

JOURNALS

YUKON LEGISLATIVE ASSEMBLY



FIRST SESSION

32nd LEGISLATURE

November 23, 2006 – December 13, 2006

Speaker: The Hon. Ted Staffen

No. 1
VOTES AND PROCEEDINGS
of the
YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Thursday, November 23, 2006

This being the day appointed for the opening of the First Session of the Thirty-Second Wholly-Elected Legislative Assembly of Yukon for the dispatch of business and the oaths having been already administered to the Members of the Legislative Assembly, the Members took their seats in the House.

Proclamation

The Clerk of the Legislative Assembly, Patrick L. Michael, read the Proclamation as follows:

“TO ALL TO WHOM these presents shall come or whom the same may in any wise concern

GREETINGS

A PROCLAMATION

KNOW YE THAT under and by virtue of the power and authority vested in the Commissioner of Yukon, the Legislative Assembly is summoned to meet for dispatch of business in the Yukon Legislative Assembly Chamber, Yukon Government Administration Building, Whitehorse, Yukon, on Thursday, the twenty-third day of November, A.D., 2006 at the hour of three o'clock in the afternoon.

ALL OF WHICH all persons concerned are required to take notice and to govern themselves accordingly.

GIVEN UNDER my hand and seal of Yukon, at Whitehorse, Yukon, this 6th day of November, A.D., 2006.

Geraldine Van Bibber
Commissioner of the Yukon”

Clerk Reports on Members Elected

The Clerk of the Legislative Assembly reported on the Members elected to the Yukon Legislative Assembly as follows:

“Pursuant to the provisions of the *Elections Act* the Commissioner has been informed of the receipt of Returns to Writs for the General Election conducted on the tenth day of October, 2006. These Returns show that the following Members were duly elected:

Copperbelt	Arthur Mitchell
Klondike	Steve Nordick
Kluane	Gary McRobb
Lake Laberge	Brad Cathers
McIntyre-Takhini	John Edzerza
Mayo-Tatchun	Eric Fairclough
Mount Lorne	Steve Cardiff
Pelly-Nisutlin	Marian Horne
Porter Creek Centre	Archie Lang
Porter Creek North	Jim Kenyon
Porter Creek South	Don Inverarity
Riverdale North	Ted Staffen
Riverdale South	Glenn Hart
Southern Lakes	Patrick Rouble
Vuntut Gwitchin	Darius Elias
Watson Lake	Dennis Fentie
Whitehorse Centre	Todd Hardy
Whitehorse West	Elaine Taylor

Patrick L. Michael
Clerk of the Yukon
Legislative Assembly”

Clerk advises House that Commissioner will not deliver Speech from the Throne until Speaker is elected

The Commissioner, the Hon. Geraldine Van Bibber, entered the Chamber and took the Chair.

The Clerk of the Legislative Assembly then stated:

“I am commanded by the Commissioner, in her capacity as Lieutenant-Governor, to state that she does not see fit to declare the causes of the summoning of the present Assembly until a Speaker of this Assembly shall have been chosen according to law, but today at a subsequent hour she will declare the causes of the calling of this Assembly.”

The Commissioner then retired from the Chamber.

ELECTION OF SPEAKER

The Clerk addressed the House:

"Honourable Members, nominations are invited for the office of Speaker of this Assembly."

It was moved by the Hon. Mr. Fentie, Premier, and seconded by Mr. Mitchell, Leader of the Official Opposition, and Mr. Cardiff, Acting Leader of the Third Party:

"THAT Ted Staffen, Member for Riverdale North, do take the Chair of this Assembly as Speaker." (Motion #1)

The Clerk, having scanned the House for further nominations, repeated the motion and called for a vote. He then stated:

"The ayes have it, and Ted Staffen, Member for Riverdale North, is, by direction of this Assembly, duly elected as Speaker of the Yukon Legislative Assembly."

SPEAKER'S ADDRESS TO THE ASSEMBLY

The Speaker retired, donned his robe and re-entered the Chamber.

The Premier, the Official Opposition House Leader, and the Acting Leader of the Third Party shook hands with the newly-elected Speaker and offered their congratulations.

Standing on the Dais, the Speaker thanked the Assembly as follows:

"I would like to express my thanks to the Assembly for the great honour it has given me by electing me to be its Speaker.

I would also like to take this opportunity to thank my wife, Susan, our son, Jess, and our daughter, Bailey, for their unqualified support. I'd also like to express my gratitude to the constituents of Riverdale North for re-electing me. I look forward to representing and serving you in the future. Thank you."

The Speaker then took his seat and addressed the Clerk as follows:

"Mr. Clerk, will you please advise the Commissioner, in her capacity as Lieutenant-Governor, that the Assembly is now prepared to hear the Speech from the Throne."

The Commissioner returned to the Chamber and took the Chair.

SPEAKER'S ADDRESS TO THE COMMISSIONER

The Speaker then said:

"Madame Commissioner:

The Members of the Legislative Assembly have elected me to be their Speaker and I recognize the important duties now given to me. If, in the performance of those duties, I should at any time make a mistake, the fault is mine and not that of the Assembly, whose servant I am. At this time, so that all Members of the Assembly can best carry out their duty to Yukon, to their country and to the Queen, I would claim for them their undoubted rights and privileges, especially freedom of speech in their debates, access to your

person when necessary, and your favourable consideration of their proceedings.”

RESPONSE BY THE COMMISSIONER

The Commissioner then said:

“Mr. Speaker:

I am pleased to declare to you that I believe in the duty of the Assembly and, not doubting that the Assembly’s proceedings will be conducted with wisdom, temper and care, I grant and allow the Assembly’s constitutional privileges. I assure you that the Assembly shall have ready access to me and that the Assembly’s proceedings, words and actions will receive from me favourable consideration.”

SPEECH FROM THE THRONE

The Commissioner then delivered the Speech from the Throne as follows:

“Mr. Speaker, Members of the Yukon Legislative Assembly, Yukoners, visitors and honoured guests, I welcome you in our Sovereign’s name to the First Session of the Thirty-Second Legislative Assembly.

In today’s Yukon, there is a rekindled economy, unemployment is at historic lows, our population is increasing, property values are on the rise and my government’s financial health is among the best of all jurisdictions in Canada.

The Yukon is poised to continue its advance on the pathway to growth and prosperity by continuing the vision and the direction that was established by my government in the election of 2002.

It was through dedication and hard work that my government built a strong foundation for Yukon’s future over the past four years. On October 10, 2006, my government received a second mandate from the people of Yukon to continue to advance and to keep the territory on its current pathway of growth and prosperity.

It is worthy to note that my government is the only government since 1989 to achieve a second mandate. This is indeed historic and clearly demonstrates that the people of Yukon wanted political stability and continuity.

Building Yukon’s Future Together

My government’s vision, “Building Yukon’s Future Together – A Clear Vision for a Bright Future,” has four major pillars:

- achieving a better quality of life by building healthy, safe communities with skilled and adaptable people;
- protecting Yukon’s pristine environment, preserving our wildlife; and studying and mitigating the impacts of climate change;
- promoting a strong, diversified private sector economy by developing Yukon’s vast natural resources, wilderness tourism potential, agriculture, arts and culture, information technology, and film and sound, as well as the traditional industries of outfitting and trapping; and
- practising good governance with strong fiscal management and a climate of cooperation, collaboration and partnership with our First Nation governments, our two sister territories, our provincial counterparts and the federal government.

These are the pillars upon which my government will build Yukon’s future.

In the recent 2006 election, my government asked Yukoners to imagine a better and brighter tomorrow.

It asked Yukoners to imagine a tomorrow where our children are not faced with crack houses and drug dealers in their neighbourhoods.

In order to achieve this objective, my government is committed to implementing its Substance Abuse Action Plan based on four strategic directions: harm reduction, prevention and education, treatment and enforcement.

My government has stated that there will be zero-tolerance for drug dealers and that the enforcement provisions of the Substance Abuse Action Plan will be utilized to ensure drug houses are shut down in Yukon and drug dealers leave the territory.

One of the enforcement tools is the *Safer Communities and Neighbourhoods Act* that allows enforcement officers to shut down drug houses and other illegal activities in our communities.

Investigators have now been hired and the office should be in operation in the very near future.

My government is also focusing on new treatment options and facilities for those who have become addicted to drugs in accordance with the initiatives outlined in its Corrections Action Plan.

To this end, my government will be introducing a therapeutic problem-solving court to the Yukon justice system where those offenders with challenges, such as addictions, FASD, or mental health problems are able to work with the court in a 'holistic' manner to address the treatment needs of the offender.

During the election, Yukoners were asked to imagine a tomorrow where our elders and seniors are able to stay in their homes and within their communities as their needs increase.

To achieve this end, my government is committed to delivering expanded homecare services, re-opening the Thomson Centre, establishing a palliative care unit, and consulting with Yukoners on new elders and seniors facilities in Teslin and other communities in addition to those being planned or under construction in Watson Lake, Dawson City and Haines Junction.

Yukoners were also asked to imagine a tomorrow where affordable, accessible, high-quality childcare and early learning services are available for children and parents in all Yukon communities.

My government is committed to delivering a territorywide childcare and early learning strategy for children and parents based on the priorities that parents themselves have established.

Yukoners were asked to imagine a tomorrow where children with disabilities receive therapies and support services they need to achieve their full potential and live happy productive lives.

My government is committed to expanding support services currently provided to children with autism to include children with other severe disabilities such as cerebral palsy, muscular dystrophy and Down syndrome.

Yukoners were asked to imagine a tomorrow with more doctors and other health care professionals because more of our children have been given access to higher education and have returned home to practice here.

My government is committed to ensuring that Yukon families have improved access to the doctors and other medical professionals they need through measures designed to increase accessible health care for Yukon families.

Yukoners were asked to imagine a tomorrow where all the skills and trades training that Yukoners and their children need is available in Yukon schools and more and more Yukon children are able to graduate from high school and pursue post-secondary education.

My government is committed to introducing a comprehensive skills and trades training strategy to meet the needs of our growing and prosperous economy and to implement the findings of its major Education Reform initiative.

Yukoners were asked to imagine a tomorrow where help is available for seniors, stay-at-home parents, those on social assistance and students to participate in the job market.

My government is committed to assisting potential employees to enter the labour market and help employees fill existing vacancies in the entry-level work force.

Yukoners were asked to imagine a tomorrow where Yukoners have ready access to land to meet their needs.

My government is committed to making land available to Yukoners for community, residential, recreational, agricultural, commercial and industrial purposes while respecting the interests of existing land holders.

This will be accomplished by streamlining the land application process and ensuring that appropriate policies and administrative structures are put in place to manage Crown land in the territory.

Yukoners were asked to imagine a tomorrow where the Yukon is renowned for taking innovative steps to address climate change with its own Climate Change Research Centre of Excellence for the North.

As part of its Climate Change Strategy, my government is committed to:

- establishing Yukon College as a Climate Change Research Centre of Excellence for the North;
- building a Cold Climate Innovation Cluster situated at Ayamdigut Campus at Yukon College to specialize in three general areas of cold climate technology including building construction and maintenance, municipal infrastructure and geotechnical works;
- increasing inventory monitoring, data collection and research on the impacts of climate change on the Porcupine Caribou Herd and other wildlife species such as moose, caribou, bears and Yukon wood bison;
- promoting the Old Crow Campus of Yukon College as an integral part of research on the Porcupine Caribou Herd to ensure local and traditional knowledge is utilized in strategies to lessen the impacts of climate change; and
- including the Yukon Wildlife Preserve as an affiliate of the Yukon College Climate Change Research Centre of Excellence in order to study the impacts of climate change on Yukon wildlife.

Yukoners were asked to imagine a tomorrow where the Yukon is renowned for protecting, preserving and celebrating its pristine environment, sensitive ecosystems and wilderness landscapes for the benefit of future generations and the global community.

My government is committed to meeting its obligations to establish Special Management Areas and Habitat Protection Areas under the land claims settlements as well as to plan and manage a system of wilderness preserves, natural environment parks and ecological reserves throughout the territory.

As part of this initiative, my government is committed to showcasing Yukon parks and urging the Government of Canada to increase its investment in its three national parks in Yukon, including Parks Canada's presence in Dawson City.

Yukon's breathtaking wilderness has been identified as one of the major drivers in promoting the future economic growth of the territory.

Yukoners were asked to imagine a prosperous tomorrow whereby economic activity will be robust from now into the foreseeable future fueled by the demand for the territory's abundance of mineral, oil and gas and other resources as well as a dramatic expansion in the tourism sector due to an increasing demand by international travelers seeking to experience Yukon's breathtaking wilderness and northern cultures.

My government is committed to providing access to land, regulatory certainty, business incentive and marketing programs, and the provision of necessary transportation and energy infrastructure to support the development and growth of a prosperous and diversified private sector economy.

Yukoners were asked to imagine a tomorrow with the Yukon coming of age through effective leadership, political stability, cooperative governance and strong fiscal management.

My government is committed to continuing its cooperative approach to governance whether it be with municipal governments, First Nation governments, our two sister territories, neighbouring jurisdictions such as Alaska, British Columbia and Alberta, the provincial governments, through the Council of the Federation and the Government of Canada.

My government is committed to working with the Northwest Territories, Nunavut and Canada to create a new Northern Vision demonstrating that Canada north of 60 is coming of age, that Canada's northern frontier will become Canada's future and that the territories will play an increasingly important role in Canadian confederation. The fact that Yukon, in collaboration with its two sister territories, is hosting the 2007 Canada Winter Games is an acknowledgement of this new reality and gives the North an opportunity to showcase itself to southern Canadians.

My government remains committed to completing and implementing land claims as well as making First Nations full partners in the economic development of the territory.

To accomplish this end, my government will work with First Nations, Yukon College and the private sector to provide training for Yukon First Nations for land claims implementation, especially in relation to capacity development for First Nation governance.

My government looks forward to continuing our constructive and cooperative relationship with the dynamic Yukon francophone community.

It also remains committed to practising open, accountable, fiscally responsible government through legislative renewal and the provision of balanced budgets as the way of the future.

My government is committed to working constructively with all members of the House to improve the operation of its committees and the proceedings of the legislature itself.

Most importantly, my government will work closely with all Yukoners, whether it be in the private or public sector to ensure a future filled with promise for every one of our citizens.

During this sitting Honourable Members will be asked to consider Bill No. 2 the *Fourth Appropriation Act 2005-06*, Bill No. 3 *Second Appropriation Act 2006-07* and Bill No. 31 - *Act to Amend the Income Tax Act*.

May divine providence attend your deliberations. I thank you in our Sovereign's name. God Bless Yukon and God Bless Canada."

The Commissioner then retired from the Chamber.

The Speaker resumed the Chair and prior to calling the House to order, informed the House that former Speaker Sam Johnston, would be received to give the opening prayer and directed the Sergeant-at-Arms to escort Mr. Johnston to the Table.

At the conclusion of the opening prayer, the Speaker called the House to order.

INTRODUCTION OF PAGES

The Speaker informed the Assembly that Napanda Ausiku, Tanner Cassidy, Erin Eady, Craig Flaherty, Kathleen Hare and Mauricio Ruiz from Vanier Catholic Secondary School would be serving as Pages during the Fall Sitting. All pages were welcomed to the House.

PRO FORMA BILL

Bill #101 - Act to Perpetuate a Certain Ancient Right
-Mr. Nordick

TABLING SPEECH FROM THE THRONE

The Speaker informed the Assembly that he had received a copy of the Speech from the Throne which he tabled. (Sessional Paper #1)

SPEECH FROM THE THRONE CONSIDERED ON DAY FOLLOWING:

On motion of the Hon. Mr. Fentie, Premier:

RESOLVED THAT the Speech from the Throne be considered on a day following.

Consideration of Speech from the Throne

The Hon. Mr. Cathers, Government House Leader, informed the House, pursuant to Standing Order 26(2), that consideration of a motion for an Address in Reply to the Speech from the Throne would take place on Monday, November 27, 2006.

MOTIONS RESPECTING APPOINTMENTS OF PRESIDING OFFICERS

Election of Deputy Speaker and Chair of Committee of the Whole

On the motion of the Hon. Mr. Cathers, Government House Leader:

RESOLVED THAT Steve Nordick, Member for Klondike, be appointed Deputy Speaker and Chair of Committee of the Whole. (Motion #2)

INTRODUCTION OF BILLS (First Reading)

Bill #2 - Fourth Appropriation Act, 2004-05
-Hon. Mr. Fentie

Bill #3 - Second Appropriation Act, 2005-06
-Hon. Mr. Fentie

MONEY MESSAGE

Bill #2, Fourth Appropriation Act, 2004-05, and Bill #3, Second Appropriation Act, 2005-06, were accompanied by a money message.

The Assembly adjourned at 3:38 p.m. until 1:00 p.m., Monday, November 27, 2006.

No. 2

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Monday, November 27, 2006

The Speaker took the Chair at 1:00 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Staffen, Speaker

- Conflict of Interest Commission Annual Report for the period ending March 31, 2006 (Sessional Paper #2)
- Absence of Members from Sitzings of the Legislative Assembly and its Committees: Report of the Clerk of the Legislative Assembly (dated November 23, 2006) (Sessional Paper #3)

INTRODUCTION OF BILLS (First Reading)

Bill #31 - Act to Amend the Income Tax Act
-Hon. Mr. Fentie

MINISTERIAL STATEMENT

Hon. Ms. Horne, Minister of Justice

- Safer Communities and Neighbourhoods

ADDRESS IN REPLY TO THE SPEECH FROM THE THRONE

Moved by Mr. Nordick, Member for Klondike:

THAT the following Address be presented to the Commissioner of Yukon:

MAY IT PLEASE THE COMMISSIONER: We, the Members of the Yukon Legislative Assembly, beg leave to offer our humble thanks for the gracious Speech that you have addressed to the House. (Motion #27)

Debate started on the motion.

Consideration of Speech from the Throne

The Hon. Mr. Cathers, Government House Leader, informed the House, pursuant to Standing Order 26(2), that consideration of a motion for an Address

in Reply to the Speech from the Throne would take place on Tuesday, November 28, 2006.

A debate arising on the motion and the time reaching 5:30 p.m., while Mr. McRobb, Member for Kluane, was speaking to it, the Speaker, pursuant to Standing Order 2(2), adjourned the House until Tuesday, November 28, 2006 and debate on Motion #27 was accordingly adjourned.

The Assembly adjourned at 5:30 p.m. until 1:00 p.m., Tuesday, November 28, 2006.

No. 3

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Tuesday, November 28, 2006

The Speaker took the Chair at 1:00 p.m.

PETITIONS

Mr. Cardiff, Member for Mount Lorne, presented the following Petition:

- Animal Protection Legislation **(Petition #1)**

NOTICE RE OPPOSITION PRIVATE MEMBERS' BUSINESS

Pursuant to Standing Order 14.2(3), Mr. McRobb, Official Opposition House Leader, identified Motion #3, as being the item to be called during Opposition Private Members' Business on Wednesday, November 29, 2006.

Pursuant to Standing Order 14.2(3), Mr. Cardiff, Third Party House Leader, informed the House that the Third Party Members did not wish to identify any items to be called during Opposition Private Members' Business on Wednesday, November 29, 2006.

CONSIDERATION OF SPEECH FROM THE THRONE

The Hon. Mr. Cathers, Government House Leader, informed the House, pursuant to Standing Order 26(2), that consideration of a motion for an Address in Reply to the Speech from the Throne would take place on Wednesday, November 29, 2006, if necessary.

ADDRESS IN REPLY TO THE SPEECH FROM THE THRONE

Moved by Mr. Nordick, Member for Klondike:

THAT the following Address be presented to the Commissioner of Yukon:

MAY IT PLEASE THE COMMISSIONER: We, the Members of the Yukon Legislative Assembly, beg leave to offer our humble thanks for the gracious Speech that you have addressed to the House. **(Motion #27)**

A debate continuing on the motion and the time reaching 5:30 p.m., while Mr. Fairclough, Member for Mayo-Tatchun was speaking to it, the Speaker, pursuant to Standing Order 2(2), adjourned the House until Wednesday, November 29, 2006 and debate on Motion #27 was accordingly adjourned.

The Assembly adjourned at 5:30 p.m. until 1:00 p.m., Wednesday, November 29, 2006.

No. 4

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Wednesday, November 29, 2006

The Speaker took the Chair at 1:00 p.m.

PETITIONS

Report of the Clerk

The Clerk reported on Petition #1 as follows:

“Mr. Speaker, and honourable members of the Assembly:

I have had the honour to review a petition, being Petition #1 of the First Session of the 32nd Legislative Assembly, as presented by the Member for Mount Lorne on November 28, 2006. 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 #1 was deemed to have been read and received.

UNANIMOUS CONSENT RE: 2006 FALL SITTING

Mr. Rouble, Minister of Education, rose on behalf of the House Leaders to seek unanimous consent of the House for the manner in which the 2006 Fall Sitting shall be managed:

“Mr. Speaker, Members of the Legislative Assembly will be aware that there was an all-party agreement in place before this Sitting began that specified:

- (1) the Sitting would open on Thursday, November 23 with the Speech from the Throne;
- (2) the Government would introduce three bills for the consideration of the House being:
 - (a) a supplementary appropriation for the 2005-2006 fiscal year,
 - (b) a supplementary appropriation for the 2006-2007 fiscal year, and
 - (c) a bill amending the *Income Tax Act*;
- (3) the motion for the appointment of the Standing Committee on Rules, Elections and Privileges would set the membership of the committee as including three

Government Caucus members, two Official Opposition members and one Third Party member and direct that the Chair of the committee be a Government Caucus member who would participate in all votes before the committee; and

- (4) the Sitting would conclude on Wednesday, December 13.

The Government has introduced the bills that were agreed upon. Also, notice of the motion appointing the Standing Committee on Rules, Elections and Privileges now appears on the Order Paper. That motion clearly reflects the agreement respecting its membership and its Chair.

The matters that the House must indicate its agreement on are the closing day for this Fall Sitting and the manner in which the business of the House will be dealt with on that closing day.

Therefore, on behalf of the House Leaders, I request the unanimous consent of the House that:

- (1) the closing day of the 2006 Fall Sitting be Wednesday, December 13, 2006; and
(2) the provisions of Standing Order 76 apply on December 13 in the same fashion as if that closing day had been established pursuant to Standing Order 75."

Unanimous consent was granted.

ADDRESS IN REPLY TO THE SPEECH FROM THE THRONE

Moved by Mr. Nordick, Member for Klondike:

THAT the following Address be presented to the Commissioner of Yukon:

MAY IT PLEASE THE COMMISSIONER: We, the Members of the Yukon Legislative Assembly, beg leave to offer our humble thanks for the gracious Speech that you have addressed to the House. **(Motion #27)**

The debate continuing on the Address in Reply to the Speech from the Throne and the question being put, it was agreed to on the following recorded Division:

YEA

Fentie	Kenyon	Horne	
Cathers	Rouble	Hart	9
Taylor	Lang	Nordick	

NAY

McRobb	Fairclough	Cardiff	
Elias	Inverarity	Edzerza	6

Address in Reply to the Speech from the Throne Engrossed

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

THAT the Address in Reply to the Speech from the Throne be engrossed and presented to the Commissioner in her capacity as Lieutenant-Governor.

The question being put, it was agreed to.

GOVERNMENT BILLS (Second Reading)

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

Bill #31 - Act to Amend the Income Tax Act

-Hon. Mr. Fentie

The Assembly adjourned at 5:30 p.m. until 1:00 p.m., Thursday, November 30, 2006.

No. 5

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Thursday, November 30, 2006

The Speaker took the Chair at 1:00 p.m.

TABLING RETURNS AND DOCUMENTS

Mr. Fairclough, Member for Mayo-Tatchun

- Unauthorized occupation of area near Copper Point Airstrip: letter from Michael Winstanley, Legal Counsel, Natural Resources & Environmental Law Group to Bonnet Plume Outfitters (dated October 19, 2006) **(Filed Document #1)**

Mr. Cardiff, Member for Mount Lorne

- Yukon Housing Corporation, response to questions in Committee of the Whole: letter from the Hon. Jim Kenyon, Minister responsible for Yukon Housing Corporation to Steve Cardiff, MLA, Mt. Lorne (dated February 27, 2006) **(Filed Document #2)**

COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #31 - Act to Amend the Income Tax Act
-Hon. Mr. Fentie

The report of the Chair was adopted.

GOVERNMENT BILLS (Third Reading)

The following Bill was read a third time and passed:

Bill #31 - Act to Amend the Income Tax Act
-Hon. Mr. Fentie

GOVERNMENT BILLS (Second Reading)

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

Bill #2 - Fourth Appropriation Act, 2005-06
-Hon. Mr. Fentie

COMMITTEE OF THE WHOLE

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

The following Bill was reported without amendment:

Bill #2 - Fourth Appropriation Act, 2005-06
-Hon. Mr. Fentie

The report of the Chair was adopted.

GOVERNMENT MOTIONS

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

THAT the Honourable Speaker, pursuant to Standing Order 45(2), be appointed Chair of the Members' Services Board;

THAT Hon. Dennis Fentie, Arthur Mitchell, Todd Hardy and Hon. Brad Cathers be appointed to the Members' Services Board;

THAT the Board consider:

(1) budget submissions for the following Votes:

- (a) Legislative Assembly,
- (b) Ombudsman (including Information and Privacy Commissioner),
- (c) Conflicts Commission, and
- (d) Elections Office,

and

(2) policy questions concerning matters such as:

- (a) space allocation,
- (b) staffing,
- (c) caucus funding,
- (d) Media Gallery House rules, and
- (e) Hansard,

and

THAT the Board fulfill its statutory responsibilities including those in the *Legislative Assembly Act*, the *Legislative Assembly Retirement Allowances Act*, the *Elections Act*, the *Conflict of Interest (Members and Ministers) Act*, the *Ombudsman Act*, and the *Cabinet and Caucus Employees Act*. **(Motion #7)**

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

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

THAT the honourable Members Arthur Mitchell, Steve Nordick, John Edzerza, Hon. Glenn Hart, Don Inverarity, Hon. Marian Horne and Hon. Patrick Rouble be appointed to the Standing Committee on Public Accounts established pursuant to Standing Order 45(3);

THAT the said Committee have the power to call for persons, papers and records and to sit during intersessional periods; and

THAT the Clerk of the Legislative Assembly be responsible for providing the necessary support services to the Committee. **(Motion #8)**

The question being put, it was agreed to.

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

THAT the honourable Members Steve Nordick, Darius Elias, John Edzerza, Hon. Brad Cathers and Hon. Jim Kenyon be appointed to the Standing Committee on Statutory Instruments established pursuant to Standing Order 45(1);

THAT the said Committee have the power to call for persons, papers and records and to sit during intersessional periods;

THAT the said Committee review such regulations, made following the date of its appointment, as it may decide upon;

THAT the said Committee review such other existing or proposed regulations as are referred to it by the Assembly; and

THAT the Clerk of the Legislative Assembly be responsible for providing the necessary support services to the Committee. **(Motion #9)**

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

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

THAT the honourable Members Steve Nordick, Gary McRobb, Steve Cardiff, Hon. Elaine Taylor, Darius Elias and Hon. Brad Cathers be appointed to the Standing Committee on Rules, Elections and Privileges established pursuant to Standing Order 45(1);

THAT the Committee elect its Chair from the Government Caucus Members appointed to it;

THAT the Chair of the Committee be required to participate in all votes before the Committee;

THAT the said Committee review, as necessary, such Standing Orders as it may decide upon;

THAT the said Committee, following the conduct of any such review, report any recommendations for amendment to the Assembly;

THAT the said Committee have the power to call for persons, papers and records and to sit during intersessional periods; and

THAT the Clerk of the Legislative Assembly be responsible for providing the necessary support services to the Committee. **(Motion #6)**

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

The Assembly adjourned at 5:28 p.m. until 1:00 p.m., Monday, December 4, 2006.

No. 6

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Monday, December 4, 2006

The Speaker took the Chair at 1:00 p.m.

SPEAKER'S STATEMENT (Re: comments made during tabling documents)

Before proceeding with Tabling Returns and Documents the Chair made the following statement on an event that occurred during Tabling Returns and Documents on Thursday, November 30, 2006:

"At that time the Member for McIntyre-Takhini tabled a document. In doing so the member made additional comments about the document's contents. That is not in order. When tabling a document members should restrict themselves to the title of the document or a description of its subject matter. Editorializing about its contents is not in order as Tabling Returns and Documents is not an opportunity for debate and other members are not able to respond to any comments made by the member tabling the document."

QUESTION OF PRIVILEGE

Mr. Cardiff, Third Party House Leader, pursuant to Standing Order 7(1), rose on a Question of Privilege, regarding comments made by the Minister responsible for the Yukon Housing Corporation, during Question Period on Thursday, November 30, 2006.

Speaker's Ruling

"Before discussing the substance of the Question of Privilege the Chair will deal with some procedural matters. The acting Leader of the Third Party met the notice requirement found in Standing Order 7(1)(b) by submitting a written notice to the office of the Speaker by 11:00 a.m. today. 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.

The normal practice of this House has been that, to meet the 'earliest opportunity' requirement, a Question of Privilege must be raised at the time the event occurred or on the next sitting day. In this matter, the event in question took place on Thursday, November 30, 2006. Raising the question of privilege on the next sitting day meets the "earliest opportunity" requirement of Standing Order 7(4)(b).

In dealing with Questions of Privilege it is not the Chair's role to rule that a breach of privilege has, or has not, occurred. The question for the Chair to decide is whether there appears, on the face of it, to be a breach of privilege. Should the Chair decide that is the case the acting Leader of the Third Party will be invited to place before the House a motion that would deal with the issue. All other business before the House, with the exception of the Daily Routine, will be set aside until the issue is dealt with.

Should the Chair decide that there does not appear to be a breach of privilege the acting Leader of the Third Party may still bring this issue before the House. This could be done by giving notice of a substantive motion in the usual fashion, which could then be called on a day when Opposition Private Members Business has precedence.

In order to rule on the Question of Privilege we must first consider the nature of parliamentary privilege. According to *House of Commons Procedure and Practice* the term 'Parliamentary Privilege refers...to the rights and immunities that are deemed necessary for the House of Commons, as an institution, and its Members, as representatives of the electorate to fulfil their functions. It also refers to the powers possessed by the House to protect itself, its Members, and its procedures from undue interference, so that it can effectively carry out its principal functions which are to inquire, to debate and to legislate. In that sense parliamentary privilege can be viewed as special advantages which Parliament and its Members need to function unimpeded.'

House of Commons Procedure and Practice also informs us that '[T]he rights and immunities accorded to Members individually are generally categorized under the following headings: freedom of speech; freedom from arrest in civil actions; exemption from jury duty; exemption from attendance as a witness.'

The Chair finds that there is no apparent breach of privilege in this case. In his written notice the acting Leader of the Third Party made two points: first, that the Minister responsible for the Yukon Housing Corporation had ascribed false or unavowed motives to him and to another person. The attribution of false or unavowed motives is a Question of Order and not a Question of Privilege. As such the issue should have been raised at the time the words were uttered.

The acting Leader of the Third Party also expressed concerns about the Minister making comments about a person who is not a member of this Assembly and is not in a position to defend herself in this place. While the Chair may intervene to protect those who cannot protect themselves in this place, that is also a Question of Order – not a Question of Privilege – and the issue should be dealt with when the words are uttered.

The House will now proceed to the Orders of the Day."

GOVERNMENT BILLS (Third Reading)

The following Bill was called for Third Reading:

Bill #2 - Fourth Appropriation Act, 2005-06
-Hon. Mr. Fentie

The question being put on the motion for Third Reading of Bill #2, it was agreed to on the following recorded Division:

YEA

Fentie	Lang	Nordick	
Cathers	Horne	Cardiff	10
Kenyon	Hart	Edzerza	
Rouble			

NAY

Mitchell	Elias	Fairclough	4
McRobb			

Bill #2, entitled Fourth Appropriation Act, 2005-06, accordingly, passed the House.

GOVERNMENT BILLS (Second Reading)

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

Bill #3 - Second Appropriation Act, 2006-07
-Hon. Mr. Fentie

The Assembly adjourned at 5:27 p.m. until 1:00 p.m., Tuesday, December 5, 2006.

No. 7

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Tuesday, December 5, 2006

The Speaker took the Chair at 1:00 p.m.

TABLING RETURNS AND DOCUMENTS

Mr. Edzerza, Member for McIntyre-Takhini

- Affordable Housing Program Agreement: letter of agreement (dated November 5, 2004) amending the agreement between the Canada Mortgage Housing Corporation and Yukon Housing Corporation **(Filed Document #3)**

NOTICE RE OPPOSITION PRIVATE MEMBERS' BUSINESS

Pursuant to Standing Order 14.2(3), Mr. McRobb, Official Opposition House Leader, identified Motion #57, as being the item to be called during Opposition Private Members' Business on Wednesday, December 6, 2006.

Pursuant to Standing Order 14.2(3), Mr. Cardiff, Third Party House Leader, informed the House that the Third Party Members did not wish to identify any items to be called during Opposition Private Members' Business on Wednesday, December 6, 2006.

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #3 - Second Appropriation Act, 2006-07
-Hon. Mr. Fentie

The report of the Chair was adopted.

The Assembly adjourned at 5:31 p.m. until 1:00 p.m., Wednesday, December 6, 2006.

No. 8

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Wednesday, December 6, 2006

The Speaker took the Chair at 1:00 p.m.

TABLING RETURNS AND DOCUMENTS

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

- Yukon Public Service Labour Relations Board 2004/2005 Annual Report
(Sessional Paper #4)
- Yukon Teachers Labour Relations Board 2004/2005 Annual Report
(Sessional Paper #5)
- Yukon Public Service Labour Relations Board 2005/2006 Annual Report
(Sessional Paper #6)
- Yukon Teachers Labour Relations Board 2005/2006 Annual Report
(Sessional Paper #7)

Hon. Mr. Lang, Minister of Highways and Public Works

- Queen's Printer Agency 2005/2006 Annual Report (Filed Document #4)
- Property Management Agency 2005/2006 Annual Report (Filed Document #5)
- Contracting Summary Report for Yukon Government Departments (April 1, 2005 - March 31, 2006) and Yukon Government Corporations (YDC and YWCHSB: January 1, 2005 - December 31, 2005; YHC and YLC: April 1, 2005 - March 31, 2006) and Purchase Contracts for Yukon Government Departments
(Filed Document #6)

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

- Yukon Housing Corporation 2005/2006 Annual Report (Sessional Paper #8)

Hon. Mr. Fentie, Premier

- Public Accounts of the Government of Yukon for the year ended March 31, 2006
(Sessional Paper #9)

MINISTERIAL STATEMENT

Hon. Mr. Fentie, Premier

- Tax Reduction for Small Business

OPPOSITION PRIVATE MEMBERS' BUSINESS

Moved by Mr. McRobb, Member for Kluane:

THAT this House requests that the Canada Post Corporation apply the same exemption to postal junk mail screening for Members of the Yukon Legislative Assembly as it does for Yukon's Senator and Yukon's Member of Parliament. **(Motion #57)**

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

THAT Motion #57 be amended by replacing the words after "Corporation" with the following:

"work together with the federal government to provide the same communication rights and tools for Members of the Yukon Legislative Assembly as provided now to federal government representatives."

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

A debate arising on the motion as amended, 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 #3 - Second Appropriation Act, 2006-07
-Hon. Mr. Fentie

The report of the Chair was adopted.

The Assembly adjourned at 5:30 p.m. until 1:00 p.m., Thursday, December 7, 2006.

No. 9

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Thursday, December 7, 2006

The Speaker took the Chair at 1:00 p.m.

FILED DOCUMENT

During Question Period, Mr. Mitchell, Leader of the Official Opposition filed the following document:

- Big game outfitting land application policy: letter (dated May 23, 2006) from Andy Carvill, Grand Chief, Council of Yukon First Nations to Hon. Dennis Fentie, Premier of Yukon **(Filed Document #7)**

COMMITTEE OF THE WHOLE

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

At 1:48 p.m., Committee of the Whole passed the following motion:

THAT Craig Tuton, Chair of the Yukon Workers' Compensation Health and Safety Board, and Valerie Royle, President of the Yukon Workers' Compensation Health and Safety Board, appear as witnesses before Committee of the Whole from 3:30 p.m. to 5:30 p.m. on Monday, December 11, 2006 to discuss matters relating to the Yukon Workers' Compensation Health and Safety Board. **(C/W Motion #1)**

Progress was reported on the following Bill:

Bill #3 - Second Appropriation Act, 2006-07
-Hon. Mr. Fentie

The report of the Chair was adopted.

The Assembly adjourned at 5:30 p.m. until 1:00 p.m., Monday, December 11, 2006.

No. 10

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Monday, December 11, 2006

The Speaker took the Chair at 1:00 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Ms. Taylor, Minister of Tourism and Culture

- Yukon Heritage Resources Board 2005/06 Annual Report (Sessional Paper #10)
- Yukon Geographical Place Names Board 2004/05 Annual Report
(Filed Document #8)

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

- Yukon Workers' Compensation Health and Safety Board 2005 Annual Report
(Sessional Paper #11)

MINISTERIAL STATEMENT

Hon. Ms. Horne, Minister of Justice

- RCMP Street Crime Reduction Team

UNANIMOUS CONSENT TO PROCEED WITH MOTIONS #65 and #66

The Hon. Mr. Cathers, Government House Leader, requested and received, unanimous consent to call Motion #65 and Motion #66 which the Minister of Justice gave notice of today, for debate.

GOVERNMENT MOTIONS

Moved by the Hon. Ms. Horne, Minister of Justice:

THAT the Yukon Legislative Assembly, pursuant to section 17(1) of the *Human Rights Act*, appoint Maxwell Rispin to be a member of the Yukon Human Rights Commission.
(Motion #65)

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

Moved by the Hon. Ms. Horne, Minister of Justice:

THAT the Yukon Legislative Assembly, pursuant to section 22(2) of the *Human Rights Act*, reappoint Donna Mercier and appoint Darcy Tkachuk to be members of the Yukon Human Rights Panel of Adjudicators.
(Motion #66)

A debate arising on Motion #66 and the question being put, it was agreed to.

COMMITTEE OF THE WHOLE

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

Chair's Ruling (Re: Point of Order raised on December 7, 2006)

"Order please. Before Committee of the Whole resumes consideration of Bill #3, Second Appropriation Act, 2006-07, the Chair will rule on a Point of Order raised by Mr. Cathers last sitting day.

During Committee of the Whole consideration of the estimates for the Department of Highways and Public Works, Mr. McRobb said certain government employees, in the absence of whistle-blower legislation, would - quote - 'put their jobs at risk by speaking out publicly under this Yukon Party Government' - unquote.

Mr. Cathers argued that Mr. McRobb had violated Standing Order 19(g) which says, 'A Member shall be called to order...if that Member imputes false or unavowed motives to another Member.' In responding to the Point of Order Mr. McRobb said Standing Order 19(g) applies only when one Member accused another. Procedurally this is not the case. A Member cannot escape the sanction of Standing Order 19(g) by attributing false or unavowed motives to more than one Member at the same time.

Though it is not a procedural issue, the Chair acknowledges that one reason some jurisdictions have adopted whistle-blower legislation is to protect workers whose jobs might be at risk if they spoke out publicly about alleged government wrong-doing. However, this is true of all governments as institutions. It is not only true of the current Government of Yukon.

The Chair finds that Standing Order 19(g) was not at issue last Thursday. Rather, the Chair finds that Mr. McRobb made a charge against the Government collectively. That is not in order. According to *Beauchesne's Parliamentary Rules & Forms* '(i)n any case where the propriety of a Member's actions is brought into question a specific charge must be made.' *House of Commons Procedure and Practice* adds 'a direct charge or accusation against a Member may be made only by way of a substantive motion for which notice is required.' In other words, such remarks cannot merely be injected in debate.

In order to ensure orderly debate the Chair would ask all Members to not make charges against one another.

We will now continue with Committee of the Whole consideration of Bill #3 and the Department of Environment."

Progress was reported on the following Bill:

Bill #3 - Second Appropriation Act, 2006-07
-Hon. Mr. Fentie

The report of the Chair was adopted.

The Assembly adjourned at 5:30 p.m. until 1:00 p.m., Tuesday, December 12, 2006.

No. 11

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Tuesday, December 12, 2006

The Speaker took the Chair at 1:00 p.m.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Fentie, Premier

- Northern Strategy Trust 2006 Approved Projects **(Filed Document #9)**

Hon. Mr. Lang, Minister responsible for the Yukon Energy Corporation

- Yukon Energy Corporation 2005 Annual Report **(Sessional Paper #12)**
- Yukon Development Corporation and the Energy Solutions Centre 2005 Annual Report **(Sessional Paper #13)**
- Motor Transport Board 2005/06 Annual Report **(Sessional Paper #14)**
- Fleet Vehicle Agency 2005/2006 Annual Report **(Filed Document #10)**

PETITIONS (Response to Petition #1)

The Hon. Mr. Hart, Minister of Community Services, gave an oral response to Petition #1 (received by the House on November 29, 2006) with regard to the protection of domestic animals.

NOTICE RE GOVERNMENT PRIVATE MEMBERS' BUSINESS

Pursuant to Standing Order 14.2(7), the Hon. Mr. Cathers, Government House Leader, informed the House that the Government Private Member did not wish to identify any items to be called during Government Private Members' Business on Wednesday, December 13, 2006.

COMMITTEE OF THE WHOLE

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

Progress was reported on the following Bill:

Bill #3 - Second Appropriation Act, 2006-07
-Hon. Mr. Fentie

The report of the Chair was adopted.

The Assembly adjourned at 5:31 p.m. until 1:00 p.m., Wednesday, December 13, 2006.

No. 12

VOTES AND PROCEEDINGS

of the

YUKON LEGISLATIVE ASSEMBLY

32nd Legislative Assembly

First Session

Wednesday, December 13, 2006

The Speaker took the Chair at 1:00 p.m.

MOMENT OF SILENCE - Todd Hardy, Leader of the Third Party

The Hon. Ted Staffen, Speaker, in place of the normal prayer, asked all Members to bow their heads and say a silent prayer for their colleague, Todd Hardy, Leader of the Third Party, who is hospitalized and having treatment for leukemia.

TABLING RETURNS AND DOCUMENTS

Hon. Mr. Staffen, Speaker

- Yukon Human Rights Commission 2005/06 Annual Report (Sessional Paper #15)

Hon. Ms. Taylor, Minister of Tourism and Culture

- Yukon Arts Centre 2005/06 Annual Report (Sessional Paper #16)
- Yukon Advisory Council on Women's Issues 2005/06 Annual Report (Sessional Paper #17)

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

- Health Care Insurance Programs, Health Services Branch: Statement of Revenue and Expenditures for fiscal years 1998/99 to 2005/06 (Filed Document #11)

Hon. Ms. Horne, Minister of Justice

- Correctional Redevelopment "Draft" Strategic Plan (Filed Document #12)

Hon. Mr. Kenyon, Minister responsible for the Yukon Liquor Corporation

- Yukon Liquor Corporation 2005/06 Annual Report (Sessional Paper #18)

COMMITTEE OF THE WHOLE

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

Termination of Committee Proceedings as per Standing Order 76(1)

The Chair made the following statement:

"Order please. The time has reached 5:00 p.m. on this the 12th day of the 2006 Fall Sitting. Members will be aware that the House gave unanimous consent on November 29, 2006 to this Fall sitting closing on today's date. Also, the House,

at that time, agreed by unanimous consent that the provisions of Standing Order 76 should apply on this date in the same fashion as if this closing day had been established pursuant to Standing Order 75. Standing Order 76(1) states: 'On the day that the Assembly has reached the maximum number of sitting days allocated for that Sitting pursuant to Standing Order 75, the Chair of the Committee of the Whole, if the Assembly is in Committee of the Whole at the time, shall interrupt proceedings at 5:00 p.m. and, with respect to each Government Bill before Committee that the Government House Leader directs to be called, shall:

- (a) put the question on any amendment then before the Committee;
- (b) put the question, without debate or amendment, on a motion moved by a Minister that the Bill, including all clauses, schedules, title and preamble, be deemed to be read and carried;
- (c) put the question on a motion moved by a Minister that the Bill be reported to the Assembly; and
- (d) when all Bills have been dealt with, recall the Speaker to the Chair to report on the proceedings of the Committee.

It is the duty of the Chair to now conduct the business of the Committee of the Whole in the manner directed by Standing Order 76(1).

The Chair would now ask the Government House Leader to indicate whether Bill #3, the only Bill now before the Committee of the Whole, should be called."

The Hon. Mr. Cathers, Government House Leader, directed that Bill #3, entitled Second Appropriation Act, 2006-07 be called.

The Committee agreed to report the following Bill without amendment:

Bill #3 - Second Appropriation Act, 2006-07
-Hon. Mr. Fentie

SPEAKER'S STATEMENT

THIRD READING OF BILLS AS PER STANDING ORDER 76(2)

"Members will be aware that the House gave unanimous consent on November 29, 2006 to this Fall sitting closing on today's date. Also, the House, at that time, agreed by unanimous consent that the provisions of Standing Order 76 should apply on this date in the same fashion as if this closing day had been established pursuant to Standing Order 75. Standing Order 76(2) states: 'On the sitting day that the Assembly has reached the maximum number of sitting days allocated for the Sitting pursuant to Standing Order 75, the Speaker of the Assembly, when recalled to the Chair after the House has been in Committee of the Whole, shall:

- (d) with respect to each Government Bill standing on the Order Paper for Third Reading and designated to be called by the Government House Leader,
 - (i) receive a motion for a Third Reading and passage of the Bill, and
 - (ii) put the question, without debate or amendment, on that motion.'

I shall, therefore, ask the Government House Leader to identify whether Bill #3 be called for Third Reading at this time."

The Hon. Mr. Cathers, Government House Leader, directed that Bill #3 be called.

GOVERNMENT BILLS (Third Reading)

The following Bill was called for Third Reading:

Bill #3 - Second Appropriation Act, 2006-07
-Hon. Mr. Fentie

The question being put on the motion for Third Reading of Bill #3, it was agreed to on the following recorded Division:

YEA			
Fentie	Kenyon	Horne	
Cathers	Rouble	Hart	9
Taylor	Lang	Nordick	
NAY			
Mitchell	Fairclough	Cardiff	
McRobb	Inverarity	Edzerza	7
Elias			

Bill #3, entitled Second Appropriation Act, 2006-07, accordingly, passed the House.

ASSENT TO BILLS

The Assembly received the Commissioner, the Hon. Geraldine Van Bibber, in her capacity as Lieutenant-Governor, 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. Ted Staffen, 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, Patrick L. Michael, then read the titles of the Bills which had been passed severally as follows:

Act to Amend the Income Tax Act
Fourth Appropriation Act, 2005-06
Second Appropriation Act, 2006-07

The Commissioner assented the Bills:

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

ADJOURNMENT OF THE SITTING

The Speaker called the House to order and stated:

"As the House has reached the maximum number of days permitted for this Fall Sitting, as established pursuant to unanimous consent of the House on November 29, 2006, and the

House has completed consideration of the designated legislation, it is the duty of the Chair to declare that this House now stands adjourned. Merry Christmas to you all."

The Assembly adjourned at 5:15 p.m.

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

P - Passed

2R - Second Reading

A - Assent

3R - Third Reading

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2	Fourth Appropriation Act, 2005-06	06-11-23	06-11-30	06-11-30	06-12-04	06-12-13
31	Income Tax Act, Act to Amend	06-11-27	06-11-29	06-11-30	06-11-30	06-12-13
3	Second Appropriation Act, 2006-07	06-11-23	06-12-04	06-12-13	06-12-13	06-12-13

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YUKON LEGISLATIVE ASSEMBLY

Motions adopted during the
First Session of the
32nd Legislative Assembly

November 23, 2006 – December 13, 2006

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
First Session of the
32nd Legislative Assembly**

November 23, 2006 – December 13, 2006

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YUKON LEGISLATIVE ASSEMBLY

Motions adopted during the
First Session of the
32nd Legislative Assembly

November 23, 2006 – December 13, 2006

Substantive Motions

1. Motion #1 – Hon. Mr. Fentie, Premier
Debated November 23, 2006
Carried November 23, 2006

THAT Ted Staffen, Member for Riverdale North, do take the Chair of this Assembly as Speaker.

2. Motion #2 – Hon. Mr. Cathers, Government House Leader
Debated November 23, 2006
Carried November 23, 2006

RESOLVED THAT Steve Nordick, Member for Klondike, be appointed Deputy Speaker and Chair of Committee of the Whole.

3. Motion #6 – Hon. Mr. Cathers, Government House Leader
Debated November 30, 2006
Carried November 30, 2006

THAT the honourable Members Steve Nordick, Gary McRobb, Steve Cardiff, Hon. Elaine Taylor, Darius Elias and Hon. Brad Cathers be appointed to the Standing Committee on Rules, Elections and Privileges established pursuant to Standing Order 45(1);

THAT the Committee elect its Chair from the Government Caucus Members appointed to it;

THAT the Chair of the Committee be required to participate in all votes before the Committee;

THAT the said Committee review, as necessary, such Standing Orders as it may decide upon;

THAT the said Committee, following the conduct of any such review, report any recommendations for amendment to the Assembly;

THAT the said Committee have the power to call for persons, papers and records and to sit during intersessional periods; and

THAT the Clerk of the Legislative Assembly be responsible for providing the necessary support services to the Committee.

4. Motion #7 – Hon. Mr. Cathers, Government House Leader
Debated November 30, 2006
Carried November 30, 2006

THAT the Honourable Speaker, pursuant to Standing Order 45(2), be appointed Chair of the Members' Services Board;

THAT Hon. Dennis Fentie, Arthur Mitchell, Todd Hardy and Hon. Brad Cathers be appointed to the Members' Services Board;

THAT the Board consider:

- (1) budget submissions for the following Votes:

- (a) Legislative Assembly,
- (b) Ombudsman (including Information and Privacy Commissioner),
- (c) Conflicts Commission, and
- (d) Elections Office,

and

- (2) policy questions concerning matters such as:

- (a) space allocation,
- (b) staffing,
- (c) caucus funding,
- (d) Media Gallery House rules, and
- (e) Hansard,

and

THAT the Board fulfill its statutory responsibilities including those in the *Legislative Assembly Act*, the *Legislative Assembly Retirement Allowances Act*, the *Elections Act*, the *Conflict of Interest (Members and Ministers) Act*, the *Ombudsman Act*, and the *Cabinet and Caucus Employees Act*.

5. Motion #8 – Hon. Mr. Cathers, Government House Leader
Debated November 30, 2006
Carried November 30, 2006

THAT the honourable Members Arthur Mitchell, Steve Nordick, John Edzerza, Hon. Glenn Hart, Don Inverarity, Hon. Marian Horne and Hon. Patrick Rouble be appointed to the Standing Committee on Public Accounts established pursuant to Standing Order 45(3);

THAT the said Committee have the power to call for persons, papers and records and to sit during intersessional periods; and

THAT the Clerk of the Legislative Assembly be responsible for providing the necessary support services to the Committee.

6. Motion #9 – Hon. Mr. Cathers, Government House Leader
Debated November 30, 2006
Carried November 30, 2006

THAT the honourable Members Steve Nordick, Darius Elias, John Edzerza, Hon. Brad Cathers and Hon. Jim Kenyon be appointed to the Standing Committee on Statutory Instruments established pursuant to Standing Order 45(1);

THAT the said Committee have the power to call for persons, papers and records and to sit during intersessional periods;

THAT the said Committee review such regulations, made following the date of its appointment, as it may decide upon;

THAT the said Committee review such other existing or proposed regulations as are referred to it by the Assembly; and

THAT the Clerk of the Legislative Assembly be responsible for providing the necessary support services to the Committee.

7. Motion #27 – Mr. Nordick, Member for Klondike
Debated November 27, 28, and 29, 2006
Carried November 29, 2006

THAT the following Address be presented to the Commissioner of Yukon:

MAY IT PLEASE THE COMMISSIONER: We, the Members of the Yukon Legislative Assembly, beg leave to offer our humble thanks for the gracious Speech that you have addressed to the House.

8. Motion #57 – Mr. McRobb, Member for Kluane
Debated December 6, 2006
Carried December 6, 2006

THAT this House requests that the Canada Post Corporation work together with the federal government to provide the same communication rights and tools for Members of the Yukon Legislative Assembly as provided now to federal government representatives.

Amended

9. Motion #65 – Hon. Ms. Horne, Minister of Justice
Debated December 11, 2006
Carried December 11, 2006

THAT the Yukon Legislative Assembly, pursuant to section 17(1) of the *Human Rights Act*, appoint Maxwell Rispin to be a member of the Yukon Human Rights Commission.

10. Motion #66 – Hon. Ms. Horne, Minister of Justice
Debated December 11, 2006
Carried December 11, 2006

THAT the Yukon Legislative Assembly, pursuant to section 22(2) of the *Human Rights Act*, reappoint Donna Mercier and appoint Darcy Tkachuk to be members of the Yukon Human Rights Panel of Adjudicators.

COMMITTEE OF THE WHOLE MOTIONS

1. C/W Motion #1 – Hon. Mr. Cathers, Government House Leader
Debated December 7, 2006
Carried December 7, 2006

THAT Craig Tuton, Chair of the Yukon Workers' Compensation Health and Safety Board, and Valerie Royle, President of the Yukon Workers' Compensation Health and Safety Board, appear as witnesses before Committee of the Whole from 3:30 p.m. to 5:30 p.m. on Monday, December 11, 2006 to discuss matters relating to the Yukon Workers' Compensation Health and Safety Board.