



**NORTHWEST TERRITORIES
LEGISLATIVE ASSEMBLY**

1st Session

Day 2

12th Assembly

HANSARD

THURSDAY, NOVEMBER 14, 1991

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The Honourable Michael Ballantyne, Speaker

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MEMBERS PRESENT

Mr. Allooloo, Mr. Antoine, Mr. Arngna'naaq, Mr. Arvaluk, Hon. Michael Ballantyne, Mr. Bernhardt, Hon. Nellie Cournoyea, Mr. Dent, Mr. Gargan, Mr. Kakwi, Mr. Fred Koe, Mr. Lewis, Mrs. Marie-Jewell, Ms. Mike, Mr. Morin, Mr. Nerysoo, Mr. Ningark, Mr. Patterson, Mr. Pollard, Mr. Pudlat, Mr. Pudluk, Mr. Todd, Mr. Whitford, Mr. Zoe

ITEM 1: PRAYER

---Prayer

SPEAKER (Hon. Michael Ballantyne): Please be seated. Orders of the day for Thursday, November 14, 1991.

Item 2, Ministers' statements. Item 2, Ministers' statements. Item 3, Members' statements. Mr. Pudluk.

ITEM 3: MEMBERS' STATEMENTS

Member's Statement On Utilization Of Arctic Rangers Re Aircraft Accident, High Arctic

MR. PUDLUK: (Translation) Thank you, Mr. Speaker. I have been hearing from concerned people in my constituency about the aircraft that recently crashed on Ellesmere Island in the High Arctic, 20 kilometres outside of Alert. This aircraft had 18 people on board. Emergency rescuers were not able to get to the crash site until 36 hours after the crash, due to bad weather. The concern that my constituents are expressing is that there are Inuit Arctic Rangers in the High Arctic that are trying to deal with emergency situations such as this crash. The Arctic Rangers were waiting to be asked to help with the emergency rescue operations but were never asked or given the opportunity with land rescue attempts. I am quite confident they would have been very useful.

I am not suggesting that they would have done a better job than the rescue operators that were used, but what I am saying is that we have these trained Arctic Rangers; they are there to be used. It happened in the Inuit land and the Inuit know that specific area. Perhaps if the Inuit had been sent out by land they might have reached the crash site sooner than in 36 hours. If they had been given the chance to go out with the land rescue team, the 13 survivors probably would have been in a more comfortable situation before the medical rescue team arrived. Conditions are a lot harsher in the High Arctic than those of the tree line.

I would like to commend the 13 survivors that had to endure the harsh climate, and some were critically injured. I know first-hand the weather conditions of that region in the winter because I was born there and have lived there all my life. Thank you, Mr. Speaker.

---Applause

MR. SPEAKER:

Members' statements. Mr. Ningark. Member's Statement On Impact Of Today's Decisions On The Future

MR. NINGARK: Thank you, Mr. Speaker. A couple of weeks ago I checked into a hotel in Gjoa Haven. What struck me at that time was a beautiful little puppy playing around by my window. It took me back a few years. Many things ran through my mind in that split second.

One thing that struck me most was the little puppy was so playful and energetic, running around with no rope attached. Then my mind wandered off to the consequences in the future of that little puppy; things like, what happens if things do not work out for that little puppy? Would it be a working dog pulling a sled with other huskies? Or would it be tied down artificially to the ground and physically and mentally abused by human beings, even by its own master?

Mr. Speaker, my point is that if the master of that beautiful little puppy does not make a right decision now, some very distasteful consequences in nature will happen to that puppy. What we do today, the kind of decision that we make today, is going to have a very strong impact on our young people of tomorrow. Thank you.

---Applause

MR. SPEAKER:

Item 3, Members' statements. Mr. Gargan. Member's Statement On Various Issues

MR. GARGAN: Thank you, Mr. Speaker. I would like to continue my speech from yesterday during the territorial leadership committee meeting. Yesterday, when I concluded, I congratulated the Government Leader and also said that the reason why I had little to do with her was because of the issues that her department was responsible for. I have no problems in that area. However, during the next Assembly I promise her that she will be hearing from me.

I also want to apologize to my Inuit and Metis colleagues in the cabinet of the 11th Assembly. It may have seemed like I was picking on them, but it was only because the portfolios they held were of great importance to the Territories and to my constituency. They were bread-and-butter issues.

In July of 1993 the new Legislative Assembly building will be open. Until that time, Mr. Speaker, I would like to see the Legislative Assembly maintain its direct contact with the communities by holding sessions in the regions outside of Yellowknife.

Another issue of importance to me is the fact that they have still a two-tier system of justice. This is clearly visible when circuit courts are in the communities. I will have further statements on this issue in the days to come.

The rights of aboriginal people are recognized under section 35 of the Charter of Rights. We have a great deal of legislation in the NWT which, if challenged by aboriginal people, will be struck down on the basis of section 35. Such a challenge would make it difficult for this government to function if this legislation is challenged. Unfortunately, the government has not sought to ratify this situation due to obvious implications.

I then went on to echo Mr. Ningark's piece of pie, but most importantly, I want to thank my family and my constituency. I would like to apologize to my constituents for not always being there. But I will always be there with them in mind and spirit. I have always maintained their interests and aspirations, and although I am not there for them all the time, I would like to say that I am here for them all the time. Mahsi cho.

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MR. SPEAKER:
Item 3, Members' statements.
Item 4, returns to oral questions.
Item 5, oral questions.
Item 6, written questions.
Item 7, returns to written questions.
Item 8, replies to Opening Address.
Item 9, petitions.
Item 10, reports of standing and special committees. Item 11, tabling of documents. Mr. Gargan.

ITEM 11: TABLING OF DOCUMENTS

MR. GARGAN: Thank you, Mr. Speaker. I would like to table Tabled Document 1-12(1), a document with regard to Bill 44, Access to Information Act, which was dealt with by the 11th Legislative Assembly.

MR. SPEAKER: Thank you. Item 11, tabling of documents. Mr. Gargan.

MR. GARGAN: Thank you, Mr. Speaker. For the benefit of other Members I would also like to table Tabled Document 2-12(1), another bill on access to information, which was done by the Saskatchewan government. This is the 18th government that has

passed this bill, and it has been done on other research on access to information.

MR. SPEAKER: Thank you, Mr. Gargan. Item 11, tabling of documents. Item 12, notices of motions. Mr. Pudluk.

ITEM 12: NOTICES OF MOTIONS

Notice Of Motion 2-12(1): Appointment Of Executive Council

MR. PUDLUK: Thank you, Mr. Speaker. Mr. Speaker, I give notice that on November 18, 1991, I will move the following motion: Now therefore, I move, seconded by the honourable Member for Mackenzie Delta, Richard Nerysoo, that this Assembly recommends to the Commissioner of the Northwest Territories that the following Members be appointed to the Executive Council, cabinet: Mr. Allooloo, Member for Amittuq; Mr. Kakwi, Member for Sahtu; Mr. Morin, Member for Nahendeh; Mr. Ningark, Member for Natilikmiot; Mr. Patterson, Member for Iqaluit; Mr. Pollard, Member for Hay River; and Mr. Whitford, Member for Yellowknife South.

I am sorry, Mr. Speaker. Mr. Morin is the Member for Tu Nedhe, not Nahendeh.

Mr. Speaker, at the appropriate time I will be seeking unanimous consent to proceed with this motion today. Mr. Speaker, I was going to make some changes to those names, but I decided not to.

---Laughter

MR. SPEAKER: Thank you, Mr. Pudluk. Mr. Zoe.

Notice of Motion 3-12(1): Appointment Of Government Leader

MR. ZOE: Thank you, Mr. Speaker. Mr. Speaker, I give notice that on November 18, 1991, I will move the following motion: Now therefore, I move, seconded by the honourable Member for High Arctic, that the honourable Member for Nunakput be named Government Leader of the Northwest Territories.

Mr. Speaker, I will be seeking unanimous consent to proceed with my motion at the appropriate time today.

MR. SPEAKER: Thank you, Mr. Zoe. Mr. Koe.

Notice of Motion 4-12(1): Appointments to The Management And Services Board

MR. KOE: Thank you, Mr. Speaker. Mr. Speaker, I give notice that on November 18, 1991, I will move the following motion: Now therefore, I move, seconded by the honourable Member for North Slave, that the following Members be appointed to the Management and Services Board of this Assembly:

Hon. Michael A. Ballantyne; Mrs. Jeannie Marie-Jewell; Ms. Rebecca Mike; Mr. Richard Nerysoo; Mr. John Pollard.

Mr. Speaker, I will be requesting, at the appropriate time, unanimous consent to deal with my motion today.

MR. SPEAKER: Thank you, Mr. Koe. Mr. Pollard.

Notice of Motion 5-12(1): Appointment of Striking Committee

MR. POLLARD: Thank you, Mr. Speaker. Mr. Speaker, I am glad that Mr. Pudluk did not make any changes to the motion, sir.

Mr. Speaker, I give notice that on November 18, 1991, I will move the following motion: Now therefore, I move, seconded by the honourable Member for Deh Cho, Mr. Gargan, that Mr. Lewis, Mr. Nerysoo, Mr. Pudluk and Mr. Todd be appointed as the striking committee of this Assembly.

Mr. Speaker, I will be requesting, at the appropriate time, unanimous consent to deal with my motion today. Thank you.

MR. SPEAKER: Thank you, Mr. Pollard. Mr. Dent.

Notice of Motion 6-12(1): Election Of Deputy Chairpersons Of Committee Of The Whole

MR. DENT: Thank you, Mr. Speaker. Mr. Speaker, I give notice that on November 18, 1991, I will move the following motion: Now therefore, I move, seconded by the honourable Member for Keewatin Central, that Mr. Arvaluk, Member for Aivilik, and Mr. Nerysoo, Member for Mackenzie Delta, be appointed deputy chairpersons of committee of the whole for this Assembly.

Mr. Speaker, I will be requesting, at the appropriate time, unanimous consent to deal with my motion today. Thank you.

MR. SPEAKER: Thank you, Mr. Dent. Notices of motions. Mr. Todd.

Notice Of Motion 7-12(1): Extended Adjournment of The House

MR. TODD: Thank you, Mr. Speaker. Mr. Speaker, I give notice that on November 18, 1991, I will move the following motion: I move, seconded by the honourable Member for Yellowknife Frame Lake, that when the House adjourns on November 15, 1991, it shall stand adjourned until December 9, 1991; and further, that at any time prior to December 9, 1991, the Speaker is satisfied, after consultation with the Executive Council and Members of the Assembly, that

the public interest requires that the House should meet at an

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earlier time during the adjournment, the Speaker may give notice and thereupon the House shall meet at the time stated in such notice and shall transact its business as it has been duly adjourned to that time.

Mr. Speaker, I will be requesting, at the appropriate time, unanimous consent to deal with this motion. Thank you.

MR. SPEAKER: Thank you, Mr. Todd. Notices of motions. Mr. Nerysoo.

Notice Of Motion 8-12(1): Election of Deputy Speaker

MR. NERYSOO: Thank you, Mr. Speaker. Mr. Speaker, I give notice that on November 18, 1991, I will move the following motion: Now therefore, I move, seconded by the honourable Member for Aivilik, Mr. Arvaluk, that Mr. Pudluk, Member for High Arctic, be appointed Deputy Speaker.

Mr. Speaker, I will be requesting, at the appropriate time, unanimous consent to deal with my motion today.

MR. SPEAKER: Thank you, Mr. Nerysoo. Notices of motions.

Item 13, notices of motions for first reading of bills. Item 14, motions. Mr. Pudluk.

ITEM 14: MOTIONS

MR. PUDLUK: Mr. Speaker, I am seeking unanimous consent to deal with my motion at this time.

MR. SPEAKER: The honourable Member is seeking unanimous consent to deal with his motion. Are there any nays? There are no nays. Proceed, Mr. Pudluk.

Motion 2-12(1): Appointment of Executive Council, Carried

MR. PUDLUK: Thank you, Mr. Speaker. Mr. Speaker:

WHEREAS section 55(1) of the Legislative Assembly and Executive Council Act requires that there shall be an Executive Council of the Northwest Territories;

AND WHEREAS Members of the Executive Council are appointed by the Commissioner on the recommendation of this Assembly;

NOW THEREFORE, I move, seconded by the honourable Member for Mackenzie Delta, Mr. Nerysoo, that this Assembly recommends to the Commissioner of the Northwest Territories that the following Members be appointed to the Executive Council, cabinet: Mr. Allooloo, Member for Amittuq; Mr. Kakfwi, Member for Sahtu; Mr. Morin, Member for Tu Nedhe; Mr. Ningark, Member for Natilikmiot; Mr. Patterson, Member for Iqaluit; Mr. Pollard, Member for Hay River; and Mr. Whitford, Member for Yellowknife South.

Thank you, Mr. Speaker.

MR. SPEAKER: Your motion is in order. To the motion.

AN HON. MEMBER:

Question.

MR. SPEAKER: Question has been called. All those in favour? All those opposed? The motion is carried unanimously.

---Carried

Motions. Mr. Zoe.

MR. ZOE:

Mr. Speaker, I seek unanimous consent to deal with my motion.

MR. SPEAKER: The honourable Member is seeking unanimous consent to deal with his motion. Are there any nays? There are no nays. Proceed, Mr. Zoe.

Motion 3-12(1): Appointment of Government Leader, Carried

MR. ZOE: Thank you, Mr. Speaker. Mr. Speaker:

AN HON. MEMBER:

Question.

MR. SPEAKER: Question has been called. All those in favour? All those opposed? The motion is carried.

---Carried

Mr. Nerysoo.

MR. NERYSOO: Thank you, Mr. Speaker. I seek unanimous consent to deal with my motion today on the matter of the election of Deputy Speaker. :

MR. SPEAKER: The honourable Member is seeking unanimous consent to deal with his motion. Are there any nays? There are no nays. Proceed, Mr. Nerysoo.

Motion 8-12(1): Election Of Deputy Speaker, Carried

MR. NERYSOO: Thank you, Mr. Speaker. Mr. Speaker:

WHEREAS in accordance with section 40(1) of the Legislative Assembly and Executive Council Act a Deputy Speaker shall be elected;

NOW THEREFORE, I move, seconded by the honourable Member for Aivilik, Mr. Arvaluk, that Mr. Pudluk, Member for High Arctic, be appointed Deputy Speaker.

WHEREAS section 55 of the Legislative Assembly and Executive Council Act requires that there shall be a Government Leader chosen by this Legislative Assembly;

AND WHEREAS this Assembly is prepared to name a Government Leader;

NOW THEREFORE, I move, seconded by the honourable Member for High Arctic, Mr. Pudluk, that the honourable Member for Nunakput be named Government Leader of the Northwest Territories.

MR. SPEAKER:

Your motion is in order. To the motion

AN HON. MEMBER:

Question

MR. SPEAKER: Question has been called. All those in favour? All those opposed? The motion is carried.

---Carried

Mr. Koe.

MR. KOE: Mr. Speaker, I seek unanimous consent to deal with my motion today on the matter of the appointments to the Management and Services Board.

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MR. SPEAKER: The honourable Member is seeking unanimous consent to deal with his motion. Are there any nays? There are no nays. Proceed, Mr. Koe.

Motion 4-12(1): Appointments To The Management And Services Board, Carried

MR. KOE: Thank you, Mr. Speaker. Mr. Speaker:

WHEREAS this Assembly is required to appoint Members to the Management and Services Board in accordance with section 35(1) of the Legislative Assembly and Executive Council Act;

AND WHEREAS the Management and Services Board is required to be appointed at the first session of each Legislature;

NOW THEREFORE, I move, seconded by the honourable Member for North Slave, that the following Members be appointed to the Management and Services Board of this Assembly: Hon. Michael A. Ballantyne; Mrs. Jeannie Marie-Jewell; Ms. Rebecca Mike; Mr. Richard Nerysoo; Hon. John Pollard.

MR. SPEAKER: Your motion is in order. To the motion.

AN HON. MEMBER:

Question.

MR. SPEAKER: Question has been called. All those in favour? All those opposed? The motion is carried.

---Carried

Before I go on to the next motion, I would like to recognize the grade six class from St. Pat's Elementary School who are visiting us here today.

---Applause

Mr. Todd.

MR. TODD: Mr. Speaker, I seek unanimous consent to deal with my motion today on the matter of extended adjournment of the House.

MR. SPEAKER: The honourable Member is seeking unanimous consent to deal with his motion. Are there any nays? There are no nays. Proceed, Mr. Todd.

Motion 7-12(1): Extended Adjournment Of The House, Carried

MR. TODD:

Thank you, Mr. Speaker. Mr. Speaker:

I MOVE, seconded by the honourable Member for Yellowknife Frame Lake, Mr. Dent, that when the House adjourns on November 15, 1991, it shall stand adjourned until December 9, 1991;

AND FURTHER, that at any time prior to December 9, 1991, the Speaker is satisfied, after consultation with the Executive Council and Members of the Assembly, that the public interest requires that the House should meet at an earlier time during the adjournment, the Speaker may give notice and thereupon the House shall meet at the time stated in such notice and shall transact its business as it has been duly adjourned to that time.

MR. SPEAKER: Your motion is in order. To the motion.

AN HON. MEMBER:

Question.

MR. SPEAKER:

Question has been called. All those in favour? All those opposed? The motion is carried.

---Carried

Before we go on to the next motion, I would like to recognize Gary Bohnet, President of the Metis Association.

---Applause

Mr. Pollard.

MR. POLLARD:

Mr. Speaker, I would seek unanimous consent to deal with my motion today on the matter of the appointment of the striking committee. Thank you, Mr. Speaker.

MR. SPEAKER: The honourable Member is seeking unanimous consent to deal with his motion. Are there any nays? There are no nays. Proceed, Mr. Pollard.

Motion 5-12(1): Appointment Of Striking Committee, Carried

MR. POLLARD: Thank you, Mr. Speaker. Mr. Speaker:

WHEREAS Rule 86 requires that the Assembly appoint four of its Members to compose the striking committee;

NOW THEREFORE, I move, seconded by the honourable Member for Deh Cho, Mr. Gargan, that Mr. Lewis, Mr. Nerysoo, Mr. Pudluk and Mr. Todd be appointed as the striking committee of this Assembly.

Thank you, Mr. Speaker.

MR. SPEAKER:

Your motion is in order. To the motion.

AN HON. MEMBER:

Question.

MR. SPEAKER: Question has been called. All those in favour? All those opposed? The motion is carried.

---Carried

Mr. Dent.

MR. DENT: Thank you, Mr. Speaker. Mr. Speaker, I would seek unanimous consent to deal with my

motion today on the matter of the election of deputy chairpersons of committee of the whole.

MR. SPEAKER: The honourable Member is seeking unanimous consent to deal with his motion. Are there any nays? There are no nays. Proceed, Mr. Dent.

Motion 6-12(1): Election Of Deputy Chairpersons Of Committee Of The Whole, Carried

MR. DENT: Thank you, Mr. Speaker. Mr. Speaker:

WHEREAS in accordance with section 41(1) of the Legislative Assembly and Executive Council Act two deputy chairpersons shall be elected;

NOW THEREFORE, I move, seconded by the honourable Member for Keewatin Central, Mr. Todd, that Mr. Arvaluk, Member for Aivilik, and Mr.

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Nerysoo, Member for Mackenzie Delta, be appointed deputy chairpersons of committee of the whole for this Assembly.

MR. SPEAKER: Your motion is in order. To the motion.

AN HON. MEMBER:

Question.

MR. SPEAKER: Question has been called. All those in favour? All those opposed? The motion is carried.

---Carried

Before we go on to the next item, I would like to recognize the Chairperson of the Constitutional Commission, Mr. Bourque, and a member of the commission, Mr. Hardy, who are here with us today.

---Applause

Item 14, motions.

Item 15, first reading of bills.

Item 16, second reading of bills.

Item 17, consideration in committee of the whole of bills and other matters.

Item 18, report of committee of the whole.

Item 19, third reading of bills. Item 20, orders of the day. Mr. Clerk.

CLERK OF THE HOUSE (Mr. Hamilton):

Mr. Speaker, there will be a meeting of the striking committee at 2:15 this afternoon and the swearing in of the Executive Council, cabinet at 3:00 p.m.

ITEM 20: ORDERS OF THE DAY

Orders of the day for Friday, November 15, 1991.

1. Prayer
2. Ministers' Statements
3. Members' Statements
4. Returns to Oral Questions
5. Oral Questions
6. Written Questions
7. Returns to Written Questions
8. Replies to Opening Address
9. Petitions
10. Reports of Standing and Special Committees
11. Tabling of Documents
12. Notices of Motions
13. Notices of Motions for First Reading of Bills
14. Motions
15. First Reading of Bills
16. Second Reading of Bills
17. Consideration in Committee of the Whole of Bills and Other Matters
18. Report of Committee of the Whole
19. Third Reading of Bills
20. Orders of the Day

MR. SPEAKER: Thank you, Mr. Clerk. This House stands adjourned until 10:00 a.m., Friday, November 15, 1991.

---ADJOURNMENT