

**No. 161**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Monday, November 1, 1999

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The Speaker took the Chair at 1:30 p.m.

**INTRODUCTION OF VISITORS - MEMBER-ELECT IN THE GALLERY**

The Hon. Robert Bruce, Speaker, introduced Pam Buckway, Member-elect for Lake Laberge who was seated in the Gallery, and extended a warm welcome to her.

**INTRODUCTION OF PAGES**

The Speaker informed the Assembly that Sarah Macklon, Carly Roche and Wade Stewart from F.H. Collins Secondary School and Cathleen Collins, Andrew Craigen, Aimee Griffiths, Kyle Johnstone and Ashley Salé from Vanier Catholic Secondary School would be serving as Pages during the Fall Sitting. Ashley Salé and Wade Stewart were introduced and welcomed to the House.

**SPEAKER'S STATEMENT (regarding change in Official Opposition)**

"Before proceeding to the Order Paper, the Chair would note for the records of the House that, effective today, November 1, 1999, the Yukon Liberal caucus becomes the Official Opposition.

Although the Member-elect for the Electoral District of Lake Laberge will not be sworn in until November 8, the opposition parties have indicated to the Chair that they wish the change to take place today.

The Chair would refer Members to the ruling of the Chair on the tie in opposition which was made on December 9, 1996. In that ruling the Chair stated that it would respect any arrangement that the opposition parties might reach between themselves. The Chair, therefore, has no difficulty in recognizing the switch in the Official Opposition being made a week prior to the swearing in of the Member-elect for Lake Laberge.

The rotation in Question Period will remain as it was with the Official Opposition having the first two questions, the Third Party the next two, and then the remainder alternating. The Chair will review the results of this rotation and, if the ratio of questions over a period of time does not fairly represent the number of Members in each opposition party, changes will be made in the future.

For Private Members' motions, the Yukon Party caucus will immediately take over Third Party status and, since we are at position number four on the roster of Private Members' motions, will have the right to the first motion on Wednesday, November 3.

The Chair thanks the opposition parties for the assistance they have provided in this transition period."

## **TRIBUTES**

### **Woman Abuse Prevention Month**

The Hon. Ms. Moorcroft, Minister responsible for the Women's Directorate, Mrs. Edelman, Member for Riverdale South, and Mr. Phillips, Member for Riverdale North, recognized November as being Woman Abuse Prevention Month.

## **TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Bruce, Speaker

- Resignation notice as MLA (dated August 30, 1999) from Doug Livingston, Member for Lake Laberge (Sessional Paper #220)
- Warrant dated August 30, 1999, regarding vacancy in Lake Laberge due to resignation of Doug Livingston issued by Speaker Bruce (Sessional Paper #221)
- Vacancy in Electoral District of Lake Laberge: copy of letter dated August 30, 1999 from the Clerk of the Legislative Assembly to Commissioner Gingell (Sessional Paper #222)
- Auditor General: Report on the Consolidated Financial Statements of the Government of the Yukon Territory for the year ended March 31, 1999 (Sessional Paper #223)
- Conflict of Interest Commission Annual Report (July 1998 - June 1999) (Sessional Paper #224)
- Deductions from the indemnities of Members of the Legislative Assembly made pursuant to subsection 39(6) of the *Legislative Assembly Act*: Report of the Clerk of the Yukon Legislative Assembly (dated November 1, 1999) (Sessional Paper #225)

Hon. Ms. Moorcroft, Minister of Justice

- Preventing Violence Against Women: A strategic framework (dated July 1999) (Sessional Paper #226)
- Restorative Justice in Yukon: Community Consultation Report (dated October 1999) (Sessional Paper #230)

Hon. Mr. McDonald, Government Leader

- Yukon Public Service Staff Relations Board 1998/99 Annual Report (Sessional Paper #227)
- Yukon Teachers' Staff Relations Board 1998/99 Annual Report (Sessional Paper #228)
- Public Accounts of the Government of the Yukon Territory for the year ended March 31, 1999 (Sessional Paper #229)

Hon. Mr. Sloan, Minister of Government Services

- Government Contracting Summary Report by Department (April 1, 1999 - September 30, 1999) (Sessional Paper #231)

**INTRODUCTION OF BILLS (First Reading)**

Bill #78 - An Act to Amend the Public Health and Safety Act  
-Hon. Mr. Sloan

Bill #85 - An Act to Amend the Legislative Assembly Act  
-Hon. Mr. McDonald

Bill #84 - An Act to Amend the Municipal Act  
-Hon. Mr. Keenan

Bill #80 - An Act to Amend the Chiropractors Act  
-Hon. Ms. Moorcroft

Bill #81 - An Act to Amend the Management Accountants Act  
-Hon. Ms. Moorcroft

Bill #77 - An Act to Amend the Financial Administration Act  
-Hon. Mr. McDonald

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

Bill #20 - Fifth Appropriation Act, 1998-99  
-Hon. Mr. McDonald

**MONEY MESSAGE**

Bill #19, *Third Appropriation Act, 1999-2000*, and Bill #20, *Fifth Appropriation Act, 1998-99*, were accompanied by a money message.

**WITHDRAWAL OF MOTIONS FROM THE ORDER PAPER**

The Speaker informed the Assembly that all items standing in the name of the former Member for Lake Laberge had been removed from the Order paper.

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The Assembly adjourned at 2:23 p.m. until 1:30 p.m., Tuesday, November 2, 1999.

**No. 162**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Tuesday, November 2, 1999

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The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of former Member Grafton Njootli**

The Hon. Mr. Bruce, Speaker paid tribute, on behalf of all Members, to the late Grafton Njootli, former Member for Old Crow from 1978 to 1982. Mr. Njootli served as a Cabinet Minister and then as Deputy Speaker. Mr. Njootli drowned in a boating accident in June, 1999.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Yukon Geographical Place Names Board 1997/98 Annual Report (Sessional Paper #232)
- Fire Marshal 1998 Annual Report (Sessional Paper #233)

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #78 - An Act to Amend the Public Health and Safety Act

-Hon. Mr. Sloan

A debate arising on the motion for Second Reading and the question being put, it was agreed to on the following recorded Division:

YEA

McDonald	Fairclough	Cable	
Harding	McRobb	Edelman	
Moorcroft	Fentie	Ostashek	15
Keenan	Hardy	Phillips	
Sloan	Duncan	Jenkins	

NAY

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The following Bills were read a second time and referred to Committee of the Whole:

Bill #80 - An Act to Amend the Chiropractors Act  
-Hon. Ms. Moorcroft

Bill #81 - An Act to Amend the Management Accountants Act  
-Hon. Ms. Moorcroft

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

The following Bills were reported without amendment:

Bill #78 - An Act to Amend the Public Health and Safety Act  
-Hon. Mr. Sloan

Bill #80 - An Act to Amend the Chiropractors Act  
-Hon. Ms. Moorcroft

Bill #81 - An Act to Amend the Management Accountants Act  
-Hon. Ms. Moorcroft

The report of the Chair was adopted.

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The Assembly adjourned at 5:11 p.m. until 1:30 p.m., Wednesday, November 3, 1999.

**No. 163**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Wednesday, November 3, 1999

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The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of Senator Paul Lucier**

Mr. Cable, Member for Riverside, Mr. Ostashek, Leader of the Third Party, and the Hon. Mr. McDonald, Government Leader, paid tribute to former Senator Paul Lucier and expressed condolences to the Lucier family on the passing away of Mr. Lucier on July 23, 1999. Mr. Lucier was Yukon's first Senator and served from 1975 to 1999.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister responsible for the Workers' Compensation Health and Safety Board

- Yukon Workers' Compensation Health and Safety Board 1998 Annual Report  
(Sessional Paper #234)

**INTRODUCTION OF BILLS (First Reading)**

Bill #83 - An Act to Amend the Workers' Compensation Act

-Hon. Mr. Harding

**MINISTERIAL STATEMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Oil and gas development

Hon. Mr. Sloan, Minister of Health and Social Services

- Health summit 99

**OPPOSITION PRIVATE MEMBERS' BUSINESS**

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Ostashek:

THAT it is the opinion of this House that the proposed Yukon Act 1999 should be amended to include provisions that would ensure the people of Yukon have the

ownership of land and resources as well as the recognition of the Yukon's offshore boundary in the Beaufort Sea; and

THAT this House urges the Government of Yukon to hold a referendum on the proposed Yukon Act 1999, prior to it being presented to the Government of Canada.

**(Motion #176)**

A debate arising on the motion, it was moved by Mr. Fentie, Member for Watson Lake, in amendment thereto:

THAT Motion #176 be amended by deleting the words after the expression "opinion of this House" and substituting for them the following:

"that suggestions to change the proposed *Yukon Act* be considered by this House after receipt of the report of the Special Commission on the *Yukon Act*."

A debate arising on the amendment and the time reaching 5:30 p.m. while Mr. Ostashek was speaking to it, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on the amendment and on Motion #176 was accordingly adjourned.

#### **GOVERNMENT BILLS**

The following Bills were read a second time and referred to Committee of the Whole:

Bill #85 - An Act to Amend the Legislative Assembly Act

-Hon. Mr. McDonald

Bill #77 - An Act to Amend the Financial Administration Act

-Hon. Mr. McDonald

Bill #84 - An Act to Amend the Municipal Act

-Hon. Mr. Keenan

#### **COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

The following Bills were reported without amendment:

Bill #85 - An Act to Amend the Legislative Assembly Act

-Hon. Mr. McDonald

Bill #77 - An Act to Amend the Financial Administration Act

-Hon. Mr. McDonald

Bill #84 - An Act to Amend the Municipal Act

-Hon. Mr. Keenan

The report of the Chair was adopted.

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The Assembly adjourned at 9:04 p.m. until 1:30 p.m., Thursday, November 4, 1999.

**No. 164**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Thursday, November 4, 1999

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The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Sloan, Minister of Government Services

- Year 2000: Yukon Government response to the Public Accounts Committee's recommendations on Y2K readiness **(Sessional Paper #235)**

**INTRODUCTION OF BILLS (First Reading)**

Bill #91 - Fireweed Fund Act

-Hon. Mr. McDonald

**GOVERNMENT MOTIONS**

Moved by the Hon. Mr. Harding:

THAT it is the opinion of this House that:

- (1) it is important to expand our traditional resource sector but equally important to stimulate other areas to strengthen and diversify our economy to reduce the boom-and-bust cycles;
- (2) the success of these efforts requires partnerships with First Nation governments, business and labour; and

THAT this House urges the government to continue to implement initiatives that meet these objectives such as developing our oil and gas, forest and cultural industries, creating trade and investment opportunities for local products and services and expanding our tourism promotion to new markets such as Asia.

**(Motion #177)**

A debate arising on the motion and the question being put, it was agreed to.

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The Assembly adjourned at 5:10 p.m. until 1:30 p.m., Monday, November 8, 1999.



**No. 165**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Monday, November 8, 1999

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The Speaker took the Chair at 1:30 p.m.

**Return to writ certifies election of Pam Buckway in Lake Laberge**

The Speaker read a letter from the Chief Electoral Officer as follows:

“November 8, 1999

Hon. Robert Bruce  
Speaker of the Legislative Assembly  
Yukon Legislative Assembly  
Box 2703  
Whitehorse, Yukon

Dear Sir:

The resignation on August 30, 1999, of Doug Livingston, the Member for the Electoral District of Lake Laberge, caused a vacancy in the Yukon Legislative Assembly.

A writ of election to fill this vacancy was issued on September 24, 1999, with polling day being October 25, 1999.

I hereby advise that the returning officer for the Electoral District of Lake Laberge has certified in the return to the writ that Pam Buckway has been elected as the member to represent that electoral district in the Legislative Assembly.

Yours sincerely,  
Patrick L. Michael  
Chief Electoral Officer”

### **Member for Lake Laberge takes seat**

Ms. Pam Buckway, having taken the Oath of Allegiance and the Oath of Office earlier this day, was introduced by the Hon. Mr. Bruce, Speaker, and escorted to her seat by Ms. Duncan, Member for Porter Creek South and Leader of the Official Opposition.

### **TRIBUTES**

#### **In remembrance of Harry Murphy**

The Hon. Mr. McDonald, Government Leader, Ms. Duncan, Leader of the Official Opposition, and Mr. Ostashek, Leader of the Third Party, paid tribute to Harry Murphy, who passed away on October 9, 1999. Mr. Murphy served as a Yukon government employee for thirty-six years. Condolences were extended to his wife, Sheila, and family.

### **TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Bruce, Speaker

- Election of Pam Buckway as Member for Lake Laberge, letter dated November 8, 1999 from Chief Electoral Officer to Speaker **(Sessional Paper #236)**

### **SPEAKER'S RULING (re Ministerial Statements)**

"Before calling Ministerial Statements today the Chair will provide the House with a ruling on the Points of Order raised by the Third Party House Leader on November 3, 1999.

The Third Party House Leader raised the Points of Order in reference to the Ministerial Statements given by the Minister of Economic Development on oil and gas development and the Minister of Health and Social Services on Health Summit 99. He stated that he felt that these Ministerial Statements were contrary to the rules of the House and asked the Speaker to make a ruling.

The rule covering Ministerial Statements is to be found in Standing Order 11(3) which, in part, states: 'On Ministerial Statements . . . a Minister may make a short factual statement of government policy.'

The only other direction to be found is in the Second Report of the Standing Committee on Rules, Elections and Privileges of the 24th Legislative Assembly which was tabled on October 10, 1979. One of the recommendations of that Committee, which was concurred in by motion of the House, stated: 'That Ministerial Statements be made only on subjects of significance and primarily for the purpose of announcing new government policies.'

Do the Ministerial Statements of November 3, 1999 conform to the requirements of Standing Order 11(3) and the direction provided by the House when it adopted the recommendation of the Standing Committee on Rules, Elections and Privileges? First, a review of those Ministerial Statements reveals that they do contain statements of government policy. Secondly, although it can be dangerous for a Speaker to make judgements on what is significant and what is not significant, the Chair believes that the Members of this House would consider the subjects covered in these Ministerial Statements to be subjects of significance. On the final point, however, these statements fail because they do not fulfill the requirement of being made primarily for the purpose of announcing new government policies.

The Minister of Economic Development, in speaking to the Point of Order on his statement, said 'I would submit Mr. Speaker, that this is completely in keeping with the past practice of previous governments, including the Yukon Party Government, for their four years in office, and it speaks directly to the policy and economic initiatives of this government.'

It may be that an argument can be made that the practices of the use of Ministerial Statements by Governments, past and present, have not conformed to the direction of the House as to the proper content of those statements. It must be recognized that two decades have passed since the House adopted the recommendation of the Standing Committee on Rules, Elections and Privileges. The House and the strategies employed in it have changed since then. It is clear that the influence of new factors such as television in the House and of the handling of Private Members' Day has contributed to a different approach being taken to the quantity, content and timing of Ministerial Statements. Perhaps, as a result of evolving practice and these new factors, there is a case to be made for Ministerial Statements to be legitimately used to provide the House with what the Minister of Economic Development called an "update" or to offer a report on a conference as did the Minister of Health and Social Services.

The difficulty with such a proposition is that the House has not changed the rules governing Ministerial Statements nor has it rescinded its adoption of the recommendation of the 1979 Standing Committee that Ministerial Statements should be made primarily for the purpose of announcing new government policies. If new rules and directions should be adopted for Ministerial Statements, the House should say so.

It must be noted that this is not a new observation. Speaker Sam Johnston, in a ruling on April 6, 1988, said 'The Chair would point out that the House has not reviewed the subject of Ministerial Statements for almost nine years and that there are some matters on which the Chair has little or no guidance. . . . If the House feels that it is worthwhile to address such questions or to conduct a general review of the rules for Ministerial Statements, the Chair would suggest that the matter be referred to the appropriate committee for review and recommendation.' Nothing was done and, over ten years later, on May 5, 1998, Deputy Speaker McRobb, in yet another ruling on the content of Ministerial Statements, said 'The Chair would suggest to Members that, if the content of Ministerial Statements has become a matter of major concern, it may be time to refer the matter to the Standing Committee on Rules, Elections and Privileges for consideration and recommendation. The Chair would further suggest that, if such a reference were made, it should direct the Committee to develop a more definite and helpful description of the purpose of Ministerial Statements and, also, to indicate the desired method for dealing with Points of Order raised about these statements.'

This last issue, identified by Deputy Speaker McRobb on May 5, 1998, repeated a point made by Speaker Johnston in 1988. That is, if the Chair were to rule a Ministerial Statement out of order after it has been given, it would not be possible to let proceedings continue and Opposition Members would be denied a chance to respond.

To summarize:

(1) The Ministerial Statements given on November 3, 1999 did not conform with the direction of the House as to the content of Ministerial Statements because they were not made primarily for the purpose of announcing new Government policies.

(2) It is possible to take the position that the practices concerning the content of Ministerial Statements has not conformed with that direction for some period of time.

(3) The Chair is placed in a very difficult position in ruling on a Ministerial Statement because, by the time a ruling can be provided, the Ministerial Statement has already been given and, if it is out of order, the harm cannot be rectified.

(4) Speakers have asked the House for assistance in this matter for over a decade and the House has chosen not to take any action.

In conclusion, this ruling has outlined the situation regarding Ministerial Statements from the viewpoint of the Chair. Hopefully, it has made clear the difficulties the Chair faces when considering Points of Order on Ministerial Statements and has assisted Members in gaining an understanding of the basis of any future rulings on the same subject.

The Chair thanks Members for their attention."

### **GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #83 - An Act to Amend the Workers' Compensation Act  
-Hon. Mr. Harding

Debate started on the motion for Second Reading.

### **Quorum Count**

At 3:25 p.m., Mr. Jenkins, Member for Klondike, rose on a Point of Order to state that there did not appear to be a quorum present. Pursuant to Standing Order 3(2), the Speaker rang the bells and then did a count. A quorum was present of the count.

The debate continuing on the motion for Second Reading of Bill #83 and the question being put, it was agreed to on the following recorded Division:

YEA

McDonald	McRobb	Edelman	
Harding	Fentie	Buckway	
Moorcroft	Hardy	Ostashek	16
Keenan	Duncan	Phillips	
Sloan	Cable	Jenkins	
Fairclough			

NAY

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**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

The following Bill was reported with amendment:

Bill #83 - An Act to Amend the Workers' Compensation Act

-Hon. Mr. Harding

The report of the Chair was adopted.

**GOVERNMENT BILLS**

The following Bills were read a third time and passed:

Bill #77 - An Act to Amend the Financial Administration Act

-Hon. Mr. McDonald

Bill #85 - An Act to Amend the Legislative Assembly Act

-Hon. Mr. McDonald

Bill #78 - An Act to Amend the Public Health and Safety Act

-Hon. Mr. Sloan

Bill #80 - An Act to Amend the Chiropractors Act

-Hon. Ms. Moorcroft

Bill #81 - An Act to Amend the Management Accountants Act

-Hon. Ms. Moorcroft

**Unanimous Consent to Recess until 7:30 p.m.**

At 5:17 p.m., unanimous consent was requested by the Speaker and was granted to see the time as 5:30 p.m. and the House recessed until 7:30 p.m.

**GOVERNMENT BILLS**

The following Bill was read a second time and referred to Committee of the Whole:

Bill #20 - Fifth Appropriation Act, 1998-99

-Hon. Mr. McDonald

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

The following Bill was reported without amendment:

Bill #20 - Fifth Appropriation Act, 1998-99

-Hon. Mr. McDonald

The report of the Chair was adopted.

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #91 - Fireweed Fund Act

-Hon. Mr. McDonald

A debate arising on the motion for Second Reading of Bill #91, entitled *Fireweed Fund Act*, it was moved by Mr. Cable, Member for Riverside:

THAT debate be now adjourned.

The question being put on the motion to adjourn debate, it was agreed to.

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The Assembly adjourned at 7:54 p.m. until 1:30 p.m., Tuesday, November 9, 1999.

**No. 166**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Tuesday, November 9, 1999

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The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of Helen Seipp**

The Hon. Ms. Moorcroft, Minister of Education, Ms. Duncan, Leader of the Official Opposition, and Mr. Ostashek, Leader of the Third Party, paid tribute to Helen Seipp, a respected Yukon educator, who passed away on September 29, 1999. Condolences were expressed to her husband, Wally, and family.

**“Farmer of the Century” Award - Bradley family of the Pelly River Ranch**

The Hon. Mr. Fairclough, Minister of Renewable Resources, Mr. Cable, Member for Riverside, and Mr. Ostashek, Leader of the Third Party, recognized and congratulated the Bradley family of the Pelly River Ranch on being the recipients of the “Farmer of the Century” Award. The Bradleys have owned the Pelly River Ranch since 1954 and have maintained a continuous, self-sustaining agriculture venture.

**TABLING RETURNS AND DOCUMENTS**

Hon. Ms. Moorcroft, Minister responsible for the Women’s Directorate

- Yukon Women in Apprenticeship and Trades (dated May 1999)

**(Sessional Paper #237)**

**INTRODUCTION OF BILLS (First Reading)**

Bill #82 - Elections Act

-Hon. Ms. Moorcroft

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #91 - Fireweed Fund Act

-Hon. Mr. McDonald

The debate continuing on the motion for Second Reading and the question being put, it was agreed to and Bill #91 was referred to Committee of the Whole.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

The following Bill was reported without amendment:

Bill #91 - Fireweed Fund Act

-Hon. Mr. McDonald

The report of the Chair was adopted.

**GOVERNMENT BILLS**

The following Bills were read a third time and passed:

Bill #83 - An Act to Amend the Workers' Compensation Act

-Hon. Mr. Harding

Bill #84 - An Act to Amend the Municipal Act

-Hon. Mr. Keenan

Bill #20 - Fifth Appropriation Act, 1998-99

-Hon. Mr. McDonald

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The Assembly adjourned at 5:12 p.m. until 1:30 p.m., Wednesday, November 10, 1999.



**No. 167**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Wednesday, November 10, 1999

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The Speaker took the Chair at 1:30 p.m.

**REMEMBRANCE DAY OBSERVANCE - TWO MINUTES OF SILENCE**

The Speaker and the House observed Remembrance Day as follows:

“Before the House goes on to its business today, we will honour the memory of those who have given their lives in the service of this country.

Tomorrow is Remembrance Day and services will take place throughout the Yukon. People across this territory and our country will pay tribute to the 116,000 men and women who died defending Canada during the twentieth century.

As this is the last Remembrance Day of this century, it is being marked in special ways. Today, the contribution of First Nations' veterans is being recognized at the Elijah Smith Building. Two portraits of the late Elijah Smith, who was a veteran, will be unveiled in the building that is named after him.

Tomorrow, the Royal Canadian Legion is asking all Canadians to pause in silence for two minutes at 11:00 a.m.

Since the Yukon Legislative Assembly will not be sitting tomorrow it would be appropriate for us to observe two minutes of silence today.

I would, therefore, ask that Members and all others present rise, bow your heads, and reflect on war, and peace, and those who gave up everything for us.”

**PETITIONS**

Mr. Phillips, Member for Riverdale North, presented the following petition:

- regarding finding a home for the Youth of Today Society **(Petition #10)**

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Government Services

- Rural telecommunications and telephone service

**Filed Document**

Mr. Phillips, Member for Riverdale North, while speaking to a Point of Order he raised regarding the Ministerial Statement, filed the following document:

- *Connect Yukon* Project - Rural Telephone Service information sheet; Yukon Government News Releases dated October 20, 1999 and November 1, 1999 re *Connect Yukon* **(Filed Document #60)**

**GOVERNMENT PRIVATE MEMBERS' BUSINESS**  
**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Hardy:

THAT it is the opinion of this House that:

- (1) the core calving grounds of the Porcupine Caribou Herd are critical habitat and are permanently protected from development in Yukon, and
- (2) this level of protection does not exist in the core calving grounds of the 1002 lands of the Arctic National Wildlife Refuge (ANWR),

THAT this House, while recognizing that responsible development in the winter range of the Porcupine Caribou Herd can occur with proper environmental safeguards, strongly opposes oil and gas exploration and production in the core calving grounds,

THAT this House recognizes the continuing support of the Yukon Government for international efforts to secure permanent protection of the 1002 lands of ANWR, and

THAT this House urges the Yukon Government to continue to assist with the lobbying efforts of the Vuntut Gwitch'in First Nation and the Porcupine Caribou Management Board to ensure permanent protection of the 1002 lands of ANWR.

**(Motion #182)**

A debate arising on the motion and the question being put, it was agreed to on the following recorded Division:

YEA			
McDonald	Fairclough	Edelman	
Harding	McRobb	Buckway	
Moorcroft	Hardy	Ostashek	15
Keenan	Duncan	Phillips	
Sloan	Cable	Jenkins	
NAY			
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**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

- Bill #82 - Elections Act
- Hon. Ms. Moorcroft

A debate arising on the motion for Second Reading of Bill #82 and the question being put, it was agreed to on the following recorded Division:

YEA

McDonald	Sloan	Duncan	
Harding	Fairclough	Cable	12
Moorcroft	McRobb	Edelman	
Keenan	Hardy	Buckway	

NAY

Ostashek	Phillips	Jenkins	3
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**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #82 - Elections Act

-Hon. Ms. Moorcroft

The report of the Chair was adopted.

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The Assembly adjourned at 9:30 p.m. until 1:30 p.m.,

**No. 168**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Monday, November 15, 1999

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The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of Ben Sheardown**

Mr. Hardy, Member for Whitehorse Centre, Ms. Duncan, Leader of the Official Opposition, and Mr. Phillips, Member for Riverdale North, paid tribute to Ben Sheardown, who passed away on June 18, 1999. Mr. Sheardown was well known as a teacher, an athlete and a coach and was inducted into the Yukon Sports Hall of Fame on October 16, 1998. Condolences were offered to his family and extended family.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Government Leader

- Airline services to the Yukon: correspondence dated September and November, 1999, from the Government of Yukon to the Government of Canada regarding possible restructuring of Canada's airline industry **(Legislative Return #104)**

Hon. Ms. Moorcroft, Minister responsible for the Women's Directorate

- Options • Choices • Changes: a Women's Directorate publication regarding violence against women (1999) **(Sessional Paper #238)**
- Yukon Advisory Council on Women's Issues 1998/99 Annual Report **(Sessional Paper #239)**

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Air carrier industry (Canada) restructuring process review: implications for the Yukon by RP Erickson & Associates, Aviation Consultants, Calgary (November, 1999) **(Sessional Paper #240)**
- Yukon Heritage Resources Board 1998/99 Annual Report **(Sessional Paper #241)**

**PETITIONS**

The Clerk reported on Petition #10 as follows:

"Mr. Speaker and Honourable Members of the Assembly:

I have had the honour to review a petition, being Petition #10 of the First Session of the 29th Legislative Assembly, as presented by the Member for Riverdale North on November 10, 1999.

This petition meets the requirements as to form of the Standing Orders of the Yukon Legislative Assembly."

Patrick L. Michael  
Clerk of the Yukon  
Legislative Assembly

The Speaker ruled that, accordingly, Petition #10 was deemed to be read and received.

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Government Services

- "Made in Yukon" products

**Point of Personal Privilege (to clarify remarks made during Question Period)**

During Question Period, the Hon. Mr. Fairclough clarified remarks that he had made during Question Period on November 10, 1999.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #82 - Elections Act

-Hon. Ms. Moorcroft

The report of the Chair was adopted.

---

The Assembly adjourned at 9:00 p.m. until 1:30 p.m., Tuesday, November 16, 1999.

**No. 169**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, November 16, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Ms. Moorcroft, Minister of Justice

- Family Violence: A Yukon Directory of Services and Resources 1999  
(Sessional Paper #242)
- Yukon Utilities Board 1998/99 Annual Report  
(Sessional Paper #243)

**GOVERNMENT BILLS**

The following Bill was called for Second Reading:

Bill #19 - Third Appropriation Act, 1999-2000

-Hon. Mr. McDonald

A debate arising on the motion for Second Reading and the question being put, it was agreed to on the following recorded Division:

YEA

McDonald	Keenan	McRobb	
Harding	Sloan	Fentie	9
Moorcroft	Fairclough	Hardy	

NAY

Duncan	Buckway	Phillips	
Cable	Ostashek	Jenkins	7
Edelman			

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000

-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:28 p.m. until 1:30 p.m., Wednesday, November 17, 1999.

**No. 170**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Wednesday, November 17, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**Circumpolar Women's Conference**

The Hon. Ms. Moorcroft, Minister responsible for the Women's Directorate, Mrs. Edelman, Member for Riverdale South, and Mr. Phillips, Member for Riverdale North, recognized the Circumpolar Women's Conference "Different Lives, Common Threads" being held in Whitehorse November 18 -21, 1999.

**National Restorative Justice Week**

The Hon. Ms. Moorcroft, Minister of Justice, Mr. Cable, Member for Riverside, and Mr. Phillips, Member for Riverdale North, paid tribute to National Restorative Justice Week.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Exploration '99: Oil and Gas Trade Mission to Calgary (June 6-9, 1999)  
(Sessional Paper #244)

**MINISTERIAL STATEMENTS**

Hon. Ms. Moorcroft, Minister of Education

- Training trust fund for oil and gas industry

**OPPOSITION PRIVATE MEMBERS' BUSINESS**

**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Ms. Buckway:

THAT it is the opinion of this House that:

- (1) the disrespectful manner which the current government has used to negotiate contracts with its professional workforce, and the 2% rollback imposed by the previous government, have damaged the relationship between the Government of Yukon and public sector workers;
- (2) the poor relationship between the Government of Yukon and its employees has resulted in economic uncertainty and low employee morale;



- (3) collective bargaining should satisfy the mutual interests of both the employer and employees and recognize that Government of Yukon employees and educators are the Government's most important resource; and
- (4) interest-based bargaining has proven an effective method of reaching agreement at the negotiating table; and

THAT this House urges the Government of Yukon to investigate the implementation of an interest-based bargaining process with the Yukon Government Employees Union and the Yukon Teachers' Association.

**(Motion #184)**

A debate arising on the motion, it was moved by the Hon. Mr. McDonald, Government Leader, in amendment thereto:

THAT Motion #184 be amended by:

- (1) deleting the words "the disrespectful manner which the current government has used to negotiate contracts with its professional workforce, and the 2% rollback imposed by the previous government, have" and substituting for them the following:

"the 2% rollback imposed by the previous government has";

- (2) deleting the words "the poor relationship between the Government of Yukon and its employees has resulted in economic uncertainty and low employee morale";
- (3) deleting the words "an effective method" and substituting for them the following:

"one of many positive methods";

and

- (4) deleting the words "to investigate the implementation of an interest-based bargaining process" and substituting for them the following:  
"to continue to investigate the use of the most effective bargaining process including interest-based and situational bargaining".

A debate arising on the amendment and the question being put, it was agreed to.

A debate arising on Motion #184 as amended, it was moved by Mr. Jenkins, Member for Klondike, in amendment thereto:

THAT Motion #184 as amended be amended by deleting the first paragraph which reads "the 2% rollback imposed by the previous government has damaged the relationship between the Government of Yukon and public sectors workers."

A debate arising on the amendment to the motion as amended, and the time reaching 5:30 p.m. while Mr. Jenkins was still speaking to it, the Speaker, pursuant to Standing Order 2(2), recessed the House until 7:30 p.m. and debate on the amended Motion #184 and on the second amendment was accordingly adjourned.



**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000

-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Thursday, November 18, 1999.

**No. 171**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Thursday, November 18, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**Child Day (National): Raggedy Ribbon campaign (Yukon)**

The Hon. Mr. Sloan, Minister of Health and Social Services, Mrs. Edelman, Member for Riverdale South, and Mr. Jenkins, Member for Klondike, recognized National Child Day: Raggedy Ribbon campaign (Yukon).

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Wood-based heat for Whitehorse City Central: Feasibility Study prepared by Autumn Industries Inc. and the Yukon Government (November 1999)  
**(Sessional Paper #245)**
- Wood-based heat for Range Road: Feasibility Study prepared by Autumn Industries Inc. and the Yukon Government (November 1999)  
**(Sessional Paper #246)**
- Wood-based heat for Yukon College: Feasibility Study prepared by Autumn Industries Inc. and the Yukon Government (November 1999)  
**(Sessional Paper #247)**

Hon. Mr. McDonald, Government Leader

- Yukon trust-related tax credit proposals: letter dated November 5, 1999 from Assistant Deputy Minister, Federal Department of Finance to Deputy Minister, Yukon Department of Finance  
**(Legislative Return #105)**

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000

-Hon. Mr. McDonald

The report of the Chair was adopted.

**Point of Personal Privilege (apology for remarks)**

The Hon. Mr. Keenan rose to apologize for remarks he made earlier in the day.

---

The Assembly adjourned at 5:25 p.m. until 1:30 p.m., Monday, November 22, 1999.

**No. 172**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

**Monday, November 22, 1999**

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The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister responsible for the Yukon Development Corporation

- Yukon Development Corporation/Yukon Energy Corporation 1998 Annual Report (Sessional Paper #248)

Hon. Mr. McDonald, Government Leader, tabled a package of Bills related to devolution. The Bills, the mirror legislation required to transfer responsibility over natural resources management from Canada to Yukon, are entitled:

- *Territorial Lands (Yukon) Act* (Bill #86) (Sessional Paper #249(a))
- *Waters Act* (Bill #87) (Sessional Paper #249(b))
- *Placer Mining Act* (Bill #88) (Sessional Paper #249(c))
- *Quartz Mining Act* (Bill #89) (Sessional Paper #249(d))
- *Environmental Assessment Act* (Bill #90) (Sessional Paper #249(e))

**MINISTERIAL STATEMENTS**

Hon. Mr. McDonald, Government Leader

- Devolution of the Northern Affairs Program: update

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

[At 4:23 p.m. the fire alarm sounded and, accordingly, the Committee of the Whole recessed. The Chair called Committee back to order at 4:59 p.m.]

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:30 p.m. until 1:30 p.m., Tuesday, November 23, 1999.

**No. 173**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, November 23, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of Pat Callison**

Mr. Jenkins, Member for Klondike, paid tribute to Pat Callison, who passed away on November 13, 1999. Mr. Callison contributed greatly to the development of aviation in the north. Condolences were extended to his wife, Ethel, and family.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Whitehorse International Airport Development Plan (Draft dated October 1999) **(Sessional Paper #250)**
- Yukon Arts Centre 1998/99 Annual Report **(Sessional Paper #251)**

Hon. Mr. Harding, Minister of Economic Development

- Yukon Economic Review 1998 **(Sessional Paper #252)**
- Consultants contracted by Staff Development Branch (PSC): local and Outside consultants from 1994 to date **(Legislative Return #106)**

**PETITIONS (Response to Petition #10)**

The Hon. Mr. Sloan, Minister of Health and Social Services, gave an oral response to Petition #10 (received by the House on November 15, 1999) with regard to finding a home for the Youth of Today Society.

**MINISTERIAL STATEMENTS**

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Whitehorse Airport Development Plan

Hon. Mr. Harding, Minister of Economic Development

- Economic Review (1998)

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000

-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:28 p.m. until 1:30 p.m., Wednesday, November 24, 1999.



**No. 175**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Thursday, November 25, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**CKRW Radio's Thirtieth Anniversary in the Yukon**

Ms. Buckway, Member for Lake Laberge, and the Hon. Mr. Keenan, Minister of Community and Transportation Services, paid tribute to CKRW Radio on its thirtieth anniversary in the Yukon.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Sloan, Minister of Government Services

- Health Care Insurance Programs: statement of revenue and expenditures 1998/99 (Sessional Paper #257)
- Yukon Hospital Corporation Financial Statements for year ended March 31, 1999 (Sessional Paper #258)
- Yukon Child Care Board 1998/99 Annual Report (Sessional Paper #259)

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Government Services

- Red tape reduction initiatives

**FILED DOCUMENT**

During Question Period, Mr. Ostashek, Leader of the Third Party, filed the following document:

- Arcis Corporation - Geophysical Division Orientation Handbook: Yukon and NWT Residents (Filed Document #61)

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

**Deputy Chair's Ruling (re "racism")**

"Before continuing with debate on the Estimates, the Chair will make a ruling on the Point of Order raised by the Government House Leader earlier this day.

The Member for Riverdale North was responding to remarks made by the Minister of Justice and he said 'The Minister made some comments in her remarks a few minutes ago about accusing Members of this House of racism.'

The Government House Leader then raised a Point of Order stating 'Pursuant to Standing Order 19(h) a Member may be called to order if he imputes false or unavowed motives to another Member. The Minister did no such thing of accusing anybody of racism in her remarks whatsoever, and I would ask that you call the Member opposite to order.'

The Member for Riverdale North then responded, saying 'On the Point of Order, Mr. Chair, the Member did talk about racial overtones, and a Member bringing racial issues into the House.'

The Chair has reviewed an early draft of the Blues and has found that the Minister of Justice said 'Much of the evening was devoted to questions about the Timmers inquest. I'm not surprised, but I'm extremely disappointed by the line of questioning by the Member for Riverdale North, who was once again trying to fuel racial divisions.'

It is clear that the Minister of Justice should have been called to order at the time, either by the Chair or by way of Point of Order, pursuant to Standing Order 19(h) which, as the Government House Leader points out, states that Members are not to impute false or unavowed motives to other Members.

The Minister of Justice was not called to order and it is now too late to deal with it because Points of Order on unparliamentary language must be raised at the time the words are spoken.

In reference to the remarks of the Member for Riverdale North, the Chair understands how the Member might conclude that he had been accused of racism based on the comment by the Minister of Justice that he 'was once again trying to fuel racial divisions.'

The Government House Leader said that the Member for Riverdale North was out of order, pursuant to Standing Order 19(h), on the basis that he had imputed false or unavowed motives to the Minister of Justice. The statement made by the Member for Riverdale North was 'The Minister made some comments in her remarks a few minutes ago about accusing Members of this House of racism.' There are no motives avowed in that statement so it is not out of order pursuant to Standing Order 19(h).

All of that having been said, it is not necessary for the Chair to resort to the Standing Orders or parliamentary authorities to rule on this matter. The plain fact of the matter is that Members should not be making such accusations in this House.

Members would do well to consider a ruling by Speaker Johnston on May 13, 1986, when he said 'I would ask all Members to give careful consideration to the remarks they make in the heat of debate. Name calling and impugning the motives of other Members does nothing for the tone of debate nor the reputation of the Legislative Assembly. In the future I would ask for the cooperation of all Members in using language that is appropriate to the dignity of the House.'

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:25 p.m. until 1:30 p.m., Monday, November 29, 1999.

**No. 176**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Monday, November 29, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of Isabelle Gow**

Ms. Duncan, Leader of the Official Opposition, paid tribute, on behalf of all Members, to Isabelle Gow, who passed away on August 24, 1999. Ms. Gow was very active in the Christ Church Cathedral parish and was selected in the Spring of 1999 as the Whitehorse "Volunteer of the Year".

**TABLING RETURNS AND DOCUMENTS**

Hon. Ms. Moorcroft, Minister of Justice

- Crime Prevention and Victim Services Trust Fund 1998/99 Annual Report  
(Sessional Paper #260)

**INTRODUCTION OF BILLS (First Reading)**

Bill #93 - An Act to Amend the Supreme Court Act  
-Hon. Ms. Moorcroft

**WITHDRAWAL OF MOTIONS FROM THE ORDER PAPER**

Unanimous consent was requested by Mr. Fentie, Government House Leader, and granted to withdraw the following Motions from the Order Paper:

Motions numbered: 14, 15, 16, 17, 20, 23, 24, 25, 29, 33, 34, 35, 42, 43, 45, 46, 47, 48, 50, 53, 54, 57, 61, 66, 67, 70, 78, 81, 90, 91, 93, 98, 99, 114, 118, 119, 122, 126, 130, 134, 135, 140, 141, 142, 144, 147, 152, 154, 159, 167, 168, 173, and 175.

Pursuant to the direction given by the House, the Speaker asked the Clerk to drop the Motions from the Order Paper.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Tuesday, November 30, 1999.

**No. 177**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, November 30, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Government Leader

- O&M and Capital grants by department for the years 1995/96 to 1998/99  
(Legislative Return #107)
- RRSP contributions by Yukoners in 1997 and 1998 tax years  
(Legislative Return #108)
- Labour-sponsored venture capital corporations: cost benefit analysis  
(Legislative Return #109)
- Labor-sponsored venture capital corporation funding from Government  
(Legislative Return #110)
- Fireweed Fund fiscal year (October 1 to September 30): rationale  
(Legislative Return #111)
- Forest fire evacuation billings (outstanding) to the Federal Government: Old Crow and Pelly Crossing fires  
(Legislative Return #112)

**PETITIONS**

Mr. Jenkins, Member for Klondike, presented the following petition:

- regarding establishment, without consultation, of a group home for adults with Fetal Alcohol Syndrome  
(Petition #11)

**MINISTERIAL STATEMENTS**

Hon. Ms. Moorcroft, Minister of Justice

- First Nation community constable project

**Unanimous Consent Regarding Motions #194, #195 and #196**

Unanimous consent was requested and granted to waive the provisions of Standing Order 27(1) with regard to notice and not to place Motion #194 on the Order Paper.

**GOVERNMENT MOTIONS**

Moved by the Hon. Ms. Moorcroft:

THAT the Yukon Legislative Assembly, pursuant to subsection 16(1) of the *Human Rights Act*, appoint Eleanor O'Donovan, Keith Brown, Laurie Henderson and Vicki Wilson to be members of the Yukon Human Rights Commission.

**(Motion #195)**

A debate arising on the motion and the question being put, it was agreed to.

Moved by the Hon. Ms. Moorcroft:

THAT the Yukon Legislative Assembly, pursuant to section 21 of the *Human Rights Act*, appoint Richard Fast to the Yukon Human Rights Board of Adjudication.

**(Motion #196)**

The question being put on the motion, it was agreed to.

**GOVERNMENT BILLS**

The following Bill was read a second time and referred to Committee of the Whole:

Bill #93 - An Act to Amend the Supreme Court Act  
-Hon. Ms. Moorcroft

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

The following Bill was reported without amendment:

Bill #93 - An Act to Amend the Supreme Court Act  
-Hon. Ms. Moorcroft

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:27 p.m. until 1:30 p.m., Wednesday, December 1, 1999.

**No. 178**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Wednesday, December 1, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of George Sinfield**

Ms. Buckway, Member for Lake Laberge, paid tribute, on behalf of all Members, to George Sinfield, who passed away on November 19, 1999. Mr. Sinfield was well known for his role in the tourism industry and was the 1993 Whitehorse "Volunteer of the Year".

**World AIDS Day**

The Hon. Mr. Sloan, Minister of Health and Social Services, on behalf of all Members, recognized the twelfth World AIDS Day.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Government Leader

- *Yukon Act* (proposed revisions): Final Report of the Special Commission (November 1999) **(Sessional Paper #261(a))**
- *Yukon Act*: Official Public Record (symposiums, transcripts and documents) of the Special Commission **(Sessional Paper #261(b))**

Hon. Mr. Fairclough, Minister responsible for the Yukon Liquor Corporation

- Yukon Liquor Corporation 1998/99 Annual Report **(Sessional Paper #262)**

**PETITIONS**

The Clerk reported on Petition #11 as follows:

"Mr. Speaker and Honourable Members of the Assembly:

I have had the honour to review a petition, being Petition #11 of the First Session of the 29th Legislative Assembly, as presented by the Member for Klondike on November 30, 1999.



This petition meets the requirements as to form of the Standing Orders of the Yukon Legislative Assembly.”

Patrick L. Michael  
Clerk of the Yukon  
Legislative Assembly

The Speaker ruled that, accordingly, Petition #11 was deemed to be read and received.

**INTRODUCTION OF BILLS (First Reading)**

Bill #92 - An Act to Amend the Conflict of Interest (Members and Ministers) Act, the Public Service Act and the Cabinet and Caucus Employees Act  
-Hon. Mr. McDonald

**MINISTERIAL STATEMENTS**

Hon. Mr. Sloan, Minister of Government Services  
- Red tape reductions: electronic service delivery

**OPPOSITION PRIVATE MEMBERS' BUSINESS**  
**MOTIONS OTHER THAN GOVERNMENT MOTIONS**

Moved by Mr. Ostashek:

THAT it is the opinion of this House that the Royal Canadian Army Service Corps is deserving of recognition for the service it provided in supply and transportation for all units of the Canadian Army up to 1976;

THAT this House recognizes that, in May, 2001, the Royal Canadian Army Service Corps will be celebrating its 100th Anniversary; and

THAT the Yukon Legislative Assembly urges Canada Post to issue a commemorative postal stamp in May, 2001, recognizing and honouring the Royal Canadian Army Service Corps on its 100th Anniversary.

**(Motion #170)**

A debate arising on the motion and the question being put, it was agreed to.

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Thursday, December 2, 1999.

**No. 179**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Thursday, December 2, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**In remembrance of Chuck Rear**

Mr. Phillips, Member for Riverside, paid tribute, on behalf of all Members, to Chuck Rear who passed away on November 24, 1999. Mr. Rear was a fine athlete and was inducted into the Softball Hall of Fame in 1987. Condolences were extended to his daughters and granddaughter.

**National Safe Driving Week**

The Hon. Mr. Keenan, Minister of Community and Transportation Services, recognized December 1 to December 7, 1999 as the forty-fifth National Safe Driving Week.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Harding, Minister of Economic Development

- Railway link (proposed) between Alaska, Yukon and British Columbia: letters between Yukon, the Federal Government, British Columbia and Alaska  
(Sessional Paper #263)

Hon. Mr. Keenan, Minister of Community and Transportation Services

- Motor Transport Board 1998/99 Annual Report (Sessional Paper #264)
- Yukon Medical Council 1998/99 Annual Report (Sessional Paper #265)

Hon. Mr. McDonald, Government Leader

- Yukon Council on the Economy and the Environment 1998/99 Annual Report  
(Sessional Paper #266)

**GOVERNMENT BILLS**

The following Bill was read a second time and referred to Committee of the Whole:

Bill #92 - An Act to Amend the Conflict of Interest (Members and Ministers) Act, the Public Service Act and the Cabinet and Caucus Employees Act

-Hon. Mr. McDonald

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000

-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:31 p.m. until 1:30 p.m., Monday, December 6, 1999.

**No. 180**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Monday, December 6, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TRIBUTES**

**National Day of Remembrance and Action on Violence Against Women**

The Hon. Ms. Moorcroft, Minister responsible for the Women's Directorate, paid tribute, on behalf of all Members, to the young women who were killed ten years ago in Montreal. A moment of silence was observed.

**TSN McCain Skins Game**

Ms. Duncan, Leader of the Official Opposition, paid tribute, on behalf of all Members, to the volunteers who organized the first TSN McCain Skins Game held North of Sixty. The curling took place in Whitehorse over the past weekend.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Government Leader

- Fireweed Fund Corporation: no provisions under *Fireweed Fund Act* requiring bonding of employees **(Legislative Return #113)**
- Data suppression regarding vehicle sales by Stats Canada **(Legislative Return #114)**
- Forest fire billings to DIAND: Old Crow invoice dated December 29, 1990 ; Pelly Crossing invoice dated November 6, 1995 **(Legislative Return #115)**

Hon. Mr. Fairclough, Minister responsible for the Yukon Housing Corporation

- Yukon Housing Corporation 1998/99 Annual Report **(Sessional Paper #267)**

**TABLING RETURNS AND DOCUMENTS (Reverted to)**

Following Question Period, the Hon. Ms. Moorcroft, Minister of Education, rose to table certain documents. On her behalf, the Speaker requested and was granted unanimous consent to revert to "Tabling Returns and Documents", at which time the Hon. Ms. Moorcroft tabled the following:

- Students (number of) registered in education and nursing-related fields for academic years 1995 to 1999 **(Legislative Return #116)**

- "School closed" days: explanation (Legislative Return #117)
- Training Trust Funds: 1998-1999 Expenditures (Legislative Return #118)
- Substitute teachers' timesheets: process for handling (Legislative Return #119)
- Metal working course at Robert Service School: status (Legislative Return #120)
- School council vacancies: process for filling (Legislative Return #121)

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000

-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 9:28 p.m. until 1:30 p.m., Tuesday, December 7, 1999.

**No. 181**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

---

Tuesday, December 7, 1999

---

The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Mr. Fentie, Forest Cabinet commissioner

- Yukon Forestry Value-Added Tour to New Brunswick (September 19-27, 1999):  
summary **(Sessional Paper #268)**

Mr. McRobb, Member for Kluane

- Northern Service parcel rates: letter from the General Manager, Northern Services, Canada Post Corporation, to MLA for Vuntut Gwitchin  
**(Filed Document #62)**

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

Progress was reported on the following Bill:

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

The report of the Chair was adopted.

---

The Assembly adjourned at 5:27 p.m. until 1:30 p.m., Wednesday, December 8, 1999.

**No. 183**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Thursday, December 9, 1999

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The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. McDonald, Government Leader

- Contractor's business licence: City of Whitehorse licence number provided by contractor **(Legislative Return #122)**
- Televising "town hall" meetings: explanation of costs **(Legislative Return #123)**

**COMMITTEE OF THE WHOLE**

According to Order, the Assembly resolved into Committee of the Whole.

During debate on Bill #82, entitled *Elections Act*, the Hon. Ms. Moorcroft, Minister of Justice, requested unanimous consent to allow an amendment replacing Part 6 and Part 7 to be moved; for the amendment to be taken as read and for Hansard to print the text of the amendment as though it had been read; and to deem the clauses of Part 6 and then Part 7 to have been read and carried. Unanimous consent was granted in each case.

Prior to a motion being moved that the Speaker resume the Chair, it was moved by Mr. Cable:

THAT representatives of the Workers' Compensation Health and Safety Board appear as witnesses before Committee of the Whole from 7:30 p.m. to 9:30 p.m. on Monday, December 13, 1999, to discuss matters relating to the Workers' Compensation Health and Safety Board.

**(C/W Motion #3)**

A debate arising on the motion, it was moved by Mr. Fentie, Government House Leader, in amendment thereto:

THAT Committee of the Whole Motion #3 be amended by deleting the phrase "from 7:30 p.m. to 9:30 p.m." and substituting for it the following:

"from 3:30 p.m. to 5:30 p.m."

A debate arising on the amendment, the Chair, upon request, declared a brief recess to allow the House Leaders to meet to discuss matters.

Following the recess, Mr. Fentie, Government House Leader, requested and was granted unanimous consent to withdraw both the amendment and the motion.

The following Bills were reported without amendment:

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

Bill #92 - An Act to Amend the Conflict of Interest (Members and Ministers Act, the Public Service Act and the Cabinet and Caucus Employees Act  
-Hon. Mr. McDonald

The following Bill was reported with amendment:

Bill #82 - Elections Act  
-Hon. Ms. Moorcroft

The report of the Chair was adopted.

### **GOVERNMENT BILLS**

Unanimous consent was requested by Mr. Fentie, Government House Leader, and granted to waive the provisions of Standing Order 59(2) in order to give Third Reading to Bill #82, entitled *Elections Act*, which had been reported earlier this day with amendment.

The following Bills were read a third time and passed:

Bill #91 - Fireweed Fund Act  
-Hon. Mr. McDonald

Bill #93 - An Act to Amend the Supreme Court Act  
-Hon. Ms. Moorcroft

The following Bill was called for Third Reading:

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

The question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

YEA			
McDonald	Sloan	Fentie	
Moorcroft	Fairclough	Hardy	8
Keenan	McRobb		
NAY			
Duncan	Buckway	Phillips	
Cable	Ostashek	Jenkins	7
Edelman			



The following Bill was read a third time and passed:

Bill #92 - An Act to Amend the Conflict of Interest (Members and Ministers Act, the Public Service Act and the Cabinet and Caucus Employees Act  
-Hon. Mr. McDonald

The following Bill was called for Third Reading:

Bill #82 - Elections Act  
-Hon. Ms. Moorcroft

The question being put on the motion for Third Reading, it was agreed to on the following recorded Division:

	YEA			
McDonald	Fairclough	Duncan		
Moorcroft	McRobb	Cable	12	
Keenan	Fentie	Edelman		
Sloan	Hardy	Buckway		
	NAY			
Ostashek	Phillips	Jenkins	3	

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The Assembly adjourned at 5:25 p.m. until 1:30 p.m., Monday, December 13, 1999.

**No. 184**

**VOTES AND PROCEEDINGS**

**of the**

**YUKON LEGISLATIVE ASSEMBLY**

**29th Legislative Assembly**

**First Session**

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Monday, December 13, 1999

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The Speaker took the Chair at 1:30 p.m.

**TABLING RETURNS AND DOCUMENTS**

Hon. Mr. Fairclough, Minister of Renewable Resources

- Agricultural land: availability; game farming considerations; estimated agricultural production value **(Legislative Return #124)**
- Fur harvest: value of harvest and number of animals harvested from 1987/88, 1989/90, 1992/93, 1996/97 and 1997/98 **(Legislative Return #125)**
- Waste oil: volume of waste oil collected from 1994 to 1998; number of litres used in waste oil furnaces **(Legislative Return #126)**
- Sustainable development: ongoing interaction with DIAND regarding policy **(Legislative Return #127)**
- Wildlife export permits: availability; obligations relating to export provisions **(Legislative Return #128)**

Hon. Ms. Moorcroft, Minister of Justice

- Timmers inquiry: expenses as at December 1, 1999; CYFN invoice still outstanding **(Legislative Return #129)**
- Probation services: comparative statistics for 1998 and 1999 **(Legislative Return #130)**
- "Whistle-blower" legislation: other jurisdictions surveyed **(Legislative Return #131)**
- Timmers inquiry: fees and expenses of two law firms **(Legislative Return #132)**
- Timmers inquiry: expert witnesses, services and costs **(Legislative Return #133)**
- Legal Aid: not yet able to track certain information **(Legislative Return #134)**

**PETITION (Response to Petition #11)**

The Hon. Mr. Sloan, Minister of Health and Social Services, gave an oral response to Petition #11 (received by the House on December 1, 1999) with regard to the establishment, without consultation, of a group home for adults with Fetal Alcohol Syndrome.

**ASSENT TO BILLS**

The Assembly received the Commissioner in her capacity as Lieutenant-Governor to give Assent to certain Bills passed by the House.

The Commissioner, having entered the Chamber, took her seat in the Speaker's Chair.

The Speaker addressed the Commissioner:

"Madam Commissioner, the Assembly has, at its present Session, passed certain Bills to which, in the name and on behalf of the Assembly, I respectfully request your Assent."

The Clerk of the Assembly then read the titles of the Bills which had been passed severally as follows:

Bill #77 - An Act to Amend the Financial Administration Act  
-Hon. Mr. McDonald

Bill #85 - An Act to Amend the Legislative Assembly Act  
-Hon. Mr. McDonald

Bill #78 - An Act to Amend the Public Health and Safety Act  
-Hon. Mr. Sloan

Bill #80 - An Act to Amend the Chiropractors Act  
-Hon. Ms. Moorcroft

Bill #81 - An Act to Amend the Management Accountants Act  
-Hon. Ms. Moorcroft

Bill #83 - An Act to Amend the Workers' Compensation Act  
-Hon. Mr. Harding

Bill #84 - An Act to Amend the Municipal Act  
-Hon. Mr. Keenan

Bill #20 - Fifth Appropriation Act, 1998-99  
-Hon. Mr. McDonald

Bill #91 - Fireweed Fund Act  
-Hon. Mr. McDonald

Bill #93 - An Act to Amend the Supreme Court Act  
-Hon. Ms. Moorcroft

Bill #19 - Third Appropriation Act, 1999-2000  
-Hon. Mr. McDonald

Bill #92 - An Act to Amend the Conflict of Interest (Members and Ministers) Act, the Public Service Act and the Cabinet and Caucus Employees Act  
-Hon. Mr. McDonald

Bill #82 - Elections Act  
-Hon. Ms. Moorcroft

The Commissioner assented the Bills:  
"I hereby Assent to the Bills as enumerated by the Clerk."

The Commissioner then retired from the Chamber.

### SPECIAL ADJOURNMENT MOTION

It was moved by Mr. Fentie, Government House Leader:

THAT the House, at its rising, do stand adjourned until it appears to the satisfaction of the Speaker, after consultation with the Government Leader, that the public interest requires that the House shall meet;

THAT the Speaker give notice that he is so satisfied, and thereupon the House shall meet at a time stated in such notice and shall transact its business as if it had been duly adjourned to that time; and

THAT, if the Speaker is unable to act owing to illness or other causes, the Deputy Speaker shall act in his stead for the purpose of this Order.

The question being put on the special adjournment motion, it was agreed to.

### COMMITTEE OF THE WHOLE

According to Order, the Assembly resolved into Committee of the Whole.

The Chair reported as follows:

At 2:18 p.m., Committee of the Whole passed the following motion:

THAT Karen Ruddy, alternate Chair of the Workers' Compensation Health and Safety Board, and Tony Armstrong, President of the Board, appear as witnesses before Committee of the Whole from 3:30 p.m. to 5:30 p.m. this day, December 13, 1999, to discuss matters related to the Workers' Compensation Health and Safety Board.

**(C/W Motion #4)**

At 2:19 p.m., Committee of the Whole passed the following motion:

THAT Ray Wells, Chair of the Yukon Development Corporation, and Rob McWilliam, President of the Corporation, appear as witnesses before Committee of the Whole from 7:30 p.m. to 9:30 p.m. this day, December 13, 1999, to discuss matters related to the Yukon Development Corporation.

**(C/W Motion #5)**

Karen Ruddy, alternate Chair of the Workers' Compensation Health and Safety Board, and Tony Armstrong, President of the Board, appeared as witnesses before Committee of the Whole from 3:30 p.m. to 5:30 p.m., pursuant to Committee of the Whole Motion #4 passed at 2:18 p.m. earlier this day.

Ray Wells, Chair of the Yukon Development Corporation, and Rob McWilliam, President of the Corporation, appeared as witnesses before Committee of the Whole from 7:30 p.m. to 9:25 p.m., pursuant to Committee of the Whole Motion #5 passed at 2:19 p.m. earlier this day.

The report of the Chair was adopted.

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The Assembly adjourned at 9:27 p.m.