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Speaker: The Honourable Donald M. Stewart, M.L.A.

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YELLOWKNIFE, NORTHWEST TERRITORIES

THURSDAY, NOVEMBER 1, 1984

MEMBERS PRESENT

Mr. Angottitauruq, Mr. Arlooktoo, Mr. Ballantyne, Hon. Tom Butters, Hon. Nellie Cournoyea, Hon. Tagak Curley, Mr. Erkloo, Mr. Gargan, Mrs. Lawrence, Mr. MacQuarrie, Mr. McCallum, Hon. Bruce McLaughlin, Hon. Richard Nerysoo, Mr. Paniloo, Hon. Dennis Patterson, Mr. Pedersen, Mr. Pudluk, Mr. Richard, Hon. Nick Sibbeston, Hon. Don Stewart, Mr. T'Seleie, Mr. Wah-Shee, Hon. Gordon Wray

ITEM 1: PRAYER

---Prayer

SPEAKER (Hon. Don Stewart): Orders of the day for Thursday, November 1st.

Item 2, Members' replies. Item 3, Ministers' statements. Mr. Wray.

ITEM 3: MINISTERS' STATEMENTS

Minister's Statement On Housing

HON. GORDON WRAY: Thank you, Mr. Speaker. It is evident that housing is a major concern of the people of the NWT and, Mr. Speaker, the Executive Council is aware of this concern. Housing is a priority of this government. Compared to the rest of the country, we in the Northwest Territories are in a unique and difficult situation with respect to housing. While other regions in the country are experiencing only marginal rates of population growth, our population because of our high concentration of young people and the developing nature of the economy continues to grow at rates in excess of 2.6 per cent across the Northwest Territories. The average growth rate for the rest of the country is slightly less than one per cent. The Eastern Arctic has the highest birth rate in Canada, indeed in all of North America.

On the supply side, until recently northern governments faced by severe budgetary restrictions and other pressing priorities have not been able to stimulate the construction of adequate numbers of new houses. As a result we are now facing a very challenging task. We are all in agreement that the government has to come to grips with the very pressing demand for new housing. The response of this House -- and one which your Executive Council applauds and supports -- has been to strike a special committee to look into the whole issue of housing in the North and to make recommendations for addressing it in the long term.

In the last two budget sessions the supply of housing was a major concern of this Assembly. The Executive Council has chosen to deal with the problem in the most direct and effective means at its disposal. By stepping up the programs that it delivers through the NWT Housing Corporation, especially public housing, last year the Executive Council met the goal of providing 200 units of new public housing for northerners through additional appropriations of \$4.2 million to the NWT Housing Corporation. I am pleased to announce that after careful reconsideration of our available resources, we will again be able to meet our target of 200 units for the coming fiscal year, through additional funding of \$5.8 million to the corporation.

---Applause

This decision will bring planned expenditures on the housing program across the Territories for the 1985-86 fiscal year, to \$54 million, \$17.8 million of which is Government of the Northwest Territories money, and amounts to an increase of more than 60 per cent over what we were originally able to budget. Translated into human terms it means that, under a public housing program, in two years time we will have built homes to accommodate more than 1300 northerners. However, that is not to say that our problem is now solved. The NWT needs long-term strategies for dealing with housing problems and we look forward with anticipation toward the final report of the special committee on housing. Thank you, Mr. Speaker.

---Applause

MR. SPEAKER: Thank you, Mr. Minister. I would like to recognize the grade eight class from William McDonald School. Roger Windle is the teacher. Welcome to the Assembly.

---Applause

Are there any other Ministers' statements? Item 4, oral questions. Mr. McCallum.

ITEM 4: ORAL QUESTIONS

Question 4-84(3): Appointment To NWT Business Advisory Council

MR. McCALLUM: Mr. Speaker, I have a question of the Minister of Economic Development. I wonder if the Minister would indicate to me and to Members of the House whether in fact there have been additional appointments to the Business Advisory Council that he recently set up.

MR. SPEAKER: Mr. Curley.

Return To Question 4-84(3): Appointment To NWT Business Advisory Council

HON. TAGAK CURLEY: Thank you, Mr. Speaker. I am pleased to indicate to the Member and to the House that I consulted with the Member prior to acting, to recommend to my colleagues on the Executive Council that his constituent, Mr. John Manton, has been appointed to the vacant position on the Business Advisory Council. Thank you.

MR. SPEAKER: Thank you, Mr. Minister. Mr. Ballantyne.

Question 5-84(3): Implementation Of NWT Business Advisory Council Recommendations

MR. BALLANTYNE: Thank you, Mr. Speaker. I would like to direct this question also to the Minister of Economic Development. I understand that the NWT Business Advisory Council has made recommendations through the Minister to the Executive Council on matters including a northern preference policy. I wonder if the Minister can let the House know when a decision will be made whether or not to implement these recommendations.

MR. SPEAKER: Mr. Curley.

Return To Question 5-84(3): Implementation Of NWT Business Advisory Council Recommendations

HON. TAGAK CURLEY: Mr. Speaker. I can indicate to the House and to the Members that the Business Advisory Council had quite an extensive review of the existing policy of the government regarding the northern preference policy. Through the exercise that we would like to change the business incentive policy for the North, they have been able to come up with a substantial recommendation to me and to the Executive Council. Our Executive Council has not, at this moment, adopted the recommendation but I am attempting at this time, along with the Minister of Government Services, to steer it through the Executive Council before long, but it could be a couple of weeks before it is finalized. If that happens I will be pleased along with the Business Advisory Council chairman, to make the recommendations public but at this moment our Executive Council has not considered them in detail.

We have had a working group including Government Services, myself and the Minister of Public Works, but now we must bring it forward. Once that is done we will be pleased to announce it. I am sure the chairman of the NWT Business Advisory Council will be pleased to inform the public. Thank you.

MR. SPEAKER: Thank you, Mr. Minister. Mr. Ballantyne.

Supplementary To Question 5-84(3): Implementation Of NWT Business Advisory Council Recommendations

MR. BALLANTYNE: Supplementary to that, Mr. Speaker. So I take it then, Mr. Minister, that we can expect a response from the Executive Council sometime before the new year. This has gone on for years. Will you give that undertaking that sometime before the new year we will have a response?

Further Return To Question 5-84(3): Implementation Of NWT Business Advisory Council Recommendations

HON. TAGAK CURLEY: Yes. That is correct. They are in the final draft now. The only thing that is delaying it is that we had a number of items before the Executive Council in preparing for this session. It is in the works and it will be finalized and I can guarantee that before the year is ended.

MR. SPEAKER: Thank you, Mr. Minister. Oral questions. Mr. McCallum.

Question 6-84(3): Proposed Sale Of Northern Transportation Company Limited

MR. McCALLUM: I have a question of the Minister of Finance, Hon. Tom Butters. I wonder if he can indicate to me and the House if he has been able to determine anything regarding the proposed sale by the federal government of Northern Transportation Company Limited. I refer back to some comments he made in this House during the second session of this particular Assembly.

MR. SPEAKER: Mr. Butters.

Return To Question 6-84(3): Proposed Sale Of Northern Transportation Company Limited

HON. TOM BUTTERS: Mr. Speaker, the Member will be aware that during the recent federal "silly season", the previous Minister of Transport was not available. So there was not much progress made on this issue, as far as our government was concerned, during the summer. We have been in contact with the new Minister of Transport, Mr. Mazankowski, on two or three occasions, attempting to pick up where we were with the previous Minister, and our expectation is that that will soon occur. The situation, as I understand it, is that the new government is planning to go ahead with the privatization of NTCL. They apparently have received nine or 10 very serious proposals and I believe have requested that bids be submitted to the government before the end of this month. So that process is still under way. It may have been slowed down a bit as a result of the election, but it is still under way and I still expect we will have an opportunity to discuss our concerns with Mr. Mazankowski.

MR. SPEAKER: Thank you, Mr. Minister. Mr. McCallum.

Supplementary To Question 6-84(3): Proposed Sale Of Northern Transportation Company Limited

MR. McCALLUM: Mr. Speaker, just a supplementary to it. I am not sure whether I can quote directly or refer back properly to the comments. It was my understanding that the Minister was going to look into the proposed sale of NTCL, not only as to who would be interested, as it were, but to try to ensure that there would be northern people involved with it. I wonder if there is any move on the part of the Executive of the government to possibly get involved more directly there or with the direct purchase, in the behalf of the Government of the Northwest Territories, of the company.

MR. SPEAKER: Mr. Minister.

Further Return To Question 6-84(3): Proposed Sale Of Northern Transportation Company Limited

HON. TOM BUTTERS: The government had three concerns with regard to the sale. One was the involvement of northern organizations and corporations in the bid process and the eventual sale. The second was that we wouldn't see an inordinate increase in the current tariffs or costs that we have to pay for the service to date. Third, that there would not be a diminishment in the quality of service which we are currently enjoying from NTCL.

As regards the other matter, our department, Government Services, has not been involved with any corporations. It may be that Mr. Curley's department or the Minister of Economic Development may have had some involvement with interested parties, but not Government Services.

MR. SPEAKER: Thank you, Mr. Butters. Oral questions. Mrs. Lawrence.

Question 7-84(3): Renewable Resources Position, Fort Resolution

MRS. LAWRENCE: (Translation not available)

(Translation) I would like to know if the Minister of Renewable Resources hired somebody. (Translation ends) In the last sitting I questioned to see if they were going to establish a position for a Renewable Resources officer in Fort Resolution. I just would like to know how far that has gone or if they are going to go ahead with it or exactly what is happening. Thank you.

MR. SPEAKER: Ms Cournoyea.

Return To Question 7-84(3): Renewable Resources Position, Fort Resolution

HON. NELLIE COURNOYEA: Mr. Speaker, I would like to assure the Member that the consideration of Fort Resolution and the placing of a game officer is a serious consideration and it is our intention to proceed with that allocation of that position. However, I believe right at this point in time we are talking about budget allocations but it is our intention to follow through with her recommendation.

MR. SPEAKER: Thank you. Are there any further oral questions? Mr. Paniloo.

Question 8-84(3): Home-Ownership Assistance Program

MR. PANILOO: (Translation) Thank you, Mr. Speaker. I do not think it is the right time but I am going to ask the Minister responsible for Housing or the Economic Development Minister. The Inuit and Dene have been asking for grants for building houses and they have been requesting to build their own houses. I would like to ask what has been going on with this. When the BRC had a meeting, it was answered in some way but the Inuit people did not really understand what was going on. Thank you.

MR. SPEAKER: Mr. Wray.

Return To Question 8-84(3): Home-Ownership Assistance Program

HON. GORDON WRAY: Thank you, Mr. Speaker. I am not quite sure as to what grants the Member is talking about. However, the Housing Corporation does have a program called the home-ownership assistance program, which does basically give a grant to selected clients to construct their own houses. While this program has been carried out extensively in the West, it is only now entering into the Eastern Arctic. Last year was the first year in which units under that system were constructed in the Eastern Arctic and again this year some units will be constructed. So there are some grants available under the home-ownership assistance program and they are now being made available also in the Eastern Arctic.

MR. SPEAKER: Thank you, Mr. Minister. Oral questions. Mr. MacQuarrie.

Question 9-84(3): GNWT Involvement In Sale Of NTCL

MR. MacQUARRIE: Thank you, Mr. Speaker. I have a follow-up question for the Minister of Government Services. He did indicate that our government expressed a concern to the federal government with respect to the possible sale of NTCL and that they sought assurances that tariffs, for example, and quality of service would not change or at least would improve. He did not say whether he received any undertaking from the federal government that that would be the case or whether this government would have any opportunity to sit at the table and make sure that the concerns of people generally in the NWT are taken account of in any potential sale. So, can I ask the Minister whether he does have any undertaking from the federal government?

MR. SPEAKER: Mr. Butters.

Return To Question 9-84(3): GNWT Involvement In Sale Of NTCL

HON. TOM BUTTERS: Mr. Speaker, not yet. I have been in touch with the new Minister of Transport and as yet have not had from him an indication of the involvement which will occur between this government and the federal government with regard to the sale. My expectation is that we will be hearing very soon and possibly I might be able to announce something more specific before the end of this session. I will seek to do that. I will follow up and seek to do that.

MR. SPEAKER: Thank you, Mr. Minister. Mr. MacQuarrie.

Question 10-84(3): Involvement Of Department Of Economic Development In Sale Of NTCL

MR. MacQUARRIE: Thank you, Mr. Speaker. I have a further question on that matter for the Minister of Economic Development and Tourism. The Minister of Government Services indicated a while ago that his department was not involved in any initiative perhaps to become involved as a participant in the sale of NTCL. But he said he did not know whether the Department of Economic Development was. So I will ask that Minister, is his department involved in any way possibly with considering buying into that firm or if not, to this point is there an intention to do so in the future?

MR. SPEAKER: Mr. Curley.

Return To Question 10-84(3): Involvement Of Department Of Economic Development In Sale Of NTCL

HON. TAGAK CURLEY: Thank you, Mr. Speaker. The only response that I can give to the Member is that our department had been contacted by the various native groups -- some of them, not all of them -- and that they have asked for specific subcontributions through the existing government financial assistance program that we have, particularly EDA funding, to do some research in this sort of thing to allow them to get into this business of assessing the liability of NTCL. But as a department, we have not at all supported organizations or companies or groups of them at all because we believe that the federal government's tender document will indicate that certain criteria are involved but our department has not received these documents. But I would assume that Government Services may have some documentation on the terms of conditions of the sale but my department is not involved other than providing financial assistance if the proponents do qualify. Thank you.

MR. SPEAKER: Thank you, Mr. Minister. Mr. MacQuarrie.

Supplementary To Question 10-84(3): Involvement Of Department Of Economic Development In Sale Of NTCL

MR. MacQUARRIE: Thank you, Mr. Speaker. Supplementary to that. I understood that although his department had been contacted by various native groups, my understanding was that it was not for the government to do a joint venture of some kind in that but rather for loans or loan guarantees. If I was mistaken in that impression, I would ask the Minister to correct me. My question this time though is has the government in fact given some undertakings or guarantees with respect to this? If so, to what extent?

MR. SPEAKER: Mr. Curley.

Further Return To Question 10-84(3): Involvement Of Department Of Economic Development In Sale Of NTCL

HON. TAGAK CURLEY: Thank you, Mr. Speaker. No, my department has not received any proposals from the native organizations with respect to NTCL financing we propose to take over. But I think it is generally understood the native companies or business companies in the Territories will require financial assistance. I am sure there will be at one point -- they may approach it but at this moment we have not negotiated or even attempted to entertain, nor has the board received, any applications for guarantees or loan applications at this time.

MR. SPEAKER: Thank you, Mr. Curley. Oral questions. Mr. T'Seleie.

Question 11-84(3): Appointment To Language Commission

MR. T'SELEIE: Mr. Speaker, my question is for the Leader of the Executive Council. The government lately has made an appointment of a senior civil servant to head up the language program. I would like to know why Members of this Assembly were not consulted in that appointment and why the position was not advertised. That is my question, Mr. Speaker.

MR. SPEAKER: Mr. Nerysoo.

Return To Question 11-84(3): Appointment To Language Commission

HON. RICHARD NERYSOO: Yes, Mr. Speaker. I would like to inform the honourable Member that the position that was outlined is one that required a senior officer in this government and it is also an administrative responsibility that falls within the jurisdiction of the Executive Council. Had there been an intention to spend any of the public funds that had been granted to aboriginal languages I certainly would agree with the honourable Member that we would, in fact, contact the Members opposite or Members on the Executive Council to seek their approval but there is no such intention nor has there been any money that had been allocated to the aboriginal languages fund spent on this particular individual. The dollars that were assigned, the person year that was assigned, were taken from within the framework of government and I suggest that some of the criticism that may have arisen is with regard to the money that has been associated with the aboriginal languages and that is not the case.

The other issue, Mr. Speaker, is that there was a need to establish within government an individual person in government to deal primarily with the responsibility of dealing with the languages issue in the Northwest Territories, and that had to do with all languages, whether the aboriginal languages or French or for that matter English. There was a need to bring together some co-ordinated government approach to dealing with that particular issue. If you will recall -- I can give you a very recent example -- we dealt with the whole training issue and brought that whole particular responsibility under one department. One of the responsibilities of Mr. Lewis is to look at the kinds of services this government offers in all areas of language and to indicate whether or not where those particular responsibilities lie at the moment, is really where they should be. Now, I believe that is an administrative responsibility.

There is also an attempt on our part to create a task force to go out to get public submissions, to have public input at which time all Members of this House and all organizations will have the opportunity to direct this government on how, and on what types of projects and programs, we would be spending the \$16 million over the next five years. Now those kinds of directions have not been approved by the Executive Council. However, those are the kinds of recommendations that I am going to make. There are a number of initiatives that will be recommended by the task force of which one may be that we have an individual who heads up primarily the Dene languages area, one individual who heads up primarily the Inuit language area and another who heads up primarily the French initiative. So I think that you would say that that might be the best approach at the moment. But there is no attempt on my part to undermine the ability of the general public to have input in the direction we will be going on aboriginal languages. There has been a real need in our government to bring some sense to what we are going to deal with or how we are going to approach the whole language issue and I think that that was the attempt that we made and I believe that that is the attempt we should remain with until we establish the public consultation process.

MR. SPEAKER: Thank you, Mr. Minister. Mr. T'Seleie.

MR. T'SELEIE: Thank you, Mr. Speaker. The Leader has still not answered my question as to why Members of this Assembly were not consulted.

MR. MacQUARRIE: No respect, I suppose.

MR. SPEAKER: Mr. Minister.

HON. RICHARD NERYSOO: Mr. Speaker, I believe one of the responsibilities that the Members of this House gave to the Members of the Executive Council was in fact to try to assume our responsibility for any kind of direction that this House gives. I do not believe that we have a process by which we approach all Members of this House on administrative duties that you have given us. Now, if the case is that you wish to change that then I suggest you indicate that. Because the reality is that

you have given us a certain responsibility to carry out a certain duty and I believe that I have not undermined that particular direction and in fact have tried to bring some sense to how we are trying to deal with this whole language issue. Now, I suggest that that administration is not the responsibility of all ordinary MLAs.

MR. SPEAKER: Mr. Wah-Shee.

Question 12-84(3): Accountability Of Regional Directors To Regional Councils

MR. WAH-SHEE: Mr. Speaker, I have a question for the Minister of Local Government. Recently the Minister made a statement to members of the BRC in regard to the accountability of the Baffin regional director to BRC. I would like to know whether a similar arrangement will be considered in other regions if the request does come forward from the other regions.

MR. SPEAKER: Mr. Sibbeston.

Return To Question 12-84(3): Accountability Of Regional Directors To Regional Councils

HON. NICK SIBBESTON: Mr. Speaker, the answer is, yes. While the BRC was the first regional council that we have responded to and the arrangement provided for the regional director to be much more accountable than he had been, we take the view that BRC was the first regional council to deal with the issue in this way but we have also decided that this accountability measure we have taken will apply to all regional directors in their dealing with regional councils.

MR. SPEAKER: Thank you, Mr. Minister. Mr. Ballantyne.

Question 13-84(3): Hepatitis B Research Program

MR. BALLANTYNE: Thank you, Mr. Speaker. I have a question I would like to direct to the Minister of Health. I think a number of MLAs had correspondence from the Minister concerning problems with an illness called hepatitis B and the possibility of a certain Mr. Lark and his team coming forth and giving a new serum to individuals in the communities. I wonder if the Minister could give us some more details of this program and if the Minister could explain to us the territorial government involvement in the program. Thank you.

MR. SPEAKER: Mr. McLaughlin.

Return To Question 13-84(3): Hepatitis B Research Program

HON. BRUCE McLAUGHLIN: Thank you, Mr. Speaker. I would be pleased to give a brief run-down right now of the background to this situation. First of all, hepatitis B is similar to the ordinary hepatitis which people call yellow jaundice. Hepatitis B is particularly congenital to native people in the Northwest Territories. The incidence of the disease in Canada, I believe, is in the area of only between one and two people per 10,000 and in the Northwest Territories the rates are much higher than that. The program was actually started in co-operation with Health and Welfare Canada last year. The Donner Foundation gave a \$350,000 grant to Dr. Lark who operates out of the University of Alberta. The University of Alberta considers this to be an important enough project in the world of health that they are allowing him to take the necessary time from his duties at the University of Alberta to work on this program.

Basically, what the Donner Foundation grant was for was to take blood samples from a large segment of the population of the Northwest Territories in communities where the medical team felt that the incidence of hepatitis B was high and so they sampled all the communities in the Eastern Arctic and at that stage their funding ran out. They then approached our government for additional funding to complete the 22 communities they still had to do in the Western Arctic. The reason for requiring the extra \$100,000 was the extra cost of analysing the blood samples and the extra cost of storing and transporting those blood samples while they await analysis. The doctor, I believe, has completed the Inuvik region and the Great Bear region and will be finishing off the communities around the Great Slave Lake area and we will begin to get results, community by community as the blood samples are analysed. I will be making those available on request to Members who are interested.

MR. SPEAKER: Thank you, Mr. Minister. Oral questions. Mr. Ballantyne.

Question 14-84(3): Status Of Formula Financing

MR. BALLANTYNE: I have a question, Mr. Speaker, I would like to pose to the Minister of Finance. It is concerning formula financing. Formula financing is probably, if not the, one of the most significant steps this government has taken. I wonder if the Minister can give the House at this point in time just a description of exactly what is the status right now of formula financing and at what point will the Minister make a total report to this House? I would even suggest that it is so important that perhaps a discussion in committee of the whole about this matter might be in order. Thank you.

MR. SPEAKER: Mr. Minister.

Return To Question 14-84(3): Status Of Formula Financing

HON. TOM BUTTERS: First of all, I would like to thank the Member for Slave River for giving me notice of his question on NTCL. It is very helpful as most Members know to get some advance notice of the question and also to Mr. Ballantyne for notice of the question he was going to put.

With regard to the formula, the situation currently is that the concept, or a slightly amended concept to that which has been indicated to this House, was approved by the Treasury Board of the previous government on, I think, August 15th. My expectation is that the new government will accept the formula as the concept on which our 1985-86 budget is based. When Mr. Crombie was in Yellowknife some two and a half weeks ago, the Executive, in its discussions with him at that time, went over the concept and received from him all assurances of support with his cabinet colleagues and my expectation is that support will be given by the new cabinet. There are a number of technical details which are currently under discussion with, or between territorial and federal officials. There has been one meeting in Ottawa with regard to resolving these technical details that occurred some seven to 10 days ago. There are still a number of meetings that will have to occur before our budget is finalized and these details are resolved. However, there would appear to be progress toward the early implementation of formula-based financing. The decision that was made by Treasury Board on August 15th included the Yukon and I believe that the Yukon government is moving similarly to adopting and accepting the concept of funding. I will attempt to report in more detail next week with regard to the current status of the formula. The Commissioner indicated this in his opening remarks and if it is the desire of the House we could put the report into committee of the whole and discuss it at some length.

MR. SPEAKER: Thank you, Mr. Minister. Oral questions. Mr. Erkloo.

Question 15-84(3): Divisional Board Of Education, Baffin Region

MR. ERKLOO: (Translation) Thank you, Mr. Speaker. The question I have is to the Minister of Education, Mr. Patterson. The education authorities in the communities in Baffin Region, in 1985-86, want to become a divisional board. When the BRC had a session in Pond Inlet there was a motion made and carried that there was support by the BRC to get a divisional board. According to my understanding, according to the ordinance, it states that the Minister has to make regulations if there is to be a divisional board status. I would like to ask if he is going to make the regulations before April 1, 1985 so that the Baffin can become a divisional board of education.

MR. SPEAKER: Mr. Patterson.

Return To Question 15-84(3): Divisional Board Of Education, Baffin Region

HON. DENNIS PATTERSON: The regulations will be finished soon. We are working to obtain advice from the region and the education society about precisely what powers they wish to acquire. I am also pursuing the necessary financial resources in the hope that the divisional board can be established in the forthcoming fiscal year. Thank you.

MR. SPEAKER: Thank you, Mr. Minister. Oral questions, Mr. McCallum.

Question 16-84(3): Additional Funding For Public Housing

MR. McCALLUM: Mr. Speaker, I would like to pose a question to the Minister of Housing and perhaps comment so that I do not draw the raps as an ordinary MLA questioning the administrative side of the government in their decisions. I want to indicate, obviously, how pleased I am to see that the

administration is going to now put more money into public housing. I think that everything is fair no matter where it is, so that's a pre-empt of what would go on. Nevertheless I accept it as such. I think it is great that we now have some semblance of responsibility in terms of the kinds of things that have been placed before the Executive. That is a matter of priority. My question to the Minister is, the \$5.8 million that he is indicating, is that in addition to what is already now there as proposed, or is that the total amount of money? If it is in addition, could he indicate to me why the housing costs are now \$5.8 million, when in point of fact the proposal that he made to his colleagues on the Financial Management Board was \$5.4 million for 10 more houses?

MR. SPEAKER: Mr. Minister.

Return To Question 16-84(3): Additional Funding For Public Housing

HON. GORDON WRAY: Thank you, Mr. Speaker. I would like to indicate to the Member that there certainly was no intention to pre-empt. However, because of the very nature of construction, we had to make this knowledge public so that we could allow the Housing Corporation to begin work immediately on the construction of the new units and supply and tenders, because the work actually should have been done a couple of weeks ago. So there was no intention -- and as I indicated, it is only a short-term solution and I am more than willing and able to wait on the Members' report which will provide me with the long-term strategies and provide this Executive with the long-term strategies.

On his question however, the \$5.8 million is in addition to the \$12 million which was our target figure originally. So the total allocation is \$17.8 million. The request to the Executive was for \$5.8 million, not \$5.4 million. I may have indicated at some other point in time that it was \$5.4 million. If I did I was in error. It was \$5.8 million. Thank you.

MR. SPEAKER: Mr. McCallum.

Supplementary To Question 16-84(3): Additional Funding For Public Housing

MR. McCALLUM: That just leads into the next question. Could the Minister now indicate to us whether in fact the locations of this public housing had been determined and if they are determined would he then indicate to this House, where they are going and whether in fact they have been distributed with some kind of...

MR. MacQUARRIE: Fairness.

MR. McCALLUM: ...of course, equality, across the Territories?

MR. WAH-SHEE: Based on need.

MR. SPEAKER: Mr. Minister.

Further Return To Question 16-84(3): Additional Funding For Public Housing

HON. GORDON WRAY: I am sure the Member is aware that I am totally impartial when I make decisions on allocations of money and housing. I am, perhaps, unlike previous administrations.

---Applause

However, locations have been determined for some places, notably in the West, because we have to start moving in the winter road system. But the final decisions have not been made within the corporation. They will be made next week and we will be advancing that information through the budgetary process, to the standing committee on finance and to the House during the budget session. But no final decisions have been made on locations. We are still gathering some data from various locations.

MR. SPEAKER: Thank you. Mr. McCallum.

Supplementary To Question 16-84(3): Additional Funding For Public Housing

MR. McCALLUM: Mr. Speaker. A final supplementary of the Minister. Is the additional funding a result, if I may be so bold, of a review of priorities or has it come about because of a result of capital outlook? I guess what I am getting at is, Mr. Speaker, is there anything left? If it is a review of capital outlook, perhaps the Minister would be able to indicate to Members of this House what capital projects have been cast aside?

MR. SPEAKER: Mr. Wray.

HON. GORDON WRAY: Mr. Speaker, I would beg the indulgence of the House to defer that question to my colleague the Minister of Finance, who perhaps can explain the budgetary procedure better than I can, given his long experience.

--Laughter

MR. SPEAKER: Mr. Butters.

Further Return To Question 16-84(3): Additional Funding For Public Housing

HON. TOM BUTTERS: The opening remarks of the Minister responsible for Housing indicated that the Executive Council, as have past Executive Councils, has been aware of the urgent need for housing in the NWT, and have treated it as a priority. In treating it as a priority, we have examined our total financial resources to find the supplementary moneys. It has not come out of the priority process, it has not come out of the current capital allocations. We have looked into the unappropriated surplus of this government and taken the money from there. The honourable Member across the floor will realize that when you do that it is a one time only expenditure and you don't do it without a great deal of soul-searching. So that indicates the degree of consideration that this need has been given by the Executive and the decision that we had to make to find the moneys.

MR. SPEAKER: Thank you, Mr. Minister. Oral questions, Mr. Speaker.

MR. BALLANTYNE: Thank you, Mr. Ballantyne. As a humble ordinary MLA, I would like to ask the august czar of Housing a question, if I might, sir.

--Laughter

First of all I would like to thank the Minister for responding to our interim report before we have even presented it. Thank you very much. And my question is...

AN HON. MEMBER: And you are being pursued.

Question 17-84(3): Location Of Additional Housing

MR. BALLANTYNE: It was so important to make this announcement three days before we present our report. I wonder, if the decision hasn't been made where to put the houses, what is the rush? And if the decision has been made, if the finance committee gets it at the beginning of December, will there be time to change that decision?

MR. SPEAKER: Mr. Minister.

Return To Question 17-84(3): Location Of Additional Housing

HON. GORDON WRAY: Thank you, Mr. Speaker. First of all I have to say that I am surprised that the Members seem to be equating their interim report with the construction of new housing this coming year. My understanding was the interim report was going to address long-term solutions to the housing needs and that it was not necessarily going to address the immediate construction year which we are in right now.

AN HON. MEMBER: (inaudible comment)

HON. GORDON WRAY: However there is a rush and that rush is basically time, particularly for the Western Arctic. We have to start ordering materials, we have to start putting contracts out if we have to get some of these houses in on winter roads. That is hard reality. While I indicated that

no decisions have been final, these decisions will be made within the next week or so and there is obviously room to manoeuvre for some changes later on down the road. The later on down the road we go, the less room we have to manoeuvre, basically because of the time of getting those houses into the communities.

I would say there is perhaps some margin of room to manoeuvre. It is not very great. We have tried to allocate houses based on the best available information we have and we have tried to make it equitable. When, of course, Members in the standing committee on finance see the final documents and when they come before the Legislature, they will of course have plenty of time to comment on them and advise me ahead of time if they think a mistake has been made or if in their particular area, perhaps there should be some reshuffling. So I am indicating that I am open to talking to various MLAs about their regions when those documents come before the House and the standing committee on finance. Thank you.

MR. SPEAKER: Thank you, Mr. Wray. Oral questions. That appears to complete oral questions for today.

Item 5, written questions. There do not appear to be any written questions.

Item 6, returns.

Item 7, petitions. Item 8, reports of standing and special committees. Mr. MacQuarrie.

ITEM 8: REPORTS OF STANDING AND SPECIAL COMMITTEES

Report Of The Standing Committee On Legislation On The Review Of Young Offenders Ordinance

MR. MacQUARRIE: Thank you, Mr. Speaker. I have a report of the standing committee on legislation on the review of the Young Offenders Ordinance. Mr. Speaker, your standing committee on legislation has completed its review of the Young Offenders Ordinance which was introduced as Bill 5-84(1), which was passed at the winter session of the Assembly. As you will recall, your committee reluctantly conducted a very brief review of the ordinance before it was introduced in the House and passed. This was done only to allow the government to have legislation in place when the Juvenile Delinquents Act was repealed, thus avoiding a legal vacuum. It was further understood at that time that your committee would conduct a thorough review of the ordinance seeking public input and the review date was scheduled for August, which allowed the ordinance to have been in place for a few months. The government had readily agreed to participate in this review and had indicated it would be receptive to recommendations or amendments that your committee might propose.

As you are aware, the review was extensive and complicated in many areas. As a result of the review, your committee made the following recommendations for the government's consideration:

1) That the Department of Social Services seriously consider including a section on alternative measures in the ordinance, inasmuch as this is a critical element in trying to change the approach to young offenders. Moreover a program of alternative measures will have to be in place, anyway, in order to serve the requirements of the federal act.

2) That the ordinance be amended to allow some latitude in the manner in which youth justice committees are appointed, so that these might be established under the auspices of community councils, and so that members need not be individually named by the Minister.

3) That a definition of "counsel" be provided in the ordinance, including in the definition the option that "counsel" could mean native courtworkers or other paralegal workers. However, there was subsequent discussion to that and that discussion indicated that some alternative to counsel may be needed particularly when a young offender is first arrested.

4) That section 28(2) of the ordinance be amended to require that parents be notified when a young offender is transferred from one institution to another.

5) A correction was noted by the government to subsection 32(1), in the second line, to have it read "subsection 31(1)". That was just a technical correction. Also it was noted that subsection 32(3) in the second line should read rather "under subsection 31(1)".

6) That sections 14 and 15 be redrafted to clarify the procedure, and that this might best be accomplished by separating the requirements for notification of arrest or detention from the requirements for notification of subsequent proceedings.

7) That section 38(1) be reviewed to consider whether the youth court, in reviewing dispositions, should not have a third option of modifying the terms of custody.

8) That section 76(3) be reviewed to consider whether a change is required to satisfy the principle that a young offender should not be subjected to punishment that is greater than that which would be imposed on an adult for a similar offence.

9) In section 84, the government noted that the marginal note should read "Evidence of young person or child". And that was just a technical change.

10) In section 90(2), the government agreed with the committee to modify this section to word it more clearly to enable the Minister to limit the term of appointments to the youth justice committee.

Mr. Speaker, we trust that the government will seriously consider your committee's recommendations as they had indicated they would, and take the necessary actions for the implementation of these recommendations.

MR. SPEAKER: Thank you, Mr. MacQuarrie. Reports of standing and special committees. Item 9, tabling of documents. Mr. Wray.

ITEM 9: TABLING OF DOCUMENTS

HON. GORDON WRAY: Thank you, Mr. Speaker. I wish to table the following document: Tabled Document 4-84(3), Annual Contracts Report, 1983-84 Fiscal Year, Contracts and Capital Planning Division, Department of Public Works and Highways. I would recommend the reading of this material, Mr. Speaker, for Members. It is a very interesting document.

AN HON. MEMBER: Region by region, I suspect?

HON. GORDON WRAY: Yes. Region by region.

MR. SPEAKER: Thank you. There is no extra charge for the advertising.

---Laughter

Item 9, tabling of documents. Item 10, notices of motion. Mr. Nerysoo.

ITEM 10: NOTICES OF MOTION

Notice Of Motion 1-84(3): Assassination Of Prime Minister Of India

HON. RICHARD NERYSOO: Yes, Mr. Speaker. I give notice that on November 8, 1984, I shall move the following motion: Now therefore, I move that the Speaker on behalf of this House convey to the Speaker of the Parliament of India our deepest sympathy and condolences to the people of India in their hour of grief. Mr. Speaker, I will be seeking unanimous consent to proceed with the motion today.

MR. SPEAKER: Thank you, Mr. Minister. Notices of motion.

Item 11, notices of motion for first reading of bills. Item 12, motions. Mr. Nerysoo.

ITEM 12: MOTIONS

HON. RICHARD NERYSOO: Yes, Mr. Speaker, I believe I made an error with regard to the date. It should have been Monday, November 5, 1984. I would like to seek unanimous consent to proceed with my motion, Mr. Speaker.

SOME HON. MEMBERS: Agreed.

MR. SPEAKER: Are there any nays? Proceed, Mr. Nerysoo.

Motion 1-84(3): Assassination Of Prime Minister Of India, Carried

HON. RICHARD NERYSOO: Thank you, Mr. Speaker.

WHEREAS the news of the assassination of the Prime Minister of India, Mrs. Indira Gandhi, yesterday, has come as a terrible shock to the world;

AND WHEREAS this House abhors the use of violence as a means to solve political issues;

AND WHEREAS the people of the Northwest Territories recognize the significant contribution that Mrs. Gandhi, as the leader of the world's largest democracy, has made to the free world and the Commonwealth of Nations in particular;

NOW THEREFORE, I move, seconded by the honourable Member for Inuvik, that the Speaker, on behalf of this House convey to the Speaker of the Parliament of India, the deepest sympathy and condolences to the people of India in their hour of grief.

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

AN HON. MEMBER: Question.

MR. SPEAKER: Question being called. All those in favour? Opposed, if any? Let the record indicate it was unanimous.

---Carried

That would then conclude motions for today. Item 13, first reading of bills. Mr. Butters.

ITEM 13: FIRST READING OF BILLS

HON. TOM BUTTERS: Unanimous consent requested for first reading of Bill 2-84(3).

MR. SPEAKER: Unanimous consent. Are there any nays for first reading of Bill 2-84(3)? Proceed, Mr. Butters.

First Reading Of Bill 2-84(3): Income Tax Ordinance

HON. TOM BUTTERS: Mr. Speaker, I move, seconded by the honourable Member for Mackenzie Delta, that Bill 2-84(3), An Ordinance to Amend the Income Tax Ordinance, be read for the first time.

AN HON. MEMBER: Question.

MR. SPEAKER: Question being called. All those in favour? Opposed, if any? Bill 2-84(3) has had first reading.

---Carried

Mr. Nerysoo.

First Reading Of Bill 3-84(3): Interpretation Ordinance

HON. RICHARD NERYSOO: Mr. Speaker, I move, seconded by the honourable Member for Iqaluit, that Bill 3-84(3), An Ordinance to Amend the Interpretation Ordinance, be read for the first time.

MR. SPEAKER: You need to request unanimous consent. Are there any nays? Mr. Nerysoo, then for the record's sake, unless somebody wishes you to reread it, we will accept it in the restructured order. Mr. Nerysoo.

HON. RICHARD NERYSOO: Mr. Speaker, I certainly request the unanimous consent from the Members of this Legislature to proceed.

MR. SPEAKER: We have received it. I will now take the vote. All those in favour? Opposed, if any? Bill 3-84(3) has had first reading.

---Carried

First reading of bills. Mr. Sibbeston.

HON. NICK SIBBESTON: Mr. Speaker, I seek unanimous consent to deal with Bill 7-84(3), An Ordinance to Amend the Regional and Tribal Councils Ordinance.

MR. SPEAKER: Unanimous consent for Bill 7-84(3). Are there any nays? Proceed, Mr. Sibbeston.

First Reading Of Bill 7-84(3): Regional And Tribal Councils Ordinance

HON. NICK SIBBESTON: I move, seconded by the honourable Member for Inuvik, that Bill 7-84(3), An Ordinance to Amend the Regional and Tribal Councils Ordinance, be read for the first time.

AN HON. MEMBER: Question.

MR. SPEAKER: Question being called. All those in favour? Opposed, if any? Bill 7-84(3) has had first reading. Mr. Nerysoo.

---Carried

HON. RICHARD NERYSOO: Mr. Speaker, I would like to seek unanimous consent to proceed with first reading of Bill 8-84(3).

MR. SPEAKER: Unanimous consent being requested for Bill 8-84(3). Are there any nays? Proceed, Mr. Nerysoo.

First Reading Of Bill 8-84(3): Transportation Of Dangerous Goods Ordinance

HON. RICHARD NERYSOO: Mr. Speaker, I move, seconded by the honourable Member for Inuvik, that Bill 8-84(3), An Ordinance to Amend the Transportation of Dangerous Goods Ordinance, be read for the first time.

MR. SPEAKER: Ready for the question. All those in favour? Opposed, if any? Bill 8-84(3) has had first reading.

---Carried

First reading of bills. Mr. Nerysoo.

HON. RICHARD NERYSOO: Mr. Speaker, I would like to seek unanimous consent to proceed with first reading of Bill 10-84(3).

MR. SPEAKER: Unanimous consent being requested for first reading of Bill 10-84(3). Are there any nays? Proceed, Mr. Nerysoo.

First Reading Of Bill 10-84(3): Central Trust Company Ordinance

HON. RICHARD NERYSOO: Mr. Speaker, I move, seconded by the honourable Member for Inuvik, that Bill 10-84(3), An Ordinance Respecting Central Trust Company and Crown Trust Company, be read for the first time.

MR. SPEAKER: Question. All those in favour? Opposed, if any? Bill 10-84(3) has had first reading.

---Carried

First reading of bills. Mr. Butters.

HON. TOM BUTTERS: Mr. Speaker, may I have the unanimous consent of the House to proceed with first reading of Bill 11-84(3)?

MR. SPEAKER: Unanimous consent for Bill 11-84(3). Are there any nays? Proceed, Mr. Butters.

First Reading Of Bill 11-84(3): Supplementary Appropriation Ordinance, No. 5, 1983-84

HON. TOM BUTTERS: Mr. Speaker, I move, seconded by the honourable Member for Iqaluit, that Bill 11-84(3), An Ordinance Respecting Additional Expenditures for the Public Service for 1983-84 Financial Year, be read for the first time.

MR. SPEAKER: Question. All those in favour? Opposed, if any? Bill 11-84(3) has had first reading.

---Carried

First reading of bills. Mr. Butters.

HON. TOM BUTTERS: Mr. Speaker, I seek unanimous consent of the House to give Bill 12-84(3) first reading today.

MR. SPEAKER: Unanimous consent being requested for Bill 12-84(3). Are there any nays? Proceed, Mr. Butters.

First Reading Of Bill 12-84(3): Supplementary Appropriation Ordinance, No. 2, 1984-85

HON. TOM BUTTERS: Mr. Speaker, I move, seconded by the honourable Member for Mackenzie Delta, that Bill 12-84(3), An Ordinance Respecting Additional Expenditures for the Public Service for the 1984-85 Financial Year, be read for the first time.

MR. SPEAKER: Thank you. Are you ready for the question? All those in favour? Opposed, if any? Bill 12-84(3) has had first reading.

---Carried

Item 14 on the orders of the day, second reading of bills. Mr. Butters.

ITEM 14: SECOND READING OF BILLS

HON. TOM BUTTERS: Mr. Speaker, may I have consent to proceed with second reading of Bill 2-84(3)?

MR. SPEAKER: Request for second reading of Bill 2-84(3). Are there any nays? Proceed, Mr. Butters.

Second Reading Of Bill 2-84(3): Income Tax Ordinance

HON. TOM BUTTERS: Mr. Speaker, I move, seconded by the honourable Member for Mackenzie Delta, that Bill 2-84(3), An Ordinance to Amend the Income Tax Ordinance, be read for the second time. The purpose of this bill, Mr. Speaker, is to amend the Income Tax Ordinance to provide complementary legislation to the Income Tax Act (Canada) in order to administer the tax collection agreement between the Government of the Northwest Territories and the Government of Canada and to correct technical errors.

MR. SPEAKER: Thank you. To the principle of the bill.

AN HON. MEMBER: Question.

MR. SPEAKER: Question being called. All those in favour? Opposed, if any? Bill 2-84(3) has had second reading.

---Carried

Second reading of bills. Mr. Nerysoo.

HON. RICHARD NERYSOO: Thank you, Mr. Speaker. I would like to seek unanimous consent to proceed with second reading of Bill 3-84(3).

MR. SPEAKER: Unanimous consent being requested for the second reading of Bill 3-84(3). Are there any nays? Proceed, Mr. Nerysoo.

Second Reading Of Bill 3-84(3): Interpretation Ordinance

HON. RICHARD NERYSOO: Mr. Speaker, I move, seconded by the honourable Member for Inaluit, that Bill 3-84(3), An Ordinance to Amend the Interpretation Ordinance, be read for the second time. The purpose of this bill, Mr. Speaker, is to provide that an Executive Member may make an appointment without consulting the Council as required by the enabling appointment provision where the Council is not then sitting and the Executive Member is of the opinion that an emergency or such circumstances exist which warrant the making of the appointment and the Council may approve the appointment or recommend another appointment. This bill further amends the ordinance by amending the definition of "public officer" in paragraph 2(b) to include those officers which may be appointed by regulation; by inserting in paragraph 4(2)(b) the correct reference to the Regulations Ordinance; and by amending subsections 21(1) and (10) to properly reference the Bank Act (Canada) and Canada Day respectively.

MR. SPEAKER: To the principle of the bill. Question. All those in favour? Opposed, if any? Bill 3-84(3) has had second reading.

---Carried

Second reading of bills. Mr. Sibbeston.

HON. NICK SIBBESTON: Mr. Speaker, I seek unanimous consent to deal with Bill 7-84(3).

MR. SPEAKER: Unanimous consent has been requested for second reading of Bill 7-84(3). Are there any nays? Proceed, Mr. Sibbeston.

Second Reading Of Bill 7-84(3): Regional And Tribal Councils Ordinance

HON. NICK SIBBESTON: Mr. Speaker, I move, seconded by the honourable Member for Nunakput, that Bill 7-84(3), An Ordinance to Amend the Regional and Tribal Councils Ordinance, be read for the second time. The purpose of this bill is to amend the Regional and Tribal Councils Ordinance to correct technical errors, to provide an elected deputy speaker for the Baffin Regional Council and to establish the Shihta Regional Council.

MR. SPEAKER: To the principle of the bill. Question being called. All those in favour? Opposed, if any? Bill 7-84(3) has had second reading.

---Carried

Bill 8-84(3). Mr. Nerysoo.

HON. RICHARD NERYSOO: Mr. Speaker, I would like to seek unanimous consent to proceed with second reading of Bill 8-84(3).

MR. SPEAKER: Unanimous consent being requested for second reading of Bill 8-84(3). Are there any nays? Proceed.

Second Reading Of Bill 8-84(3): Transportation Of Dangerous Goods Ordinance

HON. RICHARD NERYSOO: Mr. Speaker, I move, seconded by the honourable Member for Inuvik, that Bill 8-84(3), An Ordinance to Amend the Transportation of Dangerous Goods Ordinance, be read for the second time. The purpose of this bill, Mr. Speaker, is to amend the Transportation of Dangerous Goods Ordinance to revise the provision which binds the Crown so that it only applies to a province, and to provide for a term of imprisonment as a penalty, in addition to the present penalty of a fine, upon conviction for an offence.

MR. SPEAKER: To the principle of the bill. Ready for the question? All those in favour? Opposed, if any? Bill 8-84(3) has had second reading.

---Carried

Second reading of bills. Mr. Nerysoo.

HON. RICHARD NERYSOO: Thank you, Mr. Speaker. I would like to seek unanimous consent to proceed with Bill 10-84(3).

MR. SPEAKER: Unanimous consent being requested for Bill 10-84(3). Are there any nays? Proceed, Mr. Nerysoo.

Second Reading Of Bill 10-84(3): Central Trust Company Ordinance

HON. RICHARD NERYSOO: Mr. Speaker, I move, seconded by the honourable Member for Inuvik, that Bill 10-84(3), An Ordinance Respecting Central Trust Company and Crown Trust Company, be read for the second time. The purpose of this bill, Mr. Speaker, is to provide for the transfer of the trusteeship and agency business of Crown Trust Company to Central Trust Company so that the rights and obligations of those who have relations with Crown Trust Company and Central Trust Company with respect to that trusteeship and agency business may be clearly determined.

MR. SPEAKER: Thank you. To the principle of the bill. Ready for the question? All those in favour? Opposed, if any? Bill 10-84(3) has had second reading.

---Carried

Second reading of bills. Mr. Butters.

HON. TOM BUTTERS: Mr. Speaker, I would ask the House for consent to give second reading to Bill 11-84(3).

MR. SPEAKER: Unanimous consent is being requested for Bill 11-84(3). Are there any nays? Proceed, Mr. Butters.

Second Reading Of Bill 11-84(3): Supplementary Appropriation Ordinance, No. 5, 1983-84

HON. TOM BUTTERS: Mr. Speaker, I move, seconded by the honourable Member for Iqaluit, that Bill 11-84(3), An Ordinance Respecting Additional Expenditures for the Public Service for the 1983-84 Financial Year, be read for the second time. The purpose of this bill, Mr. Speaker, is to provide for additional expenditures for the public service for the 1983-84 financial year.

MR. SPEAKER: Thank you. To the principle of the bill. Ready for the question? All those in favour? Opposed, if any? Bill 11-84(3) has had second reading.

---Carried

Second reading of bills. That then concludes today the second reading of bills. Is it the desire of the Executive to ask for unanimous consent to move Bills 2-84(3), 3-84(3), 7-84(3), 8-84(3), 10-84(3) and 11-84(3) into committee of the whole for today? Do we have unanimous consent to move these bills into committee of the whole for today?

SOME HON. MEMBERS: Agreed.

MR. SPEAKER: Are there any nays? Thank you. So ordered. Mr. Clerk, will you enter Bills 2-84(3), 3-84(3), 7-84(3), 8-84(3), 10-84(3) and 11-84(3) on today's orders? Item 15, consideration in committee of the whole of bills and other matters: Bills 4-84(3), 5-84(3), 6-84(3), 9-84(3), 2-84(3), 3-84(3), 7-84(3), 8-84(3), 10-84(3), 11-84(3), with Mr. Wah-Shee in the chair. We now resolve into committee of the whole.

ITEM 15: CONSIDERATION IN COMMITTEE OF THE WHOLE OF BILLS AND OTHER MATTERS

PROCEEDINGS IN COMMITTEE OF THE WHOLE TO CONSIDER BILLS 4-84(3), LABOUR STANDARDS ORDINANCE; 5-84(3), MISCELLANEOUS AMENDMENTS ORDINANCE, 1984; 6-84(3), PUBLIC HEALTH ORDINANCE; 9-84(3), CONSUMER PROTECTION ORDINANCE

CHAIRMAN (Mr. Wah-Shee): I call the committee to order. We will take 15 minutes coffee break.

---SHORT RECESS

Bill 4-84(3), Labour Standards Ordinance

Order, please. The committee will now come to order. We are dealing with Bill 4-84(3), An Ordinance to Amend the Labour Standards Ordinance. Mr. Nerysoo, would you like to introduce this bill to the committee?

HON. RICHARD NERYSOO: Thank you, Mr. Chairman. As is indicated, the purpose of the bill is to amend section 40 of the Labour Standards Ordinance to increase the maximum fine from \$1000 to \$10,000. I believe this bill has not been amended, or at least this particular section has not been amended since 1970.

CHAIRMAN (Mr. Wah-Shee): Mr. MacQuarrie.

MR. MacQUARRIE: Mr. Chairman, the standing committee on legislation reviewed Bill 4-84(3) noting that the penalties for offences against the Labour Standards Ordinance were strengthened and the committee was very responsive to that. They feel that it is a good move and recommends this bill to the committee of the whole.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. MacQuarrie. General comments. Mr. Nerysoo.

HON. RICHARD NERYSOO: Thank you, Mr. Chairman. I just want to correct an error I made in my opening comment. I should say that it was 1976 that the section was amended. Thank you.

CHAIRMAN (Mr. Wah-Shee): General comments. Does the committee agree to go clause by clause? Agreed. Clause 1, offences. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Bill as a whole. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Does the committee recommend that Bill 4-84(3) is ready for third reading?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Bill 4-84(3) is now ready for third reading.

Bill 5-84(3), Miscellaneous Amendments Ordinance, 1984

Bill 5-84(3), Miscellaneous Amendments Ordinance, 1984. Mr. Nerysoo, would you like to introduce this bill to the committee, please?

HON. RICHARD NERYSOO: Thank you, Mr. Chairman. The intent of this particular bill is to amend a number of technical errors that exist in various ordinances that are in place in the Northwest Territories and so you will note in the document there are ordinances that do not necessarily apply to one another. The idea is to correct marginal errors, punctuation errors, just lettering errors, or mistakes with regard to words and such.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Nerysoo. Mr. MacQuarrie, have you any opening remarks from your committee?

MR. MacQUARRIE: Thank you, Mr. Chairman. This bill is a very long bill but it doesn't have the kind of substance I think that will concern most Members. The standing committee on legislation looked at the bill carefully, agreed that it was entirely composed of technical changes to existing ordinances. There were no substantive changes and nothing that the committee felt would be of concern to the Assembly and so the standing committee on legislation recommends this bill to the committee of the whole.

CHAIRMAN (Mr. Wah-Shee): Clause 1, board. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 2. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 3. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 4, adoption of code. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 5. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 6. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 7, duty of superintendent. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Mr. MacQuarrie.

MR. MacQUARRIE: Thank you, Mr. Chairman. Could I suggest, if Members are agreeable, there are 140 clauses and all of them are just technical clauses and if it is agreeable to the committee I would recommend that we just can shorten it by saying clauses 1 to 140 or something. I do not think there is need, unless any Member particularly wants to go clause by clause. It has been done before.

Motion To Approve Clauses 1 To 141, Bill 5-84(3), Ruled Out Of Order.

I would move, Mr. Chairman, that we -- you do not think it is? Well, it will be a fine technical point you can challenge. I will move that we approve clauses 1 to 141 in the Miscellaneous Amendments Ordinance, 1984.

CHAIRMAN (Mr. Wah-Shee): Mr. MacQuarrie, in regard to your motion, it would be setting a precedent which would not give the individual Members of this House an opportunity to recommend changes and so therefore I will rule the motion out of order and we will continue clause by clause. We are on clause 7. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 8. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 9. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 10, notice. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 11. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 12. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 13. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 14, where person nominated. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 15. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 16. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 17. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 18, distribution after objection. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 19, proceedings in territorial court. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 20, dependant. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 21. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 22. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 23. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 24. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 25. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 26. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 27. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 28. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 29. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 30. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 31. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 32. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 33, adoption of code. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 34. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 35. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 36. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 37, remuneration. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 38. Agreed?

MR. BALLANTYNE: I have a question to break the monotony. "Seal", does it refer to the animal?

CHAIRMAN (Mr. Wah-Shee): Is the question directed to the Minister responsible for introducing it?
Mr. Nerysoo. Clause 38. Agreed?

---Agreed

Clause 39. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 40. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 41, offence and penalties. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 42. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 43. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 44. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 45, discharge to be at contractor's cost. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 46. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 47. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 48, exception. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Mr. McCallum.

MR. McCALLUM: Clause 48, Medical Profession Ordinance, On line five, is that the proper terminology, "licentiate"?

MR. BALLANTYNE: Do we need a legal opinion?

CHAIRMAN (Mr. Wah-Shee): Mr. McCallum.

MR. McCALLUM: It is line 29 of page 12, the fourth word. I just want to know if it is the correct one.

CHAIRMAN (Mr. Wah-Shee): Mr. Nerysoo.

HON. RICHARD NERYSOO: Yes, Mr. Chairman, I believe that the spelling that is now under line 29 is the correct spelling. If you note on the previous spelling -- we believe and note that there was an incorrect spelling there.

CHAIRMAN (Mr. Wah-Shee): Mr. MacQuarrie.

MR. MacQUARRIE: However, I thought, Mr. Chairman, that the previous spelling was quite appropriate. It is the Medical Council of Canada and it says there are some "licenciates" on that council and the way it was spelled I think that means people without morals and it was probably accurate for some of them anyway.

---Laughter

However, the new spelling with a "t" rather than a "c" does give it a different meaning and maybe a more appropriate one for that august body.

---Laughter

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. MacQuarrie. Clause 48. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 49. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 50. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 51, time limit. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 52, duty to comply. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 53. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 54. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 55. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 56. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 57. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 58. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 59. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 60. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 61. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 62. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 63. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 64. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 65, chief executive officer. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 66. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 67. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 68, other employees. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 69. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 70, when insurance of employees required. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 71. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 72. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 73. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 74. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 75. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 76. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 77. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 78. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 79, unite members. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 80. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 81. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 82. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 83, persons to whom ordinance does not apply. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 84. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 85. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 86, notification. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 87. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 88. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 89. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 90, damage to traffic signs, etc. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 91. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 92. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 93, tenure of office. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 94, misconduct. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 95. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 96, when holiday falls on day of rest. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 97, appointment to another position. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 98. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 99, cancellation of agreements. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 100, regulations. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 101. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 102. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 103. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 104. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 105. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 106, relation of regulation-making authority and requirements to roll. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 107. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 108, exemption of certain trades in securities from registration Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 109, notice to third person. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 110. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 111. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 112. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 113. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 114. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 115, cancellation, suspension and refusal to issue permit. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 116. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 117, penalty and interest. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 118. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 119. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 120. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 121, trailer brakes. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 122. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 123. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 124, repair of damaged vehicle. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 125, signal by hand and arm. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 126. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 127, sale prohibited where no serial number. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 128. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 129, council may vary maximum speed. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 130, by-laws for control of vehicles and pedestrians. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 131. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 132. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 133. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 134, excessive speed. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 135, definitions. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 136. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 137. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 138, maximum award. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 139, where licence or permit not available for examination. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 140. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 141. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Bill as a whole. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Is Bill 5-84(3) ready for third reading?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Bill 5-84(3) is now ready for third reading.

Bill 6-84(3), Public Health Ordinance.

Bill 6-84(3), An Ordinance to Amend the Public Health Ordinance. Mr. McLaughlin, would you like to introduce the bill to the committee, please?

HON. BRUCE McLAUGHLIN: Thank you very much, Mr. Chairman. The purpose of the bill is to allow the Commissioner to establish regulations governing the operation of swimming pools in the Northwest Territories. The existing legislation, under subparagraph 3(c)(xiii), presently just reads "public swimming pools". That is in the list of facilities that the Commissioner can make regulations on in regard to public health. When the Department of Local Government's recreation division attempted to propose regulations for the operation of the existing swimming pools in the Northwest Territories, it was felt the present wording in the ordinance was not adequate to describe the actual needs in the area of swimming pools. So the wording was extended to include bathhouses, showers and all the equipment necessary to operate a modern swimming pool as well as our portable pools we have in the NWT. This legislation will allow the recreation division to propose regulations governing the operation of pools. Then it cannot be legally challenged when the environmental health officers, who are employees of the federal government and who enforce the Public Health Ordinance for us in the NWT, try to enforce regulations. So, that is the reason for the amendment being made, Mr. Chairman.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. Mr. MacQuarrie, do you have any remarks to make on behalf of your committee?

Comments From Standing Committee On Legislation

MR. MacQUARRIE: Thank you, Mr. Chairman. The standing committee on legislation reviewed this bill and at the time it was reviewed there was certainly some concern expressed in the committee that we should not overregulate in this or other areas, as a matter of fact. The committee has asked to see the regulations as soon as they are finalized. We understand that they are well along the way

at the present time and we would like to see them just as soon as possible. But in the end being persuaded that there ought to be regulation in this area, the committee moved that the bill be referred to the committee of the whole as it is presented.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. MacQuarrie. General comments. Does the committee agree to go clause by clause?

SOME HON. MEMBERS: Agreed.

CHAIRMAN (Mr. Wah-Shee): Mr. McCallum.

MR. McCALLUM: Mr. Chairman, I have some difficulty with this. I think it was noted when we were reviewing it as a committee and it seems to me that one of the things that was told to us at that time was the fact that we have regulations now in effect that do not look after everything and as a result of the regulations being inadequate, if you like, there has to be a corresponding change in the ordinance. I have a concern about that because I am not too sure which comes first, the ordinance and therefore the regulations that govern them and now we have regulations that are going to demand a change in an ordinance, a law. I have some concern about regulatory powers regardless. The substituted clause indicates that public pools, including their definition -- I am not too sure what is being proposed as a definition of a public pool and as the chairman of the committee has indicated, we are to see these regulations at a later time.

It would seem to me that if there was a difficulty in the present regulations that necessitates a change in an ordinance then somebody must have some regulations or idea of what is being developed regarding regulations at the present time. In fact, they had been developed and I have a concern that we are going to pass this notwithstanding it is 1984 and all that means. If there was a need for new regulations it would seem to me that before we make a change in an ordinance we should have been privy to those regulations requiring the installation and maintenance of safety equipment. The Minister has indicated that we have people in the federal department talking about the environment, and that I expect refers to health. I am concerned who is going to do that supervision of the installation and maintenance of safety equipment.

We want to make regulations concerning the attendance and qualifications of lifeguards and other staff and I know that when the question was raised the reply was given to us in committee about the qualifications of people who deal with chlorine in the treatment of the water. But there are other staff that are there as well. It seems to me that it has been the practice to employ a number of university or high school students as summer employees. Will the regulations that are being developed have any impact on whether these people can now seek employment? What should they have in addition to what would be necessary now as a lifeguard, or a swimming instructor, or whatever?

I have concern about the catch-all phrase "other matters or things to protect or safeguard bathers in public pools". I do have a concern about the overregulation that the chairman referred to in this. I just want to say again that if the lack of proper regulations necessitates a change in an ordinance, ordinances are legal bills developed by legislators, the regulations are not developed by the legislators, they are developed by the administrators. We have a case here, I think, of the tail wagging the dog. I have again a concern that if those regulations needed upgrading in order to necessitate a change in the ordinance then it would have been appropriate to bring those regulations forward at this time and not at a later date. Thank you.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. McCallum. Mr. Minister, would you like to respond to that?

HON. BRUCE McLAUGHLIN: Thank you, Mr. Chairman. I am not aware of the exact details and history of the problems the recreation division had with the operation of pools which caused them to want to make regulations. But the point is, at this time there are no existing regulations governing the operation of pools. The environmental health officers whose job is to protect the public in the area of public health are concerned, for example, with restaurants and clean washrooms, etc. Some of these are covered in other areas; for example public washrooms are part of a swimming pool, but the recreation division wants to be able to have a set of regulations which can be enforced. The present definition in the existing ordinance just says "public swimming pools" and the regulations that the recreation division would like to put forward govern more than just the pool itself. It would govern the equipment used to operate the pool, plus any facilities such as showers, etc., that are attached to pools.

Further to some of the particular questions the honourable Member asked, it is the intention in the regulations to specify what qualifications lifeguards will have to have, what qualifications assistant lifeguards would have to have and it would also specify the qualifications that the person in charge of chlorinating the water would have to have. There would also be a definition in the regulations which would have different classes of swimming pools. For example, permanent indoor swimming pools where the water is below the level of the rest of the facilities, would be one class of pool. Another class of pool is the portable type of swimming pool, which the recreation division has in many of the small communities throughout the Territories, where the pool has a higher level. It is above ground and the bathhouses attached to it need different regulations because the bathhouses are below the water level and there is some danger that has to be covered in the description of the structure that holds these portable pools in place. That type of thing is the concern that the recreation division has for the safety of the general public. Presently there are no regulations and this change to the ordinance will allow adequate regulations to be prepared to cover the whole wide range of swimming pools and everything attached to them and appertaining to their operation. Thank you, Mr. Chairman.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. Mr. Ballantyne.

MR. BALLANTYNE: Thank you, Mr. Chairman. I take it that everything that is attached, like Fraser Towers is attached to the swimming pool, so you are saying -- anyhow, a little joke. But the question I would like to ask, I suppose technically if the regulations are developed and proclaimed that impose certain standards or qualifications of lifeguards, people that do the chlorination, conceivably then in communities that do not meet those requirements could the federal health officer come in and shut down the pool? Has there been any consideration of that? Is there any consideration of the timing of bringing these regulations into force? Has there been any consultation with communities? Has the potential financial impact on communities been looked at?

CHAIRMAN (Mr. Wah-Shee): Mr. Minister.

HON. BRUCE McLAUGHLIN: The people from my Department of Health worked in conjunction with the employees in the recreation division and I was assured by the people in the recreation division, through their Minister, that the regulations that are being proposed are being worked out in conjunction with the environmental health officer of the federal government, with the officials in my Department of Health and with officials in recreation to make sure that the regulations will not put the community pools out of business. That was one of my first concerns as soon as I saw the amendment. Thank you, Mr. Chairman.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. Mr. Ballantyne.

MR. BALLANTYNE: In your last statement you said with recreation officials? Are you talking about recreation officials at the municipal level? Has there been consultation with them at the municipal level?

CHAIRMAN (Mr. Wah-Shee): Mr. Minister.

HON. BRUCE McLAUGHLIN: All I am aware of is that Mr. Dennis Adams and Mr. Roland Gosselin in recreation division have been working with my officials and I know through my own municipal experience that they are fully aware of the portable pool program but perhaps Mr. Sibbeston, the Minister of Local Government, might have details on what his officials did in relation to the actual operators of the pools which are the municipalities. Thank you, Mr. Chairman.

CHAIRMAN (Mr. Wah-Shee): Mr. Sibbeston.

HON. NICK SIBBESTON: Mr. Chairman, I can say that it was officials in my department, those involved in sports and recreation that initiated the amendments that are to be made to the regulations governing swimming pools. Apparently the regulations presently in effect are fairly old; they were made back in 1967, probably when there was no swimming pool in the North even. But I discussed -- and I am aware that my department officials have been involved in this -- and they advise me that the summer swimming pool program, the above-ground pool program -- and there will be 25 of them this coming year -- will not be adversely affected. Apparently the new regulations are simply an update of regulations governing swimming pools. Apparently they are being drafted in

such a manner that they will be workable in the North and so as far as my department is concerned we do not anticipate any problems. My officials have been working with Department of Health officials in drafting new regulations.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. Mr. Ballantyne. General comments.

MR. BALLANTYNE: Thank you, Mr. Chairman. Neither of the Ministers has answered my question. Are they consulting directly with municipal officials? I mean, all I have heard is that they are consulting with federal health officials and with the department of recreation officials. Is there a consultation process with the municipalities directly?

CHAIRMAN (Mr. Wah-Shee): Mr. Sibbeston.

HON. NICK SIBBESTON: Mr. Chairman, I cannot answer that. I am not certain whether my department officials have consulted with community people involved in swimming pools or recreational officers in municipalities, but I can undertake to find that out very quickly, if you would bear with me.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. General comments. Does the committee agree to go clause by clause?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Clause 1. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Mr. McCallum.

MR. McCALLUM: I do not want to rush things; I mean, there is only one clause.

---Laughter

AN HON. MEMBER: Agreed.

MR. McCALLUM: I guess the question that basically I would like to pose to the Minister who puts forward the bill, whether it is in consultation or not, does the Minister feel happy with the principle that Big Brother is going to look after everybody?

AN HON. MEMBER: It is 1984.

MR. McCALLUM: I know it is Orwellian time. What I mean is, you are talking about the definition of a public pool. I appreciate that he said it is going to depend to some extent on how much water is out of the ground or under the ground. Is it going to deal with the size of pool? Would pools have to conform to a certain size? Will it deal with the condition of pools, and in 1967 we did have some pools. There was one going down the Mackenzie River, if the Member will remember, on a barge. It later ended up in the fair city that I represent. I am not sure where it is now; it could be in Aklavik. Does it concern the age of the building that houses it? Are the qualifications of lifeguards and staff determined by the age of the individual who attends it? Are these the kinds of regulations that are being developed? That is all I am asking.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. McCallum. Mr. Minister.

HON. BRUCE McLAUGHLIN: Thank you, Mr. Chairman. All the examples that the honourable Member just mentioned are items which will be identified in the regulations. Specifically, if you want to get details, it applies to posting of rules. You will not be allowed to spit in the swimming pool any more, Mr. McCallum.

AN HON. MEMBER: No spitting in swimming pools. That is a problem.

HON. BRUCE McLAUGHLIN: There are bigger problems but we cannot say them in here. But the object of the legislation and the involvement of my department is because it comes under the Public Health Ordinance. The idea is co-ordination with Health and Welfare Canada employees to protect the general public in all those areas which the Member just mentioned. The public health officer will have the ability and responsibility to make decisions in the field as to whether the regulations are being properly followed, if the facility is safe or not, and will have the authority to close down pools, etc., for all those reasons identified by the Member for Slave River.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. General comments. Mr. Sibbeston.

HON. NICK SIBBESTON: Mr. Chairman, I would just like to add that the present Public Health Ordinance is very general with respect to swimming pools and the reason why this amendment is suggested at this time is to provide more detail as to what would be involved in the regulation of swimming pools. The present ordinance just provides for the Commissioner making regulations and orders and so forth with respect to public swimming pools whereas the amendment here goes to greater detail as to what the regulations would cover. If the Member wishes I would be pleased to assist -- perhaps it is not my primary responsibility but we can obtain the regulations presently governing swimming pools and I think Members will see that they are not adequate and they are a bit outdated. As to the suggestion -- I believe the Member said something about seeing or having an indication of what the regulations may be, we would be prepared to have the regulations tabled in the House as soon as they are promulgated and the Member then can decide whether we are doing the right thing. Obviously it is with the intention of protecting the public health of people in the North and I cannot help but think it is a positive move rather than be too excited about what the government would do. Trust us.

---Laughter

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. Mr. T'Seleie, general comments.

MR. T'SELEIE: Mr. Chairman, I just wanted to say that I do not have any swimming pools in my constituency so I am not worried about this.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. T'Seleie. Order, please, order. Is the committee prepared to go clause by clause?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Clause 1. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Bill as a whole. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Mr. Sibbeston.

HON. NICK SIBBESTON: I have had a response to the question as to whether Department of Local Government officials have had input from or consultation with community people involved with swimming pools and the answer is, yes, and apparently the city of Yellowknife provided a lengthy response to the draft regulations. So it does appear as though my department has consulted all the community people involved with swimming pools and likewise the city of Yellowknife recreation people.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. Mr. Ballantyne.

MR. BALLANTYNE: I understand then there is a lengthy response. What was the response to the response? Were the concerns of the city taken into consideration? There is consultation and there is consultation.

CHAIRMAN (Mr. Wah-Shee): Mr. Sibbeston.

HON. NICK SIBBESTON: Mr. Chairman, I do not have that information but suffice it to say that I would expect if my officials were in consultation with the city of Yellowknife recreation people and the city in turn provided a lengthy response, that they would be responded to in a rational and reasonable way. I am sorry I do not have the details as to precisely what the result of the consultation was, but I have to assume that my officials acted reasonably and responsibly.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. Is Bill 6-84(3) ready for third reading?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Bill 6-84(3) is ready for third reading.

Bill 9-84(3), Consumer Protection Ordinance

Bill 9-84(3), An Ordinance to Amend the Consumer Protection Ordinance. Mr. Nerysoo, would you like to introduce this to the committee?

HON. RICHARD NERYSOO: Thank you, Mr. Chairman. The purpose of this bill is to amend the Consumer Protection Ordinance to raise the exemption of sales from less than \$10 to less than \$50. Presently, anyone who has direct sales to the consumer of over \$10 must apply for a licence and also must provide a \$5000 bond. We feel that as it is presently, the amount does not recognize the changes that have occurred since the bill was first introduced. We are now intending to increase the amount that is exempt from licence and also still protects the idea of any direct seller placing a \$5000 bond for those sales that are over \$50. So that protection still remains but it also allows the seller some additional leeway.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. Mr. MacQuarrie, have you any remarks?

MR. MacQUARRIE: Thank you, Mr. Chairman. The standing committee on legislation did review this bill, noted its purpose and the fact that the amount in question had not been increased for some long time now -- and that is during a period when prices generally had increased significantly. In view of that fact the committee was satisfied with the provision in the bill and moved that it be referred to the committee of the whole as it was presented.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. MacQuarrie. General comments. Mr. McCallum.

MR. McCALLUM: Mr. Chairman, I think the Minister should be commended for bringing forth such an urgent, timely amendment. I just wonder if I may ask the Minister whether there is any conflict with the Municipal Ordinance with the territorial government laying on this particular amendment? Does the Municipal Ordinance allow a municipality to set a limit whereby one would require a business licence or does this have anything to do with a business licence or is it simply for the protection of the kinds of goods?

Municipalities are able to pass a by-law, if you like, that would require a person to have a business licence in the municipality in order to sell goods to the public. I recognize that this is the Consumer Protection Ordinance rather than the Municipal Ordinance. I just wonder if there is any conflict here.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. McCallum. Mr. Minister.

HON. RICHARD NERYSOO: Mr. Chairman, I do not believe there is a conflict. The ordinance itself, as you know, supersedes a by-law of a municipality with the exception of where the Municipal Ordinance might allow for an exemption. Our past experience has shown that there is no conflict. In fact the very reason that the Consumer Protection Ordinance is in place is to protect the

consumer in itself. The present amendment is to allow for an increase in that exemption. There are things that the municipality has the authority to pass, laws with regard to business licences, but this particular action I believe applies to the licence that the GNWT itself issues.

CHAIRMAN (Mr. Wah-Shee): Thank you, Mr. Minister. General comments.

AN HON. MEMBER: Clause by clause.

CHAIRMAN (Mr. Wah-Shee): Is committee agreed to go clause by clause?

SOME HON. MEMBERS: Agreed.

CHAIRMAN (Mr. Wah-Shee): Thank you. Clause 1. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Bill as a whole. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Is Bill 9-84(3) ready for third reading?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Bill 9-84(3) is ready for third reading. Bill 2-84(3), An Ordinance to Amend the Income Tax Ordinance. Mr. Butters, would you like to introduce this to the committee?

HON. TOM BUTTERS: I discussed the order of business with the chairman of the standing committee on legislation after we had put these bills on the order paper for today and I believe our agreement would be that we defer any further discussion on the bills before the House until tomorrow and possibly at this time recognize the clock and report progress.

CHAIRMAN (Mr. Wah-Shee): Mr. Butters, are you moving a motion to report progress at this time?

HON. TOM BUTTERS: If the chairman of the legislation committee would agree to that, I move that we report progress, Mr. Chairman.

CHAIRMAN (Mr. Wah-Shee): The motion is not debatable. All those in favour? All those opposed? Motion is carried.

---Carried

MR. SPEAKER: Mr. Sibbeston. I am sorry, Mr. Wah-Shee.

ITEM 16: REPORT OF COMMITTEE OF THE WHOLE

REPORT OF COMMITTEE OF THE WHOLE OF BILLS 4-84(3), LABOUR STANDARDS ORDINANCE; 5-84(3), MISCELLANEOUS AMENDMENTS ORDINANCE, 1984; 6-84(3), PUBLIC HEALTH ORDINANCE; 9-84(3), CONSUMER PROTECTION ORDINANCE

MR. WAH-SHEE: Mr. Speaker, I know we all look alike but...

---Laughter

Motion to Accept Report Of Committee Of The Whole, Carried

Mr. Speaker, your committee has been considering Bills 2-84(3), 3-84(3), 4-84(3), 5-84(3), 6-84(3), 7-84(3), 8-84(3), 9-84(3), 10-84(3) and 11-84(3). Bill 4-84(3), Bill 5-84(3), Bill 6-84(3) and Bill 9-84(3), are recommended for third reading. Bill 2-84(3), Bill 3-84(3), Bill 7-84(3), Bill 8-84(3), Bill 10-84(3) and Bill 11-84(3) are recommended for further consideration in committee of the whole. Mr. Speaker, I move that the committee's report be concurred with.

MR. SPEAKER: Thank you, Mr. Wah-Shee. Members have heard the report of the chairman of the committee of the whole. Are you agreed?

SOME HON. MEMBERS: Agreed.

---Carried

MR. SPEAKER: Mr. Clerk, announcements and orders of the day, please.

ITEM 17: ORDERS OF THE DAY

CLERK OF THE HOUSE (Mr. Hamilton): Orders of the day for Friday, November 2, 9:30 a.m.

1. Prayer
2. Members' Replies
3. Ministers' Statements
4. Oral Questions
5. Written Questions
6. Returns
7. Petitions
8. Reports of Standing and Special Committees
9. Tabling of Documents
10. Notices of Motion
11. Notices of Motion for First Reading of Bills
12. Motions
13. First Reading of Bills
14. Second Reading of Bills
15. Consideration in Committee of the Whole of Bills and Other Matters: Bills 2-84(3), 3-84(3), 7-84(3), 8-84(3), 10-84(3), 11-84(3)
16. Report of Committee of the Whole
17. Third Reading of Bills
18. Orders of the Day

MR. SPEAKER: Thank you, Mr. Clerk. This House stands adjourned until 9:30 a.m., Friday, November 2nd.

---ADJOURNMENT

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