



ORDINANCES
OF THE
YUKON TERRITORY

PASSED BY THE
YUKON COUNCIL

IN THE YEAR
1967
SECOND SESSION

AND

IN THE YEAR
1968
FIRST SESSION

IN THE YEAR
1968
SECOND SESSION

J. SMITH
COMMISSIONER

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1967 (SECOND SESSION)

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CHAPTER 1

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AUTHORIZE
THE COMMISSIONER OF THE YUKON TERRITORY
TO ENTER INTO AGREEMENTS WITH THE
MINISTER OF MANPOWER AND IMMIGRATION
RESPECTING THE OCCUPATIONAL
TRAINING OF ADULTS

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

SHORT TITLE.

- 1. This Ordinance may be cited as the *Adult Occupational Training Agreements Ordinance.* Short Title.

INTERPRETATION.

- 2. In this Ordinance, Definitions.
 - (a) "adult" means a person whose age is at least one year greater than the regular school leaving age in the Territory; "Adult."
 - (b) "manpower officer" means an officer of the Department of Manpower and Immigration designated by the Minister; "Manpower officer."
 - (c) "Minister" means the Minister of Manpower and Immigration; "Minister."
 - (d) "occupational training" means any form of instruction, other than instruction designed for university credit, the purpose of which is to provide a person with the skills required for an occupation or to increase his skill or proficiency therein; and "Occupational training."

"Occupational training course."

- (e) "occupational training course" means a course of occupational training that provides not more than fifty-two weeks of full-time instruction or 1,820 hours of part-time instruction.

OCCUPATIONAL TRAINING CONTRACTS.

Contracts by Commissioner authorized.

3. The Commissioner may, on behalf of the Yukon Territory, enter into a contract with the Minister to provide for the payment by Canada to the Territory of the costs incurred by the Territory, as determined pursuant to the contract, in providing training in

- (a) an occupational training course operated by the Territory to adults whose enrolment therein was arranged by a manpower officer; and
- (b) an occupational training course for apprentices operated by the Territory to adults whose enrolment therein was not arranged by a manpower officer.

RESEARCH AGREEMENTS.

Research and development agreement.

4. The Commissioner may, on behalf of the Yukon Territory, enter into an agreement with the Minister to provide for the payment by Canada to the Territory of contributions, not exceeding fifty per cent, in respect of costs incurred by the Territory, as specified in the agreement, in undertaking

- (a) research in respect of occupational training, including research in respect of the changing needs of the economy for trained workers and the relationship between occupational training and the needs of the economy; and
- (b) projects for the development of occupational training courses and materials for such courses, including projects for the development of occupational training aids, examinations and standards.

GENERAL.

Amendment of contracts.

5. A contract or agreement entered into pursuant to this Ordinance may be amended

- (a) with respect to the provisions of the contract or agreement in respect of which a method of amendment is set out in the contract or agreement, by that method; or
- (b) with respect to any other provisions of the contract or agreement, by the mutual consent of the parties thereto.

TRANSITIONAL AGREEMENT.

6. The Commissioner may, on behalf of the Yukon Territory, enter into an agreement with the Minister to provide for the payment by Canada to the Territory of such contributions as may be determined pursuant to the agreement in respect of the capital expenditures incurred by the Territory on occupational training facilities. Transitional agreement.

7. The Commissioner may, on behalf of the Yukon Territory, enter into an agreement with the Minister for the payment by Canada to the Territory of such contributions as may be determined pursuant to the agreement in respect of the costs incurred by the Territory in the period commencing April 1, 1967 and ending March 31, 1968, or such earlier date as may be determined pursuant to the agreement, in providing training under any technical or vocational training program described in the agreement to persons being trained on March 31, 1967. Idem.

REPEAL.

8. The *Vocational Training Agreements Ordinance* is repealed. Repeal, R.O. 1958, c.107.

CHAPTER 2

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO PROVIDE FOR THE
REGISTRATION OF BRANDS TO BE
IMPRESSED UPON STOCK

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

SHORT TITLE.

Short
Title.

1. This Ordinance may be cited as the *Brands Ordinance*.

INTERPRETATION.

Definitions.

2. In this Ordinance,

"Brand."

- (a) "brand" means any character or combination of characters impressed or intended to be impressed upon the skin or hide of stock for the purpose of denoting the ownership thereof;

"Cattle."

- (b) "cattle" means any bull, cow, ox, heifer, steer or calf;

"Director."

- (c) "Director" means the Director of Game appointed under the *Game Ordinance*;

"Horse."

- (d) "horse" means any horse, mare, gelding, colt or filly and includes any ass or mule;

"Owner."

- (e) "owner" means any person in whose name a brand is registered, and includes the agent of such person;

"Register."

- (f) "register" means the register of brands referred to in section 6;

"Registered."

- (g) "registered" means recorded in the register;

- (h) "representative" means a member of the Royal Canadian Mounted Police, a Health Officer appointed under the *Public Health Ordinance* or a game guardian appointed under the *Game Ordinance*; "Representative."
- (i) "stallion" means an entire male horse over two years old; and "Stallion."
- (j) "stock" means cattle or horses. "Stock."

APPLICATION FOR REGISTRATION.

3. (1) Any person may make a written application to the Director for registration of a brand. Application for registration.

(2) Every person who is the owner of a stallion shall make a written application to the Director for registration of a brand.

- (3) An application referred to in this section shall Contents of application.
- (a) state the name and address of the applicant;
- (b) state the part of the animal where the brand is to be impressed;
- (c) be accompanied by a facsimile of the brand that the applicant wishes to use; and
- (d) be signed by the applicant or his agent.

4. (1) The Director may refuse to approve an application made under subsection (1) or subsection (2) of section 3. Where application refused.

(2) Where the Director refuses to approve an application made under subsection (2) of section 3 he may after consultation with the applicant register an alternative brand and the provisions of this Ordinance shall apply thereto.

(3) The Director shall not approve an application made under subsection (1) or subsection (2) of section 3 where the application requests the registration of a brand that, in the opinion of the Director, is identical with or closely resembles a Royal Cipher, a registered brand, the initials "R.C.M.P." or the brand used by the Royal Canadian Mounted Police. Where application will not be approved.

Registration and brand certificate.

5. (1) Subject to subsection (2), where the Director approves an application made under subsection (1) or (2) of section 3, he shall

- (a) register the brand in the name of the applicant; and
- (b) issue a brand certificate to the applicant that
 - (i) shows a facsimile of the brand,
 - (ii) states the part of the animal where the brand is to be impressed,
 - (iii) states the name and address of the owner, and
 - (iv) shows the date of the registration.

Where application by corporation.

(2) Where an application for registration of a brand is made by a corporation, the corporation shall designate an individual in whose name the brand shall be registered and to whom the brand certificate referred to in subsection (1) shall be issued.

REGISTRATION OF BRANDS.

Register of brands.

6. (1) There shall be maintained at the office of the Director, or at such other place or places as the Commissioner may designate, a register of brands in which shall be recorded

- (a) each registered brand;
- (b) the name and address of each owner; and
- (c) the name and address of each person in whose name a brand has been registered.

Notice of trust.

(2) There shall not be entered in the register any notice of any trust.

Inspection of registration.

(3) The register shall be open for inspection by the public at all reasonable times.

7. (1) A brand shall remain registered in the name of its owner until

- (a) the owner makes a written request to the Director for cancellation of the registration;
- (b) the Director pursuant to section 11 registers a brand in the name of the person to whom it has been transferred; or

- (c) the Director is satisfied that the owner does not have a *bona fide intention* of using the brand in respect of stock.

(2) Notwithstanding subsection (1), where an owner dies the Director may upon written application

Cancellation or transfer on death of owner

- (a) cancel the registration of the brand, if he is satisfied that the brand is no longer borne by any stock, or

- (b) transfer the brand

if notice of the intended cancellation or transfer has been published by the owner's executor or the transferee in a newspaper that is circulated in the Territory.

8. The Director may change the address of an owner as shown in the register and on his brand certificate on receipt of a written application from the owner requesting such change.

Change of address of owner.

9. A brand registered under this Ordinance is the personal property of its owner who has the exclusive right to the use thereof.

Property in registered brand.

10. (1) Where an impression of a registered brand is placed upon any stock in accordance with subsection (2), that fact shall be received in all courts and legal proceedings as *prima facie* proof that the owner of the brand is the owner of that stock.

Brand as prima facie proof of ownership of stock.

(2) An impression of a brand in stock shall be made by an iron

Size of brand.

- (a) that has a face that is in no place less than one-quarter of an inch in width; and
- (b) that is capable of making an impression of the brand not less than three inches in either height or width, as the case may be.

TRANSFER OF BRANDS.

11. (1) Where an owner wishes to transfer a registered brand, he shall deliver to the transferee

Transfer of brand.

- (a) the brand certificate issued to him under paragraph (b) of section 5; and
- (b) a declaration in a form prescribed by the Commissioner.

Application
for transfer
of brand.

(2) Where a transferee receives a certificate and declaration referred to in subsection (1), he shall forthwith forward that certificate and declaration to the Director accompanied by

- (a) a written application for registration of the brand that was transferred, if at the time of application he is not an owner; or
- (b) a written application for cancellation of the brand that was transferred, or the registered brand of which he is an owner, if at the time of application he is an owner.

Application
form.

(3) An application made pursuant to paragraph (a) or (b) of subsection (1) shall be in a form prescribed by the Commissioner and shall contain such information as he may require.

Registration
where transfer
of brand.

(4) Where the Director receives an application made pursuant to paragraph (a) of subsection (2), he shall

- (a) register the brand in the name of the transferee;
- (b) deliver to the transferee a new brand certificate; and
- (c) cancel the registration and brand certificate of the transferor.

Cancellation
of brand
registration.

(5) Where the Director receives an application made pursuant to paragraph (b) of subsection (2), he shall cancel the registration and brand certificate requested by the transferee.

SALE OF STOCK.

Sale of
stock.

12. (1) Where any stock is sold, the vendor thereof shall deliver to the purchaser a signed memorandum setting forth

- (a) the place and date of sale;
- (b) the number of stock sold;
- (c) the kind, age, sex and colour of each head of stock sold; and
- (d) a full description of and the location of all brands impressed on each head of stock.

(2) Every person who ships or moves stock impressed with a brand other than a brand registered in his name shall, at the request of the Director or his representative, produce a memorandum of sale listing the stock and signed by the owner of that brand.

Shipping or moving stock.

CONCEALMENT OR ALTERATION OF BRANDS.

13. (1) No person, without the written authority of the Director or his representative, shall obliterate, alter, deface or remove any brand on the hide of any stock whether that stock is dead or alive.

Destroying or concealing brand.

(2) No person shall remove the hide from the carcass of any stock that is found dead, unless that person is the owner of the stock or an agent of the owner.

Removal of hides from stock found dead.

(3) Every person who contravenes subsection (1) is guilty of an offence and liable on summary conviction to a fine of not less than two hundred and fifty dollars and in default of payment thereof, to imprisonment for a term not exceeding two years.

Penalty.

14. (1) Where the Director or his representative finds any stock with a mutilated brand or any hide that he believes has been improperly removed from a carcass, he may seize and, where he deems necessary, take away such stock or hides.

Seizure of stock and hides.

(2) The Director or his representative shall deliver up possession of any stock or hides seized under subsection (1) to any person who

Surrender of seized stock and hides to owner

- (a) supplies evidence of ownership of the stock or hides that is satisfactory to the Director or his representative;
- (b) at the request of the Director, pays the complete cost and expenses incurred for seizing, taking away and detaining the stock or hides; and
- (c) undertakes to indemnify the Director or his representative in respect of all claims by other persons having a superior claim to the stock or hides.

Sale of seized stock and hides.

(3) Subject to subsection (2), the Director may at any time sell by public auction any stock or hides seized under subsection (1).

Proceeds of sale of seized stock and hides.

(4) Where money obtained from the sale of stock or hides seized under subsection (1) is not claimed within six months following the date of sale thereof, it shall be paid into the Yukon Consolidated Revenue Fund.

BRANDING OF STALLIONS.

15. (1) The owner of a stallion shall impress or cause to be impressed his brand upon such stallion upon the part set out in the brand certificate.

(2) The owner of a stallion shall keep such stallion confined within a building, corral or fenced field.

(3) The Director or his representative may destroy or geld any stallion found running at large.

OFFENCES AND PENALTIES.

Unlawful use of brands.

- 16. (1) Every person who
 - (a) impresses or assists in impressing upon any stock a brand that is not registered;
 - (b) impresses or assists in impressing upon any stock a brand other than the registered brand of the owner of the stock;
 - (c) being the owner of a brand, permits the use of his branding-iron by a person who is not his agent or servant;
 - (d) is the owner of or has in his possession any stallion on which a registered brand has not been impressed; or

(e) permits his stallion to run at large is guilty of an offence and liable on summary conviction to a fine not exceeding eight hundred dollars and in default of payment thereof, to imprisonment for a term not exceeding two years.

Onus of proof.

(2) Where a person is charged with an offence under paragraph (a) of subsection (1) and it is shown that he was the owner of or in possession of any stock impressed

with a brand that is not registered, that fact shall be received as *prima facie* proof that he impressed or assisted in impressing that brand upon such stock.

(3) Where a person is charged with an offence under paragraph (b) of subsection (1), the onus of proving that he is the owner of the stock alleged to have been impressed with a brand other than the registered brand of the owner shall be on the accused. Idem.

17. Any person who obstructs or interferes with the Director or his representative in carrying out any provision of this Ordinance is guilty of an offence. Offence to obstruct or interfere.

18. Every person who violates any provision of this Ordinance for which no penalty is prescribed is guilty of an offence and liable on summary conviction to a fine not exceeding five hundred dollars or to imprisonment for a term not exceeding six months or to both fine and imprisonment. General penalty.

GENERAL.

19. The Director may publish in the *Yukon Gazette* from time to time a complete list of registered brands together with the name and address of each owner thereof and the area within which each owner's stock is usually found. Publication of registered brands.

20. The Commissioner may make regulations Regulations.

- (a) prescribing forms required under this Ordinance;
- (b) prescribing fees for registration and transfer of registration; and
- (c) generally for carrying out the purposes and provisions of this Ordinance.

21. This Ordinance shall come into force on the first day of January, 1969. Coming into force.

CHAPTER 3

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO ADOPT A FLAG FOR
THE YUKON TERRITORY

(Assented to December 1st, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- | | |
|------------------------|---|
| Short
Title. | 1. This Ordinance may be cited as the <i>Flag Ordinance</i> . |
| Flag for
Territory. | 2. The flag described and illustrated in the Schedule is hereby adopted as the flag of the Yukon Territory. |
| Coming into
force. | 3. This Ordinance shall come into force on a day to be fixed by the Commissioner. |

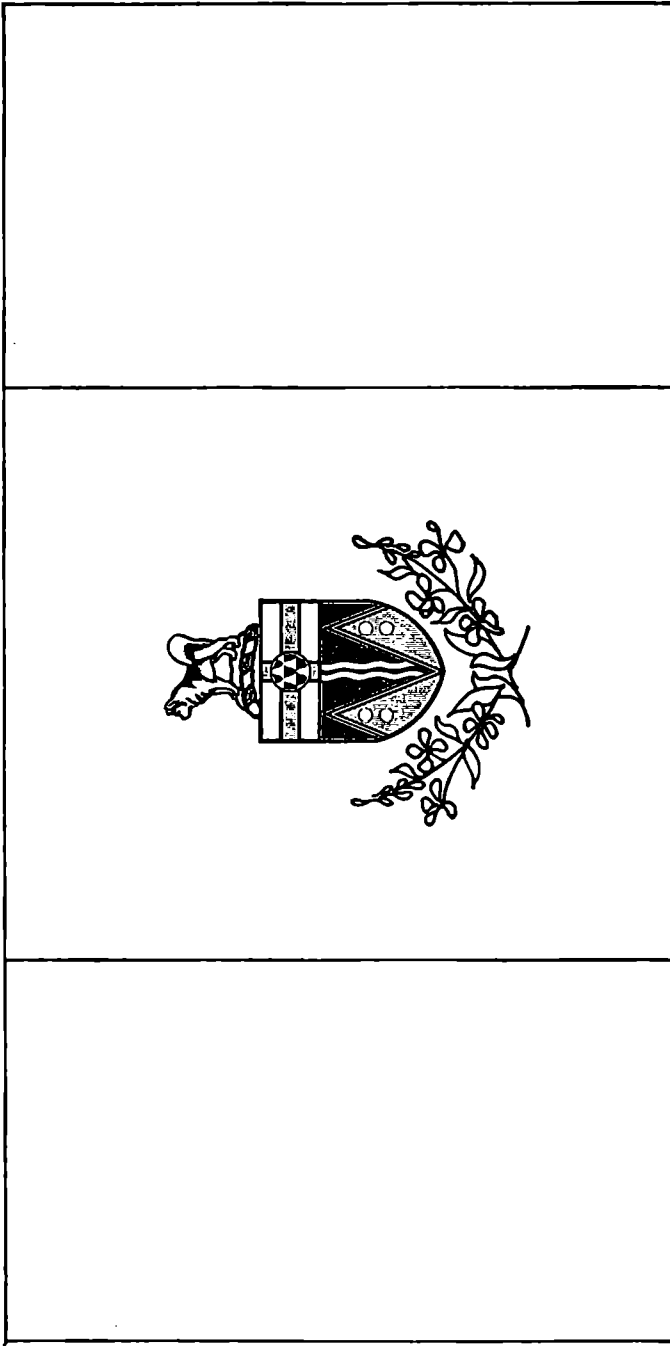
SCHEDULE.

1. Description:

The flag consists of three vertical panels, the centre panel being one and one-half times the width of each of the other two panels. The panel adjacent to the mast is coloured green (503-115), the centre panel is coloured white and has the Yukon Crest disposed above a symbolic representation of the floral emblem of the Territory, *epilobium angustifolium*, and the panel on the fly is coloured blue (502-204). The stem and leaves of the floral emblem are coloured green (503-115), and the flowers thereof are coloured red (509-103). The Yukon Crest is coloured red (509-103), and blue (502-204), with the Malamute dog coloured black.

(Code numbers are references to the Canadian Government Specifications Board publication known as the Standard Paint Colours, Part I, and numbered 1-GP-12c, 1965.)

2. Illustration:



CHAPTER 4

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO PROVIDE FOR THE
CENTRAL FILING AND PUBLICATION
OF REGULATIONS

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

SHORT TITLE.

Short Title.	1. This Ordinance may be cited as " <i>The Regulations Ordinance</i> ".
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INTERPRETATION.

Definitions.	2. In this Ordinance, unless the context otherwise requires,
"File."	(a) "file" means file with the Registrar in the manner prescribed in section 3;
"Local Authority."	(b) "local authority" means the council of a municipality, village or local improvement district;
"Publish."	(c) "publish" means publish in the manner prescribed in section 4;
"Registrar."	(d) "Registrar" means the Registrar of the Regulations appointed under this Ordinance;
"Regulation."	(e) "regulation" means any regulation, proclamation, rule, order or by-law made under the authority of any Ordinance of the Yukon Territory but does not include <ul style="list-style-type: none"> (i) an order or decision of a judicial tribunal, (ii) a rule, order or regulation governing the practice or procedure in any proceedings before a judicial tribunal,

- (iii) a rule, order, regulation, resolution, or by-law made by a local authority, or
- (iv) a rule, order, regulation or by-law of a company incorporated under the laws of the Territory, and
- (f) "regulation-making authority" means every authority authorized to make regulations and with reference to a regulation means the authority that made the regulation. "Regulation-making authority"

FILING AND COMING INTO FORCE.

3. (1) Every regulation-making authority shall, within 15 days after it makes a regulation, file with the Registrar that regulation or a certified copy thereof. File the regulation.

(2) Unless a later day is provided, a regulation other than one referred to in section 10, shall come into force on the day it is filed with the Registrar. Coming into force.

PUBLICATION.

4. (1) The Registrar shall, within one month of the filing thereof, publish the title of every regulation in the *Yukon Gazette*. Publication of title.

(2) The Commissioner may, by order, extend the time for publication and a copy of the order shall be published with the title of the regulation. Publication of title and order.

(3) No regulation is invalid by reason only that it was not published in the *Yukon Gazette*, but no person shall be convicted for an offence consisting of a contravention of any regulation the title of which was not published in the *Yukon Gazette*, unless it is proved that at the time of the alleged contravention reasonable steps have been taken for the purpose of bringing the purport of the regulation to the notice of the public or the persons likely to be affected by it or the person charged. Offence.

JUDICIAL NOTICE.

5. (1) A regulation the title of which has been published in the *Yukon Gazette* shall be judicially noticed. Regulation judicially noticed.

(2) Production of a certificate by the Registrar that the regulation was filed on a specified date is *prima facie* proof that it was so filed. Proof of filing.

Evidence of regulation.

(3) In addition to any mode of proof, evidence of a regulation may be given by the production of

- (a) the *Yukon Gazette* purporting to contain the title thereof;
- (b) a consolidation or supplement of the regulation published pursuant to paragraph (d) of subsection (1) of section 9; or
- (c) a copy or extract of the regulation certified as a true copy or extract by the Registrar.

EXEMPTIONS.

Commissioner may exempt.

6. The Commissioner may exempt from any of the provisions of this Ordinance

- (a) exemption orders under the *Workmen's Compensation Ordinance*;
- (b) committal orders under the *Insane Persons Ordinance*; and
- (c) civil emergency plan regulations under the *Civil Emergency Measures Ordinance*.

Registrar of regulations.

7. The Commissioner shall appoint a Registrar of Regulations who shall, under the control and direction of the Commissioner, be responsible for the recording, numbering and indexing of all regulations filed with him and for the publication thereof in accordance with this Ordinance.

RECORDING.

Filing order.

8. (1) Regulations made after the coming into force of this Ordinance and filed with the Registrar shall be numbered in the order in which they are received and a new series shall be commenced in each calendar year.

Title of regulations.

(2) The regulations referred to in subsection (1), may be cited as "*Commissioner's Order*" followed by the year, followed in turn by an oblique stroke and the number of the order.

REGULATIONS.

Regulations.

9. (1) The Commissioner may make regulations

- (a) prescribing the powers and duties of the Registrar;

- (b) prescribing the form and arrangement of regulations;
- (c) prescribing a system of indexing regulations;
- (d) providing for the publication of consolidations of regulations filed pursuant to this Ordinance at such intervals of times as he deems advisable and for the publication of supplements to the consolidations;
- (e) prescribing fees that may be charged by the Registrar for the inspection of any regulation; and
- (f) generally for the carrying out of the provisions of this Ordinance.

(2) Publication of a regulation in any consolidation or supplement thereto shall be deemed publication within the meaning of this Ordinance. Publication.

COMING INTO FORCE.

10. This Ordinance shall come into force on a day to be fixed by the Commissioner. (Mar. 1, 1968) Coming into force.

11. Every regulation in effect when this Ordinance comes into force shall be filed with the Registrar forthwith. Filing of regulations in effect.

CHAPTER 5

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO PROVIDE FOR THE
GRANTING OF ASSISTANCE TO
PERSONS IN NEED

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

Short
Title.

SHORT TITLE.

1. This Ordinance may be cited as the *Social Assistance Ordinance*.

Definitions.

INTERPRETATION.

2.

In this Ordinance,

"Appeal Board."

- (a) "Appeal Board" means the Social Assistance Appeal Board established pursuant to section 11;

"Appeal Committee."

- (b) "Appeal Committee" means a Social Assistance Appeal Committee established pursuant to section 10;

"assistance."

- (c) "assistance" means aid of the kind prescribed in the regulations to or in respect of a person in need;

"Director."

- (d) "Director" means the Director of Social Welfare of the Territory;

"person in need."

- (e) "person in need" means a person whose need for assistance has been established in accordance with the regulations; and

"welfare services."

- (f) "welfare services" means services of the kind prescribed in the regulations having as their object the lessening, removal or prevention of the causes and effects of poverty, child neglect or dependence on public assistance.

ADMINISTRATION.

3. There shall be a Director of Social Welfare for the Territory to be appointed by the Commissioner. Director of Social Welfare.

4. The Director shall, under the direction of the Commissioner, administer this Ordinance and perform such other duties and functions as the Commissioner may prescribe. Duties of Director.

5. The Commissioner may designate any person in the Territory to be a social welfare officer for such area as the Commissioner may designate and may prescribe the duties and functions of such officer. Social welfare officer.

AGREEMENTS.

6. Subject to this Ordinance, the Commissioner may enter into an agreement with the Minister of National Health and Welfare to provide for the payment by Canada to the Territory of contributions in respect of the cost to the Territory of providing Agreements.

- (a) assistance to persons in need; and
- (b) welfare services to or in respect of persons in need or persons who are liable to become persons in need unless such services are provided.

7. An agreement entered into pursuant to section 6 may contain such other terms and conditions as the Commissioner deems necessary and may be amended or terminated at any time by mutual consent of the parties thereto. Terms and conditions.

ASSISTANCE.

8. The Director may, to the extent provided in the regulations, make provision for assistance to any person in need who resides in the Territory or to any person in need who resided in the Territory and moved from the Territory pursuant to an arrangement made by the Director. Assistance to persons in need.

REGULATIONS.

9. The Commissioner may make such regulations as he deems necessary to carry out the provisions of this Ordinance and without limiting the generality of the foregoing may make regulations, Regulations.

- (a) prescribing, for the purposes of this Ordinance, the kinds of aid that constitute assistance and the kind of services that are welfare services;
- (b) prescribing the amount of assistance that may be given to persons in need;
- (c) prescribing conditions of eligibility to receive assistance;
- (d) governing the time and manner of making applications for assistance;
- (e) prescribing the information, material or proof, including evidence under oath, that is to be furnished before assistance is given;
- (f) respecting the investigation of applications in order to determine the eligibility of the applicants to receive assistance, and prescribing the procedure to be followed in the consideration of all information, material and evidence submitted;
- (g) prescribing the manner in which an applicant for assistance shall be informed as to whether his application has been granted or refused;
- (h) prescribing the time within and manner in which assistance shall be given, and the forms to be used under this Ordinance;
- (i) prescribing the circumstances or conditions under which assistance shall be terminated or the amount of any assistance altered; and
- (j) respecting the information and material to be furnished from time to time by recipients as to their continued eligibility for assistance.

APPEAL COMMITTEES.

10. (1) The Commissioner may establish one or more Social Assistance Appeal Committees for the purpose of hearing of appeals under this Ordinance in such areas as he may designate.

Social
Assistance
Appeal
Committees.

(2) Each Appeal Committee shall consist of a chairman and two other members to be appointed by the Commissioner. Composition of Appeal Committee

(3) Two members of an Appeal Committee constitute a quorum. Quorum.

APPEAL BOARD.

11. (1) There shall be a Board to be known as the Social Assistance Appeal Board, consisting of a chairman and four other members to be appointed by the Commissioner. Social Assistance Appeal Board.

(2) The Appeal Board shall meet at such times and at such places in the Territory as the chairman may determine. Meeting of Board.

(3) Three members of the Appeal Board constitute a quorum. Quorum.

APPEALS.

12. (1) Any applicant for or recipient of assistance under this Ordinance may appeal any decision made by a social welfare officer or the Director with respect to his eligibility to receive assistance or the amount of assistance paid to him. Persons who may appeal.

(2) Each appeal made under subsection (1) shall be made in the first instance to the Appeal Committee for the area in which the person resides. Appeal firstly to Appeal Committee.

(3) Any applicant for or recipient of assistance or the Director may appeal any finding of an Appeal Committee to the Appeal Board. Appeal to Appeal Board.

(4) Every person making an appeal before the Appeal Board, pursuant to subsection (3), may appear in person or by counsel. Appeal may be in person or by counsel.

GENERAL.

13. Each member of an Appeal Committee and each member of the Appeal Board shall serve without remuneration but is entitled to be paid reasonable travelling and living expenses incurred by him in the performance of his duties in connection with the work of the Appeal Committee Expenses and allowances of members of Appeal Committee and Appeal Board.

or Appeal Board and shall be paid a per diem allowance fixed by the Commissioner for each day he is engaged in the work of the Appeal Committee or Appeal Board.

Recovery
of over-
payment.

14. Where a person has received assistance for which he is not eligible or assistance in an amount in excess of the amount of assistance to which he is eligible, the amount thereof or the excess amount, as the case may be, may be recovered at any time as a debt due to the Commissioner or may be retained, in whole or in part, out of any subsequent amount payable to that person as assistance.

Offence.

15. Every person who, for the purpose of obtaining assistance under this Ordinance for himself or for any other person, knowingly makes a false or misleading statement is guilty of an offence punishable on summary conviction.

Coming into
force.

16. Sections 10 to 13 shall come into force on a day to be fixed by order of the Commissioner.

CHAPTER 6

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE
EVIDENCE ORDINANCE

R.O.Y.T.
1958, c.37;
1965 (2nd)
c.4.

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. The *Evidence Ordinance* is hereby amended by repealing Sections 68 and 69 thereof and substituting the following therefor:

“68. The Commissioner may, by one or more commissions, appoint notaries public for the Territory, but no person shall be so appointed unless he is a Canadian citizen or other British Subject, and unless he is either a resident of the Yukon Territory or a servant of the Government of Canada or the Government of the Yukon Territory.

69. (1) Subject to this section, a fee of ten dollars is payable to the Commissioner for every commission issued to a notary public.

(2) No fee is payable for a commission issued to an officer, servant or employee of the Government of Canada or the Government of the Yukon Territory.”

CHAPTER 7

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE FIRE
PREVENTION ORDINANCE

O.Y.T.
1962 (5th)
c.3;
1966 (2nd)
c.12.

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Section 24 of the *Fire Prevention Ordinance* is amended by striking out the word "and" at the end of paragraph (g) thereof and by adding thereto, immediately after paragraph (g) thereof, the following paragraph:

"(ga) prescribing the fees and allowances to be paid to witnesses appearing to give evidence at an inquiry described in section 9; and"

CHAPTER 8

 ORDINANCES OF THE YUKON TERRITORY
 1967 (Second Session)

 AN ORDINANCE TO AMEND THE
 INTERPRETATION ORDINANCE

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

R.O.Y.T.
 1958, c.58;
 1959 (1st)
 c.5.

1. Paragraph (j) of subsection (1) of section 20 of the *Interpretation Ordinance* is repealed and the following substituted therefore:

“(j) “holiday” includes Sunday, New Year’s Day, Good Friday, Easter Monday, Victoria Day, Dominion Day, Discovery Day (being the Friday immediately preceding the 18th day of August), Labour Day, Remembrance Day, Christmas Day, the birthday or the day fixed by proclamation for the celebration of the birthday of the reigning sovereign and any other day appointed by proclamation for a general fast or thanksgiving, and whenever a holiday other than Remembrance Day falls on a Sunday, the expression “holiday” includes the following day;”

CHAPTER 9

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

R.O.Y.T.
1958, c.84;
1962 (1st)
c.14.

AN ORDINANCE TO AMEND THE LEGAL
PROFESSION ORDINANCE

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Section 11 of the *Legal Profession Ordinance* is repealed and the following substituted therefor:

"11. Before any person enrolled as a Barrister and Solicitor begins the practice of his profession as such, he shall be presented to the court by a Barrister and Solicitor in good standing, and shall take and subscribe before the Judge of the Territorial Court, in open court,

(a) an oath of allegiance in the following form:

OATH OF ALLEGIANCE

I, _____, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth the II, Her Heirs and Successors, according to law.

So Help Me God.

(b) an official oath in the following form

OFFICIAL OATH

I, _____, do swear that I will diligently, faithfully and to the best of my ability execute according to law the office of Barrister and Solicitor and that I will as a Barrister and

Solicitor conduct all causes and matters faithfully and to the best of my ability; I will not seek to destroy any man's property; I will not promote suits upon frivolous pretences; I will not pervert the law to favour or prejudice any man; but in all things conduct myself truly and with integrity; in fine, the sovereign interest and that of my fellow citizens, I will support and maintain according to the law in force in this territory.

So Help Me God."

2. Section 26 of the said Ordinance is hereby repealed, and the following substituted therefor:

"26. A Barrister and Solicitor who in the course of his duties as an employee of the Government of Canada, or the Government of the Yukon Territory, is required to practice law in the Territory shall be deemed to have complied with those requirements of this Ordinance which in the absence of this section would otherwise have to be observed before he could practice law in the Territory."

CHAPTER 10

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE
LIQUOR ORDINANCE

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Section 31, of the said Ordinance is amended by adding thereto, immediately after subsection (7) thereof, the following subsection:

“(8) Notwithstanding anything in this section the Commissioner, upon request being made therefor, may issue permits to licencees authorizing the designated licensed premises to remain open for the purposes stated on the licence from 9:00 o'clock P.M., December 31st until 3:00 o'clock in the forenoon of the first day of January.”

- R.O.Y.T.
- 1958, c.67;
- 1959 (1st)
- c.6;
- 1961 (2nd)
- c.6;
- 1962 (1st)
- c.18;
- 1962 (5th)
- c.11;
- 1962 (5th)
- c.14;
- 1963 (1st)
- c.9;
- 1963 (1st)
- c.12;
- 1964 (1st)
- c.12;
- 1965 (1st)
- c.6;
- 1965 (2nd)
- c.3;
- 1966 (2nd)
- c.8.

CHAPTER 11

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE LOCAL
IMPROVEMENT DISTRICT ORDINANCE

1965 (2nd)
c.1.

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. The *Local Improvement District Ordinance* is amended by adding thereto, immediately after section 6 thereof, the following section:

“6A (1) Subject to this Ordinance, a corporation carrying on business within a District is eligible to vote at an election of trustees if it is a taxpayer.

Certain corporation may vote.

(2) A person who has attained the age of twenty-one years may vote at an election of trustees on behalf of a corporation described in subsection (1) if there has been filed with the Chairman of the Board of Trustees not later than one month prior to such election a written authorization naming that person to be an agent of the corporation for this purpose.

Voting to be by agent.

(3) A person described in subsection (6) of section 6, who votes at an election of trustees as an agent of a corporation, is not disqualified from voting on his own behalf at an election of trustees.”

Agent not disqualified from voting on his own behalf.

CHAPTER 12

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE
MOTOR VEHICLES ORDINANCE

(Assented to December 19th, 1967)

R.O.Y.T.
1958, c.77;
1960 (3rd)
c.3;
1961 (1st)
c.5;
1961 (2nd)
c.7;
1962 (1st)
c.21;
1962 (5th)
c.8;
1963 (2nd)
c.9;
1964 (1st)
c.9;
1965 (2nd)
c.5;
1966 (2nd)
c.13.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. The *Motor Vehicles Ordinance* is amended by adding thereto immediately following subsection (i) of section 2 thereof, the following subsection:

"Motorcycle."

"(ii) "motorcycle". In this Ordinance "motorcycle" means a motor vehicle mounted on two or three wheels and includes those motor vehicles known to the trade as motorcycles, motor scooters, and power bicycles."

2. The said Ordinance is further amended by adding thereto, immediately after subsection (14) of Section 6 thereof, this new subsection:

"6. (15) Notwithstanding any other provision of this ordinance or the Regulations, where a truck-tractor drawing a trailer is registered or licensed outside the Territory and is brought into the Territory at the south border of the Territory for the purpose of transferring the trailer to a properly licensed truck-tractor, the said first mentioned truck-tractor is exempt from the provisions of this Section during the portion of the journey between the south border of the Territory and settlement of Watson Lake and return to the border."

3. The said Ordinance is further amended by adding thereto, immediately following Section 6 thereof, the following section:

"6A (1) There shall be a board to be known as the Public Service Vehicle Enquiry Board consisting of a chairman and such number of other members as may be appointed by the Commissioner.

(2) The members of the Board shall be paid such remuneration as is determined by the Commissioner.

(3) The Commissioner may make regulations governing the procedures and operation of the Board, including the quorum thereof and the conduct of its hearings and generally respecting the duties and functions of the Board and any matters incidental thereto."

4. (1) All that portion of subsection (1) of section 33 of the *Motor Vehicles Ordinance* following paragraph (e) thereof is repealed and the following substituted therefor:

"shall forthwith deliver his license to the judge or magistrate making the conviction, and where the conviction is for an offence referred to in paragraph (a) (d) or (e) the judge or magistrate may, and where the conviction is for an offence referred to in paragraph (b) or (c), the judge or magistrate shall endorse on the license the particulars of the conviction."

(2) Section 33 of the said Ordinance is further amended by adding thereto the following subsections:

Endorsement
on license
for limited
time.

"(3) Where a judge or magistrate endorses the particulars of a conviction on a chauffeur's license or an operator's license, he may also endorse thereon the period of time for which such endorsement shall remain on the license but in no case shall that period of time be greater than three years.

(4) An endorsement on a chauffeur's license or an operator's license made under this section is *prima facie* proof of the conviction without proof of the signature or official character of the judge or magistrate."

Endorsement
as proof of
conviction.

5. The said Ordinance is further amended by adding thereto, immediately following section 61 thereof, the following section:

Operator to wear safety helmet.

“61A (1) No person shall operate a motorcycle unless he is wearing a safety helmet securely attached on his head.

Passenger to wear safety helmet.

(2) No person shall ride as a passenger on a motorcycle, unless he is wearing a safety helmet securely attached on his head.

To ride only on permanent seat.

(3) A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for 2 persons, or upon another seat firmly attached to the rear or side of the operator.”

6. Section 95 of the said Ordinances is repealed and the following substituted therefor :

Where no signs vehicle on right to have right of way.

“95. Except as provided in section 97, where two vehicles approach or enter an intersection from different highways at approximately the same time and there are no “Yield” signs, a driver shall yield the right of way to the vehicle that is on his right, but where there is a “Yield” sign, the driver facing the sign shall yield the right of way to all other traffic.”

7. The said Ordinance is further amended by adding thereto, immediately after section 130 thereof, the following section :

Proof of proper erection and maintenance of traffic control devices.

“130A. Where it is shown that a traffic control device exists, such fact shall be *prima facie* proof that the device was erected and maintained in accordance with the provisions of this Ordinance and the regulations.”

8. The said Ordinance is further amended by adding thereto, immediately following subparagraph (m) of subsection (1) of section 150 thereof, the following subparagraph :

“(n) prescribing the type and specification of safety helmet, and when such regulations have been made, “safety helmet” shall mean a helmet of the type prescribed in such regulations.”

CHAPTER 13

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE
MOTOR VEHICLES ORDINANCE

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Subsection (b) of section 155 of the *Motor Vehicles Ordinance* is repealed and the following substituted therefor:

- “(b) (i) establishing, acquiring, operating, controlling and regulating parking stands and places for parking vehicles or any class or classes of vehicles on any highway or other public place or on any municipal lands designated in the by-law as parking stands or places and assigning any particular stand or place to a specific person or persons,
- (ii) prescribing a tariff of fees or charges to be paid by persons using such parking stands or places, which fees or charges may vary according to the location, the classification of the vehicles for which they are intended or as the council may otherwise determine, and in its discretion granting free use of all or any parking stands or places for all vehicles or any particular classification thereof for such period of time or during such hours as may be specified in the by-law, and

R.O.Y.T.
1958, c.77;
1960 (3rd)
c.3;
1961 (1st)
c.5;
1961 (2nd)
c.7;
1962 (1st)
c.21;
1962 (5th)
c.8;
1963 (2nd)
c.9;
1964 (1st)
c.9;
1965 (2nd)
c.5;
1966 (2nd)
c.13.

- (iii) establishing, controlling and regulating a parking meter system or providing in any other manner for the collection of fees or charges payable by persons using such parking stands or places.”

CHAPTER 14

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE
MUNICIPAL ORDINANCE

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

O.Y.T.
1959 (2nd)
c.1;
1960 (1st)
c.6;
1961 (1st)
c.6;
1961 (2nd)
c.5;
1961 (2nd)
c.9;
1961 (3rd)
c.2;
1962 (1st)
c.22;
1962 (5th)
c.10;
1962 (6th)
c.16;
1963 (1st)
c.5;
1964 (1st)
c.8;
1964 (2nd)
c.12;
1966 (1st)
c.6;
1966 (2nd)
c.7;
1967 (1st)
c.16.

1. The *Municipal Ordinance* is amended by adding thereto, immediately after section 92 thereof, the following section:

“92A. (1) Where the Government of the Yukon Territory has incurred the cost of a local improvement within a municipality, the council of that municipality on behalf of the Government of the Yukon Territory, may by by-law assess, levy and collect by means of a special rate upon the parcels of land directly benefitted or upon that land and the municipality as a whole, as the case requires, the cost of such local improvement with interest at a rate not exceeding 6% per annum.

(2) Every by-law passed pursuant to subsection (1) shall provide for the payment of the cost of the local improvement within the probable life thereof as certified by the engineer or other proper officer appointed by the council for that purpose.

(3) Where a council has passed a by-law pursuant to subsection (1), the amount of money collected pursuant to that by-law shall be paid by the council to the Government of the Territory upon demand therefor.”

CHAPTER 15

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE
SCHOOL ORDINANCE

(Assented to December 19th, 1967)

O.Y.T.
1962 (1st)
c.7;
1964 (1st)
c.7;
1965 (1st)
c.3;
1966 (1st)
c.5;
1966 (2nd)
c.9.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Subsections (2) to (4) of section 97 of the *School Ordinance* are repealed and the following substituted therefor:

Appointment
of salary
committee.

“(2) Where the association referred to in subsection (1) represents a majority of the teachers in the Territorial schools, it may appoint a salary committee of not less than three and not more than four members to meet with the advisory committee referred to in subsection (4) to discuss salaries and working conditions.

Advisory
committee.

(3) There shall be an advisory committee composed of not less than three and not more than four members appointed by the Commissioner one member of which shall be a Member of Council and appointed upon the recommendation of the Council.

Meetings.

(4) Meetings of the salary committee and the advisory committee may be initiated by either committee and shall be held at a time that will enable proper consideration to be given by the Commissioner before the preparation of the estimates for the succeeding year.

Report.

(5) The advisory committee created under subsection (3) shall report to the Commissioner and the Advisory Committee on Finance of the Council.

Agreement
not
binding.

(6) Any agreement reached by the salary committee and the advisory committee shall not be binding on the Commissioner, the association referred to in subsection (1) or any of its members.”

CHAPTER 16

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AMEND THE
TAXATION ORDINANCE

(Assented to December 19th, 1967)

O.Y.T.
1959 (2nd)
c.2;
1960 (1st)
c.5;
1961 (1st)
c.4;
1963 (1st)
c.6;
1966 (2nd)
c.6;
1967 (1st)
c.10;
1967 (1st)
c.17.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Section 42A of the *Taxation Ordinance* is repealed and the following substituted therefor:

"42A. Where any person has a complaint in respect of a tax that has been levied pursuant to section 50A or section 50C, that person, on or before the fifteenth day of March in the year in which the tax is levied, may appeal to the Commissioner in such manner as the Commissioner may prescribe."

Appeal to
Commissioner.

2. Subsection (1) of section 50 of the said Ordinance is repealed and the following substituted therefor:

"50. (1) On or before the first day of February in each year the Commissioner shall, in accordance with this Ordinance, levy taxes at a uniform rate per dollar on the assessed value of all real property in the Territory liable to taxation under this Ordinance."

Taxes.

3. Section 50A of the said Ordinance is repealed and the following substituted therefor:

"50A. (1) In addition to any other tax imposed under this Ordinance the Commissioner may, on or before the first day of February in each year, levy a frontage tax at a uniform rate per foot of frontage

Frontage
Tax of water
or sewerage
tax system.

- (a) in respect of the construction of a water system;
- (b) in respect of the construction of a sewerage system;

(c) in respect of the operation of a water system;

(d) in respect of the operation of a sewer-system, and

on real property abutting on such system.

Non-abutting property.

(2) The Commissioner may levy a frontage tax at a uniform rate per foot of frontage, in accordance with this section, on property not abutting on a water system or a sewerage system which is serviced by such system."

4. Section 50B of the said Ordinance is repealed and the following substituted therefor:

Irregularly shaped lots.

"50B. (1) For the purpose of computing the frontage of irregularly shaped lots, the frontage shall be deemed to be fifty per cent of the aggregate length of the front and rear sides of such lot.

Double abutment.

(2) For the purpose of computing the frontage of real property abutted on two or more sides by a water or sewerage system, the frontage shall be deemed to be fifty per cent of the aggregate length of the abutting sides.

Flankage abutment.

(3) Where a property abuts on a water or sewerage system on one side only (other than on the front thereof) the frontage shall be deemed to be seventy-five per cent of the abutting side."

5. The said Ordinance is further amended by adding thereto, immediately after Section 50B thereof, the following sections:

Financial Administration Ordinance.

"50C. Fees levied pursuant to Section 8 of the *Financial Administration Ordinance* for the use of a water system or a sewerage system may be recovered in the same manner as taxes levied under this Ordinance.

Consultation with ratepayers.

50D. (1) The Commissioner shall consult with the ratepayers liable to pay a tax in respect of a water or sewerage system, and where a majority of such ratepayers agree, the Commissioner may construct a water or sewerage system.

(2) Prior to the installation of such system the Commissioner shall determine, according to the preference of a majority of the ratepayers, the manner in which the costs thereof shall be levied or charged.

Majority of ratepayers.

(3) Where the Commissioner is satisfied that a majority of the ratepayers prefer a change in the manner in which the costs of a water or sewerage system are levied or charged he shall give effect to such change.

Change of levy.

(4) The Commissioner shall prescribe the choices in respect of which, the manner in which, and the method by which, any preference shall be ascertained."

Preference method prescribed.

6. Section 58 of the said Ordinance is repealed and the following substituted therefor:

"58. All taxes levied in any year shall be deemed to have been imposed and to be due and payable on the first day of April in that year."

When taxes payable.

7. Section 58A of the said Ordinance is repealed and the following substituted therefor:

"58A. The Commissioner may provide for the granting of a discount not exceeding five per cent of all payments of taxes made on or before the thirty-first day of March in the year in which the taxes are levied."

Discount.

8. Section 58B of the said Ordinance is repealed and the following substituted therefor:

"58B. A penalty in an amount equal to six per cent of taxes remaining unpaid after the thirtieth day of April in the year in which such taxes are levied is due and payable on the first day of May in such year."

Penalty.

9. Section 58C of the said Ordinance is repealed and the following substituted therefor:

"58C. All taxes and penalties remaining unpaid after the thirtieth day of April in the year in which such taxes are levied shall bear interest from that date at the rate of six per cent per annum."

Interest payable.

10. Subsections (1) and (1a) of section 59 of the said Ordinance are repealed and the following substituted therefor:

**Demand
for taxes.**

“59. (1) On or before the fifteenth day of February in each year the Collector shall transmit by mail a demand for payment of the taxes payable under this ordinance to each person liable therefor whose name appears on the tax roll or to his agent if the address of the agent has been transmitted to the Collector.”

CHAPTER 17

ORDINANCES OF THE YUKON TERRITORY
1967 (Second Session)

AN ORDINANCE TO AUTHORIZE THE
COMMISSIONER TO BORROW A SUM NOT
EXCEEDING ONE HUNDRED THOUSAND
DOLLARS FROM THE GOVERNMENT OF CANADA
AND TO AUTHORIZE THE COMMISSIONER TO
ENTER INTO AN AGREEMENT RELATING
THERE TO

(Assented to December 19th, 1967)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. This Ordinance may be cited as the *Loan Agreement Ordinance (1967), No. 1.* Short Title.
2. The Commissioner may on behalf of the Yukon Territory borrow from the Government of Canada a sum not exceeding one hundred thousand dollars. Commissioner may borrow.
3. The Commissioner is authorized to enter into and execute on behalf of the Government of the Territory an agreement with the Government of Canada providing for
 - (a) the repayment to the Government of Canada of the amount borrowed pursuant to section 2;
 - (b) the payment to the Government of Canada of interest at such rate as may be agreed upon by the Commissioner on the principal from time to time outstanding on the amount borrowed pursuant to section 2; and
 - (c) such other terms and conditions as may be agreed upon by the Commissioner.Commissioner may execute agreement.
4. The Commissioner is empowered to do every act and exercise every power for the purpose of implementing every obligation assumed by the Government of the Territory under this Agreement. Commissioner may implement agreement.



ORDINANCES
OF THE
YUKON TERRITORY

PASSED BY THE
YUKON COUNCIL

IN THE YEAR
1968
FIRST SESSION

CHAPTER 1

ORDINANCES OF THE YUKON TERRITORY
1968 (First Session)

AN ORDINANCE TO AMEND THE
FUEL OIL TAX ORDINANCE

(Assented to January 23rd, 1968)

O.Y.T.
1962 (1st)
c.6;
1962 (5th)
c.15;
1964 (2nd)
c.6.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows :

1. Subsections (1), (2), (3), (3a) and (4) of section 3 of the *Fuel Oil Tax Ordinance* are repealed and the following substituted therefor :

"3. (1) Subject to subsections (3), (4) and (5) every purchaser shall, at the time of purchase or receipt of delivery of fuel oil, pay to the vendor for remission to the Territorial Treasurer a tax of eleven cents per imperial gallon.

Purchasers to pay tax.

(2) Subject to subsections (3), (4) and (5) every vendor and every importer shall, with respect to fuel oil used or consumed by themselves, their agents or their employees, pay to the Territorial Treasurer in accordance with sections 4 and 5 a tax of eleven cents per imperial gallon.

Vendors and importers to pay tax on self-consumed fuel.

(3) No tax is payable in respect of fuel oil that is used or to be used in stationery generators of electricity, to propel an aircraft, for heating, for lubricating, for laying or sprinkling on roads or streets, as cleaning fluids or solvents, or in the operation of farm tractors for farming purposes, if

Exemptions.

- (a) the purchaser of the fuel oil at the time of its purchase or receipt of delivery furnishes to the vendor a certificate, in prescribed form, to that effect;
- (b) the vendor or the importer with respect to fuel oil used or consumed by himself, his agent or his employees submits a

certificate, in prescribed form, to that effect in his returns under section 4 or 5, respectively; or

- (c) the vendor or the importer certifies on or before the tenth day of each month that to the best of his knowledge and belief the purchasers listed in a schedule accompanying his certificate had purchased the fuel oil in question for a purpose which would have exempted it from tax if the purchaser had furnished a certificate under paragraph (a).

Exemptions
not to apply
to motor
vehicles.

(4) No fuel oil exempted under subsection (3) shall be used to propel any motor vehicle on a highway as defined in the *Motor Vehicles Ordinance*.

(5) No tax payable in respect of fuel oil used or to be used by

- (a) the Government of Canada;
- (b) a municipality as defined in the *Municipal Ordinance*; or
- (c) a visiting force as defined in the *Visiting Forces (North Atlantic Treaty) Act*, if the person who receives delivery of the fuel oil has been so authorized by such Government, municipality or force, and executes a certificate, in a prescribed form, to that effect."

Ibid.

2. Subsection (a) of section 4 of the said Ordinance is repealed and the following substituted therefor:

"(a) at the time of sale or delivery of fuel oil, levy and collect the tax thereon from the purchaser or, where the purchaser claims exemption for tax in accordance with subsection (3), (4) or (5) of section 3, obtain the prescribed certificate in support of the exemption claimed."

CHAPTER 2

ORDINANCES OF THE YUKON TERRITORY
1968 (First Session)

AN ORDINANCE TO AMEND THE
LIQUOR ORDINANCE

(Assented to January 23rd, 1968)

R.O.Y.T.
1958, c.67;
1959 (1st)
c.6;
1961 (2nd)
c.6;
1962 (1st)
c.18;
1962 (5th)
c.11;
1962 (5th)
c.14;
1963 (1st)
c.9;
1963 (1st)
c.12;
1964 (1st)
c.12;
1965 (1st)
c.6;
1965 (2nd)
c.3;
1966 (2nd)
c.8.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. The whole of subsections (1) and (2) of section 86 of the *Liquor Ordinance* are repealed and the following substituted therefor:

"86. (1) There shall be levied on all liquor purchased at a liquor store, a surcharge as follows:

Surcharge.

- (a) on each dozen bottles of beer, ten cents;
- (b) on each bottle of table wine, twenty cents and on each bottle of fortified wine, forty-five cents;
- (c) on each half-bottle of table wine, ten cents and on each half-bottle of fortified wine, twenty cents;
- (d) on each flask of spirits, twenty cents; and
- (e) on each bottle of spirits, fifty cents; and
- (f) on each Imperial gallon of draught beer, ten cents.

(2) Once each month the Superintendent shall give to the Territorial Treasurer a statement showing the type and number of bottles of liquor upon which surcharge was collected in respect of each liquor store during the next preceding month, and the Territorial Treasurer shall deposit the surcharge so collected to the credit of the Yukon Consolidated Revenue Fund."

CHAPTER 3

ORDINANCES OF THE YUKON TERRITORY
1968 (First Session)

AN ORDINANCE TO AMEND THE
MOTOR VEHICLES ORDINANCE

(Assented to January 23rd, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Schedule "A" of the *Motor Vehicles Ordinance* is repealed and the following substituted therefor:

SCHEDULE "A"

Tariff of Fees.

	Full Fee	Oct. 1 Dec. 31	Jan. 1 Mar. 31
1. Registration fees for			
(a) Trucks or truck-tractors, with a load or hauling capacity of			
(i) 2,000 lbs. or less	\$20.00	\$10.00	\$ 5.00
(ii) 2,001 lbs. to 6,000 lbs.	35.00	18.00	9.00
(iii) 6,001 lbs. to 10,000 lbs.	55.00	28.00	14.00
(iv) Over 10,000 lbs.	105.00	53.00	27.00
(b) trailers, with a load capacity of			
(i) 2,000 lbs. or less	3.00	1.50	1.00
(ii) over 2,000 lbs.	10.00	5.00	2.50

(c) Motor vehicles or trailers owned and used by the Government of Canada or of the Territory or any municipality	1.00		
(d) Motorcycles, pedal cycles with motor attachments and track snow vehicles weighing less than 1,000 pounds unladen	3.00		
(e) other motor vehicles with a wheel base of			
(i) 100" or less	15.00	8.00	4.00
(ii) Over 100" to 120"	20.00	10.00	5.00
(iii) Over 120"	25.00	13.00	7.00
2. Annual licence fees for			
(a) public service vehicle trucks or truck-tractors, with a load or hauling capacity of			
(i) 2,000 lbs. or less	20.00	10.00	5.00
(ii) 2,001 lbs. to 6,000 lbs.	35.00	18.00	9.00
(iii) 6,001 lbs. to 10,000 lbs.	130.00	65.00	33.00
(iv) Over 10,000 lbs.			
(a) with two axles	155.00	78.00	39.00
(b) more than two axles	255.00	130.00	65.00
(b) public service vehicle trucks or truck-tractors restricted to hauling goods through the Territory only (these vehicles to be issued a licence plate showing the letters F.T. rather than P.S.V.) with a load or hauling capacity of			
(i) 10,000 lbs. or less	105.00	53.00	27.00
(ii) Over 10,000 lbs.	205.00	103.00	52.00

- (c) public service vehicles
 - (i) used for carrying passengers for hire 55.00
 - (ii) in addition to the fee set out in subparagraph (i) for each seating space in excess of fifteen 2.00
 - (d) liveryman's licence 25.00
 - (e) chauffeur's licence 5.00
 - (f) operator's licence 2.00
3. Permit fees for
- (a) an "In Transit" permit 1.00
 - (b) permit issued for unloading or loading goods in the Territory or both purposes 100.00
 - (c) a permit issued to transport goods through the Territory without loading or unloading within the Territory 50.00
 - (d) a permit issued to transport passengers for hire 10.00
4. Fees for re-registration of motor vehicle or trailer 2.00
5. Assignment or transfer fees for
- (a) motor vehicle or trailer registrations 2.00
 - (b) public service vehicle licences 2.00
 - (c) public service vehicle licence plates from one vehicle to another 2.00
 - (d) liveryman's licence from one vehicle to another 2.00

MOTOR VEHICLES

CHAP. 3

- | | |
|---|--------------|
| 6. Dealer's distinctive
number plates | 30.00 |
| 7. Fees for operator's or
chauffeur's examination | 2.00 |
| 8. Fees for obtaining a duplicate
operator's or chauffeur's
licence pursuant to sub-
section (2) of section 34 | 1.00 |





ORDINANCES
OF THE
YUKON TERRITORY

PASSED BY THE
YUKON COUNCIL

IN THE YEAR
1968
SECOND SESSION

CHAPTER 1

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO PROVIDE FOR LABOUR
STANDARDS IN THE YUKON TERRITORY

(Assented to April 4th, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

SHORT TITLE.

1. This ordinance may be cited as the *Labour Standards Ordinance*. Short title.

INTERPRETATION.

2. In this Ordinance, Definitions.
- (a) "Advisory Board" means the Advisory Board established under subsection (1) of section 47; "Advisory Board."
- (b) "collective agreement" means an agreement in writing between an employer or an employer's organization acting on behalf of an employer, on the one hand, and a trade union acting on behalf of the employees in collective bargaining or as a party to an agreement with the employer or employer's organization, on the other hand, containing terms or conditions of employment of employees including provisions with reference to rates of pay and hours of work; "Collective agreement."
- (c) "day" means any period of twenty-four consecutive hours; "Day."
- (d) "employee" means a person employed to do skilled or unskilled manual, clerical, technical, operational or administrative work; "Employee."

- "Employer." (e) "employer" means any person who employs one or more employees;
- "General holiday." (f) "general holiday" means New Year's Day, Good Friday, Victoria Day, Dominion Day, Discovery Day, Labour Day, Thanksgiving Day, Remembrance Day and Christmas Day and includes any day substituted for any such holiday pursuant to section 25;
- "Industrial establishment." (g) "industrial establishment" means any work, undertaking or business of a local or private nature in the Territory and includes a branch, section or other division of such work, undertaking or business;
- "Member of a family." (h) "member of a family" in respect of an employer means the employer's spouse, parent, grandparent, step-parent, child, grandchild, step-child, brother, sister, half-brother, half-sister, and a person who stands *in loco parentis* to the employer or to whom the employer stands *in loco parentis* whether or not there is any degree of consanguinity between that person and the employer, and includes an illegitimate grandchild of the employer and the parents and grandparents of an employer who is an illegitimate child;
- "Overtime." (i) "overtime" means hours of work in excess of standard hours of work;
- "Shop." (j) "shop" means a place or establishment where wholesale or retail trade is carried on or where services are dispersed to the public for profit;
- "Standard hrs. of work." (k) "standard hours of work" means the hours of work described in subsection (1) or (2) of section 5, as the case may be;
- "Trade Union." (l) "trade union" means any organization of employees formed for purposes that include the regulation of relations between employers and employees;
- "Wages." (m) "wages" includes every form of remuneration for work performed but does not include tips and other gratuities; and

- (n) "week" means in relation to Part I, the "Week." period between midnight on Saturday and midnight on the immediately following Saturday.

APPLICATION.

3. This Ordinance applies Application of Ordinance.
- (a) to employment in or in connection with the operation of any industrial establishment;
 - (b) to and in respect of employees who are employed in or in connection with the operation of any industrial establishment; and
 - (c) to and in respect of the employers of employees referred to in paragraph (b).
4. (1) This Ordinance applies notwithstanding any other law or any custom, contract or arrangement, whether made before or after the commencement of this Ordinance, but nothing in this Ordinance shall be construed as affecting any rights or benefits of an employee under any law, custom, contract or arrangement that are more favourable to him than his rights or benefits under this Ordinance. Saving more favourable benefits.
- (2) Nothing in this Ordinance authorizes the doing of any work on Sunday that is prohibited by law. Work on Sunday.

**PART I.
HOURS OF WORK.**

5. (1) Subject to this Part, the working hours of an employee shall not exceed eight hours in a day and forty-eight hours in a week. Standard hours of work.
- (2) The working hours of an employee who is employed in a shop shall not exceed eight hours in a day and forty-four hours in a week. Standard hrs. of work in a shop.
- (3) Subject to this Part, no employer shall cause or permit an employee to work in excess of the standard hours of work. Excess hrs. of work prohibited.
- (4) This Part does not apply to Exempt from Part I.
- (a) employees who are members of the employer's family;

- (b) individuals who search for minerals;
- (c) travelling salesmen;
- (d) domestic servants;
- (e) farm labourers;
- (f) individuals whose duties are solely of a supervisory or managerial character;
- (g) members or students of such professions as may be designated by the regulations as professions to which this Part does not apply; and
- (h) such other persons or classes of persons as may be designated by the regulations as persons or classes of persons to which this Part does not apply .

Disputes re application.

(5) Where there is a dispute as to whether this Part applies in relation to any person or class of persons the matter shall be determined by the Labour Standards Officer.

Maximum hours of work.

6. (1) An employee may be employed in excess of the standard hours of work but, subject to sections 11 and 12, the total hours that may be worked by any employee shall not exceed ten hours in any day and sixty hours in any week or such fewer number of hours as may be prescribed by the regulations as maximum working hours in the industrial establishment in respect of which he is employed.

Maximum hours of work for certain employees.

(2) Notwithstanding subsection (1), a person referred to in subsection (2) of section 5 may be employed in excess of the standard hours of work but, subject to sections 11 and 12, the total hours that may be worked by such person shall not exceed two hundred and sixty hours in any month.

Commissioner may increase standard hours.

(3) Where, in the opinion of the Advisory Board, the nature of the work performed in an industrial establishment or in a class thereof is seasonal or intermittent in nature or requires that the standard hours of work be exceeded, the Commissioner, on the recommendation of the Advisory Board, shall order that the standard hours of work of any person or class thereof employed upon or in connection with that industrial establishment or class thereof shall be increased.

(4) Before a recommendation is made to the Commissioner under subsection (3), the Advisory Board shall consider

Considerations of Board.

- (a) the nature of the industrial establishment or class thereof;
- (b) the conditions of employment therein; and
- (c) the welfare of the employees.

7. Where, in the opinion of the Commissioner after consultation with the Advisory Board, the nature of the work in an industrial establishment necessitates irregular distribution of an employee's hours of work, the standard hours of work in a week may be averaged in respect of a period of two or more weeks, in such manner and in such circumstances as may be prescribed by the regulations.

Averaging hours of work.

8. Except as may be otherwise prescribed by the regulations, standard hours of work in a week shall be so scheduled and actually worked that each employee has at least one full day of rest in the week, and, wherever practicable, Sunday shall be the normal day of rest in a week.

Scheduling hours of work.

9. (1) When an employee is required or permitted to work in excess of the standard hours of work, he shall be paid for the overtime at a rate of wages not less than one and one-half times his regular rate.

Overtime pay.

(2) No employer shall require or permit an employee engaged in mining operations underground in a shaft or tunnel to work or to be at his disposal for work in excess of the standard hours of work.

Overtime prohibited re persons employed in mines.

10. (1) The standard hours of work may be exceeded in cases of

Emergency work.

- (a) accident to machinery, equipment, plant or persons;
- (b) urgent and essential work to be done to machinery, equipment or plant; or
- (c) other unforeseen or unpreventable circumstances, but only to the extent necessary to prevent serious interference with the ordinary working of the industrial establishment affected.

Reporting additional work.

(2) Where the standard hours of work have been exceeded under the authority of this section, the employer shall upon request report in writing to the Commissioner, within thirty days after the end of the month in which the standard hours were exceeded, stating the nature of the circumstances in which the standard hours were exceeded, the number of employees who worked in excess of the standard hours and the number of additional hours each of them worked.

**PART II.
MINIMUM WAGES.**

Minimum hourly wage.

11. (1) Subject to this Part, an employer shall pay to each employee seventeen years of age or over a wage at the rate of not less than one dollar and twenty-five cents an hour or not less than the equivalent of that rate for the time worked by him.

Minimum on other basis than time.

(2) Where the wages of an employee are computed and paid on a basis other than time or on a combined basis of time and some other basis, the Commissioner may, by order,

- (a) fix a standard basis of work to which a minimum wage on a basis other than time may be applied; and
- (b) fix a minimum rate of wage that in his opinion if the equivalent of the minimum rate set forth in subsection (1);

and subject to this Part the employer shall pay to each employee who is paid on a basis other than time a wage at a rate not less than the minimum rate fixed by order under this subsection.

Public works.

12. Where an employer has a contract for the performance of a public work of the Territory, he shall pay his employees who are engaged on or in connection with that public work not less than the prevailing wage rate applicable to the work performed by his employees as that rate is set out in an applicable schedule of wage rates prepared by the Director of Labour Standards, Department of Labour, pursuant to the Fair Wages and Hours of Labour Regulations.

13. No employer shall employ a person under seven-
teen years of age

Employees
under 17
years of
age.

- (a) in such occupations as may be prescribed by regulations;
- (b) at a wage less than the minimum wage prescribed by the regulations for the occupation in which such person is employed; or
- (c) contrary to such conditions as may be prescribed.

14. The Commissioner may make regulations for carrying out the purposes and provisions of this Part and, without restricting the generality of the foregoing, may make regulations

Regulations
applicable
to this
Part.

- (a) requiring employers to pay employees, who report for work at the call of the employer, wages for such minimum number of hours as may be prescribed whether or not the employee is called upon to perform any work after so reporting for work;
- (b) fixing the maximum price to be charged for board, whether full or partial, supplied by or on behalf of an employer to an employee, and the maximum deduction to be made therefor from the wages of the employee by the employer;
- (c) fixing the maximum price to be charged for living quarters, either permanent or temporary, supplied by or on behalf of an employer to an employee, whether or not such quarters are self-contained and whether or not the employer retains general possession and custody thereof, and the maximum deduction to be made therefor from the wages of the employee by the employer;
- (d) governing the charges or deductions for supplying uniforms or other articles of wearing apparel that an employer may require an employee to wear or requiring an employer in any specified circumstances to supply, maintain or launder uniforms or other

articles of wearing apparel that he requires an employee to wear;

- (e) governing the charges or deductions for supplying any tools or equipment that an employer may require an employee to use and for the maintenance and repair of any such tools or equipment;
- (f) specifying the circumstances and occupations in which persons under seventeen years of age may be employed in any industrial establishment, fixing the conditions of such employment and prescribing the minimum wages for such employment; and
- (g) exempting, upon such terms and conditions and for such periods as are considered advisable, any employer from the application of section 11 in respect of any class of employees who are being trained on the job, if the training facilities provided and used by the employer are adequate to provide a training program that will increase the skill or proficiency of an employee.

PART III.

ANNUAL VACATIONS.

15. In this Part,

Definitions.
"Vacation pay."

(a) "vacation pay" means four per cent of the wages of an employee during a year of employment in respect of which he is entitled to a vacation; and

"Year of employment."

(b) "year of employment" means continuous employment of an employee by one employer for a period of twelve consecutive months beginning with the date the employment began or any subsequent anniversary date thereafter.

Annual vacation with pay

16. (1) Subject to this Part, every employee is entitled to and shall be granted a vacation with vacation pay of at least two weeks in respect of every completed year of employment.

(2) For the purposes of this Part, a year of employment includes a year of employment begun before the coming into force of this Part and completed after that date.

Year begun before commencement of this Part.

(3) Where an employee has completed a year of employment before the coming into force of this Part and has not been granted an annual vacation with vacation pay in respect thereof before that date, he shall be granted such annual vacation with vacation pay as he was entitled to under the *Annual Vacations Ordinance*.

Year of employment under *Annual Vacations Ordinance*.

(4) This Part does not apply to employees who are members of the employer's family.

Exempt from Part III.

17. The employer of an employee who under this Part has become entitled to a vacation with vacation pay

Granting vacation with pay.

(a) shall grant to the employee the vacation to which he is entitled, which shall begin not later than ten months immediately following the completion of the year of employment for which the employee became entitled to the vacation; and

(b) shall, at least one day before the beginning of the vacation or at such earlier time as the regulations prescribe, pay to the employee the vacation pay to which he is entitled in respect of that vacation.

18. Vacation pay shall for all purposes be deemed to be wages.

Vacation pay.

19. (1) Where, in the opinion of the Labour Standards Officer, there is a shortage of labour, an employer and an employee may enter into a written agreement whereby the employee will not take annual vacation to which he is entitled under section 16 and the employer is not subject to the provisions of section 17 with respect to that employee.

Agreement between employer and employee.

(2) Where an agreement referred to in subsection (1) is entered into, the employer shall, within ten months after the date on which the employee became entitled to an annual vacation, pay to the employee in addition to any other amount due to him, his vacation pay for the year immediately preceding the date on which he became entitled to the annual vacation.

Idem.

General holiday during vacation.

20. Where a general holiday occurs during the vacation granted to an employee pursuant to this Part, the vacation to which the employee is entitled under this Part shall be extended by one day, and the employer shall pay to the employee, in addition to the vacation pay, the wages to which the employee is entitled for that general holiday.

Termination of employment during year.

21. (1) Where the employment of an employee by an employer is terminated before the completion of the employee's year of employment, the employer shall forthwith pay to the employee

- (a) any vacation pay then owing by him to the employee under this Part in respect of any prior completed year of employment; and
- (b) four per cent of the wages of the employee during the completed portion of his year of employment.

Employment for 30 days required.

(2) Notwithstanding paragraph (b) of subsection (1), an employer is not required to pay an employee any amount under that paragraph unless the employee has been continuously employed by him for a period of thirty days or more.

Transfer of industrial establishment.

22. Where any industrial establishment in or in connection with which an employee is employed is, by sale, lease, merger or otherwise, transferred from one employer to another employer, the employment of the employee by the two employers before and after the transfer of the industrial establishment shall, for the purposes of this Part, be deemed to be continuous with one employer, notwithstanding the transfer.

Regulations in relation to annual vacations.

23. The Commissioner may make regulations for carrying out the purposes and provisions of this Part and, without restricting the generality of the foregoing, may make regulations

- (a) defining the circumstances and conditions under which the rights of an employee under this Part may be waived or the enjoyment thereof postponed;
- (b) prescribing the notices to be given to employees of the times when vacations may be taken;

- (c) prescribing the time when vacation pay shall be paid;
- (d) defining the absence from employment that shall be deemed not to have interrupted continuity of employment;
- (e) for the calculation and determination of vacation and vacation pay in the case of seasonal or temporary employees or in other suitable cases;
- (f) providing for the granting of vacation or payment of vacation pay in the event of temporary cessation of employment; and
- (g) providing for the application of this Part where, owing to illness or other unavoidable absence, an employee has been absent from his employment.

**PART IV.
GENERAL HOLIDAYS.**

24. (1) Subject to this Part, every employer shall give to each of his employees a holiday with pay in respect of each of the general holidays falling within any period of their employment. General holidays with pay.

(2) Where a general holiday falls on a Sunday, the Monday immediately following shall be a holiday with pay. General holiday falling on Sunday.

25. Any other holiday may be substituted for a general holiday in any of the circumstances following: Substituted holidays.

- (a) where a class of the employees of an employer is represented by a trade union and the parties to a collective agreement entered into with regard to the terms or conditions of employment of the employees notify the Labour Standards Officer in writing that a specified day has been designated in the collective agreement as a holiday with pay in lieu of a general holiday under this Part, such designated day shall, for those employees mentioned in the collective agreement, be a general holiday for the purposes of this Ordinance; or

- (b) where no employees of an employer are represented by a trade union or where a class of employees is not provided for under a collective agreement with regard to general holidays, and the employer applies to the Labour Standards Officer to substitute another designated holiday for any general holiday under this Part, the Labour Standards Officer may, if he is satisfied that a majority of the employees or a majority of the class of employees, as the case may be, who are not provided for under a collective agreement in regard to general holidays, concur with the application, approve the substitution of such designated holiday for the specified general holiday, and such designated day shall for those employees be a general holiday for the purposes of this Ordinance.

Weekly or monthly pay not to be reduced for holiday.

26. (1) An employee whose wages are calculated on a weekly or monthly basis shall not have his weekly or monthly wages reduced for a week or month in which a general holiday occurs by reason only of his not working on the general holiday.

Pay at daily or hourly rate.

(2) An employee whose wages are calculated on a daily or hourly basis shall, for a general holiday on which he does not work, be paid at least the equivalent of the wages he would have earned at his regular rate of wages for his normal hours of work.

Pay on other basis.

(3) An employee whose wages are calculated on any basis other than a basis referred to in subsection (1) or (2) shall, for a general holiday on which he does not work, be paid at least the equivalent of his daily wages, based upon the average of his daily wages, exclusive of overtime, or bonus for the week in which such general holiday occurs.

Additional pay for holiday work.

27. Subject to section 31, an employee who is required to work on a day in respect of which he is entitled under this Part to a holiday with pay shall be paid, in addition to his regular payment made in accordance with section 26, at a rate at least equal to one and one-half times his regular rate of wages for the time worked by him on that day.

28. An employee who is not required to work on a general holiday shall not be required to work on another day that would otherwise be a non-working day in the week in which that holiday occurs, unless he is paid at a rate at least equal to one and one-half times his regular rate of wages for the time worked by him on that day.

One & one-half times regular rate of wages.

29. Pay granted to an employee in respect of a general holiday on which he does not work shall for all purposes be deemed to be wages.

Holiday pay.

30. No employee is entitled to be paid in respect of a general holiday on which he does not work

Where holiday pay not required.

- (a) where he is not entitled to wages for at least fifteen days during the thirty calendar days immediately preceding the general holiday;
- (b) where the general holiday occurs during the first thirty days of his employment by an employer;
- (c) where he did not report for work on that day after having been called to work on that day;
- (d) where, without the consent of his employer, he has not reported for work on either his last regular working day preceding or his first regular working day following the general holiday; or
- (e) where during the four-week period immediately preceding the week in which the general holiday falls, excluding any period during which he has taken annual vacation pursuant to Part III, he has not worked an average of twenty-four hours per week.

31. Where a person employed in or in relation to custodial work or essential services as prescribed by regulations is required to on a day that is a holiday under this Part, he shall be granted a holiday with pay in accordance with section 26 at some other time which may be added to his annual vacation or granted as a holiday with pay at a time convenient to him and his employer.

Custodial work and essential services.

"Employment" for the purposes of this Part.

32. For the purposes of this Part a person is deemed to be in the employment of another person when he is available at the call of such other person whether or not he is called upon to perform any work therefor.

**PART V.
ADMINISTRATION AND GENERAL.**

Employer to post Ordinance.

33. Every employer shall post and keep posted in a conspicuous place on the premises occupied or used by his employees a copy of this Ordinance, the regulations and any orders made by the Commissioner.

Days of pay.

34. (1) Subject to subsection (2) every employee shall be paid by his employer no later than ten days after the expiration of each calendar month.

Idem.

(2) Where the employment of an employee is terminated at any time, that employee shall be paid forthwith.

Labour Standards Officer.

35. (1) The Commissioner shall appoint a Labour Standards Officer to administer this Ordinance.

Powers of Labour Standards Officer.

(2) The Labour Standards Officer may, for the purposes of enforcing this Ordinance or the regulations,

- (a) inspect and examine all books, payrolls and other records of an employer that in any way relate to the wages, hours of work or conditions of employment affecting any employee;
- (b) take extracts from or make copies of any entry in the books, payrolls and other records mentioned in paragraph (a);
- (c) require any employer to make or supply full and correct statements, either orally or in writing in such form as may be required, respecting the wages paid to all or any of his employees, and the hours of work and conditions of their employment; and
- (d) require an employee to make full disclosure, production and delivery to him of all records, documents, statements, writings, books, papers, extracts therefrom or copies thereof or of other information either verbal

or in writing that the employee has in his possession or under his control and that in any way relate to the wages, hours of work or conditions of his employment.

(3) The Labour Standards Officer may at any reasonable time enter upon any place used in connection with any industrial establishment for the purpose of making an inspection authorized under subsection (2), and may, for such purpose, question any employee apart from his employer.

Right to enter premises.

(4) The Labour Standards Officer shall be supplied by the Commissioner with a certificate of his authority and on entering any place used in connection with an industrial establishment shall, if so required, produce the certificate to the person in charge thereof.

Certificate of authorization.

(5) The person in charge of any industrial establishment and every person employed therein or in connection, therewith shall give the Labour Standards Officer all reasonable assistance in his power to enable the Labour Standards Officer to carry out his duties under this Ordinance and the regulations.

Duty to assist Labour Standards Officer.

36. The Labour Standards Officer may administer all oaths and take and receive all affidavits and statutory declarations required under subsection (2) of section 35 and certify to the administration of the taking thereof.

Administering Oaths.

37. (1) Where the Labour Standards Officer finds that an employer has failed to pay an employee

Where under-payments found on inspection.

- (a) the minimum wage prescribed under this Ordinance;
- (b) any overtime pay to which the employee is entitled under this Ordinance, or;
- (c) any vacation pay or holiday pay to which the employee is entitled under this Ordinance;

the Labour Standards Officer may determine the difference between the wages actually paid to the employee and the wages to which the employee is entitled, and, if the amount of the difference is agreed to in writing by the employer and the employee, the employer shall, within five days

after the date of the agreement, pay that amount to the Commissioner who shall pay it over to the employee forthwith upon the receipt thereof by him .

Consent
required for
prosecution.

(2) No prosecution for failure to pay an employee the full wages to which he was entitled under this Ordinance shall without the written consent of the Commissioner, be instituted against an employer when he has made payment of any amount of difference in wages in accordance with subsection (1).

Inspectors.

38. (1) The Commissioner may designate any person as an inspector under this Ordinance.

Powers,
duties and
functions of
inspectors.

(2) An inspector shall have such powers under this Ordinance and shall perform such functions and duties as the Commissioner may prescribe by regulation.

INFORMATION AND RETURNS.

Information
and returns.

39. (1) Every employer shall keep such records and supply such information relating to the wages of his employees, their hours of work, and the general holidays, annual vacations and conditions of work of his employees, and make such returns thereon from time to time, as the Commissioner may require.

Notice to
supply
information.

(2) The Commissioner may require an employer to supply information referred to in subsection (1) by a notice to that effect served personally or sent by registered mail addressed to the last known address of the employer for whom the notice is intended and the employer shall supply the information within such reasonable time as is specified in the notice.

Pay
statement.

40. (1) An employer shall, at the time of making any payment of wages to an employee, furnish to the employee a statement in writing setting out

- (a) the period for which the payment of wages is made;
- (b) the number of hours for which payment is made;
- (c) the rate of wages;
- (d) details of the deductions made from the wages; and

(e) the actual sum being received by the employee.

(2) The Commissioner may, by order, exempt any employer from any or all of the requirements of subsection (1). Exemption.

OFFENCES AND PENALTIES.

41. A person who Offences.

(a) contravenes any provision of this Ordinance or the regulations, or any order made thereunder; or

(b) discharges or threatens to discharge or otherwise discriminates against a person because that person

(i) has testified or is about to testify in any proceeding had or taken under this Ordinance, or

(ii) has given any information to the Commissioner, the Labour Standards Officer or an inspector regarding the wages, hours of work, annual vacation or conditions of work of any employee in an industrial establishment,

is guilty of an offence and is liable on summary conviction to a fine not exceeding one thousand dollars.

42. A complaint or information under this Ordinance may relate to one or more offences by one employer in respect of one or more of his employees. Procedure.

43. Proceedings in respect of an offence under this Ordinance may be instituted at any time within one year after the time when the subject matter of the proceedings arose. Time limit

44. (1) Where an employer has been convicted of an offence under this Ordinance in respect of any employee, the convicting court shall, in addition to any other penalty, order the employer to pay to the employee any overtime pay, vacation pay, holiday pay or other wages to which the em- Order to pay arrears of wages.

ployee is entitled under this Ordinance the non-payment or insufficient payment of which constituted the offence for which the employer was convicted.

Reinstatement of pay and position.

(2) Where an employer has been convicted of an offence under this Ordinance in respect of the discharge of an employee, the convicting court may, in addition to any other penalty, order the employer

- (a) to pay compensation for loss of employment to the employee not exceeding such sum as in the opinion of the court is equivalent to the wages that would have accrued to the employee up to the date of conviction but for such discharge; and
- (b) to reinstate the employee in his employ at such date as in the opinion of the court is just and proper in the circumstances and in the position that the employee would have held but for such discharge.

Refusal to comply with order.

(3) An employer who refuses or neglects to comply with an order of a convicting court made under this section is guilty of an offence and is liable on summary conviction to a fine not exceeding fifty dollars for each day during which such refusal or failure continues.

When inaccurate records kept.

(4) In determining the amount of wages or overtime pay for the purposes of subsection (1), if the convicting court finds that the employer has not kept accurate records as required by this Ordinance or the regulations, the employee affected shall be conclusively presumed to have been employed for the maximum number of hours a week allowed under this Ordinance or the number of hours deposited to by the employee whichever is the less and to be entitled to full wages therefor.

Identity of complainants.

45. Where a person who makes a complaint to the Commissioner or the Labour Standards Officer requests that his name and identity be withheld, his name and identity shall not be disclosed by the Commissioner, the Labour Standards Officer or their officials except where disclosure is necessary for the purposes of a prosecution or is considered by the Commissioner or the Labour Standards Officer to be in the public interest.

46. No civil remedy of an employee against his employer for arrears of wages is suspended or affected by this Ordinance. Civil remedy.

ADVISORY BOARD.

47. (1) The Commissioner shall establish an Advisory Board consisting of Advisory Board.

- (a) a Chairman;
- (b) one member representative of the interests of employees; and
- (c) one member representative of the interest of employers.

(2) The Advisory Board shall perform the functions and duties given to it and shall advice the Commissioner with respect to any matter that he wishes to refer to it. Powers and duties of Board.

ORDER OF THE COMMISSIONER.

48. Where by this Ordinance or the regulations, the Commissioner is authorized to make any order in respect of any matter, the order may be made to apply generally or in particular cases, or to classes of employees or industrial establishments. Orders.

REGULATIONS.

49. The Commissioner may make such regulations as he deems necessary for carrying out the purposes and provisions of this Ordinance and, without restricting the generality of the foregoing, may make regulations Regulations.

- (a) requiring employers to keep records of wages, vacations, holidays and overtime of employees and of other particulars relevant to the purposes of this Ordinance or any part thereof, in such form as may be required;
- (b) governing the production and inspection of records required to be kept by employers;
- (c) for calculating and determining wages received by an employee in respect of his employment, including the monetary value

of remuneration other than money and the regular rate of wages of employees who are not paid solely on a basis of time;

- (d) prescribing the maximum number of hours that may elapse between the commencement and termination of the working day of any employee;
- (e) fixing the minimum period that an employer may allow his employee for meals, and the maximum period for which an employer may require or permit an employee to work or be at his disposal without a meal period intervening;
- (f) providing for the payment of any wages of an employee to the Commissioner or to some other person in the event that the employee cannot be found or in any other case;
- (g) prescribing custodial work and essential services for the purposes of section 31; and
- (h) prescribing the powers, functions and duties of an inspector designated pursuant to subsection (1) of section 35; and
- (i) for any other matter or purpose that under this Ordinance is required or permitted to be prescribed by regulation.

- Repeal.** **50.** The *Labour Provisions Ordinance* is repealed.
- Repeal.** **51.** The *Yukon Labour (Minimum Wages) Ordinance* is repealed.
- Repeal.** **52.** The *Annual Vacations Ordinance* is repealed.
- Coming into force.** **53.** This Ordinance shall come into force on a day to be fixed by order of the Commissioner.

CHAPTER 2

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO MODIFY THE RULE
AGAINST PERPETUITIES

(Assented to April 4th, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

SHORT TITLE.

1. This Ordinance may be cited as the *Perpetuities Ordinance*. Short title.

INTERPRETATION.

2. In this Ordinance, Interpre-
tation.
- (a) "court" means the Police Magistrate's Court or the Territorial Court;
 - (b) "in being" means living or *en ventre sa mere*;
 - (c) "limitation" includes any provision whereby property or any interest in property, is disposed of, created or conferred.
3. The rule of law known as the rule against perpetuities continues to have full effect except as provided in this Ordinance. Rule against
perpetuities
to continue
saving.
4. No limitation creating a contingent interest in real or personal property shall be treated as or declared to be invalid as violating the rule against perpetuities by reason only of the fact that there is a possibility of such interest vesting beyond the perpetuity period. Possibility
of vesting
beyond
period.
5. (1) Every contingent interest in real or personal property that is capable of vesting within or beyond the perpetuity period is presumptively valid until actual events establish, Presumption
of validity
and "Wait
and See"
doctrine.

- (a) that the interest is incapable of vesting within the perpetuity period, in which case the interest, unless validated by the application of sections 9 or 10, shall be treated as void or declared to be void; or
- (b) that the interest is incapable of vesting beyond the perpetuity period, in which case the interest shall be treated as valid or declared to be valid.

General power of appointment.

(2) A limitation conferring a general power of appointment, which but for this section would have been void on the ground that it might become exercisable beyond the perpetuity period, is presumptively valid until such time, if any, as it becomes established by actual events that the power cannot be exercised within the perpetuity period.

Special power of appointment, etc.

(3) A limitation conferring any power, option or other right, other than general power of appointment, which but for this section would have been void on the ground that it might be exercised beyond the perpetuity period, is presumptively valid, and shall be declared or treated as void for remoteness only if, and so far as, the right is not fully exercised within the perpetuity period.

Application to determine validity.

6. (1) An executor or a trustee of any property or any person interested under, or on the validity or invalidity of, an interest in such property may at any time apply to the court for a declaration as to the validity or invalidity with respect to the rule against perpetuities of an interest in that property, and the court may on such application make an order as to the validity or invalidity of an interest based on the facts existing and the events that have occurred at the time of the application and having regard to sections 9 and 10.

Interim income.

(2) Pending the treatment or declaration of a presumptively valid interest within the meaning of subsection (1) of section 5 as valid or invalid, the income arising from such interest and not otherwise disposed of shall be treated as income arising from a valid contingent interest, and any uncertainty whether the limitation will ultimately prove to be void for remoteness shall be disregarded.

7. (1) Except as provided in section 10, subsection (3) of section 14 and subsections (2) and (3) of section 16, the perpetuity period shall be measured in the same way as if this Ordinance had not been passed, but, in measuring that period by including a life in being when the interest was created, no life shall be included other than that of any person whose life, at the time the interest was created, limits or is a relevant factor that limits in some way the period within which the conditions for vesting of the interest may occur. Measurement
of perpetuity
period.

(2) A life that is a relevant factor in limiting the time for vesting of any part of a gift to a class shall be a relevant life in relation to the entire class. Idem.

(3) Where there is no life satisfying the conditions of subsection (1), the perpetuity period is twenty-one years. Idem.

8. (1) Where, in any proceeding respecting the rule against perpetuities, a question arises that turns on the ability of a person to have a child at some future time, then,

(a) it shall be presumed:

(i) that a male is able to have a child at the age of fourteen years or over, but not under that age, and

(ii) that a female is able to have a child at the age of twelve years or over, but not under that age or over the age of fifty-five years, but,

(b) in the case of a living person, evidence may be given to show that he or she will or will not be able to have a child at the time in question.

(2) Subject to subsection (3), where any question is decided in relation to a limitation of interest by treating a person as able or unable to have a child at a particular time, then he or she shall be so treated for the purpose of any question that arises concerning the rule against perpetuities in relation to the same limitation or interest notwithstanding that the evidence on which the finding of ability or inability to have a child at a particular time as proved by subsequent events to have been erroneous. Idem

Idem. (3) Where a question is decided by treating a person as unable to have a child at a particular time and such person subsequently has a child or children at that time, the court may make such order as it sees fit to protect the right that such child or children would have had in the property concerned as if such question had not been decided and as if such child or children would, apart from such decision, have been entitled to a right in the property not in itself invalid by the application of the rule against perpetuities as modified by this Ordinance.

Idem. (4) The possibility that a person may at any time have a child by adoption, legitimation or by means other than procreating or giving birth to a child shall not be considered in deciding any question that turns on the ability of a person to have a child at some particular time, but, if a person does subsequently have a child or children by such means, then subsection (3) applies to such child or children.

Reduction of age.

9. (1) Where a limitation creates an interest in real or personal property by reference to the attainment by any person or persons of a specified age exceeding twenty-one years, and actual events existing at the time the interest was created or at any subsequent time established,

(a) that the interest would, but for this section, be void as incapable of vesting within the perpetuity period; but

(b) that it would not be void if the specified age had been twenty-one years,

the limitation shall be read as if, instead of referring to the age specified, it had referred to the age nearest the age specified that would, if specified instead, have prevented the interest from being so void.

Exclusion of class members to avoid remoteness.

(2) Where the inclusion of any persons, being potential members of a class or unborn persons who at birth would become members or potential members of the class, prevents subsection (1) from operating to save a limitation creating an interest in favour of a class of person from being void for remoteness, such persons shall be excluded from the class for all purposes of the limitation, and the limitation takes effect accordingly.

(3) Where a limitation creates an interest in favour of a class to which subsection (2) does not apply and actual events at the time of the creation of the interest or at any subsequent time establish that, but for this subsection, the inclusion of any persons, being potential members of a class or unborn persons who at birth would become members or potential members of the class, would cause the limitation to the class to be void for remoteness, such persons shall be excluded from the class for all purposes of the limitation, and the limitation takes effect accordingly. Idem.

(4) For the purposes of this section, a person shall be treated as a member of a class if in his case all conditions identifying a member of the class are satisfied, and a person shall be treated as a potential member if in his case some only of those conditions are satisfied but there is a possibility that the remainder will in time be satisfied. Interpretation.

10. Where any disposition is made in favour of any spouse of a person in being at the commencement of the perpetuity period, or where a limitation creates an interest in real or personal property by reference to the time of the death of the survivor of a person in being at the commencement of the perpetuity period and any spouse of that person, for the purpose of validating any such disposition or limitation, that but for this section would be void as offending the rule against perpetuities as modified by this Ordinance, the spouse of such person shall be deemed to be a life in being at the commencement of the perpetuity period even though such spouse was not born until after that time. Spouses.

11. (1) A limitation that, if it stood alone, would be valid under the rule against perpetuities is not invalidated by reason only that it is preceded by one or more limitations that are invalid under the rule against perpetuities, whether or not such limitation expressly or by implication takes effect after, or is subject to, or is ulterior to and dependent upon, any such invalid limitation. Saving.

(2) Where a limitation is invalid under the rule against perpetuities, any subsequent interest that, if it stood alone would be valid, shall not be prevented from being accelerated by reason only of the invalidity of the prior interest. Acceleration of expectant interests.

Powers of appointment.

12. (1) For the purpose of the rule against perpetuities, a power of appointment shall be treated as a special power unless

(a) in the instrument creating the power it is expressed to be exercisable by one person only; and

(b) it could, at all times during its currency when that person is of full age and capacity, be exercised by him so as immediately to transfer to himself the whole of the interest governed by the power without the consent of any other person or compliance with any other condition, not being a formal condition relating only to the mode of exercise of the power.

(2) A power that satisfies the conditions of clauses (a) and (b) of subsection (1) shall, for the purpose of the rule against perpetuities, be treated as a general power.

(3) For the purpose of determining whether an appointment made under a power of appointment exercisable by will only is void for remoteness, the power shall be treated as a general power where it would have been so treated if exercisable by deed.

Administrative powers of trustees.

13. (1) The rule against perpetuities does not invalidate a power conferred on trustees or other persons to sell, lease, exchange or otherwise dispose of any property, or to do any other act, in the administration (as opposed to the distribution) of any property including, where authorized, payment to trustees or other persons of reasonable remuneration for their services.

Application of subsection (1).

(2) Subsection (1) applies for the purposes of enabling a power to be exercised at any time after this Ordinance comes into force, notwithstanding that the power is conferred by an instrument that took effect before that time.

Options to acquire reversionary interests.

14. (1) The rule against perpetuities does not apply to an option to acquire for valuable consideration an interest reversionary on the term of a lease,

(a) if the option is exercisable only by the lessee or his successors in title; and

- (b) if it ceases to be exercisable at or before the expiration of one year following the determination of the lease.

(2) Subsection (1) applies to an agreement for a lease as it applies to a lease, and "lessee" shall be construed accordingly. Application of subsection (1).

(3) In the case of all other options to acquire for valuable consideration any interest in land, the perpetuity period under the rule against perpetuities is twenty-one years, and any such option that according to its terms is exercisable at a date more than twenty-one years from the date of its creation is void on the expiry of twenty-one years from the date of its creation as between the person by whom it was made and the person to whom or in whose favour it was made and all persons claiming through either or both of them, and no remedy lies for giving effect to it or making restitution for its lack of effect. Other options.

(4) The rule against perpetuities does not apply, nor do the provisions of subsection (3) of this section apply, to options to renew a lease. Options to renew leases.

15. In the case of an easement, profit 'a prendre or other similar interest to which the rule against perpetuities may be applicable, the perpetuity period is forty years from the time of the creation of such easement, profit 'a prendre or other similar interest, and the validity or invalidity of such easement, profit 'a prendre or other similar interest, so far as remoteness is concerned, shall be determined by actual events within such forty-year period; and the easement, profit 'a prendre or other similar interest is void only for remoteness if, and to the extent that, it fails to acquire the characteristics of a present exercisable right in the servient land within the forty-year period. Easements, profits 'a prendre, etc.

16. (1) In the case of, Determinable interests.

- (a) a possibility of reverter on the determination of a determinable fee simple; or
- (b) a possibility of a resulting trust on the determination of any determinable interest in real or personal property;

the rule against perpetuities as modified by this Ordinance applies in relation to the provision causing the interest to

be determinable as it would apply if that provision were expressed in the form of a condition subsequent giving rise on its breach to right of re-entry or an equivalent right in the case of personal property and, where the event determines the determinable interest does not occur within the perpetuity period, the provision shall be treated as void for remoteness and the determinable interest becomes an absolute interest.

Idem.

(2) In the case of a possibility of reverter on the determination of a determinable fee simple, or in the case of a possibility of a resulting trust on the determination of any determinable interest in any real or personal property, or in the case of a right of re-entry following on a condition subsequent, or in the case of an equivalent right in personal property, the perpetuity period shall be measured as if the event determining the prior interest were a condition to the vesting of the subsequent interest, and failing any life in being at the time the interests were created that limits or is a relevant factor that limits in some way the period within which that event may take place, the perpetuity period is twenty-one years from the time when the interests were created.

Idem.

(3) Even though some life or lives in being may be relevant in determining the perpetuity period under subsection (2), the perpetuity period for the purposes of this section shall not exceed a period of forty years from the time when the interests were created and shall be the lesser of a period of forty years and a period composed of the relevant life or lives in being and twenty-one years.

Specific non-charitable trusts.

17. (1) A trust for a specific non-charitable purpose that creates no enforceable equitable interest in a specific person shall be construed as a power to appoint the income or the capital, as the case may be, and, unless the trust is created for an illegal purpose or a purpose contrary to public policy, the trust is valid so long as, and to the extent that, it is exercised either by the original trustee or his successor, within a period of twenty-one years, notwithstanding that the limitation creating the trust manifested an intention, either expressly or by implication, that the trust should or might continue for a period in excess of that period; but in the case of such a trust that is expressed to be of perpetual duration, the court may declare the limita-

tion to be void if the court is of opinion that by so doing the result would more closely approximate the intention of the creator of the trust than the period of validity provided by this section.

(2) To the extent that the income or capital of a trust for a specific non-charitable purpose is not fully expended within a period of twenty-one years, or within any annual or other recurring period within which the limitation creating the trust provided for the expenditure of all or a specified portion of the income or the capital, the person or persons, or his or their successors, who would have been entitled to the property comprised in the trust if the trust had been valid from the time of its creation, are entitled to such unexpended income or capital. Idem.

18. The rule of law prohibiting the limitation, after a life interest to an unborn person, of an interest in land to the unborn child or other issue of an unborn person is hereby abolished, but without affecting any other rule relating to perpetuities. Rule in Whitby vs. Mitchell abolished.

19. The rules of law and statutory enactments relating to perpetuities do not apply and shall be deemed never to have applied to the trusts of a plan, trust or fund established for the purpose of providing pensions, retirement allowances, annuities, or sickness, death or other benefits, to employees or to their widows, dependants or other beneficiaries. Rules as to perpetuities not applicable to employee benefit trusts.

20. Except as provided in subsection (2) of section 13 and in section 19, this Ordinance applies only to instruments that take effect after this Ordinance comes into force, and such instruments include an instrument made in the exercise of a general or special power of appointment after this Ordinance comes into force even though the instrument creating the power took effect before this Ordinance comes into force. Application of Ordinance.

CHAPTER 3

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO AMEND THE
EVIDENCE ORDINANCE

(Assented to April 4th, 1968)

R.O.Y.T.
1958 c.37;
1965 (2nd)
c.4.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. The *Evidence Ordinance* is hereby amended by repealing Section 4 thereof and substituting the following therefor:

“4. (1) Except as provided in this Ordinance, the parties to an action and the persons on whose behalf an action is brought, instituted, opposed or defended, and their spouses are competent and compellable to give evidence on behalf of themselves or of any parties.

(2) Every person charged with an offence shall be a competent but not compellable witness at every stage of the proceedings, whether the person so charged is charged solely or jointly with any other person, provided as follows:

(a) a person so charged shall not be called as a witness except upon his own application;

(b) the failure of any person charged with an offence to give evidence shall not be made the subject of any comment by the Prosecution or Court;

(c) a person charged and called as a witness shall not be asked, and if asked shall not be required to answer, any

question tending to show that he has committed or been convicted of or been charged with any offence other than that wherewith he is then charged, or is of bad character unless

- (i) the proof that he has committed or been convicted of such other offence is admissible evidence to show that he is guilty of the offence wherewith he is then charged; or
 - (ii) he has personally or by his Counsel asked questions of the witnesses for the Prosecution with a view to establish his own good character, or has given evidence of his own good character, or the nature or conduct of the defence is such as to involve imputations on the character of the prosecutor or the witnesses for the prosecution; or
 - (iii) he has given evidence against any other person charged with the same offence."
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CHAPTER 4

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO AMEND THE
THE FINANCIAL AGREEMENT ORDINANCE
1967

(Assented to March 8th, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

Provisions of
Agreement.

1. Paragraph (iii) (A) of subsection (a) of section 3 is hereby repealed and the following substituted therefor:

“(iii) As an operating grant for
(A) the fiscal year 1967/68 and
amount equal to \$3,054,000.00,
and”

CHAPTER 5

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO AMEND
THE FUR EXPORT ORDINANCE

(Assented to April 4th, 1968)

R.O.Y.T.
1958 c.49;
1961 (2nd)
c.11.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

- Schedule A of the *Fur Export Ordinance* is repealed and the following substituted therefor:

SCHEDULE A

TAX PAYABLE ON FURS EXPORTED FROM THE
YUKON TERRITORY.

On each bear, white or polar	\$5.00
On each beaver .....	.50
On each cougar .....	.25
On each fisher .....	.50
On each fox, black .....	.10
On each fox, cross .....	.10
On each fox, red .....	.10
On each fox, silver .....	.10
On each fox, blue .....	.50
On each lynx .....	.25
On each marten .....	.50
On each mink .....	.50
On each muskrat (musquash) .....	.02
On each otter .....	.50
On each squirrel .....	.01
On each weasel (ermine) .....	.05
On each wolf or coyote .....	.25
On each wolverine .....	.50

CHAPTER 6

 ORDINANCES OF THE YUKON TERRITORY
 1968 (Second Session)

 AN ORDINANCE TO AMEND
 THE JUDICATURE ORDINANCE

(Assented to April 4th, 1968)

R.O.Y.T.
 1958 c.60;
 1960 (3rd)
 c.5;
 1961 (1st)
 c.7;
 1964 (2nd)
 c.8.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Paragraph (c) and paragraph (e) of Section 17 of the *Judicature Ordinance* are repealed and the following substituted therefor:

“(c) to keep an account of all fines, fees and moneys payable or paid into Court and to enter all such amounts in proper books or accounts as may be prescribed;

(e) (i) the Clerk shall on or before the 15th day of each month prepare a statement in duplicate from the accounts and books mentioned in Paragraph (c) hereof and transmit a copy of the statement to the Territorial Treasurer,

(ii) the statement required by subparagraph (i) shall set forth the total amount of fees, fines and moneys which have been received by the Clerk during the previous month and with such statement the Clerk shall transmit to the Territorial Treasurer the amount of all fees, fines, and moneys received by him during the preceding month.

(f) To do and perform all such other acts and duties as may be necessary for the administration of justice in the Territory or as may be prescribed.”

CHAPTER 7

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO AMEND
THE JURY ORDINANCE

R.O.Y.T.
1958 c.61;
1961 (3rd)
c.1.

(Assented to April 4th, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Section 7 of the *Jury Ordinance* is amended by adding thereto, immediately after paragraph (h) thereof, the following paragraphs:

“(ha) persons employed in the Department of Corrections of the Territory;”

“(hb) persons employed in the Public Service of the Territory classified as Probation Officers and Social Workers.”

CHAPTER 8

R.O.Y.T.
 1958 c.67;
 1959 (1st)
 c.6;
 1961 (2nd)
 c.6;
 1962 (1st)
 c.18;
 1962 (5th)
 c.11;
 1962 (5th)
 c.14;
 1963 (1st)
 c.9;
 1964 (1st)
 c.12;
 1965 (1st)
 c.6;
 1965 (2nd)
 c.3;
 1966 (2nd)
 c.8;
 1967 (2nd)
 c.10;
 1968 (1st)
 c.2.

ORDINANCES OF THE YUKON TERRITORY
 1968 (Second Session)

AN ORDINANCE TO AMEND
 THE LIQUOR ORDINANCE

(Assented to April 4th, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Section 20 of the *Liquor Ordinance* is hereby amended by adding thereto immediately following sub-section (1) the following new sub-section;

“(1a) An applicant for renewal of a licence shall not be required to provide an affidavit or detailed sketch of the premises in accordance with sub-section (1) hereof unless a structural change has been made in the premises since the previous issue of a licence in respect of the premises.”

2. Section 24 of the said Ordinance is amended by adding thereto immediately after sub-section (2) the following new sub-section;

“(3) This section shall not apply to an application for renewal of a licence.”

CHAPTER 9

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)AN ORDINANCE TO AMEND
THE MINING SAFETY ORDINANCER.O.Y.T.
1958 c.75.*(Assented to April 4th, 1968)*

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Section 2 of the *Mining Safety Ordinance* is amended by adding thereto, immediately after paragraph (f) thereof, the following paragraph:

“(fa) ‘mine rescue superintendent’ means a person appointed as such by the Commissioner under this Ordinance.”

2. Section 3 of the said Ordinance is amended by adding thereto, immediately after paragraph (b) thereof, the following paragraph:

“(c) appoint duly qualified persons as mine rescue superintendents or authorize other duly qualified persons to act as such for the purpose of this Ordinance.”

3. The said Ordinance is amended by adding thereto, immediately after Section 28 thereof, the following Section:

“28A (1) Notwithstanding Section 28 of this Ordinance, the Commissioner may establish, equip, operate and maintain mine rescue stations.

(2) The cost of operating and maintaining mine rescue equipment and mine rescue stations, including the salaries of mine rescue superintendents, shall be recoverable from the owner of every mine in accordance with this section.

(3) An inspector shall assess every mine to which this section applies with the cost of maintenance of mine rescue equipment and with the cost of operation of mine rescue stations including the salaries of mine rescue superintendents.

(4) The assessment referred to in subsection (3) shall be made quarterly and shall be apportioned among the mines to which this section applies on a per man, per month basis for

- (a) underground operations,
- (b) open pit operations,

at rates to be fixed from time to time by the Commissioner.

(5) Monies paid, collected or received in accordance with this section shall be paid to the Receiver General of Canada and shall be deemed not to be 'public money' as defined in section 2 of the Financial Administration Ordinance."

CHAPTER 10

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO AMEND
THE MOTOR VEHICLES ORDINANCE

(Assented to April 4th, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

R.O.Y.T.
1958 c.77;
1960 (3rd)
c.3;
1961 (1st)
c.5;
1961 (2nd)
c.7;
1962 (1st)
c.21;
1962 (5th)
c.8;
1963 (2nd)
c.9;
1964 (1st)
c.9;
1965 (2nd)
c.5;
1966 (2nd)
c.13;
1967 (2nd)
c.13;
1968 (1st)
c.3.

1. Section 110 of the *Motor Vehicles Ordinance* is repealed and the following substituted therefor:

“110(1) When a vehicle bearing the sign ‘school bus’ and displaying alternately flashing lights has stopped on a highway to receive or discharge passengers, a driver approaching the school bus from either direction shall stop before reaching the school bus.

(2) A person who is required by sub-section (1) to stop before reaching a school bus shall not proceed to pass the school bus,

- (a) until the school bus resumes motion; or
- (b) until the driver of the school bus indicates by a signal that he may proceed; or
- (c) where the school bus is displaying alternately flashing lights until the lights stop flashing.”

CHAPTER 11

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO AMEND THE POLICE
MAGISTRATE'S COURTS ORDINANCE

R.O.Y.T.
1958 c.88.

(Assented to April 4th, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. The *Police Magistrate's Courts Ordinance* is hereby amended by repealing Section 4 thereof and substituting the following therefor:

"4. (1) There shall be a Clerk of the Police Magistrate's Court.

(2) If a deputy clerk is appointed, he shall have the same powers and duties as the Clerk.

(3) The duties of the Clerk shall be:

(a) to attend to his office and keep it open on such days of the week, other than holidays, and during such hours as the Commissioner may fix;

(b) on application of any person by himself or his agent;

(i) to receive all complaints and other papers required to be filed in the Police Magistrate's Court or Small Debts Court,

(ii) to issue or file all writs of summons, pleadings, proceedings, warrants, precepts, writs of execution and other documents rendered necessary or required for the effective disposal of such matters, and

- (iii) to tax costs, enter judgements and record all judgements and orders pronounced, given or made,
- (c) to keep account of all fines, fees and moneys payable or paid in respect of this or any other law and to enter all such amounts in proper books or as may be prescribed;
- (d) to do and perform all such other acts and duties as may be necessary for the administration of justice in the Territory or which may be prescribed."

2. Section 7 of the said Ordinance is repealed and the following substituted therefor;

"7. (1) Each Clerk shall, on or before the 15th day of every month, prepare a statement from the book mentioned in Section 6(1) and transmit a copy of the statement to the Territorial Treasurer.

(2) The statement shall be in the prescribed form and shall set forth the total amounts of fees and moneys received by the Clerk during the preceding month and with such statement the Clerk shall transmit to the Territorial Treasurer the amount of all fees and moneys received by him during the next preceding month."

CHAPTER 12

ORDINANCES OF THE YUKON TERRITORY
1968 (Second Session)

AN ORDINANCE TO AMEND AN ORDINANCE TO CLOSE CERTAIN PORTIONS OF FIFTH AVENUE AND LAMBERT AND ELLIOTT STREETS, IN THE TOWNSITE OF WHITEHORSE, FROM USE AS STREETS BY THE PUBLIC BEING CHAPTER 9 OF THE ORDINANCES OF THE YUKON TERRITORY, 1906

(Assented to April 4th, 1968)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:

1. Section 1 of Chapter 9 of the Ordinances of the Yukon Territory, 1906, being an Ordinance to close certain portions of Fifth Avenue and Elliott Streets, in the Townsite of Whitehorse, from use by the public, is amended by substituting the following description of land for the one contained therein:

"All that portion of Lots 1 and 2, in Group 5, being a portion of the Townsite of Whitehorse, in the Yukon Territory, now occupied by Elliott Street, lying between the westerly limit of Fourth Avenue and the easterly limit of Sixth Avenue and its southerly projection, together with all that portion of Lot 2 in Group 5, now occupied by Fifth Avenue, lying between the westerly projection of the northerly limit of Lambert Street and the southerly limit of the lane between Elliott Street and Main Street, together with that portion of Lots 1 and 2 now occupied by lane between Lambert Street and Elliott Street, lying between the westerly limit of Fourth Avenue and the easterly limit of Sixth Avenue."

2. All that portion of Lots 1 and 2, in Group 5, being a portion of the Townsite of Whitehorse, in the Yukon Territory described in Section 1 of an Ordinance to close certain portions of Fifth Avenue and Lambert and Elliott Streets in the Townsite of Whitehorse, in the Yukon Territory, from use as streets by the public, being Chapter 9 of the Ordinances of the Yukon Territory, 1906, other than that portion of Lots 1 and 2 in Group 5 thereof described in Section 1 of this Ordinance shall be deemed to be common and public highways.

**TABLE OF PUBLIC ORDINANCES
OF THE YUKON TERRITORY
1958 to 1968 (Second Session)**

Showing all the chapters of the Revised Ordinances 1958 with amendments thereto up to and including 1968 (Second Session).

SUBJECT MATTER	R.O. 1958 Chapter No.	AMENDMENTS
Adoption	1	
Adult Occupational Training Agreement	new	1967 (2nd) c.1
Agisters and Livery Stable Keepers	2	
Amusement Tax	3	
Annual Vacation	4	1968 (2nd) c.1 repealed
Annuity Plan	5	1963 (1st) c.4 repealed
Apprentice Training	new	1964 (2nd) c.1
Arbitration	6	
Area Development	7	1963 (2nd) c.8-s.4(g) added
Assignment of Book Debts	8	
Bills of Sale	9	1964 (1st) c.5-s.5; 35
Blasting	10	
Brands	new	1967 (2nd) c.2
Bulk Sales	11	
Business Licenses	12	1960 (1st) c.7-s.5(2); 9(2) added 1961 (1st) c.3-s.15 added Sched.
Cancer Diagnosis & Treatment	new	1962 (1st) c.11
Cemeteries	13	1967 (1st) c.1 repealed
Cemeteries	new	1967 (1st) c.1
Change of Name	14	
Chiropractic	15	
Choses In Action	16	
Citizenship Instruction Agreement	17	
City Frontage Tax (Whitehorse)	new	1960 (1st) c.3
City Frontage Tax (Dawson)	new	1964 (1st) c.1
Civil Emergency Measures	new	1966 (2nd) c.3
Collection	18	
Companies	19	1962 (1st) c.13-s.298(3) 1964 (2nd) c.11-s.97A added; 101; 106; 111A added; 111B added 1966 (1st) c.10-s.130(4) added 1966 (2nd) c.5-s.70(3)
Conditional Sales	20	1964 (2nd) c.9-s.2(ba) added; 2(g) added; 3(1)(2); 3(4)(5); 3A added; 7(1); 8; 12; 14; 14A added; 15(1); 16 & 17 added
Contributory Negligence	21	
Controverted Elections	22	
Co-operative Associations	23	1967 (1st) c.8-s. 44
Cornea Transplant	new	1962 (5th) c.2
Coroners	24	1966 (2nd) c.10-s.7(1)
Corporation Securities	new	1963 (1st) c.3 1963 (2nd) c.6-s.13
Credit Unions	25	1965 (2nd) c.2-s.3
Creditors Relief	26	
Curfew	27	1963 (2nd) c.10-s.4

TABLE OF PUBLIC ORDINANCES

SUBJECT MATTER	R.O. 1958 Chapter No.	AMENDMENTS
Dawson City Sewage Disposal System Sale	new	1966 (1st) c.4
Defamation	28	
Dental Profession	29	1964 (2nd) c.10-s.22A, 22B added; 23; 25; 26; 27 added
Dependants Relief	new	1962 (1st) c.9
Devolution of Real Property	30	
Disabled Persons Allowance	31	1962 (1st) c.16-s.3(1); 4(a) 1964 (1st) c.4-s.3(1); 4(a)
Distress	32	
Dog	33	
Elections	34	1960 (3rd) c.4-s.4; 5(b)(c); 8; Sched. 1966 (1st) c.8-s.8 1967 (1st) c.2
Electrical Protection	new	
Employment Agencies	35	
Engineering Profession	36	1961 (1st) c.8-s.2(bb)(i) added 8; 12(1)(d)(e)(f); 12(2)(3) (4)(5); 13; 14(1); 16; 17(1) (2); 18; 20; 22; 25(2) added; 26(1)(3); (31); 32 1963 (1st) c.7-s.17A added 1965 (1st) c.2-s.12 1965 (2nd) c.4-s.68 1967 (2nd) c.6-s.68;69 1968 (2nd) c.3-s.4
Evidence	37	
Exemptions	38	
Factors	39	
Fair Practices	new	1963 (2nd) c.3
Fatal Accidents	40	
Ferries	41	
Financial Administration	42	1963 (1st) c.10-s.21 1964 (2nd) c.7-s.29; 30; 30A added 1967 (1st) c.9-s.34(1)(c) 1967 (1st) c.19 1968 (2nd) c.4-s.3(a)(iii)(A)
Financial Agreement	new	
Fire Investigation	44	1962 (5th) c.3 repealed
Fire Prevention	45	1962 (5th) c.3 repealed
Fire Prevention	new	1962 (5th) c.3 1966 (2nd) c.12-s.6 1967 (2nd) c.7-s.24(ga) added
Fitness & Amateur Sport Agreement	new	1962 (5th) c.1
Flag	new	1967 (2nd) c.3
Floral Emblem	46	
Forest Protection	47	1963 (1st) c.11-s.11; 16(1)(a)
Franchises:		
Mayo Utilities—Telephone		1952 (1st) c.6 1953 (1st) c.11-s.1; 2
Electrical—Whitehorse		1954 (2nd) c.2
" —Haines Junction		1958 (1st) c.13
" —Watson Lake		1959 (2nd) c.3
Electrical—Carcross		1960 (3rd) c.1 1964 (2nd) c.5-s.2 added
" —Carmacks		1961 (1st) c.1 1964 (2nd) c.4-s.2 added
" —Teslin		1963 (1st) c.1 1963 (2nd) c.11-s.2; 3 added
Frustrated Contracts	48	

TABLE OF PUBLIC ORDINANCES

SUBJECT MATTER	R.O. 1958 Chapter No.	AMENDMENTS
Fuel Oil Tax	new	1962 (1st) c.6 1962 (5th) c.15-s.3(3)(i)(c) added 1964 (2nd) c.6-s.3(3); 3a added 1968 (1st) c.1-s.3; 4(a)
Fur Export	49	1961 (2nd) c.11-Sched. A 1968 (2nd) c.5-Sched. A
Game	50	1959 (1st) c.3-s.2(1)(w); 8; 9A & 9B added; 14A added; 25(2); 27(1); 34(1); 36; 42(2)(b)(vii) added; 49(1); 74(3)(4)(5); 81(b) 1959 (2nd)c.4-s.39(1) 1961 (2nd) c.10-s.78(3)(4) added; Sched. A-9A added 1964 (1st) c.10-Sched. A-1(c) 1965 (1st) c.5-s.42 1967 (1st) c.11-s.2(1)(o); 2(1) (sa) added; 2(1)(w); 2(4)(a) & (b) added; 7; 8(1)(a)(i); 10(1); 10(1a) added; 10A added; 12; 13; 13A & 13B added; 14(3) added; 15; 16; 19(2)(3)(4)(5) & (6) added; 19A added; 20; 26(r) & (s) added; 38A & 38B added; 42(2); 65; 66; 67; 68; 69; 72; 80(1)(f), (g) added; 81(c) added; 82; 84; 86; 86A-B-C & D added; 87; 88; Sched. A-1(b)(iv)(v)(vi)(c)(d); Sched. A-11; Sched. A-16 & 17 added; Sched. D added 1966 (2nd) c.2
Gaols (Territorial)	new	1966 (2nd) c.2
Garage Keepers	51	
Garnishee	52	1965 (2nd) c.6-s.17; 19 added
Hairdressers	new	1967 (1st) c.4
Hospital Aid	53	1959 (1st) c.1 repealed
Hospital	new	1964 (2nd) c.13 repealed
Hotel Keepers	54	
Housing Development	new	1967 (1st) c.6
Illegitimate Children	55	
Immunity of Members	new	1966 (1st) c.1
Insane Persons	56	
Insurance	57	1959 (1st) c.4-Part III s. 39 to 52; 52A & B added; Part I of Sched. 1962 (5th) c.7-s. 48 1963 (2nd) c.5-s.131A added 1967 (1st) c.15-s.2(a); 2(ab) added; 2(h)(i)(j)(k)(p)(r); 2A added; Part IV s.53-112
Interpretation	58	1959 (1st) c.5-s.37 added 1967 (2nd) c.8-s.21(1)(j)
Intestate Succession	59	1962 (1st) c.19-s.5 1965 (2nd) c.7-s.3; Part II added

TABLE OF PUBLIC ORDINANCES

SUBJECT MATTER	R.O. 1958 Chapter No.	AMENDMENTS
Judicature	60	1960 (3rd) c.5-s.14; 51(1) 1961 (1st) c.7-s.51(1) 1964 (2nd) c. 8-s.17(a); 37 1968 (2nd) c.6-s.17 (c) & (e); 17 (f) added
Jury	61	1961 (3rd) c.1-s.9; 14(5); 19(2) 1968 (2nd) c.7-s.7 (ha) & (hb) added
Labour Provision	62	1968 (2nd) c.1 repealed
Labour Standards	new	1968 (2nd) c.1
Landlord & Tenant	63	
Legal Profession	64	1962 (1st) c.14-s.26 added 1967 (2nd) c.9-s.11; 26 1965 (1st) c.1
Legal Profession Accounts	new	
Legitimation	65	
Limitation of Actions	66	
Liquor	67	1959 (1st) c.6-s. 12(1)(b); 30(1); 30(3); 76(3) added 1961 (2nd) c.6-s.37(1) 1962 (1st) c.18-s.2(1)(y) added; 9; 12A; 12B; 12C; 12D; 12E added; 12(2); 15(9)(10) (11)(12)(13) added; 50(2); 31(1)(a)(b); 31(1)(c) added; 31(3); 37(2); 76; 77 1962 (5th) c.11-s.12A(1) 1962 (5th) c.14-s.8(2) 1963 (1st) c.9-s.12A(7)(9); 12B(7); 12D(4); 15; 15A; 15B; 15C added 1963 (1st) c.12-s.45 1964 (1st) c.12-s.7A added; 8(3); 9; 12; 12A(2); 12B(1); 12B(2); 12D(5) added; 14A added; 20; 31 1965 (1st) c.6-s.2(1)(qq) added; 9; 12(2); 12A(1)(2)(5) (8)(9); 12B(1)(2)(5)(6) (9); 12C; 12D(3); 23; 24; 25; 29(3); 31(6) added; 45(2)(b); 48; 50(4); 51(2); 52A added; 77(6); 86(1)(e) added; 88(1)(g) added; Sched. 1965 (2nd) c.3-s.9; 12C added; 19(1)(b); 24; 25; 31(1); 31(7) added; 34(3); 39; 86(1)(bb) added; 52A 1966 (2nd) c.8-s.12A(1); 12A(1a); 12D(2); 31(1)(b); 31(1)(c); 31(8) added (Obsolete 1/1/67) 1967 (2nd) c.10-s.31(8) added 1968 (1st) c.2-s.86(1) & (2) 1968 (2nd) c.8-s.20(1a) added; 24(3) added
Loan Agreement (1961) No. 1	new	1961 (2nd) c.2 1966 (1st) c.11 repealed
Loan Agreement (1961) No. 2	new	1961 (2nd) c.4
Loan Agreement	new	1961 (3rd) c.4
Loan Agreement (1962) No. 1	new	1962 (1st) c.2 1967 (1st) c.18-s.2

TABLE OF PUBLIC ORDINANCES

SUBJECT MATTER	R.O. 1958 Chapter No.	AMENDMENTS
Local Improvement District	new	1965 (2nd) c.1 1967 (2nd) c.11-s.6A added
Low Cost Housing	new	1962 (1st) c.1 1963 (1st) c.8-s.2; 3(2)(a); 3(2)(c); 3(3)(a); 3(3)(d); 4(1)(a) added 1966 (1st) c.7-s.3(3)(c) 1966 (2nd) c.11-s.3(3)(b)(e); 4(1a) 1967 (1st) c.14-s.3(3)(c)
Low Rental Housing Agreement	new	1962 (1st) c.3 1963 (1st) c.13 repealed
Lords Day (Yukon)	new	1962 (1st) c.8
Maintenance	68	
Marriage	69	
Married Women's Property	70	
Masters and Servants	71	1963 (2nd) c.2 repealed
Mayo Seaplane Base Agreement	new	1963 (2nd) c.4
Mechanics Lien	72	
Medical Professions	73	1963 (2nd) c.7-s.4(1)(b); 7A added 1964 (1st) c.11-s. 7A(1) & (2)
Miner's Lien	74	
Mining Safety	75	1968 (2nd) c.9-s.(fa) added; 3(c) added; 28A added
Motion Picture	76	
Motor Vehicles	77	1960 (3rd) c.3-s.5(2); 6(3)(6); (11)(c)(12); 7(2); 8(1); 11(3); 13(c); 14(2); 15(2)(4); 19(1) (2); 22(1)(2)(6)(8)(b); 27 (2)(3) added; 29; 34(1)(c); 34(3) added; 41(1)(c) added; 41(4); 49A; 49B added; 138A added; 163(2); Sched. A & B 1961 (1st) c.5-s.2; 49B 1961 (2nd) c.7-s.76(2) 1962 (1st) c.21-s.22(3); 22(6) (7); s.3 of Sched. A 1962 (5th) c.8-Sched. A 1 & 2 1963 (2nd) c.9-s.8(7) added; 25(2)(3); Sched. A1; Sched. A2; 76(2)(3); 76(4) added 1964 (1st) c.9-s.151A added 1965 (2nd) c.5-s.14(2); 20; 24(e); 25(4); 76(3); 147(2); 151B added; 164 1966 (2nd) c.13-s.26(4); 37; 49(3)(4)(5)(6); Sched. A1 1967 (2nd) c.12-s.2(ii) added; 6(15) added; 6A added; 33(1)(e); 33 (3) & (4) added; 61A added; 95; 130A added; 150(1)(n) 1967 (2nd) c.13-s.155(b) 1968 (1st) c.3-Sched. A 1968 (2nd) c.10-s.110 1962 (1st) c.6 repealed 1959 (2nd) c.1 repealed 1959 (2nd) c.1 1960 (1st) c.6-s.99(aa) added; 288; Sched. B(d); Sched. B (g) added
Motor Vehicle Fuel Tax	78	
Municipal	79	
Municipal	new	

TABLE OF PUBLIC ORDINANCES

SUBJECT MATTER	R.O. 1958 Chapter No.	AMENDMENTS
Municipal (cont'd)		1961 (1st) c.6-s.109; 124(3); 133; 144; 238(b) 1961 (2nd) c.5-s.71(3) 1961 (2nd) c.9-s.122; 194 1961 (3rd) c.2-s.194 1962 (1st) c.22-s.194; 195; 228(1); 240 1962 (5th) c.10-s.34(2) added; 118(c); 194. 1962 (5th) c.13-s.97A added; 121(1)(a)(iii) added 1962 (5th) c.16-s.240(1) 1963 (1st) c.5-s.240 1964 (1st) c.8-s.232(1)(3) 1964 (2nd) c.12-s.194; 195 1966 (1st) c.6-s.2(d); 2(da) (db) added; 2(fa) added; 2(i)(j)2(na) added; 2(q) added; 5; 5A, B, C, D added; 7(2)(b)9A added; 10; 11(1); 12(1); 12A added; 15; 16; 16A, 16B, 16C added; 20(1); 22(1); 24(2); 25; 26; 27; 28 (2); 29; 30; 31; 33(1)(2); 35 (f); 37(f); 39(1); 43(1)(f); 43(2); 53; 62; 63(1); 71(2); 87(1)(l)(j) added; 87(5) added; 112; 120A added; 121(1); 121A added; 122; 135; 136; 138(1); 146; 147; 148; 156; 164(2)(l); 168; 174(1)(4)(5);175(1); 181; 183(1); 185; 186(1)(3)(4); 189 to 193; 195; 213(1); 214; 217(2); 241(a); 245(2) (4)(5); 249; 251A added; 256; 256A added; 259(1); 260(2); 262(1); 270A added; 276A added; 279; 280A added; 290A added; 293(3); 294(e); 294A added; 296(2) added; 312(r)(s)(t) (u)(v)(w)(x) added; Sched. C. Form A, B & C; Form EA, 1A added; Form O, P; Form S, T added 1966 (2nd) c.7-s.137A added; Sched. D added 1967 (1st) c.16-s.2(fa); 121(1) (b); 122; 138(1); 148(1); 156; 174(1)(4); 175(1); 181 (1)(2)(3); 183(1); 186(3); 195; 213(1). 1967 (2nd) c.14-s.92A added.
Newspaper	80	
Noise Prevention	81	
Old Age Assistance and Blind Persons Allowance	82	1961 (1st) c.2-s.4(c) 1962 (1st) c.17-s.3(1)(2); 4(a)(b) 1964 (1st) c.3-s.3(1)(2); 4(a)(b)

TABLE OF PUBLIC ORDINANCES

SUBJECT MATTER	R.O. 1958 Chapter No.	AMENDMENTS
Optometry	83	
Partnership	84	
Pawn Brokers and Second Hand Dealers	85	
Perpetuities	new	1968 (2nd) c.2
Petroleum Products	86	
Pharmaceutical Chemists	87	
Police Magistrates' Court	88	1968 (2nd) c.11-s.4; 7.
Poll Tax	89	1962 (1st) c.5 repealed
Pounds	90	
Presumption of Death	new	1962 (5th) c.5
Protection of Children	91	
Public Health	92	1959 (1st) c.8-s.2(g); 3(w); 3(x) added; Part II; 14; 17. 1961 (1st) c.9-Sched. A 1962 (5th) c.12-s.3(v)(w); 5, 6, 7, 8, 9, 10, 10A, 10B added.
Public Printing	93	
Public Service	94	Repealed
Public Service	new	1967 (1st) c.3
Reciprocal Enforcement of Judgment	95	
Reciprocal Enforcement of Maintenance Orders	96	
Recording of Evidence by Sound	new	1963 (2nd) c.1 1966 (2nd) c.15-s.3
Regulations	new	1967 (2nd) c.4
Royal Canadian Mounted Police Agreement	new	1964 (2nd) c.2
Sale of Certain Lands (Whitehorse)	new	1960 (1st) c.1
Sale of Goods	97	
Saw Logs Driving	98	
School	99	1962 (1st) c.7 repealed
School	new	1962 (1st) c.7 1964 (1st) c.7-s.88(1); 88(3) (4)(5) added. 1965 (1st) c.3-s. 88A added 1966 (1st) c.5-s.93(d)(e) 1966 (2nd) c.9-s.85 1967 (1st) c.12-s.78(2) 1967 (2nd) c.15-s.97 (2), (3) & (4); 97 (5) & (6) added
Scientists and Explorers	100	
Securities	new	1966 (1st) c.2
Social Assistance	new	1967 (2nd) c.5
Societies	101	1967 (1st) c.7-s.36
Steam Boilers	102	
Student's Grants	new	1967 (1st) c.5
Survivorship	new	1962 (5th) c.4
Synod of Diocese of Yukon	new	1963 (1st) c.2
Taxation	103	1959 (2nd) c.2 repealed
Taxation	new	1959 2nd) c.2 1959 (2nd) c.5-s.2(h) 1960 (1st) c.5-s.3(f) 1961 (1st) c.4-s.2(g); 3(f) 3(j) added; 22 1963 (1st) c.6-s. 73(b) 1966 (2nd) c.6-s.15A added; Sched. B added 1967 (1st) c.10-s.58(2a) added 1967 (1st) c.17-s.42A added; 50(1); 50 A & B added; 58; 58A-B & C added; 59(1) 59(1a) added

TABLE OF PUBLIC ORDINANCES

SUBJECT MATTER	R.O. 1958 Chapter No.	AMENDMENTS
Taxation (cont'd)		1967 (2nd) c.16-s.42A; 50(1); 50A; 50B; 50C & 50D added; 58; 58A; 58B; 58C; 59(1) & (1a)
Tenants in Common	104	
Territorial Employee Superannuation	new	1963 (1st) c.4
Trustee	105	
Unemployment Assistance Agreement	new	1959 (1st) c.2
Variation of Trusts	new	1962 (5th) c.6
Vital Statistics	106	1964 (2nd) c.3-s. 28(1); 45(g); 46(8) Sched. 1966 (2nd) c.14-s. 30(4a) (4b) added; 30(9)
Vocational Training Agreement	107	1967 (2nd) c.1 repealed
Wages Recovery	new	1963 (2nd) c.2
Warehousemen's Lien	108	
Whitehorse Land Sale and Loan (1961)	new	1961 (2nd) c.1 1966 (1st) c.12 repealed
Wills	109	
Woodmen's Lien	110	
Workmen's Compensation	111	1966 (2nd) c.1 repealed
Workmen's Compensation	new	1966 (2nd) c.1
Yukon Hospital Insurance Services	new	1960 (1st) c.2
Yukon Housing (1961)	new	1961 (2nd) c.3 1962 (1st) c.12-s.3(3)(b) 1964 (1st) c.2-s.3(3)(b) 1965 (2nd) c.8-s.5; 6 1966 (1st) c.9-s.3(3)(b) 1967 (1st) c.13-s.3(3)(b)
Yukon Housing Loan	new	1960 (3rd) c.2
Yukon Labour (Minimum Wages)	new	1968 (2nd) c.1 repealed
Yukon Lands	112	
Yukon Social Service Society	new	1962 (1st) c.10