

ORDINANCES

OF THE

YUKON TERRITORY

PASSED BY THE

YUKON COUNCIL

IN THE YEAR

1969

FIRST, SECOND AND THIRD SESSIONS

J. SMITH COMMISSIONER

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ORDINANCES

OF THE

YUKON TERRITORY

PASSED BY THE

YUKON COUNCIL

IN THE YEAR

1969

FIRST SESSION

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1969 (FIRST SESSION)

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ORDINANCES OF THE YUKON TERRITORY 1969 (First Session)

AN ORDINANCE RESPECTING A FINANCIAL AGREEMENT BETWEEN THE GOVERNMENT OF THE YUKON TERRITORY AND THE GOVERNMENT OF CANADA

(Assented to February 4, 1969)

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

SHORT TITLE.

Short Title.

1. This Ordinance may be cited as the Financial Agreement Ordinance, 1969.

PART I.

2. In this Part.

Definitions.

- (a) "agreement" means the agreement entered "Agreement." into pursuant to section 3:
- (b) "local administrative district" has the mean- "Local admining given to it in the agreement; and

istrative district."

(c) "fiscal year" means the period beginning on "Fiscal and including the first day of April in one year. year and ending on and including the thirtyfirst day of March in the next year.

Subject to this Part, the Commissioner is author- Commissioner 3. ized to enter into and execute, on behalf of the Government may execute agreement. of the Yukon Territory, an agreement with the Government of Canada which will provide

(a) that the Government of Canada will pay to Provisions the Government of the Yukon Territory

FINANCIAL AGREEMENT

- (i) in respect of the period from the 1st day of April, 1969, to the 31st day of March, 1970, a population subsidy of \$11,702.00.
- (ii) in respect of the period from the 1st day of April, 1969, to the 31st day of March, 1970, \$30,000.00 for the purpose of assisting in the cost of the administration of the Government and the Council of the Yukon Territory,
- (iii) as an operating grant for the fiscal year 1969/70, an amount equal to \$5,264,312 and
- (iv) in respect of the period from the 1st day of April, 1969, to the 31st day of March, 1970, an amount equal to
 - (A) all moneys owed by the Government of the Yukon Territory to the Government of Canada and becoming due in that year under a loan agreement entered into pursuant to an Ordinance listed in the Schedule to this Ordinance, minus
 - (B) all moneys paid to the Government of the Yukon Territory in that year in respect of self liquidating loans made by the Territory with moneys borrowed from the Government of Canada pursuant to a loan agreement described in clause (A) as certified by the Commissioner; and
- (b) that in consideration thereof the Government of the Yukon Territory will suspend and refrain and will require local administrative districts in the Territory to suspend and refrain from the imposition, levying and collection of

- individual income taxes, corporation taxes and corporation income taxes in respect of the period commencing on the 1st day of January, 1969, and ending on the 31st day of December, 1970, and
- (ii) succession duties in respect of successions or transmissions consequent upon a death or upon property passing upon a death occurring during the period commencing on the 1st day of January, 1969, and ending on the 31st day of December. 1970.
- 4. The agreement shall also provide

Additional Provisions

- (a) that the amounts payable by the Governof agreement.
 ment of Canada to the Government of the
 Yukon Territory shall be paid
 - (i) in the case of the amounts described in sub-paragraphs (i), (ii) and (iii), of paragraph (a) of section 3, in equal instalments in each month in the period from the 1st day of April, 1969, to the 31st day of March, 1970, and
 - (ii) in the case of amounts described in sub-paragraph (iv) of paragraph (a) of section 3, in the amounts and at the times fixed in the loan agreements described in that sub-paragraph; and
- (b) for such other terms and conditions as may be agreed upon for the purpose of giving effect to this Ordinance.
- 5. The agreement may be varied or amended from Variation and time to time, as may be agreed upon with the Government of Canada by the Commissioner.
- 6. No variation or amendment to the agreement Ratification. made pursuant to section 5 is valid unless it is ratified by the Council.

CHAP. 1

FINANCIAL AGREEMENT

Suspension of Ordinances, etc. 7. Upon execution of the agreement, the Ordinances of the Territory and any regulations, rules, by-laws or orders made thereunder, including those of any local administrative district, shall, for the relevant periods provided in the agreement, be deemed to be amended, suspended or inoperative as the case may be to the extent necessary to give effect to the agreement and to permit the Government of the Yukon Territory to fulfil every obligation assumed by it under the agreement.

No tax collection contravening agreement. 8. Neither the Commissioner nor any local Administrative district shall do any act or exercise any power or collect any tax in contravention of the provisions of the agreement.

Tax reduced. 9. In any case in which by the agreement any tax or fee is required to be reduced, such tax or fee is for the relevant periods provided in the agreement, reduced in accordance with the agreement, and the tax or fee in the reduced amount only shall continue to be payable, exigible and recoverable in the same manner as if it had not been reduced.

Powers of Commissioner.

10. The Commissioner is empowered to do every act and exercise every power for the purpose of implementing every obligation assumed by the Government of the Yukon Territory under the agreement.

Operations of sections 7 to 10.

11. Sections 7 to 10 shall remain in operation for only so long as is necessary to give effect to the agreement.

PART II.

Commissioner may borrow money.

12. The Commissioner may on behalf of the Territory borrow from the Government of Canada a sum not exceeding \$3,615,832.00.

Commissioner may execute agreement.

- 13. The Commissioner is authorized to enter into and execute on behalf of the Government of the Yukon Territory an agreement with the Government of Canada providing for
 - (a) the repayment to the Government of Canada of the amount borrowed pursuant to section 12:

FINANCIAL AGREEMENT

- (b) the payment to the Government of Canada of interest at such rate as may be agreed upon by the Commissioner on the principal from time to time outstanding on the amount borrowed pursuant to section 12; and
- (c) such other terms and conditions as may be agreed upon by the Commissioner.
- 14. The Commissioner is empowered to do every act Commissioner and exercise every power for the purpose of implementing may implement every obligation assumed by the Government of the Yukon agreement. Territory under the agreement.

15. No amount shall be borrowed by the Commis- No borrowing sioner pursuant to this Ordinance after the 31st day of after March March, 1970.

SCHEDULES.

Yukon Loan Ordinance 1954 (2nd) 3 Yukon Loan Ordinance 1955 (2nd) 1 Yukon Hospital Loan Ordinance 1955 (2nd) 2 Loan Agreement Ordinance 1961 (3rd) 4 Financial Agreement Ordinance 1962 (1st) 4 Financial Agreement Ordinance 1967 (1st) 19

Canada and Anvil Agreements Ordinance 1968 (3rd) 2

ORDINANCES OF THE YUKON TERRITORY 1969 (First Session)

AN ORDINANCE TO AMEND THE FINANCIAL AGREEMENT ORDINANCE 1967

(Assented to February 4, 1969) O.Y.T.
1967 (1st)
24 (2nd)

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

1. Section 15 of the Financial Agreement Ordinance, 1967, is hereby repealed.

ORDINANCES OF THE YUKON TERRITORY 1969 (First Session)

AN ORDINANCE TO ENABLE THE COMMISSIONER TO OBTAIN THE OPINION OF THE PUBLIC BY MEANS OF A PLEBISCITE

(Assented to February 5, 1969)

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

SHORT TITLE.

Short Title.

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

Pleblecite

- 2. (1) Whenever it appears to the Commissioner that may be held. an expression of opinion of the public is necessary or desirable on any matter, the Commissioner may direct by regulation that a plebiscite be held.
- (2) A direction under subsection (1) shall not be made unless funds to pay for the cost have been appropriated.
- 3. The Commissioner may make regulations

Regulations.

- (a) prescribing forms required under the Ordinance;
- (b) defining the public for the purpose of a plebiscite;
- (c) prescribing the procedure to be followed in connection with the taking of a plebiscite; and generally for carrying out the purposes and provisions of this Ordinance.

ORDINANCES

OF THE

YUKON TERRITORY

PASSED BY THE

YUKON COUNCIL

IN THE YEAR

1969

SECOND SESSION

TAXATION

CHAPTER 1

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE TAXATION ORDINANCE

(Assented to March 24, 1969)	O.Y.T. 1959 (2nd) c.2;
The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, enacts as follows:	1959 (2nd) c.5; 1960 (1st) c.5; 1961 (1st) c.4; 1963 (1st) c.6; 1966 (2nd)
1. Section 83 of the Taxation Ordinance is repealed and the following substituted therefor:	c.6: 1967 (1st) c.10: 1967 (1st) c.17;
"83. Subject to section 82, where the real property cannot be sold at a tax sale for the full amount of the arrears of taxes and costs, the Collector shall declare the Commissioner to be the purchaser thereof."	1967 (2nd) c.16.

GARNISHEE

CHAPTER 2

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE GARNISHEE ORDINANCE

(Assented to March 24, 1969) R.O.Y.T.

R.O.Y.T. 1958 c.62; 1965 (2nd) c.6.

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

1. Section 10 of the Garnishee Ordinance is repealed and the following substituted therefor:

Order for payment to plaintiff.

- "10. (1) Money paid into court by a garnishee may be paid out to a judgment creditor or his solicitor without any order of the court where.
 - (a) not less than ten days notice of the intended payment out is given to the defendant or judgment debtor and the garnishee; and
 - (b) when a garnishee summons issues prior to judgment, until the plaintiff has recovered judgment against the defendant; or
 - (c) the judgment was obtained by default and three months have expired from the day upon which the money was paid into court.
- (2) With the written consent of the parties interested or by order of the court made ex-parte or otherwise or on such notice as the court directs money paid into court pursuant to a garnishee summons may be paid out at any time after it has been paid into court."
- Application 2. Section 18 of the Garnishee Ordinance is reto Small Debts Proceedings. pealed and the following substituted therefor:

GARNISHEE

ATTACHMENT OF SMALL DEBTS.

- "18. (1) Subject to this section, the provisions of this Ordinance apply to proceedings before Small Debts Officials with such changes in the title of the court, the style of the officers, the forms of process and other matters as are necessary to make the same applicable to such proceedings.
 - (2) Service of a garnishee summons on a judgment debtor and a garnishee, and service of notice of payment out on a judgment debtor in proceedings in the Small Debts Court, may be made and proved in the manner provided by section 54 of the *Judicature Ordinance*."

WILLS

CHAPTER 3

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE WILLS ORDINANCE

(Assented to March 24, 1969) B.O.Y.T. 1958 c.109

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

1. The Wills Ordinance is hereby amended by adding thereto the following sections:

"TESTAMENTARY ADDITIONS TO TRUSTS.

Testamentary additions to trusts.

- 29. (1) A testator may by will make a devise or bequest, the validity of which is governed by the law of the Yukon Territory, to the trustee or trustees of a trust established or to be established
 - (a) by the testator;
 - (b) by the testator and some other person or persons: or
 - (c) by some other person or persons;

if the trust regardless of the existence, size or character of the corpus thereof, is identified in the will of the testator and the terms of the trust are set forth.

- (d) in a written instrument, other than a will, executed before or concurrently with the will of the testator; or
- (e) in the valid last will of a person who has predeceased the testator.

Trust includes life insurance trust.

(2) A trust mentioned in subsection (1) includes a funded or unfunded life insurance trust, notwithstanding that the settlor has reserved any or all rights of ownership of the insurance contract.

WILLS CHAP. 3

(3) A devise or bequest made under subsection Amendable (1) is not invalid because the trust

to invalidate devise or bequest.

- (a) is amendable or revocable or both: or
- (b) was amended after the execution of the will or after the death of the teastator.
- 30. (1) Where, in accordance with the provisions Property of section 29, a testator devises or bequeaths property devised to trust becomes to a trustee or trustees, unless the will of the testator part of administered otherwise provides, the property so devised or be- in accordance with terms of queathed

the trust.

- (a) shall not be deemed to be held under a testamentary trust of the testator but shall become part of the trust to which it is given: and
- (b) shall be administered and disposed of in accordance with the provisions of the instrument or will setting forth the terms of the trust.
- (2) A trust to which property is devised or bequeathed by a testator includes
 - (a) any amendments made thereto before the death of the testator, notwithstanding that the amendments were made before or after the execution of the will of the testator: and
 - (b) where the will of the testator so provides, any amendments to the trust after the death of the testator.
- The revocation or termination before the 31. death of a testator, of a trust to which the testator has devised or bequeathed property, causes the devise or bequest to lapse."

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE CIVIL EMERGENCY MEASURES ORDINANCE

(Assented to March 24, 1969) O.Y.T.
1966 (2nd)
2.3.

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

1. The Civil Emergency Measures Ordinance is amended by repealing the heading of section 3 thereof and subsections (1) and (2) of section 3 and substituting the following therefor:

"CIVIL EMERGENCY PLANNING OFFICER.

Civil Emergency. 3. (1) The Commissioner shall appoint a Civil Emergency Planning Officer.

Officer Dutics.

- (2) It shall be the duty of the Civil Emergency Planning Officer
 - (a) to formulate and recommend to the Commissioner plans for dealing with any peacetime disaster or war emergency; and
 - (b) to undertake such other duties as the Commissioner may assign to him."
- 2. Section 4 of the said Ordinance is repealed and the following substituted therefor:

Staff.

"4. The Commissioner may appoint or designate such officers, technicians and employees as are necessary to assist the Civil Emergency Planning Officer in the carrying out of his duties."

- 3. Section 6 of the said Ordinance is amended by repealing paragraph (a) and (b) thereof and substituting the following therefor:
 - "(a) establish and assign the responsibilities of municipal officers and employees relating to any emergency;
 - (b) appoint a municipal emergency measures co-ordinator and the officers and employees necessary to assist him; and"

VOCATIONAL REHABILITATION

CHAPTER 5

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND AN ORDINANCE TO PROVIDE FOR THE VOCATIONAL REHABILITATION OF DISABLED PERSONS

(Assented to March 24, 1969) O.Y.T. 1968 (4th) c.6.

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

- 1. Paragraph (a) of section 4 is repealed and the following is substituted therefor:
 - "(a) who is not eligible for vocational rehabilitation under the Veterans Rehabilitation Act of Canada, or"

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE LABOUR STANDARDS ORDINANCE

(Assented to March 24, 1969) O.Y.T. 1968 (2nd)

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

- Section 6 of the Labour Standards Ordinance is repealed and the following substituted therefor:
 - (1) An employee may be employed in excess of Maximum the standard hours of work but, subject to section 10, hours of work. the total hours that may be worked by an employee shall not exceed ten hours in any day, sixty hours in any week and two hundred and sixty hours in any month, or such fewer number of hours as may be prescribed by the regulations as maximum working hours in the industrial establishment in respect of which is he employed.

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

- (3) Before a recommendation is made to the Considerations Commissioner under subsection (2), the Advisory of Board. Board shall consider
 - (a) the nature of the industrial establishment or class thereof:

CHAP. 6

LABOUR STANDARDS

- (b) the conditions of employment therein;and
- (c) the welfare of the employees."

Emergency work.

- 2. Section 10 of the said Ordinance is repealed and the following substituted therefor:
 - "10. (1) The maximum hours of work may be exceeded in cases of
 - (a) accident to machinery, equipment, plant or persons,
 - (b) urgent and essential work to be done to machinery, equipment or plant, or
 - (c) other unforseen or unpreventable circumstances, but only to the extent necessary to prevent serious interference with the ordinary working of the industrial establishment affected.

Reporting additional

- (2) Where the maximum hours of work have been exceeded under the authority of this section, the employer shall upon request report in writing to the Commissioner, stating the nature of the circumstances in which the maximum hours were exceeded, the number of employees who worked in excess of the maximum hours, and the number of additional hours each of them worked."
- 3. Section 34 of the said Ordinance is repealed and the following substituted therefor:

Days of Pay.

- "34. (1) Subject to subsection (2) an employer shall, not later than ten days after the expiration of each calendar month, pay to his employee all wages, other than vacation pay, owing to him in respect of such month;
- (2) Where the employment of an employee is terminated at any time the employer shall forthwith pay to the employee all wages then owing to him."

JUDICATURE

CHAPTER 7

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE JUDICATURE ORDINANCE

(Assented to March 24, 1969)

R.O.Y.T. 1958 c.60 1960 (9rd) c.5; 1961 (1st)

The Commissioner of the Yukon Territory, by and with 1964 (2nd) the advice and consent of the Council of the said Territory. enacts as follows:

c.8; 1968 (2nd) c.6.

Subsection (1) of section 51 of the Judicature 1. Ordinance is amended as follows:

- (1) Every person appointed as a Small Debt Officials. **"51**. Official has jurisdiction in the Territory to try and adjudicate upon any claim for a debt, whether payable in money or otherwise, where the amount or balance claimed does not exceed five hundred dollars, but such jurisdiction does not extend to any case in which Her Majesty is a party or in which the title to land is involved."
- Section 54 of the said Ordinance is amended by adding thereto immediately after subsection (3) the following:
 - "4. Service of a Notice of Claim may be made
 - (a) by any adult literate person other than the plaintiff upon the person to be served, either personally or by leaving a copy for him at his last or most usual place of abode with some inmate thereof apparently of the age of sixteen vears or older: or
 - (b) by mailing the copy to the person to be served, by double registered mail. to his last-known post office address, in

JUDICATURE

which case service shall be deemed to be affected at the time the copy is delivered by any official of the post office to the person to be served, or to any person receiving the same on his behalf.

- 5. The service of a Notice of Claim may be proved
 - (a) by the oral testimony of the person effecting the same; or
 - (b) by affidavit of service; or
 - (c) by an affidavit of service proving the mailing of registered mail and exhibiting the acknowledgment of receipt of the registered letter purporting to be signed by the person to be served, or by any person receiving the same on his behalf."

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE MOTOR VEHICLES ORDINANCE

(Assented to March 24, 1969)

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

1. Paragraph (a) of subsection (4) of section 67 1963 (2nd) of the *Motor Vehicles Ordinance* is repealed and the following substituted therefor:

- "(a) the driver of a vehicle approaching the intersection and facing the red or "stop" traffic control signal
 - (i) shall stop his vehicle immediately 1968 (2nd) before entering the intersection 1968 (4th) or the nearest crosswalk, if any, c.15. in the intersection; and
 - (ii) except as provided by subparagraph (iii) herein shall not proceed until a traffic control signal permitting the movement of a vehicle in the intersection is shown; and
 - (iii) notwithstanding subparagraph
 (ii) herein, the driver of a vehicle
 may after he has stopped his
 vehicle turn right subject to any
 sign or notice prohibiting a right
 turn that is posted at the intersection if such right turn may be
 made in safety and subject to
 such driver yielding the right of
 way to all vehicles and pedestrians within the intersection; and"

MOTOR VEHICLES

- 2. Subsection (1) of section 72 of the *Motor Vehicles Ordinance* is repealed and the following substituted therefor:
 - "1. Subject to subsection (2), where an accident results in injury or death to a person or in property damage to an apparent extent of two hundred dollars or more, the driver shall forthwith make a written report, in the form prescribed by the Commissioner to the nearest detachment of the Royal Canadian Mounted Police."
- 3. Subsection (3) of section 74 of the *Motor Vehicles* Ordinance is repealed and the following substituted therefor:
 - "3. Where an insurance company receives a claim under a motor vehicle liability policy in respect of personal injuries or property damage exceeding two hundred dollars, the company shall forthwith notify the Commissioner and shall furnish him such information as he may require."
- 4. The said Ordinance is further amended by adding thereto the following:

"TRAFFIC TICKET PROCEDURE.

- 167. (1) For a contravention of any of the provisions of this Ordinance, or of the regulations made hereunder, or for a contravention of a municipal by-law made under section 155, an information may be laid and a summons issued by means of a traffic ticket in accordance with this section, instead of the procedure set out in the Criminal Code.
- (2) A traffic ticket may be composed of any one or more of the following:
 - (a) Information.
 - (b) Notice,
 - (c) Report of Conviction,
 - (d) Police record.
 - (e) Summons,

and where a person on whom a traffic ticket is served appears to defend the charge, the traffic ticket may be amended in the like manner and to the like extent as an information may be amended under the Criminal Code.

- (3) The Commissioner may make regulations
 - (a) prescribing the form or forms and content of traffic tickets:
 - (b) defining any word or expression used in the regulations;
 - (c) authorizing, or providing for the authorization by a municipal by-law of the use on traffic tickets of any word or expression to designate an offence under this Ordinance or the regulations made hereunder or any municipal by-law made under section 155;
 - (d) respecting any matter that he deems necessary for the use of traffic tickets.
- (4) The use on a traffic ticket of any word or expression authorized by this Ordinance or the regulations made hereunder or any municipal by-law made under this section, or when the traffic ticket is or includes a notice of a general description of an offence, shall be deemed sufficient for all purposes to describe the offence designated by such word or expression.
- (5) A peace officer shall sign the traffic ticket, and shall indicate the offence charged by marking the traffic ticket in the space provided to the left of the word or expression describing the offence charged as printed on the traffic ticket, or if the word or expression describing the offence charged is not printed on the traffic ticket, he shall write it in the space provided therefor.
- (6) A traffic ticket summons may, without the swearing of an information, be delivered by a peace officer or by registered mail to the person charged with an offence therein or left by a peace officer on the motor vehicle in respect of which the offence is alleged, and delivery of the traffic ticket summons shall be deemed to be personal service of the summons upon the person.

MOTOR VEHICLES

- (7) Where a notice on the traffic ticket summons or notice indicates the fine for the commission of the offence charged therein, instead of appearing before a Justice at the time and place specified in the traffic ticket summons or notice, a person to whom a traffic ticket summons or notice is delivered or on whose motor vehicle a traffic ticket summons or notice has been left may, whether or not the information has been sworn to.
 - (a) attend voluntarily before a Justice as directed on the summons or notice and plead guilty to the offence described therein and pay the fine specified in the notice; or
 - (b) cause to be delivered in accordance with a notice appearing on the summons or notice the fine specified in the notice, whereupon the person shall be deemed to have pleaded guilty to the offence with which he is charged in the summons or the offence described in the notice and to have paid the fine imposed for the commission of the offence;

but no conviction need be drawn up or entered unless required by the person convicted or for the purpose of reporting the conviction as required under this Ordinance.

(8) Where a form or forms of traffic ticket is or are prescribed for a municipality, the Magistrate may, subject to the provisions of this Ordinance, fix fines to be indicated on the form or forms of traffic ticket."

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE GAME ORDINANCE

(Assented to March 24, 1969) R.O.Y.T.

1958 c.50; 1959 (1st) c.3; 1959 (2nd) c.10: 1964 (1st) c.10; 1965 (1st)

The Commissioner of the Yukon Territory, by and with c.4; 1961 (2nd) the advice and consent of the Council of the said Territory, enacts as follows:

- Paragraph (a) of subsection (1) of section 80 1967 (1st) c.11. 1. of the said Ordinance is repealed and the following substituted therefor:
 - "(a) fixing the boundaries of the areas within which game or any specified species of game may or may not be hunted or killed."

ORDINANCES OF THE YUKON TERRITORY 1969 (Second Session)

AN ORDINANCE TO AMEND THE FUEL OIL TAX ORDINANCE

(Assented to March 24, 1969)

0.Y.T. 1968 (4th) c.2.

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

- 1. Section 17 of the Fuel Oil Tax Ordinance is repealed and the following substituted therefor:
 - "17. The Commissioner may make regulations
 - (a) prescribing forms,
 - (b) providing for the exemption of operators of motor vehicles or classes of motor vehicles from any of the provisions of this Ordinance,
 - (c) providing for refunds or rebates of any tax chargeable under this Ordinance,
 - (d) for carrying out the purposes and provisions of this Ordinance."

ORDINANCES

OF THE

YUKON TERRITORY

PASSED BY THE

YUKON COUNCIL

IN THE YEAR

1969

THIRD SESSION

CHAPTER 1

ORDINANCES OF THE YUKON TERRITORY 1969 (Third Session)

AN ORDINANCE TO AMEND THE FUEL OIL TAX ORDINANCE

(Assented to November 28, 1969)

O.Y.T. 1968 (4th) c.2; 1969 (2nd)

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

- Subsections (e) and (f) of Section 2 of the Fuel Oil Tax Ordinance are repealed and the following substituted therefor:
 - "2
- (e) "inter-provincial carrier" means a motor vehicle which travels from one pro- provincial Carrier." ince to another and is used to transport freight or is capable of carrying a minimum of fifteen passengers;

(f) "through freighter" means a commerc- "Through ial motor vehicle which travels through Freighter." the Territory without being loaded or unloaded therein, and is used to transport freight or capable of carrying a minimum of fifteen passengers;"

- 2. Subsection 1 of Section 13 of the said Ordinance is repealed and the following substituted therefor:
 - "13. (1) Every person applying for a single trip Permit permit shall, at the time of application for such permit, pay tax. pay tax according to the mileage of the trip to be made in the Territory calculated:

- (a) in the case of vehicles not exceeding 3/4 ton capacity at the consumption rate of 15 miles per imperial gallon;
- (b) in the case of all other vehicles at the consumption rate of 5 miles per imperial gallon."

INSURANCE

CHAPTER 2

ORDINANCES OF THE YUKON TERRITORY 1969 (Third Session)

AN ORDINANCE TO AMEND THE INSURANCE ORDINANCE

(Assented to November 28, 1969)

R.O.Y.T. 1958 c.57: 1959 (1st) c.4; 1962 (5th) c.7; 1963 (2nd) c.5: 1967 (1st) c.15.

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

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

Qualification to carry on business of insurance.

- "2A. (1) A company registered under the Canadian and British Insurance Companies Act or the Foreign Insurance Companies Act and any underwriter or syndicate of underwriters that is a member of the association known as Lloyd's of London, England may, subject to this ordinance, carry on the business of insurance in the Territory."
- 2. Section 132 of the *Insurance Ordinance* is repealed and the following substituted therefor:
 - "132. Every owner's and driver's policy shall insure to the limit of at least fifty thousand dollars exclusive of interest and costs against loss or damage resulting from bodily injury to or the death of one or more persons and loss of or damage to property; and where in any one accident loss or damage results from bodily injury or death and loss of or damage to property any claim arising out of bodily injury or death shall have priority over any claim arising out of loss of or damage to property."

CHAPTER 3

ORDINANCES OF THE YUKON TERRITORY 1969 (Third Session)

AN ORDINANCE TO AMEND THE JUDICATURE ORDINANCE

R.O.Y.T. 1958 c.60; 1960 (3rd)

(Assented to December 18, 1969)

c.5; 1961 (1st) c.7; 1964 (2nd) c.8; 1968 (2nd)

The Commissioner of the Yukon Territory, by and with 1968 (4th) the advice and consent of the Council of the said Territory, 1969 (2nd) enacts as follows:

Section 32 of the Judicature Ordinance is reFees of Public Administrator. pealed and the following substituted therefor:

"32. The Commissioner may prescribe the fees to be charged by the Public Administrator."

PROTECTION OF FORESTS

CHAPTER 4

ORDINANCES OF THE YUKON TERRITORY 1969 (Third Session)

AN ORDINANCE TO AMEND AN ORDINANCE RESPECTING THE PROTECTION OF FORESTS

(Assented to November 28, 1969) B.O.Y.T

R.O.Y.T. 1958 c.47; 1968 (1st) c.11.

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

1. Section 10 of the Forest *Protection Ordinance* is repealed and the following substituted therefor:

Fire Season.

"10. There shall be a fire season in each year beginning on the first day of April and ending on the thirtieth day of September, except that the fire season may be extended, shortened or designated for one or more additional periods as the Commissioner may prescribe."

CHAPTER 5

ORDINANCES OF THE YUKON TERRITORY 1969 (Third Session)

AN ORDINANCE TO AMEND THE SOCIAL ASSISTANCE ORDINANCE

(Assented to November 28, 1969) O.Y.T.

1967 (2nd)

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

- Section 6 of the Social Assistance Ordinance is Agreements. repealed and the following substituted therefor:
 - "6 Subject to this Ordinance, the Commissioner may enter into an agreement with the Minister of National Health and Welfare to provide for the payment by Canada to the Territory of contributions in respect of the cost to the Territory of providing
 - (a) assistance to persons in need; and
 - (b) welfare services to or in respect of persons in need or persons who are likely to become persons in need unless such services are provided."
- 2. Section 8 of the said Ordinance is repealed and the following substituted therefor:

"8

- (a) The Director shall, in accordance with Assistance. the Regulations, grant assistance to any person in need in the Territory or to any person in need who is, in accordance with an arrangement approved by the Director, outside the Territory.
- (b) The Director may, in accordance with Welfare the Regulations, provide welfare serv- Services. ices to any eligible person living in

SOCIAL ASSISTANCE

the Territory or to any such person who is, in accordance with an arrangement approved by the Director, outside the Territory."

3. Section 9 of the said Ordinance is amended by adding the following new paragraphs immediately after paragraph (j):

"9

- (k) prescribing the manner in which welfare services may be provided:
- prescribing the manner in which appeals shall be dealt with pursuant to section 12;
- (m) prescribing the manner of informing applicants for and recipients of assistance of their responsibilities and rights under the Ordinance and Regulations; and
- (n) respecting the obligations of the Territory under an agreement made pursuant to section 6."
- 4. Subsection (1) of section 10 of the said Ordinance is repealed and the following substituted therefor:

Social Assistance Appeal Committees.

- "10. (1) The Commissioner shall establish one or more Social Assistance Appeal Committees for the purpose of hearing appeals under this Ordinance in such areas as he may designate."
- 5. Subsection (4) of section 12 of the said Ordinance is repealed and the following substituted therefor:

Appeal may be in person or by counsel.

- "12. (4) Every person making an appeal before an appeal committee pursuant to subsection (2) or the appeal board pursuant to subsection (3) shall be entitled to appear in person and may be represented by an agent or by counsel."
- 6. Section 13 of the said Ordinance is repealed and the following substituted therefor:

SOCIAL ASSISTANCE

each member of an Appeal Committee and each member of the Appeal Board shall be paid reasonable travelling and living expenses incurred by him in Committee "13. the performance of his duties in connection with the Board. work of the Appeal Committee or Appeal Board and may be paid a per diem allowance fixed by the Commissioner for each day he is engaged in the work of the Appeal Committee or Appeal Board."

TABLE OF PUBLIC ORDINANCES OF THE YUKON TERRITORY

1958 to 1969 (Third Session)

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Callection		6(a)(b)
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		966 (1st) c.10-s.130(4) added
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	R.O. 199 Chapte	
SUBJECT MATTER	Nö.	AMENDMENTS
Liquor (cont'd)		1966 (2nd) c.8-s.12A(1); 12A(1a); 12D(2); 31(1)(b); 31(1)(c); 31(8) added (Obsolete 1/1/67) 1967 (2nd) c.10-s.31(8) added 1968 (1st) c.2-s.86(1) & (2) 1968 (2nd) c.8-s.20(1a) added; 24(3) added
Loan Agreement (1961) No. 1	new	1961 (2nd) c.2 1966 (1st) c.11 repealed
Loan Agreement (1961) No. 2	пеw	1961 (2nd) c.4
Loan Agreement (1962) No. 1	new	1961 (3rd) c.4 1962 (1st) c.2
Loan Agreement (1902) No. 1		1967 (1st) c.18-s.2 1968 (4th) c.13-s. 2
Local Improvement District	new	1965 (2nd) c.1 1967 (2nd) c.11-s.6A added
Low Cost Housing	new	1962 (1st) c.1 1962 (1st) c.1 1963 (1st) c.8-s.2; 3(2)(a); 3(2)(c); 3(3)(a); 3(3)(d);
		4(1)(a) added 1966 (1st) c.7-s.3(3)(c) 1966 (2nd) c.11-s.3(3)(b)(e); 4(1a)
Low Rental Housing Agreement	new	1967 (1st) c.14·s.3(3)(c) 1962 (1st) c.3
Lords Day (Yukon) Maintenance Marriage Married Women's Property	68 69	1963 (1st) c.13 repealed 1962 (1st) c.8
Masters and Servants Mayo Seaplane Base Agreement Mechanics Lien Medical Professions	пеw 72	1963 (2nd) c.2 repealed 1963 (2nd) c.4
		1963 (2nd) c.7-s.4(1)(b); 7A added 1964 (1st) c.11-s.7A(1) & (2)
Mining Safety	75	1968 (2nd) c.9-s.(fa) added; 3(c) added; 28A added 1968 (4th) c.14-s. 2; 3(b); 4; 5(3)(b); 8; 10; 11(3); 13; 14; 15; 16; 18; 20(1); (3); 22(1)(b); 27(1)(i) added; 28(1)(2)(3)(4); 28A(4); 29 (1)(2)(3); 31
Motion Picture	76 77	1960 (3rd) c.3-s.5(2); 6(3)(6) (11)(c)(12); 7(2); 8(1); 11(3); 13(c); 14(2); 15(2)(4); 19(1) (2); 22(1)(2)(6)(8)(b); 27 (2)(3) added; 29; 34(1)(c); 34(3) added; 41(1)(c) added; 41(4); 49A; 49B added; 138A added; 163(2); Sched. A & B 1961 (1st) c.5-s.2; 49B 1961 (2nd) c.7-s.76(2) 1962 (1st) c.21-s.22(3); 22(6) (7); s.3 of Sched. A 1962 (5th) c.8-Sched. A 1 & 2 1963 (2nd) c.9-s.8(7) added;

R.O. 1958 Chapter **AMENDMENTS** SUBJECT MATTER No. 25(2)(3); Sched. A1; Sched. Motor Vehicles (cont'd) A2; 76(2)(3); 76(4) added 1964 (1st) c.9-s.151A added 1965 (2nd) c.5-s.14(2); 20; 24(e); 25(4); 76(3); 147(2); 151B added; 164 1966 (2nd) c.13-s.26(4); 37; 49(3)(4)(5)(6); Sched. A1 1967 (2nd) c.12-s.2(ii) added; 6(15) added; 6A added; 33(1)(e); 33 (3) & (4) added; 61A added; 95; 130A added; 150(1)(n) 1967 (2nd) c.13-s.155(b) 1968 (1st) c.3-Sched. A 1968 (2nd) c.10-s.110 1968 (4th) c.15-s. 8(1); Sched. B 1969 (2nd) c.8-s.67(4)(a); 72(1); 74(3); 67 addéd Motor Vehicle Fuel Tax 78 1962 (1st) c.6 repealed 1959 (2nd) c.1 repealed Municipal 79 1959 (2nd) c.1 1960 (1st) c.6-s.99(aa) added; 288; Sched. B(d); Sched. B Municipalnew (g) added (g) added 1961 (1st) c.6-s.109; 124(3); 133; 144; 238(b) 1961 (2nd) c.5-s.71(3) 1961 (2nd) c.9-s.122; 194 1961 (3rd) c.2-s.194 1962 (1st) c.22-s.194; 195; 228(1); 240 1962 (5th) c.10-s.34(2) added: 118(c): 194 added; 118(c); 194 1962 (5th) c.13-s.97A added; 121(1)(a)(iii) added 1962 (5th) c.16-s.240(1) 1963 (1st) c.5-s.240 1964 (1st) c.8-s.232(1)(3) 1964 (2nd) c.12-s.194; 195 1966 (1st) c.6-s.2(d); 2(da) 1966 (1st) c.6-s.2(d); 2(da) (db) added; 2(fa) added; 2(i)(j); 2(na) added; 2(q) added; 5; 5A, B, C, D added; 7(2)(b); 9A added; 10; 11(1); 12(1); 12A added; 15; 16, 16A, 16B, 16C added; 20(1); 22(1); 24(2); 25; 26; 27; 28 (2); 29; 30; 31; 33(1)(2); 35 (f); 37(f); 39(1); 43(1)(f); 43(2); 53; 62; 63(1); 71(2); 87(1)(i)(j) added; 87(5) added; 112; 120A added; 121(1); 121A added; 122; 135; 136; 138(1); 146; 147; 135; 136; 138(1); 146; 147; 148; 156; 164(2)(i); 168; 174(1)(4)(5);175(1); 181;

174(1)(4)(3),175(1), 181, 183(1); 185; 186(1)(3)(4); 189 to 193; 195; 213(1); 214; 217(2); 241(a); 245(2) (4)(5); 249; 251A added; 256;

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SUBJECT MATTER	No.	AMENDMENTS
Municipal (cont'd)		256A added; 259(1); 260(2); 262(1); 270A added; 276A added; 279; 280A added; 290A added; 294(e); 294A added; 294(e); 294A added; 296(2) added; 312(r)(s)(t) (u)(v)(w)(x) added; Sched. C. Form A, B & C; Form EA, 1A added; Form O, P; Form S, T added 1966 (2nd) c.7-s.137A added; Sched. D added 1967 (1st) c.16-s.2(fa); 121(1) (b); 122; 138(1); 148(1); 156; 174(1)(4); 175(1); 181 (1)(2)(3); 183(1); 186(3); 195; 213(1) 1967 (2nd) c.14-s.92A added 1968 (4th) c.16-s. 2(oa)(ob) added; 117A, B, C, D, E added
Newspaper	80	added
Noise Prevention	81	
Notaries	new	1968 (4th) c.5
Old Age Assistance and Blind Persons Allowance	82	1961 (1st) c.2-s.4(c) 1962 (1st) c.17-s.3(1)(2); 4(a)(b) 1964 (1st) c.3-s.3(1)(2);
Optometry	83	4(a)(b)
Partnership Pawn Brokers and Second Hand Dealers Perpetuities Petroleum Products Pharmaceutical Chemists	84 s 85 new 86	1968 (2nd) c.2
Plebiscite Ordinance Police Magistrate's Courts		1969 (1st) c.5 1968 (2nd) c.11-s.4; 7 1968 (4th) c.17-s.6; 7(I)
Poll Tax		1962 (1st) c.5 repealed
Prounds Presumption of Death Protection of Children	new	1962 (5th) c.5
Public Health	9 2	1959 (1st) c.8·s.2(g); 3(w); 3(x) added; Part II; 14; 17 1961 (1st) c.9·Sched. A 1962 (5th) c.12·s.3(v)(w); 5, 6, 7, 8, 9, 10, 10A, 10B added
Public Printing Public Service Public Service Reciprocal Enforcement of Judgment Reciprocal Enforcement of	94 95	Repealed 1967 (1st) c.3
Maintenance Orders Recording of Evidence by Sound		1963 (2nd) c.1
Regulations Rehabilitation Services	new	1966 (2nd) c.15-s.3 1967 (2nd) c.4 1968 (4th) c.6
Royal Canadian Mounted Police Agreeme Sale of Certain Lands (Whitehorse) Sale of Goods	new	1969 (2nd) c.5-s.4(a) 1964 (2nd) c.2 1960 (1st) c.1

	R.O. 195	: O
0110 1507 1447750	Chapter	
SUBJECT MATTER	No.	AMENDMENTS
Saw Logs Driving		
School		1962 (1st) c.7 repealed
School	new	1962 (1st) c.7
		1964 (1st) c.7-s.88(1); 88(3)
		(4)(5) added
		1965 (1st) c.3-s.88A added
		1966 (1st) c.5-s.93(d)(e)
		1966 (2nd) c.9-s.85
		1967 (1st) c.12-s.78(2)
		1967 (2nd) c.15-s.97 (2), (3)
		& (4); 97 (5) & (6) added
Scientists and Explorers	100	a (4), 37 (3) a (0) added
Securities	100	1066 (164) 6.0
Social Assistance	new	1966 (1st) c.2
Social Assistance	new	1967 (2nd) c.5
		1969 (3rd) c.5-s.6; 8; 9(k)
.		(l)(m)(n) added; 10; 12; 13
Societies		1967 (1st) c.7-s.36
Steam Boilers		
Student's Grants	new	1967 (1st) c.5
Survivorship	new	1962 (5th) c.4
Synod of Diocese of Yukon	new	1963 (1st) c.2
Taxation	103	1959 (2nd) c.2 repealed
Taxation	new	1959 (2nd) c.2
		1960 (1st) c.5-s.3(f)
		1961 (1st) c.4-s.2(g); 3(f)
		3(i) added: 22
		1963 (1st) c.6-s. 73(b)
		1966 (2nd) c.6-s.15A added;
		Sched. B added
		1967 (1st) c.10-s.58(2a) added
		1967 (1st) c.17-s.42A
		added; 50(1); 50 A & B added;
		58; 58A, B & C added; 59(1);
		59(1a) added
		1967 (2nd) c.16-s.42A; 50(1);
		50A; 50B; 50C & 50D added;
		58; 58A; 58B; 58C; 59(1) &
		(1a)
		1968 (3rd) c.3·s.50
		1969 (2nd) c.1-s.83
Tenants in Common	104	
Territorial Employee Superannuation		1963 (1st) c.4
Trustee		
Unemployment Assistance Agreement	new	1959 (1st) c.2
Variation of Trusts	new	1962 (5th) c.6
Vital Statistics	106	1964 (2nd) c.3-s. 28(1); 45(g);
		46(8) Sched.
		1966 (2nd) c.14-s. 30(4a)
		(4b) added; 30(9)
Vocational Training Agreement	107	1967 (2nd) c.1 repealed
Wages Recovery	new	1963 (2nd) c.2
Warehousemen's Lien	108	\
Whitehorse Land Sale and Loan (1961)	new	1961 (2nd) c.1
(1501)		1966 (1st) c.12 repealed
Wills	100	1969 (2nd) c.3-s.29, 30, 31
***************************************		added (2nd) 6.3-5.29, 30, 31
Woodman's Lian	110	auuea
Woodmen's Lien	110	1066 (0-4) - 1
Workmen's Compensation	111	1966 (2nd) c.1 repealed
Yukon Hospital Insurance Services	new	1966 (2nd) c.1 1960 (1st) c.2

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SUBJECT MATTER	No.			
Yukon Housing (1961)	new	1961 (2nd) c.3 1962 (1st) c.12-s.3(3)(b) 1964 (1st) c.2-s.3(3)(b) 1965 (2nd) c.8-s.5; 6 1966 (1st) c.9-s.3(3)(b) 1967 (1st) c.13-s.3(3)(b)		
Yukon Housing Loan Yukon Labour (Minimum Wages) Yukon Lands Yukon Lands Yukon Social Service Society	112 new	1960 (3rd) c.2 1968 (2nd) c.1 repealed 1968 (3rd) c.1 repealed 1968 (3rd) c.1 1962 (1st) c.10		