. IF WE ARE GIVEN THIS THEN WE CAN LET WITH TWELVE. WE CAN MAKE THE NECESSARY ADJUSTMENT. WHEN AND IF THE PEOPLE OF THE TERRITORY REQUIRE, AT TO THE PRESENT TIME, THE SIZE OF THE COUNCIL RIDICULOUS AS IT MAY SEEM, HAD IT BEEN AN ISSUE OF CONTENTION BETWEEN THIS COUNCIL AND THE FEDERAL GOVERNMENT, WHICH IS ABSOLUTELY RIDICULOUS. THE FEDERAL GOVERNMENT HAVE NO UNDERSTANDING OF THE SITUATION OR THE CONDITIONS OF THE YUKON TERRITORY. THE PEOPLE OF THE TERRITORY WILL BE MUCH MORE RELUCTANT I AM SURE TO INCREASE THE SIZE OF COUNCIL THEN POSSIBLY EVEN SOME OF THE FEDERAL MEMBERS IN OUR BODY. BECAUSE THE PEOPLE OF THE TERRITORY ARE GOING TO HAVE TO PAY FOR THE COUNCILLORS WHO SIT IN THESE CHAMBERS. I THINK THAT THEN WHEN THE POWER LIES HERE WITHIN THIS COUNCIL, THEN IT IS GOING TO BE UP TO THE POLITICIANS TO CONVINCE THE PEOPLE OF THE TERRITORY THAT THEY NEED A LARGER COUNCIL. AND WHEN THE COUNCIL OPERATES AS A VIABLE LEGISLATURE AND WE HOPE AS AN EXECUTIVE, I AM SURE THAT THE PEOPLE OF THE TERRITORY WILL NOT BE RELUCTANT

TO INCREASE THE SIZE.

ONE OTHER AREA THAT I WOULD LIKE TO COMMENT ON VERY BRIEFLY. I WOULD LIKE TO REVERT BACK TO SOMETHING THAT I HAVE WANTED TO SAY THAT THE SETTLEMENT OF THE INDIAN LAND CLAIMS THAT THE FACT THAT THERE IS NO ONE WHO IS RESPONSIBLE TO ANY ONE IN THE YUKON, NO BODY TO REPORT TO THE YUKON PEOPLE. AND AS IT IS STRUCTURE NOW, IT SHOULD BE THE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT WHO REPORTS ON THE NEGOTIATIONS TO THE PEOPLE OF THE TERRITORY. I FEEL MYSELF THAT HE HAS TREATED THE PEOPLE OF THE TERRITORY VERY SHODDILY BECAUSE HE HAS NOT MADE ANY STATEMENT ON WHAT THE PURPOSES, WHAT THE ASPIRATIONS OF THESE NEGOTIATIONS ARE. I AM VERY MUCH IN SUPPORT OF THE FACT THAT THE HONOURABLE MEMBER FROM WHITEHORSE EAST HAS ASKED FOR A REPORT ON THE INDIAN LAND CLAIMS SETTLEMENT AND I AM VERY HAPPY THAT THE COMMISSIONER IS HAVING THE REPORT COMPLETED. THE ONLY REASON I AM BRINGING UP THIS INDIAN LAND CLAIM NEGOTIATIONS IS THE FACT THAT WE DO NOT HAVE THE RIGHT TO BE INVOLVED.

MR. CHAMBERLIST: I WONDER, MR. CHAIRMAN, IF THE HONOURABLE MEMBER WILL ANSWER THIS QUESTION THAT I AM GOING TO PROPOSE TO HER. FROM INFORMATION I HAVE RECEIVED, THE APPOINTMENT OF MR. SHAW WAS MADE ON THE RECOMMENDATION OF THE COMMISSIONER. COULD YOU INDICATE WHETHER THE EXECUTIVE COMMITTEE WAS CONSULTED BEFORE THAT RECOMMENDATION WAS MADE?

MRS. WATSON: MR. CHAIRMAN, I HAVE NO INFORMATION ON THE APPOINTMENT OF MR. SHAW. I HEARD THE ANNOUNCEMENT BY THE NEWS MEDIA.

MR. CHAMBERLIST: I WONDER IF MR. COMMISSIONER WILL INDICATE WHETHER, MR. CHAIRMAN, HE HAD MADE THE RECOMMENDATION FOR MR. SHAW TO BE APPOINTED TO THAT COMMITTEE?

MR. COMMISSIONER: MR. CHAIRMAN, WITH RESPECT, I THINK COMMUNICATION BETWEEN MY MINISTER AND MYSELF IS A PRIVILEGE.

MR. CHAIRMAN: JUST BEFORE THAT COMMISSIONER ANSWERS THAT QUESTION, I THINK I WOULD HAVE TO SAY THAT THE COMMISSIONER HAS EVERY RIGHT TO NOT ANSWER THAT QUESTION IF HE SO DISPOSED. I THINK THAT IT IS A RATHER ...

MR. CHAMBERLIST: IF HE WISHES TO, THE POINT THAT I AM MAKING, MR. CHAIRMAN, IS THIS.

MR. CHAIRMAN: THE COMMISSIONER AND NOBODY IN

THE HOUSE IS ALLOWED TO TRY TO DIVE INTO THE MINISTER'S MIND, SO TO SPEAK, SO IF THE COMMISSIONER WISHES TO ANSWER IT--

MR. CHAMBERLIST: I DON'T WANT TO SAY ANYTHING ABOUT DIVING INTO THE COMMISSIONER'S MIND. THE REASON WHY I REALLY ASK THIS QUESTION TO BRING FORWARD, IT IS REALLY TO DO WITH THIS BILL C-9. IT HAS TO DO WITH THE STRUCTURE OF THE EXECUTIVE COMMITTEE. THE MINISTER HAS ALWAYS INDICATED, IN FACT THE WHOLE STRUCTURE OF THE EXECUTIVE COMMITTEE, THAT THE COMMISSIONER SHALL SEEK ADVICE FROM THE MEMBERS OF THE EXECUTIVE COMMITTEE. I HAPPEN TO KNOW THAT HE DID MAKE THE RECOMMENDATION AND I'M SATISFIED THAT THE HONOURABLE MEMBER FROM CARMACKS-KLUANE DID NOT KNOW.

I AM SIMPLY POINTING OUT THAT THE COMMISSIONER DOESN'T ALWAYS CONSULT WITH THE EXECUTIVE COMMITTEE. THIS IS WHERE THE SITUATION AS FAR AS C-9 IS EVIDENT. UNLESS THERE IS A FULLY ELECTED EXECUTIVE COMMITTEE WHERE ALL MEMBERS ARE KEPT INFORMED AS TO WHAT IS GOING ON, THERE BECOMES A SITUATION WHERE THERE IS AN EXECUTIVE COMMITTEE OF APPOINTED PEOPLE AND AN EXECUTIVE COMMITTEE OF ELECTED PEOPLE. THIS IS A DANGEROUS SITUATION. THIS IS WHY I WOULD SUGGEST THAT WHEN WE MAKE ANY RECOMMENDATIONS, THAT WE STRONGLY RECOMMEND THAT WE HAVE ALL ELECTED PEOPLE.

THERE IS ONE OTHER POINT THAT THE HONOURABLE MEMBER FROM CARMACKS-KLUANE HAS MADE AND I AM GOING TO AGREE WITH HER 100%. I THINK, AND I WANT THE YUKON NATIVE BROTHERHOOD TO KNOW THIS, THEY SENT ME A COPY OF THIS LETTER TOO, AND I'M GOING TO MAKE IT QUITE CLEAR, THAT ALTHOUGH EDUCATION IS A RESPONSIBILITY OF THE FEDERAL GOVERNMENT, UNDER SECTION 16 OF THE YUKON ACT, CERTAINLY AS FAR AS INDIANS GO, THEY HAVE, UNDER THE INDIAN ACT, CERTAIN RESPONSIBILITIES TO THE FEDERAL GOVERNMENT. BUT NO WAY, WOULD I ALLOW OR SUPPORT THE YUKON NATIVE INDIAN BROTHERHOOD DICTATING TO ME HOW LONG I AM GOING TO HOLD UP A PIECE OF LEGISLATION, ALTHOUGH I THINK IT IS PRETTY BAD LEGISLATION THATS BEEN BROUGHT FORWARD, BUT I'M NOT GOING TO HOLD UP LEGISLATION JUST SIMPLY BECAUSE THEY'VE ASKED FOR IT.

MR. CHAIRMAN: ANYTHING FURTHER? MR. COMMISSIONER.

MR. COMMISSIONER: MR. CHAIRMAN, I RISE HERE. I SHOULD NOT RISE HERE BUT IT HAS JUST BEEN

STATED, SOMETHING THAT IS A COMPLETE AND TOTAL UNTRUTH. I THINK I SHOULD HAVE THE RIGHT TO REBUT THIS ITEM.

MR. CHAMBERLIST: BY ALL MEANS.

MR. COMMISSIONER: I HAD NOTHING TO DO WITH SUGGESTING MR. SHAW'S NAME AS A MEMBER OF THIS INDIAN LAND CLAIMS COMMISSION. I WOULD ASK THAT THE HONOURABLE MEMBER WHO SAID THAT, WOULD HE PLEASE RISE AND HAVE IT RECORDED THAT HE ACCEPTS THIS BACK FROM ME. I DID NOT RECOMMEND MR. SHAW TO THE MINISTER IN THIS PARTICULAR REGARD.

MR. CHAMBERLIST: I AM AWARE THAT THE COMMISSIONER HAD DISCUSSED THE APPOINTMENT OF A PERSON TO BE A REPRESENTATIVE OF THIS COMMITTEE AND THE NAME OF MR. SHAW CAME UP IN THAT DISCUSSION.

MR. COMMISSIONER: MR. CHAIRMAN, I WAS ASKED TO PASS JUDGEMENT, IF IT WERE FELT THAT MR. SHAW WOULD ACCEPT THE APPOINTMENT. I'M JUST NOT GOING TO BE ACCUSED OF SOMETHING THAT IS COMPLETELY AND TOTALLY INCORRECT. LIKewise, I WAS ASKED TO CONTACT MR. SHAW, BUT I WAS NOT THE ORIGINATOR OF THIS PARTICULAR SUGGESTION.

MR. CHAIRMAN: THANK YOU, MR. COMMISSIONER. COUNCILLOR STUTTER.

MR. STUTTER: MR. CHAIRMAN, A GREAT DEAL HAS BEEN SAID ON BILL C-9 ON THIS PARTICULAR OCCASION. A GREAT DEAL HAS BEEN SAID ON PREVIOUS OCCASIONS PARTICULARLY BY THE THREE MEMBERS ON COUNCIL THAT HAVE EXPERIENCE PRIOR TO THE 22ND WHOLLY ELECTED COUNCIL. I AGREE A GREAT DEAL WITH WHAT THEY HAVE SAID BUT NEVERTHELESS, WHEN WE ARE DEBATING A BILL OF THIS IMPORTANCE, I THINK IT IS NECESSARY FOR EACH MEMBER TO GET UP AND STATE THEIR VIEWS ON THE INDIVIDUAL PARTS OF THE SUGGESTED AMENDMENTS.

I FEEL THAT IN SOME RESPECTS, ONE HAS TO PUT A CERTAIN AMOUNT OF TRUST IN THE MINISTER OF NORTHERN AFFAIRS. I'VE ALWAYS TAKEN A VIEW ALL MY LIFE, THAT I WOULD TRUST SOMEBODY UNTIL I AM SHOWN THAT I HAVE REASON NOT TO TRUST THEM. PARTS OF THE SUGGESTED AMENDMENTS I GO ALONG WITH 100%.

THE NO. 1, THAT COUNCIL SHOULD BE INCREASED TO 12 TO BEGIN WITH. I FIND NO FAULT IN THAT AND I THINK THAT 12 IS PROBABLY A GOOD NUMBER TO START OFF WITH. I THINK THAT THIS PARTICULAR AMENDMENT IS FINE.

WHEN WE COME TO THE 2ND AMENDMENT, I DO HAVE A GREAT DEAL OF DIFFICULTY IN ACCEPTING THAT TYPE OF A FORMULA FOR FURTHER INCREASE IN COUNCIL. I NOTICED AROUND THE TABLE TODAY OF THE FOUR PREVIOUS SPEAKERS THAT EVERY ONE OF THEM SUPPORTS THE VIEW THAT THAT DECISION SHOULD BE LEFT IN THE HANDS OF COUNCIL. I GO ALONG WITH THAT PART 100% BECAUSE AS I STATED, EVEN WHEN THE MINISTER WAS HERE, THERE ARE SO MANY INSTANCES WHERE DEVELOPMENT IN A YOUNG TERRITORY SUCH AS OURS, CAN TAKE PLACE IN SUCH A WAY THAT WE MAY NOT, IN FACT DO NOT, TIE IT INTO THAT TYPE OF A FORMULA. I WOULD CERTAINLY GO ALONG WITH THE FEELING THAT COUNCIL ITSELF HAVE THE POWER TO INCREASE THE NUMBERS BEYOND THAT 12.

WHEN WE COME TO THE EXECUTIVE COMMITTEE, ITSELF, I WOULD JUST LIKE TO READ A FEW THINGS FROM THE MINISTER'S SPEECH. THE SECOND READING OF THE BILL. HE STARTS OUT BY SAYING, 'THE CASE WE'RE GIVING THE PEOPLE OF THE TERRITORIES MORE CONTROL OVER THEIR AFFAIRS IS ALSO STRENGTHENED BY OUR EXPERIENCE, WITH THE OPERATIONS OF THE CHANGES THIS HOUSE APPROVED FOUR YEARS AGO, AND WITH THE ARRANGEMENT WE INTRODUCED THEN, TO GIVE THE ELECTED REPRESENTATIVES A VOICE ON THE EXECUTIVE SIDE OF GOVERNMENT.' SKIPPING A PARAGRAPH HE GOES ON TO SAY, 'MY VIEW, IS THIS JOINING OF THE EXECUTIVE AND LEGISLATIVE SIDES OF TERRITORIAL COUNCIL HAS WORKED WELL.' THERE MAY BE SOME ARGUMENT ABOUT THAT AROUND THIS TABLE BUT NEVERTHELESS THAT IS THE MINISTER'S VIEW.

HE ALSO GOES ON TO SAY, 'THE CHANGES THAT I AM PROPOSING TODAY TO THE YUKON AND NORTHWEST TERRITORIES ACTS ARE INTENDED TO BUILD UPON THIS TRADITION, TO FULFILL MY GOVERNMENT'S COMMITMENT TO PROVIDE FOR THE FURTHER EVOLUTION OF SELF-GOVERNMENT IN THE TERRITORIES AND TO MEET THE NEEDS OF THE PEOPLE OF THE TERRITORIES FOR MORE CONTROL OVER THEIR AFFAIRS. TO HAVE MORE SAY IN THE DECISIONS THAT AFFECT THEM.' HE THEN GOES ON OF COURSE AND MENTIONS THE FIRST AMENDMENT WHICH IS 12. THEN WE COME TO THE EXECUTIVE COMMITTEE AND HERE IT HAS BEEN STATED BY AT LEAST THREE OF THE PREVIOUS SPEAKERS, THAT THEY FELT THAT THE MAKE-UP OF THE EXECUTIVE COMMITTEE SHOULD BE WRITTEN RIGHT INTO THE YUKON ACT.

I WOULD AGREE WITH THEM IF, AT THIS TIME, THE MAKE-UP OF THAT COMMITTEE WAS SUCH THAT THE ELECTED MEMBERS OUTNUMBERED THE APPOINTED MEMBERS. BUT AT THE SAME TIME, IF IT IS NOT

TO BE THAT WAY, IF IT IS TO BE ---AS SUGGESTED BY THE MINISTER AT THIS POINT, A 3 AND 3 SPLIT, THEN I WOULD NOT WANT TO SEE IT WRITTEN IN THE YUKON ACT. FOR THE SIMPLE REASON AND AGAIN, QUOTING FROM THE REMARKS MADE BY THE MINISTER, HE SAYS, 'IT IS MY INTENTION TO COMPLEMENT THE LARGER COUNCIL BY INCREASING THE NUMBER OF ELECTED COUNCILLORS ON THE EXECUTIVE COMMITTEE FROM 2 TO 3. UNDER SUCH AN ARRANGEMENT, THE COMMISSIONER WOULD REMAIN CHAIRMAN BUT DURING THE LIFE OF THE NEXT COUNCIL,' AND THIS IS THE IMPORTANT PART, 'IT MAY BE DESIRABLE TO REDUCE THE NUMBER OF APPOINTED MEMBERS OF THE EXECUTIVE COMMITTEE', AND I WILL CONSULT WITH A COUNCILLOR ABOUT THIS. SO IN OTHER WORDS, HE IS SAYING THAT IF WE SHOW FURTHER RESPONSIBILITY, A FURTHER ABILITY TO ACCEPT RESPONSIBILITY, THEN HE, PERSONALLY, WOULD BE WILLING TO GO A STEP FURTHER AND GIVE THE CONTROL OF THE EXECUTIVE COMMITTEE INTO THE HANDS OF THE ELECTED MEMBERS.

AS I SAY, UNTIL I HAVE BEEN SHOWN REASON NOT TO TRUST THE MINISTER, I AM PREPARED TO ACCEPT THAT SUGGESTION AND AS FAR AS THE EXECUTIVE COMMITTEE IS CONCERNED, THE OTHER SUGGESTED AMENDMENTS TO THE YUKON ACT, I HAVE TO AGREE WITH COUNCILLOR TAYLOR THAT THEY APPEAR TO BE MOSTLY OF A HOUSE-KEEPING NATURE. I DON'T THINK THAT THE AMENDMENTS GO FAR ENOUGH. I WOULD HAVE TO AGREE WITH THE COUNCILLOR FROM WHITEMORSE NEST IN SAYING THAT AFTER WE GET THROUGH DEBATING ON BILL C-9, IT IS HOPED AND I WOULD AGREE WITH HIM HERE, THAT EVEN THOUGH THE AMENDMENT MAY APPEAR TO BE SOMEWHAT SHORT OF WHAT WE REALLY WANT, I WOULD HOPE THERE IS AT LEAST A UNANIMOUS MOTION OR RESOLUTION OUT OF THIS COUNCIL SUPPORTING THOSE PARTS OF THE AMENDMENT, WHICH SO FAR HAVE SHOWN UP IN THE DEBATES OF ALL MEMBERS THAT THEY COULD SUPPORT AND THOSE PRIMARILY ARE THE 12, A GOOD STARTING POINT THAT WE ACCEPT OR AT LEAST WE ARE FAIRLY HAPPY TO HAVE AN INCREASE ON THE EXECUTIVE COMMITTEE.

THERE ARE ONE OR TWO OTHER POINTS. I HAVE KEPT A SCORE TAB OF WHAT I FELT WERE THE IMPORTANT THINGS THAT ALL MEMBERS HAVE STATED. IT DOES APPEAR TO BE A PATENT DEVELOPING ON SOME OF THESE AMENDMENTS.

AS I SAY, SOME OF THE AMENDMENTS I GO ALONG WITH 100%. I THINK THEY ARE A STEP IN THE RIGHT DIRECTION BUT PERHAPS THAT STEP IS NOT AS LARGE AS WE WOULD LIKE TO SEE IT GO. APART FROM THOSE FEW REMARKS, MR. CHAIRMAN, I WOULD

SUPPORT THOSE PARTS OF THE AMENDMENTS ANYWAY.

MR. CHAMBERLIST: I DON'T THINK THAT THE MEMBER FROM DAWSON RECOGNIZED AS A SPECIFIC AREA THAT I WAS SPEAKING ABOUT WHICH WAS NOT A CASE OF MISTRUST OF THE MINISTER. BUT THE DANGER THAT THE MINISTER MAY NOT BE THAT SAME MINISTER. TODAY, YOU ARE TALKING ABOUT MINISTER JEAN CHRETIAN. HE MAY, AFTER THE PASSAGE OF THIS BILL, BE MOVED TO ANOTHER PORTFOLIO. BECAUSE THEN IT WOULD BE TOO LATE TO CONSIDER FURTHER AMENDMENTS AND IT MIGHT TAKE ANOTHER FIVE YEARS TO CORRECT THE SITUATION.

IT MAY BE THAT WITH THE SITUATION THAT HAS DEVELOPED AS FAR AS MINORITY GOVERNMENT IN OTTAWA, WE HAVE TO BE PRACTICAL ABOUT IT, IT MAY BE THAT THERE MAY NOT BE THE SAME GOVERNMENT IN POWER IN A YEAR OR TWO YEARS, EVEN IF THE MINISTER DID REMAIN IN THE SAME PORTFOLIO. THIS IS WHY I'M CONCERNED ABOUT THE LACK OF COOPERATION OF THE REFERENCE TO THE EXECUTIVE COMMITTEE WITHIN THE LEGISLATION ITSELF, THE AMENDMENTS ITSELF.

A FURTHER POINT. I DON'T KNOW WHETHER I WAS WRONG IN CONSTRUING WHAT THE HONOURABLE MEMBER FROM WHITEHORSE WEST SAID. I UNDERSTOOD THAT REFERENCE SHOULD BE MADE BY WAY OF UNANIMITY NOT ONLY ON THE SECTIONS THAT ARE AGREED WITH BUT THOSE AREAS THAT THE COUNCIL HERE DO OBJECT TO ON THE BASIS THAT THEY WERE NOT INCORPORATED AS AMENDMENTS.

THE HONOURABLE MEMBER FROM DAWSON MADE REFERENCE ONLY TO THE SECTIONS THAT WERE AGREED WITHIN THE BILL. IF WE DID THAT AND SAID WE AGREED WITH THE INCREASE TO 12, AND I DON'T THINK ANYBODY IS DISAGREEING WITH THE INCREASE TO 12, IT DOESN'T GO ANY FURTHER. THIS IS REALLY WHAT IS CONCERNING ME AT THIS TIME. THAT ALL IT HAS DONE, ALL THE BILL DOES, IS SIMPLY INCREASE THE NUMBER OF ELECTED PEOPLE IN THE CHAMBERS OF THE YUKON TERRITORIAL COUNCIL TO THAT OF 12 FROM 7.

IT DOESN'T GO ONE IOTA BEYOND THAT.

TRYING THAT I'VE MADE REFERENCE TO OR THE COMMISSIONER OR RATHER THE MINISTER WOULD INDICATE QUITE CLEARLY THAT THE COMMISSIONER, AS AN OFFICE, IS COMING TO AN END OR THAT THE COMMISSIONER AS AN OFFICE WILL ONLY BE A REPRESENTATIVE OFFICE IN A PARTICULAR AREA, HE CAN BE GIVEN CHARGE OF THE DEFENSE FOR THE

YUKON AND HE CAN HAVE HIS OWN ARMY AND PLAY AT BEING A FIELD MARSHALL, WITH THREE OR FOUR PEOPLE. THIS IS FINE, HE CAN BE LOCKED INTO THAT POSITION AND I HAVE NO OBJECTION TO A PERSON IN THE POSITION OF COMMISSIONER OR SOME OTHER NAME AS A LIAISON OFFICER BETWEEN THE FEDERAL GOVERNMENT AND THE TERRITORY UNTIL SUCH TIME AS THE EXPANSION, THE APPROVAL TAKES PLACE.

AS IT IS NOW, AND I'M SURE ALL MEMBERS MUST AGREE, THERE IS ONLY ONE AREA WHERE THERE ANY CHANGES TO THE ACT AND THAT IS THE EXPANSION FROM 7 TO 12 AND NOTHING MORE. THIS IS WHERE WE'VE GOT TO SAY QUITE CLEARLY THAT IT IS INSUFFICIENT.

MR. CHAIRMAN: I WONDER IF, OH COUNCILLOR TANNER, I JUST HAVE A QUESTION THAT I WISH TO DIRECT AT MR. LEGAL ADVISOR. PROCEED.

MR. TANNER: MR. CHAIRMAN, I THINK THAT ALL MEMBERS ARE TO BE CONGRATULATED TODAY IN EXPRESSING THEIR VIEWS, SOME OF WHICH HAVE BEEN ONGOING FOR A NUMBER OF YEARS. A NUMBER OF YEARS THAT THOSE MEMBERS HAVE BEEN IN THE COUNCIL AND I THINK THEY EXPRESSED THE VIEWS OF A LOT OF YUKONERS.

MR. SPEAKER, I THINK THERE IS ONE THING THAT I'VE GOT TO RETAIN UNTO MYSELF, THERE HAVE BEEN THREE MEMBERS ALREADY SPOKE. THEY HAVE HAD THEIR VARIOUS LEGAL CASES AND I'VE GOT MY CASE, MR. CHAIRMAN.

MY CASE IS, 'IN THE SUPREME COURT OF THE YUKON TERRITORY BETWEEN NORMAN S. CHAMBERLIST, PLAINTIFF AND JAMES SMITH ESQ., COMMISSIONER OF THE YUKON TERRITORY, DEFENDANT.

THE REASONS FOR THE JUDGEMENT OF THE HONOURABLE MR. JUSTICE K. G. MORROW AND DURING HIS JUDGEMENT, HE SAYS, 'BEFORE I READ THE JUDGEMENT I WOULD POINT OUT TO THE HONOURABLE MEMBER THAT I HAVE CHANGED ONE WORD BECAUSE HE HIMSELF ASKED THE JUSTICE TO CHANGE THE WORD AND THE JUDGE DID I THINK IN THE SECOND FINDING. MR. MORROW SAID, I MERELY WANT TO HAVE MY CASE BECAUSE ALL OTHER MEMBERS SEEM TO HAVE ONE AND MEMBERS SHOULD DRAW THEIR OWN CONCLUSIONS FROM IT, 'I SEE NOTHING WRONG IN THE COMMISSIONER EXPERIMENTING WITH AN EXECUTIVE COMMITTEE WITH THE ENCOURAGEMENT OF HIS MINISTER AND THE CONCURRENCE OF THE COUNCIL.' IN THE FIRST JUDGEMENT, HE SAID HIS COUNCIL AND I THINK THAT IS BEING CORRECTED. INDEED, THIS IS THE MOST IMPORTANT PART, MR. CHAIRMAN, 'AS ONE LOOKS

BACK OVER THE HISTORY OF BRITISH COLONIES AND DOMINIONS, WHICH WE ARE INCLUDING CANADA. IT IS BY SUCH EXPERIMENTS WITHOUT LEGAL SANCTION, SHALL WE SAY, THAT THE CONVENTIONS OF OUR CONSTITUTIONAL LAW AND THE ATTRIBUTES OF THE RESPONSIBLE GOVERNMENT WHICH ARE MORE IMPORTANT IN THE END THAN THE WRITTEN LAW, I'VE GAINED IN ONE.'

MR. CHAMBERLIST: WHAT IS THE POINT?

MR. TANNER: THE HONOURABLE MEMBER ASKED WHAT THE POINT IS. THE POINT IS THIS, IF WE LIKE IT OR NOT, WE ARE IN A COLONIAL-TYPE SITUATION.

MR. CHAMBERLIST: THAT IS WHAT WE WANT TO CHANGE.

MR. TANNER: AND WE WANT TO CHANGE IT AND AS MR. JUSTICE MORROW POINTS OUT, THE WAY IT HAS BEEN CHANGED UP TO DATE, UP UNTIL THE ACT GOES THROUGH THE FEDERAL HOUSE, HAS BEEN PRIMARILY ON AN ONGOING HISTORICAL PRECEDENT--TYPE BASIS. WE HAVE HAD THE BRINGING FORTH OF AN EXECUTIVE COMMITTEE AND IT WOULD SEEM LOGICAL TO ME MR. CHAIRMAN THAT WE SHOULD CONTINUE ON THAT BASIS FOR SOME TIME.

AS AN ILLUSTRATION OF THE POINT I'M TRYING TO MAKE MR. CHAIRMAN, I'VE HAD THE PUBLIC STOP ME ON THE STREET, TALK TO ME, PHONE ME AT THE HOUSE, GREATLY CONCERNED ABOUT A GREAT NUMBER OF THINGS. FOR EXAMPLE, WE HAD A PACKED GALLERY HERE WHEN WE HAD A MEDICARE DEBATE, WE'VE HAD ALL SORTS OF DISCUSSIONS AND THE PUBLIC IS VERY INTERESTED IN THE PUBLIC DRINKING AND THE LIQUOR ORDINANCE. AS THE HONOURABLE MEMBER FROM CARMACKS-KLUANE POINTED OUT, EVERY COUNCILLOR IS PERSISTENTLY GETTING ASKED ABOUT THE LAND PROBLEMS IN THE YUKON. THE SCHOOL'S ORDINANCE, I'M SURE IS GOING TO GENERATE A GREAT DEAL IN THE PUBLIC VIEW. TAXES AND TRAILER PARKS AND DOZENS AND DOZENS OF OTHER ITEMS.

EVERY MEMBER ENJOYS OR HAS TO DEAL WITH QUESTIONS FROM THE PUBLIC. MR. CHAIRMAN I HAVE YET TO HAVE VERY MANY QUESTIONS FROM MY CONSTITUANTS OR VERY MANY QUESTIONS FROM THE PUBLIC AS A WHOLE AS REGARDS TO A CONSTITUTIONAL CHANGE IN THE YUKON.

I DON'T KNOW WHERE THE BLAME LIES FOR THAT MR. CHAIRMAN, WHETHER IT IS OURS, OUR FAULT AS POLITICIANS, WHETHER IT IS THE PRESS' FAULT BECAUSE THEY DON'T REPORT US, WHETHER IT'S THE ADMINISTRATION'S FAULT BECAUSE THEY DO NOT

PUT OUT NEWS RELEASES, WHETHER IT'S JUST THAT THE PUBLIC IS NOT INTERESTED, BUT THE FACT REMAINS - LOOK AT THE GALLERY- THE FACT REMAINS THAT THE PUBLIC DOES NOT APPEAR TO BE VITALLY INTERESTED IN THE EXPANSION OF THE COUNCIL BUT ALSO IN THE CONSTITUTIONAL HISTORY OF THE YUKON, RATHER THE CONSTITUTIONAL EXPANSION OF THE YUKON. THEREFORE, MR. SPEAKER, THE FIRST SUGGESTION, MR. CHAIRMAN, THE FIRST SUGGESTION THAT THE COUNCIL SHOULD BE EXPANDED TO TWELVE TO MY MIND SUITS THE PUBLIC NEED, AND I'VE GOT TO EXPRESS ONLY MY OWN OPINION ON IT, SUITS THE PUBLIC NEED AS OF TODAY. I DON'T THINK THE PUBLIC IS PREPARED TO BEAR THE COST OF ANY FURTHER EXPANSION OTHER THAN TWELVE. THAT IS MY OWN OPINION MR. CHAIRMAN AND I WANT TO MAKE IT VERY CLEAR. BUT THAT IS THE WAY I READ THE PUBLIC FEELING, THAT WE NEED A CHANGE, WE NEED MORE MEMBERS BUT ANY MORE THAN TWELVE, AT THIS TIME, I THINK WILL BE TOO MUCH FOR THE PUBLIC TO TAKE. I THINK THE FACT THAT WE NEED MORE MEMBERS HAS BEEN ILLUSTRATED BY THE PROBLEMS WE'VE HAD WITH OUR EXECUTIVE COMMITTEE IN THE PAST FOUR YEARS, AND IN SPITE OF THE PERSONALITIES, IN SPITE OF THE PROBLEMS THAT WE HAVE HAD IN THIS COUNCIL, AND IN SPITE OF THE FACT THAT I DON'T THINK THE PUBLIC HAS UNDERSTOOD WHAT HAS HAPPENED IN THE PAST THREE AND ONE-HALF YEARS, I THINK THE EXECUTIVE COMMITTEE HAS WORKED. FROM MY OWN OBSERVATION SINCE HAVING, IN THE FEW MONTHS SINCE I'VE BEEN ON THE EXECUTIVE COMMITTEE, I HAVE FOUND THE COMMISSIONER HAS GONE OUT OF HIS WAY TO INVOLVE ME, AND I HOPE MRS. WATSON, IN MOST OF THE DECISIONS, IN THE DECISIONS WHICH HE HAS TO MAKE PERTAINING STRICTLY TO THE LEGISLATURE OR TO THE YUKON. I THINK IT'S FORTUNATE, MR. CHAIRMAN, THAT THIS COMMISSIONER WAS A PREVIOUS TERRITORIAL COUNCILLOR AND UNDERSTOOD THE FRUSTRATIONS HE HAD WORKING UNDER A COMMISSIONER, AND I THINK HE BENT OVER BACKWARDS IN MOST RESPECTS TO TRY TO CHANGE THEM FOR THOSE PEOPLE WHO HAVE TO WORK IN BOTH THIS COUNCIL AND WITH HIM CLOSELY ON THE EXECUTIVE COMMITTEE. MR. CHAIRMAN, I THINK THE INTENTION OF THE FEDERAL HOUSE AND OF THE MINISTER TO EXPAND COUNCIL ON AN ON-GOING BASIS WAS AN IMPROVEMENT ON WHAT WE'VE HAD UP TO NOW. IF THERE IS MORE MEMBERS REQUIRED WE HAD TO GO BACK AND GET A CHANGE IN THE FEDERAL ACT. I THINK WITH THE BEST INTENTIONS IN THE WORLD, IN THEIR BEAUTIFUL PATERNALISTIC WAY THE FEDERAL GOVERNMENT SET DOWN AND SAID "OKAY LET'S SEE IF WE CAN GET A FORMULA SO WE DON'T HAVE TO COME BACK", AND THEY DEVISED A FORMULA AND MR.

CHAIRMAN, WHAT THEY HAVE COME UP WITH IS THE MOST CUMBERSOME, UNWORKABLE AND DIFFICULT FORMULA WHICH WILL CREATE PROBLEMS FOR THIS HOUSE, IT WILL CREATE PROBLEMS FOR THAT OTHER HOUSE, IT WILL CREATE PROBLEMS FOR THE PEOPLE WHO HAVE GOT TO PUT THE AMENDMENTS INTO EFFECT, IT WILL CREATE PROBLEMS FOR STATISTICS CANADA, IT WILL CREATE PROBLEMS FOR THE CENSUS TAKERS, IT WILL CREATE PROBLEMS RIGHT DOWN THE LINE, AND MR. CHAIRMAN, I THINK THAT WITHOUT ANY PROBLEM AT ALL YOU CAN GET A UNANIMOUS DECISION FROM THIS HOUSE THAT THIS HOUSE SHOULD MAKE ITS OWN DECISION ON HOW MANY MEMBERS IT WILL HAVE. I THINK, MR. CHAIRMAN, ONE OF THE RECOMMENDATIONS WE SHOULD MAKE IS TO TAKE THAT RIGHT OUT AND LET US DECIDE FOR OURSELVES BECAUSE WE ARE GOING TO HAVE TO ANSWER TO THE PUBLIC, AND AS THE HONOURABLE MEMBER FROM CARMACKS-KLUANE HAS SAID, AND MAYBE THERE IS NO PRICE ON DEMOCRACY, BUT IT'S THOSE PEOPLE OUT THERE THAT HAVE GOT TO PAY FOR IT, AND THEY ARE NOT GOING TO ALLOW US TO GO ANY FURTHER THAN IS PRACTICAL AND NECESSARY. MR. CHAIRMAN, I THINK TO MY MIND THESE AMENDMENTS TO THE YUKON ACT CONTAIN TWO BASIC IDEAS. ONE OF THEM IS THE EXPANSION OF COUNCIL AND AS FAR AS I'M CONCERNED, AND I THINK AS FAR AS ALL MEMBERS ARE CONCERNED, WE HAVE ALL EXPRESSED OURSELVES ON THAT. WHAT THEY'VE COME UP WITH IS NO GOOD AND IT SHOULD BE IN THIS HOUSE. THE OTHER ONE AND THE ONE THAT I ENDORSED IS THE EXPANSION OF THE EXECUTIVE COMMITTEE. MR. CHAIRMAN, I DON'T BELIEVE WE SHOULD WRITE THE EXPANSION OF THE EXECUTIVE COMMITTEE OR AN EXECUTIVE COMMITTEE INTO THE BILL BECAUSE IF YOU DO, YOU ADMITTEDLY TAKE THE CHANCE, AS THE HONOURABLE MEMBER FROM WHITEHORSE EAST POINTS OUT, THAT THE MINISTER COULD CHANGE, THE PARLIAMENT COULD CHANGE AND WE COULD BE LEFT HANGING OUT, IF YOU LIKE WITH OUR TONGUES HANGING OUT WAITING FOR ANOTHER CHANGE. BUT, THE FEAR ALSO OF WRITING IT INTO THE ACT ITSELF IS IF SOME TIME IN THE NEXT FEW YEARS THE FEDERAL GOVERNMENT IN THEIR WISDOM STOPS THEIR PATERNALISTIC ATTITUDE TOWARDS THE YUKON, AND IF WE GET A MINISTER WHO WANTS TO GO EVEN FURTHER THAN THIS MINISTER, AND I BELIEVE THIS MINISTER SHOULD BE CONGRATULATED FOR GOING AT LEAST THIS FAR. WE COULD DO NOTHING UNLESS WE GOT ANOTHER DEBATE AND ANOTHER AMENDMENT TO THE YUKON ACT IN THE HOUSE AND MR. CHAIRMAN, EVERY MEMBER I ASSUME HAS READ SOME OF THE VOTES & PROCEEDINGS IN THE HANSARD ON MONDAY, MARCH 18TH, AND IT'S APPARENT TO ANYBODY WHO READS THESE THAT HALF THE PEOPLE WHO ARE TALKING ON THOSE DEBATES

DON'T KNOW WHAT THEY ARE TALKING ABOUT. NOW, I WOULD GUARANTEE THAT A GREAT NUMBER OF MEMBERS WITHIN THE FEDERAL HOUSE DON'T KNOW, NOT ONLY DON'T KNOW WHERE THE YUKON IS, THEY DON'T CARE ABOUT THE YUKON, AND WHEN YOU PUT THE PROPOSITION TO THEM THAT YOU HAVE GOT TO HAVE TWELVE MEMBERS UP IN THAT FUNNY PLACE UP IN THE NORTH THEY SAY WHAT FOR 20,000 PEOPLE? WHETHER OR NOT WE LIKE IT THERE IS BOTH A POPULATION AND A PRICE ON DEMOCRACY AND THAT IS A FACT. WE MIGHT NOT LIKE IT BUT WE HAVE TO LIVE WITH IT. THE VERY THING THAT WE ARE TRYING TO OBTAIN IN THIS HOUSE IS A CABINET FORM OF GOVERNMENT. THERE IS NO POINT IN SITTING HERE CRITICISING ANOTHER CABINET WHICH IS FULLY ELECTED AND SAYING THEY ARE NOT GOING FAR ENOUGH. IT IS THEIR DECISION, THEY HAVE MADE THEIR DECISION, SO IT SEEMS TO ME THAT WE SHOULD LIVE OR TRY TO ACCOMMODATE OR TRY TO GET AS MUCH AS WE POSSIBLY CAN OUT OF THAT DECISION. I DON'T THINK - I DISAGREE WITH WHAT ANY MEMBER SAID AROUND THE HOUSE TODAY AND I DON'T THINK THERE IS THAT MUCH DISAGREEMENT EXCEPT ON THIS ONE POINT. WHETHER OR NOT WE LIKE IT WE ARE PEONS OF THE FEDERAL GOVERNMENT, THAT IS A FACT. THEY OWN THE LAND, THEY OWN THE RESOURCES AND THEY APPARENTLY DETERMINE, OR THEY THINK THEY SHOULD DETERMINE HOW MANY REPRESENTATIVES WE SHOULD HAVE IN THE COUNCIL, AND THEY CAN ALSO DETERMINE WHETHER OR NOT WE ARE GOING TO GET SELF GOVERNMENT AND WHAT TIME, AND THAT IS A FACT SO WE MIGHT AS WELL LIVE WITH IT. THEREFORE, MR. CHAIRMAN, I WOULDN'T WANT TO SEE THE EXECUTIVE COMMITTEE CONCEPT WRITTEN INTO THE ACT AT THIS TIME UNLESS, OF COURSE, THEY ARE PREPARED TO SAY THERE SHALL BE A FULLY ELECTED EXECUTIVE COMMITTEE, BUT LET'S FACE IT THEY ARE NOT GOING TO DO IT. THEY HAVE ALREADY MADE THAT DECISION. MR. CHAIRMAN, I ONLY HAVE ONE OTHER POINT AND AGAIN IT'S A PERSONAL ONE. ONE REASON THAT I THINK IT'S ABSOLUTELY ESSENTIAL THAT WE GET THIS EXPANSION OF MEMBERSHIP IRRESPECTIVE OF ANYTHING ELSE IS THAT THIS HOUSE IS NOT REPRESENTATIVE AS IT PRESENTLY IS CONSTITUTED OF THE TOTAL POPULATION OF THE YUKON. MR. CHAIRMAN, THERE IS A THIRD OF THE POPULATION IN THIS TERRITORY, EITHER INDIAN OR NON-STATUS INDIAN WHO IS NOT REPRESENTED IN THIS HOUSE, AND FROM WHAT I CAN FIND OUT HAVE NEVER BEEN REPRESENTED IN THIS HOUSE, AND IT'S ABOUT TIME THEY WERE. THERE IS NO WAY THAT WE CAN EITHER CONDONE OR RECOMMEND OR CRITICISE OR PASS JUDGEMENT ON THE INDIAN POPULATION OF THIS TERRITORY UNLESS THEY ARE HERE TO SPEAK UP FOR

THEMSELVES. IT'S THEIR RIGHT AND IT'S THEIR OBLIGATION TO RUN MEMBERS THIS NEXT TIME AND MAKE SURE THEY GET INTO THIS HOUSE, BECAUSE WE NEED THEM HERE. WE NEED THEM HERE SO WE CAN GET THEIR POINT OF VIEW AND THEY CAN HEAR OURS. MR. CHAIRMAN, I THANK YOU FOR THE TIME AND I THANK ALL MEMBERS BECAUSE I THINK WE CAN SEND A DECISION DOWN TO THE STANDING COMMITTEE ON NORTHERN AFFAIRS AND IT WOULD BE MY SUGGESTION WITH THE CONCURRENCE OF ALL MEMBERS, MR. CHAIRMAN, THAT WE SHOULD PERHAPS HAVE A CAUCUS MEETING AND SEE IF WE CAN DESIGN SOME SORT OF RECOMMENDATION THAT HAS BEEN REQUESTED FROM OTTAWA FROM THE STANDING COMMITTEE ON NORTHERN AFFAIRS. THANK YOU, MR. CHAIRMAN.

MR. CHAIRMAN: THANK YOU. JUST BEFORE WE PROCEED I WONDER IF I MIGHT BE PERMITTED TO DIRECT A QUESTION TO MR. LEGAL ADVISER IF YOU WOULD ASK HIM IN HERE FOR THIS PURPOSE. MR. LEGAL ADVISER, JUST FROM THE CHAIR, I WONDER IF YOU COULD TAKE A LOOK AT SECTION 18 OF BILL C-9. SECTION 18 OF BILL C-9 AFFECTS THE YUKON TERRITORY IN AS IT REFERS TO THE CANADA ELECTIONS ACT. NOW IN SUBSECTION 6 OF SECTION 113 AS FOUND IN PART 18 WE DEAL WITH THE EXCLUSION OF THE YUKON TERRITORY, FOR INSTANCE, FROM THE 6 MONTHS OF COMING INTO FORCE OR SIX MONTHS PRIOR TO ISSUING THE WRIT. WHAT TIME IS THEN REQUIRED - WHAT NOTICE DOES ONE HAVE TO GIVE FOR THE ELECTORAL OFFICER OR THE CHIEF ELECTORAL OFFICER IN ORDER TO HAVE AN ELECTION. WHAT IS THE MINIMUM TIME NOW?

MR. LEGAL ADVISER: SIX MONTHS.

MR. CHAIRMAN: UNDER THIS SECTION NOW.

MR. LEGAL ADVISER: OH, UNDER THIS SECTION THERE IS NO MAXIMUM OR MINIMAL LIMITS TO TIME. IT SAYS THAT YOU CANNOT HAVE A CHANGE OPERATIVE FOR SIX MONTHS AFTER THE CHANGE IS MADE UNLESS THE CHIEF ELECTORAL OFFICER IS PUT IN A POSITION TO ADOPT IT IN WHICH EVENT HE WILL SAY SO BY PUTTING A NOTICE IN THE GAZETTE WHICH COULD REDUCE IT TO WHATEVER THE PRACTICALITY OF THE SITUATION IS AT THAT TIME.

MR. CHAIRMAN: IS THERE ANYWHERE ELSE IN THE ACT WHICH WOULD SPECIFY A MINIMUM TIME BY WHICH THE CHIEF ELECTORAL OFFICER CAN EFFECTIVELY WORK AND ISSUE A WRIT.

MR. LEGAL ADVISER: SIX MONTHS.

MR. CHAMBERLIST: FROM WHAT DATE?

MR. LEGAL ADVISER: FROM THE TIME OF COMING INTO FORCE OF A CHANGE.

MR. CHAIRMAN: BUT THIS IS WITH THE EXCEPTION OF THIS SECTION.

MR. LEGAL ADVISER: THE EXCEPTION BEING MADE TO THAT SIX MONTHS TIME LIMIT, AND THAT EXCEPTION IS WHATEVER THE TIME THE CHIEF ELECTORAL OFFICER FEELS HE REQUIRES.

MR. CHAIRMAN: THIS MEANS THAT HE DOES NOT HAVE TO USE THE SIX-MONTH PROVISION AS I READ IT, SUBSECTION 618.

MR. LEGAL ADVISER: THAT IS CORRECT SIR.

MR. CHAIRMAN: NOW, IF HE PUBLISHES IN THE CANADA GAZETTE A NOTICE THAT THE NECESSARY PREPARATIONS HAVE BEEN MADE, WHAT PERIOD OF TIME IS THEN REQUIRED TO CALL AN ELECTION TO ISSUE THE WRIT ORDERING THE ELECTION. CAN IT BE DONE THEN?

MR. LEGAL ADVISER: IT'S A NON-MEASUREABLE TIME. IT'S A TIME WHICH IS FIXED BY THE CHIEF ELECTORAL OFFICER. IF HE HAS COMPLETED HIS PREPARATIONS IN TIME HE PUBLISHES A NOTICE. IF HE HASN'T, HE CAN RUN ON TO THE SIX MONTHS, BUT THE SIX MONTHS THEN APPLIES. HE MIGHT BE ABLE TO DO IT IN ONE MONTH, TWO MONTHS, THREE MONTHS, FOUR MONTHS ---

MR. CHAIRMAN: RIGHT. OKAY. THAT WAS ALL I WAS REALLY CONCERNED ABOUT.

MR. TANNER: I AM TRYING TO SECOND-GUESS WHAT THE CHAIRMAN WAS ASKING. IS THE QUESTION YOU ARE TRYING TO ASK OR WANT MORE INFORMATION ABOUT THE FACT AT WHAT TIME COULD WE POSSIBLY HAVE A FEDERAL, TERRITORIAL ELECTION IF WE GOT THESE AMENDMENTS TO THE ACT AND HOW SOON?

MR. CHAIRMAN: YES, THIS IS ONE OF THE QUESTIONS I AM TRYING TO INTERPRET - JUST THE FULL MEANING OF 18, BUT THIS IS ONE OF THE QUESTIONS THAT WAS IN MY MIND - IS THE TIME-TABLE BACK FROM THE ISSUING OF THE WRIT TO THE TIME THE WRIT MAY BE ISSUED TO THE TIME SO FORTH STAGING BACK TO SEE IN TIME, THERE IS SUFFICIENT TIME FOR PARLIAMENT TO DEAL WITH THIS MATTER AND STILL BRING ANY AMENDMENTS IF THEY DO PASS PARLIAMENT INTO EFFECT.

MR. LEGAL ADVISER: YES, BUT IT IS NOT BASICALLY A PARLIAMENTARY TIME-BLOCK WE ARE TALKING

ABOUT. WHAT WE ARE TALKING ABOUT IS A CHANGE COMING INTO FORCE IN THE ELECTORAL DISTRICT BOUNDARIES WHICH IS WITHIN THE POWER OF THIS HOUSE, AND IT TALKS ABOUT SIX MONTHS FROM THE EFFECTIVE DATE COMING INTO FORCE OF THAT ORDINANCE, WHICH IS AN ORDINANCE, OR A SHORTER TIME IF THE ELECTORAL OFFICER CAN DO IT QUICKER.

MR. CHAIRMAN: YES, THIS IS CORRECT, BUT WITHOUT THE PASSAGE OF THIS PARTICULAR BILL C-9 BY PARLIAMENT THEN WE ARE BOUND TO THE SIX MONTHS PROVISION NOTWITHSTANDING BECAUSE IT NOW EXISTS IN THE CANADA ELECTIONS ACT.

SOME HONOURABLE MEMBERS: NO, NO.

MR. CHAIRMAN: YES, BUT UNDER SECTION 113 I'M SURE IT DOES.

MR. TANNER: MR. CHAIRMAN, TO THE BEST OF MY KNOWLEDGE IF THE FEDERAL HOUSE PASSES THIS BILL WE COULD HAVE A TERRITORIAL ELECTION SOMETIME IN THE FALL OR IN THE VERY LATE FALL OR EARLY WINTER.

MR. CHAMBERLIST: BUT WE CAN'T DO THAT BECAUSE WE ARE LIMITED BY THE AMOUNT OF THE WRIT. WE ARE GOING AWAY FROM THE DISCUSSION NOW AND I DON'T WANT TO GO ON TO THAT ELECTORAL BOUNDARY SITUATION BECAUSE THAT BRINGS UP ANOTHER AREA THAT DOESN'T DEAL WITH THIS AT THE MOMENT. WHAT I WOULD LIKE TO REPLY, MR. CHAIRMAN, FIRST OF ALL, REFERENCE WAS MADE TO THE JUDGMENT OF MR. JUSTICE MORROW. UNFORTUNATELY COUNCILLOR TANNER HAS NOT READ THE WHOLE OF THE JUDGMENT, HE HAS TAKEN IT OUT OF CONTEXT OF WHAT WAS INTENDED. BUT REALLY WHAT THE JUDGE SAID IN THIS PARTICULAR INSTANCE, AND YOU HAVE GOT TO KEEP IN MIND THAT WHAT BROUGHT THIS JUDGMENT ABOUT WAS THE ARBITRARY ACTIONS OF THE APPOINTED PERSON UNDER THE YUKON ACT WHO, WHICH CAN HAPPEN AGAIN AND AGAIN BECAUSE THERE IS NOTHING IN THE RECOMMENDED CHANGES IN C9 TO PREVENT THAT FROM HAPPENING IN FUTURE. WHAT HE IS RECOMMENDING IS THAT, WHAT HE IS SAYING ACTUALLY, IS UNDER OUR PRESENT SYSTEM THIS IS WHAT HAPPENS, AND THERE'S NOTHING WRONG WITH WHAT HAPPENS BUT OUR FUNCTION TODAY IN DISCUSSING BILL C-9 IS TO MAKE SURE THAT WHAT DOES HAPPEN IN FUTURE CAN HAPPEN ONLY BECAUSE IT IS ENshrINED IN THE STATUTORY AUTHORITY, AND THAT SHOULD BE RIGHT WITHIN THE YUKON ACT, AND I MUST TELL YOU, MR. CHAIRMAN, THAT AS FAR AS I'M CONCERNED I CANNOT SEE THAT THERE CAN BE ANY DIFFERENCE TO WHAT WE ARE DOING TODAY AND THE PROBLEMS THAT WE ARE GOING TO

BE INVOLVED IN WITH EXECUTIVE COMMITTEE AND WITH A MANIPULATING COMMISSIONER WHETHER IT IS THIS ONE OR THE NEXT ONE, WHO HE WILL TEACH I'M SURE, TO BE IN THE SAME POSITION BECAUSE THE SAME THING WILL HAPPEN. NOW THIS IS WHERE THERE IS A QUESTION WHETHER OR NOT THE EXECUTIVE COMMITTEE HAS BEEN WORKING. I SAY TO A GREAT EXTENT IT HAS WORKED, BUT AT THE SAME TIME I WANT TO INDICATE THAT WHILE HE FIRST HAD THE RIGHT IDEA THE COMMISSIONER CAN BY MANIPULATION AFFECT THE ELECTED PEOPLE. NOW - - -

MRS. WATSON: MR. CHAIRMAN, POINT OF PRIVILEGE. HE'S MAKING INSINUATIONS THERE THAT I CAN'T AGREE WITH AND I'M GOING TO VOICE MY DISAGREEMENT VERY STRONGLY.

MR. CHAMBERLIST: YOU CAN GET UP AND SAY SO THEY DON'T - - -

MRS. WATSON: ON A POINT OF PRIVILEGE, MR. CHAIRMAN.

MR. CHAIRMAN: WHAT IS YOUR POINT OF PRIVILEGE? PLEASE, BE SEATED.

MRS. WATSON: MR. CHAIRMAN, HE'S MAKING INSINUATIONS ABOUT ELECTED PEOPLE BEING INFLUENCED UNDULY, AND I AM RESENTING THE INSINUATIONS THAT THE HONOURABLE MEMBER IS MAKING.

MR. CHAIRMAN: I THINK IT'S WITHIN THE CONFIDENCE OF THE HONOURABLE MEMBER TO MAKE THAT ACCUSATION AS LONG AS IT IS NOT AGAINST ANY MEMBER OF THIS HOUSE. I HAVEN'T HEARD - -

MRS. WATSON: MR. CHAIRMAN, MAYBE YOU SHOULD LISTEN A LITTLE MORE CAREFULLY. HE CERTAINLY WAS MAKING ACCUSATIONS AGAINST SOMEONE IN THIS HOUSE, AND I HAVE A RIGHT TO STAND UP ON A POINT OF PRIVILEGE. HE SEEMS TO SLUR OVER THESE THINGS QUITE EASILY AND NO-ONE ELSE SEEMS TO NOTICE THEM.

MR. CHAIRMAN: I UNDERSTOOD THE HONOURABLE MEMBER WAS SPEAKING ABOUT WALLY FIRTH, THE COMMISSIONER OF THE NORTHWEST TERRITORIES BUT, HOWEVER, I COULD HAVE MISUNDERSTOOD.

MR. CHAMBERLIST: IN ANY CASE, THE POSITION IS QUITE CLEAR MR. CHAIRMAN, THAT THERE IS A COMMISSIONER'S ORDER 1970/2 WHICH THE COMMISSIONER HAS, I REPEAT, SIGNED FOR HIMSELF, GIVEN HIMSELF THE DIRECTION AND

MANAGEMENT OVER THE ELECTED MEMBERS OF THE EXECUTIVE COMMITTEE. YOU CAN'T DENY THAT, HE'S GOT HIS SIGNATURE ATTACHED TO THE BILL. NOW CERTAIN REFERENCE WAS MADE TO LAND, AND WE CAN'T DEAL WITH LAND UNLESS WE HAVE CHANGES TO THE ACT THAT GIVES US THE RIGHT TO DEAL WITH LAND. WHAT'S GOING TO HAPPEN NOW? IT'S GOING TO BE GIVEN TO THE COMMISSIONER, NOT TO THE COMMISSIONER IN COUNCIL, NOT TO THE TERRITORY. THEY ARE GOING TO ALTER IT NOW AND TAKE IT AWAY FROM THE TERRITORY AND GIVE IT TO THE COMMISSIONER, AND I HAVE TOLD HIM BEFORE THAT HE WAS DOING WHAT HE WAS DOING ILLEGALLY, THAT HE WAS CANCELLING OUT LEASES AND I KNOW THAT WHAT'S GOING TO HAPPEN NOW, AND I SAY THIS PUBLICLY, ANYBODY WHO HAS HAD THEIR LEASE CANCELLED ARBITRARILY FROM THE COMMISSIONER CAN NOW TAKE STEPS TO SEE THAT THEY GET THEIR LAND BACK BECAUSE HE HAS DONE IT WITHOUT AUTHORITY. OTHERWISE, THERE WOULD NOT HAVE BEEN THE NECESSITY TO CHANGE THAT PARTICULAR SECTION NOW. NOW PEOPLE GET ELECTED ON THE BASIS OF RESPONSIBLE GOVERNMENT. ALL MEMBERS SITTING AROUND THIS TABLE WENT TO THE POLLS ON SEPTEMBER 8, 1970, AND THEY PLATFORMED ON THE BASIS OF RESPONSIBLE GOVERNMENT FOR THE YUKON, AND NOW I HEAR THE MEMBER FROM WHITEHORSE NORTH SPEAKING AGAINST WHAT HE WAS ELECTED - ON THE BASIS OF WHAT HE WAS ELECTED. HE SAYS NOW WE DON'T WANT RESPONSIBLE GOVERNMENT; WHAT WE WANT IS TO BE SATISFIED WITH THE INCREASE IN THE NUMBER OF COUNCIL BECAUSE BY AGREEING TO THAT HE'S SAYING WE ARE NOT INTERESTED IN ANYTHING MORE. HE MADE REFERENCE, MR. CHAIRMAN, TO THE COMMISSIONER WHO HAVING BEEN A MEMBER OF TERRITORIAL COUNCIL WAS ALSO FRUSTRATED. LET ME SAY THAT HE HAS TRANSFERRED THIS FRUSTRATION ON THE BASIS OF WHAT HAS BEEN GOING ON. YOU KNOW, I COULDN'T HELP MAKING A FUN WHEN THE REFERENCE WAS MADE THAT WE ARE BEING TREATED AS PEONS AND YOU KNOW ROUGHLY IT MIGHT AS WELL SAY PEE ON THE FEDERAL GOVERNMENT. WE ARE NOT CONCERNED ABOUT WHAT THEY ARE THINKING ABOUT. WE HAVE GOT TO BE CONCERNED ABOUT THE PEOPLE OF THE YUKON. IN REFERENCE TO THE YUKON INDIAN POPULATION CERTAINLY, IF THEY WANT TO GET OUT AND CAMPAIGN AND BE ELECTED, BY ALL MEANS THEY'LL HAVE EVERY RIGHT TO GET TO THE COUNCIL CHAMBER. I HOPE WHEN THE DISTRIBUTION DOES TAKE PLACE THAT THEY WILL BE DISTRIBUTED IN SUCH A WAY THAT NATIVE MEMBERS WILL BE ABLE TO GET ELECTED BUT THEY MUST GET ELECTED IN THE SAME WAY AS EVERYBODY ELSE. THEN WE'LL UNDERSTAND WHAT REALLY IS REQUIRED OF THEM, THEY WILL UNDERSTAND WHAT

IS REQUIRED OF THEM AND WE'LL GET TO UNDERSTAND EACH OTHER.

THOUGH THESE THINGS GO AWAY FROM THE GENERAL PRINCIPLE AND I'M GOING TO STOP AT THIS TIME, I THINK THAT WE HAVE TO SAY QUITE CLEARLY AND I REPEAT, WHAT HAS BEEN OFFERED TO US DOESN'T GO ANYWHERE NEAR WHAT WE HAVE BEEN ASKING FOR. IT ONLY GIVES US ONE THING, AN EXPANSION OF THE SIZE, OF THE NUMBER OF COUNCIL AND NOT ONE iota more.

MR. CHAIRMAN: WHAT IS YOUR FURTHER PLEASURE? IS IT YOU WISH I REPORT PROGRESS AT THIS TIME IN THIS MATTER? WHAT IS YOUR PLEASURE?

MR. STUTTER: MR. CHAIRMAN THERE WAS A SUGGESTION LAST NIGHT, IF I MIGHT REMIND MEMBERS, AFTER DEBATE AND IT APPEARS THAT WE HAVE PRETTY WELL COME TO THE END OF DEBATE, THAT WE WOULD CAUCUS TO TRY TO REACH SOME KIND OF UNINEMITY IN SENDING A RESOLUTION OR A MOTION TO OTTAWA. IS THAT STILL THE FEELING OF COMMITTEE?

MRS. WATSON: I AGREE, MR. CHAIRMAN.

MR. CHAMBERLIST: I THINK WE HAVE TO GO FURTHER THAN THAT. I THINK THAT WHAT WE DID THE LAST TIME, WE HAD ALL COUNCIL GO TO OTTAWA. WE MANAGED TO GET A GREAT CONCESSION FROM OTTAWA. THERE WAS TO BE ONLY ONE MEMBER OF THE EXECUTIVE COMMITTEE. WE MANAGED TO DOUBLE THAT. I THINK THAT IF WE HAVE SOME OF US GO DOWN, ONCE WE'VE HAD THE CAUCUS AND SEEN THE POINT, THAT WE SHOULD STRONGLY GO TO THE STANDING COMMITTEE AND STRONGLY SAY TO THE STANDING COMMITTEE THAT WE ARE SEEKING MUCH MORE THAN WHAT HAS BEEN SUGGESTED IN THE BILL. THIS IS WHAT THE STANDING COMMITTEE WANTS OF US. I THINK THIS IS WHERE WE HAVE TO MAKE A DECISION, NOT A MATTER OF SENDING RESOLUTIONS OR MOTIONS. IT IS JUST NOT GOOD ENOUGH. WE HAVE TO GO BEFORE THAT STANDING COMMITTEE AND LET THEM KNOW EXACTLY HOW WE, AS REPRESENTATIVES OF THE PEOPLE FEEL.

MR. CHAIRMAN: IT HAS BEEN SUGGESTED THAT YOU WISH TO CAUCUS IN THIS PANNER. IS THIS THE AGREEMENT OF COMMITTEE?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: WHAT IS YOUR FURTHER PLEASURE AT THIS TIME?

MR. CHAMBERLIST: I MOVE THAT MR. SPEAKER DO NOW RESUME THE CHAIR.

MR. CHAIRMAN: IS THERE A SECONDER?

MR. TANNER: I'LL SECOND IT.

MR. CHAIRMAN: IT WAS MOVED BY COUNCILLOR CHAMBERLIST SECONDED BY COUNCILLOR TANNER THAT MR. SPEAKER DO NOW RESUME THE CHAIR. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

MOTION CARRIED

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF THE COMMITTEE.

MR. TAYLOR: MR. SPEAKER, COMMITTEE CONVENED AT 11:30 A.M. TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS.

COMMITTEE FIRST CONSIDERED THE COMMONS BILL C-9 RESPECTING AMENDMENTS TO THE YUKON ACT. COMMITTEE RECESSED AT 12 NOON AND RECONVENED AT 2:00 P.M. THIS AFTERNOON.

IT WAS MOVED BY COUNCILLOR CHAMBERLIST SECONDED BY COUNCILLOR TANNER THAT MR. SPEAKER DO NOW RESUME THE CHAIR AND THIS MOTION CARRIED.

MR. SPEAKER: YOU HAVE HEARD THE REPORT OF THE CHAIRMAN OF THE COMMITTEE. ARE WE AGREED?

SOME HONOURABLE MEMBERS: AGREED

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I BELIEVE IT IS THE INTENTION OF COMMITTEE TOMORROW TO CONTINUE WITH THE BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MRS. WATSON: MR. SPEAKER, I WOULD SUGGEST WE CAUCUS AT 7:30.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TANNER: MR. SPEAKER, I MOVE THAT WE CALL IT 5:00 P.M.

MR. SPEAKER: IS THERE A SECONDER?

MR. STUTTER: YES MR. SPEAKER, I'LL SECOND THAT MOTION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH SECONDED BY THE HONOURABLE MEMBER FOR DANSON THAT WE CALL IT 5:00 P.M. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED

MR. SPEAKER: I DECLARE THE MOTION CARRIED AND THIS HOUSE STANDS ADJOURNED UNTIL 10:00 A.M. TOMORROW.

ADJOURNED

WEDNESDAY, MARCH 27, 1974

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM CLERK, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: THE HOUSE WILL NOW COME TO ORDER. ARE THERE ANY DOCUMENTS OR CORRESPONDENCE TO BE TABLED?

MRS. WATSON: YES, MR. SPEAKER, I HAVE FOR TABLING LEGISLATIVE RETURNS NOS. 15 TO 19 AND SESSIONAL PAPER NO. 15.

MR. SPEAKER: ARE THERE ANY REPORTS OF COMMITTEES? ARE THERE ANY BILLS TO BE INTRODUCED? ARE THERE ANY NOTICES OF MOTION OR RESOLUTIONS?

MR. TANNER: MR. SPEAKER, I GIVE NOTICE OF MOTION TO MOVE SESSIONAL PAPER NO. 15 FOR DISCUSSION IN COMMITTEE OF THE WHOLE.

MR. CHAMBERLIST: MR. SPEAKER, I GIVE NOTICE OF MOTION RE LEGISLATIVE RETURNS NOS. 17, 18 AND 19 FOR DISCUSSION IN THE COMMITTEE OF THE WHOLE.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTIONS? ARE THERE ANY MOTIONS FOR THE PRODUCTION OF PAPERS? AS THERE ARE NOT MOTIONS FOR THE PRODUCTION OF PAPERS, WE COME TO MOTION NO. 9

MOTION NO. 9

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR MCKINNON THAT SESSIONAL PAPER NO. 14 BE MOVED INTO COMMITTEE OF THE WHOLE. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME? ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MOTION NO. 10

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR STUTTER, SECONDED BY COUNCILLOR WATSON THAT LEGISLATIVE RETURN NO. 12 BE MOVED INTO COMMITTEE OF THE WHOLE. ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: WE COME TO THE QUESTION PERIOD. QUESTION NO. 1 RE ASSISTANT COMMISSIONER G.K. FISHER-FLEMING. MADAM CLERK WILL YOU ASCERTAIN IF MR. COMMISSIONER IS AVAILABLE? WE WILL NOW HAVE A SHORT RECESS.

RECESS

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY QUESTIONS?

MR. TAYLOR: MR. SPEAKER, I UNDERSTAND THAT MR. COMMISSIONER IS PRESENTLY ENGAGED IN ANOTHER MEETING AT THE MOMENT. BUT I HAVE THREE WRITTEN QUESTIONS THAT I WOULD LIKE TO ASK THE HOUSE TO CONSIDER THIS AFTERNOON.

QUESTION RE: ROYALTY REVENUE ON MINE PRODUCTION

THE FIRST QUESTION IS; WOULD THE ADMINISTRATION PROVIDE COUNCIL WITH INFORMATION AS TO THE TOTAL AMOUNT OF ROYALTY REVENUE ON MINE PRODUCTION, PAID OR OWING THE FEDERAL GOVERNMENT RESPECTING THE FISCAL YEARS 1971/72, 1972/73, AND 73/74 IN RESPECT TO THE FOLLOWING COMPANIES: WHITEHORSE COPPER MINES, UNITED KENO HILL MINES, CLINTON CREEK ASBESTOS AND ANVIL MINING CORPORATION.

QUESTION RE: REVENUE FROM INCOME TAX, CORPORATION TAX

MY SECOND QUESTION; WOULD THE ADMINISTRATION PROVIDE COUNCIL WITH INFORMATION AS TO THE TOTAL AMOUNT OF REVENUE PAID OR OWING TO THE FEDERAL GOVERNMENT IN RESPECT OF FISCAL YEARS 1971/72, AND 1972/73 FROM ALL SOURCES ATTRIBUTED TO THE YUKON TERRITORY IN RESPECT OF (A) INCOME TAX (B) CORPORATION TAX.

QUESTION RE: ROYALTIES ON PRODUCTION AND EXPORT OF PETROLEUM AND NATURAL GAS

MY THIRD QUESTION; WOULD THE ADMINISTRATION PROVIDE COUNCIL WITH INFORMATION AS TO THE TOTAL AMOUNT OF REVENUE PAID OR OWING TO THE FEDERAL GOVERNMENT IN RESPECT OF ROYALTIES ON PRODUCTION AND EXPORT OF PETROLEUM AND NATURAL GAS IN THE YUKON TERRITORY.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?

QUESTION RE: ANOTHER SESSION OF COUNCIL

MR. STUTTER: YES, MR. SPEAKER, I HAVE A QUESTION TO ASK OF EITHER OF THE ELECTED MEMBERS ON THE EXECUTIVE COMMITTEE. ON A COUPLE OF THE SESSIONAL PAPERS THAT HAVE BEEN TABLED IN THE

HOUSE, THERE IS THE FOLLOWING PARAGRAPH: "IF PROGRAM APPROVAL IS OBTAINED I WOULD PROPOSE TO INTRODUCE LEGISLATION AT AN APPROPRIATE FUTURE SESSION OF THIS COUNCIL IN ORDER TO OBTAIN YOUR APPROVAL." AND THIS IS ON TWO OR THREE OF THE LEGISLATIVE RETURNS. MY QUESTION IS:

IS IT THE INTENTION OF THE ADMINISTRATION TO CALL ANOTHER SESSION OF COUNCIL BETWEEN THIS ONE AND THE FALL SESSION, OR THE ELECTION I SHOULD SAY?

MR. TANNER: YES, MR. SPEAKER, THERE IS AN INTENTION BECAUSE WE WILL HAVE TO AMEND THE ELECTIONS BILL.

MR. CHAMBERLIST: SUPPLEMENTARY, I WONDER IF WE CAN GET A WRITTEN ANSWER. DOES THIS MEAN THAT IF WE HAVE ANOTHER SESSION OF COUNCIL, THAT THERE WILL BE NO SESSION OF COUNCIL CALLED IN THE FALL AS WAS THE LAST YEAR?

MRS. WATSON: MR. SPEAKER, THAT IS VERY DIFFICULT TO ANSWER AT THIS TIME.

MR. CHAMBERLIST: I JUST ASKED FOR A WRITTEN ANSWER.

MR. SPEAKER: AS THERE ARE NO FURTHER QUESTIONS WE COME TO PRIVATE BILLS AND ORDERS, PUBLIC BILLS AND ORDERS, BILL NO. 7, AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE. ARE YOU PREPARED TO GIVE SECOND READING TO THIS ORDINANCE?

BILL NO. 7

MRS. WATSON: ON THE NEXT SITTING DAY, MR. SPEAKER.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I WOULD MOVE THAT MR. SPEAKER DO NOW LEAVE THE CHAIR AND COUNCIL RESOLVE INTO COMMITTEE OF THE WHOLE FOR THE PURPOSE OF DISCUSSING BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. STUTTER: I SECOND THAT MOTION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WATSON LAKE, SECONDED BY THE HONOURABLE MEMBER FOR DAWSON THAT MR. SPEAKER DO NOW LEAVE THE CHAIR FOR THE PURPOSE OF CONVENING THE COMMITTEE OF THE WHOLE TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED

AND THE HONOURABLE MEMBER FOR WATSON LAKE PLEASE TAKE THE CHAIR OF THE COMMITTEE OF THE WHOLE.

MOTION CARRIED.

MR. CHAIRMAN: AT THIS TIME I WILL CALL COMMITTEE TO ORDER AND WHEN LAST WE ROSE WE WERE DEALING WITH AMENDMENTS TO BILL C-9. WHAT IS YOUR PLEASURE IN THIS RESPECT?

MOTION 88

MR. MCKINNON: MR. CHAIRMAN, I HAVE A MOTION SECONDED BY COUNCILLOR STUTTER THAT MADAM CLERK IS PASSING TO THE MEMBERS AND TO THE PRESS IF YOU COULD JUST WAIT A FEW SECONDS.

MR. CHAIRMAN, I WOULD LIKE TO MOVE, SECONDED BY COUNCILLOR STUTTER THAT WHEREAS THE CONSTITUTIONAL EVOLUTION OF THE YUKON TERRITORY HAS FOLLOWED A DISTINCT PATTERN BEGINNING WITH A WHOLLY ELECTED COUNCIL IN 1908 AND THE SUBSEQUENT INVOLVEMENT OF ELECTED MEMBERS IN THE OPERATION OF GOVERNMENT WITH THE ESTABLISHMENT OF AN ADVISORY COMMITTEE ON FINANCE IN 1960 AND THE CREATION OF THE EXECUTIVE COMMITTEE CONCEPT IN 1970; AND WHEREAS IT IS THE INTENTION OF THE PRESENT FEDERAL GOVERNMENT TO AMEND THE YUKON ACT TO PROVIDE FOR AN EXPANSION OF THE COUNCIL AND TO AUGMENT ELECTED REPRESENTATION ON THE EXECUTIVE COMMITTEE; NOW THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE YUKON TERRITORY IN SESSION ASSEMBLED

(1) SUPPORTS THE PROPOSAL TO INCREASE THE NUMBER OF MEMBERS ON THE COUNCIL TO TWELVE, AND

(2) REQUESTS THAT THE COUNCIL BE GIVEN THE POWER TO DETERMINE THE NUMBER OF ITS OWN MEMBERS IN THE FUTURE;

AND BE IT RECOGNIZED THAT THE COUNCIL

(1) IS DISMAYED BY THE ABSENCE OF FURTHER PROVISIONS FOR CONSTITUTIONAL REFORM AND THE EVOLUTION OF RESPONSIBLE GOVERNMENT FOR THE YUKON IN BILL C-9, AND

(2) AFFIRMS ITS CONTINUING SUPPORT OF MOTION NO. 40 PASSED BY THE YUKON LEGISLATIVE COUNCIL ON APRIL 15, 1966 AND MOTION NO. 1 PASSED ON JANUARY 23, 1968, WHICH MOTIONS ARE IDENTICAL TO THE MOTION PASSED UNANIMOUSLY BY THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT IN WHITEHORSE ON DECEMBER 12, 1973.

MR. CHAIRMAN: I DON'T WANT TO TAKE THE TIME OF

COMMITTEE UP ANY LONGER ON FURTHER DEBATE ON THE QUESTION OF BILL C-9. I THINK ALL MEMBERS OF COMMITTEE HAVE HAD THEIR SAY ON THE CONCEPTS OF THE BILL AND THE MOTION HAS COME ABOUT FROM THE DEBATE THAT HAS BEEN HELD SO FAR IN COMMITTEE ON THE AMENDMENTS TO THE YUKON ACT. I WOULD LIKE TO SAY, MR. CHAIRMAN, THAT I WOULD LIKE TO ASK THAT THIS HOUSE FORWARD THIS MOTION PLUS THE DEBATES ON BILL C-9 PLUS MOTIONS NO. 40, NO. 1 AND THE MOTION PASSED BY THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT IN WHITEHORSE TO EVERY MEMBER NOW SITTING ON THE STANDING COMMITTEE OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT AT THE EARLIEST OPPORTUNITY, LIKE THIS AFTERNOON OR TOMORROW MORNING. THANK YOU, MR. CHAIRMAN.

MR. CHAIRMAN: ALRIGHT, FROM THE CHAIR, IT HAS BEEN MOVED BY COUNCILLOR MCKINNON, SECONDED BY COUNCILLOR STUTTER: (REPEATS MOTION).

WHAT IS YOUR PLEASURE IN THIS RESPECT?

SOME MEMBERS: QUESTION.

MR. CHAIRMAN: ARE YOU AGREED? I SHALL DECLARE THIS MOTION CARRIED.

MOTION CARRIED.

MR. CHAIRMAN: WHAT IS YOUR FURTHER PLEASURE?

MR. STUTTER: MR. CHAIRMAN, I HAVE A FURTHER MOTION, MOVED BY MYSELF, SECONDED BY COUNCILLOR TANNER THAT COUNCILLORS MCKINNON AND TAYLOR BE APPOINTED AS COUNCIL REPRESENTATIVES BEFORE THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, CURRENTLY DISCUSSING BILL C-9, AN ACT TO AMEND THE YUKON ACT, THE NORTHWEST TERRITORIES ACT AND THE CANADA ELECTIONS ACT.

I FEEL, MR. CHAIRMAN, THAT BOTH OF THESE TWO MEMBERS OF COUNCIL HAVE HAD A GREAT DEAL TO DO WITH WHAT REFORMS SO FAR HAVE BEEN GAINED FROM OTTAWA IN THE LAST FEW YEARS AND HAVE BEEN IN ON PRACTICALLY ALL OF THE DEBATES OVER THE PAST UMPTEN YEARS REGARDING THE CONSTITUTIONAL CHANGES AND I AM QUITE HAPPY TO RECOMMEND THAT BOTH OF THEM GO DOWN TO OTTAWA TO REPRESENT THE VIEWS OF THE MAJORITY OF COUNCIL.

MR. CHAMBERLIST: IS MR. CHAIRMAN GOING TO READ THIS FROM THE CHAIR BEFORE DISCUSSION?

MR. CHAIRMAN: IT HAS BEEN MOVED BY COUNCILLOR

STUTTER, SECONDED BY COUNCILLOR TANNER THAT COUNCILLORS MCKINNON AND TAYLOR BE APPOINTED AS COUNCIL REPRESENTATIVES BEFORE THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, CURRENTLY DISCUSSING BILL C-9, AN ACT TO AMEND THE YUKON ACT, THE NORTHWEST TERRITORIES ACT AND THE CANADA ELECTIONS ACT. PROCEED, COUNCILLOR CHAMBERLIST.

MR. CHAMBERLIST: MR. CHAIRMAN, I AM GOING TO VOTE AGAINST THE MOTION FOR A SPECIFIC REASON AND I DOUBT WHETHER I WILL HAVE ANYONE ELSE SUPPORT ME IN VOTING AGAINST THE MOTION BECAUSE I SAY THAT WHAT IS BEING DONE IN THIS MANNER IS AN ATTEMPT TO SHOW A DISSENTION OF FEELING AMONG COUNCIL IN THE MAIN MOTION THAT HAS ALREADY BEEN PASSED, THAT IS THE SUPPORT OF MOTION NO. 40 OF 1966 AND MOTION NO. 1 OF 1968. THE STANDING COMMITTEE HAS INDICATED THAT IT IS INTERESTED TO HAVE MEMBERS OF COUNCIL PRESENT THEIR VIEWS AND COMMENTS TO THE COMMITTEE. NOW, THERE ARE DIVERGENT VIEWS AS TO WHAT WE SHOULD STRIVE FOR IF THE GOVERNMENT OF CANADA DOES NOT WISH TO GO BEYOND THE INDICATED CHANGES OF BILL C-9. THIS HAS ALREADY BEEN EXPRESSED BY ALL MEMBERS OF COUNCIL; THAT BILL C-9 DOES ONLY ONE THING AND THAT IS INCREASE THE NUMBER OF MEMBERS OF COUNCIL FROM 7 TO 12. I THINK THAT A SPECIFIC DANGER IN JUST SIMPLY APPOINTING TWO SPECIFIC PEOPLE AS COUNCIL REPRESENTATIVES BECAUSE ALTHOUGH I AGREE THAT THE TWO MEMBERS WHO HAVE BEEN NAMED, HAVE DONE CONSIDERABLE WORK ON BEHALF OF RESPONSIBLE GOVERNMENT AND FOR THE YUKON. I BELIEVE THAT THEY CANNOT GIVE THEIR OPINIONS AS TO WHAT SHOULD TAKE PLACE OR BARGAIN FOR THE BEST POSSIBLE ADDITIONS TO C-9 IF THE GOVERNMENT OF CANADA REFUSES TO GO ALONG WITH WHAT WE ARE INSISTING AS A MINIMUM TOWARDS RESPONSIBLE GOVERNMENT.

I HAVE MADE MY POSITION CLEAR THAT BECAUSE THE DIVERGENT VIEWS WANT TO BE EXAMINED BY THE STANDING COMMITTEE OF INDIAN AFFAIRS, I INTEND TO GO IN ANY EVENT AND EVEN IF I HAVE TO GO AT MY OWN EXPENSE AND NOT WITHSTANDING THE ABSOLUTE OPPOSITION THAT I BELIEVE COMES FROM COUNCILLOR TANNER AND COUNCILLOR WATSON. I SAY THESE SPECIFICALLY BECAUSE IT HAS BEEN MADE QUITE CLEAR TO ME THAT THEIR CONCERN IS NOT FOR THE FUTURE OF THE YUKON AND SOLIDARITY OF THOUGHT OF MEMBERS OF THIS COUNCIL BUT TO USE THEIR POSITIONS THAT THEY HOLD NOW, TO SPLIT THE PRINCIPLE THAT HAS BEEN ENDOWED WITHIN THE MESSAGE THAT HAS BEEN SENT BY JUDGE BUCHANAN, THE CHAIRMAN OF THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT.

MY HOPE WAS THAT I HAD INDICATED QUITE CLEARLY TO THEM, THAT I WAS GOING DOWN IN ANY EVENT. THAT IT COULD BE CLEARLY SAID THEN THOSE TWO COUNCILLORS WHO THEY HAVE CHOSEN TO GO DOWN AND MYSELF, WOULD INDEED BE COUNCIL REPRESENTATION. I MADE THIS POSITION CLEAR TO THEM. TO ME, THE WORDS THAT COUNCILLOR MCKINNON AND TAYLOR BE APPOINTED AS COUNCIL REPRESENTATIVES INDICATE THAT THEY ARE BEING APPOINTED TO BE MY REPRESENTATIVE SPEAKING FOR THOSE PEOPLE THAT I REPRESENT AS WELL. I CAN'T ACCEPT THAT. I CAN'T ACCEPT IT BECAUSE, AS FAR AS I'M CONCERNED IT DOESN'T SHOW AND ALLOW INDIVIDUAL MEMBERS WHO HAVE SOME SPECIFIC THOUGHTS THAT HAVE BEEN BROUGHT ABOUT BY LONG YEARS OF STUDY AND RESEARCH SHOULD BE PUSHED ASIDE AND NEGATED BECAUSE OF THE PERSONALITIES THAT ARE INVOLVED.

MR. CHAIRMAN, WHEN I DO GO DOWN THERE AND I AM SURE THE OTHER MEMBERS OF COUNCIL WHO ARE GOING DOWN, WILL BE KEEPING WITHIN THE TERMS OF THE MOTION THAT HAS JUST BEEN PASSED, THEY CAN HAVE MY ASSURANCE NOW AND ALL MEMBERS OF COUNCIL CAN HAVE MY ASSURANCE NOW, THAT I WILL BE ALSO KEEPING WITHIN THE TERMS WE HAVE OUTLINED WITHIN THAT RESOLUTION. SOME HAVE EXPRESSED FEARS NOTWITHSTANDING THAT I HAVE APPEARED BEFORE THE STANDING COMMITTEE QUITE OFTEN, SOME HAVE EXPRESSED FEARS THAT BECAUSE OF MY ABJECT DISLIKE FOR THE MANNER IN WHICH COMMISSIONER JAMES SMITH HAS CONDUCTED HIMSELF IN THE ADMINISTRATION OF THE TERRITORY AND THE MANNER IN WHICH HE HAS ABUSED THE PUBLIC SERVICE AND IN THE MANNER IN WHICH HE HAS MANIPULATED MEMBERS OF THIS TERRITORIAL COUNCIL, THAT I WOULD MAKE THAT SPECIFIC THING A POINT OF REFERENCE IN MY DISCUSSIONS AND SUBMISSIONS TO THE STANDING COMMITTEE OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT. I WANT TO ASSURE ALL MEMBERS THAT MY DISLIKE AND CONTEMPT FOR COMMISSIONER JAMES SMITH HAS NOTHING AT ALL TO DO WITH MY FEELINGS OF SEEKING FOR THE YUKON, THE BASIC DEMOCRATIC RIGHTS THAT EVERY CANADIAN IN CANADA SHOULD ENJOY. WHEN I STAND OR SIT BEFORE THE STANDING COMMITTEE I WILL SPEAK ABOUT THE DISCONTINUANCE OF THE OFFICE OF COMMISSIONER AND WHETHER IT BE JAMES SMITH OR JOHN DOE, THE SAME POINTS THAT I MAKE WILL APPLY. I WANT TO MAKE THAT POSITION CLEAR, MR. CHAIRMAN, BECAUSE I DON'T WANT IT TO BE SAID THAT I HAVE NOT CLARIFIED MY PARTICULAR STAND. I WILL GO THERE SPEAKING AS A MEMBER OF THIS TERRITORIAL COUNCIL AND SPEAKING FOR THE PEOPLE OF THE YUKON. I REITERATE THAT THERE WILL BE NO REFERENCE WHATSOEVER TO THE PRESENT INCOMPETENCE, BY ME,

BUT CERTAINLY THERE WILL BE REFERENCE TO THE FACT THAT WE HAVE APPOINTED PEOPLE WHO ARE RUNNING THIS TERRITORY AND DESTROYING THE WHOLE FUNCTION OF GOVERNMENT THAT HAS BEEN ATTEMPTED IN THE EXECUTIVE COMMITTEE CONCEPT. PERHAPS IF THERE WERE PEOPLE WITH DIFFERENT TYPE OF FEELINGS, EVEN IF THEY WERE APPOINTED, WHO WOULD BE CONSIDERING THE GROWTH AND THE ONWARD MARCH TO RESPONSIBLE GOVERNMENT FOR THE PEOPLE OF THE YUKON TERRITORY, THERE WOULD BE LESS OF A PROBLEM THAT HAS EVEN DEVELOPED IN THE SUBMISSION RIGHT HERE OF THIS TYPE OF RESOLUTION WHICH ATTEMPTS TO SPLIT, MY COLLEAGUES, COUNCILLOR TAYLOR AND COUNCILLOR MCKINNON FROM MYSELF IN THE VERY THOUGHTS THAT THE THREE OF US HAVE WORKED TOGETHER FOR MANY LONG YEARS TO REACH THE ULTIMATE AIM.

JUST TO FINALIZE MY REMARKS, MR. CHAIRMAN, I APPRECIATE ALL MEMBERS OF COUNCILS' THOUGHTS EXCEPT THOSE OF COUNCILLOR TAYLOR, I BEG YOUR PARDON OF COUNCILLOR TANNER AND COUNCILLOR WATSON, WHO IN MY OPINION, HAVE ONCE AGAIN SHOWN HOW LITTLE THEY ARE IN MIND. INDEED WHAT THEY ARE DOING IS NOT BEING WILLING TO STRENGTHEN THIS COUNCIL IN ITS SUBMISSIONS TO THE STANDING COMMITTEE OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, BY DISPENSING WITH THEIR PERSONAL DISLIKES AND RECOGNIZE THE FACT THAT I'M GOING DOWN IN ANY EVENT, BUT JUST SAY GOOD LUCK FELLOWS, DO YOUR BEST FOR THE YUKON. THAT HAS BEEN LEFT OUT ENTIRELY, THEY DON'T WANT TO SEE ME PARTICIPATE IN DOING THE BEST I CAN FOR THE YUKON, JUST FROM A PERSONAL ATTITUDE. WHETHER THEY LIKE OR DISLIKE ME, I INTEND TO GO DOWN TO OTTAWA AND WORK WITH THE OTHER TWO MEMBERS TO DO WHATEVER CAN BE DONE IN CONJUNCTION WITH THEM TO PUT FORWARD THE STRONGEST CASE POSSIBLE ON BEHALF OF THIS COUNCIL AND ON BEHALF OF THE YUKON TERRITORY, SO THAT THE YUKON WILL EVENTUALLY GET WHAT IT IS SO PROPERLY ENTITLED TO. AND THAT IS A FORM OF RESPONSIBLE GOVERNMENT, DEMOCRATIC GOVERNMENT AND ALSO A FORM OF GOVERNMENT THAT WILL DISPENSE COMPLETELY WITH THOSE APPOINTED PEOPLE WHO HAVE NO CONSIDERATION FOR THE PEOPLE OF THE YUKON, BUT FOR THEIR OWN SELF.

MR. CHAIRMAN: IS THERE ANY FURTHER DISCUSSION ON THIS MOTION?

ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. CHAIRMAN: ARE YOU AGREED?

SOME MEMBERS: AGREED.

MR. CHAMBERLIST: DISAGREE WITH THE MOTION. I WANT MY DISAGREEMENT RECORDED PLEASE, MR. CHAIRMAN.

MR. CHAIRMAN: I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. CHAIRMAN: THE NEXT ITEM OF BUSINESS IS BILL NO. 1. MADAM CLERK I BELIEVE WE REQUIRE THE PRESENCE OF THE TREASURER AND THE EXECUTIVE COMMITTEE MEMBER. IS THIS THE WISH OF THE COMMITTEE?

SOME MEMBERS: AGREED.

MR. CHAIRMAN: SEE IF THEY ARE AVAILABLE PLEASE AND I WILL DECLARE A BRIEF RECESS.

RECESS

MR. CHAIRMAN: AT THIS TIME WE WILL CALL COMMITTEE TO ORDER AND WE HAVE WITH US MR. HUBERDEAU AND MR. MILLER TO ASSIST US IN DELIBERATIONS RELATIVE TO BILL NO. 1. WHEN LAST WE ROSE ON THIS SUBJECT, WE WERE DEALING WITH SCHEDULE A - ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$139,906.

MR. CHAMBERLIST: MR. CHAIRMAN, I WONDER FIRSTLY IF WE CAN GET A CLEARLY DEFINED UNDERSTANDING FROM THE COMMISSIONER THAT IN THE PASSAGE OF THIS INTERIM BILL, THAT SHOULD COUNCIL DECIDE TO CUT BACK OR ALTER, AMEND OR OTHERWISE, ANY OF THE ITEMS IN THE MAIN ESTIMATES, THAT THESE ITEMS THAT WE CUT BACK WOULD BE CUT BACK IN TOTAL FOR THE WHOLE TWELVE MONTH PERIOD. IF ANY OF THESE FUNDS THAT ARE ASKED TO BE VOTED FOR FOR THE MONTH OF APRIL, THAT IS ONE TWELFTH OF THE TOTAL, WILL NOT BE TREATED AS IF THE ITEMS HAVE BEEN PASSED AND APPROVED BY THE TERRITORIAL COUNCIL IN THE MAIN ESTIMATES.

MR. CHAIRMAN: MR. COMMISSIONER?

MR. COMMISSIONER: I JUST HAVEN'T QUITE CAUGHT ON TO THIS YET, MR. CHAIRMAN.

MR. CHAIRMAN: IF I MAY BE PERMITTED. CORRECT ME IF I AM WRONG. I BELIEVE WHAT THE HONOURABLE MEMBER HAS REQUESTED IS ASSURANCE FROM THE COMMISSIONER THAT IF BILL #1 IS ACCEPTED, BY

COMMITTEE, THAT THE RIGHT IS RESERVED THAT WHEN IN DISCUSSION ON THE MAINS, IF SOMETHING IS CUT OUT OF THE BUDGET, I BELIEVE THE INTENTION WOULD BE THEN TO REFLECT BACK TO APORTIONMENT CONTAINED IN BILL #1 AS ONE-TWELVE OF THE BUDGET. DO I HAVE THAT CORRECT?

MR. CHAMBERLIST: THAT IS CORRECT.

MR. COMMISSIONER: I THINK YOU HAVE TO GIVE ME AN OPPORTUNITY TO EXAMINE THAT QUESTION, MR. CHAIRMAN.

MR. CHAMBERLIST: I WONDER IF, MR. CHAIRMAN, WE COULD ADJURN FOR A FEW MINUTES WHILE THIS DISCUSSION GOES ON?

MR. TANNER: COULD WE HAVE A SLIGHT RECESS?

RECESS

MR. CHAIRMAN: AT THIS TIME WE'LL CALL COMMITTEE BACK TO ORDER. MR. COMMISSIONER, DID YOU--

MR. COMMISSIONER: YES, MR. CHAIRMAN, I DON'T KNOW EXACTLY WHETHER THE ANSWER I WOULD LIKE TO SUGGEST HERE COVERS THE PRECISE POINTS RAISED BY THE HONOURABLE MEMBER BUT I WILL ATTEMPT TO GIVE A COMMITMENT WITH REGARD TO CERTAIN ASPECTS OF IT.

FIRST AND FOREMOST, IT WOULD CERTAINLY NOT BE ANY IMPEDIMENT ON COUNCIL'S AUTHORITY WITH REGARD TO THE MAIN ESTIMATES. THIS WOULD NOT BE IMPINGED UPON THEM.

SECONDLY, I WOULD BE PREPARED TO COMMIT THAT DURING THE 1/12 PERIOD OR AT LEAST UNTIL THE NAMES ARE PASSED THAT NO NEW STAFF RECRUITMENT WOULD TAKE PLACE. THIS WOULD NOT INVOLVE POSITIONS THAT ALREADY EXIST UP TO THIS POINT, BUT WHERE NEW POSITIONS ARE CALLED FOR IN THE BUDGET, WE WOULD COMMIT OURSELVES NOT TO HAVE ANY RECRUITMENT UNTIL THE NAMES WERE PASSED. NO NEW OPERATION IN MAINTENANCE PROGRAMS WOULD BE PUT INTO EFFECT. IN OTHER WORDS, I DON'T KNOW IF I CAN IDENTIFY ANY NEW PROGRAMS OFF HAND THAT ARE IN THE O & M ESTIMATES BUT WE WOULD NOT PUT ANY INTO EFFECT DURING THE INTERIM PERIOD.

THE ONE QUESTION THAT WE WOULD LIKE TO HAVE CONCURRENCE OF COUNCIL FROM, CONCERNS THE CHANGES TO THE MEDICARE PREMIUMS SITUATION SO THAT THERE WOULD NOT BE ANY MISUNDERSTANDING

BETWEEN THE ADMINISTRATION AND COUNCIL ON THAT PARTICULAR SIDE OF THE BUDGET.

MR. CHAMBERLIST: MR. CHAIRMAN IN VIEW OF THAT ANSWER AND THE FACT THAT PARTICULAR LEGISLATIVE RETURN HAS BEEN PASSED INTO COMMITTEE FOR DISCUSSION, SURELY THE COMMISSIONER IS NOT SUGGESTING THAT WE PASS THE FUNDING FOR THE YUKON HEALTH CARE INSURANCE PLAN WITHOUT PRIOR DISCUSSION OF ALL THE POSITIONS AS BEEN OUTLINED IN THE LEGISLATIVE RETURN.

I HAD ALREADY GIVEN AGREEMENT THAT, AND I THINK ALL MEMBERS HAVE AS WELL, WE WOULD NOT FRUSTRATE THE GOVERNMENT BY HOLDING BACK THE FUNDS THAT ARE GOING TO BE REQUIRED FOR THE PAYMENTS OF THE PUBLIC SERVICE TO DEFRAY THE EXPENSE OF THE PUBLIC SERVICE. CERTAINLY NOW WE ARE BEING ASKED ON A SPECIFIC IMPORTANT POINT WHICH REQUIRES MUCH DISCUSSION. I CONTEMPLATED ABOUT HALF A DAY AT LEAST ON THAT ONE LEGISLATIVE RETURN THAT HAS BEEN TABLED AND I'M AFRAID THAT IT WOULD BE IMPROPER FOR US TO AGREE TO THAT BECAUSE WE WOULD THEN BE AGREEING TO WHAT HAS BEEN PROPOSED IN THAT LEGISLATIVE RETURN ON THE YUKON HEALTH CARE INSURANCE PLAN. I CONSIDER THAT IT DOES NOT GO FAR ENOUGH AND THEREFORE, I WOULD EITHER SUGGEST MR. CHAIRMAN, WE PERHAPS DEAL WITH IT IN VIEW OF THE COMMITMENTS WE HAVE FROM MR. COMMISSIONER, EXCEPT FOR THAT ONE PARTICULAR POINT PERHAPS. IT MIGHT BE ADVISABLE FOR US TO DEAL WITH THAT LEGISLATIVE RETURN OR LEAVE THAT PARTICULAR ITEM IN ABEYANCE UNTIL TOMORROW MORNING AND WE CAN DEAL WITH THE LEGISLATIVE RETURN AT THE SAME TIME AS WE'RE DEALING WITH THE HEALTH WELFARE AND REHABILITATION ITEM. IN OTHER WORDS, LEAVE THAT PARTICULAR ITEM TO LAST AS THAT IS THE ONLY ONE THAT IS BEING AFFECTED BY THE STATEMENT THE COMMISSIONER HAS JUST MADE, IF THAT WOULD BE SATISFACTORY.

MR. CHAIRMAN: WOULD THE CHAIR TAKE IT THAT THIS IS THE ONLY ITEM THAT IS OF CONCERN?

MR. CHAMBERLIST: TAKING IT FROM WHAT MR. COMMISSIONER HAS SAID, I ASSUME THAT THIS IS THE ONLY ITEM THAT HE'S CONCERNED WITH. I WOULD ADD THIS, MR. CHAIRMAN, THAT IF IT IS THE INTENTION NOT TO RECRUIT ANY EXTRA PEOPLE DURING THE MONTH OF APRIL, NOT TO PROCEED WITH ANY PROGRAMS DURING THE MONTH OF APRIL.

THE QUESTION I ASK THEN, IS WHY ARE YOU ASKING FOR SO MUCH MORE MONEY, IF IT IS NOT GOING TO BE USED DURING THAT PERIOD OF ONE MONTH. I WONDER IF MR. COMMISSIONER CAN ANSWER THAT.

MR. COMMISSIONER: I THINK THAT WE ARE LOOKING FOR A YEAR'S MONEY, MR. CHAIRMAN AND AS A MEANS, OF PUTTING A SPECIAL BILL BEFORE YOU, WHICH INTERIM SUPPLY IS. IT IS BEING ASKED FOR 1/12 OF THE YEAR'S MONEY.

MR. CHAIRMAN: COUNCILLOR WATSON,

MRS. WATSON: I WOULD LIKE TO POINT OUT ONE THING BEFORE THE VOTE ON HEALTH WELFARE AND REHABILITATION, SPECIFICALLY TO THE YUKON HEALTH CARE INSURANCE SCHEME. THE EXPENDITURE SIDE OF THE PICTURE WOULD NOT VARY BECAUSE WE ARE NOT PROVIDING A DIFFERENT STANDARD. WE ARE NOT PROPOSING EXTENDING THE BENEFITS UNDER THE HEALTH CARE SCHEME. WHAT WE ARE PROPOSING IS AN ALTERATION OF THE REVENUE SIDE FROM THE PREMIUMS THAT ARE BEING COLLECTED. THEREFORE, IT REALLY WOULD NOT HAVE AN EFFECT ON OUR SCHEDULE AS OUTLINED BECAUSE THE SCHEDULE DEALS ONLY WITH THE EXPENDITURES, THE APPROPRIATION.

MR. CHAMBERLIST: MR. CHAIRMAN I WISH TO CONTRADICT THE HONOURABLE MEMBER BECAUSE IT HAS ALREADY BEEN INDICATED IN THE LEGISLATIVE RETURN THAT THERE HAVE BEEN INCREASES TO THE COST OF ADMINISTERING THAT PARTICULAR PLAN, THE MEDICARE PLAN, BY INCREASES TO THE MEDICAL PROFESSION.

THIS IS INCORPORATED, I TAKE IT WITHIN THE AMOUNT THAT IS BEING ASKED FOR. THEREFORE, IT IS A DIFFERENCE INVOLVED THERE. I HAVE ASKED FOR A COPY OF THE AGREEMENT, WITH RESPECT MR. CHAIRMAN. I HAVEN'T SEEN THE COPY OF THE AGREEMENT. I WANT THAT SO I CAN DISCUSS IT WITH THE LEGISLATIVE RETURN AND I THINK IT IS ALL TIED IN TOGETHER. THIS IS WHY I AM SUGGESTING THAT PERHAPS WE WENT AHEAD AS WE HAD PROMISED, LEFT THAT ITEM, DEALT WITH IT TOMORROW ALTOGETHER AND IN THE MEANTIME ASK THE ADMINISTRATION WHY, IF THEY HAVE NO INTENTION OF USING THE FUNDS FOR ADDITIONAL STAFF OR ADDITIONAL PROGRAMS, WHY ARE THEY STILL ASKING FOR THAT AMOUNT OF MONEY.

MR. TANNER: MR. CHAIRMAN, THE SUGGESTION THAT THE HONOURABLE MEMBER MADE THAT WE PROCEED WITH THE BILL AS IT NOW READS. WE CAN DO IT ONE OF TWO WAYS.

WE CAN EITHER DEAL WITH THE MEDICARE PAPER, SESSIONAL PAPER No. 13 WHEN WE GET TO THE DEPARTMENT OF HEALTH WELFARE AND REHABILITATION OR ALTERNATIVELY, IF YOU LIKE, WE CAN GO AS FAR AS WE POSSIBLY CAN TODAY AND DEAL WITH IT

AT THE END.

MR. CHAMBERLIST: I STILL AGREE WITH WHAT THE HONOURABLE MEMBER SAID. I WOULD BE PLEASED TO DEAL WITH IT TOMORROW AND I AM SURE HE WILL MAKE A COPY AVAILABLE, COPIES OF THE AGREEMENT FOR TOMORROW AS WELL AS HAS BEEN PROMISED.

NOW, I STILL WOULD LIKE TO GET FROM THE ADMINISTRATION, THE COMMISSIONER, WHY HE WOULD BE ASKING FOR A FULL 1/12, IF THERE IS NO INTENTION TO USE A FULL 1/12.

HE HAS ANSWERED THE QUESTION BY SAYING, 'WE GUARANTEE NOT TO HAVE ADDITIONAL STAFF' HAS BEEN REQUESTED IN THE MAIN ESTIMATE, ' AND WE WILL NOT USE ANY MONEY DURING THE MONTH OF APRIL TO COMMENCE ANY NEW PROGRAMS.' IF THE COMMISSIONER WOULD ANSWER THAT AND INDICATE, JUST FOR AN EXAMPLE, IN ANY PARTICULAR ONE, WHAT PERCENTAGE OF THAT PARTICULAR ITEM INCLUDES NEW STAFF AND NEW PROGRAMS AND DEDUCT THAT FROM THE AMOUNT OF THAT, THEN OF COURSE THERE WOULD BE NO PROBLEM. WE WOULD THEN CLEARLY UNDERSTAND THAT THE COMMISSIONER IS ASKING FOR AN INTERIM SUPPLY BILL FOR THE ACTUAL COST OF OPERATING THE PUBLIC SERVICE.

THIS I THINK WE ARE DUTY BOUND TO GIVE HIM. I WONDER IF HE WOULD BE PREPARED TO DO THAT.

MR. COMMISSIONER: MR. CHAIRMAN THE AGILITY OF MY MIND IS NOT UP TO PROPERLY ANSWERING THE AGILITY OF THE MIND OF THE GUY WHO CONCOCTED THE QUESTION, ITS JUST THAT SIMPLE.

MRS. WATSON: MR. CHAIRMAN, HE WASN'T PREPARED TO ANSWER THE QUESTION, WHEN HE ASKED FOR 1/12 OF THE TOTAL BUDGET, WHEN HE WAS CHAIRMAN OF THE ADVISORY COMMITTEE ON FINANCE. WHEN HE WENT ROUND THE MULBERRY BUSH WITH MR. LIVESSEY ON THIS AND HE STILL PASSED THE 1/12 THROUGH OUT OF COMMITTEE WITHOUT AMENDMENT. I WOULD SUGGEST HE FOLLOW HIS PAST ACTIONS AND LET EVERYONE ELSE PROCEED.

MR. CHAIRMAN: I WONDER AT THIS POINT, IT HAS BEEN SUGGESTED THAT ONE WAY TO GET AROUND THIS IMPASSE THAT WE HAVE REACHED. IT WOULD BE TO DEAL WITH THE BILL SETTING ASIDE THE ITEMS FOR THE DEPARTMENT OF HEALTH WELFARE AND REABILITATION AND DEALING WITH THAT TOMORROW OR THE LAST ITEM.

MR. TANNER: I MADE THE SUGGESTION AND THAT IF IT IS AGREEABLE FOR ALL MEMBERS, I WOULD JUST

POINT OUT ONE THING: THE HONOURABLE MEMBER HAS ASKED FOR THE CONTRACT BETWEEN THE GOVERNMENT AND THE DOCTORS AND OUR OPERATING COMPANY TO BE TABLED. THOSE CONTRACTS AREN'T FINALIZED YET. THE FINANCIAL IMPLICATIONS INVOLVED IN THOSE CONTRACTS ARE HERE IN THE BUDGET AND WE CAN DISCUSS THEM. WHETHER OR NOT THEY ARE READY FOR TABBING I CAN'T SAY TOMORROW.

MR. CHAIRMAN: WOULD THE DISCUSSION ON THE SESSIONAL PAPER OR THE LEGISLATIVE RETURN AS THE CASE MIGHT BE PERTINANT TO THIS QUESTION. WOULD THIS RESOLVE THE PROBLEM THAT YOU SUGGEST?

MR. TANNER: YES MR. CHAIRMAN.

MR. CHAIRMAN: POSSIBLY WE COULD DEAL WITH THEM CONCURRENTLY TOMORROW.

MR. CHAMBERLIST: MR. CHAIRMAN WITH RESPECT, IT'S NOT BEING SUGGESTED THAT WITHOUT VISIBLE SIGNS OF A COMPLETED CONTRACT RELATING TO THE FUNDING OF THE MEDICAL PROFESSION'S BILLS THAT WE SHOULD ACCEPT BLINDLY WHAT CONTRACT IS GOING TO BE ENTERED INTO IN THE FUTURE? I AM SIMPLY AGAINST THAT PRINCIPLE IN ITSELF. CERTAINLY IF 3 YEARS OR 7 YEARS AGO A MEMBER OF COUNCIL FAILED TO RECEIVE AN ANSWER TO WHETHER OR NOT THE AMOUNT OF MONEY THAT WAS GOING TO BE EXPENDED IN AN INTERIM SUPPLY THAT WASN'T FORTHCOMING, IT DOESN'T MEAN BECAUSE SOMEBODY BROKE HIS LEG 7 YEARS AGO THAT I HAVE TO BREAK MY LEG TO MATCH WHAT TOOK PLACE 7 YEARS AGO. I HAVE NO INTENTION OF DOING THAT.

I THINK MR. CHAIRMAN, THE QUESTION I HAVE PUT AND WHAT I AM ASKING FOR ARE LEGITIMATE QUESTIONS. IT SIMPLY IS TO REPEAT MR. CHAIRMAN, TO MR. COMMISSIONER. IF YOU HAVE NO INTENTION OF EXPENDING CERTAIN SUMS OF MONEY, WHY NOT REDUCE YOUR REQUEST IN SCHEDULE A TO THE AMOUNT OF MONEY THAT YOU SAY YOU WANT TO EXPEND. I AM SURE YOU WILL HAVE NO DIFFICULTY FROM ANYBODY. ALL THAT HAS TO BE SAID--

MR. COMMISSIONER: EXCEPT YOU,

MR. CHAMBERLIST: NO YOU WILL NOT HAVE ANY DIFFICULTY FROM ME. JUST SAY HOW MUCH MONEY OF THAT, LET'S SAY OF THIS \$5,071,000 YOU NEED TO SPEND IN APRIL.

IF WE KNOW THAT, YOU HAVE ALREADY SAID THAT YOU ARE NOT GOING TO SPEND A CERTAIN AMOUNT OF MONEY, IF YOU TELL US WHAT THEN WE'VE GOT ONE STEP FURTHER IN GETTING THIS INTERIM BILL THROUGH.

PERHAPS WE CAN GET AN ANSWER TO THAT. ARE YOU PREPARED TO GIVE US AN ASSURANCE OF THAT,

MR. COMMISSIONER: MR. CHAIRMAN THE HONOURABLE MEMBER WHO IS ASKING THE QUESTION KNOWS FAR BETTER THAN I DO, THESE ARE ESTIMATES. THAT IS WHAT THEY ARE. WE ARE COMMITTING OURSELVES TO A CERTAIN NON-EXPENDITURE. THE 1/12 IS A VERY NORMAL ROUTINE IN THE COUNCIL AND IT WOULD APPEAR THAT WITH THE COMMITMENTS THAT WE HAVE GIVEN THERE SHOULD BE NO DIFFICULTY IN THE HONOURABLE MEMBER ASKING THE QUESTIONS, RESOLVING WITHIN HIS OWN MIND AS TO WHAT IS INVOLVED IN THESE AREAS.

MR. CHAMBERLIST: PERHAPS NOT TO HOLD IT UP MR. CHAIRMAN, WE CAN PROCEED AND AS EACH ITEM IS DEALT WITH, WE WILL JUST HAVE TO PICK OUT THE ITEMS THAT ARE NOT GOING TO BE SPENT AND ASK FOR THEM TO BE REDUCED TO THAT AMOUNT.

I THINK WE CAN DEAL WITH IT THAT WAY,

MRS. WATSON: MR. CHAIRMAN THAT IS ABSOLUTELY RIDICULOUS.

MR. CHAIRMAN: ORDER PLEASE.

MRS. WATSON: WE ARE ONLY ASKING FOR 1/12 JUST AS HE DID IN 1969, IT IS NO DIFFERENT.

MR. CHAMBERLIST: DON'T TELL ME WHAT HAPPENED IN 1969.

MRS. WATSON: IT IS NO DIFFERENT WHATSOEVER, I FEEL WE SHOULD PROCEED AND GO THROUGH THE ITEMS, SET THE SCHEDULE AND THEN GO INTO THE MAIN ESTIMATES.--

MR. COMMISSIONER: YOU ARE RUNNING OUT OF SPEED.

MR. CHAMBERLIST: I AM NOT RUNNING OUT OF SPEED.

MRS. WATSON: WHEN YOU CAN ASK ALL THE QUESTIONS THAT ARE REQUIRED. I AM RATHER SURPRISED THAT HE IS ASKING FOR A COPY OF THE AGREEMENT. THE NEGOTIATED AGREEMENTS BETWEEN THE GOVERNMENT AND THE DOCTORS WHEN THE NEGOTIATED AGREEMENT IS BETWEEN THE PUBLIC SERVICE STAFF RELATIONS AND THE PUBLIC SERVICE AND THE GOVERNMENT IS A MUCH GREATER SUM OF MONEY INVOLVED AND YOU ARE ALWAYS PREPARED TO ACCEPT THE TERMS OF THE AGREEMENT AS THEY ARE GIVEN HERE IN COUNCIL. AREN'T YOU PREPARED TO ACCEPT THE TERMS OF

THE AGREEMENT THAT WILL BE GIVEN HERE IN COUNCIL TOMORROW BETWEEN THE DOCTORS AND THE GOVERNMENT?

MR. CHAMBERLIST: THE HONOURABLE MEMBER JUST DOESN'T SEEM TO RECALL THAT I ALREADY SAW THAT AGREEMENT. THE ONE DEALING WITH THE PUBLIC SERVICE, I HAVEN'T SEEN THE AGREEMENT DEALING WITH THE DOCTORS AND THE PERCENTAGE-WISE AREAS ARE THE AREAS WHERE I HAVE THE QUESTION.

MR. CHAIRMAN, THE HONOURABLE MEMBERS ON THE GOVERNMENT SIDE THAT HAVE DECIDED NOW TO RAISE OBJECTIONS TO ME ASKING THESE QUESTIONS SEEM TO FORGET THE FUNCTION OF THE MEMBERS OF COUNCIL, WHETHER YOU HAPPEN TO BE A MEMBER OF THE EXECUTIVE OR NOT. IT IS TO MAKE SURE THAT FUNDS THAT ARE BEING EXPENDED FROM THE PUBLIC PURSE ARE FUNDS THAT ARE BEING EXPENDED WITH THE AUTHORITY OF THIS COUNCIL.

AGAIN, I WOULD SUGGEST THAT THE HONOURABLE MEMBERS THAT ARE ATTEMPTING TO HOLD UP THE PASSAGE OF THIS BILL, ARE THE HONOURABLE MEMBERS THEMSELVES WHO HAVE BROUGHT THIS BILL FORWARD BY SIMPLY NOT ACQUIESING TO SIMPLE QUESTIONS THAT ARE BEING ASKED. AN AGREEMENT TO THE FACT THAT, IF THE ESTIMATES THAT ARE BEING ASKED FOR ARE NOT GOING TO BE USED, THE MONIES ARE AUTOMATICALLY A LESSER REQUIREMENT.

I DIDN'T SAY IT, THE COMMISSIONER SAID IT. HE SAID WE WILL NOT BE ASKING OR WE WILL NOT BE SPENDING THE MONIES ON STAFF. WE WILL DO NO RECRUITING, SO WHATEVER AMOUNT OF MONEY IS INVOLVED IS IN THAT PARTICULAR ITEM SHOULD BE DEDUCTED FROM THE ITEMS THAT HAVE BEEN SUGGESTED HERE--

SOME MEMBER: INTERRUPTION

MR. CHAMBERLIST: AS REQUIRED UNDER SCHEDULE A, THE SITUATION DEALING WITH THE NEW PROGRAMS ARE EXACTLY THE SAME. WHEN COUNCILLOR WATSON REFERS TO A PARTICULAR VOTES AND PROCEEDINGS WHERE SHE SAID I REFUSED, I HAVEN'T READ IT BUT I CAN ONLY SPEAK FROM RECALLING WHAT IT WAS AT THE TIME.--

MRS. WATSON: TRY READING IT.

MR. CHAMBERLIST: THERE WERE NO SPECIFIC AREAS INVOLVED AT THAT TIME. NOR WAS I A MEMBER OF THE EXECUTIVE COMMITTEE. I WAS A MEMBER OF THE FINANCIAL ADVISORY COMMITTEE ON THAT. THE WHOLE SITUATION AS IT IS NOW DIFFERS FROM LAST

TIME. THE CIRCUMSTANCES DIFFER AND IF THE CIRCUMSTANCES DIFFER AND IF I WAS IN ERROR AND I WANT TO CORRECT MY ERRORS NOW, I THINK YOU SHOULD HAVE FLOORED ME AND HELPED ME CORRECT THOSE ERRORS. SO WHATEVER WAY YOU LOOK AT IT THE THING IS THAT I'M QUITE ENTITLED TO MAKE THOSE REQUESTS NOW. I'M NOT INFALLIBLE--

SOME HONOURABLE MEMBER: LAUGHTER

MR. CHAMBERLIST: PERHAPS THE COMMISSIONER HAS INDICATED THAT HE IS INFALLIBLE, BUT HE'S NOT.

MR. COMMISSIONER: NO, NO, NO, NO, IT WAS YOU WHO SAID THAT.

MR. CHAMBERLIST: THE POSITION MR. CHAIRMAN, I THINK IS CLEAR. IF THE COMMISSIONER WANTS TO INFORM US THAT HE WILL NOT USE THOSE FUNDS, THEN ALLOW US AS WE DEAL WITH THE ITEM TO JUST REMOVE THE PORTION THAT WILL NOT BE USED,

OTHERWISE, HOW CAN WE ACCEPT HIS WORD ON THIS?

MR. COMMISSIONER: OH COME ON.

MR. CHAMBERLIST: WE CAN'T ACCEPT HIS WORD.

MR. TANNER: MR. CHAIRMAN, WOULD YOU LIKE TO PROCEED.

MR. CHAIRMAN: WAS IT YOUR WISH THAT WE PROCEED. I BELIEVE YOU DO WISH TO BYPASS THE DEPARTMENT OF HEALTH WELFARE AND REHABILITATION UNTIL BROAD DISCUSSION CAN BE HELD ON THIS ITEM. IS THIS CORRECT?

MR. TANNER: SESSIONAL PAPER NO. 13.

MR. CHAIRMAN: THE FIRST ITEM IS ADMINISTRATIVE SERVICES-\$139,906.

MR. CHAMBERLIST: MR. CHAIRMAN I AM SORRY THAT I KEEP INTERRUPTING, BUT I KEEP ON SEEING SOME ERRORS THAT CROP UP IN IT. HERE WE HAVE BEEN SUBMITTED A COPY OF THE 1974-75 MAIN ESTIMATE. IT SHOWS THE 1973-74 ESTIMATE AND THE 1974-75 ESTIMATE THAT THE 1973-74 ESTIMATES DO NOT INCLUDE THE SUPPLEMENTARY NO. 4. I WONDER IF WE CAN HAVE A REASON WHY THEY HAVE NOT BEEN INCLUDED. HOW CAN YOU DEAL WITH THREE DIFFERENT ITEMS. IT MEANS THEN THAT THIS WAS PREPARED BEFORE THE SUPPLEMENTARY ESTIMATES. WHY AREN'T THE SUPPLEMENTARY ESTIMATES ADDED ON TO THE 1973-74 TO SHOW THE TOTAL AMOUNT OF

ESTIMATES. FOR INSTANCE, WE SEE IN THE SUPPLEMENTARY A REVISED VOTE OF \$33,747,000 AT OPERATION AND MAINTENANCE. THEN WE GET IN 1973-74, ITEM \$32,314,817.

OBVIOUSLY, THIS HASN'T BEEN INCLUDED. ARE WE GOING TO HAVE CORRECTED SHEETS FOR THIS NOW THAT THE APPROPRIATION NO. 4 HAS BEEN PASSED?

MR. MILLER: MR. CHAIRMAN, THE MAIN ESTIMATES PRESENTED IN ANY YEAR IN THIS COUNCIL INCLUDE THOSE ITEMS WHICH WERE VOTED AS MAIN ESTIMATES OF THE PRIOR YEAR. THEY HAVE NEVER INCLUDED SUPPLEMENTARY ESTIMATES.

MR. CHAMBERLIST: THIS IS QUITE TRUE BUT WE HAVE NO ASSURANCE THEN THAT THE 1974-75 ESTIMATES THAT ARE BEING ASKED FOR NOW ARE NOT GOING TO BE ADDED TO AS A RESULT OF PROGRAMS THAT ARE NOT GOING TO BE OFFERED BY THIS COUNCIL BY WAY OF SUPPLEMENTARIES AS HAS BEEN DONE IN THE SUPPLEMENTARY NO. 4 THAT HAS BEEN PASSED. THAT WE HAVE DONE THIS, WE HAVE DONE THIS WRONGLY. IT'S BEEN ADMITTED TO. EVEN THE HONOURABLE MEMBER FROM DAWSON WHO VOTED AGAINST IT SAID THAT HE IS UNHAPPY ABOUT THE SITUATION. WHAT ASSURANCE HAVE WE GOT THAT THERE ARE NOT GOING TO BE MORE MONIES SPENT ON THOSE PARTICULAR AREAS AND ADDED ON TO THIS?

MR. STUTTER: WE TOOK A WILD GUESS.

MR. CHAMBERLIST: I AGREE WITH THAT, HAVE WE GOT THE ASSURANCE OF THAT?

MR. COMMISSIONER: YOU'VE GOT TOO BIG AN AUDIENCE TODAY.

MR. CHAIRMAN: ORDER PLEASE.

MR. MILLER: MR. CHAIRMAN, UNDER THE STANDARD METHOD OF OPERATING THE TERRITORIAL GOVERNMENT, THE APPROPRIATIONS PLACED BEFORE YOU IN THE MAIN ESTIMATES ARE THE APPROPRIATIONS WHICH, IF THIS COUNCIL PASSES THEM, WILL BE THE APPROPRIATION THE GOVERNMENT WILL WORK UNDER.

MR. CHAMBERLIST: HAVE WE ANY ASSURANCE, PERHAPS MR. COMMISSIONER, THAT THERE ARE NOT GOING TO BE SUPPLEMENTARY AMOUNTS OF MONEY ASKED FOR WITHOUT THE TERRITORIAL COUNCIL GIVING APPROVAL TO THOSE EXPENDITURES? IT IS A QUESTION THAT I ASK AND I WANT SOME ASSURANCE, THAT WHAT HAS HAPPENED LAST YEAR THAT HAS BEEN OUTLINED IN SUPPLEMENTARY NO. 4, IS NOT GOING TO BE REPEATED IN THE YEAR 74-75.

MR. COMMISSIONER: MR. CHAIRMAN, WE WILL DO OUR BEST TO LIVE WITHIN THE CONSTRAINTS OF THE LEGISLATIVE AUTHORITY THAT WE HAVE BY VARIOUS ACTS AND ORDINANCES.

MR. CHAMBERLIST: I'M PLEASED TO HEAR THAT. I WILL ACCEPT THAT MR. CHAIRMAN, THAT THE COMMISSIONER HAS RECOGNIZED THAT HE WAS IN ERROR IN SPENDING THAT MONEY AND HE IS GOING TO CORRECT HIMSELF THIS YEAR.

MR. COMMISSIONER: THERE IS NO SUCH ADMISSION MR. CHAIRMAN.

MR. CHAIRMAN: IS THERE ANYTHING FURTHER ON ADMINISTRATIVE SERVICES?

MR. CHAMBERLIST: OH NO, LET'S BREAK IT DOWN. WHAT IS THE \$139,906 FOR? I JUST WANTED TO CHECK THIS OUT.

MRS. WATSON: MR. CHAIRMAN, I THOUGHT THE HONOURABLE MEMBER WOULD HAVE DONE HIS HOMEWORK.

MR. CHAMBERLIST: THAT IS ONE THING, MR. CHAIRMAN, THAT NOBODY CAN ACCUSE ME OF, OF NOT DOING MY HOMEWORK.

MR. CHAIRMAN: THERE IS ONE QUESTION IN THE INTERIM I WOULD LIKE TO ASK FOR CLARIFICATION. WE HAVE AN AMOUNT OF \$5,071,909, IN BILL NO. 1. WE HAVE IN THE MAINS \$60,862,907. ARE THESE TAKEN INTO CONJUNCTION OR MUST THE \$5,000,000 BE DEDUCTED FROM THE MAINS IF THIS BILL WAS TO PASS?

MR. MILLER: NO, THE PASSAGE OF INTERIM SUPPLY, MR. CHAIRMAN, DOES NOT IN ANY WAY REFLECT ON THE MAIN ESTIMATES. IT IS ONLY INTERIM AUTHORITY FOR THE GOVERNMENT TO CONTINUE ON. WHEN THE MAINS ARE APPROPRIATED OR PASSED, THAT IS THE TOTAL DOLLARS WHICH THE GOVERNMENT MUST WORK WITHIN.

MR. CHAMBERLIST: YES, I AGREE WITH THAT, MR. CHAIRMAN, I WONDER IF WE CAN HAVE AN INDICATION UNDER ADMINISTRATIVE SERVICES, HOW MANY EXTRA STAFF ARE PROPOSED FOR THAT YEAR? THE VALUE OF THE STAFF, OUR COSTS WITH FRINGE BENEFITS, ETC. AND ALSO WHETHER THERE WILL BE ANY EXTRA PROGRAMS UNDER ADMINISTRATIVE SERVICES?

MRS. WATSON: MR. CHAIRMAN, ARE WE DOING THE MAINS NOW?

MR. CHAIRMAN: I BELIEVE WE ARE STILL ON BILL NO. 1.

MRS. WATSON: MR. CHAIRMAN, IT APPEARS AS THOUGH WE ARE DOING THE MAINS. WE ARE GOING THOROUGHLY INTO THE ADMINISTRATIVE VOTE. WE MAY AS WELL BE DOING THE MAINS AS THE INTERIM IF WE ARE GOING TO DO IT THAT WAY.

MR. CHAMBERLIST: MR. CHAIRMAN, I WILL DO IT WHATEVER WAY I LIKE, AND I WILL ASK WHATEVER QUESTIONS I WANT TO ASK WITH THE EXPENDITURE OF GOVERNMENT FUNDS.

I AM QUITE CONCERNED. I WANT TO KNOW HOW MUCH STAFF THERE IS TO BE. IT'S JUST A GENERAL QUESTION. DURING THE MAINS I WILL BE GOING INTO IT VERY THOROUGHLY. I JUST WANT A GENERAL ANSWER AS TO HOW MANY PEOPLE. PERHAPS YOU CAN TELL ME ON WHAT PAGE THEY ARE.

MR. COMMISSIONER: PAGE 7 ON THE MAINS.

MR. CHAMBERLIST: WE HAVE THREE EXTRA BODIES REQUIRED FOR THE INDIAN LAND CLAIMS, TWO EXTRA BODIES REQUIRED FOR FEDERAL INTERDEPARTMENTAL CO-ORDINATING COMMITTEE, THAT'S FIVE EXTRA BODIES. SEE, THIS IS WHAT I WANT TO KNOW, IN THAT PARTICULAR AREA, HOW MUCH MONEY DOES THAT ENTAIL. THOSE EXTRA BODIES.

MR. COMMISSIONER: BASICALLY, MR. CHAIRMAN, ON PAGE 7, THERE ARE NO EXTRA BODIES OVER AND ABOVE THAT WHICH WE PRESENTLY HAVE AUTHORIZATION FOR. THE INDIAN LAND CLAIMS IS 100% RECOVERABLE. IT'S MONEY IN AND MONEY OUT. THE FEDERAL INTERDEPARTMENTAL CO-ORDINATING COMMITTEE, THE SAME SITUATION, MONEY IN AND MONEY OUT. AS FAR AS THE WATCHMEN ARE CONCERNED, THIS IS PART OF THE ALASKA HIGHWAY TAKEOVER. THERE ARE REALLY NO NEW BODIES INVOLVED. THE FACTS ARE THAT WE GUARANTEED THE FEDERAL DEPARTMENT OF PUBLIC WORKS WHEN THE ALASKA HIGHWAY WAS TAKEN OVER, IT WAS PART OF THE AGREEMENT BETWEEN THE UNIONS AND THE TREASURY BOARD THAT THERE WOULD BE NO LOSS OF EMPLOYMENT TO ANY INDIVIDUAL. WE HAVE BASICALLY WOUND UP WITH FIVE PEOPLE WHO ARE WATCHMAN CAPACITIES, WHO ARE SURPLUS TO THE ALASKA HIGHWAY NEEDS AND I HAVE OF NECESSITY AS PART OF THAT AGREEMENT, TAKEN ONTO OUR STAFF. WE HAVE PUT THEM INTO THE PERSONNEL VOTE HERE SO THAT THEY ARE CLEARLY IDENTIFIED FOR THE BENEFIT OF COUNCIL AND OTHER PRODUCTIVE AREAS OF EMPLOYMENT ARE BEING FOUND FOR THESE PEOPLE UNTIL SUCH TIME AS EITHER THEY ARE MELDED INTO OUR OWN ONGOING STAFF OR THEY HAVE RETIRED OR POSSIBLY HAVE LEFT FOR OTHER PARTICULAR REASONS. THAT IS WHAT THE FACTS ARE THERE. ACCOMMODATION SERVICES IS THE SAME NUMBER OF PEOPLE AS WE HAD IN PRIOR YEARS.

Mr. Chamberlist: That is a very good explanation which I can read for myself. But, Mr. Chairman, the other day, Mr. Miller was quite insistent that estimates are one thing and recoveries are another thing. Right now we are dealing with the appropriation. That is estimates I just want to know the value of this staff. Perhaps, Mr. Miller, Mr. Chairman, can give me the dollars that are involved so that we know whether or not these amounts that have been estimated for are added into this \$139,906.

Mr. Miller: Mr. Chairman, obviously that portion of those peoples' salaries and other expenditures are added into the \$139,906 because that is one twelfth of the total appropriation.

Mr. Chamberlist: How much?

Mr. Miller: I don't have the exact figure, Mr. Chairman, but off the top of my head, I would suggest that we are talking about \$120,000 per annum.

Mr. Chamberlist: Right, o.k. Based on the \$120,000 per annum which is not going to be used in the month of April, a twelfth of that is \$10,000. So therefore, this is not going to be used so \$139,906 can be reduced by \$10,000. This is what has been said now. Now there is no point in laughing about this because this is what has been said by the Commissioner and by Mr. Miller. Now it seems to be they want to agree with us, but not comply with their own suggestions that they only require money that they intend to spend. They only require appropriation of funds from the Yukon Consolidated Revenue Fund of money that they intend to spend during the month of April. Now this has been made clear. Now there is \$10,000 there now what else is - - in monies in relation to the Indian Land Claims and the Federal Interdepartmental Co-ordinating Committee? Now it must be a considerable amount more for the simple reason that we are setting aside, as I understand it, some \$20,000 in the Federal Interdepartmental Committee. Now if we are going to divide that by a twelfth in total, then we are talking then about another \$1,500 or \$1,600. This is what I am saying that we should deduct these items. Are we going to deduct them or do you want us just to agree to it and that's all? That's all the Administration wants - get the money from the people and then to hell with them. Because that's what you say, that's what the Commissioner is saying and that's what Mr. Miller is saying, this is a case of administration malfunctioning.

Now I am saying to you that you've asked for \$139,906. You have already agreed that \$10,000 of it wasn't going to be spent so why appropriate?

Mr. Miller: Mr. Chairman, with respect, I did not say that \$10,000 would not be spent. The Honourable Member knows full well that the Indian Land Claims people, the Federal Interdepartmental Co-ordinating Committee people and the five watchmen are already on staff. Mr. Commissioner explained that adequately I thought.

Mr. Chamberlist: It was voted in the Supplementary for last year, but it is not voted in the supplementary for the year to come. It is in this Interim Supply Bill which is part of the main estimates. We have had a promise that none of the staff would be recruited. Now we are being told that the staff has already been recruited. And Mr. Miller is shaking his head. He says that himself, their own staff. Now this is what I am saying. Are these people on staff? If they are on staff, well it's a different picture again. Why are you asking for more staff, if they are already on staff? Obviously, there is some cooking of the books to make it look good.

Mr. Stutter: Mr. Chairman, I am sure the Member from Whitehorse East realizes that this is purely legislative authority for the various departments to as it were, carry on in business. He has been in business, I don't know how many years, himself and I would just love to have taken his budget at any time that he thought that he was going to spend \$50,000 in a year, take one twelfth of that for the month and make him stick within that one twelfth for one month the expenses and let his business come to an end once that one twelfth was done. He knows full well that at certain times of the year in any business, that there are expenses that aren't exactly one twelfth for that particular month. He knows that this is just purely legislative authority to let these departments carry on. He knows full well too, that at the end of the year or later on in the year when monies are being spent by the departments, and we are getting closer to the budgeted amounts that has been approved by Council, that is when the true accounting comes in between monies spent and the authority given to spend money by this Council.

MR. CHAMBERLIST: THE DIFFERENCE, MR. CHAIRMAN, IN REPLY TO THE HONOURABLE MEMBER IS THAT WHEN I AM RUNNING MY OWN BUSINESS, I AM SPENDING MY OWN MONEY AND IF I HAVEN'T GOT ANY MORE, ENOUGH OF MY OWN MONEY, I GO TO THE BANK AND BORROW IT. THIS IS DEALING WITH THE PEOPLES' MONEY, SOMEBODY ELSE'S MONEY. THAT IS WHY I'VE GOT A RIGHT TO ASK ABOUT THESE THINGS. I'M JUST GOING ON THE BASIS OF WHAT THE COMMISSIONER AND MR. MILLER HAVE INDICATED, THAT THEY WERE NOT GOING TO SPEND MONEY FOR ADDITIONAL STAFF. NOW THEY SAY THEY HAVE ALREADY GOT THE STAFF ON. NOW WHY DON'T THEY TELL THE TRUTH AND SAY LOOK WE'VE ALREADY TAKEN THE STAFF ON AND OF COURSE WE ARE KEEPING THEM ON FOR NEXT YEAR; SO THE EXTRA BODIES ARE NOW ALREADY ON THE STAFF, THAT'S WHAT WE WANT THEM FOR. BUT THIS DOESN'T GIVE THAT EXPLANATION, THIS SAYS THAT IN 1973-74 THERE ARE NO STAFF RECOGNIZED HERE UNDER ESTABLISHMENT 122, IT SHOWS A NIL STAFF. UNDER ESTABLISHMENT 122 FOR 1974-75, THERE ARE THREE AND EXACTLY THE SAME WITH THE FEDERAL INTERDEPARTMENTAL COMMITTEE STAFF. YOU KNOW, I THINK WHAT IS HAPPENING IS THAT THERE IS SOME SORT OF NEGLIGENCE IN THE INABILITY TO EXPLAIN THESE PARTICULAR ITEMS SO THAT THESE QUESTIONS THEN WON'T BE RAISED. SO NOW OF COURSE I HAVE TO SUPPORT THE PRINCIPLE THAT THERE ARE ADDITIONAL PEOPLE BEEN PAID IN THE INDIAN LAND CLAIMS SECRETARIAT AND THE FEDERAL INTERDEPARTMENTAL CO-ORDINATING COMMITTEE, THAT HAS BEEN PAID. NOW WHAT ABOUT THE FIVE WATCHMEN? ARE THEY ON STAFF ALREADY? I WONDER IF MR. MILLER CAN INDICATE THIS?

MR. MILLER: MR. CHAIRMAN, THESE FIVE WATCHMEN WERE TAKEN OVER WITH THE ALASKA HIGHWAY ON APRIL 1ST, 1972 AND HAVE BEEN ON STAFF EVER SINCE.

MR. CHAMBERLIST: IF THEY WERE TAKEN ON IN 1972, AND CERTAINLY THE GOVERNMENT KNEW THAT THEY WERE GOING TO BE TAKEN OVER IN 1972, WHY WEREN'T THEY INCLUDED IN THE TAKEOVER OF THE ALASKA HIGHWAY? WAS THERE AN ERROR IN NOT INCLUDING THEM IN THE COST FACTOR?

MR. MILLER: MR. CHAIRMAN, THEY WERE INCLUDED IN THE ALASKA HIGHWAY EXPENDITURES AND WILL BE IN UNTIL APRIL 1ST, 1974.

MR. CHAMBERLIST: THAT'S THE POINT THAT I'M MAKING. IF THEY WERE THEN THE ADMINISTRATION KNEW THIS, WHY ARE THEY NOW BEING PUT DOWN AS ADDITIONAL BODIES FOR 1974-75 WHEN THEY ARE NOT DOWN FOR BODIES IN 1973-74? THERE MUST BE A REASON FOR THAT HAPPENING. IF THEY WERE TAKEN

ON IN '72 AND THEN I PRESUME THEY WOULD BE 72-73 AND THEN 73-74, WHY DOESN'T IT SHOW ON 73-74? IF THERE'S ERRORS BEEN MADE, SAY THAT WE MADE AN ERROR, WE'RE SORRY AND WE'RE CORRECTING IT.

MR. MILLER: MR. CHAIRMAN, IF THE HONOURABLE MEMBER WILL LOOK ON PAGE 54 OF THE MAIN ESTIMATES, HE WILL FIND THE REDUCTION OF FIVE WATCHMEN IN THE YEAR 1974-75.

MR. CHAMBERLIST: A REDUCTION IN 74-75?

MR. MILLER: TRANSFER OF BODIES IS WHAT WE ARE TALKING ABOUT. THERE WAS PROVISION IN 1973-74 ON PAGE 54 OF THE ESTIMATES FOR FIVE WATCHMEN AND NO PROVISION IN 1974-75.

MR. CHAMBERLIST: THEN, WHEN I MADE REFERENCE TO THIS, THE EXTRA BODIES, WHY DIDN'T YOU SAY THEN THAT THEY WERE NOT EXTRA BODIES, BUT THEY'RE BEING TRANSFERRED FROM ANOTHER DEPARTMENT? WHY MAKE ME ASK ALL THESE QUESTIONS TO SQUEEZE ANSWERS OUT OF YOU?

MR. MILLER: WITH RESPECT, MR. CHAIRMAN, I DON'T THINK THE HONOURABLE MEMBER ASKED THE QUESTION IN THAT WAY. HE ASKED WHAT THE DOLLAR VALUE OF THESE POSITIONS WAS, WHICH IS WHAT I GAVE THE HONOURABLE MEMBER.

MR. CHAMBERLIST: I REFERRED TO THEM AS NEW POSITIONS, MR. CHAIRMAN, BECAUSE ANYBODY CAN SEE THAT THEY APPEAR TO BE NEW POSITIONS. IF I WOULD HAVE HAD THAT EXPLANATION, I WOULD HAVE BEEN SATISFIED, BUT I DIDN'T GET THAT EXPLANATION UNTIL I HAD TO BE SPEAKING FOR A HALF HOUR. I MEAN, WHY ARE YOU TRYING TO BE SO SECRETIVE ABOUT THIS, MR. CHAIRMAN?

MR. CHAIRMAN: I DON'T BELIEVE I'M BEING SECRETIVE ABOUT ANYTHING.

MR. CHAMBERLIST: I'M SORRY, I'M NOT REFERRING TO YOU. YOU'RE BEING VERY QUIET, MR. CHAIRMAN.

MR. CHAIRMAN: ARE YOU CLEAR THEN ON ADMINISTRATIVE SERVICES? NEXT ITEM IS DEPARTMENT OF TREASURY, \$98,015.

MR. CHAMBERLIST: ARE THERE ANY TRANSFER OF BODIES IN THIS ESTIMATE?

MR. MILLER: TRANSFER OF BODIES, MR. CHAIRMAN, WAS REFLECTED ON PAGE 12 AND WE DEALT WITH THEM AT SUPPLEMENTARY ESTIMATE TIME. THE TRANSFER

HAS ALREADY TAKEN PLACE WITH FOUR PEOPLE FROM TREASURY TO CENTRAL PURCHASING.

MR. CHAMBERLIST: HOW MANY ADDITIONAL STAFF ARE PROPOSED OVER AND ABOVE THE TRANSFERS THAT HAVE TAKEN PLACE?

MR. MILLER: FOUR ADDITIONAL POSITIONS, MR. CHAIRMAN.

MR. CHAMBERLIST: WHAT IS THE VALUE IN DOLLARS OF THOSE FOUR ADDITIONAL POSITIONS?

MR. MILLER: IN ROUND FIGURES, MR. CHAIRMAN, APPROXIMATELY \$45,000.

MR. CHAMBERLIST: NOW THAT IS AN APPROXIMATION THERE FOR ONE MONTH OF THE REDUCTION OF SOME, JUST UNDER \$3,000. ARE THERE ANY OTHER PROGRAMS THAT ARE IN THAT \$98,000? ARE THERE ANY OTHER NEW PROGRAMS?

MR. MILLER: NO, MR. CHAIRMAN, THERE ARE NONE.

MR. CHAMBERLIST: WOULD IT NOT BE AGREEABLE THEN IN VIEW OF WE'RE NOT GOING TO SPEND THE MONEY FOR APRIL, THAT THIS BE REDUCED BY THE \$3,000? WOULD THAT NOT BE THE THING TO DO? AND WHAT WOULD BE THE OBJECTION TO DOING IT? THIS IS WHAT I'M ASKING. IN VIEW OF THE CLEAR CUT STATEMENT MADE BY THE COMMISSIONER, THAT THERE WOULD BE NO RECRUITING IN APRIL AND THAT THEREFORE THE MONEY WOULD NOT BE REQUIRED IN APRIL, WHY CANNOT WE REDUCE THE APPROPRIATION ON THAT PARTICULAR ITEM BY \$3,000? ANY OBJECTION? HAVE YOU ANY OBJECTION TO REDUCING IT SIR?

INTERRUPTION BY SOME MEMBERS.

MR. CHAIRMAN: ORDER PLEASE. COUNCILLOR TANNER?

MR. TANNER: I HAVE AN OBJECTION, MR. CHAIRMAN. THE PROCEDURE WE'RE FOLLOWING HERE IS QUITE INTERESTING TO THE PUBLIC AND IT'S QUITE INTERESTING TO MEMBERS OF COUNCIL AND NOBODY IS OBJECTING VERY MUCH TO THE WAY THE MEMBER IS CONDUCTING HIS INVESTIGATION, IF YOU LIKE. BUT EVERYBODY FULLY WELL KNOWS THAT THE PLACE TO THAT IS IN THE MAINS. WHAT WE ARE DOING HERE IS THE NORMAL REGULAR PARLIAMENTARY PROCEDURE WHICH HAS BEEN DONE IN THIS HOUSE BEFORE BY THIS MEMBER BEFORE AND I DON'T SEE ANY POINT IN HIS CONTINUALLY TRYING TO CHOP DOWN THE PARTICULAR ESTIMATES. WE'RE ASKING FOR ONE TWELFTH TO OPERATE FOR ONE MONTH AND WHEN WE GET

TO THE ESTIMATES DURING THAT MONTH, HE'LL HAVE EVERY OPPORTUNITY TO DISCUSS ANY PART OR PARCEL OF THE MAIN ESTIMATES THAT HE PLEASURES.

NOW IF THE HONOURABLE MEMBER WANTS TO CONTINUE TO KEEP SUGGESTING WE CHOP OFF BITS AND PIECES HERE, HE CAN DO SO, BUT I FOR ONE DO NOT AGREE WITH HIM AND I THINK THAT WE SHOULD PASS THAT TOTAL AMOUNT AND WITH THE ASSURANCE OF THE COMMISSIONER WHICH YOU GET THE SAME ASSURANCE FROM THE OTHER MEMBERS OF THE EXECUTIVE COMMITTEE, I DON'T SEE ANY POINT IN GOING THROUGH THIS EXERCISE.

MR. CHAMBERLIST: PERHAPS, MR. CHAIRMAN, THE HONOURABLE MEMBER DOESN'T SEE ANY POINT. HE SPEAKS ABOUT PARLIAMENTARY PROCEDURE, BUT LET ME TELL HIM THAT THIS, WHAT I'M DOING, IS PARLIAMENTARY PROCEDURE, TO EXAMINE THE FUNDS THAT ARE BEING SPENT BY THE PEOPLE. PERHAPS HE'S NOT AWARE OF THIS, PERHAPS HE HASN'T HAD THE EXPERIENCE REQUIRED TO RECOGNIZE WHAT THE FUNCTIONS OF MEMBERS OF COUNCIL ARE IN THESE PARTICULAR AREAS.

WHAT I'M REALLY ASKING IS WHAT IS THE OBJECTION TO REDUCING THE APPROPRIATION IN VIEW OF THE FACT THAT THERE IS NO INTENTION TO SPEND THE MONEY. THIS IS THE PARTICULAR POINT, I'M SATISFIED WITH THE SUGGESTION BEING MADE THAT THIS IS A TWELFTH OF THE MAIN ESTIMATES. BUT, WHEN THERE IS A CLEARLY DEFINED STATEMENT THAT MONEY WILL NOT BE SPENT IN APRIL, WHY THEN SHOULD THERE BE ANY OBJECTION IN REDUCING THE APPROPRIATION THAT HAS BEEN ASKED FOR? THAT IT IS EXPECTED TO BE SPENT. CERTAINLY, IF YOU SAY THAT ONLY \$95,000 IS EXPECTED TO BE SPENT, FINE. BUT WHY ALLOW YOU TO TAKE \$98,000 WHEN YOU'RE ONLY GOING TO SPEND \$95,000?

MR. CHAIRMAN: DO YOU HAVE ANYTHING FURTHER ON THE DEPARTMENT OF TREASURY?

MR. CHAMBERLIST: ARE WE GOING TO REDUCE THIS BY \$3,000,00 MR. CHAIRMAN?

MRS. WATSON: NO.

MR. CHAMBERLIST: I WONDER IF ANYBODY ...

MRS. WATSON: I'LL ANSWER HIS QUESTION. NO.

MR. CHAMBERLIST: I WONDER IF ANYBODY ... OBVIOUSLY THERE IS NO UNDERSTANDING FROM COUNCILLOR WATSON AS TO WHAT I AM GETTING AT. SHE HASN'T SEEN THE POINT REALLY AT ALL. IT

IS UNFORTUNATE THAT SHE HASN'T SEEN THE POINT BECAUSE PERHAPS NOT HAVING THE EXPERIENCE IN HANDLING FUNDS AT ALL. SO I THINK THAT THE REAL LEGITIMATE POINT HERE IS WHETHER OR NOT THE ADMINISTRATION ARE ENTITLED TO APPROPRIATE MONEY FROM THE YUKON CONSOLIDATED REVENUE FUND WHEN INDEED THEY HAVE NO INTENTION OF SPENDING IT. DOES IT MEAN THAT THEY WANT TO GET ALL THE MONEY THEY CAN SO THAT THEY CAN SPEND IT IN SOME OTHER WAY AND CONCEAL THE EXPENDITURES UNTIL SUCH TIME AS SOMEBODY FINDS OUT WHERE THEY HAVE SPENT THIS MONEY? IS THIS THE REAL REASON? IF MEMBERS OF THE COUNCIL DON'T WANT TO AMEND THAT AMOUNT, AT LEAST WE KNOW THAT THIS IS PROBABLY, HIGHLY PROBABLE, BEHIND WHAT IS INTENDED. THEY WANT TO TAKE AS MUCH MONEY AS POSSIBLE TO SPEND IT WHEREVER THEY WANT TO, WHENEVER THEY WANT TO. THANK YOU, I HAVE NOTHING FURTHER TO SAY ON THAT ITEM.

MR. CHAIRMAN: THE NEXT ITEM IS DEPARTMENT OF EDUCATION IN THE AMOUNT OF \$724,740.00.

MR. CHAMBERLIST: HO BOY, WE HAVEN'T GOT ENOUGH TIME TO TALK ON THIS ONE.

MRS. WATSON: MR. CHAIRMAN, BEFORE HE ASKS THE QUESTION, I'LL ANSWER IT. THERE ARE TWO POINTS, SIX NEW POSITIONS WE DELETED. ONE IS ASSISTANT SUPERINTENDENT. POINT SEVEN, WE DON'T ASK FOR A FULL YEAR IF WE DON'T NEED TO. LAST YEAR, WE ASKED FOR POINT SEVEN. THAT'S RIGHT, SEVEN MONTHS. SUPERVISOR OF INSTRUCTION, ONE READING SUPERVISOR, 2.7 MAN-YEARS, WERE DELETED. WE ADDED TWO REGIONAL SUPERINTENDENTS, ONE EDUCATIONAL PSYCHOLOGIST, .3 CLERK-TYPISTS, ONE CLERK II, WHO DOES THE STUDENTS' RECORDS, ONE CLERK-TYPIST II, AND ONE CLERK II, THAT'S 5.3, LESS THE DELETED POSITIONS, WE ARE ASKING FOR 2.6 NEW POSITIONS.

MR. CHAMBERLIST: I WONDER IF WE CAN GET SOME INDICATION OF THE DIFFERENCE BETWEEN THE MAN-YEARS OF THE YUKON VOCATIONAL AND TECHNICAL TRAINING CENTRE WHICH HAS GONE UP FROM 46 TO 68.5.

MRS. WATSON: YES, MR. CHAIRMAN, YOU CERTAINLY MAY. THE SEVENTEEN COMMUNITY INSTRUCTORS AND THOSE WERE IN THE ELADE PROGRAMME THAT WAS APPROVED HERE IN THE SUPPLEMENTARY ESTIMATES. THE EXTRA COURSES THAT WERE PUT ON AND NEXT YEAR, THERE WILL BE SEVENTEEN FOR THE ELADE AND 4.5 FOR THE LIFE SKILLS, AND ONE, THE HOUSING CORPORATION CO-ORDINATOR IN THE SUPPLEMENTARY ESTIMATES IF YOU REMEMBER, AND THIS IS A PROGRAMME THAT WE ARE CARRYING ON FOR THE HOUSING CORPORATION THAT MAKES YOUR 22.5 NEW MAN-YEARS.

MR. CHAMBERLIST: MR. CHAIRMAN, IT IS CLEARLY OBVIOUS THAT WHAT IS HAPPENING NOW IS THE ADMINISTRATION IS GOING TO FALL BACK EACH TIME ON THE FORCED SUPPLEMENTARIES THAT WERE IMPOSED UPON THE TERRITORIAL COUNCIL BY THE PROCEDURE OF PROCEEDING WITH NEW PROGRAMMES WITHOUT FIRST ASCERTAINING WHETHER OR NOT THE COUNCIL WOULD APPROVE THE EXPENDITURE OF THE PROGRAMMES. THIS HAS ALREADY BEEN SPOKEN ABOUT WHILE WE WERE DEBATING THE SUPPLEMENTARY ESTIMATES, THE FINAL SUPPLEMENTARY ESTIMATES FOR 1973/74. THE ADMINISTRATION HAS NOW TAKEN IT UPON THEMSELVES TO SAY, "NOW THAT WE HAVE GOT SUPPLEMENTARY ESTIMATES, FOR 1973-74, TO PAY FOR PROGRAMMES THAT YOU DID NOT APPROVE AT THAT TIME, WE ARE GOING TO ACCEPT THAT YOU HAVE APPROVED THE PROGRAMMES FOR 1974-75 AND ARE GOING TO MAINTAIN FOR THESE PEOPLE." NOW IT MAY WELL BE THAT WE INTEND TO SUPPORT THE PROGRAMMES THAT HAVE BEEN INITIATED AND PAID FOR BECAUSE WE CERTAINLY WANT TO SEE THOSE PROGRAMMES GO THROUGH. BUT I THINK THE ADMINISTRATION IS SAYING, "THIS IS THE WAY TO GET THINGS DONE AND FORCE PROGRAMMES. SO THAT WHEN IT'S COMING TOWARDS THE END OF THIS YEAR OR THE LATTER PART OF THIS YEAR, IF WE WANT TO GET SOMETHING IN FOR 75-76, WE WILL GO AHEAD WITH PROGRAMMES, HIRE STAFF. PROCEED IN ALL AREAS WITHOUT HAVING THE AUTHORITY TO SPEND THE MONEY TO DO IT. THEN COME FORWARD BY SUPPLEMENTARY ESTIMATES, ASK FOR THE APPROVAL OF THE MONEY BECAUSE WE HAVE TO PAY THE PEOPLE, AND THEN ADD IT INTO THE FOLLOWING YEAR TO MAKE IT APPEAR THEN THAT THE APPROVAL HAS BEEN GIVEN FOR THE PROGRAMMES IN THE FOLLOWING YEAR." OF COURSE, THIS IS WHERE I RAISE OBJECTIONS. BECAUSE THIS IS A LARGE AMOUNT OF MONEY, I AM NOT GOING TO RAISE ANY OBJECTIONS AT THIS STAGE ON THIS PARTICULAR VOTE BECAUSE THIS WILL BE SOMETHING THAT WILL HAVE TO BE DEALT WITH IN THE MAIN ESTIMATES. BUT CERTAINLY IT MUST BE RECOGNIZED THAT NONE OF THIS MONEY IS GOING TO INDICATE IN ANY WAY THAT THE EDUCATION APPROPRIATIONS FOR THE WHOLE YEAR IS TO BE CONSIDERED AS APPROVED. BECAUSE I HAVE SOME LENGTHY REMARKS IN SOME AREAS WHICH WOULD DETRACT FROM THE PRINCIPLE OF THIS PARTICULAR BILL.

MRS. WATSON: MR. CHAIRMAN, I WOULD JUST LIKE TO REPLY TO THE IMPLICATIONS MADE THAT WE STARTED OUR NEW PROGRAMMES, SLIPPED THEM IN OUR SUPPLEMENTARY AND THEN THEY ARE AN ON-GOING THING. IN THIS INSTANCE, THIS IS NOT TRUE. THE PROGRAMMES AND THE AMOUNT OF MONEY THAT YOU HAVE APPROVED IN THE SUPPLEMENTARY BUDGET, THOSE PROGRAMMES WILL BE COMPLETED AT THE END OF APRIL AND THE FIRST WEEK IN MAY. THE NEW COMMUNITY PROGRAMMES WILL NOT GET ROLLING AGAIN UNTIL LATE SUMMER AND EARLY FALL. SO THAT

THERE IS, THESE NEW PROGRAMMES ARE CERTAINLY NOT DEPENDENT ON LAST YEAR'S PROGRAMMES.

MR. CHAMBERLIST: AS A MATTER OF FACT, BY MAKING THAT REMARK, I THINK THAT THE HONOURABLE MEMBER WOULD HAVE BEEN MUCH WISER IF SHE DID NOT ADD THAT REMARK BECAUSE NOW IT BRINGS TO MY MIND THIS SPECIFIC SITUATION. WE ARE NOT BEING ASKED IN A TERM SUPPLY TO APPROVE THE PROGRAMMES, THE MONEY FOR PAYING THE PROGRAMMES AND FOR THESE PEOPLE, TWELVE OF THEM, IN THE MONTH OF APRIL PRIOR TO THE PROGRAMMES BEING APPROVED, I AM SURE THAT SHE RECOGNIZES WHAT I AM SAYING. IT MEANS THAT THESE PEOPLE WHO ARE COMMUNITY INSTRUCTORS ARE GOING TO BE RETAINED DURING THE MONTH OF APRIL SO THAT THE PROGRAMME BECOMES A CONTINUING ONE. I SAY AGAIN, I AM NOT OPPOSING THE PROGRAMME BUT JUST THE METHODS IN WHICH THIS IS BEING BROUGHT FORWARD. THESE PROGRAMMES MAY BE COMPLETED AT THE END OF APRIL, PERHAPS I AM INCORRECT IN THE WAY I AM EXPLAINING IT, PERHAPS THE HONOURABLE MEMBER WILL BE ABLE TO STAND UP AND CORRECT ME IN A MOMENT, I AM JUST SAYING THAT IT APPEARS TO ME FROM THE REMARKS THAT SHE MADE, THE PROGRAMME THAT IS IN EFFECT NOW WILL BE COMPLETED AT THE END OF THIS MONTH AND THE NEW PROGRAMME, THE MONEY THAT IS ASKED FOR, IS FOR THE NEW PROGRAMME TO COMMENCE APRIL 1ST. I SAY THIS, THAT IN VIEW OF WHAT THE COMMISSIONER HAS SAID, THAT THERE WOULD BE NO NEW PROGRAMMES OR NEW STAFF FOR NEW PROGRAMMES, THAT THE PEOPLE WHO ARE BEING LISTED IN THIS LIST OF PERSONNEL ARE PEOPLE FOR A NEW PROGRAMME. PERHAPS THE HONOURABLE MEMBER WOULD LIKE TO EXPLAIN THAT WHAT I HAVE SUGGESTED IS NOT CORRECT?

MRS. WATSON: MR. CHAIRMAN, I AM NOT GOING TO EVEN ATTEMPT TO EXPLAIN, I'VE NEVER SEEN ANYONE ABLE TO MIX UP THINGS BETTER THAN YOU DO, DELIBERATELY, WHAT'S THE POINT OF WASTING TIME?

MR. CHAMBERLIST: OBVIOUSLY, THERE IS NO EXPLANATION TO THE QUESTION THAT I HAVE ASKED AND THEREFORE,...

MRS. WATSON: MR. CHAIRMAN, THERE IS A VERY LEGITIMATE EXPLANATION, HE JUST CAN'T UNDERSTAND IT.

MR. CHAMBERLIST: I WOULD LIKE AN EXPLANATION OF THIS.

MR. CHAIRMAN: ORDER, PLEASE.

MR. CHAMBERLIST: CAN I GET AN EXPLANATION THEN IF WHAT I HAVE SAID IS NOT CORRECT, AND YOU KNOW, I AM JUST TAKING THE REMARKS ...

MRS. WATSON: MR. CHAIRMAN, IT CERTAINLY ISN'T CORRECT. I GAVE HIM THE EXPLANATION.

MR. CHAMBERLIST: I JUST MADE THE REMARKS ON WHAT THE HONOURABLE MEMBER HAS SAID AND WHEN YOU SEE COMMUNITY INSTRUCTORS, CASUAL, 17 AND THEY ARE MARKED DOWN AS CASUAL FOR NEXT YEAR, AND THESE PEOPLE ARE NOT GOING TO BE USED IN THE MONTH OF APRIL, WHY IN VIEW OF WHAT THE COMMISSIONER HAS SAID, IS THIS MONEY BEING ASKED FOR IN THAT SAME AMOUNT? I DON'T WANT TO MAKE ANY ISSUE OF IT BECAUSE I HAVE COMMENTS TO SAY AFTERWARDS. SHE IS UNABLE TO GIVE AN EXPLANATION ...

MRS. WATSON: MR. CHAIRMAN, THAT IS NOT TRUE, I GAVE A VERY VALID EXPLANATION, YOU WERE NOT ABLE TO UNDERSTAND IT.

MR. CHAIRMAN: ORDER, ORDER, PLEASE. ONE AT A TIME.

MR. CHAMBERLIST: THE HONOURABLE MEMBER DOESN'T REALIZE THAT SHE CAN'T STAND UP LIKE THAT UNTIL I AM SITTING.

MRS. WATSON: MR. CHAIRMAN, THAT IS THE ONLY WAY I CAN GET A WORD IN.

MR. CHAMBERLIST: SHE'LL TAKE HER TIME. IF THE HONOURABLE MEMBER HAS AN ANSWER TO THE QUESTION I HAVE PUT BY WAY OF EXPLANATION, I'LL BE PLEASED TO HEAR IT. BUT IF SHE SAYS, "I DON'T WANT TO EXPLAIN." I CAN ONLY ASSUME THAT SHE IS UNABLE TO EXPLAIN. I'LL SIT DOWN ON THAT POINT WITH THE SATISFACTION OF KNOWING OF THE HONOURABLE MEMBER'S INABILITY TO EXPLAIN THE QUESTION THAT I HAVE ASKED.

MRS. WATSON: MR. CHAIRMAN, THAT IS UNTRUE.

MR. CHAIRMAN: IS THERE ANYTHING FURTHER ON THE DEPARTMENT OF EDUCATION? THE NEXT ITEM IS THE DEPARTMENT OF SECRETARY AND REGISTRAR GENERAL, IN THE AMOUNT OF \$67,089.00.

MR. CHAMBERLIST: I WONDER IF MR. FINLAND, WHO IS THE EXECUTIVE COMMITTEE MEMBER, WILL BE ABLE TO COME IN HERE.

MRS. WATSON: MR. CHAIRMAN, WE SAID THAT WE WOULD BE JUST HAVING THE TREASURER AND THE EXECUTIVE COMMITTEE MEMBER FOR INTERIM SUPPLY AND THE HONOURABLE MEMBER WOULD BE ABLE TO HAVE THE OTHER EXECUTIVE COMMITTEE MEMBER WHEN WE WENT INTO THE MAIN ESTIMATES.

MR. CHAMBERLIST: MR. CHAIRMAN, ...

MR. CHAIRMAN: I WONDER IN THE INTEREST OF THE COMMITTEE IN THE GOOD STEAD IF WE COULD CARRY ON AND IF WE DO RUN ACROSS SOME ITEMS THAT WE HAVE ...

MR. CHAMBERLIST: I'VE ALREADY RUN ACROSS ITEMS. WITH RESPECT, MR. CHAIRMAN, I WANT THE EXECUTIVE COMMITTEE MEMBER WHO IS RESPONSIBLE FOR THIS DEPARTMENT TO BE HERE TO ANSWER QUESTIONS.

MRS. WATSON: MR. CHAIRMAN, I DON'T THINK IT IS NECESSARY AND THIS WAS THE UNDERSTANDING THAT WE HAD IN COMMITTEE THAT I AM SURE THAT THE TREASURER CAN ANSWER ANY QUESTIONS ON NEW STAFF AND ANY NEW PROGRAMS THAT ARE REQUIRED AND THEN WHEN WE GO INTO DETAILS OF THE MAIN ESTIMATES, BY ALL MEANS.

MR. CHAIRMAN: FROM THE CHAIR, I WOULD THINK THAT WE HAVE A TREASURER HERE AND IF THERE IS SOMETHING THAT COMES UP AND THE HONOURABLE MEMBER DOES WANT THE MEMBER FROM THE DEPARTMENT OR WHATEVER AT THAT TIME, THEN POSSIBLY WE COULD CALL HIM BUT WE ARE GOING TO PUT THE BUILDING HERE AT A GREAT DISADVANTAGE IF WE HAVE TO KEEP CALLING FOR PEOPLE TO COME TO AND FROM THE COMMITTEE.

MR. CHAMBERLIST: WITH RESPECT, MR. CHAIRMAN, LET ME PUT IT TO YOU REAL STRAIGHT. ALL THE TIME, SINCE THE CONCEPTION OF THE EXECUTIVE COMMITTEE, AT ANY AREA WHERE AN EXECUTIVE COMMITTEE MEMBER HAS BEEN REQUIRED, THERE HAS NEVER BEEN ANY OBJECTION. I KNOW THAT THE HONOURABLE MEMBER FOR CARMACKS-KLUANE IS TRYING TO PROTECT THE APPOINTED PEOPLE. NOW THEY NEED PROTECTION FROM ME VERY SORELY BECAUSE I WOULD LIKE TO EAT THEM ALL UP. AS FAR AS I AM CONCERNED, ...

ONE HONOURABLE MEMBER: YOU'D GET INDIGESTION.

MR. CHAMBERLIST: AS FAR AS I AM CONCERNED, THEY ARE FIRST ON THIS GOVERNMENT. I HAVE ASKED FOR MR. FINGLAND. I SEE HIS NAME DOWN HERE AS EXECUTIVE COMMITTEE MEMBER. THERE MAY BE SOME QUESTIONS I WISH TO ASK OF HIM. IF YOU DON'T WANT TO HAVE HIM, I SAY, MR. CHAIRMAN, THAT YOU WOULD BE CHANGING THE WHOLE RULE, BECAUSE YOU HAVE INDICATED IN THE PAST THAT IF AN EXECUTIVE COMMITTEE MEMBER IS CALLED ON TO ASK A QUESTION HE SHOULD BE HERE. HE IS BEING HIDDEN, HE IS BEING CONCEALED. HE HASN'T COME FORTH PAST THE DOUBLE DOORS. THE ONLY TIME HE COMES PAST THE DOUBLE DOORS IS TO VISIT THE "JOHN". AND PERHAPS IT WOULD BE BETTER IF WE MOVED THE "JOHN" OUTSIDE THESE DOORS.

MR. CHAIRMAN: ORDER. I DON'T THINK THAT ANY MEMBER OF THE ADMINISTRATION IS ON TRIAL HERE.

MR. CHAMBERLIST: UNFORTUNATELY. HOW UNFORTUNATE. BACK TO THE "JOHN".

MR. CHAIRMAN: IT IS USUAL THAT WHEN WE DEAL WITH MONEY BILLS THAT THE TREASURER IS ALWAYS PRESENT. THE TREASURER IS PRESENT AND IF WE REQUIRE INFORMATION FROM ANY OTHER MEMBER OF THE ADMINISTRATION, I AM SURE THAT THIS COULD BE ARRANGED WITH THE CONCURRENCE OF COMMITTEE. BUT CERTAINLY, THE TREASURER SHOULD ALWAYS BE HERE.

MR. CHAMBERLIST: THEN IN THAT CASE, WHAT IS, IF THE TREASURER IS HERE, THEN WHAT IS MR. MILLER DOING HERE, IF WE ARE NOT DEALING WITH HIM?

MR. CHAIRMAN: I BELIEVE THAT IS QUITE OBVIOUS TO THE HONOURABLE MEMBER THAT THE TREASURER IS BRAND NEW TO THE TERRITORY AND IS JUST TRYING TO GET HIS "SEA LEGS" AND MR. MILLER IS THE ONLY MAN THAT CAN ANSWER THE QUESTIONS THAT WE HAVE FOR MR. TREASURER.

MR. COMMISSIONER: YOU'VE GOT AN HOUR TO GO.

MR. CHAMBERLIST: I DON'T SEE ANY REASON WHY THERE SHOULD BE A REFUSAL TO HAVE MR. FINGLAND HERE. HE IS THE EXECUTIVE COMMITTEE MEMBER IN CHARGE OF THESE MATTERS.

MR. CHAIRMAN: IF YOU KNOW THE QUESTIONS THAT YOU WISH TO RAISE, MR. TREASURER CAN DEAL WITH THEM POSSIBLY WE MIGHT HAVE TO ...

MRS. WATSON: MR. CHAIRMAN, I AM SURE THAT HE WILL GET AN OPPORTUNITY IN THE MAIN ESTIMATES.

MR. CHAMBERLIST: WHY DON'T YOU SIT DOWN UNTIL I'VE FINISHED.

MR. CHAIRMAN: ORDER, ORDER, PLEASE.

MR. CHAMBERLIST: DO I UNDERSTAND THEN, MR. CHAIRMAN, THAT YOU ARE RULING THAT I CAN'T HAVE MR. FINGLAND HERE AS EXECUTIVE COMMITTEE MEMBER? IS THIS YOUR RULING?

MR. CHAIRMAN: I AM RULING THAT IF IT BECOMES APPARENT THAT IT IS THE WISH OF COMMITTEE, THEN CERTAINLY, MR. FINGLAND WILL BE SOUGHT AFTER. I DON'T THINK THERE IS ANY INDICATION AS YET THAT HIS PRESENCE IS NECESSARY IN COMMITTEE AT THIS TIME.

MR. CHAMBERLIST: WELL, I HAVE REFERRED TO HIM AS THE "UNTOUCHABLE" AND HE SURELY IS. EVEN THIS COMMITTEE CAN'T TOUCH HIM. OBVIOUSLY NOT. THEY JUST HIDE HIM.

MR. CHAIRMAN: ANYTHING FURTHER ON THE SECRETARY AND REGISTRAR GENERAL?

MR. CHAMBERLIST: WELL, I WONDER IF I CAN GET TO THE SAME QUESTIONS, MR. CHAIRMAN. THE EXPLANATION AGAIN. ARE THERE ANY ADDITIONAL BODIES? ARE THERE ANY TRANSFERS OF BODIES? WHAT IS THE AMOUNT OF FUNDS THAT ARE GOING TO BE EXPENDED FOR THOSE PEOPLE?

MR. MILLER: MR. CHAIRMAN, THERE IS AN ADDITIONAL, THERE ARE TWO AND A HALF MAN-YEARS INVOLVED IN THIS APPROPRIATION. ONE IS AN EMPLOYMENT LIAISON OFFICER. ONE IS AN ACCOUNTING CLERK A HALF MAN-YEAR RELATES TO A CHANGE FROM A HALF A CLERK-TYPIST I AND WE ARE NOW GOING TO AN ASSISTANT TERRITORIAL SECRETARY WHICH IS ONE HALF ADDITIONAL MAN-YEARS. THE APPROXIMATE DOLLARS THAT WILL BE INVOLVED IN THESE TWO AND HALF MAN-YEARS WOULD BE PROBABLY ABOUT \$30,000.00.

MR. CHAMBERLIST: WELL, THERE AGAIN, THAT'S IS ANOTHER \$2500 THAT WE ARE NOT GOING TO SPEND FOR THE MONTH ... WHY AGAIN ARE WE APPROPRIATING MORE MONEY? SO FAR, THERE IS SOMETHING LIKE \$15,500.00 THAT WE ARE GOING TO BE APPROPRIATING. ARE THERE ANY NEW PROGRAMMES OR ARE ANY OF THESE BODIES INVOLVED IN NEW PROGRAMMES?

MR. MILLER: THE ONLY NEW PROGRAMME, MR. CHAIRMAN, IS THE EMPLOYMENT LIAISON OFFICER WHICH IS AN ON-GOING FUNCTION THAT WE ARE NOW TAKING OVER FROM THE FEDERAL GOVERNMENT.

MR. CHAMBERLIST: THIS PARTICULAR PERSON IS THE ONE THAT HAS BEEN SECONDED TO THE TERRITORIAL GOVERNMENT IN THE PAST AND IS NOW COMING ON OUR BODY.

MR. MILLER: THAT IS CORRECT.

MR. CHAMBERLIST: ARE THE FRINGE BENEFITS, INCIDENTALLY I HAVEN'T ASKED THIS ONE, ARE THE FRINGE BENEFITS AND THE ADDITIONS TO THE PUBLIC SERVICE ALLIANCE AGREEMENT ALL ADDED IN NOW IN-TO THESE TOTAL COSTS FOR SALARIES, ETCETRA?

MR. MILLER: YES, MR. CHAIRMAN.

MR. CHAMBERLIST: THEY ARE ADDED IN. NOT FOR THE TEACHERS ...

MR. COMMISSIONER: I RISE ON THIS, TO GET THIS NOTED BECAUSE I MENTIONED THIS IN MY BUDGET SPEECH, MR. CHAIRMAN.

MR. CHAMBERLIST: WELL, THERE IS A POINT THAT I WAS GOING TO ASK IN THE EDUCATION, PERHAPS I CAN ASK IT NOW, AND PERHAPS MR. MILLER CAN GIVE ME THE INFORMATION. HOW MUCH, OR PERHAPS COUNCILLOR WATSON CAN, HOW MUCH, APPROXIMATELY, IS IT EXPECTED THAT THE SUBSEQUENT NEGOTIATION WITH THE TEACHERS WILL INCREASE THE SALARY ITEM FOR THE TEACHERS.

MRS. WATSON: MR. CHAIRMAN, THERE IS NO WAY WE HAVE OF KNOWING. THANK YOU VERY MUCH.

MR. COMMISSIONER: IT WAS A GOOD TRY, MORN.

MR. CHAMBERLIST: MR. CHAIRMAN, THE UNDERSTANDING THAT I HAVE, I DON'T KNOW IF I AM INCORRECT, THE NEGOTIATIONS WERE SUPPOSED TO BE COMPLETED FOR THE EDUCATION, THE TEACHERS' SALARIES PRIOR TO THE PRESENTING OF THIS BUDGET. NOW, I WONDER IF WE CAN GET A DETAILED EXPLANATION AS TO WHY THIS WASN'T COMPLETED WITH WITH THE DEPARTMENT OF EDUCATION?

MRS. WATSON: THE NEGOTIATIONS WERE POSTPONED BY MUTUAL AGREEMENT.

MR. CHAMBERLIST: IS THIS THE SUBJECT MATTER OF THE COURT ACTION AT THIS TIME? CAN I GET AN ANSWER TO THAT?

MR. COMMISSIONER: NO. YOU DIDN'T HEAR AN ANSWER TO IT BUT IT'S IN COURT.

MR. CHAMBERLIST: IS THIS THE SUBJECT MATTER, THAT THERE WAS A POSTPONEMENT SUPPOSEDLY BY MUTUAL AGREEMENT? IS THIS WHAT THE GOVERNMENT IS SAYING? I AM TRYING TO FIND OUT MR. CHAIRMAN. I'LL WAIT FOR MR. CHAIRMAN.

SOME HONOURABLE MEMBER: LAUGHTER.

MR. CHAMBERLIST: I'M TRYING TO ASCERTAIN MR. CHAIRMAN, WHETHER OR NOT THE SHORTAGE IN THE EDUCATIONAL BUDGET WHICH DOES NOT INCLUDE WHAT WAS TO BE NEGOTIATED SALARY COMMITMENTS TO THE TEACHERS OF THE YUKON TERRITORY, IS NOT IN THIS ITEM AND IT HAS BEEN INDICATED THERE HAS BEEN A MUTUAL CUT-OFF OF NEGOTIATIONS. I WAS WONDERING WHETHER SOMEBODY WOULD INDICATE WHETHER THIS MUTUAL CUT-OFF OF THE TEACHERS' NEGOTIATIONS HAS RESULTED IN SOME COURT ACTION. I WONDER IF I COULD BE ANSWERED WHETHER IN

FACT THIS IS SO OR WHETHER NOT. I WOULD LIKE TO HAVE IT RECORDED SO THAT BOTH THE GOVERNMENT AND THE TEACHERS WILL BE ABLE TO EXAMINE THE ANSWERS AS THE REASONS BE, AT A LATER DATE.

MR. TANNER: BACK IN COURT.

MR. CHAIRMAN: WOULD ANYBODY CARE TO ANSWER THAT QUESTION? THERE DOESN'T SEEM TO BE AN ANSWER.

MR. CHAMBERLIST: I WOULD LIKE IT RECORDED THAT THERE IS NO ANSWER TO THE QUESTION AND ONE CAN ONLY ASSUME THAT THE QUESTION WAS BROKEN UP BY MUTUAL AGREEMENT IS NOT FACTUAL. I HOPE THOSE WILL TAKE NOTICE OF THAT PARTICULAR ITEM.

WERE THERE ANY OTHER ADDITIONAL PROGRAMS MR. MILLER IN THE DEPARTMENT OF SECRETARY AND REGISTRAR-GENERAL DEALING WITH THIS AMOUNT THAT HAS BEEN SUGGESTED AS A 1/12, \$67,089.

MR. MILLER: THERE ARE NO NEW PROGRAMS IN THE FISCAL YEAR.

MR. CHAMBERLIST: THANK YOU.

MR. CHAIRMAN: ARE WE CLEAR THEN ON DEPARTMENT OF SECRETARY AND REGISTRAR-GENERAL?

MRS. WATSON: CLEAR.

MR. CHAIRMAN: NEXT ITEM AND I BELIEVE WE ARE RESERVING THE DEPARTMENT OF HEALTH WELFARE AND REHABILITATION FOR FURTHER CONSIDERATION IN RELATION TO SESSIONAL PAPER NO. 13. SO WE WILL PASS ALONG TO--

MRS. WATSON: IS THERE ANY REASON WHY WE COULDN'T DO WELFARE?

MR. CHAMBERLIST: NO WE CAN'T.

MR. CHAIRMAN: I BELIEVE WE HAVE AGREED THAT THIS BE LEFT TO LAST.

MR. CHAMBERLIST: OH I SEE WHAT YOU MEAN. WE CAN'T DO THAT BECAUSE THERE IS ONE AMOUNT. THIS IS WHAT THE HONOURABLE MEMBER HASN'T SPOTTED. THE DEPARTMENT OF HEALTH WELFARE AND REHABILITATION IS ALL ONE AMOUNT. SO OF COURSE, WE CAN'T JUST DEAL WITH WELFARE. WE WILL DEAL WITH THAT IN THE MAIN ESTIMATES.

MR. CHAIRMAN: THE NEXT ITEM IS DEPARTMENT OF LOCAL GOVERNMENT IN THE AMOUNT OF \$104,766.
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MR. CHAMBERLIST: I HAVE THE SAME REGULAR QUESTIONS MR. MILLER. IF WE COULD INDICATE AS WE ARE JUST DEALING WITH STAFF AT THIS TIME, I KNOW THAT THERE IS AN INCREASE OF THREE AMBULANCE ATTENDANTS. ARE THESE ALREADY WORKING IN THE PROGRAM?

MR. MILLER: MR. CHAIRMAN TO RELATE TO THE MEMBER'S ORIGINAL QUESTION OF TOTAL, THERE IS ONE ADDITIONAL ASSESSMENT SERVICES FOR ONE ADDITIONAL ASSESSOR. THERE IS ONE UTILITY SYSTEM SUPERINTENDANT AND THERE ARE THREE MAN-YEARS FOR SWITCHBOARD OPERATOR AMBULANCE ATTENDANT WHICH WE ARE NOW HIRING ON A CASUAL BASIS TO COVER THE SWITCHBOARD AT THE HOSPITAL.

MR. CHAMBERLIST: YOU ARE ALREADY HIRING THEM ON A CASUAL BASIS.

MR. MILLER: THAT IS CORRECT.

MR. CHAMBERLIST: WAS THAT INCLUDED THEN IN THE SUPPLEMENTARY, I TAKE IT THAT WOULD HAVE BEEN INCLUDED IN THE SUPPLEMENTARY. THESE CASUAL PEOPLE ARE STILL BEING MAINTAINED THEN ON A PERMANENT BASIS.

MR. MILLER: SOME OF THEM WILL BECOME PERMANENT, SOME WILL REMAIN ON CASUAL.

MR. CHAMBERLIST: THE ONES THAT WILL BECOME PERMANENT, ARE ANY OF THOSE TO BE ON STAFF DURING THE MONTH OF APRIL?

MR. MILLER: MR. CHAIRMAN I DON'T HAVE THE PRECISE ANSWER TO THAT. THERE MAY BE SOMETHING PERMANENT NOW.

MR. CHAMBERLIST: ARE THERE ANY OTHER PROGRAMS THAT THE DEPARTMENT OF LOCAL GOVERNMENT WISH OR NEW PROGRAMS WHICH ARE INCLUDED IN THE TOTAL AMOUNT OF THE YEAR'S ESTIMATE?

MR. MILLER: OTHER THAN THOSE THAT RELATE TO STAFF, THE ONLY ONE I AM AWARE OF IS THE PROVISION INCLUDED IN THE BUDGET FOR THE ASSOCIATION OF MUNICIPALITIES. CERTAIN CONTRIBUTION TOWARD THE ASSOCIATION OF MUNICIPALITIES.

MR. CHAMBERLIST: I TAKE IT THAT THIS IS JUST A GRANT FROM THE DEPARTMENT FOR THE OPERATION OF THE MUNICIPAL ASSOCIATION.

MR. MILLER: THAT IS CORRECT.

Mr. Chamberlist: O.K. AND NOTHING BEYOND THAT. WE ARE ABSOLUTELY SURE.

Mr. Miller: NOTHING THAT COMES TO MY MIND AT THE MOMENT.

Mr. Chamberlist: THAT IS WHY I AM THINKING THAT YOU WOULDN'T KNOW BECAUSE YOU ARE NOT A MEMBER OF THE EXECUTIVE COMMITTEE FOR THAT DEPARTMENT. YOU WOULDN'T KNOW THAT.

Mr. Miller: YES I AM.

Mr. Chamberlist: YOU ARE, DIRECTOR OF LOCAL GOVERNMENT. THAT'S RIGHT, THAT'S STILL YOURS. NOTHING FURTHER THAN THAT, YOU DON'T KNOW OF.

Mr. Miller: YES MR. CHAIRMAN THERE IS ONE MORE, THERE IS PROVISION IN THE ESTIMATES FOR THE TAKEOVER OF THE EMERGENCY MEASURES ORGANIZATION TO FUNCTION.

Mr. Chamberlist: I'M PLEASED YOU BROUGHT IT TO MIND BECAUSE I WAS GOING TO ASK YOU THAT AS THE NEXT QUESTION. THANK YOU.

Mr. Chairman: THE NEXT ITEM IS DEPARTMENT OF TOURISM, CONSERVATION AND INFORMATION IN THE AMOUNT OF \$138,592.

Mr. Chamberlist: CAN WE RELATE THE SAME STANDARD QUESTIONS MR. CHAIRMAN FOR MR. MILLER?

Mr. Miller: UNDER TOURISM AND INFORMATION BRANCH THERE IS AN ADDITIONAL 6-MAN-YEARS. UNDER CAMPGROUND MAINTENANCE IT SHOWS THERE IS 1 AND 1/2 ADDITIONAL MAN-YEARS. HOWEVER, THOSE PEOPLE ARE CHARGED PROJECTS, UNDER THE GAME BRANCH THERE IS A PROVISION FOR AN ADDITIONAL 5-MAN-YEARS. UNDER THE LIBRARY SERVICES BRANCH THERE IS PROVISION FOR A FURTHER 2-MAN-YEARS.

Mr. Chamberlist: MR. CHAIRMAN THAT IS 14 1/2 MAN YEARS, ADDITIONAL PEOPLE.

Mr. Miller: THAT IS CORRECT.

Mr. Chamberlist: WHAT IS THE COST PER ANNUM FOR THOSE 14 1/2 PEOPLE, MAN-YEARS?

Mr. Stutter: MR. CHAIRMAN I THINK I SHOULD POINT OUT TO THE MEMBER FROM WHITEHORSE EAST THAT A LOT OF THIS BUDGET DOESN'T EVEN COME ABOUT UNTIL SOMETIME IN THE SUMMER. PERHAPS HE'S OVERLOOKING THAT. HE MIGHT WANT TO CUT

A LITTLE MORE SINCE IT IS NOT TAKING --- TONIGHT.

Mr. Chamberlist: THIS IS THE NEXT QUESTION THAT I AM COMING TO BECAUSE I AM GOING TO ASK WHETHER THESE EXPENDITURES HAVE NOT BEEN MADE, THAT WILL FOLLOW OF COURSE. I CAN ASSURE THE HONOURABLE MEMBER FROM DAWSON THAT I AM NOT MISSING THESE. HE KNOWS THAT I DON'T MISS THESE THINGS TOO OFTEN. BUT I AM JUST TALKING THE BASIS OF THE MAN-YEARS AT THIS TIME.

Mr. Miller: MR. CHAIRMAN THE APPROXIMATE COST OF THE ADDITIONAL MAN-YEARS WOULD BE ABOUT \$170,000 PER ANNUM.

Mr. Chamberlist: SO IF WE TAKE A 1/12 OF THAT, WE ARE TALKING ABOUT \$14,000. APPROXIMATELY. WHAT ABOUT ADDITIONAL PROGRAMS?

Mr. Miller: MR. CHAIRMAN I AM NOT AWARE OF ANY ADDITIONAL PROGRAMS THAT WOULD BE STARTED WITHOUT THE ADDITIONAL STAFF.

Mr. Chamberlist: ISN'T IT SO THAT WITHIN THIS ITEM NOT ONLY ARE INCLUDED ITEMS FOR THE ACTUAL STAFF BUT THERE INCLUDED ITEMS FOR THE PROGRAMS THAT THIS STAFF HAS TO PUT INTO EFFECT. IS THAT NOT RIGHT? HOW MUCH?

Mr. Miller: THAT WAS PRECISELY MY ANSWER MR. CHAIRMAN AND I'M AFRAID I DON'T KNOW. THERE ARE NO NEW PROGRAMS, THAT'S AN EXTENSION OF EXISTING PROGRAMS.

Mr. Chamberlist: HOW MUCH WOULD THE COST OF THE EXTENSION BE THAT WILL NOT BE USED FOR THE MONTH OF APRIL?

Mr. Miller: I WOULD SUGGEST MR. CHAIRMAN, IF WE ARE TALKING ABOUT ONE MONTH'S COST, WE ARE PROBABLY TALKING ABOUT AN ADDITIONAL \$5,000.

Mr. Chamberlist: SO IN ALL YOU SAY THAT WHAT IS BEING ASKED FOR FOR THE WHOLE YEAR IS SOMETHING LIKE \$170,000 AND \$60,000, ABOUT \$230,000 OVER AND ABOVE LAST YEAR'S? IS THIS WHAT YOU ARE SAYING?

Mr. Miller: I THINK THAT WOULD BE CORRECT MR. CHAIRMAN.

Mr. Chamberlist: COULD YOU EXPLAIN TO ME WHY THERE IS A DIFFERENCE OF \$351,000 SHOWN AS THE CHANGE BETWEEN 1973-74 AND 1974-75?

Mr. Commissioner: THE RENT IS HIGHER.

Mr. Chamberlist: You have agreed, Mr. Chairman Mr. Miller has agreed that there is just about \$230,000. Right on the first page of the Department of Tourism, Conservation and Information Services, it shows that there is a change between the estimates between 1973-74 and 1974-75 of \$351,900. I wonder if we can be told where the other \$122,000 can be found.

Mr. Miller: Mr. Chairman a certain portion of that \$122,000 would relate to wage increases, fringe benefit increases on existing staff, additional costs of material that we would incur next year and there was a certain amount of it that relates to, particularly in the Game Area, to Air Patrols which won't be carried out until the summer months.

Mr. Chamberlist: From what you say Mr. Miller the increases over and above the suggestion that you have made which is for labor and that is salaries and a new programme of \$132,000 which is approximately some 12% of the total amount is for additional is for wages, material and the like.

Mr. Commissioner: 8%

Mr. Chamberlist: \$122,000 off of \$1,662,000. You're taking off the \$230,000 that I've talked about. You take the \$230,000 off that he has already indicated, would be approximately 10%, something like that. Take the \$230,000 off the \$1,663,000 which leaves about \$1,433,000. You're talking about \$120,000. We are talking about 8 or 10%. It's in that range. I haven't got my Ready Recorder with me. This is what you are saying. I want to get these answers so that when we come to the Main Estimates, I want you then to be able to justify the answers you are giving today. Do you agree with what the Commissioner says. I am trying to co-operate with him just this once, 8%, will you agree on that percentage?

Mr. Miller: Mr. Chairman, the wage increase is provided in the Budget for all employees currently on staff is 8%. There is a further 7% of that for fringe benefits additional costs and certain costs of materials have come up. What I'm saying is that approximately \$130,000 would be on-going program costs. Additional on-going program costs.

Mr. Chamberlist: You've already included that in the \$170,000 that you have said would be

for the additional 14 1/2 people. The fringe benefits are already included in that.

Mr. Miller: Mr. Chairman I was only referring to the fringe benefits for our existing staff, not for the new positions.

Mr. Chamberlist: Are you saying then that the \$170,000 that you referred to does not include fringe benefits for those 14 1/2 people?

Mr. Miller: No Mr. Chairman I didn't say that at all.

Mr. Chamberlist: I just want it recorded because we will be coming to that. Nothing further on that Mr. Chairman.

Mr. Chairman: Allright, the next item is in the Department of Legal Affairs in the amount of \$116,389. Page 45.

Mr. Chamberlist: I want Mr. Finland here for this one. I want to ask him what his function is within the Legal Affairs Branch.

Mrs. Watson: Mr. Chairman he can ask him that when we do the Main Estimates.

Some Honourable Members: Interrupted.

Mr. Chamberlist: Why don't you sit down? I'm on my feet lady. Sit down now.

Mr. Chairman: Order please.

Mrs. Watson: Mr. Chairman I rather object to the Honourable Member standing constantly and he doesn't give anyone else an opportunity to speak. He just doesn't sit down. I would insist that you insist he sit down.

Mr. Chairman: I'm afraid until he is out of order I cannot so rule.

Mr. Chamberlist: The reason why I want Mr. Finland here, and although I know that I can ask the questions in the Main Estimate, I want to get some answers in relation to the Main Estimates from him now. As the answers I will get from him are answers I require from him which I will be relating to a Federal Department. This is why I want these answers. I relate to money, etc. and I want to ask him some specific questions. If it is inconvenient for him to come this evening, we are going to

DEAL WITH DEPARTMENT HEALTH AND WELFARE REHABILITATION TOMORROW AND WE LEAVE THIS PARTICULAR ITEM UNTIL TOMORROW SO THAT HE COMES ALONG AND NOT TO INTERRUPT WITH EVERYTHING TONIGHT, I'M QUITE WILLING TO BE CO-OPERATIVE ENOUGH IN THAT LATITUDE.

Mrs. WATSON: Mr. CHAIRMAN I THINK WE HAVE MADE OUR DECISION THAT WE'RE NOT GOING TO HAVE EXECUTIVE COMMITTEE MEMBERS HERE FOR THE INTERIM SUPPLY. THEY WILL COME WITH THE MAIN ESTIMATES. I THINK THE HONOURABLE MEMBER REALIZES THAT HE IS JUST TRYING TO MAKE AN ISSUE.

Mr. CHAIRMAN: I WOULD THINK AS I'VE RULED BEFORE THAT IF THERE ARE SOME QUESTIONS THAT CAN ONLY BE ANSWERED BY THE MEMBER IMPLIED, BUT I DO SEE Mr. COMMISSIONER HERE, AND POSSIBLY HE MAY BE ABLE TO ASSIST IF THERE ARE SOME QUESTIONS AND IF THEY CAN'T BE ANSWERED WE MAY HAVE TO CALL FOR Mr. FINGLAND.

Mr. CHAMBERLIST: Mr. CHAIRMAN I HAVE ASKED FOR Mr. FINGLAND TO BE HERE. IF HE ISN'T HERE I CAN ONLY ASSUME THAT HE HAS NO RIGHT TO BE IN THIS ADMINISTRATION IN ANY EVENT. NOW YOU CAN'T HAVE YOUR CAKE AND EAT IT. HE'S EITHER HERE TO ANSWER QUESTIONS AND IF HE IS NOT GOING TO ANSWER QUESTIONS OR HE IS INCAPABLE OF ANSWERING QUESTIONS, I WOULD LIKE TO KNOW. I HAVEN'T SEEN HIM. I WOULD LIKE TO KNOW WHETHER HE STILL HAS HIS CAPABILITIES ABOUT HIM. HE HAS DISAPPEARED FROM PEOPLE'S VIEWS FOR SUCH A LONG TIME. I WANT TO ASK HIM QUESTIONS ABOUT THIS LEGAL AFFAIRS BRANCH. I WANT TO KNOW WHAT HIS FUNCTION IS IN THE LEGAL AFFAIRS BRANCH. WHY HAS THERE BEEN, IN VIEW OF CERTAIN THINGS THAT HAVE TAKEN PLACE OVER THE PAST YEAR RELATING TO LEGAL AFFAIRS, I WANT TO ASK HIM SPECIFIC QUESTIONS RELATING TO THE COURTS AND THE VARIOUS COSTS HERE. NOBODY SHOULD BE ABLE TO ANSWER BUT THE PARTICULAR MEMBER OF THE EXECUTIVE COMMITTEE.

Mr. TANNER: Mr. CHAIRMAN, CAN'T THE HONOURABLE MEMBER JUST AS EASILY ASK THESE QUESTIONS WHEN WE COME TO THE MAIN BUDGET WHEN Mr. FINGLAND WILL BE HAPPY TO BE HERE AND NOBODY IS TRYING TO PROTECT HIM. WE HAVEN'T GOT THE MAN HERE. WE MERELY ASK FOR THE CONVENIENCE OF COUNCIL. WE ARE TRYING TO GET SOME PROPER, REAL WORK DONE HERE.

Mr. CHAMBERLIST: ARE YOU SUGGESTING THAT WHAT I'M DOING HERE IS NOT REAL WORK?

Mr. TANNER: YES Mr. CHAIRMAN, I AM SUGGESTING THAT YOU ARE PROBABLY WASTING THE TIME OF COUNCIL--

Mr. CHAMBERLIST:--I'M GOING TO RUN THIS TIME OUT FOR YOU. Mr. CHAIRMAN, I'M GOING TO MAKE THIS POSITION VERY CLEAR. THE STUPIDITY AND I REPEAT, OF ANYBODY WHO COULD SUGGEST THAT BECAUSE A MEMBER OF COUNCIL ASKS QUESTIONS RELATING TO THE EXPENDITURE OF TERRITORIAL GOVERNMENT FUNDS IS A WASTE OF COUNCIL TIME MUST BE RECORDED. WHAT FAILURE COULD I BE CONSIDERED IF AN ITEM TOTTALLING \$5,000,000 COMES FORWARD AND I DON'T ASK QUESTIONS WHICH ARE ALL RELATIVE TO THE AMOUNT OF MONEY THAT'S BEEN SUGGESTED.

Mr. CHAIRMAN: POSSIBLY THE HONOURABLE MEMBER COULD ASK HIS QUESTIONS AND WE CAN SEE POSSIBLY IF Mr. TREASURER OR Mr. COMMISSIONER RIGHT HERE COULD ANSWER THEM, INASMUCH AS THEY ARE BOTH HERE.

Mr. CHAMBERLIST: WITH RESPECT Mr. CHAIRMAN, WE'VE ALL BEEN TOLD HOW THE CONCEPT OF THE EXECUTIVE COMMITTEE IS WORKED. NOW EACH EXECUTIVE COMMITTEE MEMBER IS RESPONSIBLE FOR HIS OWN DEPARTMENT, NOW FOUR MEMBERS OF EXECUTIVE COMMITTEE ARE SITTING HERE NOW ANSWERING QUESTIONS RELATING TO THEIR DEPARTMENT, NOW THEY, THREE OF THEM ARE DOING THEIR BEST TO PROTECT ONE MEMBER BY NOT HAVING HIM ANSWER QUESTIONS.

Mr. TANNER: A POINT OF ORDER Mr. CHAIRMAN. Mr. CHAIRMAN, JUST LET ME CORRECT THE IMPRESSION THAT THE HONOURABLE MEMBER JUST SPOKE IS TRYING TO PUT. NOBODY IS TRYING TO PROTECT Mr. FINGLAND. Mr. FINGLAND IS VERY ABLE TO LOOK AFTER HIMSELF. I'M MERELY SUGGESTING THAT THERE ARE OTHER THINGS WE COULD BE DOING. WE COULD BE GOING ALONG WITH THIS AND Mr. FINGLAND HASN'T BEEN HERE, THE CHAIRMAN HAS ALREADY RULED THAT WE DON'T NEED HIM HERE AND I REALLY DON'T UNDERSTAND THE MEMBER'S POINT OF VIEW.

Mr. CHAMBERLIST: Mr. CHAIRMAN, YOU KNOW I DON'T THINK THE POINT OF ORDER IS WELL TAKEN FOR THE SIMPLE REASON THAT Mr. CHAIRMAN HASN'T RULED THAT HE DOESN'T HAVE TO BE HERE, AND I HAVE SAID THAT IF HE IS UNABLE TO BE HERE TONIGHT I'M QUITE PREPARED TO LET THAT PARTICULAR ITEM GO UNTIL TOMORROW AND THEN WE CAN DEAL WITH IT TOMORROW. PUT CERTAINLY, IF A MEMBER OF THIS COUNCIL WISHES TO ASK QUESTIONS OF AN EXECUTIVE COMMITTEE MEMBER AS HAS ALWAYS BEEN DONE IN

THE PAST, THE EXECUTIVE COMMITTEE MEMBER HAS BEEN ASKED TO COME IN. NOW I SIMPLY WANT TO SAY TO MR. CHAIRMAN THAT IT IS MY PROPOSITIVE TO ASK FOR ANY SPECIFIC WITNESS TO BE CALLED AND MR. CHAIRMAN HAS ALREADY RULED THAT NO MEMBER OF COUNCIL SHOULD BE DENIED THE RIGHT OF A WITNESS IF THERE IS AGREEMENT THAT A WITNESS BE CALLED. THIS IS JUST NOT A CASE OF AN ORDINARY WITNESS, THIS IS SUPPOSED TO BE THE QUASI CABINET POSITION OR BE IT THAT IT IS AN APPOINTED MEMBER WHO IS IN THAT POSITION HERE TO ANSWER THESE QUESTIONS. ALL I CAN SAY IS THAT IF THE MEMBER DOESN'T WANT TO - - - IF MR. CHAIRMAN DOESN'T WANT TO HAVE MY REQUEST ABIDED BY I WOULD ASK THAT HE RULE THAT MY REQUEST IS DENIED, AND I KNOW EXACTLY WHICH WAY TO GO.

MR. CHAIRMAN: IT'S NOT THE INTENTION OF THE CHAIR TO DENY ANY MEMBER THE RIGHT TO INFORMATION OR THE CALL OF WITNESSES. THE CHAIR RULED THE OTHER DAY THAT THIS WAS THE OBJECT OF ANY PIECE OF LEGISLATION THAT ALL MEMBERS SHOULD HAVE THE FULLEST AVAILABILITY OF ANY MEMBER OF THE ADMINISTRATION WHO HAS AVAILABLE TO COME BEFORE US, AND IT SEEMS IMPORTANT THAT WHEN WE DEAL WITH MATTERS FISCAL THAT WE SHOULD ALWAYS HAVE THE TREASURER WITH US. IT HAS BEEN A THING WE HAVE ALWAYS DONE IN THE PAST. IN RELATION TO WITNESSES I THINK I WOULD BEST BE GUIDED IN THIS PARTICULAR INSTANCE BY THE DECISION OF COMMITTEE AS TO WHETHER OR NOT AT THIS TIME MR. FINGLAND SHOULD BE INVITED TO ATTEND COMMITTEE.

MR. CHAMBERLIST: THIS IS A DECISION TO BE MADE BY THE COMMITTEE THEN. YOU KNOW, IF I'VE ASKED FOR - - -

MR. TANNER: MR. CHAIRMAN, I WOULD JUST SUGGEST THAT THE MEMBER ASK HIS QUESTIONS, AND IF THEY CAN'T BE ANSWERED BY ANYBODY PRESENT, BY ALL MEANS BRING IN MR. FINGLAND.

MR. CHAMBERLIST: WELL BECAUSE THEY ARE DIRECT QUESTIONS FOR MR. FINGLAND TO ANSWER, NOT FOR ANYBODY ELSE TO ANSWER. THEY DON'T RELATE TO ANYBODY ELSE BUT TO MR. FINGLAND. THAT'S WHY. AND AS I SAY, I'M QUITE PREPARED TO LEAVE IT UNTIL TOMORROW SO THAT WE DON'T HOLD UP THE WORK AND GO ON WITH THE OTHER ITEMS. I'M NOT HOLDING ANYTHING UP. WE'LL GO ON WITH THE OTHER ITEMS. WE'VE ALREADY PROMISED, MR. CHAIRMAN, WE'VE ALREADY PROMISED THE GOVERNMENT SIDE THAT THEY WOULD GET THEIR INTERIM BILL BEFORE THE END OF THE MONTH.

THIS HAS BEEN PROMISED THEM AND THAT PROMISE WON'T BE DENIED THEM. BUT THAT DOESN'T MEAN BECAUSE THAT PROMISE HAS BEEN GIVEN THAT I'M GOING TO EVACUATE MY POSITION AS A MEMBER OF THIS COUNCIL TO QUESTION THE AMOUNT OF MONIES THAT ARE GOING TO BE SPENT.

MR. CHAIRMAN: I DO BELIEVE WE'RE TALKING TO THE BUDGETER. ARE THERE NO QUESTIONS THAT COULD BE STATED NOW THAT POSSIBLY MR. TREASURER OR MR. COMMISSIONER COULD ANSWER?

MR. CHAMBERLIST: THIS IS - - YOU SEE THERE ARE ITEMS IN THIS BUDGET HERE THAT I WANT TO ASK ABOUT AND ON A COUPLE OF THEM, FOR INSTANCE, AS AN EXAMPLE, SEE IF THIS PARTICULAR QUESTION COULD BE ANSWERED. A GENERAL ADMINISTRATION OF THIS PARTICULAR ITEM GIVES AN EXPLANATION HERE TO PROVIDE LEGAL ADVICE AND SERVICE TO THE COMMISSIONER, TERRITORIAL COUNCIL AND ALL DEPARTMENTS AND AGENCIES OF THE GOVERNMENT TO ADMINISTER AND SUPERVISE THE ADMINISTRATION OF JUSTICE. NOW I WANT TO KNOW WHY, AND THIS IS A QUESTION THAT CAN ONLY BE ANSWERED DIRECTLY BY MR. FINGLAND, WHY HAS MR. FINGLAND CONTINUOUSLY INSTRUCTED THE LEGAL ADVISER NOT TO GIVE ME ADVICE AS A TERRITORIAL COUNCILLOR ON TERRITORIAL COUNCIL MATTERS? I HAVE BEEN, ON CERTAIN OCCASIONS, TO MR. LEGAL ADVISER AND I HAVE ASKED HIM CERTAIN THINGS AND HE HAS SAID "I'M SORRY, I HAVE INSTRUCTIONS". FOR INSTANCE, WHEN I ASKED FOR CERTAIN ORDERS - I ASKED THEM OF THE LEGAL ADVISER - THE INSTRUCTIONS WERE "DON'T GIVE NORM CHAMBERLIST ANYTHING, THAT'S MY ORDERS". NOW I WANT TO KNOW WHY HE WOULD, IN VIEW OF THE GENERAL ADMINISTRATIVE DETAILS HERE, DENY THE RIGHT OF LEGAL ADVICE ON MATTERS DEALING WITH THE TERRITORIAL COUNCIL. WHO CAN ANSWER THAT? THE COMMISSIONER? THE COMMISSIONER CAN'T SAY WHY SOMEBODY ELSE GAVE THE ADVICE BECAUSE IT IS HEARSAY. MR. MILLER CAN'T ANSWER THAT - ARE YOU GOING TO TRY TO ANSWER THAT?

MRS. WATSON: YES I AM, MR. CHAIRMAN.

MR. CHAMBERLIST: GO AHEAD.

MR. CHAIRMAN: COUNCILLOR WATSON.

MRS. WATSON: MR. CHAIRMAN, IF THE HONOURABLE MEMBER WILL READ IT CAREFULLY IT SAYS "TO PROVIDE LEGAL ADVICE AND SERVICE TO THE COMMISSIONER, TERRITORIAL COUNCIL". IT DOESN'T SAY TERRITORIAL COUNCILLORS WHICH IS QUITE A DIFFERENT THING.

MR. CHAMBERLIST: OH. (LAUGHTER)

MRS. WATSON: THE LEGAL ADVISER SITS IN HERE AND GIVES LEGAL ADVICE TO THE TERRITORIAL COUNCIL. HE DOESN'T GIVE FREE LEGAL ADVICE TO THE TERRITORIAL COUNCILLORS.

MR. CHAMBERLIST: FREE LEGAL ADVICE I DON'T NEED FROM ANYBODY. I ALWAYS LIKE TO PAY FOR THE LEGAL ADVICE IF I NEED IT. BUT WHEN THE SUGGESTION COMES THAT THIS DOESN'T MEAN THAT -

MRS. WATSON: RIGHT.

MR. CHAMBERLIST: WHEN THE SUGGESTION COMES THIS DOESN'T MEAN THAT I HAVE TO RECALL TO MIND THAT, COUNCILLOR WATSON KNOWS ABOUT IT, THERE WAS ALMOST A FIRING OF THE LEGAL ADVISER BECAUSE FINGLAND HAD COMPLAINED THAT HE HAD GIVEN ADVICE TO COUNCILLOR WATSON AND MYSELF WHILE WE WERE MEMBERS OF THE EXECUTIVE COMMITTEE. NOW YOU KNOW THAT BECAUSE I HAVE A MEMO TO THAT EFFECT ON IT. AND HERE WE ARE, I'M SPEAKING AS A TERRITORIAL COUNCILLOR GOING TO THE LEGAL ADVISER SAYING I WANT CERTAIN COMMISSIONER'S ORDERS FOR THE TERRITORIAL COUNCIL SESSION. ISN'T THAT LEGAL ADVICE TO DEAL WITH THE TERRITORIAL COUNCIL? WHY WAS THAT REFUSED ME? GO AHEAD.

MRS. WATSON: MR. CHAIRMAN, CERTAINLY HE DOESN'T NEED TO GET LEGAL ADVICE TO GET COMMISSIONER'S ORDERS.

MR. CHAIRMAN: ORDER PLEASE.

MR. CHAMBERLIST: OH HUH. THEN WOULD YOU SAY WHY, MR. CHAIRMAN, WOULD YOU SAY WHY THEN THAT INSTRUCTIONS WERE GIVEN TO THE SECRETARIAT BY MR. FINGLAND THAT I WAS NOT TO RECEIVE THE TERRITORIAL - THE COMMISSIONER'S ORDERS. I WENT THERE AND ASKED FOR THEM. THESE ARE THE QUESTIONS I WANT TO ASK BECAUSE HERE WE HAVE EXPENDED IN THESE PARTICULAR AREAS WHEN THESE EXPENDITURES WERE DENIED. THESE EXPENDITURES HAVE BEEN PLACED FORWARD FOR A PARTICULAR PURPOSE AND WHEN I GO TO GET THAT PURPOSE FOR WHICH THIS MONEY IS RAISED I'M TOLD "NO, YOU CAN'T HAVE THEM". NOW, I SEE NO POINT, MR. CHAIRMAN, WHEN TWO ELECTED MEMBERS OF THIS COUNCIL TO THE EXECUTIVE COMMITTEE WHO, NOTWITHSTANDING THEIR LIKES OR DISLIKES, SHOULD BE ABLE TO SAY TO THE APPOINTEES OF THE EXECUTIVE COMMITTEE "CUT THIS NONSENSE OUT THE TERRITORIAL COUNCILLORS HAVE CERTAIN RIGHTS. GIVE IT TO THEM." HAVE YOU STOOD UP AND SAID THAT? I DOUBT IT.

MR. CHAIRMAN: ORDER PLEASE. ORDER PLEASE.

MR. CHAMBERLIST: BECAUSE OTHERWISE I WOULD HAVE HAD THE ORDERS THE SAME DAY.

MR. CHAIRMAN: ORDER PLEASE. KINDLY DIRECT YOUR REMARKS TO THE CHAIR.

MR. CHAMBERLIST: YES, MR. CHAIRMAN. I AGREE. THIS, IN GENERAL, IS MY REASON AND THERE ARE OTHER SPECIFIC REASONS AS WELL. UNFORTUNATELY, I WAS PREPARING MYSELF FOR IT AND I WORKED LATE LAST NIGHT AND SOMETHING ELSE HAPPENED AND I DIDN'T COMPLETE OR BRING DOWN WITH ME THE INFORMATION ON MANY OF THE QUESTIONS THAT I'VE GOT WRITTEN OUT THAT I WANTED TO ASK MOST OF THE MEMBERS, AND THIS IS WHY I AM BEING VERY LENIENT REALLY BECAUSE I HAVE SO MANY QUESTIONS TO ASK ABOUT IN THESE AREAS OF THIS INTERIM BUDGET, AND IT IS UNFORTUNATE FOR THE MEMBERS IF I HAVEN'T GOT ALL MY PAPER WORK WITH ME. - THIS IS WHY I SAY I'M SO INSISTENT THOUGH ON ASKING TO GET ANSWERS TO THE QUESTIONS FROM MR. FINGLAND, BUT I FEEL - I'M PREPARED TO LEAVE THIS ASIDE UNTIL TOMORROW. MR. CHAIRMAN, CAN WE LEAVE THIS ITEM AND CONTINUE WITH THE OTHER ITEMS BECAUSE WE ARE GOING TO BE DEALING WITH HEALTH, WELFARE & REHABILITATION TOMORROW IN ANY EVENT.

MR. CHAIRMAN: WELL THAT IS UP TO COMMITTEE. IS THIS THE WISH OF COMMITTEE?

MR. CHAMBERLIST: WELL AT LEAST WE CAN GET ON WITH SOME OTHER ITEMS THEN.

MR. CHAIRMAN: PERHAPS THE HONOURABLE MEMBER WOULD LIKE TO RAISE HIS QUESTIONS - - -

MRS. WATSON: MR. CHAIRMAN, I WOULD SUGGEST WE ACCEPT THE DEPARTMENT OF LEGAL AFFAIRS \$116,389.00 AND GO ON AND THE HONOURABLE MEMBER CAN HAVE HIS CHANCE AT MR. FINGLAND WHEN WE DO THE MAIN ESTIMATES.

MR. CHAMBERLIST: NO, NO, NO. I'M NOT - - THERE AGAIN - - I'VE ALWAYS COMPLAINED ABOUT CONSPIRACY. I'VE ALWAYS, MR. CHAIRMAN, I'VE ALWAYS COMPLAINED ABOUT CONSPIRACY IN THIS ADMINISTRATION. AND YOU KNOW IT'S MUCH WORSE WHEN YOU THINK THAT PEOPLE ELECTED BY THE PEOPLE ARE PARTICIPATING WITH THE APPOINTEES TO MANIPULATE AND CREATE A CONSPIRACY. AND YOU KNOW, I KNOW, MR. CHAIRMAN, THAT THOSE PEOPLE IN THE COMMUNITIES THAT THE HONOURABLE MEMBER FROM

CARMACKS-KLUANE, THE HONOURABLE MEMBER FROM WHITEHORSE NORTH REPRESENT, THEY ARE NOT CLOSING THEIR EARS OR CLOSING THEIR EYES OR THEIR MINDS TO WHAT HAS BEEN TAKING PLACE. I KNOW THAT. AND I KNOW THAT THEY ARE VERY UNHAPPY THAT THE SITUATION HAS DEVELOPED WHERE RECOGNITION TO OTHER MEMBERS OF TERRITORIAL COUNCIL IS NOT BEING GIVEN. EVEN IF YOU ARE OPPOSED YOU MUST, I SUBMIT MR. CHAIRMAN, YOU MUST GET IT INTO YOUR HEAD, ALL MEMBERS, THAT NOTWITHSTANDING ANYTHING THAT'S INVOLVED THE TERRITORIAL COUNCIL MUST BE THE PRIME BODY IN THIS SO-CALLED GOVERNMENT. AND THERE'S LOTS OF FACT AND RECOGNITION OF THIS PARTICULAR POINT. ALL I WANT TO GET AGREEMENT ON IS TO LEAVE THIS ITEM ASIDE TO CONTINUE WITH THE OTHER ITEMS SO THAT WE ARE ABLE TO KEEP PACE WITH THE PROMISE THAT WE HAVE MADE TO MEMBERS TO COMPLETE THIS BEFORE THE END OF THE WEEK. I TELL YOU - YOU ARE FORCING US TO BREAK PROMISES - YOU ARE FORCING ME TO. I WANT TO KEEP MY PROMISE TO THE ADMINISTRATION THAT I WOULD COMPLETE AND LET THEM HAVE THE INTERIM, BUT IF YOU ARE NOT GOING TO COMPROMISE AND ALLOW THE PROPER QUESTIONING OF AN EXECUTIVE COMMITTEE MEMBER YOU ARE GOING TO PUT ME IN A POSITION OF HAVING TO KEEP ON TALKING UNTIL SUCH TIME AS I DO GET THE INFORMATION I AM SEEKING IN RELATING TO \$5,000,000.00. NOW I WONDER, MR. CHAIRMAN, IF WE CANNOT GO ON TO ANOTHER ITEM. I MEAN WE DON'T HAVE TO GO ITEM-BY-ITEM ALL ALONG. LET'S DEAL WITH THE ITEMS WE CAN DEAL WITH.

MR. CHAIRMAN: WELL I MIGHT SAY FROM THE CHAIR THAT I'M AT THE DIRECTION OF COMMITTEE AS TO WHETHER WE PROCEED TO ANOTHER ITEM OR DEFER THIS ITEM OR CLEAR IT.

MRS. WATSON: MR. CHAIRMAN, I WOULD SUGGEST THAT WE CLEAR IT.

MR. CHAMBERLIST: WELL THEN I'LL BE ON MY FEET UNTIL KINGDOM COME BECAUSE I'M GOING TO HAVE THE RIGHT TO QUESTION MR. FINLAND, AND I'M GETTING MORE AND MORE SUSPICIOUS OF THE ATTEMPTED CONCEALMENT THAT IS TAKING PLACE AS A RESULT OF REFUSING TO HAVE MR. FINLAND HERE. NOW, MR. CHAIRMAN - -

MRS. WATSON: MR. CHAIRMAN, POINT OF PRIVILEGE. I RESENT VERY MUCH THE INSINUATIONS THE HONOURABLE MEMBER HAS BEEN MAKING HERE THIS AFTERNOON. YOU'VE BEEN TOLD THAT MR. FINLAND WILL BE IN HERE WHEN WE DISCUSS MAIN ESTIMATES.

MR. CHAMBERLIST: I DON'T CARE AND DON'T SHOUT AT ME.

MR. CHAIRMAN: ORDER PLEASE. ORDER PLEASE.

MR. CHAMBERLIST: YOU DON'T FRIGHTEN ME AND I AM NOT GOING TO BE FRIGHTENED BY - - -

MRS. WATSON: MR. CHAIRMAN, POINT OF PRIVILEGE. HE IS NOT GOING TO INTIMIDATE ME.

MR. CHAIRMAN: ORDER, ORDER, ORDER PLEASE. WOULD BOTH MEMBERS KINDLY SIT DOWN. I THINK IF WE CAN COOL OUR TEMPER AND PERHAPS ADDRESS ANY COMMENTS THROUGH THE CHAIR, ONE AT A TIME, AND KEEP OUR COOL I THINK WE CAN GET MUCH MORE DONE THAN WE SEEM TO BE ACHIEVING AT THIS POINT IN TIME.

MR. CHAMBERLIST: MR. CHAIRMAN, I HAVE BEEN TRYING MY UTMOST TO USE AS MUCH RESTRAINT AS POSSIBLE WHEN DEALING WITH THIS PARTICULAR BILL. I HAVE MADE A COMMITMENT WHICH I INTEND TO KEEP AND I WANT THE HELP TO KEEP THAT COMMITMENT THAT THIS INTERIM BILL WILL PASS BEFORE THE END OF THE WEEK. BUT I DIDN'T COMMIT MYSELF TO, AS I SAID, EVACUATE MY POSITION AS A MEMBER OF THIS TERRITORIAL COUNCIL BY NOT EXAMINING THE ITEMS THAT I THINK SHOULD BE EXAMINED, AND I AM PREPARED TO GO ON WITH ALL THE OTHER ITEMS THAT ARE SHOWN HERE, AND JUST ASK THE QUESTIONS THAT I THINK ARE DESIRABLE TO LAY THE GROUNDWORK FOR THE QUESTIONING PERIOD THAT WILL TAKE PLACE DURING THE DISCUSSION ON THE MAIN ESTIMATES AND THIS IS WHAT I'M ASKING FOR, AND IF THE HONOURABLE MEMBER FROM CARMACKS-KLUANE INSISTS ON NOT ALLOWING ME TO QUESTION MR. FINLAND I'M AFRAID I WILL THEN BE IN A POSITION TO DEAL WITH EVERY ITEM AND THEN DIVIDE THEM BY ONE-TWELFTH. THIS IS THE ONLY WAY I CAN SEE MY WAY CLEAR - BY DEALING WITH EVERY ITEM AND THEN ASKING MR. FINLAND TO BE HERE. NOW WHY THERE SHOULD BE SUCH OBSTINANCE IN AN AREA LIKE THIS I JUST SIMPLY DON'T UNDERSTAND.

MR. CHAIRMAN: WELL I THINK AT THIS TIME I'M GOING TO HAVE TO GET SOME CLEAR CUT DIRECTION FROM COMMITTEE ON THIS MATTER. IS IT YOUR WISH THAT THIS MATTER BE DEFERRED UNTIL TOMORROW? CAN I HAVE YOUR CONCURRENCE OR OTHERWISE.

SOME HONOURABLE MEMBERS: AGREED.

SOME HONOURABLE MEMBERS: DISAGREE.

MR. STUTTER: MR. CHAIRMAN, CAN I MAKE A SUGGESTION IN THIS ONE PARTICULAR AREA. IT SEEMS TO ME THAT IF THAT PARTICULAR ITEM IS GOING TO BE DEFERRED UNTIL TOMMORROW AND IF MR. FINGLAND IS GOING TO BE BROUGHT IN FOR THE INTERIM AND AGAIN IN THE MAIN, IT SEEMS TO ME THAT BILL NO. 3 MIGHT AS WELL BE INTRODUCED TOMORROW AT THE SAME TIME AND THAT BILL, IN THIS PARTICULAR SECTION OF THE MAINS, BE DEALT WITH IN TOTAL TOMORROW IN FRONT OF MR. FINGLAND.

MR. CHAMBERLIST: FINE.

MR. CHAIRMAN: IS THIS AGREEABLE BY COMMITTEE?

MR. CHAMBERLIST: I HAVE NO OBJECTIONS TO THAT.

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: ALRIGHT, THE NEXT ITEM IS DEPARTMENT OF HIGHWAYS AND PUBLIC WORKS, \$887,417.00.

MR. CHAMBERLIST: I WONDER, MR. CHAIRMAN, IF MR. MILLER COULD GENERALLY GIVE US THE SAME OUTLINE WITH REFERENCE TO STAFF PROGRAMMES ETC..

MR. MILLER: MR. CHAIRMAN, THE ADDITIONAL STAFF ASKED FOR IN THIS PROGRAM ARE ONE BUILDING MAINTENANCE MAN, TWO HIGHWAY MAINTENANCE MEN PERMANENTS, FIVE HIGHWAY MAINTENANCE MAN-YEARS CASUAL, TWO ADDITIONAL MAN YEARS IN THE MECHANICAL SECTION AND FIVE WATCHMEN PREVIOUSLY REFERRED TO THAT ARE NOW TRANSFERRED TO THE PERSONNEL VOTE AS A DECREASE.

MR. CHAMBERLIST: ARE THERE ANY PROGRAMS THAT ARE INCLUDED IN THIS MAIN ITEM?

MR. MILLER: THESE WOULD, MR. CHAIRMAN, JUST BE THE ONGOING PROGRAMS OF MAINTAINING BUILDINGS, ROADS ETC. OF THIS NATURE.

MR. CHAMBERLIST: THANK YOU.

MR. CHAIRMAN: CLEAR?

SOME HONOURABLE MEMBERS: CLEAR.

MR. CHAIRMAN: NEXT ITEM IS YUKON HOUSING CORPORATION, \$33,365.00. I MIGHT SAY JUST IF I MIGHT FROM THE CHAIR POINT OUT THAT I HAVE

VERY GREAT RESERVATIONS ABOUT THIS PARTICULAR EXPENDITURE AND WOULD RESERVE MY COMMENTS FOR MAIN ESTIMATES. BUT I WOULD LIKE THE ASSURANCE THAT IN NO WAY THIS INHIBITS THAT RIGHT SHOULD ANY ALTERATIONS BE MADE IN THE MAINS.

MR. TANNER: MR. CHAIRMAN, WE RESPECT THE CHAIRMAN'S POINT OF VIEW AND YES, IT DOESN'T INHIBIT YOUR RIGHT AT ALL.

MR. CHAIRMAN: CLEAR?

SOME HONOURABLE MEMBERS: CLEAR.

MR. CHAIRMAN: PROJECT CAPITAL, \$1,479,104.00.

MR. CHAMBERLIST: WHAT PAGE IS THAT ON? HOW MUCH OF THIS PROJECT CAPITAL WILL NOT BE USED IN THE MONTH OF APRIL? YOU KNOW, THIS IS ONE ITEM THAT CERTAINLY CAN BE CUT DOWN BECAUSE NONE OF THIS MONEY IS TO BE USED AT ALL IN APRIL UNLESS PART OF IT IS FOR A CONTINUING PROJECT THAT HAS TO MEET LIABILITIES. IS THAT WHAT IT MIGHT BE FOR?

MR. MILLER: THAT'S CORRECT, MR. CHAIRMAN. THERE ARE ON-GOING PROJECTS WHICH - - -

MR. CHAMBERLIST: ON-GOING PROJECTS. ARE ANY OF THESE NEW PROJECTS THAT'S INCLUDED IN THIS AMOUNT. FOR INSTANCE, THIS - - -

MR. MILLER: MR. CHAIRMAN, THERE ARE NEW PROJECTS IN THE BUDGET.

MR. CHAMBERLIST: BUT WE WOULDN'T NECESSARILY BE USING ALL THIS MONEY. THIS IS WHAT I AM GETTING AT, MR. CHAIRMAN.

MR. MILLER: WELL, MR. CHAIRMAN, I DON'T KNOW HOW MUCH OF THIS MONEY WE WILL BE USING BUT THERE ARE NEW PROJECTS INCLUDED IN THE MAIN ESTIMATES IF THAT IS WHAT THE MEMBER IS REFERRING TO. YES, THERE ARE NEW PROJECTS.

MR. CHAMBERLIST: ALRIGHT, THANK YOU.

MR. CHAIRMAN: NEXT ITEM IS LOAN CAPITAL IN THE AMOUNT OF \$195,833.00.

MR. CHAIRMAN: CLEAR?

MR. CHAMBERLIST: THIS LOAN TO TWO PARTIES. DOES THIS INCLUDE, ARE THERE ANY OF THESE LOANS TO

THIRD PARTIES GOING TO TAKE PLACE IN APRIL?

MR. MILLER: MR. CHAIRMAN, I WOULD ASSUME THAT THERE WILL BE ONE OF THE ITEMS INCLUDED IN THIS LOAN TO THIRD PARTIES AS LOANS ON SECOND MORTGAGES C.M.H.C. THESE ARE BEING PROCESSED ALL THE TIME. WHETHER THE CITY OF WHITEHORSE OR THE TOWN OF FARO, OR THE CITY OF DAWSON WILL BE REQUESTING LOAN MONIES UP TO APRIL, I DON'T KNOW. BUT IT'S POSSIBLE.

MR. CHAIRMAN: NEXT ITEM IS LOAN AMORTIZATION IN THE AMOUNT OF \$392,067.00. CLEAR?

MR. CHAMBERLIST: WHEN THE NOTICE OF PRINCIPAL HAS GONE UP, DOESN'T THE INTEREST GO DOWN? IF YOU ARE GETTING YOUR MONEY, YOU'RE GETTING YOUR PRINCIPAL MONEY BACK. IS THIS LOAN MONEY COMING IN?

MR. MILLER: MR. CHAIRMAN, THIS IS LOAN MONEY BEING PAID BACK TO OTTAWA.

MR. CHAMBERLIST: OH, I SEE. ALRIGHT. AND THE LOAN MONEY THAT'S BEEN PAID BACK TO OTTAWA, WOULDN'T THAT REDUCE OUR PAYMENTS ON INTEREST?

MR. MILLER: NO, MR. CHAIRMAN, EACH YEAR WE BORROW ADDITIONAL FUNDS SUBSEQUENTLY OUR INTEREST AND OUR PRINCIPAL PAYMENTS, THEY INCREASE.

MR. CHAMBERLIST: THEN HOW MUCH MORE ARE WE BORROWING IN - IT IS PROPOSED TO BORROW IN, NO I BEG YOUR PARDON. HOW MUCH MORE DID WE BORROW IN 73/74 TO 72/73 WHICH WOULD INCREASE THE INTEREST PAYMENTS BY ANOTHER \$330,000?

MR. MILLER: MR. CHAIRMAN, IN 1973/74 TO THE BEST OF MY RECOLLECTION WE BORROWED APPROXIMATELY TEN MILLION DOLLARS. IN 1972/73, IN MY MEMORY SERVES ME CORRECTLY, IT WAS SOMETHING LIKE SEVEN MILLION DOLLARS.

MR. CHAMBERLIST: I SEE, IS THE INTEREST SET ON THE SAME AMOUNT EACH YEAR OR IS IT ADJUSTED ACCORDING TO A BANK INTEREST, A CANADA BANK INTEREST?

MR. MILLER: THE INTEREST, MR. CHAIRMAN, ON ALL THESE LOANS ARE SET ON A QUARTERLY BASIS BY THE DEPARTMENT OF FINANCE AS BEING THE PRIME INTEREST RATE THAT THEY CHARGE ALL CROWN CORPORATIONS.

MR. CHAMBERLIST: THANK YOU.

MR. CHAIRMAN: CLEAR? I BELIEVE AT THIS POINT THEN WE HAVE GONE AS FAR AS WE CAN ON BILL NO.1 AND I BELIEVE IT IS AGREED THAT TOMORROW WE CAN DISCUSS THE ITEM FOR THE DEPARTMENT OF HEALTH AND WELFARE AND REHABILITATION AND THE DEPARTMENT OF LEGAL AFFAIRS. IS IT YOUR WISH THAT I REPORT PROGRESS ON THIS MATTER?

SOME MEMBERS: AGREED.

MR. CHAIRMAN: I WONDER IF THE WITNESSES MIGHT BE EXCUSED. THANK YOU GENTLEMEN AND COULD YOU POSSIBLY ATTEND A QUARTER AFTER TEN TOMORROW?

WHAT IS YOUR FURTHER PLEASURE?

MR. CHAMBERLIST: MR. CHAIRMAN, I WOULD MOVE THAT MR. SPEAKER DO NOW RESUME THE CHAIR.

MR. CHAIRMAN: IS THERE A SECONDER?

MR. CHAIRMAN: IT HAS BEEN MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR WATSON THAT MR. SPEAKER DO NOW RESUME THE CHAIR. ORDER PLEASE. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MR. SPEAKER: THE COUNCIL WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF COMMITTEES?

MR. TAYLOR: YES, MR. SPEAKER, COMMITTEE CONVENED AT 2:10 P.M. THIS AFTERNOON TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. IT WAS MOVED BY COUNCILLOR MCKINNON AND SECONDED BY COUNCILLOR STUTTER THAT WHEREAS THE CONSTITUTIONAL EVOLUTION OF THE YUKON TERRITORY HAS FOLLOWED A DISTINCT PATTERN BEGINNING WITH A WHOLLY ELECTED COUNCIL IN 1908 AND THE SUBSEQUENT INVOLVEMENT OF ELECTED MEMBERS IN THE OPERATION OF GOVERNMENT WITH THE ESTABLISHMENT OF AN ADVISORY COMMITTEE ON FINANCE IN 1960 AND THE CREATION OF THE EXECUTIVE COMMITTEE CONCEPT IN 1970; AND WHEREAS IT IS THE INTENTION OF THE PRESENT FEDERAL GOVERNMENT TO AMEND THE YUKON ACT TO PROVIDE FOR AN EXPANSION OF THE COUNCIL AND TO AUGMENT ELECTED REPRESENTATION ON THE EXECUTIVE COMMITTEE; NOW THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE YUKON TERRITORY, IN SESSION ASSEMBLED:

(1) SUPPORTS THE PROPOSAL TO INCREASE THE NUMBER OF MEMBERS ON THE COUNCIL TO TWELVE, AND

(2) REQUESTS THAT THE COUNCIL BE GIVEN THE POWER TO DETERMINE THE NUMBER OF ITS OWN MEMBERS IN THE FUTURE;

AND BE IT RECOGNIZED THAT THE COUNCIL

(1) IS DISMAYED BY THE ABSENCE OF FURTHER PROVISIONS FOR CONSTITUTIONAL REFORM AND THE EVOLUTION OF RESPONSIBLE GOVERNMENT FOR THE YUKON IN BILL C-9, AND

(2) AFFIRMS ITS CONTINUING SUPPORT OF MOTION NO. 40 PASSED BY THE YUKON LEGISLATIVE COUNCIL ON APRIL 15, 1966 AND MOTION NO. 1 PASSED ON JANUARY 23, 1968, WHICH MOTIONS ARE IDENTICAL TO THE MOTION PASSED UNANIMOUSLY BY THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT IN WHITEHORSE ON DECEMBER 12, 1973.

AND THIS MOTION CARRIED, MR. SPEAKER. IT WAS THEN MOVED BY COUNCILLOR STUTTER, SECONDED BY COUNCILLOR TANNER THAT COUNCILLORS MCKINNON AND TAYLOR BE APPOINTED AS COUNCIL REPRESENTATIVES BEFORE THE STANDING COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, CURRENTLY DISCUSSING BILL C-9, AN ACT TO AMEND THE YUKON ACT, THE NORTHWEST TERRITORIES ACT AND THE CANADA ELECTIONS ACT.

AND THIS MOTION WAS CARRIED, WITH COUNCILLOR CHAMBERLIST OPPOSED, MR. SPEAKER.

MR. HUBERDEAU AND MR. MILLER ATTENDED COMMITTEE TO DISCUSS BILL NO. 1. I CAN REPORT PROGRESS ON BILL NO. 1. IT WAS MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR WATSON THAT MR. SPEAKER DO NOW RESUME THE CHAIR AND THIS MOTION CARRIED.

MR. SPEAKER: YOU HAVE HEARD THE REPORT OF THE CHAIRMAN OF COMMITTEES. ARE WE AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I BELIEVE IT IS THE INTENTION OF YOUR COMMITTEE TOMORROW TO HAVE FURTHER DISCUSSIONS ON BILL NO. 1 AND IN ADDITION THEY WOULD HAVE THE GENERAL RANGE OF BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TANNER: MR. SPEAKER, I MOVE THAT WE CALL IT FIVE O'CLOCK.

MR. SPEAKER: IS THERE A SECONDER?

MRS. WATSON: I SECOND IT.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE THAT WE NOW CALL IT FIVE O'CLOCK. ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED AND THIS HOUSE STANDS ADJOURNED UNTIL 10:00 A.M. TOMORROW MORNING.

ADJOURNED.

THURSDAY, MARCH 28, 1974

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM CLERK, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER.

MR. CHAMBERLIST: MR. SPEAKER, I RISE ON A POINT OF PRIVILEGE. NOW, MR. SPEAKER TO PREAMBLE, THERE WERE A FEW THINGS HAPPENING DURING THE LAST FEW DAYS THAT ARE PERHAPS NOT RELATED BUT THEY WILL BE FOR THE PURPOSE OF THE STATEMENT THAT I AM GOING TO MAKE. TWO DAYS AGO, ON BEHALF OF THE MEMBERS OF THE WHITEHORSE EAST COMMUNITY AND OTHERS, I ATTENDED THE CITY HALL MEETING AND I WAS ASKED TO SPEAK BY THE MAYOR RELATIVE TO A WATER RATES BILL. I WAS SUBJECTED TO SOME RUDENESS AND ACCUSATIONS OF POLITICAL INVOLVEMENT BY ONE ALDERMAN AND WAS SUBSEQUENTLY TREATED IN A VERY RUDE MANNER BY THE MAYOR OF THE CITY OF WHITEHORSE. YESTERDAY, MUCH TO MY ANNOYANCE I FOUND THAT NOT ONE MEMBER OF THE TERRITORIAL COUNCIL STOOD UP AND PUBLICLY SAID WHAT THEY HAD EXPRESSED PRIVATELY WITH REFERENCE TO MY WISHES TO PROCEED AS PART OF A COUNCIL DEPUTATION TO OTTAWA TO SPEAK ON THE FUTURE OF THE YUKON. YESTERDAY, AS WELL, DURING DISCUSSIONS IN COMMITTEE ON THE INTERIM FINANCE BILL IT WAS SUGGESTED THAT THE ASKING OF QUESTIONS BY MYSELF RELATING TO THE MONEY OF THE YUKON TERRITORY WAS A WASTE OF COUNCIL'S TIME. WHEN GOING HOME LAST NIGHT AND RECONSIDERING THESE EVENTS THAT I HAVE JUST ELABORATED ON, I WAS ASKED A QUESTION BY MY WIFE THAT I HAD TO GIVE CONSIDERATION TO. THE QUESTION WAS, "HOW OFTEN ARE YOU GOING TO TURN THE OTHER CHEEK?" AS A RESULT OF MY FEELINGS THAT I HAVE SUFFERED TOO MUCH ABUSE BY THE COMMISSIONER, MR. FINGLAND AND TWO VERY IRRESPONSIBLE TERRITORIAL COUNCILLORS, I HAVE MADE A DECISION. MY DECISION IS THAT I WILL BE WITHDRAWING FROM POLITICAL PUBLIC LIFE IN THE YUKON AND WILL ATTEMPT TO COMPLETE MY DUTIES UNTIL THE FORTHCOMING TERRITORIAL ELECTION. WE WILL ALSO BE LEAVING THE YUKON, I SAY THIS AT THIS TIME BECAUSE I HAVE ALSO DECIDED NOT TO GO TO OTTAWA BECAUSE IT MAY GIVE THE APPEARANCE TO THE STANDING COMMITTEE THAT THERE IS NOT UNANIMITY IN THE FEELINGS OF COUNCIL AND I HAVE NO WISH TO HAVE ANYBODY GIVE THAT IMPRESSION. I FEEL THAT THE TWO MEMBERS WHO ARE GOING, WITH THE BLESSINGS OF COUNCIL, COUNCILLORS MCKINNON AND TAYLOR, WILL DO A VERY FINE

JOB FOR THE PEOPLE OF THE YUKON. AND I MAKE THE STATEMENT AT THIS TIME, MR. SPEAKER, SO THAT MEMBERS OF THIS COUNCIL CAN CLEARLY UNDERSTAND HOW DEEPLY I FEEL THE SLAP IN THE FACE WHICH WAS GIVEN ME BY TWO SPECIFIC MEMBERS I NAMED AND CERTAINLY THOSE OTHERS WHO DIDN'T HAVE THE COURAGE TO STAND UP AND CHALLENGE THE ACTIONS OF THESE TWO MEMBERS. THANK YOU MR. SPEAKER.

MR. SPEAKER: ARE THERE ANY DOCUMENTS OR CORRESPONDENCE TO BE TABLED?

MRS. WATSON: MR. SPEAKER, I HAVE FOR TABLING LEGISLATIVE RETURN NO. 20.

MR. SPEAKER: ARE THERE ANY REPORTS FROM COMMITTEE?

MR. STUTTER: YES, MR. SPEAKER, UNDER TABLING OF DOCUMENTS, I HAVE SOME DOCUMENTS THAT I WOULD ASK THE CLERK OF COUNCIL TO PASS AROUND, THAT I WISH TO HAVE TABLED TOO.

MR. SPEAKER: ARE THERE ANY REPORTS OF COMMITTEE? ARE THERE ANY BILLS TO BE INTRODUCED? ARE THERE ANY NOTICES OF MOTION OR RESOLUTION? ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTION? ARE THERE ANY NOTICES OF MOTION FOR THE PRODUCTION OF PAPERS? AS THERE ARE NO MOTIONS FOR THE PRODUCTION OF PAPERS WE COME TO MOTION NO. 10.

MOTION NO. 10

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR TANNER SECONDED BY COUNCILLOR WATSON THAT SESSIONAL PAPER NO. 15 BE MOVED INTO COMMITTEE OF THE WHOLE FOR DISCUSSION. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME? ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MOTION NO. 11

MR. SPEAKER: IT WAS MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR MCKINNON THAT LEGISLATIVE RETURNS NOS. 17, 18 AND 19 BE MOVED INTO COMMITTEE OF THE WHOLE FOR DISCUSSION. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME? ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MR. SPEAKER: WE NOW COME TO THE QUESTION PERIOD. WE HAVE WRITTEN QUESTIONS :

No. 1 - THE ASSISTANT COMMISSIONER G.K. FISHER-FLEMING.

No. 2 - THE ROYALTY REVENUE ON MINE PRODUCTION.

No. 3 - INCOME TAX AND CORPORATION TAX ON THE SAME SUBJECT.

No. 4 - RE ROYALTIES PAID RESPECTING EXPORT OF PETROLEUM AND NATURAL GAS.

MADAM CLERK, WILL YOU ASCERTAIN IF THE COMMISSIONER IS AVAILABLE AT THIS TIME? WE WILL NOW HAVE A SHORT RECESS.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER.

QUESTION RE: ADMINISTRATIVE ASSISTANT COMMISSIONER POSITION

MR. CHAMBERLIST: AS A RESULT OF A LEGISLATIVE RETURN THAT HAS COME IN TODAY, I WANT TO PUT TO MR. COMMISSIONER. IN THE LATTER END OF YOUR REPLY TO THE QUESTION, RE: MR. FLEMING, YOU SAID CANCELLATION OF THE LATTER APPOINTMENT FOLLOWED AS A RESULT OF THE PUBLIC SERVICE POSITION BEING VACATED. WHEN WAS THAT PUBLIC SERVICE POSITION AS ADMINISTRATIVE ASSISTANT COMMISSIONER VACATED BY MR. FLEMING?

MR. COMMISSIONER: I DON'T KNOW OFF HAND MR. SPEAKER.

MR. CHAMBERLIST: I'VE ASKED YOU FOR A DATE AND HERE WE HAVE - I DON'T KNOW. AN ANSWER HAS BEEN GIVEN AND NOW HE SAYS - I DON'T KNOW. WHAT A DESTRUCTIVE INFLUENCE THIS MAN IS ON THE PUBLIC SERVICE.

MR. SPEAKER: ORDER.

QUESTION RE: MINE SAFETY ORDINANCE

MR. TAYLOR: MR. SPEAKER, I HAVE A QUESTION I WOULD DIRECT TO THE ADMINISTRATION AND I AM WONDERING IF MR. COMMISSIONER COULD INFORM ME THIS MORNING AS TO WHEN THEY WILL BE AVAILABLE FOR COUNCIL, I SHOULD SAY, THE MINE SAFETY ORDINANCE. GENERALLY WHAT IS DETAILED IN THE BILL?

MR. COMMISSIONER: MR. SPEAKER, WITH RESPECT, I WOULD HAVE TO REFER TO MY NOTES AT THE OPEN-

ING OF COUNCIL WHEN I GAVE THE LITTLE DESCRIPTIVE ITEMS WITH REGARD TO THIS MEASURE AND COULD I SUGGEST THAT POSSIBLY THE HONOURABLE MEMBER MIGHT TAKE A LOOK AT THAT AND IF THERE ISN'T SUFFICIENT INFORMATION THERE I WILL GET MORE FOR HIM, MR. SPEAKER.

MRS. WATSON: MR. SPEAKER, I WOULD LIKE TO SUGGEST THAT THE BILL WILL BE TABLED TOMORROW MORNING SO THAT THIS INFORMATION IS AVAILABLE.

MR. TAYLOR: THAT'S FINE, THANK YOU, MR. SPEAKER.

QUESTION RE: RISE IN COST OF HEATING FUEL

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO ASK MR. COMMISSIONER A QUESTION. WITH THE ANNOUNCEMENT OF WESTERN CRUDE GOING TO \$6.50 A BARREL, LOCAL HEATING FUEL DISTRIBUTORS SAY THAT THAT WILL MEAN APPROXIMATELY \$.10 TO THE GALLON ON EVERY GALLON OF HEATING FUEL DELIVERED IN THE YUKON. I WONDER MR. SPEAKER, IF MR. COMMISSIONER WOULD BE WILLING TO ENTER INTO IMMEDIATE NEGOTIATIONS WITH THE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT SO THAT THE PEOPLE OF NORTHERN CANADA WILL BE INVOLVED IN ANY FUEL EQUALIZATION PLAN THAT IS IN EFFECT ACROSS THE COUNTRY.

MR. COMMISSIONER: MR. SPEAKER, THERE ARE THREE ACTIONS THAT HAVE BEEN TAKEN BY MYSELF THIS MORNING AS A CONSEQUENCE OF THE SAME BASIC INFORMATION AS WHAT THE HONOURABLE MEMBERS HAVE. I HAVE NOTHING MORE THAN NEWS REPORTS AT THIS TIME. THE IMMEDIATE CONCERN IS WHAT ACTIONS THE FEDERAL GOVERNMENT CONTEMPLATE AS FAR AS THE YUKON IS CONCERNED WITH REGARD TO THE POTENTIAL 8 TO 10 CENT PER GALLON INCREASE AND ALL THIS ~~MAY POSSIBLY BE AMELIORATED BY FEDERAL ACTIONS WHICH WE ARE NOT AWARE OF AT THIS TIME AND I HAVE SENT THE MESSAGE TO MY MINISTER THIS MORNING ASKING THAT I BE ADVISED AS QUICKLY AS POSSIBLE JUST WHAT ACTIONS ARE CONTEMPLATED BY THE FEDERAL GOVERNMENT.~~

SECONDLY, I AM VERY ANXIOUS TO DETERMINE WHAT THE ATTITUDE OF LOCAL SUPPLIERS WILL BE WITH REGARD TO THIS. THERE MAY WELL BE THINGS WITHIN THEIR OWN ORGANIZATIONS, THEIR OWN COMPANIES THAT WE ARE NOT AWARE OF AND I AM SEEKING A MEETING WITH SENIOR OFFICERS OF MY ADMINISTRATION AND REPRESENTATIVES OF THE DISTRIBUTORS TO DETERMINE AS TO JUST WHAT THEIR COURSE OF ACTION COULD POSSIBLY BE.

THEN THE THIRD ITEM OF CONCERN IS THAT THE CONSEQUENCES OF THIS INCREASED COST ON THE PRICE OF ELECTRICITY IN THE TERRITORY. I AM SURE THAT HONOURABLE MEMBERS ARE AWARE THAT A VERY LARGE PORTION OF OUR ELECTRICITY IS GENERATED WITH THE USE OF THESE RESIDUAL TYPE PETROLEUM FUEL AND I HAVE ASKED THE NORTHERN CANADA POWER COMMISSION THIS MORNING TO ADVISE ME OF WHAT THEY FEEL THE CONSEQUENCES OF THIS INCREASE WILL BE IN ELECTRICITY PRICES. THAT IS THE COURSE OF ACTION THAT WE HAVE TAKEN AS OF TODAY AND I THINK THAT THE CONSEQUENCES OF THESE THINGS SHOULD ANSWER THE QUESTION RAISED BY THE HONOURABLE MEMBER AND I AM PREPARED TO KEEP ALL MEMBERS ADVISED OF THE PROGRESS OF THIS BECAUSE HERE IN THE YUKON WE ARE DEPENDENT TO POSSIBLY A MUCH GREATER DEGREE PERCENTAGE WISE FOR OUR ENERGY NEEDS ON PETROLEUM TYPE PRODUCTS THEN MOST OTHER PARTS OF CANADA ARE. WE HAVE NO ALTERNATIVES AND AS A CONSEQUENCE ARE TREMENDOUSLY IMPORTANT TO OUR WHOLE ECONOMIC BASIS.

Mr. McKinnon: Mr. Speaker, continuing the same line of questioning to Mr. Commissioner. I have been following with interest a C.B.C. survey that I've been conducting every month on the cost of ten stable items including bread, eggs, hamburger, pork chops, potatoes, in super markets across the country. Mr. Speaker, the cost of these ten basic items has risen from \$8.22 last May to \$10.07 last month in the Yukon stores. In ten months, Mr. Speaker, this is close to a 25% increase in the cost of these items to all people in the Yukon. The national rate has been something like 8% in the same period of time. I wonder if Mr. Commissioner is aware of these facts and whether there is any initiative being made towards the Department of Consumer and Corporate Affairs to find out why the Yukon is being penalized to such a greater degree than any other area of Canada in this inflationary spiral of the cost of living.

Mr. Commissioner: Mr. Speaker, I am aware of this on the same basis that Honourable Members are aware of it. Not only by the news stories but by the price that my wife has to pay along with everyone else when they go to the stores to do their shopping. As far as the ability of this Government the Territorial Government to do anything at all about this, short of taking over the distribution of food in the Territory, which in my humble opinion would be about the worst disaster that could ever befall the citizens of the Territory, I don't know of

anything that can be done. As far as representations to the Department of Consumer Affairs is concerned, if Council feel that representation to them is of any value, I would be very pleased to take the initiative as dictated by Council by former resolution or motion and see if anything can be done along the lines that the Honourable Member was speaking.

Mr. McKinnon: Mr. Speaker, if Mr. Commissioner was a pretty successful manager of a business operation in Whitehorse of quite substantial size, I wonder if he could tell me how he could operate when the cost of living to the employees seems to be going up a minimum of 25% in the Yukon, how he would be able to stay in business at this time in the Yukon by bringing in fair wage increases to his employees that would not only meet the cost of living rise but also give them something extra for their time at work. Just how does it go about, because there are many many people in businesses besides that Mr. Commissioner used to operate, who would really like an answer to that question.

Mr. Commissioner: Mr. Speaker, it consists of two basically simple situations. First and foremost, you jack up the, you pass on as many of these increases to the consumer that you possibly can and the rest of them you absorb. If your ability to absorb these things ceases, one simple fact remains and that is that you go bankrupt. Mr. Speaker, there is no one more aware of the consequences of these things or any more sympathetic towards the position than the middle sized businessman in the Yukon Territory finds himself in today, because he is squeezed on all sides. Everybody is after him, the Department of Consumer Corporate Affairs, the Marching Mothers, you name it, everybody is after this guy and the Government of the Yukon Territory, the Government of Canada, every Government department in the world is passing more legislation every other day of the week, that is demanding more of this particular man. Pretty soon there ain't going to be any more to get out of him, Mr. Speaker. Quite frankly, where the distribution system will go to as far as the pioneering parts of Canada such as we are in today, is a matter of real concern.

Mr. Speaker: Councillor Stutter?

QUESTION RE: QUOTATION

Mr. STUTTER: Mr. SPEAKER, I HAVE A QUESTION FOR OUR MINISTER OF HEALTH. IN YESTERDAY'S STAR, YOU QUOTED AS HAVING SAID, THAT WE WILL PRODUCE THE MEDICARE PREMIUMS BY MONDAY OR I WILL QUIT MY JOB AS EXECUTIVE COMMITTEE MEMBER. NOW IS THERE ANY TRUTH TO THAT QUOTATION?

Mr. TANNER: Mr. SPEAKER, I HAVE MADE TWO STATEMENTS TO THAT PARTICULAR NEWS ORGAN. ONE OF THEM WAS THAT I HOPE WE WILL PASS THE MEDICARE PREMIUMS BY MONDAY OR THIS HOUSE WILL GIVE SOME RECOGNITION OF THE FACT THAT WE WANT TO PASS THEM BECAUSE THERE ARE A NUMBER OF PEOPLE WHO ARE WAITING TO TAKE ADVANTAGE OF THE REDUCED PREMIUM AND THERE ARE A NUMBER OF OLD AGE PENSIONERS WHO DON'T WANT TO PAY THEIR PREMIUMS. NOW AS A MATTER OF POLICY, THE DEPARTMENT SENDS OUT ITS BILLS A FEW DAYS AHEAD OF EACH MONTH AND CONSEQUENTLY WHAT THE SITUATION IS RIGHT NOW IS THAT THERE ARE A NUMBER OF PEOPLE WHO WANT TO PAY THEIR PREMIUMS BEING BILLED AT THE OLD RATE UNTIL IT IS PASSED. I DIDN'T SAY THAT I'D QUIT MY JOB IF IT ISN'T PASSED. I SAID IF THE POLICY ISN'T ACCEPTED BY THIS HOUSE, THAT I PUT DOWN, THAT IT IS MY RESPONSIBILITY THEN OBVIOUSLY I HAVE TO QUIT MY POSITION BECAUSE IT IS A FISCAL POLICY AND IF THE MAJORITY OF COUNCILLORS DON'T AGREE WITH IT, THEN I WOULD THINK I WOULD HAVE TO. I THINK ALL MEMBERS IN MY POSITION WOULD TAKE EXACTLY THE SAME STAND.

Mr. CHAMBERLIST: I WILL ASK A SUPPLEMENTARY. I WOULD INTERJECT THAT I MIGHT BE WILLING TO PAY ALL THE OLD AGE PENSIONERS OUT OF MY OWN POCKET IF I COULD GET SOME ASSURANCE THAT YOU GO BACK TO WHERE YOU BELONG AND THAT'S NOT IN THE EXECUTIVE COMMITTEE.

I WOULD LIKE TO PUT THIS QUESTION FORWARD. IS IT SUGGESTED BY WHAT YOU HAVE INTIMATED THAT THE REDUCTION OF PREMIUMS TO OLD AGE PENSIONERS IS A POLICY THAT YOU HAVE BROUGHT INTO EFFECT? THAT YOU ARE THE PERSON THAT HAS RECOMMENDED THIS?

Mr. TANNER: Mr. SPEAKER, I AM SAYING THAT I'M RESPONSIBLE FOR THAT POLICY.

Mr. CHAMBERLIST: WELL IS IT NOT A FACT THAT EIGHTEEN MONTHS AGO, THIS IS A QUESTION, Mr. SPEAKER, TO THE COMMISSIONER, THAT EIGHTEEN MONTHS AGO I MADE THE RECOMMENDATION, THAT THIS SHOULD IN EFFECT TAKE PLACE? I AM WONDER-

ING IF Mr. COMMISSIONER IS GOING TO PAT THIS GUY ON THE BACK FOR DOING SOMETHING THAT I PROPOSED EIGHTEEN MONTHS AGO.

Mr. TANNER: Mr. SPEAKER, JUST ABOUT EVERYTHING THAT I TOOK OVER IN THAT DEPARTMENT LAST OCTOBER WAS INITIATED BY THE HONOURABLE MEMBER.

Mr. CHAMBERLIST: THANK YOU.

Mr. TANNER: AND I HOPE HE WILL SUPPORT THE POLICIES AND DECISIONS WHICH HE INITIATED WHEN THEY COME TO DEBATE IN THE BUDGET DEBATE.

Mr. CHAMBERLIST: I WILL AND MORE.

Mr. SPEAKER: ARE THERE ANY FURTHER QUESTIONS? WE WISH TO THANK Mr. COMMISSIONER FOR HIS ATTENDANCE.

AS THERE ARE NO PRIVATE BILLS AND ORDERS, WE COME TO PUBLIC BILLS AND ORDERS.

BILL NO. 7 AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE

Mr. SPEAKER: WHEN WILL THIS BE GIVEN SECOND READING?

Mrs. WATSON: NEXT SITTING DAY, Mr. SPEAKER.

Mr. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

Mr. TAYLOR: Mr. SPEAKER, I WOULD MOVE THAT Mr. SPEAKER DO NOW LEAVE THE CHAIR AND COUNCIL RESOLVE INTO COMMITTEE OF THE WHOLE FOR THE PURPOSE OF DISCUSSING BILLS, SESSIONAL PAPERS AND MOTIONS.

Mr. TANNER: I SECOND THAT MOTION.

Mr. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FROM WATSON LAKE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT Mr. SPEAKER DO NOW LEAVE THE CHAIR FOR THE PURPOSE OF CONVENING IN COMMITTEE OF THE WHOLE TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS.

ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

Mr. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

Mr. SPEAKER: I DECLARE THE MOTION CARRIED AND

THE HONOURABLE MEMBER FOR WATSON LAKE WILL PLEASE TAKE THE CHAIR IN COMMITTEE OF THE WHOLE.

NOTION CARRIED

MR. CHAIRMAN: I WILL JUST CALL COMMITTEE TO ORDER AT THIS TIME AND MADAM CLERK, I WONDER IF YOU WOULD SEE IF THE TREASURER AND MR. MILLER WOULD BE AVAILABLE. I WILL DECLARE A RECESS.

RECESS

MR. SPEAKER: AT THIS TIME, I WILL CALL COMMITTEE BACK TO ORDER. WE HAVE WITH US MR. MILLER AND MR. HUBERDEAU TO ASSIST US IN DISCUSSION ON BILL NO. 1. THE FIRST ITEM FOR CONSIDERATION THIS MORNING IS DEPARTMENT OF HEALTH, WELFARE AND REHABILITATION IN THE AMOUNT OF \$633,826.

MR. CHAMBERLIST: MR. CHAIRMAN, I UNDERSTOOD THAT WE WERE GOING TO DISCUSS THE SESSIONAL PAPER NO. 13.

MR. CHAIRMAN: OH YES, THAT'S CORRECT. SESSIONAL PAPER NO. 13 WILL BE TAKEN UP IN CONJUNCTION WITH THIS VOTE.

MR. CHAMBERLIST: MR. CHAIRMAN, I WONDER IF COUNCILLOR TANNER CAN INDICATE THAT HE HAS A COPY OF THE AGREEMENT AVAILABLE. BOTH AGREEMENTS, THERE ARE TWO AGREEMENTS, ONE WITH C.U. & C. THE ADMINISTRATIVE AUTHORITY AND ONE BETWEEN THE MEDICAL PROFESSIONS AND THE COMMISSIONER.

MR. TANNER: MR. CHAIRMAN, IT SAYS IN THE SESSIONAL PAPER WE HAVE A MEMORANDUM OF AGREEMENT WITH THE DOCTORS AND WE HAVE AN AGREEMENT WHICH HASN'T YET BEEN FINALIZED WITH THE C.U. & C. THEY ARE BOTH IN THE PROCESS OF BEING SIGNED AND THEY ARE BOTH IN THE PROCESS OF BEING REVIEWED AND I CAN ASSURE THE HONOURABLE MEMBER AS SOON AS WE HAVE THE FINAL DOCUMENTS, THEY WILL BE TABLED IN COUNCIL FOR HIS CONSIDERATION.

AS FAR AS THE FINANCIAL IMPLICATIONS OF THOSE TWO DOCUMENTS ARE CONCERNED THEY ARE CONTAINED WITHIN THIS PAPER.

MR. CHAMBERLIST: MR. CHAIRMAN, IT DOESN'T SEEM RIGHT TO ME THAT WE SHOULD BE ASKED TO APPROVE OF A POLICY NOW RELATING TO THE HEALTH CARE REDUCTIONS OF PREMIUMS WITHOUT KNOWING WHAT IS INVOLVED IN AREAS OTHER THAN FINANCE IN THOSE AGREEMENTS. IT APPEARS TO ME THAT WE ARE BEING ASKED TO REFUSE MOTHERHOOD BECAUSE THE PENSIONERS WOULD NOT GET THEIR MONEY

DEDUCTED, THEIR PREMIUMS WOULD NOT BE WIPED OUT AND THAT THE REDUCTIONS OF PREMIUM WOULD NOT BE MET FOR THE 1ST OF APRIL. THERE IS NO REASON WHY THIS COULDN'T WAIT UNTIL THE MAIN ESTIMATES AND THEN THEY CAN BE DEALT WITH RETROACTIVELY AS FAR AS DEDUCTIONS ARE CONCERNED, BECAUSE I FEEL IT IS NECESSARY TO HAVE BEFORE THIS COUNCIL THE AGREEMENT THAT I'VE ALREADY INDICATED. IF ALL HONOURABLE MEMBERS WILL RECALL, THE AGREEMENT THAT WAS ENTERED INTO, BETWEEN THE COMMISSIONER AND THE YUKON MEDICAL ASSOCIATION ON THE 8TH OF FEBRUARY, 1972 WAS MADE AVAILABLE TO THIS COUNCIL SO THAT THEY UNDERSTOOD QUITE CLEARLY WHAT WERE THE TERMS WITHIN THAT AGREEMENT RELATING NOT ONLY TO FINANCE

... BUT TO ALL CONDITIONS OF THE AGREEMENT. FURTHER THAT THE AGREEMENT ENTERED INTO ON THE 25TH OF JANUARY, 1972, WAS ALSO MADE AVAILABLE BEFORE THE BUDGET ITEMS WERE BEING CONSIDERED. AND TO SUGGEST, NOW MR. CHAIRMAN, THAT ALTHOUGH THERE ARE THE FINANCIAL TERMS INCORPORATED WITHIN THE SESSIONAL PAPER, THAT THERE IS NOTHING FURTHER NECESSARY FOR COUNCIL TO CONSIDER IN DEALING WITH THE PARTICULAR TERM "SUPPLY BILL" WHICH RELATES TO ONE-TWELFTH OF SO LARGE AN ITEM IN THE BUDGET. THERE ARE QUESTIONS THAT HAVE TO BE RAISED BECAUSE IN FEBRUARY, 1973, A CIRCULAR WAS SENT TO ALL OLD AGE PENSIONERS BY THE FEDERAL GOVERNMENT SHOWING THE AMOUNTS OF MONEY THAT IS BEING PAID TOWARDS THE PENSIONERS' HOSPITAL HEALTH INSURANCE PROGRAMME. WHEN IT IS SAID NOW, IN THE MANNER THAT IT IS BEING SHOWN, THAT THE PENSIONERS ARE HAVING THEIR WHOLE PREMIUMS ALLOWED, IT DOESN'T MEAN THAT THEY ARE BEING ALLOWED A PREMIUM OF \$6.50 BECAUSE THE GOVERNMENT, THE FEDERAL GOVERNMENT, IN THE CASE OF A PENSIONER ONLY, ALREADY PAYS \$2.42 TOWARDS THAT AMOUNT. PREVIOUSLY TO FEBRUARY OF 1972, THERE WAS ONLY \$3.25 BEING PAID. I WOULD ALLOW THE MEMBER FOR WHITEHORSE NORTH TO HAVE A COPY OF THIS NOTIFICATION SO THAT HE CAN EXAMINE IT AND GET IT QUITE CLEAR AS TO THE INVOLVEMENT WITH THE FEDERAL GOVERNMENT AND OLD PENSIONERS AS IT APPLIES TO PREMIUM DEDUCTIONS. PERHAPS, MR. CHAIRMAN, IS WE COULD GET COPIES OF THIS RIGHT NOW THEN THE HONOURABLE MEMBER CAN HAVE A COPY OF HIS OWN.

MR. TANNER: MAY I ASK THE HONOURABLE MEMBER A QUESTION? THE QUESTION I WANTED ANSWERED WAS THE ONE ON THE DOCTORS AND THE C.U. AND C. AGREEMENT. WE ARE NOT ATTEMPTING TO KEEP ANY SECRETS. I DIDN'T THINK THIS DEBATE WAS GOING TO COME UP UNTIL WE GOT TO THE ESTIMATES. I THOUGHT THE

ESTIMATES WOULD HAVE BEEN ON THE TABLE BY NOW, AND AS SOON AS THE DOCUMENTS ARE AVAILABLE, I CAN ASSURE THE HONOURABLE MEMBERS THAT I WILL MAKE THEM AVAILABLE. JUST FOR THE MEMBER'S INTEREST, THE DOCUMENT THAT WE HAVE IS BASICALLY THE SAME AS THE ONE LAST TIME. AND IN BOTH CASES, IT IS JUST THE ADJUSTMENT OF FIGURES BECAUSE OF THE CHANGES TO THE INCREASES AND ADJUSTMENTS OF THESE AND A LITTLE CHANGE IN WORDING WHICH YOU WILL SEE WHEN I GET IT TABLED ON THE DOCTORS' AGREEMENT.

MR. CHAMBERLIST: THIS MAY BE, MR. CHAIRMAN, BUT THE POSITION THAT I TAKE IS THIS, THAT THE COMMISSIONER SAID, THAT HE IS WILLING TO RECOGNIZE THE CERTAIN AREAS OF THE INTERIM BUDGET WOULD BE HONoured BY NO INCREASE OF STAFF, NO RECRUITMENT, NO NEW PROGRAMMES EXCEPT THE MEDICARE PREMIUM PROGRAMME AND I AM SUGGESTING THAT THAT DOESN'T EVEN MATTER BECAUSE THE RETROACTIVE REDUCTIONS CAN BE MADE AFTER THE MAIN ESTIMATES ARE BEING DEALT WITH. OBVIOUSLY, THE PEOPLE ARE NOT GOING TO SUFFER IN ANY WAY ONCE THEY ARE EXAMINED AND ALTHOUGH, MR. CHAIRMAN, MEMBER FOR WHITEHORSE NORTH HAS INDICATED THAT THERE ISN'T ANY DIFFERENCE OR VERY LITTLE DIFFERENCE, IN THE AGREEMENT ITSELF, I WOULD LIKE TO HAVE THE OPPORTUNITY AS I AM SURE ALL COUNCILLORS WOULD LIKE TO HAVE THE OPPORTUNITY IN EXAMINING THE AGREEMENT TO MAKE SURE THAT THERE IS NO DIFFERENCE. FOR INSTANCE, I HAVE COME ACROSS ALREADY JUST FROM DOING A LITTLE FIGURING, ERRORS IN THE SESSIONAL PAPER RELATING TO THE AMOUNTS OF DIFFERENCES USED IN THE FIGURES. FOR INSTANCE, IT SAYS HERE, AND I WONDER IF I COULD PUT A QUESTION FIRST RELATING TO THIS SESSIONAL PAPER, MR. CHAIRMAN, TO COUNCILLOR TANNER, WHO WAS THE INDEPENDENT NEGOTIATOR THAT DEALT WITH THE MEETING BETWEEN THE GOVERNMENT OF THE YUKON TERRITORY AND THE MEDICAL PEOPLE?

MR. TANNER: MR. CHAIRMAN, THE ANSWER TO THAT IS MR. DICK MAHONEY.

MR. CHAMBERLIST: WELL, WHO IS MR. DICK MAHONEY? WHO IS HE? WHAT IS HE?

MR. TANNER: MR. CHAIRMAN, HE IS THE PARTNER TO MR. MARTIN, THE GENTLEMAN, THE SENIOR PARTNER OF THE SAME COMPANY WHO WAS OUR NEGOTIATOR ON THE TEACHER'S NEGOTIATIONS.

MRS. WATSON: AND PUBLIC SERVICE.

MR. CHAMBERLIST: WHAT WAS THE COST OF GETTING THAT NEGOTIATOR?

MR. TANNER: I CAN'T TELL OFF HAND, BUT I'LL GET THE FIGURES FOR YOU.

MR. CHAMBERLIST: I AM ASKING THAT QUESTION, MR. CHAIRMAN, BECAUSE THERE WAS A COST. I MIGHT INDICATE THAT WHEN THIS AGREEMENT WAS NEGOTIATED WITH THE DOCTORS THE LAST TIME, THERE WAS NOT A PAID NEGOTIATOR AND WE GOT A REAL GOOD DEAL. A MUCH BETTER DEAL THAN THERE IS NOW.

MR. TANNER: ON A POINT OF PRIVILEGE, MR. CHAIRMAN. BECAUSE THE HONOURABLE MEMBER HAS A PLAN TO SPEAK FOR QUITE A LONG TIME, MY POINT OF PRIVILEGE IS MERELY TO CONFIRM EXACTLY WHAT HE JUST SAID. WE GOT A VERY GOOD DEAL AND IT IS TO THE BENEFIT OF THE HONOURABLE MEMBER THAT THE TERRITORY WAS WELL SERVED BY THE PEOPLE THAT WE GOT. EXCEPT, WITH ONE EXCEPTION, BECAUSE WE GOT A GOOD DEAL WITH CORPORATION WITHOUT THE GOVERNMENT AND THE DOCTORS AND BECAUSE WE GOT AN ON-GOING SITUATION FOR THE NEXT TWENTY, THIRTY, FIFTY, HUNDRED YEARS, WE FELT WE SHOULD ESTABLISH THE NEGOTIATOR-TYPE OF PROPOSITION FOR THE FUTURE. BUT THERE WAS NO DOUBT AT ALL WE GOT A GOOD DEAL FROM THE DOCTORS END AND FROM THE OTHER.

MR. CHAMBERLIST: MR. CHAIRMAN, THE OVERALL PLAN ITSELF HAS BEEN WORKING VERY EFFICIENTLY AND CONTINUES TO WORK EFFICIENTLY AND I CAN OFFER NO CRITICISM, AGAINST COUNCILLOR TANNER IN THIS REGARD BECAUSE HE HAS DONE NOTHING TO INTERFERE WITH THE OPERATION OF THE HEALTH CARE PROGRAMME AND IT IS BECAUSE HE HASN'T INTERFERED. THIS IS WHY IT CONTINUES TO WORK EFFICIENTLY. NOW, THE POINT THAT I MAKE FIRSTLY, IS THAT THERE WAS AN ADDITION OF EXPENSE BY THE PAID NEGOTIATOR SHOWING QUITE CLEARLY THAT COUNCILLOR TANNER WAS INCAPABLE OF FULFILLING THE FUNCTION THAT I HAD PILED IN NEGOTIATING THE STRUCTURE WITH THE DOCTORS. THE SESSIONAL PAPER SAYS, "THE NET EFFECT OF THE NEGOTIATIONS WITH THE MEDICAL PROFESSION IS THAT THE COST OF INSURED SERVICES TO THE PLAN SHALL BE INCREASED BY 18% IN 1974-75, BY A FURTHER 8% IN 1975-76." IN THE REMARKS THAT I AM GOING TO MAKE NOW, I WANT TO MAKE IT CLEAR THAT THE DOCTORS HAVE DONE A FANTASTIC JOB IN CO-OPERATING RIGHT ALONG WITH THE HEALTH PROGRAMME. I HAVE NO CRITICISM TO OFFER ANY WAY AT ALL WITH REFERENCE TO THE OPERATION OF THE PLAN. BUT, I WANT TO POINT OUT THE ERRORS IN THIS SESSIONAL PAPER. THE MEDICAL PROFESSION IT WAS AGREED THEY WOULD RECEIVE 20% ABOVE THE B.C. SCALE AND THIS WAS AGREED TO LESS 10% OF THE 120% WHICH BROUGHT IT UP TO THE SIMILAR INCREASE OVER THE B.C. PAYMENTS THAT WERE MADE.

I HAVE TAKEN, BASED ON THE GROSS PAYMENT OF 100% THAT IT HAS BEEN SUGGESTED IN THIS SESSIONAL PAPER, I HAVE TAKEN 120% AND ADDED 1% WHICH IS 7.44 MAKING A TOTAL OF 127.44 AND THEN, ADDING AT THE END OF THE SECOND YEAR, THE FURTHER 8% WHICH IS 10.19% OF THE 127.44, MAKING A TOTAL INCREASE OVER TWO YEARS OF 29.63%. NOW YOU WILL SEE THAT WHEN A 127.44% IS THE PERCENTAGE, RATHER THE 6.2 PERCENTAGE OVER THE 120 AND WHAT WAS PAID WAS 10% OF THE PRICE STRUCTURE THAT WAS RECOMMENDED, THIS SHOWS 19.44%. PERHAPS THE TREASURY PEOPLE ARE FOLLOWING THE FIGURES ON THIS. DO YOU AGREE WITH THESE AS I GO ALONG?

Mr. MILLER: Mr. CHAIRMAN, NO I GOT LOST SOMEWHERE ALONG THE LINE.

Mr. CHAMBERLIST: ALRIGHT, I DON'T WANT TO LOSE THE TREASURER BECAUSE HE PROBABLY CAME UP FOR THIS. IF THERE IS A CALCULATOR, THERE IS AN OPPORTUNITY TO GIVE IT TO THE TREASURER BECAUSE I USED MY CALCULATOR LAST NIGHT. AND I'VE GOT A GOOD ONE, TOO.

WE'LL GO AGAIN: 120% IS THE 20% ABOVE THE 100%; 6.2% WHICH THE PARAGRAPH SAID, "THE YUKON MEDICAL ASSOCIATION SCHEDULE OF MINIMUM FEES, DATED JANUARY 1ST, BE INCREASED BY 6.2%." NOW THE YUKON SCHEDULE OF MINIMUM FEES IS 120% OF THE B.C. FEES. SO THAT YOU TAKE 6.2% ON THE OVERALL WOULD BRING IT UP TO 7.44 MAKING IT 127.55. ARE YOU FOLLOWING UP TO THERE, SO FAR?

Mr. TANNER: Mr. CHAIRMAN, COULD YOU JUST SAY THE LAST FIGURE OF THE ACCUMULATIVE EFFECT AGAIN, AND I THINK WE COULD PROBABLY GO FROM THERE.

Mr. CHAMBERLIST: THE ACCUMULATIVE EFFECT OF THE FIRST YEAR WOULD BE 127.44, BASED ON THE PREVIOUS YEAR'S CONTRACT.

Mr. TANNER: I MEANT THE ACCUMULATIVE EFFECT OF BOTH YEARS. WE CAN COME UP WITH A CONCLUSION AT THE END.

Mr. CHAMBERLIST: ALRIGHT, NOW THAT IS AT THE END OF THE FIRST YEAR. AT THE END OF THE SECOND YEAR, THE ADDING OF 8% OF THE 127.44 WHICH IS 10.19 SHOWS A TOTAL OF 137.63 AS RELATING TO THE PREVIOUS CHARGES THAT WERE MADE. CONSEQUENTLY, THERE IS AN INCREASE OVER TWO YEARS OF 29.63%. I AM JUST POINTING THIS OUT BECAUSE I AM SHOWING THAT IT IS MUCH WORSE OF A DEAL WITH A SO-CALLED "PROFESSIONAL NEGOTIATOR" THAN WAS PREVIOUSLY DONE. IF YOU WANT TO COMMENT, GO AHEAD.

Mr. TANNER: THANK YOU, Mr. CHAIRMAN. Mr. CHAIRMAN I CAN'T REMEMBER THE EXACT FIGURE BUT OBVIOUSLY WHEN YOU HAVE A TWO YEAR NEGOTIATION, THERE IS AN ACCUMULATIVE EFFECT IN THE SECOND YEAR. IF YOU LOOK AT THE AGREEMENT AS IT NOW STANDS IT APPEARS TO GIVE YOU A NET SETTLEMENT OF 26%. THE DIFFERENCE THAT THE HONOURABLE MEMBER COMES UP WITH IS 29.6 MIGHT BE, GIVE OR TAKE, ONE PERCENT AND THE TREASURER CAN TELL, I THINK IT IS MORE LIKE 27. BUT THERE IS OBVIOUSLY IN ANY AGREEMENT, AN ACCUMULATIVE EFFECT IN THE ONE YEAR AND THE PERCENTAGE BEING ADDED TO THE SECOND YEAR AGREEMENT. IF WE SAY FOR EXAMPLE, THAT WE HAVE SETTLED WITH OUR PUBLIC SERVICE FOR TWO YEARS, FOR 8%, IT DOESN'T MEAN THAT WE CAME UP WITH A 16% INCREASE AT THE END OF THE SECOND YEAR. IT MEANS THAT WE CAME UP WITH SOMETHING LIKE 17.5%. SO THAT THE HONOURABLE MEMBER'S CONCLUSION IS JUST ABOUT RIGHT, BUT I THINK THAT HIS PERCENTAGES ARE ONE OR TWO PERCENTS OUT. I THINK THAT PERHAPS THE TREASURER CAN TELL US.

Mr. MILLER: Mr. CHAIRMAN, MY CALCULATIONS WOULD INDICATE A COMPOSITE INCREASE OVER THE TWO YEARS OF 27.44%.

Mr. CHAMBERLIST: IT IS THE 27.44% THAT IS OVER THE FIRST YEAR THAT IS THE MAXIMUM AMOUNT. I AM TELLING YOU THAT YOU ARE WRONG. I AM TELLING YOU THAT YOU ARE WRONG, Mr. CHAIRMAN, I AM TELLING THE TREASURER THAT HE IS WRONG. THAT IT IS 29.63, HOWEVER, WE ARE JUST ARGUING 2%. ALRIGHT. THE AGREEMENT THAT I WAS ABLE TO GET FROM THE MEDICAL PROFESSION WAS FOR 20% OVER AND ABOVE THE B.C. SO OBVIOUSLY THEN, OVER TWO YEARS, SO OBVIOUSLY THEN THE PROFESSIONAL NEGOTIATOR DIDN'T NEGOTIATE VERY STRONGLY ON BEHALF OF THE PEOPLE OF THE YUKON.

LET'S GO TO THE NEXT ITEM. I NOTICED THAT THERE IS ALSO A SUGGESTION THAT THE C.U. AND C. AGAIN WAS, AND THIS IS WHAT IT SAYS, THIS IS WHAT I WAS SURPRISED AT, "IN COMMON WITH OUR NORMAL PRACTICE, A NEGOTIATOR WAS RETAINED TO ACT ON OUR BEHALF." NOW THAT WASN'T THE NORMAL PRACTICE WITH THIS BECAUSE I NEGOTIATED IT ON BEHALF OF THE COMMISSIONER AND I GOT A MUCH BETTER DEAL BECAUSE HERE WE HAD IN THE LAST DEAL, THE LAST DEAL WE HAD BY WAY FIGURES, WE HAD A MINIMUM OF 36,000 AS A MINIMUM FEE UP TO 799,000 OR UP TO 800,000. IN SHOWING THE FIGURE WHICH IS SHOWN ON PAGE TWO WHICH HAS JUST UNDER 1,300 THOUSAND, IT WAS GOING TO BE NOT MORE THAT 3.5% OF THE TOTAL AMOUNT CLAIMED. SO A DIFFER-

ENCE IS GOING TO BE PAID OUT OF ALMOST \$21,000 ON ADMINISTRATIVE TO C.U. AND C. I DON'T THINK THAT THAT WAS GOOD NEGOTIATION. I THINK WE COULD HAVE SAVED SOME MONEY. I MAKE MY REFERENCE ON THAT PARTICULAR POINT THERE.

MR. TANNER: MR. CHAIRMAN, IF I COULD MAKE JUST COMMENT. I AM NOT, ON AGAIN THIS SAME THING ON THIS NEGOTIATION, THE HONOURABLE MEMBER NEGOTIATED A GOOD CONTRACT FOR THE GOVERNMENT AND I DON'T DETRACT FROM HIM, HOWEVER, IN THE SUBSEQUENT TWO YEARS AND IN PARTICULAR THE FIRST YEAR, WHEN WE ASKED THE C.U. AND C. OUR ADMINISTRATIVE COMPANY IN VANCOUVER, TO INTRODUCE THE S.I.N. NUMBER SYSTEM, THE SOCIAL INSURANCE NUMBER SYSTEM, THE COSTS FOR THEM ESCALATED VERY RAPIDLY. IN FACT, THEY LOST MONEY ON THE FIRST TWO YEARS. I AM NOT DETRACTING FROM THE HONOURABLE MEMBER. IF HE CAN NEGOTIATE A CONTRACT WHICH WILL LOSE THE OTHER GUY MONEY, AND WE STAND TO GAIN MONEY, THAT IS FINE EXCEPT ON THE OTHER HAND, YOU HAVE A VERY UNHAPPY ADMINISTRATIVE PERSONNEL IN THAT RESPECT AND THEY ARE OBVIOUSLY NOT GOING TO CONTINUE TO LOSE MONEY, THEY ARE IN BUSINESS TO MAKE A DOLLAR. THIS, INCIDENTALLY THE NEGOTIATOR AS A MATTER OF INTEREST DID EXTREMELY WELL ON THIS ONE.

MR. CHAMBERLIST: IT IS MY UNDERSTANDING THAT C.U. AND C. IS NOT A PROFIT-MAKING ORGANIZATION BECAUSE IT SAYS IN THE AGREEMENT, "C.U. AND C. HEALTH SERVICES SOCIETY OF THE CITY OF VANCOUVER IN THE PROVINCE OF BRITISH COLUMBIA HEREIN AND AFTEN CALLED THE SOCIETY." SO THE REFERENCE THEY HAVE TO MAKE A DOLLAR IS QUITE IMPROPER BECAUSE UNDER THEIR PARTICULAR SOCIETY'S ACT IN BRITISH COLUMBIA, SOCIETIES ARE NOT ALLOWED TO MAKE A PROFIT. I HAVE TO GO AWAY FROM THAT POINT THERE.

I AM NOT OPPOSED TO THE REDUCTION, THE WIPING OUT OF ALL PAYMENTS FOR PREMIUMS TO THE PEOPLE OF ALL AGES. I THINK WE SHOULD HAVE GONE A BIT FURTHER AND ALSO THOSE PEOPLE WHO HAVE BEEN BURNED OUT OR PERHAPS A LITTLE YOUNGER, THE AGE OF 60 SHOULD ALSO BE GIVEN CONSIDERATION. BECAUSE THEY TOO, CAN'T MEET THEIR COMMITMENTS. THIS IS WHAT I HAD ALSO RECOMMENDED.

I HAVE ALSO RECOMMENDED, AND WE CAN DO IT BECAUSE THERE ARE SUFFICIENT FUNDS TO DO IT WITH, THAT CERTAIN ADDITIONAL AREAS BE GIVEN INCLUDED AS A RESULT OF THE TWO YEARS OF OPERATION, AS BENEFITS IN THE MEDICARE PLAN. AND IT IS QUITE TRUE AND I WILL AGREE:

HAT ANY SUPPLEMENTARY BENEFITS OVER AND ABOVE THOSE FEDERAL AREAS THAT ARE INDICATED IN THE FEDERAL MEDICARE ACT ARE NOT FUNDED BY THE FEDERAL GOVERNMENT.

AS A RESULT, THE PAYMENT IN FULL FOR THOSE ITEMS WOULD HAVE TO BE BORN BY THE TERRITORIAL GOVERNMENT. IN VIEW OF THE AMOUNT OF MONEY THAT IS PROPOSED TO HAVE IN SUBSEQUENT YEARS AND IN VIEW OF THE FACT THERE IS \$680,000 FOR THE LAST TWO YEARS, WE ARE NOW IN THE POSITION TO GIVE GREATER BENEFITS FOR THOSE FUNDS.

I CAN'T HELP MR. CHAIRMAN, BUT REMARK AT THIS TIME, HOW EASY IT WAS TO BE CRITICAL ABOUT THE PAYMENTS FOR MEDICARE COMING OUT OF PREMIUMS AND WHY IT SHOULDN'T COME OUT OF GENERAL REVENUE WHICH WAS ALWAYS PUSHED CONTINUOUSLY BY COUNCILLOR TANNER. YET, TODAY HE APPARENTLY RECOGNIZES WHAT HE WAS ASKING FOR WAS BEYOND THE MEANS OF THE GOVERNMENT TO DO.

MR. CHAIRMAN, THE REDUCTION OF PREMIUMS AS THEY ARE SUGGESTED IS A GOOD MOVE FORWARD. I HAVE ALWAYS INDICATED THERE WERE DIFFERENT METHODS OF UTILIZING THE SURPLUS FUNDS. THE REDUCTION OF PREMIUMS IS BASED NOT ON THE FUNDS THAT ARE IN THE KITTY, SO TO SPEAK, BUT WHAT IS RECOVERABLE FROM THE AMOUNTS OF MONEY IN THE FOLLOWING YEAR.

THIS IS THE WAY ONE SHOULD BE WORKING THIS THING. I AM SURE THIS IS HOW IT IS BEING WORKED, THAT THE PREMIUM REDUCTIONS ARE BASED ON THE ESTIMATED COLLECTED REVENUES LESS THE EXPENDITURES TO BE PAID TO THE MEDICAL PROFESSION LESS THE ADMINISTRATIVE COSTS, WHATEVER THEY BE.

BUT, NOTHING IS BEING DONE ABOUT THAT \$680,000 BECAUSE THESE FIGURES SHOW CLEARLY THAT THE AMOUNTS OF MONEY THAT ARE BEING USED TO REDUCE THE PREMIUMS ARE IN THE VOTE MONEY FOR THE COMING YEAR.

THEREFORE I SAY, THAT WITH, AND ITS IN THE FILES AND I KNOW THE MEMBER FROM WHITEHORSE NORTH KNOWS THIS, THERE HAVE BEEN SUGGESTIONS MADE WITH REFERENCE TO ADDITIONAL ITEMS THAT CAN BE GIVEN EXTRA BENEFITS AS A RESULT OF THIS \$680,000. THERE COULD BE, DURING A PERIOD OF A YEAR, PROVISION FOR AN EYE TEST. THERE COULD BE, DURING THE PROVISIONS OF A YEAR, PROVISIONS FOR CHIROPRACTIC TREATMENT. THERE COULD BE

PROVISIONS IN A YEAR FOR CERTAIN DRUG REPAYMENTS. AND THERE ARE OTHER AREAS.

ALSO, THE MEDICAL EVACUATION PLAN CAN BE FINANCED OUT OF THE \$620,000 AND THERE IS NOTHING PREVENTING IT FROM DOING SO. THE OUTPATIENTS' CHARGES THAT ARE BEING MADE IN VARIOUS HOSPITALS IN THE TERRITORY CAN ALSO BE CHARGED BACK BECAUSE THE HOSPITALS ARE DOING SOMETHING THAT IS MOST INCORRECT. I HAVE RAISED THE QUESTION DURING THIS SESSION IN RELATION TO IT BECAUSE IN EMERGENCIES THE HOSPITALS ARE STILL CHARGING. I WILL RELATE THREE INSTANCES. A COUPLE OF MONTHS AGO WHILE I WAS AWAY, MY WIFE, AT ONE O'CLOCK IN THE MORNING NEEDED EMERGENCY TREATMENT. NO DOCTOR WAS AVAILABLE, SHE WENT IN A TAXI. SHE WENT TO THE HOSPITAL, RECEIVED EMERGENCY TREATMENT. THERE WAS A BILL FOR \$3.60. TWO DAYS LATER, AS A RESULT OF SOMETHING ELSE THAT HAD HAPPENED, AT SIX O'CLOCK IN THE MORNING, SHE HAD TO RECEIVE EMERGENCY TREATMENT. A BILL FOR EMERGENCY TREATMENT, ALTHOUGH TREATMENT IS COVERED BY MEDICARE. THIS MORNING AS A RESULT OF HAVING TO TAKE MY WIFE TO HOSPITAL YESTERDAY MORNING AT TWO O'CLOCK IN THE MORNING, ANOTHER BILL FOR EMERGENCY TREATMENT. WHY SHOULD THE PEOPLE OF THE YUKON BE CONTINUALLY SUFFERING UNDER THINGS LIKE THAT.

DO YOU KNOW, MR. CHAIRMAN I HAVE BEEN -- THAT MOST OF THESE THINGS THAT ARE HAPPENING, I HAVE BEEN PUSHING THE COMMISSIONER TO DO TIME AND TIME AGAIN. HE HAS ALWAYS FOUND A WAY NOT TO ANSWER THESE THINGS TO BE DONE BECAUSE OF THE ESTIMATED AMOUNT OF MONEY THAT WE KNEW WE WERE GOING TO BE OVER \$500,000. WE WERE ABLE TO SEE THIS MONTHS AND MONTHS AGO. I RECOMMENDED THAT THE WHITEHORSE GENERAL HOSPITAL RECOMMENDED THAT THESE CHARGES FROM THE WHITEHORSE GENERAL HOSPITAL AND FOR OTHER NURSING STATIONS WHERE, ESPECIALLY IN THE OUTLYING AREAS WHERE PEOPLE HAVE NO WHERE ELSE TO GO BUT GET NECESSARY TREATMENT AT A NURSING STATION.

THESE CHARGES SHOULD BE WIPED OUT. I HAVE BEEN TOLD BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH THAT IT IS SOMETHING TO DO WITH THE DEPARTMENT OF NATIONAL HEALTH AND WELFARE. THE DEPARTMENT OF NATIONAL HEALTH AND WELFARE DOESN'T CARE WHERE IT GETS ITS BILLS PAID AS LONG AS IT GETS ITS BILLS PAID. WE'VE GOT ENOUGH MONEY TO PAY THE PEOPLE'S BILLS IN THIS PARTICULAR AREA AND WE ARE NOT DOING IT. THIS IS WHY I SAY IT DOESN'T GO FAR ENOUGH.

SPECIFICALLY I SAY, TO JUST SIMPLY MAKE A REDUCTION ONLY IN PREMIUMS WITH THE MONEY THAT HAS BEEN RECOVERED IS IMPROPER AND I CAN SAY IT MEANS BECAUSE THE GOVERNMENT HAS PUT ALL IT'S FUNDS IN ONE BASKET NOW. WHEREAS THE FUNDS OF THE YUKON HEALTH CARE INSURANCE PLAN WERE KEPT IN A DIFFERENT BANK, IN SEPARATE ACCOUNTS SO THAT PEOPLE KNEW HOW MUCH MONEY WAS GOING IN AND HOW MUCH MONEY WAS GOING OUT. TODAY IT IS ONLY A BOOKKEEPING ENTRY AND ALL THE MONEY IS IN THE YUKON CONSOLIDATED REVENUE FUND.

THEREFORE IT WOULD BE USED FOR ANY PURPOSE THAT THE ADMINISTRATION WOULD WANT TO USE IT FOR AND THEY CAN PROTEST ALL THEY LIKE BUT I HAPPEN TO KNOW THAT THIS IS SO. IF THIS BUDGET WASN'T PASSED, THEY WOULD LOOK AROUND FOR MONEY THAT IS IN THE CONSOLIDATED REVENUE FUND TO USE IN THE MEANTIME, UNTIL SUCH TIME AS THE MAIN ESTIMATES HAVE COME.

CONSEQUENTLY, ONE RECOGNIZES VERY, VERY, CLEARLY THAT THERE ARE MANY ERRORS ATTACHED TO THE REQUIREMENTS IN THIS PARTICULAR SESSIONAL PAPER.

I WILL NOT APPROVE FOR MYSELF THE SESSIONAL PAPER AS IS. I HAVE TO GO ALONG ON THE BASIS THAT THE AGREEMENTS, ALTHOUGH WE DON'T KNOW WHAT IS IN THE AGREEMENTS. BUT CERTAINLY WE DON'T KNOW WHAT'S IN THE AGREEMENT WITH C.U.&C. AND WHAT CONDITIONS ARE APPLICABLE. I CERTAINLY KNOW WHAT THE CONDITIONS HAVE BEEN.

I WANT TO SAY THIS MR. CHAIRMAN, WE SHOULD ASK FOR ADDITIONAL ITEMS OF BENEFITS TO BE INCLUDED IN THE PROPOSED CHANGES AND ASCERTAIN HOW MUCH, OUT OF THE \$680,000 IS GOING TO BE USED BASED ON THE SUGGESTIONS THAT HAVE BEEN MADE WITH THE REDUCTION OF THE PREMIUM AND THE WAIVING OF THE SENIOR CITIZENS' PREMIUMS.

IT WOULD APPEAR TO ME THAT THIS IS TAKEN CARE OF BETWEEN THE REVENUES AND EXPENDITURES OF WHAT IS EXPECTED FOR FUNDS TO COME IN DURING THE YEAR 1974-75, BUT NO CONSIDERATION IS BEING GIVEN AT THIS TIME AS TO WHAT IS TO BE DONE WITH THAT \$680,000.

MR. CHAIRMAN: COUNCILLOR TANNER.

MR. TANNER: MR. CHAIRMAN, THE HONOURABLE MEMBER HAS MADE A GOOD CASE AND IT WAS A HARD DECISION TO MAKE. IN THE SESSIONAL PAPER, I

HAVE TRIED TO OUTLINE HOW I CAME TO THAT DECISION. IF I MAY GO THROUGH TWO OR THREE THINGS THAT THE MEMBER SAID.

FIRST OF ALL, AS FAR AS THE \$680,000, WE ARE NOT MAKING USE OF IT. THE NET EFFECT OF BOTH THE ACCUMULATED SERVICE TO DATE AND THE ONGOING INCOME FOR THE NEXT TWO YEARS, WILL LEAVE US WITH A SURPLUS, IN TWO YEARS TIME, OF \$115,000.

I DON'T THINK IT IS UNREASONABLE THAT THIS GOVERNMENT OR I THINK THE MEMBERS WOULD DEMAND OF THIS GOVERNMENT THAT THEY KEEP THEMSELVES SOME ELBOW ROOM. THINK FOR EXAMPLE, IF YOU HAVE ANOTHER SPECIALIST RESIDENT IN THE YUKON YOU COULD BE TALKING ABOUT A GREAT DEAL OF MONEY. WE HAVEN'T GOT ANY WAY OF KEEPING HIM OUT. IN FACT WE DON'T WANT TO KEEP HIM OUT. WE WANT HIM TO COME. BUT THERE SHOULD BE SOME ELBOW ROOM TO TAKE CARE OF ANYTHING THAT HAPPENS IN THAT AREA.

THE HONOURABLE MEMBER MADE MENTION OF THE FACT THAT WE COULD GIVE EXTENDED BENEFITS INSOFAR AS EYE INSPECTION, CHIROPRACTIC CARE AND TWO OR THREE OTHER EXTENDED BENEFITS. WE COULD HAVE DONE THAT BUT AS I'VE OUTLINED IN THE PAPER, THERE ARE A NUMBER OF PROBLEMS WITH THAT. ONE OF THEM IS, THAT WHEN YOU GET INTO THAT KIND OF EXTENDED BENEFIT INSURANCE, ANY MEMBERS ARE FAMILIAR WITH A CONTRACT WHICH IS MADE UP FOR THAT TYPE OF INSURANCE, THEY ARE THE MOST CUMBERSOME, PECULIAR INSURANCE POLICIES THAT YOU CAN SEE. THERE ARE EXCLUSIONS IN ALL SORTS OF AREAS. YOU ALMOST GET TO THE POINT WHERE, IF YOU DON'T HAVE A BABY ON FRIDAY AND IT ISN'T A GIRL, YOU ARE NOT COVERED, AND THAT SORT OF THING. THERE ARE A DOZEN DIFFERENT EXCLUSIONS IN THIS.

IT WAS MY FEELING THAT WE COULDN'T EASILY PUT THOSE EXTENDED BENEFITS INTO PRACTICE WITHOUT CONFUSING THE PUBLIC. AND QUITE FRANKLY, WITHOUT MAKING IT VERY DIFFICULT ADMINISTRATIVELY TO LOOK AFTER THAT POLICY.

I FOLLOWED THE THEORY THAT BY REDUCING THE PREMIUMS, WE LEAVE THE OPTION UP TO THE INDIVIDUAL, TO THE PUBLIC, TO MAKE THEIR CHOICE, WHETHER OR NOT THEY WANTED TO BUY ON THEIR OWN BASIS OR THROUGH THEIR EMPLOYER IF THEY WANTED TO BUY EXTENDED BENEFITS.

IT WAS A DIFFICULT DECISION AND I THOUGHT ABOUT IT FOR A LONG TIME AND WE CAME TO A CONCLUSION

THAT IT SHOULD BE THE CHOICE OF THE PUBLIC.

THE HONOURABLE MEMBER MENTIONS OUTPATIENTS AT THE HOSPITAL. MR. CHAIRMAN I HAVE THREE SCARS ON MY RIGHT HAND WHICH WERE CAUSED BY AN ACCIDENT AT THE HOUSE AT SOME EARLY HOURS IN THE MORNING. I WENT TO THE HOSPITAL AND I WAS TREATED INITIALLY ON AN EMERGENCY BASIS AND I WASN'T CHARGED. I AM NOT DENYING, IN FACT I AGREE WITH THE MEMBER, THAT IN SOME EMERGENCY CASES PEOPLE ARE BEING CHARGED. WE CAME TO THE CONCLUSION IN THAT RESPECT THAT IT IS THE HOSPITAL'S OBLIGATION AND WE ARE GOING TO PRESS NORTHERN HEALTH AND WELFARE AND WE ARE GOING TO PRESS THAT HOSPITAL, JUST AS THE HONOURABLE MEMBER DID. WE ARE GOING TO ATTEMPT TO GET THAT PAID WITHIN THE INCOME OF THE HOSPITAL. THAT IS WHERE IT SHOULD BE AND THE SAME GOES FOR ALL THE OUTSTATIONS IN THE OUTLYING AREAS.

IT IS RIDICULOUS FOR SOMEBODY IN AN EMERGENCY SITUATION OR IN ANY SITUATION WHEN THERE ISN'T A DOCTOR AVAILABLE TO HAVE TO GO TO THE ONLY DOCTOR IN THE YUKON AND PAY \$3.50. IF HE WANTED TO MAKE A PHONE CALL AND IF THE DOCTOR WAS WILLING, THE DOCTOR COULD COME TO HIS HOUSE AND WE WOULD BE PAYING \$21 FOR A HOUSE CALL OR \$19.

AS FAR AS THE SEPARATE ACCOUNT ON THE FUND ITSELF, I THINK THE HONOURABLE MEMBER WHO HAS SPOKEN PREVIOUSLY IS CONVINCED THAT UNLESS YOU KEEP THE MONEY IN A SEPARATE ACCOUNT, THAT YOU CAN'T KEEP TRACK OF IT. I'M NOT GOING TO TRY AND CONVINCE HIM OTHERWISE. IN MY MIND THE TREASURY DEPARTMENT CAN QUITE EASILY KEEP TRACK OF THE AMOUNT OF THE MONEY THROUGH THE ACCOUNTING PROCEDURES THAT THEY USE. IT IS ILLUSTRATED HERE THAT ALL THE MONEY IS THERE. IT IS NOT A MATTER OF HAVING A SEPARATE ACCOUNT AT ALL.

MR. CHAIRMAN, WHAT I AM TRYING TO DO IS SHOW YOU THE CIRCUMSTANCES THAT WE HAD TO DEAL WITH, THE ARRANGEMENTS WITH BOTH THE DOCTORS AND THE C.U.&C. THE FINANCIAL ARRANGEMENTS THAT WERE INCURRED BECAUSE OF THE AGREEMENTS, THE METHOD THAT WAS USED TO MAKE THE DECISION AND THE RECOMMENDATION THAT WE FINALLY CAME UP WITH IS THERE.

THERE IS ONE PERSONAL POINT THAT I WANT TO GET ACROSS. I PERSONALLY BELIEVE THAT MEDICARE SHOULD BE FUNDED OUT OF GENERAL REVENUE. I'VE SAID IT FOR TWO YEARS AND OUR PROBLEM AS FAR

AS THIS GOVERNMENT IS CONCERNED, WE'VE GOT TO FIND THE TAX SOURCE TO DO IT WITH. WHEN WE IDENTIFY THAT SOURCE, I'LL BE THE FIRST TO STAND UP AND INSIST THAT THE GOVERNMENT DOES IT. I'LL TELL IF I'M HERE AND I PROBABLY WON'T BE. I'LL TELL HONOURABLE MEMBERS ONE OTHER THING I'VE DONE.

THIS FUND WILL BE DEPLETED BY THE END OF TWO YEARS WITH THE EXCEPTION OF THE \$115,000 AND BARRING ANY UNFORSEEN CIRCUMSTANCES. HONOURABLE MEMBERS YOU CAN TAKE ME TO TASK FOR DOING THIS BUT I THINK I'VE PUT THE, TWO YEARS FROM NOW, I THINK I'VE PUT THE GOVERNMENT IN A SITUATION WHERE THEY'VE GOT TO MAKE THAT DECISION, THEY HAVE GOT TO FUND IT OUT OF GENERAL REVENUE. IF ANY OTHER HONOURABLE MEMBER WANTS TO OBJECT TO THE WAY I'VE HANDLED THIS, THAT'S FINE BUT I THINK THAT I'VE SERVED THE PUBLIC IN DOING IT IN THAT METHOD.

MR. CHAIRMAN: COUNCILLOR STUTTER WILL YOU TAKE THE CHAIR A MOMENT?

MR. CHAIRMAN: COUNCILLOR TAYLOR.

MR. TAYLOR: MR. CHAIRMAN IT WAS MY INTENTION WHEN WE GOT TO THIS MATTER IN THE MAINS TO DEAL WITH THE QUESTION JUST RAISED BY THE HONOURABLE MEMBER AND THAT IS: FINDING AN ALTERNATE WAY OF FUNDING OUR SHARE OF THE MEDICARE PROGRAM. I AM AT THIS MOMENT ENDEAVORING TO PUT TOGETHER SOME FISCAL INFORMATION TO SUPPORT MY PROPOSAL IN THIS REGARD AND YET I'M NOT PREPARED AT THIS MOMENT WITHOUT THIS INFORMATION TO GET INTO THE QUESTION. I FEEL THAT INDEED THIS CAN BE FUNDED OUT OF GENERAL REVENUE.

I ALSO AGREE AT THE SAME TIME, IF SUCH A PROPOSAL THAT I INTEND ON MAKING CAN BE NEGOTIATED, THERE WOULD BE NO NEED FOR ANY ADDITIONAL TAXATION IN THIS FISCAL YEAR. THEY ARE SOMEWHAT LINKED TOGETHER.

I DID HAVE A QUESTION I WANTED TO ASK ARISING OUT OF THE COMMENTS OF THE HONOURABLE MEMBER FROM WHITEHORSE EAST. I WOULD DIRECT THIS TO MR. MILLER, MR. CHAIRMAN. I UNDERSTAND THAT WE HAVE TAKEN THE MONIES INVOLVED IN THIS MEDICARE PROGRAM AND THEY HAVE BECOME A PAPER ENTRY. THESE MONIES ARE LUMPED INTO THE CONSOLIDATED REVENUE FUND. IT WAS MY IMPRESSION THAT WHEN WE UNDERTOOK THIS SCHEME THAT THE FUNDS LYING SOMEWHAT DORMANT, IN THE MEDICARE FUND WOULD BE ACCRUING INTEREST. IS THIS THE CASE?

MR. MILLER: MR. CHAIRMAN THE ORIGINAL ARRANGEMENT WHEN THIS FUND WAS PUT INTO EFFECT WAS THAT THE FUNDS WOULD GO INTO THE CONSOLIDATED REVENUE FUND. THE ONLY DIFFERENCE BEING THAT THEY WOULD GO INTO A SEPARATE BANK ACCOUNT. THE ONLY CHANGE WE HAVE MADE IS THAT WE HAVE CONSOLIDATED ALL OUR BANK ACCOUNTS INTO THE ONE ACCOUNT. ALL FUNDS ARE NOW IN CONSOLIDATED REVENUE FUND.

MR. TAYLOR: MR. CHAIRMAN, IS A PORTION OF THE ACCRUED REVENUE FROM THE INVESTMENT OF THOSE FUNDS WHICH ARE INVESTED, COMING BACK AND CREDITED BACK TO MEDICARE.

MR. MILLER: NO, MR. CHAIRMAN THERE ARE NO INTERESTS COMING BACK TO THE MEDICARE FUND FOR, SAY, A BOOKKEEPING ENTRY. I WOULD HOWEVER POINT OUT TO YOU THAT THERE ARE NO CHARGES FOR CERTAIN GOVERNMENT SERVICES INCURRED BY YHCIP.

MR. CHAMBERLIST: SUCH AS WHAT?

MR. MILLER: FOR EXAMPLE, THE ISSUANCE OF CHEQUES BY THE TREASURY DEPARTMENT IS NOT CHARGED TO THE YUKON HOSPITAL CARE INSURANCE PLAN FUND.

MR. MILLER: MR. CHAIRMAN, WE WILL GO INTO THAT AT ANOTHER POINT IN TIME. I WOULD ASK A QUESTION OF THE HONOURABLE MEMBER FROM WHITEHORSE NORTH. I WONDER IF HE CAN NOW TELL ME JUST IN RELATION TO THE BENEFITS OF MEDICARE IF HE, SINCE HE HAS TAKEN ON THIS ESTEEMED POSITION, WHAT MEDICARE COVERS.

MR. TANNER: MR. CHAIRMAN, THE SAME QUESTION WAS ASKED OF THE OTHER HONOURABLE MEMBER AND I, FIRST OF ALL, THE MEDICAL SCHEDULE IT COVERS, IS THAT THICK. WITHIN A VERY FEW DAYS, EVERY MEMBER WOULD LIKE ONE, I CAN GIVE HIM THE NEW SCHEDULE IF THEY WILL LIST THEIR NAMES. IT WOULD JUST BE IMPOSSIBLE UNLESS THE MEMBERS WOULD LIKE TO STAND HERE FOR FIVE HOURS FOR ME TO READ OUT ALL THE NAMES AND TO TELL YOU THE TRUTH I CAN'T PRONOUNCE A LOT OF THEM.

WHAT HAS HAPPENED IN THE PAST MR. CHAIRMAN, IS THAT WHEN THAT HAS BEEN ASKED BY THE PUBLIC OR WHEN IT HAS BEEN ASKED BY A MEMBER IN THIS COUNCIL BECAUSE THE HONOURABLE MEMBER WHO PRECEDED ME IN THIS POSITION, HAD EXACTLY THE SAME PROBLEM THAT I DO INsofar AS TO TRY TO GIVE THE WHOLE CONGLOMERATE MEDICAL PRACTICES THAT ARE COVERED IS ALMOST IMPOSSIBLE. HE TOOK THE OTHER TEXT AND THAT IS THE ONLY ONE

I CAN TAKE IS TO SAY, THESE ARE THE THINGS THAT ARE COVERED BECAUSE THERE ARE JUST TOO MANY OF THE THINGS THAT ARE COVERED.

BASICALLY, YOU CAN ASSUME THAT IT COVERS MOST MEDICAL NECESSITIES AND THERE ARE SOME EXCEPTIONS. THERE IS SOME SLIGHT VARIANCE IN THE PROVINCES TOO.

THERE ARE SOME THINGS THAT ARE COVERED IN ALBERTA WHICH AREN'T COVERED IN B.C. THERE ARE THINGS THAT ARE COVERED IN THE YUKON WHICH AREN'T COVERED ANYWHERE ELSE IN THE COUNTRY AND SO ON. BUT BASICALLY THEY ARE THE SAME RIGHT ACROSS THE COUNTRY, AND AS I SAY THERE ARE JUST SO MANY MEDICAL PRACTICE COVERAGES IT WOULD TAKE US HOURS TO LIST THEM ALL. IF THERE ARE ANY SPECIFIC THINGS I'LL TRY AND ANSWER THEM.

MR. TAYLOR: MR. CHAIRMAN, I'VE ALWAYS BELIEVED THAT IT IS WRONG TO TAX PEOPLE OR PLACE AN IMPOST UPON PEOPLE FOR SOMETHING WHICH YOU CAN'T REALLY DEFINE. HOWEVER, THE HONOURABLE - - I'LL GUESS WE'LL HAVE TO WAIT UNTIL THE MEMBER RETURNS SO I CAN TALK TO HIM. LET'S HAVE A SHORT RECESS.

MR. CHAMBERLIST: I WOULD LIKE TO ASK A COUPLE OF QUESTIONS OF MR. MILLER, MR. CHAIRMAN. ARE ALL THE ACCOUNTS NOW OF THE GOVERNMENT ALL IN ONE BANK? HAS THIS ALREADY BEEN DONE?

MR. MILLER: YES, MR. CHAIRMAN.

MR. CHAMBERLIST: NOW, UNDER SECTION 23(2) OF THE YUKON ACT IT READS AS FOLLOWS: "THE COMMISSIONER SHALL ESTABLISH IN THE NAME OF THE GOVERNMENT OF THE YUKON TERRITORY ACCOUNTS PLURAL WITH SUCH SORTS OF BANKS PLURAL AS HE DESIGNATES FOR THE PURPOSE OF PUBLIC MONIES AND REVENUE. ONCE AGAIN, WHY IS THE COMMISSIONER ACTING CONTRARY TO THE YUKON ACT?"

MR. CHAIRMAN: MR. MILLER.

MR. MILLER: MR. CHAIRMAN, I DON'T THINK THE COMMISSIONER IS OPERATING CONTRARY TO THE YUKON ACT. IF I READ THAT THE WAY THE HONOURABLE MEMBER HAS READ IT, IT'S AS HE DETERMINES. IT DOESN'T SAY HE SHALL CARRY VARIOUS ACCOUNTS IN VARIOUS BANKS; IT SAYS HE SHALL KEEP ACCOUNTS IN WHATEVER BANKS - CHARTERED BANKS - HE DESIRES.

MR. CHAMBERLIST: IT DOESN'T SAY IN WHATEVER CHARTERED BANK HE DETERMINES. IT SAYS WHATEVER CHARTERED BANKS HE DETERMINES, OBVIOUSLY THE REASON IS QUITE CLEAR THAT ALL BANKS, THAT ALL BANKS WITHIN THE YUKON ESPECIALLY, HAVE BEEN DOING BUSINESS WITH THE GOVERNMENT OF THE YUKON TERRITORY. NOW I WANT TO SAY QUITE CLEARLY SO THAT THERE WILL BE NO FINGERS POINTED THAT I EXPECT IT - THAT CERTAIN OPERATING ACCOUNTS WOULD BE PLACED IN ONE AREA BUT WHAT HAS HAPPENED NOW FROM THE INFORMATION THAT HAS COME TO ME IS THAT NOT ONE BANK HAS ANY OF THE TERRITORIAL GOVERNMENT MONEY. WHAT IS BEING DONE NOW? IS THE PROPOSITION BEING GIVEN TO THE BANKS PERHAPS MONTHLY OR BI-MONTHLY WITH REFERENCE TO THE INTEREST THAT CAN BE GAINED FOR DEPOSIT ON CERTAIN ACCOUNTS, AND IS BEING MATCHED BY ONE BANK EVERY TIME. CONSEQUENTLY, THE BANKERS HERE ARE REALLY VERY UPSET. BANKERS OF BANKS THAT HAVE GIVEN LOTS OF SERVICE TO THE YUKON TERRITORY ARE NOW BEING TREATED SHABBILY. BUT APART FROM THAT, I SAY THAT ONCE AGAIN THE COMMISSIONER HAS FLOUNDERED SECTION 23(2), AND IT MAKES IT QUITE CLEAR BECAUSE THERE ARE MANDATORY WORDS HERE, "THE COMMISSIONER SHALL ESTABLISH IN THE NAME OF THE GOVERNMENT OF THE YUKON TERRITORY ACCOUNTS WITH SUCH CHARTERED BANKS AS HE DESIGNATES". AND THAT'S PLURAL AND I DON'T CARE WHICH WAY YOU TAKE IT. BUT ONCE AGAIN THE DICTATOR RULES, AND HE DOESN'T CARE, AND I DON'T KNOW WHY THE MINISTER DOESN'T COME DOWN HERE AND SAY "SMITH I'VE HAD ENOUGH OF YOU. GET THE HELL OUT OF HERE." AND THIS IS WHAT SHOULD HAPPEN.

MR. CHAIRMAN: ORDER PLEASE. COULD WE KEEP OUR LANGUAGE PARLIAMENTARY.

MR. CHAMBERLIST: WELL I'M NOT GOING TO SUGGEST HE SAY "GET TO HEAVEN" BECAUSE HE'S DONE NOTHING HEAVENLY. AND THIS IS ANOTHER AREA WHERE I SAY - WHERE THERE'S BEEN SHOWN THE ABSOLUTE NEGLECT OF THE FEDERAL GOVERNMENT IN RECOGNIZING WHAT THIS MAN IS DOING IN DECIDING TO DO THESE THINGS FOR HIMSELF. NOW THAT WAS THE FIRST THING I WANTED TO ASK HIM. NOW, THE HONOURABLE MEMBER FROM WHITEHORSE NORTH HAS INDICATED THAT THERE IS GOING TO BE AT THE END OF TWO YEARS SOME \$550,000.00 OF THE SURPLUS IN THE PLAN USED UP. I WOULD LIKE TO ASK FIRSTLY THIS PARTICULAR QUESTION. HOW MUCH IN DOLLARS IS THE PROPOSED REDUCTIONS BY PREMIUMS AND THE WAIVING OF THE OLD AGE PEOPLES' PREMIUMS ARE GOING TO MEAN AS LOSS OF REVENUE.

MR. TANNER: MR. CHAIRMAN, ON THE APPENDIX PAGE THEY ARE IDENTIFIED. THE DOCTORS' AGREEMENT IN THE FIRST YEAR COST \$172,500.00.

MR. CHAMBERLIST: OH I SEE. I'M SORRY, NOW, OKAY, NOW IT SAYS THIS: THAT THE DOCTORS' AGREEMENT AT THE END OF THE FIRST YEAR IS GOING TO COST ANOTHER \$172,500.00; THAT THE C.U. & C. IS GOING TO COST ANOTHER \$26,000.00; THAT THE DISCONTINUANCE OF PREMIUMS FOR SENIOR CITIZENS IS \$50,000.00, AND THE 25% PREMIUM REDUCTIONS ARE \$253,000.00. NOW, FOR A TOTAL OF \$501,500.00 IN THE FIRST YEAR. HOW MUCH ADDITIONAL IS SUPPOSED TO BE COMING IN FOR THE FIRST YEAR?

MR. TANNER: MR. CHAIRMAN, THE INCOME FROM FEDERAL CONTRIBUTIONS FOR 1974-75 IS \$683,900.00. I WOULD POINT OUT TO ALL MEMBERS THAT THESE ARE ONLY ESTIMATES OBVIOUSLY. THE PREMIUM CONTRIBUTIONS FOR 1974-75 FROM THE PEOPLE IN THE PLAN IS \$7,460.00 - I BEG YOUR PARDON, \$7,746.00. THERE IS ONE OTHER POINT TOO WHICH PERHAPS THE HONOURABLE MEMBER IS NOT AWARE OF IS THAT THE BASIS ON WHICH THE FEDERAL GOVERNMENT MAKES ITS CONTRIBUTIONS HAS NOT BEEN COMPLETELY FIRMED UP. IN OTHER WORDS, MR. CHAIRMAN, AND I AM QUITE DISAPPOINTED MYSELF IN THIS, IS THE FACT THAT THE FEDERAL GOVERNMENT THROUGH STATISTICS CANADA IS NOT NECESSARILY GOING WITH AN INCREASE IN POPULATION EVERY YEAR IN THE YUKON. SO CONSEQUENTLY, THE FEDERAL ESTIMATE THERE - THERE IS SOME SPECULATION ABOUT IT, NOT VERY MUCH. WE'VE TAKEN ALWAYS IN EVERY CASE THE MOST CONSERVATIVE FIGURE AS FAR AS INCOME IS CONCERNED AND IN EVERY CASE WE'VE TAKEN THE WORST POSITION AS FAR AS PATIENT CARE IS CONCERNED. WHILE I'M ON MY FEET MR. CHAIRMAN, I BEG THE PARDON OF THE HONOURABLE MEMBER WHO WAS SPEAKING PREVIOUSLY BUT HE ASKED ME ABOUT WHAT IS COVERED IN THE PLAN AND I HAVE GOT THE SCHEDULES FOR THE CURRENT YEAR IN MY HAND AND PERHAPS I CAN GIVE IT TO THE HONOURABLE MEMBER AND HE CAN SEE WHAT'S COVERED IF HE WANTS TO READ IT.

MR. CHAMBERLIST: THIS IS NOT - THIS IS JUST SO - LET'S NOT PULL THE WOOL OVER THE EYES OF MEMBERS. THIS IS JUST THE PRACTITIONER'S PLAN BOOK WHICH SHOWS THE CHARGES THAT CAN BE MADE BY THE PRACTITIONER FOR CERTAIN SERVICES. IT'S QUITE TRUE TO SAY THAT IT'S

ALMOST AN IMPOSSIBILITY TO NAME ALL THE ITEMS THAT WILL BE CHARGED FOR, BUT I THINK THAT WHAT HAS BEEN ASKED FOR IS WHAT IN GENERAL TERMS IS COVERED IN THE PROGRAM, AND YOU KNOW THIS IS A QUESTION THAT I CAN ANSWER BUT THE POINT IS THE HONOURABLE MEMBER FROM WHITEHORSE NORTH HAS BEEN ASKED TO ANSWER IT SO IT SHOULD BE GIVEN TO HIM.

MR. TANNER: MR. CHAIRMAN - -

MR. CHAIRMAN: ORDER PLEASE.

MR. TANNER: MR. CHAIRMAN, IF THAT'S THE QUESTION, THE MAJORITY OF MEDICAL PRACTICE IS COVERED BY THE PLAN. THERE ARE SOME EXCEPTIONS BUT THE MAJORITY OF MOST MEDICAL NEEDS OF THE PUBLIC ARE COVERED BY YUKON MEDICARE PLAN JUST AS THEY ARE ACROSS THE COUNTRY AND JUST AS THEY ARE IN THE FEDERAL BROCHURING PLAN WHICH IS PROMULGATED IN 1967-68.

MR. CHAIRMAN: COUNCILLOR TAYLOR.

MR. TAYLOR: MR. CHAIRMAN, I'VE SEEN THAT LITTLE RED BOOK BEFORE AND I THINK IT WAS AT A TIME WHEN THE HONOURABLE MEMBER FROM WHITEHORSE EAST MADE ONE OF HIS GREAT SAFARIS DOWN TO WATSON LAKE AND STOOD UP ON THE STAGE AND SAID "NOW, THESE MEDICAL MATTERS ARE QUITE SECRET." HE SAID, "NOW HERE I HAVE GOT A BOOK WHICH HAS ALL THE CODE NUMBERS OF EVERYTHING", AND HE SAID "IT'S SO SECRET THAT ONLY THE PRACTITIONERS HAVE THESE BOOKS", AND HE SAID "IF YOU DON'T BELIEVE NOW SECRET IT IS", HE SAID "ANYONE IN THE HALL CAN COME UP HERE AFTER THIS MEETING AND COME AND TAKE A LOOK AT IT."

MR. CHAMBERLIST: THAT'S RIGHT. IT WAS A SECRET.

MR. TAYLOR: AND, THAT IS ONE I CERTAINLY WILL NEVER FORGET SO THAT'S WHERE I LAST SAW THE BOOK. THE BOOK NO DOUBT, WHICH I OF COURSE HAVEN'T LOOKED AT, COVERS QUITE AN AREA; BUT WHEN A PERSON COMES UP, AND I THINK THE HONOURABLE MEMBER FROM WHITEHORSE NORTH DID SAY THAT HE WAS TALKING ABOUT PEOPLE BUYING EXTENDED BENEFITS WITH THIS GREAT SAYING THAT HE IS GOING TO PASS ALONG TO THEM IN REDUCED PREMIUMS, THIS IS SOMETHING ELSE. HOW CAN YOU GO AND GET INCREASED BENEFITS WHEN YOU CANNOT EXPLAIN WHAT THE INITIAL BENEFITS ARE IN THE FIRST PLACE BECAUSE REALLY NO-ONE IN THE YUKON, OBVIOUSLY

INCLUDING THE MINISTER OR THE QUASI MINISTER, KNOWS WHAT THE BENEFITS OF MEDICARE ARE, AND I MUST POINT THIS OUT. I THOUGHT MAYBE IT COULD BE DEFINED IN WORDS THAT, YOU KNOW, IN A PAMPHLET YOU COULD GIVE TO SOMEBODY, BUT IT HAS NOT BEEN.

MR. CHAMBERLIST: WELL YOU HAVEN'T READ IT COMPLETELY. - YOU KNOW, I CAN'T SUPPORT YOU ON THAT ONE.

MR. TAYLOR: I STILL HAVE MUCH TO SAY ON THIS SUBJECT, I DON'T HAVE ALL MY INFORMATION WITH ME BUT WHEN WE DISCUSS THE MAINS, AND I WOULD HOPE, MR. CHAIRMAN, THAT IN DISCUSSING THIS MATTER TODAY, IT DOES NOT PRECLUDE FULL DISCUSSION IN THIS MATTER WHEN THE MAINS COME AROUND.

MR. CHAIRMAN: THAT ASSURANCE HAS BEEN GIVEN ON SEVERAL OCCASIONS.

MR. TAYLOR: RIGHT. SO AT THAT TIME AND HOPEFULLY I WILL HAVE THAT INFORMATION AND WE CAN START TALKING ABOUT HOW WE MAY BE ABLE TO GET RID OF PREMIUM FUNDING THIS PROGRAM AND FUND IT OUT OF GENERAL REVENUE.

MR. CHAIRMAN: COUNCILLOR WATSON:

MRS. WATSON: MR. CHAIRMAN, I WOULD JUST LIKE TO ASK THE HONOURABLE MEMBER FROM WATSON LAKE A QUESTION I CAN RECALL OVER THE PAST TWO YEARS WHERE HE HAS TIME AND TIME AGAIN STOOD UP AND ASKED THE HONOURABLE MEMBER FROM WHITEHORSE EAST QUESTIONS ON MEDICAL COVERAGE THAT IS SUPPLIED BY THE YUKON HEALTH CARE INSURANCE PLAN, AND I CAN RECALL THE HONOURABLE MEMBER REPLYING TO HIM. THE QUESTION - DID HE SATISFACTORILY ANSWER YOUR QUESTION WHEN YOU POSED IT TO HIM IN THE PAST, THE HONOURABLE MEMBER FROM WHITEHORSE EAST - MEDICAL COVERAGE?

MR. TAYLOR: MR. CHAIRMAN, I HAVE ASKED THAT QUESTION. IT EVEN COST ME \$500.00 AS A MATTER OF FACT, I'VE STILL ASKED THE QUESTION AGAIN AND I HAVEN'T GOT A SATISFACTORY ANSWER TO THIS DATE BECAUSE NO-ONE SEEMS TO KNOW THE ANSWER TO THE QUESTION, ALL THEY DO IS TAX THE PEOPLE.

MR. MCKINNON: SHOULD HAVE HAD A GOOD LAWYER. IT ONLY COST ME \$25.00.

SOME HONOURABLE MEMBERS: LAUGHTER.

MR. CHAIRMAN: ORDER PLEASE.

MR. TANNER: NOBODY, MR. CHAIRMAN, IS DENYING THE INFORMATION BUT IF THERE IS SOMETHING SPECIFIC YOU WANT TO ASK, I THINK IT CAN BE ANSWERED. BUT IF YOU ACCEPT AS A BASIS THAT MOST MEDICAL NEEDS ARE COVERED THEN IT IS ONLY THE EXCLUSIONS, IT IS ONLY THE OTHER THINGS THAT AREN'T COVERED. BUT HOW ARE YOU GOING TO POSSIBLY ENUMERATE ALL THE MANY, MANY THINGS THAT ARE COVERED BECAUSE THERE ARE JUST SO MANY OF THEM. THE HONOURABLE MEMBERS ARE PERFECTLY AT LIBERTY TO READ THIS IF THEY WANT TO. I DON'T THINK IT'S A SECRET. IT'S OUR MONEY IN HERE, WHAT THE HELL - WHY SHOULD IT BE SECRET?

MR. TAYLOR: MR. CHAIRMAN, THE SPECIFIC QUESTION IS WHAT DOES IT COVER AND THAT CANNOT BE ANSWERED. I HAVE ONE OTHER QUESTION THAT I WAS GOING TO ASK AND THAT IS I UNDERSTAND FROM A LOT OF PEOPLE IN MY AREA THAT THEY ARE HAVING GREAT DIFFICULTY IN FINDING THEMSELVES SAY IN VANCOUVER AND GETTING MEDICAL AID, AND HAVING THE YUKON MEDICARE SCHEME RECOGNIZED. IN MANY INSTANCES THEY WERE TOLD "NO, IT'S NOT RECOGNIZED BY BRITISH COLUMBIA." NOW, COULD I HAVE AN EXPLANATION ON THIS.

MR. TANNER: MR. CHAIRMAN, THERE IS A CERTAIN AMOUNT OF TRUTH IN THAT - NOT IN THE YUKON PLAN BEING RECOGNIZED - IN B.C. WE DON'T HAVE TOO MUCH OF A PROBLEM BUT IF YOU GO FURTHER EAST YOU GET A PROBLEM. IN FACT, OUR DOCTORS HERE HAVE SOME PROBLEMS. I THINK THAT YOU WILL FIND THAT OUR DOCTORS HERE, WHEN A PATIENT COMES FROM A GREAT DISTANCE AWAY, MANITOBA OR FURTHER SOUTH - OR FURTHER EAST - I SHOULD SAY, THEY HAVE THE OPTION OF CHARGING THE PATIENT AND THE PATIENT RECOVERS FROM HIS PLAN OR THEY HAVE THE OPTION OF BILLING THE PLAN DIRECT. MANY DOCTORS EXERCISE THE OPTION HERE OF BILLING THE PATIENT DIRECTLY AND THEN THE PATIENT RECOVERS FROM THE PLAN. NOW, THERE IS ONE OTHER THING THAT HAS HAPPENED I'VE NOTED AND IT IS A GENUINE COMPLAINT, IS THAT WHEN WE ARE ASKING FOR OUR BILLINGS FROM DOCTORS OUTSIDE B.C., THERE IS AN EXTRA DELAY OF ABOUT A MONTH IN GETTING THE INFORMATION BACK BECAUSE IT IS AN OUTSIDE DOCTOR; BUT AS FAR AS THE RECOGNITION OF THE YUKON PLAN IN B.C. I DON'T THINK THAT'S TRUE. IT

MIGHT HAVE BEEN INITIALLY BUT I DON'T THINK IT'S TRUE ANYMORE - DR ALBERTA.

Mr. Chamberlist: Mr. Chairman, I would like to clarify a point here. You see, all doctors in the Yukon recognize the Yukon Plan but it does nothing to compel a doctor in another jurisdiction to say "Look, that's very nice but I don't want to bill your people direct because it takes me two months to get paid." And I know this happens. My wife had to see a doctor outside and for \$7.00 we've been waiting now for nearly three months. But I mean it's not the fault of the administrative people who are very good. Something in between happens - correspondence goes backwards and forwards but it does take time so the doctor in the other jurisdiction, he says "Look, you pay me. I'll give you a receipt." And then usually what happens, once that doctor puts on the receipt what the treatment was there is no trouble at all. As a matter of fact I have known of instances of people going up to the office and with the co-operation of the Treasury Branch the people getting paid their cheque within a couple of days, you know. There is no problem there and you know, I have no argument with this particular area because it really does work fairly well. The same thing applies in jurisdictions East. Also, there are other doctors who are sufficiently knowledgeable in especially large clinics to understand that now all parts, all jurisdictions of Canada, are in the Medicare system and they accept them without any problems at all. I know they do in Quebec and Ontario and everywhere like that. Now I want to go back to the finance side of this thing. A question I want to follow up is how much is the difference in dollars between what it is expected to raise via revenues and premiums, as it has been suggested now with the changes now, and what was raised in the previous year.

Mr. Chairman: Mr. Miller.

Mr. Miller: Mr. Chairman, in the 1973-74 fiscal year we anticipate raising in premiums and recoveries from National Health approximately \$1,620,000.00. In the 1974-75 fiscal year we are anticipating

raising in premiums and revenues \$1,431,000.00.

Mr. Chamberlist: So that with \$1,431,000.00 and the expenditures that it is suggested will be paid out is - how much were the expenditures that were suggested?

Mr. Miller: \$1,700,000.00.

Mr. Chamberlist: \$1,700,000.00 it's being suggested that is going to pay out. Now these are estimates which have always been almost 40% higher. Now in 1972-73, the estimates were higher by 40% or more than what was actually paid out. In 1973-74, the estimates were higher than what was to be paid out. What assurance is there that this estimate on pay-out again isn't higher?

Mr. Miller: Mr. Chairman, I can't give any assurance that this estimate won't be higher. Conversely I can't give any assurance that it is sufficient money either. It's an estimate to the best of the figures we have available to us today.

Mr. Chamberlist: The estimates that were available in 1972-73 and 1973-74, brought about an increase, rather brought about a surplus of \$680,000.00. Now I know that it is not expected to have to pay out \$1,700,000.00. This is estimated on the same basis in the manner in which estimates were done before. Mr. Chairman, I'm saying that that method which was used for estimating is an incorrect method. One can just examine the per capita cost of paying for medical services to the doctors and multiplying it by the number of people here and you will find that it comes to less than the \$1,700,000.00 even though you add the administration costs to it. I would suggest that this has been a figure that has been brought together without the calculations showing how this figure has been arrived at.

Mr. Tanner: Mr. Chairman, in the body of the sessional paper in paragraph 2 we made a point, and underlined the fact, that we had an independent audit of the account up to the two years so we are fairly certain that there is no problem as far as the amounts of money we are talking about. The other thing is, of course, that the experience of the plan in

Mr. TANNER: Mr. CHAIRMAN, IN THE BODY OF THE SESSIONAL PAPER IN PARAGRAPH 2, WE MADE A POINT AND UNDERLINED THE FACT THAT WE HAD AN INDEPENDENT AUDIT OF THE TWO YEARS, SO IF WE ARE FAIRLY CERTAIN THAT THERE IS NO PROBLEM AS FAR AS THE AMOUNTS OF MONEY WE ARE TALKING ABOUT. THE OTHER THING OF COURSE IS THE EXPERIENCE OF THE PLAN IN THE PAST TWO YEARS AS THE HONOURABLE MEMBER KNOWS AS WELL AS I DO, HAS BEEN THAT OUR COSTS ARE BELOW THE NATIONAL AVERAGE WHICH WORKS IN OUR FAVOUR BECAUSE OF THE BIGGER PROVINCES COSTS WHEN TAKEN INTO ACCOUNT, IN OTHER WORDS, ADD VERY FAVOURABLY TO THE COSTS OF THE FEDERAL GOVERNMENT RETURNS TO US. A SMALL INCREASE IN ONTARIO WITH 5 MILLION PEOPLE IN THE PLAN MAKES A TREMENDOUS DIFFERENCE TO US AND THE CONTRIBUTION WE GET FROM THE FEDERAL GOVERNMENT AND WE HAVE CONSISTENTLY, FORTUNATELY, AND I THINK THIS IS A TRIBUTE TO OUR MEDICAL FRATERNITY HERE TO SOME EXTENT. WE HAVE FORTUNATELY BEEN BELOW NOT ONLY THE NATIONAL COST BUT BELOW THE NATIONAL GROWTH TOO, SO THAT'S ONE OF THE REASONS WE HAVE ACCUMULATED SUCH A SURPLUS BECAUSE WE HAVE BEEN GETTING THE BENEFIT OF OUR SMALL SIZE AS COMPARED TO OTHER JURISDICTIONS.

Mr. CHAMBERLIST: Now, I DISAGREE WITH THAT POINT OF VIEW. I THINK THAT THE MEDICAL PROFESSION HAS DONE MUCH TO ASSIST IN THE OBTAINING OF THIS SURPLUS BUT IT ALSO SHOWS, AND BECAUSE WE CAN AFFORD TO LOOK BACK NOW, AND WE WANTED TO MAKE SURE OVER THE FIRST TWO-YEAR PERIOD, WHAT INDEED WERE THE PROJECTED COSTS AND COULD BE THE PROJECTED COSTS FOR CONSECUTIVE YEARS THAT WE WATCHED VERY CLOSELY THE EXPENDITURES THAT WERE BEING MADE. NOW, THERE IS NO DOUBT AT ALL, THAT AS A RESULT OF THE INCREASE IN FEES FOR THE DOCTORS AND THE INCREASE IN REVENUES THAT ARE COMING IN WE ARE GOING TO BE FORTUNATE ENOUGH TO HAVE MORE DOCTORS COME INTO THE TERRITORY BECAUSE IT'S A GOOD DEAL FOR DOCTORS AND PERHAPS IT WOULD DO WHAT WE SHOULD HAVE HAD FOR SOME TIME. AND THAT IS HAVE WHO ARE PREPARED TO STATION THEMSELVES IN THE OUTLYING AREAS WHICH WOULD CUT DOWN ON THE COSTS OF EVACUATING PATIENTS TO WHITEHORSE TO RECEIVE PROPER MEDICAL TREATMENT. I'M NOT OPPOSED TO ALL THESE TYPES OF THINGS THAT CAN HAPPEN, I SIMPLY SAY THAT THE SUGGESTION THAT WE ARE GOING TO USE UP THAT \$680,000 AS SURPLUS BECAUSE OF THE DECREASE OF PREMIUMS, I SAY IS INCORRECT AND I WILL NOT BE HERE TO SAY, I TOLD YOU SO BUT IT IS INCORRECT THAT THIS IS HAPPENING AND I SAY THERE IS ROOM TO SUPPLY ADDITIONAL BENEFITS. Mr. CHAIRMAN, DURING MY PERIOD AS EXECUTIVE COMMITTEE MEMBER, I NEGOTIATED AT SOME LENGTH WITH C.U. & C. WHO HAVE

OWN ADDITIONAL INSURANCE BENEFIT PROGRAM AND I RECALL THAT IN ONE PARTICULAR AREA WE HAD COME TO A FIGURE THAT WAS FOR TWENTY-FIVE CENTS PER PERSON IN THE YUKON. FIRST WE HAD DISCUSSED ONE FIGURE OF FIFTY CENTS PER PERSON IN THE YUKON AND THEN FOR THE BASIS OF TWENTY-FIVE CENTS PER PERSON IN THE YUKON, PER MONTH THAT IS, WE COULD HAVE RECEIVED CERTAIN ADDITIONAL BENEFITS WHICH INCLUDED SOME DRUGS, AN EYE TEST, SOME CERTAIN AMOUNT OF CHIROPRACTIC TREATMENT. NOW THIS MEANT, BASED ON 20,000 PEOPLE, THIS MEANT \$5,000 A MONTH, \$60,000 A YEAR. NOW, IT WAS MY SUGGESTION THAT THE YUKON HEALTH CARE INSURANCE PLAN WOULD GUARANTEE THE PAYMENT OF THAT \$60,000 TO THE C.U. & C. AND THEY WOULD CARRY ALL THE ADMINISTRATIVE COSTS THAT WOULD COME TO BEAR AS A RESULT OF THE ADDITIONAL BENEFITS BECAUSE THEY ALREADY HAVE ALL THE DETAILED INFORMATION, THE COMPUTER AND EVERYTHING LIKE IT. NOW, I'M SAYING FOR THE SUM OF \$60,000 OR EVEN A LITTLE BIT MORE, SUPPOSING THAT FURTHER NEGOTIATIONS HAVE TO TAKE PLACE AS A RESULT OF OTHER ITEMS THAT MIGHT BE INVOLVED, THEN THE, LET'S SAY IF IT WAS ON THE BASIS OF THIRTY-FIVE CENTS, IT WOULD MEAN THAT WE ARE TALKING ABOUT A \$100,000 AND WHICH WE COULD AFFORD TO DO OUT OF THAT \$680,000 SO WE COULD GIVE ALL THESE THINGS THAT HAVE NOW BEEN SUGGESTED BY THE ADMINISTRATION PLUS THOSE ADDITIONAL EXTRA BENEFITS WHICH WOULD REALLY PUT IT INTO A GOOD PACKAGE DEAL FOR THE NEXT COUPLE OF YEARS. NOW, IT'S QUITE TRUE AS WELL AND I'M PLEASED TO SEE THAT THE COMMISSIONER HAS SHOWN IT IN THE SESSIONAL PAPER THAT THE FEDERAL GOVERNMENT HAS FOR SOME CONSIDERABLE TIME, BEEN DEALING WITH THE THOUGHT THAT MEDICAL NECESSITY SHOULD BE A NATIONAL REQUIREMENT TO TAKE CARE OF. ALTHOUGH I HAVE NOT KEPT UP TO DATE IN THE LAST SIX MONTHS WITH ANY FURTHER DEVELOPMENTS THAT HAVE TAKEN PLACE IN REGARDS TO THIS SITUATION, IT MAY WELL BE THAT WITHIN THE NEXT TWO YEARS THAT THE FEDERAL GOVERNMENT MIGHT COME UP WITH AN OVERALL COMPLETE MEDICAL PLAN AND WHICH WOULD INCLUDE HOSPITALIZATION, MEDICARE AMBULANCE SERVICES, EVERYTHING ALL WRAPPED INTO ONE. AND THE ANSWERS TO MANY OF THE PROBLEMS THAT FACE THE PUBLIC HERE IN RELATION TO MEDICAL SERVICES, ETC. WOULD BE COMPLETELY ANSWERED BUT WE CAN'T SAY THIS WILL HAPPEN FOR SURE AND THIS IS WHY, Mr. CHAIRMAN, I FEEL THAT PERHAPS WE SHOULD, WHEN DEALING WITH THE ITEMS IN THE INTERIM VOTE, JUST STATE QUITE CLEARLY THAT IT DOESN'T GO FAR ENOUGH, THAT WE FIND THE \$100,000 IN THAT PARTICULAR AREA. I JUST CAN'T HELP BUT REMARK ON SOME FIGURES THAT WERE PRESENTED IN SEPTEMBER 19, 1973, THAT IT WAS PROPOSED AT THAT TIME THAT THERE WOULD BE APPROXIMATE REVENUE OF

\$1,762,000 FOR THE YEAR 74/75 WITH AN EXCESS OF REVENUE OVER EXPENSES OF \$220,000 AND NOW WE ARE BEING TOLD THAT THE DIFFERENCE THAT IS BEING PROVIDED IS COMING OUT OF THE \$580,000. NOW, IF WE TAKE THE \$220,000 WHICH WAS EXPECTED TO BE EXCESS OF REVENUE OVER EXPENSES, WE WOULD SEE THAT THERE IS SOME DIFFERENCE IN THE FIGURES THAT WERE SUBMITTED IN SEPTEMBER AND THE PROPOSITION THAT IS COMING FORWARD TODAY. I CAN ONLY ASSUME THAT THE INFORMATION THAT WAS PROVIDED ALTOGETHER HAS NOT BEEN PROPERLY EXAMINED. THIS IS WHY I'M SUGGESTING THE REVIEW OF THE FIGURES IN THE SESSIONAL PAPER.

WHEN WE COME AGAIN TO THE MAIN ESTIMATES, THEY SHOULD BE TAKEN ANOTHER LOOK AT. I UNDERSTAND THE COMMISSIONER WANTS THIS PARTICULAR ITEM PASSED THROUGH. I WOULD SUGGEST IT BE PASSED THROUGH ONLY ON THE UNDERSTANDING THAT WE'RE NOT APPROVING THE WHOLE PROGRAM AS IS ON THE HEALTH CARE PLAN BECAUSE IT DOES NOT GO FAR ENOUGH AND WE ARE LEFT TO DISCUSS AGAIN TO SEE WHETHER IN THE YEAR TO COME, OR RATHER THE DISCUSSION OF THE ESTIMATE, WE CANNOT INCREASE THOSE PARTICULAR ITEMS TO INCREASE, OR MAKE ALLOWANCE FOR THE INCREASING OF FURTHER BENEFITS.

MR. TAYLOR: I'LL RESUME THE CHAIR AT THIS TIME.

MR. CHAIRMAN: COUNCILLOR TANNER

MR. TANNER: MR. CHAIRMAN, IF I UNDERSTAND THE MEMBER I SEE NOTHING WRONG WITH HIS SUGGESTION. IN FACT IT SEEMS LIKE A GOOD ONE. IT'S EVERYTHING WE'VE DISCUSSED WE SAID WE WILL DISCUSS AGAIN AT THE MAIN ESTIMATES.

AS I UNDERSTAND THE MEMBER, HE HAS NO OBJECTION TO US IMPLEMENTING THOSE TWO PROPOSITIONS THAT WE HAVE THERE. FROM AN ADMINISTRATIVE VIEW WHICH WOULD BE TO THE BENEFIT OF THE PUBLIC, THEN WE WILL DISCUSS ANY FURTHER SUGGESTIONS THAT COME FROM ANY MEMBERS. IS THAT --

MR. CHAMBERLIST: THAT IS WHAT I AM SAYING. THAT IT BE SUBJECT TO THE MAINS SO THAT IF MEMBERS FEEL THAT WE'RE DEALING WITH THE MAINS THAT WE INDEED COULD FIND ROOM FOR PROVIDING SOME ADDITIONAL BENEFITS IN THE PLAN ITSELF, THAT WE SHOULD EXAMINE IT IN THAT BASIS.

MR. TANNER: MR. CHAIRMAN, I THINK, JUST TO MAKE SURE THAT WE DON'T GET INTO A BIND, COULD WE PUT IT TO A MOTION, THAT WE HAVE OFFICIALLY DONE THIS PARTICULAR VOTE JUST ON THOSE TWO ITEMS SO THAT WE CAN GO AHEAD AND START BILLING IT AT THE

CHANGED PRICE.

MRS. YATSON: MR. CHAIRMAN, IF WE ACCEPT THE INTERIM SUPPLY...

MR. TANNER: MR. CHAIRMAN, FORGIVE BUT THE HONOURABLE MEMBER IS WRONG. I SPECIFICALLY AM ASKING WHETHER THE HOUSE WILL GIVE THE ADMINISTRATION THE GO AHEAD AND ONE: SEND OUT REDUCED PREMIUM NOTICES AND TWO: NOT SEND OUT NOTICES TO OLD-AGE PENSIONERS. WITH THE UNDERSTANDING THEY CAN COME BACK FOR A DISCUSSION LATER.

MR. CHAIRMAN: IS THIS THE CONCURRENCE OF COMMITTEE?

SOME HONOURABLE MEMBERS: AGREED

MR. CHAIRMAN: I WOULD NOTE FROM THE CHAIR THAT ALL MEMBERS HAVE AGREED SO THERE IS A UNANIMITY HERE AND I THINK YOU HAVE YOUR DIRECTIONS.

MR. MILLER: THAT IS CORRECT.

MR. CHAIRMAN: SO DO I TAKE IT THEN THAT THE ITEM OF DEPARTMENT OF HEALTH WELFARE AND REHABILITATION IN THE AMOUNT OF \$633,826 IS NOW CLEARED?

MR. CHAMBERLIST: THE ONLY ITEM THAT IS CLEARED WITH THAT RESPECT IS THE MATTER DEALING WITH HEALTH CARE. BECAUSE IT TAKES IN A WHOLE, THE WHOLE AREA, I WOULD SUGGEST, AND AGAIN I ASK THE SAME QUESTIONS AND HAVE MR. MILLER GIVE THE SAME ANSWERS. THIS IS WHERE, IF HE FEELS HE HAS TO THAT WERE GIVEN YESTERDAY RELATIVE TO STAFF PROGRAMS AND THE LIKE.

MR. MILLER: MR. CHAIRMAN, STAFF CHANGES IN THE BUDGET START ON PAGE 32 IN THE HEALTH SERVICES BRANCH. THERE IS AN INCREASE OF THREE BODIES. IN THE ADMINISTRATION FOR WELFARE THERE IS AN INCREASE OF TWO MAN YEARS, LODGES AND SENIOR CITIZENS HOMES THERE IS AN INCREASE OF SIX MAN YEARS, CORRECTIONS BRANCH THERE HAS BEEN AN INCREASE OF THREE MAN YEARS.

MR. TANNER: MR. CHAIRMAN TO GIVE A LITTLE FURTHER INFORMATION, AS FAR AS SOME OF THOSE INCREASES IN LODGES AND SENIOR CITIZENS HOMES WON'T TAKE EFFECT UNTIL THOSE VARIOUS LODGES AND HOMES ARE ADAPTED AND THEY HAVEN'T BEEN DONE YET. DID YOU MENTION THE CORRECTIONS BRANCH TOO? THERE ARE THREE THERE TOO.

MR. CHAMBERLIST: WHEN WE SAY THE HEALTH SERVICES BRANCH, WHAT ARE WE INCLUDING IN THE HEALTH SERVICES BRANCH?

MR. MILLER: MR. CHAIRMAN, WE ARE INCLUDING THE ADMINISTRATOR OF HEALTH SERVICES WHO LOOKS AFTER THE YUKON HOSPITAL INSURANCE PLAN AND THE YUKON HEALTH CARE INSURANCE PLAN.

MR. CHAMBERLIST: WHEN WE ARE DEALING WITH THIS PARTICULAR STAFF, THEY ARE ALL STAFF THAT ARE TERRITORIAL GOVERNMENT STAFF? NOT IN ANY WAY CONNECTED WITH THE NATIONAL HEALTH AND WELFARE.

MR. MILLER: THAT IS CORRECT.

MR. CHAMBERLIST: ARE THERE ANY PROGRAMS THAT ARE DEVELOPING FROM THE ADDITIONAL MONEY THAT IS BEING ASKED FOR?

MR. TANNER: IN WHAT PARTICULAR THEORY?

MR. CHAMBERLIST: I'M JUST ASKING BECAUSE I DON'T WANT TO GIVE AN ABSOLUTE EXAMINATION. I JUST WANT A GENERAL ANSWER.

MR. TANNER: YES, MR. CHAIRMAN, THERE IS AS FAR AS THE HEALTH DEPARTMENT IS CONCERNED, THERE ARE TWO NEW HEALTH STATIONS WHICH I THINK ARE NOTED ON --

MRS. WATSON: ---THAT IS NOT A NEW PROGRAM

MR. TANNER: NO. WE ASSUMED MORE STAFF IF THAT IS WHAT THE HONOURABLE MEMBER HAS. NO I DON'T THINK THERE ARE ANY OTHER PROGRAMS, THAT I CAN THINK OF IMMEDIATELY.

MR. CHAMBERLIST: WHEN WE TALK ABOUT STAFF, ABOUT THE HEALTH STATIONS, THIS DEALS WITH A COST-SHARING WITH THE DEPARTMENT OF NATIONAL HEALTH AND WELFARE. AGAIN, DURING THE MAIN ESTIMATES, I WANT TO GO ON THE ATTACK AGAIN BECAUSE I FEEL THAT I'VE EXPRESSED MYSELF QUITE OFTEN THAT WE ARE NOT HAVING SUFFICIENT INPUT IN THE EXPENDITURES OF THESE FUNDS THAT WE PROVIDE AND ARE BEING SPENT WITHOUT OUR FULL DIRECTION BY THE DEPARTMENT OF NATIONAL HEALTH AND WELFARE. I WANT THEREFORE, TO HAVE SOME ASSURANCE ALTHOUGH WE HAVE AGREED TO THE MEDICARE PLAN SIDE OF THE AREA, THAT ACCEPTANCE OF THIS ITEM IN TOTAL, THAT IS 1/12 WILL NOT IN ANY WAY BE INTERPRETED AS AN AGREEMENT FROM COUNCIL THAT WE HAVE AGREED WITH THE WHOLE OF THE HEALTH AND WELFARE BUDGET.

MR. TANNER: MR. CHAIRMAN THAT POSITION HAS BEEN MADE VERY CLEAR AND WE'RE NOT RETRACTING THAT AT ALL AND WE AGREE WITH WHAT THE HONOURABLE MEMBER SAID AND THE ONLY REASON THAT I SPECIFICALLY ASKED FOR PERMISSION ON THE TWO SPECIFIC ITEMS IS TO MAKE IT VERY CLEAR THAT NOTHING ELSE WAS AFFECTED.

MR. CHAMBERLIST: THANK YOU.

MR. CHAIRMAN: ARE WE CLEAR THEN ON THE ITEM, HEALTH WELFARE AND REHABILITATION? WE'LL STAND COMMITTEE DOWN AND RECESS UNTIL 2:00 THIS AFTERNOON.

RECESS

MR. CHAIRMAN: AT THIS TIME I WILL CALL COMMITTEE BACK TO ORDER AND WE ARE DISCUSSING BILL #1 AND WE HAVE ONE FINAL ITEM TO DEAL WITH AND THAT IS THE DEPARTMENT OF LEGAL AFFAIRS IN THE AMOUNT OF \$116,389.

MR. CHAMBERLIST: MR. CHAIRMAN, IT WAS MY INTENTION OF ASKING SOME QUESTIONS OF MR. FINGLAND. I SAW MR. FINGLAND IN THE HALL ON MY WAY TO LUNCH AND FEELING AS NAUSEATED AS I DID AT THE TIME, AND THE NAUSEA HADN'T GONE, I'VE DECIDED NOT TO ASK HIM ANY QUESTIONS. ONCE DURING THE MAIN ESTIMATES WILL BE ENOUGH FOR ME.

MR. CHAIRMAN: ARE YOU CLEAR ON THIS ITEM? WHICH GIVES US A TOTAL OF \$5,071,909.

MR. CHAMBERLIST: I HAVE A COUPLE OF GENERAL QUESTIONS, MR. CHAIRMAN, TO ASK OF MR. MILLER. THERE WAS A STUDY THAT WAS MADE DURING LAST YEAR WHICH WAS NOT AUTHORIZED BY COUNCIL, THAT IS AN AGRICULTURAL STUDY AND THE COST WAS \$42,000. WHERE WAS THE MONEY COMING FROM FOR THAT AND WHERE DID THE AUTHORITY COME FROM TO SPEND THAT MONEY?

MR. MILLER: MR. CHAIRMAN, THE AGRICULTURAL STUDY IS BEING FUNDED OUT OF VOTE 1, ESTABLISHMENT 120 - PROFESSIONAL AND SPECIAL SERVICES.

MR. CHAMBERLIST: HOW MUCH MONEY IS IN THAT?

MR. MILLER: MR. (INTERRUPTION)

MR. CHAMBERLIST: THE AMOUNT OF MONEY THERE IS \$36,000. HOW MUCH OF IT HAS BEEN SPENT AND IS IT PROPOSED TO GET SUPPLEMENTARY TO MEET THAT PARTICULAR AREA?

Mr. MILLER: Mr. CHAIRMAN, A PORTION OF THE FUNDS FOR THE AGRICULTURAL STUDY WILL BE SPENT IN THE 1973/74 FISCAL YEAR. THE BALANCE OF THE FUNDS WILL BE SPENT IN 74/75 FISCAL YEAR. TO MY KNOWLEDGE THIS, WELL I'LL REPHRASE THAT, THERE IS NO REQUIREMENT FOR A SUPPLEMENT IN THE 1973/74 AND BASED ON FIGURES THAT I HAVE AVAILABLE AT THE MOMENT, THERE WILL BE NO NEED FOR ONE IN 1974/75.

Mr. CHAMBERLIST: WHAT I'M ATTEMPTING TO OBTAIN FROM Mr. MILLER, Mr. CHAIRMAN, IS, WAS THERE ANY SPECIFIC AUTHORITY GIVEN FOR AN AGRICULTURAL STUDY AND FOR THE EXPENDITURE OF \$42,000 WHICH IS OVER THE AMOUNT THAT IS IN THE WHOLE OF THAT VOTE FOR PROFESSIONAL SERVICES.

Mr. MILLER: Mr. CHAIRMAN, THE AUTHORITY TO UNDERTAKE THE STUDY WAS GIVEN BY THE EXECUTIVE COMMITTEE AND AT THE TIME IT WAS REALIZED THE STUDY WOULD BE FUNDED OVER TWO YEARS OUT OF TWO-YEAR'S FUNDS PROVIDED FOR IN THE BUDGET.

Mr. CHAMBERLIST: HAS THERE BEEN ANY AGREEMENT FROM THIS COUNCIL THAT THERE SHOULD BE EXPENDED FUNDS FOR AN AGRICULTURAL STUDY?

Mr. CHAIRMAN: Mrs. WATSON.

Mrs. WATSON: Mr. CHAIRMAN, MAYBE I CAN ANSWER THAT QUESTION. THAT WAS A DECISION OF THE EXECUTIVE COMMITTEE AND THAT DECISION WAS MADE WHILE THE HONOURABLE MEMBER WAS A MEMBER OF THE EXECUTIVE COMMITTEE.

Mr. CHAMBERLIST: THAT IS A DAMN LIE!

Mr. CHAIRMAN: ORDER, PLEASE.

Mr. CHAMBERLIST: NOW YOU BRING FORWARD THE RECOMMENDATION.

Mr. CHAIRMAN: ORDER PLEASE. ORDER, I WONDER IF WE COULD KEEP OUR LANGUAGE AND OUR TEMPER JUST A LITTLE COOL.

Mr. CHAMBERLIST: THAT IS ABSOLUTE AND DELIBERATE UNTRUTH, Mr. CHAIRMAN. NOW, IT'S ALRIGHT FOR THE HONOURABLE MEMBER TO SAY, TO COVER UP THAT CERTAIN THINGS TOOK PLACE DURING THE TIME THAT I WAS A MEMBER OF THE EXECUTIVE COMMITTEE, I HAVE BEEN OFF THE EXECUTIVE COMMITTEE FOR SIX MONTHS. THE ONLY ANNOUNCEMENT THAT WAS MADE ABOUT AN AGRICULTURAL STUDY WAS MADE JUST A SHORT TIME AGO. ON JANUARY 29TH A LETHBRIDGE, ALBERTA CONSULTING FIRM HAD BEEN COMMISSIONED BY THE

YUKON TERRITORIAL GOVERNMENT TO CARRY OUT AN AGRICULTURAL STUDY IN THE YUKON. COST OF THE STUDY IS \$42,000. THE FIRM OF R.W. PEAKE AND ASSOCIATES LTD., INTERNATIONAL AGRICULTURAL CONSULTANTS OF LETHBRIDGE WILL BEGIN THE STUDY IMMEDIATELY. IT IS TO BE COMPLETED BY SEPTEMBER 1974. NOW, I WOULD LIKE, Mr. CHAIRMAN, THE MEMBER FOR CARMACKS-KLUANE TO BRING FORTH THE NOTES ON ANY EXECUTIVE COMMITTEE THAT I WAS ON THAT INDICATED THERE WAS AUTHORITY GIVEN FOR AN AGRICULTURAL STUDY TO BE CARRIED OUT. I'M JUST ASKING WHY WASN'T IT BROUGHT BEFORE THIS COUNCIL BECAUSE ONCE AGAIN, TERRITORIAL FUNDS ARE BEING ABUSED BY THIS EXECUTIVE COMMITTEE MADE UP OF CONNOISSEURS, TWO ELECTED PEOPLE CONDUCTING THEMSELVES IN A MANNER THAT THEY ARE, ON AN EXECUTIVE COMMITTEE WITH THREE UNTOUCHABLES, SPENDING THE MONEY OF THE YUKON TERRITORY WITHOUT ANY CONSIDERATION TO THE ELECTED PEOPLE WHO HAVE GOT A FUNCTION TO PERFORM IN MAKING SURE THAT THE ADVICE ON THE EXPENDITURE OF MONEY IS GIVEN THROUGH THIS HOUSE. AND I DON'T CARE WHATEVER, IF PEOPLE SAY THAT THEY ARE ON THE ELECTED COMMITTEE, I JUST PLEAD THE PEOPLE OF CARMACKS-KLUANE CONSTITUENCY AND WHITEHORSE NORTH, WHEN THE TIME COMES ALONG THEY EVER WANT TO RUN FOR OFFICE, EVEN A DOG CATCHER, OR ANYTHING THEY SHOULD BE GIVEN THE TREATMENT THEY RICHLY DESERVE AND THAT IS TO DISCARD THEM AND PUT THEM IN THE RUBBISH CAN WHERE THEY BELONG. ATTEMPTING TO SPEND MONEY THEY HAVEN'T THE RIGHT TO SPEND AND THEN TRY TO COME INTO THIS COUNCIL CHAMBERS AND BACK UP THE EXPENDITURE OF FUNDS THEY HAVE NO RIGHT TO SPEND.

Mr. CHAIRMAN: Mr. TANNER.

Mr. TANNER: Mr. CHAIRMAN, THE VOTE FOR TWO YEARS 73/74, 74/75, THE TOTAL COMES TO \$72,000. THE AGRICULTURAL STUDY SPANS BOTH OF THOSE YEARS. SO THE FUNDS ARE THERE. THE OTHER STUDIES THAT WERE UNDERTAKEN WERE THE WELFARE STUDY, THE ELECTRICAL RATE EQUALIZATION STUDY, ONE COST \$8,000 THE OTHER COST \$3,000 SO THAT AMPLE FUNDS ARE THERE, Mr. CHAIRMAN, FOR THE AGRICULTURAL STUDY. NOW, THE HONOURABLE MEMBER'S POINT ABOUT WHETHER OR NOT THE DECISION WAS MADE OR BROUGHT TO THIS COUNCIL, SURELY THE AUTHORITY IS GIVEN WHEN THE VOTE IS PASSED IN 74/75 FOR PROFESSIONAL AND SPECIAL SERVICES. IT'S FOR THOSE STUDIES, THAT IS THE AUTHORITY. NOW, WHETHER COUNCIL HAS GOT AN ARGUMENT AS TO WHETHER THE EXECUTIVE COMMITTEE SHOULD HAVE GONE AHEAD AND MADE THE DECISION IN THAT PARTICULAR STUDY, THEN THE HONOURABLE MEMBER HAS A POINT. BUT, AS FAR AS THE FUNDS ARE CONCERNED, THEY ARE AVAILABLE AND AS FAR AS THE AUTHORITY TO SPEND THE FUNDS, THAT

WAS DONE IN THE 73/74 VOTE. THAT'S MY OPINION, MR. CHAIRMAN.

MR. CHAMBERLIST: I HAVE ALSO ASKED FOR INFORMATION TO BE GIVEN ON THAT; NOT ONLY NOW THAT WE HAVE THE PRICE OF THE COST OF THE WORK THAT'S BEING DONE BY A BUSINESS CONSULTANT MANAGEMENT FIRM FOR THE DEPARTMENT OF WELFARE, TO ALSO BRING IN THE EXPENSES THAT WERE INVOLVED, NOT JUST THE \$8,000 WHICH WAS THE FEE AND THAT HASN'T BEEN FORTHCOMING YET.

MR. TANNER: MR. CHAIRMAN, THERE IS EITHER A LEGISLATIVE RETURN, I THINK IT'S A LEGISLATIVE RETURN ON THE \$8,000 AND THERE IS A NOTATION ON THE BOTTOM OF IT SAYING THAT AS SOON AS WE GET THE EXPENSES THEY WILL BE PRESENTED TO COUNCIL. THERE IS NO PROBLEM IN THAT.

MR. CHAMBERLIST: THE PROBLEM IS THAT WE DON'T KNOW HOW MUCH IS SPENT OUT OF IT BECAUSE IF THAT \$36,000 IS INCLUDED, IT MEANS IT'S JUST LIKE THAT COVERALL OF SAYING ONE DOLLAR AND THEN SPENDING FIFTEEN MILLION DOLLARS BASED ON THE FACT THAT THE DOLLAR APPROPRIATION IS BEING PUT IN,

MY CONCERN IS SHOWING ONCE AGAIN HOW INEFFICIENT AND INEFFECTUAL IS THE GOVERNMENT OF THE YUKON TERRITORY OPERATING NOW BY PROCEEDING TO SPEND MONEY THAT'S NOT THEIRS. WITHOUT THE AUTHORITY OF THE ELECTED PEOPLE WHO HAVE THE RESPONSIBILITY TO ANSWER TO THE PUBLIC. JAMES SMITH OR MERV MILLER OR FRANK FINGLAND, THEY DON'T HAVE TO ANSWER TO THE PUBLIC. NOT AT ALL, NOT IN ANY WAY. THEY SIT BACK WHILE THE ELECTED MEMBERS TAKE THE RESPONSIBILITY; LIKE A MEMBER STOOD UP THE OTHER DAY AND SAID "I WILL ACCEPT THE RESPONSIBILITY OF GOING AHEAD AND SPENDING \$200,000 ON STUDIES." IT'S ALRIGHT FOR HER TO SAY THAT SHE WILL ACCEPT THE RESPONSIBILITY OF SPENDING \$200,000 BUT THE \$200,000 DOESN'T COME OUT OF HER POCKET. IT COMES OUT OF THE POCKETS OF THE PEOPLE OF THE TERRITORY AND IT IS ABOUT TIME THE PEOPLE SHOULD START GETTING TO KNOW THAT THE WHOLE IDEA OF APPOINTED PEOPLE TO DEAL WITH OUR EXPENDITURE, IT'S TIME THEY TOOK IT UPON THEMSELVES AND ASK THE PEOPLE. AS GOOD CANADIANS SHOULD SAY QUITE CLEARLY, "I SHOULD NOT HAVE TO BE PLACED IN THE POSITION OF HAVING TO ASK IN THIS MANNER." THAT ONLY ELECTED PEOPLE SHOULD ACT IN THIS WAY. BUT OBVIOUSLY THE PROTECTION OF THEIR JOBS AND THE FACT THAT THEY CAN STAND UP AND LAUGH AT THE PUBLIC WHILE ELECTED PEOPLE ARE TAKING THE BRUNT OF EVERYTHING THAT HAPPENS IN GOVERNMENT IN THE YUKON. THIS IS THE THING THAT ANNOYS ME, AND THE PEOPLE

WHO SHOULD BASICALLY STAND UP AND SAY "WE'RE UNHAPPY WITH THE SITUATION AND WE WON'T DO THESE THINGS." THEY LAUGH AT THAT AND TRY AND USE THEIR POSITIONS TO CULTIVATE IN THE EYES OF THE PUBLIC THAT THEY ARE TAKING THE RESPONSIBILITY, A RESPONSIBILITY THAT THEY HAVEN'T GOT BECAUSE THE YUKON ACT DOESN'T GIVE IT TO THEM. I ASK THIS PARTICULAR QUESTION BECAUSE IT SHOWS ONCE MORE THE DISREGARD THAT THE COMMISSIONER AND HIS CRONIES HAVE FOR THE PEOPLE OF THE YUKON. THAT IS THE ONLY POINT I WANT TO SAY ONCE AGAIN, A FALSE EXPENDITURE.

NOW, MAY I GO ON TO ANOTHER QUESTION WHICH IS A GENERAL QUESTION. IT'S BEEN PUBLICIZED THAT THE COMMISSIONER HAS PROMISED THE CITY OF WHITEHORSE TO GIVE THEM 90% OF ANY CAPITALIZATION THAT THEY WOULD REQUIRE IN PARTICULAR AREAS ON A COST-SHARING BASIS AND THEY WOULD PAY 10%. I WANT TO KNOW WHY AND PERHAPS MR. MILLER CAN INDICATE THIS, MR. CHAIRMAN. HAS THERE BEEN ANY MATTER BROUGHT FORWARD TO THE TERRITORIAL GOVERNMENT? IS IT IN THE MAINS? ON WHAT BASIS IS THAT 90%? DOES THE TAXPAYER OF THE YUKON TERRITORY HAVE TO PAY FOR IT OR IS IT THE 90% FUNDED FROM THE FEDERAL GOVERNMENT?

MR. MILLER: MR. CHAIRMAN, \$1,500,000 IS IN THE MAIN ESTIMATES. IT IS MONEY THAT WE RECEIVED FROM OTTAWA ON OUR CAPITAL LOANS AND THE TERMS AND CONDITIONS OF THAT MONEY COVER 90% OF THE MAJOR CAPITAL COSTS OF THE WATER AND SEWER FACILITIES.

MR. CHAMBERLIST: WHAT I AM ASKING IS WHETHER THESE FUNDS, THIS 90% OR THIS \$1,500,000 IS FEDERAL MONEY BEING GIVEN TO THE GOVERNMENT OF THE YUKON TERRITORY TO TRANSFER TO THE MUNICIPALITY OF WHITEHORSE OR IS IT JUST A STRAIGHT LOAN THAT THE TERRITORIAL GOVERNMENT HAS TO PAY \$1,500,000, I THINK MR. MILLER HAD SAID, WHETHER THE TAXPAYER OF THE YUKON HAS TO PAY FOR THIS? BECAUSE IT WOULD APPEAR TO ME THAT IF THIS ISN'T THE CASE, THE TAXPAYER OF THE CITY OF WHITEHORSE WHO MAKES UP THE MAJORITY OF THE TAXPAYERS OF THE YUKON, ARE GOING TO BE DOUBLY TAXED. THE TAXPAYERS WOULD HAVE TO COME FORWARD TO PAY AND RETURN THAT \$1,500,000 PLUS THE INTEREST. PLUS THE FACT THAT THEY ALSO HAVE TO RAISE THE REST OF THE MONEY THEMSELVES. SO IT MEANS THAT IN FACT THE CITY OF WHITEHORSE TAXPAYER, IN ANY EVENT, IS GOING TO FINISH UP WITH PAYING ALMOST ALL OF IT AND NOT APPEARING TO BE A 90% - 10% SPLIT. NOW I WANT SOME ELABORATION AS TO WHETHER IN FACT THAT \$1,500,000 IS 100% REFUNDABLE OR IF IT IS GOING

TO BE THAT THE TERRITORIAL TAXPAYER HAS TO RAISE THE MONEY TO PAY BACK THAT MONEY TO THE FEDERAL DEPARTMENT.

MR. MILLER: MR. CHAIRMAN, THIS MONEY IS INCLUDED IN OUR FINANCIAL AGREEMENT AS PROJECT CAPITAL LOAN MONEY, MADE TO THE TERRITORY IN WHICH THE FEDERAL GOVERNMENT GIVES US THE MONEY TO PAY BACK THE AMOUNT OF THE LOAN TO THE FEDERAL GOVERNMENT SO THERE IS NO TAXES, THERE IS NO MONEY COMING OUT OF THE CONSOLIDATED REVENUE FUND TO PAY FOR THIS.

MR. CHAMBERLIST: SO THEN IT IS QUITE CLEAR WITHOUT GETTING INTO TECHNICAL--THAT'S WHY I REFER TO MR. MILLER AS THE TECHNOCRAT OF THE FIVE. AS YOU KNOW I REFER TO THE COMMISSIONER AS THE AUTOCRAT, FINGLAND AS THE BUREAUCRAT, MR. MILLER AS A TECHNOCRAT AND THE TWO PUSSY CATS THAT ARE SITTING HERE, NOW I MAKE THIS PARTICULAR REFERENCE - - -

MRS. WATSON: POINT OF PRIVILEGE.

MR. CHAIRMAN: ORDER PLEASE.

MR. CHAMBERLIST: POINT OF PRIVILEGE GO AHEAD.

MRS. WATSON: I THINK THE HONOURABLE MEMBER SHOULD APOLOGIZE TO THE PEOPLE.

MR. CHAMBERLIST: APOLOGIZE, MY EYE. YOU'RE WORST THAN THAT.

MR. CHAIRMAN: ORDER PLEASE.

MRS. WATSON: POINT OF PRIVILEGE, I INSIST THAT HE DOES.

MR. CHAMBERLIST: WELL YOU CAN DIE BEFORE I APOLOGIZE TO YOU.

MRS. WATSON: POINT OF PRIVILEGE.

MR. CHAIRMAN: MAY I HAVE ORDER PLEASE IN THIS HOUSE. WOULD THE MEMBERS KINDLY BE SEATED.

MRS. WATSON: POINT OF PRIVILEGE. THIS HONOURABLE MEMBER - -

MR. CHAIRMAN: I'VE ASKED THAT THE MEMBERS TAKE THEIR SEATS. I DO NOT WISH TO HAVE THE UNFORTUNATE RESPONSIBILITY OF NAMING A MEMBER OF THE HOUSE.

NOW IT SEEMS THAT AS TEMPER ARE STARTING TO

ROLL ONCE AGAIN IN THIS COMMITTEE, IT'S DOING THE MEMBERS NO GOOD, IT'S DOING THE COMMITTEE NO GOOD. IT'S TAKEN IN THE PUBLIC EYE AS A DISGRACE, WHICH IT IS. I AM WONDERING IF THE MEMBERS COULD KIND OF COOL THEIR TEMPER AGAIN IN DEBATE, ALL MEMBERS AND KIND OF SUBDUED THEIR FEELINGS AND WE COULD REFRAIN FROM ALL THIS JUMPING UP AND DOWN, AND POINTS OF ORDER AND THIS TYPE OF THING. SO FAR - -

MRS. WATSON: POINT OF ORDER, I DON'T THINK I HAVE BEEN JUMPING UP AND DOWN. THERE'S ONLY BEEN ONE PERSON WHO HAS BEEN SPEAKING ALL DAY.

MR. CHAIRMAN: ORDER, ORDER PLEASE. IF MEMBERS PERSIST, IT IS USUALLY THE DUTY OF THE CHAIRMAN TO NAME THE MEMBER, AND IF IT IS NECESSARY TO NAME THE MEMBER, IT IS THE DUTY OF THE SPEAKER TO DEAL UPON THE REPORT OF THE CHAIRMAN OF COMMITTEE, WITH THE MATTER AND I WOULD HOPE THAT WE WOULD NOT HAVE TO GO TO THAT EXTENT IN THIS CASE. I THINK THAT THE COOLING OF TEMPER, I KNOW THERE IS A GREAT PERSONALITY CONFLICT HERE, BUT THERE HAS TO BE AN END TO THIS SOMETIME AND WE ARE GETTING NOWHERE. IN RESPECT OF THE POINT OF PRIVILEGE RAISED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE, I DO NOT FEEL THAT A REFERENCE TO A BUREAUCRAT, AND AUTOCRAT OR A TECHNOCRAT CAN BE CONSIDERED A BREACH OF A MEMBER'S PRIVILEGE OR A BREACH OF PARLIAMENTARY LANGUAGE IN THE HOUSE. THESE ARE TERMS AND TERMINOLOGIES THAT HAVE BEEN USED BY MANY MEMBERS, INCLUDING MYSELF, FROM TIME TO TIME. HOWEVER, I WOULD CAUTION THE MEMBERS TO ONCE AGAIN, KEEP THEIR LANGUAGE PARLIAMENTARY, KEEP THEIR TEMPER UNDER CONTROL IF AT ALL POSSIBLE AND WE CAN AVOID THIS UNNECESSARY BACK AND FORTH AND UP AND DOWN.

MR. CHAIRMAN: COUNCILLOR CHAMBERLIST WOULD YOU CONTINUE.

MR. CHAMBERLIST: THANK YOU, MR. CHAIRMAN, I'LL TRY TO DO THAT. MR. CHAIRMAN, WHAT I'M CONCERNED ABOUT IS OBTAINING A STRAIGHT ANSWER WITHOUT ANY TRIMMINGS AND WHAT I WANT TO KNOW IS WHETHER THIS 90% IS 100% REFUNDABLE AT NO CHARGE TO THE TAXPAYERS OF THE YUKON. THAT IS WHAT I WANT TO KNOW. IT'S EITHER YES OR NO, WITHOUT QUALIFICATION.

MR. MILLER: MR. CHAIRMAN, THIS WILL NOT, UNDER OUR CURRENT FINANCIAL AGREEMENT, COST THE TAXPAYERS OF THE CITY OF WHITEHORSE OR OF THE TERRITORY ANY MONEY.

MR. CHAMBERLIST: MR. CHAIRMAN, WHEN MR. MILLER SAYS, NOT UNDER OUR CURRENT AGREEMENT, AT ANY TIME WILL IT COST US ANY MONEY?

MR. MILLER: MR. CHAIRMAN, I CAN'T SPEAK FOR THE FUTURE. I CAN ONLY SAY THAT UNDER OUR EXISTING FINANCIAL ARRANGEMENTS, IT WILL NOT COST THE TAXPAYERS OF THE YUKON ANY MONEY.

MR. CHAMBERLIST: MR. CHAIRMAN, THIS IS A QUESTION TO MR. COMMISSIONER. WOULD MR. COMMISSIONER INDICATE WHY HE WOULD PUBLICISE THIS STATEMENT WHICH IS INCORPORATED WITHIN THE BUDGET PRIOR TO THE BUDGET BEING DEALT WITH BY THIS COUNCIL, WHETHER THE MONEY IS LOAN MONEY AND BEING FUNDED 100% BY THE FEDERAL GOVERNMENT OR NOT, IT IS A BUDGETARY ITEM. WOULD THE COMMISSIONER INDICATE WHERE HE FEELS HE HAS THE RIGHT TO DISCUSS ANY ITEM IN THE BUDGET WITHOUT THE BUDGET FIRST BEING DEALT WITH BY THE TERRITORIAL COUNCIL?

MR. CHAIRMAN: I DON'T KNOW HOW TO TAKE THAT QUESTION. THE COMMISSIONER MAY ANSWER IT, IF HE SO PLEASES.

MR. MCKINNON: MR. CHAIRMAN, I'M VERY HAPPY OF COURSE TO SEE IN THE HOUSE, 2612 IN THE BUDGET BECAUSE I HAVE SPOKEN LONG AND HARD ABOUT HOW I FIGHT THAT THE MUNICIPALITY SHOULD BE GETTING MORE HELP. AND JUST HAVING BEEN DOWN AT CITY HALL TODAY AND IN WITNESS OF HIS WORSHIP, THE MAYOR HAVING PAID MY TAXES FOR LAST YEAR WHICH WAS HARD ENOUGH TO DO. I AM EXTREMELY HAPPY TO SEE THAT THE MUNICIPALITIES ARE GOING TO BE TREATED WITH THE CONSIDERATION THEY DESERVE. I HAD GREAT DIFFICULTY, NOT IN THE FUNDING, I HAD GREAT DIFFICULTY IN LISTENING TO THE DEBATE IN THE MUNICIPAL COUNCIL CHAMBER OF THE NEW POLICY THAT HAD COME FROM THE TERRITORIAL GOVERNMENT OF WHICH I THOUGHT I WAS STILL A PART, AS TO THE NEW METHOD OF CAPITAL FUNDING. THE WHOLE BUDGET OF THE MUNICIPALITY OF THE CITY OF WHITEHORSE WENT ON THE PRINCIPAL OF THE 90-10 FORMULA WHICH I KNEW NOTHING ABOUT AND HAD NOT BEEN INFORMED OF, WAS GOING TO BE INCORPORATED BY THIS COUNCIL.

SO WHAT ACTUALLY HAS HAPPENED IS THAT POLICY HAS BEEN SET AND MONEY APPROPRIATED FOR THE POLICY BEFORE THAT POLICY: 1. WAS BROUGHT BEFORE THIS HOUSE, APPROVED BY THIS HOUSE AND: 2. BEFORE THE MONEY WAS APPROPRIATED BY THIS HOUSE. I AGREE WITH THE HONOURABLE MEMBER FOR WHITEHORSE EAST. HE IS MAKING A POINT OVER AND OVER AGAIN, BUT THIS POINT IS VALID. THERE ARE POLICIES THAT SHOULD BE MADE BY THE LEGISLATIVE COUNCIL

OF THE YUKON TERRITORY THAT ARE A FACT ACCOMPLISHED LONG BEFORE THEY COME TO THIS HOUSE AND WE'RE JUST LIKE A BUNCH OF FOOLS. WE JUST HAVE TO COME HERE AND SAY EITHER WE REJECT A POLICY OR RUBBER STAMP THE BUDGET. AND IT'S WRONG MR. COMMISSIONER, MEMBERS OF COUNCIL, IT'S WRONG AND THAT'S THE POINT THE HONOURABLE MEMBER IS GETTING AT. PERHAPS HE'S MAKING IT SO OFTEN, YOU'RE NOT HEARING ANY LONGER. I'M JUST MAKING THE POINT ONCE. BUT THE POINT IS VALID AND THAT'S WHAT WE'D LIKE MR. COMMISSIONER TO COMMENT ON.

MR. CHAIRMAN: MR. COMMISSIONER.

MR. COMMISSIONER: I HAVE NO CONTRARY COMMENT TO MAKE CONCERNING THE POINT THAT THE HONOURABLE MEMBER IS MAKING. I'M SIMPLY SAYING THIS TO YOU THAT THE IMPLEMENTATION OF ANY OF THESE THINGS IS DEPENDENT UPON THE MONEY BEING VOTED BY THE TERRITORIAL COUNCIL.

MR. CHAMBERLIST: MR. CHAIRMAN, WE ARE AWARE OF THIS. THE QUESTION THAT I'M ASKING IS WHY AS THE CHIEF EXECUTIVE OFFICER IN CHARGE OF THE ADMINISTRATION OF THIS GOVERNMENT, HAVE YOU THE GALL TO PUBLICLY SAY WHAT THE EXPENDITURES ARE GOING TO BE BEFORE THAT MONEY COMES BEFORE THE DISCUSSIONS ON THAT MONEY OR THE BUDGET ITSELF IS PLACED BEFORE THIS HOUSE? THIS IS THE THING THAT ANNOYS ME. ONCE MORE I SAY, THIS IS WHERE THE USEFULNESS OF YOU AS COMMISSIONER HAS ENDED BECAUSE YOU NO LONGER CARE ABOUT THE TERRITORIAL COUNCIL.

MR. CHAIRMAN: I WONDER IF YOU WOULD KINDLY DIRECT YOUR REMARKS TO THE CHAIR.

MR. CHAMBERLIST: YES, MR. CHAIRMAN, I'M SORRY, IT'S TO THE CHAIR. BUT THIS IS WHY THE COMMISSIONER DOESN'T APPEAR TO CARE ANY MORE. HE IS NOW SAYING REALLY - I DON'T CARE WHAT THE TERRITORIAL COUNCIL DECIDES, YOU KNOW, HERE IS A PROGRAM, IT'S GOT TO BE PASSED. AND THEN WITH A MAJORITY OF PEOPLE, WHO ARE GOING TO INSIST ON IT BEING PASSED, IT'S GOING TO BE PASSED. BUT I'VE ALWAYS SAID IT'S BEEN WRONG, EVEN WHEN I WAS DEALING IN EXECUTIVE COMMITTEE MYSELF, MY INSISTANCE ON MAKING SURE THAT TERRITORIAL COUNCIL BECOME AWARE OF WHAT THE EXPENDITURES ARE FOR. THERE HAVE BEEN SUGGESTIONS OF LEAKS OUT OF THE TERRITORIAL GOVERNMENT AND ENQUIRIES MADE AND A SECURITY OFFICER MAINTAINED AND WHERE DO THE LEAKS COME FROM? THE COMMISSIONER'S OFFICE, WHO GOES AND TELLS EVERYBODY. YOU KNOW, THIS IS IN CONFIDENCE,

TELL ONLY 25 TYPE OF THING. THIS IS THE THING THAT WE HAVE TO BE CAREFUL OF FOR THE FUTURE. AND AS I SAY, THE USEFULNESS, MR. CHAIRMAN, OF THE COMMISSIONER IS GONE. HE SHOULD RECOGNIZE IT, BUT HE IS NOT FULFILLING HIS PROPER FUNCTION AND THIS IS WHY I RAISE THIS PARTICULAR POINT.

MR. TANNER: MR. CHAIRMAN, I THINK SOME HONOURABLE MEMBERS ARE MAKING A REASONABLE POINT. BUT SURELY WE'VE GONE A LONG WAY FROM WHAT IT WAS THREE YEARS AGO WHEN THEY DID THOSE THINGS BY THEMSELVES WITHOUT INPUT FROM ELECTED REPRESENTATIVES. SURELY, EVERY MEMBER REALIZES AND THE BLAME SHOULD BE ATTRIBUTED TO THOSE WHO ARE ALSO RESPONSIBLE. SURELY, EVERY MEMBER REALIZES THAT NONE OF THOSE THINGS ARE DONE WITHOUT CONSULTATION WITH THE EXECUTIVE COMMITTEE. SO, YOU KNOW, IT'S ALL VERY WELL FOR THE HONOURABLE MEMBER TO KEEP LAYING IT ON THE COMMISSIONER, BUT IT'S EQUALLY THE RESPONSIBILITY IS EQUALLY TRUE OF THE OTHER TWO MEMBERS THAT ARE ON THE EXECUTIVE COMMITTEE. IT'S THE SAME AS IT WAS WHEN YOU WERE ON THE EXECUTIVE COMMITTEE. YOU KNOW FULL WELL, MR. CHAMBERLIST.

MR. CHAIRMAN: I AM WONDERING IF YOU COULD KEEP YOUR REMARKS ADDRESSED TO THE CHAIR.

MR. TANNER: I BEG YOUR PARDON, MR. CHAIRMAN. COUNCILLOR CHAMBERLIST KNOWS FULL WELL THAT WHEN HE WAS ON EXECUTIVE COMMITTEE THE COMMISSIONER DID CONSULT WITH THEM. THERE ARE OCCASIONS AND IF YOU QUESTION WHETHER OR NOT WE EXERCISE THE RIGHT DECISION, THAT'S FAIR ENOUGH. BUT THERE ARE OCCASIONS WHEN YOU HAVE TO MAKE A DECISION WHICH YOU ARE UNABLE TO BRING TO THE HOUSE IMMEDIATELY. THE COMMISSIONER IS RIGHT IN SO FAR AS HE SAYS, IT'S IN THE BUDGET AND YOU SHOULD TURN IT DOWN IF IT'S WRONG.

THE FACT IS THAT THE MAJORITY OF MEMBERS ON THIS COUNCIL ELECTED TWO OF THEIR MEMBERS TO SIT ON THE EXECUTIVE COMMITTEE AND THOSE MEMBERS WERE CONSULTED JUST THE SAME AS WHEN THE HONOURABLE MEMBER SAT ON EXECUTIVE COMMITTEE HIMSELF.

MR. CHAMBERLIST: MR. CHAIRMAN, I DO NOT ARGUE AGAINST THE POINT OF EXECUTIVE COMMITTEE BEING CONSULTED AND KNOWING ABOUT WHAT IS CONTEMPLATED. BUT I DO NOT BELIEVE, AND CORRECT ME IF I'M WRONG. I DO NOT BELIEVE EVEN NOTWITHSTANDING WHAT I THINK MR. CHAIRMAN, OF THE EXECUTIVE COMMITTEE MEMBERS, THAT THEY WOULD SAY TO THE COMMISSIONER, YOU CAN GO OUT AND PUBLICLY SAY THIS. I DON'T BELIEVE THAT YOU OR COUNCILLOR WATSON WOULD SAY THIS TO THE COMMISSIONER. I

DON'T THINK THAT YOU WOULD ALLOW HIM TO DISCLOSE WHAT IS A BUDGETARY ITEM. THIS IS WHAT I'M SPEAKING OF. I SAY THAT THE COMMISSIONER DOES THINGS THAT HE WANTS TO DO HIMSELF. I KNOW THAT HE DOESN'T ALWAYS SEEK THE ADVICE OF THE EXECUTIVE COMMITTEE. WE KNOW THIS, COUNCILLOR WATSON AND I KNOW THIS. THAT THIS HAS HAPPENED ON NUMEROUS OCCASIONS. BUT I'M NOT SO MUCH CONCERNED ABOUT THESE THINGS OF THE PAST AS WHAT MUST BE ASSURED IN THE FUTURE. THAT WHEN WE ARE GOING TO DEAL WITH BUDGETARY ITEMS AND WE'RE LOOKING TOWARD ANOTHER STEP, TOWARDS RESPONSIBLE GOVERNMENT CAN WE NOT SHOW OURSELVES IT'S RESPONSIBLE AND KEEP WHAT IS WITHIN A BUDGET A SECRET DOCUMENT UNTIL SUCH TIME AS THE TERRITORIAL COUNCIL WHO ARE THE LEGISLATIVE BODY THAT HAVE THE AUTHORITY TO APPROVE OR DISAPPROVE OF ANY ITEM IN THE BUDGET, HAS THAT BUDGET BEFORE. AND THIS IS THE POINT THAT I'M MAKING. I'M PLEASED THAT THE HONOURABLE MEMBER FROM WHITEHORSE WEST SEES THE POINT BECAUSE HE'S SPOKEN OF IT OFTEN ENOUGH HIMSELF AND SUPPORTS ME ON THIS PARTICULAR POINT. I'M SURE MOST MEMBERS EVEN THE MEMBERS ON THE EXECUTIVE COMMITTEE CANNOT DENY THAT THIS COULD BE THE ONLY WAY THAT BUDGETARY ITEMS ARE DEALT WITH. AND THAT IS ONLY WHEN IT'S BEFORE TERRITORIAL COUNCIL. THIS IS MY COMMENTS ON THAT PARTICULAR POINT.

MRS. WATSON: MR. CHAIRMAN, I WOULD JUST LIKE TO MAKE ONE COMMENT. I THINK THAT THIS IS A VERY UNIQUE SITUATION AT THE PRESENT. AT THAT TIME WITH THE CITY OF WHITEHORSE, I'M SURE THE REACTION WOULD HAVE BEEN FROM THE CITY OF WHITEHORSE AND JUSTIFIABLY SO, THAT THE TERRITORIAL GOVERNMENT SAID WE'RE SORRY WE ARE DEVELOPING SOME FORM OF THE EQUAL OR COST SHARING FOR CAPITAL IMPROVEMENTS. THAT YOU'VE HAD THE STUDY DONE BUT WE CAN'T TELL YOU WHAT AMOUNT OF MONEY YOU CAN BUDGET FOR BECAUSE WE HAVE TO WAIT UNTIL IT GOES BEFORE TERRITORIAL COUNCIL. AND I'M SURE THE CITY OF WHITEHORSE WOULD HAVE SAID, WELL YOU REQUIRE ... OF THE MUNICIPAL ORDINANCE TO PRESENT OUR BUDGET. NOW YOU'RE NOT ABLE TO TELL US WHAT KIND OF ARRANGEMENTS YOU CAN MAKE WITH US FOR CAPITAL EXPENDITURES FOR COMMUNITY DEVELOPMENT AND THIS WOULD HAVE PUT THE CITY OF WHITEHORSE IN A VERY BAD POSITION. I'M SURE THAT WAS NO INTENT OF LEAKING ANY BUDGETARY ITEMS OR ANYTHING OF THIS SORT, BUT THIS WAS AN OCCASION WHEN THERE WAS A NECESSITY AND A DECISION HAD TO BE MADE. BECAUSE IT WAS AN IMPORTANT DECISION AND IT REALLY AFFECTED THE CITY OF WHITEHORSE FOR THEIR PLANS FOR THE FUTURE.

THEY HAD TO DO THEIR PLANNING EARLY AND I'M SURE THIS IS THE ONLY REASON WHY THIS INFORMATION EVER LEAKED OUT.

MR. CHAMBERLIST: MR. CHAIRMAN, I WOULD AGREE WHOLEHEARTEDLY WITH WHAT THE HONOURABLE MEMBER HAS JUST SAID, IF IT WASN'T FOR THE FACT THAT THERE HAVE BEEN FOUR SESSIONS OF COUNCIL INTERVENING BETWEEN THE LAST BUDGET AND THIS ONE. THERE WOULD HAVE BEEN NO DOUBT IN MY MIND THAT WHAT SHE HAS SAID TO BE CORRECT, AND I SAY, THAT THE ITEM WHICH HAS BEEN UNDER DISCUSSION WITH THE CITY OF WHITEHORSE FOR SOME CONSIDERABLE TIME COULD HAVE BEEN BROUGHT BEFORE COUNCIL A MONTH AGO. THERE WAS A SPECIAL SESSION OF COUNCIL, IT WOULD HAVE BEEN SO SIMPLE AT THAT TIME TO INDICATE WHAT THE PROPOSAL WAS AND THE AIR WOULD HAVE BEEN CLEARED. THERE WOULD HAVE BEEN NO RESPONSIBILITY ATTACHED TO ANYONE, BUT I MAKE THE POINT AGAIN, IT WAS NOT DONE, AND THERE IS THE WEAKNESS.

MR. CHAIRMAN, I'VE GOT ONE OTHER QUESTION ABOUT ANOTHER MATTER THAT I WOULD LIKE TO ASCERTAIN, THE FEDERAL TERRITORIAL MUNICIPAL EMPLOYMENT LOANS ORDINANCE WAS AN ORDINANCE WHEREBY THERE WAS A PROGRAMME. THE OBJECT OF THE PROGRAM WAS TO BRING ABOUT AN INCREASE IN CAPITAL SPENDING. I'M SURE MR. MILLER CAN RECALL THIS. IT ALSO MADE PROVISIONS FOR A 50% - THERE WAS CERTAIN FORGIVENESS IN THIS PERIOD WHERE THERE WAS 100% FORGIVENESS OF LABOUR COSTS WHICH WERE INCURRED BETWEEN DECEMBER THE 6TH AND MAY 31ST OF EACH YEAR AND 50% OF ALL OTHER LABOUR COSTS. WERE THESE, RATHER DID ANY OF THE YUKON MUNICIPALITIES TAKE ADVANTAGE OF THESE PROPOSITIONS, OF THESE PROGRAMS AND WHICH ONES IF THEY DID?

MR. MILLER: MR. CHAIRMAN, THERE HAS BEEN NO MUNICIPALITY ATTEMPT TO TAKE ADVANTAGE OF THIS PROGRAM AS YET. THE PROGRAM IS STILL ALIVE AND THEY CAN STILL TAKE ADVANTAGE OF IT IF THEY SO DESIRE.

MR. CHAMBERLIST: MR. CHAIRMAN, IT WOULD BE SAFE TO SAY THEN THAT THE PROGRAM IS GOOD UNTIL MAY 31ST OF 1975, YET NO MUNICIPALITY HAS TAKEN ADVANTAGE OF HAVING A RECOVERY OF 100% LABOUR COSTS AND A RECOVERY DURING CERTAIN MONTHS IN A YEAR AND A RECOVERY OF 50% OF LABOUR COSTS. WOULD IT BE RIGHT TO SAY THAT?

MR. MILLER: THAT IS CORRECT. THERE HAS BEEN NO MUNICIPALITY TAKE ADVANTAGE.

MR. CHAMBERLIST: THANK YOU, BUT IT IS STILL AVAILABLE FOR THEM TO TAKE ADVANTAGE IF THEY WISH?

MR. MILLER: YES.

MR. CHAIRMAN: ANY FURTHER QUESTIONS?

MRS. WATSON: MR. CHAIRMAN, I WOULD MOVE THAT, OH, YOU HAVE TO READ THE BILLS, PARDON ME.

MR. CHAIRMAN READS BILL NO. 1

MRS. WATSON: MR. CHAIRMAN, I WOULD MOVE THAT BILL NO. 1 INTERIM SUPPLY APPROPRIATION ORDINANCE, 1974-75 BE MOVED OUT OF COMMITTEE WITHOUT AMENDMENT.

MR. TANNER: I'LL SECOND THAT.

MR. CHAIRMAN: IT HAS BEEN MOVED BY COUNCILLOR WATSON, SECONDED BY COUNCILLOR TANNER, THAT BILL NO. 1 BE REPORTED OUT OF COMMITTEE WITHOUT AMENDMENT, ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. CHAIRMAN: ARE YOU AGREED.

SOME MEMBERS: AGREED, SOME DISAGREED.

MR. CHAIRMAN: WOULD THOSE AGREED KINDLY INDICATE?
I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. CHAIRMAN: I WAS WONDERING IF YOU WOULD BE PREPARED TO LOOK AT THE AMENDMENTS TO BILL 13 AT THIS TIME? DOES COMMITTEE AGREE?

SOME MEMBERS: AGREED.

MR. CHAIRMAN: I'M WONDERING IF THE WITNESSES MIGHT BE EXCUSED AT THIS TIME?

AGREED.

THANK YOU VERY MUCH GENTLEMEN FOR ASSISTING US IN DELIBERATIONS ON BILL 1.

Mr. CHAIRMAN: ORDER, PLEASE. WE HAVE WITH Mr. LEGAL ADVISOR. Mr. LEGAL ADVISOR WE ARE DEALING WITH BILL #13, THE AMENDMENTS TO BILL #13. PERHAPS Mr. LEGAL ADVISOR YOU COULD EXPLAIN THE DIFFERENCES IN THE AMENDMENTS?

Mr. LEGAL ADVISOR: YES, Mr. CHAIRMAN IF I CAN REMEMBER EACH CHANGE. THE MAIN CHANGE IN SECTION 19 OF THE NEW BILL WHICH IS SECTION 1 OF THIS BILL IS TO CHANGE WHAT WAS AN INTERIM AUTHORITY TO AN INTERIM PERMISSION. THE HOUSE WILL RECALL THAT ONE OF THE HONOURABLE MEMBERS QUESTIONED THE CORRECTNESS OF USING THE WORD "AUTHORITY" WHICH IN FACT IN THE DRAFTING HAD BEEN TAKEN FROM THE PUBLIC SERVICE REGULATIONS AND ORDINANCES. BUT INTERIM PERMISSION AND INTERIM AUTHORITY ARE CLEARLY INTERCHANGEABLE WORDS BUT THE WORD "PERMISSION" MAKES IT CLEAR THAT IT IS INTENDED TO BE A TEMPORARY EFFORT TO BE FOLLOWED LATER BY A FORMAL FRANCHISE. IN SECTION 2 WHICH IS CHANGING SECTION 21, SUBSECTION 2 OF THE MAIN ORDINANCE THERE IS A CHANGE TO MAKE IT CLEAR THAT IN THE PROCEDURE MOVING TOWARD THE GRANT OF A FRANCHISE, THAT THE MUNICIPALITY MUST OBTAIN THE APPROVAL OF THE BOARD BEFORE SEEKING THE APPROVAL OF THE RATE PAYERS OR THE COMMISSIONER. AND THIS PUTS IT AS FAR AS WE CAN DO WITHOUT EXTENSIVE CHANGING AROUND INTO THE AREA THAT IT IS ASSUMED THAT THE MUNICIPAL GOVERNMENT HAVING FORMULATED POLICY AND WHAT IT INTENDS TO DO, SEEKS APPROVAL OF THE BOARD AND THEN THERE IS NO POTENTIAL CLASH SUCH AS MIGHT ARISE IF THAT APPROVAL IS REFUSED BETWEEN A DECISION OF THE RATE PAYERS GOING ONE WAY AND A DECISION OF THE BOARD GOING TO THE OTHER WAY. THE CHANGE IN SECTION 3 WHICH IS CHANGING SECTION 21, SUB 1, OF THE MAIN ORDINANCE IS TO BRING BACK FIVE RESIDENTS OF THE AREA, RATHER THAN ONE CONSUMER AND TO ELIMINATE THE OBJECTIONABLE QUESTION OF THE COMMISSIONER TAXING WITHOUT ANY REPRESENTATION BY REQUIRING A \$10.00 FEE. IT IS HOPED THAT THESE CHANGES WILL MEET WITH THE WISHES OF THE HONOURABLE MEMBERS.

Mr. CHAMBERLIST: Mr. CHAIRMAN, THERE IS ONE ITEM THAT HASN'T BEEN BROUGHT IN AND IN SECTION 1 OF THE BILL, WE STILL HAVEN'T GOT A TIME AS TO HOW LONG THAT INTERIM PERMISSION WILL LAST. AN INTERIM PERMISSION IN THE MANNER THAT IT IS WRITTEN NOW CAN BE FOREVER. BECAUSE THERE IS NOT SET FACT ON TIME ON WHEN THE INTERIM PERMISSION IS REFUSED. CAN I GET SOME UNDERSTANDING, Mr. CHAIRMAN, FROM Mr. LEGAL ADVISOR?

Mr. LEGAL ADVISOR: THIS IS CORRECT, Mr. CHAIR-

MAN, THERE IS NO TIME LIMIT BECAUSE IT MAY VERY WELL BE THAT IN RELATION TO A VERY SMALL PLACE NO ONE MAY EVER WISH TO OPERATE A PUBLIC UTILITY. IT MAY BE JUST ONE INDIVIDUAL SELLING SURPLUS POWER TO HIS NEIGHBOUR OR SOME SUCH SITUATION. IF THERE IS A TIME BLOCK ON IT, A YEAR, TWO YEARS OR THREE YEARS, WELL, THEN IT WOULD BE MOST UNFORTUNATE IF THE INDIVIDUAL CONCERNED HAD TO HAVE HIS LIGHTS SWITCHED OFF THROUGH A TECHNICALITY. WE CAN DEAL WITH FACTS AS WE KNOW THEM.

Mr. CHAMBERLIST: Mr. CHAIRMAN, THAT MIGHT WELL BE THE POINT BUT THERE IS NO REASON WHY THERE CAN'T BE A TIME PUT IN AND THEN A RE-APPLICATION MADE FOR FURTHER PERMISSION. I AM SURE Mr. LEGAL ADVISOR, Mr. CHAIRMAN, CAN'T ARGUE WITH THIS PARTICULAR METHOD OF OVERCOMING BECAUSE IT MIGHT BE A UTILITY THAT IS MORE THAN JUST SUPPLYING TO ONE OR TWO. IT MIGHT BE A UTILITY THAT IS SUPPLYING TO TWO OR THREE HUNDRED. I AGREE WITH HIM, Mr. CHAIRMAN, WHEN IT COMES TO THE SMALL PERSON WHO IS JUST SELLING ELECTRICITY TO THREE OR FOUR OF HIS NEIGHBOURS BECAUSE THERE ARE JUST THREE OR FOUR HOUSES THERE. BUT CERTAINLY THERE SHOULD BE A TIME IN THERE AND THEN BASED ON THE TIME, THE APPLICANT SEEKING PERMISSION SHOULD THEN SEEK TO RENEW THE PERMISSION UNTIL A CERTAIN TIME WHICH SHOULD NOT BE UNREASONABLY WITHHELD. BUT CERTAINLY THERE SHOULD BE A TIME FACTOR INVOLVED.

Mrs. WATSON: Mr. CHAIRMAN, I CAN'T AGREE WITH THE HONOURABLE MEMBER. I DON'T THINK IT IS NECESSARY TO HAVE A FRANCHISE IN EVERY AREA WHERE THERE IS A PUBLIC UTILITY, WHERE THERE IS A PUBLIC UTILITY SUPPLYING ELECTRICAL ENERGY. UNLESS THERE IS ANOTHER COMPANY COMING IN, UNLESS THEY MAKE APPLICATION FOR A FRANCHISE, CAN'T THE PERMISSION BE GIVEN JUST TO AN INTERIM TO LET THEM SUPPLY ELECTRICAL POWER? WHY WOULD IT BE NECESSARY TO HAVE THEM RE-APPLY? I CAN'T SEE ANY ADVANTAGE TO IT AT ALL.

Mr. CHAMBERLIST: BECAUSE IT COMES AGAIN TO WHAT I SAID THE OTHER DAY, THERE IS A DIFFERENCE BETWEEN A FRANCHISE, Mr. CHAIRMAN, AND A PUBLIC UTILITY AND THIS IS WHAT BOTHERS ME HERE. IF THERE IS GOING TO BE PERMISSION GIVEN OF AN INTERIM NATURE, TO A PERSON TO OPERATE A PUBLIC UTILITY, THEN IF HE DOESN'T HAVE ANY TIME FACTOR INVOLVED, I WOULD SUGGEST THAT UNLESS THE INTERIM PERMISSION HAS A TIME FACTOR ON IT, ONCE IT IS GIVEN, IT IS LIKE GIVING A FRANCHISE.

Mr. LEGAL ADVISOR: Mr. CHAIRMAN, WITH RESPECT TO THE HONOURABLE MEMBER, I DON'T QUITE THINK THIS IS SO. THERE HAS BEEN A TREMENDOUS AMOUNT

OF PUBLICITY GENERATED FROM ROSS RIVER IN RELATION TO THE COST OF ELECTRICITY. AS THE LAW STANDS AT PRESENT, THE SUPPLIER OF ELECTRICITY IS COMMITTING AN ILLEGAL ACT IN SELLING IT AND THE BUYERS ARE GUILTY OF CONSPIRACY TO THAT ILLEGAL ACT BY BUYING IT, WHICH TENDS TO BRING OUR RULES AND REGULATIONS TO SOME DISREPUTE. SO FAR AS SUPPLYING THIS ELECTRICITY IS CONCERNED, A FRANCHISE IS AN EXCLUSIVE PERMISSION TO SELL AND NOBODY ELSE MAY SELL. UNDER THE TYPE OF PERMISSION THAT IS REALIZED HERE, MORE THAN ONE PERSON CAN SELL. IT IS JUST AN INFORMAL THING TO REGULARIZE SOMETHING WHICH WE KNOW HAPPENED. BUT THERE IS NO WAY, MR. CHAIRMAN, THAT WE CAN FORCE ANY PUBLIC UTILITY TO APPLY FOR A FRANCHISE. THEY WILL DO IT IN THE NORMAL COMMERCIAL WAY WHEN THEY ARE GOOD AND READY.

MR. CHAMBERLIST: IT COMES IN THIS POINT. HAS THE BOARD POWER OVER PUBLIC UTILITIES WHICH DO NOT HAVE A FRANCHISE IN EXACTLY THE SAME WAY THAT THEY HAVE POWER OVER PUBLIC UTILITIES THAT DO HAVE A FRANCHISE? I WONDER IF WE CAN GET AN ANSWER TO THAT.

MR. LEGAL ADVISOR: WELL, IT MUST BE ONE OF MY USUAL ANSWERS.

MR. CHAMBERLIST: YES, OR NO.

MR. LEGAL ADVISOR: YES AND NO. THE POSITION IS THAT THE BOARD, BASICALLY SETS OUT TO CONTROL BASIC UTILITIES WHO ARE IN A FRANCHISED POSITION, AND IN ORDER TO FORCE PEOPLE TO APPLY FOR A FRANCHISE, THERE IS A SECTION THAT SAYS THAT NO ONE MAY OPERATE A PUBLIC UTILITY WITHOUT A FRANCHISE. THE DEFINITION FOR PUBLIC UTILITY MEANS A PERSON WHO SELLS ELECTRICITY, THE FRANCHISE PART IS AN ADDITION. AND ...

MRS. WATSON: MR. CHAIRMAN, WITH RESPECT, SECTION 23 IN THE ORDINANCE, "EVERY PUBLIC UTILITY HAS TO SUPPLY AT THE END OF THE YEAR SHOWING ITS RATES THAT THEY CHARGE." IT DOESN'T SAY ANY TIME CHARGE PERIOD, BUT EVERY PUBLIC UTILITY AND THEY ARE DEFINED VERY DISTINCTLY IN THE DEFINITIONS SECTION OF THE ORIGINAL BILL,

MR. CHAMBERLIST: THE REASON WHY I ASK THE QUESTION OF MR. LEGAL ADVISOR, HERE IS WHERE A STRAIGHT AGAIN INSTEAD OF THE ALTERNATIVES BECAUSE WHEN YOU HAVE ALTERNATIVES

MRS. WATSON: MR. CHAIRMAN, WITH RESPECT, SECTION 23 IN THE ORDINANCE, SAYS EVERY PUBLIC UTILITY HAS TO SUPPLY A STATEMENT AT THE END OF

THE YEARS SHOWING ITS RATES THAT THEY CHARGE. IT DOESN'T SAY ANY TIME CHARGE PERIOD, BUT EVERY PUBLIC UTILITY AND THEY ARE DEFINED VERY DISTINCTLY IN THE DEFINITIONS SECTION OF THE ORIGINAL BILL.

MR. CHAMBERLIST: THE REASON WHY I ASK THE QUESTION OF MR. LEGAL ADVISOR, AND YOU KNOW, HERE IS WHERE A STRAIGHT ANSWER AGAIN INSTEAD OF THE ALTERNATIVES, BECAUSE WHEN YOU HAVE ALTERNATIVES IN AN UNDERSTANDING OF THE PIECE OF LEGISLATION IN SOMETHING LIKE THIS, YOU ARE ALREADY LOOKING AT TROUBLE. MY QUESTION WAS THIS, DOES THE BOARD HAVE AUTHORITY AND CONTROL OVER A PUBLIC UTILITY WITHOUT A FRANCHISE IN EXACTLY THE SAME MANNER IT HAS CONTROL OVER A PUBLIC UTILITY WITH A FRANCHISE? NOW THIS, I THINK IS THE KEY.

MR. LEGAL ADVISOR: NO, MR. CHAIRMAN, THE BRIEF ANSWER IS NO. ON ANY OF THESE LEGAL QUESTIONS, IT IS SLIGHTLY UNFAIR TO SAY THAT I AM GIVING ODD KIND OF ANSWERS. WHEN A TECHNICAL QUESTION IS ASKED, IT DEMANDS A CORRECT ANSWER AND THAT CORRECT ANSWER MAY CONSIST OF TWO OR THREE PARTS TO TRY AND ANSWER THE QUESTION FAIRLY AND FULLY WITHOUT RISKING THE TYPE OF ANSWER TO THE TYPE OF QUESTION WHICH COMES OF HAVING STOPPED BEING AWAKE. IN COURT, I SHOULD SAY SOMETHING LIKE FIVE YEARS, WE WENT THROUGH ONE OF THESE ORDINANCES AND WITHOUT REHASHING OLD DORS, MY ANSWERS TO A SERIES OF TECHNICAL QUESTIONS WAS PUT TO THE HIGH COURT AS STATEMENTS OF LAW WHICH BOUND THE GOVERNMENT. THIS IS WHAT THE JUDGE WAS ASKED TO HOLD AND IN FACT, THIS IS THE WAY THE CASE DRIFTED. ON THE STRENGTH OF MY ANSWERS AT THAT TIME, THE JUDGE MADE UP HIS MIND TO HOW THE MEANING OF A SECTION WAS TO BE GIVEN, IT WAS AN UNUSUAL SITUATION. SO, I AM ALWAYS SLIGHTLY FEARFUL GIVING A SIMPLE ANSWER TO A DIFFICULT AND COMPLEX QUESTION.

MRS. WATSON: MR. CHAIRMAN, BUT MR. LEGAL ADVISOR, WOULD IT NOT BE THAT YOU CAN'T EXERCISE SOME CONTROL OVER THE OPERATION AND THE RATES THAT THEY ARE CHARGING FOR PUBLIC UTILITIES WITHOUT HAVING TO HAVE A FRANCHISE?

MR. LEGAL ADVISOR: MR. CHAIRMAN, AS FAR AS I UNDERSTAND THE ACT, IT CAN REQUIRE PUBLIC UTILITY TO FILE AND DO DIFFERENT THINGS BUT TO TAKE THE ACTUAL EXAMPLE OF ROSS RIVER, THE SUPPLIER CAN CHARGE ANY RATE HE LIKES BECAUSE THE CONTROL OF THE RATES IS A COROLLARY OF THE MONOPOLY WHICH A FRANCHISE SITUATION CREATES. IF THERE IS COMPETITION BETWEEN TWO PEOPLE WHO ARE SELL-

ING ELECTRICITY, THERE IS NOT NECESSITY TO CONTROL THE RATES. THE SUPPLY AND DEMAND WILL DO IT. BUT WHERE THERE IS A SINGLE SITUATION SO THAT REAL CONTROL ONLY EXISTS AS A DE FACTO THING, WHEN THERE IS A FRANCHISE.

Mr. Chamberlist: Now, you see, the answer to the basic question that I asked was no. Now, if the answer is no, then we must take a look at what this proposed 19(2) says. It contradicts that no because it says, "Notwithstanding anything in Subsection 1 above, in respect of any area of the Territory, no franchise has been granted, the Board may, subject to any condition it may impose from time to time, recommend to the Commissioner or Municipality an interim permission to a person operating a public utility." If the answer is no and this Section says that it can subject condition supply an interim permission, it is actually controlling the conditions under which that public utility will operate. Because of what this says here, I am saying that the Board then may, subject to any conditions it may impose, may put in a time limit and I just wanted to say that the Board may, on granting an interim permission have the power to put in the time limit because we have already given it the authority to say "What are the conditions of the permit?" Perhaps Mr. Chairman, Mr. Legal Advisor will recognize the point that I have made there.

Mr. Legal Advisor: Yes, I recognize the point, Mr. Chairman. Asking me the question on March 1974, my answer is no. If this is going through the House, and you were to ask me next week, my answer will be yes. By this Section, in the Ross River or similar situation, the supplier of electricity without a franchise and without an interim permission is committing an offence. To avoid that situation, then, you have got to give them some kind of permission and they must apply for it. I know the Commissioner is looking a bit startled here, about the committing of an offence, but there is a section in the Ordinance which says no one can operate a public utility without a franchise. We have got to clear that position.

Mr. Chamberlist: I was coming to that point, that is the point I am coming to. You see, I am trying to take these points one after another, and this is why I am suggesting it would, you would close the gap in the section that says that no person can operate a public utility with-

out a franchise by saying that this is an interim permission for a time and then, when that public utility, its time was running out or before the time, Mr. Chairman, was going to run out, can then come forward and say, "I expect to require an extra additional six months. Can I have continued permission?" And then the permission should be granted. I say it should be written there that there is a time factor.

Mr. Legal Advisor: Mr. Chairman, with respect, the Board can give an interim permission subject to conditions. The reason that the words "it may impose from time to time" are inserted, is not an accident. It is so that the Board may insert conditions after it has granted the original permission. Because there is very commonly an argument made to the Commissioner's office that when a person has been given permission to do something, and that permission eventually is taken away, as a result of something happening, that the person has been completely worsened and would seek damages or other remedies from the Government for his property rights or his profit to be taken away. This makes it or attempts to make it clear, because nobody is perfect, that the Board can grant a condition and impose any conditions it likes including those as to time. It might even have a series of conditions to operate in steps year by year and it might say, "We will grant you an interim permission to supply this community for a period of 18 months on condition that you will submit bids for a franchise at the end of that time." Of course, in common with other people. Viewed as a stop gap to give the Board power to deal with an existing situation and deal with it in an open, public and proper method. So I would appeal to you not to tinker too much around with the draft because it looks to me like a beautiful draft as it is.

Mr. Chamberlist: As a matter of fact, it might be a beautiful draft. I can feel the wind and the hot air as a result of it. It is not satisfactory from the point of view that it gives to the Board certain areas of condition but not necessarily the condition of time which I say should be a must so that there would be no doubt that time is a basic condition when you use the word, interim. We have just finished dealing with an interim finance bill, there is a time factor involved in that. Right? Now, I say again, if there was no time factor involved, that can go on indefinitely, this is my fear that the Board can without it

BEING FORCED BY LEGISLATION TO GIVE THAT PARTICULAR CONDITION, NOT GIVE THAT CONDITION. THIS IS THE ONLY CHANGE THAT I THINK IS REQUIRED IN THAT PARTICULAR AREA AS TO TIME. I HAVEN'T HEARD OTHER MEMBERS SAY YEA OR NAY ON THIS AND I PREFER THEM TO GIVE SOME INDICATION OF WHAT THE THOUGHT IS ON THE POINT THAT I MADE.

MR. STUTTER: MR. CHAIRMAN, MAY I ASK THE LEGAL ADVISOR ONE QUESTION? IT SEEMS TO ME THAT IF AN INTERIM PERMISSION IS GIVEN TO SOME PRIVATE COMPANY TO PROVIDE ELECTRICITY TO CLEAR UP THE LEGAL POINT OF BEING ABLE TO SELL IT, AT ANY POINT THEN FROM THERE ON, THAT ANOTHER COMPANY CAME ALONG OR EVEN THAT SAME COMPANY AND REQUESTED A FRANCHISE, THAT IN ACTUAL FACT WOULD BE AT THE TIME THAT THE INTERIM PERMISSION WITHHELD OR THE TIME AT LEAST THAT THE FRANCHISE WAS GRANTED?

MR. LEGAL ADVISOR: IT COULD COME AT ANYTIME. THE WORD ANY IS IN FRONT OF CONDITIONS AND IN THE CIRCUMSTANCES THE WIDEST POSSIBLE WORD THAT I CAN EXTRACT FROM THE DICTIONARY BECAUSE THERE IS NO LIMITATION TO CONDITIONS, ANY CONDITIONS, INCLUDING TIME.

MR. CHAMBERLIST: WOULDN'T IT BE CORRECT TO SAY THAT IT COULD ALSO BE AT ANY TIME. IT COULD BE FOREVER AS I SAID EARLIER. THIS IS THE POINT I'M WORRIED ABOUT. YOU GET AN INTERIM PERMISSION FOREVER. SOMEBODY'S GOT AN INTERIM PERMISSION WHAT DO THEY WANT TO BOTHER THEN ABOUT GETTING A FRANCHISE.

MRS. WATSON: WHY NOT?

MR. LEGAL ADVISOR: MR. CHAIRMAN THERE IS NO REASON WHY NOT. THIS MAY BE A SITUATION, THERE ARE CASES WHERE PEOPLE ARE BEING SUPPLIED WITH ENERGY ON TAGGISH LAKE AND HAVE BEEN FOR YEARS AND YEARS AND YEARS. BUT THERE IS NO FRANCHISE IN THAT PARTICULAR AREA. MAYBE THERE NEVER WILL BE IN OTHER PLACES. THERE IS NO REASON, UNLESS THE BOARD SAYS DIFFERENT WHY IT SHOULD NOT GO ON FOREVER BECAUSE WE ARE DEALING WITH A BOARD WHO IS CONTROLLING FRANCHISES.

A FRANCHISE IS A VOLUNTARY APPLICATION GRANTED TO A PERSON WHO APPLIES, IF NOBODY WANTS TO APPLY FOR A FRANCHISE, THAT'S THE END OF IT.

MR. CHAMBERLIST: I DON'T ARGUE WITH THIS POINT. THIS IS WHY I'M MAKING THE POINT. AT LEAST IF THERE WAS A TIME THERE CAN ALWAYS BE AN APPLICATION MADE FOR A FURTHER EXTENSION OF TIME.

IF THERE IS NO TIME IT GOES ON FOREVER. NOW WHY NOT HAVE A TIME, EVEN IF IT IS ONE YEAR, TWO YEARS OR THREE YEARS, WHERE THEN, A PERSON HAS TO REAPPLY FOR PERMISSION TO OPERATE A PUBLIC UTILITY.

ALL I'M SAYING IS THIS, THERE SHOULD BE A WAY THAT PEOPLE WOULD HAVE TO COME TO THE BOARD AT SOME TIME AGAIN. OTHERWISE, ONCE AN INTERIM PERMISSION IS GIVEN, WHAT CONTROL HAS THE BOARD GOT OVER THE PUBLIC UTILITIES? NONE. BUT WHEN THEY HAVE TO COME AGAIN AND ASK FOR PERMISSION TO RENEW AS A TIME FACTOR, THEN THE BOARD CAN SAY 'WELL JUST A MINUTE, WE'RE GOING TO IMPOSE FURTHER CONDITIONS ON YOU BECAUSE THE WAY IT WAS OPERATED THE SHORT WHILE THAT YOU HAD THE INTERIM PERMISSION, DIDN'T SATISFY US.' THIS IS AN AREA THAT I WANT TO QUALIFY.

MR. STUTTER: MR. CHAIRMAN, JUST A QUESTION. COULDN'T IT WORK THE OTHER WAY, THAT IF AN INTERIM PERMIT WAS GIVEN WITH A TIME LIMIT, IT SEEMS THAT IF THE PERSON WHO IS SUPPLYING THE ELECTRICITY HAS SAID ALRIGHT YOU'VE GOT PERMISSION TO SUPPLY THE ELECTRICITY UNTIL JULY 4, 1975. BUT UP TO THAT TIME, THAT PERSON WOULD FEEL THAT THEY HAD THE SOLE RIGHT TO PROVIDE IT. SURELY, AS I SAY, IT WORKS THE OPPOSITE WAY. IF SOMEBODY IN THE MEANTIME CAME UP AND APPLIED FOR A FRANCHISE, THE PERSON WHO IS THEN SUPPLYING THE ELECTRICITY WOULD SAY, NO WAY BROTHER I'VE GOT PERMISSION TO SUPPLY ELECTRICITY UNTIL JULY 5TH.

MR. CHAMBERLIST: BUT IF THEY DON'T SAY THAT THEN HE'S GOT THE PERMISSION TO SUPPLY FOREVER. BECAUSE THERE IS NO TIME ON IT AT ALL. I AGREE WITH THE HONOURABLE MEMBER FROM DAWSON BECAUSE IT CAN WORK BOTH WAYS. IF HE HAS A DATE, THE PUBLIC UTILITY CAN STEP INTO THE PICTURE. IF HE HASN'T HAD A DATE, HOW CAN THE BOARD STEP INTO THE PICTURE?

MR. CHAIRMAN: ANYTHING FURTHER ON THIS? COUNCILLOR STUTTER, WILL YOU TAKE THE CHAIR PLEASE?

MR. CHAIRMAN: COUNCILLOR TAYLOR.

MR. TAYLOR: MR. CHAIRMAN I'M QUITE HAPPY WITH THE BILL AND I'M SURE I SPEAK ON BEHALF OF BOSS RIVER AND ALL THE OTHER SMALLER COMMUNITIES AROUND THE TERRITORY IN RESPECT OF PART 3 OF THIS BILL. I'M SURE, ON THEIR BEHALF, I THANK THE ADMINISTRATION FOR THE EXPEDITIOUS

WAY IN WHICH THEY HAVE DEALT WITH THE REQUESTED AMENDMENT TO BILL No. 13.

IT DOESN'T OFFER A RELIEF IN ANY PHYSICAL SENSE OTHER THAN IT DOES GIVE THE OPPORTUNITY FOR THESE SMALL COMMUNITIES WHO HAVE AGREEMENTS, WHETHER IT BE RATES OR QUALITY OF SERVICE OR ANYTHING RELATED TO THE OPERATION OF AN ELECTRICAL PUBLIC UTILITY. IT GIVES THEM AN OPPORTUNITY TO GO AND AIR THEIR GRIEVANCE AND GET DOWN WITH THE SUPPLIER OF THAT PUBLIC UTILITY. IT GIVES AN OPPORTUNITY FOR A CLEAR AIRING OF VIEWS AND POSSIBLY IT WILL BE BENEFICIAL TO THEM IN THAT, CERTAINLY IN LIKE ROSS RIVER, IN THAT SOME AGREEMENT MAY BE REACHED WITH THE PEOPLE AND THE UTILITY COMPANY INVOLVED. I WOULD ONCE AGAIN THANK THE ADMINISTRATION FOR THEIR, FOR THE EXPEDITIOUS WAY THEY HAVE BROUGHT THIS AMENDMENT FORWARD. I WOULD ASK IF THE ADMINISTRATION WOULD FURTHER GIVE CONSIDERATION UPON PASSAGE OF BILL 13 FROM COMMITTEE AND READY FOR THIRD READING.

IF IT WOULD BE POSSIBLE, WHEN ASSENT IS GIVEN TO BILL No. 1 THAT ASSENT COULD BE GIVEN TO BILL No. 13 SO THAT THIS BILL WOULD THEN COME INTO LAW.

MR. CHAMBERLIST: DO I UNDERSTAND MR. CHAIRMAN THAT THERE IS NO CONSIDERATION BEING GIVEN TO THE POINT I RAISED, VISIBLY THE TIME THAT HAS BEEN LEFT OUT COMPLETELY, OUT OF THIS ITEM.

IF THERE IS NO CONSIDERATION BEING GIVEN THEN I WOULD LIKE TO HEAR IF THERE ARE ANY COMMENTS AT ALL ON THE POINTS. EXCEPT THAT COUNCILLOR STUTTER HAS MADE SOME VALID COMMENTS. IT SEEMS TO ME SO IMPORTANT THAT YOU ARE GOING TO BE ABLE TO GIVE PERMISSION TO OPERATE A PUBLIC UTILITY, WHICH WOULD ENTIRELY CLOSE OFF ANYBODY TO EVEN OBTAIN A FRANCHISE. IN A SMALL AREA WHERE THERE IS A PUBLIC UTILITY, IT MEANS THAT SOMEBODY ELSE CAN COME AND ASK FOR A PUBLIC UTILITY. THERE CAN BE SIX OPERATORS OF PUBLIC UTILITIES IN A SMALL AREA. YOU CAN HAVE SIX PEOPLE WITH 3-10 CUTS GOING INTO SMALL AREAS AND SUPPLY 3 OR 4 PEOPLE WITH ELECTRICITY AND YOU CAN FINISH UP WITH A REAL HODGE PODGE OF PUBLIC UTILITIES WITH NONE OF THEM A FRANCHISE. I CAN VISUALIZE THIS HAPPENING EXACTLY THE SAME AS IN THE GOOD OLD DAYS WHEN YOU FIND SOMEBODY WHO HAS A SERVICE STATION, A CAFE, A GARAGE ALL ON THE SAME PIECE OF LAND OPERATED BY DIFFERENT OPERATORS. THE GUY THAT OWNS THE GARAGE, HE OWNS THE GENERATOR SO HE SELLS ELECTRICITY TO THE OTHER BUSINESSES.

ACROSS THIS ROAD YOU FIND ANOTHER SETUP IN THE SAME WAY. SO YOU ARE GOING TO FIND A FOUR CORNERED STREET, YOU ARE GOING TO FIND THAT THERE ARE FOUR SEPARATE PUBLIC UTILITIES BECAUSE THEY ARE ALL SUPPLYING ELECTRICITY TO EACH OTHER.

WHAT'S GOING TO BE THE POSITION? HERE IS SOMETHING THAT'S REAL.

MR. LEGAL ADVISOR: MR. CHAIRMAN THE POSITION WOULD BE QUITE CLEAR THEN. YOU'D HAVE SIX CONTRACTORS, I UNDERSTAND, SUPPLYING FOUR CUSTOMERS. THE COMPETITION WOULD BE REALLY KEEN AND THE PRICE WOULD GO DOWN.

SOME HONOURABLE MEMBERS: LAUGHTER

MR. LEGAL ADVISOR: AT COMMON LAW BEFORE THIS TYPE OF LEGISLATION IS GRANTED, ANYONE HAS THE BASIC RIGHT TO SELL ELECTRICITY OR ANY OTHER SERVICE TO ANYONE ELSE. THIS IS THE PARTICULAR ORDINANCE WHICH CLOSES OFF THAT RIGHT AND CREATES A MONOPOLY POSITION.

MR. CHAMBERLIST: IT DOESN'T DO THAT.

MR. LEGAL ADVISOR: I'M SORRY. YES IT DOES.

MR. CHAMBERLIST: IT DOESN'T DO THAT BECAUSE UNDER SECTION 19.2 I DIFFER WITH MR. LEGAL ADVISOR BECAUSE UNDER SECTION 19.2, THIS DEALS WITH AN AREA OUTSIDE OF A MUNICIPALITY OR IN ANY AREA WHERE NO FRANCHISE HAS BEEN GRANTED.

NOW THE BOARD MADE SUBJECT TO CONDITIONS, RECOMMEND TO THE COMMISSIONER OR MUNICIPALITY AN INTERIM PERMISSION. IF THE COMMON LAW IS RIGHT, I SAY THE COMMISSIONER THEN, UNLESS IT SAID THAT ONLY ONE PUBLIC UTILITY COULD OPERATE IN A GIVEN AREA. THERE CAN BE REQUESTS MADE FOR FOUR PUBLIC UTILITIES.

THE PRICE WON'T BE REDUCED BECAUSE THE MAN IS ONLY CONCERNED WITH SUPPLYING ELECTRICITY TO HIS NEIGHBOURS IN THE IMMEDIATE VICINITY. THERE ARE FOUR PUBLIC UTILITIES NOTWITHSTANDING THERE IS NOTHING HERE TO SAY THAT ONLY ONE PUBLIC UTILITY CAN OPERATE IN A PARTICULAR AREA.

NOR AS I SAY, IS THERE ANY TIME GIVEN FOR THAT PUBLIC UTILITY TO COMPLETE ITS OPERATION, ASK FOR A FRANCHISE, GET RENEWAL OF ITS POSITION AT ALL.

I DISAGREE WITH MR. LEGAL ADVISOR WHEN HE SAYS THAT THIS ORDINANCE WILL CONSOLIDATE THE PUBLIC UTILITIES. IT WILL NOT, NOT IN THAT WAY. AM I CORRECT MR. CHAIRMAN. I'LL PUT THIS QUESTION TO MR. LEGAL ADVISOR, IS IT NOT SO THAT UNDER THIS PARTICULAR SECTION, THERE IS NO RESTRICTION IN THE NUMBER OF PUBLIC UTILITIES THAT CAN APPLY FOR PERMISSION TO OPERATE THE PUBLIC UTILITIES.

MR. LEGAL ADVISOR: THAT IS CORRECT MR. CHAIRMAN.

MR. CHAMBERLIST: THANK YOU.

MR. LEGAL ADVISOR: BUT THEY DON'T HAVE A FRANCHISE.

MR. CHAMBERLIST: NO.

MR. LEGAL ADVISOR: IF ANY ONE OF THEM WANTS TO GET A FRANCHISE, ITS A NEW BALL GAME. THE REASON WE HAVE TO USE THE WORD PUBLIC UTILITY WHICH I DISLIKE USING, IS THAT PUBLIC UTILITY, THE DEFINITION SECTION SAYS, 'A PERSON WHO SELLS ELECTRICITY IS A PUBLIC UTILITY.' BUT IT IS INTENDED NOT TO DEAL WITH THE YUKON ELECTRIC SITUATION PRIMARILY, ANYBODY WHO SELLS ELECTRICITY ANYWHERE UNTIL A FRANCHISE POSITION IS CREATED, THEN YOU GET DOWN TO ONE PERSON AND ONE PLACE.

MR. CHAMBERLIST: DO YOU SEE THE RIDICULOUS SITUATION THAT THIS DEVELOPS. HERE YOU HAVE, AND I'LL COME ABOUT WITH FOUR CORNERS ON A MAIN HIGHWAY WITH A MAIN CENTRE IN EACH ONE. YOU HAVE PEOPLE SPEND MONEY ON PURCHASING DIESEL GENERATING EQUIPMENT TO SET UP A PUBLIC UTILITY. NOW WHOEVER GETS IN FIRST AND APPLIES FOR A FRANCHISE GETS THE FRANCHISE AND THE OTHER PEOPLE, NOT BEING PROTECTED, HAVE LOST THE USE OF THEIR EQUIPMENT.

MR. LEGAL ADVISOR: MR. CHAIRMAN THIS IS A FAR FETCHED EXAMPLE--

MR. CHAMBERLIST: BUT IT CAN HAPPEN.

MR. LEGAL ADVISOR: IMAGINE AT JAKE'S CORNER FOUR PUBLIC UTILITIES OPERATING. THE INTENTION OF THIS SESSION IS THAT YOU LEGALIZE THE POSITION INTO A FORMAT THAT ANY NUMBER OF PUBLIC UTILITIES, ANY NUMBER OF PEOPLE MAY SELL TO ANY NUMBER OF CONSUMERS UNTIL A FRANCHISE HAS BEEN GRANTED. THEN YOU ARE DOWN TO ONE AND THAT HAS TO GET THE APPROVAL OF THE BOARD.

BEFORE WE'LL HAVE THE POWER HERE TO SUBJECT ANYBODY TO GET THIS PERMISSION, ANY NUMBER OF CONDITIONS ANY TIME.

ONE OF THE CONDITIONS COULD BE THAT YOU WOULD SEEK A FRANCHISE YOURSELF.

ONE OF THEM MIGHT BE THAT YOU DO SOMETHING ELSE AFTER FIVE YEARS. ONE OF THEM MIGHT RELATE TO THE QUALITY OF THE SERVICE, THE WILLINGNESS TO SUPPLY THE CUSTOMERS. DOZENS OF THINGS CAN HAPPEN AND THIS IS THE INTENTION OF THE SECTION.

MR. CHAIRMAN: MR. COMMISSIONER I BELIEVE YOU INDICATED --

MR. COMMISSIONER: I JUST WANT TO ASK A QUESTION OF THE LEGAL ADVISOR. THE WAY I HEAR THIS BEING EXPLAINED AT THE MOMENT, IT APPEARS TO ME THAT THERE IS SOME KIND OF REQUIREMENT THAT THIS PERMISSION BE GRANTED. BUT THE WAY THE ORDINANCE IS WRITTEN HERE, THE SUGGESTED AMENDMENT TO THE ORDINANCE SAYS, 'THE BOARD MAY RECOMMEND THAT THIS..' IN OTHER WORDS THERE IS NO MANDATORY REASON. YOU ARE DOWN TO THE DISCRETION OF THE BOARD AS TO WHETHER OR NOT THEY GIVE THIS PERMISSION IRRESPECT TO THE FRANCHISE.

MR. LEGAL ADVISOR: IN MY VIEW WHAT THE COMMISSIONER SAID IS PERFECTLY CORRECT MR. CHAIRMAN.

MR. CHAIRMAN: IS THERE ANY FURTHER DISCUSSION ON THIS BILL?

MR. STUTTER: MR. CHAIRMAN I'VE GOT ONE FURTHER QUESTION FOR THE LEGAL ADVISOR. HE STARTED TO SAY SOMETHING EARLIER ON AND FOR SOME REASON HE WAS INTERRUPTED. I WONDER IF HE COULD JUST TELL US, HAVE YOU STOPPED BEATING YOUR WIFE?

SOME HONOURABLE MEMBERS: LAUGHTER

MR. COMMISSIONER: I'LL TRY BUT I'M PRIVILEGED.

MR. CHAMBERLIST: WHAT IS THE POSITION IN DAWSON CITY? I THINK HERE IS A PRIME EXAMPLE. IT HASN'T GOT A FRANCHISE. THERE IS A PUBLIC UTILITY OPERATING. WHAT IS TO PREVENT YUKON ELECTRIC GOING IN THERE NOW, PUTTING A 600 HORSEPOWER UNIT IN THERE AND START OPERATING A PUBLIC UTILITY. WHAT IS THERE TO PREVENT IT? NOTHING AT ALL. BECAUSE THEY MAKE APPLICATION

AND HOW CAN REFUSAL BE GIVEN TO THEM BECAUSE YOU CAN'T REFUSE A PUBLIC UTILITY. ON WHAT GROUNDS WOULD A BOARD REFUSE THE YUKON ELECTRIC, A PUBLIC UTILITY, WHEN YOU ALLOW SOMEBODY ELSE, NCPC TO OPERATE A PUBLIC UTILITY. WHAT WOULD BE THE GROUNDS?

MR. LEGAL ADVISOR: IT COULD BE ANY ONE OF A NUMBER OF GROUNDS MR. CHAIRMAN. AS I UNDERSTAND THE POSITION AT PRESENT, THERE IS NO FRANCHISE IN RELATION TO DAWSON CITY. THE ELECTRICITY SOLD IS BY NCPC. IN THAT WAY, THEY DO NOT COME UNDER THE CONTROL OF THE BOARD TO ANY GREAT EXTENT AND THEY HAVE NO PERMISSION, SO MAYBE THEY ARE DOING SOMETHING ALSO WHICH IS ILLEGAL BUT WHICH IS DIFFICULT TO BRING HOME TO THEM BECAUSE THEY ARE A CROWN OPERATION. IT MAY BE, BUT YUKON ELECTRIC COULD NOT GO IN THERE WITHOUT A PERMISSION BECAUSE IT IS ILLEGAL FOR ANYONE TO OPERATE A PUBLIC UTILITY WITHOUT A FRANCHISE.

MR. CHAMBERLIST: BUT YOU CAN'T SAY IT IS ILLEGAL TO OPERATE A PUBLIC UTILITY WITHOUT A FRANCHISE AND THEN HAVE A SECTION THAT SAYS IT IS NOT NECESSARY TO HAVE A FRANCHISE BECAUSE IN HERE IT SAYS HERE, 'WHERE NO FRANCHISE HAS BEEN GRANTED', THEN A PUBLIC UTILITY CAN OPERATE ON PERMISSION OF THE BOARD.

MR. LEGAL ADVISOR: NO IT CAN'T.

MR. CHAMBERLIST: THIS IS WHAT I'M SAYING. ONCE THIS IS PASSED, A PUBLIC UTILITY CAN OPERATE WITHOUT A FRANCHISE. I THINK WE SEE THAT CLEARLY. OF COURSE, MY QUESTION IS, WHAT IS THERE TO PREVENT YUKON ELECTRIC SETTING UP THEIR EQUIPMENT OUTSIDE THE MUNICIPAL BOUNDARIES OF DAWSON CITY AND OPERATING A PUBLIC UTILITY FROM THERE AND TAKING OUT A BUSINESS LICENCE IN DAWSON CITY AND CONTINUE TO OPERATE BECAUSE OF THIS PARTICULAR SECTION.

MR. LEGAL ADVISOR: THE THING WE'D STOP THEM WITH MR. CHAIRMAN IS THE PRESENT LAW WHICH SAYS THEY CANNOT OPERATE A PUBLIC UTILITY WITHOUT A FRANCHISE. IF THIS SECTION IS PASSED, IF YOU WANT TO TAKE IT TO THE EXTREME ABSURDITY YOU DO NOT HAVE TO STOP OUTSIDE THE CITY BOUNDARY. THEY CAN SET UP THEIR PLANTS DOWNTOWN AND GO INTO DIRECT COMPETITION WITH NCPC, BECAUSE NCPC DOES NOT HAVE A FRANCHISE.

MR. CHAMBERLIST: SO THEY WILL BE ABLE TO DO THAT ONCE THAT SECTION IS INTO EFFECT.

MR. LEGAL ADVISOR: IF THEY GET THE PERMISSION OF THE BOARD, THAT'S THE OPERATIVE THING.

MR. CHAMBERLIST: YEH SURE, THAT'S WHAT I'M GETTING AT, I HAVE BEEN TRYING TO GET THAT FROM HIM.

MR. LEGAL ADVISOR: IF THEY APPLY FOR A FRANCHISE.

MR. MCKINNON: THE PEOPLE OF DAWSON WILL BE HAPPY.

MR. COMMISSIONER: WITH THE BOARD'S PERMISSION.

MR. CHAIRMAN: IS THERE ANYTHING FURTHER ON THIS BILL? WHAT IS YOUR PLEASURE?

MR. TANNER: BILL NO. 13 BE MOVED OUT OF COMMITTEE AS AMENDED.

MR. CHAIRMAN: I WILL JUST READ THE PREAMBLE, 'THE COMMISSIONER OF THE YUKON TERRITORY, BY AND WITH THE ADVICE OF THE COUNCIL OF THE SAID TERRITORY ENACTS AS FOLLOWS: AND THIS IS AN ORDINANCE TO AMEND THE PUBLIC UTILITIES ORDINANCE.' IS THERE A SECONDER?

MRS. WATSON: MR. CHAIRMAN I'LL SECOND THAT.

MR. SPEAKER: IT HAS BEEN MOVED BY COUNCILLOR TANNER SECONDED BY COUNCILLOR WATSON THAT BILL NO. 13 BE REPORTED OUT OF COMMITTEE AS AMENDED. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

NOTION CARRIED

MR. SPEAKER: I THINK AT THIS TIME WE'LL HAVE A BRIEF RECESS.

RECESS

MR. CHAIRMAN: I WILL NOW CALL COMMITTEE TO ORDER. I WONDER IF WE COULD DEAL WITH MOTION NO. 5 AND IF POSSIBLE YOU MIGHT TO PROCEED AND CLEAR UP SOME OF MULTITUDE OF SESSIONAL PAPERS AND LEGISLATIVE RETURNS WE HAVE ON HAND.

MOTION NO. 5 HAS BEEN MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR STUTTER THAT THIS COUNCIL VIEWS WITH GREAT CONCERN THE CONTINUING OF USE BY SEEMINGLY IRRESPONSIBLE PEOPLE IN THEIR DRINKING HABITS IN PUBLIC PLACES AND RECOMMENDS THAT THE ADMINISTRATION BRING FORWARD IN THIS SESSION AN AMENDMENT TO THE LIQUOR ORDINANCE MAKING IT AN OFFENCE TO DRINK INTOXICATING LIQUOR WITHIN FIVE HUNDRED FEET OUTSIDE OF A BUILDING IN ANY MUNICIPALITY.

MR. CHAMBERLIST: MR. CHAIRMAN, JUST TO CLARIFY A PARTICULAR POINT THAT SOME PEOPLE HAVE ASKED ME ABOUT, WHEN I SAID FIVE HUNDRED FEET OUTSIDE OF A BUILDING IN ANY MUNICIPALITY, IT DOESN'T INCLUDE THE PRIVATE PROPERTY WHICH THE BUILDING IS SITUATED ON. IN OTHER WORDS, IT'S NOT TO MAKE ANY RESTRICTION AGAINST ANYBODY HAVING A DRINK IN THEIR BACK YARD OR THEIR FRONT YARD AS LONG AS IT'S ON THEIR PRIVATE PROPERTY.

MR. STUTTER: MR. CHAIRMAN, FOR THE LEGAL ADVISER A COUPLE OF QUESTIONS AND I THINK HIS ANSWERS WILL REITERATE THOSE ALREADY GIVEN TO BEGIN WITH. IS IT WITHIN THE POWER OF THIS COUNCIL TO DELEGATE THAT AUTHORITY TO THE MUNICIPALITY? THIS WAS ASKED OF YOU THE OTHER DAY AND I AM WONDERING IF AT THAT TIME YOU DIDN'T SEEM COMPLETELY SURE. HAVE YOU HAD A CHANCE TO CHECK THIS OUT AND IS IT AN ACTUAL FACT?

MR. LEGAL ADVISER: I WAS AT THE TIME COMPLETELY SURE. THIS HOUSE HAS AUTHORITY TO DEAL WITH THE CONDUCT OF PEOPLE IN RELATION TO ALCOHOLIC LIQUOR. IT CAN DELEGATE THAT POWER TO ANY OTHER BODY TO EITHER AN INDIVIDUAL OR A BODY AND IT WOULD BE QUITE PROPER TO DELEGATE A BY-LAW MAKING POWER TO THE CITY OF WHITEHORSE.

MR. CHAMBERLIST: IS THERE ANY OTHER, MR. CHAIRMAN, MR. LEGAL ADVISER CAN ANSWER THIS PERHAPS. DOES HE KNOW OF ANY OTHER JURISDICTION IN CANADA THAT DELEGATES THE AREA OF INTOXICANTS TO A MUNICIPALITY IN THAT JURISDICTION?

MR. LEGAL ADVISER: OFF HAND NO, MR. CHAIRMAN, THERE ISN'T ONE. THE FACT THAT THERE ISN'T ONE DOESN'T SAY IT DOESN'T EXIST.

MR. CHAMBERLIST: THE POINT THAT I, THE FACT THAT THERE ISN'T ONE DOESN'T MEAN TO SAY - - -

INTERUPTION.

MR. LEGAL ADVISER: IF THE HONOURABLE MEMBER DOESN'T KNOW OF ONE, IT DOESN'T MEAN THAT IT DOESN'T HAPPEN. BECAUSE IT MAY HAPPEN IN THE UNITED STATES AND SUCH PLACES.

MR. CHAMBERLIST: IT SOUNDED GALTIC FOR A MINUTE, THE YUKON ACT GIVES A RESPONSIBILITY FOR INTOXICANTS INTO THE HANDS OF THE TERRITORY. NOW, PERSONALLY I HAVE NO OBJECTION TO WHATEVER WAY IT'S DONE, BUT I JUST WONDER WHETHER, MR. LEGAL ADVISER SAYS WE HAVE LEGAL CAPABILITY TO DO THIS AND IF COUNCIL WANTS TO DO THIS, I WOULDN'T OBJECT. ALL I'M CONCERNED ABOUT IS THERE SHOULD BE SOMETHING DONE TO CORRECT IT.

MR. MCKINNON: IS IT POSSIBLE TO REPORT PROGRESS ON THIS TO THE POINT, MR. CHAIRMAN, OF WRITING, DIRECTING A LETTER TO THE MUNICIPALITY BECAUSE IT SEEMS THAT AT ALMOST EVERY CITY COUNCIL MEETING THAT I ATTEND AND EVEN THE ONES THAT I DON'T I HEAR REPORTS COMING-BACK FROM THE PRESS THAT, SAYING THAT THEIR TERRITORIAL COUNCIL IS BEING ATTACKED AGAIN FOR THEIR LEGISLATION WHICH IS MAKING THE STREETS OF WHITEHORSE A DISGRACE AND A TERRIBLE PLACE TO LIVE IN. PERSONALLY, I DON'T FIND THAT. BUT I THINK A CORRESPONDENCE SHOULD BE DIRECTED TO THE MUNICIPAL COUNCIL ASKING THEM WHAT PROVISION THEY WOULD LIKE TO BE ABLE TO SET THE STANDARDS OR TO PROVIDE FOR THIS DISPICABLE SITUATION WHICH THEY THINK IS TAKING PLACE TO BE CORRECTED. PERHAPS WE COULD HAVE SUGGESTIONS FROM THE MUNICIPAL COUNCIL IN THIS AGE OF PARTICIPATORY DEMOCRACY TO HELP BRING ABOUT A SOLUTION TO WHAT THEY THINK IS A VERY REAL PROBLEM. THEY ARE THE ONES COMPLAINING, LET'S ASK THEM WHAT THEY HAVE IN THEIR MINDS FOR SOLUTIONS TO THESE PROBLEMS AND ONCE WE HAVE IT, WE'LL CERTAINLY DO EVERYTHING IN OUR POWER TO HELP RECTIFY THE PROBLEM, IF IT IS WITHIN OUR CONFIDENCE WHICH IT APPEARS TO DO. IF I WERE ON THE MUNICIPAL COUNCIL, I KNOW THE LAST THING IN THE WORLD THAT I WOULD WANT WOULD BE THE RESPONSIBILITY FOR THE REGULATION AND ENFORCEMENT AND I WOULD BE PRETTY CAREFUL ABOUT RESTRICTING A PRIVILEGE WHICH I'M CONVINCED THE VAST MAJORITY OF THE PEOPLE ARE APPRECIATIVE ABOUT. SO LET'S ASK THE CITY COUNCIL, WHAT'S WRONG WITH THAT? WHAT THEY FEEL WE SHOULD DO IN HELPING THEM SOLVE THIS PROBLEM, WHICH THEY MUST HAVE BECAUSE GOODNESS KNOWS THEY RAISE IT AT EVERY COUNCIL

MEETING.

MR. TANNER: I would suggest that we do that to the other municipalities too. I haven't heard Faro express any concern, but certainly Dawson and Whitehorse and I think we should report progress.

MR. STUTTER: MR. CHAIRMAN, BEFORE WE LEAVE IT I WONDER IF I COULD ASK MR. LEGAL ADVISER. I BELIEVE THAT DAWSON HAS MADE SOME REPRESENTATION TO YOUR DEPARTMENT OR HAS BEEN SEEKING HELP FROM YOUR DEPARTMENT TO OVERCOME, OR AT LEAST TO HELP ELIMINATE THE TYPE OF PROBLEM THAT THEY HAVE HAD THERE DURING DISCOVERY DAYS CELEBRATIONS IN THE LAST COUPLE OF YEARS, WITHIN THE EXISTING ORDINANCE. HOW CAN YOU JUST TELL US IF YOUR DEPARTMENT HAS IN ANY WAY BEEN HELPING THEM DRAFT SOMETHING WITHIN THE LIMITS OF THE PRESENT ORDINANCE THAT WOULD HELP CUT DOWN THE SITUATION THAT HAS EXISTED THERE IN THE LAST COUPLE OF YEARS?

MR. LEGAL ADVISER: MR. CHAIRMAN, THE REPORTS WERE MADE TO THE LIQUOR DEPARTMENT TO MR. THIBAUT AND THERE HAVE BEEN DISCUSSIONS BETWEEN MR. THIBAUT, THE R.C.M.P. AND THE PEOPLE FROM DAWSON, I PRESUME THE CITY COUNCIL WITH A VIEW TO INSTITUTING SOME FORM OF CONTROL, NOT OVERDRINKING AS SUCH, BECAUSE THAT WOULD BE A QUESTION OF GIVING LICENCES, BUT IMPOSING CONDITIONS ON THE REMOVAL OF BEER BOTTLES FROM PLACES WHICH ARE LICENCED TO CONSIDER HAVING AN OPEN BEER GARDEN TYPE AREA WHICH WILL SELL ALCOHOL IN ADDITION TO THE ORDINARY LICENCED OUTLETS DURING THE PERIOD OF THE CELEBRATIONS. AND THAT EVERYONE WOULD PREVENT OR ATTEMPT TO PREVENT PEOPLE GOING DOWNTOWN WITH BEER BOTTLES, THROWING THEM AROUND OR OVER CONSUMING. OUR DEPARTMENT MAY BE INVOLVED AT A LATER POINT IN TIME. THE BASIC SUGGESTION IS THAT A TEAM DELIVER CIRCULARS TO ANY CAR COMING INTO DAWSON DURING THE CELEBRATION AND SETTING DOWN CLEARLY WHAT THE ABUSE IS AND WHAT STEPS ARE INTENDED TO REDRESS THE GRIEVANCES TO DEAL WITH IT. ONE OF THOSE SUGGESTIONS IS THAT WE SET UP A COURT IN DAWSON AT THE TIME AND THAT PERMISSION BE GIVEN TO, BY THE COMMISSIONER UNDER SECTION 84 OF THE LIQUOR ORDINANCE, TO PROSECUTE PEOPLE WHO ARE FOUND TO BE INTOXICATED IN A PUBLIC PLACE AT DAWSON AND THEY ARE TO BE CHARGED AND THEN DEALT WITH EITHER BY FINE OR IF THEY WANT TO DEFEND THE CASE, IT MIGHT BE DIFFICULT FOR THEM SOMETIME BECAUSE THEY MIGHT HAVE TO RETURN TO DAWSON TO DEFEND IN THE FOLLOWING WEEK.

RATHER THAN HARSHLY IMPOSE SUCH A REGIME WITHOUT ANY NOTICE INTENDED TO GIVE REAL PUBLIC NOTICE OF THE R.C.M.P.'S INTENTIONS IN THIS MATTER AND OF THE OTHER DEPARTMENTS INVOLVED AND HOPEFULLY THEN WHEN THE LIQUOR INSPECTORS AND R.C.M.P. ARE SPECIALLY POSTED, IT MIGHT MAKE THE PEOPLE RESIGN FROM THE POSITION THEY PREVIOUSLY TOOK UP OF SITTING AROUND ON TOP OF CARS AND THROWING BEER BOTTLES.
THIS IS WHAT THE GENERAL OUTLINE IS.

MR. CHAIRMAN: COUNCILLOR WATSON.

MRS. WATSON: MR. CHAIRMAN, I DON'T THINK THERE IS ANYONE IN THIS HOUSE THAT WAS AND STILL IS MORE OPPOSED TO OUR LIBERAL DRINKING LAWS THAN I AM. HOWEVER, I KNOW THAT THEY ARE A MATTER OF FACT IN OUR TERRITORY AND I ALSO KNOW THAT IT IS VERY VERY DIFFICULT TO TAKE AWAY A FREEDOM THAT YOU HAVE GIVEN TO PEOPLE. I ALSO THINK THAT EVEN IF WE GAVE THE MUNICIPALITIES THE POWER TO CONTROL DRINKING IN PUBLIC PLACES THAT THEY WOULD HAVE A TERRIBLE TIME TRYING TO ENFORCE IT. AND IF YOU LOOK AT THE MOTION AND LOOK AT THIS FIVE HUNDRED FEET OUTSIDE OF A BUILDING IN ANY MUNICIPALITY, ALL OF THE PROBLEMS THAT THEY WOULD BE FACED WITH TO ENFORCE THIS COME TO LIGHT. I'M JUST WONDERING WHETHER THERE MIGHT BE SOME OTHER SOLUTION TO THE PROBLEM OF DRINKING IN PUBLIC PLACES. AND I THINK THAT THE HONOURABLE MEMBER FROM WHITEHORSE WEST THE OTHER DAY, WHEN HE SAID THAT THERE IS ONLY A VERY VERY SMALL PORTION OF PEOPLE WHO ABUSE IT. IT'S A VERY TRUE SITUATION. THAT MAYBE THERE WOULD BE SOME OTHER WAY BY GETTING AT THIS SMALL PERCENTAGE OF PEOPLE WHO ABUSE IT OTHER THAN BY TRYING TO RESTRICT IT BY LAW. BECAUSE THE MINUTE YOU HAVE LAWS YOU HAVE TO ENFORCE IT AND YOU HAVE TO HAVE PEOPLE ENFORCING IT. AND I WOULD HATE TO SEE US GOING BACK TO NOT BEING ABLE TO DRINK IN PUBLIC PLACES AND I'M THINKING OF THE PICNICS AND FISHING AND THIS TYPE OF THING WHERE YOU USED TO, WHERE THEY USED TO HAVE TO HIDE THEIR BEER WHICH TO ME IS ABSOLUTELY RIDICULOUS, BUT ALSO RIDICULOUS TO THE OTHER EXTREME IS PEOPLE WALKING DOWN THE STREET DRINKING A BOTTLE OF BEER. THAT IS JUST AS RIDICULOUS. I DON'T THINK THAT THE OPPOSITION, THERE IS OPPOSITION TO THE DRINKING IN THE STREETS AND THE PUBLIC PLACES, BUT I THINK IT IS ALSO THE LIQUOR THAT IS A RESULT OF IT. THIS IS PART OF IT. IT'S ALL WRAPPED UP IN A PACKAGE. I WONDER IF I COULD DIRECT A QUESTION TO THE LEGAL ADVISER. LAST WINTER AT NEW YEARS, I BELIEVE THE LEGAL DEPARTMENT AND THE LIQUOR

DEPARTMENT WITH THE ASSISTANCE OF THE R.C.M.P. PUT ON A VERY GOOD PUBLICITY PROGRAM OVER THE RADIO WHICH DID HELP ALLEVIATE THIS DRINKING AND DRIVING THAT WE HAVE HAD OVER THE FESTIVE SEASON. WOULD IT BE BETTER TO DIRECT OUR MONEY AND ENERGY IN THIS DIRECTION TO TRY TO CONVINCE THE PEOPLE OF THE TERRITORY OR THIS VERY SMALL PORTION, THAT IT IS FINE TO DRINK IN PUBLIC PLACES, BUT DON'T ABUSE IT. I WONDER IF THE LEGAL ADVISER WOULD BE ABLE TO COMMENT ON THIS.

MR. CHAIRMAN: MR. LEGAL ADVISER,

MR. LEGAL ADVISER: MR. CHAIRMAN, IT SEEMS TO ME THAT OUR ENFORCEMENT IN GENERAL TERMS, IS VERY WEAK AT THE PRESENT TIME AND THAT THE LIQUOR INSPECTORS AND THE R.C.M.P. ARE AWARE OF THIS. BUT IT IS INTENDED BY THE LIQUOR BOARD THAT A SERIOUS ENFORCEMENT WILL COMMENCE WITH EFFECT FROM APRIL 1ST. THAT CLAUSES AND CONDITIONS HAVE BEEN WRITTEN INTO LICENCES AND LICENCEES HAVE BEEN INFORMED OR ARE IN THE PROCESS OF BEING INFORMED THAT THE BOARD WILL TAKE A VERY SERIOUS VIEW IF THEY CONTRIBUTE TO PUBLIC DRUNKENNESS BY ALLOWING PEOPLE TO COME IN AND GET DRUNK ON THEIR PREMISES AND SO FORTH. LAST YEAR, COMING UP TOWARDS THE PERIOD OF CHRISTMAS, THE R.C.M.P., THE LEGAL DEPARTMENT, THE TERRITORIAL SECRETARY'S OFFICE, THE LIQUOR DEPARTMENT AND POSSIBLY ONE OTHER DEPARTMENT, COMBINED IN A CAMPAIGN TO BRING HOME TO THE PUBLIC, THE DANGERS AND DISADVANTAGES ATTACHED TO FAILING A BREATHALIZER AS A RESULT OF DRINKING TOO MUCH WHEN YOU ARE IN CHARGE OF A CAR. I'M INFORMED BY THE THE DIRECTOR OF LIQUOR CONTROL THAT THE SALES OF LIQUOR DROPPED FIVE PERCENT OVER THE PREVIOUS YEAR. WE THINK IT WAS AN ALMOST CERTAINTY THAT IF YOU WERE DRIVING WHILE YOU WERE IMPAIRED THAT YOU WOULD BE CHECKED AND GIVEN THE BREATHALIZER AND PUNISHED. THIS IS WHAT REMEDIED, THE FIRM FAST ENFORCEMENT.

MRS. WATSON: MR. LEGAL ADVISER WOULD IT BE POSSIBLE TO HAVE SOME SORT OF A PUBLICITY CAMPAIGN FOR THIS DRINKING ON STREETS AND LITTERING OUR STREETS WITH BROKEN BOTTLES. I THINK THAT HALF OF THE OBJECTION IS THE BROKEN BOTTLES THAT ARE LYING AROUND.

MR. LEGAL ADVISER: IT'S ALWAYS POSSIBLE. AS THE COMMISSIONER OFTEN SAYS, IT'S A QUESTION OF DOLLARS AND CENTS, IT THEN BECOMES THE QUESTION TO ENFORCE IT, BUT IT CAN BE DONE. A CAMPAIGN OF EDUCATION CAN BE CARRIED OUT, AND

IN RELATION TO PEOPLE CONSUMING LIQUOR IN A BAR TO A POINT OF INTOXICATION, THAT CAN BE DEALT WITH IF WE FURTHER THE ENFORCEMENT. NOW I UNDERSTAND THAT THERE MAY BE A MOVE ON FOOT THAT WHERE A PERSON OVER INDULGES AND CAUSES A PROBLEM WHEN HE LEAVES THE PREMISES, IT MAY BE TRACED BACK AND CONDITIONS MAY BE IMPOSED ON THAT LICENCEE. IF MINORS ARE SERVED THE LICENCEE MAY FIND HIS LICENCE SUSPENDED FOR A FEW DAYS WHICH IS THE COMMON SITUATION IN MANITOBA, SASKATCHEWAN, ALBERTA AND B.C. I'M NOT SAYING THIS IS GOING TO BE DONE, BUT THEY MAY WELL HAVE TO COME TO THIS.

MR. CHAMBERLIST: THEN WHAT WILL HAPPEN, MR. CHAIRMAN, IF UPON TRACING IT BACK IF IT WAS THE LIQUOR STORE THAT SOLD THE BOTTLES OF WINE TO THESE PEOPLE WHO DRUNK LIKE THAT, BECAUSE THIS IS WHAT HAPPENS QUITE OFTEN. AND IT'S NOT THE BARS, THE BARS KNOW THAT THERE IS A DANGER OF LOSING THEIR LICENCE, BUT THE LIQUOR STORE KNOWS THAT THEY HAVE NO LICENCE TO LOSE, WHAT HAPPENS IS THIS, HAVING HAD A LITTLE EXPERIENCE IN THE LIQUOR BUSINESS. WHAT HAPPENS IS THAT YOU GET SOME PEOPLE, THEY'LL COME AND HAVE A DRINK. THEY WILL HAVE ONE OR TWO. GO OUT PERFECTLY ALRIGHT BECAUSE THEY HAVE ONLY HAD ONE OR TWO, THEY WILL GO TO THE LIQUOR STORE AND THEY'LL BUY A BOTTLE OR TWO AND THEY WILL DRINK THE BOTTLE OR TWO ON THE WAY BACK TO THE BARS THAT THEY HAVE BEEN. NOW WHAT HAPPENS IS THIS. THEN THEY HAVE ANOTHER DRINK AND IT DOESN'T TAKE EFFECT UNTIL FIVE OR TEN OR FIFTEEN MINUTES LATER AND THEY GO OUT. IF THE POLICE WERE TO TRACE BACK, YOU WOULDN'T GO AND PENALIZE THE PLACE THEY HAD JUST LEFT WHEN THEY HAD IN FACT GOT THEMSELVES PIE-EYED BECAUSE THEY BOUGHT THE LIQUOR IN THE LIQUOR STORE. HOW DO YOU PENALIZE A LIQUOR STORE? THE OTHER POINT THAT I WOULD LIKE TO MAKE IS WHEN IT COMES TO A PUBLICITY CAMPAIGN THOSE IRRESPONSIBLE PEOPLE THAT ARE THE ONES THAT, YOU KNOW, THEY NEVER HAVE TIME TO LISTEN TO THE RADIO, THEY ARE SO DRUNK AT THE TIME THEY CAN'T SEE TO READ SO THERE IS A LOSS TAKING PLACE THERE. I THINK THAT THE ONLY WAY IS MAKING IT A BREACH TO DRINK LIQUOR.

NOW I REALLY BROUGHT THIS MOTION FORWARD SO THAT IT COULD BE DISCUSSED MORE THAN ANYTHING ELSE. I PICKED OUT A FIGURE OF 500 FEET IN A MUNICIPALITY FOR THE SIMPLE REASON THAT ANYWHERE IN A MUNICIPALITY IN 500 FEET YOU ARE NEXT TO ANOTHER BUILDING. SO REALLY IN EFFECT, IT WOULD MAKE IT AN OFFENCE ANYWAY, ANY PLACE, ANY STREET

AND ANY LANE. THAT'S WHY AND IT DOESN'T INTERFERE IN ANY WAY WITH ANYONE GOING OUT ON A PICNIC OR ANYTHING LIKE THAT. THIS IS THE ONLY REASON WHY I BROUGHT IT FORWARD.

MR. CHAIRMAN: COUNCILLOR STUTTER PLEASE NEXT.

MR. STUTTER: I WOULD JUST LIKE TO ASK AGAIN, THE LEGAL ADVISER, WOULD YOU BRIEFLY GO OVER THE EXISTING LAWS THAT YOU ARE AWARE OF THAT IF ENFORCED WOULD HELP ALLEVIATE THE OBVIOUS PROBLEM OF DRINKING ON THE STREET, THE VARIOUS OFFENCES THAT ARE NOW COMMITTED AND IF THEY WERE ENFORCED HOW THEY WOULD HELP CUT DOWN ON THAT NOW?

MR. LEGAL ADVISER: MR. CHAIRMAN, ACTING ON THE ASSUMPTION OF THE PEOPLE WHO OWN THESE LIQUOR INDUSTRIES, WHO BREAK WINDOWS IN HOUSES ARE IMPAIRED INTOXICATED THEN IT WOULD BE REQUIRED TO HAVE REGULAR PATROLS OF THE LICENCED PREMISES TO SEE WHO WAS THERE SO THE LICENCEE WILL KNOW WITH CERTAINTY THAT MOST EVENINGS OF THE WEEK AT TEA TIMES BETWEEN TEN AND HALF PAST TWELVE OR TO ONE O'CLOCK THAT A PATROL WILL BE MADE AND IF HE FOUND PEOPLE DRUNK IN HIS PREMISES, THEN HE WOULD BE ON A CHARGE OR HIS LICENCE MAY BE LIFTED. IT'S A CERTAINTY OF ENFORCEMENT, BUT THEY HAVEN'T GOT THE MANPOWER AT THE MOMENT BECAUSE THERE IS ONLY FIVE INSPECTORS. A SECOND THING WHICH WOULD HELP WOULD BE IF THE R.C.M.P. COULD SEE THEIR WAY ALTHOUGH IT MIGHT COST EXTRA MONEY, TO JOIN IN HAVING MEN IN UNIFORM, PAY FAIRLY REGULAR VISITS TO THE LICENCED PREMISES AS THEY DO IN MANY OTHER JURISDICTIONS AND KEEP THE GENERAL COOLING INTEREST, IT'S THE PERSON WHO IS IMPAIRED WHO CAUSES THE PROBLEM WITH BOTTLES. A SOBER PERSON DOES NOT THROW BOTTLES AS A NORMAL ROUTINE.

MR. CHAIRMAN: COUNCILLOR STUTTER.

MR. STUTTER: MR. CHAIRMAN, THE LEGAL ADVISER HASN'T ANSWERED MY QUESTION.

I AM ASKING YOU TO BRIEFLY GIVE A RUNDOWN OF THE LAWS THAT ARE PRESENTLY IN EXISTENCE WHICH IF ENFORCED WOULD HELP CUT DOWN THE PROBLEM. THAT IS THE PERSON DRINKING IN THE STREETS. NOT NECESSARILY GOING BACK AND FINDING OUT WHERE THAT PERSON GOT DRUNK, BUT SOMEBODY THAT'S DRINKING IN THE STREETS THROWING AWAY BOTTLES, WHATEVER. WHAT LAWS IS HE ACTUALLY BREAKING, EXISTING LAWS NOW?

MR. LEGAL ADVISER: MR. CHAIRMAN, THE LIQUOR ORDINANCE DOES NOT DEAL WITH THE QUESTION OF LITTER, THAT IS LEFT TO THE MUNICIPALITY AND IT'S A DIFFICULT LAW IN ITSELF TO ENFORCE. BUT IT IS AN OFFENCE FOR A LICENCEE TO SELL TO ANY PERSON ALCOHOL, AT A TIME WHEN THE PERSON IS UNDER THE INFLUENCE OF ALCOHOL. THERE IS ALSO THE LAW DEALING WITH UNDERAGE DRINKING WHICH IS ALSO DIFFICULT TO ENFORCE AND LICENCEES FEEL THAT WHEN A PERSON WHO IS DRUNK COMES TO THEM, THAT EVEN THOUGH HE IS DRUNK AND THEY DON'T PERMIT HIM TO SIT DOWN ANNOY THE OTHER CUSTOMERS, THAT IT IS QUITE ALRIGHT TO GIVE HIM A CASE OF BEER OR A BOTTLE OF WHISKEY TO TAKE AWAY. IT IS NOT ALRIGHT AND HE IS EQUALLY FORBIDDEN TO SELL ALCOHOL TO A PERSON WHO IS UNDER THE INFLUENCE. NOW, THE LIQUOR STORE DOES NOT SELL LIQUOR TO PEOPLE WHO ARE INTOXICATED. WHAT ACTUALLY HAPPENS AND I'VE SEEN THIS MYSELF ON SEVERAL OCCASIONS. A PERSON IS REFUSED SERVICE, WALKS TO THE DOOR AND HE'S NOT EVEN ACQUAINTED WITH SOME PERSON COMING IN THE DOOR, HE SAYS, BUY ME A BOTTLE OF CROWN ROYAL OR SOME SUCH THING, IF THAT IS WHAT HIS DRINK IS AND HE IS ABLE TO GET IT. IT IS AN ANNOYING THING FOR THE CLERKS IN THE LIQUOR STORE TO SEE THROUGH THE WINDOW, A PERSON TAKING MONEY FROM ANOTHER PERSON, WALK IN AND BUY THE BOTTLE AND WALK STRAIGHT OUT. THEY HAVE COMPLIED WITH THE LAW. THE WHOLE THING IS A DIFFICULT PROBLEM.

MR. CHAIRMAN: COUNCILLOR STUTTER, WOULD YOU TAKE THE CHAIR FOR A MOMENT?

MR. TAYLOR: IN LISTENING TO THIS DEBATE, I JUST WANT TO SAY AT THIS TIME THAT WHEN WE GET INTO OTHER AREAS OF THE MAIN, AND IN OTHER AREAS OF THIS SESSION, I INTEND TO RAISE, IF YOU PREFER, MERRY HELL, IN THE MANNER IN WHICH THE GOVERNMENT OF THE YUKON TERRITORY, THE FEDERAL GOVERNMENT, THE R.C.M.P. AND EVERYTHING ELSE HAVE COMBINED INTO ONE MASSIVE LAW ENFORCEMENT AGENCY TO PREDATE AND HARASS THE PEOPLE OF THE YUKON TERRITORY. ONE PRIME AREA IS THE ATTITUDE JUST NOW EXPRESSED BY MR. LEGAL ADVISOR OF THE ADMINISTRATION IN TERMS OF DEALING WITH LIQUOR CONTROL. I REALLY WON'T GET INTO IT BECAUSE THIS WILL OPEN UP A WHOLE AREA OF DEBATE, BUT I TELL I AM MAD. I AM VERY, VERY MAD WITH THE WAY THIS GOVERNMENT, THE INSPECTORS, THE P.C.M.P. AND YOU NAME IT, THE GAME WARDENS, THIS GOVERNMENT AS I STATED IN MY CLOSING REMARKS AT THE LAST SESSION, HAS EVOLVED INTO ONE MASSIVE LAW ENFORCEMENT AGENCY AND IT IS UP TO THIS COUNCIL TO DO SOMETHING ABOUT IT. AND AS WE GET TO THE MAINS, WE WILL BE DEALING WITH THIS SUBJECT. I WOULD JUST LIKE TO MAKE THAT POINT VERY, VERY, VERY CLEAR BECAUSE DAY, BY DAY, BY DAY, THERE ARE REALMS AND REALMS OF THOSE REGULATIONS IMPOSING MORE POWER, IMPOSING MORE POWER TO GOVERNMENT PEOPLE TO HARASS THE PEOPLE OF THE YUKON TERRITORY AND THIS HAS GOT TO BE CURTAILED. WE HAVE GOT TO COME DOWN AND RATIONALIZE SOME OF THESE THINGS. AND GET SOME CIVIL SERVANTS WORKING IN THE DIRECTION NOT OF ENFORCEMENT, NOT OF PREDATING OR BEATING OR WEARING UPON THE PEOPLE, BUT HELPING PEOPLE SAYING, "NOW OKAY. YOU ARE HAVING DIFFICULTY. WE WON'T PUT YOU IN JAIL. WE WON'T TAKE YOU TO COURT. WE'LL SIT DOWN AND HELP YOU WORK THIS OUT." AND THIS, TO ME, IS WHAT A CIVIL SERVANT IS. A CIVIL SERVANT WASN'T SUPPOSED TO BE A POLICEMAN. THE WHOLE ATTITUDE HAS GOT TO CHANGE IN THIS ADMINISTRATION IN RESPECT TO THESE THINGS. YOU MUST PROJECT YOUR THINKING BEYOND THE MUNICIPAL BOUNDARIES OF THE CITY OF WHITEHORSE. YES, MR. LEGAL ADVISOR, THERE IS MORE TO THIS TERRITORY THAN THE CITY OF WHITEHORSE AND THIS BUILDING. I THINK THAT IF YOU EXPAND YOUR THINKING AND THE ADMINISTRATION EXPAND THEIR THINKING IN THIS DIRECTION, IT WILL BE A LOT BETTER TERRITORY TO LIVE IN.

MR. CHAIRMAN: COUNCILLOR TANNER.

MR. TANNER: MR. CHAIRMAN, I WAS GOING TO SAY THAT WE REPORT PROGRESSES THAT HAVE PREVIOUSLY BEEN SUGGESTED.

MR. TAYLOR: I WILL RESUME THE CHAIR AT THIS TIME.

MR. LEGAL ADVISOR: MR. CHAIRMAN, BEFORE YOU PIPE UP, THERE WAS A SUGGESTION THAT A LETTER BE WRITTEN TO THE CITY. WITH RESPECT, THE HOUSE SHOULD DIRECT SOMEONE TO WRITE THE LETTER AND APPOINT SOMEBODY TO CHECK IT THAT IT REPRESENTS WHAT THE HOUSE WISHES.

MR. CHAIRMAN: I WONDER IF ONE OF THE MEMBERS OF THE EXECUTIVE COMMITTEE IN CONCERT WITH THE LEGAL ADVISOR COULD LOOK AFTER THAT? WELL, ACTUALLY, IT SHOULD BE THROUGH THE OFFICE OF THE CLERK BUT COULD ONE OF THE MEMBERS OF THE EXECUTIVE COMMITTEE OR BOTH UNDERTAKE THIS LETTER?

MRS. WATSON: MR. CHAIRMAN, WOULD YOU LIKE A DRAFT COPY BEFORE IT IS SENT FOR APPROVAL?

MR. CHAIRMAN: I THINK THAT WOULD BE FINE. IF IT IS POSSIBLE THEN IT COULD BE SENT AS QUICKLY AS POSSIBLE.

MRS. WATSON: ALRIGHT, MR. CHAIRMAN.

MR. CHAIRMAN: IS THIS AGREEABLE TO THE COMMITTEE? IT IS NOT NECESSARY TO REPORT PROGRESS ON MOTIONS AND THE MOTION STILL REMAINS IN COMMITTEE FOR DISCUSSION AT A FURTHER TIME. WE HAVE A LONG LIST OF SESSIONAL PAPERS. THE FIRST IS, I DON'T KNOW IF ANYBODY MOVED SESSIONAL PAPER #1 INTO COMMITTEE. I HAVE TO CHECK THAT OUT.

MR. TANNER: YES, MR. CHAIRMAN, SESSIONAL PAPERS #1 AND #2 ARE THE COMMISSIONER'S OPENING SPEECH AND THE BUDGET SPEECH.

MR. CHAIRMAN: I SEE THEM LISTED AS BEING IN COMMITTEE AND I BELIEVE ...

MR. TANNER: I MOVED THEM INTO COMMITTEE.

MR. CHAIRMAN: ALRIGHT. WE'LL TAKE ...

MR. CHAMBERLIST: I DON'T WANT TO SPEAK. I HAVEN'T GOT MY NOTES WITH ME ON THEM HERE. I WAS WONDERING IF WE COULD DEAL WITH THE LEGISLATIVE RETURNS BECAUSE THIS WOULD BE MUCH EASIER.

MR. CHAIRMAN: HOW ABOUT SESSIONAL PAPER #2 WE WILL JUST LEAVE IN ABEYANCE?

MR. CHAMBERLIST: BILLS #1 AND #2 IN ABEYANCE.

MR. CHAIRMAN: NEXT IS SESSIONAL PAPER #5, EMD TRANSFER.

Mr. TANNER: Mr. Chairman, could I suggest that we discuss this when we get to the Budget because it is really merely telling Council of the fact of a new position or potential position and that is the only place that it will come up as far as I can see.

Mr. Chairman: Do you wish to stand this one over? The next is Sessional Paper #6, North Coast.

Mrs. Watson: Mr. Chairman, again this ties in with the Game Branch's proposed estimates for this coming year, 74-75.

Mr. Chairman: Is it not your wish to discuss it?

Mrs. Watson: Mr. Chairman, it is fine if you wish to discuss it, but it is quite relevant to the Budget, but it is your decision.

Mr. Chairman: I imagine everything is relevant.

Mr. Chamberlist: There is one point, Mr. Chairman, that I would like to ascertain and then we can deal with it at the Budget time. A new police detachment, this is an additional police detachment, are we paying additional for this police detachment or are we using the cost of this out of the existing police agreement arrangements?

Mr. Legal Advisor: Speaking without papers in front of me, I think that this is a summer detachment. It is a different thing from a permanent detachment and has special financial implications which are different from the permanent.

Mr. Chamberlist: Right, but we have provision for summer detachment in the police agreement now, vis a vis, the Carcross is a summer detachment although this, I'll have something to say in reference to making a permanent detachment, but I want to know if because this is a summer detachment, is it additional to the cost sharing arrangement under the police agreement than to what exists right now? Last year, ...

Mr. Tanner: Mr. Chairman, perhaps if we are going to discuss this at the Budget, could we leave it? I don't think anybody has got the answer for it.

Mr. Chamberlist: Right,

Mr. Chairman: This is stood over. The next is Sessional Paper #8, Health and Welfare, Regional Office.

Mr. Tanner: This is merely for the information of members, Mr. Chairman. It is self-explanatory and I have no reason to have it in with the Budget unless other members want to discuss it. Now, it is fine.

Mr. Chairman: I don't know that anything is really related to the Budget or not. If these are sessional papers, you could deal with them almost at any time.

Mr. Tanner: Mr. Chairman, on a point of information to Council. There are some of these that are explicitly to do with the Budget. There are funds involved in it. This is not one of them. It is merely here for the information of all councillors and if committee wants to discuss it now, it is fine. I have no reason ...

Mr. Chairman: Who was it that moved it into committee?

An Honourable Member: Councillor Tanner.

Mr. Chairman: Usually when you move it into committee, yes, that was moved by Councillor Tanner, seconded by Councillor Watson, they are in for discussion.

Mr. Tanner: Mr. Chairman, then I have got to admit to a mistake. I moved it into committee along with some others. I think that is why.

Mr. Chamberlist: It is for discussion but it will be at the Mains because with reference being made into Establishment 502 in the Main Estimates and I will have some remarks to make on it at that time.

Mr. Tanner: That is fine, Mr. Chairman.

Mr. Chairman: The next is Sessional Paper #9, BLADE Programme.

Mrs. Watson: Mr. Chairman, again this is up to Council itself. We dealt with some of it in the Supplementary Estimates. If you want to go into more detail, now at this time, or if you want to leave it until we go into the Mains, it's Council's, it's a lot of information in the Sessional Paper. If you want to discuss it now, that's fine.

MR. CHAIRMAN: ORDER, PLEASE. SOMEONE HAS MOVED THIS IN. I SEE THAT IT IS COUNCILLOR TANNER. WHEN YOU MOVE THINGS INTO, THESE SESSIONAL PAPERS INTO COMMITTEE, USUALLY YOU HAVE A REASON THAT YOU WISH TO SPEAK ABOUT THEM.

MR. TANNER: THIS PARTICULAR ONE, MR. CHAIRMAN, IT WAS ME THAT MOVED IT IN. I DID IT ON BEHALF OF MY COLLEAGUE HERE AND IT IS PART OF THE BUDGET AND IT IS PART OF THE SUPPLEMENTARY BUDGET TOO.

MR. CHAMBERLIST: AND ALSO IT SHOULD BE PART OF THE EDUCATION ORDINANCE AS WELL.

MR. TANNER: NO.

MR. CHAMBERLIST: ANYTHING TO DO WITH EDUCATION SHOULD BE PART OF THE EDUCATION ORDINANCE SO I THINK IT SHOULD BE BROUGHT INTO CONSIDERATION AND WE CAN'T DEAL WITH THE BUDGET AND THE MAIN ESTIMATE UNTIL THE EDUCATION ORDINANCE HAS BEEN GIVEN SECOND READING SO THAT WE CAN RELATE THIS PAPER ON EDUCATION, THE COST OF EDUCATION, TO THE EDUCATION ORDINANCE.

MR. STUTTER: MAY I SUGGEST, MR. CHAIRMAN, THAT SINCE WE SEEM TO BE GOING AROUND THE MULBERRY BUSH ON ALL OF THEM THAT I AM QUITE PREPARED TO DEAL WITH LEGISLATIVE RETURN #12 IF YOU WANT TO GET ON WITH THAT.

MR. CHAIRMAN: I WOULD JUST LIKE TO GO DOWN THE LIST IN ORDER THAT WE GENERALLY DO RATHER THAN IF WE HOP, SKIP AND JUMP. IT IS JUST IMPOSSIBLE. BUT I WOULD CAUTION MEMBERS THAT IF YOU INTRODUCE SOMETHING, DON'T INTRODUCE SESSIONAL PAPERS OR LEGISLATIVE RETURNS INTO COMMITTEE UNLESS YOU WISH TO DEAL WITH THEM. AS INFORMATION, EVERYBODY GETS THEM ANYWAY. IT IS ONLY PUT THEM IN TO DISCUSS THEM IN COMMITTEE.

MR. TANNER: I APOLOGIZE TO THE CHAIRMAN OF COMMITTEE. MOST OF THE ONES I INTRODUCED, I HAVING READ THEM BEFORE, RELATED TO THE BUDGET BUT I DO SEE ONE OR TWO HAVE SLIPPED THROUGH AND I APOLOGIZE AND I WILL TRY TO AMEND FOR IT LATER.

MRS. WATSON: MR. CHAIRMAN, I WONDER IF I CAN DRAW YOUR ATTENTION TO THAT SESSIONAL PAPERS #13, 14 AND 15 ARE PAPERS WITH GOVERNMENT SEEKING ADVICE. THEY COULD BE DEALT WITH ALTHOUGH 13 WAS PART OF THE PAPER, PART OF THE MAIN ESTIMATES. I THINK THAT, WITH ALL DUE RESPECT, THESE SESSIONAL PAPERS WERE MOVED INTO COMMITTEE

SPECIFICALLY TO ALLOW HONOURABLE MEMBERS TO REFER TO THEM, IF WE WANTED THE SUPPLEMENTARY OR IF WE WANTED THE LIQUOR SUPPLY ORDINANCE THAT THEY WOULD BE ABLE TO DO SO AND THIS IS WHY THEY HAVE BEEN MOVED INTO COMMITTEE. I THINK THIS IS WHERE THEY SHOULD BE TOO WITH ALL THIS OTHER.

MR. CHAIRMAN: I AM JUST TRYING TO FIND OUT IF 15, IS 15 IN COMMITTEE? I DON'T BELIEVE IT IS.

MRS. WATSON: YES, MR. CHAIRMAN, I BELIEVE IT WAS MOVED IN TODAY.

MR. CHAIRMAN: YES, I HAVE SESSIONAL PAPER #15 CARRIED TODAY.

MR. CHAIRMAN: THE NEXT ONE IS MOTION #10, REMEDIAL PROGRAMME.

MR. CHAMBERLIST: SESSIONAL PAPER.

MR. CHAIRMAN: : SESSIONAL PAPER.

MR. CHAMBERLIST: THERE AGAIN, I SAY THAT BECAUSE IT DEALS WITH BUDGETARY ITEMS, ALSO BECAUSE IT DEALS WITH SCHOOL PROGRAMMES, IT SHOULD BE DEALT WITH CONCURRENTLY WITH THE EDUCATION ORDINANCE AS WELL. BECAUSE THE EDUCATION ORDINANCE MUST DEAL WITH SOME OF THE INFORMATION HERE, I AM AFRAID THAT IT IS GOING TO BE IMPOSSIBLE TO DEAL WITH THE ESTIMATES, THE MAIN ESTIMATES, OR THIS PAPER UNLESS THE EDUCATION ORDINANCE IS INTRODUCED. BECAUSE YOU SEE, EDUCATION ORDINANCE AND NEW EDUCATION ORDINANCE WILL IN FACT HAVE LOTS TO DO WITH THE BUDGETARY AMOUNTS THAT HAVE BEEN REQUESTED BECAUSE THERE ARE ADDITIONAL COSTS IN THERE.

MRS. WATSON: MR. CHAIRMAN, WITH DUE RESPECT, THIS IS NOT TRUE. THIS IS NOT TRUE. IN THE AREA THAT THERE WILL BE SPECIFIC EXTRA COSTS, THE SESSIONAL PAPER IS BEING BROUGHT FORWARD AS A PROPOSAL. THE MAIN ESTIMATES FOR THE EDUCATION DEPARTMENT WERE PREPARED ON THE BASIS OF THE EXISTING LEGISLATION, AND IF THE KINDERGARTEN PROGRAMME IS EXPANDED, THERE WILL BE A SEPARATE APPROPRIATION BROUGHT FORWARD FOR THIS SO THAT THE HONOURABLE MEMBERS CAN DEAL WITH THE EDUCATION ESTIMATES AS THOUGH THEY DEALT WITH THEM LAST YEAR ON THE EXISTING SCHOOL LEGISLATION.

MR. CHAMBERLIST: THERE IS SOME DIFFERENCE OF OPINION THERE BECAUSE IF THIS COUNCIL WISHES TO HAVE THE KINDERGARTEN SITUATION DEVELOPED TO BE INCLUDED IN THE BUDGET NOW, AND NOT AS A SEPARATE SUPPLEMENTARY, THE ORDINANCE THEN IS DEAL-

ING WITH A NEW PROGRAMME. ALSO THIS, THAT THE NEGOTIATIONS BETWEEN THE TEACHERS IN THE YUKON AND THE COMMISSIONER WERE TO BE BASED ON THE EXISTING LEGISLATION TAKING EXACTLY WHAT COUNCILLOR WATSON HAS SAID. NOW THE REASON WHY I ASSUME THAT THE NEGOTIATIONS WERE PUT OFF TO A LATER DATE, WAS TO TRY AND GET THE TEACHERS INTO LINE WITH THE LEGISLATION AFTER THE NEW LEGISLATION IS PASSED. BECAUSE THE CONDITIONS RELATIVE TO THE TEACHERS ARE DIFFERENT IN THE NEW LEGISLATION THAN IT IS IN THE OLD LEGISLATION. FOR INSTANCE, IT REMOVES, THE NEW LEGISLATION, IS GOING TO REMOVE THE REQUIREMENT THAT EXISTS TODAY UNDER SECTION 98 FOR A MEMBER OF THIS COUNCIL TO BE PART OF THE NEGOTIATING COMMITTEE. IF THE NEGOTIATIONS TAKE PLACE IN JUNE AND THE NEW LEGISLATION IS PASSED, THE NEGOTIATIONS WILL BE TAKING PLACE ON THE BASIS OF THE NEW LEGISLATION AND NOT THE OLD LEGISLATION. I THINK THIS IS ONE OF THE ARGUMENTS THE Y.T.A. HAD. THIS IS WHY I SUGGESTED, MR. CHAIRMAN, THAT ANY SESSIONAL PAPER THAT DEALS WITH SUBJECTS OF EDUCATION BE DEALT WITH AT THE SAME TIME AS THE EDUCATION ORDINANCE AND THAT WE WILL NOT BE ABLE TO DEAL WITH THE MAIN ESTIMATES ON EDUCATION UNLESS THE EDUCATION ORDINANCE IS BEFORE THIS HOUSE AND THIS EDUCATION ORDINANCE, HAS NOT BEEN GIVEN A SECOND READING, WILL NOT BE INTO COMMITTEE FOR US TO DEAL WITH THE MAIN ESTIMATES AT THE SAME TIME.

Mrs. WATSON: MR. CHAIRMAN, I BEG TO DIFFER WITH THE HONOURABLE MEMBER WITH ALL RESPECT. THE EDUCATION ORDINANCE WILL HAVE ITS SECOND READING. YOU DON'T HAVE TO WORRY ABOUT THAT. THIS MORNING WE WERE BEING ACCUSED OF BEING PRESUMPTUOUS AND BRINGING NEW PROGRAMMES IN AND STARTING OUT ON THINGS AND PRESUMING THAT THE COUNCIL WOULD APPROVE THEM. IN ORDER TO ALLEVIATE THIS, IN ORDER TO SHOW GOOD FAITH, THE NEW KINDERGARTEN PROGRAMME AND THE PROPOSED KINDERGARTEN, ANY OF THE PROPOSALS IN THE NEW SCHOOL ORDINANCE HAVE NOT BEEN PUT INTO EDUCATION'S MAIN ESTIMATES BECAUSE WE FELT THAT THIS WOULD BE PRESUMPTUOUS. WE SHOULD GET THE APPROVAL OF COUNCIL. THIS MORNING YOU ACCUSED US OF BEING PRESUMPTUOUS. THIS AFTERNOON YOU ARE SAYING WE DIDN'T TAKE INTO CONSIDERATION ALL OF THESE THINGS AND JUST PUT THEM INTO THE MAIN ESTIMATES. I SAY, IF WE APPROVE THE KINDERGARTEN PROPOSAL, THEN THERE WILL BE NO PROBLEM OF BRINGING IN SEPARATE APPROPRIATIONS TO TAKE CARE OF THIS PROPOSAL AND I AM SURE THAT EVERY HONOURABLE MEMBER AROUND HERE WILL AGREE WITH ME WHEN THEY DEAL WITH THE MAIN ESTIMATE THEY WILL LIKE TO BE

ABLE TO DEAL WITH EDUCATION ESTIMATES BASED ON THE POLICIES, THE PROGRAMMES AND THE ORDINANCE WHICH ARE NOW IN EFFECT. IF THE SCHOOL ORDINANCE IS PASSED, THEN THE NECESSARY ADJUSTMENTS WILL HAVE TO BE MADE ON THE EXPENDITURE ON THE APPROPRIATION OF FUNDS AND I AM SURE THAT EVERY HONOURABLE MEMBER HERE AGREES WITH ME THAT I WASN'T PRESUMPTUOUS WHATSOEVER. I DIDN'T PRESUME THAT ANYTHING WOULD BE PASSED WHEN THE MAIN ESTIMATES WERE BEING PREPARED.

MR. CHAMBERLIST: EXCEPT, OF COURSE, MR. CHAIRMAN, THAT WE MUSTN'T LOOSE SIGHT OF THE FACT THAT IT IS PROPOSED TO CREATE A TAX ON THE PEOPLE TO PROVIDE FOR KINDERGARTENS WHEN IN FACT IT SHOULD BE WITHIN THE MAIN ESTIMATES AND FOUND IN THE EXISTING ESTIMATES. THIS IS WHAT IS BEING PROPOSED AND THIS IS WHY IT IS BEING LEFT OUT AS A SEPARATE ITEM SO THAT APPROPRIATIONS CAN BE GOT AND THEN SAY, "NOW THAT WE HAVE THE APPROPRIATIONS, WE HAVE TO TAX THE PEOPLE MORE TO GET KINDERGARTENS INTO EFFECT."

Mrs. WATSON: MR. CHAIRMAN, THAT IS RIGHT, BUT WE ARE GIVING THE COUNCILLORS THE OPPORTUNITY TO MAKE THE DECISION. THAT IS RIGHT AND THIS IS THE THING I THINK IS BOTHERING THE HONOURABLE MEMBER. WE HAVE SAID, "THIS IS THE PROPOSAL, AND WE WILL HAVE TO LOOK FOR EXTRA REVENUE. IF YOU DON'T WANT THE EXTRA REVENUE, WE CANNOT BRING IN THE PROPOSAL." SO WE ARE NOT ASKING FOR COUNCIL TO MAKE ANY COMMITMENTS WHATSOEVER IN THE MAIN ESTIMATES ON ANY OF THE NEW PROGRAMMES.

MR. CHAMBERLIST: WHEN THE HONOURABLE MEMBER SAYS THAT THERE WAS CONSIDERATION THAT SHE WAS BEING PRESUMPTUOUS, I SUGGEST THAT SHE IS BEING PRESUMPTUOUS NOW TO THINK THAT THIS COUNCIL IS READY TO APPROVE THE EDUCATION ESTIMATES WITHOUT SEEKING TO FIND WAYS AND MEANS OF FINDING WITHIN THOSE ESTIMATES SUFFICIENT FUNDS TO MEET THE COSTS OF KINDERGARTENS WITHOUT FURTHER TAXATION OF THE PEOPLE. THAT'S IS WHAT I CALL BEING PRESUMPTUOUS.

Mrs. WATSON: MR. CHAIRMAN, HE IS PERFECTLY AT LIBERTY TO TRY IF HE WANTS TO TAKE OTHER PROGRAMMES OUT, AND PUT THE KINDERGARTEN PROGRAMME IN, THEN WE ARE OPEN TO SUGGESTION WHEN WE EXAMINE THE MAIN ESTIMATES.

MR. CHAMBERLIST: IT IS NOT NECESSARY TO TAKE OTHER PROGRAMMES OUT BUT IT MAY BE NECESSARY TO EXAMINE THE AMOUNTS OF MONIES THAT ARE BEING REQUESTED FOR EXISTING PROGRAMMES SO THAT THE FUNDS CAN BE FOUND WITHIN A VERY LARGE APPROPRIA-

TION OF SOME \$8 MILLION OR SO TO FIND THE MONEY FOR KINDERGARTENS.

Mrs. WATSON: Mr. CHAIRMAN, THE HONOURABLE MEMBER IS PRESUMING THAT WE ARE ASKING FOR FUNDS THAT ARE NOT REQUIRED AND I HOPE YOU VERY CAREFULLY EXAMINE THE EDUCATION ESTIMATES BECAUSE I THINK YOU GOING TO FIND THAT YOU ARE NOT RIGHT. EVERY DOLLAR THAT IS BEING ASKED FOR IS ALLOCATED FOR SOME SPECIFIC PURPOSE OR PROGRAMME WITHIN THE EDUCATION BUDGET, BUT YOU WILL HAVE THE OPPORTUNITY TO DO THAT.

Mr. CHAMBERLIST: THIS IS WHY I AM SUGGESTING THAT WE DEAL WITH IT WHENEVER POSSIBLE.

Mr. CHAIRMAN: ORDER, PLEASE. I JUST WONDER IF MEMBERS COULD ADDRESS THROUGH THE CHAIR. WHEN THESE TRANSCRIPTIONS COME UP IN VOTES AND PROCEEDINGS, IT LOOKS LIKE I AM GETTING SOME TERRIBLE BLASTS AT THIS TABLE BECAUSE EVERY TIME YOU SAY, "YOU DID THIS," "YOU DID THAT," YOU ARE TALKING TO THE CHAIRMAN.

Mr. CHAMBERLIST: YES, YES.

Mr. CHAIRMAN: WE WILL THEN PROCEED TO LEGISLATIVE RETURNS. THE FIRST ONE IS LEGISLATIVE RETURN NO. 1. COUNCILLOR STUTTER.

Mr. STUTTER: I DON'T BELIEVE I PUT THIS ONE INTO COMMITTEE, Mr. CHAIRMAN. BUT NEVERTHELESS IT'S A - I DON'T MIND AT ALL TALKING TO IT BUT I DIDN'T PUT IT INTO COMMITTEE.

Mr. TANNER: WELL MAYBE COUNCILLOR CHAMBERLIST WANTS TO KICK OFF SOME DISCUSSION ON IT.

Mr. STUTTER: WELL I CERTAINLY HAVE A FEW THINGS TO SAY ON IT.

Mr. CHAIRMAN: COUNCILLOR CHAMBERLIST.

Mr. CHAMBERLIST: THE REASON WHY I PUT THIS IN IS BECAUSE I WOULD LIKE TO KNOW, AND I WONDER WHERE I CAN GET THIS INFORMATION FROM, UNLESS Mr. LEGAL ADVISER CAN ADVISE. THE COMMISSIONER SHOULD BE HERE BUT I SUPPOSE Mr. LEGAL ADVISER CAN ADVISE. THE PORKUPINE RIVER, FROM INFORMATION THAT I HAVE FOUND OUT, IS A NAVIGABLE WATERWAY WITHIN THE MEANING OF THE TRANSPORT ACT. NOW, BEING A NAVIGABLE WATERWAY WITHIN THE MEANING OF THE TRANSPORT ACT, SHOULD IT NOT BE THE RESPONSIBILITY OF THE DEPARTMENT OF TRANSPORT

TO PAY FOR THE COST OF REPAIRING THE BANK WHERE THERE HAS BEEN DAMAGE TO THE BANK AS A RESULT OF EROSION BY THE WATERS OF THAT NAVIGABLE WATERWAY?

Mr. LEGAL ADVISER: I COULDN'T SAY, Mr. CHAIRMAN, WHOSE RESPONSIBILITY IT IS. I IMAGINE THEY COULD CLAIM A RIGHT TO DO IT IF THEY WISHED AS PART OF A HARBOUR OR SOME SUCH THING, BUT TO SAY THAT THEY HAVE A RIGHT, OR A DUTY TO DO IT, IS ANOTHER THING. WE COULD CREATE A NATIONAL HARBOUR OUT THERE.

SOME HONOURABLE MEMBERS: LAUGHTER.

Mr. CHAMBERLIST: OLD CROW HARBOUR. OH WELL.

Mr. STUTTER: THERE'S AN OLD CROW NAVY.

Mr. CHAMBERLIST: LAUGHTER, PARDON ME, JUST A MINUTE.

Mr. STUTTER: Mr. CHAIRMAN, BEFORE WE FOLLOW THIS LINE TOO MUCH FURTHER I WOULD JUST LIKE TO - I RECOGNIZE THE POINT THE MEMBER IS TRYING TO MAKE BUT I WOULD IMPLOR HIM, AND ALL MEMBERS AROUND THIS TABLE, THAT REGARDLESS OF WHERE THE FUNDS EVENTUALLY COME FROM I WOULD REALLY IMPLOR THEM NOT TO IN ANY WAY HINDER THIS PARTICULAR PROGRAM. I HAVE SOME PICTURES HERE I COULD SEND AROUND THE TABLE SO THAT IF YOU HAVEN'T BEEN TO OLD CROW YOU WILL BE COMPLETELY FAMILIAR WITH WHAT'S HAPPENED THERE. I WOULD LIKE TO POINT OUT THAT THERE WAS ONE DEATH WHICH OCCURRED ALREADY THIS WINTER AS A RESULT OF THAT BANK, AND IT REALLY IS - YOU KNOW, WITHOUT SEEING IT IT'S HARD FOR YOU TO EXACTLY PICTURE HOW BAD THE SITUATION IS, BUT I MUST IMPLOR YOU THAT NO MATTER WHERE THE FUNDS EVENTUALLY COME FROM PLEASE DO NOT IN ANY WAY HINDER THE ACTUAL PHYSICAL FIXING OF THIS BANK BECAUSE IT REALLY IS A DANGER TO ALL OF THOSE THAT LIVE IN OLD CROW.

Mr. CHAMBERLIST: WELL, YOU KNOW, I HAVE EVERY SYMPATHY WITH WHAT THE HONOURABLE MEMBER HAS SAID. BUT AT THE SAME TIME I THINK WE HAVE A RESPONSIBILITY TO FIND OUT WHETHER WE HAVE, THE TERRITORIAL GOVERNMENT THAT IS, SHOULD HAVE TO PAY THE FUNDS THROUGH THE APPROVAL OF COUNCIL UNLESS WE CAN BE ASSURED THAT THESE FUNDS SHOULD BE EXPENDED BY THE FEDERAL GOVERNMENT AND, THEREFORE, WE SHOULD GET THIS MONEY BACK. THIS IS WHAT REALLY CONCERNS ME AND PERHAPS SOMEBODY CAN SAY WHETHER THIS IS A REFUNDABLE AMOUNT OF MONEY. IS THERE ANY INFORMATION AVAILABLE?

MRS. WATSON: MR. CHAIRMAN, I THINK AS BEST I RECALL YES THIS IS. THERE IS FROM INDIAN AFFAIRS & NORTHERN DEVELOPMENT BECAUSE THE ENGINEERING STUDIES HAVE BEEN DONE, AND I THINK THAT THE POINT THE HONOURABLE MEMBER FROM DAWSON CITY IS MAKING- I DON'T CARE WHO IS PAYING THE MONEY - LET'S GET STARTED AND DO THE JOB.

MR. STUTTER: I CARE, I MEAN - - -

MR. CHAMBERLIST: OH YES.

MRS. WATSON: YES, YES, BUT I KNOW THAT SOME TIME HAS BEEN SPENT AND I THINK WE'VE HAD THE ASSURANCE THAT THIS IS RECOVERABLE. THIS IS THE QUESTION THE HONOURABLE MEMBER WANTS ANSWERED. YES.

MR. CHAMBERLIST: YES, THAT IS WHAT I WANT TO KNOW. IF IT'S RECOVERABLE, MR. CHAIRMAN, YOU KNOW I HAVE NO REASON TO OBJECT TO IT BEING DONE. I THINK IT SHOULD BE DONE IN A HURRY IN ANY EVENT. I AGREE, BUT TO GET IT DONE AND THEN NOT GET THE MONEY REFUNDED AND HAVING THE TERRITORIAL TAXPAYER PAY THE SHOT WHEN IT SHOULD BE COMING FROM DEPARTMENT OF TRANSPORT, YOU KNOW, THAT'S THE THING THAT I AM OBJECTING TO. I WONDER IF WE CAN ASK MR. MILLER TO COME IN HERE, MR. CHAIRMAN, TO ANSWER THESE QUESTIONS.

MRS. WATSON: MR. MILLER, THE QUESTION HAD BEEN ASKED ON THE OLD CROW RIVERBANK STABILIZATION WHETHER THE FUNDS THAT WOULD BE EXPENDED THIS YEAR ARE RECOVERABLE FROM INDIAN AFFAIRS & NORTHERN DEVELOPMENT OR THE DEPARTMENT OF TRANSPORT, BUT WE WOULD GET THEM DIRECTLY FROM THE - - -

MR. MILLER: MR. CHAIRMAN, THESE FUNDS ARE COMING DIRECTLY FROM THE FEDERAL GOVERNMENT IN OUR PROJECT LOAN CAPITAL BORROWING, OUR CAPITAL BORROWING.

MR. CHAMBERLIST: CAN WE TAKE IT FROM THAT, MR. CHAIRMAN, THAT IF IT'S IN OUR PROJECT LOAN CAPITAL THAT ALL THIS MONEY IS 100% RECOVERABLE.

MR. MILLER: THESE FUNDS ARE 100% FEDERAL FUNDS WHICH DON'T AFFECT THE TAXPAYER OF THE YUKON TERRITORY.

MR. CHAMBERLIST: OH, THAT'S WHAT I WANTED TO KNOW.

MRS. WATSON: THANK YOU MR. CHAIRMAN.

MR. CHAIRMAN: ANY FURTHER QUESTIONS? MAY MR. MILLER BE EXCUSED?

SOME HONOURABLE MEMBERS: YES.

MR. CHAIRMAN: THANK YOU MR. MILLER. ALRIGHT, THE NEXT IS LEGISLATIVE RETURN NO. 3 - AUTHORITY OF ASSISTANT COMMISSIONER.

MR. CHAMBERLIST: I WOULD LIKE TO HAVE THE COMMISSIONER HERE ON THIS OR DO YOU WANT TO LEAVE IT UNTIL - -

MR. CHAIRMAN: I BELIEVE THAT THE COMMISSIONER ADVISED THAT HE WOULD BE AWAY FOR AN NCPC MEETING.

MR. CHAMBERLIST: WELL LET'S STAND THIS ASIDE THEN.

MR. CHAIRMAN: ALRIGHT. THE NEXT IS FOR ADVISING COMMITTEE, EDUCATION.

MR. CHAMBERLIST: FOR THIS AGAIN I WANT THE COMMISSIONER HERE.

MR. CHAIRMAN: APPOINTMENT OF ADVISORY COMMITTEE SCHOOL ORDINANCE. NEXT IS COMMITTEE RE MOTION NO 9, LEGISLATIVE RETURN NO. 7.

MR. CHAMBERLIST: NO. 7 YES.

MRS. WATSON: IT HASN'T BEEN MOVED INTO COMMITTEE. THE ONLY OTHER LEGISLATIVE RETURN THAT HAS BEEN MOVED IN IS LEGISLATIVE RETURN NO. 12.

MR. CHAIRMAN: OH NO. THERE IS 7, 12, 17, 18 AND 19, BUT LET'S HAVE 7. WHAT'S THE SITUATION HERE?

MR. CHAMBERLIST: THE SITUATION IS THIS IN THIS ONE, MR. CHAIRMAN. A LOT OF CONCERN HAS BEEN SHOWN BY PEOPLE IN WHITEHORSE OVER THE ABILITY OR INABILITY TO MEET THE COSTS OF OPERATION OF THE MUNICIPALITY. I'VE ASKED THIS TO BE MOVED IN BECAUSE THE TERRITORIAL COUNCIL HAS TAKEN A LOT OF CRITICISM AS A RESULT OF THE ERIC HARDY REPORT WITH REFERENCE TO THE MUNICIPAL AID ORDINANCE. THIS, WHAT WE HAVE HERE THE LEGISLATIVE RETURN GIVES A BREAKDOWN OF A MEETING THAT TOOK PLACE. NOW ON PAGE 2 OF THE SESSIONAL PAPER, AND I MUST SAY THIS THAT THE PURPOSE OF THIS PARTICULAR

MEETING WAS TO EXAMINE THE FINANCIAL POSITION THAT THE CITY HAD FOUND ITSELF IN, AND ON PAGE 2 THE SECOND PARAGRAPH IT READS: "NO ATTEMPT WAS MADE BY THE COMMITTEE TO STUDY THE FULL FINANCIAL OPERATIONS OF THE CITY AS DIVERGENCY OF OPINION VARIED GREATLY AMONG MEMBERS AS TO FINANCING METHODS, CHARGES FOR SERVICES PROVIDED, ETC. . .". NOW THERE WAS A LOT OF FUSS MADE AND THEN WHEN A COMMITTEE WAS SET UP THE VERY THING THAT WAS SUPPOSED TO HAVE BEEN DISCUSSED WAS NOT DISCUSSED. IT WAS BROUGHT TO MY ATTENTION THAT THE CITY HAD BEEN, THAT THE CITY HAD PREPARED AN INCREASE OF WATER RATES AND I TRIED TO FIND OUT WHY - THE REASON BEHIND IT. THEN I LOOKED ON PAGE 5, NO. 18, AND I READ AT THE TOP: USER CHARGES. IT WAS AGREED THAT IT WAS UP TO THE CITY AS TO HOW THEY RAISED REVENUES. DISCUSSIONS TOOK PLACE ON COMPARATIVE WATER COSTS IN OTHER YUKON MUNICIPALITIES AND IT WAS AGREED THAT THE CITY SHOULD GIVE CONSIDERATION TO A WATER RATE INCREASE TO RECOVER A MORE REASONABLE PORTION OF THE COST OF PROVIDING THIS SERVICE. WHEN I MADE MY INQUIRIES AS TO WHO WAS RESPONSIBLE FOR THIS I FIND THIS IS SIGNED BY MR. MILLER, AND I FIND AS WELL FROM THE CITY OFFICIALS THAT MR. MILLER GAVE DEFINITE INSTRUCTIONS TO THE CITY OF WHITEHORSE TO INCREASE THE RATES ON THE BASIS THAT IT IS. NOW, I FIND THAT IT'S MOST IMPROPER FOR A GOVERNMENT OFFICER TO DIRECT THE CITY. THERE IS NO DOUBT THAT THE CITY HAVE GOT THE RIGHT TO SET UP A WATER RATE STRUCTURE AND THEY HAVE DONE THIS, NOT A VERY HAPPY ONE. BUT I'M SIMPLY POINTING OUT THAT HERE WE HAVE A REPORT WHICH WAS SUBJECT TO A MOTION OF DECEMBER 8, 1972, WHICH HAS JUST BEEN DELIVERED TO COUNCIL ALTHOUGH IT IS DATED OCTOBER 2, 1973. THAT'S MY CRITICISM OF THIS PARTICULAR LEGISLATIVE RETURN AND I WOULD ALSO LIKE TO HAVE A QUESTION ANSWERED AND THAT IS RELATIVE TO ITEM NO. 24 ON PAGE 5 WHICH SAYS, "TERRITORIAL/CITY RELATIONS. IT WAS AGREED THAT CONTINUED DIALOGUE WOULD PROVIDE A USEFUL MEANS OF IMPROVING THESE RELATIONS ETC. . .". I WOULD LIKE TO KNOW WHETHER THERE IS A CONTINUING TERRITORIAL/CITY DIALOGUE TAKING PLACE AND WHAT ARE OTHER REPORTS OF THOSE - OF THESE MEETINGS BECAUSE THE SUGGESTION HERE WAS THAT THE MEETING COMMENCED ON APRIL 26, AND THERE HAS BEEN NOTHING BEYOND THESE FEW MEETINGS THAT TOOK PLACE AT THAT TIME. MR. BYRON HAS NOT BEEN WITH THE COMMITTEE FOR SOME CONSIDERABLE TIME. MR. MILLER HASN'T BEEN THE TERRITORIAL TREASURER FOR SOME

CONSIDERABLE TIME SO OBVIOUSLY HE HASN'T BEEN TERRITORIAL TREASURER SINCE APRIL OF LAST YEAR. WHAT MEETINGS HAVE TAKEN PLACE SINCE THAT TIME AND WHAT IS THE RELATIONSHIP BETWEEN THE GOVERNMENT AND THE MUNICIPALITIES?

MR. CHAIRMAN: TO WHOM WOULD YOU - - OH, TO COUNCILLOR WATSON.

MR. CHAMBERLIST: IF COUNCILLOR WATSON COULD ANSWER IT THAT'S FINE.

MRS. WATSON: YES, MR. CHAIRMAN, I THINK IN ALL FAIRNESS WE HAVE TO LOOK AT WHY THE MEETINGS WERE STARTED. THEY WERE AS A RESULT OF A MOTION OF THIS COUNCIL TO HAVE THE ADMINISTRATIVE PEOPLE OF THE CITY AND THE ADMINISTRATIVE PEOPLE OF LOCAL GOVERNMENT AND SOME OTHER SENIOR GOVERNMENT OFFICERS MEET TOGETHER AND STUDY THE HARDY REPORT. AND THIS IS THE RESULT. THEY COMPLETED THE STUDY OF THE HARDY REPORT AND THIS IS A RESULT OF THOSE MEETINGS. NOW, I THINK, IT SAYS IN THE MOTION "A COMMITTEE BE STRUCK REPRESENTING BOTH THE CITY AND THE TERRITORIAL GOVERNMENT TO STUDY THE FIRST FINANCIAL YEAR OF OPERATION OF THE NEWLY AMALGAMATED CITY OF WHITEHORSE AFTER THE CITY HAS SUBMITTED A FINANCIAL STATEMENT, AND THE COMMITTEE CAN MAKE RECOMMENDATIONS CONCERNING THE HARDY REPORT AND THE OLIVER REPORT". NOW IF YOU LOOK AT PAGE 5 AND SECTION 18, USER CHARGES - THIS IS THE SPECIFIC AREA THAT THE HONOURABLE MEMBER WENT INTO - IT WAS AGREED THAT IT WAS UP TO THE CITY AS TO HOW TO RAISE REVENUES, AND I THINK THAT IS A VERY VERY IMPORTANT THING. NOW TO TURN AROUND IN THIS CHAMBER AND SAY THAT SOMEONE FROM THE TERRITORIAL GOVERNMENT TOLD THE CITY TO RAISE THEIR WATER RATES IS ABSOLUTELY LUDICROUS BECAUSE THE ONLY PEOPLE WHO CAN RAISE THE WATER RATES IN THE CITY OF WHITEHORSE ARE THE MUNICIPAL, THE ELECTED PEOPLE, THE MUNICIPAL COUNCIL. I'M SURE THAT MEMBERS OF THAT COUNCIL AND THE MAYOR OF THE CITY OF WHITEHORSE WOULD NOT STAND UP AND SAY "WE RAISE THE WATER RATES BECAUSE MERV MILLER OR THE TERRITORIAL TREASURER OR WHOEVER IT IS FROM THE TERRITORIAL GOVERNMENT TOLD US TO RAISE THE WATER RATES", BECAUSE THEY WOULD BE LAUGHED DOWN AND THE HONOURABLE MEMBER KNOWS THAT BECAUSE EVERYONE OF THEIR PEOPLE IN THE CITY WOULD SAY "THAT'S YOUR RIGHT. YOU SHOULD HAVE TAKEN THE DECISION." SO I THINK THAT IS A PRETTY POOR ACCUSATION AND I DON'T THINK THAT AS A RESULT OF THAT MOTION, THE MOTION WAS TO HAVE MEETINGS REGARDING THE HARDY REPORT. THEY

REVIEWED THE HARDY REPORT, THEY PREPARED THEIR REPORT TO THE COUNCIL. NOW I KNOW THAT THE CITY AND THE TERRITORIAL GOVERNMENT ADMINISTRATIVE PEOPLE MEET ON A CONTINUING BASIS AND THIS IS HOW IT SHOULD BE AND IT SHOULD BE AN UNDERSTANDING BETWEEN THE ADMINISTRATIVE PEOPLE, IT SHOULDN'T ALWAYS GET TO A POLITICAL LEVEL, BECAUSE THEY CAN SOLVE A LOT OF THE PROBLEMS AT THEIR LEVEL THAT THEY WANT TO WITHOUT GETTING INTO A BIG POLITICAL HASSEL. I KNOW THESE MEETINGS ARE GOING ON IN A CONTINUING BASIS, AND I THINK THAT THE REPORT HERE FULFILLS THE OBLIGATIONS THAT WERE UNDERTAKEN BY THE TERRITORIAL GOVERNMENT AS A RESULT OF THAT MOTION.

MR. CHAMBERLIST: NOW, MR. CHAIRMAN, THE FIRST THING IS THAT WHEN I REFERRED TO SECTION 18 I SAID, AND THE NOTES IN THE VOTES & PROCEEDINGS WILL MAKE IT CLEAR, THAT THE CITY OF WHITEHORSE HAD EVERY RIGHT TO RAISE THEIR OWN REVENUES. WHAT I AM QUESTIONING IS THE INTERFERENCE OF MR. MILLER IN TELLING THEM TO DO THAT. NOW, THERE IS NO POINT IN SUGGESTING THAT THE RESOLUTION WHICH IS THE LAST PART OF THE MOTION IS CLEAR AND SPECIFIC, THAT IT SEEKS FOR A FINANCIAL INVESTIGATION TO BE CARRIED FOR UNDER THE - OF THE HARDY REPORT. THE HONOURABLE MEMBER FROM CARMACKS-KLUANE DOESN'T SEEM TO REALIZE THAT I AM BEING CRITICAL OF THE CITY AS WELL WHO PRESSURED FOR THIS MEETING TO TAKE PLACE AND THEN FINISHES UP BY NOT DOING WHAT THEY WANTED DONE. THIS IS THE POINT THAT I AM MAKING; THAT THEY ARGUED AND ARGUED THAT THE HARDY REPORT SAYS THAT THEY HAVEN'T GOT THE FINANCE TO OPERATE THE CITY AND YET THE FIRST ITEM OF THE REPORT WHICH REALLY IS THE SUBSTANCE OF THE RESOLUTION CLEARLY SHOWS THAT THE CITY DIDN'T TAKE THE TROUBLE TO DO WHAT IT HAD WANTED TO DO. NO ATTEMPT WAS MADE BY THE COMMITTEE TO STUDY THE FULL FINANCIAL OPERATIONS OF THE CITY. AND I'M SAYING THIS BECAUSE UNTIL SUCH TIME AS THE MUNICIPALITY CAN COME FORWARD AND SAY "LOOK, THIS IS WHY WE NEED EXTRA MONEYS. THIS IS WHY WE NEED FUNDS", WHICH HAVE BEEN ASKED FOR THEN THEY HAVE NO GRIEF AGAINST THE TERRITORIAL COUNCIL AND I'M JUST SORRY THAT COUNCILLOR WATSON AT THIS TIME SHOULD MIS-INTERPRET THE FACT THAT I'M NOT BEWAILING THE RESULT OF WHAT HAS TAKEN PLACE BUT CERTAINLY WHACKING OUT AT THE CITY FOR ASKING THE TERRITORIAL GOVERNMENT TO DO SOMETHING, ONCE IT WAS DONE NOT EXAMINING THE VERY

AREA THAT THE CITY WANTED TO HAVE EXAMINED, AND THAT WAS THE FINANCIAL AREAS OF THE HARDY REPORT. I PUT THIS IN FOR THE SIMPLE REASON THAT I WANT IT RECORDED THAT THEY HAD THE OPPORTUNITY, THEY DIDN'T TAKE THE OPPORTUNITY SO THAT NEXT TIME THEY COME GRIEVING TO THE TERRITORIAL GOVERNMENT THE TERRITORIAL GOVERNMENT SHOULD SAY TO THEM, "YOU HAD THE OPPORTUNITY. WE ARRANGED THE MEETING AND YOU DIDN'T PARTICIPATE IN THAT MEETING. NOW WE'VE DONE OUR SHARE - YOU WANT TO PLAY GAMES, YOU WANT TO DO ANYTHING ELSE IT'S YOUR FAULT," NOW THIS IS WHAT I WAS MAKING. I WAS NOT BEING CRITICAL OF THE TERRITORIAL GOVERNMENT EXCEPT FOR SAYING THAT I THINK IT WAS IMPROPER FOR MR. MILLER TO SUGGEST TO THE CITY THAT THEY SHOULD INCREASE THE WATER RATES. THIS IS THE INFORMATION I GOT WHEN I WAS AT THE CITY COUNCIL THE OTHER NIGHT; THAT IT WAS ON MR. MILLER'S ADVICE AND THIS IS ALL I'M JUST RELATING TO COUNCIL.

MRS. WATSON: MR. CHAIRMAN COULD I ASK THE HONOURABLE MEMBER A QUESTION. IF MR. MILLER, IF MR. MILLER GAVE THE ADVICE WHO HAS THE AUTHORITY TO SET THE WATER RATES.

MR. CHAMBERLIST: THERE IS NO DOUBT AND NO QUESTION ABOUT IT, THE MUNICIPALITY HAS THAT AUTHORITY. I'M SAYING THAT WE SHOULDN'T INTERFERE WITH THE MUNICIPAL'S AUTHORITY, THAT IS ALL. IF THEY WANT TO HANG THEMSELVES, LET THEM HANG THEMSELVES. THANK YOU MR. CHAIRMAN.

MR. CHAIRMAN: IS THERE ANY MORE ON THIS MATTER? I THINK THE NEXT ITEM IS SESSIONAL PAPER NO. 12, BOTTLE CONTROL AND I THINK THERE WILL BE SOME DEBATE ON THIS AND I THINK ALSO THERE ARE SOME WITNESSES REQUIRED. IS THIS NOT CORRECT? I'M JUST WONDERING IN VIEW OF THE TIME IF YOU WISH TO PROCEED WITH THIS MATTER.

MRS. WATSON: MR. CHAIRMAN, WITH DUE RESPECT I HAVEN'T HAD THE OPPORTUNITY TO READ IT AT ALL. IT JUST CAME OUT THIS MORNING, DID IT NOT?

MR. CHAIRMAN: SESSIONAL PAPER OR LEGISLATIVE RETURN NO. 12. DO YOU WISH TO STAND IT OVER IN VIEW OF THE TIME BECAUSE I DO BELIEVE THERE WILL BE SOME DISCUSSION ON THAT.

MR. STUTTER: WELL THEN I DO, I THINK PERHAPS IT SHOULD BE PUT OVER IN VIEW OF THE TIME FOR THE SIMPLE REASON I THINK WE ARE GOING TO HAVE TO HAVE THE LEGAL ADVISOR HERE AND ALSO THE

INFORMATION THAT WAS TABLED TODAY IS SUPPOSED TO BE MOVED INTO COMMITTEE OF THE WHOLE AS WELL TO DISCUSS IN CONJUNCTION WITH THE LEGISLATIVE RETURN, SO PERHAPS WE COULD STAND IT OVER. IT IS GOING TO BE A BIT LENGTHY.

MR. CHAIRMAN: WHAT IS YOUR PLEASURE?

MR. CHAMBERLIST: MR. CHAIRMAN I MOVE THAT MR. SPEAKER DO NOW RESUME THE CHAIR.

MR. CHAIRMAN: IS THERE A SECONDER?

MR. STUTTER: I SECOND THAT MOTION.

MR. CHAIRMAN: IT HAS BEEN MOVED BY COUNCILLOR CHAMBERLIST SECONDED BY COUNCILLOR STUTTER THAT MR. SPEAKER DO NOW RESUME THE CHAIR. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

NOTION CARRIED

MR. SPEAKER: THE COUNCIL WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF COMMITTEE.

MR. TAYLOR: MR. SPEAKER, COMMITTEE CONVENED AT 10:30 A.M. TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. MR. MILLER AND MR. RUBERDEAU ATTENDED TO DISCUSS BILL NO. 1. COMMITTEE RECESSED AT 12 NOON AND RECONVENED AT 2 P.M. PARDON ME MR. SPEAKER, THAT IS 2:10 PM. IT WAS MOVED BY COUNCILLOR WATSON SECONDED BY COUNCILLOR TANNER THAT BILL NO. 1 BE REPORTED OUT OF COMMITTEE WITHOUT AMENDMENT AND THAT MOTION CARRIED.

IT WAS MOVED BY COUNCILLOR TANNER SECONDED BY COUNCILLOR WATSON THAT BILL NO. 13 BE REPORTED OUT OF COMMITTEE AS AMENDED AND THIS MOTION CARRIED.

MR. MILLER, EXECUTIVE COMMITTEE MEMBER ATTENDED COMMITTEE TO DISCUSS LEGISLATIVE RETURN NO. 1 RELATING TO THE OLD CROW BANK EROSION. IT WAS MOVED BY COUNCILLOR CHAMBERLIST SECONDED BY COUNCILLOR STUTTER THAT MR. SPEAKER DO NOW RESUME THE CHAIR AND THIS MOTION CARRIED.

MR. SPEAKER: WE HAVE HEARD THE REPORT FROM THE CHAIRMAN OF COMMITTEE. ARE WE AGREED?

SOME HONOURABLE MEMBERS: AGREED

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER I BELIEVE TOMORROW WILL BE DEVOTED TO FURTHER PURSUANTS OF BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TANNER: MR. SPEAKER, I MOVE WE CALL IT 5 O'CLOCK.

MR. SPEAKER: IS THERE A SECONDER?

MRS. WATSON: MR. SPEAKER, I WILL SECOND IT.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE THAT WE NOW CALL IT FIVE O'CLOCK. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED

NOTION CARRIED

MR. SPEAKER: THIS COUNCIL STANDS ADJOURNED UNTIL 10:00 A.M. TOMORROW MORNING.

FRIDAY, MARCH 29, 1974

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM CLERK, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY DOCUMENTS OR CORRESPONDENCE TO BE TABLED?

MR. TAYLOR: YES, MR. SPEAKER, THIS MORNING I WOULD LIKE TO TABLE THE BRIEF FROM THE FARD BOARD OF HEALTH.

MRS. WATSON: MR. SPEAKER, I WOULD LIKE TO TABLE LEGISLATIVE RETURN NOS. 21 AND 22.

MR. SPEAKER: ARE THERE ANY REPORTS OF COMMITTEES? ARE THERE ANY BILLS TO BE INTRODUCED?

- Bill No. 18

MRS. WATSON: YES, MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR TANNER, YOUR LEAVE TO INTRODUCE BILL NO. 18, INTITULED AN ORDINANCE TO AMEND THE MINING SAFETY ORDINANCE.

MR. CHAMBERLIST: I WOULD LIKE TO RISE ON A POINT OF ORDER. MR. SPEAKER, PERHAPS THE HONOURABLE MEMBERS AREN'T AWARE THAT BILLS HAVE TO BE ENTERED IN A CONSECUTIVE ORDER FOR INTRODUCTION, OTHERWISE IT HAS THE WRONG NUMBER ON IT. ONE NEEDS ONLY TO LOOK AT BEAUCHESNE'S TO SEE THAT THIS IS THE METHOD. SO, I TAKE IT THAT UNLESS THE BILLS, ANY BILLS COMING IN BETWEEN, WE DON'T KNOW ABOUT THEM; IF WE KNOW WHAT BILLS THERE ARE AND WHAT NUMBER THEY ARE IT'S DIFFERENT BUT WE DON'T KNOW WHAT THEY ARE. SO IT CAN'T BE BILL NO. 18 WHEN I NOTICE THAT BILL NO. 17 HERE AND THE LAST BILL THAT HAS BEEN PUT IN IS BILL NO. 13. I DIDN'T RAISE THE OBJECTION BEFORE BECAUSE YOU HAVE BILLS IN BETWEEN THERE. THE NUMBERS SHOULD BE CONSECUTIVE. THERE IS NO MAJOR OBJECTION OTHERWISE. I'M JUST TRYING TO GIVE A LITTLE MORE TUITION TO THE HONOURABLE MEMBER.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH FOR LEAVE TO INTRODUCE BILL 18 INTITULED AN ORDINANCE TO AMEND THE MINING SAFETY ORDINANCE. ARE YOU PREPARED FOR THE QUESTION? AGREED? LEAVE GRANTED.

CARRIED.

MRS. WATSON: MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR TANNER FOR LEAVE TO INTRODUCE BILL NO. 17 INTITULED AN ORDINANCE TO AMEND THE FAIR PRACTICES ORDINANCE.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, FOR LEAVE TO INTRODUCE BILL NO. 17 AN ORDINANCE INTITULED AN ORDINANCE TO AMEND THE FAIR PRACTICES ORDINANCE. ARE YOU PREPARED FOR THE QUESTION? AGREED? LEAVE GRANTED.

CARRIED.

MR. SPEAKER: ARE THERE ANY NOTICES OF MOTION OR RESOLUTIONS?

MR. CHAMBERLIST: MR. SPEAKER, I WISH TO GIVE NOTICE OF MOTION RE LEGISLATIVE RETURN NO. 13.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTION?

MR. TAYLOR: YES, MR. SPEAKER, I WOULD LIKE TO GIVE NOTICE OF MOTION THAT ACCIDENT PREVENTION REGULATIONS BE INSTITUTED ESTABLISHING THRESHOLD LIMIT VALUES FOR CONCENTRATION OF AIRBORNE CONTAMINANTS TO WHICH WORKMEN MAY BE REPEATEDLY EXPOSED WHILE EMPLOYED IN THE YUKON TERRITORY.

MR. CHAMBERLIST: WHY?

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTION?

MR. TANNER: YES, MR. SPEAKER, I GIVE NOTICE OF MOTION CONCERNING DREE.

MR. CHAMBERLIST: I WONDER IF WE COULD GET AN EXPLANATION OF WHAT DREE STANDS FOR. SOME OF US MIGHT KNOW BUT I'M WONDERING IF THE HONOURABLE MEMBER KNOWS.

MR. TANNER: DEPARTMENT OF ECONOMIC EXPANSION.

MR. CHAMBERLIST: NO, IT'S THE DEPARTMENT OF REGIONAL ECONOMIC EXPANSION. YOU KNOW, I HAVE TO KEEP EDUCATING THIS MAN. IT'S UNFORTUNATE.

MR. TANNER: MR. SPEAKER, I THANK THE HONORABLE MEMBER FOR THE EDUCATION. I CAN DO WITHOUT IT.

MR. SPEAKER: ARE THER ANY FURTHER NOTICES OF MOTION OR RESOLUTION? ARE THERE ANY NOTICES OF MOTION FOR THE PRODUCTION OF PAPERS?

Mr. Taylor: Yes, Mr. Speaker, I would like to give notice of motion for the production of papers this morning that the Administration table before Council a copy of the designed plan of the proposed Watson Lake Hospital and any relevant information respecting services intended to be provided for this facility.

Mr. Speaker: Are there any further notices of motion for the production of papers? As there are no motions for the production of papers, we come to Motion No. 12.

Mr. Speaker: It was moved by Councillor Chamberlist, seconded by Councillor McKinnon that Legislative Return No. 20 be moved into Committee of the Whole for discussion. Are you prepared to proceed with this motion at this time? Are you prepared for the question? Agreed? I declare Motion No. 12 carried.

NOTION CARRIED.

Mr. Speaker: We now come to the question period. Written Question No. 1 - re Assistant Commissioner G.K. Fisher-Fleming. No. 2 - the royalty returns on mine production. No. 3 - re income tax, corporation tax, on the above. No. 4 - re royalties paid respecting export of petroleum and natural gas.

Madam Clerk will you ascertain if Mr. Commissioner is available? We will now have a short recess.

RECESS

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

Mr. Chamberlist: Mr. Speaker, a point of privilege. During this question period I intend to absent myself because I have no intention of sitting down with this man here (Mr. Finland).

Mr. Speaker: Are there any questions?

Mr. Taylor: Yes, Mr. Speaker, I have a written question this morning. Would the Administration provide Council with information as to in-patient and out-patient case load at the Watson Lake Cottage Hospital including the number of referrals to Whitehorse or other hospitals for the fiscal years 1971/72, 72/73 and 73/74?

Mr. Speaker: Are there any further questions? Councillor Stutter.

QUESTION RE: LEGISLATION BEFORE FALL SESSION OF COUNCIL

Mr. Stutter: I would like to ask what is actually a supplementary question, to a question I asked the other day and if I could just give the preamble for Mr. Finland's benefit. On some of the Sessional Papers the following phrases read: If program approval is obtained I would propose to introduce legislation at an appropriate future session of this Council. I have asked, in the absence of the Commissioner, I asked one of the Executive Committee Members, if it is the intention of the Administration to have another session of Council between now and the Fall Election. I would like to go a bit further. I know of course that there will be another one session because of the result of the Judicial Committee but is it the intention of the Administration to put forth other legislation at that time. Is it presently planned to have other legislation between now and the Fall Election?

Mr. Finland: Mr. Speaker, there is no other legislation planned just at this particular moment, but I cannot give a commitment that there will not be other legislation besides the amendments to the Elections Ordinance.

QUESTION RE INTRODUCTION OF REDISTRIBUTION BILL

Mr. Taylor: Mr. Speaker, supplementary to the question respecting legislation. I'm wondering if I might direct a question to Mr. Administrator this morning and ask if the Administration could give us any indication at this time as to when they will be introducing the Redistribution Bill?

Mrs. Watson: Mr. Speaker, actually we could introduce the bill at any time but just that it would be of no use to us until we know specifically what the Yukon Act is going to be.

Mr. Taylor: Mr. Speaker, supplementary question to the Honourable Member from Carmacks-Kluane. Would she not feel that it would be in the best interests of the whole procedure to introduce this Bill at the earliest moment so that some thinking and also some organizing could be undertaken in respect of this important function?

Mrs. Watson: Mr. Speaker, if Council wishes, we can introduce the Bill on Monday but it can't be finalized until we know specifically what the amendments are.

MR. TAYLOR: FINE, MR. SPEAKER.

QUESTION RE OUT-OF-TOWN VEHICLES

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO ASK MR. LEGAL ADVISER A QUESTION. DO VEHICLES ENTERING CANADA NEED PROOF OF LIABILITY COVERAGE?

MR. LEGAL ADVISER: I DON'T KNOW MR. SPEAKER,

MR. MCKINNON: WOULD IT BE WITHIN THE CONFIDENCE OF THE YUKON LEGISLATIVE COUNCIL TO DEMAND THAT VEHICLES ENTERING THE YUKON BE PROVEN OF LIABILITY COVERAGE?

MR. LEGAL ADVISER: I THINK THE POSITION IS THAT ANYBODY COMING HERE IS LEGALLY BOUND TO BE INSURED.

MR. MCKINNON: I WONDER, MR. SPEAKER, IF I COULD ASK MR. LEGAL ADVISER TO LOOK INTO IT BECAUSE THERE ARE INSTANCES OF PEOPLE ENTERING THE YUKON AND WITH THE HIGH PERCENTAGE OF TOURIST TRAFFIC AND GETTING INVOLVED IN ACCIDENTS, AND THEY HAVE NO LIABILITY COVERAGE WHATSOEVER. THE YUKON CITIZENS ARE SUFFERING BECAUSE OF THIS. I THINK WE SHOULD BE LOOKING TOWARDS THE PROTECTION OF THE YUKON IN EVERY AREA THAT WE POSSIBLY CAN.

MR. LEGAL ADVISER: YES, MR. SPEAKER, THE MATTER SHOULD BE ...

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS? WE WISH TO THANK MR. ASSISTANT COMMISSIONER FOR HIS ATTENDANCE.

AS THERE ARE NO PRIVATE BILLS AND ORDERS, WE COME TO PUBLIC BILLS AND ORDERS.

BILL NO. 7

MR. SPEAKER: BILL NO. 7 AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE.

MR. TANNER: MR. SPEAKER, ON A POINT OF ORDER. FOR THE BENEFIT OF THE MEMBER WHO HAS LEFT, I THINK WE SHOULD TELL HIM THAT THE QUESTION PERIOD IS FINISHED.

MRS. WATSON: WHY?

MR. SPEAKER: WHEN WILL THE BILL BE READ FOR A SECOND TIME?

MRS. WATSON: NEXT SITTING DAY, MR. SPEAKER.

MRS. WATSON: MR. SPEAKER, I MOVE SECONDED BY COUNCILLOR TANNER, THAT BILL NO. 1 INTITULED INTERIM SUPPLY APPROPRIATION ORDINANCE, 1974-75 BE GIVEN THIRD READING.

MR. TANNER: ON A POINT OF ORDER, MR. SPEAKER, I REALLY BELIEVE - -

MR. SPEAKER: YES, I CONCUR WITH THE MEMBER. WE'LL HAVE A SHORT RECESS.

RECESS

BILL NO. 1

MR. SPEAKER: THE COUNCIL WILL NOW COME TO ORDER. IT WAS MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT BILL NO. 1, AN ORDINANCE INTITULED INTERIM SUPPLY APPROPRIATION ORDINANCE 74-75 BE GIVEN THIRD READING.

ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED, SOME DISAGREE.

MR. SPEAKER: CLERK WILL YOU POLL THE HOUSE?

MADAM CLERK: THE HONOURABLE MEMBER FROM CARMACKS-KLUANE?

MRS. WATSON: AGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM WHITEHORSE WEST?

MR. MCKINNON: DISAGREE.

MADAM CLERK: THE HONOURABLE MEMBER FROM WATSON LAKE?

MR. TAYLOR: DISAGREE.

MADAM CLERK: THE HONOURABLE MEMBER FROM DAWSON?

MR. STUTTER: AGREED.

MADAM CLERK: THE HONOURABLE MEMBER FROM WHITEHORSE EAST?

MR. CHAMBERLIST: DISAGREE.

MADAM CLERK: THE HONOURABLE MEMBER FROM WHITEHORSE NORTH?

MR. TANNER: AGREED.

MADAM CLERK: MR. SPEAKER, THE VOTE IS THREE YEA, THREE NAY.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: ARE YOU PREPARED TO ADOPT THE TITLE TO BILL NO. 1?

MRS. WATSON: YES, MR. SPEAKER, I MOVE SECONDED BY COUNCILLOR TANNER, THAT BILL NO. 1 INTITULED INTERIM SUPPLY APPROPRIATION ORDINANCE, 1974-75 BE ADOPTED AS WRITTEN.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, THAT THE TITLE TO BILL NO. 1, AND ORDINANCE INTITULED INTERIM SUPPLY APPROPRIATION ORDINANCE, 74-75 BE ADOPTED AS WRITTEN.
ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED, AND THAT BILL NO. 1 HAS PASSED THIS HOUSE.

MOTION CARRIED

MR. SPEAKER: IS THERE ANYTHING FURTHER ON PUBLIC BILLS?

Bill No. 13

MR. TANNER: YES, MR. SPEAKER, I WOULD MOVE, SECONDED BY COUNCILLOR WATSON, THAT FIRST READING BE GIVEN TO THE AMENDMENTS TO BILL NO. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, THAT FIRST READING BE GIVEN TO THE AMENDMENTS TO BILL NO. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE.
ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: WHEN SHALL THE AMENDMENTS BE READ FOR A SECOND TIME?

MR. TANNER: NOW, MR. SPEAKER. MR. SPEAKER, I WOULD MOVE, SECONDED BY COUNCILLOR WATSON, THAT SECOND READING BE GIVEN TO THE AMENDMENTS TO BILL NO. 13, INTITULED AN ORDINANCE TO AMEND THE PUBLIC UTILITIES ORDINANCE.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE THAT SECOND READING BE GIVEN TO THE AMENDMENTS TO BILL NO. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE.

ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MOTION CARRIED

MR. TANNER: MR. SPEAKER, I WOULD MOVE SECONDED BY COUNCILLOR WATSON, THAT BILL NO. 13 INTITULED AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE BE GIVEN THIRD READING.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE THAT BILL NO. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE BE GIVEN THIRD READING.

ARE YOU PREPARED FOR THE QUESTION?

SOME MEMBERS: QUESTION.

MR. SPEAKER: AGREED?

SOME MEMBERS: AGREED.

MOTION CARRIED

MR. SPEAKER: ARE YOU PREPARED TO ADOPT THE TITLE TO BILL No. 13?

MR. TANNER: YES, MR. SPEAKER, I WOULD MOVE, SECONDED BY COUNCILLOR WATSON THAT BILL No. 13 INTITULED AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE BE ADOPTED AS WRITTEN.

MR. SPEAKER: MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, THAT THE TITLE TO BILL No. 13, AN ORDINANCE TO AMEND THE ELECTRICAL PUBLIC UTILITIES ORDINANCE BE ADOPTED AS WRITTEN. ARE YOU PREPARED FOR THE QUESTION? AGREED. I DECLARE THE MOTION CARRIED, AND THAT BILL No. 13 HAS PASSED THIS HOUSE.

MOTION CARRIED

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. SPEAKER: MRS. WATSON, I WONDER IF AT THIS TIME THE ADMINISTRATOR COULD GIVE ASSENT TO BILL NOS. 1, 2 AND 13?

MR. SPEAKER: MR. COMMISSIONER, THE COUNCIL OF THE YUKON TERRITORY HAS IN IT'S PRESENT SITTINGS THEREOF PASSED A NUMBER OF BILLS TO WHICH IN THE NAME AND ON BEHALF OF THE SAID COUNCIL I RESPECTFULLY REQUEST YOUR REQUEST.

MADAM CLERK READS BILL NOS. 1, 2 AND 13.

MR. FINLAND: MR. SPEAKER, I ASSENT TO BILLS No. 1, 2 AND 13 AS PASSED BY THE COUNCIL.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I WOULD MOVE THAT MR. SPEAKER DO NOW LEAVE THE CHAIR AND COUNCIL RESOLVE INTO COMMITTEE OF THE WHOLE FOR THE PURPOSE OF DISCUSSING BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. TANNER: I WILL SECOND THAT MOTION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WATSON LAKE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH THAT THE SPEAKER DO NOW LEAVE THE CHAIR FOR THE PURPOSE OF CONVENING IN COMMITTEE OF THE WHOLE TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED. WILL MR. TAYLOR PLEASE TAKE THE CHAIR IN COMMITTEE OF THE WHOLE?

MR. CHAIRMAN: I WILL NOW CALL COMMITTEE TO ORDER. I BELIEVE THE NEXT SESSIONAL PAPER IS SESSIONAL PAPER No. 12, PARDON ME, LEGISLATIVE RETURN No. 12. I BELIEVE THIS IS A QUESTION RAISED BY COUNCILLOR STUTTER.

QUESTION RE: BOTTLE CONTROL

MR. STUTTER: MR. CHAIRMAN, I HAVE INADVERTENTLY MADE A SLIP THIS MORNING. I HAD INTENDED TO REQUEST THAT THE MATERIAL THAT WAS TABLED YESTERDAY BE PUT IN COMMITTEE OF THE WHOLE TODAY AND IT HASN'T BEEN DONE. I WONDER IF THE COMMITTEE WOULD AGREE. (AGREED)

AS MEMBERS KNOW, I HAVE BEEN SEEKING OR TRYING TO GET THE ADMINISTRATION TO COME FORWARD WITH SOME LEGISLATION FOR SOME TIME NOW THAT WOULD AT LEAST DEAL WITH THE BEVERAGE CONTAINERS THAT WE FIND LITTERED NOT ONLY WITHIN THE LIMITS OF MUNICIPALITIES, BUT ON THE HIGHWAYS ALL ACROSS THE TERRITORY. IT SEEMS TO ME THAT THE ADMINISTRATION HAS TAKEN THE VIEW THAT THEY WANT TO BRING LEGISLATION IN THAT GOES A LOT FURTHER THAN DEALING JUST WITH BEVERAGE CONTAINERS. BUT IT DOES SEEM TO ME, MR. CHAIRMAN, THAT REALLY, OUTSIDE OF MUNICIPALITIES, THE BEVERAGE CONTAINERS ARE THE CONTAINERS THAT WE HAVE GOT TO BE PRIMARILY CONCERNED WITH AT THIS POINT, AND IT DOES SEEM THAT IF THE ADMINISTRATION COULD LOOK TO BRINGING IN LEGISLATION TO BEGIN WITH, DEALING WITH NOTHING OTHER THAN BEVERAGE CONTAINERS, IT CERTAINLY WOULD BE A STEP IN THE RIGHT DIRECTION. IT IS NOT AS THOUGH OTHER PROVINCES AND OTHER AREAS, BOTH IN CANADA AND THE UNITED STATES HAVEN'T PIONEERED THE WAY AND INTRODUCED LEGISLATION TO SET UP A REFUND DEPOT AND A REFUND SYSTEM, SO THAT AT LEAST BEVERAGE CONTAINERS CAN BE PICKED UP AND BROUGHT BACK TO A DEPOT AND HELP KEEP OUR HIGHWAYS CLEAN, AT LEAST AS FAR AS THAT GOES. IF AT A LATER DATE - I WONDER IF I COULD GET ORDER, MR. CHAIRMAN? IF AT A LATER DATE, THE ADMINISTRATION SEES FIT TO BRING IN AMENDMENTS TO PERMIT FURTHER CONTROLS OVER WHATEVER ELSE THEY HAVE IN MIND, WHETHER IT'S CANS OR WHATEVER, THAT'S FINE. BUT I WOULD REQUEST AT THIS POINT, THAT THE ADMINISTRATION DO LOOK AT BRINGING IN LEGISLATION SETTING UP A RETURN SYSTEM, A RETURN DEPOT AND LET'S GET STARTED ON THIS THING RATHER THAN WAITING FOR AN ALL ENCOMPASSING PIECE OF LEGISLATION.

MR. CHAIRMAN: COUNCILLOR WATSON.

MRS. WATSON: MR. CHAIRMAN, I MUST ADMIT AND I

MUST AGREE WITH THE HONOURABLE MEMBER FROM WATSON LAKE, THAT THE LEGISLATIVE RETURN DOES INCLUDE A VERY BROAD SPECTRUM IN THE INDICATIONS IN THE LEGISLATIVE RETURN. IT DOES ALSO INDICATE THAT LEGISLATION IF THE COUNCIL MAKES A DECISION THAT LEGISLATION WILL BE BROUGHT FORWARD IN THIS REGARD. I DO AGREE WITH THE HONOURABLE MEMBER'S CRITICISM THAT MAYBE WE SHOULD BE LOOKING AT THIS, ONE SPECIFIC AREA WHEN YOU'RE TALKING ABOUT BEVERAGE CONTAINERS, PARTICULARLY BOTTLES. I THINK THIS IS WHAT THE HONOURABLE MEMBER IS REFERRING TO. I'M LOOKING AT A DEPOT DISPOSAL TYPE OF SYSTEM OPERATED BY THE GOVERNMENT OR WHERE THERE IS A REFUND PAID FOR BEVERAGE BOTTLES SOME TYPE OF COLLECTION SYSTEM BE SET UP IN THE YUKON TERRITORY. AND AFTER GOING THROUGH THE SUBMISSION THAT THE HONOURABLE MEMBER BROUGHT INTO COUNCIL YESTERDAY AND GOING THROUGH THE LEGISLATIVE RETURN, I SPENT TIME ON IT THIS MORNING AND I MUST ADMIT A GREAT DEAL OF WORK HAS BEEN DONE IN THIS REGARD, GETTING SOME FACTS AND FIGURES, HOWEVER, THEY WERE NOT COMPILED AND GATHERED TOGETHER FOR COUNCIL'S INFORMATION. I THINK THAT BEFORE COUNCIL CAN MAKE A DECISION ON SETTING UP SOME TYPE OF REFUND DEPOT DISPOSAL COLLECTION SYSTEM WITHIN THE YUKON, THAT COUNCIL SHOULD HAVE SOME INFORMATION SO THAT THEY CAN MAKE A DECISION AND THEN DIRECT THE ADMINISTRATION IN WHAT TYPE OF LEGISLATION THEY WOULD REQUIRE. NOW I'VE ASKED WHETHER IT WOULD BE POSSIBLE TO HAVE ALL THIS INFORMATION GATHERED TOGETHER FOR COUNCIL'S CONSIDERATION. I DON'T KNOW WHETHER IT CAN BE GATHERED TOGETHER AND TABLED FOR THIS SESSION OF COUNCIL. HOWEVER, I HAVE HAD THE COMMITMENT THAT IF IT ISN'T PREPARED AND READY TO BE TABLED IN THIS SESSION, THAT AS SOON AS IT IS READY, IT WILL BE SENT TO THE COUNCILLORS. AND THAT WHEN COUNCIL IS CALLED BACK AGAIN TO DEAL WITH THE ELECTIONS ORDINANCE SPECIFICALLY, THEN THEY WILL HAVE AN OPPORTUNITY TO DISCUSS IT IN DETAIL AND GIVE SOME DIRECTION IN WHAT TYPE OF PROGRAM THEY WOULD LIKE TO EMBARK UPON, IF THEY WOULD LIKE TO AND WHAT TYPE OF LEGISLATION THEY WANT THE ADMINISTRATION TO PREPARE. BECAUSE, I REALLY FEEL QUITE BADLY, I DON'T THINK THAT THE ATTENTION TO THIS SPECIFIC AREA HAS BEEN GIVEN TO IT BY THE ADMINISTRATION AS SHOULD HAVE BEEN. IT HAS BEEN DONE, BUT NOT COMPILED AND ALL GATHERED TOGETHER AND PRESENTED TO COUNCIL SO THAT THEY CAN MAKE A DECISION ON IT.

Mr. STUTTER: Mr. CHAIRMAN, I APPRECIATE THE REMARKS THAT HAVE JUST BEEN MADE BY COUNCILLOR WATSON, BUT I JUST DON'T THINK IT'S GOOD ENOUGH THAT THE LAST PIECE OF CORRESPONDENCE

THAT WAS DIRECTED TO THE CITY, WAS NOVEMBER 14TH, 1972 AND IT SAYS AND I QUOTE: AND THIS IS FROM THE COMMISSIONER AND IT SAYS - "THERE IS AT THE PRESENT TIME, A BEER BOTTLE DEPOT OPERATING ON A TRIAL BASIS. WE ARE CURRENTLY REVIEWING THE SUCCESS OF THIS DEPOT AND WILL BE ABLE TO HAVE SOME ANSWERS TO THE BEER BOTTLE PROBLEM BY THE END OF THE YEAR." NOW, AS I SAY THIS IS DATED NOVEMBER 14, 1972. THEY PROMISED IN THAT LETTER THAT THERE WOULD BE OTHER INFORMATION AVAILABLE BY THE END OF 1972. IT IS NOW A YEAR AND A HALF LATER AND THAT'S THE END OF THE CORRESPONDENCE TO THE CITY OF WHITEHORSE. WHAT HAPPENED TO THAT REPORT THAT WAS MORE OR LESS, I WOULDN'T GO SO FAR AS TO SAY PROMISE, BUT IT WAS CERTAINLY INDICATED IN THAT LETTER THAT A REPORT WOULD BE AVAILABLE BY THE END OF 72.

Mr. CHAIRMAN: COUNCILLOR WATSON,

Mrs. WATSON: Mr. CHAIRMAN, I COULDN'T AGREE MORE WITH THE HONOURABLE MEMBER FROM DAWSON CITY AND AS I SAID, I FEEL JUST ABOUT AS GUILTY AS ANYONE ELSE. I SHOULD HAVE MADE SURE THAT THIS WAS PREPARED AND READY. IF IT IS POSSIBLE THAT SOMETHING CAN BE GATHERED TOGETHER SO THAT THE PROPER WORK CAN BE DONE AND GATHERED TOGETHER FOR THIS SESSION OF COUNCIL. I WILL SEE IF THIS CAN BE DONE SO THAT YOU CAN HAVE SOME ANSWERS TO SOME QUESTIONS. SO THAT YOU HAVE A BASIS ON WHICH TO MAKE SOME DECISIONS BECAUSE AT THE PRESENT TIME YOU CANNOT. YOU DON'T KNOW ANY OF THE COSTS AND WHAT WOULD BE INVOLVED. IT IS ON THE BASIS OF THIS THAT I THINK THAT THE INFORMATION WILL HAVE TO BE FORTHCOMING BEFORE A DECISION CAN BE MADE. BUT I AGREE WITH YOU COMPLETELY, IT IS 72 THE LAST DATE OF CORRESPONDENCE.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I WOULD JUST LIKE TO PUT THIS COMMENT IN HERE. IN APRIL, 1973 AND THERE IS A SESSIONAL PAPER ON IT DEALING WITH THE MEETINGS THAT WERE SUPPOSED TO EXAMINE ALL AREAS OF DIFFERENCES BETWEEN THE CITY OF WHITEHORSE AND THE TERRITORIAL ADMINISTRATION. THERE WAS AN OPPORTUNITY AGAIN TO DEAL WITH THIS PARTICULAR MATTER AS MANY OTHER AREAS WERE TOUCHED ON. YET, ONCE AGAIN WE RESULTS OF NOTHING DONE. THIS IS WHERE I SAY THAT THERE HAS BEEN NEGLIGENCE IN FOLLOWING UP SPECIFICALLY THE CORRESPONDENCE THAT WAS ENTERED INTO IN 1972 WHEN THE OPPORTUNITY WAS THERE. NOW OF COURSE, COUNCILLOR WATSON SAYS SHE WILL DO HER BEST, Mr. CHAIRMAN, TO SEE THAT SOMETHING IS DONE AND GOT TOGETHER.

BUT, LET'S NOT LEAVE IT FOR OTHER COUNCILS TO WORRY ABOUT IN TWO AND THREE YEARS TIME AGAIN.

Mr. McKINNON: Mr. CHAIRMAN, I'VE FOLLOWED WITH INTEREST THE HONOURABLE MEMBER FOR DAWSON CITY IN HIS FIGHT IN THIS AREA SINCE HE HAS BEEN A MEMBER OF THIS COUNCIL. BUT THIS GOES BACK TO THE COUNCIL PRIOR TO THAT. IT GOES BACK TO AT LEAST TO '67 WHERE THERE WAS LEGISLATION OF THIS TYPE. THERE HAS NEVER BEEN PROCRASTINATION LIKE THE GOVERNMENT OF THE YUKON TERRITORY HAS SHOWN IN THE FIELDS OF ENVIRONMENTAL PROTECTION WHICH THE MAJORITY OF YUKON PEOPLE WANT. YOU JUST HAVE TO LOOK AT THE AREA OF SEWAGE DISPOSAL. NOW HOW LONG HAS SEWAGE DISPOSAL BEEN A REAL PROBLEM AND HAS BEEN A REAL CONCERN OF THE PEOPLE OF THE YUKON TERRITORY? IT'S GOT TO BE ABOUT FIFTEEN YEARS SINCE I FIRST SAT AT THIS COUNCIL TABLE THAT PEOPLE STARTED TALKING ABOUT IT. WHAT HAVE WE GOT? DO YOU SEE A SEWAGE DISPOSAL PLANT FOR THE CITY OF WHITEHORSE YET? NOT ON YOUR LIFE. THERE HASN'T BEEN A GROUP. THERE HASN'T BEEN AN ORGANIZATION, HASN'T BEEN A COUNCIL, HASN'T BEEN A GOVERNMENT THAT HASN'T COME OUT IN FAVOUR OF IT AND NOTHING HAS BEEN DONE.

TAKE THE BOTTLE. WHEN OTHER AREAS IN CANADA STARTED LOOKING TOWARDS THE LEGISLATION, WE STARTED IN THIS AREA RIGHT AT THE BEGINNING, ASKING THE GOVERNMENT TO FOLLOW THE LEGISLATION IN THE PROVINCES. TO BRING LEGISLATION IN, WE ASKED FOR A MOTION. WHAT DO WE GET? PAPER, PAPER, PAPER. YOU JUST GET INUNDATED WITH PAPER AND SWEET NOTHING. IN ONE AREA WHERE WE SHOULD HAVE MORE CONCERN THAN ANY OTHER CANADIAN CITIZEN FOR THE ENVIRONMENTAL PROTECTION BECAUSE WE CAN START AT THE BEGINNING. WE CAN'T GET ANYTHING OUT OF THIS GOVERNMENT, NO MATTER HOW MANY MOTIONS YOU PASS AND NO MATTER HOW MANY TIMES YOU COME TO THIS TABLE AND PLEAD THE CASE OF THE PEOPLE OF THE YUKON TERRITORY. AND I'M SO DAMNED TIRED OF TRYING TO GET SOMETHING OUT OF THIS ADMINISTRATION. IT IS SOMETHING SO SIMPLE AS CLUTTERING THE ROADS AND HIGHWAYS OF THE YUKON TERRITORY WITH HIGHWAY SIGNS. WE HAVE BEEN ON THIS ONE FOR ABOUT TEN YEARS NOW, AND WE HAVEN'T GOT ONE IDTA OF SATISFACTION OR ANYTHING ACCOMPLISHED. WHEN IS THE GOVERNMENT OF THE YUKON TERRITORY GOING TO WAKE UP AND REALIZE THEY ARE SCREWING UP THE MOST BEAUTIFUL COUNTRY IN THE WORLD BY THEIR INACTION IN THESE AREAS WITH THE PEOPLE OF THE YUKON LAW?

Mr. CHAIRMAN: ORDER PLEASE. I WONDER IF THE MEMBER WOULD KEEP HIS LANGUAGE A LITTLE MORE PARLIAMENTARY?

Mr. CHAIRMAN: I WONDER IF THE HONOURABLE MEMBER WOULD KEEP HIS LANGUAGE A LITTLE MORE PARLIAMENTARY.

Mr. McKINNON: IT JUST BECOMES SO FRUSTRATING.

YEAR AFTER YEAR AFTER YEAR FOR FIFTEEN YEARS SEPARATE COUNCILS HAVE SAT AT THIS TABLE AND ASKED FOR LEGISLATION AND HAVE HAD NOTHING, NOTHING AT ALL BUT PROCRASTINATION FROM THE GOVERNMENT ON EVERY LEVEL OF CONCERN THAT INVOLVES THE ENVIRONMENTAL PROTECTION OF THE YUKON. STORIES, I HAVE HEARD EVERY STORY AND I AM SO SICK AND TIRED OF LISTENING TO STORIES FROM THIS ADMINISTRATION THAT--SEND FOR LOUIS RIEL.

Mr. CHAMBERLIST: I WONDER, Mr. CHAIRMAN, IF ONE OF THE EXECUTIVE COMMITTEE MEMBERS COULD ANSWER WHETHER THERE HAS BEEN ANY FUNDING IN THE PAST YEAR, MADE AVAILABLE FOR THE CITY FOR PICKING UP LITTER AND LITTER BARRELS AND THE LIKE WITHIN THE MUNICIPALITY.

Mrs. WATSON: Mr. CHAIRMAN, I WOULD HAVE TO LOOK AT THAT REPORT TO GIVE A SPECIFIC ANSWER.

Mr. CHAMBERLIST: I'LL TELL WHY I ASK, Mr. CHAIRMAN, I'LL GIVE THE REASON FOR IT. IN SESSIONAL PAPER #7, WHICH I HAVE ALREADY REFERRED TO, AND IN THE BOTTOM OF PAGE TWO, IT SAYS, "DISCUSSIONS WERE ALSO HELD REGARDING CAMP GROUNDS AND LITTER BARREL PICK-UPS WITHIN THE CITY BOUNDARY. IT WAS FELT THAT IF THE CITY WANTED THIS RESPONSIBILITY, THAT THE ARRANGEMENTS WOULD BE MADE TO EFFECT TRANSFER OF THESE ITEMS FUNDING WOULD PROBABLY BE AVAILABLE TO THE CITY AT THE SAME LEVEL CURRENTLY EXPENDED BY Y.T.G." THIS IS THE REASON I WANT TO KNOW IF THERE WAS ANY FUNDS MADE AVAILABLE OR OFFERED TO THE CITY AND WHETHER THEY HAVE BEEN ATTEMPTING TO COOPERATE BY ACCEPTING THE FUNDS THAT HAVE BEEN OFFERED TO CARRY OUT SOME OF THE WORK TOWARDS LITTER CLEAR-UP AND BOTTLE CLEAR-UP.

Mrs. WATSON: Mr. CHAIRMAN, I WILL UNDERTAKE TO SEE THAT WE GET AN ANSWER TO THE QUESTION TO THE HONOURABLE MEMBER FROM WHITEHORSE WEST'S CRITICISM ON HIGHWAY SIGNS AND THE RED STOPS. I THINK THAT WHEN WE GET INTO THE MAIN ESTIMATES, HE WILL SEE THAT THERE HAS BEEN SOME ACTION IN THIS REGARD. SOME VERY POSITIVE ACTION TAKEN. AS I SAID BEFORE, I COULDN'T AGREE MORE WITH THE MEMBERS ON THIS BOTTLE BUSINESS AND THE DEPOT DISPOSAL BUSINESS THAT THERE HASN'T BEEN TOO MUCH ACTION AT ALL. IN FACT, THERE HASN'T BEEN ANY ACTION AT ALL WHEN YOU LOOK AT

NOVEMBER 14, 1972. I WILL UNDERTAKE TO SEE IF I CAN GET THIS GATHERED TOGETHER FOR THIS SESSION THEN SOME SIGNIFICANT DECISION CAN BE MADE AND SOME RECOMMENDATIONS ON THE TYPE OF LEGISLATION THAT THE COUNCIL WOULD WANT PREPARED.

Mr. Stutter: Mr. Chairman, I wonder if I could ask the Legal Advisor just exactly what has been done by either himself or done within his department looking into legislation from the provinces and other areas of let's say the United States?

Mr. Legal Advisor: I don't think we've done much. At some point, maybe it was two years ago, we started to collect the legislation and people read it. And there were different questions that arose as to whether you could control Crown Land. That the wide open spaces with regard to the Territory and every draft that we produced was so wide that we thought that it would be a nonsense piece of legislation. Eventually, a proposal was put forward except with the Council here that you institute tougher penalties for highway measures. That was all that was done.

Mr. Stutter: Mr. Chairman, I would just like to point to the Legal Advisor and to some of the other members and I am sure that they have seen the same sort of thing that I have seen but I know in Alberta where there is a return system I had seen people travelling on the highways of Alberta with a little farm tractor and a trailer behind and these people made their living picking up bottles and taking them back. If we even get a depot started and a return system that will go a long, long, way in getting highways cleaned up.

Mrs. Watson: Mr. Chairman, I hope that the Honourable Member wants some type of depot system for whole Territory not just for the municipality.

Mr. Stutter: Certainly for the whole Territory. The municipalities, they have existing legislation now that if they care to really carry it out, could help alleviate the problem within the municipalities. I am more concerned about the outside of the municipality.

Mr. Chairman: Anything further on this matter?

Mr. Chamberlist: In the suggested commitment that legislation would be brought forward, would

the intention then of the Administration be to bring legislation forward and then say as a result of this legislation, and as a result of the proposed bottle depot, that a source of taxation would have to be found? This is the point that I am worried about. I don't want this to be another lever to find another source of taxation for it. Because unfortunately, and although I think the Honourable Member from Carmacks-Kluane has also made a point of this at some time while we were on other terms on the Executive Committee, that the point that was made that in the liquor total revenue, it wasn't included within the overall budget that is being presented Council in any particular year. Consequently, the difficulty always came how much money could be used out of the huge profits made on liquor for the purpose of providing a bottle depot. I wonder when Councillor Watson is going to bring whatever documentation she can together whether or not at the same time, she will bring an approximate costing that can be paid for out of the liquor revenues that are already being established in the Territory so that there will be not another source of taxation looked for to put a bottle depot into effect.

Mrs. Watson: Mr. Chairman, I think that would be the whole point of bringing forth information and a costing out of how much it would cost to set a depot system within the Territory and I did not, I hope you don't misunderstand me, I did not make a commitment to bring in the legislation at this time. I think that the facts should be laid before the Council so that this decision can be made here and I think the facts in regard to any financial commitments which would have to be made, should also be presented to Council and that time, they can make a decision.

Mr. Chamberlist: Supplementary, to this, Mr. Chairman, could you not at the same time, have a piece of draft legislation brought forward to give Council some idea of what the legal department would contemplate would be a requirement of the type of legislation so that at least there is some guidance also. Once there is a draft, members of Council then can also put some input into proposed legislation dealing with this particular area.

Mrs. Watson: Mr. Chairman, no I don't think I could undertake to bring forth draft legislation at this time. I just think that would be just a little bit too much. I think that once you have

THE INFORMATION, THE DECISION HAS BEEN MADE HERE, YOU CAN GIVE SOME TYPE OF INSTRUCTION OF TYPE OF LEGISLATION YOU WANT. BUT FOR US TO TRY NOW TO DRAFT LEGISLATION AND TRY TO SECOND GUESS WHAT THE DECISION OF THE COUNCIL WILL BE, I THINK IT WOULD ALMOST BE AN IMPOSSIBLE TASK.

Mr. Chamberlist: Would the legislation come within the light of this Council? Can we get a commitment to that?

Mr. Legal Advisor: I can answer this. This is the same way of the problems we had about controlling public drinking. It is quite a simple matter for me to draft a piece of legislation that says that no person shall throw a bottle of beer on the ground or abandon or so forth. It is useless because nobody would enforce it. There is plenty of legislation dealing with litter and beer bottles already. If there is a question of setting up a depot and providing for the depot to pay 15¢ a dozen, for beer bottles to be returned to it or something, that is a very simple piece of legislation. We might not need anything legislative at all except a vote item.

Mrs. Watson: Mr. Chairman, that is specifically why I wouldn't undertake to bring forth draft legislation until these people made up their mind what type of programme they would like to get into, until you get your specific instructions.

Mr. Stutter: Well, Mr. Chairman, I guess that we've got to accept the crumbs again, but in this particular instance, I would, I really would appreciate if the Administration would get that information on all that they have on hand just as soon as possible so that we don't go by a few more years before we are looking at some draft legislation. It does seem to me that the Administration is just passing the buck on this one, and that they are throwing smoke screens in that they are talking about wanting to bring in all encompassing legislation. Again, I say, let's get started with the fairly simple and the most obvious, the most obvious area and take it from there. Add to it if at a later date we want to. Let's get cracking. Let's get started in this thing.

Mr. Chairman: Are we clear on this item? Next is Sessional Paper, or pardon me, Legislation Return #17. Councillor Chamberlist.

Mr. Chamberlist: Mr. Chairman, in a Sessional Paper at a previous session, dealing with the Robert Campbell Bridge, it was clearly indicated that there would be agreements with the City of Whitehorse prior to the signing of any contract. I asked the question of the Commissioner. The question was, "Mr. Speaker, before the signing of the last contract, did you consult with the City of Whitehorse in this matter? The information I have was that you advised the City of Whitehorse that you had signed the contract. Now is that correct or is that incorrect?" And the answer to the question, given in Sessional Paper #17 is as follows, "Discussions were held between members of the Administration and members of both City Council and the City Administration prior to the contracts being signed." Somebody isn't telling the truth. After speaking to the various people in the City of Whitehorse, I say, that the Commissioner has once more given an incorrect answer. The whole attitude and the situation is and was, and we agreed to it this Council Chamber, and I would like to make reference to firstly, the Sessional Paper itself. This can be found in the Votes and Proceedings of the Fourth Session of 1973, in the very last sentence, "If overruns on this project become apparent, the City will be informed before the contracts are signed." And I understand that the contracts were signed and then the City was informed because the City didn't have an opportunity to object until after it was signed. And during the discussion on this particular item, the Campbell Bridge, Mayor Hybrek at the time said, this is on page eleven of the Fourth Session, Votes and Proceedings, "Could I interrupt with respect. I can't remember exactly what I said, but certainly, the City was involved in these discussions without consultation and this, I think, created some annoyance." I said, "I wonder, Mr. Chairman, if I could indicate at this time, once the tenders are called, the Commissioner is not bound to sign a contract with any contractor until such time as he says to the City, as a result of this bid that's coming, the bid is \$xy which portion of the Federal Government's portion and it would appear that the balance of the bid which the City has to make is \$z. Now I see no reason why at that time the Commissioner can come along and say, "Here is the position and you can talk about it then". I wonder if Mr. Commissioner would like to comment on that particular suggestion." Mr. Commissioner then indicated that in the last sentence of the Sessional Paper.

HERE IS THE COMMISSIONER SAYING THAT WE WILL NOT SIGN A CONTRACT UNTIL IT HAS BEEN DISCUSSED WITH THE CITY OF WHITEHORSE. THE CITY OF WHITEHORSE HAS SAID THAT THE CONTRACT WAS SIGNED AND THEN THE AMOUNT, THE ADDITIONAL AMOUNT, HAS BEEN BROUGHT FORWARD TO THEM. IN ANSWER TO THE QUESTION THE COMMISSIONER NOW SAYS IT WAS DISCUSSED BEFORE THE CONTRACTS WERE SIGNED. I THINK SOME CLARIFICATION OF THIS SITUATION MUST BE BROUGHT FORWARD BECAUSE NOW IF THE STAND IS GOING TO BE TAKEN ON THIS BASIS THAT THE CITY OF WHITEHORSE AS A RESULT OF THE COMMISSIONER SIGNING THE CONTRACT BEFORE GETTING AGREEMENT FROM THE CITY,

TO WHETHER THE CITY WAS PREPARED TO PAY THE DIFFERENCES, GONE AHEAD, I SAY TO THE CITY, "DON'T PAY IT," BECAUSE I THINK IN MY OPINION, ALTHOUGH I SUPPORT THE PRINCIPLE THAT THE CITY MUST PAY A SHARE, IT HAS INDICATED THAT IT WAS PREPARED TO PAY THE \$64,000.00 ON THE BASIS OF THE ORIGINAL CONCEPT AND NOW ANOTHER \$100,000.00 OR SO HAS COME INTO QUESTION. THE REAL THING THAT I AM COMPLAINING ABOUT HERE, MR. CHAIRMAN, IS THAT ONCE AGAIN, WE GET IN A LEGISLATION RETURN, A PAPER SIGNED BY THE COMMISSIONER WHICH IS NOT TRUE.

Mrs. WATSON: MR. CHAIRMAN, I WONDER IF IT WOULD BE POSSIBLE TO HAVE A BRIEF RECESS. I WOULD LIKE TO GET SOME INFORMATION IN REPLY TO THE STATEMENT THAT THE HONOURABLE MEMBER HAS MADE.

Mr. CHAIRMAN: I THINK THAT THIS WOULD BE A VERY APPROPRIATE TIME TO RECESS. WE WILL STAND COMMITTEE DOWN IN RECESS.

RECESS

Mr. CHAIRMAN: AT THIS TIME WE WILL CALL COMMITTEE BACK TO ORDER. COUNCILLOR WATSON I BELIEVE YOU HAD

Mrs. WATSON: YES, MR. CHAIRMAN REGARDING THE HONOURABLE MEMBER FROM WHITEHORSE EAST REGARDING THE SIGNING OF THE CONTRACT FOR THE ROBERT CAMPBELL BRIDGE WHETHER THERE HAD BEEN COMMUNICATION BETWEEN THE ADMINISTRATION AND THE CITY BEFORE THE CONTRACT WAS SIGNED.

ON NOVEMBER THE 15TH, 1973, THERE IS A LETTER ON FILE FOR MR. BAKER CONFIRMING A PHONE CALL TO MAYOR HYBREW SEEKING APPROVAL TO AWARD THE SUB-STRUCTURE CONTRACT TO GENERAL ENTERPRISES. MAYOR HYBREW SUPPORTED THE RECOMMENDATION.

ON THE 16TH OF NOVEMBER, 1973, THERE WAS A

LETTER FROM THE COMMISSIONER TO MAYOR HYBREW CONFIRMING THE TELEPHONE CALL BETWEEN BAKER AND HYBREW AND SIGNIFYING THE AWARDED OF THE SUB-STRUCTURE CONTRACT TO GENERAL ENTERPRISES. THAT WAS IN NOVEMBER THE 7TH AND 15TH. THAT WAS THE FIRST CONTRACT.

THE CONTRACT FOR THE STEEL. THERE WAS A MEETING HELD ON FEBRUARY 27TH AT 4:00 P.M. BETWEEN MR. MILLER, MR. BILAWICH, MAYOR LUCIER, THE CITY MANAGER AND MR. GARRETT, REGARDING THE TERRITORIAL AND THE CITY'S POSITION PRIOR TO THE CONTRACT BEING SIGNED FOR THE STEEL. AT THAT MEETING A LETTER WAS DISCUSSED FROM THE COMMISSIONER TO MAYOR LUCIER. THE LETTER HAD NOT BEEN SIGNED BY THE COMMISSIONER, BUT THE LETTER WAS DISCUSSED BETWEEN THE PARTIES BEFORE THE COMMISSIONER SIGNED THE LETTER.

IT WAS AT THAT MEETING THAT IT WAS AGREED THAT THE CONTRACT FOR THE STEEL BE FINED. I WILL READ ONE PARAGRAPH OF THE PAGE WHICH INDICATES WHY THE DECISION TO SIGN THE CONTRACT FOR THE STEEL WAS MADE AT THAT TIME.

"WE ARE FURTHER ADVISED BY THE STEEL CONTRACTOR THAT OUR CONTRACT WITH THEM MUST BE ENTERED INTO BY FEBRUARY 28TH, 1974 OR WE WILL MISS THE STEEL ROLLING PRODUCTION SCHEDULE FOR THE SECOND QUARTER, THEREBY DELAYING CONSTRUCTION FOR AT LEAST THREE MONTHS."

Mr. CHAMBERLIST: WHAT WAS THE DATE MR. CHAIRMAN OF THE PROPOSED LETTER THAT DIDN'T GO, THAT WASN'T SIGNED BY THE COMMISSIONER.

Mrs. WATSON: MR. CHAIRMAN THE LETTER WAS SIGNED THE FOLLOWING DAY, FEBRUARY THE 28TH BY THE COMMISSIONER BUT THE LETTER WAS DISCUSSED ON FEBRUARY THE 27TH AT 4:00 P.M.

Mr. CHAMBERLIST: THERE IS NO DISPUTE THAT THERE WAS DISCUSSIONS PRIOR TO THE SIGNING OF THE CONTRACT. THERE WASN'T APPROVAL BY THE CITY OF WHITEHORSE THAT THE CONTRACT SIGNED AND THE ADDITIONAL MONEY WOULD BE FORTHCOMING FROM THE CITY.

Mr. CHAIRMAN I WOULD LIKE TO READ INTO THE RECORD SOME OF THE DISCUSSION THAT TOOK PLACE. I THINK IT IS IMPORTANT FOR US TO READ IN, PERHAPS TO SAVE THE RECORDERS FROM HAVING TO TYPE ALL THIS NOW IF WE JUST REFER TO THE TWENTY-SECOND WHOLLY ELECTED COUNCIL 1973, FOURTH SESSION, PAGE 11 FROM MIDWAY WHERE MR. CHAIRMAN IS CALLING UPON THE COMMISSIONER TO SPEAK.

THIS IS HOW IT READS: "Mr. Chamberlist this has, I think, this has already been said in thee, Mr. Commissioner in the last sentence. Mr. Chamberlist, if overruns on this project become apparent, the City will be informed before the contract is signed." And that is in the Sessional Paper. This of course is the intention and it is at that stage the discussions will take place with the City because it may be that if it went over that you may want to get away from the structure that provides for the 40 foot bed and go to exactly what you've got now to keep within the price structure. You might want to do that but the Commissioner, once he gets the tenders called, get the prices in, find out what the prices are, know how the position is with the Federal portion or the Territorial portion and then say to the City: 'It appears from this bid, your portion will be so and so.' But the suggestion is that the minimum is \$60,000. Now if the \$60,000 comes within the bid, there is no question at all of asking for any more than that. Mayor Wybrew: "I would like to thank the Councillor Mr. Chairman but it would be very nice if instead of being informed, the two groups could sit down and reach agreement before the contracts were let."

Mr. Chairman: "This is noted. You state here that the City will be informed which doesn't really say anything. It doesn't give rise to any negotiation or such." And I would interject here Mr. Chairman to the remarks of Councillor Stutter. I quote Mr. Stutter, "Mr. Chairman, might I ask of the witnesses if it is their wish then that something be put right into this agreement to that effect, rather than in the form of a Legislative Return, that there should be something in the agreements saying that before the final contract is let that it has to be with their approval."

Now the intent is quite clear Mr. Chairman that the approval of additional costs was to be obtained from the City of Whitehorse and I'm saying that this was not done. Alderman Lucier who has been promoted since that time, said, "Mr. Chairman I would certainly think that that would ease a lot of problems, ease a lot of minds and the City taxpayers would be pleased with that type of arrangement rather than just to be told to be informed. It just means they are going to tell us what they are going to do. We would much prefer to be consulted again before the final contract is let."

So obviously the City of Whitehorse made the position clear that they wanted to know what the average of a price structure would be and that they would give approval prior to the final contract being let.

Councillor Tanner went on to say, "Mr. Chairman I think it is a matter of semantics. Obviously they are not going to tell you if you object to something too hard, they are not going to go ahead with it. It seems logical to me."

If it was logical to Councillor Tanner at that time that the contract would not be signed until there was approval why is it so illogical now to complain what was logical then wasn't done.

Mayor Lucier then said, "Could you guarantee that?" Mr. Stutter replied, "I can't personally guarantee that at all and no single member on this Council can." That is so true, that nobody on this Council can guarantee what the Commissioner will do and will not do and here is another case where he went ahead and signed a contract without even discussing it with the other party, with one of the parties to the contract who are the City who are going to pay some of the money,

I'm only going to go a little further because Councillor Watson has said, "Mr. Chairman I think this is sort of a futile thing. It stands to reason that when the bids come in and the people who are involved in the technicalities of the bridge from the City and from the Territory will be looking at the bids. I think it is absolutely silly for us to stand around here and say, we've got to put it in the agreement. It's just a natural thing they are looking at, and if there are overruns and the City has to pay more, its just like motherhood, you would be consulted on it. If you are not agreeing to pay it, well what is the point of doing it." This is the very thing I'm saying. So I will close on that Mr. Chairman on the basis that there was not consultation that was dealt with the agreement to pay the additional amount of money, although there was consultation about the contract itself. But not approval. I say as a result, the City of Whitehorse are being placed in a position now of having to find money and go to the people of Whitehorse and having to find money from them because the Commissioner arbitrarily on his own, went ahead and signed a contract notwithstanding the intent of this Legislative Body. My intent, Councillor Tanner's intent, every-

BODY'S INTENT I WOULD SAY HERE. UNLESS THERE WAS AGREEMENT BY THE CITY THE CONTRACT WOULD NOT BE SIGNED AND IT WAS JUST DISPENSED WITH.

Mrs. WATSON: Mr. CHAIRMAN.

Mr. CHAIRMAN: COUNCILLOR WATSON.

Mrs. WATSON: ISN'T IT FORTUNATE THAT WE HAVE A COMMISSIONER THAT WE CAN BLAME. Mr. CHAIRMAN I HAVE INDICATED TO YOU HERE TODAY THAT MEETINGS WERE HELD ON THE AMOUNTS OF THE CONTRACT, OF CONTRACTS THAT WERE THERE AND THAT THERE WAS AGREEMENT FROM THE CITY THAT THESE CONTRACTS WOULD BE SIGNED. I WOULD ALSO LIKE TO POINT OUT TO THE HONOURABLE MEMBERS, PARTICULARLY THE HONOURABLE MEMBER FROM WHITEHORSE EAST, HE KNOWS FULL WELL THAT THE AGREEMENT FOR THE COST-SHARING FOR THE CONSTRUCTION OF THE ROBERT CAMPBELL BRIDGE WAS PLACED BEFORE THIS COUNCIL AND COUNCIL APPROVED THAT AGREEMENT.

THE SPECIFIC AMOUNTS THAT THE FEDERAL GOVERNMENT WOULD BE RESPONSIBLE FOR ARE IN THAT AGREEMENT. SPECIFIC AMOUNTS AND WHAT THE TERRITORIAL GOVERNMENT WOULD BE RESPONSIBLE FOR ARE IN THAT AGREEMENT. ANY OF THE EXTRA CHARGES WOULD BE BORN BY THE CITY. THE ESTIMATES THAT WERE PUT BEFORE THE COUNCIL AT THAT TIME WERE \$60,000 BUT THOSE WERE ESTIMATES AND THAT POINT WAS MADE VERY CLEAR. IT WAS SPECIFICALLY MADE VERY CLEAR BY THE HONOURABLE MEMBER FROM WHITEHORSE EAST THAT THE FEDERAL CONTRIBUTIONS WERE FIXED, THE TERRITORIAL CONTRIBUTIONS WERE FIXED, AND THAT THE CITY WOULD BE PAYING THE COST OVER AND ABOVE THAT.

NOW WHEN THE BIDS WERE THERE AND THE AGREEMENT WAS REACHED BETWEEN THE TWO PARTIES THAT THE COMMISSIONER SHOULD SIGN THE CONTRACT, CERTAINLY THE CITY PEOPLE KNEW WHAT WAS BEING INVOLVED.

IT IS REALLY QUITE RIDICULOUS FOR THE HONOURABLE MEMBER TO COME BACK HERE AND SAY THAT THERE WASN'T ANY CONSULTATION, THAT THE COMMISSIONER WENT AHEAD AND SIGNED THE CONTRACT REGARDLESS. THE APPROVAL TO SIGN THE CONTRACT WAS GIVEN BY THE MAYORS OF THE CITY OF WHITEHORSE. THE FIRST MAYOR WAS MAYOR VYBREW, THE SECOND CONTRACT WAS MAYOR LUCIER.

NOW IF THE HONOURABLE MEMBER IS INFERRING THAT THE MAYORS SHOULD HAVE GONE TO THEIR CITY COUNCILS AND HAD THEIR APPROVAL THAT IS SOMETHING WE CAN'T CONTROL HERE. IT IS SOMETHING

THE CITY HAS TO DECIDE AMONGST THEMSELVES. THE ALDERMEN. IF HE IS INFERRING THAT THIS SHOULD HAVE BEEN DONE, I THINK HE'S WRONG. AS THE MAYOR OF WHITEHORSE, I WOULD RESENT IT VERY MUCH.

Mr. CHAMBERLIST: Mr. CHAIRMAN, THE FIRST POINT I WANT TO CLEAR BECAUSE ITS VERY WRONG OF THE HONOURABLE MEMBER TO SAY THAT I'M COMING HERE SAYING THAT THERE WAS NOT CONSULTATION. I DID NOT SAY THAT AND I DON'T KNOW WHY COUNCILLOR WATSON WOULD, ON A NUMBER OF OCCASIONS SAY THAT THE MEMBER FROM WHITEHORSE WEST SAID SOMETHING DIFFERENT. BECAUSE I SAY, AND I REPEAT THERE WERE CONSULTATIONS, SO THAT POSITION IS QUITE CLEAR. I DON'T CARE WHETHER THE CONTRACTS HAVE BEEN SIGNED AS A RESULT OF CONSULTATION, BUT THERE WAS ABSOLUTE AGREEMENT BY THIS HOUSE THAT THE CITY WOULD HAVE TO AGREE TO THE CONTRACT ITSELF AND THE AMOUNT INVOLVED PRIOR TO THE COMMISSIONER SIGNING THAT AGREEMENT. I DON'T KNOW WHAT THE ACTUAL WORDS TOOK PLACE DURING THESE CONSULTATIONS.

I DO KNOW FROM WHAT I HAVE HEARD, FROM CITY OFFICIALS AND FROM CITY MEETINGS THAT THE AGREEMENT WAS SIGNED WITHOUT, THE CONTRACT WAS SIGNED WITHOUT THERE BEING APPROVAL OF THE ADDITIONAL COST TO BE PAID BY THE CITY. THIS IS THE POINT THAT I MAKE AND THIS IS THE ONLY POINT I MAKE.

EVERYTHING ELSE THAT HAS BEEN SAID BY THE HONOURABLE MEMBER EXCEPT THAT I'M SAYING THAT THERE WAS NO CONSULTATION, IS RIGHT. CERTAINLY THERE WASN'T THE APPROVAL OF THE ADDITIONAL AMOUNT OVER THE \$63,000 THAT THE CITY OF WHITEHORSE HAD COMMITTED THEMSELVES TO AND THEREFORE I REPEAT, THAT AGAIN THE COMMISSIONER DID ACT ARBITRARILY AND WHEN THE SUGGESTION IS BEING MADE Mr. CHAIRMAN THAT IT IS GOOD TO HAVE A COMMISSIONER TO BLAME, IF WE DIDN'T HAVE A COMMISSIONER AND WE HAD ELECTED PEOPLE INSTEAD, THEN WE WOULDN'T HAVE THE COMMISSIONER TO BLAME.

Mrs. WATSON: Mr. CHAIRMAN, I THINK THE HONOURABLE MEMBER IS TRYING TO MISLEAD AND HE IS ABSOLUTELY WRONG. HE KNOWS THAT THE DECISION TO HAVE THE OPEN HANDEDNESS OF THE ARRANGEMENTS FOR THE COST-SHARING OF THE CONSTRUCTION OF THE ROBERT CAMPBELL BRIDGE WAS MADE IN THIS COUNCIL.

THERE WAS NO COMMITMENT TO THE CITY OF WHITEHORSE THAT THEY HAD TO PAY \$63,000. THERE WAS NO COMMITMENT THAT THEY HAD TO PAY ANY AMOUNT OF MONEY AND THAT WAS THE --

Mr. Chamberlist: I didn't say that, I rise on a point of order.

Mr. Chairman: Order please.

Mr. Chamberlist: I rise on a point of order, Mr. Chairman I am sure that everybody heard what I said. I didn't say that there was a commitment made by this House for \$63,000. I said the City had committed itself to meet \$63,000 and this they had done. They had done it in Council. They had discussed it with their Council. They had agreed to meet \$63,000. I am not suggesting that they may not go beyond that. I am simply saying that prior to the contract being signed, there was to be an agreement about the additional cost that was being involved.

I am simply saying that did not take place and anything else that the Honourable Member from Carmacks-Kluane is saying is totally incorrect and if she listens now very carefully of what I've said the last time I'm on my feet because I repeated it again. I do not say that there was no consultation. I do not say that there was any agreement made in this House that the amount should be \$63,000. I agree that it was openended but what I am saying and I repeat is that there should have been an agreement as to how much over the \$63,000 was to be born by the City of Whitehorse prior to the signing of the contract and I can't make my position any clearer.

Mrs. Watson: Mr. Chairman, that was laid out in the agreement. You are going round and round. It was an openended agreement and if you are trying to say that the City of Whitehorse, the Mayor should have gone to the Council and got approval before he approved the signing of the contract, that is a different matter. That is up to the City Councillors and the Mayor to decide and I don't think that should be discussed in this House. That is their business but the point that I am making, that the agreement that was reached in here was that the City would bear the openendedness of the agreement. The Federal Territory contributions were fixed. They knew this when they approved the signing of the contract. They knew that. Now what arrangements they made internally, what relationship between their own members, I don't think the Commissioner should have interfered.

I don't think it is any of his business.

Mr. Chamberlist: Mr. Chairman I wonder if the Honourable Member can say whether she has got a reply from the City of Whitehorse to the letter of February the 28th.

Mr. Chairman: Councillor Watson.

Mrs. Watson: Mr. Chairman I can certainly check that out.

Mr. Chamberlist: I wonder if we could have that checked out because based on what that reply might be I might have a change of thought. At the moment this is the way it appears to me. I wonder if we could just recess for a few minutes so the Honourable Member can check it out to see if there was a copy of that letter.

Mr. Chairman: Are you agreed? The Committee stands in brief recess.

RECESS

Mr. Chairman: At this time I will call Committee to order. Councillor Watson.

Mrs. Watson: Yes Mr. Chairman. Before I go on to answer the question I will read the last part of a letter of February 28, after the paragraph that has been read already. "As your Council has authorized proceeding with this project by agreement and Resolution No. C 88, it is my intention to enter into the steel contract forthwith. I trust that you will now proceed to obtain any approvals required by the City. If I or my officers can be of further assistance to you on this matter do not hesitate to contact me." Apparently as a result of this letter and this being discussed in City Council there was a request by the members, by the Mayor and the members of City Council to have a further meeting with the Commissioner, but there is no reply to the letter of February 28, but there was a request for a further meeting with the Commissioner and the meeting was held in the chambers here. Most of the Aldermen from the City of Whitehorse were present, I was also present at the meeting, and as a result of that meeting of March 26 - of March 7 - this letter was sent to the Mayor hand dated March 26, 1974.

Mr. Chamberlist: Yesterday?

Mrs. Watson: March 26, 1974, with regard to the meeting held on March 7, 1974, between members of my Government and City Councillors we undertook at that time to review our financial position with respect to any possible leeway available to us. This was the undertaking that was made after the meeting with the Aldermen. We have now completed our review and find that subject to final tender calls for completion of the bridge that no appreciable changes in final costs are foreseen at this time. One item we did find in our review was the purchase of materials for the temporary bridge which may be fully salvageable when this structure is removed. If these materials are salvaged the cost of providing the temporary structure will be reduced by approximately \$13,000.00, and that is the reply as a result of that meeting. So there was no reply to the letter of February 28, but in February 28th's letter it's very definitely said, "It is my intention to enter into the contract. I trust that you will now proceed to obtain any approvals required by the City." As a result they wanted another meeting and another meeting was held and at that time the Commissioner said he would review our financial position and this letter was sent on March 26, after the review was made. I think that the allegations of the Honourable Member has made, as far as the Commissioner and as far as the actions of the Territorial Government and the Territorial Administration, are really quite unfounded. The consultation, the approval was sought from the Mayor, and what approval the City Administration and the City Council want to get, this is a decision that these people must make. And I don't think it is right for the Territorial Government to try to get involved in this at all.

Mr. Chamberlist: The Territorial Government is involved whether they like it or not, Mr. Chairman. Now just going from the remarks that have just been made one must first consider certain points that have been made. One, that the agreement referred to in the letter was the agreement that was signed by the appointed Administrator of the City of Whitehorse which was long before the session, the fourth session of 1973, when a commitment was made in this House that there would be agreements to the additional cost before contracts were signed.

Mrs. Watson: Mr. Chairman, on a point of order, that is completely wrong. There were not commitments made in this House for agreement for costs. That is wrong. The Commissioner was asked if he could get agreement from the City before he signed the contract and that was what was done. Now to get approval for the extra funding that is up to the City of Whitehorse, and this Council here authorized the open-ended part of the agreement and the City of Whitehorse knew this and I don't think that the Honourable Member should try to rehash all of this. He's just trying to - it's just a matter of going around and around. He knows perfectly well and I know perfectly well what he is trying to refer to, and if he would be more explicit and say exactly what he was trying to do then the Honourable Members would know - it would be cleared up for everybody.

Mr. Chamberlist: Well Mr. Chairman, the language that has been expressed within the debate of the fourth session by a number of members of this Council is explicit. It's very very clear what the intent is, and what the intent was. And it can't be any clearer than what was expressed by Councillor Stutter that there should be something in the agreement saying that before the final contract is let that it has to be with their approval. Now you can't make that intent any clearer. Mr. Chairman, the point that I repeat and it doesn't matter to me whatever of the suggestions that are being made why I might be raising this question and why I might not be raising this question. The clear situation is that the difference in the amount of money to be paid by the City of Whitehorse was not agreed to between the Commissioner and the City of Whitehorse. That was intended. Now that hasn't been done. The point that comes up now, Mr. Chairman, is that there will have to be a plebiscite for this amount of money, and let me warn the Administration that if they attempt to juggle around so that the City of Whitehorse do not have to have a plebiscite they will get surprised very much indeed, and I would suggest to them that they do not play about with the intent of the Municipal Ordinance because the City of Whitehorse, if they are really concerned, will make sure that notwithstanding any attempt of the Administration to have the City of Whitehorse accept the difference of

FIGURES WITHOUT GOING TO PLEBISCITE THE CITY OF WHITEHORSE, THAT COUNCIL THEMSELVES, WOULD BE SUFFERING VERY GREATLY FROM PUBLIC DISRESPECT AND I HOPE THEY GO TO PLEBISCITE NOTWITHSTANDING. AND THE QUESTION I WOULD LIKE TO PUT, MR. CHAIRMAN, IS THIS TO COUNCILLOR WATSON, AND REALLY BECAUSE THIS IS LOCAL GOVERNMENT IN ANY EVENT, COUNCILLOR WATSON SHOULD NOT BE ANSWERING THIS. THIS IS WHY SHE HAS TO KEEP RUNNING OUT. IT'S NOT HER FAULT THAT SHE DOESN'T KNOW EVERYTHING ABOUT EVERYTHING.

Mr. McKINNON: LIKE YOU TOO. (LAUGHTER)

Mr. CHAMBERLIST: SHE, OF COURSE, SAYS BUT WE WOULD HAVE TO HAVE MR. MILLER, BUT THE QUESTION PERHAPS SHE CAN ANSWER IS THIS: IF THE PEOPLE OF THE CITY OF WHITEHORSE, THE TAXPAYERS OF THE CITY OF WHITEHORSE, TURN DOWN THE PLEBISCITE AND I THINK THEY WILL DO THAT BECAUSE OF THE MANNER IN WHICH THIS TRANSACTION HAS BEEN CARRIED OUT AND I WILL USE THE WORDS OF A FORMER MAYOR OF WHITEHORSE, IN THE MANNER IN WHICH THE COMMISSIONER HAS BROKEN FAITH BY INDICATING QUITE CLEARLY THAT THERE WOULD BE AGREEMENT ON THE AMOUNTS, WHAT WOULD HAPPEN IF THE PEOPLE OF THE CITY OF WHITEHORSE TURNED DOWN THE PLEBISCITE. WHERE WOULD THE FUNDS COME FROM THEN TO MEET THE ADDITIONAL COSTS?

Mrs. WATSON: MR. CHAIRMAN, I DON'T HAVE TO ANSWER A HYPOTHETICAL QUESTION, BUT I DO WANT TO REBUT THE STATEMENT THE HONOURABLE MEMBER MADE THAT THE COMMISSIONER HAS BROKEN FAITH. THE HONOURABLE MEMBER KNOWS FULL WELL WHEN THE CITY GAVE APPROVAL TO SIGN THE CONTRACT THEY KNEW THE AMOUNT OF THE CONTRACT.

Mr. CHAMBERLIST: BUT THEY DIDN'T AGREE TO IT, TO THE SPENDING OF THAT MONEY.

Mrs. WATSON: THEY KNEW THAT WHEN THEY GAVE APPROVAL TO SIGN, NOT THE CONTRACT, THE TENDERS, WHEN THEY GAVE APPROVAL THEY KNEW THE AMOUNT. THEY KNEW THE FIXED AMOUNTS AND THEN THEY WOULD CERTAINLY KNOW THE SHARE THAT THE CITY HAD TO BEAR. WHY SHOULD THE COMMISSIONER HAVE TO TELL THE CITY HOW TO RUN THEIR AFFAIRS, AND I DON'T THINK THE HONOURABLE MEMBER WOULD WANT TO DO THAT AND I DON'T THINK THE ALDERMEN AND THE MAYOR OF THE CITY WOULD WANT THIS TO HAPPEN. SO BY TRYING TO SAY THAT THE COMMISSIONER BROKE FAITH AND IF HE HAD I WOULD ADMIT IT. BUT IN

THIS INSTANCE HE HAS NOT AND THE HONOURABLE MEMBER KNOWS FULL WELL. HE'S JUST BROUGHT UP SORT OF A SMOKE SCREEN THIS MORNING AND HE'S HAVING A LITTLE TROUBLE BACKTRACKING.

Mr. CHAMBERLIST: \$150,000.00 SMOKE SCREEN. THAT'S A PRETTY EXPENSIVE ONE.

Mr. CHAIRMAN: ORDER PLEASE. COUNCILLOR TANNER.

Mr. TANNER: MR. CHAIRMAN, I THINK EVERY MEMBER OF THIS COUNCIL KNOWS FULL WELL THAT THE DEBATE WE HAD APPROXIMATELY A YEAR AGO THE CONDITIONS OF THE AGREEMENT WERE SET OUT VERY CLEARLY, THE CONDITIONS OF WHAT THE AMOUNT OF MONEY THAT THE FEDERAL GOVERNMENT WAS PREPARED TO PUT IN, THE AMOUNT OF MONEY THE TERRITORIAL GOVERNMENT WAS PREPARED TO PUT IN WERE ILLUSTRATED TO EVERY MEMBER OF THIS HOUSE. CITY COUNCIL AND EVERY TERRITORIAL COUNCILLOR KNEW AT THAT TIME THAT THE CITY WAS RESPONSIBLE FOR ANY COSTS OVER AND ABOVE THAT AMOUNT. NOW DURING THAT DEBATE EVERY MEMBER KNOWS THE FIGURE OF \$60,000.00 OR \$62,000.00 ODD WAS MENTIONED AND THAT LOOKED LIKE THE ESTIMATED COST THEN. BUT, IRRESPECTIVE OF WHAT FIGURE WAS MENTIONED DURING THAT DEBATE, MR. CHAIRMAN, IT WAS WELL UNDERSTOOD BY THE CITY THAT THEY WERE RESPONSIBLE FOR ANY EXTRA COSTS. NOW WHAT THE HONOURABLE MEMBER IS SAYING IS THAT VARIOUS MEMBERS DURING THAT DEBATE SAID THAT THE ADMINISTRATION HERE SHOULD GO BACK TO THE CITY AND SEEK THEIR APPROVAL BEFORE THEY SIGNED THE CONTRACT. IT SEEMS TO ME THAT THE ADMINISTRATION OF THIS GOVERNMENT HAS BENT OVER BACKWARDS TO FULFIL THAT OBLIGATION TO THIS COUNCIL BECAUSE THEY DID GO BACK, NOT ONCE BUT TWO OR THREE TIMES. THEY MADE THEIR POSITION VERY CLEAR IN THE LETTERS THAT HAVE BEEN WRITTEN. THEY EVEN WENT SO FAR AS HAVING WRITTEN THE LETTERS, MR. CHAIRMAN, TO HAVE ANOTHER MEETING TO LOOK AT THEIR OWN COSTS TO SEE IF THEY COULD POSSIBLY AID THEM AT ALL. BUT THE COMMITMENT ON THE PART OF THE CITY WAS MADE CLEAR. THE CITY PAYS THE DIFFERENCE BETWEEN THOSE TWO FIXED AMOUNTS OF THE FEDERAL AND TERRITORIAL GOVERNMENT AND, MR. CHAIRMAN, I HAVE NO QUALMS WHATEVER OF HAVING THE HONOURABLE MEMBER QUOTE MY WORDS BACK TO ME BECAUSE WHAT I, AND I THINK COUNCILLOR STUTTER WOULD SAY THE SAME THING, WHAT WAS INTENDED IS THAT THE CITY SHOULD BE CONSULTED ON THE CONTRACT. IT'S NOW UP TO

THE CITY TO SEEK THE APPROVAL OF THEIR MEMBERSHIP ON THEIR COUNCIL AND THEN PROCEED AS THEY SEE FIT. IF THEY WANT TO GO TO PLEBISCITE THAT'S UP TO THEM OR WHATEVER THEY WANT TO DO, BUT IT IS NOW THE CITY AND IT HAS BEEN SINCE THAT AGREEMENT AND THAT DEBATE OF A YEAR AGO. IT'S NOW UP TO THE CITY TO PROCEED, IT'S NOT UP TO THE COUNCIL, IT'S NOT UP TO THIS GOVERNMENT, IT'S NOT UP TO THIS ADMINISTRATION, IT IS UP TO THE CITY. I THINK THIS GOVERNMENT INSTEAD OF BEING REPROACHED SHOULD BE COMMENDED BECAUSE I THINK THEY BENT OVER BACKWARDS TO DO EVERY POSSIBLE AND CONCEIVABLE THING TO HELP THE CITY TO GET ON WITH THE JOB WHICH THEY SHOULD BE DOING.

Mrs. WATSON: Mr. CHAIRMAN, I WOULD LIKE TO AGAIN READ THAT ONE SENTENCE FROM THAT LETTER.

Mr. CHAIRMAN: ORDER, ORDER. I WONDER IF PERHAPS WE COULD PURSUE THIS MATTER WHEN NEXT WE RISE AND WE WILL TAKE A BRIEF - WELL IN THAT CASE THEN WE WILL STAND COMMITTEE DOWN TO 2:00.

RECESS.

Mr. CHAIRMAN: AT THIS TIME I WILL CALL COMMITTEE BACK TO ORDER AND AT THIS TIME WE ARE DEALING WITH LEGISLATIVE RETURN NO. 17. I BELIEVE COUNCILLOR WATSON HAS THE FLOOR.

LEGISLATIVE RETURN NO. 17

Mrs. WATSON: YES, Mr. CHAIRMAN, I THINK ON THE DISCUSSION WE HAVE PRETTY WELL GONE AROUND AND AROUND AND I WOULD, UNLESS THE HONOURABLE MEMBER FROM WHITEHORSE EAST HAS A SPECIFIC QUESTION TO ASK, I HAVE PRETTY WELL SUMMED UP WHAT I HAVE TO SAY.

Mr. CHAMBERLIST: I THINK IT'S QUITE TRUE WE HAVE GONE AROUND AND AROUND IN THE SITUATION BUT CERTAINLY WE HAVEN'T COME UP WITH A SPECIFIC ANSWER TO THE QUESTION. WHAT ARE THE ALTERNATIVES AND IT'S NOT MUCH USE SAYING IT'S A HYPOTHETICAL QUESTION BECAUSE WE TERRITORIAL COUNCILLORS MUST RECOGNIZE THAT THIS MIGHT OCCUR THAT THE PEOPLE OF WHITEHORSE DO NOT ACCEPT THE ADDITIONAL COST. WHAT ARE THE ALTERNATIVES FOR PAYMENT? WOULD THE TERRITORIAL ADMINISTRATION COME BACK TO THE TERRITORIAL COUNCIL AND ASK FOR THE FUNDING OF THE SHORTFALL TO BE MADE BY THE TAXPAYERS OF THE YUKON. IT'S NOT JUST HYPOTHETICAL, THE SITUATION MAY BE VERY REAL AND I THINK WE SHOULD KNOW AHEAD OF TIME WHAT THE

SITUATION WOULD BE IF THERE WAS A REFUSAL TO ACCEPT THE PAYMENT OF THE AMOUNT THAT'S BEEN ASKED FOR FROM THE CITY TAXPAYER.

Mrs. WATSON: Mr. CHAIRMAN, AGAIN, IT'S HYPOTHETICAL AND HE IS PRESUMING THAT THE PEOPLE OF WHITEHORSE WILL REJECT THE ROBERT CAMPBELL BRIDGE, THE CITY'S SHARE OF THE FUNDING FOR THE ROBERT CAMPBELL BRIDGE AND I THINK IT WOULD BE VERY FOOLISH FOR US TO DISCUSS THIS HERE. WHY NOT GIVE THE TAXPAYERS OF THE CITY OF WHITEHORSE AN OPPORTUNITY TO EXPRESS THEIR OPINION. THE HONOURABLE MEMBER IS ASSUMING THE RESULTS, I THINK THIS IS SOMETHING THE COUNCIL OF THE CITY OF WHITEHORSE IS QUITE CAPABLE OF DEALING WITH. I THINK THAT THE TERRITORIAL COUNCIL, WHEN THEY ACCEPTED THE TERMS OF THE AGREEMENT THEN, AND I BELIEVE THAT THE HONOURABLE MEMBER FROM WHITEHORSE EAST WAS THE ONE WHO SPOKE VERY STRONGLY ON THE TERMS OF THE AGREEMENT AS THEY WERE PRESENTED TO TERRITORIAL COUNCIL IN AUGUST OF 1973 AND THIS WAS ACCEPTED HERE IN THIS COUNCIL, NOW THE CITY OF WHITEHORSE HAVE THE AGREEMENT, NOW THEY GO TO THE TAXPAYERS, NOW THIS IS THE CITY OF WHITEHORSE'S PROBLEM AND I'M SURE THAT THE CITY OF WHITEHORSE COUNCIL IS QUITE CAPABLE OF DEALING WITH IT.

Mr. CHAMBERLIST: Mr. CHAIRMAN, THE HONOURABLE MEMBER KEEPS ON BRINGING IN THE CITY COUNCIL OF THE CITY OF WHITEHORSE AND THIS IS NOT THE KEY POINT. I SPOKE VERY STRONGLY ON IT AND I STILL SPEAK VERY STRONGLY ON IT. WHAT I AM CONCERNED WITH WAS THAT THERE WAS TO BE AN AGREEMENT WITH THE CITY OF WHITEHORSE AS TO THE AMOUNT OF THE ADDITIONAL FUNDING BEFORE THE PROCEEDING OF THE AGREEMENT. NOW, THIS IS WHAT I WANT TO KNOW AND AS A RESULT I HAVE ASKED SO THAT THIS COUNCIL MAY BE CALLED UPON TO FUND THE REST OF THE MONEY SHOULD THE CITY OF WHITEHORSE TURN IT DOWN AND IS IT THE INTENTION OF THE ADMINISTRATION TO FIND THAT MONEY OUT OF THE EXISTING BUDGET THAT IS PROPOSED WE WILL BE DEALING WITH. THIS IS WHY I WANT TO KNOW AHEAD OF TIME, BECAUSE IT MAY BE THAT IF IT WENT TO PLEBISCITE IN THE CITY AND IT WAS TURNED DOWN, THE MONEY WOULD HAVE TO BE FOUND. WILL IT BE FOUND FROM OUT OF THE BUDGET THAT IS BEING PRESENTED FOR US TO CONSIDER AT THIS TIME OR IS IT THE INTENTION THAT THE TERRITORIAL ADMINISTRATION WOULD SEEK, BY A SUPPLEMENTARY AND A FURTHER TAXATION, TO IMPLEMENT THE DIFFERENCE OF THOSE FUNDS THAT HAVE BEEN TURNED DOWN BY THE CITY OF WHITEHORSE. NOW, WHATEVER WAY YOU WANT TO LOOK AT IT IT'S A REAL POSSIBILITY THAT THIS MIGHT OCCUR AND SURELY THE ADMINISTRATION IS PREPARED TO EXAMINE AND FIND

OUT WHAT WOULD BE THE ALTERNATIVE AND A GOOD ADMINISTRATION WOULD BE PREPARED WITH AN ALTERNATIVE SHOULD SOMETHING OF THIS NATURE OCCUR.

Mrs. WATSON: Mr. CHAIRMAN, I OBJECT TO THAT VERY MUCH. THE HONOURABLE MEMBER IS BEING ABSOLUTELY RIDICULOUS. AT THE SESSION OF COUNCIL, THIS COUNCIL ACCEPTED THE TERMS OF THE AGREEMENT. THERE WAS A SPECIFIC SUM THAT THE TERRITORIAL GOVERNMENT WOULD BE RESPONSIBLE FOR AND THIS SUM WAS PROVIDED FOR IN THE ESTIMATES THAT ARE BEFORE YOU AND TO IMPLY NOW THAT YOU WOULD BE LOOKING IN THE ESTIMATES, TO TAKE MONEY AWAY FROM OTHER PROGRAMS, WHEN ON THE BASIS OF COMMITMENTS MADE BY THE HONOURABLE MEMBER HIMSELF, IS ABSOLUTELY RIDICULOUS. IN OTHER WORDS, TELL THE PEOPLE OF THE CITY OF WHITEHORSE TO TURN DOWN THE PLEBISCITE SO THAT THE TERRITORIAL GOVERNMENT WILL HAVE TO FUND IT. I THINK THIS IS A SORT OF TYPE OF BLACKMAIL THAT THE HONOURABLE MEMBER DOES FROM DAY TO DAY. I THINK THIS IS ABSOLUTELY RIDICULOUS. YOU ARE JUST GOING BACK ON WHAT YOU SAID IN AUGUST, AND I THINK IF A PERSON READS OVER THE VOTES AND PROCEEDINGS OF AUGUST, YOU WILL SEE THAT YOU WERE QUITE PREPARED. YOU THOUGHT THIS WAS A VERY FAIR AGREEMENT AT THAT TIME AND I'M SURE THAT OTHER MEMBERS OF COUNCIL WHO APPROVED THE AGREEMENT IN AUGUST, I THINK THE HONOURABLE MEMBER FROM DAWSON WAS ASKING THIS MORNING, I DON'T THINK IT WAS THEIR UNDERSTANDING THAT IT WOULD BE NECESSARY FOR THE COMMISSIONER TO HAVE THE CITY OF WHITEHORSE SEEK APPROVAL FROM THEIR CONSTITUENTS BEFORE THE CONTRACT WAS SIGNED. THAT WAS NOT IMPLIED IN THE VOTES AND PROCEEDINGS WHATSOEVER. THE HONOURABLE MEMBER HAS TRIED TO TWIST IT AROUND THAT THIS WAS THE INTENT AND THAT WAS NOT THE INTENT.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I KNOW I HAVE BEEN CAPABLE OF GIVING TUITION IN THE VARIOUS AREAS TO THE HONOURABLE MEMBER FROM CARMACKS-KLUANE BUT I AM REALLY INCAPABLE OF MATCHING HER IN THE TUITION OF BLACKMAIL. SHE IS A PERSON OF VERY MUCH PAST EXPERIENCE AND CONTINUING EXPERIENCE SO I CERTAINLY COULDN'T MATCH HER AND I HAVE TO GIVE IN TO HER THAT SHE IS FAR BETTER THAN I AT BLACKMAIL BECAUSE SHE HAS HAD MUCH MORE EXPERIENCE AT IT. WHAT THE THING IS REALLY THAT I CAN'T GET OVER IS THIS, THAT ALTHOUGH I HAVE AGREED THERE SHOULD BE COST-SHARING AND ALTHOUGH I HAVE AGREED THAT THE CITY OF WHITEHORSE SHOULD PAY THEIR SHARE OF THE COST, I HAVE NOT AGREED THAT THEY SHOULD PAY THEIR SHARE OF THE COST CONTRARY TO WHAT WAS THE INTENT OF THE DISCUSSION THAT HAD TAKEN PLACE IN THIS SESSION OF COUNCIL AS IS RECORDED IN THE

VOTES AND PROCEEDINGS. THAT PRIOR TO THE PROCESS OF THE WHOLE SITUATION AS FAR AS THE BRIDGE IS CONCERNED, AGREEMENT WOULD BE OBTAINED FROM THE CITY OF WHITEHORSE AS TO THE AMOUNT OF MONEY. NOW, I THINK I'M GOING TO AGREE WITH COUNCILLOR WATSON ON ONE POINT. WE SHOULD GET ON ANOTHER AREA BECAUSE THIS SUBJECT MATTER, OF COURSE, WE CAN RAISE BECAUSE IT'S MONEY, DURING THE MAIN ESTIMATES. IT'S AT THAT TIME WE WILL BE IN A POSITION TO ASK OTHER MEMBERS OF THE EXECUTIVE COMMITTEE, WHO ARE MUCH MORE FAMILIAR WITH FUNDS, SPENDING, AND THE PURPOSE OF FUNDING OF THESE PARTICULAR THINGS AND TO BE ABLE TO ANSWER IN A FAR MORE INTELLIGENT MANNER.

Mrs. WATSON: POINT OF PRIVILEGE, Mr. CHAIRMAN.

Mr. CHAIRMAN: ORDER PLEASE. ORDER.

Mrs. WATSON: Mr. CHAIRMAN, A POINT OF PRIVILEGE. I THINK I'VE BEEN QUITE ADEQUATELY ANSWERED, THE QUESTION THE HONOURABLE MEMBER HAS BROUGHT UP TODAY. I DON'T THINK IT'S NECESSARY TO DISCUSS IT ANY FURTHER. HE MADE A CERTAIN COMMITMENT IN AUGUST AND NOW HE LOOKS FOR A LOOP-HOLE SO HE CAN CRAWL OUT OF IT AND THIS IS WHAT HE TRIES TO DO ALL THE TIME AND I'M QUITE PREPARED TO DISCUSS IT AGAIN WHEN WE GO TO THE MAIN ESTIMATES.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I DON'T THINK THAT THE HONOURABLE MEMBER HAS ANY PRIVILEGE OR PREROGATIVE TO SAY WHEN DISCUSSION ON ANY PARTICULAR POINT CAN START, AND (INTERRUPTION)

Mr. CHAIRMAN: ORDER, ORDER, PLEASE. WE'LL HEAR THE POINT OF PRIVILEGE. WHAT IS THE POINT OF PRIVILEGE?

Mrs. WATSON: THE POINT OF PRIVILEGE, I HAVE THE RIGHT TO STAND UP AND DEFEND MY CAPABILITY.

Mr. CHAIRMAN: THANK YOU, WOULD YOU CARE TO CONTINUE, COUNCILLOR CHAMBERLIST.

Mr. CHAMBERLIST CONTINUES: I'LL GRANT YOU THAT BECAUSE IT NEEDS A LOT OF DEFENCE. AS I SAY, I THINK WE WILL LEAVE THIS PARTICULAR SUBJECT AT THIS TIME BUT WITH THE MATTER HELD IN ABEYANCE SUBJECT TO THE DISCUSSION ON THE MAIN ESTIMATES SO THAT WE CAN ASCERTAIN WHETHER OR NOT FUNDING FOR THIS, AS AN ALTERNATIVE, SHOULD THE CITY OF WHITEHORSE TURN THE PLEBISCITE DOWN, WILL BE FUNDED FROM OTHER SOURCES WITHIN THE BUDGET AS IT EXISTS AT TIME OF DEALING WITH THE MAIN ESTIMATES.

MR. CHAIRMAN: NEXT ITEM IS LEGISLATIVE RETURN No. 18, COUNCILLOR CHAMBERLIST.

MR. CHAMBERLIST: I CAN'T DEAL WITH THIS. THE COMMISSIONER ISN'T HERE AND I WOULD LIKE TO GET THE COMMISSIONER HERE.

MR. CHAIRMAN: NEXT ITEM THEN IS LEGISLATIVE RETURN No. 19.

MR. CHAMBERLIST: THE SAME THING, MR. CHAIRMAN.

MR. CHAIRMAN: NEXT IS LEGISLATIVE RETURN No. 20.

MR. CHAMBERLIST: THE SAME THING AGAIN, THE COMMISSIONER IS REQUIRED, SIR.

MR. CHAIRMAN: ALRIGHT, THIS TAKES US TO OUR FIRST REVIEW OF LEGISLATIVE RETURNS, SESSIONAL PAPERS AND MOTIONS IN COMMITTEE. WHAT IS YOUR PLEASURE?

MR. TANNER: MR. CHAIRMAN, I WOULD SUGGEST THAT IF IT'S AGREEABLE TO COMMITTEE WE SHOULD GET ON WITH THE MAIN ESTIMATES.

SOME MEMBERS: AGREED.

MR. CHAIRMAN: IS IT AGREEABLE TO COMMITTEE?

SOME MEMBERS: AGREED.

MR. CHAIRMAN: MADAM CLERK, WOULD YOU SEE IF MR. TREASURER AND MR. MILLER, WHO ALL DO WE NEED HERE? I IMAGINE MR. MILLER WOULD BE FINE.

MR. MCKINNON: FIND OUT WHO'S IN TOWN.

MR. CHAIRMAN: I WILL DECLARE A BRIEF RECESS.

RECESS

MR. CHAIRMAN: I WILL NOW CALL COMMITTEE TO ORDER. I BELIEVE IT IS THE INTENTION OF COMMITTEE NOW TO DISCUSS BILL No. 3, THE FIRST APPROPRIATION ORDINANCE, 1974/75 AND WE HAVE WITH US OF COURSE, MR. HUBERDEAU, THE TERRITORIAL TREASURER AND MR. MERV MILLER, THE EXECUTIVE COMMITTEE MEMBER.

MRS. WATSON: MR. CHAIRMAN, MAYBE FOR THE RECORD, I SHOULD READ IN THE EXPLANATORY NOTE.

MR. CHAIRMAN: I THINK BEFORE HAND, I WILL PROCEED WITH THE READING OF THE BILL AND YOU CAN EXPLAIN AT THAT TIME IF YOU WISH.

MRS. WATSON: AFTER YOU READ THE BILL?

MR. CHAIRMAN: THAT IS CORRECT. IT IS NOT NECESSARY THAT ANY OF THIS BE DONE. THIS IS SOMETHING THAT HAS JUST COME UP IN THE LAST TWO OR THREE YEARS OR WHATEVER. I DON'T KNOW. PROCEED.

MRS. WATSON: READS THE EXPLANATORY NOTE.

MR. CHAIRMAN: I JUST MIGHT POINT OUT THAT THIS IS A USAGE THAT HAS COME UP ONLY DURING THIS COUNCIL, BUT THE MARGINAL NOTES OR THE EXPLANATORY NOTES, FORM NO PART OF THE BILL. THIS IS SO EVERYBODY CLEARLY UNDERSTANDS THAT. ALRIGHT I WILL PROCEED WITH THE READING OF THE BILL. MR. CHAIRMAN READS THE BILL.

I WONDER IF MR. LEGAL ADVISER - I SEE HE IS NOT HERE. HAVE WE HAD A COPY AS YET OR ANY COMMUNICATION FROM THE AUDITOR GENERAL'S DEPARTMENT ON THE PUBLIC ACCOUNTS?

MR. CHAMBERLIST: YES, WE HAVE A REPORT.

MR. MILLER: THE PUBLIC ACCOUNTS WERE TABLED.

MR. CHAIRMAN: ALRIGHT, THE FIRST ITEM OF CONSIDERATION THEN IS ADMINISTRATIVE SERVICES IN THE AMOUNT OF \$1,678,876.

MR. CHAMBERLIST: MR. CHAIRMAN, WE CAN'T DEAL WITH THIS. THE EXECUTIVE COMMITTEE MEMBER OR THE COMMISSIONER IS NOT HERE.

MR. TANNER: THAT'S QUITE AGREEABLE, MR. CHAIRMAN, WHY DON'T WE GO ON TO THE NEXT?

MR. CHAIRMAN: INCIDENTALLY, JUST FOR THE EDIFICATION OF COMMITTEE, WE WILL BE PROCEEDING THROUGH THE BUDGET AND WE USUALLY, IT HAS BEEN OUR PRACTICE IN COMMITTEE, IN DEALING WITH THE MAINS THAT FOLLOWING APPROVAL OF THE MAINS IN GENERAL OR CONSIDERATION OF THE MAINS IN GENERAL, WE HAVE A FINAL REVIEW AT THE END WHEREBY IF ANYBODY WANTS TO PICK UP ANY ITEM THAT HAS BEEN MISSED. WE RECALL EACH DEPARTMENT BEFORE FINAL PASSAGE OF THE LEGISLATION.

THE NEXT ITEM WILL BE DEPARTMENT OF TREASURY IN THE AMOUNT OF \$1,176,182. I'M JUST WONDERING NOW, IN PROCEEDING THROUGH

THIS, DO YOU WISH TO DEAL WITH THE CAPITAL SIDE FIRST AND THE O & M SIDE, OR DO YOU WISH TO DEAL IN EACH DEPARTMENT OR DO YOU WISH TO DEAL WITH CAPITAL FIRST?

Mr. TANNER: Mr. CHAIRMAN, THE USUAL PROCEDURE SURELY IS TO DEAL WITH O & M THEN GO TO CAPITAL AFTER THAT.

Mr. CHAMBERLIST: NOT NECESSARILY, BECAUSE THE O & M FOLLOWS WITH THE CAPITAL AND WE SHOULD DEAL WITH O & M AND CAPITALS SO WE'VE GOT THE STORY OF WHAT THE O & M PURPOSE IS FOR IN RELATION TO THE CAPITAL EXPENDITURES, IT MIGHT BE USED THERE.

Mrs. WATSON: ALSO I THINK THAT SOMETIMES YOU'VE DEALT SPECIFICALLY WITH THE CAPITAL FIRST ESPECIALLY IF YOU HAVE A LATE BUDGET SO THAT YOU CAN GIVE AGREEMENT IN PRINCIPLE SO THAT THEY CAN GO AHEAD AND SUBMIT TENDERS AND THIS TYPE OF THING, SO THAT THE CONSTRUCTION SEASON ISN'T SHORTENED ANY LONGER THAN IT ACTUALLY IS.

Mr. CHAIRMAN: WELL, IF IT IS THE WISH OF COMMITTEE, I WOULD SUGGEST THAT WE FIRST REVIEW THE CAPITAL SIDE OF EACH ITEM AS WE COME TO IT AND THEN DEAL WITH THE O & M SIDE SECONDLY. IS THAT AGREEABLE?
(AGREED)

ALRIGHT WE WILL GO TO CAPITAL IN TREASURY AND WHERE CAN THAT BE FOUND Mr. MILLER?

Mr. MILLER: PAGE 58A.
THE FIRST ITEM THAT AFFECTS TREASURY PER SE IS ESTABLISHMENT No. 2101.

Mr. CHAIRMAN: ESTABLISHMENT WHICH?

Mr. MILLER: 2101.

Mr. CHAIRMAN: FURNITURE AND OFFICE EQUIPMENT IN THE AMOUNT OF \$30,000.

Mr. CHAMBERLIST: ARE WE SAYING THAT THE ITEMS PRIOR TO THAT ON 58A, ARE THEY FOR OTHER DEPARTMENTS.

Mr. MILLER: THAT AFFECTS VOTE I, THAT IS RIGHT.

Mr. CHAIRMAN: THIS ITEM 2101 FURNITURE AND OFFICE EQUIPMENT \$70,000.

Mr. CHAMBERLIST: COULD HE JUST INDICATE WHERE THIS \$70,000 IS PROPOSED TO BE SPENT AND WHAT

IS INVOLVED IN IT?

Mr. TANNER: Me., CHAIRMAN, I THINK THIS ITEM IS FOUND ON A41.

Mr. CHAIRMAN: WHERE?

Mr. TANNER: A41.

Mr. CHAIRMAN: A41.

Mr. TANNER: IT IS UNFORTUNATE THAT THE VERY FIRST CAPITAL ITEM WE HAD IN THE MAINS HAS AN "A" AFTER IT OTHER THAN THAT IT SHOULD BE STRAIGHT FORWARD.

Mr. CHAMBERLIST: THIS IS A LUMP SUM FOR HOW MANY NEW POSITIONS?
SAY FURNITURE FOR NEW POSITIONS.

Mr. MILLER: 37 I BELIEVE, YES 37.

Mr. CHAMBERLIST: HOW MUCH NEW FURNITURE FOR EACH POSITION? BASED ON 37 POSITIONS YOU'VE GOT \$28,000? EVERY TIME YOU HAVE SOMEBODY YOU SPEND \$800 IN NEW FURNITURE?

Mr. MILLER: THAT'S THE APPROXIMATE COST OF PROVIDING A STAFF MEMBER WITH NEW FURNITURE. THAT IS RIGHT. A DESK, A CHAIR, FILING CABINETS, ADDING MACHINE, CALCULATOR, DEPENDS UPON WHERE IT IS AND HOW MUCH IT COSTS. SOME OF THESE ADDING MACHINES THESE DAYS ARE WORTH \$700 AND \$800 ALONE.

Mr. CHAIRMAN: ANYTHING FURTHER ON FURNITURE AND OFFICE EQUIPMENT?

Mr. CHAMBERLIST: IT'S A PRETTY DIFFICULT WAY OF SAYING WHERE THIS FURNITURE AND THESE ADDING MACHINES ARE GOING TO BE USED. IF YOU JUST TAKE A LUMP SUM AND SAY, Mr. CHAIRMAN, LAST YEAR WE USED X AMOUNT OF DOLLARS FOR NEW FURNITURE, I AM JUST TRYING TO LOCATE IN THE PREVIOUS YEARS WHAT WAS THE REPLACEMENT FURNITURE IN THIS PARTICULAR DEPARTMENT.

Mr. MILLER: Mr. CHAIRMAN, THIS IS NOT JUST FOR THE TREASURY DEPARTMENT, THIS IS FOR THE ENTIRE GOVERNMENT.

Mr. CHAMBERLIST: I'M AWARE OF THIS, Mr. CHAIRMAN. PERHAPS IN THE APPENDIX, IF YOU WILL ALLOW ME JUST A MOMENT, I WANT TO SEE WHAT FURNITURE WAS USED IN THE, WHAT WAS ESTIMATED FOR IN THE 1973-74. THERE IS A \$30,000 ITEM AND I WANT TO JUST

TRY AND FIND THE CAPITAL.

Mr. TANNER: Mr. CHAIRMAN, I WONDER IF I COULD MAKE A SUGGESTION THAT THE POINT THAT THE HONOURABLE MEMBER BRINGS UP IS A GOOD ONE BECAUSE OBVIOUSLY YOU CAN'T JUDGE WHETHER YOU NEED THE FURNITURE UNTIL YOU CONFIRM THE POSITIONS. I WOULD SUGGEST THAT PARTICULAR ITEM WE LET GO AND COME BACK TO IT LATER.

Mr. MILLER: Mr. CHAIRMAN, JUST TO ANSWER THE MEMBER'S QUESTION, IN 1973-74 WE WILL HAVE SPENT APPROXIMATELY \$58,000, ON OFFICE FURNITURE AND EQUIPMENT.

Mr. CHAMBERLIST: ON THE BASIS OF WHAT WAS ESTIMATED FOR WAS \$30,000 AND NOW IT SAYS THAT HE SPENT \$58,000, THAT IS 100% OVER. IS IT GOING TO BE THAT NOW WE'RE ESTIMATING \$70,000 FOR THIS YEAR. IT'S LIKELY THAT IT IS GOING TO BE \$140,000. IS THIS IS WHAT IS PROPOSED?

Mr. MILLER: NO, Mr. CHAIRMAN, THIS IS WHY THE PROPOSED FUNDS FOR 1974-75 ARE \$70,000, BECAUSE WE FOUND THAT WE COULDN'T LIVE WITH THE PREVIOUS \$30,000 LEVEL.

Mr. CHAMBERLIST: HOW MUCH FURNITURE, NEW FURNITURE WAS PURCHASED IN THE YEAR 72-73?

PERHAPS, Mr. CHAIRMAN, Mr. MILLER WOULD INDICATE WHAT PAGE IN THE 73-74 ESTIMATES BOOK WE WOULD FIND THE FURNITURE AND THEN WE COULD SEE WHAT IT WAS THERE, THE CAPITAL SPENDING.

Mr. TANNER: IT WILL BE ON THE RIGHT HAND COLUMN Mr. CHAIRMAN.

Mr. CHAMBERLIST: YES, IF WE CAN FIND A PAGE.

Mrs. WATSON: \$30,000, FROM THE ESTIMATES THE YEAR BEFORE. IT DOESN'T, IN THE CAPITAL SIDE GIVE THE ACTUAL EXPENDITURES.

Mr. CHAMBERLIST: THAT IS FOR 73-74, I'M TALKING ABOUT 72-73.

Mrs. WATSON: Mr. CHAIRMAN, IT IS THE AMOUNT ESTIMATED IN 72-73 AS \$30,000. IT DOESN'T GIVE THE ACTUAL AMOUNT SPENT.

Mr. CHAMBERLIST: WELL, THIS IS WHAT I WANT TO ASCERTAIN, Mr. CHAIRMAN. I WANT TO ASCERTAIN THE AMOUNT OF MONEY SPENT.

Mr. MILLER: SORRY, Mr. CHAIRMAN, I DON'T HAVE

THAT FIGURE WITH ME. I WILL HAVE TO BRING IT FORWARD FOR COMMITTEE.

Mr. CHAMBERLIST: THE REASON I'M ASKING THIS Mr. CHAIRMAN, IS THAT IT SEEMS THAT THE EXPENDITURE ON FURNITURE AND EQUIPMENT IS BEING DUPLICATED YEAR BY YEAR. NOW HERE WE HAVE TWO YEARS, GONE UP FROM THE \$30,000 THAT WAS ESTIMATED TO \$58,000.

THIS YEAR IT IS ESTIMATED AT \$70,000.00. WE HAVE NO ASSURANCE AS TO WHAT THAT IS GOING TO ESCALATE TO, 1972-73, UNLESS WE KNOW WHAT WERE THE ESTIMATES-AND WHAT WAS SPENT. WE DON'T KNOW AT WHAT PERCENTAGE THOSE ITEMS WERE ESCALATED TO.

Mr. MILLER: Mr. CHAIRMAN, I DO HAVE THE FIGURE NOW. THE FURNITURE AND OFFICE EQUIPMENT PURCHASED IN 1972-73 WAS \$120,590.61.

Mr. CHAMBERLIST: \$120,500.00, SO WE HAVE NOW THREE FIGURES: \$120,500.00. I WONDER IF Mr. MILLER CAN TELL US, Mr. CHAIRMAN, WHAT WERE THE ESTIMATES FOR 72-73?

Mrs. WATSON: \$30,000.00

Mr. CHAMBERLIST: RIGHT, NOW, I WANTED THAT CONFIRMED BY Mr. MILLER. SO, IN THAT YEAR, 72-73, IT WAS ESTIMATED AT \$30,000.00 AND THEY SPENT \$120,500.00. LAST YEAR IT WAS ESTIMATED AT \$30,000.00 AND THEY SPENT \$58,000.00. THIS YEAR IT IS ESTIMATED AT \$70,000.00. HOW MUCH MONEY IS GOING TO BE SPENT ON THAT? WE ARE ALREADY FACED NOW WITH \$120,500.00, \$58,000.00 AND \$70,000.00 SO THAT WE ARE ALREADY FACED WITH AT LEAST \$248,000.00 FOR FURNITURE AND EQUIPMENT IN THREE YEARS WITHOUT ANY ASSURANCE THAT IT IS NOT GOING TO BE ESCALATED FURTHER AND FURTHER SUPPLEMENTARIES GOING TO BE FOR THIS FURNITURE. I AM JUST POINTING THIS OUT RIGHT NOW SO I WOULD SUGGEST THAT PERHAPS IT WOULD BE BETTER IF WE REDUCED THE \$70,000.00 BY HALF TO \$35,000.00 AND THEN IF IT HAS TO BE DOUBLED DURING THE YEAR, AT LEAST YOU GET BACK WHAT YOU ASKED FOR. COULD THIS BE DONE?

Mr. MILLER: Mr. CHAIRMAN, THE REASON THE \$70,000.00 IS IN THERE IS BECAUSE WE FELT THAT THE \$30,000.00 PREVIOUSLY ESTIMATED WAS NOT SUFFICIENT FUNDS TO DO THE JOB PROPERLY. THAT IS WHY WE PUT IN \$70,000.00. WE THINK IT IS A REALISTIC ESTIMATE.

Mr. CHAMBERLIST: AND \$70,000.00 YOU DO NOT CONSIDER WILL BE OVER-RUN ON THAT AT ALL, THEN?

Mr. MILLER: Mr. CHAIRMAN, BASED ON WHAT I KNOW TODAY, I WOULD SUGGEST THAT IT WON'T BE OVER-RUN, BUT I CAN'T GIVE AN ASSURANCE.

Mr. McKINNON: Mr. CHAIRMAN, JUST A FEW COMMENTS BEFORE WE LEAVE THIS ITEM FOR THE FIRST TIME, THIS REALLY HURTS WHEN YOU CONSIDER THE AMOUNTS SPENT ON FURNITURE BECAUSE, FOR THIRTEEN YEARS I AM STILL SITTING IN THE SAME CHAIR THAT I WAS WHEN I CAME HERE,

Mr. CHAMBERLIST: DIRTY POOL.

Mr. McKINNON: OF COURSE, THE OTHER THING WHICH WAS THE POINT THE HONOURABLE MEMBER FROM WHITEHORSE EAST MADE AND WAS VERIFIED BY THE HONORABLE MEMBER FROM WHITEHORSE NORTH IS IT IS PRETTY HARD TO GIVE CONSENT TO THE EXPENDITURE FOR FURNITURE FOR THESE NEW POSITIONS UNTIL WE SEE THE NEW POSITIONS BECAUSE IT IS PRETTY FRIGHTENING AND THE HONOURABLE MEMBER FROM WATSON LAKE WAS MAKING THE POINT OVER AND OVER AND I HAPPEN TO AGREE WITH HIM, THAT WE ARE THINKING IN THE AVENUE OF THIRTY-SEVEN NEW POSITIONS AMONGST THE TERRITORIAL PUBLIC SERVICES THIS YEAR. AND I LISTEN TO Mr. LEGAL ADVISOR GIVING US SOME OF HIS OPINIONS OF HOW STAFF SHOULD BE USED TO ENFORCE DIFFERENT PROVISIONS AND REGULATIONS PARTICULARLY UNDER THE LIQUOR ORDINANCE, IT BECOMES MORE FRIGHTENING STILL WITH HIS CONCEPT OF HOW SOME OF THESE NEW POSITIONS ARE GOING TO BE USED. THEN I SEE ONE OTHER ITEM THAT SECURITY FILING CABINETS AND SAFES NOW NEED \$22,000.00. I WAS WONDERING WHETHER THIS POSITION REFLECTS THE HIRING OF A SECURITY OFFICER AND WHETHER ALL THESE NEW SAFES ARE ONE OF THE RECOMMENDATIONS FOR THE NEW SECURITY OFFICER IN AN ATTEMPT TO STOP THE GOVERNMENT LEAKS, Mr. CHAIRMAN?

Mr. CHAIRMAN: Mr. MILLER

Mr. MILLER: Mr. CHAIRMAN, THE GOVERNMENT HIRED A SECURITY OFFICER APPROXIMATELY A YEAR AGO. PRIOR TO THAT, WE HAD A STUDY UNDERTAKEN BY I BELIEVE ONE MEMBER OF THE INDIAN AFFAIRS DEPARTMENT AND ONE MEMBER OF THE R.C.M.P. TO LOOK AT OUR SECURITY OPERATION AND BASICALLY WHAT WE ARE NOW DOING IS IMPLEMENTING THE RECOMMENDATIONS OF THAT STUDY.

Mr. McKINNON: IT WOULD ALMOST SEEM, Mr. CHAIRMAN, THAT THERE IS A NECESSITY FOR A SAFE IN ALMOST EVERY OFFICE. NOW IS THERE?

Mr. MILLER: NO, Mr. CHAIRMAN, BUT THERE ARE REQUIREMENTS FOR SAFES WHERE CASH IS BEING HELD

AND THERE ARE SOME OFFICES WHERE THIS DOES HAPPEN. SECONDLY, THIS SECURITY EQUIPMENT IS NOT INTENDED TO STOP THE LEAKS AS THEY ARE LIKELY TO CONTINUE ANYWAY. THE SECURITY IN THIS CASE IS PRIMARILY FIRE SECURITY FOR CONFIDENTIAL-TYPE RECORDS.

Mr. CHAMBERLIST: TO STOP THE LEAKS, YOU NEED A PLUMBER, AS I UNDERSTAND IT.

Mr. CHAIRMAN: IS THERE ANYTHING FURTHER ON THIS ITEM?

Mr. CHAMBERLIST: I WOULD SUGGEST WE NOT PASS IT OUT PENDING THE STAFF REQUIREMENTS BECAUSE I AM SURE THAT WE MIGHT BE ABLE TO FIND AREAS WHERE WE CAN CUT OFF AT LEAST SIX FEET OF THESE PROPOSED NEW POSITIONS.

Mr. CHAIRMAN: ALRIGHT, WE WILL CONSIDER THEN THAT THIS MATTER IS DEFERRED. THE NEXT ITEM IS 2102, LIQUOR CONTROL ENNUMERATED IN THE AMOUNT OF \$25,000.00.

Mr. CHAMBERLIST: WHEN DID WE GET THE LAST FORK-LIFT IN THE WAREHOUSE? IF I RECALL THERE WAS A FORK-LIFT ABOUT TWO YEARS AGO. IS THIS CORRECT, Mr. MILLER?

Mr. MILLER: Mr. CHAIRMAN, THERE WAS A FORK-LIFT PURCHASED, TO MY RECOLLECTION, ABOUT TWO TO THREE YEARS AGO. THAT IS CORRECT. THE PROBLEM THAT WE ARE FINDING WITH THE EXISTING ONE IS THAT IT DOESN'T HAVE A HIGH ENOUGH LIFT AND SUBSEQUENTLY, THEY ARE HAVING TO HAND-TRANSFER EVERYTHING FROM THE FORK-LIFT TO THE SHELF. WHAT THEY ARE PROPOSING IS TO REPLACE ONE OF THE ONES THAT THEY HAVE WITH A LARGER FORK-LIFT WHICH WILL HANDLE THE PALLETS RIGHT FROM THE FLOOR TO THE TOP ROW OF SHELVES IN THE WAREHOUSE.

Mr. CHAMBERLIST: WHAT IS GOING TO HAPPEN TO THE FORK-LIFT THAT IS GOING TO BE REPLACED?

Mr. MILLER: AS I UNDERSTAND IT, Mr. CHAIRMAN, IT IS PROPOSED TO TRADE IT IN ON A NEW ONE.

Mr. CHAMBERLIST: WHAT IS THE COST OF A FORK-LIFT? HAVE WE GOT WHAT THE ESTIMATE IS TO COST?

Mr. MILLER: YES, THE ESTIMATE OF COST IS \$10,000.00.

Mr. CHAMBERLIST: THE COST OF THE FORK-LIFT.

Mr. MILLER: THE COST OF WHICH FORK-LIFT?

MR. CHAMBERLIST: THE COST OF THE FORK-LIFT THAT IS PROPOSED TO BE PURCHASED.

MR. MILLER: THE COST OF THE FORK-LIFT THEY ARE PROPOSING TO PURCHASE IS \$10,000.00.

MR. CHAMBERLIST: HOW MUCH IS THE TRADE-IN VALUE OF THE FORK-LIFT THAT IS GOING TO BE TRADED IN THAT WILL BE DEDUCTED FROM THE \$10,000.00? ONE QUESTION FOLLOWS ANOTHER YOU KNOW.

MR. MILLER: MR. CHAIRMAN, I DON'T HAVE THE ANSWER TO THAT.

MR. CHAMBERLIST: IS THERE GOING TO BE A REPLACEMENT VALUE FOR THE FORK-LIFT? AFTER ALL, IT IS ONLY TWO YEARS OLD AND THE FIRST YEAR, IT WRITES OFF ABOUT 15% AND THE NEXT YEAR ABOUT 15% SO WHAT IS THE VALUE OF THE FORK-LIFT THAT WE HAVE? HOW MUCH WILL IT BE WORTH WHEN IT IS TRADED IN? WHY ISN'T THAT AMOUNT DEDUCTED FROM THE \$10,000.00 THAT IS BEING APPROPRIATED?

MR. MILLER: MR. CHAIRMAN, WE ARE ASKING HERE FOR APPROPRIATION OF FUNDS WHICH IN OUR NORMAL PRACTICE ARE IN THE GROSS AMOUNTS. RECOVERY, IF THERE WAS A RECOVERY WOULD SHOW IN THE RECOVERY SECTION UNDER SALE OF GOVERNMENT ASSETS. I AM SORRY, I DON'T HAVE THE ANSWER TO THE MEMBER'S QUESTION. I WILL GET IT AND BRING IT FORWARD.

MR. CHAMBERLIST: SURELY, MR. CHAIRMAN, MR. MILLER IS NOT SUGGESTING THAT COUNCIL WILL APPROVE AN ITEM OF \$10,000.00 JUST SIMPLY ON THE BASIS THAT WE HAVE GOT THE INFORMATION HERE. WHAT WE ARE CONCERNED ABOUT HERE IS WHETHER OR NOT \$10,000.00 IS REQUIRED TO REPLACE THE FORK-LIFT BECAUSE THIS IS WHAT YOU HAVE SAID HERE. THIS IS THE ITEM TO PURCHASE OR REPLACE FORK-LIFT FOR LIQUOR CONTROL WAREHOUSE.

MR. TANNER: MR. CHAIRMAN, WE COULD GO THROUGH EVERY ITEM LIKE THIS. MAYBE HE NEEDS THE SERIAL NUMBERS TOO. I DON'T KNOW. BUT IT IS QUITE OBVIOUS THAT IF THERE IS ANY RECOVERY IT WILL APPEAR IN THE RECOVERIES.

MR. CHAMBERLIST: THE METHOD OF RECOVERIES IN THE GOVERNMENT, ONCE YOU ALLOW THE GOVERNMENT TO HAVE THE MONEY TO APPROPRIATE THE MONEY TO PURCHASE A NEW ARTICLE, THE GOVERNMENT ISN'T INTERESTED IN GETTING THE BEST DEAL POSSIBLE BECAUSE WHEN THEY ARE GETTING THE PEOPLE'S MONEY, THEY DON'T CARE. THEY ONLY KNOW HOW TO SPEND IT. THIS IS WHY IT IS NECESSARY TO

FIND OUT EXACTLY WHAT THE POSITION IS. SO I SHOULD SUGGEST, MR. CHAIRMAN, WE LEAVE THAT IN ABEYANCE UNTIL WE FIND OUT EXACTLY WHAT IS TO BE THE RETURN ON THE EXISTING FORK-LIFT.

MR. TANNER: MR. CHAIRMAN, PERHAPS WE COULD SLIDE THROUGH THE \$5,000.00 OUT OF THAT AND JUST LEAVE THE \$20,000.00. MAYBE THE HONOURABLE MEMBER WILL GO FOR \$5,000.00.

MR. CHAIRMAN: WHAT IS YOUR WISH IN REGARDS TO 2102, LIQUOR EQUIPMENT? CLEAR?

MR. CHAMBERLIST: WELL, IT IS NOT CLEAR. NO, NO, NO. WE ARE NOT GOING TO SAY "YES" TO MONEY UNLESS WE KNOW WHAT IT IS ALL ABOUT. THE ITEM, WHITEHORSE STORE REPLACEMENT OF THE TWO CASH REGISTERS. ARE THE TWO CASH REGISTERS THAT ARE GOING TO BE REPLACED STILL SERVICEABLE AND ARE THEY GOING TO BE USED IN OTHER LOCATIONS? WE SHOULD HAVE A HISTORY OF WHAT IS GOING TO TAKE PLACE WITH THE GOVERNMENT'S EQUIPMENT SO THAT WE DON'T SPEND MONEY UNNECESSARILY. AFTER ALL, WE MIGHT FIND WAYS AND MEANS OF CUTTING THESE EXPENDITURES DOWN SO THAT WE CAN USE THE MONEY ON MUCH BETTER COURSES SUCH AS KINDERGARTEN CLASSES AND THAT WAY WE CAN SAVE THE TAX-PAYER HAVING TO PAY TAX ON HIS TOBACCO.

MRS. WATSON: MR. CHAIRMAN, WHEN WE WRITE THAT HISTORY, MAYBE WE WILL LET THE HONOURABLE MEMBER WRITE PART OF IT BECAUSE HE WAS THE ONE WHO ASKED FOR MONEY FOR PART OF THAT.

MR. CHAMBERLIST: THAT IS EXACTLY RIGHT. AND I DO WANT TO KNOW WHAT IS GOING TO HAPPEN TO THE REST OF THE MONEY?

MRS. WATSON: AND THE HONOURABLE MEMBER APPROVED FOR A FORK-LIFT JUST LIKE THAT THE YEAR BEFORE.

MR. CHAMBERLIST: ABSOLUTELY BECAUSE THEY WERE NEEDED. WE DIDN'T HAVE ONE.

MRS. WATSON: HE NEVER ASKED FOR THE TRADE-IN VALUE FOR OLD CASH REGISTERS OR ANYTHING. THAT WAS FINE, OR WHAT WAS HAPPENING TO THE OLD FURNITURE OR HOW MUCH OF THE FURNITURE WAS GOING FOR THE WELFARE BRANCH OR THIS TYPE OF THING. THIS IS FINE. HE IS NOT PREPARED TO WRITE THAT KIND OF THING INTO THE HISTORY. BUT IT IS SOMETHING THE HONOURABLE MEMBERS HERE HAVEN'T FORGOTTEN.

MR. CHAMBERLIST: BUT, MR. CHAIRMAN, I ASSURE YOU THAT EVERY ITEM THAT I DEALT WITH WAS DEALT

WITH IN THE SUB-COMMITTEE ON FINANCE, THAT IS WHERE I DEALT WITH THEM. AND THOSE MEMBERS WHO STUCK WITH ME KNOW THAT THERE WASN'T AN ITEM THAT I DIDN'T GIVE CONSIDERATION TO AND RIGHT NOW, I AM DOING THE SAME JOB THAT I DID WHILE I WAS ON THE ADVISORY COMMITTEE ON FINANCE AND THAT IS WHY I WANT TO KNOW.

Mr. CHAIRMAN: ARE THERE ANY OTHER FURTHER ITEMS THEN UNDER CAPITAL?

Mr. McKINNON: Mr. CHAIRMAN, I HAVE HAD REALLY RECENT EXPERIENCE WITH THE TWO CASH REGISTERS AT THE LIQUOR STORE BECAUSE OVER NOON HOUR, I PURCHASED SEVERAL BOTTLES OF WINE AND A BOTTLE OF LIQUOR AND THE CASH REGISTERS RANG UP \$19.40. VERY WELL, I TOOK IT OUT OF MY POCKET WITH NO PROBLEM WHATSOEVER. I NEVER SAW ANY PROBLEM AT ALL WITH THE CASH REGISTERS WORKING ON MY INFREQUENT VISITS TO THE GOVERNMENT LIQUOR STORE, Mr. CHAIRMAN, SO I WAS JUST WONDERING WHAT IS THE PROBLEM WITH THE CASH REGISTERS IN THE LIQUOR STORE? THEY SURE DON'T HAVE ANY PROBLEMS RELIEVING ME OF MY MONEY TOWARDS THE INFLATED COSTS OF BOOZE IN THE YUKON TERRITORY AT THE PRESENT TIME.

Mr. MILLER: Mr. CHAIRMAN, AS I UNDERSTAND IT, THE MACHINES ARE BECOMING PLAIN WORN OUT AND IT WILL BE ALMOST IMPOSSIBLE TO MAINTAIN THEM WITHIN THE NEXT YEAR. THAT IS WHY THEY ARE PROPOSED TO BE REPLACED.

Mr. TANNER: Mr. CHAIRMAN, ISN'T IT THAT THE FACT OF THE CASE IS THAT THEY HAVE DONE SUCH A GOOD JOB THE HONOURABLE MEMBER THAT THEY ARE TIRED?

Mr. CHAMBERLIST: I DON'T SEE THE POINT. HOW OLD ARE THESE TWO CASH REGISTERS?

Mr. TANNER: EIGHTY-SEVEN YEARS.

Mr. MILLER: Mr. CHAIRMAN, I DON'T HAVE THAT INFORMATION.

Mr. CHAMBERLIST: PERHAPS IF WE COULD FIND THAT OUT, WE COULD KNOW THEN WHETHER OR NOT WE SHOULD AUTHORIZE \$10,000.00 ON TWO CASH REGISTERS. LET US KNOW, Mr. CHAIRMAN, THE LIFE OF THE CASH REGISTERS, WHAT THE CASH REGISTER COMPANY CONSIDER IS A GOOD LIFE-TIME USE OF A CASH REGISTER. WE HAVE TO JUST EXAMINE THESE THINGS SO THAT WE DON'T GO SPENDING \$10,000.00 IF CAN SAVE IT.

Mr. TANNER: Mr. CHAIRMAN, COULD YOU ALSO FIND OUT WHAT THE SERIAL NUMBER IS AND MAYBE YOU'D BETTER COUNT THE KEYS ON THE CASH REGISTER. SO THE HONOURABLE MEMBER WON'T ASK NEXT TIME.

Mr. CHAMBERLIST: WELL, I WASN'T GOING TO ASK FOR THAT, BUT IF WE GET THAT INFORMATION AT THE SAME TIME, I'LL APPRECIATE IT. I WONDER IF WE COULD LEAVE THIS ITEM UNTIL WE CAN FIND SOME MORE INFORMATION ON THAT?

Mr. CHAIRMAN: IS THERE ANYTHING ELSE?

Mr. CHAMBERLIST: ON THE HAINES JUNCTION NEW STORE, Mr. CHAIRMAN, WHEN WAS THIS STORE BUILT? HAS IT BEEN BUILT? IS THE SHELVING, CHECK OUT AND OFFICE FURNITURE NEEDED AT THIS TIME OR IS THIS TO REPLACE SHELVING, CHECK OUT AND OFFICE FURNITURE? YOU, KNOW, JUST AN EXPLANATION OF IT. I THINK I KNOW THAT IT IS NEEDED THERE, BUT PERHAPS THE HONOURABLE MEMBER WHO HAS THIS LIQUOR STORE RIGHT NEAR TO HER HOME, WILL BE ABLE TO INDICATE. IT IS ON ONE OF YOUR LOTS.

Mrs. WATSON: Mr. CHAIRMAN, IT ISN'T UNDER MY JURISDICTION. I THINK THAT THE TREASURER SHOULD ANSWER THAT QUESTION.

Mr. CHAIRMAN: Mr. MILLER, COULD YOU POSSIBLY ANSWER THAT QUESTION?

Mr. MILLER: Mr. CHAIRMAN, THE LIQUOR STORE HAS NOT AS YET BEEN BUILT. IT IS PROPOSED TO PUT A NEW ADMINISTRATION BUILDING IN HAINES JUNCTION WHICH IS INCLUDED IN THIS BUDGET. PART OF THE ADMINISTRATION BUILDING WILL BE A ROOM FOR A NEW LIQUOR STORE, TO GO WITH THE NEW LIQUOR STORE WE ARE PROPOSING TO PUT SHELVING AND CHECK OUT AND SOME OFFICE FURNITURE INTO IT.

Mr. CHAMBERLIST: THIS LEADS TO THE POINT OF WHEN WILL THIS ADMINISTRATION BE BUILT. WILL IT BE COMPLETED IN THIS YEAR OF 74-75 OR WILL IT RUN INTO TWO YEARS, 74-75 AND 75-76 FOR COMPLETION?

Mr. MILLER: Mr. CHAIRMAN, IT IS INTENDED THAT THE CONTRACTS FOR THE TENDERS FOR THIS BUILDING WILL BE OUT ON THE 10TH OF MAY 1974. THE CONSTRUCTION WILL FINISH ON THE 30TH OF OCTOBER 1974.

Mr. CHAMBERLIST: ALRIGHT. WE WILL PASS THAT \$5,000.00 WITHOUT QUESTION.

Mr. CHAIRMAN: I WAS JUST WONDERING. ONE QUEST-

ION FROM THE CHAIR, WAS ANY CONSIDERATION GIVEN IN OR BY THE ADMINISTRATION IN EITHER FINANCE COMMITTEE OR OTHERWISE TO THE REPEATED REQUESTS OF THE PEOPLE OF TESLIN FOR A TERRITORIAL AGENT LIQUOR STORE IN THAT COMMUNITY?

Mr. MILLER: Mr. CHAIRMAN, WE ARE CONTINUING TO LOOK AT THE NEEDS FOR ADDITIONAL ADMINISTRATION BUILDINGS AND LIQUOR STORES IN ALL THE COMMUNITIES IN THE YUKON TERRITORY AND TESLIN AND CARMACKS WERE BOTH LOOKED AT IN THIS PARTICULAR YEAR AND WERE BOTH POSTPONED AT LEAST ONE FURTHER YEAR.

Mr. CHAMBERLIST: COULD WE INDICATE WHY FIRST PREFERENCE WAS GIVEN TO HAINES JUNCTION OR COULD WE GUESS?

Mrs. WATSON: Mr. CHAIRMAN, I BELIEVE THERE IS PROVISION FOR AN ADMINISTRATION BUILDING AT MAYO ALSO THIS YEAR.

Mr. CHAIRMAN: JUST AGAIN FROM THE CHAIR, WAS MY UNDERSTANDING BEFORE I WAS THROWN OFF THE FINANCE COMMITTEE WHICH WAS A COUPLE OF YEAR AGO, THAT SOME PRIORITY WAS ESTABLISHED ON THE PLACEMENT OF A TERRITORIAL AGENT TO HANDLE LICENSING AND THIS TYPE OF THING IN A LIQUOR STORE AND THE COMMUNITY OF TESLIN AND THAT WAS TO BE GIVEN CONSIDERATION IN, ACTUALLY, LAST YEAR. THIS IS WHY I RAISE THE QUESTION AT THIS POINT IN MAINS AS TO WHETHER OR NOT CONSIDERATION WAS ACTUALLY GIVEN TO THIS BECAUSE THIS HAS BEEN GOING ON FOR SOME SEVEN OR EIGHT YEARS NOW.

Mr. MILLER: Mr. CHAIRMAN, OUR INFORMAL POLICY, IF YOU LIKE, IN DEALING WITH ALL COMMUNITIES IN THE YUKON TERRITORY IS TO LOOK AT THEM FROM A TOTAL SERVICE CONCEPT. AND WHEN I SAY THAT ~~WHAT WE ARE REFERRING TO IS THAT WE WOULD PREFER~~ TO GET THE PLANNING DONE, GET THE SERVICE INTO THE COMMUNITY, THEN ADD THE ADMINISTRATION BUILDING AND THE AGENTS AND WHATEVER GO WITH THEM, AND FINALIZE THE COMMUNITY BY GETTING OUR STAFF HOUSING IN ORDER. SO WHAT WE ARE REALLY SUGGESTING IS A PLANNED APPROACH TO THE WHOLE QUESTION OF COMMUNITY DEVELOPMENT AND DOING IT ON A COMMUNITY BY COMMUNITY BASIS IN THAT WAY.

Mr. CHAIRMAN: WHY DID HAINES JUNCTION RECEIVE PRIORITY OVER EITHER CARMACKS OR TESLIN IN THIS AREA?

Mr. MILLER: Mr. CHAIRMAN, OUR PROGRAMME AS WE HAD STARTED IT LAST YEAR, WAS JUST THE INCLUSION OF WATER AND SEWER IN WATSON LAKE, SECONDLY IN HAINES JUNCTION AND WE HAVE STARTED THE SEWER

SYSTEM IN CARMACKS LAST FALL. THIS YEAR, OR LAST YEAR AGAIN, WE FINISHED THE ADMIN. BUILDING IN WATSON LAKE. WE ARE CONTINUING OUR PROGRAMME IN HAINES JUNCTION BY ADDING THE ADMIN. BUILDING THERE. WE ARE ALSO PROPOSING THIS YEAR TO CLEAN UP THE STAFF HOUSING SITUATION OR START TO CLEAN IT UP IN WATSON LAKE AND IN HAINES JUNCTION WE ARE PROCEEDING WITH OUR PLANS OF MAYO BY PROPOSING AN ADMIN. BUILDING AT MAYO. ONCE THE WATER AND SEWER ARE IN CARMACKS, AND TESLIN, THEY WILL BE PROCEEDED WITH IN A SIMILAR MANNER.

Mr. CHAIRMAN: JUST FOR THE RECORD, MAY I AT THIS TIME, GET THE ASSURANCE OF THE ADMINISTRATION THAT CONSIDERATION OF THE 75-76 ESTIMATES WHICH ARE NOW BEING CONSIDERED THAT THIS WILL BE GIVEN SERIOUS CONSIDERATION?

Mr. MILLER: Mr. CHAIRMAN, THE COMMUNITIES OF TESLIN AND CARMACKS ARE BEING CONSIDERED FOR 1975-76.

Mr. CHAIRMAN: THANK YOU.

Mrs. WATSON: I THINK THAT WE SHOULD INDICATE THAT THE PLANNING IS TO HAVE THE SERVICES PROVIDED BEFORE YOU GO IN WITH ANY MORE INSTALLATIONS, WITH SEWER AND WATER AND THIS IS WHY COMMUNITIES PLANS WERE DONE.

Mr. CHAIRMAN: THIS TO ME WOULD SEEM A RATHER REVERSE OPERATION BECAUSE USUALLY IF YOU CAN GET ONE CIVIL SERVANT INTO A COMMUNITY THAN ALL THE GOVERNMENT SERVICES FOLLOW THEM, I FIND THIS AN INTERESTING CHANGE IN THAT PARTICULAR ITEM. HOWEVER, IS THERE ANYTHING FURTHER ON LIQUOR CONTROL?

Mrs. WATSON: Mr. CHAIRMAN, ONE QUESTION, I THINK THAT WE SHOULD POINT OUT THAT THE SERVICES OF THE COMMUNITY DEVELOPMENT ARE PRETTY WELL COMPLETED FOR THE COMMUNITY OF WATSON LAKE. WATSON LAKE WAS THE FIRST ONE THAT WAS DONE AND IT IS PRETTY WELL COMPLETED. IS THAT RIGHT, Mr. TREASURER?

Mr. MILLER: I WOULD HOPE THAT IT WILL BE PRETTY WELL COMPLETED BY THE END OF THIS CONSTRUCTION SEASON. YES.

Mr. CHAIRMAN: AGAIN FROM THE CHAIR, I CAN ONLY SAY HOW DISAPPOINTED THAT WE ARE, BOTH MYSELF AND THE PEOPLE OF TESLIN THAT FOR SOME REASON THIS WENT ASTRAY BECAUSE WHETHER CARMACKS OR TESLIN WERE TO BE INCLUDED IF NOT IN LAST YEAR'S ESTIMATES IN THIS YEAR'S ESTIMATES FOR SURE.

THESE NEEDED FACILITIES AND FOR SOME STRANGE REASON THEY WOUND UP IN HAINES JUNCTION AND THE TWO COMMUNITIES WERE IGNORED BY THE GOVERNMENT.

MR. CHAMBERLIST: I THINK THE PRIORITIES HAVE CHANGED WITHIN THE LAST SIX MONTHS, MR. CHAIRMAN.

MR. TANNER: MR. CHAIRMAN, I DON'T THINK WE SHOULD LAY THAT LOW RIGHT NOW THAT THAT IS NEITHER FAIR NOR APROPOS FOR THE MEMBER TO SAY THAT BECAUSE HE WAS PART AND PARCEL TO THE DECISION TO PUT THE COMMUNITY PLANS INTO EFFECT AND AS FAR AS THE MEMBER FROM WATSON LAKE IS CONCERNED, HIS COMPLAINT EARLIER AND HIS NON-SUPPORT OF THE SUPPLEMENTARY BUDGET BECAUSE HE SAID WE HAD NO RIGHT TO GO AHEAD WITH THOSE COMMUNITY PLANS. HE HAS JUST EMPHASIZED HIMSELF VERY CLEARLY WHY THERE WAS A NECESSITY TO GO AHEAD AS SOON AS POSSIBLE. IT IS SO THE SMALLER COMMUNITIES CAN GET THE PLANS SO WE CAN PUT THE VARIOUS FACILITIES IN WITH THOSE PLANS.

MR. CHAMBERLIST: THAT IS NO ANSWER MR. CHAIRMAN BECAUSE WHATEVER THE NECESSITY WAS, YOU HAD NO RIGHT TO SPEND THE MONEY WITHOUT COMING HERE. NOW THAT'S BEEN ANSWERED, LET'S NOT GO OVER THAT AGAIN.

MR. CHAIRMAN: I WOULD REMIND HONOURABLE MEMBERS THAT IT SEEMS TO ME THAT THEIR MEMORIES ARE BECOMING RATHER SHORT BECAUSE JUST A FEW DAYS AGO AFTER MUCH DEBATE TO GET FROM THE ADMINISTRATION THE FACT THAT NO COMMUNITY PLANS WOULD BE IMPLEMENTED UNTIL THE COMMUNITIES THEMSELVES HAD DECIDED THAT THEY WERE IN CONCURRENCE WITH THEM.

MR. TANNER: I HAVEN'T SAID ANYTHING DIFFERENT MR. CHAIRMAN. NOW COME ON, I'M MERELY SAYING THAT THE CHAIRMAN'S CONSTITUENCY HAS BEEN SERVED RATHER WELL.

MRS. WATSON: MR. CHAIRMAN IF THE HONOURABLE MEMBER HAS SOME SORT OF COMMUNICATION WITH HIS COMMUNITIES IN HIS CONSTITUENCY, HE WOULD REALIZE THAT THESE COMMUNITIES HAVE THIS UNDERSTANDING LONG BEFORE THE HONOURABLE MEMBER EVER BROUGHT IT UP.

MR. TANNER: AND FURTHERMORE MR. CHAIRMAN, I WOULD ALSO POINT OUT TO YOU, YOU ARE GETTING A HOSPITAL DOWN IN YOUR COMMUNITY AGAIN AND IN ANOTHER PART OF YOUR COMMUNITY YOUR

DISTRICT WAS CRYING FOR ONE TOO AND IT'S GOING INTO WATSON LAKE.

MR. CHAMBERLIST: IT WAS SUPPOSED TO HAVE THAT THREE, SEVEN YEARS AGO SO DON'T WORRY ABOUT THAT.

MR. TANNER: MR. CHAIRMAN THE HONOURABLE MEMBER JUST SPOKE HAD THREE YEARS TO DO IT.

MR. CHAMBERLIST: THREE YEARS TO DO IT AND THE MONEY WAS TURNED DOWN EVERY TIME.

MR. TANNER: BY WHOM?

MR. CHAMBERLIST: BY WHO, BY WHO, BY THE COMMISSIONER AND THE NORTHERN AFFAIRS BETWEEN THEM. BY THE DEPARTMENT OF NATIONAL HEALTH AND WELFARE. DON'T SAY RUBBISH. DON'T FORGET I HAVE GOT ALL MY LITTLE BITS OF PAPER.

MR. CHAIRMAN: COUNCILLOR STUTTER WILL YOU KINDLY TAKE THE CHAIR.

MR. CHAIRMAN: COUNCILLOR TAYLOR.

MR. TAYLOR: MR. CHAIRMAN, I AM CONCERNED ABOUT THIS. I DON'T WANT TO GET MYSELF INVOLVED IN ANY OF THE PERSONALITY CONFLICTS THAT ARE RUNNING IN THIS HOUSE. ALSO, I WOULD JUST LIKE TO MAKE IT CLEAR AND SERVE NOTICE ON THIS HOUSE. I AM NOT GOING TO SIT HERE AND TAKE ANY GUFF EITHER. THE QUESTION I RAISED WAS A SERIOUS ONE. THE PEOPLE IN TESLIN WHO LIVE BEYOND THE MUNICIPAL BOUNDARY OF WHITEHORSE IN ANOTHER PART OF THE YUKON THAT DOES EXIST AND IS A REAL THING. THESE ARE REAL PEOPLE WITH REAL PROBLEMS OF SEMI ISOLATION AND SOFORTH.

THEY WERE PROMISED THESE FACILITIES SOME TIME AGO. I UNDERSTOOD AS I STATED BEFORE WHEN I LAST GOT TURNED OFF THE FINANCE COMMITTEE THAT THEY WOULD BE GIVEN CONSIDERATION. EITHER CARMACKS OR TESLIN. I PROPOSED THAT THE MOST IMPORTANT PLACE FOR THESE FACILITIES ON A PRIORITY BASIS WAS TESLIN. THERE WAS NO MENTION OF HAINES JUNCTION AT THIS TIME. AS I SAY, I FIND IT STRANGE THAT BOTH CARMACKS AND TESLIN HAVE BEEN IGNORED AND ALL OF A SUDDEN, WE FIND SOMETHING ESTABLISHED IN HAINES JUNCTION.

AGAIN, I CAN DO NO MORE THAN COME TO THIS COUNCIL CHAMBERS AND ON BEHALF OF THOSE PEOPLE WHO SENT ME HERE AND LAY BEFORE YOU THE PROBLEMS OF THAT AREA. I AM IN COMPLETE TOUCH WITH THE COMMUNITIES THROUGHOUT MY DISTRICT. THERE

IS NO QUESTION IN THIS REGARD AND I THINK IT IS RATHER FOOLISH AND A LITTLE IGNORANT I MIGHT SAY ON BEHALF OF ANYONE WHO SUGGESTS THAT I AM NOT.

AS I SAY, THERE IS A REAL NEED OUT THERE. NOW IN RESPECT TO WATSON LAKE, WE HAVE HERE TODAY, FROM ONE HONOURABLE MEMBER AT LEAST, HOW WONDERFUL WE ARE DOING DOWN THERE. BUT WHEN WE GET INTO LOCAL GOVERNMENT, YOU TALK ABOUT THE SERVICES YOU ARE PROVIDING DOWN THERE, YOU FORGOT ONE THING. NOBODY AROUND THERE REALLY KNOWS WHAT IT IS GOING TO COST THEM AS YET, THROUGH A SERIES OF SMOKE SCREENS OUR SEWER AND WATER IS GOING IN WHEN WE NEED THE SEWER AND WATER. JUST REMEMBER ONE FINE LITTLE THING. THE COMMUNITY HAD NO MEANS OF NEGOTIATING IN RESPECT OF IT. THEY WERE TOLD, THIS IS WHAT IT SHOULD COST AND PEOPLE HAD GONE THROUGH THE LID AND THE LOCAL CITIZENS. NOBODY WAS REALLY DEEPLY INVOLVED IN IT. THEY WERE TOLD WHAT WAS GOING TO HAPPEN IN THE LONG RUN AND THIS IS IT.

WATSON LAKE IS A VERY GROWING COMMUNITY. ITS PROBABLY, TAKING IN CONTENT, WOULD BE THE SECOND LARGEST AREA IN THE YUKON. FARO, WITH ITS POPULATION IS PARALLEL.

I ASK AGAIN THAT IN THE CONSIDERATION OF THE 1975-76 ESTIMATES THAT SERIOUS CONSIDERATION BE GIVEN TO TESLIN. THERE HAS BEEN VERY LITTLE DONE THERE. THEY HAVE EVEN HAD TROUBLE GETTING STREET MAINTENANCE DONE AS HAS ROSS RIVER, AND THIS TYPE OF THING.

I JUST WANT THIS REMEMBERED AND I ALSO DON'T WANT TO HEAR ANY GUP ABOUT THE WONDERFUL JOB EVERYBODY HERE IN WHITEHORSE IS DOING FOR THE PEOPLE IN MY CONSTITUENCY BECAUSE THOUGH WE ARE APPRECIATIVE OF WHAT WE GET IN TERMS OF SERVICES, YOU MUST REMEMBER, WE'VE HAD TO FIGHT EVERY INCH OF THE WAY FOR WHAT WE ARE GETTING.

MR. CHAIRMAN: COUNCILLOR WATSON.

MRS. WATSON: MR. CHAIRMAN, I THINK WE ARE GETTING A LITTLE REGIONALIZED AROUND HERE AND I THINK THE HONOURABLE MEMBER HAS MADE A GOOD POINT. HE HAS MADE A GOOD POINT ON THE DEVELOPMENT AND THE SERVICES IN THE COMMUNITIES OUTSIDE WHITEHORSE. THE RURAL COMMUNITIES IN THE TERRITORY AND THIS IS ONE THING THAT I'VE BEEN AWARE OF EVER SINCE I'VE LIVED IN THE YUKON TERRITORY AND NOTHING HAS EVER BEEN DONE ON A PROPERLY CLAN BASIS TO BRING THEM UP TO

THE LEVEL SO THEY CAN HAVE THE QUALITY OF LIFE THAT IS COMPARABLE TO THE LARGEST COMMUNITIES IN WHITEHORSE. OF COURSE THERE ARE ONLY TWO FAIRLY LARGE COMMUNITIES IN THE YUKON OF ANY SIZE AT ALL.

I THINK THE HONOURABLE MEMBER FROM WATSON LAKE REALLY HAS MADE A GOOD POINT. HE HAS BEEN IN THIS COUNCIL FOR TWELVE YEARS AND I'M SURE HE HAS BEEN FIGHTING ALL THIS TIME. LET'S TRY TO IMPROVE THE GOVERNMENT SERVICES AND THE QUALITY OF LIFE THAT THE PEOPLE IN THESE COMMUNITIES HAVE. I AGREE WITH HIM COMPLETELY BUT I THINK IT HAS TO BE DONE ON A PLANNED BASIS.

I THINK HE ALSO MADE A GOOD POINT OF ONE CIVIL SERVANT IN AND I'M NOT JUST TALKING ABOUT TERRITORIAL, I AM TALKING ABOUT FEDERAL TOO, INTO A COMMUNITY, THEN SOME OF THE SERVICES COME IN.

I THINK ABOUT THE COMMUNITY WHERE I COME FROM AND I THINK THEY HAVE 28 WELLS IN THAT COMMUNITY AND I THINK ABOUT 20 OF THEM BELONG TO SOME GOVERNMENT AGENCIES. THEY PUT IN THE LIQUOR STORE, THEY PUT A WELL IN FOR THE LIQUOR STORE, THE R.C.M.P. HAVE ONE, THE SCHOOL HAS ONE AND SO ON. WHEN YOU THINK OF THE AMOUNT OF MONEY THAT IS BEING EXPENDED OVER ALL OF THESE YEARS TO PUT IN THE WELLS FOR THESE DIFFERENT GOVERNMENT INSTITUTIONS AND YOU STILL DON'T HAVE A SEWER AND A WATER SYSTEM THAT THE WHOLE COMMUNITY CAN BENEFIT FROM.

THEREFORE, BEFORE YOU CAN GO AHEAD AND REALLY DEVELOP THESE COMMUNITIES I THINK YOU SHOULD PROVIDE THE ESSENTIAL SERVICES SUCH AS SEWER AND WATER. I THINK THIS WOULD ANSWER THE QUESTION THAT THE HONOURABLE MEMBER HAS BROUGHT UP.

IN TESLIN, IT IS BEING PLANNED AT THE PRESENT TIME. ONCE THE COMMUNITY OF TESLIN ACCEPTS THE DEVELOPMENT PLAN FOR THEIR COMMUNITY, THEN PROVISION CAN BE MADE TO BRING INTO TESLIN, INTO CARMACKS, INTO ROSS RIVER, THESE VARIOUS DIFFERENT GOVERNMENT SERVICES THAT ARE REQUIRED. GOVERNMENT SERVICES SUCH AS LIQUOR STORE AND SO ON AND THEY ALSO HAVE TO HAVE THE SERVICES WHICH IMPROVE THE QUALITY OF LIFE.

INCLUDED IN THAT I WOULD THINK, RECREATIONAL FACILITIES SHOULD BE GIVEN CONSIDERATION AT THE SAME TIME.

I MUST AGREE WITH THE HONOURABLE MEMBER FROM WATSON LAKE. THERE ARE TWO AREAS THAT I JUST HAVE TO DISAGREE WITH HIM. WHEN THE SEWER AND WATER DOES GO INTO THESE COMMUNITIES, THERE IS A REFERENDUM HELD WHETHER THE PEOPLE AGREE TO HAVING THE SEWER AND WATER IN. WHEN THE REFERENDUM, THE LETTER IS CIRCULATED TO THE PEOPLE, THE USERS, THEY ARE INFORMED AS TO WHAT THE COSTS WILL BE. THE BASIS OF CALCULATING THESE COSTS IS CERTAINLY CONVEYED TO THE PEOPLE WHO ARE ON THE LIR BOARD OF TRUSTEES.

WHY IS HAINES JUNCTION GETTING THIS ADMINISTRATION BUILDING AND THE SEWER AND THE WATER. I RATHER TAKE EXCEPTIONS TO THE IMPLICATIONS AROUND HERE BUT THAT IS FINE, I AM PREPARED TO ACCEPT THAT. THE NATIONAL PARK, WHETHER THE NATIONAL PARK BECOMES A LEGAL IDENTITY OR NOT IS A DIFFERENT THING. HOWEVER, AS MR. NIELSON SAID THE NORTHERN AFFAIRS ARE COMMITTED TO SENDING \$6M TO THE DEVELOPMENT OF KLUANE PARK.

THEY ARE BRINGING IN PERSONNEL TO THE AREA. THEY ARE DOING WORK IN THE AREA AND PARTICULARLY THE PERSONNEL. THEY ARE LOOKING FOR HOUSING OR PLACES TO CONSTRUCT HOUSING IN THE COMMUNITY OF HAINES JUNCTION.

I THINK THE GOVERNMENT OF THE YUKON TERRITORY DOES NOT WANT THE PARK PEOPLE TO SET UP A LITTLE SATELLITE COMMUNITY OF THEIR OWN. THEY WANT THEM TO BUILD WITHIN THE COMMUNITY OF HAINES JUNCTION SO THAT YOU HAVE A VIABLE COMMUNITY THAT IS SELF-CONTAINED. THIS IS THE REASON THAT THE SEWER WENT IN LAST YEAR AND THE WATER WENT INTO HAINES JUNCTION.

THE LIQUOR STORE NEEDED REPLACING. THE FIRE HALL NEEDED SOME WORK ON IT. THIS IS WHY THE DECISION WAS MADE TO DO THE ADMINISTRATION BUILDING IN HAINES JUNCTION. I THINK IT IS THE PLAN OF THE GOVERNMENT AND THIS IS WHAT I SAID WITH WATSON LAKE.

THEY GO INTO ONE COMMUNITY AND TRY TO COMPLETELY COMPLETE THAT COMMUNITY. WATSON LAKE HAS THEIR FIRE HALL, THEY'VE HAD THEIR ADMINISTRATION BUILDING, THEY HAVE HAD THEIR SEWER AND WATER AND THEY HAVE HAD EXTENSION OF SEWER AND WATER AND THEY ARE HAVING HOSPITALS.

HAINES JUNCTION GOT THE SEWER. THEY GET WATER. THEY GET THE ADMINISTRATION BUILDING. MAYO HAS SEWER AND WATER AND I DON'T KNOW WHAT TYPE OF SERVICE THE SEWER AND WATER IS BUT THEY ARE GETTING THE ADMINISTRATION BUILDING.

TESLIN IS BEING PLANNED FOR NOW. CARMACKS, THEY STARTED ON CARMACKS WITH THE SEWER. ROSS RIVER, THE SAME THING. I THINK THIS IS A PROGRESSIVE STEP.

I KNOW WE ARE IMPATIENT, WE WANT IT ALL TO HAPPEN IN OUR COMMUNITIES AND OUR REGIONS AS OF NEXT YEAR. BUT AT LEAST THEY ARE WELL PLANNED DEVELOPED STEPS AND PROGRAMS SO THAT THESE SERVICES WILL BE PROVIDED IN RURAL COMMUNITIES.

MR. TAYLOR: MR. CHAIRMAN, THE HONOURABLE MEMBER HAS RAMBLED ON BUT SHE HASN'T REALLY HIT HOME WITH ME. SHE SPEAKS OF A QUALITY OF LIFE FOR THE PEOPLE IN THE HINTERLAND. ALL OF A SUDDEN, NOW WE ARE GETTING OUT INTO THE HINTERLAND. WE ARE GETTING RECOGNITION THAT IT DOES EXIST.

QUALITY OF LIFE FOR WHO, I ASK. MR. CHAIRMAN, IS IT FOR THE QUALITY OF LIFE FOR THE CIVIL SERVANT WHO MUST LIVE IN A FINE HOME AND BE PROVIDED WITH THE NICE FACILITIES. IS IT THE QUALITY OF LIFE THAT SHOULD BE ESTABLISHED AND BETTERED FOR THE FEDERAL CIVIL SERVANTS WHO LIVE IN THE COMMUNITY OR IS IT FOR THE QUALITY OF LIFE FOR THE EMPLOYEE FOR THE CROWN CORPORATION SUCH AS CN AND THIS TYPE OF THING. GRANTED IF THIS IS WHAT WE'RE TALKING ABOUT I AGREE BECAUSE THIS IS EXACTLY WHAT IS GOING ON IN THE YUKON.

BUT WHO, INCLUDING ANYONE IN THIS ADMINISTRATION IS LOOKING AT THE QUALITY OF THE LIFE OF THE POOR LITTLE GUY WHO DOESN'T WORK FOR THE GOVERNMENT, DOES NOT WORK FOR THE CROWN CORPORATION WHO IS OUT TRYING TO FIGHT IT OUT IN FREE ENTERPRISE AND WHAT ARE WE GIVING HIM. WE'RE GIVING HIM TAX NOTICES, WE ARE GIVING HIM BILLS, WE'RE DICTATING UPON HIM, WE'RE THRUSTING THINGS UPON HIM EXPENDITURES THAT HE IS THE GUY THAT IS BEING ASKED TO PAY FOR ALL THIS.

WE COME TO THIS COUNCIL AND WE SAY TO OUR SMALL COMMUNITIES, 'GIVE US SOME MONEY SO THAT YOUNG PEOPLE CAN COME OUT AND BORROW MONEY ON LOW INTEREST RATES, ON LONG TERM LOANS' AND ALLOW THEM TO BUILD THEIR HOMES IN THESE COMMUNITIES OF A STANDARD WHICH THE GOVERNMENT HAS ESTABLISHED AS BEING THE PROPER STANDARD TO LIVE AND ALLOW THEM TO DO THIS.

NO, OH NO, WE CAN'T DO THAT. WE'LL BUILD A SHACK DOWN THERE AND WE'LL SELL IT TO HIM IF HE WANTS TO PAY US ON A RENTAL PURCHASE BASIS.

HE CAN LIVE THE WAY WE THINK HE SHOULD LIVE.

NO, NO, NO, YOU CANNOT CONVINCE ME THAT YOU ARE IMPROVING THE QUALITY OF LIFE FOR JOHN Q. CITIZEN IN THE HINTERLAND BECAUSE I'VE YET TO SEE IT. IT CERTAINLY HASN'T EVIDENCED ITSELF ANYWHERE IN THE HINTERLAND.

THE HONOURABLE MEMBER HAS MENTIONED THAT THE REASON WHY ALL THIS DEVELOPMENT IN HAINES JUNCTION SUDDENLY IS BECAUSE SHE THINKS THAT IF THERE IS A NATIONAL PARK ESTABLISHED THAT MAYBE THE GOVERNMENT MIGHT SPEND \$6M IN THE AREA. THEY CAN BLOW \$6M FASTER THAN YOU CAN LICK A WHISTLE HERE.

I WILL TELL YOU THIS, SHE IS SAYING, 'THEY MAY BUILD HOUSES IN HAINES JUNCTION.' WHAT ABOUT THE PLACES WHERE THERE ARE HOUSES AND WHERE THERE IS A DESPERATE NEED FOR FACILITIES. I'M NOT TALKING ABOUT WHAT MIGHT HAPPEN, WHAT COULD BE, THIS IS TALKING IN MYTHS. I HEARD THE HONOURABLE MEMBER SPEAKING OF HYPOTHETICS EARLIER, THIS IS AS HYPOTHETICAL AS YOU CAN GET.

GO TO COMMUNITIES WHERE THERE ARE HOUSES, WHERE THERE IS AN EXISTING NEED, WHERE THERE IS A POPULATION REQUIRING THE SERVICES AND THEN TELL ME ABOUT REPLACING A LIQUOR STORE IN HAINES JUNCTION, A PHYSICAL BUILDING WHICH HAS WORKED WELL AND CAN SERVE THAT COMMUNITY FOR SEVERAL MORE YEARS IN DEFERENCE TO PROVIDING A FACILITY OF A TERRITORIAL AGENT TO SELL LICENCE PLATES AND WORK WITH THE PEOPLE, PROVIDE A SERVICE TO JOHN Q. PUBLIC IN TESLIN OR IN CARMACKS FOR THAT MATTER WHO REALLY NEED THESE FACILITIES. IT'S BEYOND ME WHY THIS LINE OF THINKING.

THEN YOU ARE TALKING ABOUT REPLACING BUILDINGS WHY NOT GO TO BOSS RIVER AND I KNOW IT'S INTENDED TO PUT A NEW SCHOOL IN THERE. BUT WHY NOT PUT SOME ABSOLUTE PRIORITIES ON THAT THING, UNDERNEATH THAT BUILDING IS RAW SEWAGE AND THOSE CHILDREN EVERYDAY GO TO SCHOOL ABOVE THIS MUCH RAW SEWAGE. ITS FILTH. WHY THE HEALTH INSPECTOR HAS NOT SHUT THAT SCHOOL DOWN IS BEYOND ME. THIS HAS BEEN HIDDEN FROM THE PUBLIC.

IF YOU ARE GOING TO REPLACE BUILDINGS, WHY NOT REPLACE THE SCHOOL AND CLEAN UP THE FILTH AND THE RAW SEWAGE UNDERNEATH THAT BUILDING.

NO, YOU CANNOT CONVINCE ME THAT THERE WAS ANY NECESSITY TO REPLACE THAT LIQUOR STORE IN

HAINES JUNCTION. I JUST CAN'T BE CONVINCED. THERE MUST BE SOME OTHER REASON WHY THIS WAS DONE WITHOUT PROVIDING. I HAVE STOOD IN THIS COUNCIL YEAR AFTER YEAR AFTER YEAR AND ASKED FOR SERVICES IN THESE OTHER COMMUNITIES. THEY ARE NOT GETTING THEM.

IF CARMACKS HAD GOT THAT LIQUOR STORE, WE WOULD HAVE BEEN DISAPPOINTED BUT I WOULD NOT BE STANDING ON MY FEET AND SQUAWKING. AT LEAST ANOTHER COMMUNITY WOULD HAVE GOT SOMETHING. BUT BOY WHEN YOU PUT THROUGH THAT THING IN HAINES JUNCTION THAT BOTHERED ME AND IT BOTHERED THE OTHER PEOPLE AND IT KIND OF STICKS IN OUR CRAWLS A LITTLE BIT.

HOWEVER, I WON'T BELABOR THE POINT BECAUSE AT MANY POINTS DURING THIS BUDGET, WE WILL HAVE AN OPPORTUNITY TO DEAL WITH SUCH QUESTIONS, ESPECIALLY WHEN WE GET TO LOCAL GOVERNMENT.

I DID HAVE ONE QUESTION, I HAVEN'T HAD AN OPPORTUNITY TO GO THROUGH THE BUDGET MR. CHAIRMAN COMPLETELY. DO I UNDERSTAND THAT ON THE O. & M. SIDE THERE IS A PROVISION FOR LIQUOR CONTROL IN THIS YEARS' BUDGET?

MR. MILLER: MR. CHAIRMAN THERE HAS NEVER BEEN PROVISION IN OUR BUDGET FOR LIQUOR CONTROL. ITS A NON-VOTE ITEM.

MR. TAYLOR: MR. CHAIRMAN I REALIZE THIS BUT IT HAS BEEN SHOWN IN THE BUDGET, THE ACTIVITIES OF THE LIQUOR CONTROL DEPARTMENT IN FORMER BUDGETS. IS THAT CONTAINED IN THIS BUDGET?

MR. MILLER: MR. CHAIRMAN, IN THE FOUR YEARS THAT I'VE BEEN INVOLVED IN BUDGETS, ITS NEVER BEEN PRESENTED TO THIS COUNCIL.

MR. CHAIRMAN: COUNCILLOR WATSON

MRS. WATSON: MR. CHAIRMAN I JUST CAN'T SIT BACK AND LET THE HONOURABLE MEMBER HAVE THE LAST WORD ON THESE.

MR. MCKINNON: OH, OH, HERE'S TROUBLE NOW.

SOME HONOURABLE MEMBERS: LAUGHTER

MRS. WATSON: YOU KNOW THE INSINUATIONS THE HONOURABLE MEMBER MAKES ARE REALLY QUITE UNFAIR AND IT IS UNFORTUNATE THAT HE DID NOT UNDERSTAND MY EXPLANATION. POSSIBLY MY EXPLANATION WAS LACKING BUT THE POINT THAT I WAS MAKING WAS THE FACT THAT IN THE PAST, THE

SERVICES SEEMED TO GO OR BE PROVIDED FOR THE CIVIL SERVANTS, AND NOT FOR THE RESIDENTS OF THE COMMUNITY.

Now, we are going to develop the communities for the people who have developed their own homes, in there will have these services, to encourage new people to go in to build their homes so they can have the services and the Honourable Member maybe never has owned a home. I know I have and we have lived without the services in these small communities and I think this is quality of life and I'm speaking of quality of life for the local residents. I'm not speaking of the quality of life for the Government employees who have it provided for them.

I think this is the big point I was making and it is unfortunate that the Honourable Member was not able to understand it.

The criticism on the National Park was absolutely ridiculous because if the Honourable Member is so knowledgeable on Haines Junction and he seems to know that the liquor store does not need replacing, I am very glad that he is very familiar with the Government buildings in Haines Junction. Then he would realize that there are quite a few trailers and make-shift type of accommodation that the park people are bringing in or trying to provide and it is necessary for the Government to provide the services that they can go in and build proper buildings.

I think the Honourable Member is not quite as familiar with the situation in that community as I am or in the community of Carmacks and I don't think the Honourable Member should stand up and speak as though he was the only one who is concerned with the rural communities in the Yukon.

Mr. Taylor: I thank the Honourable Member Mr. Chairman for recognizing the fact that maybe I do know something about her constituency. I get enough people asking me things about it so I should know a little bit about it. I have been in the Territory for 26 years now and from time to time I do have the opportunity of seeing these things.

I must also confess to the Honourable Member I do own land. I do own one lot and there is a home on it in Watson Lake.--

Mrs. Watson: Have you invested in it?

Mr. Taylor: I hope that nobody charges me for owning this thing because someday I might wish to sell it.

Mr. Tanner: Mr. Chairman I would like to just point out to the Honourable Member he better not wish on it. He better not vote on any item on this Budget which concerns his constituency and that particular lot because he can find himself in various dangerous grounds.

Mr. Chamberlist: I don't think there is --

Mr. Chairman: Order please.

Mr. Chamberlist: Mr. Chairman there is one thing that I think all Councillors should recognize. Its not a sin to be a civil servant and you know, civil servants and people who work for the Government are just as much good citizens as any body else and I'm not running for election.

Some Honourable Members: LAUGHTER

Mr. McKinnon: I thought you had changed your mind for a minute.

Mr. Taylor: Mr. Chairman in relation to liquor control I have some very serious questions to raise on this subject and I think more properly it would be raised under O, & M, or some other part of the Budget. This is why I asked if there was some identification of the operation of liquor control contained in the Mains, notwithstanding that they don't form a part of the total that we are being asked to Budget. I have some real difficulties in the area of licensing. I have some real difficulties in the area of attitudes and enforcement with respecting the licensed premises and other areas of discussion relevant to the operation of the Liquor Control Department which of course comes under the, I believe the direction of the Territorial Treasurer. This was my understanding. Obviously, the liquor control function must be answerable to someone in the Territorial Government. I am getting a nod no. This is not right. Maybe I could have an answer to this.

Mr. Miller: Mr. Chairman, the liquor control operation comes under the Executive Committee Member, Frank Finland.

Mr. TAYLOR: Mr. CHAIRMAN, DOES IT NOT SEEM REASONABLE THAT WITHOUT HAVING TO ASK FOR IT, THAT THE ADMINISTRATION WOULD PROVIDE COUNCIL WITH A BREAKDOWN OR SOMETHING ON THE OPERATION BOTH CAPITAL AND O & M OF THE OPERATION IN THIS DEPARTMENT. BECAUSE IT IS HERE IN THE MAINS THAT I LOOK FOR THE OPPORTUNITY TO RAISE THESE QUESTIONS AND GET THESE ANSWERS.

Mr. MILLER: Mr. CHAIRMAN, THE CAPITAL PORTION OF THE LIQUOR OPERATION IS IN THE BUDGET, ITEM 2102. THE OPERATION AND MAINTENANCE IN THE REVENUE SIDE ARE NOT DEALT WITH IN THE BUDGET BECAUSE THEY ARE A REVOLVING FUND.

Mr. TAYLOR: WITH ALL THESE OTHER DEPARTMENTS, WE WOULD LIKE TO KNOW HOW MANY EMPLOYEES ARE THERE, WHERE ARE THE EMPLOYEES, WHAT HAVE WE GOT? HAVE WE GOT CLERK STENOS? HAVE WE GOT, YOU KNOW, THEN WE CAN QUESTION. WE CAN SAY ARE THESE PEOPLE GETTING A FAIR WAGE? AND IT IS DURING THE DISCUSSION ON MAINS WHEN IT IS THE ONLY TIME IN A YEAR THAT AN INDIVIDUAL MEMBER HAS AN OPPORTUNITY TO GO INTO ALL THE FACETS AND ALL THE AREAS OF CONCERN RESPECTING THE OPERATION OF THE LIQUOR DEPARTMENT. I HAVE ANOTHER QUESTION IN RESPECT OF LIQUOR CONTROL. THAT HAS TO DO WITH THE SPLITTING OF THE FUNCTION IN WATSON LAKE OF THE LIQUOR VENDOR AND THE TERRITORIAL AGENT, WHICH IT IS, I SUPPOSE POSSIBLE, THAT I COULD RAISE THIS QUESTION WHEN WE DEAL WITH THE TERRITORIAL SECRETARIES DEPARTMENT. BUT I WOULD LIKE AN OPPORTUNITY SOMEWHERE IN THIS BUDGET TO FIND SOME POINT WHERE I CAN RAISE THESE QUESTIONS ON LIQUOR CONTROL.

Mr. MILLER: Mr. CHAIRMAN, AS I WOULD UNDERSTAND IT, THESE QUESTIONS CAN BE RAISED AT ANY TIME AND I'M SURE THAT Mr. FINLAND WOULD BE HAPPY TO COME DOWN AND ANSWER THE QUESTIONS, AT THIS POINT OR AT ANY TIME.

Mr. CHAIRMAN: COUNCILLOR TANNER.

Mr. TANNER: I KNOW THE CHAIRMAN IS GOING TO CALL A RECESS AND WE ALL NEED IT AFTER THE HARDY SPEECHES WE'VE HAD. BUT JUST BEFORE WE ALL GO, COULD I JUST PUT ONE WORD IN FOR THE CITY OF WHITEHORSE BECAUSE WE'VE COVERED THE HINTERLAND, WE HAVE COVERED THE CIVIL SERVANTS AND LET'S NOT FORGET THAT THE CITY OF WHITEHORSE DOES IT'S SHARE TO HELP SOME OF THESE SERVICES YOU GET OUT IN THE HINTERLAND.

Mr. CHAMBERLIST: WHAT ABOUT CARCROSS AND MY HINTERLAND?

Mr. TAYLOR: JUST BEFORE RESUMING THE CHAIR, I AM WONDERING IF I COULD HAVE THE CONCURRENCE OF COMMITTEE THAT WHEN Mr. FINLAND AT ANY TIME THAT HE MAY BE HERE IN DISCUSSION ON THE BUDGET, HE CERTAINLY WILL AT SOME POINT, THAT WE COULD TAKE A FEW MOMENTS TO DISCUSS WITH Mr. FINLAND ITEMS RELATED TO LIQUOR CONTROL. WOULD THIS BE AGREEABLE WITH COMMITTEE, Mr. CHAIRMAN?

(AGREED)

Mr. TAYLOR: ALRIGHT I'LL RESUME THE CHAIR AT THIS TIME.

Mr. CHAIRMAN: IS THERE ANYTHING ELSE ON LIQUOR CONTROL?

Mr. MCKINNON: A CLARIFICATION. AS I UNDERSTOOD AND PREVIOUS BUDGETS, THE OPERATION OF THE INSPECTION BRANCH OF THE LIQUOR CONTROL CAME UNDER THE TERRITORIAL SECRETARIES INSPECTION SERVICES. AT THAT POINT OF THE BUDGET DEALING WITH THE TERRITORIAL SECRETARIES INSPECTION, THESE QUESTIONS COULD BE RAISED. NOW I THINK THAT THE LIQUOR INSPECTORS HAVE BEEN REMOVED FROM THE BUDGET UNDER AEGIS OF THE TERRITORIAL SECRETARY, AND IT HAD BEEN PUT IN ALMOST AN UNTOUCHABLE AREA UNDER THE CONTROL OF THE EXECUTIVE COMMITTEE MEMBER - THE EXECUTIVE ASSISTANT TO THE COMMISSIONER. AM I CORRECT IN THIS BECAUSE I DON'T SEE IT IN THE TERRITORIAL SECRETARIES VOTE ANY LONGER?

Mr. MILLER: Mr. CHAIRMAN, ALL OF OUR INSPECTORS ARE IN THE TERRITORIAL SECRETARIES VOTE AND THEY ARE ALL DEALT WITH THERE. THERE ARE NO SPECIAL LIQUOR INSPECTORS. THE LIQUOR DEPARTMENT ONLY OPERATES, ONLY HAS PROVISION IN THEIR SIDE, FOR THEIR ESTABLISHMENT IF YOU LIKE, TO RUN THE STORES AND THE WAREHOUSE. THAT'S ALL.

Mr. CHAMBERLIST: Mr. CHAIRMAN, UNTOUCHABILITY IS CATCHING.

Mr. CHAIRMAN: IS THERE ANYTHING FURTHER ON THIS CAPITAL ITEM AT THIS TIME?
I BELIEVE IT'S DEFERRED IN ANY EVENT.
O.K. AT THIS TIME WE'LL DECLARE A BRIEF RECESS.

RECESS

MR. CHAIRMAN: AT THIS TIME, WE WILL CALL COMMITTEE BACK TO ORDER. WE WILL PROCEED TO O AND M UNDER THIS ESTABLISHMENT, THE DEPARTMENT AND I THINK THE FIRST ITEM IS ON PAGE TEN, ESTABLISHMENT 200, TERRITORIAL TREASURER AND COLLECTOR OF TAXES FOR \$199,949.00.

MR. CHAMBERLIST: MR. CHAIRMAN, HERE IS WHERE I HAVE GOT TO COME BACK TO THE LITTER QUESTION. THE PAYMENTS OF SALARIES, CHECKS THE WORK INVOLVED IN ADMINISTERING BY BANKING THE MONIES AND OTHER RELATED AREAS OF THE LIQUOR CONTROL BOARD IS DONE BY TREASURY, IS THAT CORRECT?

MR. MILLER: YES, MR. CHAIRMAN, TREASURY DOES ALL THOSE RELATED ITEMS.

MR. CHAMBERLIST: IN THAT AMOUNT OF THE ESTIMATES I TAKE IT THEN ARE INCLUDED THE COSTS FOR DOING THAT WORK.

MR. MILLER: THAT IS CORRECT.

MR. CHAMBERLIST: MR. CHAIRMAN, WHAT I WOULD LIKE TO ASCERTAIN THEN IS IF THE TERRITORIAL TREASURER AND COLLECTOR OF TAXES ARE PAYING OUT THESE COSTS, HOW DO WE GET THE APPROPRIATE AMOUNTS OF MONEY FROM THE LIQUOR FUND. IS THERE ANY PORTION OF THE LIQUOR FUND PAID INTO THE TREASURER FOR THIS PARTICULAR ITEM OF EXPENDITURE?

MR. MILLER: MR. CHAIRMAN, NONE OF THE TREASURER'S EXPENSES ARE ALLOCATED IN ANY OTHER DEPARTMENT WHETHER IT BE LIQUOR OR ANY OTHER DEPARTMENT.

MR. CHAMBERLIST: BUT WOULD IT NOT BE SO THAT IF THE LIQUOR FUND WAS ENTIRELY SEPARATE AND HAD TO ADMINISTER ITS OWN COSTS, THEN THE MONEY WOULD COME OUT OF THE LIQUOR FUND AND THE MONEY THAT WOULD BE NEEDED FOR THE TREASURER'S DEPARTMENT ITSELF WOULD BE LESS. IS THIS NOT CORRECT?

MR. MILLER: TECHNICALLY, IF THE LIQUOR CONTROL WAS A COMMISSION AS IT IS IN THE PROVINCE, THEY WOULD HAVE THEIR OWN STAFF TO DO THE ACCOUNTING FOR THEM. NOW THIS WOULD NOT CHANGE THE TERRITORIAL TREASURER'S ESTABLISHMENT BY ANY APPRECIABLE AMOUNT.

MR. CHAMBERLIST: NEVERTHELESS, THERE IS MONEY BEING USED IN THERE AND THEN WE ARE TOLD THAT THE ACCOUNTS THAT WE CAN'T RECEIVE THE INFORMATION IN THE BUDGET BECAUSE IT IS NOT A VOTE ITEM WHEN IN FACT PART OF THE EXPENDITED COSTS

IS A VOTE ITEM BECAUSE IT IS INCORPORATED WITHIN THE TERRITORIAL TREASURER O AND M ACCOUNT. ISN'T THIS CORRECT?

MR. TANNER: THAT IS TRUE OF EVERY DEPARTMENT.

MR. MILLER: AS IT RELATES TO WHAT TREASURY DOES FOR LIQUOR THERE ARE COSTS FOR ALL ADMITTEDLY. AS FAR AS THE ACTUAL OPERATION OF THE LIQUOR CONTROL DEPARTMENT, THAT IS DONE UNDER THE LIQUOR ORDINANCE WHICH SET UP THE DIRECTOR AND THE WAY THAT THAT WAS TO BE HANDLED.

MR. TANNER: SURELY IT WOULD BE TRUE THAT WHAT THE HONOURABLE MEMBER IS SAYING IS TRUE OF EVERY DEPARTMENT.

MR. CHAMBERLIST: THE DIFFERENCE IS THAT EVERY OTHER GOVERNMENT DEPARTMENT IS INCORPORATED WITHIN THE BUDGET ADD YOU HAVE ALL THE INFORMATION ON IT. YOU HAVEN'T THE INFORMATION THOUGH, ON THE LIQUOR FUNDING. ISN'T THAT CORRECT? THAT IS THE ONE DEPARTMENT THAT YOU HAVEN'T ALL THE INFORMATION THAT HAS BEEN SPOKEN OF TODAY ALREADY.

MR. MILLER: THE COSTS OF THE LIQUOR OPERATION ARE REPORTED IN THE PUBLIC ACCOUNTS EACH YEAR. THE FACT THAT IT IS NOT VOTED IS BECAUSE THIS COUNCIL GAVE AUTHORITY SOME NUMBER OF YEARS AGO WHEN THEY PASSED THE LIQUOR ORDINANCE TO NOT VOTE THAT ITEM. WE HAVE A SIMILAR SITUATION WITH THE WORKMEN'S COMPENSATION FUND. IT OPERATES IN IDENTICAL MANNER.

MR. CHAMBERLIST: BUT ISN'T IT SO THAT, LET ME PUT IT THIS WAY, MR. CHAIRMAN, THAT FROM WHAT HAS JUST BEEN SAID, THEN THIS COUNCIL CAN ALTER THAT SITUATION BY AMENDING THAT PORTION OF THE LIQUOR ORDINANCE OR RATHER UNDER THE FINANCIAL ADMINISTRATION ORDINANCE, NO IT DOESN'T HAVE TO DO THAT WITH RESPECT, MR. CHAIRMAN, BECAUSE THERE IS, THAT IT CAN ALREADY BE DONE UNDER THE FINANCIAL ADMINISTRATION ORDINANCE BY PUTTING IT INTO THE BUDGET. ISN'T THIS CORRECT?

MR. MILLER: IT WOULD REQUIRE AN AMENDMENT TO THE LIQUOR ORDINANCE.

MR. CHAMBERLIST: ALRIGHT. IS IT NOT SO THAT MOST JURISDICTIONS WHEN DEALING WITH THEIR LIQUOR HAVE A SEPARATE OPERATION BUT THE FUNDINGS AND THE FINANCIAL ACCOUNTS OF THE OPERATIONS ARE ATTACHED TO THE YEARLY BUDGETS AS A SEPARATE ITEM FOR THE LEGISLATURES TO DEAL WITH WHEN THE BUDGETS COME OUT, VIS-A-VIS, IN B.C. AND ALBERTA.

WHY ARE WE NOT FOLLOWING THAT SAME PROCEDURE?

Mr. MILLER: Mr. CHAIRMAN, TO THE BEST OF MY KNOWLEDGE, IN ALBERTA AND BRITISH COLUMBIA, THE LIQUOR CONTROL OPERATION IS RUN A COMMISSION, A COMMISSION WHICH IS WHOLLY ANSWERABLE TO ITSELF AND WHICH TURNS OVER THE REVENUE TO THE GOVERNMENT WHEN THEY ARE FINISHED WITH IT AND NONE OF THESE ITEMS ARE QUOTED OR EVER APPEAR BEFORE THOSE LEGISLATURES OF THOSE PROVINCES.

Mr. CHAMBERLIST: THAT IS TRUE, BUT IS IT NOT SO Mr. CHAIRMAN, FOR Mr. MILLER TO SAY THAT THERE IS A COMPLETE REPORT AND ACCOUNTING OF THAT COMMISSION'S OPERATION PRESENTED TO THE LEGISLATIVE BODY AT THE TIME OF THE BUDGET?

Mr. MILLER: Mr. CHAIRMAN, I WOULD POINT OUT THAT THERE IS A COMPLETE ACCOUNTING OF THE LIQUOR CONTROL OPERATION IN OUR PUBLIC ACCOUNTS WHICH WERE TABLED IN THIS HOUSE SOME WEEKS AGO.

Mr. CHAMBERLIST: THE ACCOUNTING THAT IS PROVIDED WITH RESPECT Mr. CHAIRMAN, IS PROVIDED FOR WHAT HAS BEEN THE PAST OPERATION. I AM ASKING THESE QUESTION SO THAT THERE CAN BE THE SAME TYPE OF ACCOUNTING PRESENTED TO COUNCIL FOR THE YEAR 74-75 FUTURE OPERATIONS. I AM NOT TALKING ABOUT WHAT HAS BEEN PAST. I AM SAYING FOR THE YEAR FOLLOWING. WHY CAN'T WE HAVE AN ESTIMATE OF WHAT MIGHT THE PROPOSED SPENDING AND THE PROPOSED REVENUES BE BY WAY OF A STATEMENT?

Mr. MILLER: Mr. CHAIRMAN, IF THE HONOURABLE MEMBER WILL REFER TO PAGE FIFTY-EIGHT OF THE ESTIMATES, HE WILL FIND SUCH A STATEMENT.

Mr. CHAMBERLIST: IT DOESN'T GIVE THE COMPLETE ANALYSIS OF WHAT HAS BEEN REQUESTED BECAUSE AS HAS ALREADY BEEN SAID BY Mr. MILLER, Mr. CHAIRMAN, THAT THIS IS NOT A VOTE ITEM. WHAT I AM SAYING IS WHY CAN'T IT BE A VOTE ITEM BROKEN DOWN IN THE SAME WAY AS ANY OTHER DEPARTMENT? ESPECIALLY SO THAT MEMBERS OF COUNCIL CAN RECOGNIZE THE AMOUNT OF REVENUE THAT IS BEING USED OVER THE VARIOUS EXPENDITURES. SOME OF THE EXPENDITURES ARE INCORPORATED WITHIN THE BUDGET OF THE MAIN ESTIMATE. FOR INSTANCE, I WOULD LIKE TO PUT, Mr. CHAIRMAN, THIS PARTICULAR QUESTION. THE STAFF OF THE LIQUOR CONTROL DEPARTMENT ARE PAID OUT OF THE CONSOLIDATED REVENUE FUND. IS THIS CORRECT?

Mr. MILLER: THEY ARE PAID OUT OF THE LIQUOR ACCOUNT WHICH IS PART OF THE CONSOLIDATED REVENUE FUND.

Mr. CHAMBERLIST: PART OF THE CONSOLIDATED REVENUE FUND BECAUSE ALL MONIES GO INTO THE CONSOLIDATED REVENUE FUND WHATEVER ACCOUNT THEY COME FROM. IF WE HAVE AN ACCOUNTING FOR THE CONSOLIDATED REVENUE FUND, AND IF ALL THE MONIES OF THE LIQUOR FUND GO INTO THE CONSOLIDATED REVENUE FUND, WHY ARE WE NOT RECEIVING THAT ACCOUNTING? Mr. CHAIRMAN, I MIGHT ADD AT THIS TIME JUST TO PRESUPPOSE SOMEBODY MIGHT STAND UP AND SAY, "WELL, YOU KNOW, YOU WERE ON THE EXECUTIVE COMMITTEE BEFORE AND YOU KNOW, WHY DIDN'T YOU DO IT?" BUT I WOULD LIKE TO POINT THIS OUT THAT THIS IS THE SAME ARGUMENT I HAVE PUT UP IN EXECUTIVE COMMITTEE SO THEREFORE I WOULD LIKE AN EXPLANATION GIVEN TO COUNCIL. I KNOW THAT THERE HAS BEEN NO EXPLANATION GIVEN BUT I AM SAYING IT IS NOT RIGHT, I TOLD THE EXECUTIVE COMMITTEE IT IS NOT RIGHT, AND I AM SUGGESTING NOW, Mr. CHAIRMAN, IT IS NOT RIGHT, BECAUSE WE ARE NOT BEING INFORMED AS TO WHAT ARE THE FULL REASONS FOR NOT HAVING THE LIQUOR FUND AS A VOTE REQUIREMENT?

Mr. MILLER: Mr. CHAIRMAN, AS I UNDERSTAND THE OPERATION OF LIQUOR CONTROL, RIGHT ACROSS CANADA, THERE IS NO LEGISLATIVE BODY IN CANADA THAT DEALS WITH LIQUOR CONTROL OPERATIONS, THEY ARE COMMISSIONS THAT REPORT TO THE CABINET AND NOT TO THE LEGISLATURE. THE LIQUOR ORDINANCE OF THE YUKON TERRITORY HAS SET UP THIS WAY AND THE ONLY THING I COULD SUGGEST IF THE COUNCIL REQUIRES OR WANTS IT TO BE CHANGED, IS THAT THE LIQUOR ORDINANCE BE CHANGED.

Mr. CHAMBERLIST: THIS IS WHAT I AM SUGGESTING, Mr. CHAIRMAN, THAT IN OTHER JURISDICTIONS WHERE THEY HAVE SEPARATE LIQUOR COMMISSIONS WITH SEPARATE ACCOUNTING IT IS ENTIRELY SEPARATE FROM THE BUDGET, BUT IT IS REPORTED TO THE LEGISLATIVE BODY WITH THE BUDGET. HERE WE HAVE PART OF THE LIQUOR FUNDING IN THE BUDGET AND PART NOT IN THE BUDGET. I AGREE, Mr. CHAIRMAN, WITH WHAT Mr. MILLER HAS SAID, THAT WE SHOULD CHANGE THIS. WHAT I AM TRYING TO ASCERTAIN IS THE REASONS FOR NOT WANTING IT CHANGED. Mr. MILLER, Mr. CHAIRMAN, INDICATED THE REASONS WHY IT IS NOT WANTED TO BE CHANGED.

Mr. MILLER: Mr. CHAIRMAN, THE BASIC PRINCIPLE OF LIQUOR CONTROL AND THE WAY THEY OPERATE IS A REVOLVING FUND. THEY SELL A PRODUCT. NOW IF WE BROUGHT A VOTE IN HERE WHICH INDICATED THAT WE WERE ONLY GOING TO PURCHASE GOODS FOR RE-SALE IN THE AMOUNT OF \$3 MILLION, AND SUDDENLY SALES GO UP AND WE HAVE NO AUTHORITY TO INCREASE THAT APPROPRIATION, WE COULDN'T SELL ANY MORE BOOZE. YOU COULDN'T BUY ANY MORE. SO YOU

COULDN'T SELL IT. NOW THIS IS ONE OF THE BASIC PRINCIPLES ABOUT REVOLVING FUNDS AND THIS IS THE WAY THE LIQUOR OPERATION WORKS.

MR. CHAMBERLIST: MR. CHAIRMAN, ISN'T IT CORRECT THAT MUCH OF OUR LIQUOR SUPPLIES ARE NOT PURCHASED BUT ARE ON CONSIGNMENT? ISN'T THIS CORRECT?

MR. MILLER: NO, THAT IS NOT CORRECT.

MR. CHAMBERLIST: ARE YOU SAYING NOW, MR. CHAIRMAN, IS MR. MILLER SAYING NOW THAT WE ARE, WE NO LONGER HAVE LIQUOR ON CONSIGNMENT?

MR. MILLER: THAT IS CORRECT, MR. CHAIRMAN.

MR. CHAMBERLIST: DID WE HAVE LIQUOR ON CONSIGNMENT?

MR. MILLER: AT ONE STAGE, WE HAD CERTAIN LIQUORS ON CONSIGNMENT PRIMARILY IN THE BEER AREA. BUT THE ADMINISTRATIVE COSTS FOR ADMINISTERING IT, THE CONSIGNMENT ARRANGEMENT, EXCEEDED ANY POSSIBLE SAVINGS IN COST OF MONEY. SUBSEQUENTLY, WE ARE NOW PURCHASING ALL OF OUR BEER RATHER THAN HAVING IT ON CONSIGNMENT.

MR. CHAMBERLIST: IT FOLLOWS THEN THE QUESTION THEN WHEN IT WAS ON CONSIGNMENT, THERE WASN'T ANY CONSIDERATION GIVEN AND AN ARGUMENT WAS PUT UP AGAINST BRINGING IT INTO THE VOTE NOW WE HAVE THAT IT IS NOT ON CONSIGNMENT SO THERE IS ANOTHER ARGUMENT GIVEN UP FOR THE SAME PARTICULAR PURPOSE WITHOUT ANY DIFFERENCE IN THE RESULTS. SO IT SEEMS TO BE WHATEVER WAY YOU SAY YOU CAN'T WIN. YOU KNOW, YOU JUST CAN'T HAVE ANY CHANGES.

MR. MILLER: MR. CHAIRMAN, THE ONLY LIQUOR THAT WAS EVER PURCHASED OR HANDLED ON CONSIGNMENT WAS BEER. NOTHING ELSE. NO WINE, NO WHISKEY. STRICTLY BEER.

MR. CHAMBERLIST: I WANT TO FOLLOW UP THE SAME LINE OF QUESTIONING.

MR. TANNER: I HATE TO INTERRUPT THE HONOURABLE MEMBER BUT THERE IS ONE POINT THAT HAS PIQUED MY CURIOSITY TO SOME EXTENT. SURELY THE COUNCIL OF THE DAY THAT MADE THE WISE DECISION, IN MY OPINION, NOT TO HAVE THOSE VOTES BROUGHT INTO THE HOUSE WAS A VERY WISE ONE IN SO FAR AS MAINLY IT WAS DONE TO PROTECT THE COUNCILLOR IN SOME RESPECT BECAUSE IF YOU GET A POLITICAL INPUT INTO THE VOTES AND PROCEEDINGS OF THE

PURCHASE AND SO FORTH OF LIQUOR. THERE IS AN IMPLICATION THAT THIS HOUSE MIGHT, COULD BE IMPUTED TO MEMBERS THAT THEY MIGHT USE THEIR INFLUENCE TO PURCHASE ANY PARTICULAR BRAND AND SO FORTH. ISN'T IT BUILT INTO THAT ONE REASON?

MR. CHAIRMAN: COUNCILLOR STUTTER, WILL YOU TAKE THE CHAIR A MOMENT?

MR. CHAIRMAN: COUNCILLOR TAYLOR.

MR. TAYLOR: MR. CHAIRMAN, I COULD NOT AGREE WITH THAT. I REALLY STRONGLY FEEL FOR WHATEVER REASON ONE WOULD HAVE TO PERUSE THE VOTES AND PROCEEDINGS OF THE SESSION IN WHICH THIS WAS DONE TO DETERMINE WHY IT WAS DONE, THAT I REALLY THINK THAT A REAL LOOK SHOULD BE TAKEN AT THIS. I THINK THAT THE WHOLE OPERATION OF THE LIQUOR CONTROL SHOULD COME BACK INTO THE MAINS ESTIMATES WHERE IT BELONGS AND INTO THE BUDGET PROCEDURE. CERTAINLY IF THE ADMINISTRATION DO NOT DO THIS IMMEDIATELY, I THINK THAT WHEN THE HOUSE HAS ENOUGH MEMBERS OF LIKE OPINION THAT AN EFFORT WOULD BE MADE TO PRODUCE LEGISLATION HOPEFULLY WITH THE CONCURRENCE OF THE ADMINISTRATION TO DO THIS VERY THING. I HAVE A COUPLE OF QUESTIONS I WOULD LIKE TO ASK OF MR. MILLER, MR. CHAIRMAN, I WOULD LIKE TO ASK MR. MILLER, MR. CHAIRMAN, IF

THE MONIES THAT ARE IN THE LIQUOR CONTROL OPERATION FUND, IF THE UNUSED OR UNWORKING PORTIONS OF THAT MONEY, HOWEVER YOU MIGHT TERM THAT, IF THESE MONIES ARE EARNING INTEREST AND IF THE INTEREST THEY ARE, THIS INTEREST ACCRUING TO THE FUND RATHER THAN TO THE CONSOLIDATED REVENUE FUND OF THE TERRITORY.

MR. MILLER: MR. CHAIRMAN, THE LIQUOR ACCOUNT IS A PORTION OF THE CONSOLIDATED REVENUE FUND AND THERE IS PROVISION IN THE ORDINANCE ITSELF FOR TRANSFERS OF ANY SURPLUS REVENUE TO THE CONSOLIDATED REVENUE FUND FOR THE USE OF THE TERRITORY.

MR. TAYLOR: WHAT I'M TRYING TO GET AT IS, WE HAVE TWO FUNDS I AM PRIMARILY CONCERNED WITH. ONE IS THE WORKMEN'S COMPENSATION FUND AND THE OTHER IS THE MEDICARE FUND. AND WHEN WE WERE DEALING WITH MEDICARE A FEW DAYS AGO, IT SEEMS THAT IT WAS JUST YESTERDAY, I RAISED THIS QUESTION AND IT SEEMED TO ME THAT THE WORKMEN'S COMPENSATION FUND SHOULD BE A FUND OF IT'S OWN AND THE MONIES THAT ARE IN THAT FUND SHOULD BE EARNING INTEREST TO BUILD THE FUND AND CREDITED TO THE FUND. I FEEL THE

SAME IN MEDICARE. I DON'T THINK THAT THE TERRITORIAL GOVERNMENT SHOULD TAKE THOSE MONIES FROM THOSE FUNDS, PARDON ME, THE INTEREST THAT THOSE MONIES IN THOSE FUNDS ARE EARNING AND JUST SLAP THEM BACK INTO GENERAL REVENUE. I MAKE THIS POINT AND I THINK IT IS A VALID POINT. I WOULD LIKE TO KNOW JUST WHAT COMMITTEE THINKS IN THIS REGARD. WHETHER OR NOT THEY FEEL THIS IS THE PROPER WAY OF DOING THIS, I THINK THAT WHEN YOU HAVE A FUND, IF YOU HAVE GOT TWO, THREE HUNDRED THOUSAND OR FOUR HUNDRED DOLLARS SITTING IN THE FUND NOT REALLY WORKING, IT CAN BE INVESTED AND IT CAN START ACCRUING INTEREST. IT IS TO THE BENEFIT OF THE FUND AND THIS AMOUNTS TO A FAIR AMOUNT OF MONEY OVER THE COURSE OF THE YEAR PER ANNUM. I'D LIKE TO KNOW, I'D LIKE TO HEAR SOME COMMENT FROM COMMITTEE ON THIS JUST AS TO WHAT THEY THINK. I WOULD ALSO LIKE TO KNOW MR. MILLER IF THIS COULD BE DONE WITHOUT ANY GREAT DIFFICULTY?

MR. MILLER: MR. CHAIRMAN, FOR THE MEMBERS BENEFIT, THE WORKMEN'S COMPENSATION ORDINANCE THAT WAS PASSED LAST YEAR HAD PROVISION IN IT FOR THE FUNDS, THE SURPLUS FUNDS OF THE WORKMEN'S COMPENSATION FUND ITSELF TO BE INVESTED AND THIS IS OUR PRESENT POLICY. WE DO INVEST THOSE FUNDS AND THE INTEREST ACCRUES TO THE WORKMEN'S COMPENSATION FUND. THE MONIES THAT COME TO THE CONSOLIDATED REVENUE FUND THROUGH THE LIQUOR CONTROL OPERATION AND THROUGH ANY OTHER OPERATION THAT IS STRICTLY WITHIN THE CONTROL OF, OR WITHIN THE JURISDICTION OF THE CONSOLIDATED REVENUE FUND, ARE INVESTED. WE HAVE A VERY ACTIVE INVESTMENT POLICY AND YOU'LL FIND WHEN YOU GET TO REVENUE IN THE BUDGET THAT WE'RE PROBABLY LOOKING AT SOME \$250,000 INTEREST ON INVESTMENTS FOR 1974-75 ARE ESTIMATED AT \$330,000, AND THIS IS REVENUE THAT WE USE FOR THE BENEFIT OF ALL OF OUR PROGRAMS.

MR. CHAMBERLIST: \$330,000 MR. MILLER?

MR. MILLER: THAT'S CORRECT.

MR. TAYLOR: YES BUT MR. CHAIRMAN, WE'VE DETERMINED THEN THAT THE WORKMEN'S COMPENSATION FUND IS BEING CREDITED WITH EARNED INTEREST, CAN THIS NOT BE DONE THEN WITH THE MEDICARE FUND?

MR. MILLER: MR. CHAIRMAN, THE MEDICARE ORDINANCE FOR THE YUKON HEALTH CARE INSURANCE ORDINANCE HAS NO PROVISIONS FOR THIS AND ANY REVENUES COMING OUT OF THAT OR ANY PREMIUMS COLLECTED, RECOVERIES AND ANY SURPLUS IS CONSOLIDATED

REVENUE MONEY AND THE INTEREST ON IT IS GOING INTO THIS \$330,000.

MR. TAYLOR: MY QUESTION IS OF COURSE, SHOULD IT OR SHOULD IT NOT GO INTO THE FUND WHICH IS GOING TO BENEFIT THE PEOPLE. THE MORE THE FUND BILLS, THE MORE YOU CAN REDUCE THE PREMIUM AND INCREASE THE BENEFIT AND IT SEEMS TO ME THAT AS IN THE CASE OF WORKMEN'S COMPENSATION IT WOULD BE VERY LOGICAL, IT WOULD LOGICALLY FOLLOW THAT THIS SHOULD BE THE PRACTICE INDEED OF TREASURY IN THIS RESPECT. AND IF LEGISLATION IS NECESSARY, I WOULD THEN DIRECT THE QUESTION, MR. CHAIRMAN, TO ONE OF THE EXECUTIVE COMMITTEE MEMBERS, IF THEY WOULD PROVIDE THE NECESSARY LEGISLATION TO BRING ABOUT THIS IN CONJUNCTION WITH THESE ESTIMATES.

MR. TANNER: MR. CHAIRMAN, IF THE QUESTION WAS BEING DIRECTED TO ME, I WOULDN'T MAKE THAT RECOMMENDATION, BECAUSE IN THE LONG RUN THAT IS ONE OF THE PROGRAMS WHICH I WOULD THINK SHOULD BE FUNDED OUT OF THE GENERAL REVENUES ANYWAY.

MR. CHAMBERLIST: MR. CHAIRMAN, I WILL TELL YOU THIS. THAT IT WAS UP UNTIL A FEW MONTHS AGO THE INTEREST WAS ACCRUING TO THE FUND BECAUSE AT MY INSISTANCE, THE FUND WAS PUT IN A SEPARATE

BANK AND THE INTEREST ON ALL MONIES THAT WERE PAID IN BY PREMIUMS, ETC, WENT INTO THAT SEPARATE FUND. NOW, MR. MILLER SHAKES HIS HEAD BUT MR. CHAIRMAN, THE INTEREST THAT WAS ON THE MONEY THAT WAS PLACED INTO THE TORONTO-DOMINION BANK WAS ATTACHED TO THAT ACCOUNT AND IF MR. MILLER WAS TAKING THAT MONEY OUT AND PUTTING IT INTO THE CONSOLIDATED REVENUE FUND, I SAY THAT WAS IMPROPER. BECAUSE MONEY THAT THE TAXPAYER PAYS FOR PREMIUMS, THAT MONEY, THE INTEREST ON THAT MONEY SHOULD GO TO THE BENEFIT OF THE PLAN ITSELF AND THIS IS ANOTHER AREA WHERE ADDITIONAL BENEFITS UNDER THE MEDICARE PLAN COULD AND SHOULD BE GIVEN. NOW WHAT HAS HAPPENED IS THAT THE ACCOUNTS FROM ALL THE BANKS, THE BANK OF MONTREAL, THE TORONTO-DOMINION BANK, I DON'T KNOW WHAT'S HAPPENED TO THE BANK OF NOVA SCOTIA, WHERE THE GOVERNMENT WAS DOING BUSINESS WITH THEM, THEY HAVE NOW GONE ALL INTO THE BANK OF COMMERCE. ALL OF THEM. SO CONSEQUENTLY WHAT THE POSITION IS THERE IS NO WAY EXCEPT FOR BOOKKEEPING ENTRIES IN THE TREASURY DEPARTMENT TO KNOW THE AMOUNTS OF MONEY AT ANY GIVEN TIME IF IN A PARTICULAR FUND. AND I SAY THIS WAS BAD. NOW THE INTEREST ON THOSE PARTICULAR MONIES SHOULD BE IN THAT PLAN. AND BECAUSE THE HONOURABLE MEMBER WHITEHORSE NORTH SAYS THAT HE WOULD LIKE TO SEE IT

ALL PAID OUT OF GENERAL REVENUE AND THAT'S WHY HE'S OPPOSED TO IT. THAT MIGHT BE SOMETHING FOR THE FUTURE. I'M CONCERNED THAT THE MONEY THAT IS PAID IN BY WAY OF PREMIUMS TODAY, THE PUBLIC'S MONEY FOR A PARTICULAR PURPOSE IS NOT BEING INCREASED BY THE INTEREST THAT HE COULD HAVE IN THERE BECAUSE, RIGHT NOW FOR INSTANCE, THERE IS \$680,000. NOW IF THERE IS A POSSIBILITY - - LET'S SAY THIS IS THE \$680,000 OF SURPLUS, NEVER MIND ABOUT WHAT THE FLOW IS. ON \$680,000 IF THERE WAS A POSSIBILITY OF GETTING TERM DEPOSITS AT 7 1/2% AND I KNOW YOU CAN GET TERM DEPOSITS AT 7 1/2% BECAUSE I HAPPEN TO HAVE THEM MYSELF, NOW IT'S GONE UP TO 8 1/2%. THANK YOU FOR TELLING ME, I'M GOING TO START MAKING ANOTHER ARRANGEMENT WITH MY BANKER. THE POINT IS THOUGH THAT TAKE ON THE BASIS OF 8 1/2% THAT'S \$8,500 FOR EVERY \$100,000. SO WE'RE TALKING ROUGHLY ABOUT \$55,000 A YEAR ON INTEREST WHICH SHOULD BE GOING TOWARDS THE PLAN ITSELF. NOW WITH \$55,000 INTEREST YOU CAN GIVE A FEW MORE BENEFITS, AS I INDICATED WHEN WE WERE SPEAKING ON MEDICARE. THAT FOR \$60,000 THERE ARE CERTAIN BENEFITS THAT CAN BE GIVEN OUT. THE INTEREST ON THAT MONEY CAN GIVE GREATER BENEFITS UNDER THE MEDICARE PLAN AND THIS IS WHERE I SAY IT'S WRONG. THE MONEY THAT SHOULD BE IN THE MEDICARE PLAN IS BEING USED BY THE ADMINISTRATION FOR OTHER AREAS OF GOVERNMENTAL CONCERN. AND THAT'S IMPROPER.

MR. TANNER: MR. CHAIRMAN, COULD THE HONOURABLE MEMBER POINT OUT WHERE IN THE MEDICARE ORDINANCE IT'S SAID TO BE KEPT SEPARATE? BECAUSE I WASN'T ABLE TO SEE IT. THAT ISN'T WHAT I THOUGHT WE PASSED TWO YEARS AGO, WHAT THE HONOURABLE MEMBER IS INSISTING.

MR. CHAMBERLIST: THE POINT IS THAT IT'S A PLAN, THE PLAN IS A SEPARATE FUND. BECAUSE IT IS NOT SPECIFICALLY IMPLIED, I'M NOT SAYING THAT IT SHOULDN'T BE PART OF THE CONSOLIDATED REVENUE FUND, BUT YOU CAN HAVE CONSOLIDATED REVENUE FUNDS IN SEPARATE ACCOUNTS. AND THERE IS NO REASON WHY IT CAN'T BE THE MEDICARE PLAN YUKON CONSOLIDATED REVENUE FUND AND THE INTEREST ON THOSE MONIES PAID IN SO THAT THE BENEFITS ACCRUE TO THE PEOPLE WHO PAY THAT MONEY IN. AND THIS IS WHAT'S WRONG.

NOW IT APPEARS TO ME AND I'VE SPOKEN ON THIS STRONGLY BEFORE, THAT THERE IS A BAD REASONING BEHIND THE SITUATION THAT EVERY ACCOUNT AND THE INTEREST ON ALL MONIES SHOULD GO TO THE BENEFIT OF THE GENERAL REVENUE. AND YET, THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, HE SEEMS TO BE

CONCERNED THAT MORE BENEFITS BE GIVEN BY WAY OF REDUCING THE PREMIUMS COMPLETELY FOR GENERAL REVENUE. BUT WHEN HE HAD THE OPPORTUNITY TO RECOGNIZE THAT JUST OUT OF THE SURPLUS MONEY, ABOUT \$55,000, COULD BE ADDED WITH CUMULATIVE INTEREST EACH YEAR ON THAT AMOUNT ALONE, NOW LET'S TAKE FOR INSTANCE THE MONEY THAT IS BEING PAID INTO THE FUND MONTH BY MONTH AND WE'RE TALKING ABOUT APPROXIMATELY 1.7 MILLION A YEAR IN REVENUE FOR 1974-75 IN THE MEDICARE FUND. NOW JUST SAY THAT DIVIDE THAT BY TWELVE, JUST SAY THERE IS SOMETHING LIKE \$150,000 APPROXIMATELY THAT IS GOING INTO THE FUND EACH MONTH. AND THE MONEY THAT GOES OUT IS PERHAPS ONE MONTH OR TWO MONTHS AFTERWARDS. THERE IS INTEREST THAT CAN BE GAINED FROM THIS MONEY AND WE ARE NOT BENEFITING THE PEOPLE BY GIVING THEM ADDITIONAL BENEFITS UNDER THE MEDICARE PLAN WHICH THEY CAN DO, BECAUSE OF THAT INTEREST. AND I SAY THAT IT IS WRONG THAT THE INTEREST ON THE MEDICARE PLAN SHOULD NOT BE PUT TOWARDS THE SAME FUND.

MR. TAYLOR: MR. CHAIRMAN, THIS IS MY POINT ENTIRELY. I THINK THAT AS IT HAS BEEN STATED THAT THESE MONIES SHOULD GO TO WORK FOR THE PEOPLE AND GO TO WORK FOR THE FUND. I DON'T THINK THAT THEY SHOULD FALL INTO GENERAL REVENUES, UNLESS OF COURSE THAT IT IS DECIDED THAT THE FUND SHOULD BE FUNDED FROM GENERAL REVENUE. I THINK IT BEHOVES THE ADMINISTRATION AND THE MEMBERS OF THE EXECUTIVE COMMITTEE OF THIS COUNCIL TO RECOMMEND AND THE FINANCIAL ADVISORY COMMITTEE ACCOUNT, TO RECOMMEND TO THE ADMINISTRATION IN CONJUNCTION WITH THIS YEAR'S ESTIMATES WHICH WE ARE NOW CONSIDERING, THE CHANGE IN POLICY WHICH WOULD PERMIT ACCRUED INTEREST TO GO TO THE FUND RATHER THAN TO GENERAL REVENUE. EITHER THAT OR FUND THE MEDICARE OUT OF GENERAL REVENUE AND DROP THE PREMIUMS.

MRS. WATSON: OH NO, MR. CHAIRMAN I WOULD NEVER AGREE TO THAT. WE'RE LOOKING AT REVENUE OF \$330,000 THAT IS PART OF THE CONSOLIDATED REVENUE FUND WHICH IS PAYING TO OPERATE ALL THE OTHER PROGRAMS THAT THE GOVERNMENT IS PROVIDING. IF THIS REVENUE IS TAKEN AND IF THE INTEREST IS PUT BACK INTO THE MEDICARE FUND AS THE HONOURABLE MEMBER SUGGESTS WITH THIS ONE SPECIFIC FUND, WE MAY BE ABLE TO GET EXTRA BENEFITS THROUGH THE MEDICARE.

BUT EXTRA BENEFITS THAT YOU CANNOT RELY ON BECAUSE YOU NEVER KNOW WHAT YOUR INTEREST IS GOING TO BE FROM YEAR TO YEAR. IT DEPENDS ON THE SIZE OF YOUR FUND AND IT DEPENDS ON YOUR INTEREST RATES. YOU EXTEND YOUR BENEFITS TO

A CERTAIN LEVEL AND YOU MAY NOT BE GETTING THAT REVENUE THROUGH YOUR INTEREST.

I COULDN'T SEE ANY POINT NOW, THE HONOURABLE MEMBER WAS MENTIONING THE LIQUOR FUND AND I DON'T KNOW WHAT POINT HE WAS TRYING TO MAKE WITH THE INTEREST SHOULD ACCRUE TO THE LIQUOR FUND EITHER. I THINK THE INTEREST ON INVESTMENTS IS A VERY GOOD SOURCE OF REVENUE AND THE CONSOLIDATED REVENUE FUND IS USED FOR THE PEOPLE OF THE TERRITORY, THE SAME PEOPLE BENEFIT FROM THE ESTIMATES WHICH ARE BEFORE YOU NOW. PEOPLE ON SOCIAL WELFARE, YOUR EDUCATION PROGRAMS, YOUR LOCAL GOVERNMENT PROGRAMS, YOUR GRANTS TO MUNICIPALITIES. YOUR REVENUE MAKES UP, THIS IS THE REVENUE SIDE OF OUR BUDGET AND IF YOU START TAKING THAT OUT YOU ARE GOING TO HAVE TO LOOK FOR OTHER SOURCES OF REVENUE AND I'M JUST NOT PREPARED TO DO THAT.

I DON'T THINK THAT THERE SHOULD BE EXTRA TAXATION.

MR. CHAIRMAN: COUNCILLOR TAYLOR

MR. TAYLOR: MR. CHAIRMAN WHEN WE DISCUSS MEDICARE AND WE HAD A LOT OF DISCUSSIONS ON MEDICARE, I MUST SAY THAT I HAVE BEEN MISLED BECAUSE IT WAS MY UNDERSTANDING THAT THE FUND WOULD BE A SEPARATE FUND AND ITS NOT GOOD ENOUGH AS FAR AS I'M CONCERNED, MR. CHAIRMAN, FOR ANY MEMBER TO GET UP IN THE HOUSE AND SAY, 'WELL REALLY, HOW ARE WE GOING TO FUND ALL THESE OTHER PROGRAMS?' THAT'S WHAT WE'VE GOT A FINANCIAL ADVISORY COMMITTEE, THAT'S WHAT WE'VE GOT AN ADMINISTRATION FOR, IS TO FIGURE THIS OUT.

~~BUT, THESE PEOPLE ARE NOT PAYING PREMIUMS ON THE MEDICARE PLAN IN ORDER TO FUND A KINDERGARTEN SOMEWHERE OR SOMETHING ELSE SOMEWHERE ELSE OR A NEW PROGRAM ANYWHERE. OR ANY PROGRAM ANYWHERE. THEY ARE PAYING PREMIUMS IN ORDER TO RECEIVE A BENEFIT IN RESPECT TO MEDICARE. I THINK THAT IT IS A MORAL RIGHT TO GIVE NOTHING ELSE, TO GIVE ALL ACCRUING MONIES THAT ARE REVENUES OCCURRING THROUGH THE INTEREST OF INVESTED FUNDS FROM THIS FUND.~~

IT SHOULD PROPERLY BELONG TO THAT FUND AND SHOULD BE CREDITED TO THAT FUND. AS I SAY, IF NOTHING ELSE, IT'S A MORAL, PRINCIPALLY THIS IS THE WAY IT HAS TO BE DONE. THIS IS THE FIRST INKLING I'VE HAD IS DURING THIS SESSION THAT THIS INDEED IS NOT THE CASE. I THINK IT BE-

HOVES EVERY MEMBER. BOTH THOSE IN THE ADMINISTRATION AND THOSE OTHERS ON THE OTHER SIDE OF THE TABLE TO LOOK INTO THIS MATTER BECAUSE I THINK IT SHOULD BE PRESSED AND THE TIME TO DO THIS THING IS NOW IN CONJUNCTION WITH THIS BUDGET. IF IT SHOULD BE IN THE FUTURE THAT IT IS DECIDED TO FUND THE MEDICARE PROGRAM OUT OF GENERAL REVENUES, I WOULD BE THE FIRST TO AGREE THAT ANY REVENUES ACCRUING FROM INVESTED FUNDS THROUGH THEN BE CREDITED TO GENERAL REVENUE.

UNTIL THAT TIME COMES, I HOPE THAT IS SOON, THEN I THINK THAT THIS MUST BE DONE. THIS MONEY MUST GO BACK TO THE FUNDS.

BEFORE I RESUME THE CHAIR ON THIS ITEM, I WOULD LIKE TO KNOW A LITTLE BIT ABOUT COMPUTER OPERATIONS. NOW THAT WE HAVE TAKEN AWAY TREASURY INKWELLS AND PENS AND GIVEN THEM COMPUTERS, IT WAS MY UNDERSTANDING THAT THIS WOULD MEAN A REDUCTION OR A STABILIZATION OF THE COSTS OF THE OPERATION OF THIS DEPARTMENT. I AM WONDERING NOW, IF WE COULD HAVE SOME SORT OF AN UPDATE FROM MR. MILLER AS TO HOW THE COMPUTER OPERATION IS WORKING. IS IT RESULTING IN A SAVINGS TO THE TAXPAYERS OF THE YUKON AND JUST ANY GENERAL COMMENT HE MAY WISH TO MAKE ON THE COMPUTER OPERATION.

MR. MILLER: MR. CHAIRMAN IN MY OPINION THE COMPUTER OPERATION IS WORKING WELL. I SAY THAT FOR A COUPLE OF REASONS. WE'VE MANAGED OVER THE COURSE OF A YEAR AND A HALF, ROUGHLY, SINCE THE COMPUTER ACTUALLY ARRIVED TO CONVERT OUR PAYROLL SYSTEM, OUR GENERAL ACCOUNT-PROCESSING OF INVOICES SYSTEM. WE HAVE THE MOTOR VEHICLE LICENCE AND THE DRIVER'S LICENCE SYSTEMS UP ON A PRE-REGISTER BASIS. WE HAVE COMPLETED THE TAX ROLL AND TAX BILLING PROCESS IN THIS LAST YEAR. WE'VE GOT BOTH F.H. COLLINS AND JECKELL HIGH SCHOOL ON A REPORT CARD WRITING AND ATTENDANCE REPORTING SYSTEM. WE ARE CURRENTLY LOOKING AT TWO OR THREE OTHER SMALLER SYSTEMS IN THE STATISTICAL AREA. AS FAR AS YOUR SECOND QUESTION RELATING TO STAFF WAS CONCERNED IN TREASURY ITSELF, THERE HAS BEEN VIRTUALLY NO INCREASE STAFF FROM THE DAY WE DECIDED TO PLAN FOR THAT THING AND WE GOT IT OFF THE GROUND.

JUST AS AN EXAMPLE IN OUR PAYROLL SECTION BEFORE THE COMPUTER WE HAD, IF MY MEMORY SERVES ME CORRECT, EIGHT OR NINE PEOPLE. WE ARE NOW OPERATING WITH SIX PEOPLE. IN SPITE OF THE FACT THAT OUR TERRITORIAL STAFF ELSEWHERE

HAS INCREASED YEAR BY YEAR, WE ARE ABLE TO DO THE JOB EFFECTIVELY WITH LESS PEOPLE IN THE PAYROLL AREA.

IN THE ACCOUNTS-PAYABLE AREA WE HAVE HAD EIGHT STAFF IN THERE SINCE AT LEAST TWO YEARS AGO PROBABLY THREE YEARS AGO. WE STILL HAVE EIGHT STAFF, SO AGAIN WE ARE PROCESSING MORE BILLS, WE ARE NOT HIRING ANY MORE PEOPLE TO DO IT.

IN SOME OF THE OTHER AREAS. IN ONE - MOTOR VEHICLE FOR EXAMPLE THEY USED TO HIRE CASUAL CLERICAL HELP IN THE SPRING TO HANDLE THE BIG RUSH. THEY NO LONGER HAVE TO HIRE THOSE PEOPLE.

SO THERE ARE DEFINITELY COST SAVINGS. CERTAINLY ONE WOULD SAY WHERE ARE THEY, BUT ITS JUST THAT THEY HAVEN'T HIRED ADDITIONAL STAFF IS WHAT IT'S BOILED DOWN TO.

MR. CHAMBERLIST: MR. CHAIRMAN, COUNCILLOR WATSON, COUNCILLOR TANNER, MYSELF, COUNCILLOR TAYLOR FOR SURE AND COUNCILLOR RIVETT I THINK AS WELL. WHEN WE DISCUSSED THE MEDICARE PROGRAM BEFORE IT WAS PASSED, THE BILL IN 1971 AND I WILL RESEARCH THE VOTES AND PROCEEDINGS BECAUSE I RECALL QUITE CLEARLY BEING ASKED ABOUT THE SEPARATE FUNDING AND WHETHER THERE WOULD BE INTEREST ATTACHED TO THE FUNDING. I ANSWERED YES AND THE TREASURER WAS HERE AT THE TIME. IT WAS TO BE A SEPARATE FUNDING. I'M NOT DISTURBED ABOUT THE FACT THAT THERE IS A SEPARATE ACCOUNTING WITHIN THE CONSOLIDATED REVENUE FUND BUT IT WAS CLEAR AND SPECIFIC THAT THE MONEY THAT WAS BANKED BY WAY OF PREMIUMS AND THE FUNDS THAT CAME FROM THE DEPARTMENT OF NATIONAL HEALTH AND WELFARE AS THEIR PORTION OF THE MEDICARE PLAN WAS TO BE PUT INTO A FUND AND THE INTEREST ON THAT WOULD ACCRUE TO THE PLAN.

I HAVE A CLEAR DISTINCTION OF MAKING THAT COMMITMENT OF THIS COUNCIL WITH THE AGREEMENT OF THOSE ON THE EXECUTIVE COMMITTEE TODAY THAT THIS WOULD TAKE PLACE, AND NOW I'M HEARING SOMETHING DIFFERENT. NOW I'M PLEASED THAT THE MATTER WAS BROUGHT UP BY COUNCILLOR TAYLOR BECAUSE I HAVE BEEN TOLD NOW THAT THE INTEREST THAT SHOULD ACCRUE TO THE PLAN AND CREATE A BETTER BENEFIT STRUCTURE FOR THE PEOPLE OF THE TERRITORY WHO USE THAT PLAN IS NOW BEING DENIED THEM BY THE JUGGLING OF THE INTERESTS INTO THE YUKON CONSOLIDATED REVENUE FUND IN ONE LUMP AREA. NOW WHY, UNDER ANY REASON,

SHOULD THE INTEREST WHICH IS DERIVED FROM MEDICARE PREMIUMS BE USED TO PAY FOR SOME OTHER MATTER SOMEWHERE ELSE WHICH IS ABSOLUTELY FOREIGN TO THE MEDICARE PROGRAM I DO NOT KNOW. I WOULD ASK, MR. CHAIRMAN, THAT WE DO NOT WHEN WE COME TO THE SITUATION AS FAR AS THE INTEREST IS CONCERNED AND COME TO ANY ITEM WHERE THERE IS A DOUBT AS TO WHAT IS GOING TO BE DONE WITH THAT INTEREST THAT WE DO NOT PASS THIS BILL IF WE ARE NOT SATISFIED THAT THE COMMITMENTS THAT HAVE BEEN MADE TO THIS COUNCIL VIS A VIS THE MEDICARE PLAN AND THE INTEREST ON WHERE THAT MONEY HAS TO GO IS NOT PUT BACK WHERE IT BELONGS. MR. CHAIRMAN, I HAVE A FEW OTHER QUESTIONS ON THIS SAME ITEM STILL BUT I THOUGHT WE WANTED TO STOP NOW.

MR. TAYLOR: I THINK AT THIS TIME I WILL RESUME THE CHAIR. I'M WONDERING IF IT IS THE WISH OF COMMITTEE THAT WE CAN AT THIS TIME BREAK.

MR. MCKINNON: FOR CLARIFICATION BEFORE WE DO, MR. CHAIRMAN, I WOULD LIKE TO - BOTH MEMBERS HAVE MADE CASES AND I WONDER WHETHER IT IS HISTORICALLY ACCURATE WHAT THEY HAVE STATED THAT IN THE PAST THAT THE INTEREST FROM THE MEDICARE PREMIUMS WENT TO THE MEDICARE FUND ITSELF AND WHETHER THERE HAS BEEN A CHANGE IN POLICY IN THE LAST WHILE THAT THIS NO LONGER TAKES PLACE.

MR. MILLER: MR. CHAIRMAN, THE INTERESTS ON ANY MONEYS IN THE CONSOLIDATED REVENUE FUND RESPECTING MEDICARE HAVE ALWAYS GONE TO THE CONSOLIDATED REVENUE FUND.

MR. CHAMBERLIST: BUT NOW, MR. CHAIRMAN, THIS IS A STATEMENT THAT I SAY AGAIN IS A TECHNICAL STATEMENT BECAUSE WE KNOW THAT ALL MONEYS GO TO THE YUKON CONSOLIDATED REVENUE FUND, AND THIS WASN'T THE ANSWER THAT WAS BEING REQUESTED BY THE HONOURABLE MEMBER AND THAT WAS ONLY A BIT OF BELLY DANCING. THE QUESTION THAT IS BEING ASKED WITH RESPECT, MR. CHAIRMAN, IS WHETHER OR NOT THE INTEREST THAT ACCRUED FROM THE MONEY THAT WAS IN THE FUNDS AT THE TORONTO-DOMINION BANK, WHICH WAS A BANK THAT HELD THE MEDICARE FUNDS, WAS WITHDRAWN FROM THOSE FUNDS AND NOT BEING ADDED TO THE MEDICARE PROGRAM FUNDS. IS THIS THE GENERAL - - -

Mr. MILLER: Mr. CHAIRMAN, FOR CLARITY THERE HAS NEVER BEEN ANY INTEREST ACCRUED TO THE MEDICARE FUND.

Mr. MCKINNON: THAT'S CLEAR ENOUGH. (LAUGHTER)

Mr. CHAMBERLIST: IS IT BEING SUGGESTED THEN THAT THERE IS \$680,000.00 TO BE CONSIDERED AS A SURPLUS OR IS THIS JUST A PAPER SURPLUS?

Mr. MILLER: Mr. CHAIRMAN, THE \$680,000.00 IS THE EXCESS OF REVENUE IN THE WAY OF PREMIUMS RECEIVED AND RECOVERY FROM NATIONAL HEALTH & WELFARE LESS EXPENDITURES THAT WE HAVE MADE ON BEHALF OF MEDICARE.

Mr. CHAMBERLIST: ARE WE TO UNDERSTAND NOW THAT THERE IS NOT \$680,000.00 CASH IN THE MEDICARE ACCOUNTS?

Mr. MILLER: Mr. CHAIRMAN, THERE IS \$680,000.00 WORTH OF CASH IN THE CONSOLIDATED REVENUE FUND THAT IS PROPERLY APPLICABLE TO YHCIP.

Mr. CHAMBERLIST: NOW, IS THERE INTEREST ON THAT \$680,000.00 ACCRUING. IS IT ACCRUING - THAT IS THE FIRST QUESTION.

Mr. MILLER: WE HAVE ALL OF OUR SURPLUS FUNDS FULLY INVESTED.

Mr. CHAMBERLIST: I DIDN'T ASK THAT QUESTION Mr. CHAIRMAN. I ASKED A STRAIGHT-FORWARD QUESTION. IS INTEREST ACCRUING ON \$680,000.00 WHICH IS PART OF THE MEDICARE FUND.

Mr. MILLER: Mr. CHAIRMAN, THE \$680,000.00 THAT IS IN THE CONSOLIDATED REVENUE FUND WOULD BE ACCRUING INTEREST.

Mr. CHAMBERLIST: RIGHT. NOW WE'VE GOT THAT, IS THAT INTEREST BEING ADDED TO THE \$680,000.00 TO INCREASE THE AMOUNT OF THAT MEDICARE FUND BY THE INTEREST THAT IT HAS ACCRUED?

Mr. MILLER: Mr. CHAIRMAN, THE INTEREST ON THAT MONEY IS GOING INTO THE INTEREST FUND INVESTMENTS OF \$330,000.00 THAT WE HAVE ESTIMATED FOR 1974-75.

Mr. CHAMBERLIST: WHAT TO GET -- YOU KNOW - THE QUESTIONS THAT I ASK REQUIRE JUST A YES OR NO ANSWER. NOW THE QUESTION THAT I

ASK AND I WILL REPEAT AGAIN. THE INTEREST THAT IS ACCRUING ON \$680,000.00 - IS THE INTEREST ON THAT MONEY BEING ADDED TO THE \$680,000.00 THAT IS IN THE MEDICARE FUND, AND THE ONLY THING I NEED IS A YES OR NO TO THAT.

Mr. MILLER: No.

Mr. CHAMBERLIST: RIGHT. THAT'S WHAT I WANT TO GET FROM HIM.

Mr. TANNER: Mr. CHAIRMAN, ALL THE FUNDS THAT ARE IN THE YUKON CONSOLIDATED REVENUE FUND ARE ACCRUING INTEREST.

Mr. CHAMBERLIST: HE'S TOLD US THAT.

Mr. TANNER: SO CONSEQUENTLY THE QUESTIONS THAT THE HONOURABLE MEMBER ARE ASKING CAN BE ANSWERED EITHER YES OR NO AND HE KNOWS IT BECAUSE SINCE IT IS IN THE BANK AND IT IS ACCRUING FUNDS THEN OBVIOUSLY IT IS ACCRUING FUNDS BUT WHETHER OR NOT IT IS ACCRUING INTO A SEPARATE FUND AGAIN OR INTO THE PRINCIPAL - IS ADDED TO THE PRINCIPAL AND ADDING MORE MONEY INTO THE FUND ITSELF, NO.

Mr. CHAMBERLIST: THE HONOURABLE MEMBER HASN'T OBVIOUSLY GOT WHAT I'M GETTING AT OR IF HE HAS GOT WHAT I'M GETTING AT THEN HE'S NOT TRYING TO RECOGNIZE THE MAIN POINT. THAT IS THAT IT HAS BEEN SHOWN TO US ALREADY THAT THERE IS A SURPLUS OF \$680,000.00 IN THE MEDICARE PLAN, THE YUKON HEALTH CARE INSURANCE PLAN, THAT THERE IS A SURPLUS OF \$680,000.00. NOW I KNOW THAT THIS MIGHT APPEAR LIKE A CROSS-EXAMINATION BUT THIS IS THE ONLY WAY THAT I'M ABLE TO GET THE ANSWERS OUT. THE ANSWER HAS BEEN - - -

Mr. MCKINNON: EVERYBODY UNDERSTANDS IT NORM.

Mr. CHAMBERLIST: THE ANSWER HAS BEEN THAT \$680,000.00 HAS ACCRUED INTEREST. THAT MONEY IS MEDICARE PLAN MONEY. I ASKED WHETHER THE MONEY THAT WAS ACCRUING BY INTEREST WAS ADDED TO THAT TO FORM PART OF THE TOTAL AMOUNT OF MONEY THAT IS IN THE PLAN. THE ANSWER IS NO, AND I SAY THAT THIS IS COMPLETELY DISREGARDED WHAT HAD BEEN DEALT WITH IN THIS COUNCIL THAT THE MONEY AND THE INTEREST THAT ACCRUES TO THE FUNDS WERE TO BE FOR THE BENEFIT OF THE PLAN AND FOR THE BENEFIT OF THE PEOPLE. I WOULD ASK, Mr. CHAIRMAN, THAT I WILL TAKE IT UPON

MYSELF TO GO BACK INTO THE VOTES & PROCEEDINGS AND BRING FORWARD WHEN WE GO INTO DISCUSSION ON THIS AGAIN ON MONDAY THE EVIDENCE TO SHOW QUITE CLEARLY THAT THIS COUNCIL EXPECTED TO HAVE INTEREST ACCRUING TO ANY MONEYS FROM THE PLAN ADDING UP TO THE TOTAL AMOUNT - ADDING ON TO THE TOTAL AMOUNT.

Mr. McKINNON: IF IT WAS A POLICY DECISION OF THIS HOUSE THERE REALLY WOULD BE NO GREAT DIFFICULTY IN ACCRUING THE INTEREST ON THE AMOUNT OF MONEYS THAT ARE SURPLUS IN THE MEDICARE TO THAT - TO THAT ACCOUNT, TO THE MEDICARE ACCOUNT, IF IT WAS A POLICY DECISION OF THE HOUSE.

Mr. MILLER: Mr. CHAIRMAN, WITH RESPECT, THERE WOULD BE NO PROBLEM IN CALCULATING THE AMOUNT OF MONEY THAT COULD ACCRUE TO A FUND THROUGH INVESTING, BUT I WOULD POINT OUT THAT IF THIS BECOMES A POLICY YOU WOULD THEN LOSE THE EQUIVALENT AMOUNT OF MONEY IN YOUR GENERAL REVENUE.

Mr. McKINNON: RIGHT. YES I UNDERSTAND.

Mr. MILLER: THIS WOULD REQUIRE ADDITIONAL FUNDS TO FUND THE BALANCE OF YOUR PROGRAMS.

Mrs. WATSON: Mr. CHAIRMAN, THERE IS NO PROVISION FOR THAT IN THE LEGISLATION. THERE IS PROVISION IN THE COMPENSATION LEGISLATION BUT THERE IS NO PROVISION IN THE MEDICARE ACT TO DO THIS.

Mr. CHAMBERLIST: THERE ISN'T NECESSITY - - -

Mrs. WATSON: NO THERE IS NOT.

Mr. CHAMBERLIST: THERE ISN'T - - -

Mrs. WATSON: THERE IS - - -

Mr. CHAIRMAN: ORDER PLEASE.

Mrs. WATSON: IF YOU'RE GOING TO CHANGE IT TO DEAL WITH IT AS A SEPARATE FUND ACCRUING IT'S OWN INTEREST, YOU MUST MAKE PROVISION FOR IT IN THE LEGISLATION.

Mr. CHAMBERLIST: I BEG TO DIFFER, Mr. CHAIRMAN, WITH THE HONOURABLE MEMBER THAT THERE IS NO REQUIREMENTS BECAUSE OF WHAT WAS INDICATED WHERE LEGISLATURE IS SILENT IT'S THE POLICY OF THE LEGISLATIVE BODY THAT APPLIES. AND I WILL SAY, AND I WILL SAY

Mr. CHAIRMAN: ORDER PLEASE. ORDER PLEASE.

Mrs. WATSON: Mr. CHAIRMAN, I DON'T ACCEPT HIS ANSWER.

Mr. CHAIRMAN: ORDER PLEASE. ONE AT A TIME.

Mr. TANNER: IF THAT IS TRUE THEN WHY WOULD YOU GO TO THE TROUBLE OF WRITING IN THE WORKMEN'S COMPENSATION ACT THE FACT THAT YOU WANT A SEPARATE FUND WITH THE - - -

Mr. CHAMBERLIST: DIFFERENT REASONS.

Mr. TANNER: NO I DON'T THINK SO WITH THE INTEREST ACCRUING TO THAT FUND AND STAYING WITHIN THAT FUND. NOW YOU CAN'T HAVE IT BOTH WAYS. EITHER YOU WRITE IT INTO THE LEGISLATION OR YOU DON'T WRITE IT INTO THE LEGISLATION, Mr. CHAIRMAN.

Mr. CHAIRMAN: WELL PERHAPS ALL HONOURABLE MEMBERS WOULD LIKE TO CONSIDER THIS OVER THE WEEKEND. I AM WONDERING IF THE WITNESSES MAY NOW BE EXCUSED.

SOME HONOURABLE MEMBERS: AGREED.

Mr. CHAIRMAN: THANK YOU VERY MUCH GENTLEMEN, AND POSSIBLY ABOUT 10:15 A.M. MONDAY. ORDER PLEASE. WHAT IS YOUR FURTHER PLEASURE?

Mr. TANNER: Mr. CHAIRMAN, I WOULD MOVE THAT THE SPEAKER DO NOW RESUME THE CHAIR.

Mr. STUTTER: I SECOND IT.

Mr. CHAIRMAN: IT HAS BEEN MOVED BY COUNCILLOR TANNER, SECONDED BY COUNCILLOR STUTTER, THAT Mr. SPEAKER DO NOW RESUME THE CHAIR, ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

Mr. CHAIRMAN: I DECLARE THE MOTION CARRIED.

MOTION CARRIED

Mr. SPEAKER: COUNCIL WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF COMMITTEE?

Mr. TAYLOR: Mr. SPEAKER, COMMITTEE CONVENED AT 10:30 A.M. TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. COMMITTEE RECESSED AT

12:00 NOON AND RECONVENED AT 2:05 P.M. THIS AFTERNOON. MR. MILLER, EXECUTIVE COMMITTEE MEMBER, AND MR. HUBERDEAU, TREASURER, ATTENDED COMMITTEE TO DISCUSS BILL NO. 3, MAIN ESTIMATES FOR 1974-75. I CAN REPORT PROGRESS ON BILL NO. 3. IT WAS MOVED BY COUNCILLOR TANNER, SECONDED BY COUNCILLOR STUTTER, THAT MR. SPEAKER DO NOW RESUME THE CHAIR AND THIS MOTION CARRIED.

MR. SPEAKER: YOU HAVE HEARD THE REPORT OF THE CHAIRMAN OF COMMITTEE. ARE YOU AGREED? MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I BELIEVE IT IS THE INTENTION OF YOUR COMMITTEE TO CONTINUE WITH BILLS, SESSIONAL PAPERS AND MOTIONS ON MONDAY AND IN PARTICULAR BILL NO. 3.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TANNER: I MOVE THAT WE CALL IT 5 O'CLOCK.

MR. SPEAKER: ANY SECONDS?

MR. STUTTER: I'LL SECOND THAT MOTION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FROM DAWSON, THAT WE NOW CALL IT 5 O'CLOCK. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED.

MR. SPEAKER: THIS HOUSE NOW STANDS ADJOURNED UNTIL 10:00 A.M. MONDAY MORNING.

ADJOURNED

MONDAY, APRIL 1, 1974

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM CLERK, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY DOCUMENTS (INTERRUPTED BY COUNCILLOR CHAMBERLIST).

MR. CHAMBERLIST: MR. SPEAKER, ON A POINT OF PRIVILEGE REGARDING BILL NO. 13 WHICH WAS PASSED THROUGH THIS HOUSE INCORRECTLY. WHEN IT WAS PASSED THERE WERE AMENDMENTS TO THE AMENDMENTS AND THIS WAS NOT BROUGHT FORWARD IN THE HOUSE FOR PASSAGE SO CONSEQUENTLY ALL WE HAVE PASSED IS THE ORIGINAL AMENDMENTS THAT WERE BROUGHT FORWARD TO THE HOUSE. I THINK WE HAVE TO OVERCOME THE SITUATION BY BRINGING INTO THE HOUSE AGAIN ANOTHER BILL TO APPROVE THE AMENDMENTS THAT HAVE BEEN CARRIED OUT. PERHAPS OTHER MEMBERS MIGHT HAVE SOME COMMENTS TO MAKE ON THIS POINT BUT CERTAINLY THE AMENDMENTS TO THE AMENDMENTS DIDN'T GO THROUGH THE HOUSE.

MR. TAYLOR: MR. SPEAKER, SPEAKING TO THE POINT OF PRIVILEGE THAT WAS RAISED BY THE HONOURABLE MEMBER FOR WHITEHORSE EAST, THE BILL WAS REPORTED OUT OF COMMITTEE AS AMENDED AND GAVE, SHALL WE SAY, SANCTION TO THE AMENDMENTS CONTAINED THEREIN. ONE OF THE PRINCIPLE WAYS OF HANDLING THIS PARTICULAR ITEM HAS BEEN TO PROPOSE AN AMENDMENT IN COMMITTEE TO AMEND THE BILL AND THIS IS USUALLY DONE ON MOTION. HOWEVER, DURING THE PAST THREE OR FOUR YEARS IT HAS BEEN THE PRACTICE OF THE HOUSE IN COMMITTEE TO MAKE AMENDMENTS, FOR INSTANCE THE MUNICIPAL ORDINANCE THAT'S WHERE THERE ARE A MULTITUDE OF AMENDMENTS, TO ACCEPT THE AMENDMENTS IN TOTO ON PASSING THE BILL ON MOTION TO MOVE THE BILL OUT OF COMMITTEE. THIS HAS BEEN THE PRACTICE AND THERE IS, IN MY OPINION, NO ILLEGALITY IN THE PASSAGE OF THE BILL INASMUCH AS IT WAS REPORTED TO THE HOUSE AS AMENDED. THIS IS ALSO THE CASE, I THINK IT WAS RAISED LAST YEAR IN TERMS OF THE BUDGET AND ALSO THE TAX BILL, WHEN CERTAIN THINGS WERE NOT DONE PROPERLY AND YET THE BILL PASSED AND HELD TO BE VALID. SO, I WOULD REALLY FIND NO FAULT WITH THE MANNER IN WHICH THE BILL HAS BEEN PASSED.

MR. SPEAKER: I HAVE HAD SOME ADVICE ON THIS MATTER AND ACCORDING TO OUR COUNSEL IT WAS IN

ORDER. AN ORDER ISN'T RESTRICTIVE. WHAT YOU WILL EVENTUALLY GET IS AMENDMENTS TO THE AMENDMENTS AND I SO RULE.

MR. CHAMBERLIST: WELL I DON'T UNDERSTAND YOUR RULING, WITH RESPECT MR. SPEAKER. ARE YOU SUGGESTING THAT THE ASSENT HAS BEEN GIVEN TO THE AMENDMENTS OR TO THE AMENDED AMENDMENTS? I UNDERSTOOD FROM COUNSEL, IF HE HAS TOLD YOU A DIFFERENT STORY, THAT I WAS CORRECT. NOW IF COUNSEL, MR. LEGAL ADVISER HAS TOLD YOU A DIFFERENT STORY THEN I WOULD LIKE TO GET AN EXPLANATION FROM HIM WHY HE AGREES WITH ME AND THEN SUGGESTS TO YOU THAT IT'S ALRIGHT. PERHAPS WE CAN GET THAT, MR. SPEAKER, BECAUSE I THINK, IT WOULD APPEAR TO ME IF IT'S THE REQUIREMENTS EVER CAME ALONG THAT WE WOULD AGAIN BE IN A LEGAL HASSLE WITH SOMEBODY POINTING OUT THAT THE AMENDMENTS HAVE NOT BEEN PASSED THROUGH THIS HOUSE, THAT THE AMENDMENTS THAT WERE FIRST BROUGHT FORWARD FOR DISCUSSION IN THIS HOUSE IS THE ONLY THING THAT HAS BEEN PASSED AND ALL I'M SUGGESTING IS CAUTION AT THIS TIME. DO IT CORRECTLY, IT'S A SIMPLE MATTER. I WOULD SUGGEST THE HOUSE DEALS WITH IT. NO ONE IS IN OBJECTION TO WHAT IS IN THE ORDINANCE ITSELF AND WHAT THE PROPOSED CHANGES ARE BUT I THINK IT SHOULD BE DONE CORRECTLY. PERHAPS MR. LEGAL ADVISER WOULD STAND UP AND TELL US NOW, MR. SPEAKER, WHETHER OR NOT WHAT HAS TRANSPIRED IS CORRECT OR NOT.

MR. LEGAL ADVISER: MR. SPEAKER, I SAID INFORMALLY WHEN THE POINT WAS RAISED DURING THE BRIEF ADJOURNMENT. I DON'T REMEMBER SPEAKING TO THIS PARTICULAR MEMBER, NOT AT ALL. BUT THE HONOURABLE MEMBER HAD A GOOD POINT IN SAYING THAT TECHNICALLY THERE WERE . . . PROCEDURES BUT THAT THE PRACTICE HAD BEEN SANCTIONED. I WENT ON FURTHER TO SAY THAT NOW THAT THE BILL HAS PASSED THROUGH THIS HOUSE IN THAT FORM AND HAD BEEN GIVEN ASSENT TO, IT WAS IMPOSSIBLE FOR ANYONE TO ATTACK THE VALIDITY OF WHAT HAD BEEN DONE AND THAT IS THE PRESENT LEGAL POSITION. ONCE THE BILL IS PASSED IN ITS FINAL STAGES AND HAVING BEEN ASSENTED TO THEN, AS FAR AS THE LAW IS CONCERNED, IT IS A VALID AND PROPER BILL WHICH HAS BECOME AN ORDINANCE OF THIS TERRITORY AND CANNOT NOW BE IMPUGNED.

MR. CHAMBERLIST: MR. SPEAKER, WITH RESPECT, I RISE AGAIN TO POINT OUT THAT THE BILL THAT WAS PASSED THROUGH THIS HOUSE WAS THE BILL AMENDING THE ORDINANCE. IT WAS NOT THE BILL AMENDING THE AMENDMENTS TO THE ORDINANCE AND THIS IS WHAT I REFER TO.

MR. SPEAKER: IN FACT IT WAS THE AMENDED AMENDMENTS.

MR. CHAMBERLIST: THAT'S RIGHT, MY LORD

MR. SPEAKER: THANK YOU. (LAUGHTER)

MR. CHAMBERLIST: THAT'S RIGHT, MR. SPEAKER, I'M NOT SUGGESTING THAT MR. LEGAL ADVISER IS A FOOL IN THIS CASE AT ALL. BUT I JUST WANT IT RECORDED THEN FOR FUTURE REFERENCE THAT IF THIS BILL IS ALLOWED TO BE LEFT AS IS, THEN YOU WILL FIND THAT WHAT WAS DISCUSSED BY WAY OF AMENDMENTS AND BROUGHT FORWARD TO THE AMENDMENTS HAS NOT PASSED THIS HOUSE ONLY WHAT YOU, MR. SPEAKER, MOVE HAS PASSED THIS HOUSE. WHAT THE TWO MEMBERS MOVED AND SECONDED THAT THE AMENDMENTS TO THE ORDINANCE HAS PASSED THIS HOUSE AND THE COMMISSIONER GAVE ASSENT TO THAT AMENDMENT, I'M JUST CAUTIONING YOU BECAUSE I THINK YOU CAN CORRECT IT NOW, MR. SPEAKER,

MR. TAYLOR: MR. SPEAKER, JUST SPEAKING ONCE AGAIN TO THE AMENDMENT, I BELIEVE THE MEMBER IS CONFUSED IN THIS MATTER BECAUSE AS I STATED, THE BILL CONSTITUTED AN AMENDMENT TO THE ORDINANCE. IT WAS REPORTED OUT OF YOUR COMMITTEE, MR. SPEAKER, AS BEING AMENDED AND THEREFORE IT PROVIDED FOR AMENDMENT TO THE AMENDMENT AND THE BILL WAS QUITE IN ORDER.

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO RISE ON A QUESTION OF PRIVILEGE THIS MORNING. I THINK ALL MEMBERS OF THE HOUSE WOULD LIKE TO CONGRATULATE OUR FELLOW CANADIANS, NEWFOUNDLANDERS ON THEIR 25TH ANNIVERSARY OF ENTRY INTO CONFEDERATION AS A FULL-FLEDGED PROVINCE OF CANADA. AS I WATCHED SOME OF THE PROGRAMS ON THE 25TH ANNIVERSARY OF NEWFOUNDLAND INTO CONFEDERATION LAST NIGHT I WAS WONDERING, MR. SPEAKER, WHETHER SOME HUGE APRIL FOOL'S JOKE WAS BEING PLAYED ON THE PEOPLE OF THE YUKON AND THE NORTHWEST TERRITORIES BECAUSE TERMS WERE BANDIED ABOUT ON THE PROGRAMS THAT IT HAS BEEN A ROUNDING OUT OF TOTAL CANADIAN CONFEDERATION WITH THE ACCEPTANCE OF NEWFOUNDLAND INTO CONFEDERATION THAT THEY HAD BECOME THE LAST AND THE BEST CANADIANS BY THEIR ENTRY INTO CONFEDERATION TWENTY-FIVE YEARS AGO. THAT THE LAST FATHER OF CONFEDERATION, MR. SPEAKER, WAS THE PREMIER OF NEWFOUNDLAND FOR SOME QUARTER OF A CENTURY, THE HONOURABLE JOEY SMALLWOOD. MR. SPEAKER, I THINK AT THIS TIME IT IS APPROPRIATE WHEN WE'RE MAKING OUR ANNUAL PILGRIMAGE TO OTTAWA, AFTER SUFFERING ONE HUNDRED YEARS UNDER THE COLONIAL EMPIRE OF CANADA, THAT WE SHOULD MAKE IT VERY

WELL KNOWN TO NEWFOUNDLANDERS WHILE CONGRATULATING THEM ON THEIR SUCCESS AND TO ALL OTHER CANADIANS, THE CANADIAN CONFEDERATION HAS NOT BEEN ROUNDED OUT AND IT WILL NOT BE ROUNDED OUT UNTIL THE PEOPLE NORTH OF 60 HAVE PROVINCIAL STATUS. THAT WHEN THE NORTHWEST TERRITORIES AND THE YUKON ENTER AS FULL PARTNERS IN CONFEDERATION THE LAST AND THE BEST CANADIANS WILL HAVE JOINED CANADA AND THE NEXT LIVING FATHERS OF CONFEDERATION, MR. SPEAKER, WILL BE COMING FROM THE NORTHWEST TERRITORIES AND THE YUKON TERRITORY.

SOME MEMBERS: HERE, HERE.

MR. SPEAKER: ARE THERE ANY DOCUMENTS OR CORRESPONDENCE TO BE TABLED? ARE THERE ANY REPORTS OF COMMITTEES? ARE THERE ANY BILLS TO BE INTRODUCED?

BILL NO. 12

MR. TANNER: MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR WATSON, TO INTRODUCE BILL NO. 12 INTITLED AN ORDINANCE RESPECTING THE ELECTORAL DISTRICT BOUNDARIES COMMISSION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE FOR LEAVE TO INTRODUCE BILL NO. 12, AN ORDINANCE RESPECTING THE ELECTORAL DISTRICT BOUNDARIES COMMISSION. ARE YOU PREPARED FOR THE QUESTION? AGREED? LEAVE GRANTED.

LEAVE GRANTED

MR. SPEAKER: ARE THERE ANY NOTICES OF MOTIONS OR RESOLUTIONS?

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO GIVE NOTICE OF MOTION THIS MORNING CONCERNING THE APPOINTMENT OF AN ELECTED MEMBER OF THE EXECUTIVE COMMITTEE TO BE RESPONSIBLE FOR THE DEPARTMENT OF LOCAL GOVERNMENT.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTION? ARE THERE ANY NOTICES OF MOTION FOR THE PRODUCTION OF PAPERS?

WE COME TO MOTION NO. 2 FOR THE PRODUCTION OF PAPERS. IT WAS MOVED BY COUNCILLOR TAYLOR, SECONDED BY COUNCILLOR STUTTER THAT THE ADMINISTRATION TABLE BEFORE COUNCIL A COPY OF THE DESIGNED PLAN OF THE PROPOSED WATSON LAKE HOSPITAL AND ANY RELEVANT INFORMATION RESPECTING SERVICES TO BE PROVIDED BY THIS FACILITY, ARE

YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME? ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MOTION NO. 13

Mr. SPEAKER: IT WAS MOVED BY COUNCILLOR TANNER, SECONDED BY COUNCILLOR WATSON THAT LEGISLATIVE RETURN NO. 13 BE MOVED INTO COMMITTEE OF THE WHOLE. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME? ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MOTION NO. 14

Mr. SPEAKER: IT WAS MOVED BY COUNCILLOR TAYLOR SECONDED BY COUNCILLOR STUTTER THAT ACCIDENT PREVENTION REGULATIONS BE INSTITUTED ESTABLISHING SPECIAL LIMIT VALUES FOR CONCENTRATION OF AIRBORNE CONTAMINATES TO WHICH WORKMEN MAY BE REPEATEDLY EXPOSED WHILE EMPLOYED IN THE YUKON TERRITORY. ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME?

Mr. TAYLOR: YES, Mr. SPEAKER, THE WORDING OF THE MOTION MAY SOUND SOMEWHAT CONFUSING TO HONOURABLE MEMBERS BUT IN ORDER TO BE EXPLICIT AND POINTING OUT THE NEED FOR THESE REGULATIONS IT WAS NECESSARY TO USE THE TERMINOLOGY THAT IS INDEED USED IN THE INDUSTRY. SOME TIME AGO, AT THE BEGINNING OF THIS SESSION, I CIRCULATED FOR THE INFORMATION OF ALL MEMBERS, A PAPER RELEVANT TO THE EFFECTS OF ASBESTOSIS ON WORKMEN WITHIN THE INDUSTRY AND AS YOU KNOW, AS ALL MEMBERS KNOW, Mr. SPEAKER, WE HAVE AN ASBESTOS INDUSTRY WITHIN THE TERRITORY. THE RESULTS OF ASBESTOSIS IN MANY CASES ARE QUITE LETHAL AND IT HAS THE EFFECT OF KILLING PEOPLE. IN THE YUKON TERRITORY THERE ARE NO REGULATIONS AT THIS MOMENT, UNDER ANY ORDINANCE, THAT IS THE MINE SAFETY ORDINANCE, THE WORKMEN'S COMPENSATION ORDINANCE, IN RESPECT OF THIS. NOW THIS IS PROVIDED FOR IN OTHER PROVINCES, IN PARTICULAR, BRITISH COLUMBIA WHERE THEY DEAL WITH THE MATTER BY SETTING THRESH-HOLD LIMIT VALUES FOR AIRBORNE CONTAMINATES AND THIS IS THE MANNER IN WHICH THEY ALSO DEAL WITH THE PROBLEM OF SILICOSIS, SILICA DUST AND ALL THINGS WHICH COULD BE CONSIDERED AIRBORNE WHICH ARE CONSIDERED TO BE A DANGER TO THE WORKMAN AND TO THE GENERAL PUBLIC OF THE YUKON TERRITORY.

SO THE MOTION ASKS SIMPLY FOR REGULATIONS TO BE ESTABLISHED IN ORDER TO PROTECT THE WORKMEN OF THE TERRITORY. I HAVEN'T SPECIFICALLY SAID THAT THEY SHOULD BE APPENDED TO THE WORKMEN'S COMPENSATION ORDINANCE NOR HAVE I STATED THAT THEY SHOULD BE APPENDED TO THE MINE SAFETY ORDINANCE. I THOUGHT THIS IS A MATTER BEST LEFT TO THE WISDOM OF THE ADMINISTRATION. HOWEVER, THE REGULATIONS ARE REQUIRED AND I WOULD ASK THAT MEMBERS SUPPORT THE MOTION AND I WOULD HOPE THAT IF BY SO DOING, THE ADMINISTRATION WOULD GIVE SOME PRIORITY TO ESTABLISHING AND BRINGING INTO FORCE THESE REGULATIONS.

Mr. TANNER: Mr. SPEAKER, I WOULD JUST LIKE TO ADD A LITTLE BIT TO THOSE REMARKS. I HAVE HAD SOME CONVERSATIONS WITH OUR MINING SAFETY INSPECTOR AND I AM GIVEN TO UNDERSTAND THAT NOT ONLY DOES HE NOW HAVE A MAN ON HIS STAFF THAT IS QUITE CAPABLE OF TAKING SAMPLES, ACCURATE SAMPLES OF CONTAMINANTS IN THE AIR BUT HE ALSO HAS THE EQUIPMENT WHICH IS RATHER A SENSITIVE EQUIPMENT AND NOW WITH BOTH THE BODY AND THE EQUIPMENT IT IS POSSIBLE TO CARRY OUT THE TYPE OF TESTS THAT HAVE BEEN CARRIED OUT IN THE PROVINCES. ALSO I THINK THAT THE MINING SAFETY INSPECTOR IS QUITE PREPARED TO COME FORWARD WITH SUGGESTED REGULATIONS GOVERNING THE OUTER LIMITS OF THESE POLLUTANTS. AND AS I SAY NOW WITH THE BODY ON STAFF AND THE EQUIPMENT IT'S QUITE PRATICAL TO CARRY THESE TESTS OUT AND REGULATIONS WOULD, I THINK IF THERE WERE A LITTLE BIT OF PUSH FROM THIS BODY, WOULD BE FORTHCOMING TO PROTECT WORKMEN IN THE TERRITORY.

Mrs. WATSON: Mr. SPEAKER, I WOULD HOPE THAT THE MOVER OF THIS MOTION AND THE SECONDER WOULD BE PREPARED TO LET US DISCUSS IT IN COMMITTEE OF THE WHOLE. I FIND MYSELF IN A POSITION THAT I AM NOT FAMILIAR WITH THE TOPIC AT ALL. I THINK THAT I WOULD HAVE TO CERTAINLY DO A LITTLE BIT MORE WORK ON IT. I WOULD HATE TO VOTE AGAINST THE MOTION, BUT ON THE OTHER HAND I COULDN'T VOTE FOR A MOTION THAT I CERTAINLY DON'T UNDERSTAND. AND I WOULD CERTAINLY LIKE SOME MORE TIME TO LOOK INTO IT AND TO DO SOME PROPER RESEARCH ON IT. I WOULD THEREFORE MOVE IT INTO COMMITTEE FOR DISCUSSION.

Mr. TANNER: I SECOND THAT MOTION.

Mr. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH THAT MOTION NO. 14 BE REFERRED TO COMMITTEE OF THE WHOLE FOR FURTHER STUDY. ARE YOU PREPARED FOR

THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

Motion No. 15

MR. SPEAKER: MOTION No. 15. IT WAS MOVED BY COUNCILLOR TANNER, SECONDED BY COUNCILLOR RIVETT, THAT THIS COUNCIL REAFFIRM THIS UNANIMOUS MOTION No. 12 OF NOVEMBER 4, 1971, (THIRD SESSION) WHICH READ AS FOLLOWS.
(MR. SPEAKER READS MOTION)

MR. SPEAKER: ARE YOU PREPARED TO PROCEED WITH THIS MOTION AT THIS TIME?

MR. TANNER: YES, MR. SPEAKER, AND I APOLOGIZE TO MR. SPEAKER FOR SUCH A LONG MOTION. THE REASON IT IS, IS THE SAME REASON THAT WHEN HE AND I, MR. SPEAKER, INTRODUCED THIS SOME THREE YEARS AGO, IT WAS SELF EXPLANATORY. I THINK THAT THE YUKON OR ANYWHERE NORTH OF 60 DESERVES THE SAME CONSIDERATION FROM THE FEDERAL DEPARTMENT AS THE REST OF THE COUNTRY. I BELIEVE THAT EVERY FORM OF FINANCIAL ASSISTANCE AND EVERY FORM OF INPUT THAT WE CAN GET FINANCIALLY INTO THE YUKON, THIS COUNCIL DESERVES TO GIVE SUPPORT THEREFORE I WOULD ASK ALL MEMBERS TO REAFFIRM AS THEY DID IN THE PAST IN 1971 THEIR SUPPORT FOR THIS MOTION.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: WE COME TO THE QUESTION PERIOD. WRITTEN QUESTION No. 5 ASKED BY COUNCILLOR TAYLOR. WOULD THE ADMINISTRATION PROVIDE COUNCIL WITH INFORMATION AS TO IN-PATIENT AND OUT-PATIENT CASELOADS AT THE WATSON LAKE COTTAGE HOSPITAL INCLUDING THE NUMBER OF REFERRALS TO WHITEHORSE OR OTHER HOSPITALS FOR THE FISCAL YEARS 1971-72, 72-73 AND 73-74?

MR. TANNER: MR. SPEAKER, I APPRECIATE THAT THIS IS A WRITTEN QUESTION AND THE HONOURABLE MEMBER WILL GET IT WRITTEN OUT SO I WOULD POINT OUT IT WILL TAKE SOME FEW DAYS TO GET THE ANSWER BECAUSE WE HAVE TO GO BACK FAIRLY FAR IN OUR RECORDS.

MR. SPEAKER: WE NOW COME TO THE QUESTION PERIOD. MADAM CLERK WOULD ASCERTAIN IF MR. COMMISSIONER IS AVAILABLE?
WE WILL NOW HAVE A SHORT RECESS.

RECESS

MR. SPEAKER: I WILL NOW CALL COUNCIL TO ORDER.

QUESTION: RE: COMMISSIONER'S ATTENDANCE AT
NCPC BOARD OF DIRECTORS MEETING

MR. MCKINNON: MR. SPEAKER, FIRSTLY I WOULD LIKE TO KNOW IF THE COMMISSIONER ATTENDED AT THE MEETING IN EDMONTON, AS AN OBSERVER OR A PARTICIPANT AND SECONDLY, I WOULD LIKE TO KNOW WHETHER HE IS ABLE TO TELL MEMBERS OF COUNCIL WHAT DISCUSSIONS TOOK PLACE AT THIS MEETING AND WHETHER HE INVOLVED HIMSELF - IF ALLOWED TO PARTICIPATE IN DISCUSSIONS?

MR. COMMISSIONER: MR. SPEAKER, I THINK THAT I CAN COVER THE HONOURABLE MEMBER'S QUESTIONS BY SAYING THAT SEVERAL MONTHS AGO, THE CHAIRMAN OF THE NORTHERN CANADA POWER COMMISSION ASKED COMMISSIONER HODGSON AND MYSELF TO COME AS OBSERVERS TO THE NORTHERN CANADA POWER COMMISSION BOARD OF DIRECTORS MEETINGS AS AN INTERIM MEASURE UNTIL SUCH TIMES AS THE CHANGES TO THE ACT THAT ARE CONTEMPLATED WOULD BE DEALT WITH IN THE HOUSE OF COMMONS AND ONE OF THE CHANGES CONTEMPLATED TO THAT ACT IS THAT THERE WILL BE THE OPPORTUNITY FOR THE COUNCIL TO NOMINATE A PERSON WHO WOULD SIT THERE ACTUALLY AS AN OFFICIAL MEMBER OF THE NORTHERN CANADA POWER COMMISSION BOARD OF DIRECTORS.

SECONDLY, THE MEETING WAS HELD ON FRIDAY. I ATTENDED FOR FRIDAY MORNING WHILE ITEMS CONCERNING THE YUKON WERE UNDER DISCUSSION AND WHILE I ATTENDED THIS AS AN OBSERVER THERE WERE NO INDICATIONS IN ME ENTERING INTO DISCUSSIONS WITH REGARD TO THOSE ITEMS THAT WERE ON THE AGENDA. IT IS NOT RIGHT OR PROPER THAT I SHOULD ATTEMPT TO REPORT TO HONOURABLE MEMBERS WHAT TRANSPIRED AT THAT MEETING. VERY OBVIOUSLY, AS AN OBSERVER, THERE ARE CERTAIN LIMITATIONS I THINK ON WHAT SHOULD BE SAID. SECONDLY, IT IS UP TO THE CHAIRMAN OF THE MEETING TO MAKE PUBLIC SUCH THINGS AS HE DEEMS TO DO, BUT HE HAS MADE A COMMITMENT TO ME, MR. SPEAKER, OF PARTICULAR CONCERN TO THE MEMBERS OF COUNCIL IN WHICH HE WILL BE MAKING A PUBLIC STATEMENT CONCERNING THE MARSH LAKE CONTROL DAM WHICH WAS A QUESTION THAT WAS RAISED HERE A FEW DAYS AGO. IT IS MY UNDERSTANDING THAT HE EXPECTS TO HAVE THAT PUBLIC STATEMENT AVAILABLE EITHER TODAY OR TOMORROW, MR. SPEAKER.

MR. CHAMBERLIST: SUPPLEMENTARY, MR. SPEAKER. I WONDER IF MR. COMMISSIONER COULD INDICATE

WHETHER IT WAS A MEETING THAT WAS A PRIVATE MEETING OR WHETHER IT WAS A MEETING OF THE NORTHERN CANADA POWER COMMISSION WHERE IT WAS INFORMATION AVAILABLE TO THE PUBLIC?

MR. COMMISSIONER: WELL, MR. SPEAKER, INASFAH AS I AM AWARE IT IS STRICTLY A MEETING OF THE NORTHERN CANADA POWER COMMISSION AND SUCH PRIVACY AS THEY DEEM TO PUT ON THEIR PROCEEDINGS.

MR. SPEAKER: COUNCILLOR STUTTER.

MR. STUTTER: MR. SPEAKER, I HAVE A SUPPLEMENTARY QUESTION FOR THE COMMISSIONER TOO. HAS THE COMMISSIONER RECEIVED ANY WORD FROM N.C.P.C. LOCALLY AS TO THE POSSIBLE INCREASE IN THE ELECTRICITY RATE AS A RESULT OF PROPOSED INCREASES IN FUEL?

MR. COMMISSIONER: MR. SPEAKER, I THINK THAT HONOURABLE MEMBERS WILL KNOW THAT I REPORTED TO THE HOUSE, I BELIEVE, ON THURSDAY OF ENQUIRIES THAT I HAD MADE IN THIS REGARD. AND WHILE I ASKED WHILE I WAS THERE ON FRIDAY IF THEY HAD AN ANSWER PREPARED YET, THE ANSWER WAS IN THE NEGATIVE WHICH I THINK WAS A REASONABLE STATEMENT, BUT THEY HAVE PROMISED ME AN ANSWER AS PROMPTLY AS POSSIBLE. ONE OF THE UNKNOWN SITUATIONS HERE, MR. SPEAKER, IS THAT THERE IS NO INDICATION FROM THE SUPPLIERS OF THE LOCAL LEVEL YET AS TO WHAT EFFECT THE CHANGES IN THE PRICING POLICY WITH REGARD TO PETROLEUM PRODUCTS AND IT IS - - - EXACTLY HOW IT WILL BE REFLECTED HERE IN THE TERRITORY. IT'S A MATTER OF VERY VERY GREAT PUBLIC CONCERN AND PUBLIC INTEREST, MR. SPEAKER, AND I WILL CERTAINLY SEE THAT THE INFORMATION IS MADE AVAILABLE TO HONOURABLE MEMBERS AS QUICKLY AS IT IS MADE AVAILABLE TO ME.

QUESTION RE: REGULATIONS UNDER LIQUOR ORDINANCE

MR. CHAMBERLIST: MR. SPEAKER, A QUESTION TO MR. COMMISSIONER. MR. COMMISSIONER ARE YOU AWARE THAT THERE HAVE BEEN CERTAIN REGULATIONS BROUGHT FORWARD UNDER THE LIQUOR ORDINANCE WHICH COMPEL AN APPLICANT FOR A LIQUOR LICENCE TO DISCLOSE WHETHER HE HAS RECEIVED A CONVICTION UNDER AN ORDINANCE OR A BY-LAW, SO THAT A MAN THAT RECEIVES A PARKING TICKET HAS TO DISCLOSE FOR THE PURPOSE OF APPLYING FOR A LIQUOR LICENCE AS MR. COMMISSIONER WILLS?

MR. COMMISSIONER: THE SPECIFIC INSTANCE THAT THE HONOURABLE MEMBER IS SPEAKING OF, I'M NOT AWARE OF SUCH THINGS AS A PARKING TICKET, BUT

I AM CERTAINLY AWARE OF THE REQUIREMENT WHICH WHEN IT APPEARED BEFORE ME, IT WAS CLEARLY INDICATED THAT THE INFORMATION THAT WAS BEING SOUGHT WAS BASICALLY IN THE PUBLIC DOMAIN IN ANY EVENT, BUT I WASN'T AWARE THAT IT WENT DOWN TO THE LEVEL OF A PARKING TICKET.

MR. CHAMBERLIST: MR. SPEAKER, WOULD MR. COMMISSIONER, DOES MR. COMMISSIONER UNDERSTAND THAT WHEN THERE IS A SPECIFIC REQUEST ON THE FORM FOR AN ADMISSION OF WHETHER THERE HAS BEEN A CONVICTION UNDER ANY ORDINANCE OR BY-LAW. IT MEANS ANYTHING AND I'M JUST PUTTING TO MR. COMMISSIONER AND I'M GIVING PARKING TICKET AS A VERY SIMPLE TYPE OF METHOD. WOULD MR. COMMISSIONER REVIEW ALL THE AREAS OF THE APPLICATION NOW BECAUSE THERE ARE SOME SEVEN PAGES TO BE FILLED OUT IN THE APPLICATION FOR A LIQUOR LICENCE.

MR. COMMISSIONER: MR. SPEAKER, I THINK THAT'S A FAIR REQUEST INSOFAR AS TO ATTEMPTING TO MINIMIZE THE PAGES FROM SEVEN TO LESS. I DON'T KNOW WHAT THE END RESULT WOULD BE, MAYBE WE WILL END UP WITH NINE, BUT THIS IS A FAIR REQUEST MR. SPEAKER, CERTAINLY I WOULD AGREE WITH THAT.

MR. MCKINNON: SUPPLEMENTARY TO THE QUESTION, MR. SPEAKER. IS MR. COMMISSIONER AWARE THAT UPON THE SUGGESTIONS OF A MEMBER OF THIS HOUSE, NAMELY MYSELF, THAT THE MUNICIPAL COUNCIL REMOVES A SECTION IN THEIR BUSINESS LICENCE APPLICATION, THAT IF A PERSON APPLYING FOR A BUSINESS LICENCE HAD TO FILL IN ONLY IF HE HAD EVER BEEN CONVICTED OF A CRIMINAL OFFENCE AND I THOUGHT THAT THAT WAS DISCRIMINATORY LEGISLATION AND THE COUNCIL OF THE MUNICIPALITY OF THE CITY OF WHITEHORSE AGREED WITH ME. NOW WE ARE TURNING AROUND AND EVEN BEING MUCH MORE STRINGENT TO OTHER PEOPLE WHO ARE APPLYING FOR LICENCES UNDER THE TERRITORIAL GOVERNMENT AND I SUPPORT THE HONOURABLE MEMBER FOR WHITEHORSE EAST 100% ON THIS MOTION OF THIS HOUSE, AS THEY COME, TO REMOVE THOSE REPREHENSIVE AREAS FROM APPLYING FOR A TERRITORIAL LICENCE AND I WILL CERTAINLY BE WILLING TO SUPPORT HIM AND GO BEHIND HIM 100%. IT'S EVEN MORE STRINGENT WHEN THE CITY COUNCIL THOUGHT IN THEIR WISDOM TO REMOVE THESE TYPE OF, WHICH I CALL DISCRIMINATORY LEGISLATION.

MR. CHAMBERLIST: MR. SPEAKER A FURTHER QUESTION TO MR. COMMISSIONER ON THE SAME SUBJECT. ARE YOU AWARE THAT IN THIS APPLICATION THAT A REQUIREMENT FOR AN APPLICANT TO INDICATE HOW MUCH MONEY HE HAS IN THE BANK, HOW MUCH HE OWES ON HIS HOUSE

AND WHAT INTEREST HE HAS IN OTHER PARTICULAR AREAS WHERE THEY ARE MATTERS OF ABSOLUTE PERSONAL PROPRIETARY NATURE. THE TYPE OF QUESTIONS THAT ARE BEING ASKED IN THE APPLICATION IS AN INTERFERENCE, MR. COMMISSIONER, WITH THE INDIVIDUAL AND HAS MR. COMMISSIONER THOROUGHLY EXAMINED WHAT HAS BEEN PUT FORWARD BY THE EXECUTIVE COMMITTEE MEMBER, MR. FINGLAND, IN RELATION TO THIS PARTICULAR ORDINANCE?

MR. COMMISSIONER: MR. SPEAKER, FIRST AND FORTHMOST, THE PRESENT APPLICATION FORM. I HAVE COMMITTED MYSELF TO AN EXAMINATION OF IT AND I WOULD BE HOPEFUL, MR. SPEAKER, THAT YOU WOULD PERMIT US THE OPPORTUNITY OF HAVING THAT EXAMINATION AND THEN BE SUBJECT TO ANY FURTHER COMMENT OR SCRUTINY THAT HONOURABLE MEMBERS WOULD FEEL IS APPROPRIATE.

MR. SPEAKER: COUNCILLOR TAYLOR.

MR. TAYLOR: IT WAS FOR THAT SAME REASON THAT I ASKED IN COMMITTEE FOR AN OPPORTUNITY TO DISCUSS THE MATTER IN COMMITTEE OF THE WHOLE HERE ON FRIDAY.

QUESTIONS RE: LISA HOBBS' ARTICLE: GOOD HOPE LAKE

MR. TAYLOR: MR. SPEAKER I HAVE A QUESTION I WOULD DIRECT TO MR. COMMISSIONER. I WOULD LIKE TO KNOW IF MR. COMMISSIONER IS AWARE OF AN ARTICLE WRITTEN BY A LISA HOBBS IN THE VANCOUVER SUN OF FRIDAY, MARCH 15, IN WHICH SHE INDICATES THAT BCTV'S NEWS HOUR WALKED OFF WITH TOP AWARDS IN CANADIAN PRO '74 FOR THE CANADIAN LOCAL PROGRAM FESTIVAL HELD RECENTLY IN REGINA. THE AWARDS WERE BASED ON THE NEWS HOUR FEATURE, GOOD HOPE LAKE.

BCTV PLANS TO REPEAT THIS TRAGIC REPORT OF THIS IMPOVERISHED YUKON COMMUNITY. THE TIME OF THIS REPEAT WILL BE PUBLISHED.

I AM WONDERING ALSO MR. SPEAKER IF MR. COMMISSIONER WOULD CONSIDER HAVING HIS GOVERNMENT WRITE A LETTER TO THE VANCOUVER SUN PEOPLE AND IN PARTICULAR THIS LISA HOBBS AND ADVISE HER THAT THE IMPOVERISHED COMMUNITY OF GOOD HOPE LAKE IS IN BEAUTIFUL BRITISH COLUMBIA AND NOT THE YUKON TERRITORY.

MR. COMMISSIONER: IT WOULD BE A REAL PLEASURE MR. SPEAKER.

QUESTIONS RE: MR. FLEMING

MR. CHAMBERLIST: MR. SPEAKER TO MR. COMMISSIONER

WHEN CAN WE EXPECT ANSWERS TO THE SERIES OF QUESTIONS RE: MR. FLEMING?

MR. COMMISSIONER: I'M NOT PREPARED TO SAY AT THIS TIME.

MR. CHAMBERLIST: MR. SPEAKER, SUPPLEMENTARY, ARE THESE QUESTIONS BEING GIVEN CONSIDERATION FOR ANSWERS?

MR. COMMISSIONER: I'M JUST NOT PREPARED TO ANSWER FURTHER AT THIS TIME.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?

MR. CHAMBERLIST: YES, FURTHER SUPPLEMENTARY ON THIS PARTICULAR POINT IS, IS MR. COMMISSIONER SAYING THAT HE IS GOING TO DODGE THE ANSWERS AND DODGE THE QUESTION AS IS USUALLY HIS POSITION?

MRS. WATSON: ON A POINT OF ORDER MR. SPEAKER, THE COMMISSIONER HAS GIVEN HIS ANSWER.

MR. CHAMBERLIST: THERE IS NO POINT OF ORDER.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?

QUESTIONS RE: SMALL BUSINESS LOANS

MR. COMMISSIONER: MR. SPEAKER IF I MAY, I WAS ASKED SEVERAL DAYS AGO IN THE HOUSE CONCERNING THE SMALL BUSINESS LOANS FUNDS AND HOW ARE THE REGULATIONS DISTRIBUTED AND WHY ARE THEY NOT IN THE REGULATION BOOKS OF THE GOVERNMENT OF YUKON.

THESE REGULATIONS ARE ISSUED SUBJECT TO AN APPROPRIATION ACT OF THE FEDERAL GOVERNMENT AND THEY ARE DISTRIBUTED VIA THE CANADA GAZETTE. THEY ARE ISSUED PURSUANT TO THE FEDERAL REGULATIONS AND THIS IS DONE BY AN ACT OF PARLIAMENT. THEY ARE NOT ISSUED BY THE GOVERNMENT OF THE YUKON TERRITORY PURSUANT TO ANY YUKON TERRITORIAL ORDINANCE MR. SPEAKER.

AS A CONSEQUENCE THAT IS WHY THEY DO NOT APPEAR IN OUR REGULATION BOOKS AND WITH YOUR PERMISSION I WOULD DEPOSIT WITH THE CLERK A SUFFICIENT NUMBER, THERE IS SUFFICIENT QUANTITIES OF THESE REGULATIONS FOR THEIR AVAILABILITY TO ALL MEMBERS OF COUNCIL.

MR. CHAMBERLIST: MR. SPEAKER SUPPLEMENTARY TO THE STATEMENT THAT HAS JUST BEEN MADE BY THE COMMISSIONER, WOULD MR. COMMISSIONER INDI-

CATE NOW HOW THE AUTHORITY CAME FOR THE TERRITORIAL GOVERNMENT TO HANDLE THESE SMALL BUSINESS LOANS AND WHAT ARE THE TERMS OF REFERENCE OF THE BOARD THAT HAS BEEN SET UP. WILL THE COMMISSIONER, IN THOSE TERMS OF REFERENCE, IF THEY ARE NOT THERE NOW, INDICATE THAT THE BOARD WILL INTERVIEW EACH APPLICANT THAT WISHES TO APPLY?

MR. COMMISSIONER: MR. SPEAKER, I CANNOT UNDERTAKE IN DETAIL WHAT THE HONOURABLE MEMBER HAS REQUESTED. THE AUTHORITY IS CONTAINED IN THE APPROPRIATION ACT IN THE CANADIAN PARLIAMENT OF THE REGULATIONS OF WHICH I HAVE TABLED WITH THE CLERK FOR DISTRIBUTION TO ALL MEMBERS OF COUNCIL ARE ISSUED FROM THE AUTHORITY THAT IS GIVEN THERE AND WITHIN THAT IS THE POWER TO APPOINT A LOAN BOARD. I THINK THAT IS THE PROPER TERMINOLOGY. THAT IS THE TOTAL EXTENT OF THE AUTHORITY, THAT I'M AWARE OF.

MR. CHAMBERLIST: MR. SPEAKER, MR. COMMISSIONER YOU ARE NOT HELPING ANSWERING THE QUESTIONS AND NOT HELPING IN BRINGING OUT INFORMATION THAT IS REQUIRED AT THIS TIME. I AM TRYING TO ASCERTAIN MR. SPEAKER FROM MR. COMMISSIONER WHETHER HE WILL IN SETTING UP THE PROCESS FOR A BOARD, INDICATE IN THE TERMS OF REFERENCE TO THE BOARD, WHAT THE BOARD SHOULD BE DOING IN DEALING WITH APPLICANTS. I AM SURE MR. SPEAKER IF MR. COMMISSIONER WANTS TO SAY YEA OR NEY TO THIS THAT IT WOULD BE A PROPER THING TO GIVE ANY APPLICANT THE OPPORTUNITY TO PRESENT THEIR CASE ORALLY TO A COMMITTEE OF THIS PARTICULAR NATURE. WOULD THE COMMISSIONER AGREE TO DO THAT IN THE TERMS OF REFERENCE?

MR. COMMISSIONER: MR. SPEAKER I QUESTION VERY MUCH IF I HAVE THE AUTHORITY UNDER THESE REGULATIONS TO GIVE THAT KIND OF AN INSTRUCTION.

MR. CHAMBERLIST: THE SECTION READS 'A CREDIT COMMITTEE IS HEREBY ESTABLISHED CONSISTING OF THE DIRECTOR AND NOT MORE THAN FOUR OTHER MEMBERS WHO SHALL BE APPOINTED BY THE COMMISSIONER. THE MEMBERS OF THE COMMITTEE SHALL BE APPOINTED FOR A TERM OF NOT LESS THAN ONE (1) AND NOT MORE THAN THREE (3) YEARS. THE COMMISSIONER SHALL DESIGNATE ONE OF THE MEMBERS OF THE COMMITTEE TO BE CHAIRMAN OF THE COMMITTEE. THE DIRECTOR SHALL BE THE SECRETARY OF THE COMMITTEE. A MEMBER OF THE COMMITTEE SHALL BE ELIGIBLE FOR REAPPOINTMENT ON THE EXPIRATION OF HIS TIME. WHERE AN APPLICATION FOR LOAN HAS BEEN MADE TO THE COMMISSIONER, IT SHALL BE REFERRED BY HIM

TO THE COMMITTEE WHO SHALL REVIEW THE APPLICATION AND MAKE RECOMMENDATIONS WITH RESPECT THERETO.'

THIS IS WHERE I STOP. IN REVIEWING THAT APPLICATION, SHOULD NOT THE COMMITTEE INTERVIEW THE PARTICULAR APPLICANT OR JUST LOOK AT THE PIECE OF PAPER AND NOT DO ANYTHING BEYOND THAT.

MR. SPEAKER, WHAT I TRIED TO GET FROM MR. COMMISSIONER, I WOULD HOPE THAT MR. COMMISSIONER WOULD RECOGNIZE THIS. THE PEOPLE CAN PUT FORWARD ORALLY BECAUSE THERE ARE PEOPLE WHO ARE ASKING FOR A SMALL BUSINESS LOAN. THEY ARE NOT BIG ENTREPRENEURS, THEY ARE JUST SMALL PEOPLE SEEKING SOME ASSISTANCE IN THEIR BUSINESSES.

I JUST WANT TO KNOW WHETHER THE COMMISSIONER, MR. COMMISSIONER, WHETHER YOU HAVE ANY OBJECTIONS TO ASKING THAT THE COMMITTEE THAT YOU APPOINT, THAT YOU SET UP UNDER THESE REGULATIONS SHOULD NOT BE INTERVIEWING THE APPLICATIONS WHO SEEKS ASSISTANCE BY WAY OF A SMALL BUSINESS LOAN. THIS IS THE LUMP THING OF IT.

MR. COMMISSIONER: MR. SPEAKER, WITH RESPECT, I HESITATE TO INTERFERE WITH HOW THIS COMMITTEE OPERATES. I THINK PERSONALLY IF I WAS A MEMBER OF THIS COMMITTEE AND SOMETHING CAME BEFORE ME WHICH I CONSIDERED, SHALL WE SAY INADEQUATE, IN ANSWERING QUESTIONS THAT I WOULD HAVE, I WOULD FEEL THAT I MAY WELL WISH TO INTERVIEW THE PEOPLE WHO ARE INVOLVED IN THIS THING. AS FAR AS ME ISSUING AN INSTRUCTION TO THESE THAT THEY MUST OR THAT THEY SHALL INTERVIEW APPLICANTS WITH REGARD TO THIS, THIS I HESITATE VERY MUCH TO DO MR. SPEAKER, NOW I'M NOT UNSYMPATHETIC TO THE POINT THAT THE HONOURABLE MEMBER MAKES IN THIS REGARD BUT SURELY THE PEOPLE WHO ARE MAKING THESE APPLICATIONS, SURELY THEY COULD CLEARLY INDICATE ON THEIR APPLICATION THAT THEY WOULD APPRECIATE THE OPPORTUNITY OF A PERSONAL INTERVIEW BEFORE THE BOARD OR THE MEMBERS OF THIS BOARD. I DON'T KNOW EXACTLY HOW THEY PUT THEMSELVES TOGETHER.

IN LIEU OF ME ISSUING SUCH AN INSTRUCTION BECAUSE IT WOULD APPEAR TO ME MR. SPEAKER THAT IN THIS KIND OF A FORMAT, AS I'VE POINTED OUT TO HONOURABLE MEMBERS BEFORE, THIS IS A SOURCE OF MONEY, OF LAST RESORT. IN OTHER WORDS YOU'VE EXHAUSTED ALL OTHER OPPORTUNITIES OF GETTING MONEY FOR THE PROJECT THAT YOU WANT TO PUT FORWARD. I AM SURE THAT MANY OF THESE PROJECTS AS A CONSEQUENCE OF THIS ARE, IN MANY INSTANCES POSSIBLY, MORE HOPEFUL THAN WHAT THEY ARE ASSURED OF ANY KIND OF SUCCESS.

IF I ATTEMPT TO START TO INSTRUCT THIS BOARD IN THIS PARTICULAR REGARD THE NEXT THING YOU KNOW I'M INSTRUCTING IT IN THE NEXT REGARD AND THEN YOU MIGHT AS WELL FORGET THE BOARD AND SAY THE COMMISSIONER IS GOING TO HAND OUT THE THING, I COULDN'T THINK OF ANYTHING WORSE.

WHILE I THOROUGHLY APPRECIATE THE POINT THAT THE HONOURABLE MEMBER IS MAKING, I WOULD ASK FOR THE MEMBERS INDULGENCE. THERE SHOULD BE LEFT TO THIS COMMITTEE A LOT OF LEEWAY AS TO HOW THEY, IN THEIR WISDOM, DETERMINE THE CONDUCT OF THE AFFAIRS OF THIS PARTICULAR RESPONSIBILITY.

MR. CHAMBERLIST: I'LL REST HERE. I THINK I WOULD LIKE TO GET THIS INTO COMMITTEE OF THE WHOLE FOR GENERAL DISCUSSION. I'LL BRING A MOTION FORWARD TO THAT.

MR. SPEAKER: ARE THERE ANY FURTHER QUESTIONS?

QUESTIONS RE: REPORT OF MR. COLE, RE: HAINES JUNCTION LOCAL IMPROVEMENT DISTRICT

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO KNOW WHETHER THE GOVERNMENT HAS RECEIVED THE REPORT OF MR. COLE WHO CHAIRED THE MEETING OF THE HAINES JUNCTION LOCAL IMPROVEMENT DISTRICT SOME TIME AGO.

MR. COMMISSIONER: THE ANSWER IS IN THE AFFIRMATIVE MR. SPEAKER. IT IS BEING REVIEWED BY MY OFFICERS AT THE PRESENT TIME AND IN THE NOT TOO DISTANT FUTURE THERE WILL BE A PROPER ANNOUNCEMENT.

MR. MCKINNON: DID MR. COMMISSIONER SAY WHEN THE NOT TOO DISTANT FUTURE WILL BE?

MR. COMMISSIONER: WHEN YOU START TO GET DOWN TO SPECIFIC THINGS LIKE THAT MR. SPEAKER, YOU KNOW THIS IS ANOTHER ELEMENT, BUT WITHIN THE NEXT FEW DAYS.

QUESTIONS RE: CHANGES IN MUNICIPAL ORDINANCE

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO ASK MR. COMMISSIONER WHETHER THERE WERE ANY CHANGES ASKED FOR BY ANY OF THE MUNICIPALITIES IN THE MUNICIPAL ORDINANCE FOR THIS SESSION OF COUNCIL.

MR. COMMISSIONER: MR. SPEAKER I WOULD HAVE TO REVIEW THAT IN ORDER TO GIVE THE HONOURABLE MEMBER A PROPER ANSWER.

MR. MCKINNON: MR. SPEAKER I WOULD LIKE TO CONTINUE MY LINE OF QUESTIONING. I THINK I KNOW WHO IS RUNNING THE COUNTRY, BUT I WOULD SURE LIKE TO KNOW AND SATISFY IT ONCE AND FOR ALL.

QUESTIONS RE: HERSCHEL ISLAND COORDINATING COMMITTEE

MR. MCKINNON: IT SEEMS TO ME THAT THERE IS A COMMITTEE CALLED THE HERSCHEL ISLAND COORDINATING COMMITTEE THAT IS MADE UP OF COMPLETELY TERRITORIAL GOVERNMENT OFFICIALS. IT SEEMS TO ME THAT THEY PASSED A UNANIMOUS RECOMMENDATION THAT THERE BE NO DRILLING IN THE HERSCHEL ISLAND AREA. EXACTLY ABOUT ONE WEEK LATER, I THINK, THE FEDERAL GOVERNMENT ISSUED A LAND USE PERMIT ALLOWING FOR DRILLING IN THE HERSCHEL ISLAND AREA. I WONDER, MR. COMMISSIONER, IS THIS AN INDICATION OF THE IMPUT THAT THE GOVERNMENT OF THE YUKON TERRITORY HAS INTO THE DEVELOPMENT OF THE RESOURCES OF THE YUKON TERRITORY.

MR. COMMISSIONER: WELL, MR. SPEAKER, I AM GLAD THAT THE HONOURABLE MEMBER PICKED ON THIS ONE BECAUSE FOR ONCE I THINK WE HAVE SOMETHING TO SAY. I CAN ASSURE YOU THAT THE FULLEST REPRESENTATIONS WERE MADE BY THE GOVERNMENT OF THE YUKON TERRITORY IS A CONSEQUENCE OF THE WORK THAT WE SET UP INTERNALLY. WE FOUND OURSELVES BACKED-OFF INTO A CORNER ON A BASIS THAT THE PARTICULAR RIGHTS TO DRILLING IN THIS AREA, WHICH INCLUDE A VERY SMALL CORNER OF HERSCHEL ISLAND IN THESE RIGHTS HAD BEEN ISSUED A SUBJECT TO CERTAIN CONDITIONS BY THE FEDERAL GOVERNMENT A FEW YEARS AGO.

AS A CONSEQUENCE OF THESE REPRESENTATIONS IT WAS IMPOSSIBLE FOR THE DRILLING PROGRAM TO ACTUALLY BE BROUGHT TO A HALT. BUT IT WAS CERTAINLY POSSIBLE TO BRING THIS DRILLING PROGRAM INTO A CONTEXT WHICH WOULD APPEAR TO US TO BE PROBABLY ONE OF THE MOST STRINGENTLY CONTROLLED OPERATIONS THAT HAS EVER TAKEN PLACE ANYWHERE IN THE NORTH. BELIEVE YOU ME, MR. SPEAKER, FOR ONCE WE HAD SOMETHING TO SAY ABOUT WHAT WAS GOING ON. IT WAS LEGALLY IMPOSSIBLE FOR US TO STOP THE ACTUAL DRILLING ITSELF BUT OUR PARTICIPATION IN SETTING UP THE STANDARDS AND THE CONDITIONS UNDER WHICH THIS DRILLING IS TO BE CONDUCTED, I DO THINK THIS WAS VERY SATISFACTORY MR. SPEAKER.

QUESTIONS RE: THE LAND USE COMMITTEE

MR. MCKINNON: MR. SPEAKER IN FUTURE AREAS OF

POSSIBLE CONFLICT CONCERNING THE LAND USE BETWEEN THE TERRITORIAL GOVERNMENT AND THE FEDERAL GOVERNMENT, IS IT POSSIBLE FOR MR. COMMISSIONER TO INVOLVE AN ELECTED MEMBER OF THE YUKON LEGISLATIVE COUNCIL ON THE YUKON TERRITORIAL GOVERNMENT'S COMMITTEE?

MR. COMMISSIONER: MOST OF THESE THINGS COME UP FOR DISCUSSION IN THE EXECUTIVE COMMITTEE MR. SPEAKER WHERE TWO ELECTED PEOPLE SIT AND I THINK THAT THE QUESTION THAT IS REALLY BEING ASKED HERE BY THE HONOURABLE MEMBER IS, IS THERE A POSSIBILITY OF AN ELECTED INDIVIDUAL GETTING APPOINTED TO THE FEDERAL GOVERNMENT'S LAND USE COMMITTEE. ISN'T THAT REALLY THE QUESTION THAT YOU ARE ASKING?

MR. MCKINNON: THAT WOULD BE ONE PART OF THE QUESTION BUT I THINK THAT THAT KNOWING THE WAY THE FEDERAL GOVERNMENT JEALOUSLY GUARDS WHAT THEY CONSIDER TO BE THEIR DOMAIN, THE 207,000 SQUARE MILES OF THE YUKON TERRITORY, I WAS JUST THINKING IN THE AREA OF A PARTICULAR PROBLEM WHICH HERSCHEL ISLAND WAS, I SEE ALL APPOINTED MEMBERS OF GOVERNMENT AND HEADS OF DEPARTMENTS, CERTAINLY THE TIME HAS COME WHEN AN ELECTED MEMBER, SAY IN THAT AREA, I THINK A NATURAL WOULD HAVE BEEN THE HONOURABLE MEMBER FROM DAWSON CITY TO BE A PART OF THE YUKON TERRITORIAL GOVERNMENT COORDINATING COMMITTEE,

I AM SURE THAT HE WOULD HAVE HAD NO QUALMS AT ALL AT JUMPING AT THE CHANCE OF SITTING WITH SUCH A COMMITTEE.

MR. COMMISSIONER: MR. SPEAKER, THE POINT THAT THE MEMBER MAKES IS VERY WELL TAKEN AND I CERTAINLY DON'T DISAGREE WITH WHAT HE HAS TO SAY AND I'M QUITE PREPARED TO TAKE THE QUESTION UP WITH MY COLLEAGUES ON THE EXECUTIVE COMMITTEE AND FUTURE APPLICATIONS OF THIS NATURE AND SEE IF SUCH PRESENCE IS NOT APPLICABLE OR WHERE IT IS VERY APPARENTLY APPLICABLE TO SEE WHAT WE CAN DO TO GIVE EFFECT TO IT. I DON'T DISAGREE WITH THE MEMBER AT ALL.

MR. MCKINNON: MR. SPEAKER TO FOLLOW UP THE SUPPLEMENTARY. MR. COMMISSIONER HAS THE ABILITY OF HAVING AN ELECTED MEMBER ON THE FEDERAL LAND USE COMMITTEE, MORE POWER TO HIM. DOES HE THINK THAT THERE IS ANY POSSIBILITY OF ANY SUCH THING HAPPENING?

MR. COMMISSIONER: MR. SPEAKER IT IS THE SAME OLD STORY, THE WORST THEY CAN DO IS SAY NO,

MR. SPEAKER: WE WISH TO THANK MR. COMMISSIONER FOR HIS ATTENDANCE. AS THERE ARE NO PRIVATE BILLS IN ORDERS WE COME TO PUBLIC BILLS AND ORDERS.

BILL NO. 17 FIRST READING

MOVED BY THE HONOURABLE MEMBER FROM CARMACKS-KLUANE SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH THAT BILL NO. 17 AN ORDINANCE TO AMEND THE FAIR PRACTICES ORDINANCE BE GIVEN FIRST READING.

NOTION CARRIED

MR. SPEAKER: WHEN SHALL THE BILL BE READ FOR ITS SECOND TIME?

MRS. WATSON: NOW, MR. SPEAKER

BILL NO. 17 SECOND READING

MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH THAT BILL NO. 17 AN ORDINANCE TO AMEND THE FAIR PRACTICES ORDINANCE BE GIVEN SECOND READING.

NOTION CARRIED

BILL NO. 18 FIRST READING

MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH THAT BILL NO. 18 INTITLED AN ORDINANCE TO AMEND THE MINING SAFETY ORDINANCE BE GIVEN FIRST READING.

NOTION CARRIED

MR. SPEAKER: WHEN WILL THE BILL BE READ FOR THE SECOND TIME?

MRS. WATSON: NOW MR. SPEAKER.

BILL NO. 18 SECOND READING

MOVED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH THAT BILL NO. 18 INTITLED AN ORDINANCE TO AMEND THE MINING SAFETY ORDINANCE BE GIVEN SECOND READING AT THIS TIME.

NOTION CARRIED

MR. SPEAKER: BILL NO. 7 INTITLED AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE. WHEN SHALL THE BILL BE READ FOR A SECOND TIME?

Mrs. WATSON: NEXT SITTING DAY, Mr. SPEAKER.

Mr. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

Mr. TAYLOR: Mr. SPEAKER, I WOULD MOVE THAT Mr. SPEAKER DO NOW LEAVE THE CHAIR AND COUNCIL RESOLVE INTO COMMITTEE OF THE WHOLE FOR THE PURPOSE OF DISCUSSING BILLS, SESSIONAL PAPERS AND MOTIONS.

Mr. STUTTER: I SECOND THAT Mr. SPEAKER

Mr. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FROM WATSON LAKE SECONDED BY THE HONOURABLE MEMBER FOR DAWSON THAT Mr. SPEAKER DO NOW LEAVE THE CHAIR FOR THE PURPOSE OF CONVENING IN COMMITTEE OF THE WHOLE TO DISCUSS PUBLIC BILLS, SESSIONAL PAPERS AND MOTIONS. ARE YOU PREPARED FOR THE QUESTION? AGREED?

NOTION CARRIED

Mr. SPEAKER: THE HONOURABLE MEMBER FOR WATSON LAKE WILL PLEASE TAKE THE CHAIR IN COMMITTEE OF THE WHOLE.

Mr. CHAIRMAN: I WILL AT THIS TIME CALL COMMITTEE TO ORDER AND I THINK WE WILL HAVE A BRIEF RECESS.

RECESS

Mr. CHAIRMAN: I WILL NOW CALL THIS MEETING TO ORDER. WE HAVE WITH US Mr. MILLER AND Mr. HURDEAU TO ASSIST US WITH THE SESSION RELATIVE TO THE MAIN ESTIMATES. JUST BEFORE WE PROCEED WITH THIS MATTER WE HAVE A LETTER AND I HAVE CIRCULATED COPIES TO ALL MEMBERS AND I WONDER IF WE HAVE YOUR CONCURRENCE OR OTHERWISE OF ITS CONTENTS SO THAT THE CLERK MIGHT FORWARD THIS THING TO THE CITY OF WHITEHORSE.

Mrs. WATSON: TO ALL THE MUNICIPALITIES?

Mr. CHAIRMAN: YES, TO ALL MUNICIPALITIES.

SOME HONOURABLE MEMBERS: AGREED

Mr. CHAIRMAN: SO ORDERED.

Mr. MCKINNON: THE WORDING WILL HAVE TO BE CHANGED WHEN IT GOES TO THE DIFFERENT MUNICIPALITIES.

Mr. CHAIRMAN: RIGHT. WE WERE DEALING WITH ESTABLISHMENT 200, AND I AM WONDERING IF YOU ARE PREPARED TO DEAL WITH THE CAPITAL SIDE OF THIS THING AT THIS TIME.

Mr. CHAMBERLIST: I WOULD BEFORE WE GO INTO THIS BECAUSE I INDICATED THAT I WAS GOING TO DO SOME RESEARCH ON THAT PARTICULAR MATTER. THERE WAS SOME DISCUSSION. I HAVE DONE MY RESEARCH. Mr. CHAIRMAN, WITH THE MATTER OF A SEPARATE FUND OF THE MEDICARE ITEM, AND ALTHOUGH IT IS NOT AS I SAY IN TREASURY BUT IT DEALS WITH TREASURY FUNDS, A SEPARATE FUND ON THE MEDICARE ITEM AND THE SUPPOSITION THAT THE ACCRUING INTEREST WOULD ACCRUE TO THE PLAN ITSELF. ON PAGE 639, OF THE VOTES AND PROCEEDINGS OF FIRST SESSION, 1971, VOLUME 2 IT HAS BEEN INDICATED FIRSTLY, THAT WHEN I SPOKE AND INTRODUCED THE BILL, I WANT TO MAKE SPECIFIC NOTE OF CERTAIN WORDS, "PREMIUMS WOULD BE COLLECTED BY EMPLOYERS AND REMITTED TO THE PLAN EACH MONTH OR BY THE INDIVIDUAL WHERE HE OR SHE IS SELF-EMPLOYED." IT IS THE MIDDLE OF THE FIRST PARAGRAPH. COUNCILLOR TAYLOR, I AM QUOTING COUNCILLOR TAYLOR NOW, IN THE MIDDLE OF THE PAGE, PAGE 639, "I WOULD LIKE TO DIRECT A QUESTION, Mr. CHAIRMAN, TO Dr. ARMSTRONG TO ASK HIM IF HE COULD EXPLAIN IN WHAT MANNER THIS PLAN WOULD BE FINANCED, MORE PARTICULARLY WHAT CONTRIBUTION WILL THE FEDERAL GOVERNMENT MAKE TO IT?" PAGE 640, IN THE MIDDLE OF THE FIRST PARAGRAPH, THE WORDS QUOTED BY MYSELF, "SO IF AN EMPLOYER WISHES TO PAY ON BEHALF OF AN EMPLOYEE, HE MAY GO AHEAD AND DO SO. THE REASON WHY WE LEAVE THIS IN IS BECAUSE IT IS PAYMENT INTO THE PLAN." ON PAGE 548, COUNCILLOR STUTTER I AM QUOTING COUNCILLOR STUTTER IN THE FIRST PARAGRAPH THAT HE HAS SPOKEN ON THAT PAGE, "WHILE THEY ARE BEING EMPLOYED BY ME, WOULD I BE FORCED TO WITHHOLD A CERTAIN PORTION OF THEIR WAGES AND CONTRIBUTE TO THE PLAN?" ON PAGE 659, AT THE TOP AND THIS IS PART OF COUNCILLOR TAYLOR'S REMARKS, "IF YOU HAVE WORK DONE IN THESE NURSING STATIONS GENERALLY, YOU PAY SOMETHING FOR IT. THERE IS A CHARGE IF YOU SEE YOUR ARM STITCHED UP OR THIS TYPE OF THING AND INDEED NOTWITHSTANDING, WE HAVE THIS PLAN. IT WOULD APPEAR TO ME THAT WE WOULD STILL HAVE TO PAY IN THE OUTLYING DISTRICTS FOR THESE SERVICES." AND THEN Dr. ARMSTRONG REPLIED, "WELL, IN THE CASE OF THE NORTHWEST TERRITORIES, WHERE A SOMEWHAT SIMILAR ARRANGEMENT HAS PERTAINED, I BELIEVE THAT THEY DROPPED ALL CHARGES AT NURSING STATIONS WITH THE ADVENT OF MEDICARE. SO THE PATIENT THAT GETS TREATED THERE IS NOT AT A DISADVANTAGE FINANCIALLY COMPARED WITH THE PERSON LIVING IN THE YELLOW-KNIFE COMMUNITY WHERE THERE IS MEDICAL ATTENTION AVAILABLE." I ASKED TO READ THIS IN BECAUSE IT WILL PERTAIN TO SOME OTHER ITEM IN THIS. FURTHER ON, PAGE 659, COUNCILLOR TAYLOR IN HIS REMARKS THERE SAID, "A PROGRAMME COMING INTO EFFECT IN THE YUKON TERRITORY ..." PAGE 660,

MY REMARKS IN THE FIRST PARAGRAPH, PARTLY I SAID, "SPECIFICALLY TO ANSWER MR. CHAIRMAN'S QUESTION IS THAT THIS MUST BE A SELF-SUPPORTING PLAN." PAGE 665, MY REMARKS, MR. CHAIRMAN, IT WAS AT THE SECOND SESSION OF COUNCIL 1968, SESSIONAL PAPER 37, A BRIEF ON MEDICARE FOR YUKON TERRITORY WAS PRESENTED TO COUNCIL." FURTHER DOWN THAT PARAGRAPH, I SAID, "IT WAS POINTED OUT SPECIFICALLY THAT THE PLAN ITSELF WAS A NON-PROFIT BASIS PLAN." PAGE 666, COUNCILLOR TAYLOR'S REMARKS, "I HAVE ONE FURTHER QUESTION IN RESPECT TO PROFITS. ARE THERE CEILINGS IN PROVINCIAL SCHEMES. ARE THERE CEILINGS PUT ON THE AMOUNT OF MONEY THEY CAN FUND? IN OTHER WORDS, LIKE SET A CEILING OF \$1 MILLION DOLLARS OR SOMETHING OF THIS NATURE. IS THIS DONE OR ARE THE PROFITS ALLOWED TO ACCUMULATE IN A RESERVE FUND AND NEVER BE USED?" DR. ARMSTRONG'S REPLY IN PART, "HOWEVER, NORMAL PATTERN OF SETTING PREMIUMS IN THIS KIND OF COVERAGE PRE-PAID COMPREHENSIVE COVERAGE, HAS BEEN THAT YOU DON'T CHANGE YOUR PREMIUM EVERY YEAR. YOU ADJUST YOUR PREMIUM EVERY THIRD YEAR. YOU ADJUST IT SO THAT YOU MAKE MONEY THE FIRST YEAR. YOU ATTEMPT TO BREAK EVEN THE SECOND YEAR AND YOU USE UP YOUR SURPLUS THE THIRD YEAR. SEVERAL OF THE PRAIRIE PROVINCES HAVE STARTED OUT WITH RATHER HIGH PREMIUMS AND THERE IS NO QUESTION ABOUT IT. I WON'T NAME ANY NAMES, BUT THEY MADE SUBSTANTIAL SURPLUSES WHICH WE WILL PUT INTO FUNDS. NOW THE TREND HAS BEEN THAT THEY HAVE BEEN POLITICALLY VERY UNPALATABLE AND MAKE REFERENCE TO THAT." I AM READING ITEMS IN BECAUSE I WILL SPEAK IN A FEW PAGE 671, AT THE BOTTOM, COUNCILLOR TANNER, "MR. CHAIRMAN, MY QUESTION CONCERNS THE PAYMENT OF ACCOUNTS, AND OUT OF MONIES ISSUED IN ADVANCE TO THE YUKON CONSOLIDATED REVENUE FUND THEY MADE BE PAID". COUNCILLOR TANNER WENT ON TO SAY, "EARLIER TODAY THE QUESTION CAME UP OF WHAT HAPPENS IF HAPPEN TO MAKE A REASONABLE PROFIT? WILL THIS BE A COMPLETELY SEPARATE FUND OR WILL IT BE PAID OUT OF A GENERAL REVENUE FUND?" I REPLIED, MR. CHAIRMAN, AS FOLLOWS, "MR. CHAIRMAN, THE INFORMATION I CAN SUPPLY AT THIS TIME, IS THAT THE GENERAL REVENUE FUND WILL NOT BE USED TO MEET ANY COMMITMENT UNDER THE YUKON HEALTH PLAN. BEYOND THAT, I CANNOT EXPRESS ANY OPINION.

COUNCILLOR TANNER REPLIED, "MR. CHAIRMAN, I PROBABLY DIDN'T MAKE MYSELF QUESTION CLEAR ENOUGH. I AM SAYING, WILL THERE BE A SEPARATE ACCOUNT SET UP FOR THE YUKON MEDICAL HEALTH PLAN TOTALLY SEPARATE OUT OF WHICH ALL THE ACCOUNTS ARE PAID AND ALL CREDITS ARE ACREDITED TO THAT ACCOUNT?" OBVIOUSLY THE CLEAR INTENT OF COUNCILLOR TANNER AT THAT TIME, WAS TO HAVE

A SEPARATE ACCOUNT. THEN I REPLIED, "THIS AGAIN, MR. CHAIRMAN, WITH RESPECT, IS AN ADMINISTRATIVE MATTER. I WOULD NOT KNOW HOW THE TREASURER TO THE YUKON TERRITORIAL GOVERNMENT TENDS TO KEEP HIS BOOKS. I WOULD ASSUME THAT THE FUNDING WOULD BE A SEPARATE ITEM BECAUSE THE PREMIUMS WOULD BE KEPT SEPARATELY IN A SEPARATE FUND FOR THE HEALTH PLAN." I INTERJECT HERE, MR. CHAIRMAN, IF YOU WILL RECALL WHEN WE WERE DISCUSSING THIS THE OTHER DAY, I SAID, "ALL THE FUNDS ARE COMING OUT OF THE CONSOLIDATED REVENUE FUND BUT THE FUND OF THE HEALTH PLAN, BECAUSE THE MONEY GOES INTO THAT, BUT THE FUND OF THE HEALTH PLAN IS SEPARATE."

COUNCILLOR TANNER FOLLOWED BY SAYING THIS, "MR. CHAIRMAN, MIGHT I SUGGEST THAT THE GOVERNMENT LOOK VERY CAREFULLY AT SETTING UP AN ENTIRELY SEPARATE FUND FOR THIS PARTICULAR ACCOUNT BECAUSE I THINK AS EARLIER SUGGESTED BY DR. ARMSTRONG WHEN THEY GOT B.C. GOT THEIR INITIAL FEDERAL FUNDING WERE OVERJOYED. AND IN FACT, THEY PROBABLY, IT WAS EVEN SUGGESTED, I DON'T KNOW IF DR. ARMSTRONG, BUT SOME OF THE MONEY WASN'T ACTUALLY UTILIZED FOR THE PURPOSE FOR WHICH IT WAS GIVEN. I THINK YOU SHOULD MAKE IT VERY CLEAR THAT IN THIS CASE, IN THE YUKON, THE MONEY THAT COMES INTO THE YUKON, FOR THIS PURPOSE, FROM THE FEDERAL GOVERNMENT, OR FROM PREMIERS, IS AN ENTIRELY SEPARATE ACCOUNT. IT IS FAIRLY OBVIOUS UP TO THIS PAGE, MR. CHAIRMAN, THAT THE MEMBER WHO HOLDS THAT POSITION ON THE EXECUTIVE COMMITTEE SUPPORTED VERY, VERY STRONGLY, THE SEPARATE FUNDING AND THE SEPARATE ACCOUNT.

MR. TANNER: MR. CHAIRMAN, ON A POINT OF ORDER, I DON'T WANT TO INTERRUPT, I WONDER IF THE HONORABLE MEMBER WOULD READ THE NEXT QUOTE HIMSELF AFTER WHAT HE JUST SAID I SAID.

MR. CHAMBERLIST: MY NEXT QUOTE IS SIMPLE. MY NEXT QUOTE SAYS, "MR. CHAIRMAN, THE HONOURABLE MEMBER'S QUESTION WILL BE TAKEN UNDER ADVISEMENT AND I WILL POSSIBLE ARRANGE FOR WRITTEN REPLY BE GIVEN HIM ON THAT QUESTION." WHAT IS THE HONORABLE MEMBERS' POINT?

MR. TANNER: MR. CHAIRMAN, MY POINT IS THIS. WOULD THE HONOURABLE MEMBER, OBVIOUSLY WE HAVE BOTH READ THE SAME THING AS FAR AS WE CAN, WOULD HE POINT OUT WHERE HE ANSWERS THAT QUESTION?

MR. CHAMBERLIST: YES, RIGHT HERE. WE'LL GO NOW TO PAGE 676. "MR. CHAIRMAN, A QUESTION THAT WAS ASKED EARLIER BY COUNCILLOR TANNER. I WILL GIVE HIM A WRITTEN ANSWER BUT I CAN GIVE IT

TO HIM ORALLY NOW. THE FUNDS OF BOTH THE FEDERAL FUNDS AND THE PREMIUMS WILL GO TO THE YUKON CONSOLIDATED REVENUE FUND AND SEPARATE ACCOUNTING FOR HEALTH PLAN PURPOSES WILL BE KEPT BY THE TREASURY DEPARTMENT." IS THE HONOURABLE MEMBER SATISFIED?

Mr. TANNER: ALRIGHT.

Mr. Chamberlist: AND Mr. CHAIRMAN ASKED THIS QUESTION, "ONE QUESTION FROM THE CHAIR. THIS BEING THE CASE, WILL EARNED INTEREST ON THESE MONIES BE FILTERED BACK INTO THE FUND?" I REPLIED, "I CAN'T ANSWER THIS, Mr. CHAIRMAN," Mr. CHAIRMAN, "POSSIBLY YOU COULD FIND THIS OUT FOR ME. I WOULD BE VERY INTERESTED TO KNOW."

AT THAT TIME, Dr. ARMSTRONG INDICATED AS A MATTER OF INTEREST, THAT IN SOME PROVINCES WHERE A SIMILAR ARRANGEMENT IS ENTERED INTO, THE LEGISLATION PROVIDES THAT THE PLAN MUST PAY INTEREST TO THE PROVINCIAL TREASURY MONIES THAT HE ADVANCES TO THEM, BUT THEY DON'T MAKE ANY PROVISIONS FOR HIM TO PAY THEM INTEREST. THE CREDIT BALANCES IN THE OPPOSITE DIRECTION. IN OUR LEGISLATION, THE AREA IS SILENT BECAUSE THE INTENT FROM THE DEBATE ITSELF WAS THAT IT WOULD BE BENEFIT TO THE PLAN ITSELF. NOW I FIND THAT THE TWO MEMBERS WHO AGREED WITH THIS AT THAT TIME, ARE SHAKING THEIR HEADS IN UNISON.

Mr. TANNER: Mr. CHAIRMAN, ON A POINT OF ORDER, WELL, IT IS NOT ... WILL YOU CONTINUE, Mr. CHAMBERLIST?

Mr. Chamberlist: I AM PLEASED THAT THE HONOURABLE MEMBER RECOGNIZES HE HAS NO POINT OF ORDER. IT HAS BECOME PRETTY OBVIOUS, Mr. CHAIRMAN, WHAT THE INTENT OF THIS PARTICULAR SITUATION IS. I PUT, Mr. CHAIRMAN, QUITE CLEARLY, THAT FIRST OF ALL, THAT BEING A COMPLETE BREACH IN AS MUCH AS THERE SHOULD HAVE BEEN A SEPARATE FUND, NOW THAT IS THE FIRST THING. NOW WE ARE PLACED IN A POSITION OF WHEN I SPOKE ABOUT \$55,000.00 WHETHER THE FUND IS LOSING AN INTEREST BUT IN ACTUALITY IT IS MUCH MORE BECAUSE AT THE END OF THE FIRST YEAR, IF THERE WERE \$400,000 WHICH WAS AVAILABLE AS BY WAY OF SURPLUS AND SUPPOSING THE TERM INTEREST THAT COULD BE OBTAINED, THE MAXIMUM AT THAT TIME WAS 7 1/2% WE'RE ARE TALKING AT THAT TIME OF \$30,000 FOR THAT \$400,000. NOW WE ADD THE \$30,000 TO THE \$400,000 WHICH MAKES IT \$430,000. IN THE NEXT YEAR THEN WHEN 8 1/2 % TERM CAN BE MADE, IT WOULD MEAN THAT NOT ON \$630,000, IT WOULD HAVE MEANT ON THE \$710,000 SO WE ARE LOSING A

CONSIDERABLE AMOUNT OF MONEY OUT OF THAT HEALTH PLAN. TO ME, IT SEEMS MOST IMPROPER THAT THE MEMBERS THAT SUPPORTED THIS, AND THIS WHOLE PLAN, THAT IT BE A SELF-SUPPORTING PLAN, SELF-SUPPORTING MEANS THAT WHATEVER FUNDS THAT ARE IN THAT PLAN AND THE BENEFITS ACCRUED, SHOULD ACCRUE TO THE PEOPLE WHO PAY THAT PARTICULAR FUND. THIS IS WHAT I SAY AT THIS TIME THAT THERE IS A DECIDED QUESTION NOW AS TO WHETHER OR NOT THE TREASURY DEPARTMENT HAVE, I SAID, AND I SAY QUITE STRAIGHT, HAVE MISUSED THE FUNDS OF THE MEDICARE PLAN BY TAKING THE MONEY THAT HAS ACCRUED AND SHOULD ACCRUE AT INTEREST AND ATTEMPTING TO USE IT IN OTHER AREAS OF GOVERNMENTAL CONCERN. IT IS NO ARGUMENT, I SUGGEST, Mr. CHAIRMAN, TO SAY, "WELL, IF WE USED IT IN THE MEDICARE PROGRAMME, THEN WE WOULD HAVE TO RAISE TAXES FOR SOMEWHERE ELSE." I SAY THAT WE HAVE TO DEAL IN ALL HONESTY, WITH THE KEY POINT RIGHT NOW. THAT THE FUNDS THAT ACCRUE BY WAY OF INTEREST, ON THE HEALTH CARE PLAN FUNDING SHOULD BE IN THAT FUNDING AND THEN WE SHOULD HAVE A TRUE SERVICE AS A RESULT.

Mr. TANNER: Mr. CHAIRMAN, MOST OF THE REFERENCES THE HONOURABLE MEMBER HAS GIVEN, ARE EXACTLY THE SAME ONES THAT I PICKED UP. UNTIL YOU GET TO THE--AND THIS IS THE NUB OF THE QUESTION. THERE ARE TWO QUESTIONS HERE, FIRST OF ALL THERE IS A THEORY AND THEN THERE IS THE FACT, AND THE NUB OF THE QUESTION WAS ASKED BY COUNCILLOR TAYLOR AS THE CHAIRMAN, AND HE SAYS, ON PAGE 676, THE SAME QUOTE AS YOU USE, HE SAYS, "ONE QUESTION FROM THE CHAIR. THIS BEING THE CASE, WILL EARNED INTEREST ON THESE MONIES BE FILTERED BACK INTO THE FUND?" NOW THERE IS A SPECIFIC QUESTION THAT WE HAVE GOT. THERE IS A SPECIFIC QUESTION BEING ASKED AND THE MEMBER TO CHARGE AND THE MEMBER INTRODUCING THE LEGISLATION AND THE MEMBER WHO HAS THE POWER TO MAKE RECOMMENDATIONS AND CHANGE THE LEGISLATION (WHICH HE DID INCIDENTLY,) HE BROUGHT IN TWO AMENDMENTS TO THE LEGISLATION SO THE OPPORTUNITY WAS THERE. "I CAN'T ANSWER THIS, Mr. CHAIRMAN," HE SAYS. THEN THE CHAIRMAN SAYS, "POSSIBLY, YOU COULD FIND THIS OUT FOR ME. I WOULD BE VERY INTERESTED TO KNOW." AND Mr. CHAIRMAN, IN THE REST OF THE DEBATE IT WASN'T MENTIONED. THE QUESTION WAS ASKED, AND I THINK IT IS NOT FAIR OF THE HONOURABLE MEMBER FOR WHITEHORSE MOUNTAIN TO NOW USE MY QUESTIONS WHEN I WAS ASKING WHAT WAS GOING TO HAPPEN TO TURN AROUND AND USE THOSE QUESTIONS WHEN HE HAD THE OPPORTUNITY AND WAS IN CHARGE OF THE DEPARTMENT TO MAKE A CHANGE AND HE DIDN'T. HE SPECIFICALLY DIDN'T, I CAN'T SEE THAT HIS ARGUMENT HOLDS ANY WATER AT ALL, Mr. CHAIRMAN, INsofar AS THAT DEBATE IS CONCERNED.

Mr. Chamberlist: Mr. Chairman, what the Honourable Member hasn't learned yet when dealing with legislation is that where the legislation is silent then of course the terms of reference of the terms have been interpreted by this legislative body. In some provinces in exactly the same manner as we have in our Workmen's Compensation Ordinance where something is specified then that remains trite law, where it is not specified, one way or the other, the intent of the legislation is the trite law. This is the case here. That everybody is concerned. Everybody who is concerned with this particular point and everybody that participated in this debate recognized that there was to be a separate fund and when you speak of a separate, any money that come out of the benefits of that fund, belong to that fund. Both Councillor Watson can wave her hand and wave me down and Councillor Tanner can attempt a ridiculous situation but they know darn well that they supported the concept of a separate fund and now of course they are trying to get out of it because simply for the simple reason that they are trying to support what they know is wrong. For that is the funding of this fund and the benefits of the money that goes into there, the public's premiums should benefit the people and this is why I have suggested this is, I must bring to your attention of the House that the Honourable Member from Whitehorse North has just wet himself.

Mr. Tanner: That is very funny.

Mr. Chamberlist: He has just made it quite clear that this money should go into the fund and I would ask the members to recognize this and support the contention that interest of the Medicare funding money should accrue to the fund itself.

Mr. Tanner: Mr. Chairman, the member, the point that the Honourable Member makes is absolutely absurd. He was the gentleman who had charge of the legislation. He was the one who introduced it. When the direct question was asked of him, he says, I can't answer this. Now he is turning around and saying the words that were used by other members in that debate. He had the opportunity to make the changes and in fact he did make two changes, one on the recommendation of Councillor Stutter and one on the recommendation of myself. Two other amendments when he had the opportunity this was not one of things that he did. It is ridiculous. If the case he makes is true, where has been for the last two years?

Mr. Chamberlist: Looking behind my shoulder at you.

Mr. McKinnon: Mr. Chairman, I think that it has been a particularly interesting debate, and I enjoyed it but I think that all we are interested now is scoring debating points and I think that we are getting away from the point of whether we want to set the policy of whether the accrued interest on a separate Medicare plan goes to the plan. I think that we are really taking up the time of the Executive Committee member and the Territorial Treasurer on a policy debate which is, I think, will be a fairly good debate which I am sure will be introduced by motion from the Honourable Member from Whitehorse East. Perhaps we could proceed now with the budget now that we have had debate for quite some time on the policy principle and we are going to have further debate on it, there is no doubt about it. When the Honourable Member brings forth a motion considering a policy change or a policy continuation that we thought was in practice but in essence, isn't so perhaps with those words, maybe we should continue on with budget.

Mr. Chairman: May I take it that a motion is going to be forthcoming then?

Mr. McKinnon: Mr. Chairman, I'd like to ask Mr. Miller - the funds of the Workmen's Compensation do not appear in the budget as a separate budgetary item, and the funds of the Liquor Control don't. Is there any reason why just for the day-to-day control of the Legislative Assembly the actual operation and maintenance budgets consider leaving the revolving funds completely separate and apart from the budget shouldn't be contained in the estimates because really what you are asking us to do is go to the public accounts two years later and try and bring out of that whether there has been any administrative waste in the operation and maintenance of these departments. Certainly it shouldn't be a difficult process of putting the actual number of people involved, their functions, the daily program of the administration of these departments into the budget because really, the rank and file members of the Yukon Legislative Council have absolutely no knowledge of the day-to-day administration or no control at all except through the public accountant several years later.

Mr. MILLER: Mr. CHAIRMAN, THESE ITEMS CAN'T BE PUT IN THE BUDGET TO BE VOTED. I CERTAINLY THINK WE COULD BRING FORWARD FOR MEMBERS' INFORMATION BUDGETS, QUASI BUDGETS IF YOU WANT TO CALL THEM THAT, OR STATEMENTS SHOWING WHAT THE INTENTION IS. THOSE COULD BE TABLED BUT NOT AS A VOTE ITEM.

Mr. McKINNON: WELL THIS IS REALLY INTERESTING THAT THEY CAN'T BE PUT IN THE ITEM AS A VOTE WHICH MEANS TO SAY THAT IF THEY WERE BROUGHT IN AS A MINI BUDGET OR A QUASI BUDGET, OR WHATEVER ONE YOU CALL IT, AND THE MAJORITY OF THE ELECTED MEMBERS OF COUNCIL SAYS, "MY GOODNESS, LOOK IT. THEY'VE BUILT UP THAT THING TO - NOW THEY HAVE SEVENTY-FOUR EMPLOYEES. GOODNESS GRACIOUS THEY ONLY NEED TEN TO RUN THAT DEPARTMENT LET'S CHOP OFF SIXTY-FOUR." YOU ARE TELLING THE ELECTED MEMBERS OF THE YUKON LEGISLATIVE COUNCIL THAT THEY HAVE NO SAY AT ALL IN THE MATTER OF HOW THESE DEPARTMENTS ARE ADMINISTERED OR RUN.

Mr. MILLER: I WASN'T SUGGESTING THAT, Mr. CHAIRMAN. WHAT I WAS SUGGESTING WAS THAT THEY CANNOT BE BROUGHT FORWARD AS AN APPROPRIATION. THEY CAN BE BROUGHT FORWARD FOR MEMBERS' INFORMATION AND COMMENT.

Mr. McKINNON: FOR MEMBERS' INFORMATION AND COMMENT. WHAT CONTROL OVER THE ADMINISTRATION AND THE OPERATION AND MAINTENANCE OF THESE DEPARTMENTS DOES THE YUKON LEGISLATIVE COUNCIL HAVE? CERTAINLY IF WE HAVE THE POWER OF - EVEN THE MINIMAL POWER UNDER THE YUKON ACT NOW, AT LEAST REFUSING ITEMS IN THIS BUDGET CERTAINLY WE HAVE THE POWER OF DOING THAT WHERE ANY BRANCH OF THE YUKON GOVERNMENT IS CONCERNED.

Mr. MILLER: Mr. CHAIRMAN, I WOULDN'T PRETEND TO TALK FOR THE ENTIRE ADMINISTRATION, BUT I WOULD ASSUME IF THESE THINGS DID COME FORWARD AND THE MEMBERS OF THIS COUNCIL ASKED FOR DIRECTION OR ASKED DIRECTION TO BE GIVEN TO THE ADMINISTRATION THAT THE ADMINISTRATION WOULD LISTEN TO THAT ADVICE.

Mr. McKINNON: WELL - COULD I ASK THE COMMISSIONER - I'M HAPPY HE'S HERE, THAT THIS DO BE BROUGHT BEFORE COUNCIL AT THE TIME OF THE BUDGET - THIS INFORMATION OF THESE AREAS OF GOVERNMENT THAT HAVE COMPLETE AND SEPARATE FUNDING BECAUSE THERE IS NO DAY-TO-DAY KNOWLEDGE OR CONTROL BY MEMBERS OF THE YUKON

LEGISLATIVE COUNCIL, THE OPERATION OF THE YUKON LIQUOR DEPARTMENT AND THE YUKON COMPENSATION FUND. CERTAINLY THESE SHOULD BE BROUGHT IN AT THE TIME OF THE BUDGET AS TO WHAT THE NECESSITY FOR THE RUNNING OF THESE DEPARTMENTS ARE FOR THE NEXT BUDGETARY YEAR. WE HAVE NO SAY WHATSOEVER UNTIL THE PUBLIC ACCOUNTS OF THE YUKON ARE PRESENTED TO THE TERRITORIAL GOVERNMENT COUNCIL TWO YEARS AFTER THE FACT.

Mr. COMMISSIONER: WELL Mr. CHAIRMAN, OF COURSE THE CASE THE HONOURABLE MEMBER IS MAKING IS THE REASON FOR THE EXISTENCE OF THE AUDITOR GENERAL, AND THE REQUIREMENT THAT HE IS UNDER THE YUKON ACT TO BE THE AUDITOR OF THE GOVERNMENT OF THE YUKON TERRITORY FINANCIAL FUNCTIONS TO TELL THIS COUNCIL IN HIS ANNUAL REPORT AND LIKEWISE TELL THE PARLIAMENT OF CANADA IN HIS ANNUAL REPORT AS TO WHETHER OR NOT THE CONDUCT OF THE TERRITORY'S FINANCES ARE WITHIN THE TERMS OF REFERENCE OF THE VARIOUS ACTS AND ORDINANCES THAT ARE PASSED BY THE PARLIAMENT OF CANADA, AND THIS TERRITORIAL COUNCIL. WITH REGARD TO WORKMEN'S COMPENSATION, YOU HAVE GIVEN STATUTORY AUTHORITY AS TO WHAT CAN AND CANNOT BE DONE IN THE WORKMEN'S COMPENSATION ORDINANCE WITH THE WORKMEN'S COMPENSATION FUND. YOU HAVE GIVEN THE ADMINISTRATION THAT AUTHORITY IN THAT ORDINANCE, AND IT IS UP TO US TO SATISFY THE REQUIREMENTS OF THAT, AND IT IS UP TO THE AUDITOR GENERAL TO TELL YOU WHETHER OR NOT WE ARE DOING WHAT IS CORRECT OR WHAT IS INCORRECT. LIKEWISE, OF COURSE, YOU ARE IN THE PROCESS OF MAKING THE CASE FOR ELECTED PEOPLE GETTING THE CONTROL OF THE ADMINISTRATIVE AUTHORITY OF THE TERRITORIAL GOVERNMENT. IT'S JUST AS SIMPLE AS THAT.

Mr. CHAIRMAN. IT COULDN'T BE CLEARER. THIS IS WHAT THE WHOLE ARGUMENT IS ALL ABOUT. THIS IS WHAT EVERYBODY'S DRIVING FOR IS TO GET PEOPLE INTO THE POSITION OF HAVING THE CONTROL OF THE EXECUTIVE AUTHORITY OF THE YUKON TERRITORY.

Mr. McKINNON: Mr. CHAIRMAN, WITH RESPECT, THE COMMISSIONER IS BEGGING THE QUESTION. LOOK IT, UNDER MANPOWER SUMMARY OF EVERY DEPARTMENT WE HAVE EXACTLY THE NUMBER OF EMPLOYEES AND WHAT THEY ARE GOING TO DO THE NEXT YEAR. NOW HERE'S YUKON VOCATIONAL TECHNICAL TRAINING CENTER. WE HAVE SEVENTEEN CASUAL COMMUNITY INSTRUCTORS NEXT YEAR. THE MEMBER RESPONSIBLE FOR EDUCATION HAS TO ANSWER IN THIS HOUSE TO THE ELECTED MEMBERS

AND THE PUBLIC OF THE YUKON WHAT THOSE SEVENTEEN PEOPLE ARE NEEDED FOR. NOW THE DEPARTMENT OF LIQUOR CONTROL CAN PUT IN AN ASININE PROGRAM LIKE THE CAPTAIN ALCOHOL SERIES; YOU CAN BRING IN FIFTEEN PEOPLE TO WRITE COMIC BOOKS IN THAT AREA, AND WE DON'T EVEN HAVE ANY SAY IN THAT PROGRAM WHATSOEVER UNTIL THE PROGRAM IS IN EFFECT AND WE SEE THAT THIS MONEY IS BEING SPENT FOR SOME CRAZY THING THAT GOVERNMENT HAD DECIDED THAT IT IS A GOOD THING TO DO. AND WITH RESPECT, MR. COMMISSIONER, ALL THINGS THAT YOUR ADMINISTRATION DOES AND ALL THINGS THAT GOVERNMENT DOES AREN'T REALLY WHAT THE PEOPLE OF THE YUKON TERRITORY WANT. HERE, THROUGH THIS BUDGET WE HAVE SOME CONTROL, SOME SAY. WE HAVE SOME INPUT AS TO WHAT WE SAY GIVES PRECEDENT AND PRIORITY TO PROGRAMS; IN THE FIELD OF COMPENSATION AND LIQUOR WE HAVE NONE WHATSOEVER, AND ALL I'M ASKING FOR IS THAT THIS TYPE OF INFORMATION BE BROUGHT FORWARD TO THE COUNCIL TABLE, AND YOU ARE GOING OFF ON A TANGENT TELLING ME THAT, YOU KNOW, THE OTHER WAY WE REALLY HAVE MORE ADMINISTRATIVE CONTROL. NOW, MR. CHAIRMAN, CERTAINLY MR. COMMISSIONER CAN ANSWER WHETHER THIS TYPE OF INFORMATION IS POSSIBLE, WHETHER THOSE DEPARTMENTS - OR ARE THEY JUST TWO OTHER AREAS OF UNTOUCHABILITY IN THE ADMINISTRATION OF THE YUKON TERRITORIAL GOVERNMENT.

MR. COMMISSIONER: MR. CHAIRMAN, THE HONOURABLE MEMBER IS, YOU KNOW, COMPLETELY AND TOTALLY TAKING ME OUT OF CONTEXT ON THIS MATTER. WE MAKE THIS INFORMATION READILY AVAILABLE, MR. CHAIRMAN. ALL I AM POINTING OUT IS WHERE THE AUTHORITY COMES FROM IN SUCH THINGS AS THE WORKMEN'S COMPENSATION ACT OR THE WORKMEN'S COMPENSATION ORDINANCE TO SET UP A WORKMEN'S COMPENSATION FUND, AND THE LIMITATIONS WITHIN WHICH WE HAVE THE LEGISLATIVE AUTHORITY TO ADMINISTER THAT FUND, AND THAT IS - THIS IS PRECISELY WHAT I'M SAYING. AS FAR AS INFORMATION IS CONCERNED WITH THE OPERATION OF THIS THING, MR. CHAIRMAN, I WILL GLADLY MAKE IT AVAILABLE.

MR. MCKINNON: THANK YOU.

MR. CHAMBERLIST: BUT, THERE IS A FURTHER POINT. NOW, WHEN THE WORKMEN'S COMPENSATION FUNDING WAS GOING TO BE TAKEN OVER BY THE TERRITORIAL GOVERNMENT WE VOTED IN THIS HOUSE FOR SOME FUNDS TO COMMENCE THE NECESSARY ADMINISTRATION OF THAT. NOW IF THE GOVERNMENT CAN COME TO US TO VOTE MONEY ON THE PROGRAM

WHY DOESN'T THE GOVERNMENT COME TO US AND SAY THIS IS HOW THE PROGRAM IS GOING TO OPERATE. NOW THIS IS WHERE I THINK THE HONOURABLE MEMBER FROM WHITEHORSE WEST HAS FURTHER SHOWN AGAIN THAT THERE IS A DISREGARD OF THIS TERRITORIAL COUNCIL BY THE ADMINISTRATION NOT TO KEEP US INFORMED IN SPECIAL PROGRAMS OF THIS PARTICULAR NATURE. I TRUST THAT WHEN THE COMMISSIONER, MR. CHAIRMAN, COMES UP WITH THE INFORMATION THAT HE HAS INDICATED HE WILL BRING FORWARD TO THE HOUSE, THAT THE INFORMATION WILL COME FORWARD IN SUCH A MANNER THAT MEMBERS OF COUNCIL CAN READILY RECOGNIZE WHAT THE FUNDING AND THE EXPECTED MONEY TO COME IN IS GOING TO MEAN BY WAY OF REVENUES TO THE TERRITORY OVER A PARTICULAR PERIOD OF YEARS AHEAD.

MR. COMMISSIONER: WELL, MR. CHAIRMAN, WITH RESPECT, THIS IS A REQUIREMENT OF THE ORDINANCE. IT DOES NOT MATTER WHETHER THE COMMISSIONER WANTS TO BRING THIS INFORMATION FORWARD, IT IS REQUIRED TO BE BROUGHT FORWARD. IT SAYS RIGHT HERE THAT "THE COMMISSIONER SHALL CAUSE TO BE PREPARED NOT LATER THAN THE 31ST DAY OF MARCH IN EACH YEAR AN ANNUAL REPORT RESPECTING THE ADMINISTRATION OF THIS ORDINANCE, AND SHALL LAY THE REPORT BEFORE THE TERRITORIAL COUNCIL WITHIN FIFTEEN DAYS AFTER IT HAS BEEN MADE IF THE COUNCIL IS THEN SITTING OR IF THE COUNCIL IS NOT THEN SITTING WITHIN FIFTEEN DAYS AFTER THE COMMENCEMENT OF THE NEXT ENSUING SESSION." NOW WE HAVE JUST HAD AN INTERNAL AUDITOR'S REPORT ON THIS COMMENTING ON THIS 31ST DAY OF MARCH ITEM HERE BECAUSE IT APPEARS TO BE KIND OF AN UNPRACTICAL KIND OF A DATE BECAUSE THAT'S THE DAY THAT THE END OF THE FISCAL YEAR AND IF WE HAVE TO HAVE A REPORT READY ON THAT DAY WE ARE NOT GOING TO HAVE VERY MUCH SUCCESS IN DOING THAT I'M AFRAID, BUT IT IS AN ABSOLUTE REQUIREMENT, MR. CHAIRMAN, AND BELIEVE YOU ME I INTEND TO FULFILL THAT REQUIREMENT IN A MANNER THAT IS ACCEPTABLE TO THE TERRITORIAL COUNCIL.

MR. MCKINNON: BUT MR. CHAIRMAN, THAT IS FOR THE PAST YEAR FOR WHAT HAS HAPPENED. NOW HOW DOES COUNCIL FIND OUT IF THERE ARE GOING TO BE ANY CHANGES, WHETHER THERE ARE GOING TO BE ANY POLICY CHANGES, WHETHER ANY PERSONNEL CHANGES, WHETHER THERE ARE ANY CHANGES UNDER THE ADMINISTRATIVE MAKE-UP, IF WE DON'T HAVE A FORECAST OF WHAT THE DEPARTMENT IS GOING TO DO IN THE NEXT

FISCAL YEAR THE SAME WAY THAT WE HAVE THE FORECAST OF ALL THE TERRITORIAL DEPARTMENTS IN THE ESTIMATES FOR THE NEXT FISCAL YEAR. THAT'S THE INFORMATION WE WOULD LIKE TO HAVE.

MR. COMMISSIONER: WELL MR. CHAIRMAN, WITH RESPECT, THIS IS THE LIMITATIONS THAT WE HAVE, AND THEY ARE RIGHT, THEY ARE ABSOLUTELY CORRECT THAT THE LIMITATIONS THAT ARE LAID DOWN HERE, AND WITHIN THE SCOPE OF THOSE LIMITATIONS WE ARE CERTAINLY QUITE PREPARED TO GIVE COUNCIL WHAT OUR ANTICIPATION IS AND ACTIVITY WITHIN THOSE STATUTORY LIMITATIONS.

MR. CHAMBERLIST: MR. CHAIRMAN, THAT DOESN'T GO FAR ENOUGH FOR THE SIMPLE REASON THAT THE FINANCIAL ADVISORY COMMITTEE AND THE BUDGET FINANCING COMMITTEE THAT ARE SET UP - THEY DEAL WITH THE FORECAST FOR THE YEAR AHEAD YET THEY ARE NOT PREPARED TO COME FORWARD AND SAY WHAT THAT FORECASTING IS SO THE TERRITORIAL COUNCIL WILL KNOW IT AS WELL. NOW, I KNOW, AND I'M SURE ALL MEMBERS OF THE ADVISORY COMMITTEE OF FINANCE KNOW, THAT FORECASTING OF ALL PROGRAMS IS DEALT WITH IN THE BUDGET FINANCING COMMITTEE. NOW THIS IS A TYPE OF THING THAT WE SHOULD ALSO KNOW; ONCE IT'S SET WHAT THE FORECAST PROPOSES AND WHAT IT IS PROPOSED TO DO SO THAT WE KNOW AHEAD OF TIME WHAT IS TO TAKE PLACE, NOT AFTER IT'S BECOME A FAIR ACCOMPLI. THIS IS WHERE THE WHOLE EFFECT OF BRINGING THE TERRITORIAL COUNCIL INTO THIS WHOLE SHARE OF WHAT IS GOING TO TAKE PLACE AS A RESULT OF THE TERRITORIAL COUNCIL PASSING THE LEGISLATION. AND THIS HAS ALWAYS BEEN MY INTENT - NOT TO CLOSE OUT THE TERRITORIAL COUNCIL AND HERE IS ANOTHER AREA OF WHERE THERE IS THE PRO-CRASTINATION THAT'S TAKING PLACE IN THE ANSWERING OF QUESTIONS OF THIS DESCRIPTION BY SAYING, "YOU KNOW I'M LIMITED TO WHAT I CAN SAY AND WHAT I CAN DO", WHEN THE COMMISSIONER KNOWS FULL WELL, MR. CHAIRMAN, THAT WHAT WAS THE INTENT AT ANY EVENT TO ADVISE THE COUNCIL OF WHAT IS TO TAKE PLACE IN ANY PARTICULAR PROGRAM.

MR. CHAIRMAN: COUNCILLOR TANNER.

MR. TANNER: MR. CHAIRMAN, I THINK THE HONOURABLE MEMBER IS GETTING OFF INTO AN AREA WHICH WAS PARTIALLY SOLVED WHEN AN EXECUTIVE COMMITTEE WAS SET UP, BECAUSE SURELY SOME MEMBERS OF THE EXECUTIVE COMMITTEE, WITH THE

SUPPORT OF THE MAJORITY OF MEMBERS IN COUNCIL WHO HAVE DETERMINED THOSE DECISIONS. AND IN THE NEXT ONE - IN THE NEXT COUNCIL WHEN THERE'S TWELVE MEMBERS - SURELY THE MEMBERS WHO ARE SELECTED TO SIT ON THE EXECUTIVE COMMITTEE SUPPORTED BY THE MAJORITY OF MEMBERS IN COUNCIL WILL MAKE THOSE DECISIONS. IT ISN'T - AS WE PROGRESS IT ISN'T FOR THE FULL HOUSE TO MAKE THAT DETERMINATION; IT'S FOR THE PEOPLE WHO HAVE GOT THE CONTROL.

MR. CHAMBERLIST: I'D LIKE TO CLARIFY - I DIDN'T SAY - I'M NOT TALKING ABOUT DECISIONS AFTER THE PROGRAM, RATHER BEFORE THE PROGRAM IS BEING APPROVED. I'M SAYING THAT BECAUSE THE ADVISORY COMMITTEE ON FINANCE WHO WORK IN AN OVERALL GROUP CALLED THE BUDGET FINANCING COMMITTEE, DEAL WITH THE FORECASTING OF PROGRAMS FOR THE YEAR OR YEARS AHEAD - ONCE THEY HAVE DEALT WITH IT THEN I THINK IT'S A FUNCTIONAL DUTY OF THEIRS TO THEN COME TO THE TERRITORIAL COUNCIL AND SAY THIS IS THE PROGRAM THAT IS BEING FORECAST SO THAT THE PEOPLE IN THE COUNCIL KNOW WHAT IS TAKING PLACE. NOW NOBODY CAN ARGUE AND SAY THAT I HAVE NEVER ACTED IN THAT WAY; I HAVE ALWAYS ACTED IN THAT WAY. THAT IS TO BRING FORWARD TO THIS COUNCIL AT ALL TIMES - OBVIOUSLY THE MEMBERS AND PEOPLE THAT ARE SMILING, LAUGHING AND GIGGLING, OBVIOUSLY THEY DON'T KNOW WHAT THEIR FUNCTION IS ON THESE OTHER COMMITTEES, AND THIS IS, OF COURSE, A LOSS TO THE YUKON BECAUSE THESE PEOPLE DON'T WANT TO LEARN, THEY HAVEN'T GOT THE ABILITY TO LEARN AND, THEREFORE, THEY DISREGARD WHAT IS THE MAIN REQUESTS THAT ARE BEING MADE. PROGRAM FORECASTING, ESPECIALLY IN THE AREA WHERE THERE IS NO BUDGET INFORMATION IN THE YEARLY BUDGET, SHOULD BE BROUGHT FORWARD SO THAT THE COUNCIL KNOWS WHAT IS INVOLVED.

MR. TANNER: MR. CHAIRMAN, I SAY AGAIN THE MEMBER IS, TO MY MIND, CONFUSING TWO ENTIRELY DIFFERENT ISSUES. IF HE SAYS HE WANTS TO SEE WHAT THE LIQUOR CONTROL DEPARTMENT ARE GOING TO DO IN THE NEXT YEAR HE MIGHT HAVE A POINT. BUT WHEN HE SAYS THAT THE AUTHORITIES WHO MAKE THE DECISIONS FOR THE POLICY WHICH ONE ASSUMES THE MEMBERS HAVE RUN ON ARE GOING TO BE IN THE FORECAST BUDGET THEY HAVE EVERY RIGHT TO EXERCISE THAT CONTROL AND EVERY RIGHT TO MAKE THOSE DECISIONS AND SUPPORTED - - -

MR. CHAMBERLIST: BUT NOT TO WITHHOLD THE INFORMATION.

Mr. McKinnon: BUT NOT TO WITHHOLD THE INFORMATION.

Mr. Chairman: ORDER PLEASE.

Mr. Tanner: Mr. Chairman, YOU DON'T WITHHOLD INFORMATION OF A FORECAST YOU ARE GOING TO DO SOMETHING IN THE FUTURE. YOU TELL THEM THIS IS WHAT WE PROPOSE FOR THE NEXT YEAR. WE'VE GOT IT RIGHT HERE.

Mr. Chamberlist: WHERE IS IT?

Mr. Tanner: WE'VE GOT IT RIGHT HERE.

Mr. Chamberlist: WHERE?

Mr. Chairman: ORDER PLEASE, COUNCILLOR WATSON.

Mrs. Watson: Mr. Chairman, I WAS RATHER AMUSED BY THE HONOURABLE MEMBER FROM WHITEHORSE EAST FORECASTING PROGRAMS. THAT IS A PROGRAM - WORKMEN'S COMPENSATION IS A PROGRAM. NOW YOU ARE TALKING ABOUT DOING THE SAME THING WITH THE HEALTH CARE SCHEME. THAT IS A PROGRAM. THE SALE OF LIQUOR IS A PROGRAM, AND YOU HAVE PUT YOUR LIMITATIONS FOR THE WORKMEN'S COMPENSATION AND THE LIQUOR, YOU'VE PUT THAT IN YOUR LEGISLATION AND IT IS A LAW. I'M SURE THAT THE TREASURER WILL BE ABLE TO TELL US HOW MUCH, WHAT PERCENTAGE OF THE WORKMEN'S COMPENSATION FUND IS USED FOR ADMINISTRATION THE SAME AS WE DID FOR THE HEALTH CARE SCHEME.

Mr. Chamberlist: WHAT ARE YOU TALKING ABOUT?

Mrs. Watson: WE COMMITTED OURSELVES TO 6 1/2% FOR ADMINISTRATION OF THE SCHEME. IS THERE ANY PERCENTAGE AMOUNT ROUGHLY THAT WE USE FOR ADMINISTRATION. WHAT ABOUT LIQUOR - IS THERE ANY PERCENTAGE USED FOR - - -

Mr. Chamberlist: THAT'S RIDICULOUS.

Mr. McKinnon: Mr. Chairman, THE COMMISSIONER HAS INDICATED THAT HE IS FULLY AWARE OF WHAT DIFFERENT MEMBERS OF COUNCIL ARE LOOKING FOR. HE SAYS IT IN THE ANNUAL REPORTS WHICH ARE MANDATORY AND APPEAR IN LEGISLATION AND HE WILL ATTEMPT TO ANSWER THE AREAS WHICH HE KNOWS THE HONOURABLE MEMBERS WERE LOOKING FOR. I'M WILLING TO LET IT REST AND SEE WHAT THE COMMISSIONER COMES UP WITH IN THE REPORT. IF, WHEN WE FIND OUT THAT THE QUESTIONS THAT WE

ARE ASKING LEGITIMATELY ARE NOT ANSWERED IN THESE, THEN WE WILL WORK AROUND THE OTHER WAY - WE WILL TRY AND CHANGE THE STATUTORY LIMITATIONS SO THAT THE ADMINISTRATION IS BEING FORCED TO DO IT. IT'S LIKE PULLING TEETH, Mr. Chairman, PERHAPS Mr. COMMISSIONER WILL REALIZE THE PROBLEM AND COME UP WITH THE INFORMATION.

Mr. Tanner: Mr. Chairman, I AM NOT GOING TO LET IT REST THERE BECAUSE WHAT THE HONOURABLE MEMBER FROM WHITEHORSE WEST ASKED FOR - HE HASN'T GONE BEYOND WHAT HE WAS TALKING ABOUT INITIALLY. BUT WHAT THE HONOURABLE MEMBER FROM WHITEHORSE EAST IS TALKING ABOUT IS FORECASTING ON THE FINANCIAL ADVISORY COMMITTEE, AND I JUST DON'T ACCEPT WHAT YOU SAY. IF YOU WANT TO KNOW WHAT IS HAPPENING IN THOSE DEPARTMENTS WHICH YOU DON'T HAVE PAGES FOR IN YOUR BUDGET THAT'S FINE WE WILL TRY AND GET THEM FOR YOU UNDER CERTAIN CIRCUMSTANCES. BUT TO SAY THAT THE - WHAT YOU ARE FORECASTING IN THE NEXT FOUR OR FIVE YEARS IN YOUR FORECASTING ON THE FINANCIAL ADVISORY COMMITTEE IN THE NEXT BUDGET - THAT'S JUST NOT RIGHT AND YOU KNOW IT AS WELL AS I DO.

Mr. Chamberlist: I'M JUST TALKING ABOUT - -

Mr. Chairman: ORDER PLEASE. I'M AFRAID I DON'T KNOW THESE THINGS. I WONDER IF YOU ARE ADDRESSING THE CHAIR, AND I BELIEVE THAT'S THE RULE OF COMMITTEE. IT COMES OUT IN VOTES & PROCEEDINGS AND VERY STRANGE THINGS WHEN MEMBERS GET TALKING AMONG THEMSELVES AND MUCH OF THIS IS ATTRIBUTED TO THE CHAIR.

Mr. Tanner: I'M SORRY, Mr. Chairman, I MEANT TO ADDRESS THE CHAIR, Mr. Chairman.

Mr. Chamberlist: Mr. Chairman, I'M JUST TALKING ABOUT THE WORKMEN'S COMPENSATION AND THE LIQUOR. I'M FOLLOWING UP THE QUESTIONS THAT HAVE BEEN RAISED BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST. I'M NOT TALKING ABOUT GENERAL FORECASTING OF THE WHOLE PROGRAMS FOR THE FUTURE ALTHOUGH IT WOULDN'T DO ANY HARM TO LET THE COUNCIL KNOW - ALTHOUGH THIS IS PRACTICALLY A LAME DUCK COUNCIL REALLY - TO LET US KNOW WHAT IS GOING TO HAPPEN IN THE NEXT FEW YEARS.

Mr. McKinnon: IT'S TOO FRIGHTENING. TOO FRIGHTENING. ONE YEAR IN ADVANCE IS

ENOUGH.

MR. CHAMBERLIST: BUT EVEN THAT YEAR - - -

MR. CHAIRMAN: HAVE YOU ANYTHING FURTHER IN THIS MATTER AT THIS TIME.

MR. CHAMBERLIST: ON THIS - I'VE GOT SOME OTHER QUESTIONS RELATING TO IT.

MR. CHAIRMAN: IN VIEW OF THE TIME WE WILL STAND COMMITTEE IN RECESS UNTIL 2:00 P.M.

RECESS

MR. CHAIRMAN: AT THIS TIME WE WILL CALL COMMITTEE BACK TO ORDER AND WE ARE DEALING FIRST WITH THE MAIN ESTIMATES, BILL NO. 3 AND WE ARE ON THE ITEM TERRITORIAL TREASURER AND COLLECTOR OF TAXES IN THE AMOUNT OF \$499,949.00.

MR. CHAMBERLIST: WHAT ARE TRAVEL AND RELOCATION COSTS, MR. CHAIRMAN? PERHAPS MR. MILLER CAN GIVE SOME INDICATION OF WHAT THAT IS.

MR. MILLER: MR. CHAIRMAN, THIS RELATES PRIMARILY TO THE TREASURER OR HIS STAFF ATTENDING INTER-DEPARTMENTAL COMMITTEE MEETINGS IN OTTAWA. THERE ARE CERTAIN FUNDS IN THERE FOR STAFF TO DO PERIODIC AUDITS THROUGHOUT THE TERRITORY. THAT'S THE TYPE OF THING. THERE'S THE ODD CONFERENCE WHICH PEOPLE GO TO.

MR. CHAMBERLIST: AND WHAT IS ADVERTISING AND PUBLIC PROMOTION MEAN FOR THE TREASURY DEPARTMENT?

MR. MILLER: MR. CHAIRMAN, THIS RELATES TO THE ADVERTISING FOR TAX LIENS AND THERE'S ALSO THE ADVERTISING THAT IS DONE OF THE CONTRACTS THE GOVERNMENT ENTERS INTO EACH MONTH.

MR. CHAMBERLIST: TAKING COMMUNICATION AND CARTAGE, THE TRAVEL AND RELOCATION COSTS, THE ADVERTISING OF PUBLIC PROMOTION, COULD WE HAVE WHAT HAS BEEN SPENT IN THOSE PARTICULAR AREAS IN THE PAST YEAR?

MR. MILLER: YES, MR. CHAIRMAN, TRAVEL AND RELOCATION ARE ACTUAL FOR 1972/73 WAS \$5,167.00,

MR. CHAMBERLIST: 19 WHICH?

MR. MILLER: 1972/73,

MR. CHAMBERLIST: NO I'M ASKING FOR 73/74,

MR. MILLER: OUR ESTIMATE FOR THE CURRENT FISCAL YEAR IS \$5,369.00.

MR. CHAMBERLIST: I'M ASKING FOR 73/74, WHAT IS IT? OR WHAT HAS BEEN SUBMITTED UP TO NOW, 73/74.

MR. MILLER: I'M SORRY, MR. CHAIRMAN, I DON'T HAVE THAT INFORMATION AT HAND.

MR. CHAMBERLIST: NOR, DO I TAKE IT, ON THE NEXT TWO ITEMS THEN, THAT THE INFORMATION IS NOT AT HAND?

MR. MILLER: THAT'S RIGHT, FOR THE CURRENT FISCAL YEAR I DON'T HAVE IT.

MR. CHAMBERLIST: WELL, COULD WE GET TO KNOW WHAT IT IS FOR ELEVEN MONTHS? SURELY, WE CAN GET TO KNOW UP TO THE END OF MARCH. PERHAPS WE COULD GET THAT INFORMATION BROUGHT FORWARD?

MR. MILLER: YES, MR. CHAIRMAN.

MR. CHAMBERLIST: OFFICE AND SUPPLIES AND SERVICES, I KNOW WHAT OFFICE SUPPLIES ARE BUT WHAT ARE WE CONTEMPLATING IN SERVICES?

MR. MILLER: MR. CHAIRMAN, THIS ITEM RELATES TO THE PURCHASE OF DATA PROCESSING SUPPLIES AND GENERAL SUPPLIES FOR THE OTHER, OR FOR THE REST OF THE DEPARTMENTS CHEQUES AND THAT TYPE OF THING. THERE ARE NO SERVICES, STRICTLY SUPPLIES.

MR. CHAMBERLIST: AND WHAT'S RENTAL OF LAND AND BUILDINGS, I TAKE IT THAT'S FOR THE AMOUNT OF CHARGE BACK FOR THE SQUARE FOOTAGE OF VARIOUS SPACE FOR VARIOUS DEPARTMENTS. IS THAT WHAT IT'S INTENDED FOR?

MR. MILLER: YES, THIS IS THE SPACE THAT TREASURY IS USING IN THE LYNN BUILDING.

MR. CHAMBERLIST: ALRIGHT. AND WHAT IS THE RENTAL OF OFFICE EQUIPMENT, RENTAL MACHINERY AND OFFICE EQUIPMENT, I THOUGHT WE WERE PURCHASING ALL OUR OFFICE EQUIPMENT NOW.

MR. MILLER: MR. CHAIRMAN, THIS RELATES TO THE RENTAL OF THE COMPUTER AND RELATED TO THE COMPUTER EQUIPMENT AND THE RENTAL OF THE PHOTOCOPY MACHINE.

MR. CHAMBERLIST: IS THERE ANY PARTICULAR REASON WHY IT SHOULD BE MORE THIS YEAR THAN IT WAS LAST YEAR IF IT'S THE SAME EQUIPMENT?

MR. MILLER: MR. CHAIRMAN, INCLUDED IN THIS IS

PROVISION FOR THE RENTAL FOR ONE ADDITIONAL KEY PUNCH MACHINE.

Mr. Chamberlist: And what about the repairs, is this separated now? For the repairs to each department, is this separated now?

Mr. Miller: Yes, Mr. Chairman, this relates to the typewriters, adding machines, dictating equipment in the Treasury Department.

Mr. Chamberlist: Now, is this equipment repaired by our own staff or do we contract these repairs out?

Mr. Miller: Mr. Chairman, this is done on a contract basis.

Mr. Chamberlist: And what's the miscellaneous item, \$700,00 for?

Mr. Miller: There's two things involved in that, one is a small amount for entertainment of the audit staff. We are talking about the Auditor General and the Audit Bureau Staff. And there is also inclusion in there for adjustments of previous year's items such as UIC and CPP, and it doesn't pay us to go back and allocate to the department.

Mr. Chamberlist: It's an interesting point, Mr. Chairman. Mr. Chairman, Mr. Miller indicates that there are funds available for entertainment of auditing staff, etc, would - no, I will ask my question - he knows what I am referring to but I will wait until we get to the particular function.

Mr. Chairman: Are we clear on this item? Order please, the next item is insurance in the amount of \$131,000.

Mr. Chamberlist: I wonder if we could go to professional insurance? On one item we have it headed insurance and in on the breakdown it shows it as professional and special services.

Mr. Chairman: Page A15 will give you the breakdown.

Mr. McKinnon: Mr. Chairman, I wonder if I could ask Mr. Miller, if I were on workmen's compensation, where would my cheque be issued from? What form would the cheque take?

Mr. Miller: The cheque is issued from and

through the Treasury Department. Now at the moment what happens is the workmen's compensation office prepares the cheque. It then goes over to Treasury for internal control purposes where it is signed. It is then distributed through central records.

Mr. McKinnon: Is there a special cheque blank on the Government of the Yukon Territory?

Mr. Miller: Yes, there is a special checking account for this purpose.

Mr. McKinnon: How long has it been since cheques issued on the Yukon Territorial Government have been issued to people receiving compensation payments?

Mr. Miller: This went into effect, Mr. Chairman, as of October 1st last year, with the introduction of the ordinance on workmen's compensation.

Mr. Chamberlist: I was under the impression that this was being paid out of the workmen's compensation funding itself.

Mr. Miller: That's correct.

Mr. Chamberlist: Then what is it doing in this particular item, if the workmen's compensation fund, Mr. Chairman, is meeting the liabilities and bringing in the premiums.

Mr. Miller: Mr. Chairman, this item referred in this insurance is the subsidy to pensioners, these were people who were on pension prior to October 1st and we are paying in addition to their pension amount, an additional amount to bring them up to current level.

Mr. McKinnon: Is there any way, Mr. Chairman, that a person, a Yukon resident would have been receiving an Alberta compensation board cheque as of January 11th of this year?

Mr. Miller: Not that I'm aware of.

Mr. Tanner: Mr. Chairman, he could possibly be if, unless he was a resident of Alberta and working up here. Maybe not moved up here, just working and not got something changed over.

Mr. Miller: The only other possible way would be if he was injured.

MR. CHAMBERLIST: IT FOLLOWS THEN, MR. CHAIRMAN. DID MR. MILLER SAY, IF HE WAS A FEDERAL EMPLOYEE WOULD HE BE PAID BY THE ALBERTA COMPENSATION FUND?

MR. MILLER: MR. CHAIRMAN, I DON'T KNOW WHAT PARTICULAR STAGE THAT THING IS AT. CERTAINLY, FEDERAL EMPLOYEES USED TO COME UNDER THE ALBERTA BOARD. NOW THERE WAS INTENDED TO BE NEGOTIATIONS AND HAVE THAT SWITCHED. NOW, WHETHER THOSE NEGOTIATIONS ARE COMPLETE OR NOT I DON'T KNOW.

MR. CHAMBERLIST: AS IT IS, AS IT WAS, OR, I DON'T KNOW IF IT'S STILL AS IT IS, ALL FEDERAL GOVERNMENT EMPLOYEES WERE DEALT WITH BY THE ALBERTA WORKMEN'S COMPENSATION BOARD AND THEY WERE PAID OUT OF THE WORKMEN'S COMPENSATION FUND. DOES THE FEDERAL GOVERNMENT NOW PAY THE PREMIUMS INTO THE TERRITORIAL GOVERNMENT WORKMEN'S COMPENSATION FUND TO COVER FEDERAL EMPLOYEES?

MR. MILLER: MR. CHAIRMAN, THAT WAS MY POINT. I KNOW THE NEGOTIATIONS WERE COMMENCED, WHETHER THEY ARE COMPLETED OR NOT IN REGARDS TO THAT, I DON'T KNOW.

MR. CHAMBERLIST: THEN PERHAPS, MR. CHAIRMAN, MR. MILLER COULD INDICATE HOW MUCH IN PREMIUMS WOULD BE INVOLVED BECAUSE IT WOULD CERTAINLY MAKE A DIFFERENCE, A LARGE DIFFERENCE TO THE AMOUNT OF MONEY THAT IS GOING INTO THE WORKMEN'S COMPENSATION FUND.

MR. MILLER: MR. CHAIRMAN, THE GOVERNMENT OF CANADA SELF INSURES FOR WORKMEN'S COMPENSATION AND THE WAY THIS IS DONE, THEY PUT UP A DEPOSIT TOWARDS THE COMPENSATION FUND, ANY EXPENDITURES ON BEHALF OF THEIR EMPLOYEES ARE TAKEN FROM THAT DEPOSIT AND THEN THEY REIMBURSE THE DEPOSIT.

MR. CHAMBERLIST: IN THAT CASE THE FUNDED SELF WOULD BE REIMBURSED TO THE EXTENT OF THE PAYMENTS OUT FOR COMPENSATION. IS THAT CORRECT?

MR. MILLER: THAT'S CORRECT.

MR. CHAMBERLIST: IN THIS AUTO FLEET BLANKET COMPREHENSIVE LIABILITY, DO WE CARRY OUT THE REPAIRS TO YUKON TERRITORIAL GOVERNMENT VEHICLES OURSELVES?

MR. MILLER: MR. CHAIRMAN, IN SOME INSTANCES WE DO ALTHOUGH WE DON'T DO ANY BODY WORK. WE WOULD DO MECHANICAL REPAIRS RESULTING FROM AN ACCIDENT BUT NOT BODY WORK. THAT IS ALL PUT OUT TO QUOTATIONS WITH LOCAL SUPPLIERS.

MR. CHAMBERLIST: OF THE INSURANCE ITSELF, IT'S CARRIED BY THE YUKON TERRITORIAL GOVERNMENT. IS THIS NOT SO?

MR. MILLER: MR. CHAIRMAN, THIS INSURANCE THAT WE TALK ABOUT FOR OUR AUTO FLEET IS THIRD PARTY LIABILITY ONLY.

MR. CHAMBERLIST: WELL IT DOESN'T SAY THIS. IT SAYS COMPREHENSIVE LIABILITY. THIS IS WHY I ASKED THE QUESTION. PERHAPS WE SHOULD ADJUST THAT SO THAT IT CAN BE KNOWN, THE DESCRIPTION OF IT CAN BE KNOWN WHAT IT'S FOR BECAUSE IT WOULD APPEAR FOR ALL PURPOSES

MR. MILLER: MR. CHAIRMAN, THAT ITEM REFERS TO TWO THINGS: AUTO FLEET BLANKET COVERAGE WHICH IS THIRD PARTY LIABILITY AND A SEPARATE POLICY RELATING TO COMPREHENSIVE LIABILITY. THOSE ARE TWO SEPARATE INSURANCE ITEMS.

MR. CHAMBERLIST: NOW, ARE THESE TWO SEPARATE INSURANCE POLICIES BY PRIVATE INSURANCE COMPANIES OR ARE THEY COVERED BY OURSELVES. DO WE HOLD OUR OWN INSURANCE IS WHAT I'M TRYING TO GET AT.

MR. MILLER: MR. CHAIRMAN, THESE ITEMS ARE PURCHASED INSURANCE.

MR. CHAMBERLIST: WOULD THERE BE ANY SAVING IF WE INSURED OURSELVES FOR THE COMPREHENSIVE LIABILITY WHICH EXCLUDES THIRD PARTY AS FAR AS VEHICLES ARE CONCERNED.

MR. MILLER: MR. CHAIRMAN, THIS INSURANCE QUESTION IS A VERY COMPLICATED ONE AND OUR OBJECTIVE HAS BEEN TO TRY AND REDUCE OUR INSURANCE WHERE AT ALL POSSIBLE. COMPREHENSIVE LIABILITY WHILE IT HASN'T BEEN TAKEN UP IN THE LAST NUMBER OF YEARS COULD HIT YOU AT SOME POINT WITH A VERY LARGE BILL. AND THIS IS WHY WE BUY THE INSURANCE.

MR. CHAMBERLIST: I NOTICE IN THE BREAKDOWN FOR 1973/74, THE \$67,000 THAT WAS LAST YEAR'S ESTIMATE, WAS BROKEN DOWN INTO VARIOUS ITEMS OF POLICY COVERAGE. THERE WE HAVE FOR INSURANCE, EXCLUDING THE WORKMEN'S COMPENSATION, WE HAVE AN AUTO FLEET BLANKET AND COMPREHENSIVE LIABILITY SHOWING \$46,000. I WONDER IF WE COULD GET ANY INDICATION AS TO WHY IT'S BROKEN DOWN, A BLANKET AUTO FLEET POLICY FOR LAST YEAR OF \$46,000 AND THEN AIRSTRIP LIABILITY COMMERCIAL BLANKET FUND, BOILER AND MACHINERY, NON-OWNED AIRCRAFT LIABILITY, GENERAL LIABILITY COVERAGE, MISCELLANEOUS TRAVEL POLICIES. WHY CAN'T WE GET THIS BROKEN DOWN IN THIS MANNER SO THAT WE KNOW EXACTLY WHAT THE AMOUNT OF THE POLICY AMOUNTS ARE? IS THERE

ANY REASON WHY THEY WERE ALL PUT TOGETHER THIS TIME?

Mr. MILLER: SIMPLY FOR CONVENIENCE I SUPPOSE, Mr. CHAIRMAN.

Mr. CHAMBERLIST: WELL I DON'T THINK THAT THIS WAS, WITH RESPECT Mr. CHAIRMAN, THAT THE ADMINISTRATIVE CONVENIENCE SHOULD REALLY MATTER TO US IN THIS COUNCIL CHAMBER AND I WONDER IF WE CAN GET A BREAKDOWN FOR THAT AMOUNT AND HAVE IT BROUGHT BACK TO US SO IT COMPLIES WITH WHAT WE USUALLY HAVE. THANK YOU.

Mr. MILLER: YES, Mr. CHAIRMAN.

Mr. CHAIRMAN: ARE WE THEN CLEAR? THE NEXT ITEM IS ELECTRIC RATE EQUALIZATION IN THE AMOUNT OF \$245,616.00. I JUST HAVE A COUPLE OF QUESTIONS FROM THE CHAIR. I'M WONDERING HOW MUCH MONEY IS NOW IN THE FUND. WHAT WAS THE LAST CONTRIBUTION? I BELIEVE THIS IS THREE YEARS RETARDED.

Mr. MILLER: WELL Mr. CHAIRMAN, THIS IS NO LONGER THREE YEARS RETARDED. LAST YEAR THE FEDERAL GOVERNMENT CAUGHT IT UP TO DATE ON AN ESTIMATED BASIS. THE APPROXIMATE AMOUNT IN THE FUND AT THE END OF THE CURRENT FISCAL YEAR AS OF MARCH 31ST WILL BE \$1,250,000.

Mr. CHAIRMAN: HOW MUCH MONEY WAS EXPENDED LAST YEAR IN RESPECT OF, OR THIS CURRENT YEAR, OR I SHOULD SAY LAST YEAR 73-74 FISCAL YEAR?

Mr. CHAMBERLIST: WE HAVEN'T GOT THAT FIGURE.

Mr. MILLER: Mr. CHAIRMAN, FOR 73-74 I DON'T HAVE THE EXACT FIGURE, BUT OUR ESTIMATE IS \$238,000 AND WILL BE VERY VERY CLOSE.

Mr. CHAMBERLIST: COULD WE GET THE INFORMATION AS FAR AS 11 MONTHS IS CONCERNED?

Mr. TANNER: Mr. CHAIRMAN, JUST AS A POINT OF INFORMATION, THERE HAS GOT TO BE SOMEWAY DOWN THE LINE WHEN THE TREASURER HASN'T GOT TO BE ASKED FOR EVERY MINOR DETAIL. I THINK IT'S QUITE FAIR THAT EVERY MEMBER SHOULD ASK FOR SOME INFORMATION, BUT IF YOU'RE GOING TO RIGHT THROUGH THIS BUDGET ASKING FOR THE EXACT IN EVERY MONTH, FIGURE EVERY TIME, WE ARE GOING TO BE HERE FOR THE REST OF THE YEAR. I DON'T THINK IT'S UNREASONABLE TO EXPECT TO HAVE SOME RELIANCE ON WHAT THE TREASURER SAYS, AFTER ALL WE HAVE BEEN RELYING ON HIM FOR TWO OR THREE

YEARS AND HIS ESTIMATES HAVE BEEN FAIR ENOUGH UP TO NOW. I DON'T THINK IT'S REASONABLE THAT YOU SHOULD ASK HIM FOR TEN MONTH'S ELEVEN MONTH'S, OR TWELVE MONTH'S FIGURES EVERY TIME. ON OCCASION PERHAPS WHEN THERE IS SOMETHING PARTICULAR. FOR EXAMPLE THE LAST ITEM ON THE INSURANCE. THE MEMBER HIMSELF READ OFF FROM THE PREVIOUS YEAR WHAT THOSE BROKEN DOWN ITEMS WERE AND WHAT'S THE POINT NOW IN ASKING THE TREASURER TO GO AND GET HIS STAFF TO BRING THAT INFORMATION BACK AGAIN?

Mr. CHAMBERLIST: Mr. CHAIRMAN, THE VERY POINT THAT I MADE LAST YEAR, IT WAS INSISTED UPON BY THE MEMBERS OF THE ADVISORY COMMITTEE THAT THERE BE AS MUCH INFORMATION AS POSSIBLE GIVEN TO MEMBERS OF COUNCIL WHEN DEALING WITH THE BUDGETARY ITEMS. AND I'M ASKING THAT THAT SAME CONSIDERATION BE GIVEN AT THIS TIME. AND TO SUGGEST THAT IT IS IMPROPER IN ANY WAY FOR ANY MEMBER OF COUNCIL TO DELVE IN DETAIL INTO WHAT IS TO BE THE PROPOSED EXPENDITURES OF THE TAXPAYERS' MONEY IS MOST INAPPROPRIATE FOR ANY PERSON WHO MIGHT EVEN CONSIDER HIMSELF SOMEWHAT RESPONSIBLE. I THINK THAT THE OBJECTION THAT HAS BEEN RAISED IS AN IRRESPONSIBLE OBJECTION AND I WILL CONTINUE TO ASK EVEN MORE SO NOW, BECAUSE I'VE BECOME SUSPICIOUS ON EVERY ITEM THAT I REQUIRE INFORMATION.

Mr. TANNER: Mr. CHAIRMAN, THIS IS A REMARK TO WHAT THE HONOURABLE MEMBER SAID. I DID NOT SUGGEST THAT HE SHOULDN'T ASK FOR DETAILS. I SAID THERE WAS SWEET REASON SOMEWHERE BETWEEN THE INFORMATION THAT MEMBERS SHOULD ASK FOR AND THE INFORMATION YOU EXPECT THE ADMINISTRATIVE STAFF TO FIND FOR YOU. I AM NOT SAYING THERE IS NO REASON FOR BEING SUSPICIOUS. THERE'S AS MUCH QUESTIONING THIS TIME ON THE ADVISORY COMMITTEE AS THERE WAS PREVIOUSLY AND I HAVE NO WAY OF KNOWING THAT AND NEITHER HAS THE HONOURABLE MEMBER, SO THAT IS A FUTILE AND POINTLESS REMARK TO MAKE. I AM MERELY SAYING THAT THERE HAS TO BE SOME WAY DOWN THE LINE, SOME SWEET REASON BETWEEN WHAT YOU'RE ASKING FOR AND WHAT YOU EXPECT THE ADMINISTRATION TO PROVIDE FOR YOU.

Mr. CHAIRMAN: COUNCILLOR STUTTER WOULD YOU TAKE THE CHAIR?

Mr. TAYLOR: Mr. CHAIRMAN I HAVE SOME QUESTIONS RELATED TO THIS AS I USUALLY DO, BUT I AM ENCOURAGED TO SEE THAT WE HAVE BUILT UP A FUND UNDER THE ELECTRIC RATE EQUALIZATION PAYMENTS FROM THE FEDERAL GOVERNMENT FOR DISTRIBUTION TO USERS THROUGHOUT THE YUKON TERRITORY. THAT

IS RESIDENTIAL USERS. BUT, IT OBVIOUSLY MUST OCCUR TO ALL MEMBERS OF COMMITTEE THAT HERE WE ARE PAYING OUT SOMETHING IN THE AREA OF \$238,000 OR \$240,000 IN A YEAR, THAT THIS FUND IS ACCUMULATING AND IT IS NOT BEING TOTALLY USED FOR THE PURPOSES THAT IT IS SET OUT TO BE USED FOR. IT WOULD CERTAINLY APPEAR TO ME THAT ONE MUST DECIDE, I THINK AT THIS POINT IN TIME, AS TO WHETHER WE SHOULD NO DOUBT INCREASE THE EQUALIZATION PAYMENTS THAT WE ARE MAKING TO RESIDENTIAL CONSUMER IN RESPECT OF THIS POWER, BECAUSE THE FUND IS JUST SITTING THERE. AND POSSIBLY, IT MAY BE POSSIBLE AT THIS TIME TO EXTEND TO SOME COMMERCIAL USERS OF POWER, SOME BENEFIT UNDER THIS ELECTRIC RATE EQUALIZATION FUND. ALSO I WOULD ASK THE SAME QUESTION OF THIS FUND INASMUCH AS IT RELATES TO PUBLIC ASSISTANCE, IS IF ACCRUED INTEREST ON THESE UNUSED PORTIONS OF THIS MONEY (AND RIGHT NOW THERE SHOULD BE I BELIEVE, \$1,012,000 IN THIS FUND THAT ISN'T REALLY WORKING) IS THIS ACCRUING INTEREST BACK TO THAT PARTICULAR FUND?

Mr. MILLER: YES, MR. CHAIRMAN, THIS FUND DOES ACCRUE INTEREST AT THE EXPRESSED WISH OF THIS COUNCIL AND THE FUND WAS CREATED.

Mr. TAYLOR: MR. CHAIRMAN, THANK YOU AND I WOULD HOPE THAT BEFORE THIS SESSION IS CONCLUDED THAT WE CAN PROVIDE THE SAME SERVICE TO THE OTHER FUNDS.

NOW LET US TAKE FOR A MINUTE THE MATTER OF THE MONIES THAT ARE BUILDING IN THIS FUND. DOES IT NOT SEEM REASONABLE THAT THESE MONIES SHOULD BE EXPENDED TO THE PURPOSE FOR WHICH THEY ARE INTENDED AND THAT IS TO SUBSIDIZE POWER TO THE PEOPLE OF THE YUKON EITHER SOLELY ON A RESIDENTIAL BASIS AS IT IS NOW OR INDEED EXPAND THE PROGRAM TO DEAL WITH CONSUMERS, COMMERCIAL CONSUMERS OF POWER. HAS THE ADMINISTRATION TAKEN SERIOUSLY THIS QUESTION UNDER ADVISEMENT AND IF SO, ARE THEY PREPARED AT THIS TIME TO PUT THIS MONEY TO WORK WHERE IT IS SUPPOSED TO BE WORKING?

Mr. TANNER: YES, THE ADMINISTRATION HAS TAKEN THIS QUESTION VERY SERIOUSLY AND I THINK BEFORE THIS BUDGET IS FINISHED WE WILL BE ABLE TO COME TO COUNCIL AND MAKE A PROPOSITION TO THEM OR A SUGGESTION TO THEM. IN THE MEANTIME, IT'S BEEN AN EXTREMELY DIFFICULT AND COMPLEX SUBJECT BECAUSE THERE IS SO MANY PERIPHERAL CONSIDERATIONS TO BE THOUGHT ABOUT. I MIGHT SUGGEST TO THE MEMBERS THAT I'M TRYING TO BE COMPLETELY OPEN-HANDED. I'M SAYING WE'VE GOT A QUANDARY WHICH WE ARE

TRYING TO SOLVE AND I HOPE WE CAN SOLVE IT BEFORE THIS BUDGET IS FINALIZED. IF MEMBERS WOULD LEAVE IT WITH US AND LET US COME BACK TO COUNCIL IN THE NEXT FEW WEEKS, I BELIEVE WE WILL HAVE SOMETHING FOR THE MEMBERS.

Mr. TAYLOR: COULD THE MEMBER MAKE A COMMITMENT NOTWITHSTANDING WHATEVER PROPOSAL MAY BE FORTH-COMING THAT THE SUBJECT WILL BE DEFINITELY BROUGHT BEFORE COUNCIL BEFORE THE END OF THIS SESSION?

Mr. TANNER: YES, MR. CHAIRMAN.

Mr. TAYLOR: THANK YOU, MR. CHAIRMAN, AND I WILL RESUME THE CHAIR AT THIS POINT.

Mr. CHAIRMAN: IS THERE ANYTHING FURTHER ON ELECTRIC RATE EQUALIZATION? THE NEXT ITEM IS CENTRAL PURCHASING AND STORES IN THE AMOUNT OF \$228,772.

Mr. CHAMBERLIST: MR. CHAIRMAN, I TAKE IT MR. MILLER MIGHT BE ABLE TO ADVISE. IS MUCH OF THIS INCREASE IN THE SALARIES AND WAGES AS A RESULT OF THE TRANSFER OF THE PERSONNEL FROM TREASURY TO CENTRAL PURCHASING? WOULD THIS BE CORRECT?

Mr. MILLER: THAT IS CORRECT, MR. CHAIRMAN.

Mr. CHAMBERLIST: WHAT WOULD BE THE TRAVEL AND RELOCATION COSTS FOR GOVERNMENT EMPLOYEES OF \$5,000 IN THIS PARTICULAR AREA MR. CHAIRMAN. I WONDER IF MR. MILLER COULD INDICATE?

Mr. MILLER: YES, MR. CHAIRMAN, THIS COST IS BROKEN DOWN ROUGHLY AS FOLLOWS: WE HAVE A YEARLY BOARD OF SURVEY OF WHICH THE DIRECTOR OF PURCHASING AND ONE OF THE STAFF MEMBERS GOES OUT ON THE BOARD OF SURVEY. WE WOULD ANTICIPATE THAT COSTING APPROXIMATELY \$1,000. WE ARE HOPING TO SEND AT LEAST ONE OF OUR BUYERS TO A SEMINAR THIS YEAR. WE HAVE THE ANNUAL DEPARTMENT HEAD MEETING. WE HAVE A CONFERENCE WHICH THE DIRECTOR OF THE NATIONAL PURCHASING CONFERENCE WHICH THE DIRECTOR IS PLANNING TO ATTEND. WE HAVE THE INVENTORY TAKING OF GOVERNMENT ASSETS WHICH COMES UNDER CENTRAL PURCHASING AND THEN WE HAVE POOL CAR CHARGES WHICH RELATE TO THE CARS THAT THEY USE.

Mr. CHAMBERLIST: YES, BUT THE ONLY DIFFERENCE THAT I TAKE IT, MR. CHAIRMAN, IS THAT SOMEBODY IS GOING OUT ON A SEMINAR AND WHY WOULD IT BE INCREASED FROM \$1,400 TO \$5,000?

Mr. MILLER: Mr. CHAIRMAN, THE ESTIMATE FOR 1973-74 WAS NO WHERE NEAR ACCURATE. SINCE THE ESTIMATES WERE PREPARED THE DIRECTOR OF CENTRAL PURCHASING WAS PUT ON THE BOARD OF SURVEY, HE WASN'T PREVIOUSLY. WE TRANSFERRED THE ASSET CONTROL PEOPLE FROM TREASURY, THEY WERE NOT THERE PREVIOUSLY.

Mr. CHAIRMAN: ARE YOU CLEAR?

Mr. CHAMBERLIST: I KNOW YOU SAID THERE SEEMS TO BE A GENERAL INCREASE IN ALL OF THESE ESTIMATES FROM LAST YEAR. COMMUNICATIONS AND CARTAGE HAS INCREASED. ADVERTISING AND PUBLIC PROMOTION WAS INCREASED. OFFICE SUPPLIES AND SERVICES HAS TREBLED. MATERIALS AND SUPPLIES GENERAL. NOW I WONDER IF WE CAN GET SOME EXPLANATION ON THE DIFFERENCES THERE BETWEEN THOSE TWO DESCRIPTIONS AND RENTAL MACHINERY AND OFFICE EQUIPMENT \$4,000 WHICH WE DIDN'T HAVE BEFORE AND REPAIR OF EQUIPMENT \$2,000 WHICH WAS PREVIOUSLY I TAKE IT INCLUDED IN THE TREASURY AMOUNT.

Mr. MILLER: Mr. CHAIRMAN, I'LL START AT THE FIRST ITEM - COMMUNICATIONS AND CARTAGE: WE HAVE ADDITIONAL STAFF IN THE DEPARTMENT TO WHAT WE HAD LAST YEAR AND THIS IS WHY THERE WILL BE ADDITIONAL COSTS PRIMARILY IN THE COMMUNICATION FIELD. WE NOW HAVE THREE BUYERS INSTEAD OF THE PREVIOUS TWO.

ADVERTISING AND PUBLIC PROMOTION: THIS INCLUDES THE COST OF ADVERTISING FOR GOVERNMENT SURPLUS SALES WHICH ARE NOW ALL HANDLED BY CENTRAL PURCHASING. WE ARE ESTIMATING \$1,500 FOR THAT. THE OTHER \$500 IS TO COVER A BOOKLET WHICH WE ARE INTENDING TO PUBLISH WHICH WOULD BE AVAILABLE TO SUPPLIERS AND POTENTIAL SUPPLIERS TO TELL THEM THE TYPE OF ITEMS THAT THE GOVERNMENT BUYS.

OFFICE SUPPLIES: WITH THE INTRODUCTION OF THE NEW CENTRAL PURCHASING SYSTEM ON APRIL 1ST LAST YEAR, WE FOUND THAT OUR SUPPLY COSTS ARE HIGHER THAN WE HAD PREVIOUSLY ANTICIPATED. THE INTRODUCTION OF NEW FORMS HAS BROUGHT THIS ABOUT. IN THE LAST TWELVE MONTHS WE HAVE SPENT \$6,600 FOR SUPPLIES, OFFICE SUPPLIES.

MATERIALS AND SUPPLIES GENERAL: THIS COVERS PRIMARILY THE WAREHOUSING SUPPLIES FOR SHIPPING MERCHANDISE. THERE IS A CERTAIN AMOUNT OF JANITORIAL SUPPLIES. OF THE \$4,000 WE ANTICIPATE MERCHANDISING SUPPLIES SUCH AS BOXES, PACKING, STRAPPING, PAPER, TWINE, STAPLES, ETC. \$4,000 AND THE JANITORIAL SUPPLIES AT \$1,000.

RENTAL AND MACHINERY AND OFFICE EQUIPMENT RELATES TO THE RENTAL OF A PHOTOCOPIER MACHINE, WHICH WE SPLIT THE RENTAL ON WITH LIQUOR CONTROL.

Mr. CHAMBERLIST: THEN THIS IS AN ADDITIONAL COPY MACHINE TO THAT WHICH IS GOING TO BE OBTAINED BY THE TREASURY DEPARTMENT, Mr. CHAIRMAN.

Mr. MILLER: Mr. CHAIRMAN, THE TREASURY DEPARTMENT HAS HAD AN OFFICE COPY MACHINE WHICH IS USED AT THE MOMENT BY TREASURY, EDUCATION, PERSONNEL AND LOCAL GOVERNMENT. THE CENTRAL PURCHASING HAVE HAD A SMALLER PHOTO COPY MACHINE WHICH THEY SPLIT OR THEY USE BOTH LIQUOR CONTROL AND THEMSELVES. THEY ARE NOW PROPOSING THAT THEY NEED A LARGER ONE BECAUSE OF THE VOLUME.

Mr. CHAMBERLIST: BUT PREVIOUSLY WHEN WE DEALT WITH THE TERRITORIAL TREASURER AND COLLECTOR OF TAXES, IN ANSWER TO A QUESTION THAT I ASKED, IT WAS INDICATED THAT THERE WAS GOING TO BE ANOTHER COPY MACHINE OBTAINED.

Mr. MILLER: NO, Mr. CHAIRMAN, I RELATED - THE QUESTION WAS WHAT WAS THE INCREASE AND MY ANSWER WAS THAT WE WERE OBTAINING ANOTHER KEY PUNCH MACHINE.

Mr. CHAMBERLIST: I BEG YOUR PARDON. I'M SORRY. Mr. CHAIRMAN, IT WOULD APPEAR THAT THE SPLITTING UP OF THE DEPARTMENT HAS BECOME MORE COSTLY BECAUSE IT WAS HANDLED BEFORE THROUGH TREASURY AND THERE WAS NOT AS MUCH APPROPRIATIONS REQUIRED. DOES THE ADDITIONAL COST BENEFIT BY INCREASED EFFICIENCY? BECAUSE IT DOESN'T APPEAR TO SHOW THAT IT'S BEEN EFFICIENT IN A MONEY SAVING ATTITUDE IN THIS AREA.

Mr. MILLER: Mr. CHAIRMAN, THE 1973-74 ESTIMATES WERE THE FIRST TIME THAT ANYBODY HAD EVER PUT TOGETHER ONE ESTIMATE FOR CENTRAL PURCHASING. PRIOR TO THAT IT WAS SCATTERED AMONGST MANY DEPARTMENTS. NOW WHAT WE ARE AT RIGHT NOW IS FINALLY FINDING OUT WHAT THE TRUE COST OF CENTRAL PURCHASING IS ALL ABOUT.

Mr. CHAIRMAN: CLEAR?
THE NEXT ITEM IS HEATING FUEL EQUALIZATION IN THE AMOUNT OF \$70,845.

Mr. McKINNON: I WONDER IF Mr. MILLER COULD UNDERTAKE TO PROMISE THAT ALL MEMBERS OF TERRITORIAL COUNCIL THAT ONCE THE COST OF HEATING FUEL IS KNOWN AFTER THE INCREASE OF \$6.50 PER BARREL ACCRUED WHAT THE ACTUAL COST PER GALLON IS GOING TO BE TO THE YUKON CONSUMER, AND ONCE HE KNOWS WHAT THE EFFECT

OF THIS IS ALSO GOING TO BE ON THE ELECTRICAL RATE FACING YUKON CONSUMERS, WHETHER HE WOULD BE PREPARED TO PROVIDE TO ALL MEMBERS OF COUNCIL A STUDY OF WHAT IT WOULD COST THE GOVERNMENT OF THE YUKON TO HAVE A STABILIZATION AND EQUALIZATION PLAN IN THE FIELD OF HEATING FUEL AND THE ELECTRICAL RATE IN THE YUKON. I AM SAYING AS TAKING AS IT'S BASE FIGURE JANUARY 1ST OF 1973. YOU WILL HAVE A PRETTY GOOD ESTIMATE WITHIN A MONTH OR SO I WOULD IMAGINE OF WHAT THE INCREASE IN FUEL OIL IS GOING TO BE, WHAT THE INCREASE IN THE ELECTRIC RATE IS GOING TO BE DUE TO THE INCREASE IN A BARREL OF CRUDE AND I WOULD BE VERY INTERESTED TO SEE WHAT THE COST WOULD BE IF THE PROGRAM WAS TO BE ENTERTAINED BY THE GOVERNMENT OF THE YUKON TO KEEP BOTH AN EQUALIZATION AND A STABILIZATION PLAN AMONG THE PEOPLE OF THE YUKON TERRITORY. BECAUSE WITH THE COST INCREASES THAT I SEE IN THE FUTURE I THINK THERE IS A LOT OF PEOPLE THAT ARE ALREADY STARTING TO WORRY ABOUT NEXT WINTER.

MR. TANNER: MR. CHAIRMAN, PERHAPS THE HONOURABLE MEMBER COULD, FOR MY BENEFIT, EXPLAIN WHAT HE MEANS BY STABILIZATION. DO YOU MEAN TO SET A PRICE WHICH WE ARE GOING TO BE ABLE TO LEAVE IT AT FROM HERE ON IN FOR A CERTAIN NUMBER OF YEARS IRRESPECTIVE OF WHAT HAPPENS IN THE OUTSIDE SOURCES AS FAR AS FUEL IS CONCERNED?

MR. MCKINNON: YES, FOR A BASE, FOR ONE YEAR. BEGIN AS A BASE FOR ONE YEAR, WHAT IT'S GOING TO COST, IN FUEL NEXT YEAR AND WHAT IT COST AS OF JANUARY 1ST, 1974. I WOULD BE VERY INTERESTED AND I'M SURE ALL MEMBERS OF COUNCIL WOULD BE TO SEE THESE FIGURES. IT'S ALSO GOING TO GIVE YOU AN ABSOLUTE INDICATION OF WHAT EVERY PERSON WHO WANTS TO LIVE NEXT YEAR IN THE YUKON TERRITORY IS GOING TO BE FACED WITH AN INCREASE IN THE COST OF LIVING.

MR. MILLER: MR. CHAIRMAN, I THINK THAT INFORMATION COULD BE BROUGHT FORWARD WHEN THE FEDERAL POSITION BECOMES KNOWN. THIS IS THE PROBLEM. I HAVE BEEN LOOKING AT THIS PARTICULAR PROBLEM AND AS OF THIS MORNING, NOBODY KNOWS WHAT THE FEDERAL POSITION IS GOING TO BE. THE LATEST INDICATION I GOT WAS THAT THEY WERE GOING TO FREEZE, THE OIL COMPANIES THEMSELVES WERE GOING TO FREEZE, AT LEAST FOR 45 DAYS. NOW AS SOON AS IT'S AVAILABLE I WILL CERTAINLY GET IT TO COUNCILLORS.

MR. CHAMBERLIST: MR. CHAIRMAN, I WONDER IF WE CAN GET AN EXPLANATION OF A DIFFERENCE OF FIGURES. ON PAGE A16 AT THE BOTTOM IT SAYS, ESTIMATED FOR

1973-74 \$68,648. WE LOOK ON PAGE 11, IT SHOWS ESTIMATES 1973-74 - \$86,494. I WONDER IF WE CAN GET AN EXPLANATION OF WHY THESE TWO DIFFERENT FIGURES HAVE BEEN PUT IN HERE?

MR. MILLER: YES, MR. CHAIRMAN, WHEN WE PUT TOGETHER THE 73-74 ESTIMATES, WE WERE WORKING ON THE BEST INFORMATION WE HAD AVAILABLE AT THAT TIME. WHAT WE ARE SUGGESTING ON PAGE A16 IS THAT WE HAVE MORE ACCURATE INFORMATION OR WHAT WE THINK IS MORE ACCURATE INFORMATION TO REFLECT WHAT WE WOULD ANTICIPATE THE COST WOULD BE FOR 73-74.

MR. CHAMBERLIST: SO THAT IN ACTUAL EFFECT, WE DIDN'T USE THE \$86,494 THAT WAS APPROPRIATED?

MR. MILLER: THAT'S QUITE CORRECT MR. CHAIRMAN.

MR. CHAMBERLIST: MR. CHAIRMAN, IN A CASE OF THIS DESCRIPTION, WHAT HAPPENED TO THE MONEY? DID IT JUST LAPSE?

MR. MILLER: MR. CHAIRMAN, IN ACTUAL FACT, THE SPENDING ON THIS TOTAL PROGRAM TO THE END OF FEBRUARY WAS \$312. PEOPLE HAVEN'T GOT THEIR CLAIMS IN FOR IT.

MR. CHAMBERLIST: I SEE. IT'S IN RESERVE THEN?

MR. MILLER: THAT'S RIGHT. WE'LL BE FACING THIS PROBLEM FAIRLY SOON I WOULD HOPE.

MR. CHAIRMAN: CLEAR?

NOW WE HAVE YET TO GO TO CAPITAL. PAGE 53A. WE HAVE AN ITEM OF FURNITURE AND OFFICE EQUIPMENT - \$70,000.

Mr. TANNER: Mr. CHAIRMAN I THOUGHT THIS WAS A PRETTY THOROUGH GOING OVER. IT TOOK US 2 1/2 HOURS THE LAST TIME AROUND. WAS THE CHAIRMAN HIMSELF INTERESTED NOW OR IS THERE ANY REASON TO GO OVER THAT ITEM AGAIN.

Mr. CHAIRMAN: THESE MATTERS HAVE TO BE CLEAR.

Mr. CHAMBERLIST: WE ARE KEEPING WITH THE MAIN ESTIMATES NOW.

Mr. CHAIRMAN: YOU MUST RESPECT THAT IT IS VERY DIFFICULT IN THE CHAIR TO KIND OF KEEP TRACK ON HOPPING BACK AND FORTH ON THESE THINGS. ARE WE NOW CLEAR ON THIS ITEM?

Mr. CHAMBERLIST: Mr. CHAIRMAN HAS Mr. MILLER ANYTHING ELSE TO OFFER BESIDE WHAT HE HAS OFFERED IN RELATION TO THIS THE LAST TIME AROUND.

Mr. MILLER: Mr. CHAIRMAN ACCORDING TO MY NOTES THERE ARE NO OUTSTANDING QUESTIONS ON FURNITURE AND OFFICE EQUIPMENT.

Mr. CHAIRMAN: CLEAR? LIQUOR CONTROL EQUIPMENT, \$25,000.

Mr. MILLER: Mr. CHAIRMAN THERE WERE TWO OUTSTANDING QUESTIONS ON THIS ITEM. ONE RELATED TO THE TWO CASH REGISTERS THAT WERE PROPOSED TO BE TRADED IN. THE AGE OF THOSE MACHINES IS CURRENTLY TEN YEARS. WE HAVE BEEN ADVISED BY THE NCR COMPANY WHO MANUFACTURED THEM THAT THE MAINTENANCE COSTS FOR NEXT YEAR ARE GOING TO BE EXCEPTIONALLY HIGH BECAUSE THEY ARE JUST PLAIN FALLING TO PIECES.

Mr. CHAMBERLIST: WHY SHOULDN'T THEY SAY THAT. THEY WANT TO SELL US NEW MACHINES.

Mr. McKINNON: I BET YOU IBM WOULD SAY THE SAME THING.

Mr. CHAIRMAN: ORDER PLEASE.

Mr. MILLER: Mr. CHAIRMAN AS YOU KNOW THEY HAVE NO GUARANTEE OF SELLING US A NEW MACHINE. WE GO TO QUOTATIONS ON THESE TYPES OF THINGS.

Mr. CHAIRMAN: CLEAR?

Mr. MILLER: THE SECOND ITEM Mr. CHAIRMAN RELATED Mr. CHAIRMAN TO THE REPLACEMENT OF THE

FORKLIFT. I HAVE SINCE FOUND OUT THAT IT IS NOT THE INTENTION TO REPLACE THIS FORKLIFT. THE INTENTION IS TO EXTEND THE EXISTING FORKLIFT SO THAT IT WILL GO TO A HIGHER HEIGHT.

Mr. CHAMBERLIST: FOR \$10,000?

Mr. MILLER: THEY TELL ME THAT THIS REQUIRES AN ADDITIONAL HYDRAULIC CYLINDER, ADDITIONAL HYDRAULIC PUMPS AND THAT MORE WEIGHTS HAVE TO BE PROVIDED. THE ALTERNATIVE TO THIS Mr. CHAIRMAN IS TO PURCHASE A NEW FORKLIFT WHICH WOULD COST \$25,000.

Mr. TANNER: Mr. CHAIRMAN IF YOU CAN GET DELIVERY I THINK EVERYONE KNOWS THAT DELIVERY ON THIS SORT OF EQUIPMENT IS YEARS AWAY NOW.

Mr. CHAMBERLIST: THEN WE DON'T NEED IT THIS YEAR THEN DO WE IF IT IS YEARS AWAY. WHAT IS THE POINT OF HAVING IT IN THE APPROPRIATION? IS IT BEING SUGGESTED THAT IT IS GOING TO COST \$10,000 TO PUT THESE EXTENSIONS ON A NEW FORKLIFT. A NEW FORKLIFT LIKE THEY'VE GOT THERE IS WORTH \$25,000?

Mr. MILLER: Mr. CHAIRMAN, AS I UNDERSTAND IT, THE INTENTION, AND THIS IS AFTER THE MANUFACTURER OF THE EXISTING FORKLIFT HAS BEEN TOWN, IS THAT THEY CAN EXTEND THE EXISTING FORKLIFT, THE ONE THEY HAVE NOW AT A COST OF \$10,000.

Mr. CHAMBERLIST: WHAT IS THE MANUFACTURER'S NAME Mr. CHAIRMAN. I WOULD LIKE TO MAKE SOME ENQUIRIES MYSELF. I WANT TO GET INTO THE BUSINESS.

Mr. MILLER: Mr. CHAIRMAN I ALSO UNDERSTAND THAT IF THEY DON'T DO THIS AND THEY GO OUT TO PURCHASE A NEW FORKLIFT, IT WOULD COST \$25,000.

Mr. CHAMBERLIST: HAVE YOU GOT THE NAME OF THE MANUFACTURER? I WOULD LIKE TO DO SOME CHECKING ON THAT.

Mr. MILLER: Mr. CHAIRMAN I DON'T HAVE THE NAME OF THE MANUFACTURER.

Mr. CHAMBERLIST: I WONDER Mr. CHAIRMAN IF WE COULD GET IT. I WOULD REALLY BE INTERESTED IN SOMETHING LIKE THAT. I THINK THIS IS GOING TO BE A WASTE OF MONEY. A WASTE OF AN AMOUNT OF

MONEY THAT IS BEING ASKED FOR,

MR. CHAIRMAN: CLEAR? NOW WE WILL PROCEED TO --OH WE HAVE ONE MORE.

MR. MILLER: 2103.

MR. CHAIRMAN: THAT IS WHAT WE JUST DISCUSSED ISN'T IT.

MR. MILLER: WE ARE STILL ON 2102.

MR. CHAIRMAN: I SEE, THIS IS CENTRAL PURCHASING EQUIPMENT, \$14,000.

MR. CHAMBERLIST: WHAT IS THE PROBLEM WITH THIS FORKLIFT IN THE CENTRAL PURCHASING DEPARTMENT? IS THIS ONE TOO SHORT AND THEY HAVE TO CUT SOMETHING OFF?

MR. MILLER: MR. CHAIRMAN THE FORKLIFT THAT IS REFERRED TO HERE IS A 1946 TRACTOR WHICH WAS TURNED OVER BY THE DEPARTMENT OF NATIONAL DEFENSE TO DPM AND SUBSEQUENTLY TO OURSELVES. IT IS THE BEST ADVICE I CAN GET FROM OUR MECHANICAL PEOPLE, IS THAT IT IS IN SERIOUS NEED OF REPAIRS. THEY DON'T RECOMMEND THAT IT BE REPAIRED. THEIR RECOMMENDATION IS THAT WE BUY A FOUR-TON FORKLIFT FOR USE OUTSIDE IN HANDLING CULVERTS AND HEAVY EQUIPMENT.

MR. CHAMBERLIST: WOULDN'T THAT PIECE BE A PIECE OF ENGINEERING EQUIPMENT IF IT IS GOING TO BE USED FOR THE HANDLING OF CULVERTS, ETC.

MR. MILLER: NO, MR. CHAIRMAN. ALL CULVERTS AND THESE TYPES OF MATERIALS ARE STORES WHICH COME UNDER THE JURISDICTION OR CONTROL OF THE CENTRAL PURCHASING, CENTRAL STORES OPERATION.

MR. CHAIRMAN: ARE YOU CLEAR? I BELIEVE WE HAVE SOME INFORMATION COMING IN THIS PARTICULAR VOTE HOWEVER, THIS TAKES US THROUGH TREASURIES.

WE GO NOW TO THE DEPARTMENT OF EDUCATION IN THE AMOUNT OF \$8,696,876.

MR. MCKINNON: ARE YOU GOING TO EXCUSE THE WITNESSES NOW?

MR. CHAMBERLIST: WE CAN EXCUSE THE WITNESSES NOW. WE HAVE GOT THE EXECUTIVE COMMITTEE MEMBER HERE.

MRS. WATSON: MR. CHAIRMAN IT DOESN'T MATTER TO ME BUT IN THE PAST THE TREASURER HAS STAYED,

MR. CHAIRMAN: I BELIEVE THE TREASURER STAYS IN ALL FINANCIAL DELIBERATIONS. WE WILL GO FIRST TO CAPITAL.--

MR. CHAMBERLIST: MR. CHAIRMAN I AM GOING TO MAKE A VERY STRONG PROTEST THAT WE HAVE NOT THE ABILITY TO DEAL WITH THE EDUCATION BUDGET ITEM, APPROPRIATION ITEM HERE BECAUSE WE DO NOT KNOW WHAT IS GOING TO BE THE RESULT IN DEALING WITH THE EDUCATION ORDINANCE. THERE ARE MANY AREAS IN THE EDUCATION ORDINANCE THAT MAY WELL INDICATE CHANGES OF POLICIES THAT WOULD AFFECT THE EDUCATION APPROPRIATIONS.

IF THE HONOURABLE MEMBER FROM CARMACKS-KLUANE WOULD HAVE DEIGNED IT REASONABLE TO GIVE IT SECOND READING TO THE BILL AND HAD DEALT WITH IT PRIMARILY JUST CURSORY, WE COULD HAVE COME ACROSS QUITE A NUMBER OF AREAS WHERE THE RELATIONSHIP BETWEEN THE EDUCATION ORDINANCE AS IT IS PROPOSED WILL BE AFFECTED BY THE DEPARTMENTAL BUDGET.

MR. CHAIRMAN, I WOULD SUGGEST WE CANNOT DEAL WITH THIS OR IF WE DO DEAL WITH IT, WE CANNOT PASS IT UNTIL SUCH TIME AS WE'VE DEALT WITH THE DEPARTMENT OF EDUCATION BILL.

MR. CHAIRMAN: I BELIEVE IT WAS INTENDED BY COMMITTEE TO REVIEW THE ESTIMATES OF THE EDUCATION DEPARTMENT AT THIS TIME. AS I STATED THE POLICY OF COMMITTEE IN DEALING WITH ESTIMATES TO HAVE A FINAL REVIEW OF ANY VOTE OR THE TOTAL BUDGET BEFORE ITS PASSAGE, POSSIBLY THE MEMBER MAY PERHAPS WISH TO PROCEED WITH A RUN THROUGH THE ESTIMATES AND THIS WOULD GIVE THE HONOURABLE MEMBER IN CHARGE OF THAT DEPARTMENT AN OPPORTUNITY TO GATHER INFORMATION THAT MAY BE REQUIRED AS A RESULT OF THAT PERUSAL.

MR. CHAMBERLIST: THIS IS QUITE TRUE MR. CHAIRMAN BUT EVEN THOUGH WE DEAL WITH THE ITEMS IN THIS PARTICULAR VOTE, WE WILL STILL NOT BE ABLE TO ACQUIESCE TO WHETHER THERE IS AGREEMENT OR NOT AGREEMENT UNTIL SUCH TIME AS THE EDUCATION ORDINANCE HAS BEEN APPROVED BY THIS HOUSE. THIS IS THE DIFFICULTY WE ARE NOW FACED WITH AS A RESULT OF THERE BEING NO DISCUSSION WHATEVER ON THE EDUCATION ORDINANCE.

I QUITE AGREE WITH WHAT MR. CHAIRMAN SAYS THAT WE CAN GO THROUGH IT, WE CAN MAKE WHATEVER COMMENTS WE WANT TO ON IT, BUT IT WOULD BE IMPROPER TO PASS IT UNTIL SUCH TIME AS THE

ORDINANCE HAS BEEN CLEARED BY THIS COUNCIL BECAUSE OF THE ASSOCIATION ONE WITH THE OTHER.

Mrs. WATSON: Mr. CHAIRMAN, JUST A FEW COMMENTS ON THE BASIS OF THAT. AS I INDICATED TO THE HONOURABLE MEMBERS PREVIOUSLY, THE ESTIMATES FOR THE DEPARTMENT OF EDUCATION WERE BASED ON THE EXISTING LEGISLATION, SO THE ESTIMATES HERE HAVE NOTHING TO DO WITH THE ORDINANCE WHICH HAS NOW HAD FIRST READING. THERE ARE VERY MINIMAL CONSIDERATIONS, FINANCIAL CONSIDERATIONS AS A RESULT OF THE NEW LEGISLATION OR THE AMENDMENTS TO THE EXISTING LEGISLATION.

THE ONLY AREA WHERE THERE WOULD BE SOME CONSIDERABLE EXPENDITURE OF FUNDS WHICH WOULD HAVE TO BE TAKEN INTO CONSIDERATION BY THIS COMMITTEE WOULD BE WITH THE PROPOSED KINDERGARTEN AND PRE-KINDERGARTEN PROGRAMS. THAT WILL BE BROUGHT FORWARD TO THE HOUSE AS A SEPARATE SESSIONAL PAPER AND AS A SEPARATE APPROPRIATION.

THEREFORE, IT HAS NO EFFECT ON THE ESTIMATES THAT ARE PLACED BEFORE THE HOUSE AT THIS TIME.

Mr. CHAMBERLIST: Mr. CHAIRMAN, THE VERY FACT THAT THE HONOURABLE MEMBER HAS POINTED OUT AT LEAST ONE AREA THAT SHE RECOGNIZES THERE WOULD BE DIFFICULTY AND THAT IS IN THE KINDERGARTEN AREA. I SAY THIS, Mr. CHAIRMAN, THAT WITH A PASSAGE OR AGREEMENT OF THE EDUCATION ORDINANCE MEMBERS OF THIS COMMITTEE CAN THEN SEE WHAT IS REQUIRED AS A RESULT OF THE PASSAGE OF THAT ORDINANCE AND DEAL APPROPRIATELY WITH THE ITEMS THAT ARE MADE REFERENCE TO IN THIS PARTICULAR VOTE AND RECOMMEND ADJUSTMENTS OF THOSE MONIES TO MEET THE ADDITIONAL COMMITMENT OF KINDERGARTENS. THIS IS THE ONE PARTICULAR AREA.

I HAVE NO INTENTION OF DISCUSSING AT THIS TIME THE OTHER AREAS IN THE EDUCATION BILL THAT I FEEL WILL BE AN INVOLVEMENT WHERE THE BUDGET OF THAT DEPARTMENT IS RELATED TO.

THEREFORE, I WOULD SUGGEST THAT IF WE DO GO THROUGH THIS PARTICULAR APPROPRIATION AT THIS TIME THAT COUNCIL DO NOT IN ANY WAY APPROVE THIS APPROPRIATION UNTIL THE EDUCATION BILL HAS BEEN PROPERLY DEALT WITH AND PASSED THROUGH THIS HOUSE.

ON THE BASIS OF THAT, THEN IT COULD BE DEALT WITH EFFICIENTLY.

Mr. CHAIRMAN: MAY I PROCEED? THE FIRST ITEM IS UNDER CAPITAL, PAGE 58A. \$30,000, MISCELLANEOUS SCHOOL EQUIPMENT.

Mr. MILLER: ESTABLISHMENT 2301

Mr. CHAMBERLIST: THIS IS AN OPEN-END THING. WE'VE ARGUED ABOUT THIS BEFORE. TO SAY A PURCHASE OF NEW AND REPLACEMENT EQUIPMENT AS REQUIRED, AS REQUIRED BY WHOM. BUT THE WORDS, AS REQUIRED, THERE YOU SEE ITS NOT SUFFICIENT EXPLANATION. I DON'T THINK ANYBODY WOULD OBJECT TO KNOWING THERE HAS TO BE EQUIPMENT SUPPLIED IN VARIOUS AREAS, BUT AT WHAT SCHOOLS IS THE EQUIPMENT GOING TO?

Mrs. WATSON: Mr. CHAIRMAN AT THE PRESENT TIME THIS HAS NOT BEEN DETERMINED SPECIFICALLY BECAUSE SCHOOLS ARE ASKED TO SUBMIT THE NEEDS OF REPLACEMENT REQUIREMENTS FOR THE ENSUING SCHOOL YEAR AND ON THE BASIS OF THE GREATEST NEED THE EQUIPMENT IS PURCHASED. WE ARE TALKING ABOUT DESKS SINCE WE'VE GONE INTO THE AREA OF REPLACING, WHICH WE HAVE NEVER DONE VERY MUCH BEFORE, DESKS THAT ARE OBSOLETE THAT DO NEED REPLACING. LOCKERS, GYMNASIUM EQUIPMENT, WE ARE TRYING TO ARRIVE AT A STANDARDIZED TYPE OF EQUIPMENT INVENTORY FOR EACH SCHOOL FOR THEIR GYMNASIUM, FOR THEIR SPORTS PROGRAMS. ALSO A STANDARDIZED LIST OF EQUIPMENT FOR AUDIO VISUAL EQUIPMENT, AND SO ON.

WE ARE DEVELOPING THIS AT THE PRESENT TIME. UNTIL THE STANDARDS ARE COMPLETELY DEVELOPED, I CAN BRING FORWARD WHAT WE PROPOSE TO PURCHASE. THIS WOULD BE VERY SIMPLE FOR ME TO DO. IT WOULD BE VERY DIFFICULT TO ALLOCATE IT TO DIFFERENT SCHOOLS AT THIS STAGE OF THE GAME.

Mr. CHAMBERLIST: THE POINT THAT BOTHERS ME RIGHT NOW IN ALL SERIOUSNESS, IS THE REMARK THAT WAS MADE THAT WE DON'T KNOW THE NEEDS UNTIL THE SCHOOLS HAVE ASKED US WHAT THE NEEDS ARE.

IF YOU DON'T KNOW THE NEEDS, HOW WOULD YOU GET TO AN ESTIMATED FIGURE OF \$30,000. ITS A FIGURE THAT IS JUST BEING PLUCKED OUT OF THE SKY AND SAY GIVE US \$30,000. CERTAINLY, I AM NOT DISPUTING THAT ALL THE SUGGESTIONS THAT HAVE BEEN MADE ABOUT THE EQUIPMENT, THE AUDIO VISUAL EQUIPMENT, THE CHANGING OF DESKS, LOCKERS. I AM NOT DISAGREEING THAT THESE SHOULD NOT BE DONE. I THINK THAT WE ARE ENTITLED TO KNOW WHAT SCHOOLS HAVE ASKED FOR THEM AND WHAT SCHOOLS ARE GOING TO GET THEM, IN THAT PARTICULAR AREA.

RIGHT NOW THE INDICATION IS THAT IT HASN'T BEEN INDICATED TO US BUT WE ARE ASKING FOR \$30,000 IN ANY EVENT. ON WHAT BASIS IS THE \$30,000 BEING ASKED FOR?

Mrs. WATSON: MR. CHAIRMAN, IF WE ASKED FOR \$100,000 I'M SURE THAT THE SCHOOLS COULD SPEND THE MONEY. WE ARE ASKING FOR \$30,000 BUT I CAN BRING YOU A LIST OF WHERE WE PLAN ON SPENDING IT, SO MUCH FOR DESKS, SO MUCH FOR NEW CURTAINS FOR GYMNASIUMS, SO MUCH FOR BLACK-OUT CURTAINS AND THIS TYPE OF THING. YES THIS CAN BE DONE.

Mr. CHAMBERLIST: MR. CHAIRMAN, THE SPENDING OF THE FUNDS, IF WE HAVE \$100,000 OR \$200,000 BEING ASKED FOR, ANYBODY CAN SPEND MONEY. IT TAKES NO BRILLIANCE TO SPEND MONEY. ALL I'M SAYING IS HOW DID YOU GET THE \$30,000 FIGURE? IF YOU DON'T KNOW NOW WHAT THE \$30,000 FIGURE IS FOR, HOW CAN YOU ASK FOR THE MONEY? THIS IS WORKING BACKWARDS. THIS IS WHAT REALLY SHOULD BE ACCLAIMED FROM THE HONOURABLE MEMBER FOR CARMACKS-KLUANE IS HOW DID SHE ARRIVE AT THE \$30,000 AND WHERE AND WHAT SCHOOLS WILL THIS EQUIPMENT BE SUPPLIED TO?

Mr. TANNER: MR. CHAIRMAN JUST A MINOR POINT.

Mr. CHAMBERLIST: OH, OH, YOU HAVE SWITCHED DEPARTMENTS NOW.

Mr. TANNER: MR. CHAIRMAN JUST A MINOR POINT AND THE HONOURABLE MEMBER KNOWS AS WELL AS I DO THAT THE DETERMINATION IN SOME RESPECTS IS MADE WHEN IT COMES TO THE FINANCIAL ADVISORY COMMITTEE. EACH DEPARTMENT SUBMITS THE AMOUNT THEY WANT AND THERE IS A CERTAIN DETERMINATION MADE THERE.

THE SECOND THING, I THINK IT WOULD BE A PRETTY SAD CASE IF WE COULDN'T DEPEND ON OUR DEPARTMENT OF EDUCATION OR ANY DEPARTMENT TO SPEND THE FUNDS AS THEY SAW FIT WITHIN THAT DEPARTMENT TO SOME EXTENT--WHAT WOULD YOU HAVE US DO, SIT HERE AND DETERMINE WHAT SCHOOL IS GOING TO GET WHAT MONEY NOW AND THEN FOR THE REST OF THE YEAR LET THE OTHER SCHOOLS SLIDE?

Mr. CHAMBERLIST: MR. CHAIRMAN THE HONOURABLE MEMBER HASN'T EVEN THE JIST OF WHAT I'M GETTING AT. I AM BEING VERY CLEAR. I'M NOT SAYING THAT THESE ITEMS ARE NOT OR WILL NOT BE REQUIRED. I'M SAYING THAT IF THEY ARE REQUIRED BY WHOM ARE THEY REQUIRED AND HOW DID YOU GET TO THE \$30,000

YOU KNOW. THEY ARE SIMPLE QUESTIONS.

Mrs. WATSON: MR. CHAIRMAN I WOULD BE VERY HAPPY TO TELL YOU HOW MUCH WE PLAN TO SPEND FOR DESKS, HOW MUCH WE PLAN TO SPEND FOR GYMNASIUM EQUIPMENT, BUT WHERE ALLOCATION WOULD BE, I WOULD LET THE NEED FOR THESE THINGS DETERMINE THE ALLOCATION. I CAN BRING DOWN A BREAKDOWN.

Mr. McKINNON: I OBJECT FOR OPPOSITE REASONS THAN THE MEMBER FROM WHITEHORSE EAST AND THAT IS I FIND TO BE LOCKED INTO A REALLY RIGID FORMULA AND THIS IS NOT THE BEST WAY TO GO ABOUT THE ALLOCATING OF EQUIPMENT. WHEN I SEE THAT THERE IS GOING TO BE A STANDARD EQUIPMENT INVENTORY, I BECOME A LITTLE PERTURBED BECAUSE THAT SEEMS TO ME TO INDICATE THAT THE STANDARD EQUIPMENT INVENTORY WILL BE THE SAME WHETHER IT BE PELLY RIVER, ROSS RIVER, OLD CROW OR CHRIST THE KING ELEMENTARY. I DON'T THINK THAT THE NEEDS FOR EQUIPMENT IN THESE SCHOOLS ARE THE SAME THROUGHOUT THE TERRITORY. WHEN I SEE SOMETHING AS RIGID AS A STANDARD EQUIPMENT INVENTORY, I CAN SEE EQUIPMENT BEING SENT UP TO SCHOOLS BECAUSE IT SAYS LOOK, YOU ARE ON THE LIST TO RECEIVE THESE SIX PIECES OF EQUIPMENT WHETHER YOU WANT THEM OR NOT OR WHETHER THEY BEAR ANY RELATION TO THE PROGRAM OR NOT. YOU ARE GOING TO GET THEM MISTER BECAUSE THEY ARE ON OUR STANDARD EQUIPMENT INVENTORY.

I WANT THE MEMBER IN CHARGE OF EDUCATION TO BE ABLE TO ASSURE THIS HOUSE THAT THERE IS GOING TO BE A FLEXIBILITY IN THE NEED OF THE DIFFERENT SCHOOLS TO SERVE THE DIFFERENT NEEDS IN THOSE COMMUNITIES.

Mrs. WATSON: MR. CHAIRMAN, THE STANDARDS FOR THE DIFFERENT SCHOOLS WOULD VARY OF COURSE. A SCHOOL LIKE PELLY RIVER WOULD HAVE A COMPLETELY DIFFERENT STANDARD THAN THE CLASSROOMS IN WHITEHORSE ELEMENTARY. I THINK THE REVERSE IS TRUE. UP TO THE PRESENT TIME, EQUIPMENT HAS BEEN PURCHASED ON AN AD HOC BASIS AND WE FIND ONE CLASSROOM WITH POSSIBLY THREE TAPE RECORDERS AND ANOTHER CLASSROOM IN THE OUTLYING AREAS OR A WHOLE SCHOOL WHO DOESN'T HAVE A TAPE RECORDER

THIS IS WHAT WE ARE TRYING TO DO. TO MAKE SURE THE EQUIPMENT IS THERE. ALSO THE PURCHASE OF NEW DESKS. WE FIND THAT SEVERAL SCHOOLS IN THE WHITEHORSE AREA HAVE VERY OLD AND VERY DELAPIDATED DESKS BUT NO PROVISION HAS EVER BEEN MADE TO, AFTER EVERY FIVE YEARS YOU REVIEW THE CONDITION OF THE DESKS IN THE SCHOOL. THIS IS THE TYPE OF

THING THAT WE SHOULD BE DOING SO THAT EVERY SCHOOL IS GIVEN EQUAL TREATMENT. SO THAT ONE SCHOOL DOESN'T GET OVER-EQUIPPED AT THE EXPENSE OF THE OTHERS.

MR. CHAMBERLIST: I THINK PERHAPS THE WORDS STANDARD EQUIPMENT ARE A LITTLE BIT MISLEADING. ITS STANDARDIZED EQUIPMENT IN PARTICULAR AREAS THAT IS JUST A LITTLE BIT DIFFERENT, I FIND NO ARGUMENT IN THAT POINT.

MR. CHAIRMAN: CLEAR? NEXT ITEM IS VOCATIONAL SCHOOL, \$34,000.

MRS. WATSON: MR. CHAIRMAN THERE ISN'T A BREAKDOWN OF THAT I CAN BRING.

MR. CHAIRMAN: THE NEXT ITEM IS ESTABLISHMENT 2339, \$832,551-ROBERT SERVICE SCHOOL IN DANSON.

MR. CHAIRMAN: CLEAR? BREAKDOWN ON A46.

MR. CHAMBERLIST: WHAT'S THE CONTRACT AMOUNT OF THIS PARTICULAR CONTRACT? HAVE WE GOT THE INFORMATION?

MRS. WATSON: MR. CHAIRMAN, I DON'T KNOW THE EXACT FIGURES, BUT IT WAS CLOSE TO \$1 MILLION.

MR. CHAMBERLIST: IS THIS EXPECTED TO BE COMPLETED IN THE YEAR 74-75?

MRS. WATSON: MR. CHAIRMAN, I WOULD CERTAINLY HOPE SO. I THINK THEY HAVE ALLOTTED FOR MATERIAL ON SITE; THEY SHOULD GET GOING. IT DEPENDS ON THE EMPLOYMENT SITUATION FOR THE SUMMER.

MR. CHAIRMAN: CLEAR? THE NEXT ITEM IS VOCATIONAL SCHOOL HOUSE CONSTRUCTION, \$22,000.00.

MR. CHAMBERLIST: WHAT IS THE, WHY THE INCREASE OF \$3,000.00 BETWEEN \$19,000.00 AND \$22,000.00? THIS IS A PRETTY HIGH COST OF MATERIALS.

MR. MILLER: IT IS MATERIALS.

MR. CHAMBERLIST: THAT MUCH?

MR. TANNER: MY UNDERSTANDING FROM SOMEONE ON THE STREET THE OTHER DAY, THAT METAL MATERIALS ARE GOING UP ONE PERCENT A MONTH.

MR. CHAIRMAN: CLEAR? NEXT ITEM IS RECREATION, SWIMMING POOL PROGRAMME, \$15,000.00.

MR. CHAMBERLIST: COULD WE SAY WHERE IT IS GOING TO BE?

MRS. WATSON: MR. CHAIRMAN, I DON'T THINK THIS HAS BEEN DETERMINED. WE HAVEN'T GIVEN THE OPPORTUNITY TO THE COMMUNITIES THAT DON'T HAVE SWIMMING POOLS TO MAKE APPLICATIONS FOR THEM NOW. BUT WHAT WE ARE GOING TO DO THIS YEAR, WE ARE GOING TO BE REALISTIC AND NOT HIRE AN INSTRUCTOR BECAUSE BY THE TIME WE GET THE POOLS AND GET THE BUILDING UP AND GET THE POOL SO THAT IT CAN BE USED, THE SWIMMING PERIOD IS COMPLETED FOR THE SUMMER. IT WOULD BE, WE WOULD BE PROVIDING THE PROGRAMME BUT IT WOULDN'T BE GOING INTO OPERATION UNTIL NEXT YEAR, NEXT SUMMER.

MR. CHAMBERLIST: IT WOULDN'T GO INTO OPERATION UNTIL NEXT SUMMER, UNTIL 1975?

MRS. WATSON: THAT IS RIGHT, MR. CHAIRMAN. BE REALISTIC. TO GET THE POOL SUPPLIED, IT TAKES MONTHS TO GET THE SHELTER COMPLETED BY THE VOCATIONAL SCHOOL, GET IT UP INTO THE COMMUNITIES, GET IT UP PROPERLY. PEOPLE LOOK FORWARD TO THE SWIMMING PROGRAMME AND WE HAVE JUST ALWAYS SORT OF DISAPPOINTED THEM SO WE ARE NOT GOING TO EVEN PROMISE THEM THIS YEAR.

MR. CHAIRMAN: CLEAR? NEXT ITEM IS THE ROSS RIVER ELEMENTARY SCHOOL, \$400,000.00

MR. CHAMBERLIST: IS THIS SUPPOSED TO BE COMPLETED THIS YEAR?

MRS. WATSON: MR. CHAIRMAN I WOULD HOPE SO BUT I JUST COULDN'T SAY. IT IS SCHEDULED FOR COMPLETION.

MR. CHAMBERLIST: MR. CHAIRMAN, IF IT IS NOT SCHEDULED FOR COMPLETION THIS YEAR, I WONDER WHY WE ARE PUTTING IN \$50,000.00 FOR FURNITURE AND EQUIPMENT? WHY HAVE THAT IN FOR THIS YEAR?

MR. MILLER: MR. CHAIRMAN, YOU WILL NOTE ON PAGE A46 THAT THE TOTAL COST OF THIS PROJECT IS ESTIMATED AT \$775,000.00. THE \$400,000.00 FOR THIS YEAR IS PURELY TOWARDS THE CONSTRUCTION COSTS AND THE ARCHITECT AND INSPECTION FEES. THE BALANCE OF FUNDS ARE PUT IN FOR, OR ARE PROPOSED FOR 1975-76. THAT IS WHEN THE FURNISHINGS AND EQUIPMENT WOULD BE PURCHASED.

MR. CHAIRMAN: COUNCILLOR STUTTER, WOULD YOU TAKE THE CHAIR A MOMENT?

MR. CHAIRMAN: COUNCILLOR TAYLOR.

Mr. TAYLOR: Mr. CHAIRMAN, I WOULD LIKE TO DIRECT A QUESTION TO THE MEMBER FOR CARMACKS-KLUANE AND ASK IF AS YET HER DEPARTMENT HAS UNDERTAKEN THE SURVEY OR DISCUSSIONS THEY WERE GOING TO HAVE IN ROSS RIVER RELEVANT TO THE TEACHINGS OF GRADES 10, 11 AND 12?

Mrs. WATSON: Yes, Mr. CHAIRMAN, I BELIEVE THAT ONE OF THE PEOPLE FROM THE DEPARTMENT GOES OUT TO SPEAK TO THE PARENTS AND I HOPE TO BE GOING OUT THERE MYSELF. I THINK WE HAVE A PROBLEM WITH THIS AREA BECAUSE THE PLANS, THE ACTUAL DESIGNS - THE SCHOOL WAS PLANNED KINDERGARTEN THROUGH TO GRADE 10. NO PROVISION FOR SHOP COURSE, HOME ECONOMICS, THIS TYPE OF THING. IF WE CHANGED OUR PLANS NOW, I AM SURE THAT THEY COULD NOT EVEN BEGIN THE ROSS RIVER SCHOOL THIS COMING YEAR. THERE IS ALSO ANOTHER THING THAT HAS TO BE TAKEN INTO CONSIDERATION. ROSS RIVER HAS AN ENROLLMENT OF APPROXIMATELY 75 STUDENTS AT THE PRESENT TIME, AND WE HAVE OTHER SCHOOLS WITH AN ENROLMENT OF WELL OVER 100 STUDENTS WHICH DO NOT OBTAIN INSTRUCTION IN THEIR SCHOOL TO THE GRADE 11 AND 12 LEVEL. NOW, WHEN WE PROVIDE INSTRUCTION ON THE GRADE 11 AND 12 LEVEL, YOU ARE LOOKING AT THREE EXTRA TEACHERS, AT LEAST THREE EXTRA TEACHERS. REGARDLESS OF WHETHER YOU HAVE GOT ONE, TWO, THREE, FOUR STUDENTS IN THAT GRADE 11 OR 12 CLASS BECAUSE SOME OF THE AREAS OF INSTRUCTION AT THE SENIOR SECONDARY LEVEL ARE SPECIALIZED AREAS. IT WOULDN'T BE JUST A POLICY TO GO WITH 11 AND 12 INTO ROSS RIVER. IT WOULD BE A POLICY TO GO WITH 11 AND 12 INTO VARIOUS OTHER COMMUNITIES IN THE YUKON TERRITORY AND THEN PROVISION WOULD HAVE TO BE MADE FOR THE EMPLOYMENT OF AT LEAST ANOTHER TEN TEACHERS, WHICH AGAIN, WOULD BRING YOU UP TO EXTRA, YOU HAVE TO SUPPLY EXTRA FUNDING WITH IN YOUR BUDGET PROBABLY TO THE EXTENT OF \$150,000.00, \$175,000.00. IT IS NOT JUST AS EASY AS THE HONOURABLE MEMBER IS SAYING. WE ARE GOING WITH 11 AND 12 AND THE VERY IMPORTANT THING IS THE FACT THAT IF WE NOW CHANGE OUR PLANS FOR THE ROSS RIVER SCHOOL, (AND INCIDENTALLY, THIS AMOUNT OF MONEY WOULD NOT COVER THE SHOPS, HOME ECONOMICS ROOM, SPECIAL SCIENCE ROOMS THAT WOULD BE REQUIRED) WE WOULD BE LOOKING AT ALMOST AGAIN AS MUCH, IN ORDER TO PROVIDE THE FACILITIES FOR GRADE 11 AND 12. I WOULD SUGGEST THAT WE PROCEED WITH THE ROSS RIVER SCHOOL ON THIS BASIS BECAUSE IT IS VERY BADLY NEEDED AND THE HONOURABLE MEMBER WAS SAYING THAT HIMSELF THE OTHER DAY. AND THEN LET'S SEE WHAT WE CAN COME UP WITH IN CONSULTATION WITH THE PEOPLE OF ROSS RIVER REGARDING THE INSTRUCTION OF GRADE 11 AND 12.

Mr. TAYLOR: 'MR. CHAIRMAN, I AM QUITE AWARE OF WHAT IT TAKES TO COVER THE ADDITIONS TO THE BUILDING. I DON'T SEE THAT IF THE PROGRAMME WAS EMBARKED UPON THIS YEAR, THAT IT WOULD INHIBIT THE DEVELOPMENT OF THE SCHOOL. WE ARE TALKING ABOUT ADDING FACILITIES TO IT. I WOULD ASSUME IN THE DESIGN OF THIS SCHOOL, AND OTHER SCHOOLS IN THE TERRITORY THEY MUST HAVE BEEN DESIGNED FOR EXPANSION AT FUTURE DATES TO SOME OTHER LIMIT. I WOULDN'T THINK THAT THE ADMINISTRATION WOULD CHANGE THEIR ATTITUDE IN THIS DIRECTION BY DESIGNING SCHOOLS THEY COULDN'T HAVE EXPANDED. THEREFORE, THE SHOP FACILITIES COULD BE ADDED TO IT WITHOUT I THINK, IMPAIRING DEVELOPMENT PROGRAMME CURRENTLY UNDERWAY. I HOPE THAT, AND I AM GLAD TO HEAR, THAT THE DEPARTMENT IS GOING TO CONTINUE DISCUSSION IN ROSS RIVER AND ON THIS IMPORTANT SUBJECT OF TEACHING OTHER GRADES. I THINK THAT THE COMMUNITY HAS A FUTURE ALTHOUGH IT IS BASED OF RESOURCE DEVELOPMENT. I CAN SEE SOMETHING START TAKING PLACE THERE IN THE NEXT YEAR OR TWO WHICH WOULD CERTAINLY JUSTIFY THE SCHOOL. HOWEVER, YOU MUST HAVE STUDENTS THAT ARE GOING TO TAKE THESE CLASSES. THIS IS CORRECT AND I AGREE. I HOPE THAT THE ADMINISTRATION CAN RESOLVE THIS QUESTION. THERE COMES ONE OTHER VERY IMPORTANT QUESTION. THAT IS THE EXISTING SCHOOL AND THERE IS A TERRIBLE, TERRIBLE HEALTH STATE PROBLEM THERE RIGHT NOW. THERE IS A FAIR DEPTH OF SEWAGE UNDER THE BUILDING. WHEN THE WEATHER WARMS UP, THIS IS GOING TO CREATE A GREAT PROBLEM WITH THE STUDENTS GOING TO SCHOOL THERE EVERY DAY AND BEING IN THIS ENVIRONMENT. AND I AM WONDERING IF THE ADMINISTRATION HAS GIVEN ANY CONSIDERATION TO GETTING SOMETHING DONE ABOUT THIS AND LINING ALL THE SEWAGE UNDERNEATH. IT IS A VERY, VERY TERRIBLE MESS. IT IS A VERY DANGEROUS SITUATION AS FAR AS DISEASE IS CONCERNED AND I AM WONDERING WHAT THE ADMINISTRATION INTENDS ON DOING ABOUT THIS.

Mr. TANNER: Mr. CHAIRMAN, I HAVE GOT TO ADMIT THAT APART FROM WHEN THE HONOURABLE MEMBER MENTIONED IT LATE LAST WEEK, IT WAS THE FIRST TIME I HEARD ABOUT IT AND I WILL CERTAINLY DIRECT DR. NORELL OR ONE OF HIS ASSOCIATES TO INVESTIGATE THIS SITUATION AND REPORT BACK TO THE MEMBER.

Mr. TAYLOR: I BELIEVE IT HAS BEEN DONE. IF WE COULD JUST FIND OUT WHAT WAS IN THE REPORT.

Mrs. WATSON: Mr. CHAIRMAN, I THINK HE WANTS TO KNOW WHAT ACTIONS HAVE BEEN TAKEN. WE ARE GOING TO SEE WHETHER ANYTHING CAN BE DONE. WE ARE

CERTAINLY GOING TO TAKE A LOOK AT IT AND I WOULD LIKE TO REASSURE YOU THAT THE EXISTING FUNDS FOR THE BUILDING- IT IS POSSIBLE TO ADD TO IT. IT IS BEING BUILT SO THAT YOU CAN ADD TO IT.

Mr. Chamberlist: Mr. Chairman, in view of a question that was asked about the sewer and water situation in the Ross River area, and now we have a construction of building that is going to cost us all some \$775,000.00, how is that building going to be served by sewer and water? And is consideration being given to putting a sewer and water system in at this time so that it can be connected to a new structure, that building, by the time that it is finished?

Mrs. Watson: Mr. Chairman, I am awfully glad that the Honourable Member asked that question. This is the reason why we had plans done for communities. Now I don't think Ross River was one of the communities that a plan was done that was completed. That is specifically, if the situation at Ross River wasn't that bad, we would wait until the plan was developed for the construction of the school but I personally don't feel that we can wait another year. We must proceed, and build. Regardless, of whether the possibilities of sewer and water in the development plan- of where the sewer and water, where the school should be- it hasn't been completed but really, I don't think that the Department of Education has much choice but to go ahead to build the school.

Mr. Chamberlist: The cost of putting, perhaps I'll put it this way. Perhaps we could ascertain from the engineering department what the cost of putting in a sewage disposal unit for the school and whether it is incorporated within the existing price structure of the construction costs. And if it is not, then it means that there is going to be another amount of money spent. I think perhaps it might be an appropriate time to consider whether or not, instead of adding additional costs to a project of this type by putting in a temporary sewer and water system, whether or not it would be an appropriate time especially in view of the expenditure that we are going to put into the Ross River area, that we do not find a way of putting in a sewer and water system for the village there now. I think it would warrant it in view of the fact that this year we are putting a school up. Next year, we might have an administration building up. There might be two or three, so these things could happen. It may well be

that it should be considered as to whether or not the cost should be considered at this time. My apologies to the Honourable Member from Watson Lake, but I didn't mean to make any remarks at this particular area. I am just thinking in terms of health. I think that what he has said really about the excretion near the school- it is dangerous to the people there and could we get any assistance by finding out what is the approximate costs of putting in a sewer and water system?

Mr. Chairman: Councillor Taylor.

Mr. Taylor: Mr. Chairman, the approximate costs as outlined in this new report that we just got, for an extended water pipe system throughout the main communities, \$350,000.00 and for constructing a pipe sewer system with lagoon treatment is \$365,000.00 with an operating cost of \$300,000.00 in case of the sewer service, \$15,000.00, in case of the water service and this is programmed for the second year which I would take to be next year, the next fiscal year. This is the information. Right now there is a limited water system that works, that is all you can say about it. But the town relies on septic systems and possibly in the second year, if this is a two-year programme as it would appear to be and building of the school is in the second year, if the estimates provide for the sewer system to start on it in Ross River, it might answer the problem. Otherwise it would be necessary to go to a temporary septic system until the sewer system is provided.

Mr. Chamberlist: Can we get some costs now of what a temporary sewer system would be? If it is going to cost \$100,000.00 to do something like that, you would have to consider whether or not it might not be necessary to do the overall programme.

Mr. Tanner: Mr. Chairman, surely all members would, the problem could be solved if all members put their ideas together and when they are building the temporary septic system design in such a way that it could hook up to the sewer when it comes, one hopes, next year. Is that what you are saying?

Mr. Chamberlist: Not really, because I think the whole philosophy of putting new construction such as schools or health, nursing health facilities, in areas where there are no sewer and water is wrong. It should go together. As a

MATTER OF FACT, THE REASON WHY THE WATSON LAKE HOSPITAL IS GOING WHERE IT IS IS BECAUSE THERE IS GOING TO BE A SEWER AND WATER SYSTEM CONNECTED TO IT. IF IT HAD GONE ANYWHERE ELSE, IT COULD NOT HAVE BEEN BUILT. I THINK IT IS NECESSARY TO CONSIDER IN ALL COMMUNITIES YOU DON'T GO AHEAD AND PUT MAJOR BUILDINGS LIKE THAT WHICH LOTS OF PEOPLE AND CHILDREN ESPECIALLY ARE GOING TO USE, WITHOUT HAVING ADEQUATE SEWER AND WATER SYSTEMS CONNECTED.

Mr. TANNER: Mr. CHAIRMAN, I JUST CANNOT HELP REMARKING, THE HONORABLE MEMBER HAS JUST MADE A GOOD STATEMENT AS WHY COMMUNITY PLANS SHOULD BE PUT INTO OPERATION AND JUST THE END OF LAST WEEK IN PARTICULAR THE HONOURABLE MEMBER FOR CARMACKS-KLUANE WAS GIVEN A HARD TIME BY MEMBERS OF THIS COUNCIL FOR HAVING MADE THESE THINGS AVAILABLE, TO MAKE THIS POSSIBLE.

Mr. CHAMBERLIST: YOU KNOW, Mr. CHAIRMAN, SOMETIMES I JUST CAN'T GET OVER THIS MAN'S SEEMING ATTEMPT TO BECOME BRILLIANT. NOBODY, NOBODY HAS EVERY MADE ANY SUGGESTION THAT COMMUNITY PLANNING IS NOT BENEFICIAL. OUR ARGUMENT WAS THAT IN FACT IT WAS ENTIRELY DIFFERENT IN THAT IT WAS PAID FOR AND WENT AHEAD WITHOUT THE COUNCIL GIVING ITS AUTHORIZATION FOR IT. IT IS TWO ENTIRELY DIVIDED SUBJECT MATTERS. ONE IS THE PROVISION FOR COMMUNITY PLANNING WHICH EVERYBODY AGREES WITH. WE ARE ALL PLEASED THAT THIS IS BEING DONE. BUT CERTAINLY THE OTHER POINT THAT WE MADE WAS THAT IT DIDN'T COME BEFORE COUNCIL TO OKAY IT. ANY OF THESE LITTLE REMARKS THAT THE HONOURABLE MEMBER FOR WHITEHORSE NORTH MAKES, HE MAKES SIMPLY BECAUSE HE HASN'T GOT TOO MUCH ELSE TO TALK ABOUT OR THINK ABOUT, PATHETIC.

Mr. CHAIRMAN: ARE WE CLEAR THEN ON THIS 2345, ROSS RIVER SCHOOL?

Mr. MCKINNON: I WONDER, Mr. CHAIRMAN, JUST TO FIND OUT THE THINKING OF THE EDUCATION PEOPLE AT THIS TIME. WHAT IS THE POLICY ON THE AMOUNT OF PUPILS THAT ARE NEEDED TO HAVE GRADE 11 OR GRADE 12 IN A COMMUNITY?

Mrs. WATSON: YES, Mr. CHAIRMAN, WE USUALLY LOOK AT THE ENROLLMENT IN THE PRIMARY GRADES AND THE JUNIOR SECONDARY GRADES TO DETERMINE IT. AS IN MOST INSTANCES, WE HAD MORE THAN A POPULATION OF 150 IN THE ENTIRE SCHOOL. IN DAWSON CITY, WATSON LAKE, AND MAYO WE HAVE CONSIDERABLY MORE THAN THAT AND YET WE FIND AT TIMES THAT OUR GRADE 12 CLASS COMPRISED OF

THREE OR FOUR STUDENTS AND ONE INSTANCE IN THE DAWSON CITY SCHOOL, I BELIEVE IT WAS, ONE YEAR WE HAD TWO STUDENTS. IT IS VERY DIFFICULT TO JUSTIFY HAVING THREE MEMBERS ON STAFF FOR THE INSTRUCTION OF THREE, FOUR OR FIVE STUDENTS. IF WE CAN EVER JUSTIFY A STUDENT LOAD AT THE SENIOR LEVEL IN SOME OF THESE OUTLYING COMMUNITIES, THEN IT WOULD BE CERTAINLY GIVEN VERY SERIOUS CONSIDERATION BECAUSE I THINK MANY OF THE PARENTS IN THE OUTLYING DISTRICTS ARE QUITE PREPARED TO HAVE THEIR STUDENTS AT THE GRADE 11 AND 12 HAVE MORE RESTRICTED CHOICE OF OPTION IN ORDER TO KEEP THEM AT HOME. BUT WHEN YOU GET DOWN TO TOO FEW, THEN IT IS ALMOST DOING AN INJUSTICE TO THE CHILDREN IN THE PRIMARY GRADES. IT WOULD BE BETTER TO HAVE MORE STAFF AT THE PRIMARY LEVEL THAN HAVE THESE THREE INSTRUCTORS GOING AROUND AND TEACHING THREE OR FOUR STUDENTS.

Mr. MCKINNON: NOT ONLY AN INJUSTICE TO THE PRIMARY GRADES, ISN'T IT RATHER AN INJUSTICE TO THE STUDENTS IN THE SENIOR MATRICULATION CLASSES? WHEN THEY ARE THINKING ABOUT TWO OR THREE STUDENTS WITH VERY FEW OF THE OPTIONS THAT ARE AVAILABLE TO STUDENTS WHERE THERE ARE A LARGER STUDENT POPULATION.

Mrs. WATSON: THIS IS TRUE BUT AS I SAID, MANY PARENTS OF MANY STUDENTS ARE PREPARED TO ACCEPT A RESTRICTED NUMBER OPTIONS TO KEEP THE CHILDREN AT HOME. THEY FEEL THAT IF THEY ARE AT HOME, THEY WOULD DO MUCH BETTER AT THAT LEVEL, GRADE LEVEL AND AT THAT AGE.

Mr. CHAMBERLIST: IT IS PRETTY DIFFICULT, Mr. CHAIRMAN, I HAVE SOME SYMPATHY WITH THE STANDS THAT HAVE TO BE TAKEN ON THAT BECAUSE IF THE PARENTS WANT THEIR CHILDREN TO GET ALL THE BENEFITS, AND THE GOVERNMENT DOES PROVIDE FUNDING TO ASSIST IN THE BOARDING OF THOSE CHILDREN WHERE THERE ARE THE SENIOR GRADES. SO IT IS AVAILABLE IT IS NOT AS IF THE GOVERNMENT IS NEGLECTING TO PROVIDE THE FUNDS FOR THEM. SO I HAVE SOME SYMPATHY FOR THAT.

Mrs. WATSON: I would point out that I think we are providing a better level of dormitory within the Whitehorse area at the present time. I would also state that rather than develop a larger dorm system in Whitehorse and it would be better now for the Department to be looking at smaller dorms in some of the other communities such as Dawson, Watson Lake, Mayo. So that some of the children from the outlying communities who find it quite a change to come from a very small school into a large school at F.H. Collins would probably adapt and adjust better to going to a school say such as Watson Lake. I think this is the next area where the Department should be looking, expanding dormitory facilities in the outlying areas. But then we also have problems in this area where we have prepared to do this, then we find that if the student has to leave home, the parents would prefer that they go to a large school such as F.H. Collins where they do have the choice of electives. So you know, there is argument on all sides.

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

Mr. Chamberlist: One question I would like to ask on this particular point. I wonder if the Member for Carmacks-Kluane could indicate whether there is a possibility that at some time there would not be a regional school with senior grades. For instance, I think of Carmacks, Faro and Ross River. Let's take these three particular communities. If there was a school in that area somewhere which was teaching grades 11 and 12 and there were students available from each of these three areas, surely there could be dormitory accommodation made available in one of those areas. Is this contemplated for the future?

Mrs. Watson: Yes, Mr. Chairman, this is the type of thing where we would be looking at a regional senior secondary school rather than just F.H. Collins.

Mr. Chairman: I think at this time it's a good time to call a recess with this noise at our backs. I will declare a brief recess.

RECESS

Mr. Chairman: At this time I will call Committee back to order. The next item of business is under O & M the Education Department on page

14. Administration, Education - \$585,369. The breakdown I believe is on A17. This just makes reference to special and special services and miscellaneous.

Mr. Chamberlist: Mr. Chairman, if there have been no negotiations taken place and the negotiations were to take place prior to this budget being tabled how can you have an estimate of the teachers' salaries?

Mrs. Watson: Mr. Chairman, I believe that's in the primary establishment 302. We're talking about administration now, and these people in the administration part of the education do not fall under the teachers' negotiations and they are members of the Public Service and their agreement was just arrived at last summer so the 8% increases put into the provisions of the salaries.

Mr. Chamberlist: At what level of the administration does the Superintendent of Schools and the other senior school people who are actually educators do they come under the Public Service Ordinance or the teachers' negotiations section?

Mrs. Watson: Under the Public Service Ordinance.

Mr. Chairman: Clear?

Mr. Chamberlist: I'm not rushing through this, Mr. Chairman, with respect, that quick. No way! The Professional and Special Services have increased by \$24,000 approximately. I wonder if we can just allow myself the time to revert to the breakdown in the previous year. If this refers to administration, we have items such as teachers in service training programs. If it is administration only, this comes into the administration area I take it Mr. Chairman? Is this what we're saying in the administration dealing with the teachers in services training program?

Mrs. Watson: Mr. Chairman, it's always been in this establishment to provide the professional special services for teachers, upgrading of teachers also upgrading of administrative staff.

Mr. Chamberlist: Now the evening credit courses, the evening credit courses have doubled this

YEAR, THEY HAVE GONE UP FROM \$4,000 TO \$8,000. CAN WE HAVE SOME EXPLANATION AS TO WHY A 100% INCREASE?

Mrs. WATSON: YES, MR. CHAIRMAN, THESE ARE THE ACADEMIC COURSES. THESE ARE THE UNIVERSITY COURSES WHERE WE BRING IN THE INSTRUCTORS FROM OUTSIDE. THE ARRANGEMENTS THAT WE HAD PREVIOUSLY WITH THE INSTRUCTORS WERE THAT THEY WOULD BEAR SOME OF THE COSTS OF TRANSPORTATION AND THE REST OF THE COSTS THAT THESE CREDIT COURSES WOULD BE PROVIDED THROUGH THE FEES THAT THE INDIVIDUAL PEOPLE WHO ARE TAKING THE COURSES PAID. HOWEVER, NOW THEY HAVE ADVISED US THAT WE CAN'T CONTINUE TO HAVE THEIR INSTRUCTORS TRAVEL UP HERE WITH THE PREVIOUS ARRANGEMENTS. WE WOULD BE RESPONSIBLE FOR THE COMPLETE COST OF THE INSTRUCTOR'S TRAVEL AND THEY COME UP EVERY WEEKEND FOR, I DON'T KNOW, FOR QUITE A NUMBER OF WEEKENDS DURING THE YEAR. AND BECAUSE THERE HAS BEEN A DEMAND BY THE PUBLIC FOR MORE OF THESE UNIVERSITY COURSES TO BE PROVIDED BY THE DEPARTMENT OF EDUCATION AND WE ARE HOPING WITH THIS AMOUNT OF MONEY TO BE ABLE TO MEET THE DEMANDS OF THE PUBLIC IN THIS AREA. FURTHER MORE, EVEN IN CREDIT COURSES, WE ARE NOW PROVIDING FOR PEOPLE TO COME UP AND TO INTERVIEW PEOPLE WITHIN THE YUKON WHO WANT TO TAKE THE UNIVERSITY COURSES WHO DO NOT HAVE THE ACADEMIC QUALIFICATIONS; BUT WHO MAY WANT TO ENROLL AS MATURE STUDENTS. WE TOOK QUITE A FEW OF THEM INTO THE, PARTICULARLY INTO THE ENGLISH COURSE ON THIS BASIS LAST YEAR, AND THIS WAS A FIRST FOR THE YUKON TERRITORY.

Mr. CHAMBERLIST: HOW MANY EXTRA ADMINISTRATIVE STAFF IS INVOLVED IN THE INCREASE - I'LL JUST TRY AND FIND THE PAGE HERE.

Mrs. WATSON: MR. CHAIRMAN, IT IS 2.6 MAN YEARS BUT I WOULD ALSO INDICATE THAT THERE HAS BEEN SOME RECLASSIFICATION OF EXISTING POSITIONS AND AS I STATED THE OTHER DAY, WE DELETED ONE OF THE ASSISTANT SUPERINTENDENTS POSITIONS. WE DELETED THE SUPERVISOR OF INSTRUCTION THIS LAST 7/12 OF THE YEAR AND WE HAVE DELETED THE READING SUPERVISOR POSITION. SO WE HAVE DELETED 2.7 MAN YEARS THERE AND WE SUBSTITUTED FOR THAT TWO REGIONAL SUPERINTENDENTS IN ORDER TO SEPARATE THE ADMINISTRATION OF THE DEPARTMENT OF EDUCATION AND THE ADMINISTRATION OF OUR SCHOOL SYSTEM. THE REGIONAL SUPERINTENDENT IS SPECIFICALLY RESPONSIBLE FOR THE ADMINISTRATION OF THE SCHOOL SYSTEM. WE HAVE ADDED ONE EDUCATIONAL PSYCHOLOGIST UPON THE RECOMMENDATION OF THE COMMITTEE ON

EDUCATION AND INCIDENTALLY, THE REGIONAL SUPERINTENDENT WAS A RECOMMENDATION OF THE COMMITTEE ON EDUCATION.

WE HAVE INCREASED ONE CLERK II WHO NOW IS RESPONSIBLE FOR TAKING CARE OF STUDENT RECORDS. AS YOU NO DOUBT ARE AWARE, THE PROVINCE OF BRITISH COLUMBIA DOES NOT PROVIDE THE FINAL EXAMINATION SERVICES THAT THEY USED TO. THEY ARE NOT PROVIDING FINAL EXAMINATIONS FOR THE PROVINCE AND THE YUKON USED TO TAKE ADVANTAGE OF THIS. NOW WE ARE RESPONSIBLE FOR DOING THIS OURSELVES AND THE B.C. DEPARTMENT OF EDUCATION USED TO KEEP OUR TRANSCRIPT AND RECORDS OF OUR GRADUATING STUDENTS, NOW THIS IS A FUNCTION OF THE DEPARTMENT OF EDUCATION.

WE ALSO HAVE A CLERK TYPIST II WHO PROVIDES THE SECRETARIAL BACKUP FOR THE EDUCATIONAL PSYCHOLOGIST, THE NATIVE CURRICULUM SUPERVISOR AND THE SUPERVISOR OF SPECIAL INSTRUCTION, PLUS THE PRIMARY SUPERVISOR.

Mr. CHAMBERLIST: MR. CHAIRMAN, I WONDER IF THE HONOURABLE MEMBER COULD INDICATE, I'VE RAISED THIS QUESTION AND I WOULD REPEAT IT, WHY WHEN THE ORDINANCE SPECIFICALLY STATES THAT THERE SHALL BE A DEPUTY SUPERINTENDENT OF SCHOOLS, WHY IS THERE NO DEPUTY SUPERINTENDENT OF SCHOOLS?

Mrs. WATSON: MR. CHAIRMAN, WE DON'T CALL HIM A DEPUTY SUPERINTENDENT OF SCHOOLS. HOWEVER THAT WILL BE TAKEN CARE OF OF A REQUIREMENT OF THE LEGISLATION. WE NOW REFER TO HIM AS THE ASSISTANT SUPERINTENDENT.

Mr. CHAMBERLIST: I WANT THE CLASSIFICATION, I KNOW IN THE NEW ORDINANCE THIS WILL BE A SYSTEM BUT I'M JUST SAYING THAT IF MR. CHAIRMAN WE ARE DEALING, THIS BUDGET IS BEING DEALT WITH UNDER THE EXISTING LEGISLATION, THEN SURELY ONCE THAT HAS BEEN SAID THE LEGISLATION SHOULD HAVE BEEN COMPLIED WITH. I SIMPLY PUT THIS ALL FORWARD. OTHERWISE IT WOULD APPEAR THAT THE REST OF THE ITEMS WOULD REMAIN ALMOST IDENTICAL MR. CHAIRMAN.

Mr. CHAIRMAN: CLEAR? THE NEXT ITEM IS SCHOOLS, CURRICULUMS, SUPPLIES AND SALARIES IN THE AMOUNT OF \$4,271,185.

Mr. CHAMBERLIST: WHAT CHECK MR. CHAIRMAN HAVE WE GOT ON THE AMOUNT OF SUPPLIES? THE CENTRAL PURCHASING DEPARTMENT HAS BEEN SET UP AT SUCH CONSIDERABLE COST, IS THAT NOW CONTROLLING THE

PURCHASE OF ALL SCHOOL SUPPLIES AND MAINTAINING INVENTORIES THAT EXIST IN THE VARIOUS SCHOOLS?

Mrs. Watson: Mr. Chairman, Central Purchasing are doing all the purchasing of all our supplies and they are now working with the Department in doing an inventory of the text-books situation of our schools also.

Mr. Chairman, under the Materials and Supplies, I believe its \$210,000, and its allocated on the following basis. Elementary Schools, \$21.25 per student, plus \$100 per teacher for schools with four teachers or less, secondary schools, \$27 per student, \$8 for Home Economic's student, \$10 for each Industrial Education student and \$100 per teacher for schools with four teachers or less.

Mr. Chamberlist: Mr. Chairman, I want to make some remarks on school teachers' salaries etc. We have already heard from the Executive Committee Member in charge of Education that this Budget is based on the existing legislation. The existing legislation is quite specific. It required that there be negotiation as to salary increases prior to the tabling of this Budget. This has not been complied with. Consequently, any increases or adjustments in salaries, in fringe benefits which should have been made prior to this Budget being presented to this House has not been made. I would suggest here, that this has been a deliberate breach of the legislation that has been passed by the Territorial Legislative body.

A question immediately comes to mind. It is this, for what reason did the Administration not proceed with the negotiations? Was it because they wish to adjust the salary negotiations on the basis of the new legislation and is this not why Mr. Chairman, that they have put the negotiations off until June? In the hope that the new Education legislation will be passed whether with amendments or otherwise and then the negotiations would take place on the basis of the new negotiations.

Mr. Chairman, to me after perusing the Education Ordinance without going into specific details at this time. It would appear that there has been prime consideration given only to forestall the teachers of the Yukon Territory in obtaining for themselves what should be a necessity for every person who wishes to participate in having recognition given to them especially in view

that they are professional people, as professional people. And allow them to be in a position to negotiate in the best possible manner for any advances that they think are beneficial to the teachers, the school children, the parents, in fact the whole educational system.

I would say Mr. Chairman, that we cannot deal with this item at all nor should we pass this item because we have a responsibility as members of this legislative body to make sure that the Administration whether it be just a Departmental Administration or whether it be the Governmental Administration as a whole, comply with legislation.

I think that the Administration can in this area be taught a basic lesson. The lesson being that the elected people will not tolerate the disregard that they have been continually showing. This is in itself, a prime indication of the Department and those responsible, laughing in the face of the elected people and saying in the typical Hitlerite dictatorial manner that we will do whatever we want to do, notwithstanding what is written in the legislation.

Mr. Chairman, there is no doubt in my mind that those people who are responsible should never at any time be allowed to have themselves placed in a position of administrative responsibility where they have a function to follow the dictates of the legislations that has been passed before this House.

Mr. Chairman, I have no intention whatever, I speak for myself, of approving one cent of these salaries until the legislation is complied with and that there be negotiations prior to the settlement or prior to the passage of this Budget.

Mr. Chairman, I would ask that the seriousness be considered by every man. I would say the only woman on this Council as well, to show that indeed she supports it by bringing this forward, let her stand up and say she did wrong. Because the legislation makes it quite clear that the negotiations must exist prior to this Budget being brought forward.

To me, this is the height of where the opportunity which has been abused by people who

HAVE BEEN ELECTED TO AN EXECUTIVE POSITION ALLOW THEIR POSITION TO SO INTERFERE AND BLIND THEIR RESPONSIBILITIES TO THIS TERRITORIAL COUNCIL, TO THE PEOPLE OF THE YUKON, TO THE SEPARATE GROUPS THAT REQUIRE THAT THE LEGISLATION BE COMPLIED WITH, THAT I FEEL THEY HAVE NO RIGHT TO MAINTAIN THEIR POSITION AND IF THEY HAD ANY GUTS AND RECOGNIZE THAT THEY HAVE BEEN PUSHED INTO THIS BY THE COMMISSIONER, THEY WOULD RESIGN THEMSELVES IN ACTUAL SHAME. THEY NEED TO BE ASHAMED OF THEMSELVES AND I SAY THIS MR. CHAIRMAN, TO THE HONOURABLE MEMBER FROM CARMACKS-KLUANE THAT IN BRINGING IT FORWARD, KNOWING FULL WELL THAT SHE HAS DELIBERATELY GONE AROUND THE LEGISLATIVE REQUIREMENTS THAT SHE IS NOT FIT TO BE IN THE POSITION THAT SHE HOLDS NOW.

MR. CHAIRMAN: COUNCILLOR WATSON

MRS. WATSON: MR. CHAIRMAN I DON'T KNOW WHETHER TO SAY AMEN OR WHAT TO SAY.--

MR. CHAMBERLIST: SAY AMEN.

MRS. WATSON: WE ALWAYS HAVE A LECTURE FROM THE HONOURABLE MEMBER, THE MEMBER WHO SUPPORTED THE SAME TYPE OF BUDGET LAST YEAR--

MR. CHAMBERLIST: I RISE ON A QUESTION OF PRIVILEGE HERE.

MR. CHAIRMAN: ORDER

MR. CHAMBERLIST: MR. CHAIRMAN I'M IN A QUESTION OF PRIVILEGE. THE SAME TYPE OF BUDGET PERHAPS, BUT NEVER DO I GO OPPOSED TO WHAT IS WRITTEN IN LEGISLATION. TO ME IT IS MORE IMPORTANT THAT THE LEGISLATION IS COMPLIED WITH WHENEVER, MR. CHAIRMAN, EVEN IF WE ARE NOT IN A POSITION TO SATISFY THE NEEDS OF THE LEGISLATION, BUT WE MUST COMPLY WITH IT. THAT'S THE LAW, THAT'S THE IDEA. CONTINUOUSLY THE ADMINISTRATION HAVE BEEN DOING IT. MR. COMMISSIONER HAS BEEN DOING IT, THE MEMBERS OF THE EXECUTIVE COMMITTEE AS THEY EXIST NOW, ARE ENCOURAGING EACH OTHER TO DELIBERATELY OPPOSE--

MRS. WATSON: A POINT OF ORDER

MR. CHAIRMAN: ORDER, ORDER. I AM WAITING TO HEAR AND I'M LISTENING TO ONE--

MRS. WATSON: WELL HE STOOD UP AND I HAD TO SIT DOWN. WHAT ABOUT HIM --

MR. CHAIRMAN: I'M SORRY, I'M STILL HEARING A POINT OF ORDER.

MRS. WATSON: ALRIGHT A POINT OF PRIVILEGE THEN.

MR. CHAIRMAN: WILL YOU KINDLY TAKE YOUR SEAT. I WILL HEAR THE POINT OF ORDER FIRST THEN I WILL HEAR THE POINT OF PRIVILEGE. COULD YOU GET TO YOUR POINTS?

MRS. WATSON: A POINT OF PRIVILEGE THEN.

MR. CHAIRMAN: KINDLY TAKE YOUR SEAT COUNCILLOR WATSON. I WILL HEAR YOUR POINT OF PRIVILEGE IN ONE MOMENT.

MRS. WATSON: I SIT DOWN WHEN HE STANDS UP ON A POINT OF PRIVILEGE.

MR. CHAIRMAN: NEITHER ONE OF YOU SHOULD BE STANDING AT THIS TIME. I WILL HAVE TO DEAL WITH THEM ONE BY ONE.

MRS. WATSON: A POINT OF PRIVILEGE.

MR. CHAIRMAN: KINDLY TAKE YOUR SEAT COUNCILLOR WATSON. COUNCILLOR CHAMBERLIST WILL YOU GET TO YOUR POINT OF ORDER AND--

MR. CHAMBERLIST: THE POINT OF PRIVILEGE THAT I RAISED IS THIS, THAT WHEN A MEMBER MAKES REFERENCE TO THIS IS THE SAME BUDGET AS LAST TIME, I SAY, THE BUDGET MANNER MAY BE THE SAME BUT THE PRINCIPLE INVOLVED IS THAT THE LEGISLATIVE BODY COMES FIRST IN COMPLIANCE WITH THE LEGISLATION. THAT IS THE POINT OF PRIVILEGE.

MR. CHAIRMAN: NOW MAY WE HAVE THE POINT OF PRIVILEGE.

MRS. WATSON: THE POINT OF PRIVILEGE IS THE FACT THAT NO ONE ELSE GETS AN OPPORTUNITY TO SPEAK IN THIS HOUSE.--

MR. CHAMBERLIST: THAT IS NOT TRUE. I'VE BEEN KIND TO YOU TODAY. BEHAVE YOURSELF.

MR. CHAIRMAN: ORDER PLEASE.

MRS. WATSON: IF WE MEASURE THE VOTES AND PROCEEDINGS, THE HONOURABLE MEMBER DOES IN INCHES, I THINK YOU'VE SPOKEN QUITE A FEW MORE INCHES THAN ANYONE ELSE.

MR. CHAMBERLIST: YES, I KNOW MY JOB. YOU DON'T.

MR. CHAIRMAN: ORDER PLEASE. ONE AT A TIME AND WOULD YOU TRY AND RESTRICT YOURSELVES ON THESE POINTS OF ORDER AND THESE POINTS OF PRIVILEGE.

MRS. WATSON: THE HONOURABLE MEMBER KNOWS FULL WELL THAT WHEN THE BUDGET ESTIMATES ARE PRESENTED TO THE COUNCIL, WITH REGARD TO THE PUBLIC SERVICE, EVEN IF THEY ARE GOING TO OR ARE IN NEGOTIATIONS, NO PROVISION IS MADE FOR ANY INCREASE. WE USE A 5% INCREASE ACROSS THE BOARD. THIS WAS DONE LAST YEAR AND THE TIME THAT OUR BUDGET WAS PRESENTED, THE NEGOTIATIONS WERE GOING ON BETWEEN THE TEACHERS AND THE TERRITORIAL GOVERNMENT, THERE WAS NO DIFFERENCE AT ALL LAST YEAR.

I WOULD ALSO LIKE TO POINT OUT TO THE HONOURABLE MEMBER THAT IN THE AMOUNT OF MONEY THAT IS ESTIMATED IN OUR ESTABLISHMENT 302, THAT 5/12 OF THE SALARIES OF THE TEACHERS ARE NOW COVERED UNDER THE PRESENT AGREEMENT WITH THE TEACHERS, OUR AGREEMENT WITH THE TEACHERS DOES NOT EXPIRE UNTIL THE END OF AUGUST, SO ONE \$1,513,800 IS A FIXED AMOUNT, 5/12 OF THEIR SALARY. NOW THE 7/12 WILL BE NEGOTIATED. WE HAVE MADE NO, OTHER THAN THE 5% WHICH WE DO ON AN OVERALL BASIS, NO PROVISION FOR INCREASE. WHEN THIS COMES THROUGH, IF EXTRA FUNDS ARE REQUIRED, THEN YOU COME BACK TO COUNCIL WITH A SUPPLEMENTARY BUDGET.

MR. CHAIRMAN, ALL THAT'S IN THE COURTS IS A MATTER OF A DEBT TO BE PAID. IT HAS NOTHING TO DO WITH THE ITEMS I'M REFERRING TO. IN THE CLARIFICATION THAT THE TEACHERS ARE REQUIRING FROM THE ADMINISTRATION IS WHY THEY CAN'T HAVE THEIR NEGOTIATIONS FROM BEFORE THIS PARTICULAR BUDGET IS PASSED. MY POSITION IS CLEAR THAT I CANNOT SUPPORT THE PASSING OF THE SALARIES AND WAGES UNTIL SUCH TIME AS THE NEGOTIATIONS WHICH THE TEACHERS ARE ENTITLED BY LAW, ARE COMPLIED WITH.

MR. CHAIRMAN: ANYTHING FURTHER IN THIS ITEM?

MR. CHAMBERLIST: WE ARE NOT APPROVING THIS I TAKE IT MR. CHAIRMAN.

MRS. WATSON: CLEAR.

MR. CHAIRMAN: CLEAR?

SOME HONOURABLE MEMBERS: CLEAR.

MR. CHAMBERLIST: WHY ARE YOU SAYING CLEAR MR. CHAIRMAN? ARE WE SAYING THAT WE ARE CLEARING THIS ITEM?

MR. CHAIRMAN: WE ARE CLEARING THIS ITEM AND WHEN WE COME BACK TO IT YOU WILL HAVE ONE FINAL REVIEW OF THE BUDGET OR ANY PORTION THEREOF. THE NEXT ITEM IS ESTABLISHMENT 303 - \$1,471,749.00 - - -

MR. CHAMBERLIST: WHAT THE - - MR. CHAIRMAN, WITH RESPECT, I'M NOT COMPLETE YET ON THIS AND YOU ARE SAYING, YOU KNOW, IT'S CLEAR.

MR. CHAIRMAN: ORDER PLEASE. THE CHAIR JUST UNDERSTOOD THAT THE MATTER WAS CLEARED.

MR. CHAMBERLIST: I'M ONLY CLEAR WITH SALARIES AND WAGES.

MR. CHAIRMAN: WHAT ARE YOU UNCLEAR ON?

MR. CHAMBERLIST: MATERIALS AND SUPPLIES GENERAL. HAVE WE GOT A BREAKDOWN OR SOME IDEA OF WHAT \$210,000.00 IS FOR?

MRS. WATSON: MR. CHAIRMAN, I DID READ IT OUT. I COULD REPEAT IT FOR THE HONOURABLE MEMBER'S BENEFIT.

MR. CHAMBERLIST: IT'S NOT IN HERE.

MRS. WATSON: THERE IS NOT A LEGISLATIVE REQUIREMENT FOR THIS BUT I DON'T MIND READING IT OUT. "THE MATERIAL AND SUPPLIES GENERAL PORTION OF THE BUDGET IS ALLOCATED ON THE FOLLOWING BASIS: ELEMENTARY SCHOOLS \$21.25 PER STUDENT PLUS \$100.00 PER TEACHER PER SCHOOLS WITH FOUR TEACHERS OR LESS; SECONDARY SCHOOLS \$27.00 PER STUDENT, \$8.00 FOR HOME ECONOMIC STUDENTS, \$10.00 FOR INDUSTRIAL EDUCATION STUDENTS AND \$100.00 PER TEACHER PER SCHOOLS WITH FOUR TEACHERS OR LESS."

MR. CHAMBERLIST: I WONDER, MR. CHAIRMAN, IF THE HONOURABLE MEMBER CAN MAKE AVAILABLE A COPY OF WHAT SHE HAD READ OUT SO THAT WE HAVE GOT IT TO ATTACH TO THE PARTICULAR SHEET PLEASE.

MRS. WATSON: YES WE CAN DO THAT.

MR. CHAIRMAN: ALRIGHT, THE NEXT ITEM IS NOW ESTABLISHMENT 303 IN THE AMOUNT OF

\$1,471,749.00 - CUSTODIAL SUPPLIES AND SALARIES, LEASE AND RENTALS.

Mr. Chamberlist: CAN I GET AN EXPLANATION OF THE TRANSPORTATION OF NON-GOVERNMENT EMPLOYEES HERE, Mr. CHAIRMAN.

Mrs. Watson: YES, Mr. CHAIRMAN, THAT'S FOR THE BUSING AND TRANSPORTATION SERVICE THAT WE PROVIDE FOR OUR STUDENTS.

Mr. Chamberlist: HOW MUCH OF THIS BUSING AND TRANSPORTATION SERVICES THAT ARE SUPPLIED FOR STUDENTS ARE SPENT IN THE GREATER WHITEHORSE AREA?

Mrs. Watson: URBAN BUSING IN THE WHITEHORSE AREA AT THE PRESENT TIME, WE HAVE SEVENTEEN BUSES OPERATING WITHIN THE WHITEHORSE AREA, AND EIGHT IN THE RURAL AREAS. OF THOSE SEVENTEEN IN THE WHITEHORSE AREA WE HAVE FIFTEEN REGULAR ONES TRANSPORTING A TOTAL OF 1,490 STUDENTS AT AN ANNUAL COST OF \$14,000.00 EACH, MAKING A TOTAL OF \$210,000.00. WE HAVE TWO LATE BUS RUNS FOR STUDENTS AT COLLINS AND JUNIOR JEKELL SO THAT THEY CAN TAKE PART IN EXTRA-CURRICULAR SPORTING ACTIVITIES, AND THESE COST US \$7,500.00 EACH FOR A TOTAL OF \$15,000.00 EACH YEAR. WE HAVE TO MAKE PROVISIONS FOR AN ADDITIONAL BUS FOR THE 1974-75 YEAR BECAUSE OF THE SITUATION OF THE JEKELL SCHOOL, THE JUNIOR SECONDARY SCHOOL ACROSS THE RIVER, AND THAT WE ESTIMATE WILL COST \$9,800.00.

Mr. Chamberlist: NOW, Mr. CHAIRMAN, THIS BRINGS - THIS SHOWS THAT \$234,800.00 IS A TERRITORIAL GOVERNMENT BUS SUBSIDY. WHAT I WOULD LIKE TO KNOW FROM THE ADMINISTRATION IS WHAT CONSIDERATION CAN BE GIVEN TO THIS AMOUNT OF MONEY BEING TRANSFERRED TO THE CITY OF WHITEHORSE SO THAT THE CITY OF WHITEHORSE, IN THIS GREATER AREA, CAN HAVE A TRANSPORTATION SYSTEM. NOW, HERE WE HAVE A REAL GOOD REASON FOR SUPPLYING A TRANSPORTATION SYSTEM. HERE ARE ALL THESE BUSES THAT ALREADY TRAVEL OUT TO THE VARIOUS AREAS OF WHITEHORSE - WHY CAN'T WE USE THIS \$235,000.00 IN THAT PARTICULAR REGARD.

Mrs. Watson: Mr. CHAIRMAN, Mr. TREASURER, WAS THERE NOT A TRANSPORTATION STUDY DONE FOR THE CITY OF WHITEHORSE, AND WAS NOT THE SCHOOL BUSES TAKEN IN CONSIDERATION IN THAT STUDY. AM I CORRECT?

Mr. MILLER: YES, Mr. CHAIRMAN, THERE WAS A STUDY DONE WHICH INDICATED THE COSTS OF A TRANSPORTATION SYSTEM FOR THE CITY OF WHITEHORSE.

Mr. Chamberlist: HOW MUCH WAS THAT. PERHAPS YOU WOULD HAVE KNOWLEDGE OF THAT.

Mr. MILLER: I'M GUESSING AT THE MOMENT, BUT IT SEEMED TO ME IT WAS SOMETHING LIKE A \$70,000.00 OR \$80,000.00 A YEAR DEFICIT TO OPERATE A BUS SYSTEM.

Mrs. Watson: Mr. TREASURER, IN THAT STUDY DID THEY INCLUDE THE USAGE OF BUSING BUSES DURING THE OFF-HOURS THAT WERE BEING USED FOR BUSING SCHOOL CHILDREN OR WAS THERE CONSIDERATION GIVEN TO THAT?

Mr. MILLER: AS I RECALL, Mr. CHAIRMAN, THERE WAS CONSIDERATION GIVEN TO TWO OR THREE ALTERNATIVES, BUT THE INFORMATION IS AVAILABLE IN THE STUDY AND THE STUDY WAS TABLED AT COUNCIL HERE SOME TWO WEEKS AGO.

Mr. Chamberlist: Mr. CHAIRMAN, I WONDER IF WE COULD LEAVE THIS PARTICULAR ITEM IN ABEYANCE BECAUSE I THINK PERHAPS WE SHOULD REALLY DISCUSS THIS IN DEPTH TO SEE WHETHER OR NOT, Mr. CHAIRMAN, AN ADVANTAGE CAN BE GIVEN TO ALL THE PEOPLE IN THE GREATER WHITEHORSE AREA WHO IN ANY EVENT PAY WITH OTHER PEOPLE FROM THE REST OF THE TERRITORY AN ENORMOUS AMOUNT OF \$235,000.00 FOR BUSING AND YET THE BUSES REMAIN IDLE FOR MUCH OF THE TIME DURING THE DAY. NOW, IF, Mr. CHAIRMAN, THERE HAS BEEN SUGGESTED THAT THERE'S \$70,000.00 DEFICIT, IS THIS THE \$70,000.00 DEFICIT, Mr. CHAIRMAN, AND THIS IS A QUESTION FOR Mr. MILLER, BETWEEN THE - ADDED ON TO THE \$235,000.00. IS THIS WHAT IS REFERRED TO?

Mr. MILLER: Mr. CHAIRMAN, I CAN'T BE EXACTLY SURE OF THAT FIGURE BUT IT SEEMED TO ME THAT THEY WERE LOOKING AT RUNNING A BUS SYSTEM ON A SLIGHTLY DIFFERENT BASIS THAN POSSIBLY USING THE SCHOOL BUSES BECAUSE THE SCHOOL BUSES ARE NOT DESIGNED FOR GENERAL TRANSPORTATION. THEY ARE JUST NOT CONSTRUCTED THAT WAY, AND AS I RECALL THAT'S THEIR ESTIMATE OF WHAT RUNNING A SEPARATE BUS SYSTEM WOULD COST.

Mr. Chamberlist: WELL, I'M NOT REALLY GETTING THE INFORMATION I'M SEEKING. WHEN WE'RE TALKING ABOUT A SEPARATE SYSTEM - I'M TRYING TO ASCERTAIN, Mr. CHAIRMAN, HOW THIS

AMOUNT OF \$235,000.00 CAN BE USED TO DO TWO THINGS AT THE SAME TIME, THAT IS TO CONTINUE SUPPLYING TRANSPORTATION FOR CHILDREN TO THEIR SCHOOLS AND SUPPLY A TRANSPORTATION SYSTEM TO WHITEHORSE AT THE SAME TIME. I WONDER IF PERHAPS FOR TOMORROW, MR. CHAIRMAN, MR. MILLER CAN PERHAPS GET THE FIGURES OUT RELATED TO THE TRANSPORTATION STUDY THAT WAS DONE AND SEE IF OR NOT AT ALL WHETHER THE TERRITORIAL ADMINISTRATION CAN PROVIDE THAT MONEY TOWARDS A TRANSPORTATION SYSTEM FOR THE CITY OF WHITEHORSE.

MR. CHAIRMAN: POSSIBLY WHEN MADAM CLERK COMES BACK OR POSSIBLY ONE OF THE MEMBERS, I BELIEVE IT WAS TABLED HERE, IS THIS CORRECT?

MRS. WATSON: YES, THAT'S RIGHT.

MR. MILLER: I CAN GET THESE FIGURES - - -

MR. CHAMBERLIST: WELL I DON'T HAVE TIME TO READ IT. THAT'S RIGHT, THEY DIDN'T GIVE ME A COPY OF IT.

MR. CHAIRMAN: MR. MILLER,

MR. MILLER: MR. CHAIRMAN, THE INDICATIONS IN THIS STUDY ARE THAT THE COST OF A BUS SYSTEM FOR THE CITY OF WHITEHORSE BASED ON A \$1.20 PER MILE, THE TOTAL COST WOULD BE \$136,800.00. THE REVENUE FROM SALE OF FARES WOULD BE APPROXIMATELY \$15,000.00 LEAVING A DEFICIT OF \$120,000.00, AND THEN THEY GO ON TO SAY THAT THE UPPER ESTIMATE OF USE AT THE SAME FARES WOULD GIVE A REVENUE AT \$59,000.00 OR A TOTAL DEFICIT OF \$80,000.00. IT DEPENDS UPON WHICH FIGURES YOU USE IN THIS STUDY. AS I UNDERSTAND IT THIS WAS NOT ANTICIPATING THE USE OF THE EXISTING SCHOOL BUS SYSTEM.

MR. CHAMBERLIST: IT WOULD APPEAR, MR. CHAIRMAN, BASED ON THE FIGURES THAT WERE JUST RECEIVED THAT IT SEEMS REASONABLE TO SAY THAT THERE CAN BE AN INVOLVEMENT BETWEEN THE TERRITORIAL GOVERNMENT AND THE CITY OF WHITEHORSE TO PROVIDE A TRANSPORTATION SYSTEM. IF IT IS COSTING US \$234,800.00 TO PROVIDE TRANSPORTATION TO CHILDREN, AND IF IT WOULD COST A TOTAL OF \$136,000.00, EVEN IF IT COSTS US ALL \$136,000.00, IT WOULD SEEM THERE IS EVERY REASON TO JUSTIFY THAT A SUPPORT OF A TRANSPORTATION SYSTEM LIES IN THE FINANCIAL ABILITY OF THE DEPARTMENT OF EDUCATION TO PROVIDE THE FUNDS FOR THAT

SYSTEM AS LONG AS THE CHILDREN ARE TAKEN TO SCHOOL. THIS IS THE POINT THAT I AM MAKING, MR. CHAIRMAN.

MR. MILLER: MR. CHAIRMAN, WITH RESPECT, I WOULD REFER THE MEMBER TO PAGE 19 OF THIS REPORT.

MR. CHAMBERLIST: I HAVEN'T GOT A COPY OF THAT.

MR. MILLER: I'LL JUST QUOTE A FEW SECTIONS. "IT SHOULD BE NOTED THAT A SCHOOL BUS OPERATION IN A NUMBER OF ASPECTS DIFFER FROM A REGULAR TRANSIT OPERATION. IN SCHOOL BUSES EVERYBODY HAS A SEAT BUT THREE CHILDREN PER SEAT ARE ALLOWED. SCHOOL BUSES GENERALLY OPERATE ON A FEW HOURS PER DAY. ON A REGULAR BUS OPERATION TWO PATRONS PER SEAT IS NORMAL AND STANDEES ARE USUALLY ALLOWED. THE OPERATION IS FROM TWELVE TO EIGHTEEN HOURS PER DAY AND, THEREFORE, REQUIRES MORE DURABLE EQUIPMENT. TO USE SCHOOL BUSES FOR REGULAR BUS SERVICE IS POSSIBLE FOR AN OCCASIONAL TRIP BUT IS NOT RECOMMENDED FOR AN ALL-DAY SERVICE. CONVERSELY, REGULAR TRANSIT BUSES CAN BE USED FOR SCHOOL BUS SERVICE, HOWEVER, THE SEATED CAPACITY PER BUS IS USUALLY LESS AND STANDEES MAY, IN THAT CASE, BE PERMITTED. FOR AN ALL-DAY BUS SERVICE IT IS NECESSARY TO HAVE TWO REGULAR TRANSIT BUSES AS PART OF THE BUS SYSTEM." NOW THEN TO GO ON AND GIVE ADDITIONAL INFORMATION. THEY SAY, "THAT IF THERE IS SPACE ON THE SCHOOL BUSES FOR ADULTS THEN A JOINT USE IS POSSIBLE. THIS FLEXIBILITY IS MORE PRACTICAL, HOWEVER, A TICKET SYSTEM CAN BE USED." THERE ARE RAMIFICATIONS IN THIS, MR. CHAIRMAN, WHICH INDICATE THAT THEY MAY OR MAY NOT BE ABLE TO RUN TWO SYSTEMS IN CONJUNCTION WITH EACH OTHER.

MR. CHAMBERLIST: BUT, MR. CHAIRMAN, IT DOESN'T RULE OUT - I HAVEN'T READ THE STUDY AND I'M GOING TO TAKE THE OPPORTUNITY OF READING IT, BUT FROM WHAT HAS BEEN SAID IT DOESN'T RULE OUT THAT THERE CAN BE A JOINT TYPE OF OPERATION. NOW, MR. CHAIRMAN, I WONDER IF MR. MILLER, CAN ANSWER SPECIFICALLY WHETHER THAT STUDY RULES THAT OUT.

MR. MILLER: NO IT DOESN'T RULE OUT THE POSSIBILITY OF A JOINT OPERATION.

MR. TANNER: MR. CHAIRMAN, I THINK IT DOES COME TO THE CONCLUSION THAT IT DOESN'T RECOMMEND THE USE OF BOTH OF THEM THOUGH.

Mr. MILLER: THAT'S RIGHT.

Mr. STUTTER: MR. CHAIRMAN, I WAS GOING TO SAY THE SAME THING. IF THAT'S THE SAME REPORT THAT I READ THE FINAL CONCLUSION, SOMEWHERE IN THAT REPORT IS DEFINITELY - IT DISCOURAGES THE JOINING OF THE TWO SERVICES, A TRANSIT SYSTEM AND A SCHOOL BUS SYSTEM. ONE OF THE REASONS IT GIVES IN THERE IS THAT IN A TRANSIT SYSTEM THE NUMBER OF BUSES TO BEGIN WITH TO BE REQUIRED I THINK WAS NO MORE THAN ABOUT FOUR TO COVER THE WHOLE AREA, AND I THINK YOU HAVE GOT ABOUT SIXTEEN BUSES RIGHT IN THIS AREA ALONE. AND THE TIMES IT BRINGS INTO CONSIDERATION, THE TIMES OF THE DAY THAT THE SERVICES WOULD HAVE TO BE PROVIDED BY THE BULK OF THE PEOPLE HAVING TO GET TO THEIR JOBS AT ABOUT THE SAME TIME THAT KIDS HAVE TO GET TO THE SCHOOLS, AND IT BECOMES SO INTRENCHED IN, YOU KNOW, IT BECOMES ALMOST IMPOSSIBLE TO COMBINE THE TWO SITUATIONS. NOW, I'M NOT SAYING THAT WE SHOULDN'T BE LOOKING AT IT, THAT IT SHOULDN'T GET FURTHER CONSIDERATION, BUT I THINK IN THE REPORT SOMEWHERE IT DEFINITELY POINTS OUT THAT IT'S ALMOST AN IMPRACTICAL SITUATION TO COMBINE THE TWO.

Mr. TANNER: MR. CHAIRMAN, I WOULD THINK THE APPROACH WOULD HAVE RATHER BEEN THAT WHEN THE CITY, IF THE CITY PLEASE GOD, MAKES THE DECISION TO GET INTO THE BUSING SYSTEM WITH THE HELP OF THE TERRITORIAL GOVERNMENT THAT THEY WOULD PERHAPS APPROACH THE COMPANY THAT HAS THE BUSING CONTRACT. BECAUSE IF THEY HAVE THE FACILITIES HERE AND CAN APPROACH IT THAT WAY - IN OTHER WORDS USE THE FACILITIES OF THE COMPANY THAT HAS THE CONTRACT FOR BOTH THE SCHOOL BUSING AND, ONE WOULD HOPE, FOR THE PUBLIC TRANSIT. BUT I DON'T SEE REALLY THAT THE COSTS WOULD BE ANY DIFFERENT USING THE PRESENT SCHOOL BUSING AS FAR AS THE DEPARTMENT OF EDUCATION IS CONCERNED, WHETHER IT WAS ON A DIFFERENT CONTRACT OR WHETHER IT WAS WITH THE SAME CONTRACT OR OTHERWISE. I THINK YOU WILL STILL INCUR THE SAME COSTS SURELY.

Mr. CHAMBERLIST: NO I THINK, MR. CHAIRMAN, THE REASON WHY THESE COSTS ARE INCURRED BECAUSE AT \$234,800.00 - - -

Mr. TANNER: IT'S IN THE ITEM.

Mr. CHAMBERLIST: THAT'S RIGHT. IT'S BECAUSE THEY ARE SITTING IDLE AND THEY INCLUDE THE MAINTENANCE AND UPKEEP OF THE UNITS PLUS THE FACILITIES IN WHICH THEY HAVE

TO KEEP THE BUSES AND CARRY OUT THE REPAIRS. WHAT I AM SUGGESTING, MR. CHAIRMAN, IS THAT NOW WE KNOW WHAT THE FIGURE THAT IS BEING EXPENDED BY THE TERRITORIAL GOVERNMENT FOR THE TRANSPORTATION OF CHILDREN IN THE GREATER WHITEHORSE AREA, AND USING THAT AS A DISCUSSION POINT, WHY SHOULD WE NOT BEFORE THE NEXT CONTRACTS GO OUT FOR BID - I DON'T KNOW DO THEY GO OUT THIS YEAR?

Mrs. WATSON: MR. CHAIRMAN, THEY SHOULD BE GOING OUT TO TENDER AT THE END OF APRIL.

Mr. CHAMBERLIST: WELL, COULD WE NOT SOMEHOW OR ANOTHER - THIS WOULD BE A FINE TIME - COULD WE NOT BEFORE THEY WENT OUT TO TENDER GET INTO SOME DISCUSSION WITH THE CITY OF WHITEHORSE AND THEN FIND OUT WHAT WAY WE CAN ASSIST IN GETTING A TRANSPORTATION SYSTEM AND WHY NOT JUST BID ON THE BASIS OF EXTENDING THE BUS SYSTEM TO INCLUDE A TRANSPORTATION SYSTEM. I THINK THIS IS SOMETHING THAT IS NECESSARY AND PERHAPS THE CITY OF WHITEHORSE AND MANY OF THE PUBLIC WHO ARE VERY CONCERNED ABOUT TRANSPORTATION BECAUSE, WITH THE COST OF GAS AND WITH THE COST OF REPAIRS TO VEHICLES, THEY ARE TRYING TO USE THEIR VEHICLES AS LITTLE AS POSSIBLE BUT THEY STILL HAVE TO GET ABOUT. SOME PEOPLE CAN'T AFFORD TWO VEHICLES SO I THINK THAT WHAT PEOPLE HAVE TO DO IS SEE A WAY OF ASSISTING THE PUBLIC AT LARGE BY MAKING USE OF WHATEVER FACILITIES CAN BE MADE AVAILABLE. IS THERE ANY OBJECTION TO GETTING THIS INFORMATION FROM THE CITY OF WHITEHORSE AND WORKING IN CONJUNCTION WITH THE LOCAL GOVERNMENT DEPARTMENT.

Mrs. WATSON: MR. CHAIRMAN, THE HONOURABLE MEMBER KNOWS FULL WELL THAT THE LEGAL REQUIREMENT UNDER THE LEGISLATION IS FOR THE DEPARTMENT OF EDUCATION TO PROVIDE TRANSPORTATION OR ASSISTANCE, A GRANT IN LIEU OF TRANSPORTATION FOR CHILDREN WHO LIVE BEYOND THE TWO-MILE LIMIT. THERE IS NO REQUIREMENT FOR US TO PROVIDE A TRANSPORTATION SYSTEM FOR THE CITY OF WHITEHORSE, AND I DON'T THINK THAT WE COULD EVEN ENTERTAIN WHEN WE GO TO TENDER TO DO SOMETHING LIKE THIS. THIS WOULD HAVE TO BE SOME ARRANGEMENT WITH THE CITY OF WHITEHORSE BY THE GOVERNMENT OF THE YUKON TERRITORY SEPARATE AND APART FROM ANY TENDERING THAT WE CALL.

Mr. CHAMBERLIST: I DIDN'T SUGGEST THAT IT IS THE RESPONSIBILITY OF THE DEPARTMENT OF EDUCATION TO SUPPLY A TRANSPORTATION SYSTEM FOR THE CITY OF WHITEHORSE.

Mrs. Watson: Well you were suggesting that we put it to tender.

Mr. Chamberlist: Mr. Chairman, I'm talking, when I'm talking about the Administration I'm talking about the Government Administration, and when it goes out to tender by the Department of Education it's still the Government of the Yukon Territory in whatever form that is of putting out the tenders. I don't think we should just pass this over because there has been so much discussion about seeking ways and means of finding a method of transportation for the people of the greater Whitehorse area and perhaps by exactly the same token in other municipalities this type of thing might apply, might come about, but right now because the manner in which Whitehorse is so completely spread out and because of the fact that the taxpayer is paying \$235,000.00, and because of the fact that the majority of that money that comes in school taxes comes from the City of Whitehorse because of the large property around here and where there is a school tax paid directly to the Territorial Government, consideration should be given to it.

Mr. Chamberlist: I'm not suggesting that the money that comes in from the people in the other areas of the Yukon play no part in the cost of transportation, but the suggestion and the need for recognizing that transportation is a problem in the greater Whitehorse area and perhaps, I say, here is an opportunity to look into it. I wonder, Mr. Chairman, if Mr. Miller who is in charge of local government, has anything on transportation that has been suggested by the municipality itself?

Mr. Miller: Mr. Chairman, to my knowledge, the only thing that's available on transportation is this study which we commissioned and paid for. My reaction to your comments is that any time the City of Whitehorse wants to sit down and discuss transportation deficits and transportation, we're quite prepared to sit down with them and look at the various alternatives.

Mr. Chamberlist: Alright, I think you're fair enough to indicate this, but I would want to point out just finally, that there must be some consideration given to the expenditure on transportation of children and it's \$235,000 in the Whitehorse area. The suggestion that the cost of transportation needs for the public

transportation system is only \$136,000 and whether or not both of them combined even if different equipment has to be used would not finish up economically to provide both the functions of transportation system for the people at large in the Whitehorse area and transportation for the children at the same time, and I'm just making this particular point.

Mr. Chairman: Is it clear?
The next item is the Student Accommodation, \$107,785.

Mr. McKinnon: Mr. Chairman, before we get on to Student Accommodation, I would be extremely interested when we know the increase in the cost of heating fuel and the cost of electricity, whether Mr. Treasurer would be able to give Council some indication of what the increase to government and its utilities and supplies is going to be over the course of the year, because an interesting phenomena that not only are the rates going to rise greatly to the consumer, but also it's going to be reflected in the budget. The Operation and Maintenance Budget of the Government of the Yukon Territory and it's going to be reflected once again in the Government looking to the taxpayer so they won't have to cut any services but yet, be increased costs of the Operation and Maintenance of Government Services, but without a doubt, it's a one hell of a two edged sword, I would be very interested to find out just what the reflection in next year's budget is going to be and it's going to be considerable and how the Government of the Yukon Territory is going to cope with this as far as the consumer, who is really going to be knocked over the head too and then the Government looking for more taxation. It's going to be rather interesting and I'm sure that that would be pretty easy to project once the actual increases are known to Government.

The other point I would like to make is that ever since I've been in the Council Chambers, at one time I didn't agree that the actual salaries of the Public Service of the Territory came with the budget. I thought that that was perhaps a little too easy for members of the public to get hold of. But Mr. Treasurer has been supplying on a confidential basis that information to members of Council. I don't think that it has been briefed in the last, in all the times that that has been brought on a confidential basis. I find it very help-

FUL OVER THE COURSE OF A YEAR, TO HAVE THAT INFORMATION AVAILABLE AND I'M SURE THAT ALL MEMBERS OF COUNCIL DO. AND I WONDER WHETHER AS IN PAST YEARS THAT, MR. CHAIRMAN, INFORMATION CAN BE MADE AVAILABLE TO MEMBERS ON A CONFIDENTIAL BASIS?

MR. CHAMBERLIST: IT'S NOT CONFIDENTIAL THEN, IT CLASSIFICATIONS ARE AVAILABLE, MR. CHAIRMAN.

MR. CHAIRMAN: ORDER PLEASE, I BELIEVE THERE IS A QUESTION, MR. MILLER.

MR. MILLER: YES, MR. CHAIRMAN, THIS INFORMATION IS AVAILABLE IN PERSONNEL MANUALS. NOW IT DOESN'T GIVE THE NAME THERE, IT GIVES THE CLASSIFICATION, THE POSITION AND THE ANNUAL SALARY. NOW IF THE HONOURABLE MEMBER IS ASKING FOR A LIST OF EACH INDIVIDUAL AND THEIR SALARY, THIS CAN BE MADE AVAILABLE BUT I WARN YOU THAT IT IS A VERY COMPLEX DOCUMENT AND IT COSTS A LOT OF MONEY TO PRODUCE. BUT CERTAINLY THE INFORMATION IS AVAILABLE AND I WOULD BE HAPPY TO SHOW THE MEMBER, THE TYPE OF INFORMATION I AM REFERRING TO AND WE WOULD BE HAPPY TO GIVE HIM A COPY OF THAT.

MR. TANNER: MR. CHAIRMAN, COULD WE SOLVE THE PROBLEM PERHAPS BY SUGGESTING THAT THOSE MEMBERS THAT ARE INTERESTED COULD REFER TO THE TREASURER AND HE COULD SHOW THEM, RATHER THAN BRING IT INTO COUNCIL. BECAUSE, EVEN THOUGH IT IS AVAILABLE, I DO BELIEVE THAT THE SERVICE OF THE PUBLIC SHOULD BE ATTACHED SOME PRIVACY. YOU ARE ALMOST PUSHING IT ON THE PUBLIC FOR PURSUAL IF YOU BRING IT INTO COUNCIL. I'M NOT SAYING WE SHOULD SHOULDN'T, BUT I'M SAYING PERHAPS INDIVIDUAL MEMBERS COULD TALK TO THE TREASURER ON IT IF HE WANTS TO.

MR. MCKINNON: WELL I CERTAINLY THINK THAT THE PERSONNEL MANUAL WITH THE POSITIONS AND THE PRICE RANGE OF THAT POSITION SHOULD BE MADE AVAILABLE EACH YEAR TO ALL MEMBERS OF COUNCIL SO THAT THEY CAN HAVE AN INDICATION OF WHAT THE CLASSIFICATION INCREASE IS YEAR BY YEAR. AND IF THE MEMBERS WANT ANY FURTHER INFORMATION AS TO PUTTING A NAME BESIDE THE POSITION FOR SOME REASON THEY MAY HAVE, THAT THEY CAN GET THIS INFORMATION FROM MR. TREASURER.

MR. MILLER: MR. CHAIRMAN, WE HAVE NO PROBLEM WITH THAT AT ALL. WE WOULD BE HAPPY TO MAKE THAT AVAILABLE.

MR. CHAMBERLIST: WELL, THERE SHOULD BE AN

ADMINISTRATIVE MANUAL, MR. CHAIRMAN, FOR MEMBERS TO PERUSE. IT SHOULD BE PLACED IN THERE, IN THE CABINET HERE.

MR. CHAIRMAN: THE NEXT ITEM IS STUDENT ACCOMMODATION. IF I MIGHT ASK FROM THE CHAIR. IS THERE NO INCREASE FORECAST IN LIGHT OF THE VERY MARKED COST OF LIVING INCREASE IN RESPECT OF THIS ESTABLISHMENT?

MRS. WATSON: MR. CHAIRMAN, WITH RESPECT, I THINK THERE WAS AN OVER ESTIMATION THE LAST YEAR SO THAT THIS IS QUITE REALISTIC.

MR. CHAIRMAN: DOES THE FIGURE ACTUALLY TAKE IN THE COST OF LIVING?

MRS. WATSON: YES, IT DOES, MR. CHAIRMAN BECAUSE THERE WAS AN OVER ESTIMATION LAST YEAR.

MR. CHAMBERLIST: WHY WAS THERE NO ITEM FOR RENTAL FOR LAND AND BUILDING LAST YEAR AND THERE IS ONE THIS YEAR?

MRS. WATSON: MR. CHAIRMAN, WE USED THE OLD NURSES' RESIDENCE. THIS YEAR WE ARE RENTING ACCOMMODATION IN RIVERDALE FOR THE GIRLS' DORM,

MR. CHAIRMAN: THE NEXT ITEM IS HANDICAPPED AND RETARDED CHILDREN, \$30,000.00.

MR. MCKINNON: MR. CHAIRMAN, WHO ACTUALLY MAKES THE DECISION AS TO WHETHER A HANDICAPPED CHILD REMAINS IN THE YUKON OR IS SENT OUTSIDE TO AN INSTITUTION?

MRS. WATSON: THERE ARE VARIOUS STAGES BUT THE FINAL DECISION IS THE DECISION OF THE PARENT. THEY HAVE THE CHOICE. IF THEY GIVE THE RECOMMENDATION AND IN MANY INSTANCES LATELY WE HAVE BEEN SENDING OUT CHILDREN FOR SEVERAL REASONS. THE PEDIATRICAN WHO COMES UP OR THE PSYCHIATRIST DO RECOMMEND THAT THE CHILD BE SENT OUT TO A CLINIC, BE OBSERVED, TO BE ASSESSED TO SEE JUST TO WHAT DEGREE OF RETARDATION THEY HAVE WHERE THEY WOULD BE BEST SERVED AND THEN THE DECISION IS LEFT TO THE PARENTS ULTIMATELY.

MR. MCKINNON: THE MEMBER IS SAYING THAT IF THE CHILD IS RETARDED, AND THE CHILD IS IN A RETARDED CHILDREN'S CLASS IN THE YUKON TERRITORY, THE PARENT DOESN'T THINK THAT THE CHILD IS MAKING ANY PROGRESS WHATSOEVER, AND WANTS TO SEE WHETHER THAT CHILD IS PLACED IN AN INSTITUTION OUTSIDE WILL PROGRESS AT A FASTER RATE, THAT PARENT HAS THE OPTION OF PLACING THAT CHILD WITH

GOVERNMENT ASSISTANCE IN AN INSTITUTION OUTSIDE THE YUKON.

Mrs. WATSON: THAT IS A GOOD QUESTION. I THINK THAT WE WOULD HAVE AN ASSESSMENT DONE OF THE CHILD AND ON THE RECOMMENDATION AND OF COURSE THE PARENTS WOULD HAVE THE RECOMMENDATION OF THE ASSESSMENT, AND THEN I THINK THAT WE WOULD COMPLY AND AS LONG AS IT WOULD BENEFIT THE CHILD WE WOULD ALLOW THE PARENTS THE OPPORTUNITY OF SENDING THE CHILD OUTSIDE.

Mr. McKINNON: NOW IF THE CHILD, THIS ASSESSMENT CAPABILITY, AS I UNDERSTAND IT, Mr. CHAIRMAN, IS NOT AVAILABLE IN THE YUKON. IT IS DONE BY EXPERTS FOUND IN OTHER AREAS.

Mrs. WATSON: THIS DEPENDS ON THE DEGREE OF RETARDATION. SOME OF THE ASSESSMENT IS POSSIBLE HERE. WE HAVE BEEN SENDING MORE AND MORE OF THEM OUTSIDE WHERE THEY ARE ASSESSED OVER A PERIOD OF TIME. THEY ARE PUT IN A CLINIC AND THEN A REPORT IS MADE ON THEM. SO THAT IF THE CHILD IS ASSESSED BY THE PSYCHOLOGIST HERE, AND BY THE PEDIATRICTION, AND THEY FELT THAT THEY WOULD LIKE TO CONFER THEIR ASSESSMENT DONE IN VANCOUVER THIS IS WHAT WE WOULD DO. THEN THE PARENT AND THE DEPARTMENT WOULD MORE OR LESS DECIDE WHAT WOULD HAPPEN TO THE CHILD AND USUALLY WE GO ALONG WITH WHAT THE PARENT WISHES.

Mr. CHAMBERLIST: Mr. CHAIRMAN, I WOULD SAY THIS IS ABOUT THE ONE AREA WHERE I DON'T THINK WE ARE SPENDING ENOUGH MONEY ON ASSISTING THE HANDICAPPED AND RETARDED CHILDREN. IT IS JUST NOT ENOUGH BECAUSE THERE ARE SO MANY CASES OF HANDICAPPED AND RETARDED CHILDREN IN THE YUKON WHO ARE NOT BEING TAKEN CARE OF. THEY ARE JUST BEING NEGLECTED.

Mrs. WATSON: Mr. CHAIRMAN, I WOULD LIKE TO SAY THAT WE ARE DOING SOME WORK WITH CHILDREN WHO ARE HANDICAPPED IN HEARING. WE HAVE A SPECIAL PERSON WHO IS QUALIFIED TO PROVIDE INSTRUCTION AND SHE DOES HAVE SPECIAL CLASSES AND JACK HULLAND, WE ARE ALSO LOOKING BECAUSE WE HAVE HAD SEVERAL, QUITE A NUMBER OF CHILDREN WHO SHOULD HAVE SOME HELP FROM A SPEECH THERAPIST, WE ARE CONSIDERING, WE ARE TRYING TO DETERMINE JUST HOW MANY CHILDREN WE DO HAVE AND WHETHER IT IS JUSTIFIABLE TO TRY TO HIRE A SPEECH THERAPIST ON POSSIBLY A PART-TIME BASIS TO PROVIDE THIS TYPE OF INSTRUCTION FOR THE CHILDREN SO THAT THEY DON'T HAVE TO BE SENT AWAY.

Mr. CHAMBERLIST: IS THERE IN ANY AGE LIMIT, Mr. CHAIRMAN, FOR THESE CHILDREN IN THE YUKON?

Mrs. WATSON: Mr. CHAIRMAN, I BELIEVE THERE IS QUITE A GAP. AFTER THE CHILDREN LEAVE THE HOME FOR MENTALLY RETARDED AND THE PARENTS ARE NOT ABLE TO GET THEM INTO AN INSTITUTION OUTSIDE AND SOMETIMES THERE IS A WAITING PERIOD OF QUITE A NUMBER OF YEARS. REALLY WE DO NOT HAVE, THE GOVERNMENT DOES NOT PROVIDE SERVICE IN THIS AREA. THIS IS SOMETHING THAT ISN'T DONE AT THE PRESENT TIME. WE DO NOT HAVE ANYPLACE THAT THEY CAN GO TO AT THE PRESENT TIME AFTER THEY HAVE LEFT THE RETARDED CHILDREN'S SCHOOL.

Mr. TANNER: Mr. CHAIRMAN, IS THE MEMBER SAYING THEN THAT THE GOVERNMENT RESPONSIBILITY CEASES AFTER THEY HAVE LEFT SCHOOL OR AT LEAST IN THIS BUDGET WE ARE ONLY RESPONSIBLE FOR THEM WHILE THEY ARE WITHIN OUR SCHOOL SYSTEM? AFTER THAT THE GOVERNMENT HASN'T ACTUALLY ANY RESPONSIBILITY?

Mrs. WATSON: WELL ACTUALLY, I THINK WE DO UNDER THE AGREEMENT FOR HANDICAPPED AND PHYSICALLY AND MENTALLY HANDICAPPED PEOPLE WHETHER THEY BE CHILDREN OR ADULTS. IN THAT AREA, WE REALLY HAVEN'T COME TO THE CRUX OF THE PROBLEM VERY DEFINITELY AND THIS IS WHAT WE WILL BE LOOKING INTO, THERE IS A GAP.

Mr. CHAMBERLIST: HAVE WE PROVIDED, Mr. CHAIRMAN, ANY FUNDS AT ALL FOR HANDICAPPED PEOPLE THAT ARE OVER A CHILD'S AGE?

Mr. STUTTER: Mr. CHAIRMAN, CAN I JUST ASK THE MEMBER FOR EDUCATION THE OTHER END OF THIS SCALE. WHERE DOES THE GOVERNMENT FIRST GET INVOLVED. I MEAN, IS IT AT THREE, FOUR YEARS OLD? IT SEEMS TO ME THAT THE HANDICAPPED CHILD PERHAPS NEEDS ATTENTION EVEN BEFORE THE NORMAL CHILD. IN EITHER DEPARTMENT, EDUCATION OR UNDER HEALTH, WHAT IS THE SOONEST WHEN A CHILD CAN GET SOME HELP?

Mr. TANNER: Mr. CHAIRMAN, I THINK THAT SOME OF THOSE CHILDREN WERE PROBABLY PICKED UP IN THE HEALTH AND WELFARE BUDGET. THEY ARE IDENTIFIED, AND AS WE ARE GETTING MORE AND MORE SOCIAL WORKERS, THEY CAN GO FURTHER OUT INTO THE FIELD AND THEY ARE FINDING MORE OF THESE PEOPLE, OR THESE VERY YOUNG CHILDREN. BUT A LOT OF THEM HAVE REALLY BEEN, SORT OF SPEAKING, BEEN HIDDEN FROM ANY OFFICIAL GOVERNMENT BODY UNTIL RECENTLY IN THE LAST TWO OR THREE YEARS.

Mr. Chamberlist: So far as a child has been born and it might be three or four years it has been in the same condition and it is then a health care case.

Mr. Stutter: If I could just pursue it a little further. Once the child is discovered, once it is recognized that the child is retarded, under either department, financial, what financial assistance is given to the parent or to the child and in practice, what actually happens let's say, at three years old?

Mrs. Watson: Actually, the Department of Education doesn't get involved really with the child until they reach kindergarten age and the kindergarten is not part of the school programme at the present time. But we have done some work with parents. I know one case where we have sent a child out for assessment. I know we haven't had any defined, sometimes there is a degree of uncertainty of what treatment the child should have and while we haven't had any very specific recommendations, I know that our supervisor of instruction, our child psychologist has been working with the parents in the type of instruction that is given to the child in the home. But that is when the Department of Education is involved. At the kindergarten level,

Mr. Tanner: Mr. Chairman, let's assume that there is a case identified and the government in toto is asked to help in some way. The parent can obtain financial assistance through my Department insofar as taking the child out if that is what is required. But as far as the government, or my Department identifying the case in the first place, it doesn't go out looking for them. It does sometimes find them while investigating another problem. But if there was a request made, there's within my vote funds available to help. But we have to find them first if the request is going to be brought to us. I don't like the system. I am not sure it is the best one, but it is the best one in the circumstances.

Mr. Chamberlist: I will try and assist the Honourable Member from Whitehorse North. What has happened in the past where there have been specific cases that have been identified especially when perhaps a child is born and then after two or three months it is recognized that the child is retarded or that there is a mentally handicapped child here, the parent can then seek assistance through a

programme. What happens is that they apportion a very small portion of the maintenance costs of the child and the child is either transferred to a special facility which we haven't got here which is outside in which we pay the major costs. We have a home for handicapped children but sometimes it goes beyond that where he needs continuous nursing and medical attention as well at the same time. Usually there is an arrangement made with the parents to see exactly what the minimum they can afford for the parent to maintain the child and the balance has been picked up through one of our Government funds, through the Social Assistance Funds or through the Northern Health Services Fund according to what the certain circumstances are. It is a very sad situation and I think that if the Department is taking a real look that they consider providing funds for adult people when they get at that problem, I think that it would be a good thing indeed.

Mr. McKinnon: Mr. Chairman, in what numbers are we speaking: one handicapped, two handicapped ...

Mr. Chairman. Councillor Watson

Mrs. Watson: Just one moment, Mr. Chairman. We have had one student in Vancouver since mid-January for extensive assessment and we don't expect her back until the Easter vacation. This is for extensive assessment. We have five students in the school for the mentally retarded.

Mr. McKinnon: In Vancouver?

Mrs. Watson: No here and we have one student attending Jericho Hill in Vancouver.

Mr. McKinnon: And the handicapped?

Mrs. Watson: Mr. Chairman, I can't give you the handicapped number right off hand but I can get the information. I can get as much information as we have but we haven't identified all of the handicapped. For example, when we are talking about hearing and speech and this is the area we are trying to do assessment right now. How many children really do need special speech therapy which is handicapping them. Our pediatrician says that there are quite a number more that we realized there were. I know that we are doing some work for some children with a hearing handicap and this information I can

BRING FORWARD TO YOU.

Mr. Chamberlist: One of the difficulties is the Department of National Health and Welfare through the Indian Affairs Branch, they deal with some children up here who are handicapped but they don't come to the attention of the Territorial Government because they are not Territorial problems as such. Really you have to get information from them as well to find out the total number of cases. It would be very difficult.

Mrs. Watson: Mr. Chairman, no. The retarded and the children with disabilities the Territorial Government assumes the responsibility of providing education to Indian children we now pay the costs of Indian children, retarded children and also the handicapped. If the decision is made to either send a child out for assessment or to go to an institution outside, are moneys provided somewhere in the budget that one or both of the parents are allowed transportation and costs while the child gets settled or while the assessment is going on.

Mrs. Watson: Yes, I know of a couple of cases where the child has been taken out, even for assessment the transportation for the parents is paid and we try to arrange accommodation for them. We didn't pay for the accommodation, but we arranged some very adequate accommodation.

Mr. Chairman: Clear in this item?

Some Honourable Members: Clear.

Mr. Chairman: The next item is Special Services and Grants for Post-Secondary Training in the amount of \$212,000.00.

Mr. McKinnon: Could we have the report of the Scholarship Committee for last year tabled, Mr. Chairman.

Mr. Chairman: Mrs. Watson.

Mrs. Watson: Mr. Chairman, are you talking about the Advisory Committee for Grants to Students? They do not table the report for Council but I can certainly get you a report on the number of grants and bursaries that were handed out last year. Are you asking for names of specific people?

Mr. McKinnon: Not the particular names. We've had the numbers, the institutions they are attending, we've had the year that they have been involved in and a breakdown of the different courses that the students are taking, that are taking advantage of the post-secondary training financial assistance.

Mrs. Watson: Yes, Mr. Chairman, that could be made available.

Mr. McKinnon: The regulations concerning post-secondary financial assistance - are those regulations made by the Advisory Committee or are they made by the Department of Education?

Mrs. Watson: Mr. Chairman, they are made by the Department of Education certainly in consultation with the Advisory Committee.

Mr. McKinnon: Is there any consideration being given to any changes in the regulations for the 1974-75 year?

Mrs. Watson: Yes, Mr. Chairman, we've just been meeting with the Advisory Committee and we are considering some variations to the regulations for this coming year.

Mr. McKinnon: When will the regulations and the changes in the regulations be made available to members of committee?

Mrs. Watson: Mr. Chairman, are you talking about the committee here?

Mr. McKinnon: Yes.

Mrs. Watson: Mr. Chairman, when Council is over there is just so many hours in a day.

Mr. McKinnon: Mr. Chairman, this gives me a real problem because I'm really aware, and I've gotten involved in many instances in the post-secondary financial assistance programs. You know I've written the committee and I have got to say without a doubt that I don't think I have ever been more impressed with a committee of government or had better reception or met with a better response. And I think they are doing a marvelous job within the regulations that the Department of Education sets for them. However, there are areas where I think the regulations should be changed and should be

A VERY GREAT IMPROVEMENT IN THIS POST-SECONDARY FINANCIAL SITUATION. NOW I FIND IT PRETTY DIFFICULT IF THOSE REGULATIONS WEREN'T ACCEPTED WHICH I AM LED TO BELIEVE THAT THE MAJORITY OF THE ADVISORY COMMITTEE WOULD ACCEPT THEM, AND WOULD WELCOME THE GOVERNMENT CHANGING THEM, THAT I AM APPROVING SOME \$212,000.00 WHICH WITHOUT CERTAIN CHANGES IN THE REGULATIONS ARE GOING TO PROVIDE FOR THE SAME TYPE OF PROBLEMS THAT I HELPED MEET LAST YEAR WITH THE ASSISTANCE OF THE COMMITTEE FOR SOME CONSTITUENTS WHO WERE RUNNING INTO REAL PROBLEMS. NOW, THIS IS A PRETTY DIFFICULT SITUATION FOR A MEMBER OF COUNCIL TO BE VOTING THIS SUM OF MONEY IF ONE, HE HAS NO IDEA WHETHER THE REGULATIONS THAT ONE WOULD LIKE TO SEE CHANGED ARE GOING TO BE CHANGED, AND I JUST FIND IT DIFFICULT TO - EVEN KNOWING THE IMPORTANCE OF THE PROGRAM AND HOW WELL IT'S DOING, WITHOUT HAVING ANY INDICATION WHATSOEVER WHETHER THE PROGRAM IS GOING TO BE IMPROVED BY CERTAIN CHANGES IN THE REGULATIONS TO GO ALONG WITH THE SUPPORT AND WITH THIS VOTE AT THIS TIME.

Mrs. WATSON: MR. CHAIRMAN, I AGREE WITH THE HONOURABLE MEMBER. I THINK THIS IS ONE COMMITTEE THAT REALLY HAS SERVED A VERY GOOD FUNCTION FOR THE TERRITORY, AND IT HAS WORKED VERY EFFICIENTLY. I MIGHT ADD THAT I DID MEET WITH THE COMMITTEE TO REVIEW THE AMENDMENTS TO THE REGULATIONS, AND I COULD SEE NONE OF THEIR RECOMMENDATIONS THAT I WOULD RAISE ANY OBJECTION TO AT ALL. POSSIBLY BEFORE COUNCIL IS OVER WE CAN GET A DRAFT OF SOME OF THE PROPOSED CHANGES FOR THE HONOURABLE MEMBERS' BENEFIT AND AT THAT TIME MAYBE THEY WOULD SEE THEIR WAY CLEAR TO PASS THIS AMOUNT OF MONEY FOR POST-SECONDARY GRANTS.

MR. CHAIRMAN: ANYTHING FURTHER ON SPECIAL SERVICES AND GRANTS FOR POST-SECONDARY TRAINING? NEXT ITEM IS KINDERGARTEN - \$101,527.00.

MR. CHAMBERLIST: MR. CHAIRMAN, BECAUSE I HAVE A LOT TO SAY ON THIS ITEM AND BECAUSE THERE IS GOING TO BE, I'M SURE, A LOT OF DEBATE ON THIS ITEM, I WONDER IF WE COULD - AT THIS TIME I WOULD MOVE THAT MR. SPEAKER DO RESUME THE CHAIR.

Mrs. WATSON: MR. CHAIRMAN, DO I UNDERSTAND THEN THAT WE ARE GOING TO GO OVER THIS AREA TOMORROW MORNING WHEN WE GO INTO COMMITTEE?

MR. CHAIRMAN: I BELIEVE SO. THAT'S THE NEXT ITEM IN COMMITTEE.

Mrs. WATSON: VERY WELL.

MR. CHAIRMAN: IS THERE A SECONDER?

MR. STUTTER: I'LL SECOND THAT.

MR. CHAIRMAN: I'M WONDERING IF COMMITTEE WOULD AGREE THAT THE WITNESSES BE EXCUSED AT THIS TIME.

MR. MCKINNON: OH, THEY WANT TO STAY.

MR. CHAIRMAN: GENTLEMEN, I THINK THE NEXT COMMITTEE SITTING WILL BE ON THE 16TH - OR TOMORROW THAT'S RIGHT TOO. I'M SORRY. I GOT MY DATES MIXED UP. TOMORROW MORNING AT 10:15 A.M.

MR. CHAIRMAN: ORDER PLEASE. IT HAS BEEN MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR STUTTER, THAT MR. SPEAKER DO NOW RESUME THE CHAIR. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. CHAIRMAN: I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: THE HOUSE WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF COMMITTEE?

MR. TAYLOR: MR. SPEAKER, COMMITTEE CONVENED AT 10:55 A.M. TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. MR. M. MILLER AND

MR. HUBERDEAU ATTENDED COMMITTEE TO DISCUSS BILL NO. 3. COMMITTEE RECESSED AT 12:00 NOON AND RECONVENED AT 2:00 P.M. I CAN REPORT PROGRESS ON BILL NO. 3. IT WAS MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR STUTTER, THAT MR. SPEAKER DO NOW RESUME THE CHAIR AND THIS MOTION CARRIED.

MR. SPEAKER: YOU HAVE HEARD THE REPORT OF THE CHAIRMAN OF COMMITTEE. ARE YOU AGREED? MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I BELIEVE IT IS THE INTENTION OF YOUR COMMITTEE TO HAVE FURTHER DISCUSSIONS ON THE MAIN ESTIMATES, BILL NO. 3 TOMORROW.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TANNER: MR. SPEAKER, I MOVE THAT WE CALL IT 5:00 O'CLOCK.

MR. SPEAKER: IS THERE A SECONDER?

MR. CHAMBERLIST: I SECOND THE MOTION.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FROM WHITEHORSE EAST, THAT WE NOW CALL IT 5:00 O'CLOCK, ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: THIS HOUSE NOW STANDS ADJOURNED UNTIL 10:00 A.M. TOMORROW MORNING.

ADJOURNED



TUESDAY, APRIL 2, 1974

MR. SPEAKER READS THE DAILY PRAYER.

MR. SPEAKER: MADAM CLERK, IS THERE A QUORUM PRESENT?

MADAM CLERK: THERE IS, MR. SPEAKER.

MR. SPEAKER: COUNCIL WILL NOW COME TO ORDER. ARE THERE ANY DOCUMENTS OR CORRESPONDENCE TO BE TABLED?

MRS. WATSON: YES, MR. SPEAKER, I HAVE FOR TABLING THIS MORNING LEGISLATIVE RETURNS NOS. 23 TO 25.

MR. SPEAKER: ARE THERE ANY REPORTS OF COMMITTEES? ARE THERE ANY BILLS TO BE INTRODUCED?

MR. TANNER: I BEG TO MOVE, SECONDED BY COUNCILLOR WATSON FOR LEAVE TO INTRODUCE BILL NO. 14 INTITULED AN ORDINANCE TO AMEND THE SOCIETIES ORDINANCE.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE FOR LEAVE TO INTRODUCE BILL NO. 14 INTITULED AN ORDINANCE TO AMEND THE SOCIETIES ORDINANCE. ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE LEAVE GRANTED.

LEAVE GRANTED

MR. TANNER: MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR WATSON FOR LEAVE TO INTRODUCE BILL NO. 15 INTITULED AN ORDINANCE TO AMEND THE INTERPRETATION ORDINANCE.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE FOR LEAVE TO INTRODUCE BILL NO. 15 ENTITULED AN ORDINANCE TO AMEND THE INTERPRETATION ORDINANCE. ARE YOU PREPARED FOR THE QUESTION? AGREED? LEAVE GRANTED.

LEAVE GRANTED

MR. SPEAKER: ARE THERE ANY NOTICES OF MOTION OR RESOLUTION?

MR. TANNER: EXCUSE ME, MR. SPEAKER, I HAVE SOME OTHER BILLS TO INTRODUCE.

MR. SPEAKER: SPEAK.

MR. TANNER: MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR WATSON FOR LEAVE TO INTRODUCE BILL NO. 16 INTITULED AN ORDINANCE TO AMEND THE NOTARIES ORDINANCE.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE FOR LEAVE TO INTRODUCE BILL NO. 16 INTITULED AN ORDINANCE TO AMEND THE NOTARIES ORDINANCE. ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE LEAVE GRANTED.

LEAVE GRANTED

MR. TANNER: MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR WATSON FOR LEAVE TO INTRODUCE BILL NO. 19 INTITULED AN ORDINANCE TO AMEND THE MOTOR VEHICLES ORDINANCE.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE FOR LEAVE TO INTRODUCE BILL NO. 19, INTITULED AN ORDINANCE TO AMEND THE MOTOR VEHICLES ORDINANCE. ARE YOU PREPARED FOR THE QUESTION? AGREED? LEAVE GRANTED.

LEAVE GRANTED

MR. TANNER: MR. SPEAKER, I BEG TO MOVE, SECONDED BY COUNCILLOR WATSON FOR LEAVE TO INTRODUCE BILL NO. 20 INTITULED AN ORDINANCE TO AMEND THE COURT OF APPEAL ORDINANCE.

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE FOR LEAVE TO INTRODUCE BILL NO. 20 INTITULED AN ORDINANCE TO AMEND THE COURT OF APPEAL ORDINANCE. ARE YOU PREPARED FOR THE QUESTION? AGREED? LEAVE GRANTED.

ARE THERE ANY NOTICES OF MOTION OR RESOLUTION?

MR. TAYLOR: YES, MR. SPEAKER, I WOULD LIKE TO GIVE NOTICE OF MOTION THIS MORNING THAT SESSIONAL PAPER NO. 18 AND LEGISLATIVE RETURN NO. 25 BE REFERRED TO COMMITTEE OF THE WHOLE.

MR. SPEAKER: ARE THERE ANY FURTHER NOTICES OF MOTION OR RESOLUTION? ARE THERE ANY NOTICES OF MOTION FOR THE PRODUCTION OF PAPERS?

MOTION NO. 16

Mr. Speaker: We now come to Motion No. 16. It was moved by Councillor McKinnon, seconded by Councillor Taylor that the request of the Association of Yukon Municipalities asking that consideration be given to the appointment of an elected member of the Executive Committee to be responsible for the Department of Local Government be discussed in Committee of the Whole. Are you prepared to proceed with this motion at this time?

Mr. McKinnon: Yes, Mr. Speaker, I had asked the question be called on it. There is one matter, I think, of a certain degree of urgency with this motion and that is it would be valuable to have members' ideas on it prior to making our annual pilgrimage to Ottawa to supplicate ourselves before the federal alter. I wonder, Mr. Speaker, whether we could have a short discussion first thing in committee this morning on this so that Councillor Taylor and myself would at least have the feeling of the members of council on the proposition put forward by the Association of Yukon Municipalities.

Mr. Chamberlist: Mr. Speaker, and I will promise to make my question period very, very short indeed to allow this additional time.

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

MOTION CARRIED.

Mr. Speaker: We now come to the question period. As we have no answers to written questions Nos. 1, 2 and 5, Madam Clerk will you ascertain if Mr. Commissioner is available? We will now have a short recess.

RECESS.

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

QUESTION RE STATEMENT FROM N.C.P.C. OF RAISING MARSH LAKE

Mr. McKinnon: Mr. Speaker, I wonder if I could ask Mr. Commissioner a follow-up question from yesterday where he said that the local manager of N.C.P.C. was going to make a statement concerning the raising of the Marsh Lake today. I wonder, Mr. Speaker, if Mr. Commissioner would be prepared to issue the statement in council,

maybe for once the elected members could get it before everybody in the street did.

Mr. Commissioner: Well, Mr. Speaker, I'm sorry if I inferred that it was the local manager. It's the chairman of the Northern Canada Power Commission and that is the Deputy Minister. I don't know just what form that he will use to issue this, Mr. Speaker. I have no idea but certainly I can request that it be made available to me and to bring forward to the council. I can certainly do that but I can't give any assurances at this point in time. I don't know if the thing has been issued or not Mr. Speaker.

Mr. McKinnon: I wonder, Mr. Speaker. Mr. Speaker, with the direction of the House, could I ask Mr. Commissioner if he would be prepared to do that.

Mr. Commissioner: Oh yes, I'm prepared to ask.

QUESTION RE MR. FISHER-FLEMING

Mr. Chamberlist: Mr. Speaker. Mr. Commissioner in asking you questions re Mr. Fleming, yesterday, you indicated that you were not prepared to answer. I will put it to you, Mr. Commissioner in this way. Is it your intention to answer the series of questions that were given to you re Mr. Fleming's position with the Territorial Government?

Mr. Commissioner: Not at this time, Mr. Speaker.

Mr. Chamberlist: I wonder, Mr. Speaker, if Mr. Commissioner can indicate how long before those answers to those questions will be forthcoming?

Mr. Commissioner: Not at this time, Mr. Speaker.

Mr. Chamberlist: I wonder, Mr. Speaker, if Mr. Commissioner can indicate who his next victim is going to be? Perhaps he would answer 'not at this time'.

Mr. Speaker: Order. Are there any further questions?

QUESTION RE STATUS OF WHITEHORSE AIRPORT YERM - INAL

Mr. McKinnon: Mr. Speaker, I would like to ask Mr. Commissioner a question that has been asked many times at this table and never a satisfactory answer has been given to this time. What is the status of the Whitehorse Airport and when

CAN WE EXPECT SOME CONSTRUCTION ON A NEW TERMINAL BUILDING? I THINK IT'S BEEN IN THE WIND NOW FOR AT LEAST A DECADE. WE STILL SEE NO NEW TERMINAL BUILDING AT THE WHITEHORSE AIRPORT AND I'M SURE MR. COMMISSIONER, TRAVELLING AS MUCH AS HE DOES, IT SEEMS THAT MORE THAN TWO PEOPLE GET TOGETHER THE COMMISSIONER IS AVAILABLE TO MAKE A SPEECH. HE MUST KNOW THE CONDITIONS AT THE WHITEHORSE AIRPORT WHEN HALF A DOZEN OR MORE PLANES ARRIVE AT THE SAME TIME. IT'S JUST UTTER BEDLAM AND CHAOS AND WITH THE TRAFFIC THAT GOES THROUGH THE WHITEHORSE AIRPORT, CERTAINLY THERE IS NO JUSTIFICATION ANY LONGER FOR THE INADEQUATE FACILITIES THAT ARE PRESENTLY SERVING THE COMMUNITY OF WHITEHORSE.

MR. COMMISSIONER: WELL, MR. SPEAKER, I AM CONFIDENT THAT THERE IS AN ITEM IN THE PROGRAM FORECAST AT THE MINISTRY OF TRANSPORT THAT WOULD HAVE THE EFFECT OF DOING SOMETHING ABOUT THIS TERMINAL BUILDING HERE IN WHITEHORSE. BUT I CAN SAY THIS, MR. SPEAKER, THAT IN ANY PERSONAL CONVERSATIONS THAT I HAVE HAD WITH THE MINISTRY OF TRANSPORT, THE PROBLEMS OF MORE AND BETTER AIRFIELDS AND MORE AND BETTER PASSENGER FACILITIES AND THE OTHER AIRFIELDS OF THE TERRITORY IS IN MY OPINION, AND I SIMPLY SAY IN MY OPINION, OF A FAR HIGHER PRIORITY THAN THE INADEQUATE ONES WE HAVE IN WHITEHORSE. AND THE OTHER AIRFIELDS IN THE TERRITORY WHICH MAYBE ARE NOT PATRONIZED TO THE EXTENT THAT THE WHITEHORSE ONE IS, BUT CERTAINLY CONTINUOUSLY PATRONIZED BY THE LOCAL AIRLINES; THERE IS ABSOLUTELY NO FACILITIES OF ANY KIND OUTSIDE OF WATSON LAKE. NOW, I WILL BRING FORWARD AS QUICKLY AS I CAN GET HOLD OF THE INFORMATION FOR THE HONOURABLE MEMBER WHO ASKED THE QUESTION, WHERE THE IMPROVEMENT OF THE TERMINAL FACILITY IS IN THE MINISTRY OF TRANSPORT PROGRAM FORECAST, I DON'T HAVE IT AVAILABLE IMMEDIATELY BUT I WILL CERTAINLY GET IT. BUT I SIMPLY REITERATE THAT IN MY HUMBLE OPINION, MR. SPEAKER, THERE ARE A LOT OF HIGHER PRIORITIES IN THE PROVISION OF AIRFIELDS AND PASSENGER FACILITIES IN OTHER PARTS OF THE TERRITORY, INADEQUATE AS THE WHITEHORSE ONE MAY BE.

QUESTION RE EXPENSES OF OTTAWA DELEGATES

MR. CHAMBERLIST: MR. SPEAKER, QUESTION TO MR. COMMISSIONER. MR. COMMISSIONER, COUNCILLOR MCKINNON AND COUNCILLOR TAYLOR ARE GOING TO OTTAWA TO MEET WITH THE STANDING COMMITTEE OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT. DURING THE TIME THEY WILL BE IN OTTAWA, IF THEY MEET WITH CABINET MINISTERS OR IF THEY HAVE ANY

OTHER MEETINGS OUTSIDE OF THE STANDING COMMITTEE OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, WILL YOU BE ORDERING THE DEDUCTION OF EXPENSES FROM THEIR EXPENSE ACCOUNTS AS A RESULT?

MR. COMMISSIONER: I FIND IT HARD TO ANSWER HYPOTHETICAL QUESTIONS, MR. SPEAKER.

MR. CHAMBERLIST: WELL MR. SPEAKER, IT WAS NOT A HYPOTHETICAL QUESTION. THIS IS TO MR. COMMISSIONER. WHEN I WAS IN OTTAWA ON GOVERNMENT BUSINESS, I ATTENDED A CONVENTION AND YOU HAVEN'T PAID THE EXPENSES YET, SEVEN MONTHS AGO AND MR. COMMISSIONER, ARE YOU PREPARED TO FACE THE COSTS IN THE NEXT FEW WEEKS AS A RESULT OF ACTION I WILL TAKE AGAINST YOU FOR NON-PAYMENT OF EXPENSES THAT ARE DUE.

MR. COMMISSIONER: I'LL WORRY ABOUT THAT WHEN IT HAPPENS.

MR. CHAMBERLIST: YOU'LL WORRY ABOUT IT WHEN IT HAPPENS.

SUPPLEMENTARY QUESTION RE AIRFIELDS

MR. TAYLOR: MR. SPEAKER, I HAVE A QUESTION SUPPLEMENTARY TO THE QUESTION RAISED BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST IN RESPECT OF THE NEW TIMETABLE AND FORECAST OF IMPROVEMENTS FOR AIR FACILITIES IN THE YUKON. I'M WONDERING IF MR. COMMISSIONER IN ENDEAVOURING TO GET THE INFORMATION REQUESTED BY THE HONOURABLE MEMBER, IF HE MIGHT CONSIDER TABLING BEFORE COUNCIL THAT HE GET THIS INFORMATION, THE TOTAL PACKAGE AS FORECAST AS FORSEEN BY M.O.T.

MR. COMMISSIONER: I THINK THIS WILL BE POSSIBLE MR. SPEAKER. WHATEVER INFORMATION ON THIS WE GET WE WILL GLADLY ...

QUESTION RE STAFFING AND EXPLANATIONS ACCOMPANYING REGULATIONS

MR. MCKINNON: MR. SPEAKER, I WOULD LIKE TO ASK MR. COMMISSIONER A QUESTION. I WAS INTERESTED IN NOTICING UNDER REGULATION APPOINTMENTS PURSUANT TO THE MINING SAFETY ORDINANCE THAT WE HAVE APPOINTED AS ENVIRONMENTAL INSPECTOR, A MR. PATRICK FROM YELLOWKNIFE. NOW, IN THE BUDGET OF THE YUKON TERRITORY FOR THE FISCAL YEAR 74/75, I THINK WE HAVE SOMETHING LIKE 37 NEW CIVIL SERVICE POSITIONS. WE STILL HAVEN'T GOT ENOUGH, WE HAVE TO GO OVER TO THE NORTHWEST TERRITORIES TO LOOK FOR SOME ENVIRON-

MENTAL INSPECTORS PURSUANT TO THE MINING SAFETY ORDINANCE, MR. SPEAKER?

MR. COMMISSIONER: MR. SPEAKER, THERE'S A BIT MORE TO IT THEN THAT. I WONDER IF THE HONOURABLE MEMBER WOULD ALLOW ME TO BRING A WRITTEN ANSWER TO THIS. IT HAS TO DO WITH THE OVERLAPPING OF DUTIES BETWEEN THE TWO AREAS FROM TIME TO TIME.

MR. MCKINNON: COULD I SUGGEST, MR. SPEAKER, IT WOULD BE VERY NICE IF MR. COMMISSIONER, WHEN HE SENDS OUT THE REGULATIONS, WOULD ENCLOSE A COPY OF EXPLANATIONS TO COUNCILLORS ON SOME OF THESE THINGS THAT WE FIND IN THE REGULATIONS. BECAUSE, YOU KNOW, WE ARE JUST INUNDATED WITH THEM WEEKLY AND OF COURSE HAVE TO GO THROUGH EVERY ONE OF THEM AND ASK QUESTIONS FOR SOME EXPLANATIONS AND SATISFACTORY ANSWERS WHEN WE COME TO THIS TABLE AND IT WOULD CERTAINLY MAKE A MEMBER OF THE TERRITORIAL COUNCIL'S JOB A LOT EASIER, IF WE HAD A FEW NOTES OF EXPLANATION AS TO WHY THE NECESSITY OF SOME OF THESE REGULATIONS THAT WE ARE JUST CONSTANTLY BOMBARDED WITH. I WONDER IF MR. COMMISSIONER COULD ANSWER THIS.

MR. COMMISSIONER: I DON'T DISAGREE AT ALL WITH WHAT THE HONOURABLE MEMBER SAYS, MR. SPEAKER. VERY OFTEN I QUESTION MYSELF AS TO JUST WHY THIS TORRENT OF PAPER SEEMS TO BE NECESSARY, BUT IT APPEARS TO BE PART OF THE WORLD IN WHICH WE ARE LIVING AND CERTAINLY I WOULD TAKE UNDER ADVISEMENT WHAT THE HONOURABLE MEMBER HAS REQUESTED. IF SOMETHING ALONG THESE LINES CAN BE DONE IN A PRACTICAL MANNER THEN IT WOULD BE HELPFUL TO EVERYBODY.

MR. SPEAKER: WE WISH TO THANK MR. COMMISSIONER FOR HIS ATTENDANCE.

AS THERE ARE NO PRIVATE BILLS AND ORDERS, WE COME TO PUBLIC BILLS AND ORDERS.

BILL NO. 12 AN ORDINANCE RESPECTING THE ELECTORAL DISTRICT BOUNDARIES COMMISSION - FIRST READING

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH, SECONDED BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE, THAT BILL NO. 12 INTITULED AN ORDINANCE RESPECTING THE ELECTORAL DISTRICT BOUNDARIES COMMISSION BE GIVEN FIRST READINGS. ARE YOU PREPARED FOR THE QUESTION? AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

MR. SPEAKER: WHEN SHALL THE BILL BE READ FOR A SECOND TIME.

MR. TANNER: NOW MR. SPEAKER.

BILL NO. 7 SECOND READING

MR. CHAMBERLIST: MR. SPEAKER, I MOVE SECONDED BY COUNCILLOR MCKINNON THAT SECOND READING BE GIVEN TO BILL NO. 7, AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FOR WHITEHORSE EAST, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE WEST, THAT BILL NO. 7 INTITULED AN ORDINANCE TO AMEND THE SCHOOL ORDINANCE BE GIVEN SECOND READING.

SOME MEMBERS: QUESTION.

MR. TANNER: MR. SPEAKER, JUST BEFORE YOU PUT THE QUESTION, I THINK THE HONOURABLE MEMBER MIGHT WANT TO SPEAK TO IT.

MRS. WATSON: MR. SPEAKER, I WONDER IF YOU COULD CALL A BRIEF RECESS BECAUSE I HAVE SOME MATERIAL THAT I WOULD LIKE TO USE WHEN I SPEAK TO THE SECOND READING OF THIS BILL.

MR. SPEAKER: AGREED. WE WILL NOW HAVE A SHORT RECESS.

RECESS

MR. SPEAKER: I WILL NOW CALL COUNCIL TO ORDER.

MRS. WATSON: THANK YOU, MR. SPEAKER. IT IS RATHER HEARTENING TO SEE THAT TWO OTHER MEMBERS OF COUNCIL ARE ANXIOUS TO HAVE THE BILL GIVEN SECOND READING AND MOVED INTO COMMITTEE.

MR. CHAMBERLIST: POINT OF ORDER, MR. SPEAKER. I THINK BEFORE THE HONOURABLE MEMBER CAN SPEAK, THE MOTION SHOULD BE READ FROM THE CHAIR, WITH RESPECT. I DIDN'T HEAR IT BEING READ FROM THE CHAIR. I THINK IT WASN'T.

MR. SPEAKER: IT WAS READ.

MRS. WATSON: IT IS RATHER HEARTENING TO SEE THAT TWO OTHER HONOURABLE MEMBERS ARE VERY ANXIOUS TO HAVE THE BILL MOVED INTO COMMITTEE.

FOR DISCUSSION. IT WAS MY UNDERSTANDING, I HAVE SOME UNDERSTANDING, THAT THE HONOURABLE MEMBERS WERE NOT THAT ANXIOUS TO DISCUSS THE BILL DURING THIS SESSION. WELL THIS GIVES ME ENCOURAGEMENT.

I MUST APOLOGIZE TO THE HOUSE FOR NOT BEING ABLE TO INTRODUCE THIS BILL AT AN EARLIER SESSION. I DON'T THINK I NEED TO ASSURE THE HONOURABLE MEMBERS THAT NO ONE REGRETS THE DELAY MORE THAN I DO. HOWEVER, THE BILL WAS IN PREPARATION FOR 18 MONTHS AND I WOULD LIKE TO DRAW YOUR ATTENTION THAT WHEN THE PROVINCE OF NEWFOUNDLAND DID MAJOR REVISIONS TO THEIR SCHOOL BILL IT TOOK THEM ALMOST THREE YEARS. THE PROVINCE OF ALBERTA WHEN THEY DID THE REVISION TO THEIR SCHOOL ACT, IT TOOK THEM TWO YEARS. IN B.C. AT THE PRESENT TIME, IT HAS TAKEN THEM 18 MONTHS EVEN TO DETERMINE THE ROUTE THAT THEY ARE GOING TO USE IN ORDER TO MAKE THE REQUIRED AMENDMENTS TO THEIR SCHOOL ORDINANCE.

THE AMENDMENTS TO THE SCHOOL ORDINANCE IS ONE OF THE MOST IMPORTANT AND IN MANY WAYS THE MOST DIFFICULT TO EVALUATE, THAT THIS HOUSE HAS HAD TO DEAL WITH FOR MANY YEARS. IN ORDER TO ASSESS THE BILL, IT IS IMPERATIVE THAT IT BE EXAMINED WITH A FULL KNOWLEDGE OF ITS GENERAL BACKGROUND. FOR THAT REASON, I WISH FIRST OF ALL TO SET THIS BILL IN ITS PROPER PERSPECTIVE.

DURING THE SECOND SESSION IN 1959, THE ATTENTION OF THE YUKON LEGISLATIVE COUNCIL WAS FOCUSED ON THE MANY PROBLEMS CONFRONTING THE EDUCATIONAL SYSTEM IN THE YUKON TERRITORY. THERE WAS A DESIRE ON THE PART OF THE COUNCIL AND THE PEOPLE OF THE TERRITORY TO ENSURE THAT OUR EDUCATIONAL OPPORTUNITIES WERE COMPARABLE TO THOSE IN THE PROVINCES. THE YUKON TERRITORY WAS IN A PERIOD OF MAJOR ADJUSTMENT FOLLOWING THE ALMOST CHAOTIC PERIOD DURING WHICH LARGE NUMBERS OF TRANSIENTS, ENGAGED IN THE CONSTRUCTION, MAINTENANCE OF THE ALASKA HIGHWAY, MOVED FROM PLACE TO PLACE IN THE TERRITORY FOLLOWING THE CHANGING DEMANDS OF CONSTRUCTION AND MAINTENANCE AND FINALLY, WHEN THE HIGHWAY WAS COMPLETED, LEFT THE YUKON IN LARGE NUMBERS. THE TRANSIENT NATURE OF THE POPULATION BASE AND THE PECULIAR SOCIO-ECONOMIC SITUATION GAVE RISE TO EVER-INCREASING DEMANDS ON OUR SCHOOL SYSTEM AND ALTHOUGH MANY OF THE EDUCATIONAL PROBLEMS IN THE YUKON WERE SIMILAR TO THOSE IN OTHER PARTS OF CANADA THEY EXISTED IN AGGRAVATED FORM.

WHAT WAS THE SITUATION DURING THE LATTER PART OF THE FIFTIES? THE ECONOMY OF THE YUKON WAS ON A MORE OR LESS ON AN EVEN KEEL. HOWEVER, A GOOD PORTION OF THE POPULATION WAS STILL TRANSIENT IN NATURE: ARMY AND AIRFORCE SERVICEMEN WERE HERE FOR A THREE-YEAR TOUR OF DUTY; BANK PERSONNEL, TEACHERS, CIVIL SERVANTS, MINERS AND CONSTRUCTION WORKERS OFTEN REMAINED FOR LESSER PERIODS. THE INDIAN PEOPLE COMPRISED APPROXIMATELY 25% OF THE TOTAL POPULATION AT THAT TIME AND WERE, ALMOST WITHOUT EXCEPTION, OF A VERY LOW ECONOMIC STATUS WITH A CULTURAL PATTERN RADICALLY DIFFERENT FROM THE REST OF THE POPULATION. IT WAS DURING THIS PERIOD THAT THERE WAS A MAJOR MOVEMENT OF THE NATIVE PEOPLE FROM THE HINTERLAND TO THE SETTLED AREAS. IN THE DAWSON-MAYO ELSA-KENO AREA THE POPULATION WAS DECLINING AS A RESULT OF THE AUTOMATION OF THE MINING INDUSTRY. IT WAS VERY OBVIOUS THAT DURING THE LATE FIFTIES, THE GENERAL NATURE OF EMPLOYMENT IN THE YUKON RESULTED IN THE LARGE NUMBER OF TRANSIENTS.

AS A RESULT, THE GOVERNMENT WAS FACED WITH NOT ONLY PROVIDING ADEQUATE SCHOOL ACCOMMODATION THROUGHOUT THE YUKON, BUT WITH PROVIDING AN EDUCATIONAL PROGRAM WHICH WOULD MEET THE NEEDS OF THE YOUNG NATIVE PEOPLE AND PREPARE THEM TO TAKE THEIR PLACES IN THE YUKON ECONOMY. IN ADDITION, THE GOVERNMENT WAS EXPECTED TO PROVIDE AN EDUCATIONAL SYSTEM WHICH WOULD PREPARE THE CHILDREN OF ANY WHITE TRANSIENT TO FIT INTO ANY EDUCATIONAL SYSTEM IN CANADA. FINALLY, THE GOVERNMENT HAD AN OBLIGATION TO PROVIDE AN EDUCATIONAL PROGRAM WHICH WOULD PREPARE THE CHILDREN OF PERMANENT YUKON RESIDENTS TO FIT INTO AN UNPREDICTABLE YUKON ECONOMY OR A CHANGING CANADIAN ECONOMY.

TO MEET THESE VARIED NEEDS, IT WAS OBVIOUS THAT CHANGES IN ADMINISTRATION, POLICIES RELATING TO THE PROVISION OF SCHOOL ACCOMMODATION, CURRICULUM AND FINALLY, CHANGES IN TEACHER RECRUITMENT POLICIES, TO MENTION A FEW, WERE REQUIRED. THERE WAS A DEFINITE NEED FOR A COMPREHENSIVE SURVEY OF THE YUKON EDUCATIONAL SYSTEM. AS A RESULT, THE YUKON LEGISLATIVE COUNCIL UNANIMOUSLY PASSED A MOTION RECOMMENDING THAT A COMMISSION BE ESTABLISHED TO STUDY THE EDUCATIONAL SYSTEM AND TO SUBMIT A REPORT OF ITS FINDINGS WITH RECOMMENDED CHANGES IN OUR EDUCATIONAL SYSTEM TO THE 1960 SPRING SESSION OF COUNCIL. A COMMITTEE ON EDUCATION FOR THE YUKON TERRITORY WAS CONSTITUTED EARLY IN 1960 AND DURING MAY, JUNE AND JULY OF THAT YEAR RECEIVED BRIEFS AND HELD

PUBLIC MEETINGS THROUGHOUT THE TERRITORY TO ASCERTAIN THE AREAS OF PUBLIC CONCERN WITH REGARD TO CHANGES OR IMPROVEMENTS TO THE SYSTEM. THE COMMITTEE SUBMITTED ITS REPORT TO COMMISSIONER COLLINS IN LATE AUGUST OF 1960.

THE COMMITTEE MADE MANY RECOMMENDATIONS TO THE COMMISSIONER AND COUNCIL. THESE RECOMMENDATIONS WERE CONSCIENTIOUSLY STUDIED BY THE MEMBERS AND AS A RESULT, THE YUKON TERRITORIAL COUNCIL DECIDED THAT NEW LEGISLATION WAS NECESSARY IN ORDER TO EFFECT SOME OF THE CHANGES AND THE IMPROVEMENTS THAT HAD BEEN RECOMMENDED. THE SCHOOL ORDINANCE WAS ENACTED IN 1962 AND, WITH MINOR AMENDMENTS OVER THE ENSUING YEARS, HAS BEEN THE LEGAL BASIS FOR OUR EDUCATIONAL SYSTEM.

SINCE 1962, THERE HAS BEEN A MARKED CHANGE SOCIO-ECONOMIC SITUATION IN THE YUKON AND THESE CHANGES HAVE ENGENDERED EDUCATIONAL DISCUSSION AND FERMENT. WE ARE NO LONGER A TERRITORY OF TRANSIENTS BUT A STABLE, VIABLE ECONOMIC UNIT DEPENDENT UPON A GROWING TOURIST INDUSTRY AND A STABLE, ESTABLISHED MINING INDUSTRY. AS AN INDICATION OF OUR GROWTH, ONE NEED ONLY COMPARE THE PUPIL ENROLMENT OF JUNE 1960, WHICH WAS 2231, WITH AN ENROLMENT OF JUNE 1973, WHICH WAS 4644.

THE RECOMMENDATIONS OF THE COMMITTEE ON EDUCATION WERE MADE AND THE NEW SCHOOL ORDINANCE OF 1962 WAS ENACTED AT A TIME WHEN THE MAJORITY OF OUR WHITE POPULATION WAS TRANSIENT AND OUR INDIAN POPULATION WAS IN THE PROCESS OF MOVING FROM THE HINTERLAND TO THE SETTLEMENTS. IT IS A FACT OF HISTORY THAT THE SCHOOL ORDINANCE (1962) DID ESTABLISH A FUNCTIONAL EDUCATIONAL SYSTEM TO MEET THE REQUIREMENTS OF A TERRITORY IN TRANSITION. HOWEVER, IT MUST BE POINTED OUT THAT SOCIAL AND POLITICAL DEVELOPMENTS IN THE YUKON DURING THE PAST TEN YEARS HAVE RESULTED IN AN EXPRESSION OF THE NEED FOR FURTHER EDUCATIONAL REFORM BY THE GENERAL PUBLIC.

TO MEET THE DEMAND OF THE PUBLIC FOR EDUCATIONAL REFORM, THE GOVERNMENT OF THE YUKON TERRITORY ESTABLISHED A COMMITTEE ON EDUCATION IN JULY OF 1972 UNDER THE CHAIRMANSHIP OF MR. LEVINS. THE COMMITTEE SUBMITTED ITS REPORT TO THE GOVERNMENT IN SEPTEMBER OF 1972 AND THE COMMITTEE ATTEMPTED, IN ITS RECOMMENDATIONS, TO INTERPRET THE EXPRESSED WISHES OF THE CITIZENRY WITH REGARD TO EDUCATIONAL REFORM. THE PRESENT BILL WILL ATTEMPT TO IMPLEMENT A GREAT NUMBER OF THE

RECOMMENDATIONS MADE BY THE MOST RECENT COMMITTEE ON EDUCATION.

MR. SPEAKER, THE BILL BEFORE THIS HOUSE IS NOT A "NEW" SCHOOL ORDINANCE BUT IT IS AN AMENDMENT OF THE EXISTING SCHOOL ORDINANCE. THE PUBLIC DISCUSSION OF EDUCATIONAL MATTERS OVER THE PAST FIVE OR SIX YEARS AND THE FERMENT CREATED BY THE PUBLIC HEARINGS HELD BY THE COMMITTEE ON EDUCATION IN THE SUMMER OF 1972 INDUCED THIS GOVERNMENT TO CRITICALLY EXAMINE ALL ASPECTS OF OUR EDUCATIONAL SYSTEM AND TO PREPARE THE LEGISLATION BEFORE YOU. I WOULD LIKE AT THIS TIME TO ASSURE THIS HOUSE THAT THE BILL BEFORE YOU WAS DESIGNED FOR ONE SEGMENT OF OUR SOCIETY AND ONE SEGMENT ALONE, NAMELY THE CHILDREN OF THE YUKON. IT WAS NOT DESIGNED FOR THE PAID OFFICIALS OF THE DEPARTMENT OF EDUCATION, OR FOR THE TEACHERS, OR FOR ANY SPECIAL GROUP WITHIN OUR SOCIETY. OUR SCHOOLS ARE FOR CHILDREN AND AS A RESULT, THE ENABLING LEGISLATION MUST, AND DOES, REFLECT A PHILOSOPHY WHICH GIVES PRIORITY TO THE NEEDS OF OUR CHILDREN.

MRS. WATSON: FOR A FULL UNDERSTANDING OF THE BILL, SOME REFERENCE MUST BE MADE AT THIS POINT OF ITS BASIC PROVISIONS. THE BILL IS DIVIDED INTO EIGHT PARTS.

PART I OF THE BILL, WHICH IS THE INTERPRETATION SECTION, IS BASIC TO THE ENTIRE BILL.

PART II OF THE BILL, WHICH PROVIDES FOR THE CLASSIFICATION OF SCHOOLS IN YUKON, IS CONCISE AND SELF-EXPLANATORY. IT IS SIMPLY A REWORDING OF PROVISIONS EMBODIED IN THE EARLIER LEGISLATION.

THE DIVISIONS OF PART III OF THE BILL DEAL WITH THE DUTIES AND RESPONSIBILITIES OF THE COMMISSIONER, THE SUPERINTENDENT OF EDUCATION, THE BOARD OF EXAMINERS, THE REGIONAL SUPERINTENDENT OF SCHOOLS AND THE PRINCIPAL. THE MORE SIGNIFICANT CHANGES ENACTED IN THIS PART PARALLEL THE RECOMMENDATIONS MADE BY THE COMMITTEE ON EDUCATION. OTHER MAJOR CHANGES, E.G. THE ESTABLISHMENT OF A BOARD OF EXAMINERS AND PROVISION FOR THE APPOINTMENT OF A REGISTRAR, WHICH WERE NOT RECOMMENDED BY THE COMMITTEE, WERE INCLUDED OUT OF NECESSITY. THE BRITISH COLUMBIA DEPARTMENT OF EDUCATION IS NO LONGER PROVIDING DEPARTMENTAL EXAMINATION SERVICES AND AS A RESULT, PROVISION HAD TO BE MADE IN OUR LEGISLATION TO PROVIDE THE SERVICE. THE BOARD OF EXAMINERS IS NECESSARY

TO CONDUCT EXAMINATIONS AS REQUIRED AND TO ACT AS AN ADJUDICATION PANEL IN CASES OF DISPUTE. THE REGISTRAR, IN ADDITION TO HIS DUTIES RELATED TO TEACHER CERTIFICATION, WILL MAINTAIN STUDENT RECORDS AND ISSUE TRANSCRIPTS: DUTIES WHICH HAD PREVIOUSLY BEEN SECONDED TO THE DEPARTMENT OF EDUCATION IN BRITISH COLUMBIA.

PART IV OF THE BILL DEALS WITH PUPILS AND EVERY ATTEMPT HAS BEEN MADE TO PROTECT THE RIGHTS AND DIGNITY OF OUR CHILDREN IN THE LEGISLATION. OF PARTICULAR INTEREST ARE THE PROVISIONS IN THIS BILL REGARDING PUPIL RECORDS. A PUPIL'S RECORD IS PRIVILEGED INFORMATION AND AS SUCH, EVERY EFFORT HAS BEEN MADE TO RETAIN AND PROTECT ITS CONFIDENTIALITY. FOR YOUR INFORMATION, ONLY THE PROVINCE OF ONTARIO SCHOOLS LEGISLATION CONTAINS SIMILAR PROVISIONS.

PART V OF THE LEGISLATION DEALS WITH SCHOOL COMMITTEES AND PARALLELS THE RECOMMENDATIONS OF THE COMMITTEE ON EDUCATION. AS A MEANS OF INCREASING LOCAL PARTICIPATION, THE SCHOOL COMMITTEES HAVE BEEN STRENGTHENED AND GIVEN A MEANINGFUL PLACE IN THE ADMINISTRATIVE STRUCTURE OF OUR SCHOOL SYSTEM. ALTHOUGH NUMEROUS SPECIAL INTEREST GROUPS RECOMMENDED THAT THEY BE GIVEN REPRESENTATION, AS A MATTER OF RIGHT, ON SCHOOL COMMITTEES, THE COMMITTEE ON EDUCATION WAS OPPOSED TO THESE RECOMMENDATIONS AND WITH ONE EXCEPTION, NAMELY THE SENIOR STUDENTS, THIS LEGISLATION DOES NOT PROVIDE FOR REPRESENTATION BY THESE GROUPS. IT IS UP TO THE COMMUNITY ITSELF, THROUGH OUR DEMOCRATIC ELECTION PROCESS, TO SEE THAT NO PORTION OF THIS POPULATION IS UNREPRESENTED.

THE DIVISION OF PART VI DEALS WITH THE RESPONSIBILITIES, DUTIES AND RIGHTS OF THE TEACHERS. AN ATTEMPT HAS BEEN MADE TO ALLEVIATE THE PROBLEMS WHICH HAVE RECURRED DURING THE PAST DECADE IN THE RELATIONS BETWEEN THE TEACHERS AND THE GOVERNMENT. IN THE PAST THE TEACHERS HAVE COME TO THIS GOVERNMENT FOR SALARY INCREASES AND CHANGES IN WORKING CONDITIONS.

WITH THE PROPOSED AMENDMENTS TO THE SCHOOL ORDINANCE AND THE PUBLIC STAFF RELATIONS ORDINANCE, THE TEACHERS WILL BE GRANTED BARGAINING RIGHTS AND A GRIEVANCE PROCEDURE.

FURTHERMORE, THE INCLUSION OF THE TEACHER QUALIFICATION BOARD IN THE LEGISLATION WILL PROVIDE THE TEACHERS' ASSOCIATION WITH AN OPPORTUNITY TO BECOME PART OF THE DECISION-MAKING BODY IN THE RELATION TO THE ASSIGNMENT OF A SALARY CATEGORY FOR ALL TEACHERS.

MR. SPEAKER, THESE ARE BUT TWO OF THE PROVISIONS WHICH WE FEEL WILL ENABLE THIS GOVERNMENT TO IMPROVE BOTH OUR TEACHER RECRUITMENT AND TEACHER RETENTION.

PART VII OF THE LEGISLATION DEALS WITH MANY GENERAL ITEMS RELATING TO THE LENGTH OF THE SCHOOL DAY, THE LENGTH OF THE SCHOOL YEAR AND SCHOOL HOLIDAYS TO NAME BUT A FEW. THE MAJOR PROVISIONS IN THIS PARTICULAR PART DEAL WITH KINDERGARTENS AND PRE-KINDERGARTENS. THE COMMITTEE ON EDUCATION FOUND UNANIMOUS SUPPORT FOR THE INCORPORATION OF THE KINDERGARTENS INTO THE SCHOOL SYSTEM IN SEPTEMBER OF 1974 AND TO ESTABLISH A SYSTEM OF PRE-KINDERGARTENS WITHIN THE SCHOOL SYSTEM IN SEPTEMBER OF 1975. THE DETAILS OF OUR PROPOSAL ARE CONTAINED IN THE SESSIONAL PAPER DEALING WITH KINDERGARTENS AND PRE-KINDERGARTENS.

PART VIII OF THE BILL IS, IN FACT, PART II - DISTRICT SCHOOLS, OF THE SCHOOL ORDINANCE (1962). NO CHANGES WHATSOEVER HAVE BEEN MADE IN THE PROVISIONS OF THIS PORTION OF THE SCHOOL ORDINANCE (1962). THE COMMITTEE ON EDUCATION DID NOT RECOMMEND THE ESTABLISHMENT OF SCHOOL DISTRICTS AS THERE WAS NO PUBLIC ENTHUSIASM FOR SCHOOL BOARDS AT THE PUBLIC HEARING. HOWEVER, THE COMMITTEE FELT THAT SCHOOL BOARDS OR SOME ALTERNATIVE TO SCHOOL BOARDS MUST ULTIMATELY BE INSTITUTED AND THEREFORE PART II OF THE ORDINANCE TO BE AMENDED, WAS INCORPORATED IN ITS ENTIRETY. IT IS ANTICIPATED AND HOPED THAT THE STRENGTHENED SCHOOL COMMITTEES WILL INITIATE AMONGST THEMSELVES A DETAILED STUDY OF THE ENTIRE AREA OF SCHOOL BOARDS AND RECOMMEND TO THE GOVERNMENT A PROCEDURE WHEREBY RESPONSIBILITY OF THE OPERATION OF SCHOOLS CAN BE DELEGATED TO LOCAL BODIES. WE WOULD HOPE THAT MANY NEW AND NOVEL APPROACHES TO THE QUESTION OF LOCAL CONTROL OF SCHOOLS WILL BE FORTHCOMING AND THAT EVENTUALLY, THE MEMBERS OF OUR SCHOOL COMMITTEES WILL ASSUME RESPONSIBILITY FOR OUR SCHOOL SYSTEM.

WE ARE HOWEVER ABLE TO AMEND OUR PRESENT LEGISLATION TO ENSURE AN EDUCATIONAL SYSTEM WHICH WILL PROVIDE OUR CHILDREN WITH EDUCATIONAL OPPORTUNITIES WHICH ARE EQUAL TO THOSE IN ANY AREA OF CANADA. BASIC TO EQUAL EDUCATIONAL OPPORTUNITIES FOR OUR CHILDREN IS THE VERY REAL NEED FOR PARTICIPATION BY THE PARENTS. WE HAVE MADE PROVISION FOR THIS PARTICIPATION IN THE SCHOOL COMMITTEES. ALTHOUGH WE HAVE NOT BEEN ABLE TO DELEGATE TOTAL RESPONSIBILITY TO THE SCHOOL COMMITTEES, WE HAVE PROVIDED THE

MEANS WHEREBY THE ADMINISTRATIVE RESPONSIBILITY FOR OUR SCHOOLS IS VESTED IN THE PARENTS THROUGH THE REPRESENTATIVE SCHOOL COMMITTEE. AS YUKON MOVES ALONG THE ROAD OF SELF-GOVERNMENT SO WE ANTICIPATE WILL OUR SCHOOL COMMITTEES.

MR. MCKINNON: WHEN?

MR. CHAMBERLIST: THAT IS GOING TO BE A LONG TIME.

MRS. WATSON: I CAN IMAGINE THAT THERE WILL BE MANY GROUPS AND/OR INDIVIDUALS WHO WILL OBJECT OR PRAISE THIS BILL IN WHOLE OR IN PART. THIS HOUSE COULD COMMISSION A KNOWLEDGEABLE INDIVIDUAL OR A GROUP TO DRAFT A BILL AND I AM CERTAIN THAT IN EACH CASE, A GOOD BILL WOULD BE DRAFTED. IF A GROUP OF RESPONSIBLE-MINDED YUKON PARENTS WERE ASKED TO DRAFT A BILL, I AM QUITE CERTAIN THAT THEY WOULD PREPARE A GOOD ONE ALTHOUGH FROM PAST EXPERIENCE, I WOULD SUSPECT THAT IT WOULD BE FAR MORE PRESCRIPTIVE WITH REGARDS TO TEACHERS THAN THE BILL BEFORE YOU. HOWEVER, EACH BILL DRAFTED BY AN INDIVIDUAL OR GROUP WOULD ONLY BE ACCEPTABLE TO THAT PARTY AND WOULD PROBABLY BE UNACCEPTABLE TO ALL OTHER PARTIES.

MR. SPEAKER, THE BILL BEFORE YOU ATTEMPTS TO CONSIDER THE INTERESTS OF ALL, WITH PRIMACY GIVEN TO THE INTERESTS OF OUR CHILDREN AND IT REPRESENTS AN ATTEMPT TO RECONCILE CONFLICTING VIEWS AND INTERESTS. FOR THIS REASON ANY PERSON OR GROUP IS BOUND TO FIND POINTS OF DISAGREEMENT WITH THE PROVISIONS OF THIS BILL. HOWEVER, I WOULD SUGGEST THAT THE BILL BEFORE THIS HOUSE IS DEMOCRATIC AND REFLECTS THE IMMEDIATE AND FUTURE NEEDS OF OUR EDUCATIONAL SYSTEM.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION?

MR. TAYLOR: MR. SPEAKER I BELIEVE THAT WE ARE NOW DEBATING THE PRINCIPLE TO THE BILL. I AM HAVING SOME DOUBTS IN MY MIND AS TO WHETHER TO VOTE IN FAVOR OF SECOND READING OR NOT. AS THE HONOURABLE MEMBER WHO HAS JUST SPOKEN HAS STATED THAT THIS BILL HAS BEEN SOME 18 MONTHS IN PREPARATION. IT WAS TABLED BEFORE THIS HOUSE ONLY A FEW DAYS AGO, ON MARCH 21. I MIGHT SAY AND I THINK ALL MEMBERS ARE AWARE THAT THE BILL IS A MATTER OF GREAT CONCERN THROUGHOUT THE TERRITORY AND IS NOW BEING CIRCULATED I BELIEVE TO THE SCHOOLS, TO THE YTA AND I WOULD SAY IN MY OWN MIND AND IN SPEAKING WITH THOSE I HAVE COME IN CONTACT WITH

IN RELATION TO THIS MATTER, THAT PEOPLE WANT AN OPPORTUNITY TO STUDY THIS BILL. WHETHER IT IS GOOD OR BAD IS NOT THE QUESTION HERE.

WE HAVE SCHOOL ADVISORY COMMITTEES THROUGHOUT THE TERRITORY. THEY SHOULD HAVE AN OPPORTUNITY TO SIT DOWN AND ONCE THEY CAN GET COPIES OF THE BILL, AND GIVE IT SOME STUDY. WHILE IT TOOK THE ADMINISTRATION, MR. SPEAKER, SOME 18 MONTHS TO PREPARE THIS BILL, I THINK IT BEHOVES THEM TO OFFER TO THE PEOPLE OF THE YUKON SOME MONTHS IN WHICH TO GIVE SOME STUDY TO THIS BILL. SO THAT WE, AS ELECTED REPRESENTATIVES CAN SIT DOWN AND LOGICALLY, INTELLIGENTLY AND WISELY DISCUSS THIS BILL.

I HAVE THE INHERENT FEAR THAT ON SECOND READING AND IT WILL NO DOUBT RECEIVE SECOND READING, THAT WHEN IT IS IN COMMITTEE AND DISCUSSED AND READ THAT IT WILL RECEIVE PASSAGE INTO LAW, INDEED BEFORE WE HAVE AN OPPORTUNITY TO GET THIS INFORMATION. AS I SAY, I THINK THERE SHOULD BE A PERIOD OF SEVERAL MONTHS IN WHICH WE CAN HAVE A REVIEW OF THIS BILL IN THE SAME MANNER THAT THE ADMINISTRATION HAD THE OPPORTUNITY. WE HAVE THE CITIZENS, WE HAVE YTA, WE HAVE PARENT-TEACHER GROUPS, WE'VE GOT SCHOOL ADVISORY COMMITTEES, WE'VE GOT EVERYBODY INTERESTED IN THE EDUCATION ORDINANCE.

INDEED, I THINK THIS IS A MATTER THAT SHOULD BE LEFT TO THE FIRST SITTING OF THE TWENTY-THIRD WHOLLY ELECTED COUNCIL, THAT IS THE NEW COUNCIL TO BE ELECTED IN THIS FALL OR WINTER. I WOULD SINCERELY HOPE THAT IT IS NOT THE INTENT OF THE ADMINISTRATION TO PASS THIS BILL AT THIS SESSION NOTWITHSTANDING THAT IT BE GIVEN CONSIDERATION OF COMMITTEE OF THE WHOLE. FOR THAT REASON I WILL VOTE IN FAVOR OF SECOND READING IN ORDER THAT IT GO TO COMMITTEE OF THE WHOLE.

THOSE ARE MY FEELINGS ON THE MATTER IN DISCUSSING THE PRINCIPLE OF THE BILL MR. SPEAKER AND I WOULD ASK ALL MEMBERS TO GIVE IT CONSIDERATION TO THIS IMPORTANT QUESTION AS WELL.

MR. CHAMBERLIST: MR. SPEAKER, AS I WANTED TO LEAVE IN A FEW MINUTES, I'LL MAKE MY REMARKS ON IT. I WILL OF COURSE, BECAUSE I MOVED THE SECOND READING, SUPPORT IT INTO COMMITTEE OF THE WHOLE. THIS IS THE PROCEDURE THAT WE HAVE ALWAYS ADOPTED EXCEPT FOR THE MEMBERS WHO ARE NOW ON THE EXECUTIVE COMMITTEE WHEN THEY REFUSE TO GIVE SECOND READING AND ALLOW ANOTHER BILL TO GO INTO COMMITTEE OF THE WHOLE FOR

DISCUSSION. I DON'T INTEND TO INTERFERE WITH WHAT IS THE NORMAL PROCEDURE IN THIS HOUSE.

WHAT I AM CONCERNED ABOUT, IN SPEAKING OF THE PRINCIPLE, IS THAT FOR ALMOST TWO YEARS THERE HAS BEEN A CLUTCHING TO THE BOSOM OF THIS PIECE OF LEGISLATION AND ITS BEEN DONE IN SUCH A WAY THAT THE DAMAGE TO THE PEOPLE OF THE YUKON GENERALLY BE SHOWN ONCE WE DEAL WITH THE BILL IN COMMITTEE ITSELF.

I WAS STRUCK BY ONE VERY IMPORTANT POINT THAT WAS MADE BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE WHEN SHE SAID THAT THIS BILL IS FOR NO OTHER GROUP BUT FOR CHILDREN ONLY. AND ALTHOUGH WE ALL KNOW THAT THE CHILDREN OF THE YUKON MUST ALWAYS BE GIVEN FIRST CONSIDERATION, IF SHE SAYS IT IS FOR NOBODY ELSE'S BENEFIT BUT THE CHILDREN ONLY. IT LEAVES OUT THE TEACHERS AND IT LEAVES OUT THE PARENTS AND IT LEAVES OUT THE FUTURE OF THE YUKON WHERE WE HAVE A REAL NATURAL CONTINUING RESOURCE IN OUR CHILDREN. IT SHOWS TO WHAT EXTENT MR. SPEAKER, THAT THE HONOURABLE MEMBER FOR CARMACKS-KLUANE IS LACKING IN HER CAPACITY TO UNDERSTAND THE PRINCIPLE OF PROVIDING SOUND LEGISLATION FOR THE YUKON TO BENEFIT ALL AREAS OF GROUPS.

MR. SPEAKER, REFERENCE WAS ALSO MADE IN THE BILL IN THE STATEMENT THAT WAS GIVEN BY THE HONOURABLE MEMBER FOR CARMACKS-KLUANE TO THE KINDERGARTEN PROGRAM AND WHAT IS IN A SESSIONAL PAPER. I MAY HAVE MISSED IT BUT I HAVE LOOKED AGAIN TO SEE IF WE HAVE A SESSIONAL PAPER ON KINDERGARTEN AND I DO NOT FIND IT. SO NOW WE ARE BEING TOLD WHAT IS IN A SESSIONAL PAPER THAT WE HAVEN'T RECEIVED AND THIS TYPE OF THING OCCURS.

MR. SPEAKER, WHEN DEALING WITH THIS BILL I WOULD ADVISE COUNCIL TO GO VERY CLOSELY INTO THE AREAS OF NOT ONLY WHAT IS GOOD FOR THE CHILDREN BUT WHAT MUST BE GOOD FOR THE EDUCATION SYSTEM. FROM WHAT I HAVE READ OF THIS BILL, AND I'VE READ IT A NUMBER OF TIMES NOW, IT APPEARS TO ME THAT THE WHOLE PRINCIPLE OF THE BILL IS NOT TO BENEFIT THE CHILDREN BUT TO MAKE IT CONVENIENT FOR THE ADMINISTRATIVE SECTION OF THE DEPARTMENT OF EDUCATION TO PROVIDE AN EASY MANNER IN WHICH TO HAVE AN EDUCATION SYSTEM IN THE YUKON.

ON THOSE REMARKS MR. SPEAKER, I WILL SEAT MYSELF BUT I ASK THAT NO MEMBER OF COUNCIL OPPOSE THE BILL GOING INTO COMMITTEE. IT SHOULD BE GIVEN A THOROUGH GOING OVER. THANK YOU. MAY I WITHDRAW.

MR. SPEAKER: ARE YOU PREPARED FOR THE QUESTION? AGREED?

MOTION CARRIED

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, BEFORE MOVING A MOTION WHICH WOULD HAVE THE EFFECT OF CONVENING INTO COMMITTEE OF THE WHOLE, I WOULD LIKE TO DRAW TO THE ATTENTION OF THE HOUSE, I BELIEVE THAT ONE MEMBER IS PRESENTLY ABSENT HIMSELF FOR REASONS OF HIS OWN. ALSO IT WOULD BE RATHER DIFFICULT FOR MYSELF AND NO DOUBT I WOULD SUSPECT COUNCILLOR MCKINNON, WHO ARE LEAVING FOR OTTAWA TH'S AFTERNOON. I AM WONDERING IF IT MAY NOT BE THE WISH OF THE HOUSE, THAT WE AT THIS TIME RECESS UNTIL THE 16TH.

THIS WOULD OF COURSE GIVE US AN OPPORTUNITY TO FINALIZE OUR PREPARATIONS FOR OUR TRIP EAST.

MR. CHAMBERLIST: I THINK THAT WE SHOULD DEAL WITH THAT ONE POINT MR. SPEAKER THAT THE HONOURABLE MEMBER FROM WHITEHORSE WEST RAISED OF GOING TO COMMITTEE TO DISCUSS THE REFERENCE OF THE EXECUTIVE COMMITTEE MEMBER.

MRS. WATSON: MR. SPEAKER, I BELIEVE THE COMMITMENT WAS MADE AMONGST THE MEMBERS THAT WE WOULD SIT UNTIL 4:00 THIS AFTERNOON. THERE IS QUITE A GREAT DEAL OF WORK THAT WE COULD BE DOING BETWEEN NOW AND 4:00 AND I THINK IT IS POINTLESS TO RECESS AT THIS TIME. WE ARE GOING TO BE RECESSING FOR TEN DAYS. SO SURELY, LET'S SIT DOWN AND GET TO WORK UNTIL 4:00. IF THE HONOURABLE MEMBER HAS AN APPOINTMENT AT 11:00 THAT IS FINE. THE HONOURABLE MEMBER FROM DAWSON CITY WENT AND COUNCIL DIDN'T COME TO A HALT. I CAN SEE NO REASON WHY WE CAN'T AT LEAST CONTINUE UNTIL 4:00 THIS AFTERNOON.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, IT HAD SLIPPED MY MIND THAT WE HAD THE MOST IMPORTANT MATTER TO DISCUSS IN COMMITTEE. HOWEVER, I WOULD JUST ADD THAT FROM 4:00 UNTIL PLACETIME DOES NOT LEAVE YOU MUCH TIME TO CHECK OUT OF A HOTEL AND GET YOUR BAGS PACKED AND GET ALL YOUR PAPERS ORGANIZED FOR AN IMPORTANT JOURNEY. HOWEVER AT THIS TIME, I WILL MOVE THAT MR. SPEAKER DO NOW LEAVE THE CHAIR AND COUNCIL DO NOW RESOLVE INTO COMMITTEE OF THE WHOLE FOR THE PURPOSE OF DISCUSSING BILLS, SESSIONAL PAPERS AND MOTIONS.

MR. SPEAKER: IS THERE A SECONDER?

MR. STUTTER: I WILL SECOND

MR. SPEAKER: IT WAS MOVED BY THE HONOURABLE MEMBER FOR WATSON LAKE SECOND BY THE HONOURABLE MEMBER FOR DAWSON THAT MR. SPEAKER DO NOW LEAVE THE CHAIR FOR THE PURPOSE OF CONVENING IN COMMITTEE OF THE WHOLE TO DISCUSS PUBLIC BILLS, SESSIONAL PAPERS AND MOTIONS. ARE YOU PREPARED FOR THE QUESTION? AGREED.

MOTION CARRIED

MR. SPEAKER: THE HONOURABLE MEMBER FOR WATSON LAKE WILL PLEASE TAKE THE CHAIR IN COMMITTEE OF THE WHOLE.

MR. CHAIRMAN: AT THIS TIME, I WILL CALL COMMITTEE BACK TO ORDER. IS IT YOUR WISH THAT ANY WITNESSES ATTEND IN RESPECT OF THIS MATTER?

MR. TANNER: MR. CHAIRMAN, I DON'T SEE ANY NEED TO HAVE ANY WITNESSES. SURELY THE DECISION OF THIS HOUSE - WHAT EXPERT OPINION DO YOU NEED?

MR. CHAIRMAN: THE CHAIR ONLY ASKED BECAUSE THIS IS THE TIME TO CALL WITNESSES IF REQUIRED. COUNCILLOR MCKINNON.

COUNCILLOR MCKINNON: MR. CHAIRMAN, I THINK THAT ALL MEMBERS HAVE RECEIVED A COPY OF THE LETTER FROM THE ASSOCIATION OF YUKON MUNICIPALITIES. WHAT THE ASSOCIATION IS ASKING FOR IS CONSIDERATION BE GIVEN, ACTUALLY IN THEIR OPINION, THEY FEEL THAT THE MOST IMPORTANT ADDITION TO THE DEVELOPMENT OF GOVERNMENT IN THE YUKON - RESPONSIBLE GOVERNMENT IN THE TERRITORY WOULD BE THE ADDITION OF THE NEXT ELECTED MEMBER ON THE EXECUTIVE COMMITTEE TO THE POSITION OF BEING IN ESSENCE THE MINISTER OF LOCAL GOVERNMENT.

MR. CHAIRMAN, I ASK THAT THIS GO INTO COMMITTEE AT THIS TIME BECAUSE I WOULD LIKE TO RECEIVE THE OPINIONS OF COUNCIL ON THIS MATTER. AS ALL MEMBERS KNOW, I THINK THERE ARE SOME TWENTY-SIX OR TWENTY-THREE SECTIONS, I HAVEN'T COUNTED THEM LATELY, UNDER SECTION 16 OF THE YUKON ACT WHERE THE COMMISSIONER IN COUNCIL HAS LEGISLATIVE POWERS. ONE OF THESE, OF COURSE, ARE ALL MATTERS OF MERELY A LOCAL OR A PRIVATE NATURE IN THE TERRITORY WHICH I BELIEVE TAKES INTO CONSIDERATION ALSO WITH SUBSECTION C OF SECTION 15, MUNICIPAL INSTITUTIONS IN THE TERRITORY, INCLUDING MUNICIPALITIES, SCHOOL DISTRICTS, LOCAL IMPROVEMENT DISTRICTS AND IRRIGATION DISTRICTS WHICH QUITE CLEARLY ESTABLISHES, MR. CHAIRMAN,

THAT THERE IS NO DOUBT THAT THE COMMISSIONER IN COUNCIL DO HAVE LEGISLATIVE POWERS OVER LOCAL GOVERNMENT IN THE YUKON TERRITORY.

I THINK THAT ONE SHOULD MAKE THE OBSERVATION AT THIS MOMENT THAT IN VERY FEW WAYS. I KNOW THAT IN THE LAST MUNICIPAL ORDINANCE, THERE WERE CERTAIN OBJECTIONS RAISED BY DIFFERENT MEMBERS OF BOTH THE MUNICIPAL COUNCIL AND DIFFERENT MEMBERS ON THIS LEGISLATIVE ASSEMBLY THAT WE WERE ENCROACHING ON SOME OF THE FREEDOMS THAT THIS GOVERNMENT HAS SEEN FIT TO GIVE THE MUNICIPALITIES. I AGREE WITH THIS MATTER OF THINKING BUT UNFORTUNATELY, IT WAS IN THE MINORITY POSITION OF THIS GOVERNMENT. THE POSITION STILL HOLDS TRUE THAT THE GOVERNMENT OF THE YUKON TERRITORY HAS GRANTED THROUGH THE TERMS OF THE YUKON ACT AND THROUGH THEIR ABILITY TO HAVE THE LEGISLATIVE POWER TO UNDER SECTION 16 OF THE YUKON ACT, TO GIVE MUNICIPALITIES IN THE TRUEST SENSE OF THE MEANING FULL RESPONSIBLE GOVERNMENT.

OF COURSE, FULL RESPONSIBLE GOVERNMENT IN ITS MOST SIMPLEST TERMS MEANS THAT THE TAXPAYERS HAVE CONTROL OF THE EXPENDITURES. THE MUNICIPAL GOVERNMENT HAS THIS CONTROL AND OF COURSE, THE TERRITORIAL GOVERNMENT DOES NOT HAVE THIS CONTROL. WITHOUT A DOUBT, I THINK THAT ANYBODY LOOKING AT THE GOVERNMENT OF THE MUNICIPALITIES, CAN SEE THAT THIS IS NOT AN IRRESPONSIBLE ACTION TO GIVE THIS FISCAL CONTROL, TO GIVE FULL RESPONSIBLE GOVERNMENT TO THE MUNICIPAL AUTHORITY BECAUSE IN THE MAIN, THEY HAVE DONE ONE HECK OF A FINE JOB IN GOVERNING THE DIFFERENT MUNICIPALITIES IN THE YUKON.

NOW, WITH THE CHANGES IN THE YUKON ACT, I THINK THIS HOUSE HAS TO DECIDE WITH THE STATED EXPRESSIONS, ALTHOUGH THEY ARE NOT IN THE AMENDMENTS OF THE YUKON ACT, OF THE MINISTER THAT THERE WILL BE ONE ADDITIONAL MEMBER FROM AMONGST THE ELECTED MEMBERS ON THE EXECUTIVE COMMITTEE WHICH DEPARTMENT THIS MEMBER WILL FULFILL, AND I CAN SEE THE THINKING OF THE DEPARTMENT OF ASSOCIATION OF YUKON MUNICIPALITIES IN SUGGESTING THAT IT SHOULD BE FROM AN ELECTED MEMBER SO THAT THE MUNICIPALITIES IN THE YUKON ARE DEALING WITH ELECTED MEMBERS.

MY THOUGHTS, MR. CHAIRMAN, AT THE TIME, ARE THE MOST IMPORTANT MATTER FOR THE NEXT ELECTED MEMBER TO GET INVOLVED IN THE YUKON GOVERNMENT IS OF COURSE, IN THAT AREA OF THE PURSE STRING. I CAN SEE NO MORE IMPORTANT AREA FOR THE NEXT ELECTED MEMBER ON THE EXECUTIVE COMMITTEE THAN OF CONTROLLING THE PUBLIC ACCOUNT OF THE YUKON TERRITORY. BECAUSE UNTIL, MR. CHAIRMAN, THE YUKON

LEGISLATIVE COUNCIL HAS THE SAME RIGHTS AND PRIVILEGES AS THOSE THAT ARE DELEGATED UNDER THE TERMS OF THE YUKON ACT TO THE MUNICIPAL AUTHORITY, THERE IS NO REAL POWER IN THE YUKON TERRITORY.

THE POWER IS STILL HELD BY THE COMMISSIONER UNDER SECTION 4 OF THE YUKON ACT AND THOUGH IT IS A VERY NICE GESTURE THAT NOW WE ARE DEALING, FACE TO FACE, ELECTED PERSON WITH ELECTED PERSON, IT IS THE CONSTITUTIONAL MAKE-UP OF THE GOVERNMENT OF THE YUKON, THAT THERE HAS BEEN ABSOLUTELY NO ADVANCE TOWARDS RESPONSIBLE GOVERNMENT. THERE WILL BE NO MEANINGFUL REFORM, NONE WHATSOEVER, THEY CAN PAY ALL THE APPOINTED EXECUTIVE COMMITTEE MEMBERS WHAT THEY WANT UNDER THE ADMINISTRATIVE ORDERS OF THE MINISTER. THEY CAN INCREASE THE SIZE OF THE YUKON LEGISLATIVE COUNCIL TO 2,546 AND NOTHING HAS BEEN ACCOMPLISHED WHATSOEVER UNTIL THE PEOPLE OF THE YUKON TERRITORY HAVE THE SAME CONTROL OVER THE PUBLIC EXPENDITURE AS THE MUNICIPAL COUNCIL OF THE CITY OF WHITEHORSE, OF FARD AND DAWSON HAVE NOW. THAT IS RESPONSIBLE GOVERNMENT ONLY AT THAT TIME WHEN THE CONTROL OF THE POCKET-BOOK IS ESTABLISHED BY THE ELECTED MEMBERS OF THE YUKON LEGISLATIVE COUNCIL IS THERE ANY MEANINGFUL REFORM, ANY IOTA, ANY STEP TOWARDS RESPONSIBLE GOVERNMENT ESTABLISHED.

SO WITH THE SUGGESTION AND A VERY GOOD ONE FROM THE ASSOCIATION OF YUKON MUNICIPALITIES, I THINK IT WOULD BENEFIT MEMBERS OF THE COUNCIL NOT TO TRY FOR THE ONLY MEANINGFUL STEP TOWARDS RESPONSIBLE GOVERNMENT CONTROL OF THE PURSE-STRING BECAUSE ONCE THE YUKON LEGISLATIVE COUNCIL HAS CONTROL OF THE PURSE-STRINGS, THEN THERE IS TRULY RESPONSIBLE GOVERNMENT IN THE YUKON TERRITORY. THEN THE MUNICIPALITIES ARE DEALING WITH A FULLY RESPONSIBLE GOVERNMENT WHO HAS THE CONTROL, WHO HAS THE POWER AND HAS THE RESPONSIBILITY OF DEALING WITH THE MUNICIPALITIES ON A FISCAL AND FINANCIAL BASIS WHICH IS IN ESSENCE, THE POINT THAT THE ASSOCIATION OF YUKON MUNICIPALITIES ARE MAKING.

THEY WANT TO BE ABLE TO DEAL WITH SOMEONE WHO WILL GIVE THEM THE BEST FISCAL DEAL. EVEN IF AN ELECTED MEMBER IS IN CHARGE OF LOCAL GOVERNMENT, MR. COMMISSIONER STILL HAS ABSOLUTE CONTROL OVER THE AMOUNT OF MONIES AND OVER THE PURSE STRINGS OF THE GOVERNMENT OF THE YUKON TERRITORY. SO THOUGH IT LOOKS LIKE IT IS A STEP IN THE RIGHT DIRECTION, ACTUALLY, THERE HAS BEEN NO REFORM WHATSOEVER. THERE HAS BEEN NO ADVANCEMENT AND NOTHING, IN ESSENCE, HAS BEEN ACCOMPLISHED.

THOSE ARE MY THOUGHTS ON THE MATTER LOOKING AT THE INTENT OF THE MOTION AND IF I SAY THAT THERE IS AN IMPORTANT PRINCIPLE, AN IMPORTANT ELEMENT FOR THIS COUNCIL TO TRY TO BE ATTAINING, THAT SHOULD BE TO GET THE ABILITY TO BE ABLE TO NOT ONLY BE ABLE TO TAX THE YUKON PAYER, THE YUKON TAXPAYERS WE HAVE NOW, BUT THE RIGHT TO SPEND THAT MONEY IN THE WAY THAT WE SEE FIT AND NOT THE WAY THE COMMISSIONER OF THE YUKON SEES FIT, NOT THE WAY THE MINISTER OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT SEES FIT AND NOT THE WAY THAT THE APPOINTED BUREAUCRAT SEES FIT BUT THE WAY THAT THE PEOPLE OF THE YUKON SEE FIT.

THEN WE WILL HAVE SOME REAL MEANINGFUL DIALOGUE BETWEEN THE OTHER ELECTED MEMBERS WHO ARE TRULY RESPONSIBLE TO THEIR CONSTITUENTS BECAUSE THEN THE ELECTED MEMBERS OF THIS COUNCIL WILL ALSO BE RESPONSIBLE TO THEIR CONSTITUENTS. THANK YOU, MR. CHAIRMAN.

MR. CHAIRMAN: THANK YOU, ANY FURTHER DISCUSSION ON THIS MATTER? HOW DO YOU WISH TO PROCEED ON THIS MATTER? IS COMMITTEE GENERALLY AGREED WITH THE PROPOSAL SET FORTH IN THE LETTER NOW UNDER CONSIDERATION?

MR. TANNER: MR. CHAIRMAN, I WOULD SUGGEST THAT WE LEAVE IT IN COMMITTEE UNTIL THE HONOURABLE MEMBER WHO IS ABSENT HIMSELF FROM THE HOUSE HAS A CHANCE TO DISCUSS IT.

MR. MCKINNON: WHAT I WOULD LIKE IS THE WISHES OF COUNCIL BECAUSE IF I WAS ASKED A DIRECT QUESTION BY THE COMMITTEE ON INDIAN AFFAIRS AND NORTHERN DEVELOPMENT, WHERE DO YOU THINK THAT THE NEXT MEMBER OF THE EXECUTIVE COMMITTEE, I WOULD ANSWER IN MUCH THE SAME TERMS AS I EXPRESSED BEFORE THIS COMMITTEE. IT WOULD NOT BE ACCORDING TO THE TERMS OF THE ASSOCIATION OF YUKON MUNICIPALITIES ASKING FOR THE NEXT ELECTED MEMBER TO BE IN CHARGE ONLY OF THE LIMITED SPHERE OF LOCAL GOVERNMENT. I WOULD LIKE TO SEE THAT BROADENED SO THAT HE COULD BE IN CONTROL OF THE PURSE STRINGS.

MR. STUTTER: MR. CHAIRMAN, I WONDER IF I COULD ASK THE HONOURABLE MEMBER ONE QUESTION? I HAVE IN FRONT OF ME A COPY OF MOTION #40 AND THIS MOTION OF COURSE HAS BEEN UNANIMOUSLY ACCEPTED OR RATHER RE-AFFIRMED BY COUNCIL. YOU ARE TAKING THAT RESOLUTION DOWN TO OTTAWA WITH YOU, BUT I NOTICE THAT THIS SUGGESTED PORTFOLIO YOU MIGHT SAY, OF THE EXECUTIVE COMMITTEE MEMBERS, THERE IS NO MENTION AT ALL OF LOCAL GOVERNMENT. I WONDER IF THERE IS ANY KIND OF CONFLICT THERE

BETWEEN THE DECISION OF THIS COUNCIL AS IT SUPPORTS THE MOTION #40 AND THE PRESENT SUGGESTION THAT THE NEXT PORTFOLIO BE LOCAL GOVERNMENT OR THAT LOCAL GOVERNMENT FORM PART OF THE NEXT PORTFOLIO?

Mr. McKinnon: We are asking for the additional "such in the Legislative Assembly to have exclusive legislative jurisdiction to make Ordinance for the Government of the Territory relating to the above classes of subjects in addition to legislative powers existing under Section 16 of the Yukon Act" which include municipal institutions and local government, Mr. Chairman.

Mr. Stutter: I think, Mr. Chairman, the point I was raising, and maybe I think that this is Motion 40 and it does say Section C of "The Advisory Committee on Finance be replaced by an Executive Committee of not less than five members with full executive powers in the following classes of subjects." And it goes on then, to list the subjects, the first two being the two that are now covered by the Executive Members; Education, Health and Welfare. The second request was Territorial Resources, including land and it goes on to Public Works, Justice, Corrections, Revenue, Finance, Forestry, Fisheries.

Then the final one, showing there is all residual executive and administrative functions including Ministry of Labour controlled or performed by the Federal Government. The only point that I am trying to make is in that particular list that request it would appear that in order of priority, local government didn't appear. I am just wondering whether the Member, whether he feels himself that there isn't some sort of counter-proposal going on between supporting the Motion 40, that particular instance of Motion 40 and the Motion that is now before us. I might point out that I support the Motion. I am not questioning the intent of the Motion. It is just that it's a point that I would like to have clarified.

Mr. McKinnon: Of course, Section 8 of Section C takes up all the residual and executive functions so it wasn't seen as an absolute priority. Of course, the resolution says that the elected Member in this has full control over the Executive, full executive power over all those sections where they have legislative functions.

Of course, local government and municipal government comes into it. It wasn't one of those isolated as an absolute priority as Revenue and Finance, Justice and Corrections, Education, Health and Welfare, were delineated in priority. But of course, under Section 8, it does come into the same category as any of those subjects. Where the Yukon Council now has legislative control that they be given executive and administrative confidence over it. I don't think that there is any doubt about it, Motion #40 and Motion #1. The prime consideration was given to Revenue and Finance and of course Section F, Section 24 of the Yukon Act to be repealed which prohibits Members from bringing bills dealing with finance and the expenditure of funds to this Council Chamber. These have to be the priorities because for all the platitudes that are raised in the movement towards responsible government, and in its basic terms, what we are really talking about, is talking about responsible government when you control the revenue and expenditures of the government. Then you have responsible government. All else is just window dressing or icing on the cake. You don't have any responsibility until you have that one function which has to be the priority item that we should all be looking for.

Mr. Chairman: Councillor Tanner.

Mr. Tanner: Mr. Chairman, the speech that the Honourable Member has given probably expresses, while I know that it expresses better than I can, what I think all Members feel in this Council. What he is saying is "give us the authority to run our own affairs and do that by giving us control of the Treasury. Unfortunately, Mr. Chairman, the facts of the case don't bear out what the Council wishes, what every Member wishes and what the last accounts of the speaker has said.

A fully-elected body in their wisdom have decided that they are going to give us a mere pittance and one more position on the Executive Committee. What we are trying to obtain for the Yukon is a fully-elected body which in its wisdom can make its own decisions in its own House. They have gone, to my mind, Mr. Chairman, they have gone a little way and they haven't gone any further. That, whether or not we like the facts of the case, we can't change their mind.

WE CAN TRY. I HOPE THE TWO MEMBERS THAT GO TO OTTAWA PERSUADE SOMEBODY TO CHANGE THEIR MIND. BUT I PERSONALLY DOUBT WHETHER THEY ARE GOING TO. I HAPPEN TO THINK THAT THE ELECTED CABINET THAT MADE THAT DECISION IS WRONG. I DON'T THINK, I THINK EVERY MEMBER THINKS THAT. BUT THE FACT IS, THAT IS THE DECISION THAT HAS BEEN MADE.

CONSEQUENTLY, MR. CHAIRMAN, THERE IS NO WAY THAT I CAN SEE FOR THE NEXT DEPARTMENT THAT IS GOING TO BE HANDED OVER TO AN ELECTED MEMBER OF THIS COUNCIL IS GOING TO BE TREASURY. I WISH IT WAS. I DON'T THINK IT IS GOING TO HAPPEN. I THINK THE HONOURABLE MEMBERS SHOULD PLEAD FOR IT, BUT I DON'T THINK IT IS GOING TO HAPPEN.

THEREFORE, MR. CHAIRMAN, IF I WAS GOING TO CHOOSE THE NEXT, IF I COULDN'T HAVE THAT ONE, THE ONE THAT ALL OF US WANT, THE NEXT ONE THAT I WOULD CHOOSE, IS A DEPARTMENT WHICH IS A PEOPLE DEPARTMENT SO TO SPEAK. EDUCATION IS A PROGRAMME-PEOPLE DEPARTMENT. HEALTH, WELFARE AND REHABILITATION, PARTICULARLY, HEALTH AND WELFARE, ARE PEOPLE DEPARTMENTS. THE NEXT ONE WHICH I THINK, MOST DIRECTLY AFFECTS THE POPULATION OF THE YUKON, IS MUNICIPAL AFFAIRS.

MR. CHAIRMAN, WHILE I AM GOING TO SUPPORT THE MOTION, AND SUGGEST THAT THIS COUNCIL SHOULD TELL THE ADMINISTRATION THAT THAT IS THE NEXT DEPARTMENT THAT WE WANT. IT IS NOT MY WISHES NOT ANY INDIVIDUAL WISH OF ANY MEMBER. HOWEVER, THAT IS A FACT OF LIFE AND THAT IS WHAT WE HAVE GOT TO LIVE WITH, MR. CHAIRMAN. THEREFORE, I WILL SUPPORT THE MOTION.

MRS. WATSON: MR. CHAIRMAN, I DON'T BELIEVE THERE IS A MOTION.

MR. CHAIRMAN: I THINK WHAT HAS BEEN REQUESTED BY THE HONOURABLE MEMBER IS CONCURRENCE OR OTHERWISE IN RESPECT TO THIS ...

MR. TANNER: MR. CHAIRMAN, EXCUSE ME, IT WILL BEHOVE ALL MEMBERS TO SUPPORT THE SUGGESTION THAT THE NEXT DEPARTMENT THAT BECOMES WITHIN THE JURISDICTION OF AN ELECTED MEMBER SHOULD BE THE DEPARTMENT OF MUNICIPAL AFFAIRS.

MR. CHAIRMAN: DOES THE CHAIR HAVE IT THAT THE COMMITTEE DO CONCUR WITH THE SUGGESTIONS AS LAID FORTH IN THE RECOMMENDATION OF THE ASSOCIATION OF MUNICIPALITIES?

MR. TANNER: MR. CHAIRMAN, JUST BEFORE YOU GET THE AGREEMENT OF COUNCIL. THE WAY IT IS DESCRIBED HERE, IT SOUNDS AS IF, AND I TAKE IT TO

CLEAR ALL MEMBERS, THAT IT IS GOING TO HAPPEN NOW WHILE YOU HAVE GOT TWO ELECTED MEMBERS, MY UNDERSTANDING OF WHAT THE LETTER FROM THE ASSOCIATION OF MUNICIPALITIES IS IS THAT THE NEXT MEMBER, THE NEXT ELECTED MEMBER SHOULD BE THAT MEMBER.

MR. CHAIRMAN: AGREED?

MR. MCKINNON: I AM GOING FOR FINANCE, MR. CHAIRMAN. DISAGREE. WE CAN DO SOMETHING MEANINGFUL FOR THE MUNICIPALITIES WHEN WE HAVE CONTROL OF FINANCE. BEFORE THAT IT IS JUST A SOP.

MR. TANNER: MR. CHAIRMAN, PLEASE DON'T LET THE HONOURABLE MEMBER FROM WHITEHORSE WEST MISUNDERSTAND WHAT I AM SAYING. GO DOWN THERE AND PLEAD YOUR CASE, KEN, PLEASE GOD THAT YOU WIN IT. I DON'T THINK THAT YOU ARE GOING TO. IF YOU DO, I WILL RETRACT THIS MOST HAPPILY.

MR. CHAIRMAN: ANYTHING FURTHER ON THIS MATTER? I BELIEVE THAT WE WILL REQUEST AT THIS TIME, MADAM CLERK, THE PRESENCE OF MR. MILLER AND MR. HUBERDEAU.

MRS. WATSON: MR. CHAIRMAN, I WONDER IF YOU COULD READ THE CONSENSUS. I DON'T THINK THAT THERE WAS ANY FIRM RESOLUTION OR MOTION OR DIRECTION THAT'S BEEN GIVEN TO THE DELEGATION THAT IS GOING.

MR. CHAIRMAN: WELL, THE WORST PART OF THIS OPERATION, SITTING IN THE CHAIR IS TRYING TO CONSIDER WHAT TO DO WITH IT BECAUSE THERE IS NO MOTION. HOWEVER, I BELIEVE AS I STATED, A MATTER CONCURRENCE WITH THE ITEM AS RAISED BY THE HONOURABLE MEMBER FOR WHITEHORSE WEST AS CONTAINED IN MOTION #16. I JUST ASKED FOR CONCURRENCE WHETHER WE HAVE IT OR WE DON'T.

MR. STUTTER: MR. CHAIRMAN, MY THOUGHT IS THAT I AM PRETTY WELL GOING ALONG WITH KEN TOO, THAT IF WE CAN'T TREASURY, THE NEXT THING WE WANT IS MUNICIPAL AFFAIRS.

MRS. WATSON: MR. CHAIRMAN, I WOULD AGREE WITH THAT. BUT WOULDN'T THERE BE SOME PROBLEM WITH THE ADVISORY COMMITTEE ON FINANCE THEN WRITTEN INTO THE YUKON ACT? I WONDER IF THE HONOURABLE MEMBER FROM WHITEHORSE WEST COULD COMMENT ON THAT. WOULD THERE NOT BE SOME PROBLEM WITH THE ADVISORY COMMITTEE ON FINANCE AS WRITTEN INTO THE YUKON ACT, THAT WOULDN'T BE NECESSARY IF WE HAD CONTROL OVER THE TREASURY. IN FACT, IT COULD BE RATHER CONFUSING.

MR. MCKINNON: THERE WOULD BE NO NEED AT ALL FOR THE ADVISORY COMMITTEE ON FINANCE, MR. CHAIRMAN,

Mrs. WATSON: Mr. CHAIRMAN, THAT'S THE POINT I'M TRYING TO MAKE. THERE WOULD BE NO NEED FOR - WHATSOEVER, AND IT COULD BE A CONFUSING SITUATION, VERY SIMILAR TO THE SITUATION WE EXPERIENCED EARLIER THIS YEAR.

Mr. CHAIRMAN: ANYTHING FURTHER IN THIS MATTER?

Mr. TANNER: I THINK THERE IS A CONCURRENCE OF COUNCILLORS SO FAR AS THE INTENT OF WHAT IS BEING SAID IN THIS SUGGESTION FROM COUNCILLOR McKINNON AND YOURSELF. THE ONLY OTHER THING THAT I WAS WONDERING, Mr. CHAIRMAN, IS WHETHER THE CHAIRMAN HIMSELF WOULD LIKE TO SPEAK BECAUSE HE IS GOING DOWN TO COUNCIL - HE IS GOING DOWN TO OTTAWA - WHETHER HE WOULD LIKE TO EXPRESS AN OPINION.

Mr. CHAIRMAN: I THOUGHT OF SPEAKING ON THE MATTER BUT FROM THE CHAIR I THINK THAT IT HAS ALL BEEN STATED BY THE HONOURABLE MEMBER FROM WHITEHORSE WEST. I COULD ONLY ECHO THE COMMENTS AND THE PHILOSOPHIES EXPOUNDED IN HIS DISCRETION. MAY WE NOW PROCEED TO THE MAIN ESTIMATES OR IS IT YOUR WISH TO - - - I WILL DECLARE A RECESS.

RECESS

Mr. CHAIRMAN: AT THIS TIME I WILL CALL COMMITTEE TO ORDER. WE ARE DISCUSSING BILL No. 3 AND WE ARE IN THE EDUCATION ESTIMATES ON PAGE 16. HAVE YOU ANYTHING FURTHER ON SPECIAL SERVICES AND GRANTS FOR POST-SECONDARY TRAINING? CLEAR?

SOME HONOURABLE MEMBERS: CLEAR.

Mr. CHAIRMAN: NEXT ITEM IS KINDERGARTENS - \$101,527.00.

Mr. McKINNON: Mr. CHAIRMAN, THIS KINDERGARTEN PROGRAM AS IT APPEARS IN THE 1974-75 ESTIMATES IS THE SAME TYPE OF PROGRAM OUTSIDE THE FORMAL EDUCATION SYSTEM AS HAS BEEN IN THE PAST YEARS.

Mrs. WATSON: THAT IS RIGHT, Mr. CHAIRMAN. THE KINDERGARTEN PROGRAM IS NOT PART OF OUR SCHOOL SYSTEM TODAY, HOWEVER, I BELIEVE IN 1968, AND THE HONOURABLE MEMBER WAS A MEMBER OF COUNCIL AT THAT TIME, THE COUNCIL MADE THE DECISION THAT THEY WOULD ASSIST THE

KINDERGARTEN PROGRAM IN THE YUKON BY PROVIDING PAYMENT FOR THE INSTRUCTOR'S SALARY AND PROVIDING A GRANT PER YEAR FOR THE PURCHASE OF SUPPLIES FOR EACH KINDERGARTEN SESSION.

Mr. McKINNON: Mr. CHAIRMAN, DO WE HAVE TABLED IN THE COUNCIL AT THIS TIME THE PROPOSALS FOR THE KINDERGARTEN SYSTEM UNDER THE EDUCATION ORDINANCE?

Mrs. WATSON: NO Mr. CHAIRMAN, WE DO NOT. WE HAVE A SESSIONAL PAPER WITH PROPOSALS. HOWEVER, I MIGHT ADD THAT THE PROPOSALS IN THE FINANCIAL ASPECTS, IF THEY ARE AGREED UPON, MAY TAKE INTO CONSIDERATION THAT THERE IS A SUM OF MONEY NOW IN THE MAIN ESTIMATES PROVIDING FOR THE KINDERGARTEN PROGRAM AS IT EXISTS NOW. I THOUGHT IT NECESSARY THAT UNTIL COUNCIL MAKES SOME DECISION ON THE KINDERGARTEN PROGRAM THAT WE PROVIDE FOR THE EXISTING PROGRAM IN OUR MAIN ESTIMATES. NOW IF THE HONOURABLE MEMBERS WANTED TO LEAVE THE DISCUSSIONS ON THE KINDERGARTEN PROGRAM UNTIL THE SESSIONAL PAPER AND THE PACKAGE FOR THE NEW PROPOSAL IS TABLED IN THE HOUSE AFTER THEY GO THROUGH THE MAINS OR JUST BEFORE WE COMPLETE THE MAINS, THIS IS FINE. I'M QUITE PREPARED TO DO THIS.

Mr. McKINNON: AGREED.

Mr. CHAIRMAN: COMMITTEE AGREE?

SOME HONOURABLE MEMBERS: AGREED.

Mr. CHAIRMAN: NEXT ITEM IS RECREATION AND AMATEUR SPORTS - \$210,952.00, A 19 AND A 20 IS THE BREAKDOWN.

Mr. McKINNON: Mr. CHAIRMAN, I BELIEVE THAT THIS SHOULD BE IN CONJUNCTION WITH A SESSIONAL PAPER SHOULD IT NOT?

Mrs. WATSON: YES, Mr. CHAIRMAN, I BELIEVE IT IS SESSIONAL PAPER No. 7.

Mr. CHAIRMAN: YES, SESSIONAL PAPER No. 7.

Mrs. WATSON: NO IT ISN'T, Mr. CHAIRMAN.

Mr. CHAIRMAN: ISN'T IT? OH.

Mrs. WATSON: Mr. CHAIRMAN, IT'S SESSIONAL PAPER No. 17, FITNESS AND AMATEUR SPORT.

Mr. McKinnon: Mr. Chairman, it's almost a \$30,000.00 increase from the 1973-74 estimates and I wonder whether we could avail upon the Executive Committee Member in charge of the Department to give us an outline of the philosophy of the Paper, and the reasons for the increase in the grant for the 1974-75 year.

Mrs. Watson: Yes, Mr. Chairman, I would be very happy to. I might add that I wish the increase were larger so that we could really proceed on our new policy at a much more rapid pace. However, the approval - I would hope that this Council approves our proposed approach to fitness and amateur sport in the Yukon, and what we are proposing in Sessional Paper No. 17 is in fact to tie our fitness and amateur sport program in the Territory to our school system. I feel quite strongly myself and I think many people do that our fitness programs in our schools is lacking. We really haven't had a very active fitness program. Some of our schools where we have specialized instructors, fine, but these schools are very few in number. In most of our schools fitness and physical activities seems to be a sideline and what we are proposing in our Paper is that we start or that we stress the physical fitness of the child - participation not competition until they get to the senior and junior secondary level. We are proposing that it be mandatory to have thirty minute periods per day for fitness programs within the schools, and the fitness programs should also include learning the basic skills of games. As the children grow older and get into the junior secondary levels, enter into the competitiveness - the competitiveness only as more or less an extra mural activity to make sure that all students, all students who are capable of taking it, of the program, are involved in the fitness program. We also hope that particularly at the elementary level that we can bring in through our school program, bring in some type of family involvement program for physical fitness. We continue - we are proposing to continue to recognize the Sports Federation as the body which represents the various sports organizations within the Territory. I might add that they have done quite a bit of work

and I have found them of great assistance in planning for competitions and games and money raising activities. Also, I would suggest we continue using the Sports Advisory Committee who, in my opinion, have performed a very good function. Which would under the regulations, disperse and allocate the funds that are available for the various organizations. We've dealt at some length, not in enough detail possibly, with the Games situation - the Yukon's participation in the various Games, the Arctic Winter Games, the Polar Games, the Canada Summer Games, the Winter Games, the Olympic Games and now the Junior Olympic Games. We are proposing that our Polar Games become a stepping stone to the Arctic Winter Games. The Polar Games would get participation by all children in the Yukon, and if we once can get the Arctic Winter Games sorted out as to the competitions that are going to be held, then we can use the Polar Games as sort of a training area to train people for competition in the Arctic Winter Games. We are also looking very very carefully at the Yukon's participation in Canada Summer Games and Canada Winter Games, and we are hoping and I think there are other provinces that feel the same way, to make representations to Sports Canada to see whether they can in the play-offs between the provinces, they can divide them into two groups - an A Group and a B Group. We have Ontario, Quebec, B.C. - they spend great sums of money on their athletic programs and they have many people to choose from so by the time they have a representative arriving at the Canada Summer Games or Canada Winter Games they have achieved quite a high standard. There are other provinces like the Maritimes and the two Territories who are at a disadvantage when we are competing against Ontario, Quebec, Alberta and B.C. I know that there is quite a bit of interest - there is quite an active movement to make representations to Sports Canada to have two classifications or two categories for these Games, an A and a B where you would have six - the B group like the Yukon would participate in. Then, I think, the competition would be a little more equal and I don't think that our athletes would feel so badly when they - they wouldn't suffer some of the defeat that they have in the past, and I do think it has some psychological effect on our children when

THEY PLAY A SOCCER GAME AND THE SCORE IS 13 TO 0. I KNOW THAT AFTER BEING WITH THEM AT THE ARCTIC SUMMER GAMES SOME OF OUR CHILDREN FELT VERY BADLY. HOWEVER, HAD THEY BEEN TO PLAY JUST NOVA SCOTIA AND NEW BRUNSWICK OR THE NORTHWEST TERRITORIES THEY WOULD HAVE HAD AN OPPORTUNITY TO RANK OTHER THAN LAST ALL THE TIME. I THINK THAT WE REALLY, AS A GOVERNMENT, ARE GOING TO HAVE TO SEE WHETHER WE CAN CONVINCE SPORTS CANADA IN THIS REGARD.

THIS PAPER IS RECOMMENDING THAT THE GOVERNMENT ASSUME THE RESPONSIBILITY OF LEADERSHIP TO PROVIDE THE LEADERSHIP AND THE TRAINING. AND I'M SAYING LEADERSHIP SHOULD AND WILL BECOME THE RESPONSIBILITY OF THE TERRITORIAL GOVERNMENT. WE HAVE MADE SOME ARRANGEMENTS WITH ALBERTA AND BRITISH COLUMBIA SO THAT WE CAN USE THEIR RESOURCE PEOPLE. WE HOPE TO BRING PEOPLE IN THE VARIOUS SPORTS - COACHES, REFEREES AND THIS TYPE OF THING AND HAVE THEM TRAVEL THROUGHOUT THE TERRITORY AND HAVE CLINICS WITHIN THE SCHOOL SYSTEM DURING THE DAY AND WITH THE ADULT POPULATION IN THE EVENINGS. I THINK THAT THIS IS A RESPONSIBILITY AND WE HAVE THIS YEAR PROVIDED \$12,000.00 FOR THIS. BASICALLY THIS IS OUR POLICY. WE ARE TRYING TO HAVE MORE INVOLVEMENT. WE ARE STARTING AT THE SCHOOL LEVEL HOPING THAT WE CAN BUILD UP. WE FEEL THAT THE YUKON GOVERNMENT SHOULD SUPPORT YUKON'S REPRESENTATIONS AT THE GAMES, HOWEVER, WE FEEL THAT THE CANADIAN GAMES - IF THE YUKON SHOULD BECOME PART OF IT AND IN THEIR COMPETITIONS IT MAY BE POSSIBLE TO HAVE THE STRUCTURE OF THE GAMES ITSELF CHANGED TO ADEQUATELY ACCOMMODATE PLACES LIKE THE YUKON AND NORTHWEST TERRITORIES.

MR. MCKINNON: MR. CHAIRMAN, I DON'T DISAGREE WITH THE PHILOSOPHY OUTLINED BY THE MEMBER FROM CARMACKS-KLUANE BUT ONE VERY REAL DIFFICULTY, AND I DON'T KNOW HOW SHE IS GOING TO GET AROUND IT, IS THAT PARTICULARLY IN THE SMALLER COMMUNITIES WHERE YOU ARE ASKING FOR SOME SORT OF A CONTINUATION OF PROGRAMMING YOU'LL FIND THAT A TEACHER GOES IN WITH A DISCIPLINE THAT IS CENTERED TOWARDS A PARTICULAR SPORT. ONE YEAR IT MAY BE TABLE TENNIS AND THE NEXT YEAR IT MAY BE VOLLEYBALL AND THE NEXT YEAR IT MAY BE BASKETBALL, AND THE NEXT YEAR IT MAY BE HOCKEY. SO EVERY KID IN THAT

SCHOOL IN THAT COMMUNITY FOR A ONE YEAR PERIOD OF TIME IS REALLY FIRED UP ON THE ONE PARTICULAR SPORT THAT THE TEACHER HAPPENS TO BE ADEPT AT AND GOOD AT TEACHING IT. SO THE NEXT YEAR ANOTHER TEACHER COMES ALONG AND HAS A COMPLETELY DIFFERENT CONCEPT OF WHAT THEIR PRIORITY IN THE FIELD OF ATHLETIC ENDEAVOURS IS AND, OF COURSE, THE KIDS BECOME ALL FIRED UP FOR THE NEXT YEAR ON THAT PARTICULAR ENDEAVOUR. SO YOU END UP WITHOUT THE KIDS IN THAT AREA EVER LEARNING THE BASICS OF ALL THE DIFFERENT SPORTS DISCIPLINE BUT RATHER JUST LEARNING A HODGE-PODGE AND A VARIETY OF SPORTS ACTIVITIES DEPENDING ON WHAT THE TEACHER'S FAVOURITE IS IN ANY GIVEN YEAR. I WOULD CERTAINLY LIKE TO LISTEN AS TO HOW THIS IS OVERCOME, PARTICULARLY IN THE SMALLER COMMUNITIES.

MRS. WATSON: THAT'S WHAT HAPPENING NOW. YOU ARE PERFECTLY RIGHT. THIS IS EXACTLY WHAT IS HAPPENING NOW. WE DO SAY THAT THE DIRECTOR OF RECREATION WILL HAVE THE AUTHORITY TO SUPERVISE ALL PHYSICAL EDUCATIONAL PROGRAMS IN THE SCHOOL SYSTEMS, AND WILL PROVIDE THE DIRECTION CONCERNING THE NECESSARY TRAINING AND IN-SERVICE AND WE ARE HOPING TO ESTABLISH BASIC - A STANDARDIZATION OF A TYPE OF CURRICULUM SO THAT THE CHILDREN DO GET THE BASIC KNOWLEDGE IN THE VARIOUS SPORTS, AND IN THE VARIOUS PHYSICAL ACTIVITIES THEMSELVES. AND THIS IS WHY OUR DIRECTOR OF RECREATION IS GOING TO BE INVOLVED VERY DIRECTLY WITH OUR SPORTS AND RECREATION PROGRAMS WITHIN THE SCHOOL SYSTEM. IT WILL BE UP TO HIM TO HAVE IN-SERVICE SESSIONS FOR THE TEACHERS WHO ARE RESPONSIBLE AND NOT JUST NECESSARILY BRING THEM INTO WHITEHORSE - GO OUT TO THESE COMMUNITIES, HAVE IN-SERVICE TRAINING IN THE VARIOUS REGIONS BECAUSE WHAT IS REQUIRED, THE INSERVICE THAT IS REQUIRED IN ONE REGION MIGHT VARY FOR THE IN-SERVICES REQUIRED IN THE OTHER REGIONS AND I THINK THIS IS THE KEY TO IT. WE HAVE TO HAVE SOMEONE SUCH AS THE DIRECTOR OF RECREATION WHO KEEPS AN EYE ON THE PROGRAM AT ALL TIMES, AND ALSO FOR STANDARDIZATION OF EQUIPMENT. WHAT THE HONOURABLE MEMBER SAID IS VERY TRUE. SOMEBODY IS ALL FIRED UP ABOUT HOCKEY AND THEY BUY ALL SORTS OF HOCKEY EQUIPMENT AND THEN THEY HAVE THE HOCKEY EQUIPMENT, AND THE SAME THING GOES ON. SOMEBODY IS ALL FIRED UP ON SNOWSHOES - I KNOW ONE SCHOOL WE'VE GOT SNOWSHOES ALMOST COMING OUT OF OUR EARS AND THEY ARE HANGING

ON THE WALLS. THEY WERE ALL FIRED UP ON SNOWSHOES. YOU KNOW THIS IS SORT OF A RIDICULOUS SITUATION AND IT'S A WASTE OF TAXPAYERS' MONEY. YET, SOME OF THE SCHOOLS ARE LACKING IN THE VERY BASIC THINGS - MATS AND THIS TYPE OF THING. THIS IS WHAT WE WANT TO DO. THE DIRECTOR OF RECREATION WILL BE RESPONSIBLE FOR THE PROGRAM, DIRECTLY RESPONSIBLE IN THE SCHOOLS, AND HE WILL BE ABLE TO GO INTO THE SCHOOLS AND SUPERVISE THE PROGRAMS. HE WILL ALSO BE DIRECTLY RESPONSIBLE FOR OKAYING THE PURCHASE OF EQUIPMENT FOR THE PROGRAMS SO THAT WE CAN RAISE ALL OF THE SCHOOLS SO THAT THEY HAVE THE BASIC EQUIPMENT REQUIRED FOR THE PHYSICAL ACTIVITIES.

Mr. McKinnon: Mr. Chairman, I see another very real problem. If the recreation aspects are tied very closely to the school system you could run into the problem where the resource people in a community who are now actively engaged and participating with the children in a community could get to the level that they feel frustrated and left out because of the involvement in the school in all aspects of the child's recreational life. I think that particularly in the smaller communities where you have these resource people in different athletic endeavours that it would just be totally foolish not to implement them and bring them in to the athletic program, and as you know, as much as is totally possible. I wonder if the Honourable Member has thought in this area at all.

Mrs. Watson: Well I certainly have. I'm very aware of some people - resource people in communities who have contributed a great deal to the programs. I think that our schools basically will be - priority will be given to physical fitness. Now, when you go into a specific sport or area then I would certainly hope that the school would work with these resource people and, if necessary, maybe the resource people would have to be engaged to do some type of work within the school. But you would have to look at each community in a separate light because of the availability of resource people, and no way should the school ignore and not co-operate and work with people who are interested in certain areas. I know

where we've had track people, R.C.M.P. people who are very involved with track. They have contributed a very great deal, but the school has to work with them; or somebody who has done a lot of work in hockey and I think in my community we've had one person out there who has worked with young boys with hockey -

Mr. McKinnon: Do you turn around and apply him for Medicare. (LAUGHTER)

Mrs. Watson: Just a minute. This was a tremendous amount of work and it was quite significant - the representation of those children on that midget hockey team that went out to Victoria, and we would be very foolish to turn our back on this sort of thing. Therefore, I think it is very good that there is a Director of Recreation who is responsible for the over-all recreation programs, fitness and sport programs in the Territory is also involved at the school level. He should know then what resource people are available in each community.

Mr. Tanner: Mr. Chairman, although the bill on the Lottery hasn't been tabled yet because, quite frankly, the reason it hasn't been tabled or introduced yet is because we are waiting for some further legislative information, but when it is I think a lot of the problems that the Honourable Member from Whitehorse West has as far as recreation outside of the schools and the input of the population in general will, we hope quite sincerely, we hope will take care of a lot of those programs and that will be the source of funding. One hopes that the re-activation in areas where it hasn't been happening of more interest by the community in a whole, and I think that all Members will understand this once we get the legislation tabled. I would like to assure Members that we will do so as soon as we possibly can.

Mr. McKinnon: Mr. Chairman, I wonder if I might ask the Member whether any consideration has been given in the field of recreation and amateur sports to a program which I'm very impressed with and that is of certain teachers in various schools, on their own initiative, taking classes over ten, twelve day or two week river trips. Now what encouragement is given in the educational system and the recreation

AMATEUR SPORTS DEPARTMENT FOR THIS TYPE OF LEARNING - I WILL PUT IT IN THOSE TERMS.

Mrs. Watson: Yes, Mr. Chairman, I'm aware of these type of programs. Some of them are also cultural programs, for example the F. H. Collins Band travelling, the drama group and this type of thing. They are very specific groups, and the Department of Education will now take the responsibility for funding these types of things rather than have them fall under the Fitness and Amateur Sport Grants system, and I don't know whether you are aware but I know that some of these groups got grants out of our Fitness and Amateur Sports last year. When I became aware of it I felt that the Department of Education has to make provision for this type of thing. Of course, you can't - for example if you have one group doing it one year they certainly are not going to get the funding the next year but we will have to set priorities and everybody will be given an opportunity to do this sort of thing.

Mr. McKinnon: But the Department of Education accepts totally the philosophy of these field trips as a worthy experience.

Mrs. Watson: Yes they do, Mr. Chairman. Of course, I do have to qualify as to when they take place, whether the children are going to be taken out of their normal school activities - this type of thing, I think to say an unqualified "Yes we do agree to the concept", but there are very definite specifics that would have to be taken into consideration.

Mr. McKinnon: Mr. Chairman, I wonder if I could ask the Member whether there has been any change in the policy towards municipalities and the granting of funds for recreational purposes. Up until this time it has been the contention of the Government that any recreational funds are contained within the per capita grant to the City. Has there been any change in this policy at all?

Mrs. Watson: Mr. Chairman, no. Not as far as funding recreational facilities. There is no provision for municipalities, however, as the Honourable Member said with the Lottery

system there will be more funds available for your various sport organizations, and within their budgets they will be more capable for paying their share of the use of the facilities within the municipality.

Mr. Stutter: Can I just ask a supplementary then to that question. In that answer that was just given by the Honourable Member, are you talking about on the Yukon Territorial Government level or on the funds that would be made available probably through the sale of lottery tickets to the individual, not the Government portion of them.

Mrs. Watson: I would think - I would say both portions. There would be more money available.

Mr. Stutter: I have a further question I would like to ask Councillor Watson and that is I notice, and this is something perhaps I should have asked in Financial Advisory Committee meetings, I notice that there is only \$1,300.00 down there for travel and re-location cost Government employees. If Mr. Noble is even to make one trip into Old Crow which I sincerely hope he will do because there isn't even a gymnasium attached to the school there, and there is no form of indoor recreational facilities whatsoever, that he is to make - I see the Honourable Member from Whitehorse West smiling. Perhaps I better change my statements slightly. There are some forms of indoor recreational facilities but not of the type that come under this portion of the budget. I would like to make the point that when Mr. Noble is travelling around the Territory which I would personally like to see him do a little more and look into the types of recreational facilities that there are around the Territory and come back with a pretty consolidated report because once you get outside of the Whitehorse area these facilities are badly lacking. I think that even having meetings, not just with the schools but with the interested bodies in the outlying areas, it would be very very worthwhile - I'm not suggesting that he doesn't do it at all but I would certainly like to see more communication between his Department and the outlying areas because as I say these facilities are, as most Members know, terribly lacking in the outer areas.

Mrs. Watson: He was right, Mr. Chairman. It does look very limited, \$1,300.00, does it not Mr. Treasurer for travel? I know that he has travelled and I believe he has made a trip to Old Crow. I agree with you completely that they have to get around to various communities. In that Recreation and Amateur Sport we have made provision, and the Honourable Member from Whitehorse West asked me why the fund had increased, and you will see that we have the on-going grants for the Arctic Winter Games Corporation of \$7,500.00, and then we have the standing grants. If you will notice the increase in grants to the Girl Guide Association - now it should really - and the formula based, the formula for Girl Guides Association should really read formula for grants for youth organizations. This is on A 20. We have provided the \$6,000.00 there. We have increased the physical recreation and amateur sport grants over last year, we have made provisions for the \$12,000.00 for training, leadership and we have increased the standing grants by providing an additional \$5,000.00 for the Girl Guides or Youth Organizations which it really should read.

Mr. McKinnon: Mr. Chairman, I wonder if it is possible to provide Council with a breakdown of last year's grants that were issued under Recreation, Amateur Sports?

Mr. Chairman: Would this be possible to get a list of the disbursements?

Mrs. Watson: Yes, Mr. Chairman. It will take a little time to compile but I'm - - -

Mr. Chairman: I just have a couple of questions from the Chair. One of them is does the, in terms of the disbursement of funds within the Educational Department programs which are forecast and have been outlined by the Honourable Member from Carmacks-Kluane, does the Advisory Committee on Physical Fitness and Amateur Sports play a role in the decision making process in respect of the Education Department?

Mrs. Watson: Do you mean such as the Collins Band and the type of program that the Honourable Member from Whitehorse West was referring to?

Mr. Chairman: No, I was not speaking in the cultural programs, I was thinking in the physical fitness/amateur sports programs.

Mrs. Watson: They have in the past to some degree, but you know they are very happy if the Department of Education takes it over for them. This was one of their recommendations.

Mr. Chairman: I have another question related to the educational proposals in relation to physical fitness and amateur sport. It was stated by the Honourable Member that this would form a part of the curriculum. What type of courses will be dropped in order to facilitate this from our existing curriculum?

Mrs. Watson: Mr. Chairman, there is provision for fitness, P.E., in our programs now. It's just that in some instances unless a person, unless a teacher is very interested it is sometimes sort of pushed aside and the children don't get the required instruction or participation that they need.

Mr. Stutter: Mr. Chairman, just a sort of a related question but a little bit away from this particular subject. I notice in reading the new School Ordinance that it appears that the school day is being stretched out in actual fact by about one-half hour or three-quarters of an hour.

Mrs. Watson: Mr. Chairman, if you are referring to the section on the total number of instructional hours, I would have to point out to the Honourable Members that was an error and we now have an amendment prepared already.

Mr. McKinnon: What are the recoveries on Establishment 319, Mr. Chairman?

Mrs. Watson: Mr. Chairman, this past year I believe it was \$79,200.00 - Mr. Treasurer?

Mr. McKinnon: Estimated for next year?

Mr. Miller: The estimates for 1974-75 is \$72,000.00.

Mr. Chairman: It was \$25,000.00 last year.

Mr. Miller: That was the estimate for last year. In fact, I think the recovery was

APPROXIMATELY \$72,000.00 FOR 1973-74 FISCAL YEAR.

Mrs. WATSON: PART OF THAT \$72,000.00, I BELIEVE WAS \$13,000.00 TO ASSIST IN THE PAYMENT OF THE ARCTIC WINTER GAMES CONTINGENT. I WOULD ALSO LIKE TO POINT OUT TO THE HONOURABLE MEMBERS THAT THE FITNESS CANADA - SPORTS CANADA - HAVE NOT - THEY HAVE BEEN IN THE PROCESS OF RE-DESIGNING THEIR COST SHARING PROGRAM BUT THEY HAVE REALLY NOT COME UP WITH A DEFINITE PROPOSAL AT THIS TIME. WE WERE HOPING TO HAVE SOMEBODY COME UP FROM THEIR DEPARTMENT EARLY IN THE NEW YEAR SO THAT WE COULD GET SOME IDEAS ON WHAT TYPE OF PROGRAMS WE COULD GET SOME COST SHARING, INTO WHAT EXTENT. IT HASN'T MATERIALIZED AND WE ARE STILL WAITING.

Mr. TANNER: MR. CHAIRMAN, I BELIEVE YOU WERE JUST ABOUT TO SAY RECESS, AND I HAVE GOT A SUGGESTION. I HAVE NO ULTERIOR MOTIVE I'M JUST WONDERING WHETHER IT WOULD BE MORE CONVENIENT FOR THE HONOURABLE MEMBERS IF INSTEAD OF GOING FROM 2 TO 4 WE WENT FROM 1 TO 3. FOR THOSE MEMBERS WHO ARE LEAVING AND IF IT'S AGREEABLE TO ALL MEMBERS, WOULD YOU GO FOR THAT SUGGESTION?

Mr. STUTTER: MR. CHAIRMAN, I WOULD AGREE, EXCEPT I HAVE A DOCTOR'S APPOINTMENT AT 1:00.

Mr. CHAIRMAN: ALRIGHT, COMMITTEE STANDS RECESSED UNTIL 2:00 O'CLOCK.

RECESS

Mr. CHAIRMAN: AT THIS TIME WE WILL CALL COMMITTEE TO ORDER. WE ARE DISCUSSING BILL NO. 3, ESTABLISHMENT 319.

BILL NO. 3

Mr. CHAIRMAN: IS THERE ANYTHING FURTHER ON 319?

Mr. CHAMBERLIST: HAVE WE STARTED ANYTHING AT ALL?

Mr. CHAIRMAN: FINISHED IT.

Mr. CHAMBERLIST: I'M JUST LOOKING AT THE BREAKDOWN ON IT, MR. CHAIRMAN. I NOTICE THAT LAST YEAR THE GIRL GUIDE ASSOCIATION RECEIVED ONE THOUSAND DOLLARS. THIS YEAR THEY ARE GOING TO RECEIVE \$6,000 AS STANDING GRANT. WHAT'S THE SPECIAL REASON FOR IT?

Mrs. WATSON: MR. CHAIRMAN, I EXPLAINED IT THIS MORNING. THERE'S A FORMULA, AND THE FORMULA FOR GRANTS SHOULD BE FOR YOUTH ORGANIZATIONS. THE GIRL GUIDES WANT TO START THEIR OWN REGION. AT THE PRESENT TIME THEY ARE PART OF THE NATIONAL REGION OF CANADA. ALL THE PROVINCES OF COURSE HAVE THEIR OWN AND THE YUKON WANTS TO SEPARATE ITSELF INTO THEIR OWN REGION, THEREFORE, THEY HAVE TO BE ASSURED OF SOME TYPE OF FUNDS ON AN ON-GOING BASIS SO THAT THEY CAN ESTABLISH THEIR REGION. THEY ARE GOING TO HAVE TO HAVE SOME SORT OF CASUAL HELP, SOME PLACE TO HAVE AN OFFICE AND ARE GOING TO HAVE TO HAVE SOME ASSISTANCE FOR LEADERSHIP TRAINING IN THE YUKON. THE BASIS OF THAT FORMULA COULD WELL APPLY TO ANY OTHER ORGANIZATION WHEN THEY REACH A CERTAIN ENROLMENT WITHIN THEIR ORGANIZATION.

Mr. CHAMBERLIST: NOW, IN ESTABLISHMENT 314, MR. CHAIRMAN, IT LISTS HERE - IT DIDN'T BREAK DOWN THIS YEAR'S ACCOUNTS WHICH IS AN ADVANTAGE,

Mr. CHAIRMAN: WHICH ESTABLISHMENT IS THIS?

Mr. CHAMBERLIST: 314, OH WE'RE DEALING WITH 319, I SEE, ALRIGHT.

Mr. CHAIRMAN: I BELIEVE, IN RELATION TO THIS, THERE IS A BREAKDOWN IN DISBURSEMENTS. THE DISBURSEMENTS FOR THE LAST FISCAL YEAR WILL BE FORTHCOMING.

Mr. CHAMBERLIST: IS IT PROPOSED THAT THERE IS GOING TO BE ANY FURTHER MONEY FOR PHYSICAL AND RECREATIONAL AMATEUR SPORTS TO BE BROUGHT FORWARD OVER AND ABOVE THESE ITEMS, ... MORE OR LESS STABILIZING THE PROGRAM ON THIS PARTICULAR FUNDING. IT IS ALMOST IDENTICAL TO THAT OF LAST YEAR.

Mrs. WATSON: NO, MR. CHAIRMAN, I BELIEVE THERE IS AN ADDITIONAL ALMOST \$35, - \$40,000 THIS YEAR BUT AS WAS INDICATED THIS MORNING, WESTERN CANADA LOTTERIES COULD HAVE SOME AFFECT ON THE FUNDS ESPECIALLY TO THE SPORTS ORGANIZATIONS AND RECREATIONAL ORGANIZATIONS.

Mr. CHAMBERLIST: BUT TO WHAT EXTENT IS THIS LOTTERY GOING TO HAVE EFFECT. HOW MUCH MONEY IS EXPECTED FOR THE YUKON AND INFORMATION LIKE THAT?

Mrs. WATSON: MR. CHAIRMAN, I THINK THERE WILL BE A SESSIONAL PAPER COMING FORWARD ON THAT, ON THE LOTTERY AND AT THAT TIME ALL THE INFORMATION, YOU MUST REALIZE THAT THE WESTERN CANAD LOTTERIES ARE JUST ORGANIZING THEMSELVES AND UNTIL WE HAVE ALL THE INFORMATION TO PRESENT TO COUNCIL, IT WILL BE FOOLISH TO BRING FORTH THE PAPER.

Mr. CHAIRMAN: ALRIGHT, I BELIEVE WE HAVE ADDITIONAL INFORMATION COMING ON THIS ITEM, SHALL WE MOVE ALONG.

NEXT ITEM IS ESTABLISHMENT No. 320, ADMINISTRATION AND VOCATIONAL AND APPRENTICESHIP TRAINING IN THE AMOUNT OF \$43,948.00.

THE RENTAL OF LANDS AND BUILDINGS HAS DISAPPEARED THIS YEAR. WHAT IS THE REASON FOR THAT? WHAT WERE WE RENTING UNDER VOCATIONAL AND APPRENTICESHIP TRAINING AND NOT NOW?

Mrs. WATSON: Mr. CHAIRMAN, POSSIBLY THE TREASURER COULD ANSWER THAT. I WOULD IMAGINE THAT LAST YEAR PART OF THE OFFICE SPACE WAS CHARGED TO THAT PARTICULAR ESTABLISHMENT AND NOW IT IS ONLY WITH THE VOCATIONAL SCHOOL ITSELF.

Mr. MILLER: Mr. CHAIRMAN, THIS ITEM UNDER GENERAL ADMINISTRATION LAST YEAR WAS INTENDED TO COVER THE SPACE THAT THE DIRECTOR USED IN THE LYNN BUILDING AND IT'S JUST NOT PRACTICAL TO CHARGE OUT THAT SMALL CHUNK OF SPACE SO WE DECIDED TO LUMP THAT IN THE EDUCATION VOTE.

Mr. CHAMBERLIST: WITH THE SAME AMOUNT OF STAFF, WHY IS THE TRAVEL AND RELOCATION COSTS GONE UP BY ANOTHER \$1,500. IT SHOWS THIS YEAR, 1974/75 Mr. CHAIRMAN, AT \$4,800 AND \$3,300 FOR 1973/74 WITH NO ADDITIONS TO STAFF.

Mrs. WATSON: I THINK, IT WOULD BE VERY UNDERSTANDABLE, I THINK AS THE FUNCTIONS OF THE VOCATIONAL SCHOOL EXPANDS, AS THEY UNDERTAKE MORE COURSE OFFERINGS, IT'S GOING TO BE NECESSARY FOR THE DIRECTOR WHO IS IN CHARGE OF THE VOCATIONAL SCHOOL ASPECT OF OUR EDUCATIONAL PROGRAM IN THE YUKON TO TRAVEL AND TO MORE OR LESS SUPERVISE AND BECOME FAMILIAR WITH ALL OF THE DIFFERENT PROGRAMS THAT ARE GOING ON. OF COURSE, HE ALSO HAS TO TRAVEL TO OTHER JURISDICTIONS, PARTICULARLY TO OTTAWA FOR THE MANPOWER AGREEMENT AND THE MANPOWER PROGRAMS.

Mr. CHAMBERLIST: WELL, HE HAD TO DO THAT IN ANY EVENT LAST YEAR. I WONDER IF Mr. MILLER COULD INDICATE, Mr. CHAIRMAN, WHAT WAS THE EXPENDITURE FOR THE YEAR 73/74 FOR THIS PARTICULAR ITEM?

Mr. MILLER: SPENDING TO DATE, Mr. CHAIRMAN, ON THIS ITEM WHICH COVERS ROUGHLY ELEVEN MONTHS IS \$3,414.00 AND AS I RECALL THIS DOES NOT INCLUDE THE POOL CAR CHARGES FOR JANUARY AND FEBRUARY.

Mr. CHAMBERLIST: POOL CARS?

Mr. MILLER: POOL CAR CHARGES WHICH ARE CHARGES WHICH ARE CHARGED BACK TO THE DEPARTMENT THAT USES THESE VEHICLES.

Mr. CHAMBERLIST: IT'S PRETTY DIFFICULT FOR US TO ASSESS WHAT POOL CAR CHARGES ARE. THAT'S THE CHARGE BACK FOR THE USE OF GOVERNMENT VEHICLES TO A PARTICULAR DEPARTMENT. IS THIS SO? AND YET YOU SAY THAT IN ELEVEN MONTHS OF \$3,400.00 THERE IS NO CHARGE BACK AT ALL?

Mr. MILLER: NO, THERE WOULD BE NINE MONTHS CHARGE BACK FOR THE POOL CARS.

Mr. CHAMBERLIST: WHAT WOULD THE CHARGE BACK BE FOR THE VERY MONTHS THEN FOR THAT PARTICULAR ITEM?

Mr. MILLER: WELL, IT WOULD BE INCLUDED IN THIS TOTAL OF \$3,400.00.

Mr. CHAMBERLIST: WHAT WOULD IT BE? THEN WE COULD ASSESS HOW MUCH HAS TO BE ADDED ON TO IT TO MAKE UP THE TWELVE MONTHS?

Mr. MILLER: Mr. CHAIRMAN, I CAN'T ANSWER THAT QUESTION.

Mr. CHAMBERLIST: IN OTHER WORDS, IT'S NOT BROKEN DOWN. IF YOU HAVEN'T BROKEN IT DOWN HOW CAN YOU ASSESS THE AMOUNT?

Mr. MILLER: WELL, I DON'T HAVE THOSE FIGURES AVAILABLE, Mr. CHAIRMAN.

Mr. CHAMBERLIST: THEN IT IS BROKEN DOWN?

Mr. MILLER: OH YES, WE CAN TELL YOU PRECISELY.

Mr. CHAIRMAN: CLEAR? THE NEXT ITEM IS THE YUKON VOCATIONAL AND TECHNICAL TRAINING CENTRE IN THE AMOUNT OF \$1,522,966. ONE QUESTION FROM THE CHAIR. THERE ARE SEVERAL INCREASES OVER THE 73/74 ESTIMATES AND ONE IN PARTICULAR IS SUBSISTENCE AND MAINTENANCE AND IT SEEMS TO BE UP \$209,000, COULD THIS BE EXPLAINED?

Mrs. WATSON: YES, Mr. CHAIRMAN, WE CHANGED THE RATE OF THE SUBSISTENCE THAT WE PAID TO STUDENTS WHO ARE TAKING COURSES. AS YOU KNOW, SOME OF THE STUDENTS WHO ARE TAKING THE COURSES ARE MANPOWER SPONSORED STUDENTS AND SOME OF THEM ARE SPONSORED BY THE TERRITORIAL GOVERNMENT. LAST YEAR THE RATE OF SUBSISTENCE PAID BY THE TERRITORIAL GOVERNMENT WAS SUBSTANTIALLY LESS THAN WHAT THE MANPOWER STUDENTS RECEIVED AND WE FOUND

A GREAT DEAL OF PROBLEMS. IT CREATED A GREAT DEAL OF PROBLEMS WHERE WE WOULD HAVE PEOPLE ON THE SAME COURSE AND ONE PERSON WOULD BE RECEIVING MORE SUBSISTENCE THAN THE OTHER SO WE CHANGED OUR SUBSISTENCE ALLOWANCE TO COINCIDE WITH THAT OF MANPOWER. NOW, THE INCREASE THIS YEAR IS SUBSTANTIAL BUT I CAN GIVE YOU AN ESTIMATE ON HOW WE ARRIVED AT THAT FIGURE AND YOU MUST REMEMBER THAT WE ARE DOING THE COMMUNITY COURSES, THE BLADE COURSES AT THE PRESENT TIME. MOST OF THESE PEOPLE, WELL ALL OF THE PEOPLE ON THE COMMUNITY COURSES EITHER RECEIVE SUBSISTENCE ALLOWANCE FROM MANPOWER OR FROM THE TERRITORIAL GOVERNMENT AND FOR 1974/75 FOR THE COURSES THAT ARE BEING OFFERED IN WHITEHORSE, WE ARE DEALING WITH AN AVERAGE WEEKLY ALLOWANCE OF, THAT WAS IN 73/74, THE AVERAGE WEEKLY ALLOWANCE WAS \$48.56. NOW, MANPOWER HAS INCREASED THEIR ALLOWANCE BY APPROXIMATELY 8% SO THAT GIVES US A \$52.38 AVERAGE SUBSISTENCE ALLOWANCE. WE ARE ASSUMING WE HAVE 85 STUDENTS PER WEEK AT \$52.38 PER WEEK AND WE HAVE 43 TRAINING WEEKS PER YEAR. NOW WE'LL TAKE 42 WEEKS BECAUSE THE ENROLMENT OFTEN GOES DOWN FOR THE FIRST AND LAST WEEK SO 42 WEEKS FOR 85 STUDENTS AT \$52.30 A WEEK GIVES YOU \$186,711. NOW THE COURSES IN THE COMMUNITIES, THE AVERAGE WEEKLY SUBSISTENCE ALLOWANCE WORKS OUT AT \$57.75. ASSUMING WE HAVE 100 STUDENTS PER WEEK FOR THE 27 WEEK PROGRAM, BECAUSE THE COURSES THAT WE OFFER ARE OF 27 WEEKS DURATION, GIVES US A TOTAL OF \$155,925.

MR. CHAIRMAN: WHAT PORTION OF THIS IS RECOVERABLE? I SEE UNDER RECOVERIES WE HAVE EDUCATION \$999,000. WHAT PORTION IS RECOVERABLE FROM THE FEDERAL GOVERNMENT UNDER THE COST-SHARING PROGRAMS?

MR. MILLER: MR. CHAIRMAN, UNDER THE VOCATIONAL SCHOOL COURSES THEMSELVES THE APPROXIMATE RECOVERY EACH YEAR RUNS ABOUT 60%. NOW THAT FLUCTUATES A COUPLE OF PERCENTAGES EITHER WAY, DEPENDING ON THE MANPOWER PEOPLE.

MR. CHAMBERLIST: MR. CHAIRMAN, UNDER SALARIES AND WAGES IT SHOWS AN ALMOST 50% INCREASE OVER LAST YEAR. NOW IT SHOWS THAT THERE ARE 17 COMMUNITY INSTRUCTORS WHO ARE CASUALS AND 4 AND A HALF HOUSING EDUCATIONAL LEADERS ARE CASUALS, MAKING THAT TWENTY-ONE AND A HALF MAN YEARS OF THE ADDITIONAL TWENTY-TWO AND A HALF MAN YEARS. NOW, THE FRINGE BENEFITS ONLY SHOW JUST APPROXIMATELY \$2,000 ABOVE. IS IT SUGGESTED THAT THE \$250,000 OR \$240,000 ADDITIONAL IN THE SALARIES AND WAGES ARE ONLY EXPECTED TO HAVE JUST \$2,000 MORE FRINGE BENEFITS ATTACHED TO IT?

MR. MILLER: MR. CHAIRMAN, MANY OF THE PEOPLE THAT WE ARE USING ON THE BLADE COURSE AND SOME OF THE OTHER COMMUNITY COURSES ARE CONTRACT EMPLOYEES AND SUBSEQUENTLY DON'T GET FRINGE BENEFITS.

MR. CHAMBERLIST: IF THEY ARE CONTRACT EMPLOYEES WHAT IS THE POINT OF PUTTING THEM UNDER SALARIES AND WAGES? NOW, YOU EITHER HAVE A CONTRACT OR YOU DON'T HAVE A CONTRACT. AND IF A PERSON IS A CONTRACTOR HE ISN'T ENTITLED TO HAVE REFERENCE MADE TO HIM AS A SALARY AND WAGE EMPLOYEE. IF THE TERRITORIAL GOVERNMENT LISTS THEM UNDER SALARIES AND WAGES, THEN THEY ARE ENTITLED TO FRINGE BENEFITS. THAT'S A PRETTY REASONABLE ARGUMENT THAT CAN BE PUT FORWARD HERE. NOW, IS IT SUGGESTED THEN THAT THESE PEOPLE WHO ARE CASUAL EMPLOYEES, BECAUSE THIS IS WHAT THEY ARE LISTED AS, ARE GOING TO BE EMPLOYED BY THE TERRITORIAL GOVERNMENT CONTRARY TO THE LABOUR PROVISIONS ORDINANCE AND NOT HAVE THE FRINGE BENEFITS THAT ARE APPROPRIATE TO ALL EMPLOYEES PAID ON THEIR BEHALF?

MR. MILLER: NO, MR. CHAIRMAN, THIS ISN'T THE INTENT AT ALL. WHEN I SAID CONTRACT EMPLOYEES I WAS REFERRING TO A CONTRACTUAL ARRANGEMENT. THERE IS STILL AN EMPLOYER/EMPLOYEE RELATIONSHIP WITH THESE PEOPLE BUT THEY DO GO ON A TERM CONTRACT. THEY SIGN A TERM CONTRACT THAT THEY WILL CONDUCT THIS COURSE FOR A CERTAIN PERIOD OF TIME AND THAT THEY WILL NOT COME UNDER THE PUBLIC SERVICE ORDINANCE AND THEY WILL NOT BE ENTITLED TO FRINGE BENEFITS.

MR. CHAMBERLIST: THIS ISN'T THE POINT I'M MAKING. EVEN IF THEY ARE CONTRACTED TO BE EMPLOYED BY THE GOVERNMENT OF THE YUKON TERRITORY FOR A GIVEN TIME, THERE MUST BE SOME FRINGE BENEFITS THAT ARE PAID. THERE IS UNEMPLOYMENT INSURANCE. THERE ARE AREAS IN THAT PARTICULAR AREA. WHAT I AM SAYING, THERE IS DISCREPANCY IN THE FIGURE HERE BECAUSE IF, ON THE BASIS OF \$506,000 SALARIES AND WAGES IN THE 1973/74 ESTIMATES, THE FRINGE BENEFITS OF \$35,763 AND BECAUSE THERE HAS BEEN AN INCREASE IN THE VOTE SALARIES OF \$506,000 OF THIS YEAR, NATURALLY IT FOLLOWS THAT THE FRINGE BENEFITS FOR THOSE PEOPLE WHO ARE EMPLOYED WHICH MADE UP THE TOTAL OF \$506,000 THESE FRINGE BENEFITS WOULD INCREASE. NOW THIS ONLY SHOWS AN INCREASE OF \$2,000. IS IT SUGGESTED THAT THE DIFFERENCE OF ALMOST \$240,000 FOR CASUAL EMPLOYEES WHO ARE ENTITLED TO FRINGE BENEFITS BY LAW THAT THE GOVERNMENT HAS TO PAY IN ANY EVENT, IS SO LITTLE THAT IT DOESN'T SHOW A FAIR AMOUNT OF WHAT THE FRINGE BENEFITS ARE? IT'S EITHER THE \$745,000 ARE TOO HIGH OR THE FRINGE BENEFITS ARE TOO LOW.

NOW, IS THERE ANY POSSIBILITY THAT THAT \$745,000 CAN BE BROKEN DOWN SHOWING WHAT ARE THE FRINGE BENEFITS FOR THE PEOPLE WHO ARE COVERED BY THIS TOTAL AMOUNT OF SALARIES AND WAGES.

MR. MILLER: YES, THAT CAN BE BROKEN DOWN
MR. CHAIRMAN.

MR. CHAMBERLIST: COULD WE HAVE THAT BROUGHT TO US AND WE CAN JUST CIRCULATE THAT FOR A MOMENT.

MRS. WATSON: MR. CHAIRMAN, IF YOU WILL NOTE THE VOCATIONAL SCHOOL INSTRUCTOR IS 19.5 MAN YEARS ARE THAT THESE PEOPLE, THE PRINCIPAL, THE SCHOOL ADVISORS, THE ADMINISTRATIVE OFFICER, THE ACCOUNTS CLERK, ALL OF THESE PEOPLE ARE THE PEOPLE WHO RECEIVE THE FRINGE BENEFITS. IF YOU WILL LOOK AT THAT YOU WILL SEE THAT THEY ARE BECOMING - - - EMPLOYED.

MR. CHAMBERLIST: WITH RESPECT, THIS IS NOT THE POINT THAT I HAVE MADE. I'M JUST RELATING TO THE TOTAL AMOUNTS OF FIGURES. I THINK THAT MR. MILLER HAS GOT WHAT I'M LOOKING FOR. IT SEEMS TO ME THAT ON THE BASIS OF LAST YEAR'S GROSS SALARIES AND WAGES IN THIS PARTICULAR ESTABLISHMENT AND THE FRINGE BENEFITS THAT ARE SHOWN IN THIS PARTICULAR ESTABLISHMENT AND THE DIFFERENCE BETWEEN THE FRINGE BENEFITS WHICH ARE SHOWN FOR 74-75 WHICH IS JUST AS I SAY, OVER \$2,000, YET THE GROSS SALARIES AND WAGES HAVE INCREASED BY \$240,000. I JUST WANT TO SEE THESE PROPERLY RELATED.

MR. TANNER: AT FIRST GLANCE WHAT THE HONOURABLE MEMBER IS SAYING DOES MAKE SENSE, BUT ISN'T THE EXPLANATION ON PAGE 21?

BECAUSE IF YOU HAVE GOT A COMMUNITY INSTRUCTOR CASUAL (17 OF THOSE) AND IF YOU HAVE GOT HOUSING EDUCATION AS CASUAL 4.5 - MY QUESTION TO THE TREASURER IS DO THEY GET THE SAME FRINGE BENEFITS AS A REGULAR EMPLOYEE? THEY ARE CASUAL EMPLOYEES I SUSPECT BUT THEY DON'T. FOR EXAMPLE, THEY DON'T GET HOLIDAY PAY THAT I CAN THINK OF.

MR. MILLER: NO THEY DON'T, MR. CHAIRMAN. HOLIDAY PAY WOULD GO UNDER SALARIES AND WAGES ANYWAY, BUT THE ONLY FRINGE BENEFITS THAT THESE PEOPLE GET REALLY ARE THOSE THAT ARE MANDATORY BY LAWS SUCH AS CPP AND UIC. THERE IS NO PROVISION FOR SUPERANNUATION AND THESE TYPES OF THINGS. SO, IF YOU LEAVE THE QUESTION WITH ME, I WILL BRING FORWARD THE ANSWER WITH-

OUT ANY PROBLEM.

MR. CHAIRMAN: THE NEXT ITEM IS - - OH SORRY.

MR. CHAMBERLIST: I JUST WANT TIME TO GO THROUGH THESE. HOSPITALIZATION AND INSURANCE SERVICES. CAN WE GET AN EXPLANATION OF THAT \$6,000 WHICH WASN'T IN THE PREVIOUS YEAR.

MRS. WATSON: WE HAVE TO TAKE OUT INSURANCE TO COVER OUR STUDENTS WHO ARE ENROLLED IN THE COURSES AND IT WAS PROVIDED FOR BEFORE, BUT THIS YEAR IT HAS BEEN IDENTIFIED SPECIFICALLY WITHIN THE ESTABLISHMENT. THIS HAS ALWAYS BEEN A REQUIREMENT.

MR. CHAMBERLIST: WHAT HOSPITALIZATION INSURANCE SERVICES ARE WE APPROPRIATING FOR IN THE YUKON TERRITORY, WHEN THIS IS COVERED UNDER OTHER VOTES?

MR. MILLER: MR. CHAIRMAN, THIS IS A PRIMARY NAME. WHAT WE ARE REFERRING TO HERE IS INSURANCE THAT WE ARE BUYING TO COVER THE STUDENTS WHILE THEY ARE AT THE VOCATIONAL SCHOOL. IT'S AN INSURANCE POLICY COVERING PRIMARILY PUBLIC LIABILITY AND IT IS A REQUIREMENT UNDER THE OCCUPATIONAL TRAINING AGREEMENT THAT WE HAVE WITH THE FEDERAL GOVERNMENT.

MR. CHAMBERLIST: WE DON'T REQUIRE HOSPITALIZATION INSURANCE AND THIS SAYS HOSPITALIZATION INSURANCE. AND I CAN ONLY TALK ABOUT WHAT I SEE IN HERE.

MR. MILLER: MR. CHAIRMAN, THE HOSPITALIZATION AND INSURED SERVICES PRIMARY NAME IS A STANDARD NAME THAT WE USE AND IT INCLUDES MONIES THAT WE SPEND FOR HOSPITALIZATION UNDER THE PROPER VOTE. MONEY THAT WE SPEND ON INSURANCE UNDER THE PROPER VOTE AND THERE ARE SPECIFIC THINGS OUTLINED IN OUR PRIMARY NAME AND THAT IS WHAT WE ARE REFERRING TO HERE.

MR. CHAMBERLIST: WHAT IS THE \$6,000 FOR? IS IT FOR THE PAYING OF PREMIUMS? CAN WE SAY WHAT THE \$6,000 IS FOR MR. CHAIRMAN? BECAUSE AS I SAY, IF NOW, MR. MILLER IS SAYING, WELL WHAT IT SAYS HERE WE'RE NOT REALLY MEANING THAT. SO I WOULD LIKE NOT JUST AN EXPLANATION TO THE EFFECT, MR. CHAIRMAN, THAT IT SHOULDN'T BE THERE IN THOSE PARTICULAR WORDS. I TAKE IT THAT IT SHOULDN'T BE THERE, THEN IT SHOULD BE REMOVED AND WE SHOULD TAKE IT OUT RIGHT NOW, NOT TO MISLEAD PEOPLE. BECAUSE RIGHT NOW IT'S A MISLEADING ITEM AS FAR AS I CAN SEE. WHAT IS THE

\$6,000 SPENT FOR? IS IT ON PREMIUMS AND WHAT DOES IT COVER?

MR. MILLER: MR. CHAIRMAN, THIS COVERS PURCHASE OF INSURANCE, PUBLIC LIABILITY INSURANCE, GARAGE INSURANCE FOR THE VOCATIONAL SCHOOL STUDENTS.

MR. CHAMBERLIST: LET'S TAKE GARAGE INSURANCE FOR THE VOCATIONAL SCHOOL STUDENTS, WHAT DOES IT MEAN?

MR. MILLER: MR. CHAIRMAN, WE HAVE TO CARRY UNDER OUR AGREEMENT WITH OTTAWA UNDER THE OCCUPATIONAL TRAINING AGREEMENT, INSURANCE TO COVER THE STUDENTS WHILE THEY ARE AT THE SCHOOL. THE INSURANCE THAT WE BUY IS WHAT IS CALLED STANDARD GARAGE POLICY WHICH COVERS THE STUDENTS AND THE VEHICLES WHICH THE STUDENTS ARE WORKING ON BECAUSE THEY ARE PRIVATE VEHICLES.

SECONDLY, WE COVER PUBLIC LIABILITY INSURANCE ON THE STUDENTS THEMSELVES WHILE THEY ARE ATTENDING SCHOOL AT THE VOCATIONAL SCHOOL.

MR. CHAMBERLIST: MR. CHAIRMAN, COULD WE HAVE THIS BROKEN DOWN SO I KNOW WHAT THE \$6,000 IS FOR? IT SEEMS TO ME THAT WHAT I'M BEING TOLD NOW MR. CHAIRMAN, IS THAT STUDENTS, ALL STUDENTS, NEVER MIND WHAT THEY ARE IN, GET PUBLIC GARAGE INSURANCE. AND YOU KNOW, THERE IS ONLY A NUMBER OF PEOPLE THAT ARE WORKING ON THIS AND THERE HAS TO BE PROPER EXPLANATION MADE OF THIS TYPE OF EXPENDITURE WHICH IS COMPLETELY NEW TO WHAT HAS BEEN SHOWN BEFORE IN PREVIOUS BUDGETS.

MR. TANNER: MR. CHAIRMAN, I THINK WHAT THE TREASURER IS SAYING AND IT'S CLEAR ENOUGH TO ME, THAT WHEN WE HAD A CONTRACT WITH THE FEDERAL GOVERNMENT, THE GOVERNMENT IS PROTECTING ITSELF AGAINST A CLAIM AGAINST THE STUDENTS AND IT'S ONLY BECAUSE WE ARE, SO TO SPEAK, TEACHING THEIR STUDENTS WHO THEY'RE PAYING FOR, THAT WE HAVE TO TAKE THIS INSURANCE ON THEIR PART AND IT'S PART OF THE CONTRACT WITH THEM. ISN'T THAT CORRECT?

MR. MILLER: THAT'S CORRECT.

MR. CHAMBERLIST: WHAT I'M TRYING TO ASCERTAIN IS WHAT INSURANCE AND HOW IS THE \$6,000 BROKEN DOWN? AND YOU KNOW, I JUST WANT THAT INFORMATION. IT'S ALRIGHT TO SAY IT'S THERE TO COVER STUDENTS. OBVIOUSLY IT'S THERE TO COVER SOMETHING, BUT IN WHAT PARTICULAR AREAS AND HOW MUCH? NOT ONE LUMP SUM OF \$6,000, SURELY THE

INSURANCE POLICIES SHOULD INDICATE WHAT IS COVERED AND HOW MUCH ARE THE POLICIES? AND THIS IS WHAT I WANT TO GET TO KNOW. SO WE'RE GOING TO HAVE THIS BROUGHT FORWARD I TAKE IT?

MR. MILLER: YE'LL BRING THE ANSWER FORWARD.

MR. CHAMBERLIST: NOW I NOTICE IN HERE THERE IS TRAVEL AND RELOCATION COSTS FOR GOVERNMENT EMPLOYEES THAT HAS GONE UP FROM \$5,900 TO \$14,400. CAN WE GET AN EXPLANATION OF WHY THIS IS MORE THAN DOUBLE FOR THIS YEAR?

MRS. WATSON: YES, MR. CHAIRMAN. IF YOU WILL NOTICE THE COMMUNITY INSTRUCTORS WITH 17 MAN YEARS REPRESENT 24 INSTRUCTORS IN THE TWELVE COMMUNITIES, BECAUSE WE ARE GOING INTO THE SECOND PHASE OF THE BLADE PROGRAM. THE FIRST PHASE WHICH WAS LAST YEAR, WE DID THE BASIC LITERACY. THIS YEAR WE ARE GOING INTO THE BASIC LITERACY PLUS THE LIGHT SKILLS, SO THERE WILL BE TWO INSTRUCTORS FOR EACH PROGRAM. WE HAVE TO HAVE SUPERVISION OF THESE PROGRAMS IN THE COMMUNITIES. YOU JUST CAN'T TRAIN LOCAL PEOPLE AND SET UP A PROGRAM AND THEN NOT PROVIDE THE BACKGROUND ASSISTANCE AND THE SUPERVISION. AND WE HAVE TWO PEOPLE WHO WILL BE DOING THIS SUPERVISION AND NATURALLY THE TRAVEL EXPENSES WILL INCREASE.

MR. CHAMBERLIST: SURELY THE ADDITION OF TWO EXTRA PEOPLE TO DO THIS IS NOT GOING TO MEAN AN INCREASE OF ANOTHER APPROXIMATELY 150% ON TOP. IT DOESN'T GIVE A VERY GOOD EXPLANATION AS TO WHY IT SHOULD BE 150% MORE. AND THERE DOESN'T SEEM TO BE ANY JUSTIFICATION FROM WHAT COUNCILLOR WATSON HAS SAID FOR AN INCREASE OF THIS DESCRIPTION. AND NOW WE HAVE REFERENCE MADE TO TRAVEL AND RELOCATION COST FOR GOVERNMENT EMPLOYEES. IT APPEARS TO ME THAT THERE HAS BEEN ANOTHER BOOST ADDED TO AN ITEM JUST WHEN THE MONEY THAT IS REQUIRED FOR APPROPRIATION PURPOSES IS NOT ENOUGH. IF WE ARE NOT SEEKING WAYS AND MEANS OF COMING DOWN ON THESE APPROPRIATIONS AND UTILIZING THE FUNDS THAT COULD BE MADE AVAILABLE THROUGH THIS COUNCIL THAT ARE A PROPER USE. AND I'M SUGGESTING, MR. CHAIRMAN, THAT THIS IS INSUFFICIENT EXPLANATION FOR THIS EXPENDITURE OF TWO EXTRA PEOPLE TO HAVE APPROXIMATELY \$8,000 ADDITIONAL BEING SPENT ON THE TRAVEL FOR TWO PEOPLE IN THE TERRITORY. IT DOESN'T SEEM REASONABLE.

MRS. WATSON: MAYBE I CAN ALSO CLARIFY THAT THE INSTRUCTORS WE DO HAVE IN THE COMMUNITY ARE PARA-PROFESSIONAL WHO ARE BROUGHT INTO WHITEHORSE

FOR SOME TYPE OF INSTRUCTION BEFORE THEY GO OUT AND CARRY ON WITH THE FORCES IN THE COMMUNITY. SO YOU ARE TAKING CARE OF 24 PEOPLE TO BRING THEM INTO WHITEHORSE AND BACK OUT TO THE COMMUNITIES.

Mr. Chamberlist: Now comes the next question, An explanation that was given a little while ago by Mr. Miller, Mr. Chairman - that these people are contract employees and they're not government employees, but this makes reference to government employees. Now I wonder, Mr. Chairman, if Mr. Miller would like to go back on what he said before and separate whether or not they are government employees or not government employees. If they are government employees there's a question then as to whether they are entitled to certain fringe benefits as well. Some of the arrangements that have been made with the Public Service Alliance include casual employees. Now what's the reaction to that particular point?

Mrs. Watson: Mr. Chairman, does the Honourable Member feel, what should we call them when we are referring to these people. Do you want to call them non-government employees? Then you would say that they are being employed by the Territorial Government, I think you're being misleading in your appropriation. So we call them government and you say, and then you're contradicting that. So really we didn't have very much choice. We knew that it would raise a question from you regardless, so I have given you the explanation.

Mr. Chamberlist: Mr. Chairman, you know I haven't said what they should be called one way or the other. I have just made reference to the fact that we've now had three different explanations. First we have an explanation from Mr. Miller, Mr. Chairman, that they are contract employees.

Mrs. Watson: Mr. Chairman, I would like to point out, on a point of order, is that all the explanations have been the same and if the Honourable Member would just sit down and stop talking for awhile and think a little bit, he would see that all the explanations have been the same.

Mr. Chairman: Order please. The Honourable Member has the floor and there is no point of order here.

Mr. Chamberlist: There has been three explanations. The first time we were given an explanation that these people are under contract, then they were contractual employees and now we are told, what should we call them - non-government employees. The point that I make Mr. Chairman, is even as casual employees they are government employees and therefore there are fringe benefits attached. And I'm just making this remark because it falls back on the information that would have to be brought forward to justify the difference of increase of \$240,000 in the gross salaries and wages to the difference only of \$200,000 for fringe benefits. That's the point I'm making on that one.

But nevertheless I say that the suggested expenditure is very very high compared with last year and also Mr. Chairman, that I am going to continue to question every item and the more the Honourable Member from Carmacks-Kluane indicates that I should sit down, the more definite I will be to show her the stupidity in the manner in which some of these accounts are brought forward.

Mrs. Watson: No one is suggesting that the Honourable Member cannot ask questions, but I think he does an awful lot of extra talking when he is asking the question. We are quite prepared to give him all the information that he wants, but we do get a little tired of the repetition.

Mr. Chamberlist: Then why don't you go. Nobody would miss you!

Mr. Chairman: Order please.

Mr. Chamberlist: Mr. Chairman, could we get a further explanation now on communications and cartage? Here again another increase from \$4,500 to \$6,500 with no apparent reason for increasing this item. Perhaps we can get an explanation as to why this should be increased.

Mrs. Watson: Mr. Chairman, it's so obvious to me. We are putting on extra courses and we have extra supplies and equipment that we have to transport throughout the Territory and shipments. Surely you can expect to have extra charges for cartage and extra charges also for communication, for telephone connections between the Vocational School and the outlying communities. As soon as you branch out into the communities, these

CHARGES ARE GOING TO INCREASE. THE TRAVEL COSTS ARE GOING TO INCREASE, COMMUNICATION CHARGES ARE, SHIPPING CHARGES ARE.

Mr. Chamberlist: There is no doubt that they are going to be increased. I don't think anybody would dispute this. What I am saying is that they are unreasonable additional appropriations that are being requested that do not appear to relate to the overall programs that are being suggested. Although the question has already been raised with reference to subsistence and maintenance and when you consider the amount involved there. And you know, there's no way that members of Council can deal with these items because they haven't been brought the information as to how and what. We just got two figures that we have to deal with, \$151,000 for last year and \$360,000 for this year. You know the people of the Yukon have enough money to pay out, now they are being asked to appropriate more and more and more, without a satisfactory answer being given as to why these funds are having to be required.

Mrs. Watson: Mr. Chairman, that specific item, I answered here adequately. I gave him the breakdown.

Mr. Chairman: Order please, the Honourable Member is speaking. If you would kindly not interrupt each other and then - -

Mrs. Watson: Mr. Chairman, it would be rather nice if the Honourable Member stopped speaking once in a while so a person could give an adequate explanation without being interrupted or without him standing and holding the floor. Now I think that I gave quite an explanation and I will give it again. I would expect the Honourable Members to question that item where there has been such a large increase. And I have given an explanation and I would be very glad to give it again. These are estimates. We estimate on the enrolment last year, the cost last year, what our projected enrolment is, what our projected cost is and I would gladly repeat on that item and as far as the \$4,500 to \$6,500, I think we have to remember the fact that the \$4,500 was for cartage and communications when 99% of the courses were being sponsored in Whitehorse. Now we are looking at courses being sponsored in eleven other communities other than Whitehorse. And

right now at the present time, we have had representation from the community of Old Crow to see if we could put this course in Old Crow. I can grant you then that your communication and cartage expenses will really go up when you are having to service the community of Old Crow. These are very real things. As soon as you move out into the Territory, you are going to have extra costs and I don't think, and if it was an unreasonable amount, that I would question it myself. From \$4,500 to \$6,500 to go into eleven other communities, an increase of \$2,000, I don't think it's that unreasonable.

Mr. Chamberlist: Mr. Chairman, it's usual for a member in questioning these items, to question the items and then after he has questioned, get a reply. But Councillor Watson intends to get a reply even before the full questions have been put.

Mrs. Watson: Mr. Chairman, on a point of order. I answered the Honourable Member from Watson Lake's question on the subsistence allowance. This was his question I believe and I did answer it.

Mr. Chairman: I just would like to once again state as I seem to be doing daily that there are rules of the House and perhaps it would be nice if we didn't have those rules, but we do. It is not my intention as Chairman of this Committee to run it like a poker game. I am going to attempt and I have been attempting to run it like a legislature. However, I have exercised a great deal of latitude in these many so called points of orders and points of privilege. In 95% of the cases here during this sitting of this Committee, this session, there have been indeed no points of privilege or no points of order. Now I wonder if members could kindly consult the rules, their Deauchesnes and find out for their own satisfaction what constitutes a point of order and what constitutes a point of privilege. Possibly once that is made known to the members, we may conduct the business of Committee in a little more organized manner and I would suggest that we stop interrupting each other and jumping up and down on points that are neither points of privilege or order. Now would you continue please.

Mr. Chamberlist: The materials and general supply has increased from \$95,000 to \$120,000. Can we get an explanation for the amount of increase in that item.

Mrs. Watson: Yes Mr. Chairman because we are offering so many more courses. We do have to buy more materials and supplies for the courses. Now if the Honourable Member would like a comparative breakdown in that area I would be glad to provide it.

Mr. Chamberlist: This is what I would like. The next item which is Materials and Supplies Dietary, is this for the cooking class in the school or is this part of the subsistence in the homes that are holding vocational students for boarding here?

Mrs. Watson: No Mr. Chairman, this is for the cooking class and for the dormitory students because the cooking class works in conjunction with serving the meals in the dining room of the vocational school. In that one I do wonder whether there is enough money.

Mr. Chamberlist: I take it then Mr. Chairman that the Member will bring forward the breakdown of the item of \$360,000 for subsistence and maintenance. It would appear that these would be fixed amounts for subsistence and maintenance. Could we get those figures showing how the \$360,000 is arrived at.

Mrs. Watson: Mr. Chairman I have the information here and that's the Honourable Member from Watson Lake asked the question. I can give the information now, that is the \$360,000. We are assuming the average weekly allowance at \$52.38 for students who are in Whitehorse who are taking courses. We are assuming that we have 85 students per week. This is a projected enrollment based on history.

We run the vocational school for 43 training weeks. However, the first and the last week, our enrollment is often very low so we will take it at 42 weeks. So we are estimating 42 weeks, 85 students at \$52.30 a week gives us \$186,711. These are just the BLADE courses in the communities. The average subsistence because many of the people who are taking the BLADE courses in the communities have dependents and we find the average subsistence provided for them is higher, and it's at \$57.75. One hundred students. The training course takes

27 weeks. So we estimate that at \$155,925.

That leaves a difference of \$14,000 I believe. That provides for extra courses that we will have. We are just taking the (1974) 85 students from the regular courses in the vocational school, from the permanent courses that we offer.

The other one is the BLADE courses in the community. We've made no provision for these other courses that we've provided on from a time to time basis. If we will look at the salaries and wages in the Manpower breakdown, that would take in the vocational school instructors 5.5. Those are for the extra courses that we have. That makes provision for those. . .

Mr. Chamberlist: Are these figures of \$52.38 and \$57.55 Mr. Chairman, figures that, is this the amount of money that is required to maintain a student in the vocational school dormitory or is this the amount of money that is paid to the student in lieu of subsistence?

Mrs. Watson: Mr. Chairman it's a subsistence allowance that is paid to the student and it's paid at the same rate as the Manpower payments, subsistence payments.

Mr. Chamberlist: O.K. Thank you Mr. Chairman.

Mr. Chairman: Clear?

Mr. McKinnon: What recovery rate Mr. Chairman?

Mr. Miller: Mr. Chairman the overall recovery rate on this establishment is 60%.

Mr. Chairman: The next item is Adult Education Night School and Continuing Education in the amount of \$49,350.

Mr. Chamberlist: Are we including in this Mr. Chairman, I notice again that there is a 50% increase in salaries and wages. Are these for extra courses?

Mrs. Watson: Mr. Chairman, these are night courses. These are the night school courses that we offer, most of them are in Whitehorse, some are interest courses, some are trade courses. Some of them I believe are sponsored by Manpower. Some of them are contract courses.

THE SALARIES AND WAGES ARE WHEN WE CONTRACT WITH INSTRUCTORS TO CARRY ON A SPECIFIC NIGHT COURSE. THEN IF YOU WILL LOOK AT PROFESSIONAL AND SPECIAL SERVICES, THESE ARE PEOPLE THAT WE BRING IN FROM OUTSIDE, SAY OF THE BUSINESS MANAGEMENT PROGRAM THAT WE OFFERED THIS YEAR AND HOPE TO GIVE THE SECOND PHASE OF IT NEXT YEAR. THIS WOULD PROVIDE FOR THIS TYPE OF SERVICE.

MR. CHAMBERLIST: WHAT I ASKED FOR MR. CHAIRMAN IS THE DIFFERENCE BETWEEN 1973-74 SALARIES AND WAGES AND 1974-75 SHOW AN INCREASE OF 50%. DOES THIS MEAN THAT THERE ARE ADDITIONAL COURSES WHICH ARE GOING TO RESULT IN THE COST OF ADDITIONAL SALARIES AND WAGES?

MRS. WATSON: YES MR. CHAIRMAN THAT IS CORRECT. I WONDER IF THE TREASURER CAN CORRECT ME ON THIS BUT I BELIEVE THAT MOST OF THIS MONEY IS 100% RECOVERABLE THROUGH FEES.

MR. MILLER: THAT IS RIGHT MR. CHAIRMAN. THE DEFICIT THAT WE RUN ON THESE PARTICULAR COURSES ARE APPROXIMATELY, WELL THEY RANGE FROM \$2,000 TO \$5,000 PER ANNUM OVER ALL. THAT IS THE TOTAL DEFICIT.

MR. CHAMBERLIST: HOW MANY ADDITIONAL INSTRUCTORS ARE GOING TO BE USED IN THIS FORTHCOMING YEAR TO SHOW THE REASON FOR THE INCREASE OF 50% IN THE TOTAL SALARIES AND WAGES?

MRS. WATSON: MR. CHAIRMAN I DON'T HAVE THAT INFORMATION WITH ME RIGHT NOW, BUT I AM SURE THAT IT IS AVAILABLE BECAUSE WHEN THE PREPARATION WAS MADE WE TRY TO PROGRAM OUR NIGHT SCHOOL COURSES ON A DEMAND BASIS. MAYBE THE TREASURER HAS THE INFORMATION.

MR. MILLER: I DON'T HAVE THE INFORMATION

MR. STUTTER: MR. CHAIRMAN THIS IS STRICTLY AN ADMINISTRATION AND THERE IS BACKUP INFORMATION ON PAGE 22. IT SHOWS NO INCREASE IN THE STAFF UNDER THE ADMINISTRATION.

MR. CHAMBERLIST: THIS IS THE VERY POINT THAT I AM MAKING. IF THERE IS NO INCREASE IN THE STAFF OF THE NIGHT SCHOOL, I AM ASKING WHY IS THERE AN INCREASE FROM \$10,350 TO \$15,000. THIS IS THE REASON FOR THE QUESTION THAT I'VE PUT.

MR. TANNER: MR. CHAIRMAN THIS IS ONE OF THE FEW AREAS SHOWN IN THE GOVERNMENT WHERE THE GOVERNMENT SUPPLIES EXACTLY WHAT IS DEMANDED

OF THE PUBLIC. IN THAT CASE, THEY ARE OBVIOUSLY GOING TO HAVE MORE INSTRUCTORS IF MORE COURSES ARE REQUIRED OF THEM. IT WOULDN'T NECESSARILY SHOW AS STAFF BECAUSE THE INSTRUCTORS WOULD COME IN AS AND WHEN THESE COURSES WERE GIVEN. ISN'T THAT THE ANSWER?

MR. CHAMBERLIST: MR. CHAIRMAN IF WE USE THAT SAME PHILOSOPHY THROUGH EVERY ITEM OF SALARIES AND WAGES RIGHT THE WAY THROUGH--

MR. TANNER: JUST THAT ITEM.

MR. CHAMBERLIST: WE WOULD BE IN A PRETTY ANFUL MESS. HERE IS A POSITION THAT IS BEING RELATED AND I AM PLEASED TO SEE THE HONOURABLE MEMBER FROM DAWSON HAS SPOTTED IT. HERE WE HAVE A FIXED AMOUNT OF STAFF FOR THE SAME PROGRAM FOR THE FOLLOWING YEAR AND INSTEAD OF SHOWING \$10,350 AND PERHAPS A SLIGHT INCREASE, IF THE SALARIES AND WAGES WERE TO GO UP. INSTEAD IT SHOWS NOT ONLY AN INCREASE OF ALMOST 50%, IT ALSO SHOWS AN INCREASE OF FRINGE BENEFITS FROM \$300 TO \$800 AND THERE IS NO INCREASE IN STAFF.

HERE ARE TWO ITEMS THAT REQUIRE EXPLANATION AND I'D SAY AT THE MOMENT, NO EXPLANATION HAS BEEN GIVEN AT ALL FOR IT. I WONDER IF WE CAN GET AN EXPLANATION AS TO WHY WE HAVE AN INCREASE IN SALARIES AND WAGES TO THAT EXTENT WITH NO INCREASE IN STAFF. WHERE DID IT COME FROM?

MR. MILLER: MR. CHAIRMAN MIGHT I SUGGEST THAT THIS IS ONE AREA WHICH IS VERY DIFFICULT TO RELATE TO MAN-YEARS. MOST OF THESE INSTRUCTORS WORK A MATTER OF 1 1/2 TO 2 HOURS AN EVENING. NOW YOU CAN BE OFFERING ANYWHERE FROM 15 TO 25 COURSES IN A YEAR. HOW DO YOU EQUATE THAT TO MAN-YEARS?

MR. CHAMBERLIST: MR. CHAIRMAN WE HERE CAN ONLY EQUATE DOLLARS AND CENTS TO THE MAN-YEARS THAT HAVE BEEN RECORDED IN THIS BUDGET. THE MAN-YEARS THAT HAVE BEEN RECORDED IN THIS BUDGET SHOWS 3 1/2 MAN-YEARS FOR ADULT EDUCATION. EXACTLY THE SAME AS IT WAS IN 1973-74 OF 3 1/2 MAN-YEARS, YET YOU ARE ASKING FOR \$5,000 MORE, WHICH IS 50% ALMOST OF THE \$10,354. IT DOESN'T MATTER TO SAY, HOW CAN YOU EQUATE THIS AND HOW CAN YOU DO THIS. MY ANSWER MR. CHAIRMAN TO THIS IS A QUESTION. HOW CAN YOU DO IT AND HOW DID YOU ARRIVE AT THE DOLLARS AND CENTS? IT'S AS SIMPLE AS THAT. IF YOU DON'T NEED IT THEN WE SHALL TAKE THE \$5,000 OFF.

Mrs. WATSON: Mr. CHAIRMAN I THINK THE MOST MISLEADING PART OF IT IS TRYING TO BRING IT INTO MAN-YEARS. I THINK THAT THE REALISTIC NUMBER OF \$15,000 WOULD BE MORE REALISTIC. ACTUALLY, THESE ARE THE PEOPLE WHO HAVE THE WEEKEND COURSES WHERE YOU ARE DELEGATING A WELDING COURSE, YOU ARE TAKING A SHORT PLUMBING COURSE, THIS IS THE TYPE OF THING. THE SECRETARIAL COURSES THAT ARE GIVEN AT NIGHT SCHOOL. IT IS VERY, VERY DIFFICULT TO INTERPRET THEM INTO MAN-YEARS. PROBABLY THE MOST MISLEADING PART OF IT IS NOT THE AMOUNT OF MONEY BECAUSE I BELIEVE THIS PARTICULAR ESTABLISHMENT WAS OVER-EXPENDED IN 1973-74. BUT THE MAN-YEARS IS MISLEADING AND MAYBE WE SHOULDN'T EVEN TRY TO INTERPRET THEM INTO MAN-YEARS.

Mr. CHAMBERLIST: LET'S SURMISE Mr. CHAIRMAN THAT WHAT THE HONOURABLE MEMBER HAS SAID IS CORRECT. LET'S SURMISE IT FOR A MOMENT BUT WE SHOULDN'T BE INTERPRETING MAN-YEARS THAT THE COURSES ARE GOING TO COST A LITTLE BIT MORE, 50% MORE THIS YEAR. CAN I GET SOME EXPLANATION IN RATIO FROM \$10,350 TO \$15,000, HOW DO YOU GET THE RATIO OF FRINGE BENEFITS FROM \$300 TO \$800. HERE YOU'VE GOT A RATIO OF APPROXIMATELY OF 50% MORE FOR SALARIES AND WAGES AND THEN WE SHOW A RATIO OF 150% MORE FOR FRINGE BENEFITS.

I'M JUST SHOWING THERE SEEMS TO BE A DISCREPANCY IN THE MANNER IN WHICH THIS PARTICULAR ITEM IS BROUGHT FORWARD. SURELY, AS I SAY, IF WE ACCEPT THE ARGUMENT THAT WE SHOULDN'T RELATE IT TO MAN-YEARS, HOW THEN DOES THIS DOLLAR AND CENTS ITEM COME INTO THE SITUATION. CAN WE GET AN EXPLANATION OF THAT FROM Mr. MILLER.

Mr. MILLER: Mr. CHAIRMAN I CAN'T GIVE YOU THE PRECISE ANSWER TO THAT QUESTION AND I DIDN'T DO THIS BUDGET MYSELF SO I DON'T KNOW WHAT THEY'VE USED IN THEIR CALCULATIONS.

Mr. CHAMBERLIST: WELL PERHAPS WE CAN GET THEM THEN Mr. CHAIRMAN. Mr. CHAIRMAN, THE NEXT ITEM IS PROFESSIONAL AND SPECIAL SERVICES WHICH SHOWS AN INCREASE FROM \$11,250 TO \$18,000, ANOTHER 50% INCREASE THERE. WE HAVE HAD SOME EXPLANATION THAT THIS IS FOR PROFESSIONAL PEOPLE TO COME IN AND PROVIDE SPECIAL SERVICES. IN WHAT AREA DOES IT JUSTIFY THE INCREASE FROM APPROXIMATELY UNDER \$12,000 TO \$18,000? PERHAPS WE CAN GET AN EXPLANATION OF THAT PARTICULAR ITEM.

Mrs. WATSON: Mr. CHAIRMAN BECAUSE THERE HAS

BEEN MORE OF A DEMAND FROM THE PUBLIC FOR THESE TYPES OF COURSES AND I HAVE SAID, THIS PARTICULAR ESTABLISHMENT WAS OVER-EXPENDED IN 1973-74 AND WE HAVE JUST COMPLETED THE FISCAL YEAR. THERE IS A REQUIREMENT FOR SUPERVISORY COURSES, FOREMAN'S COURSES AND THIS TYPE OF THING. WE ARE BRINGING IN PROFESSIONAL PEOPLE TO DO THESE COURSES. WE PAY FOR THEM, WE HAVE TO PROVIDE FOR IT IN OUR APPROPRIATION. THEN WE PAY FOR THE PERSON'S PROFESSIONAL SERVICES BY THESE WHICH GO BACK TO CONSOLIDATED REVENUE FUND.

Mr. CHAMBERLIST: THAT IS A REASONABLE ANSWER BUT WE DON'T SEE HERE THAT THERE HAS BEEN AN OVERRUN ON THE AMOUNT OF MONEY. PERHAPS Mr. CHAIRMAN, Mr. MILLER CAN TELL US WHAT WAS THE COST OF THAT PARTICULAR PROGRAM? WHAT WAS THE OVERRUN, OVER THE \$11,250 THAT WAS ESTIMATED? THIS WOULD CUT DOWN, I MEAN THAT I WOULDN'T HAVE TO ASK THAT QUESTION IF WE ARE TOLD AT THE SAME TIME THAT WE ARE DEALING WITH THE ITEM THAT THERE HAS BEEN AN OVERRUN.

Mr. MILLER: Mr. CHAIRMAN THE EXPENDITURES TO THE END OF FEBRUARY 1974 ARE \$11,733.

Mr. CHAMBERLIST: TO THE END OF FEBRUARY.

Mr. MILLER: YES

Mr. CHAMBERLIST: SO IT MEANS THAT YOU TOOK ONE MONTH. IN THAT CASE THEN THAT IS ELEVEN MONTHS. IS IT NOT? Mr. MILLER IS SHAKING HIS HEAD.

Mr. MILLER: Mr. CHAIRMAN, I WOULD SUGGEST THAT PROBABLY REPRESENTS ABOUT FOUR POSSIBLY FIVE MONTHS. THESE COURSES DON'T NORMALLY START UNTIL SEPTEMBER OR OCTOBER.

Mr. CHAMBERLIST: ALRIGHT, THEN WHEN DO THE COURSES COMPLETE Mr. CHAIRMAN?

Mr. MILLER: MOST OF THEM Mr. CHAIRMAN, WOULD BE COMPLETE BY THE END OF APRIL, UNDER THE NORMAL CIRCUMSTANCES.

Mr. CHAMBERLIST: SO EVEN THEN SUPPOSING THAT THESE DON'T BEGIN UNTIL SEPTEMBER. SO WE'VE GOT SEPTEMBER, OCTOBER, NOVEMBER, DECEMBER, JANUARY, FEBRUARY. THAT SHOWS SIX MONTHS. THEN IF WE TOOK AN APPROXIMATION OF THE \$11,500, THAT WOULD SHOW ANOTHER \$2,000. THAT WOULD BE \$14,000. EVEN FOLLOWING Mr. MILLER'S FIGURES, HOW THEN DOES HE JUSTIFY \$18,000. JUST TAKING THESE FIGURES THAT HAVE BEEN GIVEN. WHAT IS

THE EXPLANATION FOR THAT?

MRS. WATSON: MR. CHAIRMAN I BELIEVE WE ARE ONLY REQUESTING \$14,000.

MR. CHAMBERLIST: NO, NO, YOU ARE REQUESTING \$18,000. THE REQUEST HERE SHOW FOR PROFESSIONAL AND SPECIAL SERVICES, \$18,000. MR. MILLER HAS INDICATED MR. CHAIRMAN, THAT IT IS ONLY SINCE SEPTEMBER THAT THE PROGRAM IS FOR. FROM SEPTEMBER TO APRIL. THE TIME OF SEVEN MONTHS THAT SO FAR ABOUT \$11,500 HAS BEEN EXPENDED. IF IT COSTS ANOTHER \$2,000 AT \$13,500, WELL THEN LET'S GO TO \$14,000 FOR THE WHOLE SEVEN MONTH PERIOD. WHERE IS THE JUSTIFICATION OF ASKING FOR \$18,000?

MRS. WATSON: MR. CHAIRMAN, IF HE WILL LOOK AT THE WHOLE ESTABLISHMENT 322, WE ARE ASKING FOR AN EXTRA \$14,000 THIS YEAR.

MR. CHAMBERLIST: I'M JUST DEALING WITH A SPECIFIC ITEM MR. CHAIRMAN. THIS IS WHY THIS IS BROKEN DOWN INTO ITEMS SO THAT WE CAN UNDERSTAND QUITE CLEARLY WHAT THE PURPOSE OF THE REQUIREMENTS ARE. AGAIN, WE ARE GOING TO HAVE SOME INFORMATION BROUGHT FORWARD ON THE FIRST TWO ITEMS, NOW THE FIRST ITEM GIVES US A 50% INCREASE, THE NEXT ITEM 15% INCREASE. THIS ITEM IS AN INCREASE OF ANOTHER 50%. I SIMPLY WANT TO KNOW WHAT IS THE JUSTIFICATION FOR THE EXTRA \$4,000 IN VIEW OF THE REMARKS THAT HAVE BEEN MADE BY MR. MILLER. I AM JUST FOLLOWING HIS OWN REMARKS. PERHAPS HE CAN GET AN EXPLANATION THAT WILL WARRANT THE ADDITIONAL REQUIREMENT FOR THE EXTRA \$4,000. THIS IS WHAT I'D LIKE TO HEAR.

MRS. WATSON: MR. CHAIRMAN I WOULD LIKE TO REMARK HERE THAT THIS IS A NEED OF THE PUBLIC AND IT IS 100% RECOVERABLE. WE ARE NOT TRYING TO BE MISLEADING AT ALL OR ANYTHING. WE ARE JUST TRYING TO INTERPRET WHAT THE DEMANDS OF THE PUBLIC WILL BE NEXT YEAR. WE ARE ASKING FOR FUNDS SO THAT WE CAN ADEQUATELY CARRY OUT THE PROGRAMS AND WE RECOVER IT THROUGH A FEE STRUCTURE.

MR. CHAMBERLIST: THERE SEEMS TO BE A CONCEPT MR. CHAIRMAN THAT BECAUSE CERTAIN MONIES ARE RECOVERABLE THAT NOTWITHSTANDING WE SHOULD SPEND IT. JUST SIMPLY BECAUSE THE MONEY IS RECOVERABLE FROM THE FEDERAL TAXPAYER, WHO IS OURSELVES AS WELL, DO WE HAVE TO COMPLETELY NEGATE THE WHOLE PRINCIPLE OF EXPENDITURES?

THIS IS AN APPROPRIATION. WE HAVE BEEN TOLD BY MR. MILLER, MR. CHAIRMAN, THAT WE SHOULD SEPARATE OUR APPROPRIATIONS FROM OUR RECOVERIES AND FROM OUR REVENUES. I'M JUST USING HIS OWN WORDS. I'M NOW TRYING TO SEPARATE, TO DO WHAT HE RECOMMENDS. I AM NOW BEING CRITICIZED IN THIS PARTICULAR MANNER. I'M JUST SIMPLY TRYING TO COMPLY WITH WHAT, MR. CHAIRMAN, MR. MILLER HAS INDICATED. I'M JUST SIMPLY SAYING THAT WE ARE BEING ASKED TO APPROPRIATE MORE MONEY THAN WHAT WE REQUIRE.

MRS. WATSON: MR. CHAIRMAN THAT IS WRONG. WE ARE NOT BEING ASKED TO APPROPRIATE MORE MONEY THAN WE REQUIRE. I CAN WELL SEE THIS ESTABLISHMENT POSSIBLY BEING OVEREXPENDED OR IF PEOPLE WANT A COURSE, WE CANNOT PROVIDE A COURSE. NOW THE REVENUE SIDE OF THIS, THE REVENUE COMES FROM THE INDIVIDUAL PEOPLE WHO TAKE THE COURSE, IT DOES NOT COME FROM THE FEDERAL TAXPAYERS. THE COST OF THE INSTRUCTOR, THE COST OF THE MATERIALS, THE COST OF RENTAL IF IT IS NECESSARY, IS ALL PLACED INTO THE INDIVIDUAL FEE THAT THE PERSON WHO TAKES THE COURSE IS PAYING. WE ARE NOT TRYING TO MISLEAD. ALL I'M TRYING TO SAY IS WE DON'T WANT TO ASK FOR MORE MONEY THAN IS REQUIRED, BUT IT WOULD BE A SHAME IF WE DIDN'T HAVE ENOUGH IN THE APPROPRIATION TO BE ABLE TO PROVIDE THE COURSES THAT THE PUBLIC DEMANDS.

MR. CHAMBERLIST: THE FACT IS THAT THE PUBLIC DEMANDS CERTAIN COURSES AND WE HAVE A RESPONSIBILITY TO GIVE IT TO THEM. I AM SIMPLY SAYING THAT WE HAVE A RESPONSIBILITY TO GIVE THE PUBLIC THE COURSES THEY DEMAND AND WHAT WE RECOGNIZE HAS BEEN THE COST OF THOSE COURSES. THIS IS WHERE WE TALK ABOUT APPROPRIATION. I AM SATISFIED THAT THERE IS NO EXPLANATION THAT THE ADMINISTRATION WANT TO OFFER IN RELATION TO THIS ADDITIONAL MONEY. I AM JUST SIMPLY SAYING WE ARE ASKING FOR IT SO THAT IN CASE SOMETHING - THEN WE WILL HAVE THE APPROPRIATION TO USE IT. CERTAINLY THE WHOLE SPECIFIC POINT IS THAT WHAT IS GOING TO HAPPEN, IS THAT THE FUNDS IN THE APPROPRIATION WILL BE JUGGLED INTO THE SAME VOTE. AND WE ALL KNOW THIS AND I THINK EVERY MEMBER WHO HAS BEEN ON THE ADVISORY COMMITTEE ON FINANCE KNOWS THE TREASURER AND HIS CAPABILITIES TO JUGGLE IN PARTICULAR AREAS WHICH HE IS ALLOWED. HE CAN JUGGLE WITHIN THE SAME VOTES BUT NOT WITHIN THE SAME ESTABLISHMENT. THIS IS WHAT HAPPENS TIME AND TIME AGAIN. ALL WE ARE DOING IS TRYING TO PROTECT OURSELVES FROM HAVING TO APPROPRIATE MORE MONEY THAN WILL BE REQUIRED. THIS IS MY OBJECTION TO THAT.

Mrs. WATSON: THAT IS SPECIFICALLY WHY I SAID TO YOU WE WERE OVEREXPENDED LAST YEAR AND WE ARE NOT ASKING FOR ANY MORE MONEY THAN WE THINK THAT WE WILL NEED, I THINK POSSIBLY WE MAY NEED MORE AND THEN WE WILL BE BACK FOR A SUPPLEMENTARY AND THE HONOURABLE MEMBER WILL SAY, "WHY DO YOU GO AHEAD AND SPEND MONEY? WHY DIDN'T YOU ASK FOR MORE WHEN YOU CAME IN WITH THE MAIN ESTIMATES? WHY WEREN'T YOU MORE REALISTIC IN YOUR ESTIMATING OF YOUR COSTS?" SO WE ARE SORT OF BETWIXT THE DEVIL AND THE DEVIL.

Mr. CHAMBERLIST: I WON'T BE PUSHING THIS POINT ANY FURTHER FOR THE SIMPLE REASON THAT I THINK

I HAVE SHOWN WHERE THERE IS AN ATTEMPT TO GET MORE APPROPRIATED MONEY THAN WHAT IS GOING TO BE REQUIRED. I AM SURE THAT THOSE WHO WILL BE MY SUCCESSOR IN HERE, I HOPE, READ THE VOTES AND PROCEEDINGS, AND BE ABLE TO SHOW THAT THIS WAS ACTUALLY TAKEN PLACE. WHY ARE WE SPENDING, AGAIN, DOUBLE, IN ADVERTISING AND PUBLIC PROMOTION? YOU SEE, WHAT IS HAPPENING, MR. CHAIRMAN, IS THAT IT IS VERY RARE INDEED, I KNOW THAT IT OCCASSIONALLY HAPPENS, BUT IT IS VERY RARE INDEED, IS THERE A REQUIREMENT FOR LESS MONEY. SOMETIMES THERE IS. BUT HERE IS AN ITEM WHERE THERE IS ADVERTISING AND PUBLIC PROMOTION DOUBLED UP. MATERIALS AND GENERAL SUPPLIES, ANOTHER 50% ADDED AND I AM SURPRISED THAT THE RENTAL OF LANDS AND BUILDINGS HAVE BEEN REDUCED. THERE MUST BE SOME EXPLANATION BECAUSE OTHERWISE, THEY CERTAINLY WOULDN'T HAVE REDUCED IT. IT WOULD HAVE BEEN TOO OBVIOUS. HOWEVER, I STILL SAY, MR. CHAIRMAN, THAT WE ARE NOT RECOGNIZING THE FACT THAT THERE IS, AGAIN, IN THIS PARTICULAR ESTABLISHMENT, WE ARE ASKING FOR MORE MONEY THAN WHAT WE ARE GOING TO BE NEEDING.

Mr. CHAIRMAN: THE NEXT ITEM IS \$22,853.00 FOR APPRENTICESHIP TRAINING.

Mr. CHAMBERLIST: YOU SEE, THIS IS WHAT I CALL REASONABLE APPROPRIATIONS. YOU CAN SEE WHERE THERE HAS BEEN A SLIGHT INCREASE IN SALARIES AND WAGES BECAUSE OF THE INCREASE IN COST. THERE HAS BEEN A REASONABLE INCREASE OF FRINGE BENEFITS THAT YOU CAN RECOGNIZE. AND YOU CAN RECOGNIZE ALL THESE ITEMS. THERE IS NOTHING WRONG WITH THAT.

Mrs. WATSON: MR. CHAIRMAN, MAYBE I CAN ENLIGHTEN HIM TO THE REASONABLE ESTIMATES THAT HE USED TO BRING FORWARD FOR THE WELFARE DEPARTMENT, REASONABLE.

Mr. CHAMBERLIST: THEY WERE VERY REASONABLE.

Mr. CHAIRMAN: CLEAR?

Mr. TANNER: MR. CHAIRMAN, LET'S JUST GET SURE WHAT IS REASONABLE. THERE IS A LOT OF EXTRA MONEY IN THAT VOTE AS THE HONOURABLE MEMBER WILL RECALL.

Mr. CHAMBERLIST: WHEN WE GET TO IT, WE WILL TALK ABOUT IT.

Mr. CHAIRMAN: CLEAR? THE NEXT ITEM IS REHABILITATION SERVICES, \$67,192.00.

Mr. CHAMBERLIST: I HAVE NO ARGUMENT WITH THIS TYPE OF ITEM AT ALL. I THINK THERE IS NOT ENOUGH MONEY IN THE REHABILITATION AREA. THIS IS ONE AREA THAT SHOULD BE GIVEN AS MUCH SUPPORT AS POSSIBLE.

Mr. CHAIRMAN: CLEAR? WE HAVE THEN, IN REVIEW, FIRST REVIEW, OF THE EDUCATION ESTIMATES, WE HAVE SEVERAL ITEMS COMING BACK FOR CONSIDERATION IN COMMITTEE, I THINK THAT AT THIS TIME WE CAN BREAK FOR A SHORT RECESS.

RECESS

Mr. CHAMBERLIST: MR. CHAIRMAN, I MOVE THAT MR. SPEAKER DO NOW RESUME THE CHAIR.

Mr. CHAIRMAN: IS THERE A SECONDER?

Mr. STUTTER: I'LL SECOND IT.

Mr. CHAIRMAN: I WONDER IF THE WITNESSES COULD BE EXCUSED? IS THAT AGREEABLE? THANK YOU, GENTLEMEN, I THINK THAT IT WILL PROBABLY BE THE 16TH BEFORE WE REQUEST YOUR SERVICES. IT HAS BEEN MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILLOR STUTTER THAT MR. SPEAKER DO NOW RESUME THE CHAIR. ARE YOU PREPARED FOR THE QUESTION? ARE YOU AGREED? I DECLARE THE MOTION CARRIED.

MOTION CARRIED

Mr. SPEAKER: COUNCIL WILL NOW COME TO ORDER. MAY WE HAVE A REPORT FROM THE CHAIRMAN OF COMMITTEE?

Mr. TAYLOR: MR. SPEAKER, COMMITTEE CONVENEED AT 10:55 A.M. TO DISCUSS BILLS, SESSIONAL PAPERS AND MOTIONS. COMMITTEE FIRST DISCUSSED THE CONTENT OF MOTION #16. MR. MILLER AND MR. HUBERDEAU ATTENDED COMMITTEE TO DISCUSS BILL #3, MAIN ESTIMATES. I CAN REPORT PROGRESS ON BILL #3. COMMITTEE RECESSED AT

12:00 NOON AND RECONVENED AT 2:00 P.M. AND AGAIN, I CAN REPORT PROGRESS ON BILL #3. IT WAS MOVED BY COUNCILLOR CHAMBERLIST, SECONDED BY COUNCILL STUTTER THAT MR. SPEAKER DO NOW RESUME THE CHAIR AND THIS MOTION CARRIED.

MR. SPEAKER: YOU HAVE HEARD THE REPORT OF THE CHAIRMAN OF COMMITTEE, ARE WE AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. TAYLOR: MR. SPEAKER, I BELIEVE IT IS THE INTENTION OF YOUR COMMITTEE TO SIT AGAIN ON THE 16TH OF THIS MONTH AND I BELIEVE AT THAT TIME, IT IS THEIR INTENTION TO DEAL PRINCIPALLY WITH THE MAIN ESTIMATES, BILL #3.

MR. SPEAKER: MAY I HAVE YOUR FURTHER PLEASURE?

MR. STUTTER: I MOVE THAT WE CALL IT 5:00 P.M.,
MR. SPEAKER.

MR. SPEAKER: IS THERE A SECONDER?

MR. TANNER: I'LL SECOND IT.

MR. SPEAKER: IT HAS BEEN MOVED BY THE HONOURABLE MEMBER FROM DAWSON, SECONDED BY THE HONOURABLE MEMBER FOR WHITEHORSE NORTH THAT WE NOW CALL IT 5:00 P.M. ARE YOU PREPARED FOR THE QUESTION? AGREED?

SOME HONOURABLE MEMBERS: AGREED.

MR. SPEAKER: I DECLARE THE MOTION CARRIED AND THIS HOUSE STANDS ADJOURNED UNTIL APRIL 16TH, 10:00 A.M. IN THE MORNING.

ADJOURNED