



LEGISLATIVE ASSEMBLY OF THE NORTHWEST TERRITORIES

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Speaker: The Hon. Richard Nerysoo, M.L.A.

# LEGISLATIVE ASSEMBLY OF THE NORTHWEST TERRITORIES

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NORMAN WELLS, NORTHWEST TERRITORIES

WEDNESDAY, OCTOBER 25, 1989

MEMBERS PRESENT

Hon. Titus Allooloo, Mr. Arlooktoo, Hon. Michael Ballantyne, Hon. Tom Butters, Hon. Nellie Cournoyea, Mr. Crow, Mr. Ernerk, Mr. Gargan, Hon. Stephen Kakfwi, Mr. Kilabuk, Mr. Lewis, Hon. Jeannie Marie-Jewell, Mr. McLaughlin, Mr. Morin, Hon. Richard Nerysoo, Hon. Dennis Patterson, Mr. Pedersen, Mr. Pollard, Mr. Pudluk, Mr. Sibbeston, Mr. Whitford, Hon. Gordon Wray, Mr. Zoe

ITEM 1: PRAYER

---Prayer

SPEAKER (Hon. Richard Nerysoo): Orders of the day for Wednesday, October 25, 1989. Item 2, Ministers' statements. The honourable Member for Amittuq.

HON. TITUS ALLOOLOO: Thank you, Mr. Speaker and Members.

---Applause

HON. MICHAEL BALLANTYNE: It was a good holiday, right?

ITEM 2: MINISTERS' STATEMENTS

Ministers' Statement 8-89(2): Strategy On Environmental Protection

HON. TITUS ALLOOLOO: Mr. Speaker, yesterday I met with the Hon. Lucien Bouchard, federal Minister of the Environment. As a result of our meeting we agreed to develop a joint action plan respecting the Government of Canada's responsibility for environmental protection in the Canadian Arctic.

Our respective governments agreed to develop a joint strategy for protection of the northern environment. A working group from the federal Department of Environment and Government of the Northwest Territories' Department of Renewable Resources will meet to develop this strategy which is to be completed by the end of November. The strategy will review what joint action must be taken for protection of the northern environment and will establish a plan to develop the appropriate measures necessary to implement this strategy. A further meeting has been agreed to between myself and the Hon. Lucien Bouchard to finalize the joint strategy. Thank you, Mr. Speaker.

---Applause

MR. SPEAKER: Thank you. Ministers' statements. The honourable Member for Slave River.

Ministers' Statement 9-89(2): Five Year Action Plan On Equality For Women

HON. JEANNIE MARIE-JEWELL: Thank you, Mr. Speaker. Later today I will be tabling the latest report on progress on the five year action plan on equality for women. It covers the year ending March 31, 1989.

The action plan was adopted in 1985 as part of this government's commitment to women's equality. It contains 53 specific action items designed to improve the status of women in the Northwest Territories. Since that time, 31 of these items have been accomplished and action on

a further 18 is well under way. Areas of particular accomplishment in the past year include the interim child care program, the family law review, the committee on maternity leave, the inclusion of women as a target group in the government's affirmative action policy, the start-up of an early childhood education program at Arctic College, and the completion of the implementation of the school health curriculum.

Mr. Speaker, as Minister responsible for the Status of Women, I am pleased that this achievement has been accomplished, especially given the wide variety of undertakings and the number of different departments involved.

I would also recognize and thank my colleagues for their co-operation and assistance to achieve such goals and objectives. As Minister responsible for the Women's Secretariat, I am especially pleased with the secretariat in assisting departments to collectively achieve these accomplishments for the equality of women. Thank you.

MR. SPEAKER: Thank you. Ministers' statements. The honourable Member for Sahtu.

Ministers' Statement 10-89(2): NWT Literacy Initiative Gaining Momentum

HON. STEPHEN KAKFWI: Thank you, Mr. Speaker. During the last session of this Assembly I announced that the Department of Education had committed \$1.9 million to finance literacy programs across the Northwest Territories. Today I am pleased to report that this initiative is well under way.

Part of the money was earmarked to fund community literacy projects to give Northerners the opportunity to address literacy in ways they feel are effective. A quarter of a million dollars will be spent on these projects this year. Most of it has already been allocated to 12 projects across the Northwest Territories. The remaining \$36,000 will be allocated before the fiscal year ends.

Some communities are using the funds to train literacy tutors, while others are holding literacy classes for people who are unable to find jobs because they cannot read or write well. People of all ages are participating in these projects, which include literacy in native languages as well as English.

Arctic College will spend approximately \$550,000 on literacy programs across the Northwest Territories this year. The college has developed its programs in response to locally identified needs. To ensure access to these programs, they are being delivered in a variety of ways, such as home study and formal classes. The college is focussing its efforts on communities which do not have a resident adult educator, although other communities will also benefit from these programs.

Mr. Speaker, it is only through the efforts of individual educators and students that literacy in the Northwest Territories will improve. On September 8, International Literacy Day, I presented the first literacy recognition awards to a group of educators and learners who had made significant contributions to literacy. I will continue to make these awards throughout 1990, International Literacy Year. The United Nations has described International Literacy Year as a "call to action" for governments and people around the globe. One of the year's highlights in the NWT will be a circumpolar literacy conference held in Yellowknife next April. The conference is being organized by the Department of Education and will bring together people knowledgeable about literacy among aboriginal people.

Mr. Speaker, the literacy problems of the North will not be solved overnight. The Department of Education's three-year initiative is a good starting point to address the issue. Over the next two years we will encourage more and more people to improve their literacy, thus increasing their access to training and to jobs. Thank you.

MR. SPEAKER: Thank you. Are there any other Ministers' statements? The honourable Member for Slave River.

Ministers' Statement 11-89(2): Annual Report Of Advisory Council On The Status Of Women

HON. JEANNIE MARIE-JEWELL: Thank you, Mr. Speaker. Mr. Speaker, later today I will be tabling the Annual Report on the NWT Advisory Council on the Status of Women for the Year Ending March 31st, 1989.

The council has had a very active year. Their activities have included a public education and lobby campaign on child care, a research report on women and arts and crafts, and a brief to the special committee and the family law review working group. They provided advice and input to me on various aspects of the restructuring of the council to make it more independent of government. The steps necessary to bring this restructuring into effect are now well under way and both the council and I look forward to seeing it finalized for the coming year.

I commend the council for its work and urge all Members to read the annual report. Thank you, Mr. Speaker.

MR. SPEAKER: Ministers' statements. Item 3, Members' statements. The honourable Member for Tu Nede.

ITEM 3: MEMBERS' STATEMENTS

Member's Statement On Anti-Trapping Statement By Mayor Of Edmonton

MR. MORIN: Thank you, Mr. Speaker. Our people have to conserve wildlife. We live and depend on wildlife and we know that if we kill off all of our wildlife we are basically cutting off the hand that feeds us. We do conserve wildlife. We have been doing this for thousands of years and we will keep trying to educate the Europeans about how we do this.

People in my region are fighting a battle for our lives. Recently, we have been threatened by pollution from pulp mills that have been planned in Alberta. The pollution will come down river and it will affect our fish. Now we have been threatened by statements made by the mayor of Edmonton about our land harvest animals. If the mayor of Edmonton's anti-trapping statement takes hold and buyers stop buying fur, this will completely devastate the people of Snowdrift and Fort Resolution. We depend on this harvest; we make a living just enough to feed our kids and buy gas. Would the mayor rather have our people live on welfare? People who support her anti-trapping views are causing our people a slow, painful death, the kind of death that happens when a human soul is in despair with no way of making a living, dying without the pride of being a self-supporter and contributor to the community of the North.

In closing, Mr. Speaker, I would like to help the mayor of Edmonton to understand our people's way of life and the wildlife harvesting process. She would be welcome to join me on the land to see first-hand how we make our living out there. Thank you.

MR. SPEAKER: Thank you. Members' statements. The honourable Member for Baffin Central.

Member's Statement On Baffin House, Montreal

MR. KILABUK: (Translation) Thank you, Mr. Speaker. I think we all know that in Montreal there is Baffin House for patients and it has always had problems. The manager was replaced so it would run properly, but we still hear from the patients about problems that are occurring at Baffin House and sometimes it is very hard for the patients to live there. This has been a problem for people in the Baffin Region and they have informed us, as Members, about the problems. I know this is run by the Baffin Regional Health Board. Some of my constituents have told me about the problems they are facing at Baffin House because they know and they have had experience.

Members of the Legislative Assembly have to agree to the money that is spent for such places. We are the people that deal with the budget for Baffin House, so for that reason they have

requested that the management and operation of Baffin House should be resolved to their satisfaction.

Just a while ago I was told by one of my constituents, when I was passing through Iqaluit, that a certain individual escorted her child to Montreal and they would not let her stay in Baffin House. The management did not want her in Baffin House, and she did not have any place to stay. The other problem I have heard about was from a certain individual from my community of Pangnirtung that he or she had to stay at the airport for a long time because nobody was going to pick him or her up. I think it is the Legislative Assembly that should resolve the problems that Baffin House is facing.

MR. SPEAKER: Thank you. Your two minutes are up, Mr. Kilabuk. Members' statements. Honourable Member for Hay River.

Member's Statement On Sentences For Sexual Offenders

MR. POLLARD: Thank you, Mr. Speaker. Mr. Speaker, my statement today deals with sentences being given to persons convicted of major crimes in the Northwest Territories, in particular the crime of sexual assault. I am very concerned, as are my constituents, about the light sentences that NWT judges are passing on convicted sexual offenders.

AN HON. MEMBER: Hear, hear!

---Applause

MR. POLLARD: In discussion today with ordinary Members, Mr. Speaker, I find that they are also concerned and feel that judges are being too lenient. We have a Victims of Crime Act, Mr. Speaker, that assists victims financially, but money does not help victims understand the lack of punishment imposed on their attackers. In fact, these small sentences, Mr. Speaker, add insult to injury. These light sentences are unfair, unjust and unacceptable, and I, along with my colleagues on this side and that corner, Mr. Speaker, will be pursuing this very serious matter with the Minister of Justice at the appropriate time. Thank you, Mr. Speaker.

MR. SPEAKER: Thank you. Members' statements. The honourable Member for Aivilik.

Member's Statement On Invitation To Mayor Of Edmonton

MR. ERNERK: (Translation) Thank you, Mr. Speaker. The institute that is responsible for trapping and the subsistence livelihood that the Inuit have, we are very careful in looking after our animals. We are inviting the mayor of Edmonton to come over to Nunavut to view how very careful we are with our animals that we use for our livelihood. (Translation ends)

Member's Statement On Behalf Of Member For Natilikmiot On Anti-Fur Movement

Mr. Speaker, I would like to deliver this statement on behalf of our newly elected Member of the Legislative Assembly for Natilikmiot, Mr. John Ningark. I quote:

"Mr. Speaker, we were taught from childhood to respect the land and its animals. We even held ceremonies in respect of all animals after successful hunting returns. Up to this point in time we take only what we need. The commercialization and exploitation of fur-bearing animals was introduced to us by the European fur traders. Now we are being boycotted by the same people, to a point of deprivation of our own existence. Mr. Speaker, we have been had. Thank you, Mr. Speaker."

---Applause

MR. SPEAKER: Thank you. Honourable Member for Deh Cho.



MR. GARGAN: Mr. Speaker, I would first of all like to acknowledge some of the young people that are here with us and taking some of their precious learning time to be here with us.

Member's Statement On Inuvik Student Protest

Mr. Speaker, I would like to make a short comment on the student protest last Thursday, October 19th, at the Samuel Hearne Secondary School in Inuvik. Since the matter is under investigation I will not say anything at this time about the way in which the students raised their protest. The investigation will decide if they acted properly or not. I would, however, like to commend the students for being concerned enough about the quality of their education that they found the courage to take action and make their concerns known to the teachers and administrators in charge. In particular, I would like to offer my support to one of the students, Michele Kelly, who has been the only one willing to stand up for what she believes and speak out publicly on the issue. I do not know her personally, Mr. Speaker, but in this day when we are short of leaders, it is important to recognize and support our young people if they choose to fight for what they believe is right. It takes strength and courage to stand up for what you believe in, and it shows the qualities of true leadership.

Sometimes as MLAs we tend to pay attention only to the adult voters. We forget about our constituents who are not yet of voting age, in order to make points.

I want to remind the House that if any Members want to consider themselves as statesmen and not just politicians, we must always remember our young people and that the decisions we make in this House will affect them, too. Thank you, Mr. Speaker.

MR. SPEAKER: Members' statements. The honourable Member for Yellowknife South:

Member's Statement On Support For Northern Addiction Services

MR. WHITFORD: Thank you, Mr. Speaker. Today I rise to make a Members' statement in support of the efforts of Northern Addiction Services to combat the illness, hardships and misery caused by alcohol and other substance abuse here in our Northwest Territories. Mr. Speaker, we all realize the tremendous problems caused by the misuse of alcohol, drugs and solvents. Many of us as individuals have relatives, friends and acquaintances who, to some degree, have problems and can benefit from professional help.

In the past, we have had few resources here in the Territories to rely on and to help ourselves but over the years, and in particular since the 1970s, the people from Northern Addiction Services and its predecessor have been working hard to improve the service and treatment facilities here in the North for all northern people who want to seek help. Today they are on the threshold of a multi-program facility to service the North and the people who need live-in and professional help. This includes programs for the communities and for youth. They are to be commended for their hard work and dedication in obtaining their own facilities and treatment programs tailored to northern needs but, Mr. Speaker, words are not enough. I know this government recognizes the social hardships caused by substance abuse but that recognition must be translated into action as well. As the late Sir Winston Churchill said to President Roosevelt in those dark years in World War II, "Give us the tools and we will finish the job." Mr. Speaker, let us give them the tools to finish the job.

---Applause

MR. SPEAKER: Thank you. Members' statements. The honourable Member for Yellowknife Centre.

MR. LEWIS: Mr. Speaker, I wanted to say something while the students that were sitting behind you were still in the House. Since they knew I was about to speak, they immediately left...

---Applause

...so I will save that until there is another bunch of students here.

MR. SPEAKER: Thank you. Members' statements. The honourable Member for Rae-Lac la Martre.

Member's Statement On Tuberculosis In Rae And Repulse Bay

MR. ZOE: Mr. Speaker, yesterday I tabled in this House a document, a newspaper article from the front page of the Edmonton Journal, entitled "TB Refuses To Die In The North". Quite frankly, Mr. Speaker, I found this article shocking, especially since my own community, along with Repulse Bay in the East, seem to have become centres for the dreaded disease, tuberculosis.

Here are some of the facts disclosed in the article. The Rae outbreak began in 1986 and its present rate of tuberculosis is about one case per 100 people, which is 125 times higher than the national rate. Last year 16 new active cases were reported. Last January a young child from Rae nearly died in the hospital in Edmonton from a tuberculin infection of his heart. Today there are 37 people in Rae taking medication to control the tuberculosis bacteria. In Repulse Bay the tuberculosis epidemic is more recent. It hit last October. A staggering 35 cases have been reported among a population of 450 residents. These are not the only two communities struggling with this disease. There are 11,000 people in the Northwest Territories who have been affected at some time during their lives.

Mr. Speaker, the article asked the question which I wish to ask in this House. Why must these two native communities continue to live with a curable disease that has been virtually eradicated in most of the western world? The article comes up with two answers. The first is the lack of adequate housing. Tuberculosis is a social disease that is transmitted through the air by coughing, sneezing or speaking. According to Louise Fillatre, senior nursing officer for the East Mackenzie region, and I quote, "The crowded, poorly ventilated bungalows in Rae provide an excellent means for a germ to spread...." The second reason, according to Trudy Guichon, a tuberculosis consultant with our government, is the lack of enough health care professionals in the North.

Mr. Speaker, it is obvious that our government must do a much better job of providing suitable housing and a better health care service if we are to catch up with the rest of the civilized world in eradicating this disease.

MR. SPEAKER: Thank you, Mr. Zoe. Members' statements. Item 4, returns to oral questions. The honourable Member for Sahtu.

ITEM 4: RETURNS TO ORAL QUESTIONS

Return To Question O19-89(2): Adult Education For Fort Wrigley

HON. STEPHEN KAKFWI: Mr. Speaker, this is in response to a question asked by Mr. Sibbeston on October 19, 1989. The Department of Education will not be putting a resident adult educator in the community of Wrigley this fiscal year. The department is aware of the concerns expressed in the resolution calling for an adult education program for Wrigley passed at the Dene national assembly in Inuvik this July. The department will consult with the residents of Wrigley and with the Dene Nation to put in place a program funded through the NWT literacy program by January 1990. While there are no quick fixes, we want to work with the people of Wrigley to develop an integrated adult education program that is co-ordinated with economic development possibilities in that community. Thank you.

MR. SPEAKER: Thank you. Returns to oral questions. The honourable Member for Sahtu.

Further Returns To Question O37-89(2): Funding For NWT Students In The South; And Question O43-89(2): Tabling Of Northern Leaders Training Support Program Policy

HON. STEPHEN KAKFWI: Thank you. This is in response to questions asked by Mr. Morin and Mr. Zoe on October 23rd. It is in regard to the Dene/Metis leaders program, the policy on funding for NWT students in the South.

The program that Mr. Zoe and Mr. Morin requested information on is called the Northern Leaders Training Support Program. This program will provide up to 12 leaders at any one time with training support that will enable them to work directly in the management and administration of land claims. These individuals must have leadership experience in native organizations and have the support of a native organization which is a signatory to land claims agreements or agreements in principle. These trainees will be provided, with income support for up to four years, management training at the post-secondary level which may include up to two years of preparatory programs and/or on-the-job training. They will also be provided with transportation assistance, tuition costs and the cost of books. Sponsoring native organizations will provide work assignments between educational semesters. The detailed information on the program will be available to the public through the regional offices of advanced education. Thank you.

MR. SPEAKER: Thank you. Returns to oral questions. The honourable Member for Kivallivik.

Return To Question O6-89(2): Trucks Sliding Off The Mackenzie Highway

HON. GORDON WRAY: Thank you, Mr. Speaker. This is a return to a question asked by Mr. Whitford about trucks sliding off the Mackenzie highway. The answer to the Member's question is that highway No. 3 between Fort Rae and Yellowknife is a difficult road to drive, especially when it is wet. The road itself is built over very difficult terrain, muskeg with permafrost and ice lenses, around lakes and outcrop rock. For comparison, in the 314 kilometre section between Fort Providence and Fort Rae, where highway No. 3 crosses the Mackenzie Valley, there are only six major curves. Once the highway enters the Canadian Shield formation at Fort Rae, the next 108 kilometres have 107 curves. The long-term solution for this is to reconstruct the highway and reduce the number of curves. For the next few years, though, the department's priority is to reconstruct the Fort Providence to Fort Rae section and rebuild the damaged base.

The Department of Transportation spends approximately \$5000 per kilometre per year on the highway's maintenance. The plain fact is that the road is slippery when wet. The Member might be interested to know, as I was to find out, that the gravel used on the highway comes from Whitebeach Point deposits and has a significant limestone content. When it is dry, the limestone sets, much like concrete, giving an excellent hard-packed driving surface. When it is wet, as it can be in the spring and fall, the limestone becomes slippery. If drivers are not careful to take notice of these slippery conditions, they can slide off the shoulders, as the newspaper article reported. Thank you.

MR. SPEAKER: Thank you. Returns to oral questions. Item 5, oral questions. Honourable Member for Tu Nede.

ITEM 5: ORAL QUESTIONS

Question O83-89(2): Review Of Suicide Increase

MR. MORIN: Thank you, Mr. Speaker. My question is to the Minister of Social Services. Madam Minister, in your department's review of the increase in suicide in the Eastern Arctic, as well as in the Western Arctic, did your department find that young people in complete despair, without any type of future or any work, have any effect on the suicide rate? Thank you.

MR. SPEAKER: Thank you. Honourable Member for Slave River.

**HON. JEANNIE MARIE-JEWELL:** Thank you, Mr. Speaker. I did not get his question clearly. If I could just ask the Member to repeat it, I would appreciate it. Thank you.

**MR. SPEAKER:** Thank you. Honourable Member for Tu Nede.

**MR. MORIN:** Thank you, Mr. Speaker. Madam Minister, do young people that are in complete despair, without any future, without any hope of having meaningful employment or meaningful participation in the economics of the community, tend to have a higher suicide rate?

**MR. SPEAKER:** Thank you. Honourable Member for Slave River.

Return To Question O83-89(2): Review Of Suicide Increase

**HON. JEANNIE MARIE-JEWELL:** Mr. Speaker, it has become apparent that suicide is caused by many different factors. It appears that the Member is asking if, due to little activity in the economy of a community, does this contribute to suicide? It appears, throughout a lot of studies, that this is a component that does contribute to suicide, along with many other components. Thank you.

**MR. SPEAKER:** Thank you. Honourable Member for Tu Nede.

Supplementary To Question O83-89(2): Review Of Suicide Increase

**MR. MORIN:** Thank you, Mr. Speaker, supplementary. Madam Minister, has there been an increase in suicide in the Eastern Arctic in the past five years after Greenpeace and the European anti-fur movement have managed to stop all sales of sealskins and the sealing industry?

**MR. SPEAKER:** Thank you. Honourable Member for Slave River.

Further Return To Question O83-89(2): Review Of Suicide Increase

**HON. JEANNIE MARIE-JEWELL:** Mr. Speaker, I have not studied the trends with regard to the impact of the termination of seal hunting caused by Greenpeace, particularly in the Baffin area, but I can indicate to you the expenditure of social assistance from the department has increased significantly since the Greenpeace efforts helped to terminate the harvesting of seals. In my opinion, it probably has contributed to some of the suicides that have occurred, because of the feeling of not being able to contribute to the economic and well-being of life that people tend to look for. I can indicate to the Member that the termination of seal hunting has had a significant impact on the way of life Eastern members have faced since Greenpeace dealt with hunting seals. Thank you.

**MR. SPEAKER:** Thank you. Oral questions. Honourable Member for Yellowknife South.

Question O84-89(2): Target Date For Alcohol Treatment Centre Near Dettah

**MR. WHITFORD:** Thank you, Mr. Speaker. My question today will be to the Minister of Social Services. The Minister will recall that Northern Addiction Services presented plans for the development of a rehab centre near Dettah. The Minister will also recall that all the capital costs for this building and land will come from the federal government through various grants. All that remains is a commitment by her department for O and M funding. The Northern Addiction Services have written to the Minister submitting a proposal for the O and M, and the Minister had said last spring in this House that she was waiting for a long-term strategy for the programs which should be ready by November. I would like to ask the Minister if the target date of November is going to be met by her officials.

**MR. SPEAKER:** Thank you. Honourable Member for Slave River.

Return To Question O84-89(2): Target Date For Alcohol Treatment Centre Near Dettah

HON. JEANNIE MARIE-JEWELL: Thank you, Mr. Speaker. I believe I indicated in the House that we intend to pursue a strategic plan to address the concern of where and how many facilities we hope to be looking at in the Territories to try to combat one of our major social problems, the abuse of alcohol. At the time, it appeared that we would look at a target date of the end of November, and we still anticipate meeting that target date. However, I did want to indicate to the Member that I am aware of the problem that NAS has, but until the strategic plan is complete I am in a difficult position to give any type of commitment to any group that has completed a feasibility study. Thank you.

MR. SPEAKER: Thank you. Honourable Member for Yellowknife South, supplementary.

Supplementary To Question O84-89(2): Target Date For Alcohol Treatment Centre Near Dettah

MR. WHITFORD: Thank you, Mr. Speaker. The Northern Addiction Services submitted a proposal for O and M. The total plan they have for obtaining the capital funding is hinged on whether or not they are going to be receiving capital funding. The amounts have been submitted to the Minister already, and the deadlines for obtaining this capital funding are fast approaching. The three million dollars that is going to be available for this rehab centre is going to disappear after December 31. Will the Minister be able to make a commitment one way or the other to Northern Addiction Services in order for them to obtain this capital funding?

MR. SPEAKER: Thank you. Honourable Member for Slave River.

Further Return To Question O84-89(2): Target Date For Alcohol Treatment Centre Near Dettah

HON. JEANNIE MARIE-JEWELL: Thank you, Mr. Speaker. I think it is going to be difficult to make a commitment before the strategic plan is completed. I feel it is unfair to try to go out to the communities and get opinions and look at a possible overall plan and then to make a decision before the completion of the plan is submitted to the department for consideration.

However, I do want to indicate to the Member the concern that I am having as a Minister and I would like to quote part of a letter that has been formulated and sent by Northern Addiction Services. In this letter, dated October 13th, regarding the new drug and alcohol rehabilitation centre on the Dettah road in the Territories, it indicates, "O and M costs for the rehabilitation centre are expected to be \$711,013 for adults; \$403,584 for youth; and \$37,463 for outpatients. The total budget of \$1,152,059 is an increase over last year of \$733,591 (i.e., an increase of \$403,584 for the youth component and \$330,000 for adult in outpatients)."

This is causing me a concern, Mr. Speaker, that it is an increase of ongoing O and M of at least \$733,000 for this facility once it is built. And because of the fact that we do not have the plan, it is difficult to make a commitment. Thank you.

MR. SPEAKER: The honourable Member for Yellowknife South, supplementary.

Supplementary To Question O84-89(2): Target Date For Alcohol Treatment Centre Near Dettah

MR. WHITFORD: Mr. Speaker, I have not had a chance to see that letter. She offered to let me see it. However, my information has it that Northern Addiction Services is prepared to revise that and, I think, has advised the Minister of this already, that the three quarters of a million dollars originally proposed can be scaled down. But the point here is that it has to be done relatively quickly. I do not know whether we can wait and wait and wait. This money is a one-time thing from CMHC and it will be lost if we do not make a decision on it. We are getting a lot for very little here and I do not know if the Minister realizes that the Dene/Metis fully support this project. The mayor of the City of Yellowknife supports this and the bands in Dettah and Rainbow Valley support this. The chief from the Hay River Reserve Dene Band, Roy Fabian, who is a strong supporter of trying to get a centre on the other side of the lake, fully supports this. How much

more support does the Minister need? I support it and I am sure a lot of Members do too. It is needed for the whole North and if we wait too long...

AN HON. MEMBER: ...we are going to lose the money.

AN HON. MEMBER: Question.

MR. SPEAKER: Honourable Member for Yellowknife South, would you get to the question please? I must remind Members that supplementary questions are not time periods for raising of debate, but rather to get to the specifics of the original question. The honourable Member for Yellowknife South.

MR. WHITFORD: There is a question there, Mr. Speaker; it is: Does the Minister realize all these things?

MR. SPEAKER: The honourable Member for Slave River.

Supplementary To Question O84-89(2): Target Date For Alcohol Treatment Centre Near Dettah

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, naturally I realize all the support this NAS project has and I am not saying that I do not support it. What I am saying is that it is difficult to commit this government to any kind of future expenditure when the O and M costs are going to be an increase to this government of at least three quarters of a million dollars. Plus in future years we do not know whether or not we will have that type of money. So it is difficult to make a commitment. Thank you.

MR. SPEAKER: Thank you. Oral questions, honourable Member for Hay River.

Question O85-89(2): Light Sentences For Sexual Assault

MR. POLLARD: Thank you, Mr. Speaker. Through you, to the Minister of Justice. The Minister is aware of my statement in the House today with regard to light sentencing of people convicted of sexual assault. Would the Minister agree that these sentences are indeed light? Thank you, Mr. Speaker.

MR. SPEAKER: Thank you. The honourable Member for Yellowknife North, Minister of Justice.

Return To Question O85-89(2): Light Sentences For Sexual Assault

HON. MICHAEL BALLANTYNE: I am not sure my personal opinion is the important factor here. I think the honourable Member is very aware of one important element of our justice system, the independence of the judiciary, and as Minister of Justice I cannot be seen to be directing judges or influencing their sentencing practices. Having said that, the concerns of the Member are concerns shared by almost everybody I know, including my wife, and I think it is fair to say the judges should take into account the values of communities of the people of the NWT when they are sentencing criminals. I think that though I cannot directly direct judges what to do, I think it is very healthy that here in the Legislative Assembly the views of Members representing their communities are heard. I hope judges in contemplating their sentencing practice will reflect on the views of communities as represented by Members here in the House. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Hay River.

Supplementary To Question O85-89(2): Light Sentences For Sexual Assault

MR. POLLARD: Thank you, Mr. Speaker. I am not sure what I got out of that, Mr. Speaker, but I do know that Mr. Ballantyne's wife does support the position that I have. So that is something, Mr. Speaker. What I am interested in is the Justice Minister's position; I am interested in this government's position on this very serious matter. So I would ask the Justice Minister again:

Does the government have a position that these sentences are indeed too light? Thank you, Mr. Speaker.

MR. SPEAKER: Thank you. The honourable Member for Yellowknife North, the Minister of Justice.

Further Return To Question O85-89(2): Light Sentences For Sexual Assault

HON. MICHAEL BALLANTYNE: No, this government does not have a formal position. But I can tell the Members that there has been concern expressed by other Members of the cabinet on this subject, similar to the concerns that you are expressing.

MR. SPEAKER: The honourable Member for Hay River, supplementary.

Supplementary To Question O85-89(2): Light Sentences For Sexual Assault

MR. POLLARD: Thank you, Mr. Speaker. Mr. Speaker, in future then, can we look for the Justice Minister advising his crown prosecutors to appeal these light sentences?

MR. SPEAKER: The honourable Member for Yellowknife North, the Minister of Justice.

Further Return To Question O85-89(2): Light Sentences For Sexual Assault

HON. MICHAEL BALLANTYNE: I want to again remind the Member that they are not my crown prosecutors. They are the federal Minister of Justices' crown prosecutors. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Hay River. Final supplementary.

Supplementary To Question O85-89(2): Light Sentences For Sexual Assault

MR. POLLARD: Mr. Speaker, I wonder if the Minister of Justice could tell the House the communications that he has had with the federal Justice Minister indicating that there should be appeals to these light sentences. If he has not already done it, would he undertake to let the federal Minister know, in no uncertain terms, that the Members in this House and the people of the NWT are unhappy with these light sentences and would like them appealed? Thank you, Mr. Speaker.

MR. SPEAKER: Thank you. The honourable Member for Yellowknife North, the Minister of Justice.

Further Return To Question O85-89(2): Light Sentences For Sexual Assault

HON. MICHAEL BALLANTYNE: To answer the question, yes, and to take it one step further, we are seriously working on taking over the responsibility of prosecution from the federal government.

MR. SPEAKER: Thank you. The honourable Member for Tu Nede.

Question O86-89(2): Funding For Alcohol And Drug Centres

MR. MORIN: Thank you, Mr. Speaker. My question is to the Minister of Social Services. Madam Minister, will you assure me, as well as other Members of this House, that you will not make any rash or quick decision on funding, operation and maintenance, of any drug and alcohol centres or funding to build anything, until you do a complete review and know all sides of the story and look at all proposals from all communities, whether they be north, west, east or south? Thank you.

MR. SPEAKER: The honourable Member for Slave River, the Minister of Social Services.

Return To Question O86-89(2): Funding For Alcohol And Drug Centres

HON. JEANNIE MARIE-JEWELL: Thank you, Mr. Speaker. I can indicate to the Member that that is one of the intentions of facilitating a strategic plan, to be able to look at particularly the Western Arctic, on possibly funding a rehabilitation centre. However, I do want to indicate to the Member that there is already a commitment in the Eastern Arctic, prior to the transfer of the alcohol and drug program, that we would build the facility in the Eastern Arctic. That commitment has already been made in respect to additional O and M costs. But in particular for the Western Arctic, I can give the assurance to the Member that once a strategic plan is presented to me, with the recommendations and options, I will take it forward to my cabinet colleagues for consideration. Thank you.

MR. SPEAKER: Oral questions. The honourable Member for Deh Cho.

Question O87-89(2): Tabling Study On Status Of Women

MR. GARGAN: Thank you, Mr. Speaker. I would like to direct my question to the Minister of Social Services. Yesterday in the Minister's response to a request to get a copy or table a document on the study on the Women's Secretariat by Carol Roberts, which was candid, thorough and honest, the Minister was afraid that once the document was tabled for public consumption that there would be a reluctance on the public's part to express their opinion openly and freely. I would like to ask the Minister how she came to that conclusion. If you table a document I would think that the public would like to react to it. Perhaps she should table it in order to get the opinions.

MR. SPEAKER: The honourable Member for Slave River.

Return To Question O87-89(2): Tabling Study On Status Of Women

HON. JEANNIE MARIE-JEWELL: Thank you, Mr. Speaker. I did indicate to the Member that in regard to that particular study, I did ask for hopefully a thorough report presented to me regarding the whole issue of the Women's Secretariat and the whole issue of the status of women. If I recall, in that particular report there were discussions specifically with people and the names were specific in the report as to who said what, in a candid forum. This is one of the reasons for not wanting to table the document. I indicated to the Members that there would be a reluctance on the part of individual persons who are wanting to express their opinion as to how we can clear up some of the problems that we have within both the Women's Secretariat and the council for the status of women. As a result, in reviewing that report, I have had a great reluctance and, as indicated previously in the House, no desire to table the document.

MR. SPEAKER: Honourable Member for Deh Cho, supplementary.

Supplementary To Question O87-89(2): Tabling Study On Status Of Women

MR. GARGAN: Mr. Speaker, during the review process, was there any kind of public forum regarding this or was this review pretty well done behind closed doors with the individuals being interviewed? Is that the problem the Minister is having?

MR. SPEAKER: Thank you. The honourable Member for Slave River, Minister responsible for the Status of Women.

Further Return To Question O87-89(2): Tabling Study On Status Of Women

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, there were both types of forums taken. There were public forums and, at the same time, individual comments for the formulation of the recommendations on that particular document.

MR. SPEAKER: The honourable Member for Deh Cho.



Supplementary To Question O87-89(2): Tabling Study On Status Of Women

MR. GARGAN: I would like to ask the Minister if she would be willing to table the report if she was able -- I guess with a black marker -- to cross out the names that are on that report and just give us a report on what is being said.

MR. SPEAKER: The honourable Member for Slave River, Minister responsible for the Status of Women.

Further Return To Question O87-89(2): Tabling Study On Status Of Women

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, I have not given that consideration prior to the Member's request. It is something that I can take under notice. However, I do want to indicate to the Member, if he is sincerely concerned about the recommendations of the document, I would be willing to sit down with him to discuss the document in confidence.

MR. SPEAKER: I would like to recognize Chief Norman Yakeleya of Fort Norman in the gallery.

---Applause

Oral questions. The honourable Member for Yellowknife Centre.

Motion To Extend Question Period, Carried

MR. LEWIS: Mr. Speaker, I would like to move that we get unanimous consent to extend question period.

MR. SPEAKER: Unanimous consent has been requested to extend question period. Are there any nays?

HON. MICHAEL BALLANTYNE: Only for three hours today.

MR. SPEAKER: There are no nays. Question period has been extended.

---Carried

The honourable Member for Yellowknife Centre.

MR. LEWIS: Thank you, Mr. Speaker. I would like to welcome Mr. Allooloo back to Yellowknife after his short trip.

SOME HON. MEMBERS: Norman Wells.

Question O88-89(2): Benefits Of Trip To Ottawa

MR. LEWIS: I have a very fast question for him, in keeping with the quickness of his trip. Could this piece of work that is reflected on this piece of paper not have been done on the telephone? You do not seem to have too much here.

---Laughter

MR. SPEAKER: Just a reminder that questions should not be asked asking an opinion on a particular question. I allowed other Members to ask questions of that type that should not have been asked or allowed to be answered. However, I will allow this to be answered. The honourable Member for Amittuq, Minister of Renewable Resources.

Return To Question O88-89(2): Benefits Of Trip To Ottawa

HON. TITUS ALLOOLOO: No.

MR. SPEAKER: The honourable Member for Yellowknife Centre.

Supplementary To Question O88-89(2): Benefits Of Trip To Ottawa

MR. LEWIS: Mr. Speaker, will the Minister undertake to pass on to this working group that will develop this strategy and this plan, that they also stick into it some legislation and also some money to get the job done? This talks in very general terms about a plan that may be implemented one day. It seems to me that unless we have that kind of commitment, this trip was really not worthwhile.

MR. SPEAKER: The honourable Member for Amittuq, Minister of Renewable Resources.

Return To Question O88-89(2): Benefits Of Trip To Ottawa

HON. TITUS ALLOOLOO: Mr. Speaker, I am glad the Member is asking specific questions on my trip and the result of the agreement that we made yesterday, or that I have made with Mr. Bouchard. What we have done is that we recognized that the Northwest Territories is a very large area of land mass within the confines of Canada. In fact, it is one third of Canada's land mass and it is difficult, even with the federal resources and our resources, to combine our efforts to completely protect the environment in the Northwest Territories. That is difficult to do and it is a big task. What we have agreed to do is to come up with a strategy that would use our resources to the best of our abilities to start protecting the environment.

What we have agreed to do is to appoint people in our respective departments to work on or identify areas that we could do. After those identifications have been made by my department and the Department of the Environment, we will get together again, preferably before the end of the year, to see how we could work toward protecting the environment, using both of our governments. In that way we could look at the legislation that was tabled last session again to see how we could best use our resources in terms of protecting the environment. Qujannamiik.

MR. SPEAKER: Thank you. The honourable Member for Yellowknife Centre, supplementary.

Supplementary To Question O88-89(2): Benefits Of Trip To Ottawa

MR. LEWIS: I asked a very specific question, Mr. Speaker. Will the Minister undertake to direct his members on this working group that moneys be identified and that legislation be developed? In order to get the job done, identify it in this strategy and in this plan.

MR. SPEAKER: The honourable Member for Amittuq, the Minister of Renewable Resources.

Further Return To Question O88-89(2): Benefits Of Trip To Ottawa

HON. TITUS ALLOOLOO: Mr. Speaker, the working group will identify options to each cabinet and identify the resources needed to meet those options. They will also identify possible legislation for the cabinets to review. Thank you.

MR. SPEAKER: Thank you. Oral questions. The honourable Member for Hudson Bay.

Question O89-89(2): Letter From Mayor Of Sanikiluaq Re Environment

MR. CROW: Thank you, Mr. Speaker. My question will be directed to the honourable Government Leader. Mr. Government Leader, I have a letter in front of me dated October 4, 1989 and it looks like it needs an immediate answer. It is from the mayor of Sanikiluaq, Peter Kattuk, and is entitled

"Concerning Environment". Would the Government Leader provide me with his answer before the end of this week? Thank you.

MR. SPEAKER: Thank you. The honourable Member for Iqaluit, Mr. Government Leader.

Return To Question O89-89(2): Letter From Mayor Of Sanikiluaq Re Environment

HON. DENNIS PATTERSON: Mr. Speaker, I do not believe that I have received such a letter yet so I will ask the Member for a copy of that letter if he has it. Then if it is addressed to me I will undertake to answer it as quickly as possible. To my knowledge it has not yet been received by me or my office. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Hudson Bay.

Supplementary To Question O89-89(2): Letter From Mayor Of Sanikiluaq Re Environment

MR. CROW: Thank you, Mr. Speaker. I will table this letter because it looks very important. It concerns the environment. Hydro Quebec is planning to divert a lot of rivers that flow into Hudson Bay. The Hamlet Council of Sanikiluaq has been invited to go to Great Whale River to meet with the Hydro Quebec officials on November 1st and 2nd. (Translation) The reason why I asked this question is that our environment has to be protected. The question is whether our environment is protected by the government, because Hydro Quebec wants to block some rivers and it is going to affect all the environment in our community. I just wonder if the GNWT is protecting our environment. That is what I wanted to find out. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Amittuq.

Further Return To Question O89-89(2): Letter From Mayor Of Sanikiluaq Re Environment

HON. TITUS ALLOOLOO: Thank you, Mr. Speaker. (Translation) Our environment is protected by several agencies. If it is concerning bodies of water it is Fisheries and Oceans that deals with that. Also, Indian and Northern Affairs has an act regulating airborne contaminants, and within the NWT government there is also legislation in regard to environmental protection; we have laws with respect to that. If there is a problem in the water, Fisheries and Oceans are the people that would deal with the problem but if it was a land problem then Indian and Northern Affairs has legislation with regard to it, and they are the people that issue land-use permits. According to our legislation we try to protect as much as we can. Thank you.

MR. SPEAKER: Thank you. Oral questions. Mr. Ernerk.

Question O90-89(2): Stronger Sentences For Criminals

MR. ERNERK: Thank you, Mr. Speaker. My question is directed to the Minister of Justice in supplementary to the question raised by the honourable Member for Hay River, regarding light sentences for offenders. Mr. Speaker, through you, I want to indicate to the Minister of Justice that I, too, am extremely concerned about the issue of sexual assaults and sexual abuse of children, as well as victims of crime generally speaking.

My question is firstly, Mr. Speaker, what protection is provided under the law for those three categories that I mentioned?

MR. SPEAKER: Thank you. The honourable Member for Yellowknife North, the Minister of Justice.

HON. MICHAEL BALLANTYNE: I am not quite sure what the Member is asking for. There is a whole range of penalties which come under the Criminal Code for those offences. Perhaps if the Member could be a little more specific, I will try to answer his question.

**MR. SPEAKER:** Honourable Member for Aivilik.

**MR. ERNERK:** Thank you, Mr. Speaker. I will try to be more specific. The issue with regard to sexual assault and sexual abuse of children, as well as the Victims of Crime Act, is something, when it happens, that I totally disagree with. I am totally opposed to it. Is there a tougher law being looked at by the Government of the Northwest Territories, a piece of legislation which will be brought before this Legislative Assembly sometime in the very near future, so that offenders of these various categories that I mentioned can have much tougher sentences?

**MR. SPEAKER:** Thank you. Honourable Member for Yellowknife North and Minister of Justice.

Return To Question O90-89(2): Stronger Sentences For Criminals

**HON. MICHAEL BALLANTYNE:** Thank you. An answer to part of the question is that we cannot enact legislation dealing with the Criminal Code. It is federal legislation. As Minister of Justice I cannot direct judges what to do. I do not mind saying here publicly, as a person, that I agree with much of what Members are saying, and it bothers me too. I am saying that as Mike Ballantyne. I agree. What we are doing as Ministers of Justice across the country is that we are looking at sentencing parameters right now. The concern that you have expressed has been expressed by every single legislature in the country. Everybody is very concerned about these particular crimes and a lot of people are very concerned that there is not a proportionate punishment for the severity of the crime. All of us are having input into that, and I can assure you that your concerns will be forcefully brought to that federal/provincial/territorial table. At some point in time, perhaps at the winter session, I would suggest perhaps having a debate. I think that would be very useful for not only the judges here in the Territories, but also for potential offenders, to hear from the lawmakers their strong views on the subject. I find the questions and comments very valuable, and I hope that Members will continue to express their concerns very forcefully in this House. Thank you.

**MR. SPEAKER:** Thank you. Honourable Member for Aivilik, supplementary.

Supplementary To Question O90-89(2): Stronger Sentences For Criminals

**MR. ERNERK:** (Translation) Thank you, Mr. Speaker. Supplementary to the question I have asked. I would like to thank him very much for his response. The other question I would like to ask, Mr. Speaker, the victims of sexual assault and victims of violence, and children that are victims of those kinds of crimes – whenever the offender is before the judge I know they are very scared during the proceedings. I know the victims of abuse are very scared. What kinds of measures or compensation do you have for the victims of those kinds of crimes? Thank you.

**MR. SPEAKER:** Thank you. Honourable Member for Yellowknife and Minister of Justice.

Further Return To Question O90-89(2): Stronger Sentences For Criminals

**HON. MICHAEL BALLANTYNE:** The federal government and provincial and territorial governments, in the last two or three years, have made victims' rights a major priority. The federal government has enacted victims of crime legislation which allows new procedures in the criminal justice system. Now a victim can submit to a judge what is called a "victim impact statement" where the victim in their own words will explain to the judge how the crime has affected them physically, psychologically or financially. There are provisions for when young people are involved as victims, that screens are put in so that a young person actually will not have the offender staring them in the eye when they are trying to make a statement. We have enacted victims of crime legislation here with a surcharge on fines. I am in the process of setting up a committee. That committee will be looking at, in a general sense, programs of assistance that we can afford to victims of crime. I have before this House right now, which we will probably be bringing in today, changes to our criminal injuries compensation fund which we think will partially address it. I think in no way can we in this government or any government say that we can totally compensate a victim for the damage done to them in the course of a crime. I think what we are trying to do is

to acknowledge that society has some responsibility to people who, through no fault of their own, are injured. I think in the last year, this government and Legislative Assembly has demonstrated a lot of support for victims of crime. Thank you, Mr. Speaker.

MR. SPEAKER: Oral questions. Honourable Member for Nahendeh.

Question O91-89(2): Referring Members' Concerns To NWT Judges

MR. SIBBESTON: Mr. Speaker, while I appreciate that the Minister of Justice is saying that he will raise the matter with his colleagues, federal Ministers and others, why does the Minister not simply say that he will make sure that judges of the North here receive Hansard, the statements and concerns that the MLAs have expressed. Surely this will give the message to the judges of our North that the elected officials are concerned. This is not, in a sense, influencing judges. It is simply conveying the concerns of the MLAs. I think this will go a lot farther than having to wait for federal/provincial conferences and things of that sort. Can I ask the Minister if he is prepared to do that?

MR. SPEAKER: Thank you. Honourable Member for Yellowknife North and Minister of Justice.

Return To Question O91-89(2): Referring Members' Concerns to NWT Judges

HON. MICHAEL BALLANTYNE: Certainly. I would be very happy to make copies of Hansard available to judges.

MR. SPEAKER: Thank you. Honourable Member for Nahendeh, supplementary.

MR. SIBBESTON: Mr. Speaker, I have a question for the Minister of Municipal and Community Affairs.

MR. SPEAKER: One moment, I called a supplementary. However, the honourable Member for Nahendeh.

Question O92-89(2): Funding For Office Space For Band Councils

MR. SIBBESTON: Mr. Speaker, I have a question for the Minister of Municipal and Community Affairs concerning band offices. The Minister is aware that in the western part of the North, Nahendeh, band councils exist in most of the communities, and our government to date has provided reasonably good offices for band councils in small communities where they serve as community councils. However, in the larger centres – I can speak for my communities in places like Fort Simpson and Fort Liard – the government has never really been able to provide good and adequate office space for band councils. I am aware that, in part, this is because of a jurisdictional dispute between the federal and territorial governments. I am also aware that in recent months there has been some discussion between the federal and territorial governments on this matter. Is the Minister able to report any progress in this matter, with a view to band councils getting more adequate office space?

MR. SPEAKER: Thank you. Honourable Member for Kivallivik and Minister of Municipal and Community Affairs.

Return To Question O92-89(2): Funding For Office Space For Band Councils

HON. GORDON WRAY: Thank you. There has been no real progress with the federal government. They are still refusing to acknowledge their responsibilities in this area. It is a federal responsibility to supply capital moneys for band offices in the NWT. But they have just refused to meet their obligations. However, knowing that there are some problems, my colleague the Minister of Public Works, under direction from cabinet, has been dealing with some communities and looking at ways to assist some of the communities in joint offices and I believe that work is under way in several communities, working with the band councils, to see what we can do. So

to that extent there has been some progress. But certainly none as far as the federal government is concerned.

MR. SPEAKER: Honourable Member for Tu Nede.

Question O93-89(2): Inviting Mayor Of Edmonton To Tu Nede

MR. MORIN: Thank you, Mr. Speaker. My question is to the Government Leader. On CBC Inuvik regional news at 8:30 a.m., Wednesday, Mayor Reimer of the city of Edmonton says that if the Government Leader of the NWT personally invites her to come to the North, she will consider that offer. Mr. Government Leader, will you personally invite the mayor of Edmonton to come into my area to go on the land with some of my people?

MR. SPEAKER: The honourable Member for Iqaluit, the Government Leader.

Return To Question O93-89(2): Inviting Mayor Of Edmonton To Tu Nede

HON. DENNIS PATTERSON: Mr. Speaker, I intend to invite Her Worship the Mayor of Edmonton to the NWT and since I have not yet sent the letter, I will amend it to specifically indicate that she would be warmly received by the people of Tu Nede. Thank you, Mr. Speaker.

MR. SPEAKER: Thank you. Oral questions. The honourable Member for Yellowknife Centre.

Question O94-89(2): Alcohol Treatment Centre Near Dettah

MR. LEWIS: Mr. Speaker, for several years now the Northern Addiction Services has been working very hard on an addiction treatment centre on the Yellowknife River; a small rural resort just outside the city of Yellowknife. I would like to ask the Minister if she is aware that unless some action is taken soon, this hard-working group will lose \$2.5 million in capital funding because this funding will run out at the end of this year, unless this government makes some commitment to do something about developing a treatment centre to look after people in the NWT so they do not have to leave and go to southern Canada?

MR. SPEAKER: Thank you. The honourable Member for Slave River.

Return To Question O94-89(2): Alcohol Treatment Centre Near Dettah

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, as I indicated earlier, once this strategic plan that we have commissioned to be developed is presented to me, once I have presented recommendations to my cabinet colleagues, I will then consider the request that has been presented to our department for facilities. Thank you.

MR. SPEAKER: The honourable Member for Yellowknife Centre, supplementary.

Supplementary To Question O94-89(2): Alcohol Treatment Centre Near Dettah

MR. LEWIS: Mr. Speaker, a Minister can give any answer, but it was not to the question I asked. Was she aware that \$2.5 million will be lost unless a decision is made during this calendar year that that treatment centre will be able to go ahead? Is she aware that that money will be lost?

MR. SPEAKER: The honourable Member for Slave River, Minister of Social Services.

Further Return To Question O94-89(2): Alcohol Treatment Centre Near Dettah

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, yes I am aware of the fact that a commitment by this government will help determine whether or not we will continue to allow the facility to operate. As to whether the \$2.5 million in capital funding may be lost, we are struggling to find out whether

or not we will be able to obtain the additional three quarters of a million dollars in increased O and M expenditures required for that particular facility. Thank you.

MR. SPEAKER: The honourable Member for Yellowknife Centre, supplementary.

Supplementary To Question O94-89(2): Alcohol Treatment Centre Near Dettah

MR. LEWIS: Another very simple question, Mr. Speaker. Has the Minister asked that various alternatives be developed so that if this one does not go ahead, at least we have something in the NWT to look after people with this very severe problem?

MR. SPEAKER: Thank you. The honourable Member for Slave River, Minister of Social Services.

Further Return To Question O94-89(2): Alcohol Treatment Centre Near Dettah

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, this is precisely why we have taken the initiative of developing a strategic plan to determine what type of facility we need in the North, where it should be located, the demand for such a facility, the size of the facility, the anticipated cost of such a facility. All these types of questions I would hope would be answered in the strategic plan. This is what I am trying to indicate to the Members. Until this plan is completed, it is difficult to make a commitment as to where and in what areas we should attempt to address this critical problem. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Yellowknife Centre, a final supplementary.

Supplementary To Question O94-89(2): Alcohol Treatment Centre Near Dettah

MR. LEWIS: Will the Minister present the strategic plan and the preferred option to the Executive Council so that the decision can be made before the money I referred to earlier is no longer available?

MR. SPEAKER: The honourable Member for Slave River, the Minister of Social Services.

Further Return To Question O94-89(2): Alcohol Treatment Centre Near Dettah

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, as we are all aware, there is a process to try to get things on the cabinet agenda. Once the plan is completed and recommendations are considered, I will proceed to attempt to place it on the cabinet agenda. Thank you.

MR. SPEAKER: Oral questions. The honourable Member for Deh Cho.

Question O95-89(2): Egg Quota, Hay River Reserve Dene Band

MR. GARGAN: Thank you, Mr. Speaker. I would like to direct my question to the Minister of Municipal and Community Affairs. Mr. Speaker, yesterday I had a concern about whether or not the Hay River Reserve Dene Band would be able to get a chicken and egg quota. But the situation right now is that due to the amount of loans that they have from the bank, they are paying as much as \$10,000 to \$15,000 interest a month, over \$100,000 a year, to keep the facility idle. I would like to ask whether or not the Minister is in a position to give a quota to the reserve so that they could collect revenues to offset their interest and pay back some of their moneys. Also whether or not it could be done, and still accomplish his goals of achieving a larger quota for the Territories.

MR. SPEAKER: The honourable Member for Kivallivik, Minister of Economic Development and Tourism.

Return To Question O95-89(2): Egg Quota, Hay River Reserve Dene Band

HON. GORDON WRAY: Thank you. I guess my answer is not much different from yesterday. I assured the Member that I would be making a decision very shortly and that is still my answer.

MR. SPEAKER: Thank you. The honourable Member for Deh Cho, supplementary.

Supplementary To Question O95-89(2): Egg Quota, Hay River Reserve Dene Band

MR. GARGAN: I would like to ask the Minister of Municipal and Community Affairs whether or not, if for some reason he does not receive that quota, he might consider assisting the communities to offset their interest?

MR. SPEAKER: Thank you. The honourable Member for Kivallivik, the Minister of Economic Development.

Further Return To Question O95-89(2): Egg Quota, Hay River Reserve Dene Band

HON. GORDON WRAY: I guess one of the risks when you go into business is that you might get into a situation like this. However, I would have to have a lot more details on the financial package and the financing of the project before I could make any kind of commitment. That would have to be an administrative procedure that went through the normal process to the loans board and not one that I interfere or give direction in. So, if the band is experiencing financial difficulties, they can approach the local economic development officers and request some assistance.

MR. SPEAKER: Thank you. Oral questions. The honourable Member for Hudson Bay.

Question O96-89(2): Contaminated Petroleum In Sanikiluaq

MR. CROW: Thank you, Mr. Speaker. My question will be directed to the Minister responsible for Government Services. First of all I must thank Mr. Butters for visiting my constituency August 15th and 16th this summer.

My question is with regard to oil. Contaminated oil was delivered to Sanikiluaq on August 28th by Shell Canada. The ship had to return on September 21, 1989. Twenty-five days elapsed before the ship came back to take out the contaminated oil. Apparently it was contaminated with gasoline. Therefore, my question is: Was the gasoline also contaminated? How many litres were sold in those 25 days? If the Minister could provide me with these facts I would appreciate it very much. Also, could the customers who bought those contaminated petroleum products look for a refund? Thank you.

MR. SPEAKER: Thank you. The honourable Minister responsible for Government Services.

HON. TOM BUTTERS: Thank you, Mr. Speaker. I wish to thank the honourable Member for giving me notice of his question. I phoned immediately at lunch and was informed that the regional superintendent in the Baffin office was not aware that contamination had occurred. I have asked him to check the matter out. So, I do not have answers to the three questions at the present time. I will have to take the question as notice and provide it tomorrow when that information is available to me.

MR. SPEAKER: Thank you. The question has been taken as notice. The honourable Member for Baffin South.

Question O97-89(2): Difference In Pension Amounts

MR. ARLOOKTOO: (Translation) Thank you, Mr. Speaker. I will be directing this question to the Minister of Social Services, if I am correct. It is with regard to pensioners. Since last year, I think,



the act came into effect that the 60-year-old people were eligible for pensions. The pensioners that receive pensions, I want to ask how much will they be receiving? Will they be receiving the same amount as the 65-year-old people? Will the 65-year-old people receive \$600 per month and the 60-year-old people receive \$27 per month? I am asking why there is this drastic difference between these amounts? In my constituency this is what is provided for pensioners. Thank you.

MR. SPEAKER: The honourable Minister responsible for Social Services.

Return To Question O97-89(2): Difference In Pension Amounts

HON. JEANNIE MARIE-JEWELL: Thank you, Mr. Speaker. The pensions that the honourable Member is referring to are disbursed by the federal government. The amounts that he is referring to are determined, I believe, on a scale by the federal government. However, I do want to indicate to the Member that the pensions that we are responsible for disbursing as a government are the supplementary cheques for senior citizens which amount to \$100 to individuals eligible for these amounts. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Baffin South, supplementary.

Supplementary To Question O97-89(2): Difference In Pension Amounts

MR. ARLOOKTOO: (Translation) Thank you, Mr. Speaker. A supplementary to my question. Will the 60-year-old people be receiving some supplementary assistance from the territorial government?

MR. SPEAKER: The honourable Minister of Social Services.

Further Return To Question O97-89(2): Difference In Pension Amounts

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, the supplementary amount that we disburse as a government is to senior citizens that are eligible for senior citizen pensions and deemed not to get enough funding in a pension which is for the 65-year-old category and older. The 60 year old pension that is disbursed by the federal government is basically a senior citizen spouse allowance -- I believe this is what the Member is referring to. This is disbursed whether or not one of the spouses in the family is getting a senior citizen pension. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Baffin South, supplementary.

Supplementary To Question O97-89(2): Difference In Pension Amounts

MR. ARLOOKTOO: (Translation) Thank you, Mr. Speaker. I did not understand Madam Minister asking for clarification regarding pensioners. They receive two types, from the federal government and the territorial government. The ones receiving the lowest rate, at 60 years old, will they be able to get a supplementary pension from the territorial government? Thank you.

MR. SPEAKER: Thank you. The honourable Minister of Social Services.

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, may I ask for a repeat of that particular question? Thank you.

MR. SPEAKER: Thank you. The honourable Member for Baffin South.

MR. ARLOOKTOO: (Translation) Thank you, Mr. Speaker. There are several people up to 60 years of age who are receiving a \$27 pension. Will they be able to get a supplementary pension from the territorial government? They are not receiving that as yet, the ones that are 60 years old but younger than 65. Will they be able to get a supplementary pension from the territorial government as well? Thank you.

MR. SPEAKER: Honourable Minister of Social Services.

Further Return To Question O97-89(2): Difference In Pension Amounts

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, in the current regulations there are stipulations for disbursing senior citizens supplementary cheques to senior citizens who receive the old age security pension. However, it is a new request that I believe the Member is asking us to consider, and I can review this issue with my department. Thank you.

MR. SPEAKER: Thank you. Oral questions. Honourable Member for Yellowknife South.

Question O98-89(2): Student Counsellors In Southern Canada

MR. WHITFORD: Mr. Speaker, I had wanted to ask a question to the Minister of Highways, but he seems to be out of the room. However, I will ask my other question to the Minister of Education. In the 1970s there were a lot of northern students going to universities in the South, and at the time there were student counsellors provided by the Government of the Northwest Territories; people from the North that were there themselves that looked after these students. Subsequently that program was dropped and there has been an increased number of people from the North going south for education. Is the Minister's department recognizing that fact, and will the department be reintroducing student counsellors to look after the northern students that are south at this time?

MR. SPEAKER: Thank you. Minister of Education.

Return To Question O98-89(2): Student Counsellors In Southern Canada

HON. STEPHEN KAKFWI: Mr. Speaker, it is interesting to note that a lot of the students who went to university and institutions in the South during the 1970s are now going back to finish what they started back then. They are certainly much more mature and much wiser today than they were back then. Having said that, I do hope that all the students we send south are mature and very self-reliant and independent, and do not require the kind of counselling and constant propping up that some of us required in the 1970s.

There is no intent to reintroduce student counsellors in southern Canada the way they had in the past. One interesting development is that we gave some money to the student association in Saskatoon to provide their own counselling system to decide if they are going to hire a counsellor or worker to provide that service to themselves. We have left it to that student association to decide whether they can, second or third year students, provide that service to the newer students; or whether they would do it by contract through the university services, or by hiring individuals privately. It is an attempt to provide some support.

As well, all the students that were intending to go south this summer were counselled from May to September by people that we hired here before they went south about the kind of support that we can provide them, and the kind of planning that they are required to carry out so that they do not end up in airports like Saskatoon with four kids, wondering if somebody is going to come and pick them up and put them in a house that is totally furnished with freezers and all the trappings of a good house. Those things do not happen, but some people seem to need a reminder. We have tried to provide that in one case to see how it would work.

MR. SPEAKER: Thank you. Honourable Member for Yellowknife South, supplementary.

Supplementary To Question O98-89(2): Student Counsellors In Southern Canada

MR. WHITFORD: Supplementary to the same Minister. I think he has misunderstood my point. I do not think the students have changed over the years. It is true that they are receiving a certain amount of counselling before they leave, but what I am getting at here is, once they are there, the

burden of studying for many, many hours a day, the unknown territory that these students get into, they can run into some academic, social and personal problems where they need to consult or be counselled by someone who has already been there, someone who understands that particular type of thing. Although it is available at a university, student counselling is not always available to northern students. The government did provide that and it was a good counselling service. I personally benefited from it while I was there, and I wonder if the Minister would entertain looking at a senior student, someone who is into that type of a profession -- education, social services -- and put that person on a contract to go around and visit with these students on a regular basis and make sure they are there. I wonder if the Minister's department would entertain such a suggestion. It would be money well spent.

MR. SPEAKER: Thank you. The honourable Minister of Education.

Further Return To Question O98-89(2): Student Counsellors In Southern Canada

HON. STEPHEN KAKFWI: Mr. Speaker, the suggestion the Member makes has been suggested as well by some students. We looked at it last year. There is quite a problem because students are spread out across many different cities in Canada, and we simply cannot provide services to all of them. Whatever innovative ways we can think of to support our students, we would entertain. I think I can respond by letter to the Member as to where it could work and where it could not work, replying to his suggestion and some of the others that have been made, so he will be fully aware of how much discussion we have had about this support for students in the South. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Pine Point.

Question O99-89(2): Disposal Of PCBs

MR. McLAUGHLIN: Thank you, Mr. Speaker. I would like to ask a question of general concern in the NWT, but I would like to specifically question the Minister responsible for the NWT Power Corporation concerning the NCPC PCBs that we have inherited from the former crown corporation, which we have in storage in various places in the North. What progress have she and her officials in the NWT Power Corporation made specifically with the Government of Alberta from whence most of those PCBs were transported into the NWT; what progress have they made with that jurisdiction about having PCBs disposed of for us? Thank you.

MR. SPEAKER: Thank you. The honourable Minister responsible for the NWT Power Corporation.

Return To Question O99-89(2): Disposal Of PCBs

HON. NELLIE COURNOYEA: Mr. Speaker, in regard to the PCBs that are in power plants across the NWT, the clean-up is continuing at this time. It began this last summer and will continue into next year. The storage will be continued at the Pine Point location and once we have gathered all the PCBs from the power corporation's premises across the NWT, we have an agreement in principle with the Government of Alberta that they will accept those PCBs for demolition at their Swan Hills site.

MR. SPEAKER: The honourable Member for Hudson Bay.

Question O100-89(2): Receiving Electrical Bills More Regularly

MR. CROW: Mr. Speaker, my question will be directed to the Minister of Public Works. It is in reference to electrical bills that we get. My constituents have concern because they only get electrical bills every six months now. Apparently it is hard on the unemployed and elderly and home-owners. Could the Minister direct her officials at the region or community levels that the meters should be checked every month so the customers can get their electrical bills every month instead of every six months?

MR. SPEAKER: The honourable Minister responsible for the NWT Power Corporation.

Return To Question O100-89(2): Receiving Electrical Bills More Regularly

HON. NELLIE COURNOYEA: Mr. Speaker, yes, I will do that.

MR. SPEAKER: Thank you. The honourable Member for Hudson Bay, supplementary.

Question O101-89(2): Mailing Out Monthly Electrical Bills

MR. CROW: Mr. Speaker, the question will be directed to the Minister of Finance. Since these electrical bills are issued from the Department of Finance in Iqaluit, would the Minister make sure that his department in the regions mails out the electrical bills every month? Thank you.

MR. SPEAKER: The honourable Minister of Finance.

Return To Question O101-89(2): Mailing Out Monthly Electrical Bills

HON. MICHAEL BALLANTYNE: Certainly.

MR. SPEAKER: Oral questions. The honourable Member for Baffin Central.

Question O102-89(2): Problems In Baffin House, Montreal

MR. KILABUK: Thank you, Mr. Speaker. As I said earlier, in regard to Baffin House in Montreal, this has been an ongoing problem. We have been receiving a lot of complaints about that Baffin House. Perhaps, Madam Minister, you should meet with the Baffin Regional Health Board face to face and use your power as the Minister of the Department of Health. Perhaps you should try and look for alternatives to rectify the problems that have been ongoing for some time. This has been a problem too long.

MR. SPEAKER: The honourable Minister of Health.

Return To Question O102-89(2): Problems In Baffin House, Montreal

HON. NELLIE COURNOYEA: Mr. Speaker, I totally sympathize with the Member in regard to patients seeking treatment and having to stay in a facility such as the Baffin House. Yes, in the meantime I will communicate the concerns of the Member to the Baffin Regional Health Board and at the earliest possible time, when we are not meeting and committed to these meetings here, I will see when they are having their next board meeting, and I will make an attempt to attend the Baffin Regional Health Board meeting. Thank you.

MR. SPEAKER: The honourable Member for Yellowknife South.

Question O103-89(2): Maintenance Of Slippery Roads

MR. WHITFORD: Thank you, Mr. Speaker. My question is directed to the Minister responsible for highways. I thank him for his answer that he gave earlier, but does the Minister know why it is only this year that we are experiencing such a number of accidents like that..

MR. SPEAKER: Mr. Whitford, the question you are posing requests an opinion of a Minister and the issue should be to get facts and information from the Minister, not request an opinion. That is clearly in the Rules of this House. The honourable Member for Yellowknife South.

MR. WHITFORD: Thank you. Sorry, Mr. Speaker, but I was leading up to another question. Okay, I realize that the Minister does know why these trucks are sliding off the road but is he going to instruct his officials to correct that problem? He says it is limestone and limestone gets slippery

when it is wet. Is he going to be looking at the ample supply of granite chips that we have all around that area? Is he going to be looking at that and putting that on the road instead of the limestone that is so slippery, before somebody gets killed?

MR. SPEAKER: Thank you. Honourable Minister of Transportation.

Return To Question O103-89(2): Maintenance Of Slippery Roads

HON. GORDON WRAY: Thank you. I have no intention of putting gravel on the road now. My department might do something and the contractors that they hire might do something, but as to what they intend to do, I have absolutely no idea. I am sure that within the maintenance section of the highways department, they know it is a problem and I am confident that being as efficient as they are, they will take the corrective action. Thank you.

MR. SPEAKER: Thank you. The honourable Member for Yellowknife South, supplementary.

Supplementary To Question O103-89(2): Maintenance Of Slippery Roads

MR. WHITFORD: Mr. Speaker, in other jurisdictions when something serious happens on a main highway, when something is discovered that is causing a problem, the department takes immediate action before there are fatalities or something like that. Is the Minister going to, as soon as we adjourn, phone his officials and tell them to look into that a little bit more seriously? Otherwise we might have something serious happening here.

MR. SPEAKER: Thank you. The Minister of Transportation.

Further Return To Question O103-89(2): Maintenance Of Slippery Roads

HON. GORDON WRAY: For all I know they may have already taken action. As I said before, the department is aware of the problem; they treat it seriously. Obviously trucks going off the road is a serious problem, but as to the extent of the problem and our ability to fix it, I cannot give the Member any commitments at this time, other than the fact that we are aware of it and we are going to take a look at it and see what we can do.

MR. SPEAKER: Thank you. Oral questions. The honourable Member for Baffin Central.

Question O104-89(2): Day-Care Centre, Broughton Island

MR. KILABUK: (Translation) Thank you, Mr. Speaker. I also have a question coming from my constituency with regard to the women's group in Broughton Island. They approached me to ask the Minister if they could provide the women's group from my community, a day-care centre. The women's group in my community are well provided for and people can also order stuff through the women's group from Broughton Island. If they request to get a day-care centre, I would like to ask if you can provide them a house or some funding if they ask you for it. Do you think that you can help them if they request that?

MR. SPEAKER: Minister of Social Services.

Return To Question O104-89(2): Day-Care Centre, Broughton Island

HON. JEANNIE MARIE-JEWELL: Mr. Speaker, yes, if we do get a request I can assure the Member that I would give serious consideration to their request once it is submitted. Thank you.

MR. SPEAKER: Thank you. Oral questions. The honourable Member for Aivilik.

Question O105-89(2): Reported Cases Of AIDS In The NWT

MR. ERNERK: Thank you, Mr. Speaker. My question is to the Minister of Health. I understand that there were a number of newly reported cases of AIDS in the Northwest Territories. Is the Minister able to confirm this?

MR. SPEAKER: Thank you. The honourable Minister of Health.

HON. NELLIE COURNOYEA: Mr. Speaker, I will take that as notice.

MR. SPEAKER: Thank you. Oral questions. The honourable Member for Hudson Bay.

Question O106-89(2): Housing Maintenance, Sanikiluaq

MR. CROW: (Translation) Thank you, Mr. Speaker. My question is directed to the Minister responsible for the Housing Corporation. The Minister of Housing had a meeting in Sanikiluaq. The houses in the North are always crowded. There are always some problems with these houses. There are four particular houses that we are talking about and the fourth one is the one I live in. The door can hardly close; it was open half an inch for the months of August and September. I have been requesting to have it fixed but it is very difficult to pay for the maintenance costs. I was talking to my wife yesterday and they still have not fixed the door. We have to pay for the rent and the maintenance cost and sometimes it gets very difficult to pay for the things that have to be fixed. When we request to have it fixed they just tell us that their employees are too busy. I wonder if the Minister can help with regard to trying to get these things fixed up. I have been in contact with the Iqaluit and Sanikiluaq housing associations to have them fixed up. Thank you.

MR. SPEAKER: The Minister responsible for the Housing Corporation.

Return To Question O106-89(2): Housing Maintenance, Sanikiluaq

HON. TOM BUTTERS: Mr. Speaker, I thank the honourable Member for giving me notice of his question. I did hear of that particular problem when I visited his constituency in midsummer. I am surprised that after it had been brought up in a public meeting, it has not yet been addressed, especially since our maintenance program requires a visit to every house on a monthly basis. As a result of his query I did call Iqaluit and advised the regional superintendent of housing to phone to Sanikiluaq and advise them to have the work done.

While I am on my feet, may I provide a response to the earlier question asked by the Member which was put in my hands just as I sat down, with regard to the gas?

MR. SPEAKER: I would suggest that you ask for unanimous consent to return to returns to oral questions. Oral questions. Mr. Butters, did you wish to seek unanimous consent to return to returns to oral questions?

HON. TOM BUTTERS: Yes, Mr. Speaker.

MR. SPEAKER: The Minister is seeking unanimous consent to return to Item 4. Are there any nays? Proceed, Mr. Butters.

REVERT TO ITEM 4: RETURNS TO ORAL QUESTIONS

Return To Question O96-89(2): Contaminated Petroleum In Sanikiluaq

HON. TOM BUTTERS: Mr. Speaker, the answer to the question regarding the contamination of gasoline, asked by the honourable Member for Sanikiluaq. The response I received is as follows: What happened is that when the tanker completed the resupply it was found that the aviation product had been contaminated with gasoline. This occurred during the late July sailing by Shell

Canada. Because of this no aviation fuel was available in Sanikiluaq until September when Shell Canada brought in another tanker and pumped out aviation products and replaced them with a new supply of uncontaminated fuel. The problem that did result in the community as a result of the contamination was that freight had to be cut back because aircraft were required to carry extra fuel and as a result decreased their payloads. But that was the only contamination that occurred. It did not affect the other gasoline or petroleum products.

MR. SPEAKER: Thank you, Mr. Minister. Item 6, written questions. I would suggest that we now take a 15 minute coffee break and return to Item 7, returns to written questions.

---SHORT RECESS

MR. SPEAKER: We are on Item 7, returns to written questions.

Item 8, replies to Opening Address.

Item 9, petitions. Item 10, reports of standing and special committees. The honourable Member for Aivilik.

#### ITEM 10: REPORTS OF STANDING AND SPECIAL COMMITTEES

##### Final Report Of The Special Committee On The Northern Economy, Committee Report 3-89(2)

MR. ERNERK: Thank you, Mr. Speaker. This is the co-chairpersons' report to the Legislative Assembly for the presentation of the final report of the special committee on the northern economy. Mr. Speaker, on behalf of my two co-chairpersons, Mr. Lewis, MLA for Yellowknife Centre, and Mr. Morin, MLA for Tu Nede, and on behalf of all of our colleagues on the special committee on the northern economy, I am pleased to table our final report entitled "The SCONE Report: Building our Economic Future".

You will note, Mr. Speaker, that our report comes in two versions; an English version and an Inuktitut version. This is the first time that a complete Inuktitut translation of a major special committee final report has ever been presented to this House. We are pleased to have been able to achieve this milestone.

In the next few minutes, for the sake of the record and the enlightenment of the Members of this Assembly, I wish to outline the content of this report, touching upon its major findings. Mr. Speaker, two years ago the Members of this House created the special committee on the northern economy and gave us a mandate to develop a long-term economic development strategy for the NWT. To accomplish our objective we had to go out and gather all the relevant information about our economy, analyse that information and write it up in the form of a long-term economic development strategy.

The most time-consuming part of our job was gathering the relevant information about our economy. To do this we adopted a two-fold strategy. First we held a series of public hearings. Between September 1988 and June 1989 we visited each one of the 24 constituencies to hear from our residents first hand. Last week we tabled a document in this House, "Summary of Public Hearings: What the Residents of the Northwest Territories Think of the Economy". It contained the major findings of these public hearings. In addition to hearing from community residents, we also scheduled special meetings with various experts and special interest groups: native organizations, business organizations, labour unions, women's groups, the mining and oil industries, government departments -- our own departments and some within the federal government -- and other groups with special areas of interest.

#### Background Studies

The second part of our information-gathering strategy was to conduct background studies in areas of special interest to the Members of our committee. Seven studies were produced and published during the spring and summer of 1989: A strategy for supporting the domestic economy of the NWT; the Government of the NWT native employment policy, a review and assessment; toward a sustainable approach, natural resource development and environmental protection in the NWT; coping with the cash, a financial review of four northern land claims settlements with a view to maximizing economic opportunities from the next generation of claims settlements in the NWT; Economic Development and Tourism programs, a review and assessment; adult training in the NWT, a review and assessment; banking services in the NWT, an assessment.

Mr. Speaker, once they were published, these reports were distributed widely so that we could get feedback from the public. Though our committee Members did not agree with all the recommendations put forward by our consultants, we did incorporate a number of their recommendations into our final report. Because the background studies contain valuable



information on critical areas of our economy, we recommend that the government consider them as complementary documents to this final report.

### Our Major Finding: The Developed And The Underdeveloped Communities

Once the public hearings were completed and the background studies were published, we began the next phase of our project: analysing the information that we had gathered. At the very outset of this phase one fact became very clear. In terms of economic development we have two different groups of communities in the NWT. We have the developed communities and the underdeveloped communities. There are seven communities that can be described as developed communities: Yellowknife, Fort Smith, Hay River, Inuvik, Nanisivik, Resolute and Norman Wells. Though they are not free from all economic problems, their economic health is good. They have very little unemployment, their salary levels and education levels are higher than the national average, and they have viable private sectors. The future prospects for residents of these communities, most of whom are non-native, are very bright. Just the opposite is true for the 40 or so underdeveloped communities. They have very high unemployment levels, sometimes up to 50 per cent in the small communities. Those who hold jobs are receiving wages that are, in general, below the national average. There is a very high dependency on social assistance. The education levels among adults are very low and illiteracy rates are the highest in Canada.

Future prospects for residents of the underdeveloped communities, most of whom are native, are not good. Because of our rapid population growth among native peoples, three times the national average, almost two thirds of all our residents will be living in the underdeveloped communities by the year 2000. They face a life of unemployment and welfare, unless we can put in place a viable economic development strategy that will turn things around.

Because we have two very different kinds of communities, we have two very different sets of needs in terms of an economic development strategy. In the developed communities, our strategy should emphasize small business development and maintaining a viable business climate, with as much private sector participation as possible. This has been government's traditional economic development strategy, and in the developed communities, it seems to have worked well. But it has not worked in the 40 or so underdeveloped communities, and for reasons that we have explained in the text of our report, it will not work in the future, except as part of a much more comprehensive strategy. Unfortunately, government has not developed such a strategy, which I am sure is one of the main reasons why our committee was called into existence.

### Developing An Economic Development Strategy

In turning our attention to developing a viable economic development strategy, especially one that will work for the underdeveloped communities, we were strongly influenced by the experiences of our own Members and the comments of a number of community residents and resource persons, especially former Commissioner John Parker, who was the first person to appear before the committee. Mr. Parker, and others, continued to stress that our economic development strategy must be rooted in three essential elements: education, organization and discipline. If our people can get a good basic education, learn to set up effective and efficient organizations, and have the personal discipline to overcome the many obstacles that stand in their way, the economic development strategy we propose will likely succeed. But if they cannot acquire these essential elements, it will certainly fail.

### The Economic Myths

Throughout our report, Mr. Speaker, we have likened the task of creating a long-term economic development strategy to the job of building a road through the bush. At the outset of any road-building project, the builders must remove certain obstacles that stand in their way. In our report, the obstacles are certain economic myths that many people simply seem to accept as the gospel truth. These myths are false solutions for our economic problems. They stand in our way and we can waste a great deal of time and energy trying to deal with them. We identify seven of these economic myths and then blast them out of our way:

- 1) In the Northwest Territories the private sector must be the engine of economic development;
- 2) The key to our economic development rests with the development of our non-renewable resources: minerals, oil and gas;
- 3) We must move people from the smaller communities to the larger ones where there is more economic potential;
- 4) The settlement of land claims will solve the economic development problems of our underdeveloped communities;
- 5) The Government of the Northwest Territories should introduce a guaranteed annual income;
- 6) The Government of the Northwest Territories is powerless to significantly affect the economy of the Northwest Territories;
- 7) Having economic policies is the same thing as having economic development.

Mr. Speaker, when road builders begin laying out a road through the bush, one of the first things they do is make a careful study of the terrain. As much as possible, they try to take advantage of the natural flow of the terrain. They also want to avoid natural obstacles, swamps, large rock formations, places where it is difficult to lay a roadbed. In our report, the natural contours are trends. As much as possible, we want to go with the flow, take advantage of positive trends and reverse certain trends which will block our economic progress.

Here are the trends that will have major economic significance: Our population will continue to increase rapidly; the school drop-out rate will continue to be unacceptably high; we are entering an age of fiscal restraint; there will be a change in the nature of services; the trend toward regional development will continue; though the federal government will continue to devolve provincial-type powers to the Territories, we will have a serious problem with co-ordination; finally, the technological revolution will continue.

#### Guiding Principles

Mr. Speaker, just as surveyors use markers to stake out the road they are building through the bush, so our committee, in developing its long-term economic development strategy, has used a set of guiding principles to mark out the economic road into the future. All present and future economic initiatives, policies and programs should fall within the boundaries outlined by these guiding principles. There are nine guiding principles:

- 1) Our economic strategy should be tailor-made for the NWT;
- 2) Development must be sustainable;
- 3) Government must create and promote a "developmental ethic" within all departments;
- 4) The economic development strategy must be based upon integrated strategic planning at all levels of the economy;
- 5) Economic development must be community based and reflect community values;
- 6) Economic development must be regionally based and directed;
- 7) The economic development strategy must reflect an entrepreneurial spirit and the use of appropriate technologies;
- 8) Community awareness and personal development are essential to all economic development;
- 9) An economic development strategy must be based upon the ability to mix various options and approaches.

#### Recommendations

Finally, Mr. Speaker, we come to our recommendations. As we look at the road we have laid out in this report, we see various areas where various natural and man-made obstacles have washed away the roadbed. We will not be able to proceed unless government builds some bridges. We hope our recommendations will be the bridges over some critical obstacles.

Mr. Speaker, as will be quite obvious by now, economic development must be based upon people development. Our ability to create a viable economic future depends more than anything else upon the ability of our people to acquire a solid education and marketable work skills. And so it is not by accident that our first five recommendations deal with people development:

- 1) Launch a literacy campaign in every community;
- 2) Develop a strategy to keep young people in school;
- 3) Reduce the pupil/teacher ratio;
- 4) Set up outward-bound type programs;
- 5) Reorganize adult education and training programs; improve training in the areas of management training, board development, trades and environment.

Our research has convinced us of the need to completely rethink most of our government's economic policies and programs. We have to evaluate what we have and we must design policies and programs which better respond to our present and future economic development needs. Our next 20 recommendations are concerned with policy and program development:

- 6) Implement a sustainable development strategy;
- 7) Create a traditional harvesting support program in co-operation with native organizations;
- 8) Conduct a review, with the federal government, of all transfer payments and related programs;
- 9) Set up a public service commission; review the public service; review the affirmative action plan or strategy;
- 10) Review GNWT business practices to provide more business opportunities for local communities;
- 11) Allow communities to negotiate contracts over a five-year period;
- 12) Ensure that individual communities have a greater control over their local resources;
- 13) Develop and implement an import substitution strategy;
- 14) Develop and implement a regional development strategy;
- 15) Set up a comprehensive evaluation system for all economic development type policies, programs and projects;
- 16) Set up a communications technology project;
- 17) Help extend banking services to more communities;
- 18) Develop a tourism strategy which emphasizes product development and infrastructure;
- 19) Develop a support program for arts and crafts;
- 20) Recognize co-ops as small businesses with training potential;
- 21) Seek exemption for the NWT from the goods and services tax;
- 22) Request the federal government to establish a personal and corporate tax regime for Northerners;
- 23) Request the federal government to provide the mineral exploration industry with incentives for exploration;
- 24) Provide for the development of more quality day-care spaces;
- 25) Set up residential-type alcohol treatment centres.

Finally, Mr. Speaker, it is quite obvious to all the Members of our committee that the above recommendations will require some structural reorganization within government. Our last five recommendations focus upon organizational development.

- 26) Set up a permanent cabinet-level committee for economic development;
- 27) Set up a permanent cabinet-level committee for social development;
- 28) Establish, in partnership with the federal government, an economic development agency;
- 29) Provide funding to communities to hire development officers;
- 30) Reorganize the Departments of Economic Development and Tourism and Renewable Resources.

## Conclusion

By way of conclusion, Mr. Speaker, and on behalf of all my colleagues, I wish to thank the many citizens of the NWT who have participated in this exercise. We received a warm welcome everywhere we went. It is clear to us that our citizens are deeply concerned with the future of our economy. It is our hope that the strategy outline in this report, once implemented by government, will provide them with a better future.

We also wish to thank the Government Leader, the Members of his cabinet and especially the many public servants within the various departments who took the time to share their information, resources and expertise.

Finally, Mr. Speaker, we wish to thank your predecessor as Speaker, Mr. Red Pedersen, and especially his staff under the direction of Mr. David Hamilton...

---Applause

...Clerk of the Legislative Assembly. Staff support throughout this project, during our travels and especially for the production and translation of this final report was excellent.

Mr. Speaker, we hope that this report will be widely circulated and read during the next few months, and we look forward to debating the issues contained in the report during the budget session which begins in February of 1990.

Motion That CR 3-89(2), Final Report Of Special Committee On The Northern Economy, Be Received By The Legislative Assembly, Carried

In accordance with the Rules of this House, it gives me much pleasure to move, seconded by the honourable Member for Tu Nede, that the final report of the special committee on the northern economy be received by the Assembly. Thank you, Mr. Speaker.

---Applause

MR. SPEAKER: The motion requires another seconder.

MR. ERNERK: Mr. Speaker, the report will be seconded by Mr. Brian Lewis, the honourable Member for Yellowknife Centre.

MR. SPEAKER: Thank you. The motion is in order. To the motion. Question has been called. All those in favour? All those opposed? The motion is carried.

---Carried

Item 10, reports of standing and special committees. Item 11, tabling of documents. The honourable Member for Hudson Bay.

## ITEM 11: TABLING OF DOCUMENTS

MR. CROW: Thank you, Mr. Speaker. Mr. Speaker, I would like to table Tabled Document 12-89(2), a letter I received through fax dated October 4, 1989, addressed to the Government Leader, Hon. Dennis Patterson, concerning the environment. It is carbon copied to the Baffin Regional Council in Iqaluit, MACA in Iqaluit, Renewable Resources and myself. Thank you, Mr. Speaker.

MR. SPEAKER: Thank you. Tabling of documents. The honourable Member for Baffin Central.

MR. KILABUK: (Translation) Thank you, Mr. Speaker. Mr. Speaker, I would like to table Tabled Document 13-89(2), letters from the hamlet of Pangnirtung, with regard to the future. They are requesting funding for a harbour from the Department of Fisheries and Oceans. The harbour will

be used for the fishermen working in the fishing industry and there are more ships and schooners that are arriving at our community. Because of the tides in our community we have regular problems that happen. When the harbour or the wharf is made, it can be constructed by our local people. There is enough equipment to construct the wharf. We are requesting this funding from the Department of Transportation and from Fisheries and Oceans. I think there will be more ships arriving and transportation via the sea in our community. I would like you, the government, to read the letter from the hamlet of Pangnirtung. They had been discussing this through their meetings. Thank you.

**MR. SPEAKER:** Tabling of documents. The honourable Member for Slave River, the Minister of Social Services.

**HON. JEANNIE MARIE-JEWELL:** Thank you, Mr. Speaker. Mr. Speaker, I would like to table Tabled Document 14-89(2), NWT Advisory Council on the Status of Women Annual Report for 1988-89.

**MR. SPEAKER:** Thank you. Tabling of documents. The honourable Member for Slave River, the Minister of Social Services.

**HON. JEANNIE MARIE-JEWELL:** Thank you, Mr. Speaker. As the Minister responsible for the Status of Women, Mr. Speaker, I would like to table Tabled Document 15-89(2), Equality For Women, A Five Year Plan of Action, 1985-89, Progress Report To March 1989. Thank you.

**MR. SPEAKER:** Thank you. Tabling of documents. Item 12, notices of motion. The honourable Member for Rae-Lac la Martre.

#### ITEM 12: NOTICES OF MOTION

##### Notice Of Motion 4-89(2): Appearance Of Constitutional Alliance Witnesses

**MR. ZOE:** Thank you, Mr. Speaker. Mr. Speaker, I give notice that on October 27, 1989 I will move the following motion: Now therefore, I move, seconded by the honourable Member for Yellowknife South, that the Legislative Assembly invite representatives from each member of the Constitutional Alliance to appear as witnesses in committee of the whole during the discussion of the report to the Legislative Assembly on political and constitutional development. Thank you.

**MR. SPEAKER:** Thank you. Notices of motion. The honourable Member for Yellowknife Centre.

##### Notice Of Motion 5-89(2): Extension Of Terms Of Reference Of The Special Committee On The Northern Economy

**MR. LEWIS:** Mr. Speaker, I give notice that on Friday, October 27, I shall move the following motion: Whereas the special committee on the northern economy's terms of reference require the committee to present its final report to the House during this session; and whereas the special committee has presented its final report to this House; and whereas the final report of the special committee will not be fully discussed in this House until the winter session of 1990; and whereas the Members of this committee wish to continue their participation as a committee during the discussion on the final report; and whereas an extension of the mandate of the committee would not require any further expenditures of Legislative Assembly funds; now therefore, I move, seconded by the honourable Member for Aivilik, that the terms of reference of the special committee on the northern economy be extended until such time as discussions on the final report are concluded.

**MR. SPEAKER:** Thank you. Just as a reminder, when notices of motion are being given, there is no need to explain the preamble until the motion is presented as a motion. Notices of motion. The honourable Member for Tu Nede.

**Notice Of Motion 6-89(2): Support For Fur Trade And Rejection Of Mayor Of Edmonton's Comments**

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**MR. MORIN:** Thank you, Mr. Speaker. I give notice that on Friday, October 27, 1989, I will move the following motion: Now therefore, I move, seconded by the honourable Member for Aivilik, that the Legislative Assembly of the Northwest Territories reaffirms its support for the fur trade and further, strongly rejects the unfortunate comments of Mayor Jan Reimer of the city of Edmonton concerning the fur trade; and further, requests that Mayor Reimer publicly retract her statements on the fur trade; and further, requests the Executive Council to consider an alternate location for the Edmonton office of the Government of the Northwest Territories; and further, that the Executive Council examine alternate supply routes for the western Northwest Territories outside the city of Edmonton.

**MR. SPEAKER:** Thank you. The honourable Member for Iqaluit, Mr. Government Leader.

**Notice Of Motion 7-89(2): Appreciation For Ruth MacKendrick, Senior Hansard Editor**

**HON. DENNIS PATTERSON:** Thank you, Mr. Speaker. I wish to give notice that on Friday, October 27th I will move the following motion: Now therefore, I move, seconded by the Hon. Tom Butters, MLA for Inuvik, that we express to Mrs. Ruth L. MacKendrick our appreciation for her 16 years of valuable service with the Hansard offices of the Legislative Assembly. Thank you.

**MR. SPEAKER:** Thank you. Notices of motion. Item 13, notices of motion for first reading of bills. The honourable Member for Sahtu.

**ITEM 13: NOTICES OF MOTION FOR FIRST READING OF BILLS**

**Notice Of Motion For First Reading Of Bill 10-89(2): Insurance Act**

**HON. STEPHEN KAKFWI:** Mr. Speaker, I give notice that on Friday, October 27, 1989, I shall move that Bill 10-89(2), An Act to Amend the Insurance Act, be read for the first time.

**MR. SPEAKER:** Thank you. Honourable Member for Kivallivik, Minister of Economic Development and Tourism.

**Notice Of Motion For First Reading Of Bill 2-89(2): Business Loans And Guarantees Act**

**HON. GORDON WRAY:** Thank you, Mr. Speaker. I give notice that on Friday, October 27, 1989, I shall move that Bill 2-89(2), An Act to Amend the Business Loans and Guarantees Act, be read for the first time.

**Notice Of Motion For First Reading Of Bill 19-89(2): Municipal Employees Benefits Act**

Also, Mr. Speaker, I give notice that on Friday, October 27, 1989, I shall move that Bill 19-89(2), An Act to Amend the Municipal Employees Benefits Act, be read for the first time.

**Notice Of Motion For First Reading Of Bill 24-89(2): Senior Citizens And Disabled Persons Property Tax Relief Act**

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Finally, Mr. Speaker, I give notice that on Friday, October 27, 1989, I shall move that Bill 24-89(2), Senior Citizens and Disabled Persons Property Tax Relief Act, be read for the first time.

**MR. SPEAKER:** Thank you. Notices of motion for first reading of bills. The honourable Member for Yellowknife North, Minister of Justice.

Notice Of Motion For First Reading Of Bill 5-89(2): Criminal Injuries Compensation Act

HON. MICHAEL BALLANTYNE: Thank you, Mr. Speaker. I give notice that on Friday, October 27, 1989, I shall move that Bill 5-89(2), Criminal Injuries Compensation Act, be read for the first time.

MR. SPEAKER: Thank you. Notices of motion for first reading of bills. Item 14, motions. The honourable Member for Tu Nede.

MR. MORIN: Thank you, Mr. Speaker. I seek unanimous consent to deal with my motion today.

MR. SPEAKER: The honourable Member is seeking unanimous consent to proceed with his motion. Are there any nays?

AN HON. MEMBER: Nay.

MR. SPEAKER: I hear a nay. Unanimous consent is not given. Motions. The honourable Member for Yellowknife Centre.

MR. LEWIS: Since I made my motion well understood by giving it in its entirety, I seek unanimous consent to deal with it, Mr. Speaker.

MR. SPEAKER: The honourable Member has requested unanimous consent to proceed with his motion. Are there any nays? Proceed, Mr. Lewis.

ITEM 14: MOTIONS

Motion 5-89(2): Extension Of Terms Of Reference Of The Special Committee On The Northern Economy, Carried

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MR. LEWIS: Thank you, Mr. Speaker.

WHEREAS the special committee on the northern economy's terms of reference require the committee to present its final report to the House during this session;

AND WHEREAS the special committee has presented its final report to this House;

AND WHEREAS the final report of the special committee will not be fully discussed in this House until the winter session of 1990;

AND WHEREAS the Members of the committee wish to continue their participation as a committee during the discussion on the final report;

AND WHEREAS an extension of the mandate of the committee will not require any further expenditures of Legislative Assembly funds;

NOW THEREFORE, I move, seconded by the honourable Member for Aivilik, that the terms of reference of the special committee on the northern economy be extended until such time as discussions on the final report are concluded.

MR. SPEAKER: Thank you. The 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

Motions. Item 15, first reading of bills. The honourable Member for Kivallivik, Minister of Economic Development and Tourism.

HON. GORDON WRAY: Thank you, Mr. Speaker. I wonder if I could seek unanimous consent to give first reading to Bill 2-89(2), An Act to Amend the Business Loans and Guarantees Act.

MR. SPEAKER: Thank you. The Minister has requested unanimous consent to give first reading to Bill 2-89(2) today. Are there any nays? Proceed, Mr. Minister.

**ITEM 15: FIRST READING OF BILLS**

**First Reading Of Bill 2-89(2): Business Loans And Guarantees Act**

HON. GORDON WRAY: Thank you, Mr. Speaker. I move, seconded by the honourable Member for Nunakput, that Bill 2-89(2), An Act to Amend the Business Loans and Guarantees Act, be read for the first time. Thank you.

MR. SPEAKER: 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

Bill 2-89(2) has had first reading. Minister of Economic Development and Tourism.

HON. GORDON WRAY: Thank you, Mr. Speaker. I wonder if I could seek unanimous consent to deal with Bill 19-89(2), An Act to Amend the Municipal Employees Benefits Act.

MR. SPEAKER: Thank you. The Minister has requested unanimous consent to give first reading to Bill 19-89(2). Are there any nays? Proceed, Mr. Minister.

**First Reading Of Bill 19-89(2): Municipal Employees Benefits Act**

HON. GORDON WRAY: Thank you, Mr. Speaker. I move, seconded by the honourable Member for Yellowknife North, that Bill 19-89(2), An Act to Amend the Municipal Employees Benefits Act, be read for the first time.

MR. SPEAKER: The 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

Bill 19-89(2) has had first reading. Honourable Minister of Economic Development and Tourism.

HON. GORDON WRAY: Thank you, Mr. Speaker. Could I seek unanimous consent to deal with Bill 24-89(2), Senior Citizens and Disabled Persons Property Tax Relief Act?

MR. SPEAKER: Thank you. The Minister has requested unanimous consent to give first reading to Bill 24-89(2). Are there any nays? Proceed, Mr. Minister.



**First Reading Of Bill 24-89(2): Senior Citizens And Disabled Persons Property Tax Relief Act**

HON. GORDON WRAY: Thank you, Mr. Speaker. I move, seconded by the honourable Member for Nunakput, that Bill 24-89(2), Senior Citizens and Disabled Persons Property Tax Relief Act, be read for the first time.

MR. SPEAKER: 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

Bill 24-89(2) has had first reading. First reading of bills. The honourable Member for Sahtu, Deputy Government Leader.

HON. STEPHEN KAKFWI: Mr. Speaker, I seek unanimous consent to proceed with first reading of Bill 10-89(2), An Act to Amend the Insurance Act.

MR. SPEAKER: Thank you. The Minister has requested unanimous consent to proceed to give first reading to Bill 10-89(2) today. Are there any nays? Proceed, Mr. Minister.

**First Reading Of Bill 10-89(2): Insurance Act**

HON. STEPHEN KAKFWI: Mr. Speaker, I move, seconded by the honourable Member for Yellowknife North, that Bill 10-89(2), An Act to Amend the Insurance Act, be read for the first time.

MR. SPEAKER: Thank you. To the motion.

AN HON. MEMBER: Question.

MR. SPEAKER: Question has been called. All those in favour? Opposed, if any? The motion is carried.

---Carried

Bill 10-89(2) has had first reading. First reading of bills. The honourable Minister of Justice.

HON. MICHAEL BALLANTYNE: Mr. Speaker, I seek unanimous consent to proceed with first reading of Bill 5-89(2), Criminal Injuries Compensation Act.

MR. SPEAKER: Thank you. The Minister has requested unanimous consent to give first reading to Bill 5-89(2). Are there any nays? Proceed, Mr. Minister.

**First Reading Of Bill 5-89(2): Criminal Injuries Compensation Act**

HON. MICHAEL BALLANTYNE: Thank you, Mr. Speaker. I move, seconded by the honourable Member for Sahtu, that Bill 5-89(2), Criminal Injuries Compensation Act, be read for the first time.

MR. SPEAKER: To the motion.

AN HON. MEMBER: Question.

MR. SPEAKER: Question has been called. All those in favour? Opposed, if any? The motion is carried.

---Carried

Bill 5-89(2) has had first reading. First reading of bills. Item 16, second reading of bills.

HON. STEPHEN KAKFWI: Mr. Speaker, I seek unanimous consent to proceed with second reading of Bill 10-89(2), Insurance Act.

MR. SPEAKER: The honourable Minister is requesting unanimous consent to give second reading to Bill 10-89(2). Are there any nays? Proceed, Mr. Minister.

ITEM 16: SECOND READING OF BILLS

Second Reading Of Bill 10-89(2): Insurance Act

HON. STEPHEN KAKFWI: I move, seconded by the honourable Member for Yellowknife North, that Bill 10-89(2), An Act to Amend the Insurance Act, be read for the second time. The purpose of this bill is to amend the Insurance Act to allow for the designation of compensation associations for accident, life and sickness insurance; and to allow for the operation of reciprocal or inter-insurance exchanges in the NWT.

MR. SPEAKER: Thank you. The motion is in order. To the principle of the bill.

AN HON. MEMBER: Question.

MR. SPEAKER: Question has been called. All those in favour? Opposed, if any? The motion is carried.

---Carried

Bill 10-89(2) has had second reading. Mr. Clerk, Bill 10-89(2) has had second reading and is ordered into committee of the whole for today. Second reading of bills. The honourable Member for Kivallivik.

HON. GORDON WRAY: Could I seek unanimous consent to proceed with second reading of Bill 2-89(2), Mr. Speaker?

MR. SPEAKER: The Minister is requesting unanimous consent to proceed with second reading of Bill 2-89(2). Are there any nays? Proceed, Mr. Minister.

Second Reading Of Bill 2-89(2): Business Loans And Guarantees Act

HON. GORDON WRAY: Thank you, Mr. Speaker. I move, seconded by the honourable Member for Nunakput, that Bill 2-89(2), An Act to Amend the Business Loans and Guarantees Act, be read for the second time. The purpose of this bill, Mr. Speaker, is to increase the cumulative maximum amount that loans and guarantees can be outstanding under the act from \$16 million to \$20 million.

MR. SPEAKER: Thank you. The motion is in order. To the principle of the bill.

AN HON. MEMBER: Question.

MR. SPEAKER: Question has been called. All those in favour? Opposed, if any? The motion is carried.

---Carried

Bill 2-89(2) has had second reading. Mr. Clerk, Bill 2-89(2) has had second reading and is ordered into committee of the whole for today. Second reading of bills. The honourable Member for Kivallivik.

HON. GORDON WRAY: Thank you, Mr. Speaker. I would seek unanimous consent to deal with Bill 19-89(2).

MR. SPEAKER: The Minister has requested unanimous consent to give second reading to Bill 19-89(2). Are there any nays? Proceed, Mr. Minister.

Second Reading Of Bill 19-89(2): Municipal Employees Benefits Act

HON. GORDON WRAY: Thank you, Mr. Speaker. I move, seconded by the honourable Member for Yellowknife North, that Bill 19-89(2), An Act to Amend the Municipal Employees Benefits Act, be read for the second time. The purpose of this bill is to amend the Municipal Employees Benefits Act to add "settlement corporation" to the definition of "municipality"; to repeal an unusual regulation-making power; and to allow the Commissioner to make retroactive regulations for the purpose of bringing the pension plan under the Municipal Employees Benefits Act into compliance with the Pension Benefits Standards Act, 1985 (Canada).

MR. SPEAKER: Thank you. The motion is in order. To the principle of the bill.

AN HON. MEMBER: Question.

MR. SPEAKER: Question has been called. All those in favour? Opposed, if any? The motion is carried.

---Carried

Bill 19-89(2) has had second reading and is ordered into committee of the whole for today. Second reading of bills. The honourable Minister responsible for Municipal and Community Affairs.

HON. GORDON WRAY: Thank you, Mr. Speaker. Could I seek unanimous consent to proceed to second reading of Bill 24-89(2)?

MR. SPEAKER: Thank you. The Minister has requested unanimous consent to give second reading to Bill 24-89(2). Are there any nays? Proceed, Mr. Minister.

Second Reading Of Bill 24-89(2): Senior Citizens And Disabled Persons Property Tax Relief Act

HON. GORDON WRAY: Mr. Speaker, I move, seconded by the honourable Member for Amittuq, that Bill 24-89(2), Senior Citizens and Disabled Persons Property Tax Relief Act, be read for the second time. The purpose of this bill is to provide tax relief for senior citizens and disabled persons owning eligible property, including a mobile home located on land not owned by the senior citizen or disabled person; to provide for an exemption of all or a part of taxes; and to repeal the Senior Citizens Land Tax Relief Act.

MR. SPEAKER: The motion is in order. To the principle of the bill.

AN HON. MEMBER: Question.

MR. SPEAKER: Question has been called. All those in favour? Opposed, if any? The motion is carried.

---Carried

Bill 24-89(2) has had second reading. Mr. Clerk, Bill 24-89(2) has had second reading and is ordered into committee of the whole for today. Second reading of bills. The honourable Member for Yellowknife North.

HON. MICHAEL BALLANTYNE: Mr. Speaker, I seek unanimous consent to proceed to second reading of Bill 5-89(2), Criminal Injuries Compensation Act.

MR. SPEAKER: The Minister is requesting unanimous consent to give second reading to Bill 5-89(2) today. Are there any nays? Proceed, Mr. Minister.

Second Reading Of Bill 5-89(2): Criminal Injuries Compensation Act

HON. MICHAEL BALLANTYNE: Mr. Speaker, I move, seconded by the honourable Member for Amittuq, that Bill 5-89(2), Criminal Injuries Compensation Act, be read for the first time. The purpose of this bill is to replace the present Criminal Injuries Compensation Act. This bill will streamline the procedure for awarding compensation by appointing one or more criminal injuries compensation officers who will make awards of compensation or who may refer the claim to the Supreme Court; and to provide for an increase in the maximum amounts that may be awarded; and to clarify the other provisions of the present act.

MR. SPEAKER: The motion is in order. To the principle of the bill.

AN HON. MEMBER: Question.

MR. SPEAKER: Question has been called. All those in favour? Opposed, if any? The motion is carried.

---Carried

Bill 5-89(2) has had second reading. Mr. Clerk, Bill 5-89(2) has had second reading and is ordered into committee of the whole for today. Second reading of bills. Item 17, consideration in committee of the whole of bills and other matters: Report of the standing committee on legislation; Bill 22-89(2), Bill 2-89(2), Bill 5-89(2), Bill 10-89(2), Bill 19-89(2) and Bill 24-89(2), with Mr. Gargan in the chair.

ITEM 17: CONSIDERATION IN COMMITTEE OF THE WHOLE OF BILLS AND OTHER MATTERS

PROCEEDINGS IN COMMITTEE OF THE WHOLE TO CONSIDER COMMITTEE REPORT 2-89(2), REPORT OF THE STANDING COMMITTEE ON LEGISLATION; BILL 5-89(2), CRIMINAL INJURIES COMPENSATION ACT

CHAIRMAN (Mr. Gargan): The committee will now come to order. We are dealing with Bill 22-89(2), Real Estate Agents' Licensing Act. We are on clause 5. Would the Minister like to bring in his witness?

HON. MICHAEL BALLANTYNE: Mr. Chairman, with the committee's concurrence, could we proceed now with other bills? The Minister has some other pressing business now and he will do it a little bit later on this afternoon.

CHAIRMAN (Mr. Gargan): We are on clause 5 of Bill 22-89(2) and the only way we can do it is if there is a motion to defer this bill. If not, then we have to continue with this one. Mr. Ballantyne.

Motion To Defer Bill 22-89(2), Carried

HON. MICHAEL BALLANTYNE: Mr. Chairman, I move that we defer this bill until later on this afternoon.

CHAIRMAN (Mr. Gargan): The motion to defer is in order. To the motion. Are there any questions? To the motion. Question has been called. All those in favour?

There is no quorum. Would the Clerk ring the bell? The Chair recognizes a quorum. Question has been called. All those in favour? Opposed, if any? The motion is carried.

---Carried

Mr. Ballantyne.

HON. MICHAEL BALLANTYNE: Thank you. With the committee's permission, could we proceed with Bill 5-89(2), Criminal Injuries Compensation Act, followed by Bill 2-89(2), Business Loans and Guarantees Act, Bill 19-89(2), Municipal Employees Benefits Act, Bill 24-89(2), Senior Citizens and Disabled Persons Property Tax Act and Bill 10-89(2), Insurance Act?

CHAIRMAN (Mr. Gargan): Thank you, Mr. Ballantyne. Does the committee agree that we go to Bill 5-89(2), Bill 2-89(2), Bill 19-89(2), Bill 24-89(2), Bill 10-89(2) and Bill 22-89(2)?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Thank you. We will proceed with Bill 5-89(2). Criminal Injuries Compensation Act with Mr. Ballantyne.

#### Bill 5-89(2): Criminal Injuries Compensation Act

##### Minister's Opening Remarks

HON. MICHAEL BALLANTYNE: Thank you, Mr. Chairman. Mr. Chairman, the amendments to this bill are consistent with the concern for those who are victimized by the action of criminals which we demonstrated when we passed the Victims of Crime Act last fall.

Just to clarify, there was some question in the legislation committee about the difference between the acts. This particular act provides direct payments to individuals when injured by a criminal action, while the Victims of Crime Act supports programs and community projects which serve groups of victims, such as providing counselling or information about court processes or other avenues that a victim might want to pursue.

The existing act provides for maximum awards of up to \$15,000 payable by way of a lump sum, or periodic payments in an amount equivalent to the interest on an amount of \$50,000. I think it is important to note that this compensation was never intended to compensate somebody for the full extent of their loss, but it does acknowledge the loss that the person has suffered and provides some compensation for it. What we are doing is we are increasing the lump sum payment or the maximum lump sum payment from \$15,000 to \$25,000; and periodic awards rather than interest on \$50,000, which average somewhere in the \$450 to \$500 range -- it was very confusing for people because it changed all the time -- will be up to \$600 per month for periodic awards.

##### Increased Accountability For Periodic Payments

Two other changes are aimed at increasing accountability in the area of the periodic payments. There will now be a limit of \$50,000 which is the ultimate amount which will be paid out in periodic payments. There is also a review of the award after it has been in effect for five years. Depending on changing circumstances, the award could be varied upwards or downwards. In the past, people who recovered more quickly than had been anticipated and were able to return to employment could have conceivably continued to receive payments for the rest of their lives.

A new category has been added. Awards will be available for pain and suffering. This replaces an obsolete provision which compensated for "humiliation, sadness and embarrassment arising from disfigurement". The administrative procedures in the old act were unwieldy and under the new act will permit an initial determination of the award to be made by the criminal injuries officer, and the applicant will also have the opportunity to appeal to the Supreme Court if he is not satisfied with the award. Also, the criminal injuries officer can refer complex matters to the Supreme Court. With that, Mr. Chairman, I am ready to proceed.

CHAIRMAN (Mr. Gargan): Thank you, Mr. Minister. Mr. Ernerk.

#### Comments From The Standing Committee On Legislation

MR. ERNERK: Thank you, Mr. Chairperson. The standing committee on legislation report on the Criminal Injuries Compensation Act. The purpose of this bill is to replace the present Criminal Injuries Compensation Act. This bill will appoint one or more criminal injuries compensation officers who will make compensation awards. The bill will also increase the maximum amounts that may be awarded. The Criminal Injuries Compensation Act was discussed at the standing committee on legislation meeting in Rankin Inlet, on June 15, 1988, when the government introduced the Victims of Crime Act. At that time the Minister, Mr. Ballantyne, in response to a question by a standing committee on legislation Member about the financial assistance given to victims of crime, replied that he was negotiating with the federal government to raise the amount of compensation paid to victims under the Criminal Injuries Compensation Act.

The Minister, Mr. Ballantyne, presented the Criminal Injuries Compensation Act before the standing committee on legislation on September 27, 1989. The Minister explained that this act provides direct payment to individuals who have been injured by criminal action. It is a recognition by the government and society that somebody has been injured, but it is not intended to take the place of other processes available to victims. The amounts payable are increasing from \$15,000 to \$25,000 for lump sum payments. There is a limit of \$50,000 as the amount which will be paid out in periodic payments. There is also a review of the award after it has been in effect for five years. A new category under which awards can be granted will be for pain and suffering. The administrative procedures have also been streamlined.

A Member of the committee asked if children who are suffering from the death of parents, through a criminal act, will be included in the bill. The Minister stated that those children are being compensated. Another Member asked what the exact amount of money that would be set aside by the Government of the Northwest Territories would be, under this cost-sharing agreement, and if a revolving fund should be put in place. The Minister explained that the cost of the program on a year-to-year basis is unknown. Under the federal cost-sharing agreement, 90 per cent of the first \$25,000 is paid by the federal government and after \$85,000 it is 40 per cent.

The government is trying to estimate a budget figure the best it can, but the government is committed to paying what has to be paid. As to setting up a revolving fund, the Minister stated that he did not see any advantage to this approach at this time, but he would look into it.

A Member asked if the court system was no longer involved in determining the amount to be compensated and if the system was to be administered by a claims officer, would there be any additional cost to the administration? The Minister explained that the existing resources of the government would be adequate. Thank you, Mr. Chairperson.

CHAIRMAN (Mr. Gargan): Thank you, Mr. Ernerk. Chairman of the finance committee, Mr. Pollard.

#### Comments From The Standing Committee On Finance

MR. POLLARD: Thank you, Mr. Chairman. The standing committee on finance reviewed this bill last evening, as you well know, Mr. Chairman, and the committee has agreed to its forwarding to the committee of the whole, although I think there will be questions, perhaps, from Mr. Whitford and Mr. Kilabuk on certain items. Thank you, Mr. Chairman.

CHAIRMAN (Mr. Gargan): Thank you, Mr. Pollard. Does the committee agree that the Minister bring in his witnesses? Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Mr. Minister, for the record, would you introduce your witnesses?

HON. MICHAEL BALLANTYNE: I have with me Giuseppa Bentivegna, director of our legislation division, and Geoff Bickert, deputy minister of Justice.

CHAIRMAN (Mr. Gargan): Thank you, Mr. Minister. We are on Bill 5-89(2), Criminal Injuries Compensation Act. General comments. Does the committee agree we go clause by clause? Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 1, definitions. Mr. Pedersen.

MR. PEDERSEN: Thank you, Mr. Chairman. In clause 1, under 1(c), "a child of a victim born after the death of a victim", could I have an explanation of that please?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: I guess in the rare case when the mother is killed, for instance, and the baby is saved from the pregnant woman, this covers that occurrence.

CHAIRMAN (Mr. Gargan): Thank you. Mr. Pedersen.

MR. PEDERSEN: Mr. Chairman, I could not hear that.

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: For example, in the rare case with a woman who is well along in her pregnancy, the mother can die but they are able to save the baby, for instance.

CHAIRMAN (Mr. Gargan): Thank you. Mr. Pedersen.

MR. PEDERSEN: Mr. Chairman, would it also include if a man was killed and his wife gave birth, say, eight months later to a child? Would that also be included?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: Yes.

CHAIRMAN (Mr. Gargan): Thank you. Mr. Pedersen.

MR. PEDERSEN: Mr. Chairman, under "spouse" I have a question I would like clarified. Again under (c) "'spouse' means a person who at the time of the occurrence was cohabiting with the victim and between whom a child was born". In order to be classified as a spouse a child would have had to be born on the occurrence I mentioned earlier, of a person killed and a child being born after. Such a person would not be considered a spouse?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: They would. This is just a mechanism to tie the two people together.

CHAIRMAN (Mr. Gargan): Thank you. Clause 1. Mr. Whitford.

Eligibility Of Spouses For Compensation

MR. WHITFORD: Thank you, Mr. Chairman. In the "spouse" category, I have a problem with an area. There are two areas that may be in conflict with each other here. Paragraph (a) of "spouse"; "spouse" means a person who at the time of the occurrence was married to the victim" and paragraph (c) says "at the time of the occurrence was cohabiting with the victim and between whom a child was born". For the Minister, probably for clarification, there are cases, and I am sure they are well documented, of people who are still legally married to a person, to a spouse, but at the same time -- they do not have a legal separation nor do they have a divorce -- they are cohabiting with another person and they may end up having a child. We end up with two spouses. Which spouse would be eligible for compensation under this particular act?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: Both of them would be eligible. Both the estranged wife and the person they are cohabiting with.

CHAIRMAN (Mr. Gargan): Mr. Whitford.

MR. WHITFORD: Thank you, Mr. Chairman. Just to continue on the same one. In what proportions would this occur? Would there be compensation at a maximum level divided in half -- say they each had a child, the estranged wife and the cohabitee? Would this be divided down the middle?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: The determination would be made by the officer, or in a case like this, which is complex, by the judge, as to the fair balance.

CHAIRMAN (Mr. Gargan): Thank you. Mr. Pedersen.

MR. PEDERSEN: Thank you, Mr. Chairman. I am still not quite clear on what I asked before in the "spouse" in paragraph (c). I want to present the Minister with a scenario here. If two people had been cohabiting for one month it would not qualify under (a) for spouse, it would not qualify under (b) for spouse, but it would now qualify under (c), provided the woman was pregnant. Am I right? Even if they had only been cohabiting for one month?

CHAIRMAN (Mr. Gargan): Thank you, Mr. Minister.

MR. PEDERSEN: Mr. Chairman, I am not sure if Hansard can pick up the Minister nodding.

HON. MICHAEL BALLANTYNE: Yes, you are correct.

CHAIRMAN (Mr. Gargan): Can we also get a legal opinion on that?

LAW CLERK (Mr. Cooper): The way it is worded, it seems to me that at the time of the occurrence the person would have had to have been cohabiting with the victim and the child would have already had to have been born -- "and between whom a child was born".

CHAIRMAN (Mr. Gargan): Mr. Ballantyne.

HON. MICHAEL BALLANTYNE: We define "child" in the interpretation, so we think it covers it.



LAW CLERK (Mr. Cooper): Agreed.

CHAIRMAN (Mr. Gargan): Thank you. Clause 1, definitions. Agreed?

SOME HON. MEMBERS: Agreed.

--Agreed

CHAIRMAN (Mr. Gargan): Clause 2. Mr. Pedersen.

MR. PEDERSEN: Thank you, Mr. Chairman. "Where an act or omission". Could I have an explanation of what an "omission" might be?

CHAIRMAN (Mr. Gargan): Mr. Ballantyne.

HON. MICHAEL BALLANTYNE: It is a failure to do something, which leads to it.

CHAIRMAN (Mr. Gargan): Thank you. Clause 2. Mr. Pedersen.

Responsibility To Assist Peace Officers

MR. PEDERSEN: I realize that is what it is and then it goes on to a whole bunch of paragraphs, (a), (b), (c), and I do not find them to be very specific. They seem to indicate that if someone was carrying out a crime and if I happen to be in the neighbourhood and if I did nothing to prevent that crime, then I presumably would be guilty of something. Otherwise how could a claim of compensation result because of my omission? How does a person know where you get involved when something is carried out? It seems to me there has to be some limitation on this.

CHAIRMAN (Mr. Gargan): Mr. Ballantyne.

HON. MICHAEL BALLANTYNE: What I will do is have Giuseppa explain this.

CHAIRMAN (Mr. Gargan): Ms Bentivegna.

MS BENTIVEGNA: Thank you, Mr. Chairperson. The sections to subclause (1) are there in order to explain in what situation a person who is injured can claim under this act. So therefore if someone has posed this act or has not acted during the commission of a crime, as will be set out in regulation, and right now was in the act, or during the lawful arrest of a person or attempt to arrest, and it results in the injury or death of a person other than the person who commits the act or omission, then it is the person who is the victim who can claim for compensation. So this is not saying that, let us say in your example, a person does not help an officer in an arrest, that that person is guilty under this act. It is just saying that if that person is injured while helping a police officer make an arrest, then he can claim under this act because then he would be a victim.

CHAIRMAN (Mr. Gargan): Clause 2, claim for compensation. Mr. Pedersen, are you satisfied?

MR. PEDERSEN: No, I am more confused than ever on this one. Perhaps Ms Bentivegna could tell me again, because I now get the impression that it is only if the person who does not do something, who is guilty of the omission, is injured, then that person can claim. It is not for the victim then, is that right?

CHAIRMAN (Mr. Gargan): Ms Bentivegna.

MS BENTIVEGNA: Maybe I can explain it in another way. The idea, and this is the basic meat of it, is that if a person is injured as a result of a crime, and a crime can be either by someone posing a gesture, let us say breaking and entering as an example, or helping someone. Let us say they know better, let us say it was a conspiracy to break and enter and that person did not

actually pose the act, but they would still be guilty if someone was injured. The victim, let us say the person who lived in that house was injured and therefore then they would come to the fund and they could also sue those two people who committed the crime. But it is all tied into the commission of a crime. Because if you look at lawful arrest or attempted arrest, there has to be a suspicion that a crime was committed. So in any of those paragraphs setting it out, it is tied into the criminal offence and I think that is the important element. Not just to take one part of the phrase, but the whole subsection or section.

CHAIRMAN (Mr. Gargan): Mr. Pedersen.

MR. PEDERSEN: Mr. Chairman, in that case if we take the act it says, "Where an act or omission of a person in the Territories during...(c) the giving of assistance to a peace officer in making or attempting to make an arrest", does that not happen every time? I am sure there are about 52,000 people in the Territories who are guilty of an omission because they do not know anything about what is going on. Should there not be, somewhere in there, that a person in the Territories who is present at the commission of the crime? Or, is there somewhere in our law books the definition that covers this?

CHAIRMAN (Mr. Gargan): Ms Bentivegna.

#### Failure To Assist A Peace Officer Not A Criminal Offence

MS BENTIVEGNA: There is not a crime as such, failure to help a police officer. It would all depend on the facts of the case. There is the crime that you help the criminal -- either you help them get away or you abetted them in the crime. Let us say that I was standing there and you had a big burly criminal, I could see that I would be charged with trying to tackle the guy and that sort of thing. I think it comes down to the fact that you also have to cover "act or omission" just in case someone, by not acting, by letting the person get away, committed the omission and therefore they could also be involved.

CHAIRMAN (Mr. Gargan): Thank you. Mr. Pedersen.

#### Imprecise Wording

MR. PEDERSEN: Mr. Chairman, the table has missed the point I was trying to make. I am suggesting that the wording is too loose; that anyone can, in fact, be eligible to claim for compensation. I am not talking about criminal liability of the individual but the right to claim for compensation. If you leave it where a person in the Territories is guilty of an omission by failure of giving assistance to a peace officer, if it does not say something about that the person must be present and available to the peace officer, then surely if there is a crime committed in Yellowknife today, all of us sitting here would be guilty of an omission to give assistance by virtue of the fact that we were not there, but it does not say anything about that. Would it not make anyone eligible for this compensation by claiming that everyone was guilty of omission?

CHAIRMAN (Mr. Gargan): Mr. Ballantyne.

HON. MICHAEL BALLANTYNE: My understanding is that you actually have to be there to be guilty of an omission. If you are not there you cannot be guilty of an omission. Let us have a pretty clear understanding of that. We cannot envision a problem that somebody in Norman Wells is going to have a hassle because something happened in Yellowknife. I think by definition unless you are there, there cannot have been an omission.

CHAIRMAN (Mr. Gargan): Thank you. Mr. Pedersen.

MR. PEDERSEN: By which definition, Mr. Minister?

**HON. MICHAEL BALLANTYNE:** Common sense. Any way that a court would interpret, the court is not going to or an officer is not going to – you are looking at language and using the worst case interpretation but obviously if a person was not there, an omission could not have happened.

**CHAIRMAN (Mr. Gargan):** Thank you. Mr. Pedersen.

**MR. PEDERSEN:** Thank you, Mr. Chairman. Over the years I have been in this Assembly we have had an awful lot of amendments to bills that we passed in whole originally because we thought they were good and then later on we had to come in and put amendments to the ifs, the ands and the ors because we forgot to look at it carefully in the first place.

**CHAIRMAN (Mr. Gargan):** Mr. Ballantyne.

**HON. MICHAEL BALLANTYNE:** The bill has been carefully looked at and this is the wording that was in the old bill. We have never had a problem with it. It is across the country and there has never been a problem with it across the country. Perhaps the world, I do not know. At least I can say for the country. We will carefully note this from now on and if it comes up I think Mr. Pedersen will have every right to let us know how imprecise we were.

**CHAIRMAN (Mr. Gargan):** Thank you, Mr. Ballantyne. Clause 2, claim for compensation. Agreed?

**SOME HON. MEMBERS:** Agreed.

---Agreed

**CHAIRMAN (Mr. Gargan):** Clause 3, criminal intent. Agreed?

**SOME HON. MEMBERS:** Agreed.

---Agreed

**CHAIRMAN (Mr. Gargan):** Clause 4. Mr. Kilabuk.

Time Limitation On Claims

**MR. KILABUK:** (Translation) Mr. Chairman, I have a small question. This is a supplementary to another question. How many years could this be retroactive for application to this compensation? They want to understand more about the laws, the people in our area. If they are quite late in applying for compensation under this act, their relatives or their children – how many years ago would the actual crime have to be committed before they can apply for this compensation? Would we have to know how many years ago that crime would have to have been committed before they can be eligible for this compensation?

**CHAIRMAN (Mr. Gargan):** Mr. Ballantyne.

**HON. MICHAEL BALLANTYNE:** Thank you, Mr. Chairman. In the act itself there is a one year limitation after the occurrence, during which time you can apply for compensation but the act also provides that the officer and/or the judge could, if circumstance warranted, extend it to any length of time. It would be up to somebody to make the case as to why they were not able to apply within the year standard. We have left that flexibility there to deal with situations that we cannot necessarily anticipate.

**CHAIRMAN (Mr. Gargan):** Mr. Kilabuk.

**MR. KILABUK:** (Translation) Mr. Chairman, to my understanding and to my knowledge I have realized that I can appeal or apply for this compensation if three years had passed since the occurrence of the crime. Is that exactly what it means or would I be too late for the compensation?

CHAIRMAN (Mr. Gargan): Mr. Minister, would this act be retroactive, is the question, I believe.

HON. MICHAEL BALLANTYNE: No, it is not a retroactive act but if, for instance, three or four years have passed since the occurrence and there was a very good reason why somebody was not able to make an application and if the officer agreed that the reason was sound, then the officer could make it retroactive for longer than one year. He could make it retroactive for three years or more. The person would have to make a good case as to why they did not apply within a year.

CHAIRMAN (Mr. Gargan): Thank you. Mr. Arlooktoo.

MR. ARLOOKTOO: (Translation) Thank you, Mr. Chairman. How old, in order to be eligible for applying for compensation, would they have to be -- the age of 19? If one of their parents had been killed during the act of a crime, is there an age limit? What would be the youngest or the oldest age limit? Thank you.

HON. MICHAEL BALLANTYNE: Mr. Chairman, there is no limit, so an application could be made on behalf of a minor by a relative, by a guardian, what have you. So, there is really no limitation because of age.

CHAIRMAN (Mr. Gargan): Thank you, Mr. Ballantyne. Clause 4, Mr. Kilabuk.

MR. KILABUK: (Translation) Mr. Chairman, who would be the claims officer? If we are from a small community, who would we apply to for an application? Would we write to the RCMP?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: All the RCMP detachments in the Territories will have the information as to who to apply to, and application forms. It will be the public trustee in Yellowknife who will be the actual person to ensure that every detachment has information and application forms so that people can go to the RCMP in any community to apply.

CHAIRMAN (Mr. Gargan): Thank you. Clause 4, limitation period. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 5, investigations. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 6, powers of court. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 7, request for information. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 8, proof of conviction. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 9, effect of prosecution. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 10, behaviour of victim. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 11, interim payments. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 12, deductions from award. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 13, recipients of compensation. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 14, compensation. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 15, form of compensation. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 16, terms and conditions of payment of compensation. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 17, maximum award for one occurrence. Mr. Whitford.

Awards By Civil Court

MR. WHITFORD: Some of us read this. Mr. Chairman, I was questioning about the amounts. If a person is awarded, under this act, some moneys and through due process takes civil action

against individuals, are they allowed to do this? Once they are dealt with by this act, does that prevent them from pursuing through civil court, other monetary awards?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: A person can seek other recourse and the government can get the money back if they are successful in their other endeavour.

CHAIRMAN (Mr. Gargan): Mr. Whitford.

MR. WHITFORD: Mr. Chairman, this is not hypothetical, but if they are awarded less in the civil court, will they end up having to pay that particular portion of it back the government, just supposing, or is that too hypothetical?

HON. GORDON WRAY: (Inaudible comment)

MR. WHITFORD: Thanks, Mr. Wray, you are very generous.

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: You mean if they decide to go the other route and they get -- well you do not know what they would have got, because they would not have gone to our guy, right? If they decided they were going to go through the civil route and get a sum of money, then they are stuck with that sum of money. They cannot shop the two systems.

CHAIRMAN (Mr. Gargan): Thank you, Mr. Minister. Mr. Whitford.

MR. WHITFORD: Why I ask that question, Mr. Chairman, is because oftentimes going through the court process, through lawyers and through the court systems, it takes an awful long time. It takes longer than it should, I guess, and maybe the government program is a little speedier and in order to ensure that they are going to get something from a criminal action like this, through no fault of their own, they may take both routes at the same time. I know lawyers that will tell their clients it will take years before we finally clear this but in the meantime go ahead and apply. Can they do that? Apply for whatever and maybe be awarded a maximum and heaven knows, five years later they will settle this thing in court. So that is the kind of scenario I am wondering about, whether a person can do both at the same time, hoping to get something from one or the other?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: You could do that, use both processes. It would not be until they are both over that we find out if we get something back, depending on the size of one. So you could do both.

CHAIRMAN (Mr. Gargan): Thank you, Mr. Minister. Clause 17, maximum award for one victim. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 18, several acts. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 19, written decision. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 20, appeal. Mr. Whitford.

MR. WHITFORD: Why 50 days? Why not 30 or 60? It just seems an odd number.

MR. ERNERK: Why not?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: Under the rules of procedure, 50 days is the period within which somebody can file a lawsuit. So it is just to be consistent. Do not ask me why it is in that one. I do not know. We are trying to be consistent with what is there.

CHAIRMAN (Mr. Gargan): Mr. Whitford.

MR. WHITFORD: The courts like to give 30 days or 90 days or a year less a day or something like that. It just seems like an odd number. It was a curious question.

HON. MICHAEL BALLANTYNE: That it was.

MR. LEWIS: All questions.

---Laughter

CHAIRMAN (Mr. Gargan): Thank you, Mr. Whitford. Clause 20, appeal. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 21, extension of time. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 22, application of rules. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 23, evidence. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 24, powers of court. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 25, variation of order. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 26, appointment. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 27, release of exhibits. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 28, service. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 29, garnishment and other legal processes. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 30, civil proceedings. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 31, payment of compensation. Agreed? Is there a nay? One nay for the record.

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 32, agreements. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 33, regulations. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 34, transitional. Mr. Whitford.



MR. WHITFORD: Just before we run out of clauses. I may have missed it already, but because this is a new act and something may happen today, an accident may happen today, will this be retroactive to a period of time?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: No, once this act is proclaimed then anything from that day forward will fall under the act. But settlements that have been given before that proclamation will be grandfathered. They will not change. So there is not going to be that retroactive element to this.

CHAIRMAN (Mr. Gargan): Mr. Whitford.

MR. WHITFORD: Just to clarify. I was not asking about cases that have already been decided, on amounts and such; what I was asking was whether if a criminal act resulted in somebody being injured before this act is passed, will the act be retroactive to cover unsettled things that may have occurred? Will they fall under this new act, rather than under an old act that may have given them something?

CHAIRMAN (Mr. Gargan): Mr. Minister.

HON. MICHAEL BALLANTYNE: If a claim has not been decided -- that is the key aspect -- before this one comes into force then it will fall under the new act.

CHAIRMAN (Mr. Gargan): Thank you, Mr. Minister. Clause 34, transitional. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 35, repeal. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Clause 36, coming into force. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Bill as a whole. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Mr. Minister.

Appreciation Expressed To Legal Adviser, Ms Giuseppa Bentivegna

HON. MICHAEL BALLANTYNE: Mr. Chairman, I am not sure if I will get this opportunity again, but I would like to put on the record my appreciation, and the cabinet appreciation, for Giuseppa Bentivegna who has been with the legislation division for five and a half years, and has been director for three and a half years. She has worked very closely with me over the last four years. We have done hundreds of bills together, and I would like to say, for the record, that Giuseppa has done a magnificent job for all of us here in the Legislative Assembly and we will really miss her when she goes. I just wanted to express all of our appreciation here for the work that

Giuseppa has done, and to wish her very, very well in whatever she decides to do in the future. Thank you.

AN HON. MEMBER: Hear, hear!

---Applause

CHAIRMAN (Mr. Gargan): Mr. Ernerk.

MR. ERNERK: Mr. Chairman, actually we have already thanked Giuseppa Bentivegna at the standing committee on legislation meeting in Yellowknife, but on behalf of the standing committee on legislation I would like to thank her very much for all the work that she did for us -- it was fantastic. We also thank you very much for helping us out quite a lot. Thank you.

---Applause

CHAIRMAN (Mr. Gargan): Thank you. Does the committee agree that Bill 5-89(2), Criminal Injuries Compensation Act, is now ready for third reading? Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Gargan): Thank you. We will go now to Bill 2-89(2). Mr. Ernerk.

MR. ERNERK: Mr. Chairperson, I move that you report progress.

CHAIRMAN (Mr. Gargan): There is a motion on the floor to report progress. It is not debatable. All those in favour? All those opposed? The motion is carried.

---Carried

I will rise now and report progress. Mahsi cho.

MR. SPEAKER: I would like to call the House back to order. Item 18, report of committee of the whole. Mr. Gargan.

ITEM 18: REPORT OF COMMITTEE OF THE WHOLE

REPORT OF COMMITTEE OF THE WHOLE OF COMMITTEE REPORT 2-89(2), REPORT OF THE STANDING COMMITTEE ON LEGISLATION; BILL 5-89(2), CRIMINAL INJURIES COMPENSATION ACT

MR. GARGAN: Mr. Speaker, your committee has been considering Bill 5-89(2), Criminal Injuries Compensation Act, and wishes to report progress. Bill 5-89(2) is now ready for third reading. Mahsi cho.

MR. SPEAKER: Thank you. The House has heard the report of the chairman of the committee of the whole. Are you agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

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

CLERK OF THE HOUSE (Mr. Hamilton): Announcements, Mr. Speaker. There will be a meeting of the standing committee on legislation which is now scheduled for 6:30 p.m. It will be followed by a meeting of the standing committee on finance. Meetings tomorrow morning, at 9:00 a.m. of

ajauqtit; and at 10:00 a.m., a meeting of the standing committee on rules, procedures and privileges.

**ITEM 20: ORDERS OF THE DAY**

**Orders of the day for Thursday, October 26th.**

- 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 Motion**
- 13. Notices of Motion 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: Report of the Standing Committee on Legislation; Bill 22-89(2), Bill 10-89(2), Bill 2-89(2), Bill 19-89(2) and Bill 24-89(2)**
- 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 1:00 p.m., October 26th, 1989.

**---ADJOURNMENT**

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