

# JOURNALS

## YUKON LEGISLATIVE ASSEMBLY

**FIRST SESSION**  
(Continuation)



**29TH LEGISLATURE**

**February 23, 1998 - May 5, 1998**  
and  
**June 13, 1998**  
(Special Sitting in Dawson City, Yukon)

**Speaker: The Hon. Robert Bruce**

**No. 63**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

**Monday, February 23, 1998**

---

The Speaker took the Chair at 1:30 p.m.

**INTRODUCTION OF PAGES**

The Speaker informed the Assembly that Mike Beauchamp, Jesse Butler, Samantha McCormack, Willy McKenna, Stacey Pennington and Sheena Laluk from Porter Creek Secondary School in Whitehorse; Logan Freese and Caley Osborne from St. Elias Community School in Haines Junction; and Kiley Aubin and Félix Des Lauriers from École Émilie Tremblay would be serving as Pages during the Spring Sitting. Logan Freese and Caley Osborne were introduced and welcomed to the House.

**NOTICE OF HOUSE BUSINESS FOR THE WEEK OF FEBRUARY 23, 1998**

The Hon. Mr. Harding, Government House Leader, stated:

"Mr. Speaker, the House Leaders have reached certain agreements about the management of House business for this week. At this time, I wish to outline those agreements for the House.

Today, we will do the regular Daily Routine and then proceed to the budget speech which begins Second Reading of the main appropriation Bill for 1998-99. The Leader of the Official Opposition will move adjournment of debate and the House will then adjourn.

Tomorrow when the House moves to Orders of the Day, we will go to Government Motions for the purpose of considering a motion respecting the Calgary Unity Declaration, the Framework for Discussion on Relationships presented to the premiers and territorial leaders by national aboriginal organizations, and the Report of the Yukon Unity Commission. In order to proceed with this debate tomorrow it will be necessary to obtain the unanimous



consent of the House to waive the normal notice requirement of one full day. I will be requesting that unanimous consent on behalf of the House Leaders at the appropriate time.

On Wednesday, February 25, when the House moves to Orders of the Day, we will be debating Motions other than Government Motions standing in the name of Government Private Members during the afternoon. In the evening we will resume the budget debate by continuing Second Reading of the main appropriation Bill for 1998-99.

On Thursday, February 26, the House will continue with the budget debate."

### **TRIBUTES**

#### **In Remembrance of Alice Frost**

The Hon. Mr. Bruce, Speaker, the Hon. Mr. McDonald, Government Leader, Mr. Ostashek, Leader of the Official Opposition and Ms. Duncan, Member for Porter Creek South, acknowledged the passing, in January 1998, of Alice Frost, a respected elder of the Vuntut Gwitchin. Condolences were extended to the family.

#### **In remembrance of Moses Tizya**

The Hon. Mr. Bruce, Speaker, paid tribute to the passing, in December 1997, of respected elder, Moses Tizya.

#### **In remembrance of Marvin Taylor**

The Hon. Mr. Keenan, Minister of Community and Transportation Services, Mr. Phillips, Member for Riverdale North and Ms. Duncan, Member for Porter Creek South, paid tribute to well-known Yukoner Marvin Taylor who passed away on February 6, 1998. Condolences were extended to his wife and family.

#### **Yukon Quest**

The Hon. Mr. Keenan, Minister of Tourism, Mr. Phillips, Member for Riverdale North, and Mr. Cable, Member for Riverside, congratulated Bruce Lee, winner of the 1998 Yukon Quest, André Nadeau, who came in second, and all of the participants. They also thanked the many volunteers for their efforts.

### **TABLING RETURNS AND DOCUMENTS**

#### **Hon. Mr. Bruce, Speaker**

- Deductions from the indemnities of Members of the Legislative Assembly made pursuant to subsection 39(6) of the *Legislative Assembly Act*: Report of the Clerk of the Yukon Legislative Assembly (dated February 23, 1998)  
(Sessional Paper #93)
- Yukon Unity Commission: Report to the Twenty-Ninth Legislative Assembly (dated February 1998)  
(Sessional Paper #94)

**INTRODUCTION OF BILLS (First Reading)**

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

**MONEY MESSAGE**

Bill #9, *First Appropriation Act, 1998-99*, was accompanied by a money message.

**GOVERNMENT BILLS - BUDGET SPEECH**

Pursuant to Standing Order 55(3), the following Bill was called for Second Reading:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

Thereupon, the Hon. Mr. McDonald delivered the 1998-99 Budget Speech.

Moved by Mr. Ostashek, Leader of the Official Opposition:

THAT debate be now adjourned.

The question being put on the motion to adjourn debate, it was agreed to.

---

The Assembly adjourned at 3:20 p.m. until 1:30 p.m., Tuesday, February 24, 1998.

**No. 64**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

**Tuesday, February 24, 1998**

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Mr. McRobb, Cabinet commissioner on Energy

- Energy Options for the Yukon (Sessional Paper #95)
- Cabinet Commission on Energy Final Workplan, 1997-1999 (Sessional Paper #96)

Hon. Mr. Sloan, Minister of Government Services

- Contracts provided to the Member for Klondike by the Department of Government Services (Legislative Return #34)
- Contracts provided to the Member for Klondike by the Department of Health and Social Services (Legislative Return #35)

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Health and Social Services

- Alcohol and drug treatment programs: changes

Mr. McRobb, Cabinet commissioner on Energy

- Energy policy consultation

**GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Hon. Mr. Harding, Government House Leader, and granted to waive Standing Order 27(1) with regard to notice, it was moved by the Hon. Mr. McDonald:

THAT this House accepts the recommendations of the Yukon Commission on Unity;

THAT this House supports the Principles for National Unity in the Calgary Declaration as follows:

- 1) All Canadians are equal and have rights protected by law.
- 2) All provinces, while diverse in their characteristics, have equality of status.
- 3) Canada is graced by a diversity, tolerance, compassion and an equality of opportunity that is without rival in the world.
- 4) Canada's rich diversity includes Aboriginal peoples and cultures, the vitality of the English and French languages and cultures and a multicultural citizenry drawn from all parts of the world.
- 5) In Canada's federal system, where respect for diversity and equality underlies unity, the unique character of Quebec society, including its French-speaking majority, its culture and its tradition of civil law, is fundamental to the well-being of Canada. Consequently, the legislature and Government of Quebec have a role to protect and develop the unique character of Quebec society within Canada.
- 6) If any future constitutional amendment confers powers on one province, these powers must be available to all provinces.
- 7) Canada is a federal system where federal, provincial and territorial governments work in partnership while respecting each other's jurisdictions. Canadians want their governments to work cooperatively and with flexibility to ensure the efficiency and effectiveness of the federation. Canadians want their governments to work together particularly in the delivery of their social programs. Provinces and territories renew their commitment to work in partnership with the Government of Canada to best serve the needs of Canadians.

and supports continued efforts by Canadians and their elected leaders to seek a resolution to this issue;

THAT this House endorses the Framework for Discussion on Relationships presented to the premiers and territorial leaders by the leaders of the five national Aboriginal organizations in Winnipeg on November 18, 1997;

THAT this House's support for the Calgary declaration does not compromise the future constitutional development of the Yukon;

THAT this House supports minority rights of French communities outside Quebec and English communities inside Quebec; and

THAT this House urges the Government of Yukon to continue to involve Yukon people in the unity processes, and to continue to fully contribute towards the renewal of a healthy and vibrant Canada.

(Motion #97)

A debate arising on the motion and the question being put, it was agreed to.

**Speaker's Ruling**

"At this time the Chair would like to inform the House that Motion #88, which is standing on today's Notice Paper, will not be placed on the Order Paper as it is very similar in intent and subject matter to Motion #97 which was debated and decided upon just now by this House."



The Assembly adjourned at 5:22 p.m. until 1:30 p.m., Wednesday, February 25, 1998.

No. 65

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Wednesday, February 25, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Fairclough, Minister of Renewable Resources

- Contracts provided to the Leader of the Official Opposition by the Department of Renewable Resources (Legislative Return #36)
- Contracts provided to the Member for Klondike by the Department of Renewable Resources (Legislative Return #37)

Mr. McRobb, Cabinet commissioner on Energy

- Cabinet Commission on Energy Final Workplan, 1997-1999: additional information (see SP 98-1-96) (Sessional Paper #96(a))

**MINISTERIAL STATEMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Export trade strategy and implementation

**GOVERNMENT PRIVATE MEMBERS' BUSINESS**  
**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Hardy:

THAT it is the opinion of this House that:

- (1) Yukon people and businesses require a range of financial services to adequately meet their individual and commercial needs;
- (2) it grows increasingly difficult for small businesses to secure capital loans; and
- (3) the Access to Capital Forum, held in Whitehorse the fall of 1997, underlined the growing need and desire for greater access to capital options; and



THAT this House supports the efforts of the Yukon Government to explore and encourage alternative banking activities such as (1) establishing credit unions and co-operatives, (2) providing for micro and small business loans, (3) creating services and assistance for small business start-ups and on-going capital needs, and similar efforts aimed at empowering individuals, small businesses, and communities to diversify the economy and create new employment opportunities.

(Motion #96)

A debate arising on the motion and the question being put, it was agreed to on the following recorded Division:

YEA		
McDonald	Fairclough	Ostashek
Harding	McRobb	Phillips
Moorcroft	Fentie	Jenkins
Keenan	Hardy	Duncan
Sloan	Livingston	Cable
		Edelman
		16
NAY		
		0

**Filed Document**

During debate on Motion #96, the Member for Klondike filed the following document:

- Credit Union (Whitehorse): background report on failure (originally tabled as SP 80-3-3 on March 24, 1980) (Filed Document #35)

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

- Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The debate continuing on the motion for Second Reading and the time reaching 9:30 p.m. while the Hon. Mr. Harding was speaking to it, the Speaker, pursuant to Standing Order 2(6), adjourned the House and debate on the motion for Second Reading of Bill #9 was accordingly adjourned.

---

The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Thursday, February 26, 1998.

No. 66

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Thursday, February 26, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Bruce, Speaker

- Yukon Human Rights Commission 1996/97 Annual Report

(Sessional Paper #97)

Hon. Mr. Sloan, Minister of Health and Social Services

- Yukon Hospital Corporation Financial Statements for year ended March 31, 1997

(Sessional Paper #98)

Hon. Mr. Fairclough, Minister of Renewable Resources

- Bonnet Plume Heritage River Management Plan (dated November 1997)

(Sessional Paper #99)

**MINISTERIAL STATEMENTS**

Hon. Mr. Fairclough, Minister of Renewable Resources

- Bonnet Plume Heritage River Management Plan

Mr. Livingston, Cabinet commissioner on the Development Assessment Process

- Development Assessment Process: progress report

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The debate continuing on the motion for Second Reading and the time reaching 5:30 p.m. while Mr. Cable was speaking to it, the Speaker, pursuant to Standing Order 2(6),

adjourned the House and debate on the motion for Second Reading of Bill #9 was accordingly adjourned.

---

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Monday, March 2, 1998.

No. 67

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Monday, March 2, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Ms. Moorcroft, Minister of Education

- Yukon College 1996/97 Annual Report (Sessional Paper #100)
- Yukon College Financial Statements, June 30, 1997 (Sessional Paper #101)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Government Leader

- White River First Nation negotiators' memorandum

**QUESTION OF PRIVILEGE**

Mr. Ostashek, Leader of the Official Opposition, rose on a Question of Privilege relating to remarks made by the Hon. Mr. McDonald, Government Leader, during Question Period on February 26, 1998.

The Speaker, after receiving comments from the Hon. Mr. Harding, Government House Leader, took the Question of Privilege under advisement.

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

- Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The debate continuing on the motion for Second Reading of Bill #9 and the question being put, it was agreed to on the following recorded Division:

YEA

McDonald	Sloan	Fentie	
Harding	Fairclough	Hardy	9
Moorcroft	McRobb	Livingston	

NAY

Ostashek	Jenkins	Cable	6
Phillips	Duncan	Edelman	

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Tuesday, March 3, 1998.

No. 68

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, March 3, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**1998 Arctic Winter Games**

The Hon. Mr. Keenan, Minister of Community and Transportation Services, Mr. Jenkins, Member for Klondike, and Mrs. Edelman, Member for Riverdale South, sent best wishes to the athletes, coaches, artists and mission staff going to Yellowknife, Northwest Territories, to participate in the Arctic Winter Games, March 14 to 21, 1998.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Contracts provided to the Leader of the Official Opposition by the Department of Economic Development (Legislative Return #38)

**MINISTERIAL STATEMENTS**

Hon. Mr. Keenan, Minister of Tourism

- Tourism promotion

Hon. Ms. Moorcroft, Minister of Education

- Agricultural Training Agreement (Yukon)

**SPEAKER'S RULING ON QUESTION OF PRIVILEGE**

"Before proceeding to Question Period the Chair will provide a ruling on the Question of Privilege raised on March 2, 1998 by the Leader of the Official Opposition.

Standing Order 7(4) states that the Speaker must rule on (a) whether there appears, on the face of it, to be a case of breach of privilege, and (b) whether the matter has been raised at the earliest opportunity.



It is the practice of this House that raising a Question of Privilege on the next sitting day meets the requirement that it be raised at the earliest opportunity. Also, the Member met the notice requirement found in Standing Order 7(1)(b) by submitting a written notice to the Office of the Speaker at 10:15 a.m. on March 2.

The question for the Chair to decide on, then, is whether the Leader of the Official Opposition has raised a question which, on the face of it, is a possible breach of privilege.

The Leader of the Official Opposition described an exchange in the House which had occurred between the Government Leader and himself on February 26, 1998. During the course of Question Period, the Government Leader stated, in part, that "we wouldn't be calling First Nation leaders liars in the media." The Leader of the Official Opposition rose on a Point of Order and stated "The Member knows that I never called a First Nation leader a liar. I ask that he retract that immediately." The Government Leader declined to retract the remark.

The Chair ruled that there was no Point of Order on the basis that this was a dispute between Members about facts. In situations where Members provide differing versions of a particular event, it is not the responsibility of the Chair to sort out whose version is the accurate one. Annotation 494 of Beauchesne states:

'It has been formally ruled by Speakers that statements by Members respecting themselves and particularly within their own knowledge must be accepted. It is not unparliamentary temperately to criticize statements made by Members as being contrary to the facts; but no imputation of intentional falsehood is permissible. On rare occasions, this may result in the House having to accept two contradictory accounts of the same incident.'

In raising the same matter as a Question of Privilege, the Leader of the Official Opposition, in both his letter to the Speaker and his presentation to the House, focused on the point that the Government Leader had 'introduced into the House statements and language that are clearly unparliamentary and should be withdrawn.'

The Government House Leader, in addressing the Question of Privilege raised by the Leader of the Official Opposition, stated:

'In this House, when Members are engaging in a stiff debate about important issues such as this, it is very important that Members be able to speak of past events and be able to speak of past experiences and things that have taken place in the media and in the public on the floor of this Legislative Assembly.'

The Government House Leader is quite correct about the importance of allowing Members to speak freely in this House. I am sure the House supports that contention on his part. I am also sure that the House would support the

notion that, when Members are speaking freely, they should be careful to use language that is polite and worthy of the place in which it is spoken.

Having reviewed Hansard in preparation for this ruling, the Chair is concerned that more attention should have been paid to the language being used at the time as it is a violation of Standing Order 19(1)(j) to use abusive or insulting language of a nature likely to create disorder. Since the language used in the House must be dealt with as a Point of Order and not a Question of Privilege, it is too late now to deal with the issue of whether the language used by the Government Leader on February 26 was unparliamentary. However, in the future, the Chair will give greater consideration to the language used by Members when they are referring to something which happened either in the House or, allegedly, outside the House.

In conclusion, the Chair must rule that the matter raised by the Leader of the Official Opposition is not a breach of privilege."

#### COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

#### Filed Document

During general debate on Bill #9, the Hon. Mr. McDonald, Government Leader, filed the following document:

- Government of Yukon financial projections for 1998/99 to 2001/02 (taking into account either a permanent or a short-term closure of the Faro mine) (Filed Document #36)

The report of the Chair was adopted.

---

The Assembly adjourned at 5:27 p.m. until 1:30 p.m., Wednesday, March 4, 1998.

No. 69

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Wednesday, March 4, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Yukon Short-Term Economic Outlook 1998 (dated February, 1998)

(Sessional Paper #102)

**MINISTERIAL STATEMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Community Development Fund: funding increased

Hon. Mr. Moorcroft, Minister of Education

- Labour Market Development Agreement (Canada/Yukon)

**OPPOSITION PRIVATE MEMBERS' BUSINESS**

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Jenkins:

THAT it is the opinion of this House that:

- (1) alcohol and drug abuse are a major problem for Yukon society; and
- (2) that the cancellation of the Government of Yukon's contract with the Crossroads Treatment Centre will have a very serious impact on Yukoners who are trying to recover from alcohol and drug abuse addictions; and

THAT this House urges the Government of Yukon to maintain its funding of the Crossroads Treatment Centre. (Motion #93)

A debate arising on the motion, it was moved by the Hon. Mr. Sloan in amendment thereto:



THAT Motion #93 be amended by deleting the words after "Yukon society; and" and substituting for them the following:

- "(2) the expansion and revision of the treatment programs will benefit Yukon people who are recovering from alcohol and drug abuse; and

THAT this House encourages the Yukon Government to proceed with the new programming as planned."

While the Hon. Mr. Sloan was speaking to the amendment, Mr. Phillips, Official Opposition House Leader, rose on a Point of Order to question the admissibility of the amendment.

The Speaker stated:

"I am going to take the Point of Order under consideration. While doing that, I will let the House continue to debate the amendment proposed by the Minister of Health and Social Services."

The debate continued on the amendment. After Mr. Hardy had finished speaking to the amendment, the Speaker made the following ruling.

#### Speaker's Ruling

"The Chair has considered the Point of Order raised by the House Leader for the Official Opposition.

That Member suggested that the amendment to Motion #93 moved by the Minister of Health and Social Services is out of order. He said that the amendment changed the intent of the motion.

The Chair has reviewed previous Speakers' decisions. The most recent ruling was given by Speaker Livingston on April 10, 1997. In that ruling, Citations 567 and 572 of Beauchesne were quoted. They state:

- '567. The object of an amendment may be either to modify a question in such a way as to increase its acceptability or to present to the House a different proposition as an alternative to the original question.
572. An amendment to alter the main question, by substituting a proposition with the opposite conclusion, is not an expanded negative and may be moved.'

Taking into account the direction found in Beauchesne and in the precedents of this Assembly, the Chair must rule that the amendment moved by the Minister of Health and Social Services is in order.

The Chair would note, as Speaker Livingston did, that Members from both this and past Legislatures have expressed frustration with substitutional amendments.

I would repeat, for the consideration of the House, the concluding remarks of Speaker Livingston in his ruling:

'The Chair, although understanding the point being made by the Official Opposition House Leader and of past Members, must, nevertheless, be guided by the rules and, in the absence of rules, the precedents of the House. If there is a desire on the part of Members for a different standard to be applied when determining if amendments are acceptable, it will be necessary for the House to provide direction to the Chair on this matter. Such direction is normally provided through reports of the Standing Committee on Rules, Elections and Privileges and, possibly, through amendments to the Standing Orders.' "

The debate continued on the amendment. The time reaching 5:30 p.m. just after Mr. Cable had finished speaking to the amendment, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on the amendment and on Motion #93 was accordingly adjourned.

#### COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

#### Filed Document

During general debate on Bill #9, the Hon. Mr. McDonald, Government Leader, filed the following document:

- Tax rate changes: impact of (Filed Document #37)

The report of the Chair was adopted.

---

The Assembly adjourned at 9:25 p.m. until 1:30 p.m., Thursday, March 5, 1998.

No. 70

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Thursday, March 5, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**International Women's Day**

The Hon. Ms. Moorcroft, Minister responsible for the Women's Directorate, Mr. Phillips, Member for Riverdale North, and Mrs. Edelman, Member for Riverdale South, recognized March 8 as being International Women's Day.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Government Leader

- Delgamuukw decision: impact on the Umbrella Final Agreement and on Yukon First Nations Final Agreements (Legislative Return #39)
- Contracts provided to the Leader of the Official Opposition by the Executive Council Office (Legislative Return #40)

Hon. Mr. Fairclough, Minister of Renewable Resources

- *Environment Act* audit report (Sessional Paper #103)

**MINISTERIAL STATEMENTS**

Hon. Mr. Fairclough, Minister of Renewable Resources

- *Environment Act* audit report

**FILED DOCUMENTS**

During Question Period, the following documents were filed:

Mr. Ostashek, Leader of the Official Opposition

- Rate relief: Hansard excerpt (April 25, 1996) (Filed Document #38)



Hon. Mr. Harding, Minister responsible for the Yukon Energy Corporation  
- Rate relief: Letter to the editor (July 28, 1997) (Filed Document #39)

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

Filed Documents

During general debate on Bill #9, the Hon. Mr. McDonald, Government Leader, filed the following documents:

- Population projections (Yukon) for 1998 to 2001 (worst case/best case scenarios) (Filed Document #40)
- Revenues to Yukon Government: impact on re Faro mine closure (Filed Document #41)

The report of the Chair was adopted.

---

The Assembly adjourned at 5:28 p.m. until 1:30 p.m., Monday, March 9, 1998.

No. 71

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Monday, March 9, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of Danny Coles**

The Hon. Mr. Fairclough, Minister of Renewable Resources, and Mr. Cable, Member for Riverside, paid tribute to Danny Coles, a member of the Little Salmon Carmacks First Nation, who passed away suddenly on February 20, 1998, at the age of twenty-two. Condolences were extended to his family and friends.

**TABLING RETURNS AND DOCUMENTS**

Hon. Ms. Moorcroft, acting Minister for the Public Service Commission

- Yukon Public Service Staff Relations Board 1996/97 Annual Report  
(Sessional Paper #104)
  
- Yukon Teachers' Staff Relations Board 1996/97 annual Report  
(Sessional Paper #105)

Mr. Livingston, Cabinet commissioner on the Development Assessment Process

- Development Assessment Process/Non-Government Organizations working group: meetings held (September 1997 to February 1998)  
(Legislative Return #41)

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.



The Assembly adjourned at 9:27 p.m. until 1:30 p.m., Tuesday, March 10, 1998.

No. 72

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Tuesday, March 10, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Ms. Moorcroft, Minister of Education

- Agricultural Association (Yukon) Training Agreement (dated March 2, 1998)  
(Sessional Paper #106)

**MINISTERIAL STATEMENTS**

Hon. Ms. Moorcroft, Minister of Education

- Challenge/Community Alternatives Contribution Agreement

**FILED DOCUMENT**

During Question Period, Mr. Phillips, Member for Riverdale North, filed the following document:

- Legal proceedings (cost of) against squatter Gary Bemis: letter dated January 26, 1998 to Doug Phillips, MLA for Riverdale North, from Hon. Dave Keenan, Minister of Community and Transportation Services  
(Filed Document #42)

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

**Filed Documents**

During general debate on Vote 02, Executive Council Office, Bill #9, the Hon. Mr. McDonald, Government Leader, filed the following documents:

- Bureau of Management Improvement, Audit and Evaluation: multi-year work plans (Filed Document #43)
- Cabinet Commissions: Main Estimates 1998/99 (Filed Document #44)

The report of the Chair was adopted.

---

The Assembly adjourned at 5:27 p.m. until 1:30 p.m., Wednesday, March 11, 1998.

No. 73

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Wednesday, March 11, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

In remembrance of Sylvester Jack, Sr.

The Hon. Mr. McDonald, Government House Leader, and Mr. Ostashek, Leader of the Official Opposition, paid tribute to Sylvester Jack Sr., a respected leader of the Taku River Tlingit First Nation, who passed away on March 8, 1998. Condolences were extended to his family and friends.

**TABLING RETURNS AND DOCUMENTS**

Mr. Fentie, Forest Cabinet commissioner

- Timber (Yukon) Regulations: proposed federal revisions

(Legislative Return #42)

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Health and Social Services

- Chronic disease self-management program

**GOVERNMENT PRIVATE MEMBERS' BUSINESS**

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. McRobb:

THAT it is the opinion of this House that:

- (1) completion of a sustainable network of Yukon Protected Areas will ensure the protection of the territory's ecological diversity for future generations and offer economic opportunities and certainty;
- (2) the Yukon Protected Areas Strategy should be developed in partnership with federal and first nations governments, citizens and stakeholders; and



- (3) commonly agreed upon guidelines and public regional processes should be employed to implement the strategy where land claims have been completed; and

THAT this House commends the Government of Yukon for its work towards the establishment of a system of Yukon Protected Areas.

(Motion #92)

A debate arising on the motion, it was moved by Mr. Jenkins in amendment thereto:

THAT Motion #92 be amended by deleting the words after the expression "THAT this House" in the second paragraph and substituting for them the following:

"urges the Government of Yukon to consider the concerns of the mining and forestry industries in relation to not discouraging investment in resource development in the Government's work towards the establishment of a system of Yukon Protected Areas".

A debate arising on the amendment and the time reaching 5:30 p.m. while Mr. Phillips was speaking to it, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on the amendment and on Motion #92 was accordingly adjourned.

#### COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Thursday, March 12, 1998.

No. 74

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Thursday, March 12, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Government Leader, on behalf of Mr. Livingston, Cabinet commissioner on the Development Assessment Process

- Development Assessment Process (DAP): Yukon Government interests at the DAP core table (Legislative Return #43)

**MINISTERIAL STATEMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Oil and Gas regulations: development of

**SPECIAL ADJOURNMENT MOTION**

Moved by the Hon. Mr. Harding, Government House Leader:

THAT the House, at its rising, do stand adjourned until Monday, March 23, 1998.

The question being put on the special adjournment motion, it was agreed to.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Chair was adopted.



The Assembly adjourned at 5:26 p.m. until 1:30 p.m., Monday, March 23, 1998.

No. 75

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Monday, March 23, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**TRIBUTES**

**Arctic Winter Games**

The Hon. Mr. Keenan, Minister of Community and Transportation Services, Mr. Jenkins, Member for Klondike, and Mrs. Edelman, Member for Riverdale South, congratulated the participants on their achievements at the 1998 Arctic Winter Games; thanked the coaches and volunteers; and congratulated Team Yukon for winning the coveted Hodgson trophy.

**In remembrance of June Pollock**

Ms. Duncan, Member for Porter Creek South, paid tribute to June Pollock who passed away on March 16, 1998.

**TABLING RETURNS AND DOCUMENTS**

Mr. McRobb, Deputy Speaker

- Report of the Chief Electoral Officer of the Yukon on Contributions to Political Parties during 1997 (dated March 1998) (Sessional Paper #107)

Hon. Mr. McDonald, Government Leader

- Land Claims Implementation: 1998/99 Capital Budget (Legislative Return #44)

Hon. Ms. Moorcroft, Minister of Education

- Training Strategy (Yukon) (dated March 1998) (Sessional Paper #108)

Hon. Mr. Sloan, Minister of Health and Social Services

- Chronic Disease Self-Management Program: training leaders

(Legislative Return #45)

### PETITIONS

Mrs. Edelman, Member for Riverdale South, presented the following petition:

- re continuing funding to the Crossroads Drug and Alcohol Treatment Centre

(Petition #5)

### MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister of Education

- Training Strategy (Yukon): revision

Hon. Mr. Harding, Minister of Economic Development

- Rate Stabilization Fund proposal and public consultation

### COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

---

The Assembly adjourned at 9:26 p.m. until 1:30 p.m., Tuesday, March 24, 1998.

No. 76

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, March 24, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**TRIBUTES**

**Best wishes for a speedy recovery to Chief Billy Germaine**

The Hon. Mr. McDonald, Government Leader, and Mr. Ostashek, Leader of the Official Opposition, extended best wishes for a speedy recovery to Billy Germaine, Chief of the Nacho Nyak Dun First Nation, who had recently suffered a severe health setback.

**PETITIONS**

The Clerk reported on Petition #5 as follows:

"Mr. Deputy Speaker and honourable Members of the Assembly:

I have had the honour to review a petition being Petition #5 of the First Session of the 29th Legislative Assembly as presented by the member for Riverdale South on March 23, 1998.

This petition meets the requirements as to form of the Standing Orders of the Yukon Legislative Assembly."

Patrick L. Michael  
Clerk of the Yukon  
Legislative Assembly



The Deputy Speaker ruled that, accordingly, Petition #5 was deemed to be read and received.

**INTRODUCTION OF BILLS (First Reading)**

Bill #10 - Interim Supply Appropriation Act, 1998-99  
-Hon. Mr. McDonald

**MONEY MESSAGE**

Bill #10, *Interim Supply Appropriation Act, 1998-99*, was accompanied by a money message.

**MINISTERIAL STATEMENTS**

Hon. Mr. Harding, Minister responsible for the Public Service Commission  
- Land Claims implementation training

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole:

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

---

The Assembly adjourned at 5:28 p.m. until 1:30 p.m., Wednesday, March 25, 1998.

No. 78

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Wednesday, March 25, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**PETITIONS (Response to Petition #5)**

The Hon. Mr. Sloan, Minister of Health and Social Services, gave an oral response to Petition #5 (received by the house on March 24, 1998) with regard to continuing funding to the Crossroads Drug and Alcohol Treatment Centre.

**MINISTERIAL STATEMENTS**

Hon. Mr. Keenan, Minister of Community and Transportation Services

- European business trip

Hon. Mr. Harding, Minister responsible for the Public Service Commission

- Land Claims implementation: temporary assignments between governments

**OPPOSITIONS PRIVATE MEMBERS' BUSINESS**  
**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Cable:

THAT it is the opinion of this House that:

- to encourage new investment in the Yukon economy;
- to create new jobs in Yukon businesses associated with that new investment; and
- to diversify and stabilize the Yukon economy;

the Government should immediately review the experiences of other jurisdictions with investment tax credit programs, and to meet the above goals, introduce an investment tax credit system. Motion #98)

Debate started on the motion.

**QUORUM COUNT**

At 3:11 p.m., during debate on Motion #98, Mr. Ostashek, Leader of the Official Opposition, rose on a Point of Order to state that there did not appear to be a quorum present. Pursuant to Standing Order 3(2), the Deputy Speaker rang the bells and then did a count. A quorum was present for the count.

The debate continuing on the motion, it was moved by the Hon. Mr. Harding in amendment thereto:

THAT Motion #98 be amended by deleting all the words after "should" and replacing them with the following words:

"investigate vehicles for stimulating investment in the economy through the government's trade, investment and diversification strategy to achieve the objective of sustainable development for the Yukon."

Debate started on the amendment.

**QUORUM COUNT**

At 4:40 p.m., during debate on the amendment to Motion #98, Mr. Ostashek, Leader of the Official Opposition, rose on a Point of Order to state that there did not appear to be a quorum present. Pursuant to Standing Order 3(2), the Deputy Speaker rang the bells for four minutes and then did a count. A quorum was not present for the count.

Thereupon, the Deputy Speaker, pursuant to Standing Order 3(1), adjourned the House at 4:46 p.m.. The Members present at the time were: Mr. McRobb (Deputy Speaker in the Chair), Mr. Cable, Ms. Duncan, the Hon. Mr. Fairclough, Mr. Hardy, Mr. Livingston, Mr. Ostashek and the Hon. Mr. Sloan.

Debate on the amendment and on Motion #98 was accordingly adjourned.

---

The Assembly adjourned due to a lack of quorum at 4:46 p.m. until 1:30 p.m., Thursday, March 26, 1998.

No. 78

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Thursday, March 26, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Government Leader

- Settlement Land: to remain as Commissioner's Land until Final Agreements in effect (Legislative Return #46)
- Settlement Land: property taxation (Legislative Return #47)
- Yukon Council on the Economy and the Environment 1998 workplan: status (Legislative Return #48)
- National Longitudinal Health and Children's Survey: background, focus, objectives (Legislative Return #49)
- Land transfers: grants in lieu of taxes (Legislative Return #50)

Hon. Mr. Hardy, Member for Whitehorse Centre, on behalf of Mr. McRobb, Cabinet commissioner on Energy

- Green Power Fund 1998: Cabinet Commission on Energy (Sessional Paper #109)
- Green Power Fund: Statement by Cabinet commissioner on Energy (Sessional Paper #110)

Hon. Mr. Harding, Minister of Economic Development

- Gasoline Prices (dated March 26, 1998) (Sessional Paper #111)



**MINISTERIAL STATEMENTS**

Hon. Mr. Harding, Minister responsible for the Public Service Commission  
- Land Claims implementation: employment equity initiatives

**GOVERNMENT MOTIONS**

Moved by the Hon. Mr. Keenan, Acting Minister of Justice:

THAT the Yukon Legislative Assembly, pursuant to section 16 of the *Human Rights Act*,  
appoint Geraldine Hutchings to be a member of the Yukon Human Rights Commission.  
(Motion #106)

A debate arising on the motion and the question being put, it was agreed to.

**GOVERNMENT BILLS**

The following Bill was read a second time and referred to Committee of the Whole:

Bill #10 - Interim Supply Appropriation Act, 1998-99  
-Hon. Mr. McDonald

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole:

The following Bill was reported without amendment:

Bill #10 - Interim Supply Appropriation Act, 1998-99  
-Hon. Mr. McDonald

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

---

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Monday, March 30, 1998.

No. 79

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Monday, March 30, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Sloan, Minister of Government Services

- Queen's Printer Agency: 1998/99 Business Plan (Sessional Paper #112)
- Fleet Vehicle Agency: 1998/99 Business Plan (Sessional Paper #113)

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Mosquito Control Program: 1997 costs; larvicide supplier 1997/98 and 1998/99 (Legislative Return # 51)
- Regional Environmental Review committee: no funding for ice-effect study; general information (Legislative Return # 52)
- Computer programs and the year 2000 problem (Legislative Return #53)
- Rural Electrification Policy and Guidelines (dated March 1998) (Sessional Paper #114)
- Rural Telecommunications Policy and Guidelines (dated March 1998) (Sessional Paper #115)

**MINISTERIAL STATEMENTS**

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Rural electrification policy and rural telecommunications policy

Hon. Mr. Sloan, Minister of Health and Social Services

- Diabetic education program



**GOVERNMENT BILLS**

The following Bill was read a third time and passed:

Bill #10 - Interim Supply Appropriation Act, 1998-99  
-Hon. Mr. McDonald

**ASSENT TO BILL**

The Assembly received the Commissioner to give Assent to a certain Bill passed by the House.

The Commissioner, having entered the Chamber, took her seat in the Speaker's Chair.

The Speaker addressed the Commissioner:

"Madam Commissioner, the Assembly has, at its present session, passed a certain Bill to which, in the name and on behalf of the Assembly, I respectfully request your Assent."

The Clerk of the Assembly then read the title of the Bill which had been passed:

Bill #10 - Interim Supply Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The Commissioner assented the Bill:

"I hereby assent to the Bill as enumerated by the Clerk."

The Commissioner then retired from the Chamber.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

The Chair advised Members that, in the absence of the Deputy Chair for the week of March 30, 1998, he would, pursuant to citation 902(3) of Beaulac, be calling upon Mr. Livingston, the Member for Lake Laberge, to take the Chair of Committee from time to time.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:27 p.m. until 1:30 p.m., Tuesday, March 31, 1998.

**No. 80**

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, March 31, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of John McPhail**

Mr. McRobb, Member for Kluane, Mr. Ostashek, Leader of the Official Opposition, and Ms. Duncan, Leader of the Third Party, paid tribute to long-time Yukoner John McPhail who passed away on March 12, 1998. Condolences were extended to his family.

**In remembrance of Ida and Bob McCormick**

The Hon. Mr. Keenan, Minister of Community and Transportation Services, and Mrs. Edelman, Member for Riverdale South, paid tribute to long-time Yukoners Ida and Bob McCormick who died in an airplane crash on March 23, 1998 while doing missionary work in Venezuela.

**FILED DOCUMENT**

During Question Period, the Hon. Mr. Keenan filed the following document:

- Full Service Agency (Department of Tourism) tender process for three-year Standing Offer Agreement (Filed Document #45)

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:27 p.m. until 1:30 p.m., Wednesday, April 1, 1998.

No. 81

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Wednesday, April 1, 1998

---

The Speaker took the Chair at 1:30 p.m.

**MINISTERIAL STATEMENTS**

Hon. Ms. Moorcroft, Minister of Education  
- Forestry Training (Yukon) Agreement

**TABLING RETURNS AND DOCUMENTS**

Mr. Fentie, Forest Cabinet commissioner, requested and was granted unanimous consent to revert to Tabling Returns and Documents. He tabled the following:

- Forest Strategy (Yukon): developing fire-safe communities in the Yukon (summary of a multi-government workshop held Jan. 22-23, 1998 to develop an action plan)  
(Sessional Paper #116)

**FILED DOCUMENT**

During Question Period, Mrs. Edelman, Member for Riverdale South, filed the following document:

- Signpost Seniors (Watson Lake) - funding for multi-level care facility: letter dated April 1, 1998 from Issac Wood, Deputy Mayor of Watson Lake, to the Hon. Dave Sloan, Minister of Health and Social Services re Minister's comments made on March 31, 1998 in the Legislature.  
(Filed Document #46)

**PRIVILEGED MOTION**

During Daily Routine on Tuesday, March 31, 1998, Mr. Ostashek, Leader of the Official Opposition, gave oral notice of the following motion:

THAT Robert Bruce, Member for Vuntut Gwitchin, cease to be the Speaker of the Yukon Legislative Assembly.

(Motion #112)

Shortly thereafter, the Hon. Robert Bruce, Speaker, sent the following letter to each House Leader:

"March 31, 1998

On today's date, John Ostashek, Leader of the Official Opposition, gave notice of the following motion:

'That Robert Bruce, Member for Vuntut Gwitchin, cease to be the Speaker of the Yukon Legislative Assembly.'

This is a very serious matter and the Chair has found it necessary to consider the procedure for calling this motion for debate. The Chair must decide what priority should be given to a proceeding which calls into question whether the person elected as Speaker should continue to be the Speaker.

In light of the circumstances leading to this motion and the fact that it is being moved by the Leader of the Official Opposition, it must be viewed as "privileged" and given priority in our proceedings. At the same time, the Chair feels Members should be given some time in which to reflect on this serious matter and to prepare for debate on the motion. I, therefore, will be calling it for debate immediately after the House moves to Orders of the Day on Wednesday, April 1, 1998."

Accordingly, the privileged motion took precedence over all other Orders of the Day and it was moved by Mr. Ostashek:

THAT Robert Bruce, Member for Vuntut Gwitchin, cease to be the Speaker of the Yukon Legislative Assembly. (Motion #112)

A debate arising on the motion and the question being put, it was negatived on the following recorded division:

YEA

Ostashek	Jenkins	Cable	6
Phillips	Duncan	Edelman	

NAY

McDonald	Keenan	McRobb	9
Harding	Sloan	Fentie	
Moorcroft	Fairclough	Livingston	



**GOVERNMENT PRIVATE MEMBERS' BUSINESS**  
**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Fentie:

THAT this House recognizes that:

- (a) fire safety around Yukon communities is a significant concern; and
- (b) there are opportunities to lessen the fire risk around communities while creating jobs and accessing fiber for Yukon's forest industry;

THAT it is the opinion of this House that a community fire-safety program could reduce the fire risk around our communities and create jobs by helping to address the allocation needs of the forest industry; and

THAT the Federal, Yukon, First Nation and Municipal governments should work together to achieve these goals. (Motion #103)

A debate arising on the motion and the question being put, it was agreed to.

Moved by Mr. Livingston:

THAT this House recognizes that:

- (1) workers who are unemployed due to the closure of the Faro mine may have job prospects in other jurisdictions;
- (2) these workers have insufficient funds and resources to locate alternative employment in other jurisdictions due to the short operation of the Faro mine;
- (3) that the federal Liberal Government's failure to provide relocation assistance, despite continued requests, is forcing workers on employment insurance and social assistance;

and

THAT this House urges the federal Liberal Government to use a portion of the surplus in the Employment Insurance fund to immediately provide relocation, job search and interview assistance to workers who are unemployed as a result of the Faro mine closure (Motion #111)

Debate started on the motion.

**QUORUM COUNT**

At 4:38 p.m., during debate on Motion #111, Mr. Cable, Member for Riverside, rose on a Point of Order to state that there did not appear to be a quorum present. Pursuant to Standing Order 3(2), the Speaker rang the bells and then did a count. A quorum was present for the count.

The debate continuing on the motion, it was moved by Mr. Ostashek in amendment thereto:

THAT Motion #111 be amended by deleting all the words after the word "urges" and by substituting for them the following:

"the Yukon NDP Government to work with the federal Liberal Government to better use territorial and federal funding sources such as the Community Development Fund and the surplus in the Employment Insurance Fund to immediately provide relocation, job search and interview assistance to workers who are unemployed as a result of the Faro mine closure."

Debate started on the amendment. The time reaching 5:30 p.m. just after the Hon. Mr. Harding had finished speaking to the amendment, the Speaker, pursuant to Standing Order 2(2), recessed the House and debate on the amendment and on Motion #111 was accordingly adjourned.

#### COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:27 p.m. until 1:30 p.m., Thursday, April 2, 1998.

No. 82

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Thursday, April 2, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of Yolanda Burkhard**

Mr. Jenkins, Member for Klondike, paid tribute to Yolanda Burkhard, a long-time Yukoner and a former Mayor of Dawson City, who passed away on March 31, 1998.

**MINISTERIAL STATEMENTS**

Hon. Mr. Fairclough, Minister responsible for the Yukon Housing Corporation  
- Yukon Housing Corporation program enhancements

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:26 p.m. until 1:30 p.m., Monday, April 6, 1998.

No. 83

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Monday, April 6, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**National Wildlife Week**

The Hon. Mr. Fairclough, Minister of Renewable Resources, and Ms. Duncan, Leader of the Third Party, recognized National Wildlife Week.

**MINISTERIAL STATEMENTS**

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Rural roads upgrading fund

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Tuesday, April 7, 1998.

**No. 84**

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, April 7, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Faro mine closure: status of assistance to the community

(Legislative Return #54)

Mr. McRobb, Cabinet commissioner on Energy

- Principles of Supply Options for the Yukon (dated 1998): Cabinet Commission on Energy

(Sessional Paper #117)

Hon. Mr. Sloan, Minister of Government Services

- Property Management Agency: 1998/99 Business Plan

(Sessional Paper #118)

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:28 p.m. until 1:30 p.m., Wednesday, April 8, 1998.



No. 85

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Wednesday, April 8, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**Law Day**

The Hon. Ms. Moorcroft, Minister of Justice, Mr. Phillips, Member for Riverdale North, and Mr. Cable, Member for Riverside, recognized Law Day and the fiftieth Anniversary of the Universal Declaration of Human Rights.

**MINISTERIAL STATEMENTS**

Hon. Mr. Keenan, Minister of Community and Transportation Services  
- Capital project funds: Dawson City and Whitehorse

**OPPOSITION PRIVATE MEMBERS' BUSINESS**  
**MOTIONS OTHER THAN GOVERNMENT MEMBERS**

Moved by Ms. Duncan:

THAT this House recognizes that governments everywhere are seeking innovative ways to finance public projects; and

THAT this House strongly recommends that the Government of Yukon actively review the Public Private Partnership model used extensively throughout Canada for the development of such projects throughout Yukon.

(Motion #116)

A debate arising on the motion and the time reaching 5:30 p.m. while Mr. Hardy was speaking to it, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on Motion #116 was accordingly adjourned.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:31 p.m. until 1:30 p.m., Thursday, April 9, 1998.

No. 86

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Thursday, April 9, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**Birthday Greetings to Sarah Abel**

The Hon. Mr. McDonald, Government Leader, Mr. Phillips, Member for Riverdale North, and Ms. Duncan, Leader of the Third Party, extended birthday greetings to Sarah Abel, a respected Old Crow elder, who would be celebrating her one hundred and second birthday on April 10, 1998.

**In Remembrance of Mary Burian**

Ms. Duncan, Leader of the Third Party, and Mr. Jenkins, Member for Klondike, paid tribute to Mary Burian, a long-time Yukoner, who passed away on April 6, 1998.

**TABLING RETURNS AND DOCUMENTS**

Mr. McRobb, Cabinet commissioner on Energy

- Energy Options for the Yukon questionnaire: Cabinet Commission on Energy  
(Sessional Paper #119)
- Opportunities for Community Energy Management in the Yukon (dated April 1998): Cabinet Commission on Energy  
(Sessional Paper #120)
- Rate Stabilization Fund (dated April 1998): Cabinet Commission on Energy  
(Sessional Paper #121)

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Health and Social Services

- Home intravenous drug program

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:25 p.m. until 1:30 p.m., Tuesday, April 14, 1998.

No. 87

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, April 14, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**Best Wishes to Stephen Frost on his retirement**

The Hon. Mr. McDonald, Government Leader, Mr. Phillips, Member for Riverdale North, and Ms. Duncan, Leader of the Third Party, recognized Stephen Frost's long service at the nursing station in Old Crow and wished him well in his retirement.

**Speedy Recovery to Cory Taylor and recognition of the actions of John Mitchell**

Mr. Jenkins, Member for Klondike, and the Hon. Mr. Sloan, Minister of Health and Social Services, wished a speedy recovery to Cory Taylor, a seven-year-old boy who was viciously attacked by dogs in Dawson City on Friday, April 10, 1998. The quick actions of John Mitchell were recognized as being instrumental in saving Cory's life.

**MEMBER NAMED**

The Member for Riverdale North, Mr. Doug Phillips, having refused to withdraw a remark that he had made during Question Period and which the Speaker had ruled to be unparliamentary, was, pursuant to Standing Order 23(1) and (2), named to the House and suspended from the Assembly for the remainder of the sitting day.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

---

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Wednesday, April 15, 1998.



**No. 88**

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Wednesday, April 15, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**Rotary Music Festival**

Mrs. Edelman, Member for Riverdale South, and the Hon. Ms. Moorcroft, Minister of Education, encouraged Members to attend the thirtieth Rotary Music Festival in Yukon and thanked all those involved with it.

**TABLING RETURNS AND DOCUMENTS**

Mr. McRobb, Cabinet commissioner on Energy

- Electricity Risk in the Yukon (dated April 1998): Cabinet Commission on Energy  
(Sessional Paper #122)
  
- Energy Efficiency for the Yukon (dated April 1998): Cabinet Commission on  
Energy (Sessional Paper #123)

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Government Leader

- Capital projects: increased capital spending in 1998-99

**GOVERNMENT PRIVATE MEMBERS' BUSINESS**

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Fentie:

THAT it is the opinion of this House that:

- (a) the interests of Yukon people are not represented by an appointed and unaccountable Senate;
- (b) an unelected Senate is neither useful nor suitable to the needs of a modern parliamentary democracy; and

- (c) neither the present Government of Canada nor any of its predecessors has demonstrated the necessary political will to abolish this undemocratic institution;  
and

THAT this House urges the Prime Minister of Canada to leave any present or future vacancies in the Red Chamber unfilled until such time as the *Constitution Act* can be amended to abolish the Senate of Canada.

(Motion #117)

After the Speaker read the motion to the House, Mr. Cable, Member for Riverside, rose on a Point of Order regarding the notice of business that was given by the Government House Leader the previous day identifying the order in which the motions would be called on today's date.

**Speakers Ruling**

"Order please. The Chair appreciates the Point of Order raised by the Member for Riverside. He correctly states that the content of the Blues for April 14, 1998 indicates that the Government House Leader said that he meant to call Motion #116 for debate today. He also notes that the Order Paper lists Motion #117 as the first motion for debate. Motion #117 had been identified as the first motion by the Government House Leader when he first rose to give notice of Government Private Members' Business

The central point that the Chair would make and that was noted by the Member for Riverside is that the Government House Leader cannot call Motion #116 for debate. That motion is standing in the name of the Leader of the Third Party. The Government House Leader, pursuant to Standing Order 14.2(7), can only call motions standing in the name of Government Private Members. Also, the Clerk informs the Chair that he had heard further words from the Government House Leader which do not appear in the Blues but which led him to understand that the intention was to have Motion #117 called first today. It, of course, would have made matters clearer for the Chair and all Members if that had been stated by the Government House Leader and if it had appeared on the record in the Blues.

It is unfortunate that this misunderstanding has taken place. The Chair, however, feels that the House should now proceed with Motion #117 because it does appear on the Order Paper, that it was not raised with the Speaker prior to its being called, and that the Government House Leader could not have called Motion #116 in any event. I will now recognize the Member for Watson Lake."

A debate arising on the motion, it was moved by Mr. Ostashek, Leader of the Official Opposition, in amendment thereto:

THAT Motion #117 be amended by deleting the words "abolish the Senate of Canada" and substituting for them the following:

"create a triple E-Senate, a Senate that is fully elected, is effective, and is equal in representing the diverse regions of Canada."

A debate arising on the amendment and the question being put, it was negatived on the following recorded Division:

YEA

Ostashek	Jenkins	Cable	6
Phillips	Duncan	Edelman	

NAY

McDonald	Sloan	Fentie	9
Harding	Fairclough	Hardy	
Moorcroft	McRobb	Livingston	

A debate continuing on the main motion and the time reaching 5:30 p.m. while Ms. Duncan was speaking to it, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on Motion #117 was accordingly adjourned.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Thursday, April 16, 1998.

No. 89

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Thursday, April 16, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**Cancer Society Fund Raiser: Vanier Catholic Secondary School and RCMP**

The Hon. Ms. Moorcroft, Minister of Education, congratulated the students and teachers from Vanier Catholic Secondary School and members of the RCMP who had their heads shaved in support of fund raising for the Canadian Cancer Society.

**GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Hon. Mr. Harding, Government House Leader, and granted to waive the provisions of Standing Order 27(1) with regard to notice, it was moved by the Hon. Ms. Moorcroft:

THAT the Yukon Legislative Assembly, pursuant to subsection 16(1) of the *Human Rights Act*, appoint Lillian Nakamura McGuire and Robert Oliphant to be members of the Yukon Human Rights Commission.

(Motion #120)

A debate arising on the motion and the question being put, it was agreed to.

Moved by the Hon. Ms. Moorcroft:

THAT the Yukon Legislative Assembly, pursuant to section 21 of the *Human Rights Act*, appoint Michael Dougherty and Brenda Jackson and reappoint Jan Kulicki to the Yukon Human Rights Board of Adjudication.

(Motion #121)

A debate arising on the motion and the question being put, it was agreed to.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:27 p.m. until 1:30 p.m., Monday, April 20, 1998.

No. 90

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Monday, April 20, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Rate Stabilization Fund: information pertaining to (Legislative Return #55)

**INTRODUCTION OF BILLS (First Reading)**

Bill #11 - Second Appropriation Act, 1998-99

-Hon. Mr. McDonald

**MONEY MESSAGE**

Bill #11, Second Appropriation Act, 1998-99, was accompanied by a money message.

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Health and Social Services

- Home Care: day programming

**SPEAKER'S RULING**

"Before proceeding to Orders of the Day, I will provide the House with my ruling on the Point of Order raised by the Leader of the Third Party on April 16, 1998.

The Leader of the Third Party stated that it had come to her attention that a Member had brought a laptop computer into the Chamber during Committee of the Whole on April 15, 1998. She pointed out that neither the Standing Orders nor the document entitled "Decorum in the Chamber - Rules and Practices" address the issue of whether laptop computers or other electronic devices should



be permitted in the House. She then asked that the Speaker provide a ruling in respect to this issue.

The Member for Lake Laberge was the only other Member to speak to the Point of Order. He spoke in favour of allowing laptop computers in the House.

The Member for Lake Laberge expanded on his remarks in the House in a memorandum addressed to the Speaker which was dated and received on April 17, 1998. It is unusual for the Speaker to receive uninvited oral or written submissions from Members once Points of Order are taken under consideration. This is like a Judge receiving a communication from a client's lawyer after the trial has been concluded and before the Judge gives his decision. Members should be careful to provide their advice on Points of Order in the House where all Members can hear that advice and, if necessary, respond. To ensure that there are no concerns about the content of the written advice provided by the Member for Lake Laberge I will now table a copy of his memorandum.

A quick survey across Canada reveals that, in the eight provinces that responded, there are four which allow laptops in the Chamber and four which do not.

Decisions on whether to allow laptops have been made in a variety of ways including referring the matter to a Committee of the House as was done in Saskatchewan and Ontario.

The result, in Ontario, was a decision not to allow the use of laptops in the House at any time. In Saskatchewan, the Committee recommended a practice which was adopted and which reads as follows:

'That the use of lap-top computers be allowed in the Legislative Chamber subject to the following restrictions as interpreted by the Chair:

- (a) they are permitted for use in the Committee of the Whole and Committee of Finance only;
- (b) they must be programmed to operate silently; and
- (c) they must not be used by a Member who has the floor or is involved in the exchange of remarks.'

The Chair favours the direction taken in Ontario and Saskatchewan where the matter was decided upon by the House itself and where, in Saskatchewan, when it was decided to allow laptops, the guidelines respecting their use was also decided by the House. Therefore, the Chair would ask that this House find some method to review and make decisions on this matter.

That could be done by referring the matter to the Standing Committee on Rules, Elections and Privileges or by a motion brought to the House following discussion between the House Leaders or in any other way the House determines.

The direction could be provided by the contents of a Committee report adopted by the House, by changes to the Standing Orders, by substantive

motion or by additions to the document entitled "Decorum in the Chamber - Rules and Practices."

As the Chair has said, those are decisions for the House to make. Until the House has expressed its view on this issue, the Chair would ask that members respect the past practice of not bringing laptop computers into the Chamber."

**Tabled Document**

While giving his ruling, the Speaker tabled the following document:

- Laptops in the House: letter dated April 17, 1998 to the Speaker from Doug Livingston, Member for Lake Laberge (Sessional Paper #124)

**GOVERNMENT MOTIONS**

Unanimous consent having been requested by the Hon. Mr. Harding, Government House Leader, and granted to waive the provisions of Standing Order 27(1) with regard to notice, it was moved by the Hon. Ms. Moorcroft:

THAT the Yukon Legislative Assembly, pursuant to section 21 of the *Human Rights Act*:  
(1) appoint Lee Francoeur to the Yukon Human Rights Board of Adjudication; and  
(2) designate Lee Francoeur as Chief Adjudicator.

(Motion #123)

A debate arising on the motion and the question being put, it was agreed to.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:27 p.m. until 1:30 p.m., Tuesday, April 21, 1998.

**No. 91**

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, April 21, 1998

---

The Speaker took the Chair at 1:30 p.m.

**MINISTERIAL STATEMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Anvil Range mine: court-appointed receiver

Hon. Ms. Moorcroft, Minister of Justice

- Taking action on crime update: Whitehorse safer city strategy

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

**Unanimous Consent To Reverse Order In Which Motions Called**

Mr. Phillips, Official Opposition House Leader, requested and was granted unanimous consent to reverse the order in which the motions he had identified earlier this day would be called during Opposition Private Members' Day on Wednesday, April 22, 1998.

---

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Wednesday, April 22, 1998.



No. 92

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Wednesday, April 22, 1998

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**Earth Day**

The Hon. Mr. Fairclough, Minister of Renewable Resources, recognized Earth Day.

**MINISTERIAL STATEMENTS**

Hon. Mr. Fairclough, Minister of Renewable Resources

- Agricultural policy review

Hon. Ms. Moorcroft, Minister of Justice

- Community-based restorative justice strategy

**Unanimous Consent To Drop Written Questions From Order Paper**

Mr. Cable, Member for Riverside, requested and was granted unanimous consent to have Written Questions #3 and #4 dropped from the Order Paper. The Speaker so directed.

**OPPOSITION PRIVATE MEMBERS' BUSINESS**

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Jenkins:

THAT it is the opinion of this House that, in view of the current unacceptably high unemployment rate in Watson Lake, the Government of Yukon should undertake some major capital projects in that community in order to create employment opportunities for the many unemployed. (Motion #122)

A debate arising on the motion and the time reaching 5:30 p.m. while Mr. Ostashek was speaking to it, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on Motion #122 was accordingly adjourned.

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Thursday, April 23, 1998.

No. 93

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Thursday, April 23, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair.

Thereupon, the Deputy Speaker took the Chair, called the House to order, advised the House that the Speaker was in the hospital and said prayers.

**TRIBUTES**

**In Remembrance of Bert Law**

Mr. Cable, Member for Riverside, the Hon. Mr. McDonald, Government Leader, and Mr. Jenkins, Member for Klondike, paid tribute to Bert Law who passed away in Nanaimo, on April 21, 1998. Mr. Law had been the Administrator of the Yukon for many years and had served on Whitehorse City Council. Condolences were sent to his family and friends.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Sloan, Minister of Health and Social Services

- Transient shelter: status of new shelter in the former Crossroads building  
(Legislative Return #56)
- Alcohol and drug treatment program: explanation of the new program  
(Legislative Return #57)
- Yukon Hire Commission Final Report: Government response (summary dated April 23, 1998)  
(Sessional Paper #125)



PETITIONS

Mr. Ostashek, Leader of the Official Opposition, presented the following petition:

- re minimum wage for taxi drivers (Petition #6)

MINISTERIAL STATEMENTS

Hon. Mr. Sloan, Minister of Government Services

- Yukon Hire Commission recommendations: implementation of

Hon. Ms. Moorcroft, Minister of Justice

- "For the sake of our children" (Yukon): Partners for Children (Federal)

COMMITTEE OF THE WHOLE

The Deputy Chair advised Members that he would be calling on Mr. Livingston, Member for Lake Laberge, to take the Chair of Committee from time to time in the absence of the Chair and the Deputy Chair.

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

---

The Assembly adjourned at 5:28 p.m. until 1:30 p.m., Monday, April 27, 1998.

No. 94

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Monday, April 27, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**PETITIONS**

The Clerk reported on Petition #6 as follows:

"Mr. Deputy Speaker and honourable Members of the Assembly:

I have had the honour to review a petition being Petition #6 of the First Session of the 29th Legislative Assembly as presented by the Leader of the Official Opposition on April 23, 1998.

This petition meets the requirements as to form of the Standing Orders of the Yukon Legislative Assembly."

Patrick L. Michael  
Clerk of the Yukon  
Legislative Assembly

The Deputy Speaker ruled that, accordingly, Petition #6 was deemed to be read and received.

**MINISTERIAL STATEMENTS**

Hon. Mr. Fairclough, Minister of Renewable Resources

- Energuide program

COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Acting Deputy Chair was adopted.

---

The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Tuesday, April 28, 1998.

No. 95

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Tuesday, April 28, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**TRIBUTES**

**Workers' Day of Mourning**

The Hon. Mr. Harding, Minister responsible for the Yukon Workers' Compensation Health and Safety Board, Mr. Jenkins, Member for Klondike, and Mr. Cable, Member for Riverside, remembered those workers who have died or were injured on the job. The House observed a moment of silence.

**Yukon Writers Festival**

The Hon. Ms. Moorcroft, Minister of Education, recognized the 1998 Yukon Writers Festival taking place April 28 to May 2, 1998.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Business Development Fund outstanding loan guarantees as at February 28, 1998: list and amounts (Legislative Return #58)
- Community Development Fund contract tendering procedures: explanation of Help & Hope Society contract to Raketti Construction (Legislative Return #59)
- Utilities analyst (departmental): status vis-à-vis the Cabinet Commission on Energy (Legislative Return #60)

- Green Power Fund paper: comparative generation calculations  
(Legislative Return #61)
- Business Development Fund and Economic Development Agreement outstanding loans as at September 1997: number of loans and scheduled completion dates  
(Legislative Return #62)
- Alliance Pipeline Limited proposal: explanation of  
(Legislative Return #63)

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Health and Social Services

- Healthy child initiative

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Emergency plan (Government-wide)

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #11- Second Appropriation Act, 1998-99

-Hon. Mr. McDonald

A debate arising on the motion for Second Reading and the question being put, it was agreed to on the following recorded Division:

YEA

McDonald	Fairclough	Phillips	
Harding	Fentie	Duncan	
Moorcroft	Hardy	Cable	14
Keenan	Livingston	Edelman	
Sloan	Ostashek		

NAY

0

Bill #11, entitled Second Appropriation Act, 1998-99, was, accordingly, referred to Committee of the Whole.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

The following Bill was reported without amendment:

Bill #11- Second Appropriation Act, 1998-99

-Hon. Mr. McDonald

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

---

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Wednesday, April 29, 1998.



No. 96

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Wednesday, April 29, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**TABLING RETURNS AND DOCUMENTS**

Mr. McRobb, Deputy Speaker

- Ombudsman and Information and Privacy Commissioner 1997 Annual Report  
(January 1, 1997 to December 31, 1997) (Sessional Paper #126)

Hon. Mr. Fairclough, Minister responsible for the Yukon Housing Corporation

- Carcross/Tagish First Nation: Auditor's report on the schedule of revenues and expenditures under the Contribution Agreement with YTG for the period from November 1, 1996 to March 31, 1997 (Sessional Paper #127)

Hon. Mr. Keenan, Minister of Community and Transportation Services

- *Municipal Act* (A summary of proposals for a new Act): recommendations of the *Municipal Act Review Committee* (dated April, 1998) (Sessional Paper #128)

Hon. Ms. Moorcroft, Minister of Justice

- Mobile home landlord and tenant handbook (Sessional Paper #129)
- Safety in schools: explanation of three program initiatives (Legislative Return #64)
- Violence between young women: programs to reduce violence (Legislative Return #65)
- Reading Recovery program (Legislative Return #66)

- Association for Community Youth Initiatives (ACYI) and Health Investment Fund (HIF): funding and general information (Legislative Return #67)
- Gender Equity focus groups (Legislative Return #68)

#### MINISTERIAL STATEMENTS

Hon. Mr. Fairclough, Minister responsible for the Yukon Housing Corporation

- Mobile home strategy: Range Road East development project

Hon. Mr. Keenan, Minister of Community and Transportation Services

- *Municipal Act* review

#### GOVERNMENT PRIVATE MEMBERS' BUSINESS

#### MOTIONS OTHER THAN GOVERNMENT MOTIONS

Moved by Mr. Hardy:

THAT it is the opinion of this House that:

- (1) people in the Yukon may be subject to discrimination based on source of income when seeking accommodation, applying for work, using a public facility or receiving or requesting a public service; and
- (2) denial of equal treatment based on source of income should be considered a violation of basic human rights;

THAT this House recognizes that, at present, source of income is not included as a prohibited ground of discrimination within the Yukon *Human Rights Act*; and

THAT this House urges the Government of Yukon to introduce legislation which would amend the Yukon *Human Rights Act* to provide protection from discrimination based on source of income. (Motion #105)

A debate arising on the motion and the question being put, it was agreed to.

#### Unanimous Consent Not To Call Motion #102

Unanimous consent was requested by the Hon. Ms. Moorcroft, Minister of Justice, and granted not to have Motion #102, standing in the name of the Member for Watson Lake, called for debate. It had been identified on April 28, 1998, as an item to be called during Government Private Members' Business on today's date.

#### COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

---

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Thursday, April 30, 1998.

No. 97

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

---

Thursday, April 30, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**TRIBUTES**

**Sexual Assault Awareness and Prevention Month**

The Hon. Ms. Moorcroft, Minister responsible for the Women's Directorate, Mr. Phillips, Member for Riverdale North, and Mrs. Edelman, Member for Riverdale South, recognized Sexual Assault Awareness and Prevention Month.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Fairclough, Minister of Renewable Resources

- State of the Yukon Environment (interim report 1997): air quality and climate change (Sessional Paper #130)

Hon. Mr. Keenan, Minister of Community and Transportation Services

- CRTC hearing on service to high-cost areas: submission of the Government of Yukon (May 1, 1998) (Sessional Paper #131)

Hon. Mr. Harding on behalf of Mr. McRobb, Cabinet commissioner on Energy

- Rate Stabilization Fund: public consultation (Legislative Returns#69)

**PETITIONS**

Mr. Hardy, Member for Whitehorse Centre, presented the following petition:

- re designating a seat for a francophone representative on the Board of Trustees of the Yukon Hospital Corporation (Petition #7)

**MINISTERIAL STATEMENTS**

Hon. Mr. Keenan, Minister of Community and Transportation Services

- CRTC hearing on service to high-cost areas

Mr. Fentie, Forest Cabinet commissioner

- Yukon Forest Strategy (draft)

Hon. Mr. Harding, Minister of Economic Development

- Mineral resources - Yukon Geology Program

**MOTION TO SIT BEYOND NORMAL HOUR OF ADJOURNMENT**

At 2:54 p.m. it was moved by the Hon. Mr. Harding, Government House Leader:

THAT Committee of the Whole and the Assembly be empowered to sit beyond 5:30 p.m., if necessary, for the purpose of completing consideration of Bill #9, entitled *First Appropriation Act, 1998-99*, in Committee of the Whole; for the House to consider Third Reading of Bill #9 and of Bill #11, entitled *Second Appropriation Act, 1998-99*; and for receiving the Commissioner to grant Assent to Bill #9 and Bill #11.

A debate arising on the motion to sit beyond the normal hour of adjournment and the time reaching 5:30 p.m. just as the Hon. Ms. Moorcroft finished speaking to the motion, the Speaker, pursuant to Standing Order 2(4), adjourned the House until Monday, May 4, 1998, and proceedings on the motion to sit beyond the normal hour of adjournment were accordingly concluded.

---

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Monday, May 4, 1998.



No. 98

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Monday, May 4, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**TRIBUTES**

**Tribute to Renée Alford on receiving the Caring Canadian Award**

Mr. Phillips, Member for Riverdale North, and the Hon. Mr. Sloan, Minister of Health and Social Services, paid tribute to Renée Alford. The Governor General announced in early April that she would be receiving the Caring Canadian Award.

**PETITIONS**

The Clerk reported on Petition #7 as follows:

"Mr. Deputy Speaker and honourable Members of the Assembly:

I have had the honour to review a petition, being Petition #7 of the First Session of the 29th Legislative Assembly, as presented by the Member for Whitehorse Centre on April 30, 1998.

Pursuant to Standing Order 66(1) of the Yukon Legislative Assembly, it is the responsibility of the Clerk to report whether petitions conform to the rules recognized by the House.

Petition #7 does not conform in the respect that it is addressed to the Government Leader and the Cabinet rather than the Yukon Legislative Assembly."

Patrick L. Michael  
Clerk of the Yukon  
Legislative Assembly



The Deputy Speaker ruled that, accordingly, Petition #7 could not be received.

**INTRODUCTION OF BILLS (First Reading)**

Bill #12 - Interim Supply Appropriation Act, 1998-99 (No. 2)

-Hon. Mr. McDonald

**MONEY MESSAGE**

Bill #12, *Interim Supply Appropriation Act, 1998-99 (No. 2)*, was accompanied by a money message.

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Government Leader

- Circumpolar sustainable development conference

**DEPUTY SPEAKER'S STATEMENT ON ANTICIPATION**

"Before proceeding to the Question Period, the Chair would like to explain the practice that the Chair follows with respect to guideline number twelve of the Guidelines for Oral Question Period. It is often called the anticipation rule and it states 'A question is out of order if a debate is scheduled for that day on the same subject matter.' Following the past practice of Speakers in this House, the Chair will not allow questions relating to the Department of Renewable Resources because that is the department first up in Committee of the Whole today. The problem for the Chair is whether questions related to departments or agencies following Renewable Resources should be allowed. Again, following the past practice of Speakers in this House, the Chair will not rule such questions out of order based on the anticipation rule because the Chair cannot be certain that the House will reach those departments or agencies during today's debate. Ministers and Cabinet commissioners, however, may use their own judgement in this matter and, if they are concerned about a question anticipating debate later on, they are free to refuse to answer."

**Unanimous Consent to Proceed With Further Readings of Bill #12**

Unanimous consent was requested by the Hon. Ms. Moorcroft, Acting Government House Leader, and granted to proceed with Second Reading and, following the report from Committee of the Whole, Third Reading of Bill #12, entitled *Interim Supply Appropriation Act, 1998-99 (No. 2)*, pursuant to Standing Order 55(2) allowing a Bill to be advanced two or more stages in one day.

**GOVERNMENT BILLS**

The following Bill was read a second time and referred to Committee of the Whole:

Bill #12 - Interim Supply Appropriation Act, 1998-99 (No. 2)

-Hon. Mr. McDonald

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole:

The following Bill was reported without amendment:

Bill #12 - Interim Supply Appropriation Act, 1998-99 (No. 2)  
-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

**GOVERNMENT BILLS**

The following Bill was read a third time and passed:

Bill #12 - Interim Supply Appropriation Act, 1998-99 (No. 2)  
-Hon. Mr. McDonald

**ASSENT TO BILL**

The Assembly received the Administrator to give Assent to a certain Bill passed by the House.

The Administrator, having entered the Chamber, took his seat in the Speaker's Chair.

The Deputy Speaker addressed the Administrator:

"Sir, the Assembly has, at its present Session, passed a certain Bill to which, in the name and on behalf of the Assembly, I respectfully request your Assent."

The Clerk of the Assembly then read the title of the Bill which had been passed:

Bill #12 - Interim Supply Appropriation Act, 1998-99 (No. 2)  
-Hon. Mr. McDonald

The Administrator assented the Bill:

"I had no idea that my first appearance before the Twenty-Ninth Legislature would be under such rushed circumstances, but, yes, I hereby assent to the Bill as enumerated."

The Administrator then retired from the Chamber.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Acting Deputy Chair was adopted.

---

The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Tuesday, May 5, 1998.

No. 99

**VOTES AND PROCEEDINGS**

of the

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, May 5, 1998

---

**ABSENCE OF SPEAKER**

The Clerk advised the House, pursuant to the provisions of Section 24 of the *Legislative Assembly Act*, that the Speaker would be absent from the House this day and that, in his absence, the Deputy Speaker would take the Chair. Thereupon, the Deputy Speaker took the Chair, called the House to order and said prayers.

**DEPUTY SPEAKER'S STATEMENT ON MINISTERIAL STATEMENTS**

"Before calling Ministerial Statements today the Chair will provide the House with a statement on the Point of Order raised by the Leader of the Official Opposition during yesterday's sitting.

The Leader of the Official Opposition, in reference to the Ministerial Statement given by the Government Leader on the Circumpolar Sustainable Development Conference, asked the Deputy Speaker to 'make a ruling on the appropriateness of this Ministerial Statement and whether or not it conforms with the rules of this House.'

The rule covering Ministerial Statements is to be found in Standing Order 11(3) which, in part, states: 'On Ministerial Statements . . . a Minister may make a short factual statement of government policy.'

The only other direction to be found is in the Second Report of the Standing Committee on Rules, Elections and Privileges of the 24th Legislative Assembly which was tabled on October 10, 1979. One of the recommendations of that Committee, which was concurred in by motion of the House, stated: 'That Ministerial Statements be made only on subjects of significance and primarily for the purpose of announcing new government policies.'

Previous Speakers in this House have noted the difficulty faced by the Chair when Points of Order are raised about Ministerial Statements. Although



Standing Order 11(3) requires that Ministerial Statements be restricted to statements of government policy, the report of the Standing Committee that has been quoted expands their use to 'subjects of significance.' As evidenced yesterday by the remarks of the Leader of the Official Opposition and the Leader of the Third Party and, subsequently, in response to those, the comments of the Government Leader, the question of whether something is a subject of enough significance to justify a Ministerial Statement can be contentious.

On April 6, 1988, former Speaker Sam Johnston stated, in a ruling on a similar matter to this, that 'Although there may be some disagreement between Members as to whether that point is important enough to justify a Ministerial Statement, it is difficult to see how the Chair can begin making rulings based on judgements of the level of importance of certain matters. Such judgements are really political decisions and the Chair should be careful to make only procedural decisions.'

The Chair concurs with Speaker Johnston about the difficult position that the Chair is placed in if called upon to make judgements on whether a matter such as the Circumpolar Sustainable Development Conference is a subject of significance.

This Point of Order also highlights a problem that Speaker Johnston signalled in another ruling that he gave on November 17, 1987. That is the point that, if the Chair were to rule a Ministerial Statement out of order after it has been given, it would not be possible to let the proceedings continue and Opposition Members would be denied a chance to respond.

The Chair would suggest to Members that, if the content of Ministerial Statements has become a matter of major concern, it may be time to refer the matter to the Standing Committee on Rules, Elections and Privileges for consideration and recommendation. The Chair would further suggest that, if such a reference were made, it should direct the Committee to develop a more definite and helpful description of the purpose of Ministerial Statements and, also, to indicate the desired method for dealing with Points of Order raised about these statements.

The Chair thanks Members for their attention."

#### COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole:

The following motion was passed by Committee of the Whole at 4:55 p.m.:

THAT Committee of the Whole and the Assembly be empowered to sit beyond 5:30 p.m., if necessary, for the purpose of completing consideration of Bill #9, entitled *First Appropriation Act, 1998-99*, in Committee of the Whole; for the House to consider Third Reading of Bill #9 and of Bill #11, entitled *Second Appropriation Act, 1998-99*; and for receiving the Administrator to grant Assent to Bill #9 and Bill #11; and

THAT the Chair be empowered to call an extended recess between 5:30 p.m. and 7:30 p.m..

The following Bill was reported without amendment:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The report of the Deputy Chair was adopted.

**GOVERNMENT BILLS**

The following Bill was called for Third Reading:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

A debate arising and the question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

YEA			
McDonald	Sloan	Hardy	
Moorcroft	Fairclough	Livingston	8
Keenan	Fentie		
NAY			
Ostashek	Jenkins	Cable	6
Phillips	Duncan	Edelman	

Bill #9, accordingly, passed the House.

The following Bill was read a third time and passed:

Bill #11- Second Appropriation Act, 1998-99  
-Hon. Mr. McDonald

**ASSENT TO BILLS**

The Assembly received the Administrator to give Assent to certain Bills passed by the House.

The Administrator, having entered the Chamber, took his seat in the Speaker's Chair.

The Deputy Speaker addressed the Administrator:



"Sir, the Assembly has, at its present Session, passed certain Bills to which, in the name and on behalf of the Assembly, I respectfully request your Assent."

The Clerk of the Assembly then read the title of the Bills which had been passed severally as follows:

Bill #9 - First Appropriation Act, 1998-99  
-Hon. Mr. McDonald

Bill #11- Second Appropriation Act, 1998-99  
-Hon. Mr. McDonald

The Administrator assented the Bills:

"I hereby assent to the Bills as enumerated by the Clerk."

The Administrator then retired from the Chamber.

#### SPECIAL ADJOURNMENT MOTION

Moved by the Hon. Ms. Moorcroft, Acting Government House Leader:

THAT the House, at its rising, do stand adjourned until Saturday, June 13, 1998, when it shall meet in the original Assembly Chamber in Dawson City;

THAT the Speaker, after consultation with the Government Leader, set the time at which the House shall meet on June 13 and give notice of that time to all members;

THAT the House shall meet prior to June 13 if it appears to the satisfaction of the Speaker, after consultation with the Government Leader, that the public interest requires that the House meet;

THAT the Speaker give notice that he is so satisfied, and thereupon the House shall meet at the time stated in such notice and shall transact its business as if it had been duly adjourned to that time; and

THAT, if the Speaker is unable to act owing to illness or other causes, the Deputy Speaker shall act in his stead for the purpose of this order.

The question being put on the special adjournment motion, it was agreed to.

---

The Assembly adjourned at 9:28 p.m. until Saturday, June 13, 1998.

**No. 100**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

**Dawson City, Saturday, June 13, 1998**

---

The Speaker, the Hon. Robert Bruce, took the Chair in the original Territorial Council Chamber in Dawson City at 10:00 a.m. and said prayers in his native language.

**INTRODUCTION OF SPECIAL GUESTS**

Peter Jenkins, Member for Klondike, introduced Fred Berger (Member for Klondike from 1974 to 1978) and his wife Palma Berger. He also introduced Art Webster (Member for Klondike from 1985 to 1992).

The Hon. Piers McDonald, Government Leader, introduced Shirley Adamson, the Grand Chief of the Council of Yukon First Nations. He also introduced Jay Bruns (United States Consul General) and his wife Katherine; Ian Kydd (British Consul General) and his wife Louise; and Peter Maier-Oswald (Federal Republic of Germany Consul General).

The Hon. Dave Keenan, Minister of Tourism, introduced Steve Taylor, Chief of the Tr'ondek Hwech'in, and Glen Everitt, Mayor of Dawson City.

**INTRODUCTION OF BILLS (First Reading)**

It was moved by the Hon. Piers McDonald, Government Leader, and seconded by John Ostashek, Leader of the Official Opposition, and Pat Duncan, Leader of the Third Party:

THAT Bill #100, entitled *Yukon Day Act*, be now introduced and read a first time.

The question being put on the motion for First Reading of Bill #100, it was agreed to.

**SECOND READING OF BILL #100**

Unanimous consent was requested by the Hon. Trevor Harding, Government House Leader, Doug Phillips, Official Opposition House Leader, and Sue Edelman, Third Party House

Leader, and granted to set aside the provisions of Standing Order 55(1) in order to consider Second Reading and Third Reading of Bill #100.

It was moved by the Hon. Piers McDonald, Government Leader, and seconded by John Ostashek, Leader of the Official Opposition, and Pat Duncan, Leader of the Third Party:

THAT Bill #100, entitled *Yukon Day Act*, be now read a second time and that it stand ordered for Third Reading.

A debate arising on the motion for Second Reading of Bill #100, it was agreed to on the following recorded Division:

YEA		
McDonald	Fairclough	Ostashek
Harding	McRobb	Phillips
Moorcroft	Fentie	Jenkins
Keenan	Hardy	Duncan
Sloan	Livingston	Cable
		Edelman
		16
NAY		
		0

**THIRD READING OF BILL #100**

It was moved by the Hon. Piers McDonald, Government Leader, and seconded by John Ostashek, Leader of the Official Opposition, and Pat Duncan, Leader of the Third Party:

THAT Bill #100, entitled *Yukon Day Act*, be now read a third time and do pass.

The question being put on the motion for Third Reading of Bill #100, it was agreed to and Bill #100 passed the House.

**ASSENT TO BILL**

The Assembly received Commissioner Judy Gingell to give Assent to a certain Bill passed by the House.

The Commissioner, having entered the Chamber, took her seat in the Speaker's Chair.

The Speaker, the Hon. Robert Bruce, addressed the Commissioner:

"Madam Commissioner, the Assembly has, at this ceremonial Special Sitting, passed a certain Bill to which, in the name and on behalf of the Assembly, I respectfully request your Assent."

The Clerk of the Assembly, Patrick Michael, then read the title of the Bill which had been passed:

Bill #100 - Yukon Day Act  
-Hon. Mr. McDonald

The Commissioner assented the Bill:

"I hereby assent to the Yukon Day Act as enumerated by the Clerk."

Commissioner Gingell then addressed the Assembly as follows:

"I am pleased to have been able to grant assent to the *Yukon Day Act* as passed by this Assembly today. The Assembly is to be commended for setting a day aside on which all Yukoners are encouraged to pay tribute to the many different cultures in this land that we now call home. We are fortunate to have such diversity in our peoples, from those of the First Nation to those who have come to this land in more recent times.

It is to be desired that we all make the greatest effort to know and understand each other's history, culture and hopes for the future. We must continue to value and celebrate our respective cultural differences, based upon mutual respect and understanding. For example, the modern Yukon treaties are the constitutional foundation for our mutual respect in this Territory. The more we can come to understanding and sharing, the more success we will have in building and nurturing a society that is healthy in every respect, be it on the economic, social or political level.

I believe that an annual celebration of Yukon Day will assist in achieving that goal.

I thank the Assembly for choosing this way in which to mark the one hundredth anniversary of the creation of the Yukon as a separate Territory in Canada."

#### SPECIAL ADJOURNMENT MOTION

It was moved by the Hon. Trevor Harding, Government House Leader, and seconded by Doug Phillips, Official Opposition House Leader, and Sue Edelman, Third Party House Leader:



THAT the House, at its rising, do stand adjourned until it appears to the satisfaction of the Speaker, after consultation with the Government Leader, that the public interest requires that the House shall meet;

THAT the Speaker give notice that he is so satisfied, and thereupon the House shall meet at the time stated in such notice and shall transact its business as if it had been duly adjourned to that time; and

THAT, if the Speaker is unable to act owing to illness or other causes, the Deputy Speaker shall act in his stead for the purpose of this Order.

The question being put on the special adjournment motion, it was agreed to.

**RECESS FOR PRESENTATION OF GIFT**

The Speaker recessed the House briefly to present, on behalf of the Yukon Legislative Assembly, an Arthur Pequengnat antique clock to the Dawson City Museum and Historical Society to recognize the ceremonial Special Sitting held in the original Territorial Council Chamber. Mrs. Pat Reid, President of the Society, accepted the gift and graciously thanked the Assembly for the timepiece.

The Speaker then called the House to order.

---

The Assembly adjourned at 11:25 a.m.

# INDEX TO JOURNALS

First Session  
(Continuation)

Twenty-Ninth Legislature

February 23, 1998 - May 5, 1998  
and  
June 13, 1998  
(Special Sitting in Dawson City, Yukon)

## YUKON LEGISLATIVE ASSEMBLY

---

### Abbreviations

1R - First Reading of Bill

C/W - (Reported out of  
Committee of the Whole)

P - Passed

2R - Second Reading

A - Assent

3R - Third Reading

---

### A

### PAGE

#### ABSENCE OF SPEAKER

Clerk advises House (March 23, 1998) .....	203
Clerk advises House (March 24, 1998) .....	205
Clerk advises House (March 25, 1998) .....	207
Clerk advises House (March 26, 1998) .....	209
Clerk advises House (April 23, 1998) .....	239
Clerk advises House (April 27, 1998) .....	241
Clerk advises House (April 28, 1998) .....	243
Clerk advises House (April 29, 1998) .....	246
Clerk advises House (April 30, 1998) .....	249
Clerk advises House (May 4, 1998) .....	251
Clerk advises House (May 5, 1998) .....	255

#### ADJOURNMENT OF THE HOUSE (See Motions, Procedural)

#### ADMINISTRATOR (Jim McLachlan)

Assent to Bill No. 12 .....	253
Assent to Bill Nos. 9 and 11 .....	258

#### ASSENT TO BILLS

Bill No. 10 .....	212
Bill No. 12 .....	253
Bill Nos. 9 and 11 .....	257-258
Bill No. 100 .....	260-261



**B**

**BILLS**

(For Progress of Bills chart see Appendix A)

**Bills, Government**

Bill #	Title	1R	2R	C/W	3R&P	A
9	First Appropriation Act, 1998-99	98-02-23	98-03-02	98-05-05	98-05-05	98-05-05
10	Interim Supply Appropriation Act, 1998--99	98-03-24	98-03-26	98-03-26	98-03-30	98-03-30
12	Interim Supply Appropriation Act, 1998--99 (No. 2)	98-05-04	98-05-04	98-05-04	98-05-04	98-05-04
11	Second Appropriation Act, 1998-99	98-04-20	98-04-28	98-04-28	98-05-05	98-05-05
100	Yukon Day Act	98-06-13	98-06-13 Stood ordered for 3 <sup>rd</sup> Reading		98-06-13	98-06-13

**BUDGET SPEECH**

(See Bill #9).....177

**C**

**CHAIR (Gary McRobb)**

Advises Members of Absence of Deputy Chair (March 30 to April 2, 1998) .....212

Announces that a Member other than Presiding Officer to take Chair of Committee of the Whole) .....212

**CLERK OF THE LEGISLATIVE ASSEMBLY (Patrick L. Michael)**

Reads title of Bills to be Assented to .....212, 253, 258, 261

Reports on Petition #5.....205

Reports on Petition #6.....241

Reports on Petition #7.....251

**COMMISSIONER (Judy Gingell)**

Assent to Bill No. 10.....212

Assent to Bill No. 100.....261

Addresses Assembly.....261

**D**

**DEBATE**

Adjourned:

Bill #9 (2<sup>nd</sup> Reading)..... 177, 182, 183-184

Motion #93 and amendment - adjourned debate pursuant to Standing Order 2(2) .....192

Motion #92 - adjourned debate pursuant to Standing Order 2(2) .....200

Motion #98 and amendment - adjourned debate due to lack of quorum .....208

Motion #111 and amendment - adjourned debate pursuant to Standing Order 2(2) .....218

Motion #116 and amendment - adjourned debate pursuant to Standing Order 2(2) .....222

Motion #117- adjourned debate pursuant to Standing Order 2(2) .....230

Motion #122- adjourned debate pursuant to Standing Order 2(2) .....237

(continued)

**DEBATE (continued)**

Concluded:

Motion to Sit Beyond Normal Hour of Adjournment (April 30, 1998) .....250  
(debate concluded as time reached 5:30 p.m.)

**DEPUTY CHAIR (Todd Hardy)**

Absence (March 30 to April 2, 1998) .....212  
Advises Members that a Member other than a Presiding Officer to take  
Chair of Committee of the Whole .....240

**DEPUTY SPEAKER (Gary McRobb)**

Petitions (read and received) .....206, 241  
Petition (read and not received) .....252  
Presents Bills for Assent ..... 253, 257-258  
Quorum Count (during debate on Motion #98 and on amendment to it) .....208

**Statements:**

Re: Anticipation .....252  
Re: Ministerial Statements ..... 255-256

Tables Sessional Paper .....246

**DIVISION**

Bill #9 (2<sup>nd</sup> Reading) .....186  
Bill #9 (3<sup>rd</sup> Reading) .....257  
Bill #11 (2<sup>nd</sup> Reading) .....244  
Bill #100 (2<sup>nd</sup> Reading) .....260  
Motion #96 .....182  
Motion #112 .....216  
Motion #117 amendment (negatived) .....230

**F**

**FILED DOCUMENTS**

Bureau of Management Improvement, Audit and Evaluation: multi-year  
work plans (98-1-43) (McDonald)..... 198  
  
Cabinet Commissions: Main Estimates 1998/99 (98-1-44) (McDonald)..... 198  
  
Credit Union (Whitehorse): background report on failure  
(SP 80-3-3 tabled March 24, 1980) (98-1-35) (Jenkins) ..... 182  
  
Full Service Agency (Department of Tourism) tender process for  
three-year Standing Offer Agreement (98-1-45) (Keenan) ..... 213  
  
Government of Yukon financial projections re permanent/short-term  
closure of Faro Mine: 1998/99 to 2001/02 (98-1-36) (McDonald) ..... 189  
  
Legal proceedings (cost of) against squatter Gary Bemis: letter dated  
January 26, 1998 to Doug Phillips, MLA for Riverdale North, from  
Hon. Dave Keenan, Minister of Community and Transportation  
Services (98-1-42) (Phillips) ..... 197

(continued)

**FILED DOCUMENTS (continued)**

Population projections (Yukon) for 1998 to 2001 (worst case/best case scenarios) (98-1-40) (McDonald)..... 194

Rate relief: Hansard excerpt (April 25, 1996) (98-1-38) (Ostashek) ..... 193

Rate relief: Letter to the editor (July 28, 1997) (98-1-39) (Harding) ..... 193

Revenues to Yukon Government: impact on re Faro mine closure (98-1-41) (McDonald)..... 194

Signpost Seniors (Watson Lake) - funding for multi-level care facility:  
Letter dated April 1, 1998 from Issac Wood, Deputy Mayor of Watson Lake, to the Hon. Dave Sloan, Minister of Health and Social Services re Minister's comments made on March 31, 1998 in the Legislature (98-1-46) (Edelman)..... 215

Tax rate changes: impact of (98-1-37) (McDonald)..... 192

**I**

**INTRODUCTION OF SPECIAL GUESTS**

Special Sitting, June 13, 1998 in Dawson City.....259

**L**

**LEGISLATIVE ASSEMBLY**

**Sessional Summary**

Divisions - 7

Filed Documents -12

Government Bills Introduced - 5

Government Bills Passed - 5

Bills other than Government Bills Introduced - 0

Bills other than Government Bills Passed - 0

Legislative Returns - 36

Motions Passed, Government - 5

Motions Passed, Other than Government - 3

Petitions - 3

Sessional Papers - 40

Sitting Days - 38

Written Questions - 3 (Answered - 1; Dropped from Order Paper - 2)

**LEGISLATIVE RETURNS**

Alcohol and drug treatment program: explanation of the new program (98-1-57) (Sloan)..... 239

Alliance Pipeline Limited proposal: explanation of (98-1-63) (Harding)..... 244

Association for Community Youth Initiatives (ACYI) and Health Investment Fund (HIF): funding and general information (98-1-67) (Moorcroft)..... 247

(continued)

**LEGISLATIVE RETURNS (continued)**

Business Development Fund and Economic Development Agreement outstanding loans as at September 1997: number of loans and scheduled completion dates (98-1-62) (Harding).....	244
Business Development Fund outstanding loan guarantees as at February 28, 1998: list and amounts (98-1-58) (Harding).....	243
Community Development Fund contract tendering procedures: explanation of Help & Hope Society contract to Raketti Construction (98-1-59) (Harding) .....	243
Computer programs and the year 2000 problem (98-1-53) (Keenan).....	243
Contracts provided to the Leader of the Official Opposition by the Department of Renewable Resources (98-1-36) (Fairclough).....	181
Contracts provided to the Leader of the Official Opposition by the Department of Economic Development (98-1-38) (Harding).....	187
Contracts provided to the Leader of the Official Opposition by the Executive Council Office (98-1-40) (McDonald).....	193
Contracts provided to the Member for Klondike by the Department of Government Services (98-1-34) (Sloan) .....	178
Contracts provided to the Member for Klondike by the Department of Health and Social Services (98-1-35) (Sloan) .....	178
Contracts provided to the Member for Klondike by the Department of Renewable Resources (98-1-37) (Fairclough).....	181
Chronic Disease Self-Management Program: training leaders (98-1-45) (Sloan) .....	204
Delgamuukw decision: impact on the Umbrella Final Agreement and on Yukon First Nations Final Agreements (98-1-39) (McDonald).....	193
Development Assessment Process (DAP): Yukon Government interests at the DAP core table (98-1-43) (McDonald for Livingston) .....	201
Development Assessment Process/Non-Government Organizations working group: meetings held (September 1997 to February 1998) (98-1-41) (Livingston) .....	195
Faro mine closure: status of assistance to the community (98-1-54) (Harding).....	221
Gender Equity focus groups (98-1-68) (Moorcroft) .....	247
Green Power Fund paper: comparative generation calculations (98-1-61) (Harding).....	244
Land Claims Implementation: 1998/99 Capital Budget (98-1-44) (McDonald).....	203
Land transfers: grants in lieu of taxes (98-1-50) (McDonald).....	209

(continued)

**LEGISLATIVE RETURNS (continued)**

Mosquito Control Program: 1997 costs; larvicide supplier 1997/98 and 1998/99 (98-1-51) (Keenan)..... 211

National Longitudinal Health and Children's Survey: background, focus, objectives (98-1-49) (McDonald)..... 209

Rate Stabilization Fund: information pertaining to (98-1-55) (Harding) ..... 233

Rate stabilization Fund: public consultation (98-1-69) (Harding on behalf of McRobb) ..... 249

Reading Recovery program (98-1-66) (Moorcroft)..... 246

Regional Environmental Review Committee: no funding for ice-effect study; general information (98-1-52) (Keenan)..... 211

Safety in schools: explanation of three program initiatives (98-1-64) (Moorcroft)..... 246

Settlement Land: property taxation (98-1-47) (McDonald)..... 209

Settlement Land: to remain as Commissioners Land until Final Agreement in effect (98-1-46) (McDonald)..... 209

Timber (Yukon) Regulations: proposed federal revisions (98-1-42) (Fentie) ..... 199

Transient shelter: status of new shelter in the former Crossroads building (98-1-56) (Sloan) ..... 239

Utilities analyst (departmental): status vis-à-vis the Cabinet Commission on Energy (98-1-60) (Harding)..... 243

Violence between young women: programs to reduce violence (98-1-65) (Moorcroft)..... 246

Yukon Council on the Economy and the Environment 1998 workplan: status (98-1-48) (McDonald)..... 209

**M**

**MEMBER NAMED**

Pursuant to Standing Order 23(1) and (2) - Member for Riverdale North (Phillips) .....226

**MEMBER OTHER THAN PRESIDING OFFICER TO TAKE CHAIR OF COMMITTEE OF THE WHOLE**

Chair of Committee of the Whole announces (March 30, 1998) .....212

Deputy Chair of Committee of the Whole announces (April 23, 1998).....240

## **MINISTERIAL STATEMENTS**

### **Ministers**

#### **Fairclough**

(Renewable Resources)

Agricultural policy review.....	237
Bonnet Plume Heritage River Management Plan .....	183
Energuide program .....	241
<i>Environment Act</i> audit report.....	193

(Yukon Housing Corporation)

Mobile home strategy: Range Road East development project .....	247
Yukon Housing Corporation program enhancements .....	219

#### **Harding**

(Economic Development)

Anvil Range mine: court-appointed receiver .....	236
Community Development Fund: funding increased .....	190
Export trade strategy and implementation .....	181
Mineral resources - Yukon Geology Program .....	250
Oil and Gas regulations: development of .....	201
Rate Stabilization Fund proposal and public consultation .....	204

(Public Service Commission)

Land Claims implementation: employment equity initiatives.....	210
Land Claims implementation: temporary assignments between governments .....	207
Land Claims implementation training .....	206

#### **Keenan**

(Community and Transportation Services)

Capital project funds: Dawson City and Whitehorse .....	222
CRTC hearing on service to high-cost areas .....	250
Emergency plan (Government-wide) .....	244
European business trip .....	207
<i>Municipal Act</i> review .....	247
Rural electrification policy and rural telecommunications policy .....	211
Rural roads upgrading fund.....	220

(Tourism)

Tourism promotion .....	187
-------------------------	-----

#### **McDonald**

(Government Leader)

Capital projects: increased capital spending in 1998-99.....	228
Circumpolar sustainable development conference .....	252
White River First Nation negotiators' memorandum.....	185

#### **Moorcroft**

(Education)

Agricultural Training Agreement (Yukon) .....	187
Challenge/Community Alternatives Contribution Agreement .....	197
Forestry Training (Yukon) Agreement.....	215

(continued)



**MINISTERIAL STATEMENTS (continued)**

**Ministers (continued)**

**Moorcroft (continued)**

Labour Market Development Agreement (Canada/Yukon) .....190  
 Training Strategy (Yukon): revision.....204

(Justice)

Community-based restorative justice strategy .....237  
 Taking action on crime update: Whitehorse safer city strategy.....236  
 "For the sake of our children" (Yukon): Partners for Children (Federal) .....240

**Sloan**

(Health and Social Services)

Alcohol and drug treatment programs: changes .....178  
 Chronic disease self-management program .....199  
 Diabetic education program .....211  
 Healthy child initiative.....244  
 Home Care: day programming.....233  
 Home intravenous drug program .....224

(Government Services)

Yukon Hire Commission recommendations: implementation of.....240

**Cabinet Commissioners**

**Fentie**

(Forest Cabinet Commission)

Yukon Forest Strategy (draft).....250

**Livingston**

(Cabinet Commission on the Development Assessment Process)

Development Assessment Process: progress report.....183

**McRobb**

(Cabinet Commission on Energy)

Energy policy consultation .....178

**MONEY MESSAGE**

Accompanied Bill No. 9 .....177  
 Accompanied Bill No. 10.....206  
 Accompanied Bill No. 11 .....233  
 Accompanied Bill No. 12.....252

**MOTIONS - GOVERNMENT**

	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
National Unity: accept recommendations of Yukon Commission on Unity and support Calgary Declaration (#97)	McDonald	179		Carried
Yukon Human Rights Board of Adjudication: Lee Francoeur be appointed and designated Chief Adjudicator (#123)	Moorcroft	235		Carried

(continued)

<b><u>MOTIONS - GOVERNMENT (continued)</u></b>	<b><u>Member</u></b>	<b><u>Page</u></b>	<b><u>Amendment</u></b>	<b><u>Disposition</u></b>
Yukon Human Rights Board of Adjudication: Michael Dougherty and Brenda Jackson be appointed and Jan Kulicki be reappointed (#121)	Moorcroft	231		Carried
Yukon Human Rights Commission: Geraldine Hutchings be appointed (#106)	Keenan	210		Carried
Yukon Human Rights Commission: Lillian Nakamura McGuire and Robert Oliphant be appointed (#120)	Moorcroft	231		Carried

<b><u>MOTIONS - OTHER THAN GOVERNMENT</u></b>	<b><u>Member</u></b>	<b><u>Page</u></b>	<b><u>Amendment</u></b>	<b><u>Disposition</u></b>
Alternative banking activities: explore and encourage (#96)	Hardy	181-182		Carried
Community fire safety program (#103)	Fentie	217		Carried
Crossroads Treatment Centre: maintain funding (#93)	Jenkins	190-192	191 Adjourned debate	Adjourned debate
Faro mine closure: use Employment Insurance funds to assist workers (#111)	Livingston	217-218	218 Adjourned debate	Adjourned debate
<i>Human Rights Act</i> : amend re source of income discrimination (#105)	Hardy	247		Carried
Investment tax credit system be introduced (#98)	Cable	207-208	208 Lack of quorum	Adjourned debate due to lack of quorum
Protected Areas Strategy: commend Government (#92)	McRobb	199-200	200 Adjourned debate	Adjourned debate
Public Private Partnership model: Government should review (#116)	Duncan	222		Adjourned debate
Senate should be abolished (#117)	Fentie	228-230	229-230 Adjourned debate	Adjourned debate
Watson Lake: Government should undertake capital projects (#122)	Jenkins	237		Adjourned debate

<b><u>MOTION - PRIVILEGED</u></b>	<b><u>Member</u></b>	<b><u>Page</u></b>	<b><u>Amendment</u></b>	<b><u>Disposition</u></b>
Robert Bruce cease to be Speaker (#112) ( <i>Speaker gave motion priority in proceedings</i> )	Ostashek	215-216		Negatived

**MOTIONS - PROCEDURAL**

[See also "Sit Beyond Normal Hour of Adjournment"]

	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Special adjournment motion	Harding	201		Carried
Special Adjournment motion (to June 13, 1998)	Moorcroft	258		Carried
Special Adjournment motion	Harding	261		Carried

**N**

**NOTICE OF HOUSE BUSINESS**

Week of February 23, 1998.....	175-176
--------------------------------	---------

**P**

**PAGES**

Introduction of .....	175
-----------------------	-----

**PETITIONS**

Continuing funding to the Crossroads Drug and Alcohol Treatment Centre (#5)	
Presented (Edelman) .....	204
Report of the Clerk .....	205
Deputy Speaker rules petition read and received .....	206
Response .....	207
Minimum wage for taxi drivers (#6)	
Presented (Ostashek) .....	240
Report of the Clerk .....	241
Deputy Speaker rules petition read and received .....	241
Designating a seat for a francophone representative on the Board of Trustees of the Yukon Hospital Corporation (#7)	
Presented (Hardy) .....	249
Report of the Clerk .....	251
Deputy Speaker rules petition not received .....	252

**POINT OF ORDER**

Re Motion #93 admissibility of amendment .....	191
Speaker's ruling.....	191-192
Re motion to be called .....	229
Speaker's ruling.....	229
Re laptop computers in the House	
Speaker's ruling.....	233-235
(See Sessional Paper #124: letter from Member for Lake Laberge to Speaker)	

**PRIVILEGED MOTION**

(See Motions)

**PRIVILEGE, QUESTION OF**

Raised by Leader of the Official Opposition re remarks made by the  
Government Leader on February 26, 1998.....185  
Speaker's ruling..... 187-189

**Q**

**QUORUM COUNT**

During debate on Motion #98 and on the amendment to it.....208  
(House adjourned due to lack of quorum)  
During debate on Motion #111 .....217

**R**

**RECESS**

Presentation of gift to Dawson City Museum and Historical Society  
(June 13, 1998 in Dawson City).....262

**S**

**SESSIONAL PAPERS**

Agricultural Association (Yukon) Training Agreement (dated March 2, 1998)  
(Moorcroft) (98-1-106)..... 197

Bonnet Plume Heritage River Management Plan (dated November 1997)  
(Fairclough) (98-1-99)..... 183

Cabinet Commission on Energy Final Workplan, 1997-1999 (McRobb) (98-1-96)..... 178

Cabinet Commission on Energy Final Workplan, 1997-1999: additional  
information (see SP 98-1-96 above) (McRobb) (98-1-96(a))..... 181

Carcross/Tagish First Nation: Auditor's report on the schedule of revenues  
and expenditures under the Contribution Agreement with YTG for the  
period from November 1, 1996 to March 31, 1997 (Fairclough) (98-1-127)..... 246

CRTC hearing on service to high-cost areas: submission of the Government  
of Yukon (May 1, 1998) (Keenan) (98-1-131)..... 249

Deductions from the indemnities of Members of the Legislative Assembly  
made pursuant to subsection 39(6) of the *Legislative Assembly Act*:  
Report of the Clerk of the Yukon Legislative Assembly (dated  
February 23, 1998) (Speaker Bruce) (98-1-93)..... 176

Electricity Risk in the Yukon (dated April 1998): Cabinet Commission on  
Energy (McRobb) (98-1-122) ..... 228

(continued)

**SESSIONAL PAPERS (continued)**

Energy Efficiency for the Yukon (dated April 1998): Cabinet Commission on Energy (McRobb) (98-1-123).....	228
Energy Options for the Yukon (McRobb) (98-1-95).....	178
Energy Options for the Yukon questionnaire: Cabinet Commission on Energy (McRobb) (98-1-119).....	224
<i>Environment Act</i> audit report (Fairclough) (98-1-103).....	193
Fleet Vehicle Agency: 1998/99 Business Plan (Sloan) (98-1-113).....	211
Forest Strategy (Yukon): developing fire-safe communities in the Yukon (summary of a multi-government workshop held Jan. 22-23, 1998 to develop an action plan) (Fentie) (98-1-116).....	215
Gasoline Prices (dated March 26, 1998) (Harding) (98-1-111).....	209
Green Power Fund 1998: Cabinet Commission on Energy (Hardy on behalf of McRobb) (98-1-109).....	209
Green Power Fund: Statement by Cabinet commissioner on Energy (Hardy on behalf of McRobb) (98-1-110).....	209
Laptop computers in the House: letter dated April 17, 1998 to the Speaker from Doug Livingston, Member for Lake Laberge (Speaker Bruce) (98-1-124).....	235
Mobile home landlord and tenant handbook (Moorcroft) (98-1-129).....	246
<i>Municipal Act</i> (A summary of proposals for a new Act): recommendations of the <i>Municipal Act</i> Review Committee (dated April, 1998) (Keenan) (98-1-128).....	246
Ombudsman and Information and Privacy Commissioner 1997 Annual Report (January 1, 1997 to December 31, 1997) (Deputy Speaker McRobb) (98-1-126).....	246
Opportunities for Community Energy Management in the Yukon (dated April 1998): Cabinet Commission on Energy (McRobb) (98-1-120).....	224
Principles of Supply Options for the Yukon (dated 1998): Cabinet Commission on Energy (McRobb) (98-1-117).....	221
Property Management Agency: 1998/99 Business Plan (Sloan) (98-1-118).....	221
Queen's Printer Agency: 1998/99 Business Plan (Sloan) (98-1-112).....	211
Rate Stabilization Fund (dated April 1998): Cabinet Commission on Energy (McRobb) (98-1-121).....	224
Report of the Chief Electoral Officer of the Yukon on Contributions to Political Parties during 1997 (dated March 1998) (Deputy Speaker McRobb) (98-1-107).....	203

(continued)

**SESSIONAL PAPERS (continued)**

Rural Electrification Policy and Guidelines (dated March 1998) (Keenan) (98-1-114)..... 211

Rural Telecommunications Policy and Guidelines (dated March 1998)  
(Keenan) (98-1-115) ..... 211

State of the Yukon Environment (interim report 1997): air quality and  
climate change (Fairclough) (98-1-130) ..... 249

Training Strategy (Yukon) (dated March 1998) (Moorcroft) (98-1-108) ..... 203

Yukon College 1996/97 Annual Report (Moorcroft) (98-1-100)..... 185

Yukon College Financial Statements, June 30, 1997 (Moorcroft) (98-1-101)..... 185

Yukon Hire Commission Final Report: Government response (summary  
dated April 23, 1998) (Sloan) (98-1-125)..... 239

Yukon Hospital Corporation Financial Statements for year ended  
March 31, 1997 (Sloan) (98-1-98)..... 183

Yukon Human Rights Commission 1996/97 Annual Report  
(Speaker Bruce) (98-1-97) ..... 183

Yukon Public Service Staff Relations Board 1996/97 Annual Report  
(Moorcroft) (98-1-104)..... 195

Yukon Short-Term Economic Outlook 1998 (dated February, 1998)  
(Harding) (98-1-102) ..... 190

Yukon Teachers' Staff Relations Board 1996/97 Annual Report  
(Moorcroft) (98-1-105)..... 195

Yukon Unity Commission: Report to the Twenty-Ninth Legislative  
Assembly (dated February 1998) (McDonald) (98-1-94)..... 176

**SIT BEYOND NORMAL HOUR OF ADJOURNMENT (Motion to)**

April 30, 1998 (Debate concluded when time reached 5:30 p.m.) .....250

May 5, 1998 (Carried) ..... 256-257

**SPEAKER (Hon. Robert Bruce)**

Absence .....203, 205, 207, 209, 239, 241, 243, 246, 249, 251, 255  
(March 23 - 26, 1998 and April 23 - May 5, 1998)

Introduces Pages .....175

Presents Bills for Assent ..... 212, 260-261

Presents gift to Dawson City Museum and Historical Society.....262

Quorum Count (Motion #111) .....217

**Rulings:**

Re Motion #88 to be dropped from the Order Paper.....179

Re Motion #93 admissibility of amendment ..... 191-192

Re motions to be called.....229

Re Point of Order (April 16/98) re laptop computers in House..... 233-235

(continued)



**SPEAKER (continued)**

**Rulings (continued)**

Re Question of Privilege re remarks made by Government Leader  
on February 26, 1998 ..... 187-189

Tables Sessional Papers .....176, 183, 235

**SPECIAL ADJOURNMENT MOTIONS**

(See Motions, Procedural)

**T**

**TRIBUTES**

Arctic Winter Games (1998) participants .....187, 203  
Best wishes for a speedy recovery to Chief Billy Germaine.....205  
Best wishes to Stephan Frost on his retirement.....226  
Birthday Greetings to Sarah Abel.....224  
Cancer Society Fund Raiser: Vanier Catholic Secondary School and RCMP .....231  
Earth Day .....237  
In remembrance of Mary Burian.....224  
In remembrance of Yolanda Burkhard .....219  
In remembrance of Danny Coles .....195  
In remembrance of Alice Frost .....176  
In remembrance of Sylvester Jack, Sr. ....199  
In remembrance of Bert Law .....239  
In remembrance of Ida and Bob McCormick.....213  
In remembrance of John McPhail .....213  
In remembrance of June Pollock.....203  
In remembrance of Marvin Taylor .....176  
In remembrance of Moses Tizya.....176  
International Women's Day .....193  
Law Day .....222  
National Wildlife Week .....220  
Renée Alford on receiving the Caring Canadian Award.....251  
Rotary Music Festival.....228  
Sexual Assault Awareness and Prevention Month .....249  
Speedy recovery to Cory Taylor and recognition of the actions of John Mitchell.....226  
Workers' Day of Mourning.....243  
Yukon Quest .....176  
Yukon Writers Festival .....243

**U**

**UNANIMOUS CONSENT**

Not to call Motion #102 (which had been identified for debate).....247  
Pursuant to Standing Order 55(2) re Bill #12 to be advanced two or  
more stages in one day .....252  
To drop certain Written Questions from the Order Paper .....237  
To set aside provisions of Standing Order 55(1) in order to consider  
Second Reading and Third Reading of Bill #100 ..... 259-260

(continued)

**UNANIMOUS CONSENT (continued)**

To reverse order in which motions to be called.....236  
To waive Standing Order 27(1) with regard to notice (Motion #97) ..... 178-179  
To waive Standing Order 27(1) with regard to notice (Motion #120 and #121) .....231  
To waive Standing Order 27(1) with regard to notice (Motion #123) .....235

**W**

**WRITTEN QUESTIONS**

Dropped from Order Paper .....252

INDEX TO JOURNALS

First Session  
(Continuation)

Twenty-Ninth Legislature

June 13, 1998  
Special Sitting in Dawson City

YUKON LEGISLATIVE ASSEMBLY

Abbreviations

1R - First Reading of Bill

C/W - (Reported out of)  
Committee of the Whole

P - Passed

2R - Second Reading

A - Assent

3R - Third Reading

A

**ASSENT TO BILL**

Bill No. 100..... 260-261

B

**BILLS**

**Bills, Government**

Bill #	Title	1R	2R	C/W	3R&P	A
100	Yukon Day Act	98-06-13	98-06-13	Stood ordered for 3 <sup>rd</sup> Reading	98-06-13	98-06-13

C

**CLERK OF THE LEGISLATIVE ASSEMBLY (Patrick L. Michael)**

Reads title of Bill to be Assented to .....261

**COMMISSIONER (Judy Gingell)**

Assent to Bill No. 100.....261

Addresses Assembly.....261

**D**

**DIVISION**

Bill #100 (2nd Reading).....260

**I**

**INTRODUCTION OF SPECIAL GUESTS**

Special sitting, June 13, 1998 in Dawson City .....259  
Shirley Adamson (Grand Chief of the Council of Yukon First Nations)  
Fred Berger (Member for Klondike from 1974 to 1978) and wife Palma  
Jay Bruns (United States Consul General) and wife Katherine  
Glen Everitt (Mayor of Dawson City)  
Ian Kydd (British Consul General) and wife Louise  
Peter Maier-Oswald (Federal Republic of Germany Consul General)  
Steve Taylor (Chief of the Tr'ondek Hwech'in)  
Art Webster (Member for Klondike from 1985 to 1992)

**M**

**MOTIONS - PROCEDURAL**

	<u>Member</u>	<u>Page</u>	<u>Amendment</u>	<u>Disposition</u>
Special Adjournment motion	Harding	261		Carried

**R**

**RECESS**

Presentation of gift by Speaker to Dawson City Museum and Historical Society .....262

**S**

**SPEAKER (Hon. Robert Bruce)**

Presents Bill for Assent..... 260-261

**U**

**UNANIMOUS CONSENT**

To set aside provisions of Standing Order 55(1) in order to consider  
Second and Third Reading of Bill #100..... 259-260

## **YUKON LEGISLATIVE ASSEMBLY**

Motions adopted during the  
Spring Sitting of the continuation of the  
First Session of the  
29th Legislative Assembly

February 23, 1998 - May 5, 1998

Note: The following is an unofficial consolidation of the substantive motions adopted during the time period noted above. If motions were amended before adoption, the amendment is incorporated in the text and a notation made that the motion was amended.

**Consolidation of Motions adopted during the  
Spring Sitting of the continuation of the  
First Session of the  
29th Legislative Assembly**

**February 23, 1998 - May 5, 1998**

## **INDEX**

<b><u>SUBSTANTIVE MOTIONS</u> (listed in chronological order)</b>	<b><u>Page</u></b>
<b><u>Subject Matter</u></b>	
1. National Unity: accept recommendations of Yukon Commission on Unity and support Calgary Declaration (#97)	1-2
2. Alternative banking activities: explore and encourage (#96)	2
3. Yukon Human Rights Commission: Geraldine Hutchings be appointed (#106)	2
4. Community fire safety program (#103)	2
5. Yukon Human Rights Commission: Lillian Nakamura McGuire and Robert Oliphant be appointed (#120)	2
6. Yukon Human Rights Board of Adjudication: Michael Dougherty and Brenda Jackson be appointed and Jan Kulicki be reappointed (#121)	3
7. Yukon Human Rights Board of Adjudication: Lee Francoeur be appointed and designated Chief Adjudicator (#123)	3
8. <i>Human Rights Act</i> : amend re source of income discrimination (#105)	3



## YUKON LEGISLATIVE ASSEMBLY

Motions adopted during the  
Spring Sitting of the continuation of the  
First Session of the  
29th Legislative Assembly

February 23, 1998 - May 5, 1998

1. Motion #97 - Hon. Mr. McDonald, Government Leader  
Debated February 24, 1998  
Carried February 24, 1998

THAT this House accepts the recommendations of the Yukon Commission on Unity;

THAT this House supports the Principles for National Unity in the Calgary Declaration as follows:

- 1) All Canadians are equal and have rights protected by law.
- 2) All provinces, while diverse in their characteristics, have equality of status.
- 3) Canada is graced by a diversity, tolerance, compassion and an equality of opportunity that is without rival in the world.
- 4) Canada's rich diversity includes Aboriginal peoples and cultures, the vitality of the English and French languages and cultures and a multicultural citizenry drawn from all parts of the world.
- 5) In Canada's federal system, where respect for diversity and equality underlies unity, the unique character of Quebec society, including its French-speaking majority, its culture and its tradition of civil law, is fundamental to the well-being of Canada. Consequently, the legislature and Government of Quebec have a role to protect and develop the unique character of Quebec society within Canada.
- 6) If any future constitutional amendment confers powers on one province, these powers must be available to all provinces.
- 7) Canada is a federal system where federal, provincial and territorial governments work in partnership while respecting each other's jurisdictions. Canadians want their governments to work cooperatively and with flexibility to ensure the efficiency and effectiveness of the federation. Canadians want their governments to work together particularly in the delivery of their social programs. Provinces and territories renew their commitment to work in partnership with the Government of Canada to best serve the needs of Canadians.

and supports continued efforts by Canadians and their elected leaders to seek a resolution to this issue;

THAT this House endorses the Framework for Discussion on Relationships presented to the premiers and territorial leaders by the leaders of the five national Aboriginal organizations in Winnipeg on November 18, 1997;

THAT this House's support for the Calgary declaration does not compromise the future constitutional development of the Yukon;

THAT this House supports minority rights of French communities outside Quebec and English communities inside Quebec; and

THAT this House urges the Government of Yukon to continue to involve Yukon people in the unity processes, and to continue to fully contribute towards the renewal of a healthy and vibrant Canada.

2. Motion #96 - Mr. Hardy, Member for Whitehorse Centre  
Debated February 25, 1998  
Carried February 25, 1998

THAT it is the opinion of this House that:

- (1) Yukon people and businesses require a range of financial services to adequately meet their individual and commercial needs;
- (2) it grows increasingly difficult for small businesses to secure capital loans; and
- (3) the Access to Capital Forum, held in Whitehorse the fall of 1997, underlined the growing need and desire for greater access to capital options; and

THAT this House supports the efforts of the Yukon Government to explore and encourage alternative banking activities such as (1) establishing credit unions and co-operatives, (2) providing for micro and small business loans, (3) creating services and assistance for small business start-ups and on-going capital needs, and similar efforts aimed at empowering individuals, small businesses, and communities to diversify the economy and create new employment opportunities.

3. Motion #106 - Hon. Mr. Keenan, Acting Minister of Justice  
Debated March 26, 1998  
Carried March 26, 1998

THAT the Yukon Legislative Assembly, pursuant to section 16 of the *Human Rights Act*, appoint Geraldine Hutchings to be a member of the Yukon Human Rights Commission.

4. Motion #103 - Mr. Fentie, Member for Watson Lake  
Debated April 1, 1998  
Carried April 1, 1998

THAT this House recognizes that:

- (a) fire safety around Yukon communities is a significant concern; and
- (b) there are opportunities to lessen the fire risk around communities while creating jobs and accessing fiber for Yukon's forest industry;

THAT it is the opinion of this House that a community fire-safety program could reduce the fire risk around our communities and create jobs by helping to address the allocation needs of the forest industry; and

THAT the Federal, Yukon, First Nation and Municipal governments should work together to achieve these goals.

5. Motion #120 - Hon. Ms. Moorcroft, Minister of Justice  
Debated April 16, 1998  
Carried April 16, 1998

THAT the Yukon Legislative Assembly, pursuant to subsection 16(1) of the *Human Rights Act*, appoint Lillian Nakamura McGuire and Robert Oliphant to be members of the Yukon Human Rights Commission.

6. Motion #121 - Hon. Ms. Moorcroft, Minister of Justice  
Debated April 16, 1998  
Carried April 16, 1998

THAT the Yukon Legislative Assembly, pursuant to section 21 of the *Human Rights Act*, appoint Michael Dougherty and Brenda Jackson and reappoint Jan Kulicki to the Yukon Human Rights Board of Adjudication.

7. Motion #123 - Hon. Ms. Moorcroft, Minister of Justice  
Debated April 20, 1998  
Carried April 20, 1998

THAT the Yukon Legislative Assembly, pursuant to section 21 of the *Human Rights Act*: (1) appoint Lee Francoeur as Chief Adjudicator.

8. Motion #105 - Mr. Hardy, Member for Whitehorse Centre  
Debated April 29, 1998  
Carried April 29, 1998

THAT it is the opinion of this House that:

- (1) people in the Yukon may be subject to discrimination based on source of income when seeking accommodation, applying for work, using a public facility or receiving or requesting a public service; and
- (2) denial of equal treatment based on source of income should be considered a violation of basic human rights;

THAT this House recognizes that, at present, source of income is not included as a prohibited ground of discrimination within the Yukon *Human Rights Act*, and

THAT this House urges the Government of Yukon to introduce legislation which would amend the Yukon *Human Rights Act* to provide protection from discrimination based on source of income.