

ORDINANCES
OF THE
YUKON TERRITORY

PASSED BY THE
YUKON COUNCIL

IN THE YEAR
1935

GEORGE ALLEN JEKELL
COMPTROLLER



Printed and Published for the Government of the Yukon Territory Under Authority of
Chapter 75 of the Consolidated Ordinances of 1914

BY

F. H. OSBORN, King's Printer

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CHAPTER 1

AN ORDINANCE TO AMEND "THE JURIES ORDINANCE."

(Assented to May 4th, 1935.)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

(1)

"The Juries Ordinance," being Chapter 49 of the Consolidated Ordinances of the Yukon Territory, 1914, is hereby amended by striking out the word "sixty" in the twenty-seventh line of section 3 of the said Ordinance, and substituting therefore the word "seventy."

Juries
Ordinance
amended.

CHAPTER 2

AN ORDINANCE TO AMEND "THE FUR EXPORT TAX ORDINANCE."

(Assented to May 4th, 1935.)

Fur Export
Tax
Ordinance
amended.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

1.

Schedule "A" to section 4 of the said Ordinance is hereby repealed and the following substituted therefor:

SCHEDULE "A"

Tax payable on furs exported from the Yukon Territory:

Schedule
"A".

On each bear, white or polar	\$1.00
On each bear, not specified25
On each beaver50
On each fisher	1.50
On each fox, black	1.50
On each fox, blue75
On each fox, cross	1.25
On each fox, red50
On each fox, silver	1.50
On each fox, white	1.05
On each lynx	1.00
On each marten75
On each mink25
On each muskrat (musquash)04
On each otter	1.00
On each weasel (ermine)03
On each wolverine25
On each wolf and coyote (except those on which bounty has been paid).....	.25

This Ordinance to come into effect July 1st, 1935

CHAPTER 3

AN ORDINANCE TO AMEND "THE HIGHWAY TRAFFIC ORDINANCE."

(Assented to May 4th, 1935.)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

1. "The Highway Traffic Ordinance," being Chapter 41 of the Consolidated Ordinances of the Yukon Territory, 1914, is hereby amended by striking out section 9 of the said Ordinance and substituting therefor the following:

Highway Traffic Ordinance amended.

"9. It shall be unlawful for any wagon or vehicle carrying a load of freight of two tons avoirdupois to be drawn or driven on any of the public highways of the Territory unless the tires of such wagon or vehicle are at least four inches in width, or to carry a load of freight of from two tons to three tons avoirdupois unless the tires of such wagon or vehicle are at least six inches in width, or to carry a load of freight of over three tons unless the tires of such wagon or vehicle are at least eight inches in width."

Width of tires.

2. The said Ordinance is further amended by adding the following thereto immediately after section 18 of the Ordinance:

"19. Whenever the Commissioner shall be of opinion that any particular road or part of a road in the Territory is not in suitable condition for the passage of heavy loads thereover, he shall have authority to restrict the use of such road, or part thereof, within such limits as to load and time as he may determine.

Restriction in use of roads when not in suitable condition.

"(2). Notice of such restriction may be given by the Commissioner to any person or corporation by letter or otherwise, and anyone who, after notice, uses such a road in violation of the terms of the restriction shall be guilty of an offence against this Ordinance."

Notice of restriction.

Penalty.

CHAPTER 4

AN ORDINANCE RESPECTING SCIENTISTS AND EXPLORERS.

(Assented to May 4th, 1935.)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

- | | |
|--|---|
| Short Title. | 1. This Ordinance may be cited as the "Scientists and Explorers Ordinance." |
| Scientists and explorers must obtain licenses. | 2. No person shall enter the Yukon Territory for scientific or exploration purposes without first obtaining a license so to do from the Commissioner. |
| Those entering without license may be ejected. | 3. Any person who enters the Territory for scientific or exploration purposes without first obtaining a license for such purposes may be summarily ejected from the Territory and the Commissioner may refuse to consider any application for such license from such person until after the expiration of one year from the time of such unlawful entry. |
| Conditions for issue of license. | 4. Any license issued under authority of this Ordinance shall be issued upon and subject to the following conditions: <ul style="list-style-type: none"> (a) That the objects of such entry are exclusively for scientific or exploratory purposes and not commercial or political in any way. (b) The licensee shall strictly observe the provisions of "The Yukon Game Ordinance." (c) The licensee shall furnish the Commissioner with a statement showing the number of persons to accompany him, and the nationality of each. |

- (d) The following information shall be furnished by the licensee to the Commissioner within a reasonable time after the licensee's return, viz. :
1. A statement setting forth any scientific information, if any, which he shall have secured.
 2. A report setting forth the localities visited, time spent at different places, and a list of specimens taken under various permits or licenses.
- (e) The licensee shall furnish the officers of the Royal Canadian Mounted Police with a log of the voyages and also full information of the route taken on land, if any, and full particulars in connection therewith should the same be requested by such officers.

5. Anyone who commits any violation of this Ordinance or license issued under this Ordinance, shall be guilty of an offence and liable on summary conviction thereof to a penalty of not more than one thousand dollars.

Penalty for violation.

CHAPTER 5

AN ORDINANCE TO SUSPEND THE OPERATION OF "THE CROWN GRANT TAX ORDINANCE."

(Assented to May 4th, 1935.)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

Operation of Ordinance suspended during years 1936, 1937 and 1938.

1. The operation of "The Crown Grant Tax Ordinance" and all Ordinances in amendment thereof, shall be suspended in and during the years 1936, 1937 and 1938. Such suspension shall in no way interfere, hinder or suspend the carrying out of the provisions of the said Ordinance and amending Ordinances so far as concerns the assessment and collection of taxes thereunder for any year from the coming into force of the said Ordinance up to and including the year 1923, and all proceedings and things necessary for the recovery of such taxes, for the year last mentioned, or the sale of property for unpaid taxes, and all proceedings and things necessary to be done or that may be done both before and subsequent to any such sale as provided by the said Ordinance and amendments may be had and done notwithstanding any of the provisions of this Ordinance."

Ordinance comes into force 1st January, 1939.

2. The said "The Crown Grant Tax Ordinance" and Ordinances in amendment thereof, shall again come into full operation from and after the first day of January, 1939.

CHAPTER 6

AN ORDINANCE TO AMEND "THE SALE OF BEER ORDINANCE."

(Assented to May 4th, 1935.)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

1. Sub-section (r) of section 2 of "The Sale of Beer Ordinance" is hereby repealed. Sub-section (r) of section 2 repealed.

2. Section 11 of the said Ordinance is hereby amended by striking out the words "and shall be by the bottle only" in the fourth and fifth lines thereof. Section 11 amended.

3. Section 12 of the said Ordinance is hereby repealed and the following substituted therefor:

"12. Every person to whom a license to sell beer is hereafter granted shall, before receiving such license, be required to pay as a fee for such license the following amounts, that is to say: New section 12.

"For a hotel license in Dawson, \$200.00. License fees.

"For a hotel license in the towns of Whitehorse or Mayo, \$1.25.00.

"For a hotel license at any other point in the Territory, \$75.00.

"For a club license, \$20.00."

4. Sub-section 5 of section 14 of the said Ordinance is hereby repealed. Sub-section 5 of section 14 repealed.

8 THE SALE OF BEER ORDINANCE, AMENDMENT

5. Sub-section (1) of section 15 of the said Ordinance is hereby repealed and the following substituted therefor:

New sub-section (1) of section 15.

“(1) Notwithstanding anything contained in the Government Liquor Ordinance, being Chapter 1 of the Ordinances of 1921 (Second Session), the licensee under any license issued hereunder may sell and dispose of beer by retail or by the glass on the licensed premises.”

Sub-sections 2, 3, 4, 5, of section 15 repealed.

6. Sub-sections (2), (3), (4) and (5) of the said section 15 of the said Ordinance are hereby repealed.

Section 20 repealed.

7. Section 20 of the said Ordinance is hereby repealed and the following substituted therefor:

New section 20.

“20 The number of licenses to be granted hereunder shall be in the discretion of the Commissioner.”

Sub-sections 2, 2a and 3 of section 25 repealed.

8. Sub-sections (2), (2a) and (3) of section 25 of the said Ordinance are hereby repealed.

Section 26 amended.

9. Section 26 of the said Ordinance is hereby amended by striking out the thirteenth and fourteenth lines thereof, and substituting therefor the following:

“For the third offence to a penalty of \$300.00 and costs and in default of payment forthwith after conviction to imprisonment for three months. Upon conviction of such third offence the license shall be forfeited and shall be delivered up to be cancelled, and no license hereunder shall be granted to the convicted licensee for a period of twelve months after such conviction.”

Section 33 amended.

10. Section 33 of the said Ordinance is hereby amended by striking out the words “in the refreshment room or elsewhere” in the third and fourth lines thereof.

Section 36 amended.

11. Section 36 of the said Ordinance is hereby amended by striking out the words “or who permits any such minor to be in any room or place on such premises known as the refreshment room, or to frequent such room or place” in the third, fourth, fifth and sixth lines thereof, and by striking out the words “or permits any such minor to be so present whether a guest of the house or not” in the seventh and eighth lines thereof.

CHAPTER 7

AN ORDINANCE RESPECTING THE PROTECTION AND CARE OF ESKIMO RUINS.

(Assented to May 4th, 1935.)

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of said Territory, enacts as follows:

1. This Ordinance may be cited as "The Eskimo Ruins Ordinance." Short Title.
2. No Eskimo ruins shall be excavated or investigated nor shall any objects of archæological or ethnological importance or interest be exported or taken from the Yukon Territory save by permission of and in accordance with regulations made by the Commissioner. Eskimo ruins not to be investigated without permission of Commissioner.
3. The Commissioner may from time to time make such rules and regulations, not inconsistent with the provisions of this Ordinance, for the carrying out of the intent and meaning hereof, as are found necessary or are deemed expedient by him. Commissioner may make regulations.
4. Any person who violates any of the provisions of this Ordinance or of any regulation made hereunder, shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding one thousand dollars and in default of payment to imprisonment not exceeding six months, or to both fine and imprisonment. Penalty for violation.

CHAPTER 8

AN ORDINANCE FOR GRANTING TO THE COMMISSIONER CERTAIN SUMS OF MONEY TO DEFRAY THE EXPENSES OF THE PUBLIC SERVICE OF THE TERRITORY AND THE CITY OF DAWSON.

(Assented to May 4th, 1935.)

Whereas, It appears by Message from George Allen Jeckell, Esquire, the Comptroller of the Yukon Territory, and in the Supplementary Estimates accompanying the same, that the sums hereinafter mentioned in Schedule "A" are required to defray certain further expenses of the Public Service of the Yukon Territory and the City of Dawson, and for the purposes relating thereto for the year ending March 31, 1935; and,

Whereas, It appears by Message from George Allen Jeckell, Esquire, the Comptroller of the Yukon Territory, and in the Estimates accompanying the same, that the sums hereinafter mentioned in Schedule "B" to this Ordinance are required to defray certain expenses of the Public Service of the Yukon Territory and for the purposes relating thereto for the twelve months ending March 31, 1936; and,

Whereas, It appears by Message from George Allen Jeckell, Esquire, the Comptroller of the Yukon Territory, and in the Estimates accompanying the same, that the sums hereinafter mentioned in Schedule "C" to this Ordinance are required to defray certain expenses of the Public Service of the City of Dawson and for the purposes relating thereto for the twelve months ending March 31, 1936;

The Comptroller of the Yukon Territory, by and with the advice and consent of the Council of said Territory, therefore enacts as follows:

1. From and out of the sums at the disposal of the Yukon Council there shall be paid and applied a further sum not exceeding in the whole one hundred and forty-three thousand, three hundred and forty-two dollars and three cents for defraying the several charges and expenses of the Public Service of the Yukon Territory for the year ending March 31, 1935, as set forth in Schedule "A" of this Ordinance; and from and out of the sums at the disposal of the Yukon Council there shall be paid and applied a further sum not exceeding in the whole three hundred and sixty-nine dollars and twenty-two cents for defraying the several charges and expenses of the Public Service of the City of Dawson for the year ended March 31, 1935, as set forth in Schedule "A" of this Ordinance.

2. From and out of the funds at the disposal of the Yukon Council there shall and may be paid and applied a sum not exceeding in the whole one hundred and forty-eight thousand, four hundred and twenty-six dollars and twenty-four cents for defraying the several charges and expenses of the twelve months ending March 31, 1936, as set forth in Schedule "B" of this Ordinance.

3. From and out of the funds at the disposal of the Yukon Council there shall and may be paid and applied a sum not exceeding twenty-nine thousand, seven hundred and twenty-one dollars and sixty-three cents for defraying the several charges and expenses of the Public Service of the City of Dawson for the twelve months ending March 31, 1936, as set forth in Schedule "C" to this Ordinance.

4. The due application of all moneys expended shall be duly accounted for.

SCHEDULE "A"

further sums granted to the Comptroller by this Ordinance for the twelve months ending March 31, 1935, and the purposes for which they are agreed:

Travelling expenses	\$	212.27	
Schools:			
Generally	\$	361.80	
Dawson		586.03	
Auto. transportation		95.00	
			1,042.83
Public Health and care of indigents.....			10,452.78
Miscellaneous:			
Town of Mayo	\$	113.97	
Printing and stationery		243.94	
Contingencies		332.63	
			690.54
The Government Liquor Ordinance.....			130,943.61
			<u>\$143,342.03</u>

City of Dawson:

 Fire Department:

Fire alarm system	\$	6.00	
Streets and sidewalks		363.22	

369.22

SCHEDULE "B"

Sums granted to the Comptroller by this Ordinance for the twelve months ending March 31, 1936, and the purposes for which they are granted:

SALARIES AND TRAVELLING EXPENSES

Salaries	\$6,555.00	
Travelling expenses	700.00	
		<u>7,255.00</u>

YUKON COUNCIL

Sessional indemnity and travelling expenses	1,440.00
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SCHOOLS

Schools generally	\$ 4,000.00
Dawson school	13,446.00

Carried forward\$ 8,695.00 \$ 17,446.00

Brought forward	\$ 8,695.00	\$ 17,446.00
St. Mary's school	3,135.00	
Whitehorse school	8,835.00	
Mayo school	3,270.00	
Carcross school	2,495.00	
Auto. transportation	2,000.00	
	<hr/>	37,181.00

HOSPITALS, CHARITIES AND PUBLIC HEALTH

Grant, St. Mary's Hospital.....	\$12,000.00	
Bonus, St. Mary's Hospital.....	4,500.00	
Grant, Mayo Hospital.....	5,500.00	
Grant, Whitehorse Hospital.....	4,500.00	
Salary, Medical Health Officer, etc., Dawson	1,140.00	
Salary, Medical Health Officer, etc., Mayo	285.00	
Salary, Medical Health Officer, etc., Whitehorse	285.00	
Public Health and care of indigents	15,000.00	
	<hr/>	43,210.00

GRANTS TO LIBRARIES, READING ROOMS, ETC.

Dawson Free Library	\$ 900.00	
Whitehorse Reading Room.....	450.00	
Mayo Reading Room	150.00	
Yukon Law Library	150.00	
Whitehorse Law Library	40.00	
City of Dawson	7,500.00	
	<hr/>	9,190.00

MISCELLANEOUS EXPENDITURES

Territorial Agent, Whitehorse.....	\$ 712.50	
Town of Whitehorse.....	5,670.00	
Territorial Agent, Mayo.....	285.00	
Town of Mayo	5,917.00	
Assay Office, Keno.....	5,005.00	
Printing and stationery.....	1,500.00	
Contingencies	1,300.00	
Aviation fields	150.00	
	<hr/>	20,539.50
Carried forward		\$118,815.50

Brought forward	\$118,815.50
ROADS, BRIDGES AND PUBLIC WORKS	
Glacier road and winter trail.....	\$ 1,500.00
Dawson cable ferry	1,850.00
Bonanza to Indian road.....	1,500.00
Hunker-Dominion road	4,500.00
Klondike road	1,300.00
Klondike to Crooked trail.....	800.00
Mayo to Yukon trail	500.00
Mayo District roads	4,300.00
Whitehorse District roads	2,200.00
Kluane Junction to Minto.....	1,150.00
Sundry roads and general expense	300.00
Winter roads	3,023.24
Caterpillars, loader, auxiliary cars	5,100.00
Maintenance road truck	500.00
Garage and machine shop	400.00
Purchase of equipment	687.50
	29,610.74
	\$148,426.24

SCHEDULE "C"

CITY OF DAWSON

Fire Department	\$ 8,612.00
Hydrant service	13,356.00
Street lighting	2,550.00
Printing and stationery	300.00
Salaries	950.00
Contingencies	173.63
Streets and sidewalks	3,780.00
	\$ 29,721.63

5. In the event of there being a surplus of moneys standing to the credit of any item voted for Roads, Bridges and Public Works after the construction or repairs provided for have been completed to the satisfaction of the Superintendent of Works and Buildings, such surplus of money shall forthwith on the acceptance of such works or repairs by the Comptroller of the Yukon Territory, be taken from said item and become part of and be added to the amount provided for Contingencies to such Roads, Bridges and Public Works, and shall thereafter be at the disposal of the Comptroller of the Yukon Territory for Roads, Bridges and Public Works.

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