

ORDINANCES
OF THE
YUKON TERRITORY

PASSED BY THE
YUKON COUNCIL

IN THE YEAR
1924

GEORGE PATTON MACKENZIE
GOLD COMMISSIONER



Printed and Published for the Government of the Yukon Territory Under Authority
of Chapter 75 of the Consolidated Ordinances of 1914

BY

J. A. M. H. MALTBY, King's Printer.

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CHAPTER 1

AN ORDINANCE TO CREATE A GAME PRESERVE IN THE YUKON TERRITORY FOR NATIVE INDIANS.

[Assented to June 20, 1924.] Preamble.

Whereas, Because of the threatened depletion of the wild life and fur resources in certain parts of the country at and in the vicinity of the boundary line between the Yukon Territory and the North West Territories, it has been deemed expedient to reserve certain areas in the North West Territories as hunting and trapping preserves for the sole use of the *bona fide* aboriginal native of said North West Territories;

And, Whereas, As such reservations have been made by Order-in-Council of His Excellency the Governor-General-in-Council of Canada of portions of the said North West Territories adjoining said boundary;

And, Whereas, A request has been made on behalf of the Department of the Interior of Canada that a similar reservation be created in the Yukon Territory, and it is deemed expedient to do so.

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

1. No person other than a *bona fide* aboriginal native of the Yukon Territory shall hunt, trap, take, shoot at, wound, molest or kill any wild animal or bird mentioned in section 4 of "The Yukon Game Ordinance" within that portion of the Yukon Territory comprising all that tract of land described as follows:

Only native Indians to hunt or take game within a certain area.

Reservation
described.

“ Commencing at the intersection of the sixty-sixth (66) parallel of north latitude with the boundary between the Yukon Territory and the North West Territories; thence northerly and westerly following the said boundary to its intersection with Peel River; thence southerly following the right bank of Peel River to its confluence with Snake River; thence upstream following the right bank of Snake River to latitude 65° 30', a distance of approximately sixty (60) miles; thence due east to the boundary between the North West Territories and the Yukon Territory; thence northerly along the said boundary to the point of commencement.”

No license
shall confer
right to
hunt or
trap in
reserved
area.

2. No license which may hereafter be issued under the provisions of “The Yukon Game Ordinance” shall confer the right to hunt or trap within that portion of the Yukon Territory described in section 1 of this Ordinance.

Penalties.

3. Every person who violates the provisions of this Ordinance by hunting or trapping within the area above described shall be guilty of an offence and liable, upon conviction, to a penalty not exceeding \$500.00 and not less than \$25.00 for each such offence.

CHAPTER 2

AN ORDINANCE TO EXEMPT WAR PENSIONERS FROM PAYMENT OF POLL TAX.

[Assented to June 20, 1924.]

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

War
pensioners
exempt
from poll
tax.

1. No person who has been awarded a pension under “The Pension Act,” being Chapter 43 of the Statutes of Canada, 1919, and acts in amendment thereof, shall be liable to the tax provided by “The Poll Tax Ordinance, 1918.”

CHAPTER 3

AN ORDINANCE TO AMEND "THE SUCCESSION DUTY ORDINANCE."

[Assented to June 20, 1924.]

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 (a) of section 5 of "The Succession Duty Ordinance," being Chapter 1 of the Ordinances of 1923, is hereby amended by striking out the word "five" where it occurs in the fourth line of said sub-section (a) and inserting in lieu thereof the word "one." Sub-sec. (a)
of sec. 5
amended.

2. Sub-section (b) of section 5 is amended by adding thereto the following "and in the case of non-residents of the Territory coming within such degree of relationship where such value does not exceed five thousand dollars." Sub-sec. (b)
of sec. 5
amended.

3. The table of percentages referred to and contained in section 8 of said Ordinance is hereby repealed and the following substituted therefor: Table of
percentages
repealed and
new table
substituted.

PERCENTAGES PAYABLE ON SHARES PASSING TO OR FOR THE USE OF				
1	2	3	4	5
Net value of the property of the deceased (Section 3).	Grandfather, grandmother, father, mother, husband, wife, child, son-in-law, or daughter-in-law of the deceased being a resident or residents of the Territory.	Any person or persons mentioned in column 2 not being a resident or residents of the Territory.	Any other lineal ancestor of the deceased a brother or sister of the deceased or any lineal descendant of such brother or sister or a brother or sister of the father or mother of the deceased or any lineal descendant of such last mentioned brother or sister.	Any other person or beneficiary.
Exceeding \$1,000 and not exceeding \$5,000	nil	nil	5	10
Exceeding \$5,000 and not exceeding \$10,000	nil	½	5	10
Exceeding \$10,000 and not exceeding \$15,000	½	1	5½	11
Exceeding \$15,000 and not exceeding \$25,000	1	1½	6	12
Exceeding \$25,000 and not exceeding \$50,000	2	2½	7½	12½
Exceeding \$50,000 and not exceeding \$75,000	2½	3	10	14
Exceeding \$75,000 and not exceeding \$100,000	3½	4	11	15
Exceeding \$100,000 and not exceeding \$150,000	4½	5	11½	16
Exceeding \$150,000 and not exceeding \$200,000	5	5½	12	17½
Exceeding \$200,000 and not exceeding \$300,000	5½	6	12½	20
Exceeding \$300,000 and not exceeding \$500,000	6½	7	12½	22½
Exceeding \$500,000 and not exceeding \$750,000	8	8½	12½	25
Exceeding \$750,000 and not exceeding \$1,000,000	8½	9	12½	27½
Exceeding \$1,000,000	10	11	15	30

CHAPTER 4

AN ORDINANCE TO AMEND "THE FOX PROTECTION ORDINANCE."

[Assented to June 20, 1924.]

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 "The Fox Protection Ordinance," being Chapter 38 of the Consolidated Ordinances, 1914, is hereby repealed. Sec. 3 repealed.
2. Section 6 of said Ordinance is amended by adding thereto after the figures §5 the words "for each fox." Sec. 6 amended.

CHAPTER 5

AN ORDINANCE TO AMEND "THE YUKON GAME ORDINANCE."

[Assented to June 20, 1924.]

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 (2) of section 2 of "The Yukon Game Ordinance," being Chapter 1 of the Ordinances of 1920, is hereby repealed and the following substituted therefor:

"Fur bearing animal" defined.

(2) "Fur bearing animal" means and includes any beaver, fox, lynx, marten, mink, muskrat, otter and weasel, but shall not include any bear, coyote or wolf.

2. The following is hereby added as sub-sections (6) and (7) of said section 2 of said Ordinance:

"Guide" and "Chief Guide" defined.

(6) "Guide" and "Chief Guide" wherever used herein shall have the same meaning and shall mean and include any person duly licensed as such and the person who, being a Chief Guide, is in charge of and guiding and conducting any non-resident big game hunter duly licensed as such under the provisions of this Ordinance.

Persons acting as assistant guides must have license.

(7) "Assistant Guide" shall mean any person duly licensed as such and any person so licensed acting as assistant guide under the direction of any such chief guide in guiding and conducting any such licensed hunter.

Sec. 3 amended.

3. Section 3 of said Ordinance is hereby amended by striking out the words "and Assistant Guides" where they occur in the second line of sub-section (1) of said section.

Sub-sec. (3a) of sec. 4 repealed.

4. Sub-section (3a) of section 4 of said Ordinance as enacted by Chapter 5 of the Ordinances of 1923 is hereby repealed and the following enacted in lieu thereof:

Close season for foxes north and south of Arctic Circle.

(3a) North of the Arctic Circle any fox between the first day of April and the fifteenth day of November; and

South of the Arctic Circle any fox between the first day of February and the first day of November.

Live foxes for breeding may be taken from 1st July to 1st Nov. inclusive.

Provided that, as contemplated by "The Fox Protection Ordinance," it shall be lawful to capture and to take live foxes for domestication and breeding purposes between the first day of July and the first day of November, both dates inclusive: Provided that in the taking and capturing of any such live fox it shall be

unlawful to use any steel trap or wire snare, and no captured live fox shall be carried or transported except in a suitable cage or crate and in such manner as will not injure or endanger the life of such animal.

Traps or snares unlawful.
Care in transportation.

5. Section 9 of said Ordinance is hereby amended by adding thereto the following as sub-sections (3) and (4) thereof:

Sec. 9 amended

(3) The Commissioner may by proclamation establish and declare a close season in regard to any fur bearing animal, to conform with the close season applicable to any such fur bearing animal by the law of any Territory or Province adjoining the Yukon Territory. Provided that no such close season so established and declared shall extend beyond the fifteenth day of November, 1927. Every such proclamation shall be published once in the Official Gazette and such other newspapers published in the Territory as the Commissioner may direct and shall state the period of the close season intended to be established in respect to any fur bearing animal referred to and the same shall be and be deemed to be in force accordingly as fully as if the same were contained in and formed part of this Ordinance.

Commissioner may declare close season.

Not to extend beyond 15th Nov., 1927.

(4) When any close season shall have been declared by the Commissioner under the provisions of sub-section (3) every person having in his possession the pelt of any fur bearing animal in respect to which a close season has been so declared, shall within three months after the publication of the proclamation declaring such close season report and exhibit to the nearest game warden all such pelts in his possession and upon so reporting and exhibiting such pelts shall be entitled to receive from such game warden a certificate signed by such game warden setting forth the number and description of the pelts so exhibited and the date when the same were exhibited, entitling the person by or on whose behalf such pelts have been exhibited to the possession thereof. A duplicate of such certificate shall be forthwith forwarded to the Territorial Secretary by the game warden. Failure to

Persons having pelts in possession to report to nearest game warden within three months after publication and receive certificate.

Duplicate of certificate to Territorial Secretary.

comply with the provisions of this section shall constitute an offence against this Ordinance.

Sub-sec.
(10b)
added.

6. Section 10 of said Ordinance is hereby amended by inserting therein as sub-section (10b) thereof the following:

Licensed
hunters
must be
accompanied
by licensed
Chief Guide.

(10b) Except as herein otherwise provided, no holder of any such license shall engage in hunting or exercise his licenses for that purpose without having with him and in his employ a licensed Chief Guide: Provided that where it is made to appear to the satisfaction of the Commissioner that no Chief Guide is available and in other exceptional cases the Commissioner may, in his discretion, grant by memorandum in writing to any such non-resident holder of any such license permission to hunt under his license without having with him or in his employ a chief guide.

Proviso.

Sec. 11
amended.

7. Section 11 of said Ordinance is hereby amended by striking out the words "or as camp helper" where they occur in the fifth line of sub-section (1) thereof.

Sub-sec. (2)
of sec. 11
amended.

8. Sub-section (2) of said section 11 as enacted by Chapter 5 of the Ordinances of 1923 is hereby amended by inserting the word "or" between the words "Guide" and "Assistant" in the first line thereof and by striking out the words "or camp helper" where they occur in the second and fifth lines thereof.

License for
camp
helpers
stricken out.

9. Sub-section (3) of said section 11 is amended by striking out the words and figures "License for Camp Helper \$5.00" where they occur in the last line thereof.

Sec. 15
amended.

10. Section 15 of said Ordinance as enacted by Chapter 2 of the said Ordinances of 1921 is hereby amended by adding thereto immediately after sub-section (3) the following as sub-section (3a) thereof:

Holder of
permit must
destroy by
fire carcass
of animal
or bird
killed by
poison.

(3a) Every holder of any such permit who fails forthwith after discovery thereof to destroy by fire the carcass of any wolf or other animal or bird so killed by poison shall be guilty of an offence against

this Ordinance and liable to the same penalty as provided for offences under sub-section (3). Penalty.

11. Section 15A of said Ordinance as enacted by Chapter 5 of the Ordinances of 1923 is hereby amended by adding thereto the following: "No person shall at any time hunt or attempt to kill any beaver by means of any spear or similar device. This provision shall apply to Indians as well as to other persons." Sec. 15a amended. Beaver not to be killed by spear or similar device. Applies to Indians.

CHAPTER 6

AN ORDINANCE TO AMEND "THE YUKON MEDICAL ORDINANCE."

[Assented to June 20, 1924.]

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

1. "The Yukon Medical Ordinance," being Chapter 64 of The Consolidated Ordinances, 1914, is hereby amended by adding thereto the following sections: New sections added.

12A. Every person shall be deemed to practise medicine within the meaning of this Ordinance who holds himself out as being able to diagnose, treat, operate or prescribe for any human disease, pain, injury, disability or physical condition, or who shall either offer or undertake by any means or method to diagnose, treat, operate or prescribe for any human disease, pain, injury, disability or physical condition. Practising medicine defined.

12B. Nothing in this Ordinance contained shall apply to or affect,

10. JUDICATURE ORDINANCE, AMENDMENT.

Qualified physicians of another province or country may be consulted.

(a) Any lawfully qualified physician in any other province or country meeting a legally qualified medical practitioner in this Territory in consultation;

Family remedies may be administered

(b) The domestic administration of family remedies;

First aid in emergency.

(c) The furnishing of first aid or temporary assistance in cases of emergency;

May practise the religious tenets of church.

(d) Those who, subject to any existing provision of law, practise the religious tenets of their church without pretending a knowledge of medicine or surgery: Provided that the laws, rules and regulations relating to contagious diseases and sanitary matters are not violated.

Proviso.

12C. Nothing in this Ordinance shall apply to or affect.

Practise of dentistry.

(a) The practise of dentistry by any person duly registered and lawfully practising in the Territory under the provisions of "The Dental Ordinance."

Optometry.

(b) The usual practise of optometry.

CHAPTER 7

AN ORDINANCE TO AMEND "THE JUDICATURE ORDINANCE."

[Assented to June 20, 1924.]

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

New rule 598-A.

1. "The Judicature Ordinance," being Chapter 48 of

the Consolidated Ordinances of the Yukon Territory, 1914, is amended by adding thereto the following as Rule 598-A thereof :

598A. In the absence of the Judge from the Territory the Clerk of the Court shall have the same powers as the Judge for the granting of probate of any will or for the granting of administration of the estate of any deceased person, including the granting of ancillary probate or administration, giving direction as to security to be given under Rule 591 and making orders for giving of notice to creditors and others, and fixing the time within which claims shall be filed, and for the publication of the notice as provided by Rule 598: Provided that the provisions of this Rule shall only apply where the application for any such probate or administration or order is unopposed.

Clerk of Court may grant probate or administration in certain cases in absence of Judge.

Proviso.

CHAPTER 8

AN ORDINANCE REGARDING THE REGULATION OF THE SALE OF LIQUOR IN THE YUKON TERRITORY.

[Assented to June 20, 1924.]

Whereas, Difficulty has arisen owing to the refusal by certain United States authorities to allow liquor to be transported into the Yukon for beverage purposes through the Territory of Alaska;

Preamble.

And, Whereas, It is deemed expedient that provision be made whereby during the period of any such disability whenever the necessity may arise owing to depletion of the stock of liquor, the sale of liquor in the Yukon Territory shall be for medicinal, mechanical or sacramental purposes only, and not as a beverage:

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

Commis-
sioner
may by
regulation
prohibit
sale of
liquor
except on
prescription
for certain
periods.

1. The Commissioner may, in and by any regulations which he may from time to time prescribe pursuant to the provisions of the Government Liquor Ordinance, being Chapter 1 of the Ordinances of 1921 (Second Session), provide that during any such period of disability as may by him be deemed necessary liquor shall not be sold in the Yukon Territory as a beverage, but shall be sold only upon prescription for medicinal purposes or for mechanical and sacramental purposes in the manner provided by the said Government Liquor Ordinance.

CHAPTER 9

AN ORDINANCE FOR GRANTING TO THE COMMISSIONER CERTAIN SUMS OF MONEY TO DEFRAY THE EXPENSES OF THE PUBLIC SERVICE OF THE TERRITORY AND THE CITY OF DAWSON.

[Assented to June 20, 1924.]

Whereas, It appears by Message from George Patton Mackenze, Esquire, the Gold Commissioner of the Yukon Territory, and in the Supplementary Estimates accompanying the same, that the sums hereinafter mentioned in Schedule "A" are required to defray certain further expenses of the Public Service of the Yukon Territory and the City of Dawson, and for the purposes relating thereto for the year ended March 31st, 1924; and,

Whereas, It appears by Message from George Patton Mackenzie, Esquire, the Gold Commissioner of the Yukon Territory, and the Estimates accompanying the same,

that the sums hereinafter mentioned in Schedule "B" to this Ordinance are required to defray certain expenses of the Public Service of the Yukon Territory, and for the purposes relating thereto for the twelve months ending March 31st, 1925; and,

Whereas, It appears by Message from George Patton Mackenzie, Esquire, the Gold Commissioner of the Yukon Territory, and in the Estimates accompanying the same, that the sums hereinafter mentioned in Schedule "C" to this Ordinance are required to defray certain expenses of the Public Service of the City of Dawson and for the purposes relating thereto for the twelve months ending March 31st, 1925.

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

1. From and out of the sums at the disposal of the Yukon Council there shall be paid and applied a further sum, not exceeding in the whole ninety-seven thousand one hundred forty-six dollars and seventeen cents for defraying the several charges and expenses of the Public Service of the Yukon Territory for the year ended March 31st, 1924, as set forth in Schedule "A" to this Ordinance; and from and out of the sums at the disposal of the Yukon Council there shall be paid and applied a further sum not exceeding in the whole thirty-seven dollars and sixty cents, for defraying the several charges and expenses of the Public Service of the City of Dawson for the year ended March 31st, 1924, as set forth in Schedule "A" to this Ordinance.

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 on the whole two hundred twenty-five thousand six hundred fifteen dollars and seventy-one cents for defraying the several charges and expenses of the Public Service of the Yukon Territory for the twelve months ending March 31st, 1925, as set forth in Schedule "B" to this Ordinance.

3. 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 thirty-five thousand one hundred fifty-one dollars and forty-six cents for defraying the several charges and expenses of the Public Service of the City of Dawson for the twelve months ending March 31st, 1925, as set forth in Schedule "C" to this Ordinance.

4. The due application of all monies expended shall be duly accounted for.

SCHEDULE "A."

Further sums granted to the Commissioner by this Ordinance for the twelve months ended March 31st, 1924, and the purposes for which they are granted:

Schools generally	\$ 276.77
Dawson School	64.39
St. Mary's School	200.00
Whitehorse School	551.90
Mayo School	81.36
Assisted Schools	81.65
Public Health and care indigents.....	1,646.16
Mayo Circulating Library	1.23
Yukon Law Library	6.89
Fencing Mayo cemetery	5.95
Territorial Assay Office	3,288.78
Town of Mayo, fire protection	84.48
Town of Mayo, streets and sidewalks.....	298.83
Roads, Bridges and Public Works	5,661.25
The Government Liquor Ordinance, Liquor Stores	84,896.53
	<hr/>
	\$97,146.17
City of Dawson, streets and sidewalks	37.60

SCHEDULE "B."

Sums granted to the Commissioner by this Ordinance for the twelve months ending March 31st, 1925, and the purposes for which they are granted:

SUPPLY.

15

SALARIES AND TRAVELLING EXPENSES.

Salaries	\$10,200.00	
Travelling expenses	1,200.00	
		\$ 11,400.00

YUKON COUNCIL.

Indemnity and travelling expenses.....	1,400.00
----------------------------------------	----------

SCHOOLS.

Schools generally	\$ 4,450.00	
Dawson School	20,100.00	
St. Mary's School	3,300.00	
Whitehorse School	7,400.00	
Mayo School	3,380.00	
Assisted Schools	3,500.00	
		42,130.00

HOSPITALS, CHARITIES AND PUBLIC HEALTH.

Grant, St. Mary's Hospital	\$12,000.00	
Grant, Mayo General Hospital	7,000.00	
Grant, Whitehorse General Hosp.	5,000.00	
Medical Health Officer, Dawson.....	1,200.00	
Asst. Medical Health Officer, Mayo ..	600.00	
Asst. Med. Health Off., Whitehorse ..	600.00	
Public Health and care of indigents ..	5,000.00	
		31,400.00

GRANTS TO LIBRARIES, READING ROOMS, ETC.

Dawson Free Library	\$ 1,000.00	
Whitehorse Reading Room	500.00	
Mayo Circulating Library	200.00	
Yukon Law Library	500.00	
Whitehorse Law Library	50.00	
Yukon Soldiers' Memorial Fund.....	200.00	
City of Dawson	12,000.00	
		14,450.00
Carried forward		\$100,780.00

Brought forward\$100,780.00

MISCELLANEOUS EXPENDITURE.

Territorial Agent, Whitehorse.....\$	450.00	
Town of Whitehorse	6,500.00	
Territorial Assay Office	6,000.00	
Wolf awards	1,000.00	
Printing and stationery	3,000.00	
Town of Mayo, fire protection.....	3,500.00	
Town of Mayo, streets and side-		
walks	2,500.00	
Contingencies	3,000.00	
Cost collection Poll Tax.....	400.00	
		26,350.00

ROADS, BRIDGES AND PUBLIC WORKS.

Glacier Summer road	\$ 1,100.00	
Dawson cable ferry	4,150.00	
Bonanza to Indian road	2,800.00	
Indian to Stewart road	800.00	
Stewart to Pelly road	500.00	
Hunker-Dominion road	12,000.00	
Dome-Sulphur road	500.00	
Klondike road	2,900.00	
Mayo District roads	33,700.00	
Klondike to Crooked Creek road....	12,000.00	
Mayo to Yukon	9,000.00	
Whitehorse District roads	5,500.00	
Whitehorse to Yukon Crossing roads	2,300.00	
Contingencies	6,185.71	
Winter roads	5,050.00	
		98,485.71
		<u>\$225,615.71</u>

SCHEDULE "C."

CITY OF DAWSON.

Fire Department	\$23,600.00	
Street lighting	2,550.00	
Printing and stationery	375.00	
Salaries	1,400.00	
Contingencies	500.00	
Streets and sidewalks.....	6,726.46	
	<hr/>	\$35,151.46

5. In the event of there being a surplus of monies standing to the credit of any item voted for Roads, Bridges and Public Works after the construction or repairs provided for have been completed to the satisfaction of the Superintendent of Works and Buildings, such surplus of monies shall forthwith, on the acceptance of such works or repairs by the Commissioner of the Yukon Territory, be taken from said item and become part of and be added to the amount provided for contingencies to such Roads, Bridges and Public Works, and shall thereafter be at the disposal of the Commissioner of the Yukon Territory for Roads, Bridges and Public Works.

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