



# The Yukon Legislative Assembly

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Number 1

1st Session

25th Legislature

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## **HANSARD**

Monday, July 12, 1982 — 3:00 p.m.

# Yukon Legislative Assembly

SPEAKER — Honourable Donald Taylor, MLA, Watson Lake

DEPUTY SPEAKER — Andy Philipson, MLA, Whitehorse Porter Creek West

## CABINET MINISTERS

NAME	CONSTITUENCY	PORTFOLIO
Hon. Chris Pearson	Whitehorse Riverdale North	Government Leader — responsible for Executive Council Office, Finance, Public Service Commission, and Economic Development and Intergovernmental Relations.
Hon. Dan Lang	Whitehorse Porter Creek East	Minister responsible for Municipal and Community Affairs, Highways, Yukon Housing Corporation, and Yukon Liquor Corporation.
Hon. Howard Tracey	Tatchun	Minister responsible for Health and Human Resources, Renewable Resources, Government Services, and Public Works.
Hon. Clarke Ashley	Klondike	Minister responsible for Justice, Consumer and Corporate Affairs, and Workers' Compensation.
Hon. Bea Firth	Whitehorse Riverdale South	Minister responsible for Education, Tourism, and Heritage and Cultural Resources.

## GOVERNMENT MEMBERS

### (Progressive Conservative)

Bill Brewster	Kluane
Al Falle	Hootalinqua
Kathie Nukon	Old Crow
Andy Philipson	Whitehorse Porter Creek West

## OPPOSITION MEMBERS

### (New Democratic Party)

Tony Penikett	Whitehorse West Leader of the Official Opposition
Maurice Byblow	Faro
Margaret Joe	Whitehorse North Centre
Roger Kimmerly	Whitehorse South Centre
Piers McDonald	Mayo
Dave Porter	Campbell

### (Independent)

Don Taylor	Watson Lake
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Clerk of the Assembly  
Clerk Assistant (Legislative)  
Clerk Assistant (Administrative)  
Sergeant-at-Arms  
Hansard Administrator

Patrick L. Michael  
Missy Follwell  
Jane Steele  
G.I. Cameron  
Dave Robertson

Whitehorse, Yukon

Monday, July 12, 1982

**THE FIRST SESSION OF THE TWENTY-FIFTH LEGISLATIVE ASSEMBLY OF YUKON CONVENED IN THE ASSEMBLY CHAMBERS AT 3:00 P.M. ON MONDAY, JULY 12, 1982**

**Mr. Clerk:** "To all to whom these presents shall come of whom the same may in any wise concern

**Greetings.**

**A Proclamation.**

Know ye that under and by virtue of the power and authority vested in the Commissioner of the Yukon Territory, the Assembly of the said Territory is summoned to meet for dispatch of business at the Yukon Legislative Assembly Chambers in the Territorial Administrative Building, Whitehorse, Yukon Territory, on Monday, the 12th day of July A.D., 1982 at the hour of three o'clock in the afternoon. All of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and Seal of this Territory, at Whitehorse, the 21st day of June, 1982.

Doug Bell

Commissioner of Yukon."

Pursuant to the provisions of the *Elections Act*, the Commissioner has been informed of the receipt Returns to Writs for the General Election conducted on the seventh day of June, 1982. These Returns show that the following Members were duly elected:

Old Crow — Kathy Nukon; Klondike — Clarke Ashley; Mayo — Piers McDonald; Tatchun — Howard Tracey; Faro — Maurice Byblow; Kluane — Bill Brewster; Whitehorse Porter Creek West — Andy Philipson; Whitehorse Porter Creek East — Dan Lang; Whitehorse North Centre — Margaret Joe; Whitehorse South Centre — Roger Kimmerly; Whitehorse West — Tony Penikett; Whitehorse Riverdale North — Chris Pearson; Whitehorse Riverdale South — Bea Firth; Hootalinqua — Al Falle; Campbell — David Porter; Watson Lake — Don Taylor.

**Mr. Commissioner enters the Chambers accompanied by his Aides-de-Camp**

**Mr. Clerk:** I am commanded by the Commissioner, in his capacity as Lieutenant-Governor, to state that he does not see fit to declare the causes of the summoning of the present Assembly of this Territory until the Speaker of this Assembly shall have been chosen according to law, but today at a subsequent hour he will declare the causes of the calling of this Assembly.

**Mr. Commissioner withdraws from the Chambers**

**Mr. Clerk:** Would you care to proceed at this time with the election of the Speaker?

**Motion No. 1**

**Hon. Mr. Pearson:** I move, seconded by the Leader of the Official Opposition, that Donald Taylor, Member for Watson Lake, take the Chair of this Assembly as Speaker.

**Mr. Clerk:** It has been moved by the Honourable Government Leader, seconded by the Honourable Leader of the Official Opposition, that Donald Taylor, Member for Watson Lake, do take the Chair of this Assembly as Speaker. Those in favour of the Motion, please say

aye. Those of the contrary opinion, please say no.

*Motion agreed to*

**Mr. Clerk:** I think the ayes have it, and by direction of the Assembly declare that Donald Taylor is duly elected as Speaker of this Assembly.

**Mr. Speaker:** I beg to express my grateful thanks and humble acknowledgement of the high honour the Assembly has been pleased to confer upon me.

Mr. Clerk, will you please advise the Commissioner, in his capacity as Lieutenant-Governor, that the Assembly is now prepared to hear the Speech from the Throne.

**Mr. Commissioner enters the Chambers accompanied by his Aides-de-Camp**

**Mr. Speaker :** May it please your Excellency, the Legislative Assembly have elected me as their Speaker, though I am but little able to fulfill the important duties thus assigned to me.

If, in the performance of those duties, I should at any time fall into error, I pray that the fault may be imputed to me and not to the Assembly, whose servant I am, and who through me, the better to enable them to discharge their duty to their Queen and country.

I humbly claim all their undoubted rights and privileges, especially that they may have freedom of speech in their debates, access to your Excellency's Person at all seasonable times, and that their proceedings may receive from your Excellency the most favourable construction.

**Mr. Commissioner :** Mr. Speaker, I am pleased to declare to you that I freely confide in the duty and attachment of the Assembly, and not doubting that the Assembly's proceedings will be conducted with wisdom, temper and prudence. I grant, and upon all occasions, will recognize and allow the Assembly's constitutional privileges. I assure you that the Assembly shall have ready access to me upon all reasonable occasions, and that the Assembly's proceedings, words and actions will constantly receive from me the most favourable construction.

Please be seated.

**Speech from the Throne**

Mr. Speaker, Members of the Legislative Assembly, I welcome you in the name of our sovereign to this opening of the First Session of the Twenty-Fifth Council.

As a consequence of the June 7th Territorial election, there are some Members of this Assembly who were elected for the first time. I would like to give them a special welcome and to congratulate all Members of the Assembly for presenting themselves for public life.

The 78 percent turnout of the Yukon electorate at the polls on election day clearly shows that the democratic process is alive and well in Yukon. Yukoners continue to have a high degree of interest in their government and in the management of their affairs. As Members of the Assembly, it is your collective duty to ensure that this active interest is fostered and encouraged.

The recent Territorial election also marks a significant step in Yukon's constitutional history. For the first time, Yukoners had the opportunity to vote for a government with a fully elected Executive Council. At the time of the 1978 election, the Executive Committee still included officials appointed by the Federal Government. Gradually, step by step, Yukoners are assuming the responsibility for managing their own affairs.

My Government is assuming office at a time when economic conditions in Canada and in Yukon continue to deteriorate. Although the Yukon Legislative Assembly has little control over present economic

trends, my Government is determined to continue to introduce measures within its areas of responsibility to mitigate to the extent possible the grave economic situation confronting Yukoners, especially for our more vulnerable citizens.

My Government is carrying out a thorough assessment of the Yukon's present economic circumstances and will report fully to the Assembly later in the year.

In the interim, you will be asked to deal expeditiously with business that is essential to the good administration of the Yukon.

Specifically, you will be asked to approve two interim supply measures.

The first is a bill to ratify the spending of public funds since the dissolution of the Fifth Session of the Twenty-Fourth Council.

The second is a bill to provide funds from this date until November 30, 1982, before which time my Government will undertake to introduce a comprehensive budget statement.

You will be asked to approve the *Financial Agreement Act*. This Act provides for my Government to enter into an agreement with the Government of Canada for operating and capital grants for the fiscal year 1982—83.

A further bill concerns amendments to the *Students' Financial Assistance Act*. The amendments will increase the size of the grants to Yukon students in order to enable them to meet the increased costs of living.

A fifth bill involves an amendment to the *Municipal Act, 1980*. The amendment will remove the September 1, 1982, proclamation date.

A sixth bill introduces an amendment to the *Wildlife Act*. The amendment is necessary to meet a commitment made in Yukon Indian Land Claim negotiations to establish a group trapping area for the Kluane Tribal Council within an area now in the Kluane Game Sanctuary.

At this time of economic hardship and turmoil in the world, there was also some good news. It was with considerable pleasure that my Government, on behalf of all Yukoners, sent congratulations to the Prince and Princess of Wales on the occasion of the birth of their son.

Yukon had the further pleasure of hosting a visit by Her Royal Highness Princess Anne, from July 5th to July 8th, and to express to her the affection and allegiance Yukoners bear the Royal Family and the Crown.

My Government is honoured to serve the people of Yukon at this challenging time in their history.

May divine providence attend your deliberations.

I thank you in our sovereign's name. God bless Canada.

**Mr. Speaker:** I will call the House to order.

It gives me a great deal of pleasure, at this time, to introduce to the House the Pages who will be serving you during the next proceeding days, Verena Hardtke and David Wallace, and I would invite them to join the House at this time.

*Applause*

#### Bill No. 1 — First Reading

**Hon. Mr. Pearson:** I move, seconded by the Minister of Municipal and Community Affairs, that Bill No. 1, *An Act to Perpetuate a Certain Ancient Right*, be now introduced and read a first time.

**Mr. Speaker:** It has been moved by the Honourable Government Leader, seconded by the Honourable Minister of Municipal and Community Affairs that a Bill entitled *An Act to Perpetuate a Certain Ancient Right* be now introduced and read a first time.

*Motion agreed to*

#### Motion No. 2

**Mr. Speaker:** At this time I would like to inform the Assembly that, in order to prevent mistakes, I have obtained a copy of the Speech from the Throne, which I would now lay on the Table.

**Hon. Mr. Pearson:** I move, seconded by the Minister of Health and Human Resources that the Speech from the Throne be considered on a day following.

**Mr. Speaker:** It has been moved by the Honourable Government Leader, seconded by the Honourable Minister of Health and Human

Resources that the Speech from the Throne be considered on a day following.

*Motion agreed to*

#### Motion No. 3

**Mr. Speaker:** Is the House prepared to elect a Deputy Speaker?

**Hon. Mrs. Firth:** I move, seconded by the Member for Hootalinqua, that Andrew Philipsen, Member for Whitehorse Porter Creek West, be appointed Deputy Speaker and Chairman of Committee of the Whole.

**Mr. Speaker:** It has been moved by the Honourable Minister of Education, seconded by the Honourable Member for Hootalinqua, that Andrew Philipsen, Member for Whitehorse Porter Creek West, be appointed Deputy Speaker and Chairman of Committee of the Whole.

*Motion agreed to*

#### Motion No. 4

**Mr. Speaker:** Is the House prepared to elect a Deputy Chairman of Committee of the Whole?

**Hon. Mr. Ashley:** I move, seconded by the Member for Old Crow, that Al Falle, Member for Hootalinqua, be appointed Deputy Chairman of Committee of the Whole.

**Mr. Speaker:** It has been moved by the Honourable Minister of Justice, seconded by the Honourable Member for Old Crow, that Mr. Al Falle, Member for Hootalinqua, be appointed Deputy Chairman of Committee of the Whole.

*Motion agreed to*

**Mr. Speaker:** May I have your further pleasure?

#### Bill No. 2 — First Reading

**Hon. Mr. Pearson:** I move, seconded by the Minister of Renewable Resources, that Bill No. 2 *Financial Agreement Act, 1982*, be now introduced and read a first time.

**Mr. Speaker:** It has been moved by the Honourable Government Leader, seconded by the Honourable Minister of Renewable Resources that Bill No. 2 *Financial Agreement Act, 1982*, be now introduced and read a first time.

*Motion agreed to*

#### Bill No. 3 — First Reading

**Hon. Mr. Pearson:** I move, seconded by the Minister of Education that Bill No. 3 *Income Supply Appropriation Act, 1982-83 No. 2*, be now introduced and read a first time.

**Mr. Speaker:** It has been moved by the Honourable Government Leader, seconded by the Honourable Minister of Education that Bill No. 3, *Income Supply Appropriation Act, 1982-83 No. 2*, be now introduced and read a first time.

*Motion agreed to*

#### Bill No. 4 — First Reading

**Hon. Mr. Pearson:** I move, seconded by the Minister of Justice, that Bill No. 4, *Interim Supply Appropriation Act 1982-83 No. 3*, be now introduced and read a first time.

**Hon. Mr. Pearson:** It has been moved by the Honourable Government Leader, seconded by the Honourable Minister of Justice, that Bill No. 4, *Interim Supply Appropriation Act 1982-83 No. 3*, be now introduced and read a first time.

*Motion agreed to*

#### Bill No 5 — First Reading

**Hon. Mrs. Firth:** I move, seconded by the Honourable Member for Old Crow, that Bill No. 5, *An Act to Amend the Students' Financial Assistance Act*, be now introduced and read a first time.

**Mr. Speaker:** It has been moved by the Honourable Minister of Education, seconded by the Member for Old Crow that Bill No. 5, *An Act to Amend the Students' Financial Assistance Act*, be now introduced and read a first time.

*Motion agreed to*

#### Bill No. 6 — First Reading

**Hon. Mr. Lang:** I move, seconded by the Honourable Minister of Health and Human Resources, that Bill No. 6, *An Act to Amend the*

*Municipal Act*, be now introduced and read a first time.

**Mr. Speaker:** It has been moved by the Honourable Minister of Municipal and Community Affairs, seconded by the Honourable Minister of Health and Human Resources, that Bill No. 6, *An Act to Amend the Municipal Act*, be now introduced and read a first time.  
*Motion agreed to*

**Bill No. 7 — First Reading**

**Hon. Mr. Tracey:** I move, seconded by the Honourable Member for Kluane, that Bill No. 7, *An Act to Amend the Wildlife Act*, be now introduced and read a first time.

**Mr. Speaker:** It has been moved by the Honourable Minister of Health and Human Resources, seconded by the Honourable Member for Kluane, that Bill No. 7, *An Act to Amend the Wildlife Act*, be now introduced and read a first time.

*Motion agreed to*

**Mr. Speaker:** May I have your further pleasure?

**Hon. Mrs. Firth:** I move, seconded by the Member for Kluane, that it is the recommendation of this Assembly that the Honourable Members, Mr. Pearson, Mr. Tracey and Mr. Ashley, be appointed to the Advisory Committee on Finance.

**Mr. Speaker:** We will consider these as Notices of Motion.

**Hon. Mr. Ashley:** I move, seconded by the Member for Old Crow, that the Honourable Members, Mr. Lang, Mr. Philipsen, Mr. Falle, Mr. Porter and Mrs. Joe, be appointed to the Standing Committee on Rules, Elections and Privileges, and that the said Committee have the power to call for persons, papers and records and to sit during intersessional periods and that the Clerk of the Legislative Assembly be responsible for providing the necessary support services to the Committee.

**Mr. Speaker:** Are there any further Notices of Motion?

**Hon. Mr. Tracey:** I move, seconded by the Member from Hootalinqua, that the Honourable Members, Mr. Brewster, Mrs. Nukon and Mr. Kimmerly, be appointed to the Standing Committee on Statutory Instruments, that the said Committee be empowered to sit during intersessional periods, that the said Committee review all new regulations as they are published, that the said Committee review such other existing or proposed regulations as are referred to it by the Assembly, and that the Clerk of the Legislative Assembly be responsible for providing the necessary support services to the said Committee.

**Hon. Mr. Lang:** I would like to give Notice of Motion, seconded by the Member of Whitehorse Porter Creek West, regarding the appointment to the Members' Services Board.

**Hon. Mr. Pearson:** I would like to give Notice of Motion, seconded by the Member for Old Crow, respecting the appointment of Members to the Standing Committee on Public Accounts.

**Hon. Mr. Tracey:** I would like to give Notice of Motion, seconded by the Member for Kluane, that the Standing Orders of the Yukon Legislative Assembly be referred to the Standing Committee on Rules, Elections and Privileges for review, that the Standing Committee report any recommendations for amendment to the Standing Orders and that the Standing Committee make a separate report on the rules and practices which have governed Question Period in the Yukon Legislative Assembly.

**Hon. Mr. Pearson:** I would like to give Notice of Motion, seconded by the Member for Faro, that the Yukon Legislative Assembly approves and supports the recommendations of the Standing Committee on Indian Affairs and Northern Development as found in its Fourth Report, and that the Yukon Legislative Assembly urges the Government of Canada to act on these recommendations with all due haste.

**Mr. Speaker:** May I have your further pleasure?

**Mr. Philipsen:** I move that this House do now adjourn.

**Mr. Brewster:** Mr. Speaker, I second that Motion.

**Mr. Speaker:** It has been moved by the Honourable Member for Whitehorse Porter Creek West, seconded by the Honourable Member for Kluane, that the House do now adjourn.

*Motion agreed to*

**Mr. Speaker:** This House now stands adjourned until 1:30 p.m. tomorrow.

The following Sessional Paper was tabled July 12, 1982:

82-1-1

Speech from the Throne

