

ORDINANCES  
OF THE  
Yukon Territory

PASSED BY THE  
YUKON COUNCIL

IN THE YEAR  
1906

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WILLIAM WALLACE BURNS McINNES  
COMMISSIONER



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Printed and Published for the Government of the Yukon Territory Under the  
Superintendence of the King's Printer.

BY AUTHORITY

Of Chapter 4 of the Ordinances of 1904, Entitled "An Ordinance  
Respecting Public Printing.



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## MINERS' LIENS

### AN ORDINANCE RESPECTING LIENS IN FAVOR OF MINERS.

AT THE GOVERNMENT HOUSE AT OTTAWA

*Saturday, the 26th day of May, 1906*

Present:

HIS EXCELLENCY THE GOVERNOR GENERAL IN COUNCIL.

THE Governor General by and with the advice and consent of His Majesty's Privy Council for Canada, enacts as follows:—

1. This Ordinance may be cited as "The Miners' Lien Ordinance."

Short title.

2. In this Ordinance:

(a) The expression "owner" extends to and includes a person having any estate or interest in the mine upon or in respect to which the work or wood in respect of which a lien is claimed is done or furnished, and all persons claiming under him whose rights are acquired after such work is begun or such wood is commenced to be furnished.

Interpretation, owner.

(b) The expression "layman" means any person other than the owner who is working said mining claim or a part thereof for an interest or share of the minerals or ore produced therefrom;

Layman.

(c) The words "registering" or "registration" mean the filing or depositing of an instrument with the Gold Commissioner or Mining Recorder.

Registering.

Miner. (d) The word "miner" means any person working upon a mining claim or in connection therewith.

Court or Judge. (e) The words "Court" or "Judge" mean the Territorial Court of the Yukon Territory or a Judge thereof.

LIEN FOR WORK OR WOOD.

Who shall have lien. 3. Any person who performs any work or service upon or in respect to, or furnishes any wood to be used in the working of any placer or quartz mining claim, shall by virtue thereof have a lien for the price of such work or services or wood upon the said mining claim with the appurtenances thereto, the minerals or ore produced therefrom, the lands occupied thereby, or enjoyed therewith, or upon or in respect to which such work or service is performed or for, or upon which such wood is furnished as well as upon the machinery and chattels upon such lands, limited, however, in amount to the sum justly due to the person entitled to the lien.

Effect of lien. 4. Such lien upon registration as in this Ordinance provided shall attach and take effect upon the date of the registration as against subsequent purchasers, mortgagees or other encumbrancers whose mortgages or encumbrances are registered subsequent to the performance of such work or the furnishing of such wood.

To what property lien attaches. 5. The lien shall attach upon the estate or interest of the owner and all persons having any interest in the mine and the minerals or ores produced therefrom, and upon the appurtenances thereto, the lands occupied thereby or enjoyed therewith and the machinery and chattels upon such lands.

Lien, as to half interest, takes priority over mortgage, etc. 6. Any lien registered under the provisions of this Ordinance shall, as to an undivided one-half interest in said mining claim, the appurtenances thereto, the lands occupied thereby or enjoyed therewith and the machinery and chattels upon such lands and as to one-half of the output from said mining claim, take priority over all mortgages and encumbrances against the same; Provided that a lien registered under this Ordinance shall not have priority over mortgages or encumbrances registered prior to the passing thereof.

## REGISTRATION OF LIEN.

7. A claim of lien may be deposited in the office of the Mining Recorder for the district in which the mine is situated and the office of the Gold Commissioner, and shall state:—

Claim deposited with Mining Recorder and Gold Commissioner.

(a) The name and residence of the claimant and of the owner of the property to be charged, and of the person for whom and upon whose credit the work was done or wood furnished, and the time or period within which the same was or was to be done or furnished;

What to state.

(b) The work done or wood furnished;

(c) The sum claimed as due or to become due;

(d) The description of the property to be charged; and,

(e) The date of the expiring of the period of credit agreed to by the claimant for payment for his work or wood.

(2) Such claims shall be verified by the affidavit of the claimant or his agent having a personal knowledge of the facts sworn to.

Verified by affidavit.

8. A claim may include the claims of any number of claimants aforesaid who may choose to unite therein; each claimant shall verify his claim by his affidavit but need not repeat the facts set out in the claim.

Claims may be joined.

9. The claim may be registered at any time within thirty days after the last day's labour for which the wages are payable, or on which wood was furnished, or within thirty days after the time fixed for payment, or if the labour is performed or wood furnished between the first day of November in any year and the thirtieth day of April in the following year, at any time within thirty days after the said thirtieth day of April.

Claim may be registered within 30 days.

10. The Mining Recorder, or his agent, in whose office the claim is deposited, shall forthwith forward to the Gold Commissioner a copy of such claim certified by him to be a true copy, and the Gold Commissioner shall enter a mem-

Mining Recorder to forward copy to Gold Commr.

orandum thereof against the mining claim described therein.

Lien ceases after expiration of time for registration where claim not deposited.

11. Every lien in respect of which a claim has not been duly deposited under the provisions of this Ordinance shall absolutely cease to exist on the expiration of the time hereinbefore limited for the registration thereof.

#### PROCEEDINGS TO REALIZE LIEN.

Lien ceases after 60 days from registration, where claim deposited.

12. Every lien in respect of which a claim has been duly deposited under the provisions of this Ordinance shall absolutely cease to exist upon the expiration of sixty days from the registration of such lien unless in the meantime proceedings are instituted to realize the claim under the provisions of this Ordinance and a certificate thereof (which may be granted by the Court in which, or judge before whom, the proceedings are instituted) is duly filed in the office of the Gold Commissioner.

Liens enforced by originating summons.

13. Liens may be enforced by originating summons in which shall be set forth the grounds upon which such lien is claimed. Such summons shall be granted upon affidavit of the facts set forth therein, and the court or judge may, either ex parte or after notice, appoint a receiver for such time and upon such terms as are just and proper, upon proof to his satisfaction that the lien holder is in danger of losing his claim unless such receiver is appointed.

Court may summarily determine liability.

14. Upon such summons being granted the court or judge may, after notice given to the various parties interested, including the workmen on the mining claim, which notice shall be given in such manner as the court or judge directs, summarily determine and fix the liability of the owner or layman for wages due to the claimant and other workmen who have filed claims and also his liability to any other person in respect of wood furnished.

Lien holders may join in action.

15. Any number of lien holders may join in one summons and any action brought by a lien holder shall be taken to be brought on behalf of all the lien holders who shall have registered their liens before or within thirty days after the commencement of the action, or who shall within the said thirty days file in the proper office of the court from which the summons issued a statement of their respective claims intitled in or referring to the said action.



(2) In the event of the death of the plaintiff or his refusal or neglect to proceed, any other lien holder who has registered his claim or filed his statement in the manner and within the time above limited for that purpose, may be allowed to prosecute and continue the action on such terms as are considered just and reasonable by the court or judge;

In event of death, etc., others may prosecute claim.

(3) If the minerals or ore produced from said mining claim are not sufficient to satisfy the liens registered against it, the court or a judge may direct a sale of the estate and interest charged with the lien, to take place at any time after one month from the recovery of judgment, and it shall not be necessary to delay the sale for a longer period thereafter than is requisite to give reasonable notice thereof;

Estate may be sold when claim not satisfied.

(4) The Court or judge may also direct the sale of any wood, machinery and chattels charged with the lien.

Machinery, etc., may be sold.

(5) When judgment is given in favour of the lien holder the court or judge may add to the judgment the costs of and incidental to registering the lien as well as the costs of the action;

Costs may be added.

(6) Upon application the court or judge may receive security or payment into court in lieu of the amount of the claim, and may thereupon vacate the registration of the lien;

Security may be given.

(7) The court or judge may annul the said registration upon any other ground;

Registration may be annulled.

(8) In any case the court or judge may proceed to hear and determine the matter of the lien and make such order as is just, and in case the person claiming the lien has wrongfully refused to give a discharge thereof, or has no just cause for his claim or claims a larger sum than is found by the court or judge to be due, the court or judge may order and adjudge him to pay the costs of the other party.

Court to determine whole matter.

#### DEVOLUTION AND ASSIGNMENT.

16. In the event of the death of a lien holder his right of lien shall pass to his personal representatives.

Lien passes on death of holder.

Lien may  
be assigned.

17. The right of a lien holder may be assigned by instrument in writing.

#### DISCHARGE OF LIEN.

Discharge  
of lien.

18. A lien may be discharged by a receipt signed by the claimant or his agent and verified by affidavit and filed in the offices mentioned in Section 7 of this Ordinance; such receipt shall be numbered and entered like other instruments.

#### FEEES.

Registration  
fee.

19. The fee for registering any instrument under this Ordinance shall be \$2.00.

#### ENCUMBERED MINES.

Mortgagee,  
etc., to be  
notified by  
owner or  
layman.

20. Every owner or layman, or if any owner or layman is an incorporated company, or is absent from the territory, the manager or agent of such owner or layman, who hires, or contracts with, any person to perform any work or service upon or in respect to or to furnish any wood to be used in the working of any mining claim, against which any mortgage or encumbrance was registered prior to the passing of this Ordinance, shall, immediately upon such hiring or contract, give notice in writing to every person holding any such mortgage or encumbrance of the fact of such hiring or contract. Such notice may be in form A in the schedule to this Ordinance.

Penalty for  
failure to  
notify.

21. Any person failing to give such notice who fails to pay any such person hired by him, or by whom wood has been furnished as in the next preceding section mentioned the full amount due such person, shall be liable to a penalty of not exceeding two hundred and fifty dollars and, in default of payment of such penalty and the amount so due, to imprisonment for a term not exceeding three months unless he sooner pay such penalty and amount.

After lien  
registered  
no gold to be  
removed.

22. After a lien has been registered by any person so hired, or who has furnished wood, as aforesaid for money due him in respect of such hiring, or for such wood, against any placer mining claim, it shall not be lawful for the owner or layman to remove any gold from such mining claim if a lien holder who has registered his lien gives to such own-

er or layman a written notice in form B in the schedule to this Ordinance. After such notice is given any person interested in such mining claim either on account of wages or for wood, or as owner, layman, mortgagee or encumbrancer, may notify the mining inspector residing nearest to such mining claim that a lien has been registered against such mining claim and that a lien holder has forbidden the removal of any gold therefrom, and upon receipt of such notice the mining inspector shall forthwith by himself or his agent take possession of every dump and sluice box upon and all gold dust produced from, such mining claim, and make provision for obtaining the gold therefrom at the expense of the owner or layman, and in the event of there being a prior mortgage or encumbrance against said mining claim shall pay or apportion pro rata not exceeding one-half of such gold and gold dust to and among all persons to whom amounts are due for wages or for wood furnished in connection with said mining claim and the balance to the owner of the mine or the mortgage or encumbrance. If there is no prior encumbrance on said mining claim the full amount of such gold and gold dust and so much thereof as may be required for the purpose shall be applied and so apportioned in payment of the amounts due to such persons for wages or for wood and any balance shall be paid to the owner of the mine.

Mining In-  
spector to  
take charge  
of dumps,  
and pay pro  
rata.

(2) If there is any dispute as to the amount due for wages or wood, the said mining inspector shall deposit with the Clerk of the Territorial Court the gold dust produced from the mining claim to abide the decision of a judge upon any action to enforce the lien.

In case of  
dispute, dust  
to be depos-  
ited in  
Court.

23. At every clean-up on any placer mining claim the men hired, or who have furnished wood, shall be entitled to have a representative present, as well as at the weighing of the gold dust obtained thereby, and it shall be the duty of the owner or layman to give to such representative, if required, a statement in writing of the quantity of gold obtained from time to time from such mining claim.

Claimants to  
be repre-  
sented at  
clean up.

24. Any owner or layman who violates any of the provisions of the next two preceding sections and fails to pay to any such person so hired, or who has furnished wood, the amount due to such person in respect of such hiring or for such wood, shall be liable to a penalty not exceeding two hundred and fifty dollars and in default of payment of such penalty and the amounts due by him for wages or for

Penalty for  
violation of.

wood to imprisonment for a term not exceeding three months, unless he sooner pay such penalty and the amount due and unpaid in respect to such wages or for wood.

Ordinance to come into force on July 1st, 1906.

25. This Ordinance shall come into force on the first day of July, 1906.

*Schedule—Form A.*

Schedule "A."

To ..... Take notice that I have hired the following men to work mining claim No. .... (here give the ordinary description of the claim so as to clearly identify it and a list of the men hired) and that I propose to work such claim subject to the provisions of "The Miners' Lien Ordinance" and to pay such men in accordance therewith and any other man who may be hired to work the same, whose name will be furnished by me when he is hired.

Take further notice that, unless you give notice in writing objecting to such hiring, the wages of such men will be given priority to your mortgage or encumbrance as to such one-half of the gold received.

*Form B.*

Schedule "B."

To ..... Take notice that..... (name of workman who has filed lien) has filed a lien against mining claim No. .... (here give the ordinary description of the claim so as to clearly identify it) and that I, the undersigned, being a lien holder on said claim, forbid the removal from such mining claim of any gold or gold dust until the amount due for wages or for wood on said claim, is paid.

RODOLPHE BOUDREAU,  
Assistant Clerk of the Privy Council.



## CHAPTER 1.

An Ordinance entitled an Ordinance to amend Chapter 64  
of the Consolidated Ordinances of the Yukon  
Territory entitled "The Assessment  
Ordinance."

[Assented to July 6th, 1906.]

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

1. Sub-section 5, Section 50, of Chapter 64 of the Con-  
solidated Ordinances of the Yukon Territory, entitled  
"The Assessment Ordinance," is hereby repealed, and the  
following substituted therefor:

C. O. Y. T.  
Chap. 64,  
sec. 50, S. S.  
5, repealed.

"(5) Upon the sale of such property to such bidder the  
Assessor shall deliver to the purchaser a receipt for the  
price paid therefor, in form G, in the Schedule to this  
Ordinance, which form is hereby substituted for form G  
in the second schedule to said Chapter 64."

New form of  
receipt.

2. The application to confirm a tax sale made under  
said Chapter 64 may be made by the Assessor making the  
sale, the Legal Adviser, or any person interested in the  
sale on notice to the owner, unless the Judge to whom the  
application is made dispenses with such notice.

To confirm  
sale.

3. Forthwith upon the passing of a Judge's order con-  
firming any such sale, the Assessor shall, in his own name  
as such Assessor, execute and deliver to the purchaser a  
transfer in form H in the Schedule to this Ordinance,  
which shall be as effectual to convey all the estate of the  
owner thereof in the property sold as if the same had been

Assessor to  
give transfer

executed and delivered by such owner to such purchaser and as if such property was free of all liens and encumbrances of every kind and description.

FORM G.

No. ...., Y. T.

TAX SALE INTERIM RECEIPT.

Roll No. ...., Y. T., .....

Received from Mr. .... the sum of ..... Dollars in payment of the following property purchased at tax sale: D. G. S. No. .... Block No. .... Lot No. ....

This receipt to be surrendered to the Tax Collector on delivery to purchaser of transfer of such property under Sec. 50 of Chapter 64 of the Consolidated Ordinances of the Yukon Territory.

Tax Collector for.. ..

FORM H.

TRANSFER OF LAND ON SALE FOR TAXES.

I, ....., of ..... in the Yukon Territory, Assessor in and for ..... by virtue of authority vested in me to sell lands for arrears of taxes by Chapter 64 of the Consolidated Ordinances of the Yukon Territory and Ordinances in amendment thereof, do hereby in consideration of the sum of ..... dollars paid to me by ..... of ..... transfer to the said ..... all that piece of land being (here insert a sufficient description of the land and refer to the certificate of title.) Signed by the above named in presence of

(Signature with official seal.)



## CHAPTER 2.

An Ordinance to amend Chapter 9 of the Consolidated Ordinances of the Yukon Territory, entitled "An Ordinance Respecting the Public Health."

[Assented to July 18th, 1906.]

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

1. Chapter 9 of the Consolidated Ordinances of the Yukon Territory is amended by inserting between section 3 and section 4 of said Ordinance the following section:

Chapter 9  
amended.

"3a. The Commissioner may also appoint for any portion of the Yukon Territory a duly qualified medical practitioner of not less than five years' standing in his profession, to act as deputy medical health officer for such portion of the Yukon Territory.

Appointment  
of deputy  
medical  
health off-  
cers.

The said deputy shall be subject to, and to the directions of, the medical health officer and subject as aforesaid shall, within such portion of said Territory, exercise all the powers, discharge all the duties and perform all the functions of the medical health officer."

Subject to  
medical  
health officer



## CHAPTER 3.

An Ordinance to amend Chapter 5 of the Ordinances of the year 1905, entitled An Ordinance to amend Chapter 72 of the Consolidated Ordinances of the Yukon Territory, entitled "An Ordinance Respecting the Preservation of Game in the Yukon Territory."

[Assented to July 18th, 1906.]

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

Chap. 5, sec.  
3, amended.

1. Section 3 of Chapter 5 of the Ordinances of the year 1905, entitled an Ordinance to amend Chapter 72 of the Consolidated Ordinances of the Yukon Territory, entitled "An Ordinance Respecting the Preservation of Game in the Yukon Territory," is hereby repealed, and the following substituted therefor:

Close season,  
June 1-Sep 1.

"(3) Wild swans, wild ducks and wild geese, snipes and pipers or cranes, between the first day of June and the first day of September in each year."





## CHAPTER 4.

An Ordinance to amend Chapter 1 of the Ordinances of the year 1905, entitled "The Juries Ordinance."

[Assented to July 18th, 1906]

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

1. Chapter 1 of the Ordinances of the year 1905, entitled "The Juries Ordinance," is amended by adding the following sub-section to section 5 thereof:

Chap. 1 of 1905 amended.

"(6) The Court may, at any time and from time to time, order a similar list to be prepared for Whitehorse or for any other place in the Yukon Territory and in such case all the provisions of said Chapter shall apply as if the name Whitehorse or the name of such other place and the deputy clerk and deputy sheriff at Whitehorse or at such other place, were substituted for the name Dawson and for Clerk and Sheriff in said Chapter, provided that the list shall be prepared with such direction as a Judge or the Court may give and shall be subject to such amendment by adding or striking off names as the Judge or the Court may decide; provided also that the said list may contain the names of less than two hundred persons qualified and liable to serve as jurors as the Court or Judge may direct."

Jury list for Whitehorse and other places.

2. Sub-sections (3) and (4) of section 23 are hereby repealed and the following substituted therefor:

List showing  
order of  
drawing.

“(3) A list shall be kept of the names drawn, showing the order of drawing.

Each party  
may object  
to 25.

Each party or his solicitor or agent shall have the right to object to twenty-five names on such list and to no more. The first right to object shall belong to the party who applied for the special jury and the next to the other party and so on alternately.”

Special jury;  
how drawn.

“(4) When each party has exhausted his objections the Clerk shall take from such list the names of the twenty-four first on said list to whom there has been no objection and such twenty-four shall be the panel from which the special jury shall be drawn.

Sheriff to  
give 2 days'  
notice.

The names on such panel shall be delivered by the Clerk to the Sheriff with a venire facias and such special jury shall be summoned at least two days before the time appointed for its attendance.”



## CHAPTER 5.

An Ordinance to amend Chapter 64 of the Consolidated Ordinances of the Yukon Territory, entitled  
 "The Assessment Ordinance."

[Assented to July 18th, 1906]

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

1. If, before the rate referred to in section 36 of Chapter 64 of the Consolidated Ordinances of the Yukon Territory being "The Assessment Ordinance," is struck, the Assessor believes that any person who may be liable to be assessed is about to leave the Yukon Territory, he may demand from such person payment of a tax not exceeding two dollars per centum on what the Assessor then deems the assessable value of the real and personal property and income of such person and may forthwith proceed to collect such tax as if the same was due and payable after a rate had been duly levied.

Assessor may make demand of party leaving territory.

If the tax so collected is less than the amount subsequently shown on the rate book to be due by such person, the balance, after deducting the amount so collected, shall become due and payable and shall be collected in the same way as if no previous amount had been collected.

Balance due collected in usual way.

If such tax is greater than such amount the balance shall be forthwith refunded to such person.

Refund.

Non-resident  
(Dawson)  
property tax-  
able except  
in transit.

2. Personal property within the City of Dawson shall be liable to be assessed and rated in said City notwithstanding the owner of such property is not a resident of such city unless it is the property of the holder of a license issued under the provisions of this Ordinance; provided that such property, if in the said city merely in transit, shall not be so liable unless it remains within the said city more than twenty days.

Railways;  
\$100 per mile.

3. There shall be levied and collected annually on every railway within the Yukon Territory, including the City of Dawson, if such railway has been or as soon as it has been in operation for two years or more, a tax equal to \$100.00 per mile of the line of railway actually operated in lieu of any rate which might be levied in assessment of personal property and income.

Steamers;  
50 cents per  
ton.

4. There shall be levied on every person and company engaged in passenger and freight traffic or either, on water, between places within the Yukon Territory, including the City of Dawson, a tax equal to 50 cents per ton on the net tonnage, customs-house measurement, of each vessel propelled by mechanical power engaged at any time during the year in such traffic. Such tax shall be in lieu of any rate which might be levied on assessment of personal property and income.

Banks; in  
Dawson  
\$1200; else-  
where \$250.

5. Every bank having one or more offices within the Yukon Territory, including the City of Dawson, shall pay annually to the Collector of Rates on the first day of January in respect to each such office, if within the City of Dawson the sum of \$1,200, and if elsewhere within the said Territory the sum of \$250.

Bank's in-  
come and  
personal  
property ex-  
empt.

6. Every such sum shall be due and payable whether a rate is levied or not and shall exempt such bank from assessment and rate in respect to the income and personal property of such bank except such personal property as is held by such bank as security.

Amount due;  
how collect-  
ed.

7. The amount so due and payable under the provisions of the next four preceding sections or any one of them may be collected in the same manner, and delay in payment shall be subject to the same penalty as if the said amount was due after assessment made and rate levied.

8. Section 14 of said Ordinance is amended by adding thereto the following words:

“Provided that no person shall have the right to appeal from his assessment in respect to personal property if after demand in writing he has,

No appeal as to personal property and income under certain conditions.

(a) refused permission to the Assessor to enter any building in which such property or any part of it is stored, or

(b) failed to produce his books, invoices and accounts relating thereto, or

(c) failed to give to the Assessor any other information in regard thereto, or

(d) furnished the Assessor with any false or misleading information in regard thereto,

Do, as to income.

And provided that no person shall have the right to appeal from his assessment in respect to income if, after such demand he has,

(a) failed to furnish the Assessor with all information necessary to determine the amount of such income, or

(b) furnished the Assessor with any false or misleading information in regard thereto.

The Court of Appeal shall forthwith dismiss any appeal from an assessment of property or income in respect to which the Assessor proves such demand and such refusal, failure or false or misleading information as aforesaid.”

Appeal dismissed.

9. The following provisions of this Ordinance from section 10 next following to 21, both inclusive, relating to licenses and taxes on land shall apply only to and within such area or areas within the Territory as the Commissioner from time to time designates by proclamation.

Next 12 sections only in force after proclamation of Commissioner.

10. Within every such area there shall be levied and collected the following taxes:

(a) On every unoccupied lot of land as shown on the Government plan of land within such area, \$5;

(b) On every such lot occupied by a residence whether inhabited or not, \$10; and,

(c) On every other such lot, \$25.

11. No person shall carry on within any such area any of the callings in this section mentioned without having first obtained a license for the purpose and paid the fee mentioned in this section.

The license fee shall be for,

- (1) Auctioneer, \$50;
- (2) Baker, \$10;
- (3) Barber—keeping barber shop, \$10 for one chair and \$5 for every additional chair;
- (4) Billiard—keeping billiard or pool table or bagatelle board or Mississippi, pigeon hole or other table or board for play with balls, \$10 for one table or board and \$5 for every additional table or board;
- (5) Blacksmith, \$10;
- (6) Bottling works—carrying on work of bottling, \$50
- (7) Bowling alley—keeping bowling alley, each alley, \$10;
- (8) Brewery—keeping brewery, \$250;
- (9) Broker—carrying on business of broker of any kind, \$25;
- (10) Butcher—butcher or keeper of meat market, retail, \$25;
- (11) Butcher—butcher or keeper of meat market, importing stock, wholesale, \$200;
- (12) Cigar stand or store—keeping cigar stand or store, \$10;
- (13) Dealer—second-hand dealer, \$25;
- (14) Druggist, \$25;
- (15) Electric light plant—keeping electric light plant, furnishing light or power for sale, \$200;
- (16) Freighting by horses or mules, \$10;

- (17) Grocer of any kind, \$50;
- (18) Hawker, \$25;
- (19) Insurance agent, \$10;
- (20) Jeweller, \$25;
- (21) Steam laundry—keeper of a steam laundry, \$25;
- (22) Livery stable—keeping livery stable, \$25;
- (23) Manufacturer of any kind, including tinsmiths and plumbers, \$25;
- (24) Merchant—hardware or dry goods, \$50;
- (25) Merchant—general, \$100;
- (26) Merchant—selling fruit, candy, stationery, tobacco or cigars, \$10;
- (27) Merchant of any other kind, \$50;
- (28) Miller—sawmill, \$100;
- (29) Patent medicine vendor not conducting general drug business, or otherwise licensed, \$50;
- (30) Pawn-broker, \$25;
- (31) Peddler, \$25;
- (32) Photographer, \$10;
- (33) Printing office, \$10;
- (34) Professions—practicing as barrister, solicitor or advocate or as physician or surgeon or dentist or surveyor or in any profession, \$25;
- (35) Restaurant keeper, \$15;
- (36) Rifle or shooting gallery, \$15;
- (37) Scavenger, \$10;
- (38) Transfer or express business, \$10;
- (39) Water dealer—each wagon, \$10;

12. All licenses shall be issued by the Territorial Treasurer or by some person or persons named by him and the matter of application for licenses and their issue and all matters incidental thereto shall be under the direction and control and with the Department of the Territorial Treas-

All licenses under direction of Territorial Treasurer.

urer; and all license fees and taxes on land under this Ordinance shall be collected by the Treasurer or by such person or persons.

Applications for license to state particulars.

13. Applications for licenses shall be in writing setting forth the following particulars:

- (1) The name, occupation and address of the applicants;
- (2) The nature of the license applied for;
- (3) The place where the calling to be licensed is to be carried on.

One license for partnership.

14. One license shall be sufficient for any one place or premises for a partnership or company.

All licenses expire 30th June.

15. All licenses, unless they are expressed to be granted for a shorter period, shall be for the year current at the time of issue thereof, and shall expire on the 30th day of June next thereafter.

Current licenses expire 30th June.

(2) The licenses issued for the year current at the date of coming into force of this Ordinance shall terminate on the 30th day of June, 1907.

No reduction for portion of year.

16. The fee payable in respect to any license shall be the annual fee whether the license is issued on the first of July in any year, including the said year current or later.

Existing licenses valid.

17. Existing licenses shall be valid until the expiration of their several terms, and the holders during the term of such licenses, shall not be obliged to take out similar licenses.

License to be produced.

18. Every licensee shall produce his license when required so to do by the Treasurer or person or persons named by him, or by any police magistrate, justice of the peace or by any police officer.

Transfer of license. Fee, \$1.00.

19. Licenses may be transferred provided that the person desiring to obtain a transfer of a license makes application in writing for such transfer to the same officer setting out the same particulars in regard to transfer as would be required if he was applying for a license and pays a fee of \$1.00.



20. All the provisions of the said The Assessment Ordinance respecting collection of license fees and taxes, including those provisions respecting the sale of land for taxes, shall apply to the license fees and taxes imposed under this Ordinance.

All provisions respecting collection applicable.

21. Any person carrying on or attempting to carry on any calling mentioned in this Ordinance without the license required by this Ordinance shall be liable to a penalty equal to three times the fee payable for such license and in default of payment to imprisonment for a term not exceeding six months.

Penalty for operating without license.

22. Any person guilty of any other infraction of any of the provisions of this Ordinance shall be liable to a penalty of not less than \$25 and not exceeding \$500 and to imprisonment for a term not exceeding six months.

Penalty for other infractions.

23. Chapter 79 of the Consolidated Ordinances of the Yukon Territory and Chapter 3 of the Ordinances of 1904 are hereby repealed.

Chap. 79, C. O. Y. T. and Chap. 3, 1904 repealed.



## CHAPTER 6.

### An Ordinance relating to the Decision of Constitutional and Other Territorial Questions.

[Assented to July 18th, 1906.]

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

Commissioner may refer certain matters to the Court.

1. The Commissioner of the Yukon Territory may refer to the Territorial Court of the Yukon Territory for hearing or consideration any matter which he thinks fit to refer, and the Court shall thereupon hear and consider the same.

Questions of fact.

2. If the matter to be referred involves the determination of a question of fact the same may be referred to a Judge of the Court for trial and decision and shall be tried in all respects as if it were an issue in an ordinary action submitted to such judge for trial.

Court to certify opinion.

3. The Court or Judge shall certify to the Commissioner its or his opinion on the matter referred, with the reasons therefor, which shall be given as in the case of an ordinary action; and any judge who differs from the opinion of the majority shall, in like manner, certify his opinion, with his reason therefor, to the Commissioner.

Questions of intra vires.

4. If the matter relates to the constitutional validity of any ordinance of the Territory which has been already or may hereafter be passed by the Yukon Council or of any provision in any such ordinance, the attorney-general of

Attorney-General of Canada to be notified.

Canada shall be notified of the hearing in order that he may be heard if he thinks fit.

5. The Court or Judge shall have power to direct that any person interested, or, when there is a class of persons interested, any one or more persons as representative of such class, be notified of the hearing and such person or persons shall be entitled to be heard.

6. When any interest affected is not represented by counsel, the Court or Judge may, in its or his discretion, request counsel to argue or try the case in such interest, and the reasonable expenses thereby occasioned shall be paid out of the general revenues of the Territory.

Court may appoint counsel to represent absentees.

7. The decision of the Judge upon any such reference, although advisory only, shall, for all purposes of appeal to the Court en banc, be treated as a final judgment of the Judge between parties.

Decision of Judge to be treated as judgment.

8. The opinion of the Court upon any such reference, although advisory only, shall, for all purposes of appeal to the Supreme Court of Canada, or to His Majesty in Council, be treated as a final judgment of the Court between parties.

Decision of Court to be treated as judgment.



## CHAPTER 7.

An Ordinance entitled an Ordinance to amend Ordinance No. 45 of the Ordinances of the year 1901, entitled "An Ordinance to Incorporate the City of Dawson."

[Assented to July 18th, 1906.]

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

By-Law 17 amended.

1. By-law No. 17 of the By-Laws of the City of Dawson is hereby amended by inserting between the words "street" and "a" in the third line of sub-section 22 of section 5, the following words:

Barber.

"(23) Every person who carries on the business of a barber."

Broker.

"(24) "Every person who carries on the business of a broker."

2. Section 35 of said By-Law is amended by adding thereto the following sub-sections:

License for barber.

"(26) For a license to carry on the business of a barber, for first chair, \$10.00, and for each additional chair, \$5.00. Such tax shall be in lieu of any tax or rate levied on income."

License for broker.

"(27) Every person carrying on the business of a broker

in the City of Dawson shall be liable to pay a tax of \$50.00 per annum. Such tax shall become due and payable immediately upon such person entering upon such business and the first year's payment shall be for the year ending the 31st of December then next ensuing. Every subsequent payment shall become due and payable on the 1st day of January in the year to which it relates. Such tax may be collected in the same manner and by the same means as if it were an account due for taxes levied on assessable property. Such tax shall be in lieu of any tax or rate levied on income."

When due.

How collected.



## CHAPTER 8.

### An Ordinance to Provide for the Payment of Succession Duties in Certain Cases.

[Assented to July 18th, 1906.]

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

Short title.

1. This Ordinance may be cited as the "Succession Duty Ordinance."

Interpretation.

2. The word "property" in the following sections includes real and personal property of every description, and every estate or interest therein capable of being devised or bequeathed by will, or of passing on the death of the owner to his heirs or personal representatives.

Value.

(2) "Value" means fair market value after payment of the expenses of administration and all just debts and liabilities.

Exemptions.

3. This Ordinance shall not apply—

(1) To any estate the value of which does not exceed five thousand dollars; nor

(2) To property passing under a will, intestacy or otherwise, to or for the use of the father, mother, husband, wife, child, grandchild, daughter-in-law or son-in-law of the deceased, where the aggregate value of the property of the

deceased does not exceed twenty-five thousand dollars in value.

4. Save as aforesaid, all property situate within the Yukon Territory, passing either by will or intestacy, or any interest therein or income therefrom which shall be voluntarily transferred by deed, grant or gift made in contemplation of the death of the grantor or bargainor, or made or intended to take effect in possession or enjoyment after such death, to any person in trust or otherwise, or by reason whereof any person shall become beneficially entitled in possession or expectancy to any property, or the income thereof, shall be subject to a succession duty to be paid for the use of the Yukon Territory, over and above the probate duties prescribed in that behalf from time to time by law.

(2) The duty payable upon all property liable to duty under this Ordinance shall be computed upon the following scale, that is to say:

Scale of duty.

Upon the value up to and including \$100,000, a duty of \$1 on every \$100.

Where said value exceeds \$100,000 but does not exceed \$200,000, a duty of \$2 on every \$100 of the value.

Where said value exceeds \$200,000 but does not exceed \$700,000, a duty of \$3 on every \$100 of the value.

Where said value exceeds \$700,000 but does not exceed \$1,000,000 a duty of \$4 on every \$100 of the value.

Where said value exceeds \$1,000,000 or more, a duty of \$5 on every \$100 of the value.

(3) Provided that property passing under a will, intestacy or otherwise, to or for the use of the father, mother, husband, wife, child, grandchild, daughter-in-law, or son-in-law of the deceased shall be charged with duty at one-half the several aforesaid rates.

Proviso as to near relations.

(4) Provided that all duties under this Ordinance shall be levied and collected pro rata upon the whole of the estate of the deceased person liable to the duty.

Duties pro rata.

5. The Public Administrator shall, as soon as possible,

Administra-  
tor and ex-  
ecutor to file  
statement.

after the estate of a deceased person comes under his control and an executor or administrator applying for letters probate or letters of administration to the estate of a deceased person, shall, before the issue of letters of probate or administration to him or within such time as is limited by the Court issuing such letters probate or of letters of administration, make and file with the Treasurer of the Yukon Territory a full, true and correct statement under oath, showing (a) a full itemized inventory of all the property of the deceased person and the value thereof; (b) the several persons so far as known to whom the same will pass under the will or intestacy, and the degree of relationship, if any, in which they severally stand to the deceased; and the executor or administrator shall, before the issue of letters probate or letters of administration, deliver to the said Treasurer a bond in a penal sum equal to ten per centum of the sworn value of the property of deceased liable to succession duty, to be approved by the said Treasurer conditioned for the due payment to His Majesty of any duty to which the property coming to the hands of such executor or administrator which was of the deceased may be found liable, or shall furnish such other security in lieu of such bond as may be required by the Commissioner.

(2) This section does not apply to estates in respect to which no succession duty is payable.

Where  
Treasurer  
not satisfied.

6. If the said Treasurer is not satisfied with the value so sworn to by an executor or administrator, he shall report in writing to the Commissioner, who may direct that the Public Administrator make a valuation and appraise the said property.

Then Pub.  
Adm. to give  
notice.

7. The Public Administrator shall forthwith give due and sufficient notice in writing to the executors and administrators and to such other persons as the Treasurer directs of the time and place at which he will appraise such property; and he shall appraise the same accordingly at its fair market value and make a report thereof in writing to the Treasurer, together with such other facts in relation thereto as the Treasurer may by order require.

Remunera-  
tion of Pub.  
Adm.

The Public Administrator shall be entitled to receive the sum of five dollars per diem for services performed under this Ordinance and his actual and necessary travelling expenses and the same shall be paid him by the Treasurer.



8. The Treasurer shall, upon receiving the report of the Public Administrator, forthwith assess and fix the then cash value of all estates, interests, annuities and life estates, or terms of years growing out of such estate and the duty to which the same is liable, and shall immediately give notice thereof, by registered letter, to such parties as by the rules of the Territorial Court would be entitled to notice in respect of like interests in an analagous proceeding; and the value of every future or contingent or limited estate, income or interest shall, for the purpose of this Ordinance, be determined by the Schedule hereto, save that the rate of interest to be assessed in computing the present value of all future interests and contingencies shall be six per centum per annum; and the Treasurer shall determine the value of such future or contingent or limited estate, income or interest upon the facts contained in such report, and his decision shall be conclusive as to the matters dealt with therein.

Treasurer to assess value.

9. Any person dissatisfied with the appraisement or assessment may appeal therefrom to a Judge of the Territorial Court of the Yukon Territory within thirty days after the making and filing of such assessment, and upon such appeal the Judge of said Court shall have jurisdiction to determine all questions of valuation and of the liabilities of the appraised estate, or any part thereof, for such duty, and the decision of the Judge shall be final, unless the property in respect of which such appeal is taken shall exceed in value the sum of ten thousand dollars when a further appeal shall lie from the decision of the Judge to the Court en banc.

Decision of Judge to be final.

10. Where a bequest or devise of property, which otherwise would be liable to the payment of duty under this Ordinance, is made to an executor or trustee in lieu of commissions or allowance, and said bequest or devise exceeds what would be a reasonable compensation for the services of the executor or trustee, such excess shall be liable to said duty, and such compensation shall be fixed by a Judge of the Territorial Court.

Compensation to be fixed by Judge.

11. In all cases where there has been a devise, descent or bequest of property liable to succession duty, to take effect in possession or come into actual enjoyment after the expiration of one or more life estates or a period of years, the duty on such future estate or interest shall not be pay-

Duty not to run until party comes into possession.

able nor interest begin to run thereon until the person or persons liable for the same shall come into actual possession of such estate or interest by the determination of the estates for life or years, and the duty shall be assessed upon the value of the estate or interest at the time the right of possession accrues as aforesaid.

Treasurer  
may com-  
mute duty in  
certain cases.

12. The Treasurer, in his discretion, upon application made by any executor or administrator, or by any person entitled to a future estate or interest, may commute the duty which would, or might but for the commutation, become payable in respect of such future estate or interest for a certain sum to be presently paid, and for determining that sum shall cause a present value to be set upon such duty, in the manner provided for computing the value of future interests by section 8 of this Ordinance.

Where diffi-  
cult to ascer-  
tain value.

13. Where by reason of the number of deaths on which property has passed, or of the complicated nature of the interests of different persons in property which has passed on death, or from any other cause, it is difficult to ascertain exactly the amount of succession duty payable in respect of any property or any interest therein, or so to ascertain the same without undue expense in proportion to the value of the property or interest, the Treasurer, on the application of any person accountable for any duty thereon, and upon his giving to him all the information in his power respecting the amount of the property and the several interests therein, and other circumstances of the case, may, by way of composition for the duty payable in respect of the property or interest, and the various interests therein, or any of them, assess such sum on the value of the property or interest, as having regard to the circumstances appears proper, and may accept payment of the sum so assessed in full discharge of all claims for duties in respect of such property or interest, and shall give a certificate of discharge accordingly.

Certificate.

Fraud.

(2) Provided that the certificate shall not discharge any person from any duty in case of fraud or failure to disclose material facts.

Duties pay-  
able at  
death.

14. The duties imposed by this Ordinance, unless otherwise herein provided for, shall be due and payable at the death of the deceased, or within two years thereafter, and if the same are paid within two years no interest shall be

charged or collected thereon, but if not so paid, interest at the rate of six per centum per annum shall be charged and collected from the expiry of such period of two years, and such duties, together with the interest thereon, shall be and remain a lien upon the property in respect to which they are payable until the same are paid.

15. A Judge of the Territorial Court may make an order, upon the application of any person liable for the payment of said duty, extending the time fixed by law for payment thereof and also the date when interest shall be chargeable, where it appears to such Judge that payment within the time prescribed by this Ordinance is impossible, owing to some cause over which the person liable has no control.

Extension of time.

16. Any administrator, executor or trustee having in charge or trust any estate, legacy or property subject to the said duty shall deduct the duty therefrom or collect the duty thereon upon the appraised value thereof from the person entitled to such property, and he shall not deliver any property subject to duty to any person until he has collected the duty thereon.

Duty to be collected before distribution.

17. Executors, administrators and trustees shall have power to sell so much of the property of the deceased as will enable them to pay said duty in the same manner as they may be enabled by law so to do for the payment of debts of the testator or intestate.

Executors, etc., to have power to sell.

18. Every sum of money retained by an executor, administrator or trustee, or paid into his hands for the duty on any property, shall be paid by him forthwith into the Treasury of the Territory.

Executor, etc., to pay over all duties to Treasurer.

19. Where any debt shall be proven against the estate of a deceased person after the payment of legacies or distribution of property from which the said duty has been deducted or upon which it has been paid, and a refund is made by the legatee, devisee, heir, or next of kin, a proportion of the duty so paid shall be repaid to him by the executor, administrator or trustee, if the said duty has not been paid to the Treasurer, or by the Treasurer if it has so been paid.

Refund to legatee.

20. If it appears to a Judge that any duty accruing un-

Judge may  
make order  
to appear.

der this Ordinance has not been paid according to law, he shall make an order directing the persons interested in the property liable to the duty to appear before the Court on a certain day, to be therein named, and show cause why said duty should not be paid. The service of such order and the time, manner and proof thereof, and fees therefor, and the hearing and determining thereon, and the enforcement of the judgment of the Court thereon, shall be according to the practice in or upon the enforcement of a judgment of the Territorial Court.

Costs in dis-  
cretion of  
Judge.

21. The costs of all such proceedings shall be in the discretion of the Court or Judge, and shall be upon the Territorial Court scale, unless and until another tariff shall be provided.

Regulations  
to be laid  
before coun-  
cil.

22. The Commissioner may make regulations for carrying into effect the provisions of this Ordinance, and such regulations shall be laid before the Yukon Council forthwith, if the Council is in session at the date of such regulations, and if the Council is not in session, such regulations shall be laid before the Council within the first fourteen days of the session next after such regulations are made.

SCHEDULE.

Expectation		Expectation		Expectation		Expectation	
Age.	Years.	Age.	Years.	Age.	Years.	Age.	Years.
0	57.64	25	38.44	50	20.51	75	6.56
1	56.64	26	37.65	51	19.84	76	6.17
2	55.64	27	36.93	52	19.17	77	5.85
3	55.09	28	36.18	53	18.50	78	5.48
4	54.83	29	35.47	54	17.81	79	5.22
5	53.83	30	34.75	55	17.14	80	4.93
6	53.08	31	34.04	56	16.53	81	4.61
7	52.67	32	33.30	57	15.90	82	4.36
8	51.17	33	32.59	58	15.26	83	4.04
9	50.80	34	31.86	59	14.64	84	3.84
10	49.89	35	31.15	60	13.99	85	3.58
11	49.38	36	30.41	61	13.42	86	3.44
12	48.38	37	29.69	62	12.83	87	3.26
13	47.50	38	28.97	63	12.26	88	3.05
14	46.60	39	28.27	64	11.72	89	2.94
15	45.90	40	27.57	65	11.17	90	2.68
16	45.14	41	26.85	66	10.65	91	2.46
17	44.23	42	26.14	67	10.12	92	2.25
18	43.39	43	25.42	68	9.61	93	2.34
19	42.64	44	24.69	69	9.13	94	2.90
20	41.98	45	23.98	70	8.68	95	1.90
21	41.23	46	23.27	71	8.16	96	1.06
22	40.51	47	22.57	72	7.65	97	1.00
23	39.84	48	21.89	73	7.24	98	.50
24	39.15	49	21.20	74	6.83		



## CHAPTER 9.

An Ordinance to close certain portions of Fifth Avenue and Lambert and Elliott Streets, in the Townsite of Whitehorse, from use as streets by the Public.

[Assented to July 18th, 1906.]

Preamble.

WHEREAS, His Majesty the King has set aside for the use and purposes of the Royal Northwest Mounted Police, certain lands including the portions in this Ordinance hereinafter more fully described:

AND WHEREAS, it is undesirable that such lands should be invaded by any streets for the use of the public as such,

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

1. The portions of land mentioned in the following description and heretofore used as streets, are hereby closed from use by the public as streets:

Certain streets in Whitehorse closed.

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

5, now occupied by Fifth Avenue, lying between the westerly projection of the northerly limit of the lane between Hanson Street and Lambert Street and the southerly limit of the lane between Elliott Street and Main Street, together with that portion of Lots 1 and 2 now occupied by lane between Lambert Street and Elliott Street, lying between the westerly limit of Fourth Avenue and the easterly limit of Sixth Avenue.



## CHAPTER 10.

An Ordinance to amend Chapter 76 of the Consolidated Ordinances of the Yukon Territory, entitled  
 "The Liquor License Ordinance."

[Assented to July 18th, 1906.]

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

Hotel license  
 in S. Dawson  
 reduced.

1. Section 21, Chapter 76, of the Consolidated Ordinances of the Yukon Territory, entitled "The Liquor License Ordinance," is hereby amended by inserting immediately after the words and figures "For hotel in Dawson \$700.00" and before the words "For hotel in Klondike City" the following words and figures: "except in those portions of the City of Dawson within the Government Reserve and Day's Addition to the Townsite of Dawson in which the fee for hotel shall be \$500.00."

Application  
 fee to be  
 credited.

2. That the following words be added to section 26 of said Ordinance: "Said \$50.00 to be credited to the applicant on the said license fee." This section to be applicable after the 1st July, 1907.

Transfer fee  
 reduced.

3. Section 45 is amended by striking out the figures "\$50.00" in the fifth line thereof and substituting the figures "\$10.00."





## CHAPTER 11.

An Ordinance to amend Chapter 18 of the Ordinances for the year 1904, entitled "An Ordinance to provide for Voters' Lists for elections to the Yukon Council."

[Assented to July 18th, 1906.]

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

1. Section 3 of Chapter 18 of the Ordinances for the year 1904, entitled "An Ordinance to provide for Voters' Lists for elections to the Yukon Council" is hereby repealed and the following section substituted therefor:

Sec. 3, Chap. 18, 1904, repealed.

"3. Every revisor after taking said oath shall post up at three of the most public places within the polling division for which he has been appointed revisor a notice that he has been appointed and that he will proceed forthwith to compile and within thirty days after the posting of such notice will compile the voters' list for such polling division, and designating the office or place within such division where he may be found and the time, not less than eight hours a day during the said thirty days, during which he will attend at such office or place for the purposes of compilation.

Revisor to post notice.

(2) Such notice shall designate the time and place during and at which the final revision of the list for which pro-

Notice to state time and place.

vision is in this Ordinance hereinafter made, will take place."

Section 4  
amended.

2. Section 4 of said Ordinance is amended by striking out the word "district" in the second line thereof and substituting therefor the word "division."

Section 5  
repealed.

3. Section 5 of said Ordinance is hereby repealed and the following substituted therefor :

Federal list  
to be used as  
a basis.

"5. In the compilation of such list the revisor shall use as the basis a list of voters for the division prepared for the election of a member of the Yukon Council at the election then last held, and shall enter on the list to be compiled by him the names of all persons on the list so used as a basis whom he believes to be still qualified as voters in such division and shall also enter on such list the name of every person proved to the satisfaction of the revisor by statutory declaration as prescribed in the form appended to this Ordinance, of such person or of an agent of such person having knowledge of the facts to be qualified as a voter in such division."

Section 6  
repealed.

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

Revisor to  
compile with-  
in 30 days.

"6. Every revisor shall compile the list within such thirty days and shall affix thereto the date of compilation, his place of residence and his signature. He shall forthwith post up in his office and in each of at least two of the most public places within the polling division a copy of such list and shall retain one copy for revision. Every copy of such list shall have appended thereto notice of the time and place of final revision. Every such copy shall be posted at least seven days before the commencement of revision."

Section 7  
repealed.

5. Section 7 of said Ordinance is hereby repealed and the following substituted therefor :

Revisor to  
complete  
list.

"7. At the time and place designated in the notice of final revision the revisor shall sit to revise the list prepared by him and shall complete such revision within the time mentioned in such notice.

He shall.

(a) Add to the list the name of every person proved to his satisfaction by such statutory declaration as aforesaid to be qualified as a voter, and

Duties.

(b) Strike off said list the name of every person on said list who by statutory declaration filed with the revisor is proven to be not qualified to vote, and

(c) Make such corrections in the occupation, addition or residence of persons on said list as he deems just.

(2) The revisor shall not strike off of said list the name of any person without proof of due notice by the revisor to such person by personal service or by registered letter of the proposal to strike off his name. It shall be sufficient for the revisor to draw a line through any name struck off and place his initials opposite such line.

Party struck off to be notified.

(3) The revisor shall preserve the list revised by him showing the names added and those struck off and the corrections made with his initials opposite each such addition, striking off and correction."

Revisor to preserve original list.

6. The revisor shall attend at his office for the purpose of revision at least eight hours a day for two days and shall close the work of revision at six o'clock in the afternoon of the last of such days.

Revisor to attend at certain hours.

7. Section 8 of said Ordinance is amended by striking out the word "two" and substituting therefor the word "ten."

Section 8 amended.

8. Section 9 of said Ordinance is amended by striking out the words from the words "Deputy Returning Officer" inclusive to the end of the section and substituting therefor the words "Territorial Secretary together with all statutory declarations filed with him in connection with the compilation and revision of such list," and by striking out the word "revisor" and substituting therefor the words "Territorial Secretary," and by striking out the word "revised" in sub-section 2 and substituting therefor the word "filed." Section 9 is further amended by striking out the words "a copy of" in the first line thereof.

Section 9 amended.

9. The revisor shall not enter upon the list of voters for any polling division the name of any person who has

Voter to reside one month.

not resided in such division for at least one month next previous to the commencement of the compilation of such list.

To vote once only and at one election.

10. No person shall be entitled to vote or shall vote more than once at any election, and if elections are held in more than one polling district on the same day he shall only be entitled to vote once at such election.

Agent to have transfer of vote.

11. Any voter who is named as the agent of any of the candidates for a polling station other than the one where he is entitled to vote may vote at such station upon the production of a certificate of the returning officer that he is entitled to vote at the election in the polling district to which such station belongs and shall not be entitled to vote elsewhere; but no such certificate shall entitle such voter to vote at such polling station unless he has been actually engaged as such agent at such station during the day of polling.

Section 14 amended.

12. Section 14 of said Ordinance is hereby amended by adding after the words "Returning Officer" the words "or by the agent of any candidate."

Section 11, S. S. 2(a), amended.

13. Sub-section 2 (a) of Section 11 of Chapter 3 of the Consolidated Ordinances of the Yukon Territory is amended by striking out the words "or will be to the best of his knowledge and belief."

Section 75 is amended.

14. Section 75 of said Chapter is amended by striking out the word "notes" and substituting therefor the word "votes."

Schedule amended.

15. Tariff C in the Schedule to said Ordinance is hereby amended by striking out the figures "\$250" and substituting therefor the figures "\$200."

Declaration.

16. The statutory declaration provided for in this Ordinance may be made by the person seeking to be added to the list or by his agent, and may be in the following form:

STATUTORY DECLARATION.

I, (name of person) of (Residence)  
(Occupation) do solemnly declare as follows:

1. I am desirous of having my name added to the list

of voters for (name the division) (*or, if made by an Agent I am agent of*) (name) (Residence) (Occupation) (*and am desirous as above.*)

2. I am (*or he is*) a British Subject (by birth or by naturalization as the case may be.)

3. I have (*or he has*) attained the full age of twenty-one years.

4. I have (*or he has*) continuously resided in the Yukon Territory for a period of not less than twelve months.

5. I have (*or he has*) continuously resided in polling division (*here describe division*) for one month next preceding the ..... day of ....., A. D. 19 ..

And I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the Canada Evidence Act, 1893.

Declared before me at.....  
in the Yukon Territory, this .....  
..... day of ....., 19 ..

Form M of said Chapter 3 is hereby repealed and the following substituted therefor:

**FORM M.**

*Oath to be taken before voting—Sec. 36.*

I, ..... of .....  
in the Yukon Territory, ....., do solemnly swear that I am a natural born, (*or naturalized*) male British Subject of the full age of twenty-one years, and that I have continuously resided in the Yukon Territory for a period of not less than twelve months and in this electoral district not less than one month prior to the date of the revision of the voters' list for this election and that I have

not voted before at this election at this or any other polling place. So help me God.

Sworn before me at .....  
in the Yukon Territory, this.....  
..... day of ..... A. D. 19 .

.....

Signature of officer administering oath.



## CHAPTER 12.

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An Ordinance for granting to the Commissioner certain sums of money to defray the further expenses of the public service of the Yukon Territory, for the twelve months from June 30th, 1905, to June 30th, 1906, and for purposes relating thereto; and for granting to the Commissioner certain sums of money to defray the expenses of the public service of the Yukon Territory for the twelve months from June 30th, 1906, to June 30th, 1907, and for purposes relating thereto.

[Assented to July 18th, 1906.]

WHEREAS, It appears by Message from William Wallace Burns McInnes, the Commissioner of the Yukon Territory, and in the Supplementary Estimates accompanying the same, that the sums hereinafter mentioned in Schedules "A" and "B" are required to defray certain further expenses of the public service of the Yukon Territory, and for other purposes relating thereto for the twelve months ending June 30th, 1906;

Preamble.

AND WHEREAS, it appears by Message from William Wallace Burns McInnes, the Commissioner of the Yukon Territory, and the estimates accompanying the same, that the sums hereinafter mentioned in Schedules "C" and "D" to this Ordinance are required to defray certain expenses of the Public Service of the Yukon Territory, and for other purposes relating thereto for the twelve months ending June 30th, 1907;

It is, therefore, hereby enacted by the Commissioner, by and with the advice and consent of the Council of the Yukon Territory, as follows:

Further appropriation for year ending June 30, 1906.

1. From and out of the sums at the disposal of the Yukon Council, there shall and may be paid and applied a further sum not exceeding in the whole forty-four thousand three hundred and twenty-nine dollars and ten cents for defraying the several charges and expenses of the public service for the twelve months ending June 30th, 1906, as set forth in Schedules "A" and "B" to this Ordinance.

Appropriation for year ending June 30th, 1907.

2. From and out of the funds at the disposal of the Yukon Council there shall and may be paid and applied a sum not exceeding in the whole four hundred and nineteen thousand two hundred and ninety-eight dollars for defraying the several charges and expenses of the Public Service for the twelve months ending June 30th, 1907, as set forth in Schedules "C" and "D" to this Ordinance.

Application of moneys expended to be accounted for.

3. The due application of all moneys expended shall be duly accounted for.

SCHEDULE "A."

Further sums granted to the Commissioner by this Ordinance for the twelve months ending June 30th, 1906, and for the purposes for which they are granted.

To defray additional expenses of the Government of the Yukon Territory for the twelve months ending June 30th, 1906, as follows:

Schools .....	\$ 3,895.46
Whitehorse Fire Department .....	1,425.02
Roads, Bridges and Public Works .....	34,679.68
	<hr/>
	\$40,000.16

SCHEDULE "B."

Further sums granted to the Commissioner by this Ordinance for the twelve months ending June 30th, 1906, and for the purposes for which they are granted.



To defray additional expenses of the City of Dawson for the twelve months ending June 30th, 1906, as follows:

Dawson Fire Department .....	\$ 1,877.01
Streets, Drains, Ditches, etc. ....	2,059.24
Contingencies .....	392.69
	<hr/>
	\$4,328.94

SCHEDULE "C."

Sums granted to the Commissioner by this Ordinance for the twelve months ending June 30th, 1907, and for the purposes for which they are granted.

To defray the expenses of the Government of the Yukon Territory for the twelve months ending June 30th, 1907, as follows:

Indemnity and Travelling Expenses, Members	
Yukon Council .....	\$ 4,000.00
Election, Members Yukon Council .....	10,000.00
Salaries and Travelling Expenses .....	23,900.00
Preventive Service .....	1,750.00
Dawson Free Library .....	4,300.00
Whitehorse Reading Room .....	900.00
Printing and Stationery .....	5,000.00
Contingencies .....	5,000.00
Hospitals, Charity and Quarantine .....	34,000.00
Town of Whitehorse, Fire Department, Streets, Etc.—	
Whitehorse Fire Department .....	\$2,000.00
Lighting streets .....	1,000.00
Construction of garbage wharf.....	1,500.00
Streets .....	1,500.00
	<hr/>
	6,000.00
Vote to Thomas W. O'Brien, balance due for construction of road from Klondike to Grand Forks .....	
	8,000.00
Relief of San Francisco sufferers .....	5,000.00
Law Library—Purchase of books .....	1,000.00
John Grant, arrears of salary, travelling and other expenses during the time he was In- specter of Mines under Local Ordinance...	750.00
Grant to City of Dawson, retail liquor licenses	24,900.00
	<hr/>
Carried forward .....	\$134,500.00

Brought forward .....	\$134,500.00
Bonus to assist in the development of quartz and other mining and the maintenance of and expenses in connection with the Assay Office at Whitehorse .....	10,000.99
Miscellaneous Expenditure .....	7,000.00
Schools .....	61,420.00
To provide Fire Department, Town of Bonanza, streets, garbage, etc. ....	5,350.00
Roads, Bridges and Public Works .....	133,230.00
	<hr/>
	\$351,500.00

### SCHEDULE "D."

Sums granted to the Commissioner by this Ordinance for the twelve months ending June 30th, 1907, and for the purposes for which they are granted:

To defray the expenses of the City of Dawson for the twelve months ending June 30th, 1907, as follows:

Streets, Drains, Ditches, etc. ....	\$ 10,000.90
Street Lighting .....	3,000.90
Printing and Stationery .....	850.00
Salaries .....	6,460.00
Maintenance of Dog Pound .....	1,200.90
Fire Department .....	42,188.00
Contingencies .....	2,000.00
Grant to Dawson Free Library .....	2,100.90
	<hr/>
	\$ 67,798.00



## CHAPTER 13.

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An Ordinance to Amend Chapter 6 of the Ordinances of 1904, Entitled "An Ordinance Respecting the Collection of Debts."

[Assented to July 18th, 1906.]

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

1. Sub-section (c) of section 2 of said Chapter of the Ordinances of 1904 is hereby amended by inserting after the word "Territory" in the third line of said sub-section (c) the words "or order of the Gold Commissioner in any protest tried before him."

S. S. (c) of  
Sec. 2  
amended.



## CHAPTER 14.

An Ordinance to Amend the Judicature Ordinance and Rules.

[Assented to July 18th, 1906.]

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

Rules of Court amended.

1. The Rules of Court made under Chapter 17 of the Consolidated Ordinances of the Yukon Territory, entitled "An Ordinance respecting the Administration of Civil Justice," are hereby amended as follows:

Rule 403a amended.

(a) Rule 403a as enacted by Chapter 2 of the Ordinances of 1905 is amended by striking out all the words after the word "person" in the sixth line thereof and inserting in lieu thereof the following:

Amendment as to capias.

"Shall not after the expiration of said ten days be subject to arrest at the instance of any person to whom such notice has been given, for any debt then existing, unless proceedings therefor shall have been commenced and order for such arrest made before the expiration of said ten days."

Rule 403b repealed.

(b) Rule 403b as enacted by said Chapter 2 of the Ordinances of 1905 is hereby repealed.

Rule 512 amended.

(c) Rule 512 as amended by section 47 of Chapter 22 of 1903, is hereby amended by striking out the word "existing" in the second line of sub-section (2) thereof

and inserting in lieu thereof the word "next," and by striking out the word "have" in the second line of sub-section (5) of said Rule 512.

(d) Rule 515 as amended by section 48, Chapter 22 of 1903, is hereby amended by striking out the words "sub-section (1) hereof" where they occur in the sixth and seventh lines of sub-section (2) thereof and inserting in lieu thereof the words and figures "Rule 512," and by striking out the figure "(1)" where it occurs in the second line of sub-section (3) thereof and inserting in lieu thereof "(2)".

(e) Rule 557 is hereby amended by adding to sub-section 3 (d) the following: "The Court at its discretion may give leave that application may be made to strike out appearance, and order for judgment may be made and all proceedings had as provided by Order X."

Leave to  
strike out  
appearance.



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