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**LEGISLATIVE ASSEMBLY OF THE NORTHWEST TERRITORIES  
DEBATES**

**67th. Session**

**8th Assembly**

Official Report

**THURSDAY, MARCH 29, 1979**

**pages 1043 to 1092**

Speaker The Honourable David H. Searle, Q.C.

LEGISLATIVE ASSEMBLY OF THE NORTHWEST TERRITORIES

The Honourable David H. Searle, Q.C., M.L.A.  
P.O. Box 939,  
Yellowknife, N.W.T. X0E 1H0  
(Yellowknife South)  
(Speaker)

The Honourable Arnold McCallum, M.L.A.  
Yellowknife, N.W.T. X0E 1H0  
(Slave River)  
(Minister of Health and Local  
Government)

The Honourable Peter Ernerk, M.L.A.  
Box 834  
Yellowknife, N.W.T. X0E 1H0  
(Keewatin)  
(Minister of Natural and Cultural Affairs and  
Government House Leader)

Mr. Donald M. Stewart, M.L.A.  
Box 310  
Hay River, N.W.T. X0E 0R0  
(Hay River)  
(Deputy Speaker and Chairman of  
Committees)

The Honourable Thomas Butters, M.L.A.  
Box 1069  
Inuvik, N.W.T. X0E 0T0  
(Inuvik)  
(Minister of Social Services and  
Economic Development and Tourism)

Mr. Dave Nickerson, M.L.A.  
Box 1778  
Yellowknife, N.W.T. X0E 1H0  
(Yellowknife North)

Mr. Peter Fraser, M.L.A.  
Box 23  
Norman Wells, N.W.T. X0E 0V0  
(Mackenzie Great Bear)  
(Deputy Chairman of Committees)

Mr. Ludy Pudluk, M.L.A.  
Box 22  
Resolute Bay, N.W.T. X0A 0V0  
(High Arctic)

Mr. Bryan Pearson, M.L.A.  
c/o Arctic Ventures  
Frobisher Bay, N.W.T. X0A 0H0  
(South Baffin)

Mr. Mark Evaluarjuk, M.L.A.  
Igloodik, N.W.T. X0A 0L0  
(Foxe Basin)

Mr. Ipeelee Kilabuk, M.L.A.  
Pangnirtung, N.W.T. X0A 0R0  
(Central Baffin)

Mr. William Lafferty, M.L.A.  
Box 149  
Fort Simpson, N.W.T. X0E 0N0  
(Mackenzie Liard)

Mr. John Steen, M.L.A.  
Box 60  
Tuktoyaktuk, N.W.T. X0E 1C0  
(Western Arctic)

Mr. William Lyall, M.L.A.  
Box 24  
Cambridge Bay, N.W.T. X0E 0C0  
(Central Arctic)

Mr. Richard Whitford, M.L.A.  
6 Bromley Drive  
Yellowknife, N.W.T. X1A 2X8  
(Great Slave Lake)

OFFICERS

Clerk  
Mr. W.H. Remnant  
Yellowknife, N.W.T. X0E 1H0

Clerk Assistant  
Mr. Pieter de Vos  
Yellowknife, N.W.T. X0E 1H0

Sergeant-at-Arms  
Captain F.A. MacKay C.D. (Ret'd)  
Yellowknife, N.W.T. X1A 2K6

Deputy Sergeant-at-Arms  
Major D.A. Sproule C.D. (SL)  
Yellowknife, N.W.T. X0E 1H0

LEGAL ADVISOR

Ms. P. Flieger  
Yellowknife, N.W.T. X0E 1H0

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YELLOWKNIFE, NORTHWEST TERRITORIES

THURSDAY, MARCH 29, 1979.

MEMBERS PRESENT

Mr. Steen, Mr. Stewart, Mr. Lafferty, Mr. Lyall, Hon. Tom Butters, Mr. Fraser, Mr. Whitford, Hon. Arnold McCallum, Mr. Evaluarjuk, Hon. Peter Ernerk, Mr. Pearson, Mr. Kilabuk, Mr. Pudluk, Hon. David Searle, Mr. Nickerson

ITEM NO. 1: PRAYER

---Prayer

SPEAKER (Hon. David Searle): Questions and returns.

ITEM NO. 2: QUESTIONS AND RETURNS

Are there any returns? Hon. Arnold McCallum.

Further Return To Question W81-67: New Medical Cards

HON. ARNOLD McCALLUM: Mr. Speaker, to Question W81-67 to which I replied verbally yesterday, questions raised by Mr. Nickerson re the medical cards, I would want to have it recorded and have the questions answered in written form and so I will just briefly respond to those questions.

Although the reason behind the request for the social insurance number on this years annual registration was considered valid, all staff have been informed that inclusion of the social insurance number is not mandatory to registration. Also for next year this request will be removed from the registration kit.

And the second question: It is our intention to proceed with an annual registration or reregistration for at least two years in order to ensure that our records are current. At that time the frequency of reregistration will be evaluated.

As I stated during my verbal reply, I do not think it is unreasonable to request a signature on a card which provides for free services. For children, their parents or guardian can sign.

The questions on the return portion of the card will be reviewed again prior to next years registration.

The envelopes used are part of an economical kit used for the reregistration. If there were serious problems as a result of this approach, these too will be reviewed prior to next years reregistration.

MR. SPEAKER: Are there further returns? Deputy Commissioner Parker.

Further Return To Question W77-67: New School, Norman Wells.

DEPUTY COMMISSIONER PARKER: Mr. Speaker, yesterday a written question was asked by the Member for Mackenzie Great Bear concerning school construction at Norman Wells. The question was whether or not there would be funds spent in the fiscal year 1979-80 with a completion date of 1981-82. My answer yesterday was that I did not believe that there were funds allocated for this year. I have to correct that answer because I was in error. There are indeed \$160,000 to be spent for the planning and perhaps some site work at the school to be built at Norman Wells and the completion date is indeed for the fiscal year 1981-82.

---Applause

MR. SPEAKER: Are there further returns? Hon. Tom Butters.

Return To Question 072-67: Amount Paid To Creditors Of Jean Marie Sawmill  
And Question W75-67: Unpaid Creditors, Jean Marie Sawmill

HON. TOM BUTTERS: Mr. Speaker, I have one return to a question asked by Mr. Nickerson yesterday related to the final payments to the creditors of Jean Marie sawmill. He asked if I would confirm if this has taken place and I do so confirm and in enlarging on my answer I would reply to a question that Mr. Stewart made in February relative to the pay-out. On February 16, Mr. Stewart asked Question 072-67 concerning how much on the dollar is being repaid to the creditors of the Jean Marie River sawmill.

The Department of Economic Development and Tourism advises that the trustees, Froment and Williamson, have advised that 86 per cent was paid to all verified creditors.

There are two other questions, Mr. Speaker, and unfortunately the officials of my department did not get the text of these until this morning but I will do my utmost to have them before the House for tomorrow.

MR. SPEAKER: Are there further returns? Written questions. Mr. Lafferty.

Question W84-67: Trans North Fire Fighting Services

MR. LAFFERTY: Mr. Speaker, in light of the publicity given to the plight of Trans North Fire Fighting Services owned by Mr. Clayton Burke of Fort Smith, Northwest Territories and that the problem of this company is in funding cut-back for their summer operations during the summer firefighting season. Is the administration presently assisting this company in seeking funding from the federal government?

MR. SPEAKER: Hon. Arnold McCallum.

Return To Question W84-67: Trans North Fire Fighting Services

HON. ARNOLD McCALLUM: Mr. Speaker, the administration is of the view, a similar view as held by this House that Trans North receive assistance and in fact the administration has made a number of overtures to the federal government through the Department of Indian Affairs and Northern Development as well as to the Minister in an attempt to get a better situation and have the contract renewed. We are continuing our effort in that direction.

MR. SPEAKER: Further written questions? Mr. Lyall.

Question W85-67: COPE Boundaries

MR. LYALL: Mr. Speaker, I would like to ask the Honourable Minister Arnold McCallum, where are the maps of the COPE, Committee for Original Peoples Entitlement, boundaries, that he promised me yesterday when I first asked for them.

MR. SPEAKER: Hon. Arnold McCallum.

HON. ARNOLD McCALLUM: Mr. Speaker, the Member asked the question yesterday and I indicated to him that we would attempt to respond to the request and that we would hope to have a reply tomorrow.

MR. SPEAKER: Mr. Lyall, a supplementary question?

MR. LYALL: Mr. Speaker, a supplementary. I would just like to remind the Member that he did not say he would attempt he said yes.

MR. SPEAKER: Are there further written questions? Mr. Nickerson.

Question W86-67: School Supplies, Northern Suppliers

MR. NICKERSON: Mr. Speaker, a question of the Executive Member responsible for Education. Is the government aware that paragraph 37(r) of the Education Ordinance may have detrimentally affected the business of local dealers in school supplies. Can the government confirm that wherever possible they will try to deal through northern suppliers when materials can be provided at competitive rates.

MR. SPEAKER: Deputy Commissioner Parker.

DEPUTY COMMISSIONER PARKER: Mr. Speaker, I am not aware of the wording of the clause the Member has mentioned but I will take the question as notice and supply an answer tomorrow.

MR. SPEAKER: Hon. Tom Butters, have you a question or a return?

HON. TOM BUTTERS: I have a reply in view of the fact that it is a matter of great interest to the business community if I may make the same off the top of my head.

MR. SPEAKER: In response to Mr. Nickerson's question?

Return To Question W86-67: School Supplies, Northern Suppliers

HON. TOM BUTTERS: I think so. I would like to through you, sir, inform Mr. Nickerson that the Department of Economic Development is taking a very keen interest in the matter of local purchasing and the amount of local purchasing that is done by the Government of the Northwest Territories. At the present time we are looking closely at a policy being developed relative to the purchases of local goods and I am hopeful that we will see being put into place a policy that will increase the amount of goods purchased locally.

MR. SPEAKER: Further written questions? Mr. Evaluarjuk.

Question W87-67: Extension Of Airstrip, Igloolik

MR. EVALUARJUK: Mr. Speaker, I would like to ask the administration if Local Government is going to try to assist in extending the Igloolik airstrip, not just make it wider, also to expand it. Has the Department of Local Government asked the Ministry of Transport about this situation?

MR. SPEAKER: Hon. Arnold McCallum.

HON. ARNOLD McCALLUM: Mr. Speaker, we have been making overtures to the Ministry of Transport regarding the entire airport operation. I would have to check whether it has been specifically done in relation to Igloodik. I would want to then provide that information tomorrow.

MR. SPEAKER: Mr. Kilabuk.

Question W88-67: Canada Works Funding, Cultural Inclusion

MR. KILABUK: Mr. Speaker, I would like to ask a question of the administration concerning the cultural inclusion program, if it will be discontinued. Canada Works have said they will not provide funds and I would like to know if that is true. I would like to get an answer from the administration.

MR. SPEAKER: Deputy Commissioner Parker.

DEPUTY COMMISSIONER PARKER: Mr. Speaker, I am sorry, I did not catch the first part. I got the remainder of the question but I did not catch the reference. What was it in reference to?

MR. SPEAKER: Mr. Kilabuk.

MR. KILABUK: Mr. Speaker, what I was going to ask was in the Northwest Territories, the Inuit people who are being funded by Canada Works to teach in the schools, Canada Works have said they will not provide funding for the cultural inclusion in the schools. I want to know if that is true.

Return To Question W88-67: Canada Works Funding, Cultural Inclusion

DEPUTY COMMISSIONER PARKER: Mr. Speaker, we have no control over what Canada Works does with its money. The provision of funds under programs like Canada Works causes us some very severe problems because people proceed to have programs set up and they depend on this money and then the money is withdrawn. As I say, we have no control over that. I will investigate as to whether or not there is any chance to get Canada Works to continue to fund the cultural inclusion program that the Member makes reference to and, if not, then we will have to see if there is any possibility of us carrying out additional work in providing additional funding ourselves. We will have to investigate that.

MR. SPEAKER: Are there further questions? Mr. Evaluarjuk.

Question W89-67: Teacher Education, Frobisher Bay

MR. EVALUARJUK: Mr. Speaker, I would like to ask a question of the administration. In Frobisher Bay there was going to be a course for teachers but they have heard that that has been discontinued and people are not too happy about it. They will have to go to Fort Smith instead. I would like to know why they are not going to have it in Frobisher Bay. I would like to know the reason.

MR. SPEAKER: Deputy Commissioner Parker.



Return To Question W89-67: Teacher Education, Frobisher Bay

DEPUTY COMMISSIONER PARKER: Mr. Speaker, there has been a very considerable amount of discussion about the subject of offering teacher education in Frobisher Bay during the last months. The problem was that there seemed to be too few students, in fact very few students available to take the course as offered. We have reached the decision in the last ten days that we will proceed to offer a teacher education course in Frobisher Bay commencing this coming fall. We have severe reservations that there may be only a handful of students available. However, we propose to offer the course if we can get sufficient students to make it worth while. I should add that we are not looking for a large number of students either. We will offer the course on a test basis, that is on a trial basis, for two years and if the number of persons enrolled continues to grow, then the course will be continued. If the number of persons who enrol drops down to just three or four, then it is not possible for us to continue the course.

We are also offering a form of upgrading which teacher assistants or classroom assistants can take in their home communities and we think that will also be valuable in the Keewatin and the Baffin in particular, but I must confirm that we do intend to offer the course in Frobisher Bay.

MR. SPEAKER: Are there further written questions?

Item 3, oral questions.

Item 4, petitions.

Item 5, reports of standing and special committees.

Item 6, notices of motion. Hon. Arnold McCallum.

ITEM NO. 6: NOTICES OF MOTION

Notice Of Motion 32-67: Proposed Amendments To The Rules Of The Legislative Assembly

HON. ARNOLD McCALLUM: Mr. Speaker, I give notice of motion that I will be moving amendments to the Rules of this Assembly.

MR. SPEAKER: Are there further notices of motion?

Item 7, motions for the production of papers.

Item 8, motions.

ITEM NO. 8: MOTIONS

There are four motions today, gentlemen, none of which I appear to have. Motion 28-67, Mr. Fraser.

Motion 28-67: CBC Co-operation, N.W.T. Alcohol And Drug Co-ordinating Council Telecasts

MR. FRASER: Mr. Speaker:

WHEREAS in my position as chairman of the Northwest Territories Alcohol and Drug Co-ordinating Council, I have been requested to bring to the attention of this House a motion which had been passed by the Co-ordinating Council and which reads as follows: "That members of the Northwest Territories Alcohol and Drug Co-ordinating Council should request the endorsement and support of members of the Legislative Assembly in efforts to have the Canadian Broadcasting Corporation, CBC, co-operate fully in telecasting items on alcohol and other drugs suitable for northern viewers;"

NOW THEREFORE, I move that the Legislative Assembly express itself in full support of the Northwest Territories Alcohol and Drug Co-ordinating Council's request that the CBC northern television service accept broadcasting northern produced material which may have a greater impact on and be more appropriate for local viewers.

MR. SPEAKER: Moved by Mr. Fraser. Is there a seconder? Hon. Tom Butters. Discussion? Mr. Fraser.

MR. FRASER: Mr. Speaker, we have a representative from KIA, Kitikmeot Inuit Association, who I think is set up in the Cambridge Bay area and for the last eight months he has been trying to get some advertising on television about alcohol and drugs, and he does not seem to have much luck. He was told to go to Ottawa and Ottawa told him to go to Toronto and from Toronto he went to Yellowknife and then Inuvik and then back to Yellowknife again and he just can not seem to get anywhere getting this advertising on the air.

The idea is to have messages developed by northerners, material suitable from southern Canada. CBC constantly gives groups the runaround from Ottawa to Yellowknife and Inuvik and so it goes and also it gives excuses about messages having to be up to CBC standards. It is possible that the Assembly might go on record as endorsing the idea of suitable messages.

Mr. Speaker, I listened to, or watched television, CBC television, that is all we have got, and they advertised there is no problem getting advertising on the air but apparently and I can not think of the guy's name, maybe you know, from KIA but he has been trying for eight months to get advertising on the air and with no success. I think it is just simple advertising he is trying to get on the CBC. However, the Alcohol and Drug Co-ordinating Council thought that maybe a push from this body might have some effect. Whether it does or not I do not know but however, Mr. Speaker, that is the motion and I would like some support on it if at all possible.

MR. SPEAKER: Is there further discussion?

SOME HON. MEMBERS: Question.

Motion 28-67, Carried.

MR. SPEAKER: The question being called. All in favour? Down. Contrary? The motion is carried.

---Carried

Motion 29-67. Mr. Nickerson.

Motion 29-67: Labour Standards Ordinance.

MR. NICKERSON: Mr. Speaker:

WHEREAS it would appear that those sections of the Labour Standards Ordinance which deal with pay and compensation of employees who are required to work on a statutory holiday may be unclear and subject to various differing interpretations;

NOW THEREFORE, I move, seconded by the Honourable Member for Mackenzie Great Bear, that the Government of the Northwest Territories be requested to review those sections of the Labour Standards Ordinance referred to above and present their findings and recommendations at the next session of the Legislature.

MR. SPEAKER: Is there a seconder? Yes, Mr. Fraser. I am sorry, I see it is part of the motion. Discussion? Have you a point of order, Mr. Evaluarjuk?

MR. EVALUARJUK: Yes, Mr. Speaker. Mr. Speaker, it is not translated into Inuktitut. Motions 27-67 and 31-67 are there but there are no Motions 28-67 and 29-67 translated into Inuktitut.

MR. SPEAKER: You say that Motions 28-67 and 29-67 have not been translated?

MR. EVALUARJUK: Mr. Speaker, Motions 29-67 and 30-67 are not translated into Inuktitut.

MR. SPEAKER: Mr. Evaluarjuk, what about Motion 31-67, is it translated?

MR. EVALUARJUK: Yes, Mr. Speaker, we do have Motion 31-67.

Motion 29-67, Stood Down

MR. SPEAKER: Gentlemen, I propose or suggest that we proceed then with Motion 31-67 while our chamber staff try and determine the whereabouts of the translated copies of Motions 29-67 and 30-67. Mr. Nickerson, have you any serious objection to your motion standing down until we get it translated?

MR. NICKERSON: Not at all, Mr. Speaker.

MR. SPEAKER: Motion 31-67, Mr. Steen.

Motion 31-67: Hamlet Of Tuktoyaktuk Boundaries.

MR. STEEN: Mr. Speaker:

WHEREAS on September 18, 1978, the hamlet council of Tuktoyaktuk passed Motion 169 which reads as follows: "That all land within the hamlet boundaries and gravel deposits outside the boundaries needed for hamlet development, be retained by the territorial and federal government, for hamlet control. And that the hamlet boundaries be extended;"

AND WHEREAS on October 31, 1978, the Government of Canada and the Committee for Original Peoples Entitlement signed an agreement in principle respecting certain land in the Western Arctic region;

AND WHEREAS the agreement in principle reduces the area of the hamlet and undermines its authority over lands and gravel;

AND WHEREAS principle number 3 passed by unanimous motion of this House on October 27, 1978, reads as follows: "3. The settlement of native claims in the Northwest Territories shall not prejudice the continued development of strong and democratic government at the community level;"

NOW THEREFORE, I move that the final agreement being negotiated between the Government of Canada and the Committee for Original Peoples Entitlement restore the boundaries of the hamlet of Tuktoyaktuk as of September 18, 1978, and that all gravel deposits located outside of the boundaries and required for hamlet development be retained by the government for hamlet use.

MR. SPEAKER: Mr. Steen, I have been considering whether or not the motion as worded is in order. You, of course, appreciate that this House can not itself effect the result you are seeking and the motion on the face of it purports to do that. However, if there is no serious objection to it, and assuming that if it passes, it would simply be an expression of our feeling and would not necessarily have the effect of bringing about this desired result in that it is not within the jurisdiction of the House to do that, then I will let it proceed.

SOME HON. MEMBERS: Agreed.

MR. SPEAKER: Mr. Steen, any discussion?

MR. STEEN: Mr. Speaker, as you can recall of all the news items that have been appearing on radio or in the newspapers...

MR. SPEAKER: I am sorry, I failed to ask for a seconder. Is there a seconder? Mr. Lyall. My apologies, Mr. Steen, proceed now.

MR. STEEN: Mr. Speaker, in view of the controversy over the hamlet boundaries in the community of Tuktoyaktuk, and the problems that we are having within the COPE agreement in principle, I felt perhaps, as there are a number of other items of interest to Members of this Legislature, I felt that perhaps to introduce a motion in support of the community of Tuktoyaktuk in its desire to continue to operate under its mandate of controlling its own -- or operating its own freedom to carry out its municipal responsibilities, I really felt that there should be support from this House and at this time, Mr. Speaker, I will not speak to the motion mainly because Members have given me an indication that they would like to move it into committee of the whole where at that time I could speak to the motion, Mr. Speaker.

MR. SPEAKER: Thank you. Mr. Lyall.

Motion To Amend Motion 31-67

MR. LYALL: Mr. Speaker, I would like to attempt to maybe put this into committee of the whole at a time available to this House because it is very important that it be well debated because I think the hamlet of Tuktoyaktuk is not the only community involved in this. I would make a motion to move into committee of the whole.

MR. SPEAKER: Is there a seconder? Mr. Nickerson. On the motion to refer this matter to committee of the whole, is there any discussion?

SOME HON. MEMBERS: Question.

Motion To Amend Motion 13-67, Carried

MR. SPEAKER: The question being called. All in favour? Down. Contrary? The motion to refer to committee of the whole is carried.

---Carried

Mr. Clerk, would you see that it is on the order paper for tomorrow. With respect to the other two motions, Motion 29-67 and Motion 30-67 I take it we do not have the translations yet. Gentlemen, as we have only got tomorrow and possibly Saturday, and I know that the Members are anxious to have their motions dealt with may I make this suggestion, that we proceed into committee of the whole to hear from Hon. C.M. Drury who is here and then, with your indulgence we could go back to motions when we have the translations and deal with them. Is that agreed?

---Agreed

In order to get into committee of the whole I will have to deal with Items 9 to 13.

Item 9, are there any tabled documents? Hon. Tom Butters.

ITEM NO. 9: TABLING OF DOCUMENTS.

HON. TOM BUTTERS: Mr. Speaker, I wish to table the following document:

Tabled Document 31-67: Dempster Highway Interim Management Plan, November 16, 1978. It is prepared by the Dempster highway working group, a group which consists of officials of both the Government of the Yukon and of the Northwest Territories. It has been approved in principle by the Executive Committee of the Government of the Northwest Territories and was tabled in the Yukon House just recently. I regret that it is not in Inuktitut. I just have a few copies and as it was of interest mainly to the people of the Western Arctic, I thought I would table it before I had translations made.

MR. SPEAKER: Are there further documents to be tabled? Mr. Nickerson.

MR. NICKERSON: Thank you, Mr. Speaker. I wish to table the following document:

Tabled Document 32-67: Letter from Mr. Harvey De Moss of the Territorial Farmers' Association to Premier Bennett of British Columbia together with the various other supporting material, requesting Mr. Bennett to bring to the attention of the conference of western premiers the problems of agriculture in the Northwest Territories.

MR. SPEAKER: Are there further documents to be tabled? Mr. Steen.

MR. STEEN: Mr. Speaker, I have three documents to table today. The first one:

Tabled Document 33-67: Land Claims Survey, partial results. The survey had been conducted in the Western Arctic pertaining to the COPE land claims, the survey is still going on, Mr. Speaker, and because of the time period of this Legislature I thought perhaps I could table what we have so far up to March 22, 1979.

MR. SPEAKER: Proceed.

MR. STEEN: Further, Mr. Speaker, I have another document:

Tabled Document 34-67: Letter to Hon. Hugh Faulkner, Department of Indian Affairs and Northern Development from a group of concerned Inuvialuit. That is a letter that has been mailed to the Minister. I believe he has not received it yet and again due to the shortness of the life of this Assembly I felt that now would be the only chance to table this letter. The letter is pertaining to the people of Tuktoyaktuk and the Committee for Original Peoples Entitlement.

The third document, Mr. Speaker:

Tabled Document 35-67: Letter written to the Hon. Marcel Lessard, Minister, Department of Regional Economic Expansion in Ottawa from Mr. William Nasogaluak. That letter expresses the feelings of a local business person in Tuktoyaktuk where DREE money was used to investigate his business without his knowledge.

MR. SPEAKER: Mr. Steen, there is nothing wrong, of course, with you tabling such letters. May I suggest, however, that as a courtesy to whomever the originals have been sent to, that if you are satisfied that they are still in the mail you may want to seek assistance from the administration to at least get a DEX copy sent because it is not good grace to table a letter that was sent to someone if he has not yet got it, if you know what I mean. Further tabled documents? Mr. Lyall.

MR. LYALL: Mr. Speaker, I would like to table the following:

Tabled Document 36-67: Three more letters of support to the application of Altair Leasing Ltd. These letters of support come from the nurse in charge in Cambridge Bay, the Hamlet of Pelly Bay and also the hunters' and trappers' association of Gjoa Haven. I have a DEX copy also, Mr. Speaker.

MR. SPEAKER: Are there any further tabled documents?

Item 10, notices of motion to introduce bills for first reading.  
Hon. Arnold McCallum.

ITEM NO. 10: NOTICES OF MOTION TO INTRODUCE BILLS FOR FIRST READING

Bill 20-67: Appropriation Ordinance (Amendment), 1979-80, And Bill 21-67: Financial Agreement Ordinance (Amendment), 1979

HON. ARNOLD McCALLUM: Mr. Speaker, I give notice that on Friday, March 30, I will introduce Bill 20-67 and Bill 21-67 for first reading.

MR. SPEAKER: Item 11, introduction of bills for first reading.  
Hon. Arnold McCallum.

ITEM NO. 11: INTRODUCTION OF BILLS FOR FIRST READING

First Reading Of Bill 19-67

HON. ARNOLD McCALLUM: Mr. Speaker, I move that Bill 19-67, An Ordinance to Amend the Legal Profession Ordinance, be read for the first time.

MR. SPEAKER: Is there a seconder? Mr. Fraser. Discussion.

SOME HON. MEMBERS: Question.

MR. SPEAKER: Is this first reading, did you say first reading, Hon. Arnold McCallum? I am sorry. There is no discussion on first reading. Question being called. All in favour? Down. Contrary? First reading is carried.

---Carried

Are there further items under Item 11, first reading of bills?

Item 12, second reading of bills, Hon. Arnold McCallum.

ITEM NO. 12: SECOND READING OF BILLS

Second Reading Of Bill 19-67

HON. ARNOLD McCALLUM: I move that Bill 19-67, An Ordinance to Amend the Legal Profession Ordinance, be read for the second time. The purpose of this bill, Mr. Speaker, is to remove the form of the "accountant's certificate" from the Legal Profession Ordinance so as to enable an amended form to be established and prescribed by regulation.

MR. SPEAKER: Is there a seconder? Hon. Tom Butters. Discussion?

SOME HON. MEMBERS: Question.

MR. SPEAKER: Question being called. All in favour? Down. Contrary? Second reading is carried.

---Carried

REVERT TO ITEM NO. 8: MOTIONS

With respect to the motions I am told that Motion 30-67 is now translated. Is that correct? Motion 30-67 I have "moved by" but there is no name there. I think it is Mr. Lyall, is it not? Would you like to proceed with Motion 30-67, Mr. Lyall?

Motion 30-67: Canadian Transport Commission, Licensing Of Altair Leasing Ltd.

MR. LYALL: Yes, Mr. Speaker:

WHEREAS the Canadian Transport Commission does not appear to have made and has not publicly announced its decision with regard to the licensing application filed with it in November, 1977, by Altair Leasing Ltd., owned and operated by Mr. Willy Laserich;

AND WHEREAS Altair Leasing Ltd. proposes to operate charter services in the Central Arctic with an aircraft leased at Cambridge Bay;

AND WHEREAS the provision of such services using an aircraft based in the area would provide a substantially improved level of service;

AND WHEREAS this proposal has received the written support of the Central Arctic Regional Council conference, hunters' and trappers' associations and outpost camps in the area and individual residents of the Central Arctic;

NOW THEREFORE, I move that this Assembly request the administration to contact the Canadian Transport Commission and to urge that body, in the strongest possible terms, to make and publicly announce a decision on this matter of serious concern to all residents of the Central Arctic without further delay.

MR. SPEAKER: Moved by Mr. Lyall. Is there a seconder? Mr. Fraser. Discussion, Mr. Lyall.

MR. LYALL: Mr. Speaker, I greatly believe that all Canadians living wherever in Canada have a right to do whatever they wish to do and I believe that this individual has been wrongly treated by not being told that this matter was going to be given a yes or no answer. It has been going on now coming on two years and I think it is time that the CTC, Canadian Transport Commission, give this person an indication of what they are going to do with that application. I also believe no matter what a person tries to do they should be given a chance to do so as a Canadian citizen.

MR. PEARSON: Hear, hear!

MR. LYALL: The level of service that we have been getting in the Central Arctic, especially this past winter, has been very poor and consistently is getting poorer because the people who are stationed in Cambridge Bay at the present time have not taken enough interest in trying to obtain better equipment or to even build hangars in cold weather like we have in Cambridge Bay. I think the outfit that is there now should have enough interest -- it has been there close to 13 years -- the only improvements they have made is from a Single Otter to a Twin Otter, nothing else. I think, and I have heard lately, that it is getting so bad that the eastern part of Cambridge Bay, Pelly, Gjoa and Spence went without an aircraft from a week up to ten days in this past month.

Air Service, Cambridge Bay

Also, Mr. Speaker, in the summer when we are operating out of the Cambridge Bay char fisheries and people are going into Cambridge Bay on a scheduled airline the co-op itself, when we lease an aircraft, in one day we have had 13 different people asking to charter out. So I think, Mr. Speaker, really my motion speaks for itself. Also the person who is applying for this licence, I have known him personally since 1958 and I think that this person should be given a chance to do whatever he would like as a Canadian citizen. I think, Mr. Speaker, that at least this person, I have never seen him start out of Cambridge Bay coming to Yellowknife and then ending in Thompson, Manitoba, which I heard lately has happened to one of the pilots out of here. So, Mr. Speaker, I would ask this Assembly to fully support my motion. Thank you, Mr. Speaker.

MR. SPEAKER: Further discussion? Mr. Fraser.

MR. FRASER: Mr. Speaker, I rise to support the motion fully. I myself have known the applicant for a number of years and I say he is a very good pilot. I have flown with him a lot. My main concern is, Mr. Speaker, that it seems like Air Canada and Pacific Western Airlines can increase their fares within a few days by going through the Canadian Transport Commission but when somebody applies for a licence to operate a charter aircraft it takes years. I just wondered how much clout the administration would have with the CTC with this motion. I do not know if they have any at all, but I think the CTC has got copies of these letters of support which were tabled at this session earlier and we have other letters that have been tabled in the full support of this applicant. I do not think there is any reason they should hold back. If they are going to give him the licence why do they not come out and say, "You are going to get the licence" or, "You are not going to get it." This is the worst thing to sit back for two years and you still do not know what you have. I would like to hear, Mr. Speaker, from one of the Members of the Executive what they are going to do about it, if they are going to get in touch with the CTC or are they going to leave it on the table for another month. I would like to hear from one of them what action they will be taking if this motion is passed, Mr. Speaker.

MR. SPEAKER: Hon. Arnold McCallum, did you wish to respond?

Position Of The Executive

HON. ARNOLD McCALLUM: I do not know if I wish to respond but it seems that no one else was going to get up so I will. I would suggest to the Member, as well as to the mover of the motion that we would take the direction of the motion and get in touch with the CTC and see what can be done from our part. We will pursue it in the spirit with which it has been moved, quickly.

---Laughter



MR. SPEAKER: Is there further discussion? The question being called. Do you wish to wind up debate, Mr. Lyall?

MR. LYALL: Mr. Speaker, I think the motion really does speak for itself and one thing Mr. Fraser mentioned is that the CTC takes years to look at somebody's application for a licence but they sure as heck do not take long to decide if the airfares are going to go up or not, it is a matter of ten minutes and after a meeting they could have the price up by seven or eight dollars. Thank you, Mr. Speaker.

MR. SPEAKER: The question being called.

SOME HON. MEMBERS: Question.

Motion 30-67, Carried

MR. SPEAKER: All in favour? Down. Contrary? The vote shall be recorded as being carried unanimously. Is that what you were going to ask me to say, Mr. Lyall?

---Carried

Mr. Clerk, is that other motion translated yet? Motion 29-67. Mr. Nickerson.

Motion 29-67: Labour Standards Ordinance

MR. NICKERSON: Do you require me to read it out again?

MR. SPEAKER: Well, the other Members have the translation before you and you have read it out once. I was going to call for a seconder. Is there a seconder? Mr. Lyall. Discussion? Mr. Nickerson.

MR. NICKERSON: On a point of order, I believe the seconder was named in the motion and that was the Member from the Mackenzie Great Bear.

MR. SPEAKER: That is right. The seconder was Mr. Fraser. Discussion? Mr. Nickerson.

MR. NICKERSON: This, Mr. Speaker, is a fairly simple and straightforward motion requesting the administration to review certain sections of the Labour Standards Ordinance. I think the sections largely in question are sections 25 through 27. There seems to be a problem in the case of employees who work split shifts or irregular shifts, especially where the continuous operation of an industrial establishment is required. The labour standards people in the employ of the Northwest Territories tell me they have a great deal of difficulty interpreting the present legislation in these very peculiar circumstances. There is also another problem with respect to certain statutory holidays and the fact that certain quasi-judicial bodies that rule upon these things have made decisions regarding whether or not certain conditions can be applied as to whether or not an employee is granted a statutory holiday and, in other people's opinion, these decisions, or the legislation does not really allow these decisions to be made with any great deal of accuracy.

Union Contracts Protect Many Employees

So, these then are the problems. They do not arise to that great an extent where employees are covered by union contracts because the matters can be dealt with there, but for the employees in the Northwest Territories not covered by union contracts who must rely on the Labour Standards Ordinance there is a certain amount of difficulty.

As I said before the Department of Public Services are aware of this problem and they have I believe, been looking into it and I would imagine that it would be fairly easy for them to come up, possibly, with recommendations for slight changes in the wording of the ordinance to clear up some of these matters. What it is is a request for the government to look into these sections of the Labour Standards Ordinance to see if they can be improved and made more workable.

MR. SPEAKER: Further discussion? Mr. Fraser.

MR. LYALL: On a point of order.

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

MR. LYALL: I would ask you, sir, if a motion such as this, the way it is worded "NOW THEREFORE, I move, seconded by the Honourable Member for Mackenzie Great Bear..." the way it is written, would that come forward if the seconder was not in the House.

MR. SPEAKER: Mr. Lyall, I will not engage in academic discussions because the seconder is in the House. Mr. Fraser.

MR. FRASER: Thank you, Mr. Speaker. Just to the motion. I understand that these regulations originally were in the ordinance and somehow or other they were taken out and changed in a matter of weeks. I did not know if this is true but that is the word I got that the regulations were changed just in a matter of weeks, and it affects, like Mr. Nickerson says, it will affect the people who are not unionized and there are quite a few of them in the Mackenzie Valley who are concerned about this. The motion also reads that we would have some changes or some information on these labour standards, or changes in the regulations at the next sitting. Mr. Speaker, I hope that this motion is adhered to and we do have some information at the next session. Thank you.

MR. SPEAKER: Further discussion?

SOME HON. MEMBERS: Question.

Motion 29-67, Carried

MR. SPEAKER: The question being called on the motion. All in favour? Down. Contrary? The motion is carried.

---Carried

Those, gentlemen, are all the motions. Hon. Arnold McCallum.

HON. ARNOLD McCALLUM: Mr. Speaker, it seems that I have made an error in introducing or attempting to introduce Bills 20-67 and 21-67. I think yesterday I gave notice of motion and today I would like to be able to give first reading and possibly give second reading to those two bills if I could have unanimous consent.

SOME HON. MEMBERS: Agreed.

MR. SPEAKER: Is there any objection? That being the case, gentlemen, we will return to Item 11. Item 11, introduction of bills for first reading. Hon. Arnold McCallum.

REVERT TO ITEM NO. 11: INTRODUCTION OF BILLS FOR FIRST READING

First Reading Of Bill 20-67

HON. ARNOLD McCALLUM: Mr. Speaker, I move that Bill 20-67, An Ordinance to Amend the Appropriation Ordinance, 1979-80, be read for the first time.

MR. SPEAKER: Is there a seconder? The question. All in favour? First reading. Contrary? First reading of Bill 20-67 is carried.

---Carried

Hon. Arnold McCallum.

First Reading Of Bill 21-67.

HON. ARNOLD McCALLUM: Mr. Speaker, I move that Bill 21-67, An Ordinance to Amend the Financial Agreement Ordinance, 1979, be read for the first time.

MR. SPEAKER: Is there a seconder? Hon. Tom Butters. Question. The question being called. All in favour? Contrary? First reading of Bill 21-67 is carried.

---Carried

REVERT TO ITEM NO. 12: SECOND READING OF BILLS.

Item 12, second reading of bills.

Hon. Arnold McCallum, Bill 20-67.

Second Reading Of Bill 20-67.

HON. ARNOLD McCALLUM: Mr. Speaker, I move that Bill 20-67, An Ordinance to Amend the Appropriation Ordinance, 1979-80, be read for the second time. The purpose of this bill, Mr. Speaker, is to amend expenditures for the public service of the Northwest Territories for the financial year ending March 31st, 1980.

MR. SPEAKER: Is there a seconder? Hon. Tom Butters. Discussion?  
Mr. Nickerson.

MR. NICKERSON: Mr. Speaker, I am unable to resist the temptation of speaking strongly in support of Bill 20-67. The principle of this bill, Mr. Speaker, is that it will balance the expenditures and revenues of the Government of the Northwest Territories. This is a point of principle of which I strongly approve. I remember, Mr. Speaker, just a few short weeks ago expounding this point of view to the various Members of this Assembly and to members of the Government of the Northwest Territories. At that time I was completely unable to understand their resistance to put the budget in proper order. I am very pleased that they have changed their minds and at that point in time I remember being the only Member of this Assembly that took that position and now it would appear that my eloquence and my reason has persuaded the entire Legislature and the entire Government of the Northwest Territories of the validity of the important principle of this bill.

---Laughter

The Honourable Minister can be assured of my strongest support for this.

---Laughter

MR. SPEAKER: Is there any further discussion on the principle of the bill?

HON. ARNOLD McCALLUM: Who can follow that?

MR. SPEAKER: It sure is tough to sit here I can tell you.

---Laughter

The question being called. Mr. Evaluarjuk. No?

MR. EVALUARJUK: Mr. Speaker, I have nothing to say about the principle and we have translations on this one but with the other one the translation is upside down.

---Laughter

MR. SPEAKER: The question.

SOME HON. MEMBERS: Question.

MR. SPEAKER: The question being called. All in favour? Down. Contrary? Second reading is carried.

---Carried

Do you wish to move second reading of Bill 21-67?

Second Reading Of Bill 21-67

HON. ARNOLD McCALLUM: Yes, Mr. Speaker. Mr. Speaker, I move that Bill 21-67, An Ordinance to Amend the Financial Agreement Ordinance, 1979, be read for the second time. The purpose of this bill, Mr. Speaker, is to amend the authorization for the Commissioner to enter into an agreement with the Government of Canada providing for the payment of operating and capital grants to the Government of the Northwest Territories and related matters.

MR. SPEAKER: Is there a seconder? Mr. Nickerson. Discussion.

SOME HON. MEMBERS: Question.

MR. SPEAKER: The question being called. Mr. Nickerson.

MR. NICKERSON: The Minister can be equally assured of my strong support for this legislation also.

MR. SPEAKER: Is there further discussion? The question.

SOME HON. MEMBERS: The question.

MR. SPEAKER: The question being called. All in favour? Down. Contrary? The second reading of Bill 21-67 is carried.

---Carried

Item 13, consideration in committee of the whole of bills, recommendations to the Legislature and other matters.

ITEM NO. 13: CONSIDERATION IN COMMITTEE OF THE WHOLE OF BILLS, RECOMMENDATIONS TO THE LEGISLATURE AND OTHER MATTERS

I propose to proceed to the report of the special committee on constitutional development and complete that matter as Hon. C.M. Drury is here. I believe Mr. Stewart was in the chair. Is that correct, Mr. Stewart?

MR. STEWART: Yes, Mr. Speaker.

MR. SPEAKER: This House will therefore resolve into committee of the whole for continued consideration of the report of the special committee on constitutional development, with Mr. Stewart in the chair.

---Legislative Assembly resolved into committee of the whole for consideration of Position of the Legislative Assembly on Constitutional Development in the Northwest Territories, with Mr. Stewart in the chair.

PROCEEDINGS IN COMMITTEE OF THE WHOLE TO CONSIDER POSITION OF THE LEGISLATIVE ASSEMBLY ON CONSTITUTIONAL DEVELOPMENT IN THE NORTHWEST TERRITORIES

THE CHAIRMAN (Mr. Stewart): Welcome, Hon. C.M. Drury. I call this committee to order to continue our discussion on the Position of the Legislative Assembly on Constitutional Development in the Northwest Territories.

Yesterday we concluded a study of this report and it has been accepted by the Legislature. We had requested that Hon. C.M. Drury be invited to give any opinions or any remarks he may wish to make relative to this paper. If it is with the permission of this committee then I will ask Hon. C.M. Drury to do this at this time.

Translation Of The Position Paper

MR. PEARSON: Mr. Chairman, I wonder just on a point of order, it is an important issue and I think it is one I should raise now before we proceed any further. I would like to show Members some of the difficulties that our colleagues who are fluent in Inuktitut only, have to put up with. In part 29, if Members can refer to that in their books, it is a fairly clearly worded paragraph or section but the translation reads, and I will read it, this is translated from Inuktitut into English: "territorial government..." then there is a word which the translator was unable to make out at all. "federal government, territorial also, municipal divided will no longer have government which have legislative power."

That is a literal translation from Inuktitut back into English. I am concerned if in fact that is the actual translation, if there are other similar translations throughout the document, then I think we are deluding ourselves that we all fully understand and appreciate and concur with what is in the document. I put it to you, Mr. Chairman, to determine how we should proceed from here on in but I point that out to you. I am sure there are people who would challenge that but that is, in fact, the translation from Inuktitut into English of that section.

THE CHAIRMAN (Mr. Stewart): Thank you, Mr. Pearson. Your point undoubtedly is well taken. I, of course, can only say that Hon. C.M. Drury is here to exchange thoughts on this particular paper and if the Members wish to check the translation over, we will see what we can do about it. I certainly have nothing to do with the translation per se and do not know anything more about it than what you have told me. Certainly it is not proper and not in keeping with what this Assembly is trying to do, to pass legislation and have people vote on something they do not understand. If this is the case, then, of course, these sections should be reviewed again.

Translation Should Be Best Quality Available

MR. PEARSON: Mr. Chairman, I point out to you that if that is just an example of one section, I wonder what the other sections are indeed about and how well translated they are. I would be very concerned I think if I were an Inuktitut speaking Member of this Assembly. I think there has to be a system, Mr. Chairman, established somewhere within our structure of check and double check to ensure that the quality is maintained and that the legislation is in fact being translated and interpreted in a precise manner, a system of double check, if you wish. It is fine to have interpretation, but it has to be quality and it has to be unquestionably the best quality available.

THE CHAIRMAN (Mr. Stewart): Mr. Evaluarjuk.

MR. EVALUARJUK: Mr. Chairman, considering this problem I would like to clear this up because I could not really understand it. I read these lines last night. What this legislation is about in my own mind, I thought that was possible but now I seem to understand that perhaps the hamlets were trying to make a bylaw or ordinance and in my own community we would have to go to Yellowknife as I now seem to understand it. It is impossible for all the communities, all the regional councils, it makes it impossible for them to have power and I would like to understand. I would like this clarified if this is so, or if this is not true, because the communities should have a say in what will happen in their communities without prior consent from Yellowknife because the way we operate on the land is not the same as Yellowknife.

Also the hamlets and the communities are trying to develop their communities in the way that they see fit and we feel they should have the power to be respected but the way I understand it now, it is making it impossible for the communities or the hamlets to deal with this, so I would like this clarified. Thank you.

THE CHAIRMAN (Mr. Stewart): Mr. Evaluarjuk, I do not necessarily have the full ability to answer your question other than what my understanding of the matter is. It may properly be better evaluated by the Hon. David Searle with his background, but I will give you mine first.

Basically part 29 does not change anything. The hamlet has the same authority it always had. All that the part says is that there are only three forms of government: one, your local government which could be a hamlet, municipality or a city, a town. Your second level of government is the territorial government and your third level of government is the federal government. So basically this does not change anything as far as I understand it. I wonder, Hon. David Searle, would you like to clarify this position any further than that?

#### Explanation Of Part 29

HON. DAVID SEARLE: Only to add, Mr. Chairman, that part 29 in addition to saying that there are properly three levels of government, goes on to say that we feel that there is no place for a fourth level of government with powers to make laws. In other words, we are saying here in part 29 that we do not support a regional government with law-making powers, but that does not mean to say that we do not support regional conferences such as are currently being held. I do not know if that helps to clarify it or further confuses it.

THE CHAIRMAN (Mr. Stewart): Mr. Evaluarjuk, does that give you some assistance? Does that clarify the point for you?

MR. EVALUARJUK: Yes.

THE CHAIRMAN (Mr. Stewart): Mr. Pearson, did you indicate you wish to speak?

MR. PEARSON: I am afraid we are certainly diametrically opposed on this one, my learned colleague the Speaker and I. I am also concerned about the negative approach that this clause takes.

THE CHAIRMAN (Mr. Stewart): Mr. Pearson, the subject is not under debate. It is under a clarification. If you have something to add to the clarification of what is said here, fine, but the Chair can not recognize debate on this at this time.

MR. PEARSON: Mr. Chairman, I would suggest then without getting me back up, that we acknowledge the presence of Hon. C.M. Drury as we planned to, but I again wish to point out I would like to have some clarification of the quality of the translation of this document. If you expect people to honestly participate in the debate and honestly agree and go through the process with translation of that calibre, then, you know, we are wasting our time and the Inuktitut speaking Members are wasting their time.

THE CHAIRMAN (Mr. Stewart): Mr. Pearson, at this time are you making a complaint as to the quality of the interpretation and the Interpreter Corps. Is that what you are getting at?

MR. PEARSON: I am trying to point out to the Assembly, Mr. Chairman, that part 29 as it is translated into Inuktitut and translated back into English makes absolutely no sense whatsoever. How many other sections are of a similar quality?

THE CHAIRMAN (Mr. Stewart): Thank you, Mr. Pearson. Hon. David Searle.

HON. DAVID SEARLE: Mr. Chairman, how many times do we have to go over it? The section has been explained by you and by me. The only thing we can do now presumably is to indicate that we will attempt to have the translation of the others verified, but apart from that I suggest, as Mr. Pearson has, that we invite Hon. C.M. Drury to respond to the paper which, presumably, he at least understood.

THE CHAIRMAN (Mr. Stewart): Thank you. Mr. Clerk, will you take the necessary steps to have the translation of the rest of this document clarified for the Assembly? Hon. C.M. Drury, after this slow start would you please rescue me?

Hon. C.M. Drury's Remarks

HON. C.M. DRURY: Mr. Chairman, Honourable Members, I welcome the opportunity to be present and participate at the sixty-seventh session of the eighth Council of the Northwest Territories. In particular, I am pleased to offer some preliminary comments respecting the Legislature's position on constitutional development in the Northwest Territories as revealed in your paper.

Since starting my work in November, 1977, I have encouraged northern interest groups, native associations and community governments to develop and to present to me their ideas on constitutional reform. Similarly, I have asked that senior levels of government, both federal and territorial, respond to a number of more specific and demanding challenges relating to constitutional reform.

You will recall that in October, 1978, I appeared before this Assembly and made a number of proposals for the Legislature to consider. These proposals included the preparation of a territorial charter of human rights; a study of grounds for dividing the Northwest Territories or retaining it as a united political unit; and the substantiation of its proposals for additional legislative and executive authority in terms of efficiency, capability and devolution within the Northwest Territories. Federally, I...

THE CHAIRMAN (Mr. Stewart): The request is to slow down, Hon. C.M. Drury. Our interpreters are having difficulties.

HON. C.M. DRURY: I apologize. Federally, I indicated that Ministers and departments would be asked to justify continued federal control of those authorities desired by, and in dispute with, the Northwest Territories. I will be making more specific comments on this matter, particularly as it relates to federal responsibilities in renewable resource management, fisheries, justice, labour and highways.

### Provincial Status A Desired Long-Term Goal

The Legislature's discussion paper is a response to the challenge I issued in October, 1978, and given I may say, further encouragement by Commissioner Hodgson in his Opening Address to this Assembly in January, 1979. As I understand the Legislature's position, provincial status is seen as a desired long-term goal. In the interim the Legislature has proposed a number of steps or recommendations moving toward more responsible government. Following this, you are then proposing a phased transfer of additional responsibilities associated with provincial status. Today, I am prepared to respond to some of the measures the Legislature has identified for reaching or developing responsible government in the Northwest Territories.

In support of your objective to increase the size of the Legislature in April, 1978, I wrote to the Minister of Indian Affairs and Northern Development. Two weeks ago the parliament of Canada passed Bill C-28 which amended the Northwest Territories Act to provide the Northwest Territories Legislature with the required authority. In my view, an expanded Legislature is a necessary condition to further changes, including an expanded Executive Committee, increased responsibilities of elected Executive Members and corresponding reduction in the responsibilities of the Commissioner, virtually the sole executive officer of the Northwest Territories at present. Given increased responsibility for elected officials in the executive branch, corresponding administrative changes will be required to provide necessary support services. It will also be important to identify those areas where decisions will be binding on the Commissioner and the territorial administration. The Legislature's position paper has addressed, in detail, these administrative changes. I am of the opinion that your proposals will be extremely useful in preparing for steps to be taken following election of the ninth Assembly.

### Fiscal Relationships

A second significant factor concerns the current and proposed fiscal relationship between the Northwest Territories government and the Government of Canada. In its paper, the Legislature, in my view, correctly identifies the need for raising more revenue from within the Northwest Territories. It also suggests that financial planning by the government would be more effective if the administration and the Legislature were assured of a federal multiyear funding commitment. I agree that new arrangements must be explored. I have asked federal and territorial officials to examine the development of a revenue sharing formula to be applied on a multiyear basis.

Finally, the position paper refers to the need for the transfer of more powers under the Northwest Territories Act, particularly powers related to land, resources and labour. As I noted above, various federal ministers and departments have been asked to justify continued control of authorities desired by the Northwest Territories. To date, I have requested the appropriate ministers and their departments to examine the devolution of powers in the areas of justice, fisheries, labour, roads and highways and renewable resources. I have, during the past year, held ongoing discussions with the Department of National Health and Welfare concerning the transfer of its northern health services division. The terms of reference for review by the ministers and their departments have been forwarded both to Commissioner Hodgson, the Executive Committee and Mr. Arnold McCallum in his capacity as chairman of this Legislature's constitutional committee.



Options Proposed For Examination By DIAND

By way of example, I would like to outline the options proposed for examination by the Department of Indian Affairs and Northern Development in its review of federal renewable resource jurisdiction over northern water, lands and forests. The five options suggested include:

- (A) Maintaining the status quo;
- (B) Transfer of administration of renewable resources to the Government of the Northwest Territories, but with ownership and jurisdiction retained by the Government of Canada;
- (C) Transfer to the Government of the Northwest Territories control, program by program, of the water resources programs; land management program; forest resources program; appropriate northern environmental protection capability;
- (D) Transfer to the Government of the Northwest Territories control of renewable resource programs on a region by region basis to correspond or follow settlement of native claims in a given area; and
- (E) Transfer to the Government of the Northwest Territories of total provincial-type responsibilities for renewable resource management.

In the next six months my office, and I expect the Government of the Northwest Territories as well, will be working closely with the Department of Indian Affairs and Northern Development during its examination of its current role in these areas and in the substantiation of the option or options for the future management of renewable resources in the Northwest Territories.

Focus On The Need For Devolution Of Authority

Generally speaking, I am pleased with the Legislature's focus upon the need to consider devolution of new authority, not only from the federal to territorial government, but also from the territorial government to community councils. I refer to your discussion of the proposed local jurisdiction over lands and waters which is in keeping with my philosophy that the political needs of the residents of the Northwest Territories can be most effectively expressed and most effectively met if political responsibility is exercised, and therefore, decisions are taken, as close as possible to the people affected by those decisions.

However, while the position paper does provide some details on devolution of proposed or new responsibilities, I observed that its examination of further devolution of existing responsibilities of the Government of the Northwest Territories to be sound in principle but very limited in details. As I have noted publicly on numerous occasions the Legislature and the administration must respond to the challenge of increasing local authority and responsibility in the areas of education, wildlife management, social services and local economic development.

This concludes my remarks on the Legislature's examination of recommendations and proposals towards more responsible government in the Northwest Territories.

A second general area which I would like to address concerns the Legislature's position on regionalism and regional government. As I understand the Legislature's position a fourth and distinct level of government could result in a weakening of the territorial Legislature and territorial unity, confusion over jurisdiction and a limiting of the development of local government in the North. Thus, the Legislature is opposed to the concept and establishment of regional government as defined in their position paper.

### Regional Government

At present, we have in the Northwest Territories one formal proposal, from the Committee for Original Peoples Entitlement, for the establishment of a regional government in the Western Arctic region. Over in the Baffin, we have the Baffin Regional Council which describes itself as an agency to which government could decentralize powers and responsibilities. I would not presume to speak for, or represent either the Committee for Original Peoples Entitlement or the Baffin Regional Council, however, my current understanding of their objectives is that they are not proposing a fourth and distinct level of government as understood or defined by the Legislature. Rather, and I stand to be corrected if I am wrong, both appear to be suggesting a limited form of regional authority or jurisdiction in select areas, and based upon a mandate for collective action provided by their constituent communities. Organizations like the Baffin Regional Council are an illustration of communities recognizing the advantages in regional consolidation and collective action to reach individual or mutual objectives. This is, I believe, a phenomenon of which we will be hearing more in the future.

Mr. Chairman, in conclusion I would like to commend you for your work on this position paper and to thank you for inviting me here to receive it personally. I will in future respond on the more substantive elements dealing with provincial status. I have already noted what federal departments and ministers have been asked to review in terms of transfers to the Northwest Territories.

### Direction For Future Action

I urge the Legislature, as represented on the Executive Committee, and the administration to work closely with the federal government on these devolution proposals. Your role in developing these proposals is crucial. Second, I would urge that the Executive Committee begin the necessary discussions with my office and the Minister of Indian Affairs and Northern Development, as well as your Commissioner, to facilitate changes to the executive and legislative branches of government following the election of the ninth Assembly. Finally, I urge you to develop the process for participation by representatives of local government and the native associations in this plan for constitutional reform. I strongly recommend you to inform and consult with them on your long-term objectives and seek their reaction and agreement. This function is particularly important to developing understanding and support within the Northwest Territories.

Well, in typical Drury fashion, I have now told you what I expect the federal and territorial governments to do in the future. What am I going to do in all of this? I will, as noted above, be working with various levels of government on what I have outlined here and will continue to work with native associations on their constitutional objectives. My objectives are to report to the people of the Northwest Territories in the fall of 1979 on the various issues surrounding constitutional development in that territory. I will report on changes which have taken place already and federal and territorial commitments to further change. The Legislature's position paper will be given serious and deliberate consideration in the work leading up to my report.

I would like to express my regret that this paper which was prepared overnight has not been translated into Inuktitut. There was not time and we did not have the resources to do it. I hope I will be forgiven for that. Thank you very much, Mr. Chairman.

---Applause

THE CHAIRMAN (Mr. Stewart): Thank you very much, Hon. C.M. Drury. I think the House has had some of those problems too with sitting for three days. We have had a few problems relative to getting everything translated and in order. The time is now coffee break. Hon. Arnold McCallum, do you have an announcement? Do you wish to take coffee now or proceed at this time with questions?

HON. ARNOLD McCALLUM: Mr. Chairman, I think we could proceed for a while. At the coffee break I would like to have a caucus meeting, though. I will be calling a caucus meeting at 3:00 o'clock.

THE CHAIRMAN (Mr. Stewart): Thank you, Hon. Arnold McCallum. Is it the desire of the House to continue with a question and answer period? Mr. Nickerson.

Thanks To Hon. C.M. Drury.

MR. NICKERSON: This is not really a question, Mr. Chairman, but some comments I would have on the Hon. C.M. Drury's presentation. First of all, I would like to thank him. I do not know if I can presume to speak on behalf of the committee of the whole, but I feel sure that no one would have any objections. We are most pleased to see him here again this afternoon. We would certainly like to thank Hon. C.M. Drury for his representation to the Government of Canada over the matter of Bill C-28. We share his view that that was an essential piece of legislation and we would like to congratulate him on the recommendations that he made and we would also, of course, like to congratulate the Minister, Hon. Hugh Faulkner, for seeing it through and I would imagine also thanks are due to members of the opposition who concurred with the Minister in the importance they attached to that bill.

One or two comments on Hon. C.M. Drury's presentation. I still see a reference in there to "areas" in which the Commissioner would be bound by the advice of the Executive Committee. We, of course, would take the position that there should not be various areas set aside where decisions are binding and other areas where they are not. We would not like to receive a letter such as was sent by the Hon. Hugh Faulkner to the new Commissioner of the Yukon Territory where the areas that were removed from binding decision were so wide in actual fact that nothing really had to be binding. We would maybe take some exception over the suggestion that there could be areas of binding decision and some areas of non-binding decision.

#### Resource Revenue Sharing

We certainly agree with you on the subject of raising more moneys locally. We are at the present time fairly highly taxed in the Northwest Territories and the Legislature has taken the responsibility of taxing the citizens and at a fairly high rate. If we are to raise any real revenue, I am sure that Hon. C.M. Drury is as cognizant of the fact that it really has to be by way of resource revenues if we are going to make any real amount of money. We are very pleased to see he has addressed himself to the question of resource revenue sharing because that is eventually what is going to get us out of our financial dependence on southern Canada.

On page six of the various options for dealing with natural resources and land, we, of course, would prefer option (E). I doubt if we will in fact have option (E) in the near future. I would hope we would have it in ten years at any rate, but if it is not to be option (E), we would suggest option (B) or (C).

We would certainly agree with you that decisions affecting people's lives should be taken as closely as possible to the people who are to be affected by these decisions. I think that is something that we have had running through this paper and we certainly agree with Hon. C.M. Drury on this point.

Philosophy Rather Than Detail Of Devolution

I personally would agree with Hon. C.M. Drury's criticism of our paper, that when we have talked of devolution to communities we have talked about it as a matter of philosophy but we have not really specified the details. Now having said that, I might try to explain why the paper does not address itself to the details. It is because very often a community council, thinking here in terms of the larger municipalities at any rate, do not really want to take on the responsibility for certain things such as social services. They seem to be very reluctant to do so, so it is more or less a case of negotiation community by community as to what they would like to take over and, of course, what a local community is capable of taking over. So I can assure Hon. C.M. Drury that we do accept the principle; that we would have liked to be more specific, we would have liked to give more detail but these things are very much a matter of negotiation on an individual basis and I am sure that it will be our position that we would like to see these negotiations take place.

There seems to be a consensus developing now about what has been, maybe erroneously, referred to as regional government. I now see that our views are compatible to a certain extent with views taken by other people in that a full scale government with legislative powers and its own bureaucracy is probably not what people want. The idea is developing that there should be these organizations which are very much regional associations of municipalities. Probably what authority they have, will be delegated to them by the municipalities so that this Legislature may, for instance, delegate responsibilities in the field of education to municipalities and then the municipalities themselves feel that a better job can be done on a regional scale. They themselves can take the decision then if they want to delegate that responsibility to a regional organization. I think that makes a lot of sense and the consensus does appear to be developing. I still think it has got a long way to go though.

Lastly, Mr. Chairman, I would like to say that we are all looking forward to seeing Hon. C.M. Drury's report in the fall. I am sure it will be an exciting time and I hope that certain concrete things will come out of this exercise.

THE CHAIRMAN (Mr. Stewart): Thank you, Mr. Nickerson. Mr. Fraser.

MR. FRASER: Mr. Chairman, I would just like to thank Hon. C.M. Drury and his staff for being so prompt in putting this report together. I think they must have worked late into the night to get it done. A lot of things mentioned in here were mentioned in our paper that was just presented to him yesterday.

Translation Of Hon. C.M. Drury's Remarks

Just one further comment, Mr. Chairman. Hon. C.M. Drury mentioned his apologies for not having the report translated. I just wondered if he plans on having it translated so the Members can take it back with them to the communities?

THE CHAIRMAN (Mr. Stewart): Hon. C.M. Drury.

HON. C.M. DRURY: We can have it translated. I do not know whether we can have it done by tomorrow afternoon but we certainly will have it translated and distributed.

THE CHAIRMAN (Mr. Stewart): Thank you, Hon. C.M. Drury. Most Members will be in Yellowknife until Tuesday or Wednesday of next week so possibly that will give you enough time. Any other comments? Hon. David Searle.

HON. DAVID SEARLE: I was just saying to my colleague, Mr. Nickerson, in jest I hope, that, Hon. C.M. Drury, the lack of detail in your reply makes it difficult for me to know what your position is on parts 1 to 32.

HON. C.M. DRURY: I stand corrected.

THE CHAIRMAN (Mr. Stewart): Any other comments? Hon. Tom Butters.

HON. TOM BUTTERS: Just briefly because it would appear that this will see the closure on this discussion with the arrival of coffee break. I would support the excellent summation made by Mr. Nickerson in response to Hon. C.M. Drury's remarks. I think he has probably very ably summarized the direction of the majority of the Members of this House. I would point out too that I recognize and am grateful for the work that Hon. C.M. Drury and his staff did in the last 24 hours to respond so quickly and so ably to our paper. In saying that I would reiterate what we mentioned yesterday, that the paper of this House too, is the product of some haste and that that haste does not necessarily detract from the importance of the concept it contains. We recognize that there could be some minor criticism with regard to interpretation or some of the points therein and I as a Member may not agree wholeheartedly with all of the points contained therein but I do feel that, a few blemishes aside, generally speaking the report very ably summarizes and captures the attitude that has evolved in this House and among its Members over the past four years.

So, in thanking Hon. C.M. Drury for his comments I would just remind Members and anybody reading the record of this debate that the blemishes and the shortcomings are a result of the pressures being put on our resource people and on the chairman of our constitutional development committee to produce this for us in a very short space of time.

THE CHAIRMAN (Mr. Stewart): Thank you, Hon. Tom Butters. Are there any other comments? Mr. Pearson, did you indicate you wished to speak?

#### Levels Of Government.

MR. PEARSON: I am sorry, Mr. Chairman, I am just trying to find the recently tabled document, the Baffin Regional Council's constitution. I would like to ask Hon. C.M. Drury a pointed question. As Hon. C.M. Drury points out the report does not go into much detail but on page nine, part 29, the issue I find to be the most annoying of these is "that there are properly three levels of government in the Northwest Territories, federal, territorial and local and that, therefore, there is no place for a regional level of government". Now, if Hon. C.M. Drury could comment on that, I hate to put him on the spot like this, but it would be interesting to hear his views as to how he sees or reads that.

HON. C.M. DRURY: I think that Mr. Nickerson expressed really my view, namely that as I put it in my remarks, an association of municipalities within a region who are prepared to entrust, to give a mandate to a regional body to act on their behalf which is a useful device and I think the Baffin Regional Council is a case in point. The Baffin Regional Council draws its mandate not so much from this body, or the federal government, but from the communities themselves of the Baffin region and its make-up is designed to reflect that. The body is composed of elected officials of the municipalities, not persons appointed to or by the territorial Council. It seems to me that I would certainly agree that the notion expressed in the constitutional paper, namely a third level of government with all the attributes of a complete government including administration and bureaucracy, is probably not desirable in the territories which would, in a sense, mean dividing the functions and responsibilities of this body up into three or four or five and having them executed by five separate bodies. This is not what I had in mind and I do not think it is the inspiration of the Baffin Regional Council nor yet COPE's either. I am in the happy position of being able to say, given the somewhat limited or narrow interpretation of part 29 I have outlined, namely a whole complete apparatus of government as being the third or fourth level, the Council being opposed to that and so am I. At the same time a collective arrangement on a regional basis deriving its mandate from below has seemed to me to be desirable.

THE CHAIRMAN (Mr. Stewart): Are there any other comments there before I recognize Hon. David Searle for the second time? Mr. Steen.

MR. PEARSON: Mr. Chairman.

THE CHAIRMAN (Mr. Stewart): If you are not concluded, Mr. Pearson, please proceed.

#### Advantage Of Fourth Level Of Government

MR. PEARSON: I thank Hon. C.M. Drury for the lucid expression of his views and I think that Mr. Nickerson's views were certainly very well expressed as always, but there is a continuous nagging problem in the Eastern Arctic. There are people who feel that a fourth level of government, not third level, but a fourth level of government would be the solution to the dilemma of the isolation, if you like, of the Eastern Arctic from Yellowknife, the centre of all activities, the centre of the universe as far as the North is concerned. There are those in the outlying regions who feel threatened, who feel remote and cut off. I put it to you that the fourth level of government or a fourth level, if you like, is a very real possibility in the regions, in such regions. I do not know why this Assembly should feel threatened that this would be a bad thing. I think that there are areas which could be easily delegated and given to these areas to allow people to become part of the decision making process. We seem to forget how enormous this country really is, we seem to forget how far it is from here to Pond Inlet. We seem to forget how far it is from here to Lake Harbour.

I for one feel as an alternative, that the alternative to the fourth level of government would be division of the Northwest Territories and that would be the only alternative. I put it to you that a possible way of overcoming that problem of setting up a separate territory would be to develop some form or other form of government and the constitution of the Baffin Regional Council which was adopted and signed by the Commissioner, Stuart Hodgson, I think shows the need and the desires of the people, certainly in that part of the Northwest Territories to have some input and to be part of a decision making process, to be involved in the budget.

#### Room For Another Level Of Government

Again I think that there is room for another level and I think this is the direction we should be going in. It seems to me that the way in which it is worded, part 29, that it is a very negative way of phrasing something, and this Legislative Assembly should be willing to meet people and give them some responsibilities. I see no difference in giving the municipality of Frobisher Bay the right to decide the direction of its department of Social Development, I see that being no different than letting the Baffin Regional Council do so.

THE CHAIRMAN (Mr. Stewart): Thank you, Mr. Pearson.

MR. PEARSON: Again, you know, it is a big issue, it appeared yesterday and really we have not had that much time to consider it but I put it to you that with the new enlarged Legislative Assembly, come the next Assembly of the Northwest Territories this issue is going to loom very large.

THE CHAIRMAN (Mr. Stewart): Thank you, Mr. Pearson. Mr. Steen.

MR. STEEN: Mr. Chairman, Hon. C.M. Drury has aroused my interest pertaining to the COPE proposal. I was wondering whether or not on the COPE proposal, COPE has submitted a formal proposal, and I would like to know whether or not Hon. C.M. Drury would like to elaborate on what has been said in the proposal and perhaps what he thought, or if we should examine it.

THE CHAIRMAN (Mr. Stewart): Hon. C.M. Drury.

#### Constitutional Aspects Of COPE Proposal

HON. C.M. DRURY: As yet, COPE has not made detailed proposals, they are working on them now, on the constitutional sort of aspect on them. They have, as you know, put forward some highly specific ones in relation to land and land

control but insofar as municipal organization and jurisdictions are concerned they have not put forward a detailed scheme. So, I can not advise you as to what it is.

THE CHAIRMAN (Mr. Stewart): Mr. Steen, anything further? Are there any other comments? Mr. Lafferty.

MR. LAFFERTY: Thank you, Mr. Chairman. My comments are just brief and they are more or less to express my appreciation for the presence of Hon. C.M. Drury in front of us and the speed with which he came out with a response to the tabled document of yesterday. In the reply just given by Hon. C.M. Drury, I see that he has concerns for the native organizations and I would just like to make personal comments here because that is all I feel I am capable of doing, because I am not a representative of all of the Northwest Territories, as you know, Hon. C.M. Drury, I am responsible to my electors who are in the Mackenzie Liard constituency and they are primarily Indian and Metis people. They on the one hand are represented quite extensively through various organizations that they have incorporated over the past 19 years.

Hon. C.M. Drury, I would say that I am of the same opinion as you, or as you have expressed. We have had difficulties in the communities in which we live, where Fort Liard has had no problems since because of the fact it is strictly an Indian community. However, Fort Providence and in Fort Simpson and in other communities I know of, where they are multi-ethnic groups, or multi-cultural groups, or linguistic groups, we have found and still do find certain difficulties, although in Fort Simpson we have managed to overcome that.

I think how we managed to overcome some of our problems is simply by allowing participation of those people who have opposed. Hon. C.M. Drury, I feel that your comments are correct in that we should be including or attempting to allow the native organizations, whether they are in opposition to this Assembly or not, to its intent or interests. We are, in my opinion, Hon. C.M. Drury, speaking on behalf of my constituents preparing probably the most important document in the history of the Northwest Territories.

Position Paper Is To Be Representative Of All Interest Groups.

It is to be representative of all interest groups and I have consistently said in this House that we have great numbers of Metis people in the Northwest Territories and they, as a single ethnic unit, probably constitute the largest ethnic group in the Northwest Territories. Yet, Hon. C.M. Drury, seemingly at the national level, and by the governments of Canada, whether it is federal, provincial, territorial or local, they are being treated as second class citizens. We, as an ethnic group in the Northwest Territories are the fathers, as our ancestors came from Manitoba and elsewhere, the forerunners with the economic expansion westward and northward right down to the Delta.

Yet in my endeavours, Hon. C.M. Drury, to involve all the peoples in the North so that they can get together and work together, associate with each other, we have somehow seemed, and I believe this very strongly, to have bypassed their representative organizations; whereas the expressions of the Chambers of Commerce of the Northwest Territories representing business and industries, the fraternal organizations not representative of the native people or their views or culture are expressed in the document, other than perhaps the suggestion of this enshrinement of native rights.

Hon. C.M. Drury, I have sought on many occasions a definition of "native rights." I have not got it. I can not find it. These to me, Hon. C.M. Drury, are very important. I support the document in principle because I feel it is important, but I also feel that if the opinions of the native groups in the Northwest Territories are not expressed and contained, then I believe that that would become your responsibility. I wonder if you can indicate to me what would be your response in the event that those concerns I have expressed are not brought to your attention? What would you do?

THE CHAIRMAN (Mr. Stewart): Hon. C.M. Drury.

Special Representative Willing To Listen

HON. C.M. DRURY: Mr. Chairman, as an old parliamentarian I probably should take refuge in the rule that one does not answer hypothetical questions. I can, however, say to Mr. Lafferty that I am appreciative of his remarks. I have been and continue to be ready to listen to anyone who cares to talk to me to make representations. If people with notions or ideas do not feel it is worth while talking to me, then I feel it would be a little impertinent of me to insist on my importance, they must talk to me. All I can do is indicate a readiness, a willingness to listen, to meet with them and if that invitation is not accepted, I do not feel I should go very much further.

THE CHAIRMAN (Mr. Stewart): Thank you, Hon. C.M. Drury. Would it be convenient for you to return after coffee break?

HON. C.M. DRURY: If that is what the committee desires, yes, Mr. Chairman.

THE CHAIRMAN (Mr. Stewart): Fine. We will have a caucus meeting in Katimavik A and coffee break for 15 minutes.

---SHORT RECESS



THE CHAIRMAN (Mr. Stewart): The Chair recognizes a quorum and calls this committee back to order. Before I recognize speakers for the second time, are there any persons wishing to speak who have not spoken? The Chair recognizes Hon. David Searle.

HON. DAVID SEARLE: I forgot, Mr. Chairman, what it was that I was going to say.

MR. PEARSON: You were going to attack me!

HON. DAVID SEARLE: I knew I was going to tell Mr. Pearson that I do not think that I feel threatened or am threatening anyone else. That is one of the points I was going to make but I had some more profound thoughts on what Hon. C.M. Drury had said but I can not for the life of me recall them. I will have to pass. That is an effective means, to call a coffee break.

THE CHAIRMAN (Mr. Stewart): I remind the Honourable Member that at the time when we broke for coffee he was not in the Assembly. Any other comments? If there are no further comments, then can we conclude this matter on the paper and thank Hon. C.M. Drury very much for his attendance?

---Agreed

Thank you very much, Hon. C.M. Drury.

HON. C.M. DRURY: Thank you very much, Mr. Chairman.

---Applause

THE CHAIRMAN (Mr. Stewart): Hon. David Searle.

HON. DAVID SEARLE: I just remembered what I was going to say. I was just going to say, Mr. Chairman, that I agree, for what it is worth, I agree with the thoughts expressed by Hon. C.M. Drury and by Mr. Nickerson with respect to regionalism and discussed, where you have a body established by communities of a region, which communities in turn provide the authority to that body. That sort of regional body, again for what it is worth, I would agree with. I do not think that offends what we were talking about.

THE CHAIRMAN (Mr. Stewart): Thank you very much, Hon. David Searle. Shall I report this paper concluded? Agreed?

---Agreed

MR. SPEAKER: Mr. Stewart.

Partial Report Of The Committee Of The Whole Of Position Of The Legislative Assembly On Constitutional Development In The Northwest Territories

MR. STEWART: Mr. Speaker, I am having a little difficulty with my papers and the amendments relative to the paper we have been studying. Your committee has been studying a report of the special committee on constitutional development in the Northwest Territories. Following our discussions, the following amendments were made:

Hon. Arnold McCallum moved that Northern Canada Power Commission be located in the Northwest Territories and that power generation, transmission and distribution in the Northwest Territories should be subject to the legislative control of the territorial Assembly. This was moved and passed.

It was moved by the Hon. Tom Butters: I move that the words "of or" be added after the word "province" on page six of part 11(c).

With these two amendments the following motion was adopted: I move that the report of the special committee on constitutional development be adopted as the position of the Northwest Territories Legislative Assembly on constitutional development in the Northwest Territories and I further move that the paper be presented to the Prime Minister's special representative on constitutional development in the Northwest Territories and to the Minister of Indian Affairs and Northern Development.

MR. SPEAKER: Thank you, Mr. Stewart. Hon. Arnold McCallum.

HON. ARNOLD McCALLUM: Mr. Speaker, may I have unanimous consent to go back to agenda Items 10 and 11, if I may?

MR. SPEAKER: Unanimous consent requested to return to Item 10.

---Agreed

Proceed, Hon. Arnold McCallum.

REVERT TO ITEM NO. 10: NOTICES OF MOTION TO INTRODUCE BILLS FOR FIRST READING

Bill 18-67: Council Ordinance

HON. ARNOLD McCALLUM: I give notice to introduce Bill 18-67, An Ordinance to Amend the Council Ordinance, dealing with various matters of the Executive Committee, remuneration to Members, under that ordinance.

MR. SPEAKER: Unanimous consent now being requested to move to Item 11, introduction of bills for first reading.

---Agreed

REVERT TO ITEM NO. 11: INTRODUCTION OF BILLS FOR FIRST READING

First Reading Of Bill 18-67

HON. ARNOLD McCALLUM: Mr. Speaker, I move that Bill 18-67, An Ordinance to Amend the Council Ordinance, be read for the first time.

MR. SPEAKER: Is there a seconder? Mr. Fraser. Question.

SOME HON. MEMBERS: Question.

MR. SPEAKER: All in favour? Down. Contrary? First reading carried.

---Carried

Hon. Arnold McCallum is requesting unanimous consent to now move to Item 12, second reading of bills.

---Agreed

Proceed, Hon. Arnold McCallum.

REVERT TO ITEM NO. 12: SECOND READING OF BILLS

Second Reading Of Bill 18-67

HON. ARNOLD McCALLUM: I move that Bill 18-67, An Ordinance to Amend the Council Ordinance, be read for the second time. The purposes of this bill, Mr. Speaker, are to make legislative provision for the Executive Committee and the naming of Executive Members and to make certain amendments to the rates and systems according to which Council Members are remunerated and reimbursed for expenditures.

MR. SPEAKER: Is there a seconder? Mr. Lyall. Discussion?

SOME HON. MEMBERS: Question.

MR. SPEAKER: Question being called. All in favour? Down. Contrary? Second reading is carried.

---Carried

Going back to Item 13, consideration in committee of the whole. Hon. Arnold McCallum.

REVERT TO ITEM NO. 13: CONSIDERATION IN COMMITTEE OF THE WHOLE OF BILLS, RECOMMENDATIONS TO THE LEGISLATURE AND OTHER MATTERS

HON. ARNOLD McCALLUM: Mr. Speaker, we would want to deal now with Bill 15-67, Certified General Accountants' Association Ordinance.

MR. SPEAKER: This House will resolve into committee of the whole.

Further Report Of The Committee Of The Whole Of Position Of The Legislative Assembly On Constitutional Development In The Northwest Territories

MR. STEWART: Pardon me, but for clarification of the record reporting the last paper out, that is the paper, Position of the Legislative Assembly on Constitutional Development in the Northwest Territories, and I neglected to point out on page six, part 11(b)(iv) was deleted as a typographical error.

MR. SPEAKER: Yes. Bill 15-67, Certified General Accountants' Association Ordinance. Mr. Fraser, were you the chairman when the other bill was in, respecting chartered accountants or was it Mr. Stewart? Mr. Stewart, fine. This House will resolve into committee of the whole for consideration of Bill 15-67, the Certified General Accountants' Association Ordinance, with Mr. Stewart in the chair.

---Legislative Assembly resolved into committee of the whole for consideration of Bill 12-67, Institute of Chartered Accountants Ordinance and Bill 15-67, Certified General Accountants' Association Ordinance, with Mr. Stewart in the chair.

PROCEEDINGS IN COMMITTEE OF THE WHOLE TO CONSIDER BILL 12-67, INSTITUTE OF CHARTERED ACCOUNTANTS ORDINANCE AND BILL 15-67, CERTIFIED GENERAL ACCOUNTANTS' ASSOCIATION ORDINANCE

THE CHAIRMAN (Mr. Stewart): The committee will come to order to study Bill 15-67, An Ordinance Respecting the Certified General Accountants' Association of the Northwest Territories. Hon. Arnold McCallum.

HON. ARNOLD McCALLUM: Mr. Chairman, I would ask again that Mr. Grant Hinchey come in as a witness during our discussion of this bill.

SOME HON. MEMBERS: Agreed.

THE CHAIRMAN (Mr. Stewart): Call Mr. Hinchey please. Mr. Lyall.

MR. LYALL: That was exactly what I was going to say and also what has just been passed around by the Pages are the changes that we made to this bill. It was not put into this bill because of lack of time but all the changes that have been proposed by the committee on legislation will be right there on those two sheets of paper you just got. When the committee met on this piece of legislation it was noted that the witness that we had, presented it very well to us and with the changes it was then suggested it come to committee of the whole. Thank you, Mr. Chairman.

THE CHAIRMAN (Mr. Stewart): I understand the paper you have passed around is the corrections that your committee made and I assume you have the agreement of the administration. Is that correct?

MR. LYALL: Yes, Mr. Chairman.

THE CHAIRMAN (Mr. Stewart): Thank you. Comments of a general nature on Bill 15-67? Mr. Nickerson. Mr. Nickerson, if you could stop posing.

Praise For The Ordinance

MR. NICKERSON: Mr. Chairman, out of all of the pieces of professional legislation that have been enacted by this Legislature in my opinion this is one of the best and I would strongly commend it for study by any other organization that is thinking of coming before us wanting their own ordinance and self-regulatory powers. It is clear, concise, fairly short and I particularly like the section dealing with disciplinary matters. I feel that in a number of other pieces of legislation an unnecessarily complicated system has been put into place whereas in the Certified General Accountants' Ordinance a fairly simple system is there and because an appeal can always be made to the court I think that that is a good idea and it is not necessary to come to such legislation with very complicated disciplinary systems. I am fully in support of this piece of legislation, Mr. Chairman.

THE CHAIRMAN (Mr. Stewart): Thank you. Mr. Fraser, did you have comments of a general nature?

MR. FRASER: No, Mr. Chairman.

THE CHAIRMAN (Mr. Stewart): Any other comments of a general nature?

SOME HON. MEMBERS: Clause by clause.

THE CHAIRMAN (Mr. Stewart): Mr. Hinchey, have you any remarks you would like to make before we go through it clause by clause?

MR. HINCHEY: I would just like to thank on behalf of my association the assistance and co-operation that I have had with the standing committee on legislation and with the Members in regard to completing the ordinance as it is. Thank you very much.

THE CHAIRMAN (Mr. Stewart): Thank you. Are we all right today as far as translation is concerned? Mr. Evaluarjuk, have you translation papers on this bill?

MR. EVALUARJUK: Mr. Chairman, there is an Inuktitut translation. Yes, there are short Inuktitut translations, Mr. Chairman.

THE CHAIRMAN (Mr. Stewart): Then are we prepared to go clause by clause or shall we handle the bill the same as we did yesterday by going through each clause and using a short précis?

Bill 15-67. On page one, clause 2, interpretation. Is it agreed?

---Agreed

Clause 3(1), establishment. Is it agreed?

---Agreed

On page two, clause 4, -- pardon me, we are getting ahead to a good start but we must back up to clause 3, subclause (2) and clause 3 as amended. Is it agreed?

---Agreed

Clause 4. Agreed?

---Agreed

Clause 5, head office. Agreed?

---Agreed

Clause 6, objects. Agreed?

---Agreed

Clause 7, the board. Agreed?

---Agreed

Clause 8, powers of the board. Agreed?

---Agreed

Clause 9, bylaws. Agreed?

---Agreed

Clause 10, general meetings, as amended. Agreed?

---Agreed

Clause 11, membership. Agreed?

---Agreed

Clause 12, designation of members. Agreed?

---Agreed

Clause 13, accountancy practice. Agreed?

---Agreed

Clause 14, interpretation. Agreed?

---Agreed

Clause 15, complaints against members. Agreed?

---Agreed

Clause 16, unbecoming conduct. Agreed?

---Agreed

Clause 17, committee on ethics and professional conduct. Agreed?

---Agreed

Clause 18, initial review. Agreed?

---Agreed

Clause 19, appeal to supreme court. Agreed?

---Agreed

Clause 20, committee of inquiry. Agreed?

---Agreed

Clause 21, as amended, suspension or restriction of privileges pending investigation. Agreed?

---Agreed

Clause 22, proceedings. Agreed?

---Agreed

Clause 23, evidence. Agreed?

---Agreed

Clause 24, notices to attend and produce documents. Agreed?

---Agreed

Clause 25, witness fees, as amended. Agreed?

---Agreed

Clause 26, disobedience to notices. Agreed?

---Agreed

Clause 27, presentation. Agreed?

---Agreed

Clause 28, result of finding, members. Agreed?

---Agreed

Clause 29, as amended, result of finding, students. Agreed?

---Agreed

Clause 30, report and vacancy. Agreed?

---Agreed

Clause 31, appeal to supreme court. Agreed?

---Agreed

Clause 32, reinstatement. Agreed?

---Agreed

Clause 33, as amended. Agreed?

---Agreed

Actually this should not be referred to as amended, it has been replaced by a new clause, so the new clause 33, conviction for indictable offence. Is it still agreed?

---Agreed

Clause 34, protection for members. Agreed?

---Agreed

Clause 35, protection from defamation action. Agreed?

---Agreed

Clause 36, inspection of books and records. Agreed?

---Agreed

Clause 37, auditors. Agreed?

---Agreed

Clause 38, transitional. Agreed?

---Agreed

Clause 39, commencement. Agreed?

---Agreed

Clause 1, the short title. Agreed?

---Agreed

The bill as a whole as amended. Agreed?

---Agreed

Shall I report the bill ready for third reading?

---Agreed

Thank you very much, Mr. Hinchey, on behalf of the committee for your attendance today.

MR. SPEAKER: Mr. Stewart.

Report Of The Committee Of The Whole Of Bill 12-67, Institute Of Chartered Accountants Ordinance And Bill 15-67, Certified General Accountants' Association Ordinance

MR. STEWART: Mr. Speaker, your committee has been studying Bills 12-67 and 15-67. I wish to report that Bill 12-67 is ready for third reading.

I wish to report that Bill 15-67 as amended with the addition of one clause, the numbering being changed from clauses 34,35,36,37,38 and 39, and that Bill 15-67 is now ready for third reading.

MR. SPEAKER: Thank you, Mr. Stewart. Hon. Arnold McCallum.

HON. ARNOLD McCALLUM: I would propose now then to go into committee of the whole to discuss Tabled Document 10-67, Proposed Ordinance Respecting Hamlets. I think Mr. Pudluk has some witnesses he would want in attendance as well.

SOME HON. MEMBERS: Agreed.

MR. SPEAKER: Mr. Fraser, would you agree to take the chair on that?

MR. FRASER: Yes, Mr. Chairman.

MR. SPEAKER: What about coffee. I know we just came back but we normally have coffee down for 4:00 o'clock. Mr. Fraser.

MR. FRASER: Mr. Speaker, I was talking to the girl who makes the coffee and she said she would have coffee ready and doughnuts at 4:15 p.m.

MR. SPEAKER: At 4:15 p.m.?

MR. FRASER: Yes, Mr. Speaker.

MR. SPEAKER: That is the time I have. Possibly we could resolve into committee of the whole and then you could adjourn for coffee. This House will resolve into committee of the whole for consideration of Tabled Document 10-67, Proposed Ordinance Respecting Hamlets, with Mr. Fraser in the chair.

---Legislative Assembly resolved into committee of the whole for consideration of Tabled Document 10-67, Proposed Policy Respecting Hamlets, with Mr. Fraser in the chair.

PROCEEDINGS IN COMMITTEE OF THE WHOLE TO CONSIDER TABLED DOCUMENT 10-67, PROPOSED POLICY RESPECTING HAMLETS

THE CHAIRMAN (Mr. Fraser): The Chair recognizes the clock as 4:15 p.m. and we will have a 15 minute recess.

---SHORT RECESS



THE CHAIRMAN (Mr. Fraser): The Chair recognizes a quorum and we are now to deal with Tabled Document 10-67, Proposed Ordinance Respecting Hamlets, as approved by Baffin Regional Council by Motion 2-15, March 18 to 23, 1978. I believe the Member tabling this document has a couple of witnesses in the House he would like to call to the witness stand. Mr. Pudluk.

MR. PUDLUK: Yes, Mr. Chairman, I would like to ask Mr. Titus Allooosoo and Mr. Lucassie Ivvalu to appear on this matter.

SOME HON. MEMBERS: Agreed.

THE CHAIRMAN (Mr. Fraser): I believe the Member who tabled this document, Mr. Pudluk, wishes to discuss the proposed ordinance respecting hamlets and he does not wish to go through it clause by clause. He has the witnesses in the stand to answer any questions the Members have or if the witnesses have any questions to the witness they are free to raise their hands and we have Mr. Lucassie Ivvalu and Mr. Titus Allooosoo. So, we are looking for comments of a general nature on the proposed ordinance. Mr. Pudluk.

An Ordinance Of Great Importance To Hamlets

MR. PUDLUK: In Inuktitut. We have been listening for a long time to this matter and the Baffin Regional Council is very concerned about this topic and they have worked hard and long at it and they have given it their best and it is of importance to the hamlets. We have asked a member of the Baffin Regional Council to come and attend and when we presented this proposal I myself knew the questions on this topic, I could not answer them myself but I give them my full support for this proposal. It is clear now that this will not become an ordinance but I would like to have a brief look at it and present it and perhaps later on it could be put into effect.

The Keewatin region and the Western Arctic people and Baffin region people, their traditions and cultures are completely different, but they are trying to put forward what they believe to be best for themselves if there is to be a unanimous decision on this proposal, the hamlets proposal, it was shown long ago exactly what they wanted. Of course at that time they did not have any hamlets, but now they have hamlets and I think we have put forward the original proposal. These witnesses I have asked to attend, you will be asking them what we are proposing and they would be better able to answer that than myself. I now hand over the floor to the witnesses and to you Members. Thank you.

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Pudluk. Do any Members wish to make any comments at this time?

MR. IVVALU: Mr. Chairman and Members of the Legislative Assembly of the Northwest Territories. First I want to say it gives me great pleasure to appear before you today as the speaker for the Baffin Regional Council because I am the chairman. As you know, an historic event took place in Cape Dorset last Saturday when Commissioner Hodgson in his last official act in the Baffin region gave formal approval to our constitution and thus set the stage for the Baffin Regional Council to play a prominent role in the government and decision making processes affecting our region, in whatever area. Our constitution will formally be presented to you at this session by Mr. Ipeelee Kilabuk, Member of the Legislative Assembly for the Central Baffin region, asking that this body extend to us the same recognition that we received from the Commissioner.

Evolution Of The Baffin Regional Council

The Baffin Regional Council has evolved considerably since its founding convention in April of 1977. We are now receiving continual funding from the territorial government and have a full time executive officer presently seconded

to us from the Department of Local Government in Frobisher Bay. Our office is located in the W.G. Brown building and will provide the continuity needed between the semi-annual sessions in our council. We are not interested in building another bureaucracy for its own sake.

As stated in our constitution we are trying to get the community councils involved in the planning for the future of our region. The community councils are involved in planning the future of our region and all the available resources of the government are used in the best possible way to benefit our people. To achieve this goal we have passed a number of resolutions in the last four sessions. I am pleased to know that in many cases action has been taken by this government and other agencies to deal with our concerns. Because of this the Baffin Regional Council has brought up a number of resolutions, taken options on behalf of the communities and for the region.

Since we started we have had four sessions and I am pleased to note in many cases action has been taken by this government and other agencies to deal with our concerns. We know that we are not considered a hamlet by any other person but still we need to grow as far as our capabilities go.

#### Possible Revisions To The Existing Municipal Ordinance

Now I want you to hear the proposed new hamlet ordinance which was forwarded to you last year for your consideration, that being the Baffin Regional Council's proposed new hamlet ordinance. The founding convention of the Baffin Regional Council in April of 1977, established a committee to take a look at the existing Municipal Ordinance with a view to -- this is number one -- linking the Municipal Ordinance...

THE CHAIRMAN (Mr. Fraser): Would you slow down a bit for the interpreters?

MR. PEARSON: They have a written statement, Mr. Chairman.

MR. IVVALU: I am sorry, but we are reading the same thing. One, making the Municipal Ordinance more relevant to the needs of Baffin region hamlets. Two, also, simplifying the language of the ordinance so that it could be translated into Inuktitut. Three, producing an Inuktitut version of the ordinance at the same time the English version is being produced.

Between April 1977 and March 1978, the committee met four times and systematically went through the Municipal Ordinance to see what changes were required to meet these goals. It soon became evident that a whole new hamlet ordinance was needed and the committee took on the difficult job of preparing a new draft, a difficult task. To assist us we called upon all officials from the Department of Local Government in Frobisher Bay, municipal affairs in Yellowknife, town and village people as well as municipal affairs in Yellowknife and also Mr. Paul Nind, executive director of the Northwest Territories Association of Municipalities as resource people to assist the committee in its work. I would like to take this opportunity to thank these people for their assistance and feel sure that their involvement in the committee's work will ensure that most of our recommendations will be included in any legislation brought before this Assembly.

Attached to these notes you will find details of the major changes which we propose for the new hamlet ordinance. The numbers shown under the columns headed MO and HO refer to the relevant sections of the Municipal Ordinance and the hamlet ordinance respectively. If there is sufficient time at the end of my presentation, Mr. Chairman, I shall be pleased to discuss them in detail at your convenience. You will notice as you read through the suggested changes that none of them are very major. Also it is possible that these proposals will be made into an ordinance so that the hamlets will some day have more power.

Production Of A White Paper

In the last session of the Baffin Regional Council we were told by Local Government officials from Frobisher Bay that our suggestions for the new hamlet ordinance will be combined with the principles contained in the document Direction for the 1980's and these will form the basis for a new incorporated communities ordinance dealing with both hamlets and settlements. We are sure, however, before any legislation is produced a white paper with all the principles to be incorporated in the new ordinance would be sent to the communities in both languages where changes are still possible and that consultations would be held in each community about these principles. We also notice that when the communities are being visited and being asked what they would like to see in the 1980s it would be interesting to know what their suggestions would be. We welcome this method of formulating legislation because it allows communities to have input at an early stage, not just prior to a vote being taken or worse yet after the legislation is passed. We will of course be looking to see if our suggestions are contained in these principles. If they are, I think the white paper would be well received in the Baffin region.

Mr. Chairman, may I once again thank you for the opportunity to speak before the Legislative Assembly on our proposed hamlet ordinance and if time permits I would be pleased to answer questions about it or about any topic relating to the Baffin Regional Council. That is all. Thank you.

---Applause

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Ivvalu. Any questions of the witnesses? Mr. Nickerson.

Incorporation Of The Baffin Regional Council

MR. NICKERSON: Mr. Chairman, I have one question which does not really concern the proposed hamlet ordinance, but it concerns the Baffin Regional Council itself. The question is: Does the Baffin Regional Council purport to be a body corporate?

THE CHAIRMAN (Mr. Fraser): Mr. Ivvalu.

MR. IVVALU: I am sorry, Mr. Chairman, I did not get Mr. Nickerson's last statement.

THE CHAIRMAN (Mr. Fraser): I think the question was: Is the Council a company or a society? Mr. Lyall.

MR. LYALL: Could you have Mr. Nickerson repeat the question? I did not get it either.

THE CHAIRMAN (Mr. Fraser): Mr. Nickerson.

MR. NICKERSON: The question was does the Baffin Regional Council purport to be a body corporate.

THE CHAIRMAN (Mr. Fraser): By body corporate that is a society and the Legal Advisor tells me the meaning of that is a society.

MR. PEARSON: With all due respect to Mr. Nickerson, I think he should please simplify his statement.

SOME HON. MEMBERS: Agreed.

MR. NICKERSON: Mr. Chairman, I do not know a simpler way of saying it than that and perhaps the Legal Advisor would like to explain in detail what is meant by that term.

THE CHAIRMAN (Mr. Fraser): Thank you. Ms. Flieger.

LEGAL ADVISOR (Ms. Flieger): I would understand the question as being is the Baffin Regional Council incorporated either as a company or as a society?

THE CHAIRMAN (Mr. Fraser): Thank you, Ms. Flieger. Mr. Ivvalu.

MR. IVVALU: I will ask my buddy here to answer that question.

MR. ALLOOLOO: Mr. Chairman, it is not a society, it is not incorporated, it is a body which represents the incorporated hamlets. The Baffin Regional Council itself is not incorporated.

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Allooloo. Mr. Nickerson.

#### Handling Of Public Moneys

MR. NICKERSON: I should explain the point I am trying to get at. This particular body expends or receives and expends I believe, considerable public moneys and it would appear to me that if that is indeed the case there should be some limit to the liability of individuals who are participating in this organization. I know that normally when government grants are made or given, the point is made that the body to which they are granted should be incorporated some way or other, either by virtue of its own legislation, such as with a professional organization, and under legislation such as the Education Ordinance with respect to an education society or any of the various educational committees or under the Societies Ordinance or under the Companies Ordinance. It would seem to me that a certain amount of protection is needed for the individuals involved in this Baffin Regional Council if they are to be handling substantial sums of money. That is the point I want to make and if the Baffin Regional Council is not a body corporate maybe it should be and maybe it could become a body corporate either through the Societies Ordinance or maybe they should make a request to this House to somehow have that organization recognized in legislation so that it becomes a body corporate that way.

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Nickerson. Mr. Ivvalu.

MR. IVVALU: Mr. Chairman, what Mr. Nickerson said they have not decided to become a society or to become incorporated, they have not really been set up and the ones I mentioned, the executive committee, of the Baffin Regional Council is presently studying this to see which way would be best for us. They would like to be recognized as a body.

MR. ALLOOLOO: If I might add, in our trip to this House, Mr. Kilabuk or Mr. Pudluk will be asking this House to recognize the Baffin Regional Council.

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Allooloo. I understand that this tabled document has not yet been passed. Is that right? It is still being debated. Mr. Pudluk.

MR. PUDLUK: Mr. Chairman, I tabled it yesterday and I have not got around to it yet.

THE CHAIRMAN (Mr. Fraser): Thank you. It has not come before the committee and I wonder if maybe Hon. Arnold McCallum could help us. Mr. Pudluk.

MR. PUDLUK: Mr. Chairman, my plan was when I tabled it yesterday, my plan was to make a motion, and the motion be that we recognize the Baffin Regional Council and accept it. That was my plan yesterday.

THE CHAIRMAN (Mr. Fraser): Was that a motion that you introduced yesterday you say?

MR. PUDLUK: Yes, Mr. Chairman, I tabled it yesterday.

THE CHAIRMAN (Mr. Fraser): I am informed that Tabled Document 10-67, you have not asked...

MR. PEARSON: That was tabled at the last session, Mr. Chairman.

THE CHAIRMAN (Mr. Fraser): Mr. Stewart.

Hamlets Deciding Not To Belong To The Baffin Regional Council

MR. STEWART: Thank you, Mr. Chairman. I wonder if the witnesses could advise me what would happen if one of the hamlets decided not to belong to the Baffin Regional Council, if they decided they wanted to do their own thing, what would transpire, or could they, would they have to belong to the Baffin Regional Council.

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Stewart. Mr. Ivvalu.

MR. IVVALU: I said before that we are not incorporated yet and are still not recognized and we have no ordinance or regulation. We would ask if any hamlets do not want to become members, and if they do not want to we can not force them to become members of the Baffin Regional Council.

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Ivvalu.

MR. ALLOOLOO: Mr. Chairman, if I might add we deal with the regional interest of the local councils. So far every council in our region has been participating actively in our council and they are very interested in keeping it going.

THE CHAIRMAN (Mr. Fraser): Thank you. Mr. Kilabuk.

Proper Recognition Of The Baffin Regional Council

MR. KILABUK: Mr. Chairman, I would like to clarify this, what we are talking about. The Baffin Regional Council, as I understand it, are recognized in the Baffin area and they recognize themselves as the Baffin Regional Council and they are starting to recognize -- they do not want to force themselves on any people and they do not want to give up the thing they are most concerned about, people's interest and right now in the ordinance they are not recognized but this has been talked about and while we are meeting for the last time the Baffin Regional Council, we would like them to be recognized as a body and in future we would like them to be run a lot better.

They have a good office in the Baffin area and they have been saying that they have committees, committees now for legislation and health services, education and different committees for these different things and they have people to look after them. I believe that the things that they are trying to do are very helpful and I believe that this year, what the motion was about, in the hamlets if they are going to become mayor, they should be elected by the people and I believe for two years. If they are elected for two years I think they are going to be a good body and in the Baffin area they will be able to take care of financial things and they can also take care of the promotional things. They will be able to debate about things, and they have been talking about these now and the Baffin Regional Council, I would like the Baffin Regional Council to be recognized by the government and the Northwest Territories Assembly.

I do not know if there is any other council in the Northwest Territories but I think in the Baffin area this is the first council in the Northwest Territories and maybe in future there will be other councils for the regions. I just wanted to clarify this and I usually participate in these when they have their meetings and it is very helpful and I have tried to help them then they have had their meetings so that they could ask questions of me. I believe in this very much.

THE CHAIRMAN (Mr. Fraser); Thank you. Deputy Commissioner Parker.

DEPUTY COMMISSIONER PARKER: There seems to be a real problem with the sound system and I do not know but I think maybe the interpreters are a little too close to their microphones. I do not know what it is but it is muffled and everyone is having real difficulty hearing them. Maybe if we could ask them to experiment with moving either perhaps a little farther away from their microphones.

MR. PEARSON: Deputy Commissioner Parker sounds exactly the same.

DEPUTY COMMISSIONER PARKER: The batteries must be running down.

THE CHAIRMAN (Mr. Fraser): Are we having problems? We will call a five minute recess and see if we can get this cleared up. Hon. Tom Butters.

The Influence Of The Baffin Regional Council

HON. TOM BUTTERS: Mr. Chairman, we are now obviously talking about two matters, the constitution of the Baffin Regional Council and the draft proposal for a hamlet ordinance which has been before this House at past sessions. I would just like to say a few words about the Baffin Regional Council.

I envy the Members from the Eastern Arctic this forum of opinion which is available to them to consult prior to coming to this House to discuss concerns and objectives and initiatives and interests of their constituents. I reflect the interest of the Commissioner and recognize that the Baffin Regional Council serves a very important place and role in the evolution of self-government in the Eastern Arctic. When I was at Pond Inlet I appeared before the Baffin Regional Council and I sat in the Member's seat from Frobisher Bay, he was not there I would hasten to add.

MR. LYALL: He was not here either.

HON. TOM BUTTERS: I sat in the seat that the Baffin Regional Council reserved for the Member from Frobisher Bay and received for about an hour or an hour and a half some excellent dialogue relative to inter-settlement trade and outpost camps and various matters related to the Wildlife Ordinance. At that same time Judge Tallis appeared before the Baffin Regional Council and received important advice and recommendations regarding the enlargement of this Assembly. As we know the Baffin Regional Council was probably as instrumental in bringing about such enlarging of this Assembly as any other factor. It certainly recognized and supported us and I think this is an opportunity to recognize the importance of this, this very important body in the Eastern Arctic.

Now I would just like to address my comments to the chairman of the Baffin Regional Council and ask him if he could advise me as he suggested he would be able to in his opening remarks of the areas, the provisions in this ordinance to which changes have been recommended, that is, changes from either the current Municipal Ordinance or the hamlet ordinance. I believe Mr. Ivvalu said the changes are not large. I think he said he would be happy to point them out to the Members of the Assembly and I would just ask you, sir, if he might do this, if it would not inconvenience him or take too much time.

THE CHAIRMAN (Mr. Fraser): Thank you, Hon. Tom Butters. We are dealing with Tabled Document 10-67 at this time and 10-67 only. Tabled Document 30-67 has not been put into committee yet.

HON. TOM BUTTERS: Can we discuss it?

THE CHAIRMAN (Mr. Fraser): I understand we can not discuss it until a motion has been made to bring it into committee. We are dealing with Tabled Document 10-67 and Tabled Document 10-67 only. Mr. Evaluarjuk.

Recognition Of The Efforts Of The Baffin Regional Council

MR. EVALUARJUK: Mr. Chairman, I would like to welcome the two people who are here. I believe very strongly in the paper that is being presented by the Baffin Regional Council. You probably have heard through the Canadian Broadcasting Corporation or the newspapers about last year, the Inuit Tapirisat of Canada were not pleased at all about them becoming a committee because they thought the Baffin Regional Council was trying to take over their responsibilities, but it is not so. First of all, in the Baffin region they started a committee in 1968. It has been over ten years now since they first started, that each community has a committee, also the secretary and in 1968 they started having meetings for the first time and they have an annual meeting each year in the communities. While they are having meetings they are beginning to realize how much better off -- perhaps they realize they did not have any power at all and also you have probably heard, Honourable Members, when the government told them that they had authority and power and also at the same time that Local Government was having authority over them even up until now, but it is not so also. They are trying to have a constitution in the Baffin region so the problems can be amended, bettered and also last year we heard that the chairman of the Inuit Tapirisat made a speech that the Inuit Tapirisat of Canada had started -- the government also at that time started to get involved with the Baffin region area. The first time they started trying to form this committee was in 1968 and only in 1970 did the Inuit Tapirisat of Canada get involved. I give the Baffin Regional Council my full support for what they are trying to do so that the problems can be resolved within the communities and also they are very concerned and more so, not only the communities concerned...

THE CHAIRMAN (Mr. Fraser): We have lost the sound. We can not hear.

MR. EVALUARJUK: Anyhow, I was trying to say I want them to have full recognition for their efforts and I also know that some people are aware that the Baffin region area is the only place where it exists. We also have to be aware of the fact that the Baffin region and the Western Arctic are not exactly the same and the ordinances in all those areas should be dealt with in a different manner. Thank you.

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Evaluarjuk. Do any Members wish to speak? Mr. Pearson.

The Constitution Of The Baffin Regional Council

MR. PEARSON: Listening to the discussion both yesterday and today with regard to the constitution of the Baffin Regional Council and the fact that it would give them more powers than this Assembly...

THE CHAIRMAN (Mr. Fraser): Again I will have to bring your attention to Tabled Document 10-67. We are not dealing with Tabled Document 30-67 which has not been introduced in committee. We will have to deal with Tabled Document 10-67 and Tabled Document 10-67 only at this time.

MR. PEARSON: Surely if we are talking of the constitution of the Baffin Regional Council, I presume that is it, is it not? Tabled Document 10-67?

THE CHAIRMAN (Mr. Fraser): Mr. Pearson, we are talking about Tabled Document 10-67, Proposed Ordinance Respecting Hamlets, not the constitution.

MR. PEARSON: What is the difference? It is a hypothetical question. These men are here representing the organization. Why should there not be the question and have them answer it? We discussed this the other day. It seems the only guy around here who feels that this organization should have some legislative powers is myself and now you are trying to muzzle me.

THE CHAIRMAN (Mr. Fraser): Mr. Pearson, if you want to bring Tabled Document 30-67 in, then we can deal with Tabled Document 30-67.

MR. PEARSON: I do not want to bring in any document. We have witnesses here. What is wrong with asking them a question? It is a perfectly normal, natural question. They sat here for two days, the two witnesses. Surely they have an opinion that this Assembly should hear.

THE CHAIRMAN (Mr. Fraser): Hon. Tom Butters.

Difference Between The Hamlet Ordinance And Municipal Ordinance

HON. TOM BUTTERS: On a point of order, Mr. Chairman. I wonder if my question could be answered first which is the comparison between talking to Tabled Document 10-67 -- the changes that the witnesses are suggesting should be made, the major changes. Many of the things contained in there are also found in the Municipal Ordinance or the hamlet ordinance and I would like to have the witnesses point out, as they suggested they would be happy to do, the differences in this ordinance and the proposed ordinance and the existing ordinances. That question is not answered.

THE CHAIRMAN (Mr. Fraser): Thank you. I wonder if any Members want to deal with Tabled Document 10-67? If not, I can report progress and we can deal with what you want to deal with.

MR. NICKERSON: Mr. Chairman, the way I understand it Tabled Document 10-67 is the Proposed Ordinance Respecting Hamlets which has been submitted to us indirectly by the Baffin Regional Council. This is the document to which Hon. Tom Butters was referring when he was asking his question.

THE CHAIRMAN (Mr. Fraser): I took it the question was on Tabled Document 30-67.

MR. NICKERSON: No.

HON. TOM BUTTERS: I spoke on Tabled Document 30-67 but I asked the question on Tabled Document 10-67.

THE CHAIRMAN (Mr. Fraser): If you asked the question on Tabled Document 10-67, by all means we will have the witnesses answer. Maybe you would like to ask the question again. It is so long ago I have forgotten.

HON. TOM BUTTERS: The question, sir, was in keeping with the invitation made by our witnesses that they would be happy to explain to us the differences between what is found in this proposed hamlet ordinance and the existing legislation, that is, in the existing Municipal Ordinance or the existing hamlet ordinance. There are a number of things which exist which are common to both but I would just like to see the changes that they are putting forward underlined and outlined.

THE CHAIRMAN (Mr. Fraser): Thank you, Hon. Tom Butters. Would one of the witnesses care to answer? I think Hon. Tom Butters wants to know the changes, underline the changes to be made by the Baffin Regional Council.



Fourteen Changes Wanted

MR. IVVALU: Yes, Mr. Chairman. From the Municipal Ordinance the Baffin Regional Council has recommended 14 changes or amendments from the Municipal Ordinance. I just wonder if the Member asking that question would like me to read through these 14 changes that the Baffin Regional Council wanted or does he have a particular question if he has a copy of this, how does he want it?

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Ivvalu. Hon. Tom Butters.

HON. TOM BUTTERS: I have just had handed to me a list of the proposed changes and possibly I could save time by studying this. It would appear they are all here, numbered and separated out.

THE CHAIRMAN (Mr. Fraser): Thank you, Hon. Tom Butters, Tabled Document 10-67. Mr. Pearson.

MR. PEARSON: I would like to know, Mr. Chairman, when did we decide we would only discuss Tabled Document 10-67? It has been my opinion since these two gentlemen came in here that they were here to discuss with us matters of a general nature relating to the Baffin Regional Council and in fact we listened to the address by Mr. Ivvalu of what the Baffin Regional Council is, represents and what it hopes to do, the aspirations of it. Now when I turn around and ask a question about the opinion of the present speaker of the Baffin Regional Council I am told my questions may only concern the hamlet ordinance. It is ridiculous.

MR. CHAIRMAN (Mr. Fraser): I pick up the orders of the day and all I see on here is Tabled Document 10-67, Proposed Ordinance Respecting Hamlets.

MR. PEARSON: We need to hear the proposed terms of the constitution of the Baffin Regional Council and now you suddenly change the Rules. What is the point in bringing these witnesses all the way to Yellowknife if there can not be general discussion, if we can not have an open honest discussion and listen to the opinions of the people from the Eastern Arctic without getting into a hassle every time somebody asks a question that you do not like?

SOME HON. MEMBERS: Shame!

MR. PEARSON: It is a shame.

THE CHAIRMAN (Mr. Fraser): Mr. Stewart.

MR. STEWART: A point of order. I believe the ruling of the Chair is completely correct. The Speaker put us into committee on Tabled Document 10-67 and if you want to do anything else, you must report this back and ask to go back into committee of the whole and go into general discussion and carry on. The Rules the chairman is abiding by are the Rules the House has put before him and he has no right to change the Rules. There are worse speakers than yourself but he called you and so you are stuck.

THE CHAIRMAN (Mr. Fraser): I am going to have to rule you out of order, Mr. Pearson. If you want to complete Tabled Document 10-67 then we can go back into committee of the whole to discuss Tabled Document 30-67 if you can get unanimous consent or get it on the orders of the day.

MR. PEARSON: I just want to make the point that Mr. Nickerson was able to ask a question that dealt with whether this organization is a corporate body and there is no reference to that in the hamlet ordinance so why did you not rule him out of order and many other questions, and many other answers that were given by the witness, why did you not rule them out of order? I think it is ludicrous. I can not be bothered.

THE CHAIRMAN (Mr. Fraser): Hon. Arnold McCallum.

Proposed Changes Will Improve The Ordinance

HON. ARNOLD McCALLUM: I think that I would just like to make a couple of comments on Tabled Document 10-67 in relation to the government and the Department of Local Government. As has been indicated by the witnesses, the Baffin communities through the Baffin Regional Council have been recommending a separate ordinance for hamlets to make it easier for hamlets to understand the present Municipal Ordinance which has many parts that apply specifically to villages, towns and cities. The proposed material is in much simpler language and it does propose changes that will improve the ordinance based on the experience of the hamlets. As the witnesses have indicated there has been a great deal of consultation and discussion with members of the Department of Local Government, both from headquarters and from the regional administrative office and it is my belief that as a result of these discussions both the department and the Baffin Regional Council understand and support the idea that other hamlets and settlements must have input to any new legislation that would concern particular communities, that the Local Government's paper that we approved, Direction for the 1980's, concerning hamlet and settlement operations will have to be considered because we have given approval to the over-all emphases and the basic recommendations.

The hamlets and settlements have had an opportunity to suggest additional changes and improvements and by combining elements of the Local Government paper, Direction for the 1980's and the work of the Baffin Regional Council into a brief summary of changes, proposed changes and additions which will then be discussed in communities, and that once this input has been obtained and incorporated a communities ordinance will be developed and it will have a separate section for hamlets and a separate section for incorporated settlements. That will be prepared and considered by this House, or the next House. I believe that the Baffin Regional Council understands and fully supports that approach. That is what I got from the statements that were read by the witnesses. There are some dangers. We may think, or may have certain thoughts about the operation of the Baffin Regional Council, the hamlet ordinance, but remember we are talking about an incorporated communities ordinance with separate sections.

The Basic Philosophy Behind Local Government's Direction For The 1980's

I think the basic philosophy behind our paper, the Local Government's Direction for the 1980's is to provide a local government framework that gives options, flexibilities to meet the needs of all people in all communities in the territories, and we believe that as a result of the discussions and from coming together, and getting input from communities and peoples that this incorporated communities ordinance will provide the framework for hamlets and settlements. I think perhaps we got carried away with the idea of a hamlet ordinance but we are talking about an incorporated settlements ordinance that would have both a part for the hamlets and a part for the communities. We would expect to be able to, and in fact I have been in correspondence with the Baffin Regional Council, indicating to them that we have discussed and approved the approach, that is, the government and the Legislative Assembly, and therefore, we would want to be able to get more input from other people. When that comes about, we have indicated to the Baffin Regional Council that undoubtedly all of the recommendations, major recommendations that they are suggesting for change will be incorporated within this new incorporated communities ordinance. So, I think that we are well on the way of coming together with the concerns of the hamlets in the East and hopefully we can get more information, more input from hamlets in the West and bring forth a document that will be of use and benefit to the people all over the territories, not just to any one particular area.

THE CHAIRMAN (Mr. Fraser): Thank you, Hon. Arnold McCallum. Mr. Stewart.

Persons Not Eligible For Election

MR. STEWART: Thank you, Mr. Chairman. I wonder if I could direct one question relative to the suggestions on the changes for the hamlet ordinance and that has to do with section 13(2)(c). Hamlet employees other than the secretary manager, administrative or supervisory staff may remain and be eligible for election to council but shall not take part or vote on any matter affecting any employee's condition of employment.

Is the reason for this particular change the fact that in many of these areas there are so few people that you would find it necessary to have employees as part of your council? Is that the reason this is in there?

THE CHAIRMAN (MR. FRASER): Thank you, Mr. Stewart. Does one of the witnesses want to answer that?

MR. ALLOOLOO: Mr. Chairman, in the smaller communities we find that the people who are working are the people who are the responsible people who could run for election, whether it is the hamlet council or other organizations. In the smaller communities in the past several years, in the past few years, and up to date, there have been quite a few committees formed influenced by the southern people and we find that there are a lot of committees in our region. In that clause it says that the employees of the hamlet council or the council could run for a seat. We feel that in the smaller communities there is hardly any conflict of interest. If there is he could be outvoted and he is not allowed to vote if it is towards the employees concerned.

THE CHAIRMAN (Mr. Fraser): That you, Mr. Allooloo. Mr. Stewart.

Motion To Accept Tabled Document 10-67 In Principle

MR. STEWART: Mr. Chairman, I would move that we accept Tabled Document 10-67 in principle.

THE CHAIRMAN (Mr. Fraser): There is a motion on the floor that we accept Tabled Document 10-67. To the motion? Mr. Nickerson.

MR. NICKERSON: I have some difficulty with this motion, Mr. Chairman. I would agree with the approach taken by the Minister of Local Government that there are many good points in this proposed ordinance and that we must look at them and study them and adopt those changes that will obviously be beneficial. However, there is no one principle contained within this ordinance and the very interesting list of some 14 or so major changes contain a number of principles and rather than disposing of this important matter at the present time, which is what this motion amounts to, I think it would be proper for us to go through these recommendations one at a time and I would also suggest that we have a witness from the Department of Local Government who might be able to assist us on these recommendations and that we give this document the attention it deserves. I would not like to cease discussing it, especially since the witnesses have travelled so far to be with us today. I think we should study the 14 proposals in reasonable detail, Mr. Chairman.

SOME HON. MEMBERS: Agreed.

THE CHAIRMAN (Mr. Fraser): There is a motion on the floor and if you want to amend the motion to that effect...

MR. NICKERSON: I want to vote against the motion.

THE CHAIRMAN (Mr. Fraser): To the motion. Hon. Tom Butters.

Changes Should Be Studied More Closely

HON. TOM BUTTERS: I thought my name was on the list prior to the time the motion was put. I too feel that while the motion may be acceptable at another time, which is a little bit later, at the present time I will vote against the motion for the same reason Mr. Nickerson has stated. I did not get a copy of the document which was referred to me 15 minutes ago and I would like to go through each of the changes that are recommended to us by the witnesses from the Baffin Regional Council, I agree with Mr. Nickerson that it is only fair and responsible to do so. I will vote against the motion to accept it at this time, as well.

THE CHAIRMAN (Mr. Fraser): Thank you, Hon. Tom Butters. To the motion. Did I hear question? Mr. Stewart.

MR. STEWART: Well, I have studied the document and I agree in principle, and not necessarily with the wording of the 14 sections because they are not necessarily finally worded, but there are no major changes. There are changes of a local nature befitting the area that brought them forward and I see no reason to continue and take a great deal more time of the Assembly. I think they are straightforward and I have asked one question that did bother me about having employees being able to run for election and I am satisfied with the answer they have given me and therefore I agree in principle to the 14 points they have and that is why the motion. There is certainly nothing of a very technical nature in the whole thing really.

THE CHAIRMAN (Mr. Fraser): Thank you, Mr. Stewart. Do I hear the question?

SOME HON. MEMBERS: Question.

THE CHAIRMAN (Mr. Fraser): The question being called. The motion reads: I move that this committee accept Tabled Document 10-67 in principle. Mr. Stewart, is that your motion?

MR. STEWART: That is right, Mr. Chairman.

Motion To Accept Tabled Document 10-67 In Principle, Carried

THE CHAIRMAN (Mr. Fraser): The question being called. All in favour? Down. Contrary? The motion is carried.

---Carried

Is it your wish that I report Tabled Document 10-67 completed? Is it agreed?

---Agreed

I would like to thank the witnesses, Mr. Ivalu and Mr. Alloo. Thank you very much for appearing before the Assembly.

MR. SPEAKER: Mr. Fraser.

Report Of The Committee Of The Whole Of Tabled Document 10-67, Proposed Ordinance Respecting Hamlets

MR. FRASER: Mr. Speaker, the committee has been studying Tabled Document 10-67 with one motion that was passed made by Mr. Stewart: I move that this committee accept Tabled Document 10-67 in principle. I now wish to report Tabled Document 10-67 as completed.

MR. SPEAKER: Thank you, Mr. Fraser. Are there any announcements? Mr. Clerk, orders of the day.

ITEM NO. 16: ORDERS OF THE DAY.

CLERK ASSISTANT OF THE HOUSE (Mr. de Vos): Orders of the day, March 30, 1979, 1:00 o'clock p.m., at the Explorer Hotel.

1. Prayer
2. Questions and Returns
3. Oral Questions
4. Petitions
5. Reports of Standing and Special Committees
6. Notices of Motion
7. Motions for the Production of Papers
8. Motions
9. Tabling of Documents
10. Consideration in Committee of the Whole of Bills, Recommendations to the Legislature and Other Matters: Bills 5-67, 18-67, 19-67, 20-67, and 21-67, Proposed Amendments to the Federal Indian Act, Motion 31-67, Proposed Amendments to the Rules of the Legislative Assembly and Tabled Document 30-67
11. Third Reading of Bills
12. Assent to Bills
13. Orders of the Day
14. Prorogation

MR. SPEAKER: Thank you. Hon. Arnold McCallum.

HON. ARNOLD McCALLUM: Mr. Speaker, I would respectfully suggest that in agenda Item 10, consideration in committee of the whole of bills, recommendations to the Legislature, etc., that Tabled Document 30-67 be placed.

MR. SPEAKER: Hon. Arnold McCallum, it seems to me that there is a procedure for getting tabled documents into committee of the whole. Do you not...

HON. ARNOLD McCALLUM: Mr. Speaker, the document has been tabled. If the procedure then is to move a motion to put it into committee of the whole, may I then have unanimous consent to go back to that particular agenda item?

MR. SPEAKER: You may ask for unanimous consent.

HON. ARNOLD McCALLUM: I stand corrected. I thought you might ask it for me.

MR. SPEAKER: I will. Gentlemen, the Honourable Minister requests unanimous consent to go back to Item 6, notices of motion. Agreed?

---Agreed

REVERT TO ITEM NO. 6: NOTICES OF MOTION

Notice Of Motion To Move Tabled Document 30-67 Into Committee Of The Whole

HON. ARNOLD McCALLUM: Mr. Speaker, I give notice that I want to move that Tabled Document 30-67, Constitution of the Baffin Regional Council, be moved into committee of the whole.

MR. SPEAKER: My Clerks at the table are giving me a hard time. They say that after I have called orders of the day for tomorrow I can not then...

HON. ARNOLD McCALLUM: They are trying to stop you.

MR. SPEAKER: There is one way I can get around them, if we have unanimous consent to waive the Rules and go back to notices of motion.

HON. ARNOLD McCALLUM: Exactly.

MR. SPEAKER: That will show them who is running this Assembly, will it not?

---Applause

We have already got unanimous consent to give a notice of motion and go back to Item 6, so -- have we done that, Hon. Arnold McCallum?

HON. ARNOLD McCALLUM: Yes, sir, I have. I am waiting for the next move.

MR. SPEAKER: The next move is to seek unanimous consent to move to Item 8 which is motions.

---Agreed

REVERT TO ITEM NO. 8: MOTIONS

Motion To Move Tabled Document 30-67 Into Committee Of The Whole

HON. ARNOLD McCALLUM: Mr. Speaker, I move that Tabled Document 30-67, Constitution of the Baffin Regional Council, be placed in committee of the whole.

MR. SPEAKER: Yes. Is there a seconder? The seconder is Mr. Pudluk. He means placed on the order paper in committee of the whole for tomorrow. Is there any discussion?

SOME HON. MEMBERS: Question.

Motion Carried

MR. SPEAKER: Question being called. All in favour? Thank you.

---Carried

REVERT TO ITEM NO. 16: ORDERS OF THE DAY

The item will appear on the orders of the day for tomorrow under Item 10.

HON. ARNOLD McCALLUM: That will show them.

MR. SPEAKER: We will regard the orders of the day as read by the Clerk as being so amended. This House stands adjourned until 1:00 o'clock p.m., March 30, 1979 at the Explorer Hotel.

---ADJOURNMENT

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