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

# LEGISLATIVE ASSEMBLY OF THE NORTHWEST TERRITORIES

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YELLOWKNIFE, NORTHWEST TERRITORIES

TUESDAY, MARCH 19, 1985

MEMBERS PRESENT

Mr. Angottitauruq, Mr. Appaqaq, 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's Ruling

SPEAKER (Hon. Don Stewart): Just before adjournment last night a point of order was raised by Mr. Pudluk. I am prepared to reply to this point of order, due to the degree of importance that the Assembly has placed on this particular matter, but I do not wish this to set a precedent, in that points of order of this nature should be made as soon after the incident occurs as possible.

I would like to review the proceedings of February the 25th, 1985, as recorded in the official record of this House. Under Item 15, consideration in committee of the whole of bills and other matters, I ordered into committee of the whole Tabled Document 23-85(1), Report of the Constitutional Alliance of the Northwest Territories and Bill 7-85(1) and Bill 3-85(1). Mr. Wah-Shee called the committee to order and advised the committee that they would be dealing with Tabled Document 23-85(1) after a coffee break. Mr. Pedersen, on a point of order proposed a motion to adjourn the debate on the report before them. The chairman, Mr. Wah-Shee, ruled the motion out of order and his ruling was challenged. I resumed the chair in accordance with the practice and was advised of the challenge. I substantiated the chairman's ruling and put the House back into committee of the whole to consider Tabled Document 23-85(1), Report of the Constitutional Alliance of the Northwest Territories.

During the reading of the report by Mr. Sibbeston, Mr. Wray, on a point of order, called the lack of a quorum. The chairman, in accordance with Rule 6(5) rang the bells for 15 minutes. After the time period lapsed there was still no quorum of the 13 Members as required. In accordance with the rules the chairman was required to rise and report to the Speaker, which Mr. Wah-Shee did.

I would like to point out that perhaps the chairman of the committee of the whole was remiss when Mr. Wray called a quorum. When Mr. Wray called a quorum in his place inside of the ropes he did, in effect, constitute the quorum. There actually was a quorum at that time so the committee could have continued at that point but Mr. Wray left the chamber and did not return after that. When I assumed the chair I made the quorum so the House could continue legally with its business. At that point Mr. Wah-Shee reported, in accordance with Rule 6(5), that there was no quorum in the committee of the whole. At that point Mr. MacQuarrie asked for unanimous consent to go to notices of motion and motions and the Report of the Constitutional Alliance was adopted in formal session by a substantive motion. The House was then put back into the committee of the whole with Bill 7-85(1).

Now, to deal with Mr. Pudluk's point of order. I must say first that Mr. Pudluk should have raised his point of order earlier than he did as there have been seven days of business conducted since the matter of the Member in question was dealt with. On the matter mentioned by Mr. Pudluk, he quoted Rule 77(3) which states, "The chairman shall maintain order in the committees of the whole Assembly, deciding all questions of order subject to an appeal to the Speaker; but disorder in a committee can only be censured by the Assembly, on receiving a report thereof."

On reviewing the Hansard, I am quite satisfied that there was no disorder in the committee of the whole that would require the chairman to report the matter to me.

AN HON. MEMBER: Hear, hear!

MR. SPEAKER: This rule applies when the disorder occurs and a Member may be deemed for censure or censured by the House.

On the point that the Tabled Document 23-85(1) was not concluded by resolution of the committee or reported by the chairman, it is my ruling that when by unanimous consent Mr. MacQuarrie's motion was dealt with and affirmed, it had the effect of waiving the requirements of a formal report on the matter from committee of the whole, thus taking the matter out of the committee of the whole. Unanimous consent has the effect of waiving the rules. That is why it is used. It waives all of the rules so that nothing can block the wish of the House with unanimous consent. And by way of precedent unanimous consent has been used often in this House, actually probably far too often. That concludes my reply to Mr. Pudluk.

MR. PUDLUK: I am right, but too late.

---Laughter

HON. DENNIS PATTERSON: Point of privilege.

MR. SPEAKER: Point of privilege. Mr. Patterson.

Point Of Privilege

HON. DENNIS PATTERSON: (Translation) I am pleased to announce that I will be serving as the chairman of the Nunavut caucus from now on. I am happy to continue to be working to establish Nunavut. (Translation ends)

For that caucus, Mr. Speaker, I wish to express on behalf of my colleagues our grave concerns and disappointment that as Members of this Assembly our rights to free speech and free debate on current issues in constitutional development are being infringed by circumstances beyond our control.

HON. TAGAK CURLEY: Shame, shame!

HON. DENNIS PATTERSON: Especially since we are in a minority in this House, Mr. Speaker.

HON. TAGAK CURLEY: Mr. MacQuarrie.

HON. DENNIS PATTERSON: Mr. MacQuarrie's motion...

MR. SPEAKER: Order, please. Order, Mr. Patterson. The matter has been dealt with and ruled upon by the Speaker. I cannot allow you any further discussion on this matter at this time. You will have to find another means of presenting your case.

HON. DENNIS PATTERSON: ...in this House as chairman of the western caucus.

AN HON. MEMBER: Hear, hear!

HON. DENNIS PATTERSON: Am I being denied that same privilege...

AN HON. MEMBER: Why not?

HON. DENNIS PATTERSON: ... as the first spokesman for the Nunavut caucus in this House?



MR. SPEAKER: You may very well make a report on Item 8, reports of standing and special committees, if you wish but you will do it in the order of...

HON. TAGAK CURLEY: Point of order, Mr. Speaker.

MR. SPEAKER: Mr. Curley, on a point of order.

HON. TAGAK CURLEY: Point of order, Mr. Speaker. You will note, Mr. Speaker, that is why yesterday I humbly beseeched your Chair. When the motion to adopt was introduced and therefore to adopt the report and attached tentative boundary agreement in principle there was an opportunity for the Members to debate it, for those Members on that side. There was no debate. But following the adoption of the motion, Mr. MacQuarrie stood up on a point of privilege and gave five or 10 minutes of his usual thing and gave a substantial speech on a point of privilege. Now, if that is a preference to you, Mr. Speaker, I do not know what is going on in this place.

MR. SPEAKER: I will check the matter, Mr. Curley.

HON. TAGAK CURLEY: Right away.

MR. SPEAKER: All right, we will recess for a moment and I will check it right now.

---SHORT RECESS

#### Speaker's Ruling

Mr. Curley, you are correct that Mr. MacQuarrie did rise on a point of privilege. The records read, "MR. MacQUARRIE: Point of privilege, Mr. Speaker. MR. SPEAKER: Point of privilege, Mr. MacQuarrie. Make it privilege please." Now, Mr. MacQuarrie's statement dealt with what he considered was an assassination of his character, which is privilege and if anybody wishes to stand and make a point of privilege, that is what it is. It is either by the press or by another Member or matters of that nature, but not a debatable type of thing. It must be against your person -- you, Mr. Patterson, personally, if it is a point of privilege for you.

Mr. MacQuarrie did, as most Members do, waver off a complete point of privilege but it is pretty near impossible from this chair to keep complete control of a matter of privilege. It is very, very difficult. If you have a point of privilege where you yourself have been insulted in some manner by a Member of this House or by the press and wish to correct the records then that is privilege and you can continue but if it is just a statement of Nunavut then that is not privilege.

HON. TAGAK CURLEY: Point of order, Mr. Speaker.

MR. SPEAKER: Mr. Curley.

HON. TAGAK CURLEY: Point of order, Mr. Speaker. Looking at the same document which you are reading, the Hansard on page 467. Mr. MacQuarrie went on to deal with a fair decision on a political division. That has nothing to do with his character so I would suggest that you read that part of the two paragraphs and conclude whether or not what he dealt with was privilege or not.

HON. GORDON WRAY: Point of order.

MR. SPEAKER: It is very difficult in trying to judge what the person is going to say. Mr. Curley, if you read the rest of the debate you will notice that after Mr. MacQuarrie finished "I certainly think...", I said, "The matter of privilege and the matter of Ministers' statements took a terrible beating today but I think both sides are equal." Both of them were abused. It is pretty near impossible to anticipate what a person is going to say. By the time it is said -- but if you are going to just straight debate, Mr. Patterson had not given me any indication that it was a personal matter that he was going to deal with. Mr. MacQuarrie started out with being personal. But Mr. Curley, I do not intend to argue the matter with you.

HON. GORDON WRAY: Point of order.

MR. SPEAKER: Mr. Wray.

Point Of Privilege Raised On Behalf Of Nunavut Caucus

HON. GORDON WRAY: Thank you, Mr. Speaker, point of order. Just by way of explanation. Some of us in the Nunavut caucus do feel that our rights as MLAs are being abused and that freedom of speech is being inhibited and rather than have 10 of us all raise separate points of privilege, we asked that Mr. Patterson would raise on behalf of all of us, because we want to save the House time and we did not want 10 people standing up and all raising points of privilege. That is why we have asked Mr. Patterson, as our spokesman, to raise this point of privilege. That is just by way of explanation as to the process. Thank you.

MR. SPEAKER: Thank you, Mr. Wray. Certainly it is the object of the Chair to see that every Member has a fair chance to express their points of view but you have to do it in the right places and points of privilege deal very specifically with attacks on a person, mostly by newspapers or by some other honourable Member.

MR. BALLANTYNE: Point of order, Mr. Speaker.

MR. SPEAKER: Mr. Ballantyne.

MR. BALLANTYNE: I do not think it is the intention of anybody in this House to not allow anyone to talk. It is a technicality under -- I think the Speaker said under reports of standing and special committees. We do not want to take away your right to talk.

AN HON. MEMBER: (Inaudible comment)

MR. BALLANTYNE: I would like to hear from everyone.

MR. SPEAKER: Item 2, Members' replies. Are there any Members' replies for today?

MR. MacQUARRIE: Your chance to speak.

MR. SPEAKER: Mr. Patterson has used his chance to speak. He spoke the other day.

Item 3, Ministers' statements. Item 4, oral questions. Mr. McCallum.

ITEM 4: ORAL QUESTIONS

Question 165-85(1): Transfer Of Responsibilities, Person Years And Funding

MR. McCALLUM: Thank you, Mr. Speaker. I have a question to the honourable Mr. Butters as chairman of the Financial Management Board. When a responsibility has been transferred from one department to another, is there a corresponding transfer of person years and O and M funding? If not, why is there not such a transfer completed? It seems to me, Mr. Speaker, that departments who transfer responsibilities should not retain those person years, as well as the O and M, involved with the transferred responsibility. Yesterday in the debate on Renewable Resources, I raised that matter and I indicated to the Minister then that I would be asking this question.

MR. SPEAKER: Mr. Minister.

Return To Question 165-85(1): Transfer Of Responsibilities, Person Years And Funding

HON. TOM BUTTERS: Yes, thank you, Mr. Speaker. The honourable Member did give me notice yesterday and as the honourable Member knows the NWT does have legislation related to dangerous goods. We are aware too, that the federal government has been working on establishing their own particular interests in the NWT out of their Winnipeg office. That would occur next summer. So the Territories has moved and I believe the honourable Minister indicated this yesterday, to permit and provide that the NWT would be able to manage this program itself. This year for 1984-85 no program funding or man years existed. However, new funds were provided in the 1985-86 budget under Renewable Resources and that amounted to two person years and \$209,000. The disposition of these person years is one at Hay River and one at Inuvik. These members would patrol roads for vehicles carrying dangerous goods. I do not know if that answers the question but it is new moneys and new funds.

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

Supplementary To Question 165-85(1): Transfer Of Responsibilities, Person Years And Funding

MR. McCALLUM: Thank you, Mr. Speaker. A supplementary. I appreciate what the Minister has indicated. I have no difficulty in seeing another department getting the responsibility and placing people at the two main terminals into the Territories for that particular purpose. That is not the point of the question. The point of the question I raised is when you transfer a responsibility from one department to another department, do the person years and the funding for that particular activity that has been transferred go along with the responsibility? In all due respect to the Minister I do not think he answered that particular question.

MR. SPEAKER: Mr. Minister.

Further Return To Question 165-85(1): Transfer Of Responsibilities, Person Years And Funding

HON. TOM BUTTERS: Mr. Speaker, usually.

MR. SPEAKER: Supplementary, Mr. McCallum.

Supplementary To Question 165-85(1): Transfer Of Responsibilities, Person Years And Funding

MR. McCALLUM: Thank you, Mr. Speaker. Then in this particular instance, this is an exception because there is no reduction in the Justice and Public Services department who had that responsibility and had it transferred to Renewable Resources. They had the same number of man years this coming year as they did the last year. So this is an exception. Is that correct? I will take a yes or no.

MR. SPEAKER: Mr. Minister.

Further Return To Question 165-85(1): Transfer Of Responsibilities, Person Years And Funding

HON. TOM BUTTERS: My understanding, Mr. Speaker, is that it is a new program and, therefore, there were no moneys in 1984-85 to transfer. We are taking over an added responsibility.

MR. SPEAKER: Thank you. Oral questions.

Item 5. Are there any written questions? Item 6. Are there any returns? Mr. Wray.

ITEM 6: RETURNS

Further Return To Question 125-85(1): Public Housing For Victims Of Family Abuse

HON. GORDON WRAY: Thank you, Mr. Speaker. I have a return to oral Question 125-85(1), asked by Mr. Ballantyne on February 27th and I will make the reply even though the gentleman is not in his chair.

MR. BALLANTYNE: Just hang on, hang on.

HON. GORDON WRAY: The question was with regard to public housing for victims of family abuse in Yellowknife. The YWCA in Yellowknife has arranged with the Housing Authority, with the approval of the Housing Corporation, for the temporary use of a family unit as a transition house for abused families. In addition, abused family applicants in Yellowknife will be given additional points in the rating system establishing priority, if they have supporting documentation.

Although victims of family abuse require emergency transition housing units which provide a supportive environment and family counselling, within the public rental housing program emergency housing cannot be provided as a general rule. Societies interested in developing transition houses should contact the local CMHC office regarding funding under section 56.1 of the National Housing Act. Until transition houses are available, the Housing Corporation, through associations and authorities, will continue to do what it can within its mandate. Thank you, Mr. Speaker.

---Applause



MR. SPEAKER: Thank you, Mr. Wray. Returns. Are there any further returns?

Item 7, petitions. Are there any petitions? Item 8, reports of standing and special committees.

ITEM 8: REPORTS OF STANDING AND SPECIAL COMMITTEES

Now you have heard the request of Mr. Patterson to speak on Nunavut. Nunavut is not a standing or special committee of this House. I am requesting unanimous consent to allow him to speak at this time.

SOME HON. MEMBERS: Agreed.

---Agreed

MR. SPEAKER: I have agreement. Mr. Patterson.

HON. DENNIS PATTERSON: Thank you, Mr. Speaker. As newly appointed chairman of the Nunavut caucus...

HON. TAGAK CURLEY: Point of order, Mr. Speaker.

AN HON. MEMBER: No, you cannot make it now.

HON. TAGAK CURLEY: Sure I can.

MR. SPEAKER: Point of order, Mr. Curley.

HON. TAGAK CURLEY: Mr. Speaker, just to clarify your statement. What do you mean that there is no Nunavut or Nunavut caucus? Is that what you are referring to?

MR. SPEAKER: I am referring to the fact that the Nunavut caucus is not a standing nor a special committee of this particular House. It exists and on Mr. Patterson's behalf I have asked for and received unanimous consent for a report to be made. Mr. Patterson will you take the floor please.

Report Of Nunavut Caucus

HON. DENNIS PATTERSON: I am grateful for the opportunity to speak briefly as Mr. MacQuarrie has been given that opportunity by your Chair. As newly appointed chairman of the Nunavut caucus, Mr. Speaker, I wish to express on behalf of all my colleagues our grave concerns and disappointment that, as Members of this Assembly, our rights to free speech and free debate on current issues of constitutional development seem to be infringed by circumstances beyond our control. Especially since we are a minority in this House.

Mr. Speaker, Mr. MacQuarrie's Motion 8-85(1) of February 25, 1985, was passed virtually without debate in our absence and without giving our caucus the time we asked for to prepare for that important debate. In light of our decision, only the day before, we could not support the tentative agreement on the boundary. Lest we be blamed for this impasse, Mr. Speaker, the people of the Northwest Territories should know that in caucus of all Members, on February 26th, 1985, it was agreed that the deadlock could be resolved by two motions being put. The Nunavut caucus unanimously agreed to support and still supports both motions. One would have brought the Report of the Constitutional Alliance and appendices back into the House for full discussion. The other was a motion to rescind Motion 8-85(1) of Mr. MacQuarrie. Both need support of the western caucus to succeed.

The Nunavut caucus has worked hard and in good faith to resolve this deadlock. We agreed to unanimously support both motions and that offer still stands, Mr. Speaker. In fact we pledged unanimous consent to permit those two motions to be introduced on February 27th, before the House adjourned and we would give unanimous consent today as well. But our representatives, Mr. Pedersen and Mr. Curley, were told by Mr. MacQuarrie and Mr. McCallum representing the western caucus that the necessary unanimous consent would not be given by western Members to permit the motion to be introduced before we went home to our constituents.

Mr. Speaker, we did try in good faith to renew discussions in this Assembly. It appears we have been stopped from doing so by Motion 8-85(1) of Mr. MacQuarrie which has effectively foreclosed further debate, and by some Members of the western caucus who seem to be unwilling to co-operate and may be using their greater...

HON. TAGAK CURLEY: You guys didn't want it.

HON. DENNIS PATTERSON: ...maybe using their greater numbers to stifle further discussion. Your ruling yesterday on Mr. Curley's motion makes it clear that Motion 8-85(1) must be rescinded if we are to have free and full debate.

On behalf of the Nunavut caucus, in closing, Mr. Speaker, I repeat, we are still willing to support a motion to rescind Motion 8-85(1) which we believe should be brought forward by the western caucus. The motion was entirely theirs, and we support also a motion to discuss the tentative boundary agreement and appendices now that we are ready. We will give unanimous consent today if required. We hereby publicly urge the western caucus to show the same spirit of fairness and good will. Thank you.

---Applause

MR. SPEAKER: Thank you, Mr. Patterson. Reports of standing and special committees.

MR. MacQUARRIE: You are self-righteous. You are walking out of here saying we are trying to shut down...

MR. SPEAKER: Please. Order, please.

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

ITEM 10: NOTICES OF MOTION

Notice Of Motion 13-85(1): Negotiations On NTCL

MR. McCALLUM: Mr. Speaker, I give notice that on Thursday, March 21, 1985, I will move a motion, seconded by the honourable Member for Rae-Lac la Martre, that the Speaker send an urgent telex on behalf of this Assembly to the federal Minister of Transport calling for the federal government to cease its negotiations with NIC, Northern Industrial Carriers, and retender the sale of NTCL, Northern Transportation Company Limited, to ensure effective northern participation.

---Applause

At the appropriate time, Mr. Speaker, I will ask for unanimous consent.

MR. SPEAKER: Thank you. Notices of motion.

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

ITEM 12: MOTIONS

MR. McCALLUM: Mr. Speaker, may I have unanimous consent to deal with the motion for which I just gave notice?

SOME HON. MEMBERS: Agreed.

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

Motion 13-85(1): Negotiations On NTCL

MR. McCALLUM: Thank you, Mr. Speaker.

WHEREAS the federal government, several months ago, announced its desire to sell NTCL, a crown corporation, to the private sector;

AND WHEREAS certain terms and conditions for such a sale included participation by northern native groups;

AND WHEREAS the successful bidder, Northern Industrial Carriers, has not met the original conditions for sale of NTCL, nor have they entered into or sought serious and meaningful negotiations with native organizations to participate in the ownership or management of NTCL;

AND WHEREAS NTCL is the only transportation link on the Mackenzie River and along the Arctic Coast and Keewatin Region, and its future is of utmost concern to the people and communities served, as well as to this government;

NOW THEREFORE, I move, seconded by the honourable Member for Rae-Lac la Martre, that the Speaker send an urgent telex, on behalf of this Assembly, to the federal Minister of Transport calling for the federal government to cease its negotiations with NIC and retender the sale of NTCL to ensure effective northern participation.

MR. SPEAKER: Your motion is in order. Mr. McCallum.

MR. McCALLUM: Mr. Speaker, I appreciate that this is of concern to Members of this Assembly and to a number of people in the Northwest Territories. It was my understanding and certainly the wish of this Assembly and this House to ensure that northerners would be involved with this crown corporation if and when it should be put up for tender and that there would be certain conditions that would be met. Those conditions, as I had indicated in the whereas clauses in the motion, were that there had to be serious and meaningful negotiations with native organizations, northerners in general, so that there could be a northern participation in the ownership and management of this particular crown corporation when it was sold so that northerners could benefit the most from it.

After all, more people in the Territories are being served than anywhere else. The successful tenderer, NIC, has not to my knowledge been able to get or even seek this kind of negotiation or discussions. They have done little to it. I further understand from what Mr. Mazankowski, the federal Minister, indicated today that he intends possibly to break up the arrangement by which it would be done and I do not think that that is in the best interest of northerners as well. I would hope that this particular motion would receive the support of this House to ensure that NTCL, as a crown corporation, will come into the North, either if tendered by a successful bid of a northern entrepreneur or consortium or at least by some arrangement that will ensure that northerners benefit not only from having the services provided, but also from the fact that there will be northern participation in the company and the ownership, as well as the management of it. Thank you, Mr. Speaker.

MR. SPEAKER: Thank you. Mr. Wah-Shee, as seconder.

Conflict Of Interest Declared

MR. WAH-SHEE: Mr. Speaker, I am not sure whether it is a point of order or privilege but I would like to indicate to the Members of the House that I am the chairman of the board for Denendeh Development Corporation. As there is a possibility that I may be in conflict in seconding the motion because our corporation was involved with putting in a tender on behalf of our corporation, I would like to ask one of the other Members to second the motion. Thank you.

MR. SPEAKER: Thank you, Mr. Wah-Shee. A seconder. Mr. Pedersen.

MR. PEDERSEN: Thank you, Mr. Speaker. I would be honoured to second the motion.

MR. SPEAKER: Mr. Pedersen, you have the floor as seconder.

MR. PEDERSEN: Thank you, Mr. Speaker. The mover of the motion has spoken very well and eloquently, I do not think there is anything I can add. I agree whole-heartedly with him.

MR. SPEAKER: Thank you. Question. Mr. Curley.

Amendment To Motion 13-85(1), Carried

HON. TAGAK CURLEY: Mr. Speaker. Before I speak to the motion I would like to make a one word amendment, seconded by the Member for Iqaluit. It is on the second paragraph. Change the last word "groups" to "corporations".

AN HON. MEMBER: The second paragraph?

HON. TAGAK CURLEY: Yes, the second whereas clause.

MR. SPEAKER: The amendment is in order. To the amendment.

AN HON. MEMBER: Question.

MR. SPEAKER: Question. To the amendment, all those in favour? Opposed, if any? The amendment is carried.

---Carried

To the motion as amended? All those in favour? Opposed, if any? Sorry, proceed, Ms Cournoyea.

HON. NELLIE COURNOYEA: Mr. Speaker, in regard to the motion which I am very supportive of, I would like to stress that for clarification, when bids were first introduced by the government there were suggestions that because there were various corporations interested perhaps it would be in the best interest to have everyone participating and that the NTCL operation would be split and different corporations would be allowed to bid. The Government of Canada said no, that they were not wishing to entertain any bids that would split the corporation, NTCL, up in sections. As well, to my knowledge in dealing with the various groups, there have been no negotiations that have transpired between NIC and the organizations or corporations. There has been the very preliminary social contact but there have been absolutely no negotiations per se and this can be verified by correspondence and this government's involvement in trying to iron out the situation and these are two points that I feel are very pertinent to this motion.

MR. SPEAKER: Thank you, Ms Cournoyea. Mr. Nerysoo.

HON. RICHARD NERYSOO: Thank you, Mr. Speaker. I would just like to rise firstly to give my personal support to this particular issue but even more to indicate to the Members of this House and to the general public of the Northwest Territories that the Executive Council have continued to press for a resolution to this particular issue and that we have continued to press that the native development corporations that were so interested in being involved in such a sale -- we have given them our continued support.

Further, we have had the opportunity, both Mr. Butters and myself, to meet with the Minister of Transport, Mr. Mazankowski, to indicate the particular concerns of the Executive Council on behalf of the people and the general public and the corporations of the Northwest Territories with regard to their involvement and have continued to press that we are concerned that they maintain the conditions by which the original sale was intended to proceed. As such, I can only say that it is important that all Members of the House support this particular motion, indicating the whole-hearted support of all Members of this House to ensure that the sale and the conditions to which this sale was committed, are guaranteed to the general public and to those corporations that were involved, in the Northwest Territories. Thank you very much, Mr. Speaker.

MR. SPEAKER: Thank you. To the motion.

AN HON. MEMBER: Question.

Motion 13-85(1), Carried As Amended

MR. SPEAKER: Question being called. All those in favour? Opposed, if any? Let the records indicate that the motion as amended was carried unanimously.

---Carried

Motions. Mr. Butters.

HON. TOM BUTTERS: Mr. Speaker, may I have unanimous consent to proceed with Motion 12-85(1), on this date?

MR. SPEAKER: Unanimous consent is being requested to proceed with Motion 12-85(1) today. Is there unanimous consent?



SOME HON. MEMBERS: Agreed.

MR. SPEAKER: Are there any nays? You may proceed, Mr. Butters.

Motion 12-85(1): Additional Sitting Hours, Carried

HON. TOM BUTTERS: Thank you, Mr. Speaker.

WHEREAS there are many items of business still to be considered at this session;

AND WHEREAS the regularly scheduled sitting hours remaining may not provide enough time to adequately consider the business still to be dealt with;

NOW THEREFORE, I move, seconded by the honourable Member for Mackenzie Delta, that the Speaker be authorized to set such additional sitting hours as he may consider necessary in order to ensure that the business of the House can be dealt with.

MR. SPEAKER: The motion is in order, Mr. Butters.

AN HON. MEMBER: Question.

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

---Carried

Motions.

Item 13, first reading of bills.

Item 14, second reading of bills. Item 15, consideration in committee of the whole of bills and other matters: Bill 7-85(1), Bill 3-85(1), Bill 9-85(1) and Bill 10-85(1), with Mr. Wah-Shee in the chair.

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

PROCEEDINGS IN COMMITTEE OF THE WHOLE TO CONSIDER BILL 7-85(1), APPROPRIATION ACT, 1985-86

CHAIRMAN (Mr. Wah-Shee): The committee will now come to order. Yesterday we left off at page 11.9 dealing with the pollution control division.

Department Of Renewable Resources

I wonder if the Minister would like to have witnesses appear before the committee. Ms Cournoyea.

HON. NELLIE COURNOYEA: Mr. Chairman, I did not hear your last statement. There is a lot of noise in the House -- and chattering and I did not get what you said.

CHAIRMAN (Mr. Wah-Shee): Order, please. Yesterday we left off under pollution control division. I was just asking Ms Cournoyea if you wish to have witnesses appear before the committee with you?

HON. NELLIE COURNOYEA: Yes, Mr. Chairman.

CHAIRMAN (Mr. Wah-Shee): Does the committee agree?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): For the record, would you please identify your witness before the committee, please.

HON. NELLIE COURNOYEA: Mr. Chairman, Mr. Jim Bourque, deputy minister of Renewable Resources.



CHAIRMAN (Mr. Wah-Shee): Thank you. Pollution control division. Mr. McCallum.

Pollution Control Division, Total O And M

MR. McCALLUM: Mr. Chairman, just to continue where we were yesterday, talking about the responsibility being transferred here. Is it my understanding now from the Minister that not only her department is dealing with the responsibility of the transportation of dangerous goods under the ordinance, but that there is as well, responsibility in Justice and Public Services for this? I note that in this particular activity, there was an increase of 3.4 person years and 2.5 of those person years dealt with the additional workload assumed by this responsibility when it was transferred from Justice and Public Services. But you also have .9 of a person year that is dealing with administrative and legal involvement. Now, I recognize I am dealing with very minuscule numbers here but I am trying to get at the principle, Mr. Chairman. That when a responsibility is transferred from one department to another, the moneys, the PYs should go with it. That is the point I am trying to make. It is not that I am trying to nitpick. I am talking about a responsibility -- because if this occurs in one department, does it occur in others?

So I guess my question basically to the Minister is does she know if there is, in addition to her responsibility as Minister of Renewable Resources in dealing with the transportation of public goods, the act and the work, is there as well people involved with the administrative part of it under Justice and Public Services?

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

HON. NELLIE COURNOYEA: Mr. Chairman, it may be at this time wise to ask the Minister of Justice and Public Services to try to explain once again the role of Justice and Public Services within the legislation, and our management role.

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

HON. RICHARD NERYSOO: Mr. Chairman, just to indicate that previously an element of the transportation of dangerous goods was being dealt with by emergency measures. With regard to the legislative responsibility, that in itself remains with Justice and Public Services. I believe the operational part of enforcing the legislation itself will now, through an agreement between the Minister of Renewable Resources and myself, be in the hands of that particular department because they have the people that are in the communities, in particular the renewable resources officers. As well, they are on the land in the sense of managing the -- in some cases the winter roads during the winter season. But we continue to maintain certain responsibility in Justice and Public Services. The people that are now being associated to the department require new person years and new dollars to take on that particular responsibility. There is also an additional responsibility that is being taken on by this particular government and for such, we require those particular person years to assume that additional responsibility, in particular, this particular department.

CHAIRMAN (Mr. Wah-Shee): Thank you. Pollution control division. Mr. Richard.

MR. RICHARD: Thank you, Mr. Chairman. Mr. Chairman, I wish to ask the Minister a question as to the time frame for the enactment of regulations under the Transportation of Dangerous Goods Ordinance, also any regulations or ordinances that the Minister is going to bring forth with respect to the storage of these hazardous products. There is a storage facility for PCBs and other materials of that nature in my constituency. I was advised last fall that the new regulations under the Transportation of Dangerous Goods Ordinance would be available by December 1st. I understand the difficulty there is that the federal regulations are not yet in place. Also the Minister did indicate to us that as far as legislation or regulations dealing with the storage of PCBs, that that would be coming forward no later than May 1985. Can the Minister advise the current time frame for that, please?

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

HON. NELLIE COURNOYEA: Mr. Chairman, because of the added federal initiative, we had to readjust the approach we are going to take in providing legislation and regulations. Because of trying to deal with a number of items under environmental area control, the department has decided to try to bring forth legislation and regulation that would be more collective in thought. So it is taking a little bit more time than we had anticipated and we hope in our schedule that it will be ready for

this House in the fall. While we have much of the work done already, we thought it would be best to approach the transportation of dangerous goods and other environmental concerns with one piece of legislation rather than five or six different ones, and try to have a -- I guess what they call in government circles -- a one window approach and try to do it in a collective manner. So we do not have 10 or 12 different pieces of legislation. It is that approach that has taken us a little longer and in trying to adjust to what the federal government intentions are at this point in time. I apologize for the fact that we did not meet our schedule, however, I hope that in the approach we are taking, it would make it much easier to comprehend and a much easier document to work with. Thank you.

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

MR. APPAQAQ: (Translation) Thank you, Mr. Chairman. I have a question in this department. I just heard last week at a meeting that I attended in Montreal that there is going to be drilling this summer, in July, in Hudson Bay. I am sure this might be dangerous for the sea animals. I think there should be some studies on what could happen or what could be done if something dangerous happens. This would be hard on the people. So are they going to be concerned about the people in the area when they start working on this?

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

HON. NELLIE COURNOYEA: Mr. Chairman, in certain areas the territorial government does not have jurisdiction in certain developments, particularly in offshore areas. However, this department keeps an active eye on what is happening and we will certainly endeavour to make sure that the points of view and the harvesters' requirements are brought to the attention for the long-term interest on these developments. This is the best that we can do until we have more control and power over these areas that are still vested in the federal government.

Pollution Control Division, Total 0 And M, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Pollution control division, total 0 and M, \$642,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Environmental Planning And Assessment Division, Total 0 And M, Agreed

CHAIRMAN (Mr. Wah-Shee): Environmental planning and assessment division, total 0 and M, \$1,232,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Science Institute Of The Northwest Territories, Total 0 And M, Agreed

CHAIRMAN (Mr. Wah-Shee): Science Institute of the Northwest Territories, total 0 and M, \$357,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Total Grants, Agreed

CHAIRMAN (Mr. Wah-Shee): Detail of grants and contributions, total grants, \$502,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Total Contributions, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Total contributions, \$1,015,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Total grants and contributions, \$1,517,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Field Services

Buildings And Works, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Detail of capital. Field services, total buildings and works, \$263,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Acquisition Of Equipment, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Total acquisition of equipment, \$390,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Field Services, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Total field services, \$653,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Wildlife Management

Acquisition Of Equipment, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Wildlife management, total acquisition of equipment, \$22,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Wildlife Management, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Total wildlife management, \$22,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Environmental Planning And Assessment

Acquisition Of Equipment, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Environmental planning and assessment, total acquisition of equipment, \$2000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Environmental Planning And Assessment, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Total environmental planning and assessment, \$2000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Pollution Control

Acquisition Of Equipment, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Pollution control, total acquisition of equipment, \$66,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Pollution Control, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Total pollution control, \$66,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Total Renewable Resources, \$743,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Information Items

CHAIRMAN (Mr. Wah-Shee): Thank you. Are there any questions on the information items pages? Mr. Ballantyne.

MR. BALLANTYNE: On page 11.17, Mr. Chairman, I wonder if the Minister anticipates any impact on the department because of an eight million dollar cutback in NOGAP.

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

HON. NELLIE COURNOYEA: Mr. Chairman, up to this point we have not been informed that there will be a cutback. We have sent several communications regarding this matter and we have not been informed that there would be. Certainly, we would like to see the program continue, particularly if the continuation of oil and gas activity continues to accelerate. Up to this time I am not aware and in our correspondence we have not had an indication directly that it will be cut. Thank you.

Total O And M, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. The Department of Renewable Resources dollar summary, total O and M, \$12,779,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Total capital, \$743,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Does the committee agree that this department is concluded?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. I would like to thank the Minister and her witness. Thank you. Mr. Butters would you please advise the committee of your wish.

HON. TOM BUTTERS: Yes, Mr. Chairman. The next department will be Information which is also the responsibility of the Hon. Nellie Cournoyea.

Department Of Information

CHAIRMAN (Mr. Wah-Shee): Thank you. Madam Minister, would you like to introduce your department please, and introduce the witness?

HON. NELLIE COURNOYEA: Mr. Chairman, Mr. Art Sorensen, Department of Information.

CHAIRMAN (Mr. Wah-Shee): Does the committee agree that Mr. Sorensen appears before the committee as witness?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Would Madam Minister please introduce her department? Thank you.

Opening Remarks

HON. NELLIE COURNOYEA: Mr. Chairman, the Department of Information's 1985-86 estimates reflect an overall increase of \$133,000 in operating funds. Of that amount, \$122,000 is taken up by salaries and the remaining \$11,000 has been allocated to other O and M in the language bureau activity. In addition, there has been \$133,000 decrease in the department's capital estimates. This decrease results from having completed the major capital installation phase of the department's northern satellite communications program.

Members will be interested, I believe, in knowing that the language bureau is taking every step it can to share its resources and its expertise with various organizations outside of government. During the past year it has sponsored and organized a number of community-based Inuktitut and Dene interpreter/translation training programs throughout the Northwest Territories and has also made a substantial commitment to assist the Inuvialuktun language project in Inuvik with its programs of training field-based interpreters. In addition and in response to requests from Alaska, British Columbia, Manitoba and Arctic Quebec, the language bureau will be arranging a briefing session this summer for senior officials from those jurisdictions who want to examine the processes, training procedures and techniques involved in establishing language services similar to those provided by this government.



In the area of broadcast communications, the department provided radio and television services under its northern communications program to the communities of Jean Marie River and Nahanni Butte during the past year and intends to bring satellite services to Kakisa Lake this summer. It also assisted Tungsten, NWT, with the equipment needed for that community to receive CBC radio service from the Northwest Territories rather than receiving only the CBC Yukon service. The department is also assisting the Native Communications Society of the Northwest Territories with establishment of its satellite radio network scheduled to begin broadcasting early this summer. The assistance involves upgrading the department's existing satellite facilities in nine Dene communities to allow for reception and broadcast of the new network.

Related to its communications program the department's audio visual unit has some 24 video projects in various stages of production. The final products in the Dene language are distributed to community video playback centres established by the department in 21 northern communities. The project is part of the ongoing Dene language communications services designed to help inform Dene residents of the Northwest Territories of government programs and services.

Mr. Chairman, the department's public affairs and publications units continue to make extensive use of commercial art, typesetting and printing firms particularly those located in the Northwest Territories. Our statistics indicate that about 240,000 or 97 per cent of all typesetting and commercial art jobs placed with the private sector went to northern firms and that the department placed about \$755,000 worth of commercial printing of which 70 per cent went to northern print shops.

The department's objectives are listed in the budget document along with the capital expenditures estimate of \$113,000. At this point I would like to conclude my remarks and respond to any questions Members might have concerning the department's 1985-86 estimates. Thank you.

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

#### Comments From Standing Committee On Finance

MR. BALLANTYNE: Thank you. Some concern has been expressed by certain Members of the House about the report of the standing committee on finance. That report will be tabled in the House within the next two days. I think this is an appropriate time to give comments on this department. I have just received a copy today of the report which has been translated and will be made available to the House in the next two days.

Under the Department of Information, the committee shares the concern of the Minister in respect to the uncertainty regarding language funding and the impact on the department's language program. We have heard from various departments of the accelerating demand for interpretation in hospitals, courts and other services. This has prompted an emphasis to develop more sophisticated wording and technical translation. Without this form of access, the ability of many native people to use government services and to know and understand programs, is very confined. So I think the major concern with this department is this Legislative Assembly has stated time and time again, that native people should have full access to all these services provided by this government. Our feeling is that there should be this emphasis whether it is placed in this department or not but I think this department has a mechanism to facilitate that. I think it is a very, very important element as to the function of this department. I think it was a strong feeling of this committee that this department should really improve that capability to provide that sort of language and interpretation service.

CHAIRMAN (Mr. Wah-Shee): Thank you. General comments. Mrs. Lawrence.

#### Interpreting Services In Hospital

MRS. LAWRENCE: Thank you, Mr. Chairman. Regarding the language and interpreting services in the hospital -- I realize that the department has improved the Chipewyan language translators in the House. I appreciate that. But back to the other departments such as the Department of Health and hospitals. Is it this department's responsibility to provide that kind of service in the hospital or is it the Department of Health? Or is it both? I have someone standing by willing to work in the hospital with patient translation and different programs but apparently there is no funding for her to do that kind of work. I wonder if the Minister could answer or could respond to my question.

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

HON. NELLIE COURNOYEA: Mr. Chairman, the direct responsibility for providing services in that area really should be asked under the Department of Health. The Department of Information does attempt to provide training for people who would have that job but for the service itself, I would advise that would be the Department of Health. Thank you.

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

MR. GARGAN: Thank you, Mr. Chairman. Ms Minister, you talk about 24 satellite facilities to be installed. Have you considered having something like that for the community of Kakisa?

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

HON. NELLIE COURNOYEA: Mr. Chairman, yes. The reason that it did not meet the original list is because at the time that we were preparing our submission, the power supply had not been completed. We intend to find funding from within to provide both. Thank you.

CHAIRMAN (Mr. Wah-Shee): General comments. Mr. Appaqaq.

Request For Up-To-Date News Services

MR. APPAQAQ: (Translation) Thank you, Mr. Chairman. I have a question concerning the news media. It seems like the unilingual Inuit people have received the news too late. We have been concerned about this for a while. We are not even able to keep up with the English news. When we are listening to Inuktitut news in my community, sometimes when the announcer forgets to announce something we never hear any news. It seems like the other communities have news every hour from the world but nobody seems to be concerned about us. It seems like we are not even part of Canada. I was wondering if you can increase the employees in the Department of Information, in the media area. Thank you.

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

HON. NELLIE COURNOYEA: This is not the kind of service that the Department of Information provides. Certainly the broadcast signal in many of the communities is set up by our department in communities that do not have the population served by CBC. However, one thing that I can suggest that we can undertake is to try to get publications to that community more quickly so that they can be put forward in the Inuktitut language. I believe there is a small broadcasting station in Sanikiluaq. They have a person there working. If I understand right that kind of service is really a CBC delivery system that we really do not have much control over or direction that we can give to them. Thank you.

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

Increased Capacity For Community Transmitters

MR. APPAQAQ: (Translation) Thank you, Mr. Chairman. Supplement. The written news media, we usually get that from Frobisher Bay. It is already old news. I just want you to be aware of that. I would like to direct the CBC to have a little bit more consideration for the Inuit population in the eastern area. Thank you.

CHAIRMAN (Mr. Wah-Shee): Does the committee agree that we go into budget detail? Mr. Paniloo.

MR. PANILOO: (Translation) Thank you, Mr. Chairman. We had some problems in our community with the local radio station. Some communities are able to get the other programming from the other communities. We cannot get the other radio stations from other surrounding communities. I was wondering if our radio station can be changed or if we can get a new one. This has been asked before. I would like to get a reply on this and to my previous question that was raised before. Thank you.

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

HON. NELLIE COURNOYEA: Mr. Chairman, I wonder if I could ask the Member to maybe give a bit more information. I am not quite sure what the reference is to and what stations he wishes to change to or the signals he wishes to pick up. If I could just have a little more clarification on that.

CHAIRMAN (Mr. Wah-Shee): Mr. Paniloo, could we have clarification, please?

MR. PANILOO: (Translation) Thank you, Mr. Chairman. The radio station can only transmit within the community. My question was, could we get a better transmitter? I tabled this this winter to the Minister of Information. What kind of action has been taken on this? Thank you.

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

HON. NELLIE COURNOYEA: Mr. Chairman, I understand now. I believe that this issue has arisen in several communities and at this point in time the department has sought various pricing on how a community can build up their transmittal power. At this point in time the Department of Information provides I believe 10 watt power stations and this is within the budget that we have. I realize the requests have come from many people who travel and would like to hear what is going on in the community while they are travelling and once they get out of the five mile range, they just cannot pick up the station. I very much know of the concern but yet at this point in time we have not been able to increase the budget to allow transmitters to be built in a capacity that they can broadcast beyond five miles outside of the town limit.

Certainly we have provided information on how communities can do that but what must be understood is that if we provide that facility for one community, what we are talking about is providing the facility for 24 stations. Unfortunately at this point in time we do not have the funding to do that in this department. Thank you.

CHAIRMAN (Mr. Wah-Shee): Thank you. General comments. Directorate. Does the committee agree that we go into budget detail? Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Directorate, Total 0 And M, Agreed

CHAIRMAN (Mr. Wah-Shee): Directorate. Total 0 and M, \$581,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Public Affairs, Total 0 And M, Agreed

CHAIRMAN (Mr. Wah-Shee): Public affairs. Total 0 and M, \$478,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Publications And Production, Total 0 And M, Agreed

CHAIRMAN (Mr. Wah-Shee): Publications and production. Total 0 and M, \$710,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Language Bureau, Total O And M

CHAIRMAN (Mr. Wah-Shee): Language bureau. Total O and M, \$1,612,000. Mr. Ballantyne.

MR. BALLANTYNE: One of the points that came up in finance committee and I alluded to it in my opening statement was again the training of a pool of interpreters in specialized technical roles as in legal matters and in medical matters. The department indicated at that time that they would like to increase the training and the number of the interpreters in this pool but they are having some problem with limited resources. I wonder if the Minister could give us an idea of what she would like to see happen in this area if she ever had access to adequate resources.

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

HON. NELLIE COURNOYEA: Mr. Chairman, on May 14th last year we tabled a document identifying the area if we were able to get program enhancement to respond to the numerous requests that have come to the department, and the needs expressed not only by outside pressures but also intergovernmental requirements such as the development of legal terminology that could be used and services provided to Justice and Public Services in court systems. So we did provide a document last year and we still feel that that same requirement -- if we were able to move that is the direction we would want to go. Thank you.

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

MR. BALLANTYNE: I understand the Government Leader at some time during this sitting is going to come back to us as to the status of the \$16 million language fund. I understand he will be making some recommendations as to government involvement and how those funds will be disbursed. I wonder if the Minister could give us an idea, if there is access to a larger pool of money, of the language bureau taking on now a much more important role within the department. And if so, does she have any ideas of the sort of function the language bureau would take over if it did have access to more funds?

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

HON. NELLIE COURNOYEA: Mr. Chairman, I believe that some of the direction the department would have to respond to is we had anticipated about 25 more person years to provide an adequate service. Proper training and resource centres would be developed to deliver a professional language service program. As well, I imagine if we go into providing this service, we would have to have additional space for the training and development of interpreters, and taking on the added responsibility -- particularly the various Dene languages in support to them and working with them. So we see approximately 25 person years directly in response to the language proposals that have been put forward. Thank you.

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

More Translation To Allow Full Participation By Members

MR. BALLANTYNE: One area that we found with our committee and with other committees is the importance of having documents translated, of having enough interpreters available to ensure that every Member can fully participate on the committees. I know the language bureau has been very co-operative with us, as a finance committee, for instance. But I know they are very, very busy. In our report that the committee will be making to the Assembly we are going to be asking for more support for our committee to ensure that each one of the Members will have access to the standing committee on finance documents. We feel they should be translated. We feel that all the documents should be so that each Member fully understands the debate and can fully participate. Our Inuit Members have felt somewhat frustrated by the process and we are really trying to improve that situation. Now we have Inuit support staff in the Legislative Assembly which has helped. But I think there is still a lot of improvements we can make so that nobody, because of language, cannot fully participate. I wonder, would the Minister be supportive of initiatives along that line in her department?

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



HON. NELLIE COURNOYEA: Mr. Chairman, as I have said for a long time the Department of Information is a delivery service for the GNWT. Certainly we would very much, even with the direction or the proposals given us, like to respond. However, what we have done and the department has done is held a status quo and held back on the initiatives that we would like to take and certainly those initiatives have come from overtures from the Legislative Assembly and the needs of the Legislative Assembly and other government departments. Any support that we can get to be able to deliver a better service, we would very much like.

What we have done is held the status quo position up to this time anticipating that we would be the major factor in moving into the language budget that was to come from the federal initiative in support of the responsibility of this Legislative Assembly and the government to the people in delivering information in style, fashion and language that would allow people to participate. Any kind of support that we can get from the committees or the Legislative Assembly, certainly would allow us to take on that responsibility effectively and efficiently. Thank you.

CHAIRMAN (Mr. Wah-Shee): Thank you. We will now take a 15 minute coffee break.

---SHORT RECESS

The committee will now come to order. We are under language bureau. Total O and M, \$1,612,000. Agreed? Mr. T'Seleie.

MR. T'SELEIE: Thank you, Mr. Chairman. Under languages I know that the government is pretty ambitious about translation services and in the future as this area is being worked on I wonder if the government is planning, at some stage, to have specialized native language translation say in the area of the law, in areas of health, in areas of science. I wonder if the government is anywhere near considering that.

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

HON. NELLIE COURNOYEA: Mr. Chairman, the answer to that question is yes. That is the intent, to have people specialized in various areas and become very proficient. Certainly the more that we can do that, the better. Our interpreters are very interested in trying to do some of that specialized work, yes.

Language Bureau, Total O And M, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Language bureau, \$1,612,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Total Grants And Contributions, Agreed

CHAIRMAN (Mr. Wah-Shee): Detail of grants and contributions, total grants and contributions, \$100,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Directorate, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Detail of capital. Total directorate, \$20,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed



Public Affairs, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Total public affairs, \$70,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Publications And Production, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Publications and production, \$20,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Language Bureau, Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Total language bureau, \$3000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Total Information, \$113,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Are there any questions on the remaining pages? None? Thank you.

Total O And M, Agreed

Department of Information, dollar summary. Total O and M, \$3,381,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

Total Capital, Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Total capital, \$113,000. Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. Does the committee agree that this department is concluded? Agreed?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Thank you. I would like to thank the Minister. Madam Minister.

HON. NELLIE COURNOYEA: Mr. Chairman, on behalf of the people who work with the Department of Information and particularly the interpreters, I would like some note of appreciation for the work. I know that in the last year, certainly with the deputy minister and the people trying to

develop this language bureau in particular, and the information services, there has been a bit of anxiety where we are going to go, when we are going to change and when we are going to have this new input so that we could really build the next stage of providing this very basic service. I really would like to have appreciation expressed, particularly to the interpreter corps and the new interpreters who have tried to carry this responsibility. I feel that they have done a great job and with all the travelling that is required and filling in when the job requires them to do so. So I really would appreciate this time that there will be some note of appreciation for the work that has been carried out. Thank you.

AN HON. MEMBER: Hear, hear!

---Applause

CHAIRMAN (Mr. Wah-Shee): Thank you. Is this one of your general comments, Mr. Ballantyne?

Motion Of Appreciation Of Language Bureau And Interpreters, Carried

MR. BALLANTYNE: What I would like to do is to move a motion of appreciation for the language bureau and especially for the interpreters. I know they have gone above and beyond the call of duty with helping us in the various communities that we have been involved with and we really, really appreciate the work so I would move that as a motion.

CHAIRMAN (Mr. Wah-Shee): I will have to take a look at your motion.

---Laughter

I believe your motion is in order. Any debate on the motion?

AN HON. MEMBER: Question.

CHAIRMAN (Mr. Wah-Shee): Do I hear question? Question has been called. All those in favour? Thank you. Opposed, if any? Thank you. The motion is carried.

---Carried

I would like to thank the Minister and her witness. Thank you. Mr. Butters, would you indicate to the committee where we will proceed from here?

HON. TOM BUTTERS: Yes, thank you, Mr. Chairman. Local Government, with the Hon. Nick Sibbeston.

Department Of Local Government

CHAIRMAN (Mr. Wah-Shee): Thank you. Mr. Sibbeston, would you like to introduce your department please?

Opening Remarks

HON. NICK SIBBESTON: Yes, Mr. Chairman. This is the department that everybody has been waiting for. The Department of Local Government is coming before this Assembly in these main estimates with a budget of \$41 million in O and M and \$32 million in capital.

AN HON. MEMBER: Hear, hear!

HON. NICK SIBBESTON: You will note that this is a substantial increase over last year. Of the O and M budget, 70 per cent goes to communities in transfer payments of one sort or another in operation grants, contributions, subsidies, rebates. In fact, the Local Government budget provides for just about all of the financial assistance to community councils whether they are settlements, hamlets or tax-based municipalities.

On the capital side, virtually all of the budget goes to provide buildings or equipment and works for the communities. This makes us different from other departments where capital funds are for things for the government. Of our total capital budget, \$23 million will be used for the purchase of equipment for the construction of buildings and works for communities and municipalities. Of

the remainder, \$4.5 million is for mobile equipment or buildings and works in settlements and a small amount of capital is going to be used for purchase of land for government use and half a million dollars go to community planning.

The operations and maintenance budget has increased by 11 per cent and a good part of that increase is in special and priority funding. The increase in capital is even greater -- 15 per cent, up from \$24 million last year to \$32 million, which is an increase of eight million dollars. Regionally, the biggest increase in capital funds is in the Inuvik Region for projects related to resource development in Norman Wells and Tuktoyaktuk. There is also an increase in headquarters capital of \$2.5 million for the first phase of the Yellowknife sewer replacement project.

I would like to say something on impact funding. The GNWT has recognized the need for special capital funding in communities affected by resource development activity. We have included a number of impact capital projects for Norman Wells and Tuktoyaktuk in this budget. At Norman Wells, we have \$150,000 for the planning and design of a sewage treatment facility to be constructed in 1986-87. At Tuktoyaktuk, we propose to spend \$1.5 million for a road around the harbour and development of a new residential area. Also in Tuktoyaktuk, we propose to spend a quarter of a million dollars for drainage work in road improvements. The Financial Management Board has also allocated extra funds for the development of residential areas in communities throughout the North and I will refer to these a little later.

#### Hamlet Funding Policy Changed

I would like to say something about the funding of hamlets. There are now 29 hamlets in the NWT. The level of funding from this government increased by only five per cent last year and similarly this year there is a five per cent increase. However, during the year we have made a basic change in our policy which has helped the hamlets quite a bit. Up until this year, a large part of our financial assistance to hamlets was conditional. That is, we laid down what the money would be spent on. We have removed those conditions so that hamlet councils now have more control over their budgets and more incentive to manage their finances efficiently.

At the end of the last fiscal year, 11 hamlets had deficits and five of them, over \$50,000. By the close of this year, March 31, 1985, only seven of the 29 hamlets are expected to have deficits. Most of them will be quite small in comparison to last year. Which means on the other side, by the end of this year most of the hamlets will be in a healthy financial position operating with surplus funds or, at least, a break-even position. Much of this credit I think must go to the hamlet councils themselves who have taken very definite and sometimes very stringent and tough measures by cutting staff and cutting out a number of things in order to stay within the budget that our department is providing to them.

I would like to say something on new legislation which my department will be tabling in the Assembly this coming fall. I consider the work on new municipal and local government legislation to be one of the major undertakings of the department. We are consulting very closely with the municipalities and communities in this regard. Since December, 1982, we have had 12 consultation meetings with working groups of representatives of tax-based municipalities, hamlets and settlements, and a final series of consultation meetings are planned for the end of March. I may say that I am very impressed with the progress that these working committees and my department have been making. The end is nearly in sight and I expect before long that legislation will be ready. As I said, by this fall, it will be tabled in the Assembly. I want to say too that along with the new legislation we are reviewing all of the policies by which we provide funding support to local governments. We intend to have new comprehensive policies of capital and operating assistance in place for the 1986-87 fiscal year.

I want to say something too about land for housing. With the decision of the Minister of the Housing Corporation to build almost double the amount of public housing this year, the department has had the responsibility of making sure that we will have sufficient lots for this coming summer and the year after. I am pleased to say that my department has provided and there are available sufficient residential lots at the moment for all of the public and HAP houses planned for this coming year. This coming year has been taken care of and there is \$2.8 million in my department's budget for land development for this coming year which will be used to prepare lots on land for the following fiscal year in 1986-87.

Community Recreation Workers Training Program

I would like to mention too one new program that my department will be funding this coming year. This is a new program dealing with recreation. It is a new program to be started at Thebacha College to train recreational leaders for the communities. We are planning for the course to start in September, 1985, with a first batch of 10 students. It will be a two year course and we hope that 10 students will be added each year to the program until there are sufficient persons trained and available in the North for recreational work.

I finally want to say that during the past year I have had the privilege and occasion to visit most of the communities in the North. I consider the matter of travelling and visiting communities as one of the prime functions of my department, since my department's role and work is so closely tied to the communities. Last April, I visited most of the Baffin communities. In the spring, I went to the Keewatin. During this past summer, I saw most of the large municipalities in the Mackenzie, Deh Cho area. In the fall, I was able to visit a number of Dogrib communities and this past winter I was up in the Delta and Beaufort area.

I must say I spent a considerable amount of time in the Beaufort and Kitikmeot West communities in the past few months. All of my visits were not related to my department. However, I did get a chance to see these communities. This coming spring and summer, I will visit the rest of the communities in the North. I must see the Sahtu area, Kitikmeot East, the rest of the Keewatin and by this summer or early fall, I will start the whole process again by visiting the Baffin Region.

So Members, these are all of my general remarks. I would be pleased to answer any questions that are asked of me, of the Local Government department and I would like to invite my deputy minister, Mike Moore, and Joe Kronstal, who is finance manager, to be available to sit with me at the "hot seat" over there.

CHAIRMAN (Mr. Wah-Shee): Does the committee agree that we invite witnesses?

SOME HON. MEMBERS: Agreed.

---Agreed

CHAIRMAN (Mr. Wah-Shee): Mr. Minister, for the record, would you please identify your witnesses?

HON. NICK SIBBESTON: Yes, Mr. Chairman. Mr. Moore to my right and Mr. Kronstal to my left.

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

Comments From Standing Committee On Finance

MR. BALLANTYNE: Thank you, Mr. Chairman. In order to assist the Minister, the standing committee has some general comments they would like to make at this point in time and I will go through them. These are certain areas that the standing committee on finance has some specific concerns about.

The first one is in the area of justices of the peace. The committee wishes to re-emphasize to the Minister of Local Government, our desire to see the issue of JPs and their relationships with the hamlet councils or other forms of local governments clarified in the proposed municipal ordinance. The department should co-ordinate its efforts with Justice and Public Services to ensure that GNWT has a new ordinance that is both workable and legally acceptable.

The second area of concern is increased charges for municipal services. The committee would like to see this department active in developing guidelines for price increases in water and sanitation services by hamlet councils to promote better cost estimates and to eliminate the sudden unanticipated impact of increased charges.

Thirdly, MLAs' roles in capital planning. The committee expressed concerns that the MLAs' role in the region should be formalized and that a better relationship should be developed with the regional director. As we have indicated we are pleased with our government's response on this item.



Fourthly, the effects of decentralization. The committee questioned the department on the process of decentralization, the problems experienced and the organizational linkage between the regional director and the regional superintendent. The Minister indicated his concerns with a compatibility with the regional superintendent in a system of ministerial government, particularly in some regions. We accept the Minister's concerns and we urge that this government review the present system to ensure that programs are being accommodated within the appropriate effective organizational structure.

The fifth concern was in the area of person year changes. The committee had an ongoing concern with the reallocation of person year positions and salaries which is best exemplified by our confusion over the PY and the position changes in this department's estimate. We endeavoured with great difficulty to follow person year reallocations between activities and to obtain a clearer picture of how this department and the government as a whole controls manpower and salary dollars. We have not yet received clarification of this process. In future, we hope that these changes will be more clearly set out in the SCOF review book.

The next point of concern was in the area of residential land development. The issue of residential land development is a key policy issue. The committee urges that a policy be developed as quickly as possible to identify 1) sources of funding; and 2) a clear outline of departmental responsibilities.

In conjunction we hope that the new municipal ordinance will clearly delineate...

MR. McCALLUM: In conclusion.

MR. BALLANTYNE: ...municipal responsibilities for land as this issue will be critical in determining the direction in the development of communities. The last concern raised by the committee was, in fact, the basic definition of a community. The committee raised the question of the definition of what constituted a community for the purposes of capital development. We received the response that it was dependent on population and demand. It was pointed out that there was a disparity in the size of communities receiving capital structure. The application was inconsistent in practice. The committee feels that in fairness to communities, some equitable definition should be developed. Thank you, Mr. Chairman. These are our opening comments.

---Applause

CHAIRMAN (Mr. Wah-Shee): General comments. After hearing words of wisdom like that what can one say? General comments, Mr. Erkloo.

#### Honorariums For Mayors

MR. ERKLOO: (Translation) Mr. Speaker, I would like to ask the Minister of Local Government about the mayors. They were going to be paid in 1985-86. Is this true? Thank you.

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

MR. ERKLOO: (Translation) They were going to get honorariums.

HON. NICK SIBBESTON: Yes, Mr. Chairman. The matter of payment to mayors, I appreciate, is a matter that was raised with me when I was in the Eastern Arctic, I believe at the Baffin Regional Council meeting in Pond Inlet this year. The government is not able to provide full-time salaries to mayors but we, as a department, feel that the matter of payment to mayors is something within the control and jurisdiction of each of the communities and hamlets. I have been noticing that recently, in the last few months there have been by-laws coming from many of the hamlets throughout the North seeking higher indemnities and payments to mayors and for the most part I approved the increases and so feel that the matter of paying the mayors is in hand. It is being handled by the hamlets themselves and, obviously, the hamlets are dealing with the matter as they are able to provide moneys for the payment of mayors. I can say that I am aware that some of the hamlets are financially better off than others and so I take it from seeing the by-laws that hamlets are acting according to their ability to pay the mayors.

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



MR. McCALLUM: Thank you, Mr. Chairman. I would just like to make some general comments on the department as a whole. I may include some statements or ask some questions regarding it, notwithstanding that the chairman of the finance committee has already made certain comments, but the first one obviously is dealing with the municipal government and the employees of the municipal government becoming or remaining as JPs and I would like to get the Minister's view on the appointment of employees of municipal government being or not being named as justices of the peace.

The Minister as well indicated that the ordinance, the Municipal Ordinance, was undergoing a revision. I would like to get from the Minister some idea of what is being contemplated as regards new features to that ordinance, especially as it affects municipalities. That is in terms of tax-based municipalities.

#### Application Of Regional And Tribal Councils Ordinance

The advent of regional councils by and large is well under way. I have a concern as witnessed by the question I raised of the Minister earlier in this session about taking a look at the ordinance itself and how the ordinance will apply in different areas. I recognize that An Ordinance Respecting Regional and Tribal Councils came about because of the Baffin Regional Council but the features of the Baffin Regional Council are not totally applicable in all regions and I asked whether there would be a review of that. The Minister at that time indicated that he did not see any reason to review the ordinance but in regard to the south Slave regional council which is meeting this coming week, that there are certain concerns being raised by possible members of that regional council and I would like to hear some comments from the Minister regarding the Regional and Tribal Councils Ordinance and its application throughout the Territories.

Along with that there is the ongoing input since MLAs are non-voting members of regional councils or that is the proposal and in effect that is what is now occurring with most regional and/or tribal councils. MLAs are non-voting members. Since the regional council has a great deal of input into the capital planning process, I have a concern where then do MLAs come into the process of capital planning because I have been an MLA for the last two years and I have not been involved with capital planning in my region.

AN HON. MEMBER: A decade.

MR. McCALLUM: Maybe that is part of the plan. On the whole aspect of local government in regard to settlements taking on a new status, that is either as a hamlet or village and so on, I would like to get some idea of what is being contemplated for this coming year and following years in an attempt to either encourage or entice existing settlements to take on further responsibility. And in that area I would like to have the Minister explain to me what kind of arrangement is now in effect with a settlement such as Fort Resolution, getting the funding as I understand it, but not taking on the responsibility of an organized municipality. That is, as we know them, either as a hamlet or village, etc.

The Minister indicated as well in his opening remarks, about the availability now of lots for housing starts. In the special committee's interim report on housing there was nothing said in terms of that about the role of the Department of Local Government ensuring that there were proper infrastructures in place. It is one of the things that we heard in a number of communities, the concern that communities had that there was enough land and all the other infrastructure was there so that housing could go on. I appreciate what the Minister said, but I have some concern. As I understand it, Frobisher Bay, for example, have not said that they are prepared because there is not the proper infrastructure -- it may be the lots. I would like some comments further from the Minister in relation to that because I can assure the Minister that in the final report of the special committee on housing, because of what we have heard in various communities there will be a recommendation, in particular to his department, to ensure that local municipalities are being made aware that they are indeed being picked out because they want housing but the infrastructure has to be there. It has to be, in serviceable lots. It has to be in terms of access to those particular lots and, if you like, the whole ball of wax involved with it.

#### Recreation Program At Thebacha College

I am pleased to hear that the Minister is putting on or beginning a recreation program in conjunction with Thebacha College. I trust that is not just with the college but because of the availability of the kinds of things that are necessary to ensure that people have not only a good

field experience but a classroom experience, that it will be done at the Smith campus because there are all the things in place within that community that should allow it, including within the next while, sufficient classroom space. I know that has been a concern of the department and maybe Thebacha College officials. But it seems to me that particular concern has now been addressed because of the beginning in other communities or other campuses or proposed campuses to take on some of the programs that are now being offered at the campus of Thebacha College. I think it is a step in the right direction to begin this recreation program and I would hope that the Minister and his officials are successful in attracting people to this particular program. I think it is something that is of a great deal of importance in many of the small communities. Again, I want to reiterate that in point of fact those things that are required to give practical experience as well as classroom theoretical experience are available at the Smith campus.

I know that I have talked about a number of things in general, Mr. Chairman, but I think that they are in relation to the kinds of things that the Minister referred to in his opening remarks. I would just like more comments on those particular areas. Thank you.

CHAIRMAN (Mr. Wah-Shee): Mr. Minister, would you like to comment on that?

HON. NICK SIBBESTON: Yes, Mr. Chairman, I will try my best. Mr. McCallum has raised quite a number of issues and I will try to deal with them as we have them here. I am sure he will let me know if I have not quite got everything.

Firstly, with respect to JPs. Under the present Municipal Ordinance, it is possible to have members of a municipal council as JPs. However, under the new legislation, to be consistent with what the Minister of Justice and Public Services has said, we propose that JPs not be able to be members of municipal councils. In this regard, I can say we have started in that line of thought when we negotiated the community agreement with Fort Resolution community. We put in a special provision that a JP cannot be a member of the community council.

#### Concerns With Ordinance

With the matter of the Regional and Tribal Councils Ordinance and the concerns that Mr. McCallum raised, it is true that in the south Slave region at the initial meeting that the communities had in Fort Smith this winter, a number of concerns were raised by the large municipalities about a number of provisions in the present Regional and Tribal Councils Ordinance, particularly the opting-out provisions and also the per capita contribution that communities were to make to the regional council. My view at the time and still is that it is possible to form a regional council under the present ordinance. Those concerns that they have raised should not be an impediment and if these matters that are raised are of real concern in the immediate future after they form into a regional council, then there is provision in the ordinance for them to indicate to me as Minister responsible for regional councils, their concerns and propose amendments that they would like to see to the ordinance. So I am open to hearing from communities about that. I would be the first to admit that the Regional and Tribal Councils Ordinance was intended for fairly homogeneous type of people in communities. In the south Slave region this ordinance is being put to the test because you have a variety of communities, small and big. So it is being tested and as I said I am open to changes if I hear from the regional council once it has been established and if I consider that it is warranted.

#### Land And Site Development For Housing

As to the matter of infrastructure and land for houses in the communities, the Department of Local Government has the responsibility in our government for making sure that land is available for the construction of public and other houses. I am pleased to say that the department, this past year, has been working at it and has sufficient lots for all of the houses that are proposed during this coming construction year. The moneys that you see of \$2.8 million -- we have doubled the money that will be put into land development for houses, and most of that money will go into preparation of land and site development for houses in the following fiscal year. The moneys are not just for developing particular lots in communities but also to develop the roads, the drainage and so forth that go into having a piece of land ready for a house.

Recreational Program Funding

On the recreation course, what can we say? We are very pleased to have found sufficient money, \$300,000 for this new recreational program, and whereas the money is presently in our budget, as soon as it is approved we will be transferring it to the Department of Education. They will be taking the money and using the money to develop a program in Thebacha College in Fort Smith. It will soon be out of our hands but we are involved with the Department of Education in making sure that the course fits and is precisely the type of course that will be suitable for people. I think those are all that I can remember.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. McCallum.

MR. McCALLUM: Thank you, Mr. Chairman. I guess just one thing first. I was not concerned about the appointment of JPs as municipal councillors. It is my understanding from what has gone on in questioning or debate during Justice and Public Services that it was not only JPs would not be able to serve as municipal councillors and I recognize that there are some limitations now in effect with the present Municipal Ordinance. I am concerned with the fact that there is a move not to allow municipal employees to become JPs and what I wanted to get was some kind of a view, your view as to how you feel about that. The Minister of Justice and Public Services has indicated that present government employees are JPs for life. He has made that statement in the House and that he will not see his way clear to name, in the future, any government employees and by that I think he was talking about all government. I wonder now, your comments regarding municipal employees not being JPs.

The second, I wanted to get some kind of overall view as to what will be the main changes or amendments to the Municipal Ordinance, the new ordinance that you are going through. I understand you have a meeting with mayors of municipalities next week about proposed legislation regarding municipal government and I would wonder if you would comment as to what you consider to be the new features of that ordinance? I was wondering again in my opening remarks about how you see your department helping the move to more responsibility by unorganized communities or settlements, as we know them, into taking on responsibility of becoming a hamlet. I queried, if you like, the arrangement that you now have made with Fort Resolution which is an unorganized community but I understand that you have made a financial arrangement with them whereby they now have the finances similar to a hamlet -- you can correct me if that is wrong, but that is what I understand -- without taking on the responsibility. I just would like to get some comment in terms of those items.

CHAIRMAN (Mr. Richard): Thank you, Mr. McCallum. Mr. Minister.

Municipal Employees As JPs

HON. NICK SIBBESTON: Firstly, with respect to the municipal employees, and whether they can be JPs, I consider that municipal governments are a different level of government and separate from the Government of the Northwest Territories and therefore do not see them in the same light as government employees. This being the case, they are free to be JPs and I am not aware of any move or any action at all from anywhere to restrict municipal employees from being JPs. I personally am of the view that municipal employees can very well be JPs.

With regard to the features of the new legislation, in this regard I would, if you do not mind, Mr. McCallum, pass a paper around that my department has prepared which outlines in a couple of pages all of the main features of the new legislation. If that would serve your purpose I would prefer not to spend too much time on that. I have that immediately available and I can have that passed around.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. McCallum, is that satisfactory?

MR. McCALLUM: Thank you, Mr. Chairman. That would include obviously some reference to the Fort Resolution -- no, it does not make any reference to the arrangements the new municipalities, hamlets that you are contemplating? Does that include that? I have no difficulty with getting that, Mr. Chairman. I would prefer to get some idea of what the features are and what is being contemplated with regard to changes to the Municipal Ordinance, whether in fact the government is taking into consideration some of the recommendations of the NWTAM, that is I think they have recommended over the years, an increase in the tenure of a councillor or an alderman in particular



municipalities. I know that they have a number of these so that would suffice as far as I am concerned in regard to the kinds of features that would be. I would hope that we would then as MLAs be able to discuss this, in my case and I guess in the case of other people, where there are municipalities, we would be able to discuss it with them to get their views because after all the ordinance will come back here for us to pass it and I would like to be on the same side as the municipality, as others obviously would.

I agree with the Minister that municipal employees should be given the opportunity to become JPs. Whether in fact it will happen will, of course, be up to the Minister of Justice and Public Services, but I agree, in this instance. In some of the communities simply being in the employ of a municipality should not stop you from advancing your name or having your name advanced to become a JP. After all, the individual is part of the community, knows the community and certainly would have something worthwhile, it would seem to me, to give in the area of justice. I do not think there would be a concern in that they are councillors and again, I want to make that distinction. I am not talking about municipal councillors. I am talking about the employees. I would even in my instance see that there would be no difficulty in terms of employees of government at other levels as well. But I appreciate the comments of the Minister in relation to municipal employees becoming JPs. Thank you, Mr. Chairman.

CHAIRMAN (Mr. Richard): Thank you, Mr. McCallum. On behalf of the committee I would like to recognize the presence in the Assembly of the brand new member of the Wah-Shee family.

--Applause

General comments. Mr. Wah-Shee. That's general comments on the Department of Local Government, Mr. Wah-Shee.

---Laughter

MR. WAH-SHEE: Well, I was not going to comment on my family.

AN HON. MEMBER: Why not?

#### Transfer Of Responsibilities In Baffin

MR. WAH-SHEE: Get into trouble. I wanted to ask the Minister what kind of transfer of responsibilities and perhaps function of the Baffin regional office has been transferred along with their staff, if any, to the Baffin Regional Council? As the Minister will recall, some time ago, the Baffin Regional Council asked that the Department of Local Government be transferred to their regional council so I would like to know exactly what has been transferred to date to that particular council.

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: Mr. Chairman, there has been no transfer since the Member was Minister.

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

MR. WAH-SHEE: Have there been any transfers of responsibilities from the regional office to the Baffin Regional Council?

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: Mr. Chairman, yes, there have been some slight amendments, one cannot call them transfers of real power, but the Member may be alluding to the policy or a directive that we had sent to the regional directors as a result of the Baffin Regional Council requesting total control of local government. In its stead, we have proposed to the Baffin Regional Council that the regional council could have more say in things like choosing personnel, senior management of government in the Baffin Region; having a say in policy and hiring; and also in the capital planning. These are not transfers of responsibilities as such, but direction to the regional director to consult and take advice from the regional councils. So there has been that kind of an amendment and transfer since the Member has been Minister.

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

Community Generator For Snare Lake

MR. WAH-SHEE: Just to change the subject here. The community of Snare Lake, as the Minister is aware is only accessible by air -- they are in the same situation as Pelly Bay, since you do not have any highways. You do not have winter roads going into that community. Snare Lake, some time ago, in discussion with the Department of Local Government, requested that a community generator should be considered for the community, since you are building a school and you already have a community freezer. But they requested that a community generator be considered for the community so that the community can have power. What is the status of that particular request?

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: Mr. Chairman, I am not aware of the request and I am not aware of any plans in my department to provide a community generator to the people of Snare Lake. I will be prepared to take this question he raises at this time as a concern of the community and I will be pleased to respond to him by letter indicating the possibilities.

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

MR. WAH-SHEE: I am sure that your deputy minister is aware of that particular request and so is your staff. But unfortunately you have not been advised about that, however I will pursue that matter with your department later on.

In regard to prices of residential lots, there seems to be a problem for people who want to build their own homes. I wonder if the Minister or one of your officials could explain what the price range is right now of the lowest and highest costs for residential lots. For instance I believe that Yellowknife has one of the highest land prices for residential purposes. That could be wrong. There might be some higher prices in Frobisher Bay for instance or other communities. I wonder if there could be some way in which subsidy could be made available to municipal councils so that the costs of residential lots do not really have to escalate to a point where people can no longer afford them. Obviously a lot of people up and down the Mackenzie Valley would like to go into a home-ownership program. Before they can do so, they would have to get a residential lot to take advantage of the home-ownership program.

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: Mr. Chairman, on the matter of prices of residential lots, one would have to say that as far as large municipalities are concerned, the government does not have any involvement with the municipality with respect to residential lots. However, in the smaller communities, this government, my department, is involved in preparing lots for housing. Most of these have been for public housing. Just generally, down the valley, amongst the Dene people anyway, there is no problem in terms of someone who wants to build himself a house, privately or through the HAP program. It is generally recognized in a small community that land there belongs to the people and government provides the money, so that a lot can be made available for anyone who wishes to build on it. So I am not aware personally of any problems in the small communities with people acquiring lots to build on. I do not know if this sufficiently answers Mr. Wah-Shee's question, but if he would like to have us provide more specifics, we can deal with it.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. Wah-Shee, have you anything further? General comments, Mr. Paniloo.

Lot Planning In Clyde River

MR. PANILOO: (Translation) Thank you, Mr. Chairman. This question I raised previously. Perhaps I was not too clear, so I would like to bring this forward again. In our community, the housing association and the hamlet of Clyde River have been requesting information about house lots, if it would be possible for them to be planning the house lots in their own community. Thank you.

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: Mr. Chairman, I am not perfectly sure what the question is. I had answered yesterday, I believe, with respect to a question that Mr. Paniloo asked regarding platforms, building platforms and that is -- I answered the question the way it was written in the transcript



and I appreciate it may not have been accurate. With respect to his present question of whether we can plan house lots in communities, again I am not perfectly sure what the question is and I would ask him to clarify it if he would.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. Paniloo, would you like to clarify your question for the Minister?

MR. PANILOO: (Translation) Thank you, Mr. Chairman. I am directing my question about public housing. The school in our community is in the centre of the town and presently the houses that are being built are getting further away from the school. The government has been doing the town planning for the communities. The hamlet council was requesting to see if they could do the town planning themselves for the house lots for the new houses that will be built in the future. If you still do not understand I will still try and clarify what I am trying to tell you.

CHAIRMAN (Mr. Richard): Thank you, Mr. Paniloo. Mr. Minister, do you have the question?

HON. NICK SIBBESTON: Yes, Mr. Chairman. The hamlet council has a right and a responsibility to be involved in the planning in a community and planning for houses as the Member has indicated, is a type of planning that the hamlet council is expected to do. So, where houses are located in the community, is really under the jurisdiction and power, responsibility of the hamlet council in this case. So my answer is very much, yes, that the hamlet council of Clyde River has the power and ability to plan for the community in such matters as where houses, public housing are located. If there is a problem I would be pleased to look into it to make sure that the hamlet of Clyde River has the foremost responsibility of where houses are located in the community.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. General comments. Mr. Appaqaq.

Wages Of Hamlet Employees In Sanikiluaq

MR. APPAQAQ: (Translation) Thank you, Mr. Chairman. I am thankful to the Department of Local Government because they are responsible for the hamlet of Sanikiluaq and they look into the needs of the Sanikiluaq hamlet council. The hamlet employees are paid very different wages in Sanikiluaq -- I was shown this cheque in the hamlet office. There are three hamlet employees who are employed full time. One of them is the secretary manager and the second, assistant to the secretary manager, and the typist or the secretary. I was told too that the assistant to the manager is paid the same wages as the hamlet secretary. The hamlet manager's assistant and the secretary have the same wages, I believe, and I think somebody could look into this and find out for themselves. Sanikiluaq I realize is a small town. I would like Local Government to concentrate on giving the hamlet employees proper wages. Thank you.

CHAIRMAN (Mr. Richard): Mr. Minister, would you like to respond to that?

HON. NICK SIBBESTON: The hamlet of Sanikiluaq gets over half a million dollars to operate and function each year and it is getting \$550,000 this year. The view of the department is to not become too involved in the internal affairs of the hamlet. So the hamlet is free to pay its employees what it wishes. I am generally aware that a study was done in the Baffin Region recently and the study has found that the wages of hamlet employees were on par with the Government of the NWT employees and as for the internal payment, I guess, of the various employees in the hamlet of Sanikiluaq I would take the view that if there is not a great problem that my department would stay away from becoming involved. But if the Member does feel that there are some problems or people are not being sufficiently or properly paid, my department would be open to being of what assistance they could to the hamlet, but would only do so if I knew that there were grave concerns and especially if the hamlet council itself wanted my department to be of assistance.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. Appaqaq.

MR. APPAQAQ: (Translation) Thank you, Mr. Chairman. I do not want to argue with anybody but I know that the Local Government has put out a policy to the Baffin hamlets. I realize the hamlet can do what they want. As long as we follow the Baffin policy for the hamlets I do not think the hamlet will do a good job. Thank you.

CHAIRMAN (Mr. Richard): Thank you, Mr. Appaqaq. The committee will take a 15 minute coffee break.

---SHORT RECESS

CHAIRMAN (Mr. Richard): Does committee agree that we will go into the details of this departmental budget? Mr. Arlooktoo.

Rock Crusher For Cape Dorset

MR. ARLOOKTOO: (Translation) Thank you, Mr. Chairman. I have a short comment to make regarding Cape Dorset. When the BRC met they made a motion quite a few times. The Cape Dorset residents are running out of gravel so what they were requesting was a rock crusher. They have been requesting this for quite some time now so I want to know what has been done about this. Thank you.

CHAIRMAN (Mr. Richard): Mr. Minister, what has been done about this?

---Laughter

HON. NICK SIBBESTON: I must admit this is the first time I have ever heard of it. Department officials, more informed and knowledgeable people than me, may have heard about it but it is new to me. I would simply ask the Member if he would permit me to find out more about it and give him a response.

CHAIRMAN (Mr. Richard): Mr. Arlooktoo.

MR. ARLOOKTOO: (Translation) Thank you, Mr. Chairman. I think the deputy minister is aware of what I am talking about. Perhaps if they were to look into it this time around. We would like a response as soon as possible. Your deputy minister, when he was the regional director in Frobisher Bay had told us that the communities were going to get a rock crusher each year and it was going to travel from one community to another. I believe that is what he was saying earlier. So I would like to know what is going on now.

CHAIRMAN (Mr. Richard): Thank you, Mr. Arlooktoo. Mr. Minister, would you care to have Mr. Moore respond to that? Mr. Moore.

MR. MOORE: Mr. Chairman, I think it is a case of the past catching up with me here. I do know about the problem, of course, and it is a common problem throughout the Baffin Region, the difficulty of crushing rock in places where there is no gravel. I know that the region is still intending to carry out that plan which Mr. Arlooktoo mentioned we talked about years ago of a crusher, which is presently in Frobisher Bay, being taken each year to a different community. That plan is still intended to be done that way. I cannot tell the Member why it has not yet gone to Cape Dorset. The only thing that I can say is that we will ask the region when it is going to Cape Dorset. Clearly that is exactly what has to happen, that rock has to be crushed and the crusher has to be taken there to do it. It is a very expensive and difficult operation. It is a big machine and it can only go to one community in one year. I will get back and tell the Member when it is due to go to Cape Dorset, Mr. Chairman.

CHAIRMAN (Mr. Richard): Thank you, Mr. Moore. Does the committee agree we go to budget details? Mr. Ballantyne.

MR. BALLANTYNE: I have some personal general comments. Mr. Minister, what I would like to ask through you, Mr. Chairman, is what work or planning is your department doing in the areas of the authorities and responsibilities of regional government?

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: Did I hear right? The Member wants to know about regional governments? Can I just ask, is the Member asking about the regional administration or truly regional governments and perhaps an evolution of the regional councils toward regional government bodies?

CHAIRMAN (Mr. Richard): Mr. Ballantyne, we are on Department of Local Government. Would you clarify your question for the Minister?

MR. BALLANTYNE: I will, Mr. Chairman. I was talking about regional and tribal councils and the powers and authorities of regional and tribal councils. What is happening in your department right now dealing with that whole area?

CHAIRMAN (Mr. Richard): Mr. Minister.

Regional Councils Becoming Firmly Established

HON. NICK SIBBESTON: Well, I am pleased to say that all the regional councils are becoming firmly established and becoming very involved in the issues in the particular region, and are becoming more responsible, more effective and just generally are on an upward route. Apart from that I cannot say anything more. The Member knows that we are trying to establish regional councils in every part of the North. Our most recent endeavour is in the south Slave region. There is a meeting this coming Friday and Saturday toward that and the next place after that I suppose is up in the Delta area. But regional councils generally in the North are doing very well, are becoming firmly established.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. Ballantyne, you have one more question on regional and tribal councils.

MR. BALLANTYNE: Yes, right now there are various regional and tribal councils in the NWT in different states of evolution. I think it might be useful for your department to take the lead in putting together a discussion and issue paper looking at the long-term effects, the long-term ramifications of regional and tribal councils and to look at imaginative ways whereby the very real concerns of regions to protect their integrity are looked after.

I have a few comments to make. I think it is possible, within the established Canadian tradition, to give regions and municipalities a fair amount of local control over important areas of their life. I see the possibility of regional councils or tribal councils having the same sort of powers in education, for instance, as School Districts No. 1 and No. 2 in Yellowknife have, where they can actually hire and fire teachers and set a lot of their curriculums. I see the possibility of regional and tribal councils having the same sort of control over hospitals as the hospital board in Yellowknife has. I see the same sort of responsibility and authority in social services as Frobisher Bay now has over social services within the community. With economic development, a good prototype would be, for instance, the Dogrib Economic Development Corporation, and various regional economic corporations. On policing, there is a possibility of municipal police forces with a lot more authority. Perhaps for renewable resources, regional hunters and trappers associations could take over those responsibilities.

I wonder if it is possible for the department to put together a discussion paper to take the lead in this whole area, to explain the pros and cons of strong regional governments and also the necessity of having also a central government that actually can deal with the federal government and has the sort of authority to set overall standards within the Territories. Is there any chance that you can see your department actually taking a lead role in developing some of those concepts?

CHAIRMAN (Mr. Richard): Thank you, Mr. Ballantyne. Mr. Minister.

HON. NICK SIBBESTON: The answer is yes and I am pleased to see the Member could express the concerns and talk of imaginative ways that regional councils could evolve and take more responsibility. We have provisions under the ordinance to have regional councils as management boards and in a number of instances we have entered into agreements with regional councils to take on certain programs or functions on behalf of this government. Very many positive things have happened arising from regional councils; things like development corporations, things like the regional council taking over, in the case of the Deh Cho, the hostel in Fort Simpson. So, I am very pleased to hear the Member talk enthusiastically and be seemingly supportive of greater roles and responsibilities for regional councils. He sounds just like me a few years ago and I am pleased that he has that view. This will be an encouragement to myself and the department to prepare a paper and consider alternatives which will be progress and advancement from the present position that regional councils are in today.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. Ballantyne.

MR. BALLANTYNE: Thank you, Mr. Chairman. Also, I want to emphasize that hand in hand with that, is the need to outline the necessity of also having a strong central government to deal with the overall concept of government. I think that is very important. Otherwise you have the possibility of balkanizing our power and having a number of weak, small principalities, each one of which has no real power itself.



If I can go on to another aspect of it, I know there has been some problem in the development of regional and tribal councils with the difficulty of integrating some of the large tax-based municipalities and some of the smaller municipalities. I know one concept that has been put forward over the years, which obviously needs a lot more work, but as a starting point for a discussion, is the possibility that the large tax-based municipalities form their own regional council and their commonality of interest would be the Association of Municipalities. So, if for instance, Fort Smith, Hay River or Yellowknife or Inuvik have some problems integrating with some of the smaller communities it might be, as an alternative, that their interests could be handled by the NWT Association of Municipalities which would also be getting correspondingly more responsibilities, authority and funding.

CHAIRMAN (Mr. Richard): Thank you, Mr. Ballantyne. Mr. Minister, did you have a comment or response to that? General comments. Does the committee now agree that we move to budget detail?

SOME HON. MEMBERS: Agreed.

--Agreed

Directorate, Total O and M

CHAIRMAN (Mr. Richard): Directorate, total O and M, \$31,568,000. Mr. Ballantyne.

MR. BALLANTYNE: Thank you, Mr. Chairman.

MR. McCALLUM: Read the Globe and Mail and never mind.

MR. BALLANTYNE: Moving along fairly quickly here, Mr. Butters should be quite happy with this speed and he has the opportunity to meet day and night if we have to before that will stop. There has been some problem about the price increases for water and sanitation services imposed by municipalities and the department replied in the standing committee meetings that it was working on this problem as part of an intergovernmental committee. I wonder if the Minister could bring us up to date as to how this problem could be resolved.

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: Mr. Chairman, I could just read a statement with respect to this matter. As a result of the problems which arose this summer and fall in particular in the communities of Cambridge Bay, Coral Harbour, Repulse Bay and Arctic Bay, it became very clear to the government, particularly the Department of Local Government, the Department of Public Works and the Housing Corporation, that something had to be done about the large increases in the cost of services that were provided by these communities to the various governments or agencies. Obviously, what was happening was charges for services were being increased dramatically and situations arose where funding for housing associations or other government departments ran out, so the government has been dealing with the problem. An interdepartmental committee made up of three groups was formed and in September produced an option paper for consideration by the two Ministers involved. This is Mr. Wray and I, and we have considered the options and have instructed this committee to develop an implementation plan for Financial Management Board consideration. This is where the matter lies. It is still in the hands of the Financial Management Board and we have not as yet dealt with all of the various options that are being proposed. I can tell the Member that the matter is clearly in hand and we intend to do something definite about it.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. MacQuarrie.

MR. MacQUARRIE: Thank you, Mr. Chairman. With respect to the proposed new legislation for municipalities and settlements and so on, I was just informed today that the Minister is apparently circulating it for commentary by a variety of municipal organizations. I would ask if out of courtesy he would also circulate it to the Members of the standing committee on legislation? We would appreciate it very much.

CHAIRMAN (Mr. Richard): Thank you. Mr. Minister.



HON. NICK SIBBESTON: The work that we are doing is still in very preliminary draft form. We have draft legislation but it is in very rough and preliminary form and I would not want to give it to the legislation committee at this stage because it does not indicate or it is not necessarily the position of our department or of this government. I would, however, be pleased to give Members a copy and show them all of the work that we have done to date. Eventually when we have gone through the whole process of consulting to the hilt and have things in final form then we will adopt or file it with the Assembly. Then it will go to the legislation committee.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. MacQuarrie.

MR. MacQUARRIE: Yes, I appreciate the Minister's comments. It was not intended that it be referred to the standing committee. I realize it is in a preliminary stage but if Members of the committee could be kept informed as things are going along then we are aware generally of what is being proposed, the changes that are being made as the commentary comes back from other people and we would be more prepared to deal with it effectively when it finally is referred to the committee for study.

#### Research By WCF

With respect to comments made earlier by Mr. Ballantyne about regional government research, I am sure that the Minister will not overlook research study that has already been done and is being done as well by the Western Constitutional Forum on these very questions. It could be that that research is not as comprehensive as the department would like, but I am sure that there will be a great deal of value in it and it includes, as a matter of fact, an analysis of the WARM proposal that is being looked at right now. I would just remind the Minister to have his officials take that into account at any rate.

#### Concern For Ensuring That Minorities Have A Voice In Government

One concern that I have is with respect to the chartering of certain communities that have special situations, where band councils have traditionally been the form of social organization, and yet they are now being brought in under the municipal wing, in a sense and they can deliver municipal services and so on. My concern is with minority representation in those situations. I know the Minister himself on many occasions, in discussing constitutional development generally in the Northwest Territories, has expressed legitimately the concern that if aboriginal people are to find themselves in a minority situation, they would like to ensure a voice in government deliberations and I would say that I know in some communities, right at this present time, there are non-native people who have that very concern. Could I just ask the Minister in working toward this -- which I approve of incidentally -- could he tell me how that kind of concern is addressed? What opportunities are there for non-native people to participate in the governments of communities which are, in the majority, aboriginal communities and which have governments which are not totally like ordinary municipal governments?

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: Mr. Chairman, with respect to community government and charters I guess in this regard we will be following a pattern that we had taken with respect to community agreements, that we have presently in existence in Fort Good Hope and Fort Resolution. In those two agreements there is no distinction with respect to voting and participatory provisions. I believe, in the case of Fort Resolution, there is a residency clause, a residency requirement of, I believe, two years and in the case of Fort Resolution the one provision we have with respect to the chief is that he be of Dene descent. Other than that, there are no provisions which may exclude other people from participating in community governments. I consider that the provisions in the charters will be very democratic.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. MacQuarrie.

MR. MacQUARRIE: That is an important starter anyway. But as the Minister also recognized, you can have a situation such as this appear, particularly in the Western Arctic where with the passage of time and a heavy predominance of one population as opposed to another, that, say in the western territory, the fear might be that aboriginal people are outvoted in every constituency and so, even though they have the right to run and participate, wind up in having no effective participation. So the question then is, if that appeared to be a circumstance in some communities is any consideration given at all to having guaranteed representation for that minority, even if it were just one seat? Is that at all a part of the thinking?

CHAIRMAN (Mr. Richard): Mr. Minister.

Guaranteed Representation For Minorities Being Considered

HON. NICK SIBBESTON: Mr. Chairman, one of the features of the new legislation we hope to have is -- and I must say it is still in the preliminary stages -- the idea of guaranteed representation for minorities in municipal government. It would apply to native people and working the other way, it could work for non-native people in small communities. It is a feature that is just in its very initial stages of discussion and with this, I guess I can tell the Member that the matter of guaranteed representation for minorities is being considered.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. MacQuarrie.

MR. MacQUARRIE: Yes, thank you. At the moment I ask for no more than that, that it is part of the consideration. I recognize that to proceed with it can cause complications too. So as long as it is examined carefully and there are very good reasons why one or the other is done, I would be satisfied with that, having heard sufficient reasons.

The one other point that I have in this section which deals with the development of policy is with respect to justices of the peace and, again, I was alarmed at what I heard earlier, that the department is going to have a policy, generally, of not having any municipal employees named as JPs, going along with what the Minister of Justice has said. Unless I misunderstood that, was that correct? Maybe I will wait and find out if that is correct first.

CHAIRMAN (Mr. Richard): Thank you, Mr. MacQuarrie. Mr. Minister.

HON. NICK SIBBESTON: Mr. Chairman, if the Member is suggesting that municipal employees may not be JPs, he did hear wrong. There is no thought or provisions being considered for justices of the peace not being municipal employees.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. MacQuarrie.

MR. MacQUARRIE: So the statement just applied to councillors; you could not be a JP and on the council but if you are employed by the municipality it may still be okay.

CHAIRMAN (Mr. Richard): Mr. Minister, do you care to respond to that?

HON. NICK SIBBESTON: Just, yes.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Directorate. Mr. Ballantyne.

Transfers In Person Years

MR. BALLANTYNE: Thank you, Mr. Chairman. As I outlined in excerpts from the report of the standing committee, we had with this department some real problems trying to track person years and underfunded person years through the system. There has been some fairly significant reshuffling within the department and it was not explained very well in the SCOF documents as we said in our report. We hope that next year it is a lot clearer. I wonder, in this particular directorate, as we go through each activity asking questions related to the same subject, if the Minister could just explain the transfers of salary and related O and M to establish area staff as area superintendents. In Fort Smith you had four PYs, Inuvik one PY, Kitikmeot one PY, Keewatin one PY and as it turned out those PYs were not actually transferred but the position was transferred. If you could explain just exactly what is the thinking of the department in the directorate.

CHAIRMAN (Mr. Richard): Mr. Ballantyne, the detail you are referring to is not here but in the SCOF document I take it?

MR. BALLANTYNE: Yes, Mr. Chairman.

CHAIRMAN (Mr. Richard): Mr. Minister, can you respond to that?

HON. NICK SIBBESTON: Mr. Chairman, the concerns regarding person years that were outlined to us in the committee meetings we held, were all answered. I am advised by my officials that they were sent to the standing committee on finance on January the 29th. We have a nine page document

dealing with the concerns raised and some of that includes person years so I would prefer, if possible, to just make the report available. I understand that for some reason the committee may not have received a report but I have confirmed that it was sent on January 29th and, as I stated, because it is fairly technical and fairly detailed I would prefer to simply make available the report that we had made available to the finance committee, if this would suffice and satisfy Members.

CHAIRMAN (Mr. Richard): Thank you, Mr. Minister. Mr. Ballantyne.

MR. BALLANTYNE: Thank you, Mr. Chairman. I am aware of the recommendations but we just wanted to emphasize publicly that we had some problems and with the next year we want the system a little bit more streamlined. I was asking a more general question as opposed to specific PY by PY. What the overall philosophy of the department is in these transfers is what I am trying to get to with this particular question. I think your comment is reasonable and those technical details were answered.

CHAIRMAN (Mr. Richard): Thank you, Mr. Ballantyne. You wanted a general response from the Minister, Mr. Ballantyne? Mr. Minister.

HON. NICK SIBBESTON: Can I just ask Mr. Moore to give a brief statement on that?

CHAIRMAN (Mr. Richard): Yes, go ahead, Mr. Moore.

Proper Management Of Person Years

MR. MOORE: Mr. Chairman, if I could just say that for the main estimates which you are looking at now as a committee, the department's situation is that we have 135 person years for which we are asking approval and we have in our organization on the chart 152 positions. Mr. Chairman, that is not very different from the year which is just passing. I am not sure this is the philosophy but I can tell you that as a department we have managed to keep our positions filled to the extent that they have to be filled. Taking into account natural vacancies of people who leave and our management decisions in leaving vacant, positions which are less important than others, we are managing to end this fiscal year on March 31st with balanced books. That is, we have not overspent on person years and we have not got a great surplus of person years. I think it was obvious to the standing committee on finance, though, that in order to do that, we do have to manipulate. We do have to move person years around to the positions where they are most needed.

Mr. Chairman, I know that there is a feeling of suspicion about the way that this particular subject is handled. It is designed to be used that way, Mr. Chairman. It is a system which requires us to manage 135 person years, which are quantities just like dollars, and to use them as best we can, following the priorities set by the House and by the Minister and leaving positions vacant and finishing up at the end of the year neither overspent nor underspent in person years. Although I know it is difficult to explain, it took us nine pages, Mr. Chairman, to explain to the standing committee on finance every move we had made with each of our person years throughout the year. It is not done in anything except the spirit of proper management, Mr. Chairman, and it is a system which serves this government and this department very well.

CHAIRMAN (Mr. Richard): Thank you, Mr. Moore. Mr. Ballantyne.

MR. BALLANTYNE: I think you know, as I said, we appreciated the detailed analysis. I guess the committee's concern is there is a balance that has to be reached between management flexibility and management accountability. Just the very fact that it took nine pages to explain and track each one of those person years seems to indicate that perhaps the system could be streamlined a little bit. I guess it is important, not only for the House, but for the Minister to know exactly who is doing what at any given moment. So though again, we appreciate the information, I think we can all recognize that any system can be streamlined and improved so that everybody and not just the deputy minister understands what all these people are doing.

CHAIRMAN (Mr. Richard): Thank you, Mr. Ballantyne. I have Mr. McCallum and then Mr. T'Seleie. Mr. McCallum, directorate.

MR. McCALLUM: Thank you, Mr. Chairman. I am not sure whether it should be on the directorate or on the department. This particular activity I think indicates here there is a reduction of one person year here but there is an increase in salaries and wages. There is a substantial increase



in other O and M and I think if the Minister looks at it throughout each of his activities and within the department itself, there seems to be some difficulty with the figures. Within the department itself, there is a fairly substantial increase in O and M, even though there is only an increase of five PYs throughout the department. Now, I recognize that there is a certain increase in salaries and costs involved with it. In the directorate itself, as I say, there is a reduction of one person year yet there is an increase of \$100,000 in salaries and wages but there is a corresponding increase of \$340,000 or thereabouts in other O and M. I just wonder why in other activities where there is an increase in person years, why the discrepancy in each one? How do you attribute the difference in the figures of salaries, wages and O and M when there is a reduction in some cases and an increase in others? That may be very picky but I think this relates to the whole aspect of person years and positions involved. If you have less people in a particular activity, even given that they get a certain increase in salaries and wages to look after the cost of today, why then the increase in the other O and M? What is one less person doing more?

CHAIRMAN (Mr. Richard): Mr. Minister.

HON. NICK SIBBESTON: I will just answer the last part. The increase is largely due to the impact funds and also increased moneys to pay the legal fees that are involved in the new legislation that is being drafted. I want to say to Mr. McCallum, he asks such profound and heavily weighted questions, I will have my finance manager, Mr. Kronstal answer those.

CHAIRMAN (Mr. Richard): Mr. Kronstal.

MR. KRONSTAL: Thank you, Mr. Chairman. The figure that we have before us, the \$1,811,000 for salaries represents the full salary benefits and allowances for the positions in the 32 funded positions that you see down below under person years. Those may or may not be the same positions that were funded last year. So part of the cost may be attributable to more costly positions being included in that figure. In addition to that, of course, is the inclusion of all the allowances including the housing allowance and all the benefits. As my Minister has just replied, we did receive priority funding of \$75,000 in O and M related to the legal drafting work on local government legislation and \$79,000 in O and M is placed there because it was added into our main estimates as priority funding. It is O and M related to capital works which are being done on a priority basis but they were added to our base once the main estimates were struck. So we identified them as a single item under the directorate.

CHAIRMAN (Mr. Richard): Thank you, Mr. Kronstal. Mr. McCallum.

MR. MCCALLUM: Thank you, Mr. Chairman. I appreciate the explanation and I am not too sure that I ask all that many loaded questions. Certainly, not loaded or with any great deal of clarity and any sagacity to it, if you like.

Since we are dealing with the directorate, Mr. Chairman, and given the kinds of discussions that have been taking place here with various Members opposite of the government, and given that it would be nice to be able to give the Minister some direction, I would like to move a motion, Mr. Chairman, in relation to the whole aspect of the appointment of JPs or the eligibility of people as JPs in communities.

Motion That Minister Of Justice And Public Services Be Impressed Upon To Consider Nominations Of Municipal Employees As JPs

My motion is, Mr. Chairman, I move that the Minister of Local Government press the Minister of Justice and Public Services to accept and seriously consider nominations of municipal employees for positions as JPs in communities of the NWT.

CHAIRMAN (Mr. Richard): Do you have a copy of that motion for us, Mr. McCallum?

MR. MCCALLUM: Mr. Chairman, I thought my friend Albert could do shorthand, but anyway, I will get it to you.

CHAIRMAN (Mr. Richard): Thank you, Mr. McCallum. Mr. McCallum, I take it your motion commences that you are recommending that the Minister of Local Government press the...

AN HON. MEMBER: Press?



CHAIRMAN (Mr. Richard): That is what he said. Mr. McCallum.

MR. McCALLUM: It would have been a lot better had certain other people been under my tutelage and we would have been a lot further along. Certainly.

AN HON. MEMBER: I have never been.

Motion Reworded

MR. McCALLUM: I am not too sure I would have taken him. Certainly, Mr. Chairman, the motion in committee of the whole is always to recommend. We have very little on the other side to make sure but if the word "press" does not meet the terminology that people would -- I will change it and I will put an "im" in front of it "impress upon". So, if I make the motion or indicate the motion a little slower, can you get it down without my writing it out?

CHAIRMAN (Mr. Richard): Mr. McCallum, perhaps if I could clarify what I have as your motion: that the committee recommend that the Minister of Local Government impress upon the Minister of Justice and Public Services to accept and seriously consider nominations of municipal employees as justices of the peace in communities in the Northwest Territories. Your motion is in order. To the motion, Mr. McCallum.

MR. McCALLUM: Thank you, Mr. Chairman. In light of what the Minister of Local Government has indicated to this committee and taking into consideration that the government would much prefer to have direction from a committee rather than a lot of nitpicking questions if you like, I believe that we would like to be able to put forth that kind of direction to government so that they can act upon our concerns. There is a concern of mine that the Minister of Justice and Public Services has indicated that he will not appoint, in the future, government employees as justices of the peace in the Northwest Territories. I understood him to say government employees, and I take it to mean employees of whatever government, of which there are three levels: federal, territorial and municipal. I believe that in certain communities of the Northwest Territories it may be very difficult to get people in communities who are not in some way involved with government. I think we have been well-served with government employees acting as JPs in communities. I would liked to have gone further to suggest that not only employees of the municipal government should be considered for the positions as JPs in particular communities, but it will suffice for me to do it within the purview of Local Government.

The Minister of Local Government has indicated that he agrees with the idea of having municipal employees. I am not talking about JPs sitting as councillors, I am talking about municipal employees and I think it is one way to ensure that those who act as JPs in communities are knowledgeable about the community and the people who live in those communities. I would like to give this direction to the Minister of Local Government because I happen to agree with his particular position as I hope other Members of this committee would, that municipal employees should not be refused at least the opportunity. That is not to say that the Minister of Justice and Public Services will appoint those people but he should not cast aside a certain group of people simply because they are employees of a municipality. I do not think I have anything further to say to the motion, Mr. Chairman. Thank you.

CHAIRMAN (Mr. Richard): Thank you, Mr. McCallum. To the motion, Mr. MacQuarrie.

MR. MacQUARRIE: Yes, before I discuss the motion, I will move an amendment to it. That after the word municipal we include "territorial, and federal government employees".

CHAIRMAN (Mr. Richard): Mr. Pudluk.

MR. PUDLUK: Mr. Chairman, I wonder if I could get a copy of that motion also translated into Inuktitut because I am having a little difficulty understanding what the real motion is. Thank you.

SOME HON. MEMBERS: Agreed.

CHAIRMAN (Mr. Richard): Thank you, Mr. Pudluk. We will take a break so that we can have the translation.

---SHORT RECESS

CHAIRMAN (Mr. Richard): The committee will come to order.

MR. McCALLUM: Mr. Chairman, point of order.

CHAIRMAN (Mr. Richard): Mr. McCallum I would like to deal with Mr. MacQuarrie's motion initially and then we will see that you get your point of clarification.

MR. McCALLUM: If you include the word "to" in the first line after the word "recommend", I will agree with it.

Motion To Amend Motion That Minister Of Justice And Public Services Be Impressed Upon To Consider Nominations Of Municipal Employees As JPs, Ruled Out Of Order

CHAIRMAN (Mr. Richard): The committee has before it the motion in the typed form, the section in brackets is Mr. MacQuarrie's proposed amendment. Mr. MacQuarrie, the Chair is of the view that the amendment proposed is not in order in that we are dealing with the Department of Local Government. The Minister may well have an interest in seeing that employees of municipal governments serve as justices of the peace, but as to the conduct of employees of other governments, I believe that is outside of the jurisdiction, as it were, of the Minister named in the motion and I would therefore rule that the proposed amendment is out of order.

---Applause

To the main motion. Mr. MacQuarrie.

MR. MacQUARRIE: Thank you, Mr. Chairman. I respect your ruling and I will not allege that you have infringed my right of free speech.

AN HON. MEMBER: Hear, hear!

---Applause

MR. MacQUARRIE: I will exercise the intelligence that I have and find another occasion and another way to express the other concerns that I have, Mr. Speaker. I would like to speak to the main motion then, and support it, certainly. I think it is the intention of the mover and myself and hopefully of other people who support it, that we are not trying to put the government into a situation that it is compelled to use employees like this as justices of the peace, but rather just to enable them to be named if suitable candidates are available. And there could very well be a shortage of suitable candidates. That is the problem that concerns me. If there were a real legal problem with all of this then I would be more sympathetic. I will be returning to that matter tomorrow in question period with the Minister of Justice and Public Services. I am satisfied that there is not a real legal impediment. I have a communication from a reputable lawyer that indicates that there is no legal impediment to it and then when I read the decision of Mr. Justice de Weerd in Walton versus Hebb which dealt with this kind of issue, I find that the judge is clearly accepting the idea that, never mind municipal employees but territorial employees are perfectly acceptable as justices of the peace. He indicates that interference with the performance of any judicial function could, and he is alluding to it if there were really some conflict of interest, could in any event expose the offender in that regard to proceedings for contempt of court with penalties with a severe nature before this court. He then alluded to another justice of the peace and he said that person or any other justice of the peace is, for that matter, at liberty to waive jurisdiction to another justice of the peace or territorial judge in any individual case where there is good reason for that to be done. So there is no legal impediment.

I know the Minister raised the matter of justice being deemed to be done. I believe that is important, but you judge that on the merits of the case and of the decision. A competent person who was honest and fair and possessed of some wisdom and is able to make good judgment should not merely, by his occupation, be prevented from doing that. So, I would certainly support the motion and urge the Minister of Local Government to make this representation to the Minister of Justice so that this does not go any farther than what the Minister of Justice has already indicated he would like it to do.

As to the concern that I have with respect to the number of potential people who could be justices of the peace in the Northwest Territories, we start off with a relatively small population, 48,000 people. We know that in the Northwest Territories we have, relatively speaking, a young

population, so I would suspect that more than half of that population are children who would not be eligible to be justices of the peace. I find that government employees -- federal, territorial and municipal -- total 7478 in the Northwest Territories which, if all of them were to be excluded, would seriously cut the pool of available people. When I get statistics on law enforcement, I see that there were 773 offences -- the most recent statistics I have are 1983 -- 773 offences against federal statutes, 9654 offences against territorial statutes, and 219 against municipal by-laws. I do not know how many offenders that is but they are obviously disqualified from being suitable candidates for justices of the peace. It does not leave many people and we should not erode this any more than is absolutely necessary and I say it is only necessary if the government were compelled, legally compelled, not to appoint such people to these positions. So I support it and I hope other Members will. Just for clarification again, I remind everybody my amendment was not accepted so we are talking only about municipal employees now and urging this Minister to impress upon the Minister of Justice that these employees should continue to be eligible and I hope Members would find that reasonable and accept it.

CHAIRMAN (Mr. Richard): Thank you, Mr. MacQuarrie. To the motion.

AN HON. MEMBER: Question.

CHAIRMAN (Mr. Richard): Question is being called. Mr. Patterson.

HON. DENNIS PATTERSON: Just a brief comment from me, Mr. Chairman. I would just like to say that I do not think that public servants any longer have a particular monopoly on wisdom or fairness in the Northwest Territories.

AN HON. MEMBER: Hear, hear!

HON. DENNIS PATTERSON: I think there was a period in our history when it was automatic to assume that public servants should be appointed to these important roles because they were better educated and more sophisticated. Those were the days when the settlement manager gave out welfare and was the justice of the peace and provided all the important functions. I think we are getting away from that era these days and I think that it is very important to look at the situation of the small community. I know that the Member who raised this motion comes from a large community and comes from a constituency that is largely public servants but the situation of the small community has to be borne in mind as well. I would like to say that I have, certainly, received complaints about teachers and/or principals who are justices of the peace. People in small communities see them as being, first of all, in a very influential position by having the privilege of having a position in the public service and in a small community that is quite a privilege in itself, to have a government job and to be a public servant and to have housing and all the benefits that are associated with it.

MR. McCALLUM: Mr. Chairman, point of order.

CHAIRMAN (Mr. Richard): Point of order, Mr. McCallum.

MR. McCALLUM: Mr. Chairman, I was talking about employees of municipalities, not employees of the territorial government. The motion is employees of municipalities. I do not believe that, and I stand to be corrected, municipal employees or teachers may be employees of the city of Yellowknife, but the motion is specific to employees of municipalities. We are not talking about a particular class of people.

CHAIRMAN (Mr. Richard): Thank you, Mr. McCallum. The committee is clear that the amendment was not allowed. We are dealing with nominations of municipal employees as justices of the peace. Continue, Mr. Patterson.

HON. DENNIS PATTERSON: Thank you, Mr. Chairman.

HON. NELLIE COURNOYEA: I think...

CHAIRMAN (Mr. Richard): Point of order, Ms Cournoyea.

HON. NELLIE COURNOYEA: Well, I think we are trying to learn a little bit about proceedings but Mr. MacQuarrie just finished mentioning 7000 employees that may be eliminated and I do not see where all these 7000 employees...



AN HON MEMBER: Where are they?

HON. NELLIE COURNOYEA: He was not talking about municipal employees but territorial government employees. Surely, that figure must refer to that. Why should he be allowed to talk in a general nature and someone else not?

CHAIRMAN (Mr. Richard): I understand that Mr. MacQuarrie was speaking of the territorial and federal employees. I believe that is related to the topic. I was not cutting off Mr. Patterson. Continue, Mr. Patterson.

Abundance Of People In NWT Capable Of Serving As JPs

HON. DENNIS PATTERSON: Thank you, Mr. Chairman. Just that I think we do have all kinds of people in the NWT who could serve in these important jobs...

AN HON. MEMBER: Hear, hear!

HON. DENNIS PATTERSON: ...who do not necessarily even have any full-time job let alone what would be a public service type job. I can say that in my constituency if we were confined to selecting people who were not municipal employees or even who were not territorial and federal employees, I am certain that there would be many good candidates. In fact it may be an advantage for justices of the peace not to have that kind of a job. I do not have any difficulty in supporting or in rejecting the motion because I think that the honourable Member does not give full credit to the abundant human resources we have in all parts of the NWT. Thank you.

AN HON. MEMBER: Hear, hear!

CHAIRMAN (Mr. Richard): Thank you. Mr. Pedersen, I have you next. To the motion.

MR. PEDERSEN: Thank you, Mr. Chairman. To start off with I think I just want to take issue with something Mr. MacQuarrie said, where he mentioned the number of offences under various ordinances in saying that would automatically disqualify people. I am not of the opinion that that is correct. First of all, I think offences do not disqualify, but convictions do. Secondly, I think only criminal convictions do.

I would agree with Mr. Patterson that with the numbers of public employees at various levels that we already are placing quite sufficient powers in the hands of public employees without having to place them as JPs as well. I do think that there is a big difference between the small communities and a community like Yellowknife. I think the public servant in Yellowknife -- for one thing, there are very many of them, and they tend not to individually stand out as much as they do in a small community. In the small community, a public servant from whatever level -- municipal and up, holds positions of great influence and great power and great privilege. To add to that, could be too much.

I think there is another thing that we should not forget and that is that in small communities very often municipal employees are in fact a party to, and in some cases they are the ones who draft municipal by-laws. A town foreman, for instance, drafts municipal by-laws on dog control, on altering vehicle ordinances, placement of speed limit signs, whatever. If they were allowed to be JPs, later on they could find themselves sitting in judgment of laws which in fact they themselves drafted. I do not believe that public employees at any level should be appointed as justices of the peace and I intend to vote against the motion.

CHAIRMAN (Mr. Richard): Thank you, Mr. Pedersen. To the motion. Mr. Nerysoo.

HON. RICHARD NERYSOO: Thank you, Mr. Chairman. To indicate that the position that I have stated as Minister of Justice is a position that has been supported by all Members of the Executive Council. It was actually a direction of the Executive Council that gave me the direction of not appointing officials of government. Now, I will maintain that particular position. I must say there were a number of issues that were raised with regard to Mr. de Weerd's decision on the ruling that justices of the peace are both independent and impartial under the charter and that they were appointed for life. Yet, under the ruling of Ontario court of appeal, that same issue ruled that appointments at pleasure were not contrary to the charter. So, clearly, there are two rulings that are in opposition to one another. So I, as Minister of Justice, if I were to look at those two rulings, have a certain responsibility as to whether or not I should continue to appoint particular individuals.



One of the serious concerns, as I indicated yesterday, was to ensure that the service that is being provided by our judiciary was independent from government, in the sense of those people that were employed in government, those people that were directly involved in government, so as not to have a situation where there was a conflict of interest. Now, Mr. Pedersen pointed out in the case of even the municipal worker where that particular conflict of interest could arise. Clearly in the case of the 7000 public servants that Mr. MacQuarrie indicated, those people are all involved in carrying out legislation as has been directed either by the Government of the Northwest Territories or by the Government of Canada. Clearly, there is no independence of the laws that exist in this country and in the North and in the municipal situation that same situation could arise.

As I also indicated, we are in the process, and I have instructed the officials to review the Justices of the Peace Ordinance with a view of bringing it more up-to-date and recognizing the constitution as it is now, and also, to take account of the impact of recent judicial decisions of which there are two significant ones. I suggest that reading elements of the decisions as opposed to reading and understanding the total decision could be very different from the actual sections, because you must read all of the decision, both the Ontario court of appeal and also the decision that was rendered by Mr. Justice de Weerdt. But, I do say the direction as I indicated is clear. I do not intend to appoint, whether you recommend this, territorial or federal public servants. Also, I have some serious questions with regard to municipal workers.

CHAIRMAN (Mr. Richard): Thank you, Mr. Nerysoo. To the motion, Mr. Butters.

HON. TOM BUTTERS: Mr. Chairman, you ruled it was in order but I would just like to query you on that point again because it seems to be a back doorway for getting a motion into the House. It is a matter that was pertinent when the Justice and Public Services estimates were up. The motion could then be put directly to the Minister responsible for making such appointments. But this is asking one Minister to influence another and I suggest that we could be opening the door to all kinds of ricochet motions throughout the budget session.

MR. McCALLUM: You have been around here longer than I have.

---Laughter

HON. TOM BUTTERS: This is the first time I have seen a slick little one like that.

MR. MacQUARRIE: Back door or front door.

CHAIRMAN (Mr. Richard): Order, order, order please. Mr. Butters, were you wishing to speak to the motion or were you raising a point of order?

HON. TOM BUTTERS: A point of order.

CHAIRMAN (Mr. Richard): Well, firstly, Mr. Butters I do not know if on your sheet you have deleted the words "territorial" and "federal government".

MR. BUTTERS: Yes, I have.

#### Chairman's Ruling

CHAIRMAN (Mr. Richard): The Chair did not rule in order. Mr. McCallum was raising a point of order seeking to limit Mr. Patterson's debate on the motion and I ruled that he did not have a point of order and that Mr. Patterson as did Mr. MacQuarrie and as has Mr. Nerysoo, speak on this motion and speak of the territorial employees as well. So that your point of order as to whether it is proper that the committee have one Minister of government recommend or impress upon another, it is the view of the Chair that that is not out of order, to have a motion framed as such. To the motion.

AN HON. MEMBER: Question.

CHAIRMAN (Mr. Richard): Mr. Ballantyne. To the motion.

MR. BALLANTYNE: I will support the motion.

AN HON. MEMBER: Sure it is in order.

MR. BALLANTYNE: I will support the motion for different reasons. Just an observation. I am very happy that this House was not in charge of the responsibilities of declaring war in the Falkland Islands because it probably would not have happened because of a point of privilege. None the less, about this particular motion. I think Mr. Patterson and Mr. Pedersen had very valid points about that in the smaller communities there is a bigger pool of expertise and that really if there is a choice and there are other people other than municipal government...

CHAIRMAN (Mr. Richard): Mr. Nerysoo, you have a point of order.

Chairman's Ruling Challenged

HON. RICHARD NERYSOO: Yes, Mr. Chairman. I would like to challenge your ruling with the acceptance of the particular motion.

CHAIRMAN (Mr. Richard): Order. Order, please, Mr. McCallum. No matter of the timing of the challenge, Mr. McCallum, my ruling has been challenged and I will rise and report to the Speaker.

MR. SPEAKER: Mr. Richard.

ITEM 16: REPORT OF COMMITTEE OF THE WHOLE

REPORT OF COMMITTEE OF THE WHOLE OF BILL 7-85(1), APPROPRIATION ACT, 1985-86

MR. RICHARD: Thank you, Mr. Speaker. Mr. Speaker, your committee has been considering Bill 7-85(1), Appropriation Act, 1985-86. During the course of the committee's deliberations, Mr. Speaker, my ruling that Mr. McCallum's motion was in order was challenged by a Member of the committee.

MR. MCCALLUM: Leader of the Government.

MR. BALLANTYNE: Shame, shame!

HON. RICHARD NERYSOO: An ordinary MLA.

MR. SPEAKER: Thank you, Mr. Richard. Will you report your committee out, please? It is my intention to adjourn for today and give my ruling tomorrow.

MR. RICHARD: Mr. Speaker, your committee has been considering Bill 7-85(1), Appropriation Act, 1985-86 and wishes to report progress. No motions have been passed.

---Applause

MR. SPEAKER: Thank you, Mr. Richard. Members have heard the report of the chairman of the committee of the whole. Did you move that Mr. Richard? Did you complete your motion?

Motion To Accept Report Of Committee Of The Whole, Carried

MR. RICHARD: Yes, Mr. Speaker, I had not finished. I move, Mr. Speaker, that the report of the committee be concurred with.

MR. SPEAKER: Members have heard the report of the chairman of the committee of the whole. Are you agreed?

MR. BALLANTYNE: Point of order, Mr. Speaker.

MR. SPEAKER: I have called the question. Are you agreed?

MR. BALLANTYNE: Point of order, Mr. Speaker.

AN HON. MEMBER: Never do it again.

---Laughter

MR. SPEAKER: Mr. Ballantyne, a point of order.

MR. BALLANTYNE: Thank you, Mr. Speaker.

MR. McCALLUM: That was a smart remark you did to me.

MR. BALLANTYNE: I think this is Mr. Richard's second time as chairman, but there was in fact a motion of appreciation for the bureau of language and the interpreters which the report of acting chairman did not indicate.

MR. SPEAKER: The motion was passed. Members have heard the report of the committee. Are you agreed?

SOME HON. MEMBERS: Agreed.

---Carried

MR. SPEAKER: Are there any announcements from the floor? Mr. Clerk, announcements and orders of the day.

CLERK OF THE HOUSE (Mr. Hamilton): Announcement, Mr. Speaker. There will be a meeting of the special committee on housing tomorrow morning at 9:30 a.m. There will also be a caucus meeting tomorrow at 11:30 a.m.

ITEM 17: ORDERS OF THE DAY

Orders of the day for Wednesday, March 20, at 1:00 p.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 7-85(1), 3-85(1), 9-85(1), 10-85(1)
16. Report of Committee of the Whole
17. Orders of the Day

MR. SPEAKER: Thank you, Mr. Clerk. This House stands adjourned until 1:00 p.m., Wednesday, March 20th.

---ADJOURNMENT



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