

No. 61
ORDER PAPER
OF THE
YUKON LEGISLATIVE ASSEMBLY

Second Session

34th Legislature

Thursday, March 1, 2018

Prayers

DAILY ROUTINE

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Introduction of Bills

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Ministerial Statement

Oral Question Period

ORDERS OF THE DAY

GOVERNMENT DESIGNATED BUSINESS

Government Motions

1. Motion No. 133

Hon. Mr. Silver, Premier

THAT this House urges the Government of Yukon to practice sound financial management by:

- (1) recognizing the importance of including full future O&M costs when making new capital investments;
- (2) engaging with Yukoners to ensure that they have a say in deciding how to address current and future budget shortfalls;
- (3) reporting regularly to Yukoners on the financial health of the territory by way of economic outlooks and public accounts;
- (4) integrating fiscal forecasting with budget planning to improve accuracy of O&M and capital budgets; and
- (5) developing a predictable five-year capital plan.

GOVERNMENT PRIVATE MEMBERS' BUSINESS

Bills other than Government Bills

Second Reading

1. Bill No. 1, *Act to Perpetuate a Certain Ancient Right*
- Mr. Adel, Member for Copperbelt North

WRITTEN QUESTIONS

1. Written Question No. 21 (November 27, 2017)

Mr. Kent, Member for Copperbelt South

Addressed to the Hon. Mr. Mostyn, Minister of Highways and Public Works

According to the *Motor Vehicles Act*, there are occasions where the services of a towing company may be called upon to tow, recover, store or impound a vehicle. With this in mind:

- (1) according to Section 110(1) of the act - Abandoned Vehicles, if a vehicle is seized by an officer according to Section 109 or 113, then all reasonable costs incidental to the removal and storage of a vehicle constitute a debt owing to the Government of Yukon by the registered owner. Can the Minister confirm that this is case and if so, that the cost for the services rendered by a towing company should be paid for by the Government of Yukon if the owner does not settle these costs with the towing company directly? How many complaints were resolved?
- (2) according to Section 205 of the act, no person shall abandon a vehicle on public or private property without the express or implied consent of the owner or person in lawful possession or control of the property. If a vehicle is abandoned in such a location for more than a period of 72 consecutive hours, then the vehicle is deemed to have been abandoned at that location for the purposes of Section 110 of the act.
 - (a) is this understanding correct, and if so,
 - (b) is a person able to contact RCMP or the Motor Vehicles Branch to request the removal of an abandoned vehicle?
 - (c) are the costs of removal/storage to be paid for by the Yukon government who in turn has the ability to pass those costs on to the registered vehicle owner?
- (3) Regarding contraventions of the *Motor Vehicles Act* resulting in a vehicle being considered abandoned in accordance with Section 110(1), is there an established protocol or system for submitting a bill to the Yukon government for services rendered by a company at the request of an officer?
- (4) section 66(1) of the *Motor Vehicles Act* states that if a person is in default of payment of a fine imposed for a contravention of the act or for a contravention prescribed by the Commissioner in Executive Council pursuant to subsection (2), that the person would not be eligible for the issuance or renewal of an operator's license, or of a certificate of registration, or of a permit under the act until the fine has been paid. Furthermore, the registrar may suspend or cancel the person's operator's license until the fine has been paid. In comparison, when the act requires the assistance of private business for the purposes of impounding a vehicle, the options for default in payment range from sale of the impounded vehicle - where any excess funds over the balance of the bill are reimbursed to the person, or applying for a direct vehicle transfer - which is only granted if the vehicle is worth less the tow and storage bill.
 - (a) can the Minister comment on the disparity between the recourse available to the Yukon government in collections fees and costs as associated with a contravention of the act as compared the recourse available to a private business called in to assist? Is this disparity something the Minister is prepared to address?
- (5) The daily impound rate, as imposed by the Impound Regulation enacted in 1999, has not been adjusted in 18 years and is among the lowest, if not the lowest, in the country. Considering the changes in property values, insurance rates and

costs in general, is the Minister able to adjust the daily impound to rates that are comparable to the rest of the country?

Notice Paper

Motions other than Government Motions

1. Motion No. 220

Mr. Hutton, Member for Mayo-Tatchun

THAT this House urges the Government of Yukon to work collaboratively with Yukon First Nations to ensure that oil and gas exploration and development is conducted responsibly and with the support of affected First Nations.

2. Motion No. 221

Mr. Adel, Member for Porter Creek Centre

THAT this House supports efforts in Yukon to end gender-based violence.

3. Motion No. 222

Mr. Cathers, Member for Lake Laberge

THAT this House urges the Minister of Energy, Mines and Resources to improve access to the Gunnar Nilsson and Mickey Lammers Research Forest by adding a new gate to allow foot traffic from the Hot Springs Road side.

4. Motion No. 223

Mr. Cathers, Member for Lake Laberge

THAT this House urges the Minister of Community Services to ensure that the Tagish crew of Yukon Emergency Medical Services continues to have a four-wheel-drive ambulance.

5. Motion No. 224

Mr. Cathers, Member for Lake Laberge

THAT this House urges the Yukon Government to include funding in its 2018-19 capital budget to add a walkway to the Takhini River bridge on the Mayo Road to accommodate pedestrians, cyclists, equestrians and all-terrain vehicles.

6. Motion No. 225

Mr. Cathers, Member for Lake Laberge

THAT this House urges the Yukon government to include funding in its 2018-19 capital budget to develop communications infrastructure in rural Yukon, including partnering with the private sector to expand cellular phone coverage to people without service in areas including Grizzly Valley, Deep Creek, Fox Lake, Ibex Valley, Junction 37 and Mendenhall.

7. Motion No. 226

Ms. White, Member for Takhini-Kopper King

THAT this House urges the Government of Yukon to review the *Elevator and Fixed Conveyances Act* and regulations and update the regulations, if necessary, in order to ensure that government buildings with elevators are following the same act and regulations.