

JOURNALS

YUKON LEGISLATIVE ASSEMBLY

FIRST SESSION
(Continuation)



29TH LEGISLATURE

November 2, 1998 - December 15, 1998

Speaker: The Hon. Robert Bruce

No. 101
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Monday, November 2, 1998

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

INTRODUCTION OF PAGES

The Speaker informed the Assembly that Joy Feliciano, Amy Macdonald, Sarah Mowat, Shawn Sederberg and Josh Shepherd from Vanier Catholic Secondary School and Jacqueline Frechette, Stephen Mansell, Miscal Nesgaard and Nikki Swerhun from F.H. Collins Secondary School would be serving as Pages during the Fall Sitting. Missy Nesgaard and Nikki Swerhun were introduced and welcomed to the House.

TRIBUTES

In remembrance of Sarah Abel

The Hon. Mr. Bruce, Speaker, the Hon. Mr. McDonald, Government Leader, Mr. Ostashek, Leader of the Official Opposition, and Ms. Duncan, Leader of the Third Party, paid tribute to Sarah Abel, a well-respected elder of the Vuntut Gwitchin, who passed away at the age of 102 on August 14, 1998.

In remembrance of William Drury (Bill) Taylor

Mr. Phillips, Member for Riverdale North, and the Hon. Mr. Keenan, Minister of Tourism, paid tribute to William Drury (Bill) Taylor, a well-known, life-long Yukoner, who passed away on October 4, 1998. Condolences were extended to his wife and family.

Birthday greetings to Jim Robb

The Hon. Mr. Sloan, Minister of Health and Social Services, and Doug Phillips, Member for Riverdale North, paid tribute to Yukon artist, Jim Robb, who recently celebrated his sixty-fifth birthday. Mr. Robb is well known for his books on the "colourful five percent" and his art.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Bruce, Speaker

- Conflict of Interest Commission Annual Report (July 1997 - June 1998)
(Sessional Paper #132)
- Auditor General: Report on the Consolidated Financial Statements of the Government of the Yukon Territory for the year ended March 31, 1998
(Sessional Paper #133)

- 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 November 2, 1998)

(Sessional Paper #134)

Mr. McRobb, Cabinet commissioner on Energy

- Cabinet Commission on Energy Final Report (September 1998): Towards a comprehensive energy policy for the Yukon

(Sessional Paper #135)

Mr. Fentie, Forest Cabinet commissioner

- Yukon Forest Strategy: A vision for Yukon's forests (October 1998)

(Sessional Paper #136)

Hon. Mr. McDonald, Government Leader

- Public Accounts of the Government of the Yukon Territory for the year ended March 31, 1998

(Sessional Paper #137)

INTRODUCTION OF BILLS (First Reading)

Bill #64 - Oil and Gas Act Confirmation Act

-Hon. Mr. Harding

Bill #55 - Canadian Blood Agency/Canadian Blood Services Indemnification Act

-Hon. Mr. Sloan

Bill #62 - An Act to Amend the Child Care Act

-Hon. Mr. Sloan

Bill #49 - An Act to Amend the Securities Act

-Hon. Ms. Moorcroft

Bill #63 - An Act to Amend the Dental Profession Act

-Hon. Ms. Moorcroft

Bill #61 - An Act to Amend the Optometrists Act

-Hon. Ms. Moorcroft

Bill #54 - An Act to Amend the Maintenance and Custody Orders Enforcement Act

-Hon. Ms. Moorcroft

Bill #60 - An Act to Amend the Family Property and Support Act

-Hon. Ms. Moorcroft

Bill #56 - Spousal Tort Immunity Abolition Act

-Hon. Ms. Moorcroft

Bill #48 - An Act to Amend the Fuel Oil Tax Act

-Hon. Mr. McDonald

Bill #13 - Third Appropriation Act, 1998-99

-Hon. Mr. McDonald

Bill #102 - An Act to Amend the Children's Act

-Mrs. Edelman

MONEY MESSAGE

Bill #13, *Third Appropriation Act, 1998-99*, was accompanied by a money message.

MINISTERIAL STATEMENTS

Hon. Mr. McDonald, Government Leader

- New action on the Yukon economy

Hon. Mr. Harding, Minister of Economic Development and Minister responsible for the Yukon Development Corporation

- Cabinet Commission on Energy: Government response to final report

Unanimous Consent to Proceed with Further Readings of Certain Bills

Unanimous consent was requested by the Hon. Mr. Harding, Government House Leader, and granted to proceed with Second Reading and, following the report from Committee of the Whole, Third Reading of Bill #64, entitled *Oil and Gas Act Confirmation Act*, and to proceed with Second Reading of Bill #63, entitled *An Act to Amend the Dental Profession Act*, Bill #61, entitled *An Act to Amend the Optometrists Act*, Bill #55, entitled *Canadian Blood Agency/Canadian Blood Services Indemnification Act*, and Bill #62, entitled *An Act to Amend the Child Care Act*.

GOVERNMENT BILLS

The following Bills were read a second time and referred to Committee of the Whole:

Bill #64 - Oil and Gas Act Confirmation Act
-Hon. Mr. Harding

Bill #63 -An Act to Amend the Dental Profession Act
-Hon. Ms. Moorcroft

Bill #61 -An Act to Amend the Optometrists Act
-Hon. Ms. Moorcroft

Bill #55 - Canadian Blood Agency/Canadian Blood Services Indemnification Act
-Hon. Mr. Sloan

Bill #62 -An Act to Amend the Child Care Act
-Hon. Mr. Sloan

COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #64 - Oil and Gas Act Confirmation Act
-Hon. Mr. Harding

The report of the Chair was adopted.

GOVERNMENT BILLS

The following Bill was called for Third Reading:

Bill #64 - Oil and Gas Act Confirmation Act
-Hon. Mr. Harding

The question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

YEA

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

NAY

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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 #64 - Oil and Gas Act Confirmation Act
-Hon. Mr. Harding

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:

Progress was reported on the following Bill:

Bill #63 - An Act to Amend the Dental Profession Act
-Hon. Ms. Moorcroft

The following Bills were reported with amendment:

Bill #61 - An Act to Amend the Optometrists Act
-Hon. Ms. Moorcroft

Bill #55 - Canadian Blood Agency/Canadian Blood Services Indemnification Act
-Hon. Mr. Sloan

The report of the Chair was adopted.

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Tuesday, November 3, 1998.

No. 102

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Tuesday, November 3, 1998

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

TRIBUTES

In remembrance of Clara Tizya

The Hon. Mr. Bruce, Speaker, paid tribute to Clara Tizya, a well-respected elder of Old Crow, who passed away on August 16, 1998. Mrs. Tizya will be remembered as a friend, caregiver and advisor.

In remembrance of Sarah Kaye and Johnnie Charlie

The Hon. Mr. Bruce, Speaker, paid tribute to two well-respected elders of Old Crow: Sarah Kaye, who passed away on July 26, 1998, and Johnnie Charlie, who passed away in August 1998.

In remembrance of Diane Granger

Ms. Duncan, Leader of the Third Party, paid tribute to Diane Granger, a former Chair of the Yukon Territorial Water Board, who passed away on October 18, 1998. Condolences were extended to her family.

Women Assault Prevention Month

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

National Down Syndrome Week

The Hon. Mr. Sloan, Minister of Health and Social Services, Mr. Jenkins, Member for Klondike, and Mrs. Edelman, Member for Riverdale South, recognized National Down Syndrome Week.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Harding, Minister responsible for the Yukon Development Corporation

- Yukon Development Corporation/Yukon Energy Corporation 1997 Annual Report (Sessional Paper #138)

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

- Yukon Child Care Board 1997/98 Annual Report (Sessional Paper #139)

- Yukon Hospital Corporation Financial Statements for the year ended March 31, 1998 (Sessional Paper #140)
- Health Care Insurance Programs: statement of revenue and expenditures 1997/98 (Sessional Paper #141)

Hon. Mr. Keenan, Minister of Tourism

- Yukon Geographical Place Names Board 1996/97 Annual Report (Sessional Paper #142)

Mr. Livingston, Cabinet commissioner on the Development Assessment Process

- Yukon Development Assessment Act (draft dated October 15, 1998) (Sessional Paper #143)

PETITIONS

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

- re opposition to land development at Six Mile River, Tagish (Petition #8)

MINISTERIAL STATEMENTS

Mr. Livingston, Cabinet commissioner on the Development Assessment Process

- Development Assessment Process: draft legislation

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

- Anti-poverty Strategy

FILED DOCUMENT

During Question Period, Mr. Jenkins, Member for Klondike, filed the following document:

- Notice to all airmen (NOTAM) re extension of runway at Whitehorse Airport (Filed Document #47)

GOVERNMENT BILLS

The following Bill was called for Second Reading:

Bill #54 - An Act to Amend the Maintenance and Custody Orders Enforcement Act
-Hon. Ms. Moorcroft

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	Ostashek	
Harding	McRobb	Phillips	
Moorcroft	Fentie	Jenkins	16
Keenan	Hardy	Duncan	
Sloan	Livingston	Cable	
		Edelman	

NAY

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The following Bills were read a second time and referred to Committee of the Whole:

Bill #60 - An Act to Amend the Family Property and Support Act
-Hon. Ms. Moorcroft

Bill #56 - Spousal Tort Immunity Abolition Act

-Hon. Ms. Moorcroft

Bill #48 - An Act to Amend the Fuel Oil Tax Act

-Hon. Mr. McDonald

Bill #49 - An Act to Amend the Securities Act

-Hon. Ms. Moorcroft

COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #62 - An Act to Amend the Child Care Act

-Hon. Mr. Sloan

Progress was reported on the following Bill:

Bill #54 - An Act to Amend the Maintenance and Custody Orders Enforcement Act

-Hon. Ms. Moorcroft

The report of the Chair was adopted.

The Assembly adjourned at 5:25 p.m. until 1:30 p.m., Wednesday, November 4, 1998.

No. 103

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Wednesday, November 4, 1998

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

TRIBUTES

Recognition of Ron Pond receiving the "Canadian Caring Award"

Mrs. Edelman, Member for Riverdale South, and the Hon. Mr. Keenan, Minister of Tourism, paid tribute to Ron Pond who received the Governor General's "Caring Canadian Award".

TABLING RETURNS AND DOCUMENTS

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

- Yukon Teachers' Staff Relations Board 1997/98 Annual Report
(Sessional Paper #144)
- Yukon Public Service Staff Relations Board 1997/98 Annual Report
(Sessional Paper #145)

PETITIONS

Report of the Clerk

The Clerk reported on Petition #8 as follows:

"Mr. Speaker and honourable Members of the Assembly:

I have had the honour to review a petition being Petition #8 of the First Session of the 29th Legislative Assembly as presented by the Member for Riverdale South on November 3, 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 Speaker ruled that, accordingly, Petition #8 was deemed to be read and received.

Response to Petition #6

The Hon. Ms. Moorcroft, Minister of Justice, gave an oral response to Petition #6 (received by the House on April 27, 1998) with regard to a minimum wage for taxi drivers.

INTRODUCTION OF BILLS (First Reading)

Bill #50 -An Act to Amend the Jury Act
-Hon. Ms. Moorcroft

Bill #59 -An Act to Amend the Limitation of Actions Act
-Hon. Ms. Moorcroft

Bill #65 -An Act to Amend the Motor Vehicles Act
-Hon. Mr. Keenan

MINISTERIAL STATEMENTS

Hon. Mr. Sloan, Minister of Government Services
- Locally-manufactured furniture for Yukon schools

SPEAKER'S STATEMENT (Re Referring to the Absence of Members)

"Before going to Question Period the Chair will provide a statement on a Point of Order that was raised yesterday by the Member for Riverdale North.

He raised it during an answer being given by the Minister of Community and Transportation Services in Question Period.

The Member for Riverdale North said: 'I don't think we're allowed to talk about the absence of any Member in the House.'

The Member for Riverdale North was referring to a remark made by the Minister of Community and Transportation Services when the Minister said, in part: 'I do believe that the Member for Klondike did not even stick around for the vote on that budget...'

Annotation 481(c) in Beauchesne states: '[I]t has been sanctioned by usage that a Member, while speaking, must not refer to the presence or absence of specific Members.'

Also, Annotation 289(3) states: 'The discharge of [a Member's] responsibilities will sometimes take a Member away from the House. This absence from the Chamber should not be the subject of comment.'

The rules on this matter, therefore, are clear and the Chair would ask that Members respect them by not commenting on the presence or absence of other Members.

On a related issue, the Chair would remind Members that, when they are speaking to a Point of Order, they should be giving the Chair advice as to which rule has or has not been broken. It does not help the Chair when Members simply state that there is or there is not a Point of Order. When that is done, it sounds like Members are giving the Chair direction rather than advice."

OPPOSITION PRIVATE MEMBERS' BUSINESS
MOTIONS OTHER THAN GOVERNMENT MOTIONS

Moved by Ms. Duncan:

THAT the Government of Yukon does not have the confidence of this House and of the people of the Yukon in its management of the economy. **(Motion #132)**

A debate arising on the motion and the time reaching 5:30 p.m. while the Hon. Mr. Harding was speaking to it, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on Motion #132 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 #54 - An Act to Amend the Maintenance and Custody Orders Enforcement Act
-Hon. Ms. Moorcroft

The report of the Deputy Chair was adopted.

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

No. 104

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Thursday, November 5, 1998

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

TRIBUTES

In Remembrance of Richard Field

Mr. Jenkins, Member for Klondike, paid tribute to Richard Field, a long-time Dawsonite, who passed away on August 26, 1998.

In Remembrance of John Hopkins

Mr. Cable, Member for Riverside, paid tribute to John Hopkins, who passed away on May 9, 1998.

TABLING RETURNS AND DOCUMENTS

Ms. Duncan, Leader of the Third Party

- Nisga'a Treaty in British Columbia: letter dated July 31, 1998 to Gordon Campbell, Leader, B.C. Liberal Party from Pat Duncan, Leader of the Third Party
(Sessional Paper #146)

Hon. Ms. Moorcroft, Minister of Justice

- Garnishment process as a result of maintenance arrears: explanation
(Legislative Return #70)

INTRODUCTION OF BILLS (First Reading)

Bill #58 - An Act to Amend the Wildlife Act

-Hon. Mr. Fairclough

MINISTERIAL STATEMENTS

Hon. Mr. Keenan, Minister of Tourism

- Film industry location incentive

GOVERNMENT BILLS

The following Bills were read a second time and referred to Committee of the Whole:

Bill #50 -An Act to Amend the Jury Act
-Hon. Ms. Moorcroft

Bill #59 -An Act to Amend the Limitation of Actions Act
-Hon. Ms. Moorcroft

COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #54 - An Act to Amend the Maintenance and Custody Orders Enforcement Act
-Hon. Ms. Moorcroft

Progress was reported on the following Bill:

Bill #60 -An Act to Amend the Family Property and Support Act
-Hon. Ms. Moorcroft

The report of the Chair was adopted.

The Assembly adjourned at 5:38 p.m. until 1:30 p.m., Monday, November 9, 1998.

No. 106

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Tuesday, November 10, 1998

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

TRIBUTES

CBC Radio's Fortieth Anniversary in the Yukon

Ms. Duncan, Leader of the Third Party, the Hon. Mr. Harding, Minister of Economic Development, and Mr. Phillips, Member for Riverdale North, paid tribute to CBC Radio on its fortieth anniversary in the Yukon.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. McDonald, Government Leader

- Selkirk First Nation Self-Government Agreement and Final Agreement (French text) **(Sessional Paper #148)**
- Little Salmon/Carmacks First Nation Self-Government Agreement and Final Agreement (French text) **(Sessional Paper #149)**

Hon. Ms. Moorcroft, Minister of Justice

- Yukon Utilities Board 1997/1998 Annual Report **(Sessional Paper #150)**

INTRODUCTION OF BILLS (First Reading)

Bill #51 -Wilderness Tourism Licensing Act
-Hon. Mr. Fairclough

Bill #57 -Estate Administration Act
-Hon. Ms. Moorcroft

Bill #67 -An Act to Amend the Private Investigators and Security Guards Act
-Hon. Ms. Moorcroft

MINISTERIAL STATEMENTS

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

- Bituminous Surface Treatment (BST) technology transfer

Filed Document

While giving his Ministerial Statement, the Hon. Mr. Keenan filed the following document:

- BST: The Yukon Experience **(Filed Document #48)**

Hon. Mr. Harding, Minister of Economic Development

- Propane merger: submission to Competition Bureau

Filed Document

While giving his Ministerial Statement, the Hon. Mr. Harding filed the following document:

- Merger (proposed) of Superior Propane and ICG Propane: letter dated November 9, 1998 to Hon. John Manley, Federal Minister of Industry, from Hon. Trevor Harding, Minister of Economic Development; submission to the Competition Bureau on the proposed acquisition of ICG Propane **(Filed Document #49)**

FILED DOCUMENT

During Question Period, the Hon. Mr. Fairclough, Minister responsible for the Yukon Housing Corporation, filed the following document:

- Construction approval on Range Road prior to passage of Development Agreement Bylaw: letter dated June 25, 1998 to the Yukon Housing Corporation from the Manager of Planning Services, City of Whitehorse **(Filed Document #50)**

COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #58 -An Act to Amend the Wildlife Act
-Hon. Mr. Fairclough

Progress was reported on the following Bill:

Bill #65 -An Act to Amend the Motor Vehicles Act
-Hon. Mr. Keenan

The report of the Chair was adopted.

The Assembly adjourned at 5:28 p.m. until 1:30 p.m., Thursday, November 12, 1998.

No. 107

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Thursday, November 12, 1998

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

TRIBUTES

Ancient Voices Wilderness Camp: congratulations to Peter and Margie Kormendy

Mr. Jenkins, Member for Klondike, and the Hon. Mr. Keenan, Minister of Tourism, congratulated Peter and Margie Kormendy on the operation of the Ancient Voices Wilderness Camp in Dawson City, which received an international award from Canada's Travellers Companion.

TABLING RETURNS AND DOCUMENTS

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

- Severance pay to the estate of Flo Kitz, a former teacher

(Legislative Return #71)

Mr. Livingston, Cabinet commissioner on the Development Assessment Process

- Development Assessment Process Commission contracts: list and value

(Legislative Return #72)

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

- Yukon Housing Corporation: mandate for land development

(Legislative Return #73)

- Construction on the Range Road project: information pertaining to

(Legislative Return #74)

INTRODUCTION OF BILLS (First Reading)

Bill #66 -Auxiliary Police Act

-Hon. Ms. Moorcroft

MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister of Education

- Education in Old Crow: strategic planning

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #65 -An Act to Amend the Motor Vehicles Act
-Hon. Mr. Keenan

The report of the Chair was adopted.

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Monday, November 16, 1998.

No. 108

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Monday, November 16, 1998

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

TRIBUTES

National Addictions Awareness Week

The Hon. Mr. Sloan, Minister of Health and Social Services, Mr. Jenkins, Member for Klondike, and Mrs. Edelman, Member for Riverdale South, paid tribute to National Addictions Awareness Week.

TABLING RETURNS AND DOCUMENTS

Hon. Ms. Moorcroft, Minister of Education

- Youth Strategy - Young Voices: the key to our future (dated November, 1998)
(Sessional Paper #151)

Hon. Mr. Harding, Minister responsible for the Workers' Compensation Health and Safety Board

- Yukon Workers' Compensation Health and Safety Board: Review of Administration Costs prepared by Coles Hewitt (dated November 9, 1998)
(Sessional Paper #152)

Ms. Moorcroft, Minister responsible for the Women's Directorate

- Yukon Advisory Council on Women's Issues 1997/98 Annual Report
(Sessional Paper #153)

INTRODUCTION OF BILLS (First Reading)

Bill #53 -An Act to Amend the Employment Standards Act
-Hon. Ms. Moorcroft

MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister of Education

- Yukon Youth Strategy

COMMITTEE OF THE WHOLE

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

At 2:21 p.m., Committee of the Whole passed the following motion:

THAT Ray Wells, Chair of the Board of Directors of the Yukon Development Corporation, and Rob McWilliam, President of the Yukon Development Corporation, appear as witnesses before Committee of the Whole from 7:30 p.m. until 9:30 p.m., on Monday, November 16, 1998, to discuss matters related to the Yukon Energy Corporation. (C/W Motion #1)

The following Bill was reported with amendment:

Bill #65 -An Act to Amend the Motor Vehicles Act (No. 2)*
-Hon. Mr. Keenan
(* Title amended)

The report of the Chair was adopted.

GOVERNMENT BILLS

The following Bills were read a second time and referred to Committee of the Whole:

Bill #51 -Wilderness Tourism Licensing Act
-Hon. Mr. Fairclough

Bill #57 -Estate Administration Act
-Hon. Ms. Moorcroft

Bill #67 -An Act to Amend the Private Investigators and Security Guards Act
-Hon. Ms. Moorcroft

Bill #66 -Auxiliary Police Act
-Hon. Ms. Moorcroft

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, he would, pursuant to citation 902(3) of Beauchesne, be calling upon Mr. Livingston, the Member for Lake Laberge, to take the Chair of Committee from time to time.

At 7:30 p.m., Ray Wells, Chair of the Board of the Yukon Development Corporation and Rob McWilliam, President and Chief Executive Officer of the Yukon Development Corporation, appeared as witnesses pursuant to Committee of the Whole Motion #1 passed at 2:21 p.m. earlier this day.

The report of the Chair was adopted.

The Assembly adjourned at 9:31 p.m. until 1:30 p.m., Tuesday, November 17, 1998.

No. 109

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Tuesday, November 17, 1998

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

TRIBUTES

In remembrance of Chief Margaret Nieman-Glazier

The Hon. Mr. McDonald, Government Leader, Mr. Ostashek, Leader of the Official Opposition, Ms. Duncan, Leader of the Third Party, and Mr. McRobb, Member for Kluane, paid tribute to the Chief of the White River First Nation, Margaret Nieman-Glazier, of Ahtna (Copper River) heritage, who passed away suddenly on November 6, 1998. Condolences were extended to her family, friends and members of the White River First Nation.

Filed Document

While paying tribute to Chief Margaret Nieman-Glazier, Mr. McRobb filed the following document:

- Margaret Louise Nieman-Glazier: commemorative pamphlet
(Filed Document #51)

TABLING RETURNS AND DOCUMENTS

Hon. Ms. Moorcroft, Minister of Justice

- Family Property and Support Act: summary of proposed amendments
(Filed Document #52)

Hon. Mr. Keenan, Minister of Tourism

- Keenan, Hon. Dave: travel itinerary for July 8 to 25, 1998; rental agreement between the Fleet Vehicle Agency and the Hon. Mr. Keenan
(Filed Document #53)

PETITIONS (Response to Petition #8)

The Hon. Mr. Keenan, Minister of Community and Transportation Services, gave an oral response to Petition #8 (received by the House on November 4, 1998) with regard to proposed land development at Six Mile River, Tagish.

INTRODUCTION OF BILLS (First Reading)

- Bill #69 -Municipal Act
-Hon. Mr. Keenan

MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister of Education

- Interchange on Canadian Studies conference: Whitehorse (May, 1999)

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #51 -Wilderness Tourism Licensing Act

-Hon. Mr. Fairclough

The report of the Chair was adopted.

The Assembly adjourned at 5:27 p.m. until 1:30 p.m., Wednesday, November 18, 1998.

No. 110

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Wednesday, November 18, 1998

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

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Sloan, Minister of Government Services

- Old Crow School construction project: local hire **(Filed Document #54)**

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

- Speed limits on Yukon highways: reasons for reducing in unposted areas
(Legislative Return #75)

Hon. Mr. Harding, Minister responsible for the Workers' Compensation Health and Safety Board

- Auditor General: Report on the Yukon Workers' Compensation Health and Safety Board Compensation Fund (Yukon) Financial Statements as at December 31, 1997 **(Sessional Paper #154)**

MINISTERIAL STATEMENTS

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

- Russian Duma: Yukon presentation to

GOVERNMENT PRIVATE MEMBERS' BUSINESS

MOTIONS OTHER THAN GOVERNMENT MOTIONS

Moved by Mr. McRobb:

THAT it is the opinion of this House that the recommendations of the Final Report of the Cabinet Commission on Energy and the subsequent major investments in green power, energy efficiency and applied research for wind generation and the provision of affordable and stable electricity bills will have positive economic and environmental benefits for all Yukon people into the next millennium. **(Motion #142)**

Debate started on the motion.

Quorum Count

At 4:05 p.m., during debate on Motion #142, 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 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 and debate on Motion #142 was accordingly adjourned.

Filed Document

During debate on Motion #142, Mr. McRobb, Member for Kluane, filed the following document:

- Energy Commission: documents related to **(Filed Document #55)**

GOVERNMENT BILLS

The following Bill was called for Second Reading:

Bill #53 -An Act to Amend the Employment Standards Act
-Hon. Ms. Moorcroft

A debate arising on the motion for Second Reading, Mr. Ostashek, Leader of the Official Opposition, moved:

"THAT debate be now adjourned."

The question being put on the motion to adjourn debate, it was negated on the following recorded Division:

YEA			
Ostashek	Jenkins	Cable	
Phillips	Duncan	Edelman	6
NAY			
McDonald	Sloan	Fentie	
Harding	Fairclough	Hardy	10
Moorcroft	McRobb	Livingston	
Keenan			

The debate continued on the motion for Second Reading of Bill #53.

Quorum Count

At 8:38 p.m., 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 for Second Reading of Bill #53, entitled *An Act to Amend the Employment Standards Act*, and the time reaching 9:30 p.m. while Mr. Jenkins 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 #53 was accordingly adjourned.

The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Thursday, November 19, 1998.

No. 111

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Thursday, November 19, 1998

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

TABLING RETURNS AND DOCUMENTS

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

- Whitehorse Airport runway extension: information pertaining to
(Legislative Return #76)

INTRODUCTION OF BILLS (First Reading)

Bill #68 - Territorial Court Act

-Hon. Ms. Moorcroft

MINISTERIAL STATEMENTS

Hon. Mr. Harding, Minister of Economic Development

- Oil and Gas: authority for transferred to Yukon

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

- Community nurse reclassification

COMMITTEE OF THE WHOLE

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

The following Bill was reported with amendment:

Bill #51 - Wilderness Tourism Licensing Act

-Hon. Mr. Fairclough

The report of the Chair was adopted.

GOVERNMENT BILLS

The following Bill was called for Second Reading:

Bill #53 - An Act to Amend the Employment Standards Act

-Hon. Ms. Moorcroft

The debate continuing on the motion for Second Reading of Bill #53 and the question being put, it was agreed to on the following recorded Division:

YEA

McDonald	Sloan	Livingston	
Harding	Fairclough	Duncan	12
Moorcroft	Fentie	Cable	
Keenan	Hardy	Edelman	

NAY

Ostashek	Phillips	Jenkins	3
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The Assembly adjourned at 5:36 p.m. until 1:30 p.m., Monday, November 23, 1998.

No. 112

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Monday, November 23, 1998

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

MINISTERIAL STATEMENTS

Hon. Mr. Sloan, Minister of Health and Social Services
- Nursing education bursary program

COMMITTEE OF THE WHOLE

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

The following Bills were reported with amendment:

Bill #60 -An Act to Amend the Family Property and Support Act
-Hon. Ms. Moorcroft

Bill #57 -Estate Administration Act
-Hon. Ms. Moorcroft

The following Bill was reported without amendment:

Bill #67 -An Act to Amend the Private Investigators and Security Guards Act
-Hon. Ms. Moorcroft

Progress was reported on the following Bill:

Bill #66 -Auxiliary Police Act
-Hon. Ms. Moorcroft

The report of the Chair was adopted.

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Tuesday, November 24, 1998.

No. 113

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Tuesday, November 24, 1998

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

MINISTERIAL STATEMENTS

Hon. Mr. Harding, Minister of Economic Development

- Mineral Strategy (Yukon)

Filed Document

While responding to the comments on his Ministerial Statement, the Hon. Mr. Harding filed the following documents:

- Environmental assessment (administration of permitting process): letter dated November 18, 1998 to Hon. Jane Stewart, Minister of DIAND, from Hon. Trevor Harding, Minister of Economic Development **(Filed Document #56)**
- Yukon Protected Areas Strategy (draft) document "Wild Spaces - Protected Places": letter dated October 30, 1998 to Hon. Piers McDonald, Government Leader, from Rob McIntyre, President, Yukon Chamber of Mines **(Filed Document #57)**

GOVERNMENT BILLS

The following Bill was called for Second Reading:

- Bill #69 - Municipal Act
-Hon. Mr. Keenan

Unanimous Consent for recess

Just after the motion for Second Reading of Bill #69 was moved, unanimous consent was requested by the Speaker, on behalf of the Hon. Mr. Keenan, and granted to take a brief recess.

A debate arising on the motion for Second Reading of Bill #69, it was agreed to on the following recorded Division:

YEA

Harding	Livingston	Duncan	
Fairclough	Ostashek	Cable	10
McRobb	Jenkins	Edelman	
Hardy			

NAY

0

COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #66 - Auxiliary Police Act
-Hon. Ms. Moorcroft

Progress was reported on the following Bill:

Bill #69 - Municipal Act
-Hon. Mr. Keenan

The report of the Chair was adopted.

The Assembly adjourned at 5:29 p.m. until 1:30 p.m., Wednesday, November 25, 1998.

No. 114

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Wednesday, November 25, 1998

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

TRIBUTES

In remembrance of Eileen Bruce-Wismark

Mr. Phillips, Member for Riverdale North, and Mr. Cable, Member for Riverside, paid tribute to Eileen Bruce-Wismark who passed away on September 4, 1998. Condolences were extended to her family.

INTRODUCTION OF BILLS (First Reading)

Bill #52 -Miscellaneous Statute Law Amendment Act (1998)
-Hon. Ms. Moorcroft

MINISTERIAL STATEMENTS

Hon. Mr. Harding, Minister of Economic Development
- Trade and investment fund

Hon. Mr. Sloan, Acting Minister of Tourism
- Tourism marketing fund

OPPOSITION PRIVATE MEMBERS' BUSINESS

MOTIONS OTHER THAN GOVERNMENT MOTIONS

Moved by Mr. Ostashek:

THAT it is the opinion of this House that the Yukon economy is in a current state of crisis requiring immediate action by governments in order to maintain and preserve the territory's dwindling, skilled labour force;

THAT this House urges that a two-day Economic Summit hosted by the Yukon Council on the Economy and the Environment be established in the first quarter of 1999;

THAT on the first day of the summit representatives of Yukon's mining industry, tourism industry, forestry industry, building contractors, road construction contractors, engineering services, mining and tourism associations, the respective Chambers of

Commerce, Association of Yukon Communities and other Yukoners who wish to make presentations on the following agenda items:

- (1) government services that can be delivered more cost effectively and efficiently, by the private sector;
- (2) government legislation policies and procedures that are adversely affecting the economy;
- (3) government projects that could be advanced to create employment; and
- (4) "Yukon Savings Investment Plan" and other tax measures and financial incentives to kick start the economy; and

THAT on the second day, the Government Leader and his Ministers, the Minister of the Department of Indian Affairs and Northern Development and her officials, First Nation Chiefs, who wish to participate, be invited to respond to the presentations.

(Motion #144)

A debate arising on the motion and the time reaching 5:30 p.m. while the Hon. Mr. Harding was speaking to it, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on Motion #144 was accordingly adjourned.

GOVERNMENT BILLS

The following Bill was called for Second Reading:

Bill #68 -Territorial Court Act
-Hon. Ms. Moorcroft

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

YEA			
Harding	Hardy	Jenkins	
Moorcroft	Livingston	Duncan	13
Fairclough	Ostashek	Cable	
McRobb	Phillips	Edelman	
Fentie			
NAY			
			0

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #69 -Municipal Act
-Hon. Mr. Keenan

The report of the Chair was adopted.

The Assembly adjourned at 9:29 p.m. until 1:30 p.m., Thursday, November 26, 1998.

No. 115

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Thursday, November 26, 1998

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

TABLING RETURNS AND DOCUMENTS

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

- Tagish Planning Advisory Committee: future election **(Legislative Return #77)**
- Shipyard/Sleepy Hollow acquisitions: compensation pricing principles; payments **(Legislative Return #78)**

MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister of Education

- Elders in schools: pilot program

GOVERNMENT BILLS

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

- Bill #52 -Miscellaneous Statute Law Amendment Act (1998)
-Hon. Ms. Moorcroft

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

- Bill #69 -Municipal Act
-Hon. Mr. Keenan

The report of the Chair was adopted.

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

No. 116

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Monday, November 30, 1998

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

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Harding, Minister of Economic Development

- Status of negotiations with Yukon Teachers' Association: letter dated November 27, 1998 to Gilles Brisson, Assistant Secretary, Yukon Public Staff Relations Board from Megan Slobodin, Director, Staff Relations, PSC

(Sessional Paper #155)

- Energy Commission final report: implementation plan (November, 1998)

(Sessional Paper #156)

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

- Motor Transport Board 1997/98 Annual Report (dated May, 1998)

(Sessional Paper #157)

INTRODUCTION OF BILLS (First Reading)

Bill #70 -An Act to Amend the Human Rights Act

-Hon. Ms. Moorcroft

MINISTERIAL STATEMENTS

Hon. Mr. Harding, Minister of Economic Development

- Energy Commission final report: implementation

COMMITTEE OF THE WHOLE

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

The following Bill was reported with amendment:

Bill #69 -Municipal Act

-Hon. Mr. Keenan

Progress was reported on the following Bill:

Bill #53 -An Act to Amend the Employment Standards Act

-Hon. Ms. Moorcroft

The report of the Chair was adopted.



The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Tuesday, December 1, 1998.

No. 117

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Tuesday, December 1, 1998

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

TRIBUTES

World AIDS Day

The Hon. Mr. Sloan, Minister of Health and Social Services, Mr. Jenkins, Member for Klondike, and Mrs. Edelman, Member for Riverdale South, recognized World AIDS Day.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Harding, Minister of Economic Development

- Merger (proposed) of Superior Propane and ICG Propane: Competition Bureau to challenge (Federal news release dated December 1, 1998)

(Filed Document #58)

INTRODUCTION OF BILLS

Under Introduction of Bills, the Hon. Ms. Moorcroft, Minister of Justice, stated:

"I am tabling a Bill that combines what I believe to be a true copy of the English text of Bill #54, entitled *An Act to Amend the Maintenance and Custody Orders Enforcement Act*, which was introduced and given First Reading on November 2, 1998, with a true translation of that text into French.

The combined text was tabled as Sessional Paper 98-1-158 entitled *An Act to Amend the Maintenance and Custody Orders Enforcement Act* (Bill #54): French text.

Further, I am tabling a Bill that combines what I believe to be a true copy of the English text of Bill #67, entitled *An Act to Amend the Private Investigators and Security Guards Act*, which was introduced and given First Reading on November 10, 1998, with a true translation of that text into French.

The combined text was tabled as Sessional Paper 98-1-159 entitled *An Act to Amend the Private Investigators and Security Guards Act* (Bill #67): French text.

Further, I am tabling a Bill that combines what I believe to be a true copy of the English text of Bill #58, entitled *An Act to Amend the Wildlife Act*, which

was introduced and given First Reading on November 5, 1998, with a true translation of that text into French."

The combined text was tabled as Sessional Paper 98-1-160 entitled *An Act to Amend the Wildlife Act* (Bill #58): French text.

MINISTERIAL STATEMENTS

Hon. Mr. Keenan, Minister of Tourism
- Tourism strategy consultations

GOVERNMENT BILLS

The following Bill was called for Second Reading:

Bill #70 -An Act to Amend the Human Rights Act
-Hon. Ms. Moorcroft

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

COMMITTEE OF THE WHOLE

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

The following Bill was reported with amendment:

Bill #53 -An Act to Amend the Employment Standards Act
-Hon. Ms. Moorcroft

The following Bills were reported without amendment:

Bill #52 -Miscellaneous Statute Law Amendment Act (1998)
-Hon. Ms. Moorcroft

Bill #70 -An Act to Amend the Human Rights Act
-Hon. Ms. Moorcroft

Progress was reported on the following Bill:

Bill #68 -Territorial Court Act
-Hon. Ms. Moorcroft

The report of the Chair was adopted.

[During debate on Bill #53, the Hon. Ms. Moorcroft, Minister of Justice, requested unanimous consent to open two sub-sections in the original Act which were not being amended in the Bill before Committee. Unanimous consent was granted.]

SPEAKER'S RULING (Motion not to be placed on Notice Paper)

"Before adjourning the House today, the Chair wishes to inform the House that the motion which the Member for Riverdale North gave notice of today has been reviewed. It has been found to be very similar in intent and subject matter to Motion #13 which was debated and decided upon by the House during the current session on March 26, 1997. The motion that the Member for Riverdale North gave notice of today, therefore, will not be placed on the Notice Paper."

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Wednesday, December 2, 1998.

No. 118

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Wednesday, December 2, 1998

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

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Fairclough, Minister of Renewable Resources

- Protected Areas Strategy (Yukon): "Wild Spaces - Protected Places"
(Sessional Paper #161)
- Protected Areas Strategy (Yukon) background papers: (1) Technical Papers; (2) Work Plan 1999 - 2000; (3) Summary Report of Public Comments
(Sessional Paper #162)

INTRODUCTION OF BILLS

Under Introduction of Bills, the Hon. Ms. Moorcroft, Minister of Justice, stated:

"I am tabling a Bill that combines what I believe to be a true copy of the English text of Bill #65, entitled *An Act to Amend the Motor Vehicles Act (No. 2)*, which was introduced and given First Reading on November 4, 1998, with a true translation of that text into French.

The combined text was tabled as Sessional Paper 98-1-163 entitled *An Act to Amend the Motor Vehicles Act (No. 2)* (Bill #65): French text.

MINISTERIAL STATEMENTS

Hon. Mr. Fairclough, Minister of Renewable Resources

- Protected Areas Strategy (Yukon)

SPEAKER'S STATEMENT (Re Parliamentary Language)

"Before proceeding to Question Period the Chair would like to make a statement respecting parliamentary language.

On November 30, 1998, during Question Period, concerns were raised when the Minister of Justice said that the Members for Riverdale South and Riverdale North had made 'false allegations' about the government's plans respecting a school.

The Member for Riverdale South went so far as to say 'I think we should note that the Minister once again called the Member for Riverdale South a liar.' A

review of the Blues indicates that the Minister of Justice did not use the word 'liar' at any time.

The question then is whether the term 'false allegations' is unparliamentary.

The Chair would refer members to Standing Order 19(1)(j) which states: 'A Member will be called to order by the Speaker if that Member charges another Member with uttering a deliberate falsehood.'

Also, the Chair of our Committee of the Whole, when making a ruling on December 16, 1996, stated: 'The Chair would not like to hear any Member allege that another Member of the House is not telling the truth.'

Members, however, have to recognize that there is a significant difference between saying someone has deliberately not told the truth and saying that they have simply got their facts wrong.

In that vein, Annotation 494 in Beuchesne states, in part: '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.'

To repeat, it is not unparliamentary to say that a Member has provided the House with incorrect information; instead, it is unparliamentary to accuse a Member of having deliberately and knowingly provided the House with incorrect information.

Members, too, must be aware that the context matters. A word may, on one occasion, be found to be unparliamentary if the Chair views it as being abusive or insulting and likely to create disorder. On another occasion, however, the Chair may not interfere when the same word is used because, at that time, it does not create a problem for Members.

In conclusion, the Chair urges Members to be careful that the language they use is respectful of this House and of every Member who is privileged to have a seat in it."

COMMITTEE OF THE WHOLE

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

The following Bill was reported with amendment:

Bill #68 - Territorial Court Act
-Hon. Ms. Moorcroft

The report of the Chair was adopted.

GOVERNMENT BILLS

The following Bills were read a third time and passed:

Bill #55 - Canadian Blood Agency/Canadian Blood Services Indemnification Act
-Hon. Mr. Sloan

Bill #62 - An Act to Amend the Child Care Act
-Hon. Mr. Sloan

Bill #49 - An Act to Amend the Securities Act
-Hon. Ms. Moorcroft

- Bill #63 - An Act to Amend the Dental Profession Act
-Hon. Ms. Moorcroft
- Bill #61 - An Act to Amend the Optometrists Act
-Hon. Ms. Moorcroft
- Bill #56 - Spousal Tort Immunity Abolition Act
-Hon. Ms. Moorcroft
- Bill #48 - An Act to Amend the Fuel Oil Tax Act
-Hon. Mr. McDonald
- Bill #50 - An Act to Amend the Jury Act
-Hon. Ms. Moorcroft
- Bill #59 - An Act to Amend the Limitation of Actions Act
-Hon. Ms. Moorcroft
- Bill #57 - Estate Administration Act
-Hon. Ms. Moorcroft
- Bill #67 - An Act to Amend the Private Investigators and Security Guards Act
-Hon. Ms. Moorcroft
- Bill #66 - Auxiliary Police Act
-Hon. Ms. Moorcroft
- Bill #52 - Miscellaneous Statute Law Amendment Act (1998)
-Hon. Ms. Moorcroft
- Bill #70 - An Act to Amend the Human Rights Act
-Hon. Ms. Moorcroft

The following Bill was called for Third Reading:

- Bill #54 - An Act to Amend the Maintenance and Custody Orders Enforcement Act
-Hon. Ms. Moorcroft

The question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

YEA

McDonald	McRobb	Jenkins	
Harding	Fentie	Duncan	
Moorcroft	Livingston	Cable	14
Sloan	Ostashek	Edelman	
Fairclough	Phillips		

NAY

0

Bill #54, accordingly, passed the House.

The following Bill was called for Third Reading:

Bill #60 - An Act to Amend the Family Property and Support Act
-Hon. Ms. Moorcroft

The question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

YEA			
McDonald	McRobb	Jenkins	
Harding	Fentie	Duncan	
Moorcroft	Livingston	Cable	14
Sloan	Ostashek	Edelman	
Fairclough	Phillips		
NAY			
			0

Bill #60, accordingly, passed the House.

The following Bill was called for Third Reading:

Bill #65 - An Act to Amend the Motor Vehicles Act (No. 2)
-Hon. Ms. Moorcroft

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	Fairclough	Phillips	
Harding	McRobb	Jenkins	
Moorcroft	Fentie	Duncan	15
Keenan	Livingston	Cable	
Sloan	Ostashek	Edelman	
NAY			
			0

Bill #65, accordingly, passed the House.

The following Bill was called for Third Reading:

Bill #58 - An Act to Amend the Wildlife Act
-Hon. Mr. Fairclough

The question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

YEA			
McDonald	Fairclough	Phillips	
Harding	McRobb	Jenkins	
Moorcroft	Fentie	Duncan	15
Keenan	Livingston	Cable	
Sloan	Ostashek	Edelman	
NAY			
			0

Bill #58, accordingly, passed the House.

The following Bill was called for Third Reading:

Bill #51 - Wilderness Tourism Licensing Act
-Hon. Mr. Fairclough

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	Fairclough	Phillips	
Harding	McRobb	Jenkins	
Moorcroft	Fentie	Duncan	15
Keenan	Livingston	Cable	
Sloan	Ostashek	Edelman	
NAY			
			0

Bill #51, accordingly, passed the House.

The following Bill was called for Third Reading:

Bill #53 - An Act to Amend the Employment Standards Act
-Hon. Ms. Moorcroft

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	Livingston	
Harding	Fairclough	Duncan	12
Moorcroft	McRobb	Cable	
Keenan	Fentie	Edelman	
NAY			
Ostashek	Phillips	Jenkins	3

Bill #53, accordingly, passed the House

The following Bill was called for Third Reading:

Bill #69 - Municipal Act
-Hon. Mr. Keenan

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	Fairclough	Phillips	
Harding	McRobb	Jenkins	
Moorcroft	Fentie	Duncan	15
Keenan	Livingston	Cable	
Sloan	Ostashek	Edelman	
NAY			
			0

Bill #69, accordingly, passed the House.

The Hon. Ms. Moorcroft requested and was granted unanimous consent to waive Standing Order 59(2) in order to report a Bill with amendment and then call it for Third Reading the same day.

The following Bill was called for Third Reading:

Bill #68 -Territorial Court Act
-Hon. Ms. Moorcroft

The question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

			YEA	
McDonald	Fairclough	Phillips		
Harding	McRobb	Jenkins		
Moorcroft	Fentie	Duncan	15	
Keenan	Livingston	Cable		
Sloan	Ostashek	Edelman		
			NAY	
				0

Bill #68, accordingly, passed the House.

GOVERNMENT BILLS

The following Bill was called for Second Reading:

Bill #13 - Third Appropriation Act, 1998-99
-Hon. Mr. McDonald

A debate arising on the motion for Second Reading and the time reaching 9:30 p.m. while Mr. Ostashek, Leader of the Official Opposition, 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 #13 was accordingly adjourned.

The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Thursday, December 3, 1998.

No. 119

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Thursday, December 3, 1998

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

TRIBUTES

In remembrance of Mary Rose McCulloch

Mr. Fentie, Member for Watson Lake, Mr. Phillips, Member for Riverdale North, and Ms. Duncan, Leader of the Third Party, paid tribute to long-time Watson Lake resident, former Justice of the Peace and coroner, and Order of Canada recipient, Mary Rose McCulloch. Ms. McCulloch passed away on June 21, 1998.

International Day for Persons with Disabilities

The Hon. Mr. Sloan, Minister of Health and Social Services, Mr. Jenkins, Member for Klondike, and Mrs. Edelman, Member for Riverdale South, recognized International Day for Persons with Disabilities.

TABLING RETURNS AND DOCUMENTS

Hon. Ms. Moorcroft, Minister responsible for the Women's Directorate

- Violence against women: 1998 Iqaluit Declaration by Federal/Provincial/Territorial Status of Women Ministers **(Sessional Paper #164)**

Hon. Mr. Keenan, Minister of Tourism

- Yukon Arts Centre 1997/98 Annual Report **(Sessional Paper #165)**

MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister responsible for the Women's Directorate

- Violence against women: 1998 Iqaluit Declaration

Hon. Mr. Keenan, Minister of Tourism

- Millennium program (Yukon)

GOVERNMENT BILLS

The following Bill was called for Second Reading:

Bill #13 - Third Appropriation Act, 1998-99

-Hon. Mr. McDonald

The debate continued on the motion for Second Reading.

Recess for "Lights Across Canada" Ceremony

During debate on the motion for Second Reading of Bill #13, entitled *Third Appropriation Act, 1998-99*, the Speaker, based on an understanding from the House Leaders that all Members had agreed to recess for the "Lights Across Canada" ceremony in the foyer of the Government building, declared a recess from 2:50 p.m. until approximately 4:00 p.m.

Debate continued on the motion for Second Reading of Bill #13 and, the time reaching 5:30 p.m. while Mr. Jenkins 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 #13 was accordingly adjourned.

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Monday, December 7, 1998.

No. 120

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Monday, December 7, 1998

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

TABLING RETURNS AND DOCUMENTS

Hon. Ms. Moorcroft, Minister of Justice

- Restorative Justice in Yukon (draft dated December 1998)

(Sessional Paper #166)

INTRODUCTION OF BILLS

Under Introduction of Bills, the Hon. Ms. Moorcroft, Minister of Justice, stated:

"I am tabling Bills which combine what I believe for each of these Bills to be a true copy of the English text into French. The Bills that I am tabling today are:

Bill #66, entitled *Auxiliary Police Act*, which was introduced and given First Reading on November 12, 1998; **(French Text: SP #167)**

Bill #69, entitled *Municipal Act*, which was introduced and given First Reading on November 17, 1998; **(French Text: SP #168)**

Bill #68, entitled *Territorial Court Act*, which was introduced and given First Reading on November 19, 1998; **(French Text: SP #169)**

Bill #57, entitled *Estate Administration Act*, which was introduced and given First Reading on November 10, 1998; **(French Text: SP #170)**

Bill #60, entitled *An Act to Amend the Family Property and Support Act*, which was introduced and given First Reading on November 2, 1998; **(French Text: SP #171)**

and

Bill #102, entitled *An Act to Amend the Children's Act*, which was introduced and given First Reading on November 2, 1998.

(French Text: SP #172)

MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister of Justice

- Restorative justice consultations

Unanimous consent to deal with Bill #102, An Act to Amend the Children's Act

The Hon. Mr. Harding, Government House Leader, rose to request unanimous consent with regard to Bill #102:

"The House Leaders have reached an agreement that the House should deal today with Bill #102, entitled *An Act to Amend the Children's Act*. Since this is a Private Member's Public Bill, it will require the unanimous consent of the House to allow it to be called for Second Reading and to be called for consideration in Committee of the Whole. Unanimous consent will also be required to allow Bill #102 to be called for Third Reading because it is a Private Member's Public Bill, because it will already have received one reading today, and because it is possible that it will be amended in Committee of the Whole. On behalf of the House Leaders, I would request the unanimous consent of the House to waive the relevant Standing Orders in order to proceed with Second Reading, consideration in Committee of the Whole, and Third Reading of Bill #102."

Unanimous consent was granted.

BILLS OTHER THAN GOVERNMENT BILLS

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

Bill #102 - An Act to Amend the Children's Act

-Mrs. Edelman

COMMITTEE OF THE WHOLE

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

The following Bill was reported with amendment:

Bill #102 - An Act to Amend the Children's Act

-Mrs. Edelman

The report of the Chair was adopted.

BILLS OTHER THAN GOVERNMENT BILLS

The following Bill was read a third time and passed:

Bill #102 - An Act to Amend the Children's Act

-Mrs. Edelman

ASSENT TO BILLS

The Assembly received the Commissioner to give Assent to certain Bills 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 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 titles of the Bills which had been passed severally as follows:

- Bill #55 -Canadian Blood Agency/Canadian Blood Services Indemnification Act
-Hon. Mr. Sloan
- Bill #62 - An Act to Amend the Child Care Act
-Hon. Mr. Sloan
- Bill #49 - An Act to Amend the Securities Act
-Hon. Ms. Moorcroft
- Bill #63 -An Act to Amend the Dental Profession Act
-Hon. Ms. Moorcroft
- Bill #61 -An Act to Amend the Optometrists Act
-Hon. Ms. Moorcroft
- Bill #56 -Spousal Tort Immunity Abolition Act
-Hon. Ms. Moorcroft
- Bill #48 -An Act to Amend the Fuel Oil Tax Act
-Hon. Mr. McDonald
- Bill #50 -An Act to Amend the Jury Act
-Hon. Ms. Moorcroft
- Bill #59 -An Act to Amend the Limitation of Actions Act
-Hon. Ms. Moorcroft
- Bill #57 -Estate Administration Act
-Hon. Ms. Moorcroft
- Bill #67 -An Act to Amend the Private Investigators and Security Guards Act
-Hon. Ms. Moorcroft
- Bill #66 -Auxiliary Police Act
-Hon. Ms. Moorcroft
- Bill #52 -Miscellaneous Statute Law Amendment Act (1998)
-Hon. Ms. Moorcroft
- Bill #70 -An Act to Amend the Human Rights Act
-Hon. Ms. Moorcroft
- Bill #54 -An Act to Amend the Maintenance and Custody Orders Enforcement Act
-Hon. Ms. Moorcroft
- Bill #60 -An Act to Amend the Family Property and Support Act
-Hon. Ms. Moorcroft
- Bill #65 -An Act to Amend the Motor Vehicles Act (No. 2)
-Hon. Mr. Keenan
- Bill #58 -An Act to Amend the Wildlife Act
-Hon. Mr. Fairclough
- Bill #51 -Wilderness Tourism Licensing Act
-Hon. Mr. Fairclough

- Bill #53 - An Act to Amend the Employment Standards Act
-Hon. Ms. Moorcroft
- Bill #69 - Municipal Court Act
-Hon. Ms. Moorcroft
- Bill #68 - Territorial Court Act
-Hon. Ms. Moorcroft
- Bill #102 - An Act to Amend the Children's Act
-Mrs. Edelman

The Commissioner assented the Bills:

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

The Commissioner then retired from the Chamber.

GOVERNMENT BILLS

The following Bill was called for Second Reading:

- Bill #13 -Third Appropriation Act, 1998-99
-Hon. Mr. McDonald

The debate continued on the motion for Second Reading of Bill #13.

Quorum Count

At 3.18 p.m., Mr. Phillips, Member for Riverdale North, 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 for Second Reading of Bill #13, entitled *Third Appropriation Act, 1998-99*, it was agreed to on the following recorded Division:

YEA

McDonald	Sloan	Fentie	
Harding	Fairclough	Hardy	10
Moorcroft	McRobb	Livingston	
Keenan			

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 #13 -Third 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, December 8, 1998.

No. 121

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Tuesday, December 8, 1998

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

TABLING RETURNS AND DOCUMENTS

Mr. Ostashek, Leader of the Official Opposition

- Merger of Superior Propane and ICG Propane: Petro-Canada completes sale of ICG (cnews story dated December 8, 1998) **(Filed Document #59)**

MINISTERIAL STATEMENTS

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

- Energy-efficient initiatives: Yukon Housing Corporation

COMMITTEE OF THE WHOLE

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

At 3:45 p.m., Committee of the Whole passed the following motion:

THAT John Wright, Chair of the Workers' Compensation Health and Safety Board, and Tony Armstrong, President of the Workers' Compensation Health and Safety Board, appear as witnesses before Committee of the Whole from 7:30 p.m. until 9:30 p.m., on Wednesday, December 9, 1998, to discuss matters related to the Workers' Compensation Health and Safety Board.

(C/W Motion #2)

Progress was reported on the following Bill:

Bill #13 -Third 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, December 9, 1998.

No. 122

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Wednesday, December 9, 1998

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

TABLING RETURNS AND DOCUMENTS

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

- High risk alcohol use in the Yukon: a synthesis of research results (dated August 1998) by Florence Kellner, Carleton University **(Sessional Paper #173)**

COMMITTEE OF THE WHOLE

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

Before proceeding to debate on Bill #13, entitled *Third Appropriation Act, 1998-99*, the Chair gave the following ruling:

"Yesterday the Member for Riverdale North raised a Point of Order about language used by the Government Leader. The Chair stated that the Blues would be reviewed and the Chair would respond later.

The Chair, as a matter of course, reviewed all the proceedings which took place during the time when the Point of Order was raised. Although this statement was occasioned by a specific Point of Order, the following thoughts should also be understood to apply to those entire proceedings which Members must agree contained a number of intemperate and unrestrained remarks.

In preparing this statement, the Chair has once again reviewed the direction found in the Assembly's Standing Orders and in Annotations 485 to 494 in *Beauchesne* respecting the language that should be expected in this House.

Standing Order 19(1)(j) states: "A Member will be called to order . . . if that Member uses abusive or insulting language of a nature likely to create disorder."

Members will recall that the Speaker, in a statement to the House on December 2, 1998, provided advice similar to that found in Annotation 491 in *Beauchesne* when he stated:

'Members, too, must be aware that the context matters. A word may, on one occasion, be found to be unparliamentary if the Chair views it as being abusive or insulting and likely to create disorder. On another occasion, however, the

Chair may not interfere when the same word is used because, at that time, it does not create a problem for Members.'

Returning to the Point of Order raised by the Member for Riverdale North on December 8, 1998, the Member, in stating his Point of Order, said 'Mr. Chair, the Member is accusing me of slandering somebody's name. I believe that is unparliamentary.'

The Government Leader, in speaking to the Point of Order, stated: 'Mr. Chair, I'm drawing conclusions about the effect of a Member's criticism I'm saying that the effect of what he has done has slandered someone'

A review of the remarks being referred to by the Member for Riverdale North and the Government Leader indicate that the Government Leader used the following expressions:

- (1) '[T]he incredibly slanderous comments that have been directed at the Minister of Tourism are completely unjustified and the Members opposite, think that it's some kind of game in the Legislature, to slander a person mercilessly'
- (2) 'They can slander a person'
- (3) 'That he could be that vicious in this Legislature, trying to slander a person's name'

Yesterday, at the time the Point of Order was raised, the Chair said that it would not be unparliamentary to say that the effect of a Member's remarks would be to slander someone. It would, however, be unparliamentary to say that a Member is slandering someone.

The Government Leader, in speaking to the Point of Order, expressed that same point. The difficulty, however, is that the remarks being referred to do not convey that subtlety - they, in fact, make the direct statement that the comments of the Member for Riverdale North were slanderous and that they were deliberately slanderous.

The Chair accepts the Government Leader's contention that he was attempting to describe the effect of the remarks of the Member for Riverdale North. The Chair, however, would conclude that the Government Leader's statements went beyond that description and would ask that, in the future, greater care be taken when phrasing remarks such as those made yesterday.

The Chair again notes that the Government Leader's remarks were made in the context of proceedings in which much of the language could be considered conducive to disorder. This Chair's practice has been to restrict interventions by the Chair in order to permit full and unfettered debate. In light of yesterday's events and the increasing frequency of Points of Order respecting unparliamentary language, the Chair, in the future, will be more attentive to the language used and will step in more frequently to ensure order is preserved.

Finally, the Chair can only repeat the appeal made by the Speaker on December 2, 1998, when he said:

'[T]he Chair urges Members to be careful that the language they use is respectful of this House and of every Member who is privileged to have a seat in it.' "

Progress was reported on the following Bill:

Bill #13 -Third Appropriation Act, 1998-99
-Hon. Mr. McDonald

John Wright, Chair of the Workers' Compensation Health and Safety Board, and Tony Armstrong, President of the Board, appeared as witnesses before Committee of the Whole from 7:30 p.m. to 9:30 p.m., pursuant to Committee of the Whole Motion #2 passed December 8, 1998.

The report of the Chair was adopted.

The Assembly adjourned at 9:32 p.m. until 1:30 p.m., Thursday, December 10, 1998.

No. 123

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Thursday, December 10, 1998

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

TRIBUTES

Universal Declaration of Human Rights: fiftieth anniversary

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

In remembrance of Shaughnessy Cohen, M.P.

Ms. Duncan, Leader of the Third Party, paid tribute to Shaughnessy Cohen, Member of Parliament for Windsor-St. Clair, who collapsed on the floor of the House of Commons on December 9, 1998, and passed away later that day. Ms. Cohen had been Chair of the Standing Committee on Justice and Human Rights.

MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister of Education

- Women's transition homes training trust fund

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. Mr. Moorcroft:

THAT the Yukon Legislative Assembly, pursuant to subsection 16(1) of the *Human Rights Act*, appoint Mary Kane to be a member of the Yukon Human Rights Commission. **(Motion #148)**

The question being put on the motion, 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 Erwin Ordoñez de Leon to the Yukon Human Rights Board of Adjudication. **(Motion #149)**

The question being put on the 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 #13 -Third Appropriation Act, 1998-99
-Hon. Mr. McDonald

The report of the Chair was adopted.

The Assembly adjourned at 5:30 p.m. until 1:30 p.m., Monday, December 14, 1998.

No. 124

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Monday, December 14, 1998

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

TABLING RETURNS AND DOCUMENTS

Hon. Mr. McDonald, Government Leader

- Yukon Council on the Economy and the Environment Report (April 1995 - March 1998) **(Sessional Paper #174)**

Hon. Ms. Moorcroft, Minister of Justice

- *Auxiliary Policing Act* re settling with injured plaintiff **(Legislative Return #79)**
- Yukon Training Strategy (dated December 1998) **(Sessional Paper #175)**

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

- Yukon Housing Corporation 1997/98 Annual Report **(Sessional Paper #176)**
- Yukon Liquor Corporation 1997/98 Annual Report **(Sessional Paper #177)**

MINISTERIAL STATEMENTS

Hon. Ms. Moorcroft, Minister of Education

- Training Strategy (Yukon): revised

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #13 -Third 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., Tuesday, December 15, 1998.

No. 125

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

29th Legislative Assembly

First Session

Tuesday, December 15, 1998

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

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Fairclough, Minister of Renewable Resources

- Yukon Conservation Strategy 1996 and 1997 Annual Review by the Yukon Council on the Economy and the Environment (dated May 1998) **(Sessional Paper #178)**

Hon. Mr. Sloan, Minister of Government Services

- Property Management Agency 1997/98 Annual Report **(Sessional Paper #179)**
- Fleet Vehicle Agency 1997/98 Annual Report **(Sessional Paper #180)**

Hon. Mr. Keenan, Minister of Tourism

- Yukon Arts Centre 1997/98 Annual Report: replacement for incomplete report tabled December 3, 1998 **(Sessional Paper #165)**

PETITION

Mr. Phillips, Member of Riverdale North, presented the following petition:

- re catch-and-release fishing **(Petition #9)**

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 4:52 p.m.:

THAT Committee of the Whole and the Assembly be empowered to sit from 5:30 p.m. to 7:00 p.m. for the purpose of completing consideration of Bill #13, entitled *Third Appropriation Act, 1998-99*, in Committee of the Whole; for the House to consider Third Reading of Bill #13; and for receiving the Commissioner to grant Assent to Bill #13.

The following Bill was reported without amendment:

Bill #13 - Third 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 #13 -Third Appropriation Act, 1998-99
-Hon. Mr. McDonald

The question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

YEA			
McDonald	Sloan	Fentie	
Harding	Fairclough	Hardy	10
Moorcroft	McRobb	Livingston	
Keenan			
NAY			
Ostashek	Jenkins	Cable	6
Phillips	Duncan	Edelman	

SPECIAL ADJOURNMENT MOTION

It was moved by the Hon. Mr. Harding, Government 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 a 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.

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 #13 -Third 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.

The Assembly adjourned at 6:42 p.m.

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November 2, 1998 - December 15, 1998

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		

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Bill #	Title	1R	2R	C/W * with amendment	3R&P	A
66	Auxiliary Police Act	98-11-12	98-11-16	98-11-24	98-12-02	98-12-07
55	Canadian Blood Agency/ Canadian Blood Services Indemnification Act	98-11-02	98-11-02	*98-11-02	98-12-02	98-12-07
62	Child Care Act, An Act to Amend the	98-11-02	98-11-02	98-11-03	98-12-02	98-12-07
63	Dental Profession Act, An Act to Amend the	98-11-02	98-11-02	*98-11-09	98-12-02	98-12-07

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Bill #	Title	1R	2R	C/W * with amendment	3R&P	A
53	Employment Standards Act, An Act to Amend the	98-11-16	98-11-19	* 98-12-01	98-12-02	98-12-07
57	Estate Administration Act	98-11-10	98-11-16	* 98-11-23	98-12-02	98-12-07
60	Family Property and Support Act, An Act to Amend the	98-11-02	98-11-03	* 98-11-23	98-12-02	98-12-07
48	Fuel Oil Tax Act, An Act to Amend the	98-11-02	98-11-03	98-11-09	98-12-02	98-12-07
70	Human Rights Act, An Act to Amend the	98-11-30	98-12-01	98-12-01	98-12-02	98-12-07
50	Jury Act, An Act to Amend the	98-11-04	98-11-05	98-11-09	98-12-02	98-12-07
59	Limitation of Actions Act, An Act to Amend the	98-11-04	98-11-05	* 98-11-09	98-12-02	98-12-07
54	Maintenance and Custody Orders Enforcement Act, An Act to Amend the	98-11-02	98-11-03	98-11-05	98-12-02	98-12-07
52	Miscellaneous Statute Law Amendment Act (1998)	98-11-25	98-11-26	98-12-01	98-12-02	98-12-07
65	Motor Vehicles Act (No. 2), An Act to Amend the	98-11-04	98-11-09	* 98-11-16	98-12-02	98-12-07
69	Municipal Act	98-11-17	98-11-24	* 98-11-30	98-12-02	98-12-07
64	Oil and Gas Act Confirmation Act	98-11-02	98-11-02	98-11-02	98-11-02	98-11-02
61	Optometrists Act, An Act to Amend the	98-11-02	98-11-02	* 98-11-02	98-12-02	98-12-07
67	Private Investigators and Security Guards Act, An Act to Amend the	98-11-10	98-11-16	98-11-23	98-12-02	98-12-07
49	Securities Act, An Act to Amend the	98-11-02	98-11-03	98-11-09	98-12-02	98-12-07
56	Spousal Tort Immunity Abolition Act	98-11-02	98-11-03	98-11-09	98-12-02	98-12-07
68	Territorial Court Act	98-11-19	98-11-25	* 98-12-02	98-12-02	98-12-07
13	Third Appropriation Act, 1998-99	98-11-02	98-12-07	98-12-15	98-12-15	98-12-15
51	Wilderness Tourism Licensing Act	98-11-10	98-11-16	* 98-11-19	98-12-02	98-12-07
58	Wildlife Act, An Act to Amend the	98-11-05	98-11-09	98-11-10	98-12-02	98-12-07

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Bill #	Title	1R	2R	C/W * with amendment	3R&P	A
102	Children's Act, An Act to Amend the	98-11-02	98-12-07	* 98-12-07	98-12-07	98-12-07

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YUKON LEGISLATIVE ASSEMBLY

Motions adopted during the
1998 Fall Sitting of the
continuation of the
First Session of the
29th Legislative Assembly

November 2, 1998 - December 15, 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
1998 Fall Sitting of the
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November 2, 1998 - December 15, 1998

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YUKON LEGISLATIVE ASSEMBLY

Motions adopted during the
1998 Fall Sitting of the
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First Session of the
29th Legislative Assembly

November 2, 1998 - December 15, 1998

Substantive Motions

1. Motion #148 - Hon. Ms. Moorcroft, Minister of Justice
Carried December 10, 1998

THAT the Yukon Legislative Assembly, pursuant to subsection 16(1) of the *Human Rights Act*, appoint Mary Kane to be a member of the Yukon Human Rights Commission.

2. Motion #149 - Hon. Ms. Moorcroft, Minister of Justice
Carried December 10, 1998

THAT the Yukon Legislative Assembly, pursuant to section 21 of the *Human Rights Act*, appoint Erwin Ordoñez de Leon to the Yukon Human Rights Board of Adjudication.

Committee of the Whole Motions

1. C/W Motion #1 - Hon. Mr. Harding, Minister responsible for the Yukon Development Corporation
Carried November 16, 1998

THAT Ray Wells, Chair of the Board of Directors of the Yukon Development Corporation, and Rob McWilliam, President of the Yukon Development Corporation, appear as witnesses before Committee of the Whole from 7:30 p.m. until 9:30 p.m., on Monday, November 16, 1998, to discuss matters related to the Yukon Energy Corporation.

2. C/W Motion #2 - Hon. Mr. McDonald, Government Leader
Carried December 8, 1998

THAT John Wright, Chair of the Workers' Compensation Health and Safety Board, and Tony Armstrong, President of the Workers' Compensation Health and Safety Board, appear as witnesses before Committee of the Whole from 7:30 p.m. until 9:30 p.m., on Wednesday, December 9, 1998, to discuss matters related to the Workers' Compensation Health and Safety Board.