



ORDINANCES

OF THE

YUKON TERRITORY

PASSED BY THE

YUKON COUNCIL

IN THE YEAR

1976

SECOND SESSION

J. SMITH
COMMISSIONER

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O R D I N A N C E S
of the
Y U K O N T E R R I T O R Y
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E R R A T A

Please note the following changes in the Sessional Ordinances, and attach to your copy of Sessional Ordinances.

Land Acquisition Fund Ordinance

- pg. 1 Change "{assented to May 27," to read "{assented to May 27, 1976)".
- pg. i Last item should be prefixed by the number " 6. "

Public Service Commission Ordinance

- S. 2 (1) pg. 3 Marginal note "Deputy Head" to be added adjacent to line 1.
- S. 6 (3) pg. 9 "subsectio" to read "subsection" in line 10.
- S.177(1) pg.40 Marginal note "Order of Laying Off" to be added adjacent to line 34.
- S.206(1) pg.47 Subsection to read "The employee may within ten working days of the receipt of the decision of the Public Service Commissioner pursuant to section 205, appeal the decision to an adjudicator appointed pursuant to the *Public Service Staff Relations Ordinance*."
- S.207(1) pg.46 Subsection to read "The Commission may establish policies and procedures not inconsistent with this Ordinance for carrying out the purpose and provisions of this Ordinance."
- S.207(1) pg.46 Insert marginal note "Policies to be Established".

An Ordinance to Amend the Motor Vehicles Ordinance

- S. 1 (9) pg.56 Line 3 to read "accordance with the Regulations".

ORDINANCES OF THE YUKON TERRITORY

1976

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CHAPTER 1
ORDINANCE OF THE YUKON TERRITORY
1976 (Second Session)

LAND ACQUISITION FUND ORDINANCE

(Assented to May 27,

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

1. (1) This Ordinance may be cited as the *Land Acquisition Fund Ordinance*.
 2. (1) A revolving fund of \$250,000 is hereby established for the purpose of acquiring land pursuant to this Ordinance.
 3. (1) The Commissioner may acquire land.
 4. (1) The expenses of acquiring or holding land acquired pursuant to this Ordinance may be paid from the revolving fund established pursuant to Section 2.
 5. (1) The Commissioner may make such regulations and prescribe such forms as he deems necessary for carrying out the purposes and provisions of this Ordinance.
- (1) This Ordinance shall come into force on the day of assent.

CHAPTER 2

ORDINANCES OF THE YUKON TERRITORY

1976 (Second Session)

PUBLIC SERVICE COMMISSION ORDINANCE

(Assented to May 27, 1976)

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

1. (1) This Ordinance may be cited as the *Public Service Commission Ordinance*. Short Title

PART I

INTERPRETATION

2. (1) In this Ordinance Definitions
- "adjudicator" means an adjudicator appointed pursuant to section 80 of the *Public Service Staff Relations Ordinance*; "adjudicator"
- "casual employee" means a person engaged on a casual or temporary basis and whose period of employment is not intended to exceed six consecutive and continuous months of employment; "casual employee"
- "Chairman" means the Chairman of the Classification Appeal Board established pursuant to this Ordinance; "Chairman"
- "Commission" means the Public Service Commission established pursuant to section 4;
- "class" or "class of positions" means a group of positions involving duties and responsibilities so similar that the same or like qualifications may reasonably be required for and the same rate or rates of pay, pay range or pay grades can reasonably be applied to all positions in the group; "class" or "class of positions"
- "department or branch" means a department or branch in the Public Service and includes an Agency, Commission, Board or Corporation of the Territory; "department or branch"

"Deputy Head" means a member of the Public Service responsible for the administration of a department or branch who occupies a position allocated to a class listed in the Schedule;

"employee" "employee" means a person appointed to a position in the Public Service;

"established position" "established position" means a continuous full-time or part-time position approved by the Commissioner;

"establishment" "establishment" means the total of established positions;

"lay-off" "lay-off" means an employee who has been laid off pursuant to Part XII of this Ordinance;

"part-time employee" "part-time employee" means a person appointed to a position which has been established as a part-time position pursuant to this Ordinance;

"position" "position" means an established position;

"Public Service Commissioner" "Public Service Commissioner" means the officer appointed by the Commissioner pursuant to section 6;

"Public Service" "Public Service" means the positions now existing or hereafter created in and under the departments or branches of the Territory and includes positions under any Agency, Commission, Board or Corporation of the Territory unless specifically excluded pursuant to section 210 or any other Ordinance;

"single position class" "single position class" means a class containing only one position;

"unit" means a division of the Public Service designated by the Commissioner as a unit;

"Unit"

"Unit Head" or "Head of Unit" means the member of the Public Service other than the Deputy Head responsible for the unit.

"Unit Head" or "Head of Unit"

- (2) Any expression defined in the *Public Service Staff Relations Ordinance* and not defined in this Ordinance shall have the meaning given to it in the *Public Service Staff Relations Ordinance*.

PART II

MANAGEMENT AND DIRECTION

- 3. (1) The Commissioner has the management and direction of the Public Service.

Power of Commissioner

PART III

PUBLIC SERVICE COMMISSION

- 4. (1) There is hereby established within the Public Service of the Territory, a Public Service Commission.

Commission

- 5. (1) The Public Service Commission shall consist of a Public Service Commissioner.

- 6. (1) The Public Service Commissioner shall be appointed by the Commissioner to hold office for an initial period not exceeding ten years from the date of the appointment and shall be eligible for reappointment.

Public Service Commissioner

- (2) The Commissioner may, by order, remove the Public Service Commissioner from office prior to the end of the period of his appointment only for

Removal for Cause

cause and only after

- (a) the circumstances respecting the cause are first enquired into, and
- (b) the Public Service Commissioner is given a reasonable notice of the time and place for the inquiry and is afforded an opportunity, by himself or his counsel, of being heard and of cross-examining the witnesses and of producing evidence on his own behalf.

Inquiry (3) For the purpose of making an inquiry under subsection (2), the Commissioner shall appoint a superior court judge who shall make the inquiry and a report thereon and who has the power to summon and enforce the attendance of any person to give evidence under oath and to produce such documents as the judge may require.

- (4) The Commissioner may suspend the Public Service Commissioner pending the result of an inquiry under this section.
- (5) The Commissioner shall cause the order and the report referred to in this section to be laid before the Council within fifteen days after the order has been made or if the Council is not then sitting, on any of the first fifteen days next thereafter that the Council is sitting.

Admin- 7.
istration
of
Ordinance

- (1) The Public Service Commissioner shall, subject to the general direction of the Commissioner, be responsible for the administration of this Ordinance, the regulations and any policies established pursuant thereto.

8. (1) The officers and employees of the Commission shall be appointed pursuant to the provisions of this Ordinance. Staff

POWERS AND DUTIES OF PUBLIC SERVICE COMMISSION

9. (1) The Commission has the power Powers
- (a) to develop, maintain, administer and supervise a competent and efficient Public Service;
 - (b) to appoint or provide for the appointment of qualified persons to or from within the Public Service in accordance with the provisions and principles of this Ordinance;
 - (c) to test and certify the qualifications of candidates for admission to or promotion in the Public Service;
 - (d) to take any necessary action to ensure compliance with this Ordinance or the regulations;
 - (e) to report to the Commissioner from time to time respecting the operation of this Ordinance or the regulations;
 - (f) to investigate and make reports as required respecting any contravention of this Ordinance or the regulations;
 - (g) after consultation with a Deputy Head, to investigate and report on any matter respecting the employees of the department or branch of the Deputy Head;
 - (h) to report as required upon the organization of the Public Service or any part thereof;
 - (i) to establish and maintain a position classification and job evaluation system in the Public Service;

- (j) to make recommendations to Deputy Heads respecting the discipline of persons employed in their departments;
 - (k) to sponsor, encourage, administer or participate in programs of employee training and safety;
 - (l) to administer a program of security;
 - (m) to negotiate, on behalf of the Territory, with any authorized bargaining agent pursuant to any Ordinance of the Territory;
 - (n) to administer and interpret any collective agreement entered into between the Commissioner and an authorized bargaining agent pursuant to any ordinance of the Territory;
 - (o) to obtain the assistance of such persons as is considered necessary to enable the Commission to carry out its duties; and
 - (p) to perform such other duties as may be assigned to it by the Commissioner.
- (2) For the purpose of an investigation held pursuant to the provisions of this Ordinance or the regulations, the Commission has, in respect of the investigation, the protection, privileges and powers of a Board under the *Public Inquiries Ordinance*.
- (3) The Public Service Commissioner and any authorized officer of the Commission is entitled to access to offices, facilities and installations and to the records and files relating to personnel matters, of every department, branch or division of the Public Service and may examine, take extracts from or make copies thereof which are required for the purpose of enabling the Public Service Commission to carry out its duties pursuant to this Ordinance.

DELEGATION OF AUTHORITY

Duties of Public Service Commissioner

- 10.(1) The Public Service Commissioner may delegate any of his powers, duties or functions to an officer of the Commission.
- (2) The Public Service Commissioner may, with respect to employees of any department, branch or division, delegate any of his powers, duties or functions to the Deputy Head of that department or branch or to a Unit Head or officer of that department, branch or division.
- (3) Any delegation made pursuant to this section may be made subject to any condition and may be amended, replaced or revoked.

PART IV

APPOINTMENT AND POWERS OF DEPUTY HEADS

Appointment of Deputy Head

- 11.(1) Subject to section 15, the Commissioner has the exclusive right and authority to select Deputy Heads.
- 12.(1) A Deputy Head shall, upon an initial appointment, hold office during pleasure for a term not to exceed five years from the date of his appointment.

Deputy Head may be re-appointed

- 13.(1) A Deputy Head may be reappointed without a break in service to hold office at pleasure for such periods as the Commissioner may determine.

Deputy Heads

- 14.(1) Persons occupying positions allocated to the single position classes listed in the Schedule shall, for the purpose of this Ordinance, be Deputy Heads.

- 15. (1) A Deputy Head shall be selected from a list of one or more candidates certified by the Commission as being qualified for an appointment to a vacant position allocated to one of the classes listed in the Schedule. Recruitment and Certification of Deputy Head

- 16. (1) It is the responsibility of the Deputy Head to supervise and direct the employees of his department or branch. Deputy Head as Supervisor of department

- 17. (1) The Deputy Head has the general supervision of the business of his department and such other powers and duties as may be assigned to him by the Commissioner, the Public Service Commissioner or by this or any other Ordinance. Authority of Deputy Head

- 18. (1) Except as otherwise provided by the Commissioner, in the absence of a Deputy Head, a Unit Head or any other employee designated by the Deputy Head has the powers and shall perform the duties of the Deputy Head. Absence of Deputy Head

- 19. (1) The Deputy Head may, subject to this Ordinance, delegate any of his powers and duties to a Unit Head or other officer of his department or branch. Deputy Head power to delegate

PART V

CLASSIFICATION OF POSITIONS

- 20. (1) The Commission shall establish and maintain in force a Classification Plan for all positions in the Public Service. Establishment of Classification Plan

- 21. (1) The Classification Plan shall consist of classes and the Commission shall define each class by reference to the duties, responsibilities and qualifications of the positions allocated to the Content of Plan

class and shall give each class an appropriate title.

Basis of Plan 22. (1) Each class shall embrace all positions which have similar duties and responsibilities with the object that, under the Plan, the same or like qualifications may reasonably be required for and the same remuneration applied to all positions in the class.

Power to establish classes 23. (1) The Public Service Commissioner may create, divide, combine, alter or abolish any class.

Allocation of Positions 24. (1) The Commission may allocate positions to classes and where, in the opinion of the Commission, a change in the duties of a position takes place, the Commission shall evaluate the position and may reclassify it.

Power to conduct Reviews 25. (1) The Commission may, from time to time, review the positions of any establishment or any class or any positions within a class series and, as a result of that review, allocate any position reviewed to any class.

Statement of Duties not to affect Statutory Duties etc. 26. (1) Where, in respect of any class, there is a statement of the duties pertaining to a position included in that class, the statement does not affect

- (a) the powers or duties of an employee under any ordinance; or
- (b) the authority of a Deputy Head to control and direct the work of an employee.

Use of Class Titles 27. (1) The class titles set forth in the Classification Plan shall be used to refer to classification of positions in all records and communications of or directed to the Commission and the Territorial Treasurer.

(2) Notwithstanding subsection (1), titles other than the class titles may be used for departmental purposes or for recruiting or negotiating appointments with candidates for positions.

28. (1) No class title already used in the Classification Plan in respect of a class of positions shall be used in respect of any other class of positions.
29. (1) Class standards and specifications shall be determined solely by the Commission. **Class standards and Specifications**
30. (1) In determining class standards and specifications, the Commission shall have regard to the nature of the duties and responsibilities of the positions within a class.
31. (1) Class standards and specifications shall not be altered for the purpose of adjusting the rates of compensation payable in respect of a class.
32. (1) The standards of qualifications for a class shall be minimum requirements for any person appointed to a position within that class.
33. (1) The Deputy Head shall define the duties and responsibilities to be assigned to each position under his direction. **Deputy Head defines Duties**
34. (1) The Deputy Head shall supply to the Commission a statement of the duties and responsibilities of each position on his establishment and each proposed new position for his establishment, together with such other information as the Commission may require in order to classify each such position. **Statement for Commission**

RIGHT TO CLASSIFICATION REVIEW

35. (1) Every employee has the right to request the Commission to review the classification of his position. **Right to Review**
36. (1) A Deputy Head has the right to request the Commission to review the classification of any position within his establishment.

Deputy Head Notified 37. (1) The Commission shall, on receipt of a request pursuant to sections 35 or 36, review the classification of the position and shall notify the Deputy Head of the result of the review.

Limitation 38. (1) Notwithstanding sections 35 and 36, where a classification review has been conducted, a Deputy Head or an employee shall not request a further classification review within six months from the date of the decision.

Notification 39. (1) The Commission shall notify the Deputy Head of its classification decision pursuant to sections 24, 25 or 37 and the Deputy Head shall within ten working days notify any employee occupying such position of the classification decision.

RIGHT TO CLASSIFICATION
APPEAL

Classification Appeal Board 40. (1) There shall be a Classification Appeal Board consisting of such person to be known as the Chairman to be appointed from time to time as required by the Public Service Commissioner who shall not be an officer or employee of the Commission.

Remuneration and Expenses 41. (1) The Commissioner shall fix
(a) the remuneration to be paid to the Chairman of the Classification Appeal Board; and
(b) travelling and living expenses in connection with his duties when absent from his ordinary place of residence.

Appeal 42 (1) An appeal lies to the Classification Appeal Board against a classification decision of the Commission made pursuant to sections 24, 25 or 37 by the employee occupying the position or by a Deputy Head with respect to any position on his establishment.

Restriction 43 (1) Notwithstanding section 42, no appeal lies to the

Classification Appeal Board in respect of a position occupied by a Deputy Head.

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| 44. (1) | An appeal pursuant to section 42 shall be on notice to the Public Service Commissioner addressed to the Chairman of the Classification Appeal Board, and the notice of appeal shall set forth the grounds of the appeal and shall be accompanied by such supporting documents as may be required to enable the appeal to be determined. | Notice of Appeal |
| 45. (1) | In addition to the materials required pursuant to section 44, the appellant shall name the class to which, in his opinion, the position should be allocated. | Class to be Named |
| 46. (1) | A notice of appeal pursuant to section 44 shall be delivered to the Public Service Commissioner not later than fifteen working days after the receipt of the classification decision by the Deputy Head pursuant to section 39. | Time for Appeal |
| 47. (1) | Notwithstanding section 46, the time for appeal may be extended by the Public Service Commissioner where he is satisfied that the employee was not made aware of the decision by the Deputy Head. | Extension of Time |
| 48. (1) | The Public Service Commissioner shall forward the notice of appeal and all material supplied therewith to the Chairman of the Classification Appeal Board. | Notice to Chairman |
| 49. (1) | The Public Service Commissioner may also forward to the Chairman of the Classification Appeal Board any material which the Public Service Commissioner considers may be of assistance to the Classification Appeal Board in determining the matter. | |
| 50. (1) | The Classification Appeal Board shall consider the | Appeal Procedure |

appeal and shall have the right

- (a) to call for any material it may require from either the appellant or the Public Service Commissioner; and
- (b) to interview either of the parties or any officer having knowledge of the duties of the position which is the subject of the appeal.

Informal 51. (1) The Classification Appeal Board is an administrative Procedure
tribunal and shall determine its own procedure and shall not be required, in carrying out its duties, to comply with the formalities customarily required by a court except that the Board shall be impartial and fair in arriving at its decision.

Decision 52. (1) The decision of the Classification Appeal Board is Binding
binding upon the Commissioner, the Commission, the Deputy Head and the employee.

No 53. (1) Except as provided in this Ordinance, every order, Further
Appeal award, direction, decision, declaration or ruling of the Classification Appeal Board is final and shall not be questioned or reviewed in any court.
(2) No order shall be made or process entered and no proceedings shall be taken in any court, whether by way of injunction, certiorari, prohibition, *quo warranto* or otherwise, to question, review, prohibit or restrain the Classification Appeal Board in any of its proceedings.

No 54. (1) Notwithstanding any provision of the *Public Service Adjudication*
Staff Relations Ordinance, the decision of the Classification Appeal Board shall not be the subject of a grievance referable to adjudication.

Determi- 55. (1) The Classification Appeal Board shall, upon nation
concluding its proceedings, either dismiss the appeal or allow the appeal.

56. (1) The Classification Appeal Board shall have no **Jurisdiction** jurisdiction to allocate the position concerned to any class other than the class which is named in the notice of appeal by the appellant pursuant to section 45.
57. (1) The Classification Appeal Board shall not have **Restriction** authority
- (a) to amend the class specification for any class;
 - (b) to recommend the regrading of an existing class;
 - (c) to create a new class;
 - (d) to alter a class; or
 - (e) to delete a class.
58. (1) The Classification Appeal Board shall not conduct **Limitation** an appeal in respect of substantially the same matter until six months has elapsed from the date of the earlier hearing.
59. (1) Where an appeal to the Classification Appeal **Bargaining Agent's Adviser** Board is in respect of a position which is occupied by an employee who is a member of a bargaining unit, the bargaining agent shall have the right to recommend in writing one or more persons available and willing to act to be an adviser to the Chairman.
- (2) On receipt of the recommendation, the Public Service Commissioner shall appoint an adviser from amongst the persons recommended.
 - (3) If no person is available and willing to act, the recommendation shall be deemed to be cancelled.
60. (1) Where the bargaining agent exercises its right **Commission's Adviser** pursuant to section 59, the Public Service Commissioner may appoint another adviser to the Chairman who is available and willing to act.

**Consult-
ation** 61. (1) Prior to rendering any decision, the Chairman shall consult with each of the advisers.

(2) Where the Chairman decides to hold a hearing, the advisers have the right to be present during the hearing.

(3) Where documents are examined by the Board, each of the advisers has the right to peruse the documents or copies of the documents supplied by the Chairman.

**No
Minority
Report** 62. (1) The advisers shall not have the right to make a minority report or render any independent decision.

63. (1) Where the Chairman decides to hold a hearing of the Board, the hearing shall be scheduled at the discretion of the Public Service Commissioner having regard to the convenience of the parties and the number of appeals in order that sittings of the Board may conveniently dispose, where appropriate, of more than one appeal at a sitting. **Sittings to be Scheduled**
64. (1) Where an appeal to the Board results in a decision favourable to an employee and the employee has continued to occupy the same position which was the subject of the appeal, any remuneration payable to him shall, so far as may be, be paid retroactively from the date of the classification decision which is notified to the Deputy Head pursuant to Section 39. **Successful Appeal**
- (2) Notwithstanding subsection (1), an employee who has died, retired or has been laid off is entitled to retroactive pay until he ceased to occupy his position as if he had continued to occupy the position at the time the decision is made.
65. (1) The provisions of sections 59 or 60 shall not apply to an appeal of a classification decision with respect to a position allocated to a class excluded from a collective agreement. **Confidential and Management Appeals**

PART VI

PAY AND ALLOWANCES

66. (1) The Public Service Commissioner shall keep under continuous review the rates of pay assigned to classes of employment in the Public Service. **Consideration Determining Rates of Pay**
67. (1) The Public Service Commissioner shall, in respect of any classes of employment included or proposed to be included in a collective agreement **Determination**
- (a) establish the rates of pay for the classes;
- (b) establish the rates of pay for revised or

amended classes;

(c) regrade existing classes;

(d) alter the pay range or hourly rates of pay assigned to existing classes.

Consider-68. (1) Prior to making any changes in the rates of pay
ations
to Apply for classes of employment mentioned in section 67,
the Public Service Commissioner shall consider

(a) the requirements of the Public Service;

(b) the rates of pay and the terms and conditions of employment prevailing in Canada for similar occupations of employment;

(c) the relationship between existing classes of employment within the Public Service; and

(d) any other factors which the Public Service Commissioner considers relevant.

Public Service Commissioner to Authorize Rates 69. (1) The Commissioner shall, after consultation with the Public Service Commissioner, establish the rates of pay for any existing, revised, amended or new classes of employment excluded from a collective agreement.

Rates of Pay 70. (1) The Commissioner shall, after consultation with the Public Service Commissioner, fix the salary and remuneration of any class of employment listed in the Schedule or of any person excluded from the provisions of this Ordinance pursuant to section 210.

Official Pay Plan 71. (1) The rates of pay for classes shall consist of a single rate, a minimum rate, a maximum rate or one or more intermediate rates or such other rates of pay as the Public Service Commissioner may in any special case consider appropriate.

72 (i) The Public Service Commissioner shall establish one or more official pay plans containing the pay ranges for classes of employment and the rates of pay on

an annual, monthly, bi-weekly or hourly basis,
or in such other manner as he may deem appropriate.

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| 73. (1) Where an employee is required to perform for a temporary period the duties of a higher position than the one held by him, the Public Service Commissioner may, in accordance with the regulations, authorize the payment to him of acting pay during such period and the employee has the power and the authority of the higher position during the period he is acting. | Acting Pay |
| 74. (1) The rate of pay of a person appointed to a position in the Public Service shall be the minimum rate for the class to which the position is allocated. | Rate of Pay on Appointment |
| 75. (1) Notwithstanding section 74, the Public Service Commissioner may make an appointment to a position in a class at a rate of pay higher than the minimum rate for that class but the rate of pay so fixed shall not exceed the maximum for the class to which the position is allocated. | Appointment at Higher than Minimum Rate |
| 76. (1) The Public Service Commissioner shall authorize the rate of pay to be paid to a person appointed to a position of Deputy Head. | Rate of Pay on Appointment of Deputy Head |
| 77. (1) An employee is entitled to be paid for his services the remuneration applicable to his position. | Paid for Services Rendered |
| 78. (1) Except where otherwise authorized in writing by the Commission, every person appointed to or | Oath of Allegiance and Oath of Office |

employed in a position shall take the oath of allegiance and the oath of office in the prescribed form.

PART VII

ORGANIZATION AND ESTABLISHMENT

- Material to be Supplied** 79. (1) Every Deputy Head shall, on the request of the Commission provide
- (a) a copy of the current organization chart of his department or branch;
 - (b) a list of the number of full-time and part-time permanent positions on his establishment;
 - (c) the hours of work for each part-time permanent position; and
 - (d) any additional information respecting the employees in his department or branch which the Commission may require.
- Organization Studies** 80. (1) The Commission may conduct organization studies within the Public Service and make recommendations to Deputy Heads or the Commissioner respecting the organization of employees in each department, branch or division of the Public Service.
- Procedure on Re-organization** 81. (1) Every Deputy Head shall, prior to implementing any reorganization of positions within his department, notify the Commission.
- (2) After the reorganization has been implemented by the Deputy Head, the Commission shall classify and evaluate each position affected by the reorganization.

82. (1) The Commission shall maintain a record of the establishment of each department, branch or division of the Public Service. **Record**
83. (1) The establishment of any department, branch or division of the Public Service shall not, except with the approval of the Commissioner, exceed the number of positions approved by the Commissioner in respect of such department, branch or division. **Number of Positions**
84. (1) The Public Service Commissioner, with the approval of the Deputy Head, may abolish an existing position on the establishment of a department, branch or division. **Abolish Positions**
85. (1) Except as provided in subsection (2), any position which is approved by the Commissioner continues for an indeterminate period. **Terms of Position.**
- (2) Any position which is approved for a specific period of time shall terminate at the end of that period and any employee occupying that position shall cease to be an employee at that time.
86. (1) Subject to this Ordinance, an employee appointed to a position, other than the Public Service Commissioner, a Deputy Head or an employee appointed to a position for a specific period of time pursuant to section 85(2), is appointed for an indeterminate period. **Tenure of Indeterminate Appointments**
87. (1) A casual employee is not appointed to or employed in a position. **Casual not Appointed to Position**

88. (1) A casual employee is not employed for an indeterminate period nor does a casual employee serve a probationary period. **Casual does not Serve a Probationary Period**
89. (1) A casual employee is entitled to the terms and conditions of employment established pursuant to the regulations and pursuant to policy directives issued from time to time by the Commission. **Casual Terms and Conditions of Employment**
90. (1) Every Deputy Head shall forward to the Public Service Commissioner a report respecting any new position he proposes to include in his establishment or any position which he proposes to delete from his establishment. **Addition or Deletion of Positions**
91. (1) In the report referred to in section 90, the Deputy Head shall include **Report**
- (a) an explanation of the reason for the addition or deletion;
 - (b) a position description of each proposed additional position outlining its duties and responsibilities; and
 - (c) the effective date proposed for the addition or deletion of the position.
92. (1) The Commission shall make reports to the Territorial Treasurer, the Commissioner and such other persons as may be appropriate concerning the proposals of Deputy Heads respecting new positions. **Report to Treasurer**
93. (1) Upon approval by the Commissioner of the new positions, the Commission shall **Procedure for New Positions**
- (a) make an official classification decision in respect of each new position; and
 - (b) amend the classification plan or the official pay plan as may be required.

Alteration
of Request 94. (1) The Commissioner may direct any Deputy Head to alter any request for a new position pursuant to section 90.

Part-time
Hours of
Work
Extended 95. (1) The Public Service Commissioner may authorize the extension of the hours of a part-time position at the request of a Deputy Head.

PART VIII

APPOINTMENTS

Exclusive
Right to
Appoint 96. (1) The Commission has the exclusive right and authority to appoint persons to positions in the Public Service and to recruit, certify and document all employees appointed to a position on the establishment of a department, branch or division of the Public Service.

Appoint-
ments 97. (1) Where it is possible to do so and it is in the best interest of the Public Service, appointments shall be made from within the Public Service.

Canadian
Citizens
or Landed
Immigrants 98. (1) Where it is practicable and in the best interest of the Public Service, appointments shall be made to positions in the Public Service from amongst persons who are Canadian citizens or landed immigrants.

Qualifi-
cations 99. (1) The Public Service Commissioner may, in respect of any position or class, prescribe qualifications which are necessary or desirable having regard to the nature of the duties to be performed but in doing so, he shall not discriminate against any person by reason of race, religion, religious creed, colour, ancestry, sex, marital status or ethnic or national origin.

100. (1) All appointments to positions in the Public Service shall be made on merit. Merit to Govern
101. (1) The Commission has the authority to engage persons to perform work of a casual or temporary nature and to establish their terms and conditions of employment. Casual Employees
- (2) Any engagement pursuant to subsection (1) shall, where practicable, be made on merit.
102. (1) The Commission may conduct examinations, tests, reference checks or interviews and review work records, performance ratings or recommendations to assist it in determining an applicant's suitability for employment or promotion in the Public Service. Tests and Examinations
103. (1) The Commission may, by such investigation as it deems necessary, satisfy itself that a candidate for a position in the Public Service is reliable and fit to perform the duties and to undertake the responsibilities of the position for which he has applied. Reliability and Fitness of Candidate
104. (1) Any person who, in the course of any test, examination or interview for a position in the Public Service, knowingly makes use of any false document or gives any false information, may be dismissed by the Commission and his appointment cancelled. Fraud or Falsification
105. (1) The Commission shall establish and maintain employment lists, promotion lists and re-employment lists setting out for the various classes of positions for which such lists should be established and maintained, the names of candidates certified for those positions and each such list is valid for such period as the Commission deems appropriate. Lists

- Vacancy Notice** 106. (i) Where a new or vacant position is required to be filled, the Deputy Head shall prepare and submit the appropriate vacancy notice forms to the Commission.
- Advertisement** 107.(1) The Commission shall oversee and direct the preparation and publication of all advertisements and notices issued for the purpose of informing prospective applicants of vacant positions in the Public Service.
- Type of Competition** 108. (1) The Deputy Head shall recommend to the Commission whether an appointment to a vacant position on the establishment of his department or branch should be made
- (a) by exemption from competition;
 - (b) by a competition restricted to applicants from within the department, branch or division;
 - (c) by competition restricted to applicants from within the Public Service; or
 - (d) by open competition.
- Reasons to be Given** 109.(1) Where a Deputy Head makes a recommendation pursuant to paragraph 108(a), he shall submit with the recommendation a report in writing stating
- (a) the reasons why he considers the appointment should be exempt from competition; and
 - (b) the name, particulars and qualifications of the person he recommends for appointment.
- (2) Where the Commission is satisfied that the person recommended pursuant to subsection (1) is qualified for the position, the Commission may exempt the appointment from competition.
- Restricted Competition** 110. (1) On receipt of a recommendation of a Deputy Head pursuant to paragraph 108(b) or (c), the Commission may, after considering the request, authorize that

the appointment be made by competition from

- (a) within the department, branch or division;
- (b) within such department, branch or division together with other departments, branches or divisions; or
- (c) within the Public Service.

111. (1) Where

Exemption
from
Competition

- (a) a suitable person is available for appointment from a current list of eligible certified applicants for employment in the class of positions in which the vacant position is included; or
- (b) it is in the best interest of the Public Service and the Commission is satisfied that a suitable qualified person is available, the Commission may exempt an appointment from competition.

112. (1) Where it is not in the best interest of the Public Service that an exemption from appointment by competition be made or that a restricted competition should be held, the Commission shall recruit by open competition.

Open
Competition

113. (1) Where a competition is to be held, the Commission shall constitute a Board for the purpose pursuant to the regulations.

Competition
Board

114. (1) The Commission shall, in respect of all applicants for appointments to the Public Service, certify whether the candidate is qualified for the appointment.

Certifica-
tion of
Candidate

115. (1) The Deputy Head shall, after considering the recommendations of the Board constituted pursuant

Selection of
Certified
Candidate

to section 113, select for appointment the successful candidate from amongst those candidates certified by the Commission.

PROBATION

Probation-116. (1) Every person appointed to a position in the Public
ary
Period Service or promoted to a position in the Public Service shall serve a probationary period of six months, calculated from the date of his appointment to the position.

Extended 117. (1) A Deputy Head or Unit Head may extend the probationary
Probation-
ary Period period of an employee for a further period not exceeding six months.

Rejection 118. (1) A Deputy Head or Unit Head may at any time during
on
Probation the probationary period or at any time during the extended probationary period of an employee, reject that employee for cause by written notice to the employee.

Effect of 119. (1) An employee who has been rejected under section 118
Rejection ceases to be an employee on the termination date mentioned in the notice.

Rejection 120. (1) An employee with not less than five years continuous
where
Employee service in the Public Service of the Territory who held a
previous is appointed to a different position on probation and
Position is later rejected during or at the end of his probationary period is, at the discretion of the Commission, entitled for a period of one year from the date of his rejection to be reappointed to a position at the same class level as the position he occupied prior to the probationary appointment.

Notifica- 121. (1) A Deputy Head shall, prior to the expiry of an
tion to
Commission employee's probationary period, notify the Commission

- (a) whether in his opinion the employee is suitable for continued employment in the position to which he was appointed or promoted;
- (b) whether the employee's probationary period has been extended and the length of the extension; or
- (c) whether the employee has been rejected or, in the opinion of the Deputy Head, will be rejected during his probationary period.

122. (1) Casual or temporary service shall not be considered as part of a probationary period in respect of an appointment to a permanent position in the Public Service.

Previous
Casual
Service

123. (1) No person under the age of sixteen years or over the age of sixty-five years is eligible for appointment to a permanent position in the Public Service.

Minimum and
Maximum Age

RETIREMENT

124. (1) An employee shall be retired from the Public Service of the Territory on reaching the compulsory retirement age pursuant to the provisions of the *Territorial Employees' Superannuation Ordinance*.

Compulsory
Retirement
Age

125. (1) Notwithstanding section 124, an employee's service may, with the approval of the Commissioner upon the recommendation of the Public Service Commissioner, be extended for a further period not exceeding five years beyond the age mentioned in section 124.

Exception on
Commissioner's
Approval

126. (1) The Commission may, pursuant to the regulations, release an employee for ill health by giving the employee notice in writing.

Release
for Ill
Health

127. (1) Upon receipt of a notice mentioned in section 126, the employee will cease to be an employee in the Public Service effective on the date contained in the notice.

Effective
Date

Consider- 128. (1) An employee released pursuant to section 126 who
ation of
Re-employ- submits satisfactory evidence to the Commission
ment of his fitness for re-employment may, for a period
of one year after the submission of the evidence,
be given preference over other applicants to a vacant
position in the Public Service for which he is
qualified next after a lay-off.

RESIGNATIONS

Resig- 129. (1) Every employee shall give not less than ten
nation working days notice in writing of his intention
to resign from the Public Service.
(2) The notice mentioned in subsection (1) shall be
given to the Deputy Head or the Head of the Unit
in which the employee is employed.
(3) The notice of resignation shall specify the last
day upon which the employee will perform his
duties and this shall be called the "effective day".

Accept- 130. (1) A resignation takes effect on the effective day
ance and and may not be withdrawn except as provided in
Withdrawal subsection (2).
(2) A resignation may, with the written consent of the
Deputy Head and the approval of the Commission,
be withdrawn at any time prior to the effective day.

Oral 131. (1) Notwithstanding sections 129 and 130, where an
Resig- employee orally notifies the Deputy Head or the
nation Head of the Unit in which the employee is employed
of his resignation or his intention to resign, the
resignation shall be effective upon written accept-
ance of the oral resignation by the Deputy Head or
the Unit Head.
(2) An employee may appeal the written acceptance of his oral
resignation by the Deputy Head or Unit Head to the Public
Service Commissioner within ten working days of the receipt
of the acceptance.

(3) The decision of the Public Service Commissioner shall be final and binding and shall not be subject to the adjudication.

132. (1) Upon termination, resignation or retirement, every employee having possession, custody or control of any books, records, documents, accounts, vouchers, reports, equipment or any other thing belonging to or relating to his office or position and not being private property shall, as part of the duties of his position or office, give up possession of and deliver the same to his successor in office or to a person appointed by the Deputy Head to demand and receive the same, prior to his last working day.

Custody of
Records etc.
on
Termination

ABANDONMENT

133. (1) An employee who is absent from duty without authorization for a period of five consecutive working days may by a notice in writing be declared by the Deputy Head to have abandoned his position and thereupon the position becomes vacant and the employee ceases to be an employee.

Abandonment
of Position

(2) An employee who has been declared to have abandoned his position may appeal the declaration to the Public Service Commissioner within ten working days of the service of the notice mentioned in subsection (1) upon him.

(3) The decision of the Public Service Commissioner shall be final and binding and shall not be subject to adjudication.

PART IX

TRANSFER

134. (1) An employee may request a transfer from one position to another in the same class or to an alternative work location by placing his request in writing to the Commission.

Employee
Request for
Transfer

Commission 135. Where the Commission receives a written request
to Review pursuant to section 134, the Commission shall
Transfer place the employee's name on a transfer list, deny
Request the transfer, confirm the transfer or take other
 appropriate action.

- Transfer 136. (1) Where operational requirements so necessitate, a Deputy Head may, at any time, transfer an employee by written transfer notice
- (a) from one position to another position in the same class within his department or branch; or
 - (b) from one work location to another work location within his department or branch, and transmit a copy of the notice to the Public Service Commissioner.
- (2) A transfer notice shall specify the effective date of the transfer.
- (3) Where compliance with the transfer notice will require the employee to move his place of residence from one community to another he may appeal the transfer notice by notice in writing to the Deputy Head within 15 working days of his receipt of the transfer notice.
- (4) An employee who does not appeal a transfer notice within the time mentioned in subsection (3) shall be deemed to have consented to the transfer and shall comply with the transfer notice.
- (5) A Deputy Head upon receipt of an appeal pursuant to subsection (3) shall reconsider the matter and give the employee an opportunity to make representations to him concerning the matter.
- (6) A Deputy Head after reconsidering the matter shall confirm, revoke or vary the transfer notice and shall notify the employee of his decision together with the reasons therefor.

- (7) An employee may, within 10 working days of the receipt of the decision of the Deputy Head pursuant to subsection (6), appeal the decision to an adjudicator appointed pursuant to the *Public Service Staff Relations Ordinance* and shall notify the Deputy Head in writing of the appeal.
 - (8) An employee who does not appeal a decision of the Deputy Head within the time mentioned in subsection (7), shall be deemed to have consented to the decision and shall comply with the decision.
 - (9) An appeal to an adjudicator pursuant to subsection (7) shall operate as a stay of the transfer notice unless otherwise decided by the adjudicator.
137. (1) The Public Service Commissioner may with the consent of the employee transfer an employee from one work location to another work location or from one position to another position in the same class with the approval of the Deputy Head of the department or branch to which the transfer is made.
- Power of Public Service Commissioner to Transfer

PART X

SUSPENSION AND DISMISSAL

138. (1) A Deputy Head may suspend or dismiss an employee
- (a) for misconduct, neglect of duties or refusal or neglect to obey a lawful order,
 - (b) where the employee is incapable of performing his duties;
 - (c) where the employee is unsatisfactory in performing his duties; or
 - (d) where the employee is charged with a
- Power of Deputy Head to suspend or dismiss

criminal offence and the circumstances thereby created render it inadvisable for him to continue his duties.

SUSPENSION BY UNIT HEAD

- | | |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|
| 139.(1) A Unit Head or officer to whom the authority has been delegated by the Deputy Head may suspend an employee for any of the reasons mentioned in section 138 and may, in conjunction with the suspension, recommend the dismissal of the employee to the Deputy Head. | Unit Head or Delegated Officer may Suspend |
| 140.(1) A Unit Head or officer who suspends an employee pursuant to section 139 shall forthwith notify the employee and the Deputy Head in writing of the suspension, the effective date of the suspension, the reasons for the suspension and whether any recommendation has been made for dismissal of the employee. | Where Unit Head or Delegated Officer Suspends an Employee |
| 141.(1) An employee who has been suspended pursuant to section 139 may appeal the suspension to the Deputy Head by written notice not later than ten working days from the date of receipt of the notice of suspension. | Employee Appeal of Suspension to Deputy Head |
| 142.(1) If no appeal against the suspension imposed pursuant to section 139 has been made within the period mentioned in section 141, the decision of the Unit Head or officer to suspend shall be final and binding. | If no Appeal Decision Final |
| 143.(1) Where a recommendation for dismissal has been made in conjunction with the suspension and no appeal has been made pursuant to section 141, the Deputy Head may, by notice in writing, dismiss the employee and the employee ceases to be an employee with effect from the day on which he | Deputy Head may Dismiss |

was suspended.

- Investigation on Appeal of Unit Head or Delegated Officer Suspension 144.(1) Where the Deputy Head receives an appeal pursuant to section 141, he shall, within ten working days from the date of receiving the appeal, investigate the matter and give the employee an opportunity to make representations orally or in writing either personally or by counsel or agent or where the employee has so authorized, an official of the employee's bargaining agent.
- Deputy Head's Decision after Investigation 145.(1) Where, after the investigation, the Deputy Head is satisfied that the suspension was warranted, he may confirm or modify the suspension and where the suspension was accompanied by a recommendation for dismissal, he may dismiss the employee with effect from the date of the suspension or take such other action as he may see fit.
- Notification of Decision 146.(1) The Deputy Head shall, within ten working days of carrying out an appeal hearing pursuant to section 144, notify the employee and the Public Service Commissioner in writing of his decision.
- Employee Appeal to Adjudication 147.(1) An employee may, within ten working days of the receipt of the decision of the Deputy Head pursuant to section 143 or 146, appeal the decision to an adjudicator appointed pursuant to the *Public Service Staff Relations Ordinance*.
- Employee to Notify Deputy Head If Appealing to Adjudication 148. An employee appealing pursuant to section 147 shall notify the Deputy Head in writing of his appeal to adjudication.

SUSPENSION OR DISMISSAL BY DEPUTY HEAD ALONE

- Hearing may be Requested 149. Where, of his own motion, a Deputy Head suspends or

dismisses an employee, the employee may, by notice in writing within ten working days from the date of receipt of the notification to him of the Deputy Head's decision, request a hearing by the Deputy Head.

- 150.(1) Where the employee does not request a hearing within the time mentioned in section 149, the decision of the Deputy Head shall be final and binding and the employee shall not be entitled to submit his appeal to adjudication. **If no Appeal, Decision Final**
- 151.(1) Where the employee requests a hearing pursuant to section 149, the Deputy Head shall investigate the matter and give the employee an opportunity to make representations orally or in writing either personally or by counsel or agent or where the employee has so authorized, an official of the employee's bargaining agent. **Hearing on Appeal**
- 152.(1) Where the Deputy Head conducts a hearing pursuant to section 151, the Deputy Head may confirm, modify or revoke his earlier decision and he shall notify the employee and the Public Service Commissioner in writing of his final decision in the matter within ten working days from the date of the hearing. **Notification of Decision**
- 153.(1) An employee may, within ten working days of the receipt of the final decision of the Deputy Head, appeal the decision to an adjudicator appointed pursuant to the *Public Service Staff Relations Ordinance*. **Appeal to Adjudication**
- (2) An employee who appeals pursuant to subsection (1) shall notify the Deputy Head in writing.

RESULT OF ADJUDICATION

Result of 154. (1) The decision of an adjudicator appointed pursuant to Adjudication the *Public Service Staff Relations Ordinance* is final and binding and on receipt of the decision of the adjudicator, the Deputy Head shall take any action necessary to implement the decision and so inform the Public Service Commissioner.

No salary 155. (1) An employee shall not be entitled to be paid his during Suspension salary for the period for which he is under suspension but the Public Service Commissioner may make an allowance not exceeding one-half of the amount of his salary to an employee who has been suspended with a recommendation for dismissal.

Where 156. (1) Where a suspension is cancelled as a result of an Decision Revoked appeal, the employee is entitled to be paid his full salary for the period of suspension less the amount of any allowance which may have been paid to him under the authority of the Public Service Commissioner.

Suspension is 157. (1) The period during which an employee is under Continuous Service suspension is not a break in the service of that employee.

Time 158. (1) Notwithstanding the time limitations imposed in Limits respect of appeals, time may be extended by agreement between the employee's representative and the Deputy Head.

Deputy 159. (1) A Deputy Head may not appeal his suspension, Heads dismissal or release to an adjudicator appointed pursuant to the *Public Service Staff Relations Ordinance*.

Comm- 160. (1) The Commission has the right to representation ission may be Represented at any appeal pursuant to this Part and may make recommendations to any Deputy Head, Unit Head or

officer with respect to any disciplinary matter pursuant to this Part.

- (2) Notwithstanding subsection (1), where the Public Service Commissioner deems it in the best interest of the Service, he may impose any penalty the Deputy Head had the authority to impose or modify any penalty imposed by the Deputy Head, Unit Head or delegated officer pursuant to this Part.

PART XI

POLITICAL OFFICE

- | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| <p>161. (1) An employee shall not become a candidate for election as a member of the House of Commons or the Council of the Yukon Territory, without first obtaining leave of absence, without pay, pursuant to section 162.</p> | <p>Political
Leave</p> |
| <p>162. (1) The Public Service Commissioner shall, where operational requirements permit, grant leave of absence without pay to an employee</p> <p>(a) to seek nomination as a candidate; or</p> <p>(b) to be a candidate for election,</p> <p>as a member of the House of Commons or the Council of the Yukon Territory for a period ending on the day on which the results of the election are officially declared or on such earlier day as may be requested by the employee if he has ceased to be a candidate.</p> | <p>Authorization
of Leave</p> |
| <p>163. (1) An employee becomes a candidate pursuant to this Part when nomination papers nominating him as a candidate are filed with the returning officer.</p> | <p>When
Candidate</p> |
| <p>164. (1) An employee who is elected as a member of the House of Commons or the Council of the Yukon Territory shall be deemed to have resigned or retired from the Public Service from the date of his election.</p> | <p>Effective
Election</p> |

165. (1) A person who has been granted leave of absence without pay to seek nomination as a candidate or to be a candidate as a member of the House of Commons or the Council of the Yukon Territory, may speak, write or work on his own behalf or on behalf of a political party in a Federal or Territorial election or by-election, if in doing so he does not
- (a) reveal any information that he has obtained or which comes to his knowledge solely by virtue of his employment or position in the Public Service; or
 - (b) publicly criticize or oppose any government policy which he has been instrumental in formulating while an employee.

166. (i) In this Part, "political activity" means speaking, writing or working on behalf of or against a candidate or a person who is seeking nomination as a candidate or on behalf of a political party in an election or by-election.

Federal Elections

167. (1) Except as provided by section 168, every employee, other than a Deputy Head, may engage in a political activity in a Federal Election or by-election.

Territorial Elections

- (2) Except as provided by section 168, every employee, other than a person who has been identified as a managerial or confidential exclusion pursuant to the Public Service Commission Ordinance, may engage in a political activity in a Territorial election or by-election.

168. (1) No employee shall solicit funds for a political party or a candidate for election as a member of the House of Commons or the Council of the Yukon Territory.
- (2) No person may engage in a political activity if in doing so he
- (a) reveals any information that he has obtained or which comes to his knowledge solely by virtue of his employment or position in the Public Service; or
 - (b) publicly criticizes or opposes any government policy which he has been instrumental in formulating while an employee.
169. (1) A person who has been identified as a managerial or confidential exclusion pursuant to the *Public Service Staff Relations Ordinance*, may not engage in a political activity in a Territorial election or by-election.
- (2) A person does not contravene subsection (1) by reason only of his attending a political meeting.
- (3) A Deputy Head shall not seek nomination as or be a candidate for or support or work on behalf of any candidate or political party in any Federal, Territorial or Municipal election or by-election or contribute funds to a candidate or political party.
170. (1) An employee who contravenes the provisions of this Part may be suspended or dismissed by the Public Service Commissioner.
171. (1) An employee who is suspended or dismissed pursuant to section 170 may within ten working days of the suspension or dismissal, by written notice, appeal to an adjudicator appointed pursuant to the *Public Service Staff Relations Ordinance*.

PART XII
LAY-OFFS

172. (1) A Deputy Head may recommend to the Commission that an employee be laid off whenever he deems it

necessary because of

- (a) a shortage of work;
- (b) insufficient appropriated funds;
- (c) the abolition of a position; or
- (d) changes in the organization of the department, branch or division.

173. (1) Notwithstanding anything in this Ordinance, the Appointment
Public Service Commissioner may, without competition,
appoint a lay-off to any position in the Public
Service for which he is qualified and which has
the same or lower maximum rates of pay as the
position held by him at the time he was laid off.

174. (1) A lay-off is entitled for a period of twelve months Competition
after he was laid off, to enter any competition for
which he would have been eligible had he not been
laid off.

175. (1) Notwithstanding anything in this Ordinance, a To be
Considered
for Appoint-
ment
lay-off shall be considered for appointment to
a position for which he is qualified which has
the same or lower maximum rates of pay as the
position held by him at the time he was laid off,
in priority to all other qualified candidates and
in priority to all other employees who became
lay-offs at an earlier time.

176. (1) An employee ceases to be a lay-off if he is not Termination
of Lay-off
Status
appointed to a position in the Public Service within
twelve months from the date on which he became a
lay-off or if he is appointed to or if, except for
reasons that in the opinion of the Public Service
Commissioner are sufficient, he declines an appoint-
ment to a position in the Public Service with the
same or higher maximum rates of pay as the position
held by him at the time he was laid off.

177. (1) Where two or more employees in positions allocated

to the same class in any unit of the Public Service are to be laid off or where one employee is to be laid off and there are other employees holding positions in the same class in the same unit, the Deputy Head shall prepare and forward a report listing the employees in order of their merit to the Public Service Commissioner and such employees, if approved by the Public Service Commissioner, shall be laid off in order beginning with the employee lowest on the list.

- Exam-
ination and
Review 178.(1) Before compiling the report mentioned in section 177, the Deputy Head shall consider
- (a) all relevant job performance reviews;
 - (b) any other documents on the employees' personnel files relevant to the performance of the employees' duties and responsibilities; and
 - (c) any other matters the Deputy Head considers relevant.
- Merit
Order 179.(1) The Deputy Head shall forward the merit order report mentioned in section 177 to the Public Service Commissioner together with a report respecting
- (a) the anticipated time of lay-off;
 - (b) the number of employees he intends to lay off; and
 - (c) the reasons for the lay-off.
- Deputy
Head to
Lay-off 180.(1) After considering the reports of the Deputy Head, the Public Service Commissioner shall transmit his instructions to the Deputy Head who shall lay off the employees.
- Deputy
Head
shall send
Notices of
Lay-off 181.(1) On receipt of the instructions mentioned in section 180, the Deputy Head shall notify each employee to be laid off of the effective date of lay off and the reason therefor and the notice shall contain a summary of the employee's rights and

privileges with respect to the lay-off pursuant to this Ordinance and transmit a copy of the notice to the Public Service Commissioner.

- 182.(1) Every employee to be laid off shall be given three months notice in writing of the effective date of his lay-off or three months salary and benefits in lieu thereof. **Notice of Lay-off**
- 183.(1) Every casual employee performing duties similar to those of a permanent employee in the same unit shall be released prior to the lay-off of any permanent employee in that unit. **Casual Employee Released**
- 184.(1) The release of a casual employee shall not be a lay-off and a casual employee is not entitled to benefits provided under this Part. **Casual Employee not Laid Off**

PART XIII

CONTRACTS OF EMPLOYMENT

- 185.(1) A Deputy Head so authorized by the Public Service Commissioner may, on behalf of the Commissioner, enter into a contract of employment with any person in accordance with this Part. **Contract of Employment**
- 186.(1) A Deputy Head shall, prior to entering into a contract pursuant to section 185, send a copy of the contract to the Commission together with a summary of the terms and conditions included in the contract and the reasons for the contract. **Report to Commission**
- 187.(1) A Deputy Head shall ensure that every contract of employment provides for **Requirements of Contract**
- (a) the remuneration to be paid to the person
 - (b) the length of the contract;
 - (c) the notice required to terminate the contract;
 - (d) any conditions permitting the contract to be terminated by either party;

- (e) whether remuneration is to be paid in lieu of notice to the person;
- (f) any other terms and conditions of employment;
- (g) whether any provision of this Ordinance or the regulations is inapplicable to the person; and
- (h) whether any provision of this Ordinance is varied pursuant to the contract.

Exclu- 188.(1) Except as otherwise provided by law, a contract
sion
from
Superannuation
of employment may exclude a person from
obligations pursuant to the *Territorial Employees
Superannuation Ordinance*.

PART XIV

GENERAL

189.(1) Every employee appointed to a position in the
Employee
to Provide
Document-
ation
Public Service or employed pursuant to this or any
other ordinance, shall be required to provide to
the Commission, within three months of the
commencement of his employment, any documents
requested by the Commission to complete an
employee personal file or payroll file or for
superannuation purposes.

Other 190.(1) Where an employee is unable to provide the
Satis-
factory
Proof
Commission with any document requested by it
pursuant to section 189, he shall provide the
Commission with a copy of the document requested
or other proof satisfactory to the Commission
of the contents of the document.

Liabi- 191.(1) Where an employee fails to provide any documents
lity
to
Dismissal
Where an employee fails to provide any documents
requested by the Commission or such other proof
as the Commission deems appropriate, the employee
may, by notice in writing from the Public Service

Commissioner, be dismissed.

- 192.(1) Every employee shall notify the Commission of his telephone number, if any, and of his postal address in writing and advise the Commission in writing of any change in his address or telephone number. Notification
of Address
and Telephone
Number
- (2) Any notice required to be given to or served upon an employee pursuant to this Ordinance, may be served personally or by mail and if served by mail, shall be deemed to have been received by the employee five working days after the notice has been mailed by registered mail addressed to the employee at the latest postal address notified to the Commission by the employee pursuant to subsection (1) unless the employee can show that the notice was received on another date. Service of
Notice
193. (1) Unless otherwise determined by the Commission, no information supplied by or on behalf of a candidate shall be disclosed to any person and any examinations, tests or related aids used to assess the qualifications of candidates for positions in the Public Service, are the exclusive property of the Commission. Confidentiality
194. (1) No employee either directly or indirectly, in his own name or through another person or in the name of a person in trust for him, may bid upon, tender for, accept or enter into any contract with the Territory. Contracts
- 195.(1) Notwithstanding section 194, where specially authorized by regulation or by another ordinance, an employee may bid upon or enter into a contract with the Territory. When
Employee
may Bid

(2) Notwithstanding section 194, an employee is not prohibited from purchasing or obtaining from the Territory goods or services commonly available to the general public.

Personnel 196. (1) A department or branch of the Public Service shall
Records maintain such personnel records and statistics as may be required by the Commission.

Training 197. (1) The Commission shall have the exclusive right
of and authority to select training courses for the
Employees retention, development and advancement of employees in the Public Service or for such other purposes as the Commission deems appropriate and the Commission shall have the exclusive right and authority to select employees to participate in training programs of any nature administered or funded by the Commission including educational leave.

Employ- 198. (1) Notwithstanding any other provision of this
ment of Ordinance, the Commission may employ, pursuant to
Handicapped such arrangements as may be appropriate, any handicapped person under such terms and conditions of employment as may be for the benefit of the person and the Public Service.

Depart- 199. (1) A Deputy Head may, with the approval of the
mental Commission, enter into arrangements with any
Training appropriate authority for the provision of training or the administration of training programs not administered or funded by the Commission.

203. (1) The Commission, with the approval of the Commissioner and the consent of the employee, may lend any employee to another Government or an agency thereof or to any other person, for such period and upon such terms and conditions as to salary or otherwise as is deemed expedient and may extend the period upon similar or upon other terms and conditions. Loan of
Employees
- 204.(1) No person shall improperly, directly or indirectly, solicit or endeavour to influence the Commission with respect to the appointment or assignment of any person to a position, or with respect to the promotion or reclassification of, or an increase of salary to, any employee in the Public Service. Improper
Solicitation
of
Commission
205. (1) Any employee who improperly, directly or indirectly, solicits or endeavours to influence the Commission in favour of his promotion, classification or increase of salary, shall be deemed to be unworthy of the promotion, classification or increase and it shall not be accorded him and the Public Service Commissioner may suspend or dismiss him. Attempt
improperly
to influence
Commission
- (2) The Public Service Commissioner shall notify any employee in writing of any decision pursuant to subsection (1) to deny the employee's promotion, classification or increase of salary or to suspend or dismiss him. Notificatio.
of decisior
206. (1) The employee may within ten working days of the receipt of the decision of the Public Service Commissioner pursuant to section 205, appeal the decision to an Appeal
decisic
appointed pursuant to the *Public Service*

not inconsistent with this Ordinance for carrying out the purposes and provisions of this Ordinance.

Right
to
Regulate
Procedures

208. (1) Where, pursuant to any ordinance or a delegation made pursuant to this Ordinance, a Deputy Head, Agency, Commission, Board or Corporation has the authority to recruit, select or appoint persons to positions in the Public Service or to engage or recommend persons for employment by the Territory, the Commission has the jurisdiction to regulate the procedures whereby the persons are certified, the appointments are made or the persons engaged and the terms and conditions of their employment.

PART XV

REGULATIONS

- 209.(1) The Commissioner may, on the recommendation of the Commission, make any regulations necessary for carrying out the provisions of this Ordinance.
- (2) Notwithstanding subsection (1), the Commissioner may, on the recommendation of the Commission, make regulations
- (a) providing for the granting of leave of absence with or without pay including the authorization of such leave;
 - (b) providing to an employee upon retirement or resignation from the Public Service retirement leave consisting of severance pay and earned but unused vacation leave in the amount of his earned entitlement;
 - (c) regulating hours of work and attendance;
 - (d) prescribing the effective date of an appointment to a position in the Public Service;
 - (e) prescribing statutory holidays and the remuneration an employee shall receive for working on a statutory holiday;
 - (f) prescribing the procedures for the recruitment, certification, appointment and documentation of all persons appointed to positions and all employees performing duties of a casual or temporary nature and the terms and conditions of employment of such persons and employees;
 - (g) prescribing the terms and conditions of a person holding a position in another Civil Service or in the Public Service of Canada where the position and the employee are transferred to the Public Service of the Territory;

- (h) providing for the payment of acting pay where an employee is required to perform for a temporary period the duties of a higher position and prescribing the amount of or method of determining such acting pay and the circumstances and conditions under which it may be paid;
- (i) prescribing what shall constitute continuity of employment for the purposes of this Ordinance;
- (j) regulating the holding of offices or positions outside the Public Service by persons employed in the Public Service;
- (k) prescribing the time limits, terms of reference and procedures on classification appeals and time limits and procedures in respect of suspensions and dismissals;
- (l) authorizing the revocation of an appointment where the Commission finds any irregularity in the appointment;
- (m) prescribing vacation leave, sick leave, special leave and other leave entitlements;
- (n) establishing a Classification Plan and specifying the qualifications for and the duties and responsibilities of each class of positions set out therein;
- (o) respecting the administration of pay plans;
- (p) prescribing forms to be used for the recruitment, appointment, transfer or promotion of employees or the classification of positions and any other forms related to matters pursuant to this Ordinance;
- (q) respecting payment of additional remuneration to employees;
- (r) respecting Long Service Awards or providing

Incentive Awards for employees;

- (s) prescribing the amount and nature of leave of absence that an employee may be granted for training or educational purposes and the amount and nature of expenses and remuneration, if any, that may be paid to him while on such leave of absence, including the length of return service commitment;
- (t) adding, deleting, amending or combining classes listed in the Schedule;
- (u) providing for persons to be medically examined at the expense of the Commission; and
- (v) for any purpose for which regulations are by this Ordinance authorized to be made.

210. (1) In any case where the Commissioner, upon the recommendation of the Public Service Commissioner, decides that it is not practicable nor in the public interest to apply this Ordinance or any provision thereof to any position or employee, the Commissioner may exclude such position or employee in whole or in part from the operation of this Ordinance and the Commissioner may re-apply any of the provisions of this Ordinance to any position or employee so excluded.

Exclusion
of Persons
and Positions

PART XVI

APPLICATION

211. (1) This Ordinance applies to all employees whether appointed before or after the coming into force of this Ordinance.

Application

212. (1) A reference in any of the provisions of this Ordinance to a period of employment shall be construed as including employment before as well as after the coming into force of this Ordinance.

Reference
Period of
Employment

Continuing
Existing
Rights

213. (1) An employee occupying a position allocated to a single position class listed in the Schedule at the time of the coming into force of this Ordinance shall be deemed to continue occupying his position on an indeterminate basis and the provisions of section 12 shall not apply to him.

214. (1) Sections 13 and 159 do not apply to persons occupying the positions allocated to the single position classes listed in the Schedule at the time of the coming into force of this Ordinance.

Consequential
Repeal

215. (1) Subsection 80(1) of the *Public Service Staff Relations Ordinance* is amended by repealing the expression "section 25" and substituting the expression "Part X" therefor.

(2) *The Public Service Staff Relations Ordinance* is further amended by repealing the expression "Public Service Ordinance" wherever it appears therein and substituting the expression "Public Service Commission Ordinance" therefor.

(3) This Ordinance is an enactment substituted for the Public Service Ordinance and the provisions of Section 23 of the Interpretations Ordinance shall apply to it.

No
Retroactive
Effect

216. (1) An employee or a Deputy Head may not appeal a classification decision made prior to the coming into force of this Ordinance to the Classification Appeal Board pursuant to section 42.

Repeal

217. (1) *The Public Service Ordinance* is repealed.

Coming
into
Force

218. (1) This Ordinance or any portion thereof shall come into force on such day or days as may be fixed by the Commissioner.

PUBLIC SERVICE COMMISSION ORDINANCE

SCHEDULE

Persons occupying positions allocated to this list of single position classes are Deputy Heads for the purposes of the *Public Service Commission Ordinance*.

POSITIONS OR CLASSES

Clerk of Council
Director of Intergovernmental Affairs
Public Service Commissioner
Territorial Treasurer
Superintendent of Education
Territorial Secretary
Director of Corrections
Health Care Administrator
Director of Social Welfare
Director of Local Government
Director of Game
Director of Library Services
Director of Tourism and Information
Director of Legal Affairs
Director of Highways and Public Works
Manager, Yukon Housing Corporation
Director of Liquor Control

CHAPTER 3
ORDINANCES OF THE YUKON TERRITORY
1976 (Second Session)

YOUNG OFFENDERS WELFARE AGREEMENT ORDINANCE

(Assented to May 27, 1976)

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. (1) | This Ordinance may be cited as the <i>Young Offenders Welfare Agreement Ordinance</i> . |
| Citation agreement | 2. (1) | The Commissioner is authorized to enter into and execute on behalf of the Government of the Territory, an agreement with Canada providing for contributions by Canada towards the cost of services provided in the Territory to young offenders under the jurisdiction of correctional authorities, and such other terms and conditions as may be agreed upon by the Commissioner. |
| Powers of Commissioner | 3. (1) | 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 any agreement entered into pursuant to section 2. |
| Coming into force | 4. (1) | This Ordinance shall come into force on the day of assent. |

CHAPTER 4
ORDINANCE OF THE YUKON TERRITORY
1976 (Second Session)

AN ORDINANCE TO AMEND THE MOTOR VEHICLES ORDINANCE

(Assented to May 27, 1976)

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 repealing section 34 and substituting the following therefor:

"34.(1) Every holder of an Operator's licence issued under this Ordinance, or of a Driver's or Operator's licence issued in another jurisdiction, who is convicted of, or given an absolute or conditional discharge in respect of:

- (a) an offence under section 233, 234, 235, 236, 238 or 295 of the *Criminal Code*,
- (b) an offence under section 203, 204 or 219 of the *Criminal Code* committed in either case while operating or having care or control of a motor vehicle,
- (c) an offence under this Ordinance,
- (d) an offence under a provision of a municipal by-law that fixes a speed limit within a municipality, or
- (e) an offence under a provision of the regulations .

shall, on being so requested by the Court, forthwith deliver his licence to the judge, magistrate or justice making the conviction.

- (2) Notwithstanding any other provision in this Ordinance, where a person is convicted of, or given an absolute or conditional discharge in respect of, an offence mentioned in subsection (1), whether or not the holder of an Operator's licence under this Ordinance, or of a Driver's or Operator's licence issued in another jurisdiction, the court has the jurisdiction to make a driving restriction order prohibiting the person from driving a motor vehicle at all times or at such times and places as may be specified in the order.
- (3) In the case of a person convicted on first conviction for any one of the offences mentioned in paragraph (1)(a) or (b) the court shall prohibit the person from driving for a period of not less than one month and in the case of a second or subsequent conviction shall prohibit the person from driving for a period of not less than three months.
- (4) In a driving restriction order the court may impose a condition restricting the person from driving certain hours or days or for certain purposes or may permit the accused to drive during certain hours or days or for certain purposes and not during any other hours or days or for certain purposes.
- (5) A court which has made a driving restriction order may upon application, and on being satisfied that it is advisable to do so,

vary the order or reinstate, subject to such conditions as the court may impose, the driving privileges of the applicant.

- (6) For the purpose of this section, where a person is convicted of any one of the offences referred to in paragraph (1)(a) or (b) a conviction for any one or more of the other offences referred to therein shall be deemed to be a second or subsequent offence.
- (7) For the purpose of this section, where a person has not been convicted of any of the offences referred to in paragraph (1)(a) or (b) during a period of five years, an offence thereafter that, but for this subsection, would be deemed to be a second or subsequent offence, shall be deemed to be a first offence.
- (8) For the purpose of subsection (3) the court shall consider a conviction for an offence referred to in paragraph (1)(a) or (b) in any province of Canada, or for a similar offence in a state, territory, or the District of Columbia in the United States of America as equivalent to a conviction in the Territory.
- (9) Upon receipt of a copy of a driving restriction order made pursuant to subsection (2) from the court the Registrar shall retain the Operator's licence until the order has expired and shall, where the order provides that the person may operate a motor vehicle subject to

conditions contained in the order, issue
a conditional Operator's licence in
accordance with the Regulations."

2. This Ordinance shall come into force on the
day of assent.
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CHAPTER 5
ORDINANCES OF THE YUKON TERRITORY
1976 (Second Session)

AN ORDINANCE TO AMEND THE TAXATION ORDINANCE

(Assented to May 27th, 1976)

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 55 of the ~~Taxation Ordinance~~ is repealed and the following substituted therefor:
 - "55.(1) Where the taxes payable in any year in respect of any real property in the Territory levied pursuant to sections 50 or 115 of the said Ordinance are less than one hundred dollars, the minimum tax payable in respect of such property shall be one hundred dollars.
 - (2) A municipality may by by-law determine the minimum tax payable pursuant to section 141 of the *Municipal Ordinance* in respect of any real property situated within the municipality and fix a different minimum tax to be paid in respect of
 - (a) real property on which there are improvements, or
 - (b) real property on which there are no improvementsbut in no case shall the minimum tax be less than twenty-five dollars."
2. This Ordinance shall come into force on January 1st, 1976.

TABLE OF ORDINANCES

MAY, 1976

<u>CHAPTER NO.</u>	<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
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A-1	Apprentice Training	
A-2	Arbitration	
A-3	Archives	
A-4	Area Development	S.4(2) - new 1975(3rd) c.3
A-5	Assignment of Book Debts	
B-1	Bills of Sale	
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B-3	Brands	
B-3.1	Building Standards	
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B-5	Business Licence	
C-1	Cancer Diagnosis	
C-2	Cemeteries and Burial Sites	
C-3	Change of Name	
C-4	Child Welfare	
C-5	Chiropractic	
C-6	Choses in Action	
C-7	Citizenship Instruction Agreement	
C-8	Civil Emergency Measures	
C-9	Collection	
	Community Assistance	new - 1975(1st)c.1 s.75.1 - new 1975(3rd)c.4 s.75.1 - 1976(1st)c.4 repealed
C-10	Companies	s.2 - 1975(3rd)c.5 s.11-18 - 1975(3rd)c.5 s.21(1) - 1975(3rd)c.5 s.25(3) - 1975(3rd)c.5 s.33 - 1975(3rd)c.5 s.76(7) new - 1975(3rd)c.5 s.78(4) new - 1975(3rd)c.5 s.88-92 - 1975(3rd)c.5 repealed s.96(3) - 1975(3rd)c.5 s.102.1 new - 1975(3rd)c.5 s.125 - 1975(3rd)c.5 repealed

<u>NO.</u>	<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
C-10	Companies (cont'd)	s. 135 - 1975(3rd)c.5 s. 142-144 - 1975(3rd)c.5 s. 147-148 - 1975(3rd)c.5 s. 151-153 - 1975(3rd)c.5 s. 154-165 - 1975(3rd)c.5 s. 166-168 - 1975(3rd)c.5 s. 170 - 1975(3rd)c.5 s. 175 - 1975(3rd)c.5 s. 301.(3)(b) - 1975(3rd)c.5 s. 301.1-301.6 - 1975(3rd)c.5 s. 309(1)(c) - 1975(3rd)c.5 s. 314 - 1975(3rd)c.5 s. 337 - new - 1975(3rd)c.5 Schedule II, Forms A, B, C, D, and E - 1975(3rd)c.5 s. 338 - new - 1975(3rd)c.5
	Compensation for the Victims of Crime	new - 1975(1st)c.2 s. 23.(1) new - 1976(1st)c.5
C-11	Conditional Sales	
C-12	Condominium	
C-12.1	Conflict of Laws (Traffic Accidents)	
C-13	Consumers' Protection	
C-14	Contributory Negligence	
C-15	Controverted Elections	
C-16	Cooperative Associations	s. 32.1(8) - 1975(2nd)c.7 s. 32.1(10) - 1975(2nd)c.7 new s. 32.1(11) (12)(13) - 1975(2nd)c.7
C-17	Cornea Transplant	
C-18	Coroners	
C-19	Corporation Securities Registration	
C-19.1	Corrections	
C-20	Court of Appeal	
C-21	Credit Unions	s. 35(1) - 1975(2nd)c.8 s. 10.(4) new - 1976(1st)c.6 s. 17.(1)(d) - 1976(1st)c.6 repealed s. 17.(1)(d) new s. 17(1)(f) becomes s. 17(1)(j) - 1976(1st)c.6 s. 17(1)(i) new s. 22.(1), (4); 26(1)(a); 34.(1), 35, 36, 38, 39, 40, 42.(1), 49(2), 53, 54, & 78.
C-22	Creditors' Relief	
C-23	Curfew	
D-1	Defamation	
D-2	Dental Profession	
D-3	Dependants' Relief	
D-4	Devolution of Real Property	

<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
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Engineering Profession	
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Exemptions	
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Factors	
Fair Practices	
Fatal Accidents	
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Floral Emblem	
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<u>CHAPTER NO.</u>	<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
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<u>CHAPTER NO.</u>	<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
G-1	Game (cont'd)	s.99(1)(c) - 1975(3rd)c.7 s.100(1) - 1975(3rd)c.7 s.101(1) - 1975(3rd)c.7 s.101(2) - 1975(3rd)c.7 s.102(1) - 1975(3rd)c.7
G-2	Goals	
G-3	Garage Keepers' Lien	
G-4	Garnishee	
G-5	Gasoline Handling	
	Government Employee Housing Plan	new - 1975(1st)c.5
H-1	Health Care Insurance Plan	
	Highways	new - 1975(3rd)c.1
H-2	Historic Sites and Monuments Home Owners' Grant	s.4(1)&(2) - 1975(2nd)c.11 New - 1976(1st)c.1
H-3	Hospital Insurance Services	s.18 - new - 1975(3rd)c.6
ii-4	Hotels and Tourist Establishments	
H-5	Housing	
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L-2	Landlord and Tenant	
	Land Acquisition Fund Ordinance	new - 1976(2nd)c.1
L-3	Lands	
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<u>CHAPTER NO.</u>	<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
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L-7	Limitation of Actions	
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L-11	Low Cost Housing	
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M-4	Married Women's Property	
M-5	Mechanics' Lien	
M-5.1	Mediation Board	
M-6	Medical Profession	s.2 - 1975(3rd)c.11 s.3 - 1975(3rd)c.11 s.4 repealed- 1975(3rd)c.11 s.4 new - 1975(3rd)c.11 s.5 - 1975(3rd)c.11 s.8 repealed- 1975(3rd)c.11 s.8 new - 1975(3rd)c.11 s.15(4)&(5) - 1975(3rd)c.11 new s.16-22 repealed - 1975(3rd)c.11 s.16-33 new - 1975(3rd)c.11
M-7	Mental Health	
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M-11	Motor Vehicles	s.2 - 1975(3rd)c.12 s.3 repealed- 1975(3rd)c.12 s.3 new - 1975(3rd)c.12 s.5 repealed- 1975(3rd)c.12 s.5 new - 1975(3rd)c.12 s.6(5) - 1975(3rd)c.12 s.6(12) repealed - 1975(3rd)c.12 s.6(15) new - 1975(3rd)c.12 s.8(4)&(9) - 1975(3rd)c.12

CHAPTER
NO.

TITLE OF ORDINANCES

AMENDMENTS

M-11

Motor Vehicles (cont'd)

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s.15 repealed - 1975(3rd)c.12
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s.25 repealed - 1975(3rd)c.12
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s.41(5) new - 1975(3rd)c.12
s.44 repealed - 1975(3rd)c.12
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s.45 repealed - 1975(3rd)c.12
s.45 new - 1975(3rd)c.12
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repealed
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(3) repealed - 1975(3rd)c.12
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s.2(1) overload & oversize
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<u>CHAPTER NO.</u>	<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
M-11	Motor Vehicles (cont'g)	s.7(1)-(6) repealed - 1975(3rd)c.12 s.85(1) "territorial highway" repealed - 1975(3rd)c.12 s.155(1)(s)&(t) repealed - 1975(3rd)c.12 s.176(1) new - 1975(3rd)c.12 s.34 repealed - 1976(2nd)c.4 s.34 new - 1976(2nd)c.4
M-12	Municipal	s.115.1 new - 1975(1st)c.16 s.6(1) - 1975(2nd)c.14 s.30(1) - 1975(2nd)c.14 s.43(5) - 1975(2nd)c.14 s.76(5) - 1975(2nd)c.14 s.81 - 1975(2nd)c.14 s.82(1) - 1975(2nd)c.14 s.82(4)(5) (6)&(7) - 1975(2nd)c.14 s.116(1)(d) - 1975(2nd)c.14 s.119(1)(n) & (o) new - 1975(2nd)c.14 s.120.1 new - 1975(2nd)c.14 s.121(6) - 1975(2nd)c.14 s.129.1(1) - new 1975(2nd)c.14 s.129.2(1) & (2) new - 1975(2nd)c.14
M-13	Municipal Aid	
M-14	Municipal Elections	
	Municipal Employees Benefits	new - 1975(2nd)c.1
N-1	Newspaper	
N-2	Noise Prevention	
N-3	Notaries	
	Occupational Training	
O-1	Old Age Assistance and Blind Persons' Allowance	repealed - 1975(1st)c.12
O-2	Optometry	
P-1	Partnership	
P-2	Pawnbrokers and Secondhand Dealers	
P-3	Perpetuities	
P-4	Pharmaceutical Chemists	Schedules I, II, III, IV repealed - 1975(3rd)c.13 Schedules I, II, III, IV new - 1975(3rd)c.13
P-5	Plebiscite	
P-6	Pounds	
P-7	Presumption of Death	

<u>CHAPTER NO.</u>	<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
P-8	Public Health	s.9(1) - 1975(3rd)c.14
P-8.1	Public Inquiries	
P-9	Public Printing	
P-10	Public Service	
	Public Service Commission Ordinance	new - 1976(2nd)c.2
P-11	Public Service Staff relations	
R-1	Reciprocal Enforcement of Judgments	
R-2	Reciprocal Enforcement of Maintenance Orders	
R-3	Recording of Evidence by Sound Apparatus	
R-4	Regulations	
R-5	Rehabilitation Services	s.2(new definitions)-1975(1st)c.17 s.3 - 1975(1st)c.17 s.5(1)(b) - 1975(1st)c.17 s.6,7 & 8 - 1975(1st)c.17 s.9(1)(f) - deleted word-1975(1st)c.17
S-1	Sale of Goods	
S-2	Saw Logs Driving	
S-3	School	
S-4	Scientists and Explorers	
S-5	Securities	
S-6	Social Assistance	
S-7	Societies	
	Society of Industrial Accountants	new - 1975(2nd)c.2
S-8	Steam Boilers	
	Students' Financial Assistance	new - 1975(2nd)c.3
S-9	Students' Grants	repealed - 1975(2nd)c.6
S-10	Superannuation, Territorial Employees'	s.2 - word "employee" - 1975(2nd)c.16 s.3(1) - 1975(2nd)c.16
S-10.1	Supreme Court	
S-11	Survivorship	

<u>CHAPTER NO.</u>	<u>TITLE OF ORDINANCES</u>	<u>AMENDMENTS</u>
T-01	Taxation	s.50(new) - 1975(1st)c.18 s.4(2) - 1975(2nd)c.15 s.18 - 1975(2nd)c.15 s.38(3)&(4) repealed - 1975(2nd)c.15 s.38(3) new - 1975(2nd)c.15 s.39(1) - 1975(2nd)c.15 s.55 - 1975(2nd)c.15 s.60(1) - 1975(2nd)c.15 s.60(3) - 1975(2nd)c.15 s.60(5) - 1975(2nd)c.15 s.61(4)&(5) - 1975(2nd)c.15 s.74(1) - 1975(2nd)c.15 s.114(2)new - 1975(2nd)c.15 s.115.(1) - 1976(1st)c.7 new s.55.(1)new - 1976(1st)c.7 c.55.(1)new - 1976(2nd)c.5
T-1	Tenants in Common	
T-2	Tobacco Tax	s.4.(1) - 1976(1st)c.10
T-3	Trade Schools Regulation	
T-4	Transport Public Utilities	
	Travel for Medical Treatment	new - 1975(2nd)c.4
T-5	Trustee	
V-1	Variation of Trusts	
V-2	Vital Statistics	
W-1	Wages Recovery	
W-2	Warehousemen's Lien	
W-3	Wills	
W-4	Woodmen's Lien	
W-5	Workmen's Compensation	s.9 repealed- 1975(3rd)c.6
W-6	Workmen's Compensation Supplementary Benefits	

