

ORDINANCES
OF THE
YUKON TERRITORY

PASSED BY THE
YUKON COUNCIL

IN THE YEAR

1951

A. H. GIBSON
COMMISSIONER



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

BY

W. A. WARDROP, King's Printer

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CHAPTER 1

AN ORDINANCE TO FACILITATE THE ENFORCEMENT
OF MAINTENANCE ORDERS

(Assented to May 10, 1951.)

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 Maintenance Orders (Facilities for Enforcement) Ordinance 1951." Short Title

2. In this Ordinance, unless the context otherwise requires: Interpretation

(a) "certified copy" in relation to an order of a court means a copy of the order certified by the proper officer of the court to be a true copy;

(b) "Commissioner" means the Commissioner of the Yukon Territory;

(c) "Court" means any authority having statutory jurisdiction to make maintenance orders;

(d) "dependants" means such persons as a person, against whom a maintenance order is made, is liable to maintain according to the law in force in the place where such maintenance order is made; and

(e) "Maintenance Order" means an order, other than an order of affiliation, for the periodical payment of sums of money towards the maintenance of the wife or other dependants of the person against whom the order is made.

3. (1) Where a maintenance order has, whether before or after this Ordinance comes into force, been made against any person by a court in a reciprocating state Enforcement in Yukon Territory of Maintenance Orders made elsewhere

2 ENFORCEMENT MAINTENANCE ORDERS ORDINANCE

and a certified copy of the order has been transmitted by the proper officer of the reciprocating state to the Commissioner, the Commissioner shall send a certified copy of the order to the proper officer of a court in the Yukon Territory for registration, and on receipt thereof the order shall be registered and shall from the date of such registration be of the same force and effect, and, subject to the provisions of this Ordinance, all proceedings may be taken on such order as if it had been an order originally obtained in the Court in which it is so registered, and that Court shall have power to enforce the order accordingly.

Court in which orders are to be registered

(2) The Court in which an order is to be registered shall be such Court as is determined by the Commissioner.

Transmission of maintenance orders made in the Yukon Territory

4. Where a court in the Yukon Territory has, whether before or after this Ordinance comes into force, made a maintenance order against any person, and it is proved to that court that the person against whom the order was made is resident in a reciprocating state, the court shall send, on the request of the person in whose favor the order was made, a certified copy of the order to the Commissioner for transmission to the proper officer of that reciprocating state, and the Commissioner shall transmit the certified copy accordingly.

Provisional maintenance orders against persons resident outside the Yukon Territory

5. (1) Where an application is made to a court in the Yukon Territory for a maintenance order against any person, and it is proved that that person is resident in a reciprocating state; the court, in the absence of that person and without service of notice on him, if after hearing the evidence it is satisfied of the justice of the application, may make any such order as it might have made if a summons had been duly served on that person and he had failed to appear at the hearing, but in such case the order shall be provisional only, and shall have no effect unless and until confirmed by a competent court in such reciprocating state.

Depositions and transcripts

(2) If the evidence of any witness who is examined on any such application is not taken in shorthand, the evidence shall be put into the form of a deposition, and such deposition shall be read over and signed by the

ENFORCEMENT MAINTENANCE ORDERS ORDINANCE 3

witness and also by the judge or other person presiding at the hearing.

- (3) Where an order is made pursuant to subsection one, the court shall send to the Commissioner a certified copy of the order for transmission to the proper officer of the reciprocating state. Transmission of order to Commissioner
- (4) The court shall also prepare: Statements to be prepared by Court.
- (a) a statement showing the grounds on which the making of the order might have been opposed if the person against whom the order is made had been duly served with a summons and had appeared at the hearing; and
- (b) a statement showing such information as the court possesses for facilitating the identification of the person against whom the order is made and ascertaining his whereabouts.
- (5) With the certified copy of the order the court shall send also to the Commissioner for transmission to the proper officer of the reciprocating state: Transmission of other documents to Commissioner
- (a) the depositions or a certified copy of the transcript of the evidence; and
- (b) the statement referred to in clause (a) of subsection four; and
- (c) the statement referred to in clause (b) of subsection four.
- (6) The Commissioner shall transmit the documents sent to him by the court to the proper officer of the reciprocating state. Transmission by Commissioner
- (7) Where any such provisional order has come before a court in a reciprocating state for confirmation and the order has by that court been remitted to the court in the Yukon Territory that made the order for the purpose of taking further evidence, the last mentioned Power to take new evidence on renvoy

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court shall proceed, after giving the prescribed notice, to take the evidence in like manner and subject to the like conditions as the evidence in support of the original application.

Further
power on
renvoy

- (8) If upon the hearing of such evidence it appears to the court in the Yukon Territory that the order ought not to have been made, the court may rescind the order, but in any other case the depositions or a certified copy of the transcript of the evidence if it was taken in shorthand shall be sent to the Commissioner and dealt within like manner as the depositions or transcript of of the original evidence.

Power of
original
court to
vary or
rescind

- (9) The confirmation of an order made under this section shall not affect any power of the court by which the order was originally made to vary or rescind the order; but on the making of a varying or rescinding order the court shall send a certified copy thereof, together with the depositions or a certified copy of the transcript of any new evidence adduced before the court, to the Commissioner for transmission to the proper officer of the reciprocating state in which the original order was confirmed, and in the case of an order varying an original order the order shall not have any effect unless and until confirmed in like manner as the original order.

Right of
appeal

- (10) The applicant shall have the same right of appeal, if any, against a refusal to make a provisional order as he would have had against a refusal to make the order had a summons been duly served on the person against whom the order is sought to be made.

Confirmation
of mainten-
ance orders
made
outside the
Yukon
Territory

6. (1) Where a maintenance order has been made by a court in a reciprocating state and the order is provisional only and has no effect unless and until confirmed by a court in the Yukon Territory, and a certified copy of the order, together with the depositions of witnesses and a statement of the grounds on which the order might have been opposed is received by the Commissioner and it appears to him that the person against whom

the order was made is resident in the Yukon Territory, the Commissioner may send the documents to such court as is determined by the Commissioner, and upon receipt of such documents the court shall issue a summons calling upon the person against whom the order was made to show cause why the order should not be confirmed, and cause it to be served upon such person.

- (2) At the hearing it shall be open to the person on whom the summons was served to raise any defence that he might have raised in the original proceedings had he been a party thereto but no other defence; and the statement from the court that made the provisional order stating the grounds on which the making of the order might have been opposed if the person against whom the order was made had been a party to the proceedings shall be conclusive evidence that those grounds are grounds on which objection may be taken. Right of defence on application for confirmation
- (3) If at the hearing the person served with the summons does not appear, or on appearing, fails to satisfy the court that the order ought not to be confirmed, the court may confirm the order either without modification or with such modification as to the court after hearing the evidence may seem just. Power to confirm with or without modification
- (4) If the person against whom the summons was issued appears at the hearing and satisfies the court that for the purpose of any defence it is necessary to remit the case to the court that made the provisional order for the taking of any further evidence, the court may so remit the case and adjourn the proceedings for the purpose. Power to remit to court that made provisional order.
- (5) Where a provisional order has been confirmed under this section, it may be varied or rescinded in like manner as if it had originally been made by the confirming court, and where on an application for rescission or variation the court is satisfied that it is necessary to remit the case to the court that made the order for the purpose of taking any further evidence, the court may so remit the case and adjourn the proceedings for the purpose. Variation or rescission of order that has been confirmed

6 ENFORCEMENT MAINTENANCE ORDERS ORDINANCE

Right of
appeal

(6) Where order has been so confirmed, the person bound thereby shall have the same right of appeal, if any, against the confirmation of the order as he would have had against the making of the order had the order been an order made by the court confirming the order.

Enforcement
of order

7. (1) A court in which an order has been registered under this Ordinance or by which an order has been confirmed under this Ordinance, and the officers of such court, shall take all proper steps for enforcing the order.

Mode of
enforcement

(2) Every such order shall be enforceable in like manner as if the order were a judgment of the court in which the order is so registered or by which it is so confirmed.

Rules of
practice

8. The Commissioner may make rules prescribing the practice and procedure under this Ordinance.

Proof of
documents
signed by
officer of
court

9. Any document purporting to be signed by a judge or officer of a court in a reciprocating state, until the contrary is proved, shall be deemed to have been so signed without proof of the signature or judicial or official character of the person appearing to have signed it, and the officer of a court by whom a document is signed, until the contrary is proved, shall be deemed to have been the proper officer of the court to sign the document.

Depositions
to be
evidence

10. Depositions or transcripts from shorthand of evidence taken in a reciprocating state, for the purpose of this Ordinance, may be received in evidence in proceedings before courts in the Yukon Territory under this Ordinance.

Extent of
Ordinance

11. Where the Commissioner is satisfied that reciprocal provisions have been made by any province in Canada, any part of the British Commonwealth of Nations or Empire, or any foreign state for the enforcement therein of maintenance orders made within the Yukon Territory, the Commissioner may declare it to be a reciprocating state for the purpose of this Ordinance, and thereupon it shall become a reciprocating state within the meaning of this Ordinance.

CHAPTER 2

AN ORDINANCE TO RELIEVE THE MUNICIPAL COUNCIL OF THE CITY OF DAWSON AND ALDERMAN GEORGE O. SHAW FROM RESTRICTION IMPOSED BY SECTION 27 OF "THE MUNICIPAL ORDINANCE"

(Assented to May 10, 1951.)

Whereas it appears from representations made by the Mayor and Aldermen and the Medical Health Officer of the City of Dawson that to preserve and protect the good health of the inhabitants of the City of Dawson the Municipal Council must exercise the powers conferred upon it by section 157 of "The Municipal Ordinance," to establish and to maintain a system for the collection, removal and disposal at the expense of the municipal corporation of ashes, garbage and other refuse throughout the whole municipality at the expense of the owners and occupants of the lands in respect of which the service is rendered; and Recitals

Whereas the said corporation does not have such buildings, machinery and plant as are necessary for the collection, removal and disposal of ashes, garbage and other refuse and is not possessed at this time of sufficient money to purchase the same; and

Whereas Alderman George O. Shaw is possessed of such buildings, machinery and plant and is engaged in the business of the collection, removal and disposal of ashes, garbage and other refuse and is the only person in the City of Dawson so possessed or engaged; and

Whereas it appears further from representations made by the Mayor and Aldermen that no person other than the said George O. Shaw is able or willing to engage in such business in the City of Dawson:

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

8 RESTRICTION IMPOSED MUNICIPAL ORDINANCE

**Authoriza-
tion to
Contract**

1. The Municipal Council of the City of Dawson is hereby authorized and empowered to enter into a contract with the said George O. Shaw for the collection, removal and disposal by him of ashes, garbage and other refuse throughout the whole of the City of Dawson upon such terms and conditions as may be deemed expedient.

**Contract
for Limited
Term**

2. Any contract made and entered into by the Municipal Council of the City of Dawson and the said George O. Shaw under the authority of this Ordinance shall be for a term ending on or before the thirty-first day of January, 1952.

CHAPTER 3

AN ORDINANCE TO AMEND THE
"ANNUITY PLAN ORDINANCE"

(Assented to May 10, 1951.)

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

1. The "Annuity Plan Ordinance" being Chapter 5 of the Ordinances of the Yukon Territory, 1950, is amended by inserting the following section after section 4:

"4A. The Territorial Government shall pay over all moneys collected and contributed under the provisions of this Ordinance to the Commissioner of the Yukon Territory and the Clerk of the Territorial Court of the Yukon Territory who shall pay the same to the Government Annuities Branch of the Department of Labour for the benefit of the employees for and from whom such moneys were contributed and collected at such times as the terms of the contracts upon which the employee's annuities were purchased require."

Trustees of
Funds
Collected

CHAPTER 4

AN ORDINANCE TO AMEND THE
"YUKON GAME ORDINANCE"

(Assented to May 10, 1951.)

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

1. "The Yukon Game Ordinance," being Chapter 3 of the Ordinances of the Yukon Territory, 1947, is amended by inserting in Section 2 immediately after the definition of "Assistant Guide" the following definition:

"Loaded" means with ammunition in the magazine or in the breech.

2. The said Ordinance is further amended by striking out the words "one caribou of each species" where the same occur in paragraph (a) of subsection 4 of section 9 and substituting therefor the words "one caribou."

3. The said Ordinance is further amended by adding to section 20 thereof the following subsection:

"(2) No license issuer shall issue a license until the applicant for it produces his receipt showing that he has paid the annual poll tax for the current year, or satisfies the license issuer that he is a person exempt from said tax, under the provisions of 'The Poll Tax Ordinance,' being Chapter 1 of the Ordinances of the Yukon Territory, 1918."

4. The said Ordinance is further amended by striking out section 21 thereof and substituting therefor the following:

"21. (1) All non-resident bird licenses and all non-resident big game licenses shall expire on the thirtieth day of November in each year and all other licenses

Poll Tax
must be
paid

Expiry date
of license

issued under the provisions of this Ordinance shall expire on the thirtieth day of June in each year.

- (2) Upon the request of a game guardian the holder of any license issued under the provisions of this Ordinance shall submit his license for inspection.” Inspection
of licenses

5. The said Ordinance is further amended by striking out Section 77 thereof and substituting therefor the following:

“77. (1) No person shall hunt, trap, kill or molest any wildlife within the area extending a distance of one mile on either side of the centre of the Alaska Highway and of the Haines Cut-off Road. Restrictions
concerning
certain roads

(2) No person shall carry or have in his possession any loaded rifle or discharge any rifle within the area extending a distance of one mile on either side of the centre of the Whitehorse to Mayo to Dawson Highway.

(3) No person shall carry or have in his possession any loaded shotgun or discharge any shotgun within the area extending a distance of one hundred yards on either side of the Whitehorse to Mayo to Dawson Highway.

(4) The prohibitions contained in this section shall not apply to a game guardian or to a person who owns land in any area herein described if such person hunts, traps, kills or molests wildlife or discharges firearms in such area for the protection of livestock or of gardens or of other property from predatory animals and birds or rodents. Exceptions
in certain
cases

(5) On the prosecution of any person, other than a game guardian, charged with committing a violation of the provisions of this section the burden of proving that his action was necessary for the protection of his livestock, gardens or other property shall be upon the person accused.” Onus of
proof

6. The said Ordinance is amended further by striking out subsection 3 (a) of section 9 and substituting therefor:

Special bear
hunting
license

“(3a) A special bear hunting license shall permit the holder thereof to kill, during the period between the first day of May and the thirtieth day of June, both inclusive, two grizzly bears and two brown or black bears and any number of wolves and coyotes.”

7. The said Ordinance is amended further by striking out the symbol and figures “\$50.00” where the same occur in subsection 4 of section 10 and substituting therefor the symbol and figures “\$40.00.”

CHAPTER 5

AN ORDINANCE TO AMEND
"THE SALE OF BEER ORDINANCE"

(Assented to May 10, 1951.)

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

1. "The Sale of Beer Ordinance," being Chapter 2 of the Ordinances of the Yukon Territory, 1925, and amending Ordinances, is further amended by inserting immediately after section 25 thereof the following:

"25A. No person shall have in his possession or consume beer which he has purchased by the glass on the licensed premises except in the beverage room where he purchased the same. Beer must be consumed in Beverage Room

25B. No person shall keep or consume any beer which has been sold to him by retail in the bottle on the licensed premises in any place on the licensed premises except in the beverage room where he purchased the same or in a private guest room which he occupies." or Guest Room

2. The said Ordinance is further amended by striking out the words "on the licensed premises," where the same occur at the end of section 15 and substituting therefor the words "in a room set aside for that purpose and designated as the beverage room in his licensed premises."

3. The said Ordinance is further amended by striking out section 12 thereof and substituting therefor:

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

For a hotel license in municipalities of Dawson and
Whitehorse—\$25.00

For a hotel license at all other points throughout the
Yukon Territory—\$90.00

For a club license—\$24.00.”

CHAPTER 6

AN ORDINANCE TO PROVIDE FOR THE IMPOSITION
AND COLLECTION OF A TOLL UPON THE
WHITEHORSE TO MAYO HIGHWAY

(Assented to May 10, 1951.)

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

1. The Commissioner of the Yukon Territory is hereby authorized and empowered to levy and to receive tolls for the use of the Whitehorse to Mayo Highway or for any portion or portions thereof. **Commissioner authorized to levy tolls**

2. The tolls to be levied and received under the provisions of this Ordinance shall be as set forth in Schedule "A" hereto. **Schedule of tolls**

3. The Commissioner shall from time to time make such regulations as he deems necessary governing the method of the collection of such tolls. **Regulations**

4. All moneys collected under the provisions of this Ordinance shall be paid over to the Territorial Treasurer for the use of the Territory and shall form a part of the consolidated revenue fund of the Yukon Territory. **Tolls to form part of consolidated revenue**

16. IMPOSITION AND COLLECTION OF TOLL ORDINANCE

SCHEDULE "A"

COMMODITIES	Whitehorse- Carmacks Division per ton or fraction thereof	Carmacks- Mayo Division per ton or fraction thereof	Whitehorse- Mayo Through Traffic per ton or fraction thereof
NORTH BOUND TRAFFIC:			
Freight Vehicle :			
Coal		.50	.50
Food for human consumption	.75	1.25	2.00
General freight	1.00	2.00	3.00
Vehicle weight	.50	.50	1.00
SOUTH BOUND TRAFFIC			
Ores or Concentrates		1.75	4.00
Coal	.50	.50	—
General freight	1.00	2.00	3.00
Vehicle weight	.50	.50	1.00
NORTH OR SOUTH BOUND TRAFFIC			
Passenger Vehicles - Commercial			
Per Passenger	.40	.60	1.00
Automobiles :			
Resident Owner	.75	1.25	2.00
Non-Resident Owner	1.00	1.50	2.50

NOTE:—General Freight means all types of freight except commodities specifically designated.

CHAPTER 7

AN ORDINANCE TO AMEND
"THE FUR EXPORT TAX ORDINANCE"

(Assented to May 10, 1951.)

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

1. "The Fur Export Tax Ordinance," being Chapter 8 of the Ordinances of the Yukon Territory, 1919, is amended by inserting immediately after section 3 the following section:

"3A. The provisions of this Ordinance shall not apply with respect to nor shall the tax imposed by this Ordinance be collected upon the pelts of animals raised in captivity by the holder of a Fur Farm License."

Holder of Fur
Farm
license
exempt

CHAPTER 8

AN ORDINANCE TO AMEND
"THE COCKTAIL LOUNGE ORDINANCE"

(Assented to May 10, 1951.)

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

1. "The Cocktail Lounge Ordinance," being Chapter 10 of the Ordinances of the Yukon Territory, 1950, is hereby amended by striking out the words, 'For the first offence to a penalty of not less than \$100.00 and costs, nor more than \$500.00 and costs, and, in default of payment forthwith after conviction, not less than two months nor more than four months imprisonment;' where the same occur in section 27 and substituting therefor the following:

'For the first offence to a penalty of no less than \$100.00 and costs, nor more than \$200.00 and costs, and, in default of payment forthwith after conviction, not less than one month nor more than two months imprisonment.'

CHAPTER 9

AN ORDINANCE TO AMEND
"THE HOTEL KEEPERS ORDINANCE"*(Assented to May 10, 1951.)*

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

1. "The Hotel Keepers Ordinance," being Chapter 5 of the Ordinances of the Yukon Territory, 1947, is amended by renumbering section number 14 thereof as section number 17.

2. The said Ordinance is further amended by inserting the following sections immediately after section 13:

"14. (1) Every hotel keeper shall establish an hour which shall be the close of his business day. Hours of closing

(2) Every person who retains his lodging in any hotel after the hour which is established as the close of the business day under the provisions of subsection (1) shall be deemed to have retained and may be required to pay for such lodging for an additional day. May be charged for additional day

15. Every hotel keeper shall post or place in a conspicuous place in every room which he lets for lodging accommodation a notice stating: Notice to be posted

(a) the rate which he charges for such lodging; and

(b) the hour which he has established as the close of his business day; and

(c) that every person who occupies the room after the hour stated in the notice to be the close of the business day shall be deemed to have retained and may be required to pay for the room for an additional day.

16. Any hotel keeper who neglects to comply with or violates any of the provisions of this Ordinance shall be liable upon summary conviction to a fine of not more than one hundred dollars and not less than five dollars with costs." Penalty

CHAPTER 10

AN ORDINANCE TO AMEND
THE "MOTOR VEHICLE ORDINANCE"

(Assented to May 10, 1951.)

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

1. The "Motor Vehicle Ordinance," being Chapter 2 of the Ordinances of the Yukon Territory, 1947, is amended by adding to section 5 the following subsection:

Poll Tax
must be paid

"(2) The Commissioner shall not issue a license or a certificate of registration until the applicant for it produces his receipt showing that he has paid the annual poll tax for the current year, or satisfies the Commissioner that he is a person exempt from said tax, under the provisions of 'The Poll Tax Ordinance' being Chapter 1 of the Ordinance of the Yukon Territory, 1918.

2. The said Ordinance is amended further by adding the following sections immediately after section 57:

Unlawful to
shoot game
from vehicle

"57A. (1) No person while on horseback or in or on a vehicle of any kind shall molest, take, shoot at, wound or kill any game.

(2) No person shall carry at any time a loaded shotgun or rifle in or on or discharge the same from any vehicle."

3. The said Ordinance is amended further by adding the heading and sections following immediately after section 63:

"PROTECTION OF HIGHWAYS"

Superintend-
ent may close
roads while
under repair

63A (1) While road construction, repair or improvement or any other work authorized by the Superintendent of Works is in progress on any highway, the Superintendent of Works or any person authorized by him may

close the highway or any portion thereof to traffic for such time as he deems necessary.

(2) Any person using a highway closed by the Superintendent of Works or by any person authorized by him shall do so at his own risk and shall have no right to recover damages in case of accident or injury.

Use of Roads
at own risk

(3) Any person who uses any highway closed to traffic under the provisions of this section or removes, defaces or damages any notice or obstruction placed thereon by authority of the Superintendent of Works shall be guilty of an offence and liable on summary conviction to a fine not exceeding fifty dollars and costs and also shall be liable for any damage or injury done to the highway or to the property of the Department of Works and Buildings occasioned by such action.

Penalty

63B. (1) The Superintendent of Works may by order, at such times and for such periods of time in any year as he deems necessary for the protection of any highway, prohibit the operation of vehicles or impose restrictions as to the class or weight of vehicles which may be operated over or upon the highway or any section of the highway.

Superintendent may
restrict use
of roads

(2) The Superintendent of Works shall cause notice to be given of any order made under this section or of any amendment or cancellation thereof by the posting of signs or notices or in such other manner as he deems advisable.

Notice to
be given

(3) Every person who is guilty of a violation of the provisions of any order of the Superintendent of Works made pursuant to this section shall be guilty of an offence and liable on summary conviction to a fine not exceeding fifty dollars and costs and also shall be liable for any damage or injury done to the highway through such violation.

Penalty

CHAPTER 11

AN ORDINANCE TO AMEND
"THE WORKMEN'S COMPENSATION ORDINANCE"

(Assented to May 10, 1951.)

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

1. "The Workmen's Compensation Ordinance," being Chapter 1 of the Ordinances of the Yukon Territory, 1917, and amending Ordinances, is amended by inserting the words "such workmen as" immediately after the word "which" where the same occurs in Section 17.

2. The said Ordinance is further amended by striking out Section 4 of the First Schedule thereto and substituting therefor the following:

"4. (1) For other injuries causing temporary disability, the employer shall pay to the workman sixty-six and two-thirds per centum of his wages computed on the basis of his daily wage at the time of injury, exclusive of overtime.

(2) The payment provided for in this section shall be paid to the workman weekly but the period for such payment shall not exceed twelve months, from the date of injury."

CHAPTER 12

AN ORDINANCE TO AMEND
THE "MUNICIPAL ORDINANCE"

(Assented to May 10, 1951.)

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

1. (1) The "Municipal Ordinance," being Chapter 8 of the Ordinances of the Yukon Territory, 1949, Second Session, is amended by adding to section 157 the subsections following:

"(2) For greater certainty but not so as to limit the general powers conferred by subsection 1 hereof or by section 172, the Municipal Council may make by-laws for all or any of the following purposes:

Municipal
Council may
make by-laws

(a) the making of provisions for the proper scavenging of the municipality, licensing and regulating scavengers and fixing a schedule of rates to be charged by scavengers;

Scavenging

(b) establishing and maintaining a system for the collection, removal and disposal at the expense of the municipality, of garbage or of garbage and other refuse, or of ashes, garbage and other refuse; or defining and classifying garbage and providing for the collection, removal and disposal of garbage, or of garbage and other refuse or of ashes, garbage and other refuse, throughout the whole municipality or in defined areas of it at the expense of the owners and occupants of the lands in respect of which the service is rendered; and, in either case, compelling owners and occupants of land to provide such receptacles as may be specified in the by-law for the collection of ashes, garbage and other refuse, and erecting and maintaining such buildings, machinery and

other plant as may be deemed necessary for the collection, removal and disposal of such ashes, garbage and other refuse or contracting with some person for the collection, removal and disposal by him of the ashes, garbage and other refuse, upon such terms and conditions as may be deemed expedient;

(c) preventing and controlling the construction of privy vaults and providing for the keeping of the same in a proper state of cleanliness;

(d) charging to all assessed owners of land, whether otherwise exempt from taxation or not, upon which privies exist; whether used or not, a fixed sum for each privy annually, to cover the cost of removing the contents thereof;

(3) All charges made by the municipality for services rendered under the provisions of this section shall be added to the tax roll as a special assessment against the land of the owners in respect of which such services are rendered and shall be recoverable in like manner as other taxes or rates which are a lien upon land."

2. Section 158 of the said Ordinance is amended by striking out the figures "158" where the same occur therein and substituting the figures "157."

3. Section 278 of the said Ordinance is amended by inserting the words "or any service provided under a by-law passed pursuant to the provisions of section 157 of this Ordinance" after the word "electricity" wherever the same occurs therein.

4. Sections 1, 2 and 3 hereof shall be deemed to have come into force on the first day of January, 1951.

5. The said Ordinance is amended further by striking out the figure and words "6th day of April" where the same occur in paragraph (f) of subsection 2 of section 195 and substituting therefor the words "fifteenth day of July in the year in which the audit is made."

6. The said Ordinance is amended further by striking out the figure and words "7th day of April" where the same occur in section 196 and substituting therefor the words "sixteenth day of July."

7. (1) The said Ordinance is amended further by striking out paragraph (1) of section 253.

(2) The said section 253 is amended further by relettering paragraphs (m) and (n) thereof as paragraph (1) and (m) respectively.

8. (1) The said Ordinance is amended further by striking out paragraph (1) of section 340.

(2) The said section 340 is amended further by relettering paragraphs (m) and (n) and (o) thereof as paragraphs (l) and (m) and (n) respectively.

9. (1) Section 397 of the said Ordinance is amended by striking out subsection 2 thereof.

(2) The said section 397 is amended further by renumbering subsection 3 thereof as subsection 2.

(3) The said section 397 is amended further by striking out the word "enforced" where the same occurs in subsection 4 and substituting therefor the words "amount of the annual."

(4) The said section 397 is amended further by renumbering subsection 4 thereof as subsection 3.

10. (1) The said Ordinance is amended further by striking out subsection (1) of section 398 and substituting therefor the following:

"398 (1) Every person who has one or more places of business in the Yukon Territory where for four or more months, whether consecutively or not, in any twelve months period he carries on or is engaged in any business of selling tangible personal property of

any kind whatsoever by wholesale or by retail shall pay a tax for the raising of a revenue for Territorial purposes in respect of the cost of the purchases of all tangible personal property to be used by him for the purposes of such business, exclusive of the cost of fixtures and equipment to be installed and used by him in his place of business.

- (2) The tax imposed by this section shall be computed at the rate of one-fourth of one per centum of the price paid by the person liable to pay the tax for all tangible personal property in respect of which the tax is payable."
- (2) The said section 398 is amended further by renumbering subsection 2 thereof as subsection 3.
- (3) The said section 398 is amended further by striking out the figure "2" where it occurs in subsection 3 thereof and substituting therefor the figure "3."
- (4) The said section 398 is amended further by renumbering subsection 3 thereof as subsection 4.
- (5) The said section 398 is amended further by renumbering subsection 4 thereof as subsection 5.
- (6) The said section 398 is amended further by striking out the figures and word "(3) and (4)" where the same occur in subsection 5 and substituting therefor the figures and word "(4) and (5)."
- (7) The said section 398 is amended further by renumbering subsection 5 thereof as subsection 6.

11. The said Ordinance, as amended by Chapter 6 of the Ordinances of the Yukon Territory, 1950 (1st session), is further amended by striking out the whole of Part XVI thereof, which part consists of Sections 427, 428, 429, 430, and 431.

CHAPTER 13

AN ORDINANCE RESPECTING THE
CONDUCT AND CONTROL OF CEMETERIES

(Assented to May 10, 1951.)

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 "Cemeteries Ordinance." Short title

2. In this Ordinance, unless the context otherwise requires: Definitions

(a) "Cemetery" includes a burial ground, a municipal or public cemetery, a cemetery established under the provisions of "The Cemetery Ordinance" or by any society, organization, lodge or congregation.

(b) "Commissioner" means the Commissioner of the Yukon Territory.

(c) "Owner" includes a person managing or in charge of a cemetery and any society, organization, lodge, board of trustees or congregation which establishes or maintains a cemetery.

3. This Ordinance shall apply to every cemetery whether heretofore or hereafter established or laid out. Applications

4. The owner of every cemetery shall enclose every part thereof by walls or fences of the height of four feet at least and shall prevent all animals from trespassing within such enclosure. Cemetery to be fenced

5. The owner of a cemetery shall, out of the moneys received in respect thereto, keep the cemetery and the buildings and walls or fences thereof in good order and repairs. Cemetery to be kept in good order

Proper drain-
age to be
provided

6. (1) The owner of a cemetery shall construct and maintain all proper and necessary sewers and drains in and about the cemetery for the purpose of draining it and keeping it dry.

Repairs to
drains, etc.

(2) As occasion requires, the owner may cause any sewer or drain to open into an existing sewer of the highway, street, road or land through which or part of which the opening is intended to be made; and he shall do as little damage as possible to the highway, street, road or land and shall restore it to the same condition or as good a condition as it was before being disturbed.

Penalty

7. If the owner of a cemetery makes default in carrying out any of the provisions of sections 4, 5 and 6 he shall be liable upon summary conviction to a fine of not more than fifty dollars for every such default.

Penalty for
fouling
streams, etc.

8. If the owner of a cemetery at any time causes or suffers to be brought to or to flow into any river, spring, well, stream, canal, reservoir, aqueduct, lake, pond or watering-place, any offensive matter from the cemetery whereby the same is fouled, he shall be liable, in addition to any other remedy existing by law, upon summary conviction to a fine of not more than fifty dollars for every such offence.

Owner may
sue

9. (1) In addition to the penalty provided by Section 8, any person having a right to use the water may sue the owner of the cemetery for any damage specially sustained by him by reason of the water being fouled.

Court may
award dam-
ages

(2) If in the action no special damage is alleged or proved, the Court shall award a sum not exceeding ten dollars for every day during which the fouling has continued after the expiration of twenty-four hours from the time when notice of the fouling was served by such person upon the owner of the cemetery.

Chapel may
be erected

10. (1) The owner of a cemetery may erect within the bounds of the cemetery a chapel and vault or a vault alone for use as a repository for the dead during the winter months.

- (2) The chapel and vault or the vault alone shall be of permanent construction and all vault windows or other openings shall be protected by fast wooden or metal sheeting shutters. Chapel to be of permanent construction
- (3) There shall be no open connections between a vault and the chapel except underneath the floor for the reception of a coffin. No connection between vault and chapel
11. Except as permitted by Section 10, no person shall be buried in a vault or otherwise, in or under any chapel or other building in a cemetery, or within fifteen feet of the outer wall of any chapel or building therein. No burial in vault
12. (1) The owner of a cemetery shall make regulations to ensure all burials within the cemetery being conducted in a decent manner. Conduction of burials
- (2) In the case of a public or municipal cemetery, the owner shall permit the religious denomination to which the deceased belongs to perform the usual religious rites on the deceased's interment. Religious Rites to be permitted
13. The owner of a public or municipal cemetery shall furnish graves for strangers and for the poor of all denominations on the certificate of a minister or a clergyman or a Territorial agent that the deceased was a stranger or that the deceased and his relatives are poor as the case may be. Graves for poor and strangers
14. The real property of the owner of a cemetery which is used as such, and the lots or plots when conveyed by the owner to individual proprietors for burial sites, shall not be liable to be seized or sold in execution or under judgment or attached or applied to the payment of a debt or passed to the assignee under any bankruptcy or insolvency law. Lots not liable to seizure
15. (1) The owner of every cemetery shall deposit with the Territorial Treasurer, and if the cemetery be within a municipality with the municipal clerk, a map of each cemetery whether or not a certificate of title has been granted for such lands or any part thereof. Map to be deposited
- (2) Such map shall be made on a scale of not less than one inch to four chains and shall show: Scale of map

Map to show
certain things

- (a) the number of the lots and blocks in a townsite or the number of the lot and group or the name of the district or reservation, as the case may be, in which the land lies;
 - (b) all boundary lines within the limits of the land shown on the map of blocks and lots or reservations;
 - (c) all paths, lanes, woods, passages, thoroughfares or reservations set apart within the cemetery with the courses and widths thereof;
 - (d) the length and width of all burial lots and plots;
 - (e) the courses of all division lines between burial lots and plots; and
 - (f) the courses of all streams or waters within the limits of the land included in the map.
- (3) The burial lots and plots shall be marked with distinct numbers or symbols.
- (4) Every such map shall be signed by every owner or the owner's agent and certified by a Dominion land surveyor whose respective signatures shall be duly witnessed and attested .

Sale of lots

16. Where a lot or plot has been sold by the owner of a cemetery for burial site, the conveyance or transfer need not be registered for any purpose whatever and no judgment, mortgage or encumbrance shall subsist on any lot or plot so conveyed or transferred.

Transfer to
be in
writing

17. Every conveyance or transfer of a burial lot or plot shall be in writing and signed by the owner or his authorized agent and shall describe the lot or plot clearly with reference to its description upon the map filed under the provisions of section 15.

Lots may be
owned in
shares

18. All lots or plots of ground in a cemetery, when numbered and conveyed or transferred by the owner of the

cemetery as burial sites shall be indivisible but may afterwards be held and owned in individual shares.

19. (1) Every owner of a cemetery shall keep a register of the lots or plots in the cemetery which shall show with respect to each lot or plot;
- Register to
be kept
- (a) its distinct number or symbol with respect to the map filed under Section 15;
 - (b) its dimensions;
 - (c) whether or not it has been transferred or conveyed;
 - (d) the name or names and addresses of the owner or owners of the lot or plot;
 - (e) whether or not it has been used as a burial site;
 - (f) the name of every person buried in the lot or plot;
 - (g) the date of every burial in the lot or plot;
- (2) Every owner of a cemetery shall file in the office of the Territorial Treasurer, and if the cemetery be within a municipality with the municipal clerk, a copy of the register kept under this section which shall be signed by the owner or his authorized agent and authenticated by the affidavit of the owner or his authorized agent.
- Copy of
Register to
be filed with
Territorial
Treasurer
- (3) After a copy of the register has been filed in the office of the Territorial Treasurer, or in the office of the Territorial Treasurer and municipal clerk, under the provisions of this section the owner of the cemetery shall on or before the first day of January in each year thereafter file in the office or offices where a copy of the register is filed a statement signed by the owner or his authorized agent and authenticated by the affidavit of the owner or his authorized agent stating every addition or alteration entered upon or made to the register since the date when the copy of the register or the last such statement was filed.
- Additions to
register

Penalty for
not filing
register

20. Every owner of a cemetery who neglects to file any copy of a register or any statement as required by Section 19 or who files any false or incomplete copy of such register or statement shall be guilty of an offence and liable upon summary conviction to a fine of not more than fifty dollars for every such offence.

Offences

21. Any person who:

- (a) wilfully destroys, mutilates, defaces, injures or removes any tomb, monument, marker, gravestone or other structure placed in a cemetery, or any fence, railing or other work for protection or ornament of a cemetery, or of any tomb, monument, marker, gravestone or other structure or of any lot or plot within a cemetery; or
- (b) wilfully destroys, cuts, breaks or injures any tree, shrub or plant in a cemetery; or
- (c) plays at any game or sport in a cemetery; or
- (d) save at a military funeral, discharges firearms in a cemetery; or
- (e) wilfully and unlawfully disturbs persons assembled for the purpose of burying a body therein; or
- (f) commits a nuisance in a cemetery shall be liable upon summary conviction to a fine of not less than five dollars nor more than fifty dollars for each offence.

Offender
liable for
damages

22. (1) Any person who commits any of the acts specified in Section 21 shall be liable to an action for damages or trespass in the name of the owner of the cemetery, and shall be liable to pay all damages occasioned by his unlawful act.

(2) Any damages, when collected, shall be applied by the owner of the cemetery for the reparation and reconstruction of the property destroyed.

CHAPTER 14

AN ORDINANCE FOR THE PROTECTION
OF AERODROMES

(Assented to May 10, 1951.)

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 "Aerodrome Protection Ordinance." Short title

2. In this Ordinance, unless the context otherwise requires: Definitions

"Aerodrome" means an area of land or water or other supporting surface normally used for the arrival and departure of aircraft and includes emergency landing strips.

"Superintendent" means the Superintendent of Works of the Yukon Territory.

"Vehicle" means a motor vehicle, trailer, traction engine and any vessel or vehicle drawn, propelled or driven by any kind of power including muscular power.

3. No person shall drive or place upon or across any aerodrome any vehicle unless the immediate purpose of such driving or placing is to render service or aid to an aircraft or the pilot and crew or passengers of an aircraft. Prohibition on driving across aerodromes

4. No person shall leave any vehicle unattended upon any aerodrome. Unattended vehicle

5. No person shall deposit any garbage, rubble, brush, ashes, earth, stones or refuse on any aerodrome. No garbage to be deposited

6. No person shall tether any animal on any aerodrome. Animals

34 PROTECTION OF AERODROMES ORDINANCE

- Animals** 7. No person shall permit any animals in his custody to run at large over or to defoul any aerodrome.
- Firearms** 8. No person shall discharge any firearms from or across any aerodrome.
- Signs** 9. Without the approval in writing of the Superintendent no person shall erect any marker, sign, notice, fence or structure on any aerodrome.
- Superintendent may erect signs** 10. The Superintendent may erect such markers, signs, notices, fences or other structure on any aerodrome as he sees fit.
- This Ordinance not to interfere with Aeronautics Act** 11. The provisions of this Ordinance shall not be construed as interfering with the provisions of any regulation made under the "Aeronautics Act" or the "Carriage by Air Act, 1939" of Canada.
- Offences** 12. Any person who violates any of the provisions of this Ordinance shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding five hundred dollars and costs and in default of payment to imprisonment for a period not exceeding six months, or to both fine and imprisonment.
- Right of civil action not affected** 13. No acquittal or conviction for an offence against this Ordinance shall affect the right which any person may have to bring against any person any civil or criminal action.

CHAPTER 15

AN ORDINANCE TO AMEND
"THE INTERPRETATION ORDINANCE"

(Assented to May 10, 1951.)

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

1. "The Interpretation Ordinance," being Chapter 1 of the Consolidated Ordinances of the Yukon Territory, 1914, is amended by striking out paragraph 19 of section 8 and substituting therefor the following:

"19. The word "holiday" includes Sunday, New Year's Day, Good Friday, Easter Monday, Victoria Day, Dominion Day, the seventeenth day of August known as Discovery Day, Labour Day, Remembrance Day, Christmas Day, the birthday or the day fixed by proclamation for the celebration of the birthday of the reigning sovereign and any other day appointed by proclamation for a general fast or thanksgiving."

CHAPTER 16

AN ORDINANCE RESPECTING HOURS OF LABOUR

(Assented to May 10, 1951.)

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 "Hours of Labour Ordinance." |
| Definitions | 2. In this Ordinance, unless the context otherwise requires: <ul style="list-style-type: none"> (a) "Employee" means any person of either sex who is in receipt of or entitled to any compensation for labour or services performed for another. (b) "Employer" means any person who, in his own behalf or as a manager, superintendent, overseer or agent for any person, firm or corporation has charge of the place of work of any employees. |
| Ordinance not to apply to certain persons | 3. (1) This Ordinance shall not apply to a person holding a position of supervision or management or employed in a confidential capacity for so long as the duties performed by him are entirely of a supervisory or managerial character and do not comprise any work or duty customarily performed by other employees.

(2) This Ordinance shall not apply to a person who is an employee within the meaning of "The Fair Wages Ordinance," or of "An Ordinance to Regulate the Hours of Labour and the Minimum Wage to be Paid in Mining Operations." |
| Hours of work | 4. The working hours of each employee shall not exceed eight hours in each day of twenty-four hours or forty-eight hours in each week of seven days except as permitted by the provisions of this Ordinance. |

5. An employee may be employed and work during the time over and in excess of the daily limit of eight hours and the weekly limit of forty-eight hours only if the employee is compensated at a rate of not less than time and one-half for each hour of such overtime.

Overtime

6. (1) Nothing in this Ordinance shall affect any provision in any Ordinance, agreement or contract of service or any custom which insures to any employee more favourable conditions than those provided by this Ordinance.

More favourable agreement

(2) No agreement, whether heretofore or hereafter entered into, shall have any force or effect in so far as it deprives any employee of any right, power, privilege or other benefit conferred by this Ordinance.

Rights under Ordinance not affected by agreement

7. (1) Every employer shall keep in his principal place of business in the Yukon Territory a true and correct record written in the English language of the hours worked each day by each of his employees.

Record to be kept

(2) On demand of the Commissioner of the Yukon Territory or of a person authorized by the Commissioner to so demand, an employer shall produce for inspection all records kept by him relating to the hours of work of any or all of his employees.

Record to be produced

8. An employer who violates any provision of this Ordinance shall be liable on summary conviction to a fine of not less than twenty-five dollars and not more than one hundred dollars for each employee affected by such violation and in default of payment thereof to imprisonment for a term not exceeding three months.

Penalties

CHAPTER 17

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

(Assented to May 10, 1951.)

WHEREAS, it appears by message from Andrew Harold Gibson, Esquire, Commissioner of the Yukon Territory, and in the estimates accompanying the same, that the sums hereinafter mentioned in Schedule "A" 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 31st, 1952, and

WHEREAS, it appears by message from Andrew Harold Gibson, Esquire, Commissioner 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 ended March 31st, 1951.

The Commissioner of the Yukon Territory, by and with the advice and consent of the Council of the said Territory, 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 two million six hundred and eighty-nine thousand five hundred and ninety-eight dollars and ninety-two cents for defraying the several charges and expenses of the Public Services of the Yukon Territory and for the twelve months ending March 31st, 1952, 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 be paid and applied a sum not exceeding

two hundred and three thousand three hundred and twenty dollars for defraying the several charges and expenses of the Public Service of the Yukon Territory for the twelve months ended March 31st, 1951, as set forth in Schedule "B" of this Ordinance.

3. The due application of all monies expended shall be duly accounted for.

SCHEDULE "A"

Sums granted to the Commissioner by the Ordinance for the twelve months ending March 31st, 1952, and the purposes for which they are granted.

Vote
No.

1. **Yukon Council**

A. Sessional Indemnities	\$ 3,000.00		
B. Travelling and Living Expenses	1,000.00		
C. Legislative Printing	5,000.00	\$	9,000.00

2. **Territorial Offices**

A. Salaries	\$ 39,400.00		
B. Supplies, Expenses, Equipment and Renewals	8,500.00		
C. Assayer's Office	4,800.00		52,700.00

3. **Department of Education**

A. Salaries:

(1) Administration	\$ 2,100.00		
(2) Dawson District (9)	27,700.00		
(3) Whitehorse District (22)	65,950.00		
(4) Mayo District (3)	7,824.00		
(5) Other Districts (9)	18,710.00	122,284.00	

B. Expenses — Supplies,

Equipment and Renewals

(1) Administration	\$ 1,200.00		
(2) Dawson District	12,000.00		
(3) Whitehorse District	12,000.00		
(4) Mayo District	2,600.00		
(5) Other Districts	1,500.00	29,300.00	

C. Grants to Separate Schools

(1) St. Mary's School, Dawson	\$ 4,500.00		
(2) Christ the King, Whitehorse	18,000.00	22,500.00	174,084.00

Vote
No.

4.	Department of Public Works		
	A. Salaries	\$ 6,150.00	
	B. Expenses	1,000.00	
	C. Repairs and Maintenance	30,000.00	\$ 37,150.00
5.	Department of Health and Public Welfare		
	A. Salaries	\$ 6,900.00	
	B. Supplies, Expenses, Equipment and renewals	3,500.00	
	C. Communicable Disease Control	2,500.00	
	D. Medical Care of Indigents	3,900.00	
	E. Hospital Grants	110,000.00	
	F. Hospital Care of T.B. Patients	52,000.00	
	G. Child Welfare	23,000.00	
	H. Social Assistance—Indigents	35,000.00	
	I. Grants to Public Institutions	6,450.00	
	J. Old Age Pensions	27,500.00	270,750.00
6.	Municipal Administration		
	A. City of Dawson Grant	\$ 15,000.00	
	Street Lighting and Hydrants	20,500.00	
	B. City of Whitehorse	32,000.00	
	C. Town of Mayo		
	(i) Fire Department—Salaries	3,000.00	
	Supplies, Expenses and Renewals and Equipment	5,000.00	
	Pump and Pressure Maintenance	1,500.00	
	(ii) Streets and Public Service		
	Maintenance of Streets	1,000.00	
	Street Lighting	800.00	78,800.00
7.	Game and Publicity Dept.		
	A. Salaries	\$ 9,800.00	
	B. Supplies, Expenses, Equipment and renewals	3,750.00	
	C. Wolf and Coyote Bounties	4,000.00	
	D. Game Preservation	2,500.00	
	E. Publicity	1,500.00	21,550.00

8. **General and Unforeseen**

A. General Unforeseen	\$ 4,500.00	
B. Retirement Annuity Plan	10,000.00	
C. Unemployment Insurance	2,200.00	
D. Property Insurance	3,750.00	
E. Revision of Ordinances	5,000.00	\$ 25,450.00

9. **Dept. of Roads and Bridges**

A. Salaries	\$ 34,000.00	
B. Supplies, Expenses, Equipment and Renewals		
(1) Dawson Garage	7,500.00	
(2) Mayo Garage	6,000.00	
(3) Carmacks Garage	7,500.00	
(4) Whitehorse Garage	3,000.00	
(5) Supt's Office	1,800.00	
		\$ 25,800.00
C. Maintenance of Roads		
(1) Dawson District	60,850.00	
(2) Mayo District	48,200.00	
(3) Whitehorse District	28,350.00	
(4) Whitehorse-Mayo Road	200,500.00	
(5) Dawson, Stewart, Mayo Cut-off	20,000.00	
(6) Atlin Road	16,000.00	
		\$373,900.00
D. Maintenance of Airfields		
(1) Dawson	4,000.00	
(2) Mayo	4,000.00	
(3) Carcross	300.00	
(4) Others	1,700.00	
		\$ 10,000.00
E. Maintenance of Ferry Service		
(1) Dawson	6,500.00	
(2) Stewart	9,500.00	
(3) Pelly River	10,000.00	
(4) Yukon River	9,500.00	
		\$ 35,500.00

F. Replacement of Equipment		
(1) Dawson	\$ 30,000.00	
(2) Mayo	30,000.00	
(3) Whitehorse	25,000.00	
(4) Mayo-Whitehorse Road	40,500.00	
	<hr/>	
	\$125,500.00	
G. Canol Road		
Maintenance, Equipment, etc.	11,000.00	615,700.00
	<hr/>	<hr/>
Total Current Expenditures		\$ 1,287,184.00
CAPITAL EXPENDITURES:		
C. 1. Whitehorse Public School		
	\$266,414.92	
2. Dawson Liquor Store and Mayo		
Road Equipment	160,000.00	
4. T. C. Richard's House	6,000.00	432,414.92
	<hr/>	<hr/>
Total Capital and Current Expenditures		\$ 1,719,598.92
L. Government Liquor Account		
1. Purchase of Liquor, Freight, Duty, etc.		
	\$900,000.00	
Selling Expenses	70,000.00	970,000.00
	<hr/>	<hr/>
Total Vote		\$ 2,689,598.92
		<hr/>

SCHEDULE "B"

Sums granted to the Commissioner by the Ordinance for the twelve months ended March 31st, 1951, and purposes for which they were granted.

Territorial Offices

	Assayer's Office	\$ 960.00	
9.	Dept. of Roads and Bridges	92,500.00	\$ 93,460.00
		<hr/>	

Capital Account

	Dawson Liquor Store	\$ 21,580.00	
	Road Equipment	39,550.00	
	Richard's House	48,730.000	109,860.00
		<hr/>	<hr/>
	Total of said Schedule "B"		\$ 203,320.00
			<hr/>

CHAPTER 1

AN ORDINANCE TO AMEND "AN ORDINANCE
RESPECTING HIRE RECEIPTS AND CONDITIONAL
SALES OF GOODS"

(Assented to October 11, 1951.)

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

1. "An Ordinance Respecting Hire Receipts and Conditional Sales of Goods" being Chapter 42 of the Consolidated Ordinances of the Yukon Territory, 1914, is hereby amended by adding immediately after Section 3 thereof the following section:

"3A. Any Judge of the Territorial Court, on being satisfied by affidavit that the omission to file an original writing or true copy thereof evidencing a hire receipt or conditional sale or renewal statement within the time prescribed by this Ordinance, or to file the affidavit accompanying a renewal statement as required by section 3, or the omission or misstatement of a name, residence, or occupation of any person, was accidental or due to inadvertence, or to some other sufficient cause, may, in his discretion, order the omission or misstatement to be rectified by the insertion in the original writing, copy, renewal statement, or affidavit so filed of the true name, residence, or occupation, or by extending the time for filing, on such terms or conditions (if any) as to security, notice by advertisement or otherwise, or as to any other matter as he thinks fit to direct; and in the case of an extension of time being granted, such order

shall be without prejudice to the rights of any third party who has in the meantime acquired title to all or some of the same goods, either by purchase and possession or by registration of a bill of sale or filing of a conditional sale thereof, within the time limited for filing by this Ordinance. An office copy of any order made as aforesaid shall be annexed to the original writing or true copy thereof or renewal statement, as the case may be, and filed therewith."

CHAPTER 2

AN ORDINANCE EMPOWERING THE DEPUTY
MINISTER (TAXATION) OF THE DEPARTMENT OF
NATIONAL REVENUE OF THE GOVERNMENT OF
CANADA TO EXERCISE THE POWERS AND DUTIES
IMPOSED ON THE COMMISSIONER OF THE YUKON
TERRITORY BY THE YUKON CORPORATION
INCOME TAX ORDINANCE

(Assented to October 11, 1951.)

WHEREAS under the provisions of the Yukon Corporation Income Tax Ordinance being Chapter 24 of the Ordinances of the Yukon Territory, 1948, certain powers and duties are imposed on the Commissioner of the Yukon Territory;

AND WHEREAS the Government of Canada and the Government of the Yukon Territory entered into an agreement on the 14th day of September, A.D., 1948, said agreement to take effect as of the 1st day of January, A.D. 1948;

AND WHEREAS inter alia the said agreement provides that the Deputy Minister (Taxation) will administer the said Yukon Corporation Income Tax Ordinance;

AND WHEREAS the said agreement also provides that Yukon and the Commissioner will make such provision as is necessary to authorize the Deputy Minister (Taxation) to exercise on behalf of and as agent for the Commissioner the powers and duties imposed on the Commissioner under the Yukon Corporation Income Tax Ordinance, except such powers as are set out in Sections eight and nine thereof:

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

1. (a) "Commissioner" means the Commissioner of the Yukon Territory. Definitions

(b) "Deputy Minister (Taxation)" means the Deputy Minister of the Taxation Branch of the Department of National Revenue of the Government of Canada, duly appointed and empowered to act as such.

2. The Deputy Minister (Taxation) is hereby empowered to exercise on behalf of and as agent for the Commissioner the powers and duties imposed on the Commissioner under the provisions of the Yukon Corporation Income Tax Ordinance, being Chapter 24 of the Ordinances of the Yukon Territory, 1948, excepting such powers as are set out in Sections eight and nine of the said Ordinance. Delegation of Powers

3. This Ordinance shall be deemed to have come into force as of the first day of January, A.D. 1948. Coming into force

CHAPTER 3

AN ORDINANCE TO AMEND
"THE VITAL STATISTICS ORDINANCE"

(Assented to October 11, 1951.)

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

1, The Vital Statistics Ordinance, being Chapter 8 of the Consolidated Ordinances of the Yukon Territory, 1914, is amended hereby by adding to Section 9 thereof the following subsections:

"2. Upon any person, who claims to be one of the parents of a child born out of wedlock, producing to the Registrar a statutory declaration made by both parents setting forth:

- (a) their names, occupations and addresses and acknowledgment of parentage and the name, sex and date of birth of each child;
- (b) the date of their marriage;
- (c) a certified copy of their marriage registration;
- (d) that it is their desire to have the child registered as their lawful issue;

the Registrar shall register such child, whether dead or alive, as the lawful issue of such parents. If the birth has been previously registered the Registrar shall cause a note to be made on the original registration record.

3. The Registrar may, if satisfied that a statutory declaration by both parents cannot be produced, and that the child has been legitimized by the subsequent marriage of the parents and upon production of a statutory

declaration by one of the parents to the same effect as in the case of the declaration mentioned in subsection 2 of this Section, cause the registration to be completed in the manner mentioned in subsection 2 of this Section."

2. The said Ordinance is amended further by inserting immediately after Section 9 the following Section:

"9-A (1) Notwithstanding that the birth of a child has been registered the parent or guardian may procure a change in the christian or given name, if any, of the child, or, if the child has no registered name, may give the child a registered name by making and delivering to the Registrar a statutory declaration setting forth the facts; and the Registrar shall upon receipt of such declaration, make the necessary alteration or addition in the margin of the record containing the original entry without making any alteration in the entry.

(2) When the surname of a child whose birth has been registered is changed by an order of adoption under The Adoption of Infants Ordinance the Registrar shall, on receipt of a copy of such order, certified by the Judge or other official who made the order, make the necessary alteration on the original record.

(3) If the birth has not been registered, the Registrar shall, upon production of an Order of Adoption under The Adoption of Infants Ordinance certified by the Judge or other official who made the order, and upon production of a statutory declaration by the one of the adopting parents setting forth such information as is in his possession respecting the birth of the child, cause registration of the adoption to be made, and if in his opinion the information as furnished is sufficient he shall cause the registration to be made of the birth of the child."

3. The said Ordinance is amended further by inserting immediately after the word "extracts" where it appears in the seventh line of Section 20 thereof the following phrase:

"In a form or forms approved by the Territorial Secretary from time to time."

CHAPTER 4

AN ORDINANCE TO AMEND
"THE YUKON MEDICAL ORDINANCE"

(Assented to October 11, 1951.)

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

"1. The Yukon Medical Ordinance being Chapter 64 of the Consolidated Ordinances of the Yukon Territory, 1914, as amended by Chapter 6 of the Ordinances of the Yukon Territory, 1945, is further amended by striking out all the words in paragraph (c) of Section 29 after the word "time" where it occurs in the second line of paragraph (c), and substituting therefore a period.

CHAPTER 5

AN ORDINANCE TO AMEND
"THE YUKON TERRITORIAL PUBLIC SERVICE
ORDINANCE

(Assented to October 11, 1951.)

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

1. The Yukon Territorial Public Service Ordinance, being Chapter 76 of the Consolidated Ordinances of the Yukon Territory, 1914, is amended by adding to Section 5 thereof the following paragraph:

"(g) Department of Game and Publicity.

2. The said Ordinance is further amended by adding after Section 34 the following Sections:

"34A. The Department of Game and Publicity shall be presided over by a Director, who shall be the head of said Department.

34B. The powers, duties and functions of the Director of Game and Publicity are as follows:

- (a) He shall have the supervision of all matters of business which may come under the jurisdiction of the Department.
- (b) Under direction of the Commissioner he shall administer the Game Laws of the Yukon Territory and all Regulations pertaining thereto.
- (c) As instructed from time to time by the Commissioner he shall implement matters pertaining to Publicity for the Yukon Territory.
- (d) He shall keep adequate records and submit returns, as required, on all phases of wild life within the Territory."

CHAPTER 6

AN ORDINANCE TO AMEND
"THE MOTOR VEHICLE ORDINANCE"

(Assented to October 11, 1951.)

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

1. The Motor Vehicle Ordinance, being Chapter 2 of the Ordinances of the Yukon Territory, 1947, is amended hereby by striking out Section 10 thereof and substituting therefor the following:

Fees to be
paid

"10 (1) Upon the filing of the statement required by the next proceeding Section, and upon payment of the proper fee the Commissioner shall cause to be registered such motor vehicle or trailer, in a book or index to be kept for that purpose and assign to it a distinctive number.

The fees to be paid, before registration, are as follows :

SIZE OF VEHICLE	FEE
Automobiles with wheel base of 100 inches or less	12.50
Automobiles with wheel base of 101 inches to 120 inches	15.00
Automobiles with wheel base of 121 inches or more	20.00
Trucks with wheel base of 134 inches or less	15.00
Trucks with wheel base of 135 inches to 156 inches	17.50
Trucks with wheel base of 157 inches to 176 inches	20.00
Trucks with wheel base of 177 inches or more	25.00
Two wheel Trailer	3.00
Four or more wheel Trailer	5.00
Motorcycles	5.00
Dealers' Licence—See Section 11 (1)	20.00

(2) Notwithstanding any provisions of this Section to the contrary, where the owner of a motor vehicle or trailer applies for registration of such motor vehicle or trailer

during the last six months of any registration year such motor vehicle or trailer may be registered in the manner prescribed by this Section upon the payment of sixty percentum of the fee prescribed in sub-section 1 of this Section."

2. The said Ordinance is amended further by striking out subsections 2, 2A and 2B of Section 12 thereof and substituting therefor the following:

"(2) The Commissioner shall cause to be issued and delivered to the owner of such motor vehicle or trailer at the time of the issue of this certificate of registration one number plate for each such vehicle or trailer, having thereon the registration number of such motor vehicle or trailer, the abbreviated name of the Territory and the year of issue.

License
Plates

(2A) No fee shall be charged for the initial license plate issued pursuant to the provisions of this Ordinance.

No fee for
license
plate

(2B) In case of loss of a number plate a new number plate of another number than that borne by the lost number plate may be obtained upon satisfactory proof being adduced as to the loss of the same and upon payment of a fee of one dollar."

Replacement
of lost
plate

3. The said Ordinance is amended further by striking out subsections 2, 3 and 4 of Section 13 thereof and substituting therefor the following:

"(2) The owner shall deliver to the Commissioner for re-issuing the certificate of registration of the motor vehicle or trailer of which he has disposed, and upon payment of a fee of Two Dollars, the certificate of registration shall be reissued to the transferee and the number plate which had been issued to such owner for such motor vehicle or trailer shall remain affixed to such motor vehicle or trailer."

4. The said Ordinance is amended further by striking out sub-sections 1 and 2 of Section 14 thereof and substituting therefor the following:

Attaching
number of
plate

"14 (1) Every number plate shall be attached to the rear of the vehicle or trailer in respect of which it is issued, and shall be so displayed during the current registration year.

(2) Every number plate shall at all times be securely fastened to the vehicle or trailer to which it is assigned so as to prevent the plate from swinging and at a height of not less than twelve inches from the ground, measuring from the bottom of such plate, and in a place and position to be clearly visible, and shall be maintained free from foreign materials and in a condition to be clearly legible."

5. The said Ordinance is amended further by striking out Section 91 thereof and substituting therefor the following:

Repeal

"91. The Highway Traffic Ordinance, being Chapter 41 of the Consolidated Ordinances of the Yukon Territory, 1914, The Ordinance Respecting Fast Driving, being Chapter 33 of the Consolidated Ordinances of the Yukon Territory, 1914, and the Motor Vehicle Ordinance, being Chapter 66 of the Consolidated Ordinances of the Yukon Territory, 1914, are hereby repealed."

CHAPTER 7

AN ORDINANCE TO AMEND
"THE MOTION PICTURE ORDINANCE"

(Assented to October 11, 1951.)

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

1. The Motion Picture Ordinance, being Chapter 2 of the Ordinances of the Yukon Territory, 1944, is amended hereby by striking out all after the period in line eleven of subsection 1 of Section 2 thereof and substituting therefor the following: Annual fee

"The fee payable annually for such license shall be:

- (a) Where the population of the area within a three mile radius of the place where the motion picture is being shown does not exceed 200\$35.00
- (b) In all other cases 75.00"

CHAPTER 8

AN ORDINANCE TO AMEND
"THE GOVERNMENT LIQUOR ORDINANCE"

(Assented to October 11, 1951.)

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

1. The Government Liquor Ordinance being Chapter 1 of the Ordinances of the Yukon Territory, 1921 (Second Session) is amended hereby by adding, immediately after the definition of the word "beer" where it appears in Section 2 thereof, the following paragraph:

"'Commissioner' means the Commissioner of the Yukon Territory."

2. The said Ordinance is amended further by adding immediately after the definition of the word "Liquor", where it appears in Section 2 thereof, the following paragraph:

"'Occupant' includes the person in charge of any house, building or other premises and the person apparently in charge thereof or exercising control or authority over such house, building or other premises."

3. The said Ordinance is amended further by adding immediately after Section 19B thereof the following:

"19C. (1) Notwithstanding anything to the contrary contained in this Ordinance and the Regulations the Commissioner may issue a licence to a bona fide club to

Club
licences

- (a) purchase liquor at a Government Liquor Store during a specified period, not exceeding twelve months, under the terms and conditions of the licence and the provisions of this Ordinance; and
- (b) sell in such club the liquor obtained under such licence."

(2) The issue of such club licence shall be subject to the following requirements and limitations: Limitations
on licence

- "(a) the filing of an application with the Commissioner in such form as may be prescribed before the date of issue of such a licence; and
- (b) the payment of a fee of One Hundred and Fifty (\$150) Dollars; and
- (c) no licence shall be issued to a club which has been in operation in Canada for a period of less than twenty years and in the Yukon Territory for a period of less than three years; and
- (d) liquor sold under such licence shall be sold on the club premises for consumption on the premises to club members only provided that each member may have one guest accompany him to the club during the hours for sale of such liquor; and
- (e) liquor shall be sold on the club premises only between the hours of seven and eleven in the afternoon daily, but no liquor shall be sold on Sunday, any polling day or Good Friday; and
- (f) the club premises shall be open for inspection at all times to members of the Royal Canadian Mounted Police or to anyone appointed by the Commissioner for that purpose; and
- (g) a two-thirds majority of the members of the club at a general meeting, called for the purpose, must

pass a special resolution authorizing the officers of the club to apply for a licence hereunder, and a certified copy of such resolution shall be filed with the application; and

(h) the granting, revocation and renewal and the limit of the quantity of liquor which may be purchased under a club licence shall be in the sole discretion of the Commissioner."

4. The said Ordinance is amended further by striking out Section 32 thereof and substituting therefor the following:

Power to
search
without
warrant

"32 (1) Every constable or other peace officer, who is authorized in writing for the purpose by the Commissioner, if he believes that liquor is unlawfully kept or had, or kept or had for unlawful purposes, in any building or premises, may, without warrant, and upon producing the authorization herebefore mentioned, enter and search the building or premises and every part thereof, and for that purpose may break open any door, lock or fastening of the building or premises or any part thereof, or any closet, cupboard, box or other receptacle therein which might contain liquor, and such authority shall be a general one and effective until revoked.

Power to
search con-
veyances
without
warrant

(2) Every constable or other peace officer, who believes that liquor is unlawfully kept or had, or kept or had for unlawful purposes in any vehicle, motor-car, vessel, boat, canoe, aircraft or other conveyance of any description, or is unlawfully kept or had or kept or had for unlawful purposes on the lands or person of any person, may without warrant stop, by any means necessary any such vehicle, motor-car, vessel, boat, canoe, aircraft or other conveyance of any description in which liquor may be unlawfully kept or had or kept or had for unlawful purposes, and search for such liquor wherever he suspects it to be, and if need be, by force, and may search the person himself and may seize and remove liquor found and the package in which same is kept.

- (3) When the person to be searched is a female suspected of unlawfully having liquor concealed upon her person or among her personal effects or in any place over which she has control, the constable or other peace officer may, if he judges it advisable, employ a woman to act in the capacity of police matron for the purpose of assisting him in conducting a search and in any other matter or thing pertaining thereto or arising therefrom, and she shall have all the powers, privileges and immunities of such constable or other peace officer."

May employ
matron to
search
women

CHAPTER 9

AN ORDINANCE TO PROVIDE FOR THE CREATION
OF LIENS AGAINST ESTATES OF INDIGENT PERSONS*(Assented to October 11, 1951.)*

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 Indigent Persons' Estates Lien Ordinance."
- Definitions** 2. In this Ordinance the expression:
- (a) "Aid" means assistance by payment of moneys or the furnishing of goods, or the furnishing of services, or by any or all of such methods, and includes any other assistance which may be authorized by the Government of the Yukon Territory;
 - (b) "Dependent" means father, mother and child or any blood relative of a person living with such person;
 - (c) "Indigent Person" means a person residing in Yukon Territory who, or a dependent member of whose family, or any other dependent of whom, requires aid in the opinion of the Government of the Yukon Territory.
- Notice to be filed** 3. (1) Where aid has been granted by the Government of the Yukon Territory to an indigent person in any form or manner whatsoever, the Territorial Secretary may file with the Registrar of Land Titles a Notice of the granting of such aid in Form "A" of the Schedule hereto.
- (2) The Notice shall set forth:
- (a) The date on which aid was first granted;

- (b) The name and address of the person in respect of whom the aid was granted.
4. (1) From and after the receipt of such Notice by the Registrar of Land Titles, and upon payment of the proper fees, such Notice shall have the effect of creating a lien upon the lands or any interest therein of the person named in such Notice, which he may own or acquire. Notice creates
lien
- (2) No Certificate of Title shall be granted and no transfer, mortgage, encumbrance, lease or other instrument executed by the person in respect of whom such aid was granted shall be effectual, except subject to the rights of the Government of the Yukon Territory created by such lien. Transfer,
etc., subject
to lien
5. A Notice registered under the provisions of this Ordinance may be discharged upon filing of a Discharge in Form "B" of the Schedule hereto. Discharge of
lien

SCHEDULE

FORM "A"

The Indigent Persons' Estates Lien Ordinance

NOTICE OF GRANTING OF AID

I hereby give notice under Section 2 of "The Indigent Persons' Estates Lien Ordinance" that
of the City of _____, in the Yukon Territory,
has been granted aid commencing on the _____ day of
_____, 19____.

Dated at Dawson, Yukon Territory, this _____ day of
_____, 19____.

Territorial Secretary.

FORM "B"

The Indigent Persons' Estates Lien Ordinance

DISCHARGE OF NOTICE OF THE GRANTING OF AID

The Notice dated the _____ day of _____, 19____,
registered on the _____ day of _____, 19____,
as No. _____ against _____ of the City
of _____, in the Yukon Territory, is
discharged.

Dated at Dawson, Yukon Territory, this _____ day of
_____, 19____.

Territorial Secretary.

CHAPTER 10

AN ORDINANCE RESPECTING CREDIT UNIONS

(Assented to October 11, 1951.)

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 "Credit Union Ordinance." Short title

2. In this Ordinance, unless the context otherwise requires: Definitions

(a) "Commissioner" means Commissioner of the Yukon Territory.

(b) "Credit Union" means a credit union incorporated under this Ordinance.

(c) "Registrar" means the Registrar of Credit Unions mentioned in Section 3.

3. The Territorial Secretary shall be the Registrar of Credit Unions. Registrar

INCORPORATION

4. Any ten or more residents of the Yukon Territory who desire to associate themselves together as a credit union for the objects hereinafter set forth may, in the presence of a witness, sign in duplicate and cause to be filed in the office of the Registrar a memorandum of association in accordance with Form A, to which shall be attached an affidavit certifying the signatures. Memorandum of Association

5. The memorandum of association shall state the name of the Credit Union, the place at which its registered office is to be situated, the names and addresses of the subscribers Contents of Memorandum of Association

to the memorandum and the number of shares subscribed by each.

Certificate
of
Incorporation

6. On the memorandum of association being filed and the Registrar being satisfied that the objects stated therein comply with the provisions of the Ordinance, the Registrar shall issue a Certificate of Incorporation in Form "B" of the Second Schedule hereto.

Effect of
Certificate
of
Incorporation

7. The Subscribers to the memorandum and such other people and such credit unions as may thereafter become members of the credit union shall thereupon become and be a body corporate and politic under its registered name, and the certificate shall be conclusive evidence of incorporation.

Publication
of notice of
Incorporation

8. The Registrar shall cause a notice of incorporation to be published, at the expense of the credit union, in one issue of the Yukon Gazette.

NAME

Restrictions

9. (1) No Credit Union shall be registered under a name identical with that under which any other credit union is registered or so nearly resembling the same as to be likely to deceive.
- (2) The words "Credit Union" and the word "Limited" shall form part of the name of every credit union registered under this Ordinance.
- (3) The Registrar may refuse incorporation to any credit union whose name or part of whose name includes any of the following words: "Imperial", "Crown", "Kings", "Queens", "Royal", "Dominion", "Yukon", or words of similar import.

BY-LAWS

By-laws

10. (1) The By-laws of a credit union shall in every case contain provisions in respect of the several matters mentioned in the First Schedule to this Ordinance, set out as nearly as possible in the order therein specified.

- (2) A credit union may pass supplemental By-laws in addition to those in the First Schedule, but such supplemental By-laws shall not be inconsistent with the provisions of this Ordinance.
- (3) No By-laws shall become operative until approved by the Registrar.

CAPITAL AND SHARES

11. The capital of every credit union shall be unlimited in amount and shall be divided into shares of a par value of \$5.00 each. Capitalization
12. The shares may be payable by instalments at such time and in such manner as may be determined by By-law. Purchase of Shares
13. No shareholder shall receive interest on any but the paid up portion of his shares. Interest
14. (1) Subject to subsections (2) and (3) of this Section shares may be assigned or transferred or may be repurchased by the credit union. Transfer of Shares
- (2) No assignment, transfer or repurchase shall be valid unless approved and authorized by the directors.
- (3) No assignment, transfer or repurchase shall be approved or authorized by the directors if it would reduce the total number of shareholders below ten.
15. Every shareholder shall be individually liable to the creditors of the credit union for debts and liabilities of the credit union to an amount equal to the sum unpaid on the shares for which the shareholder has subscribed in writing, but no shareholder shall be liable to an action in respect of such unpaid balance until an execution at the suit of the creditors against the credit union has been returned unsatisfied in whole or in part. Liability of Shareholders

OBJECTS AND POWERS

16. The objects of a credit union shall be the promotion of thrift among its members and the creation of a source Objects

of credit for its members, at legitimate rates of interest, exclusively for provident and productive purposes.

Powers

17. For the purpose of carrying out its objects, every credit union may, subject to the provisions of this Ordinance:

- (a) receive the savings of its members as payment on shares and as deposits either in individual or in joint accounts;
- (b) make loans to its members for provident or productive purposes;
- (c) make loans to credit unions and co-operative associations which are members;
- (d) deposit money in chartered banks in Canada, in post office savings banks, with loan companies and trust companies authorized to receive money on deposit;
- (e) invest in any stocks, bonds or securities of the Government of Canada, or securities the principal and interest of which are guaranteed by the Government of Canada;
- (f) borrow money as hereinafter provided;
- (g) draw, make, accept, indorse, execute and issue promissory notes, bills of exchange, bills of lading, warrants and other negotiable or transferrable instruments;
- (h) become a member of an organization, as the registrar may permit, for the purpose of establishing and supporting or aiding in the establishment and support of associations, institutions, funds, trusts and conveniences calculated to benefit members, employees or ex-employees of the credit union or the dependents or connections of such persons, grant benefits and allowances and make payments towards insurance;
- (i) do all such other acts and things as are incidental or conducive to or consequential upon the attainment of its objects.

18. (1) A credit union may for its purposes hold, purchase or take on lease in its own name any land and buildings, and may sell, exchange, mortgage or lease the same. Lands and buildings
- (2) The value of land and buildings so required for the purpose of its business shall not exceed \$5,000 except by resolution of a general meeting of the members and with the approval of the Registrar.
- (3) Subsection (2) of this section shall not apply to land and buildings acquired by a credit union as security for or in settlement of a claim, and any property so acquired may be sold, exchanged, mortgaged or leased.
19. A credit union may charge an entrance fee not exceeding that authorized by the By-laws. Entrance fee
20. A credit union may change its registered office on written notice to the Registrar. Change of office

ORGANIZATION

21. Within ten days after receipt of the certificate of incorporation by the provisional secretary, he shall give notice to each of the applicants for incorporation, stating that the certificate has been received, and calling a meeting of the credit union for the organization thereof. First meeting
22. (1) Subject to subsection (2) and (3) of this section, at that meeting the credit union should elect a board of directors of not less than five members, a credit committee of not less than three members and a supervisory committee of three members. The persons so elected shall hold office until the first annual meeting and until their successors are elected. Any one director may also be a member of the credit committee. Election of Directors and Committees
- (2) No director or member of the credit committee shall be a member of the supervisory committee.
- (3) Persons who are directors or other officers of any credit union or association which is a member pursuant

to Section 45 may be elected as directors or members of the credit committee of a credit union, provided that the number of such persons shall not form a majority of the combined board of directors and credit committee of such credit union.

**Appointment
of Officers**

23. At their first meeting, which shall be held within ten days after their election, the directors shall choose from their own number a president and vice-president, and shall appoint a secretary and a treasurer or a secretary-treasurer, who may or may not be a director.

Remuneration

24. No member of the board of directors or of the credit or the supervisory committee shall, as such, receive remuneration, but the secretary and the treasurer or secretary-treasurer may be paid such salaries or salary as the directors may determine.

**Returns to
Registrar**

25. A record of the names and addresses of the directors, the members of the committees and of the officers shall be filed with the Registrar within ten days after their election or appointment.

DUTIES OF DIRECTORS

Duties

26. Subject to the provisions of this Ordinance, the directors shall have the general management of the affairs of the credit union and in particular shall:

- (a) act on each application for membership and on the expulsion of members;
- (b) determine the maximum individual share holdings and the maximum individual loans which may be made with and without security;
- (c) determine the maximum individual loan and the aggregate amount of such loans where terms of repayment extend over a period of more than three years; but the total of all such outstanding loans made by a credit union to the members shall not at any time exceed an amount equivalent to twenty percentum of its combined paid up capital and deposits unless otherwise authorized by supplemental by-law of the credit union;

- (d) determine interest rates on loans and on deposits;
- (e) declare dividends;
- (f) have charge of investments other than loans to members;
- (g) require officers and employees handling money to furnish fidelity bonds issued by a guarantee company in such amounts as the directors shall fix, but in no event shall the amount be less than that set forth from time to time in the standard by-laws governing all credit unions;
- (h) fill vacancies in the board of directors and in the credit committee until the next annual meeting and successors are chosen;
- (i) require that all negotiable securities held by the credit union, whether lodged as collateral or not for safe keeping on behalf of the members, be placed in a suitable safekeeping depository, and in joint custody where feasible;
- (j) designate the depository for lodgment of negotiable securities held by the credit union;
- (k) perform such other duties as are required by this Ordinance and by the by-laws.

CREDIT COMMITTEE AND LOANS

27. (1) Subject to sections 31 and 33, the credit committee shall have the general supervision of all loans to members and, subject to any general order of the board and the provisions of this Ordinance, shall fix the amount of and rate of interest on each loan. Jurisdiction
of credit
committee
- (2) At least a majority of the credit committee shall be present when a loan is under consideration, and approval of a loan shall be the unanimous decision of the members present.

- Purpose of loans 28. Every loan shall be for a provident or productive purpose.
- Applications 29. Every application for a loan shall be on a form provided by the credit committee, and shall set forth the purpose for which the loan is desired, the security, if any is offered, and such other information as may be required by the committee.
- Security 30. (1) The credit committee shall require security to be given on all loans in excess of one hundred dollars and the security to be taken in each case shall be determined by the committee.
- (2) An assignment of shares or of deposits or the indorsements of a note may be taken as security.
- Authority of treasurer to grant loans 31. Notwithstanding anything contained in this Ordinance, a majority of the members of the credit committee and board of directors, sitting together, may by unanimous resolution authorize the treasurer to grant loans for provident or productive purposes to members who make application therefor, in each case to an amount not exceeding the value of any paid-up shares in the credit union held by the applicant and assigned as security to the credit union and the market value of any stocks, bonds or securities of the Government of Canada, so held and assigned, and upon such other conditions as may be specified in the resolution, and the treasurer may grant loans in accordance with the resolution without submitting the application to the credit committee.
- Restrictions on loans to directors, officers, etc. 32. No director, officer or member of the credit committee or the supervisory committee shall be allowed to borrow in excess of the value of his shares and deposits and accumulated earnings assigned as security to the credit union and the market value of any stocks, bonds or securities of the Government of Canada held by him and so assigned, unless upon the unanimous vote of a majority of the members of the credit committee, two or more directors and one member of the supervisory committee, sitting together, the said director, officer or member not being present when the vote is taken.

33. (1) In determining the matter of a loan to a member association or credit union, the members of the credit committee and the board of directors shall sit together and a majority of the combined bodies shall be present but no director or other officer of a member association or credit union who is a member of the combined bodies shall vote respecting a loan to the member association or credit union of which he is a director or officer.

Loan to member corporations

(2) Any decision to make a loan to a member association or credit union shall be unanimous and subject to the consent of the Registrar.

34. No credit union shall lend money to or accept deposits from any person who is not a member of the credit union.

Prohibitions

35. Interest rates on loans made by a credit union shall not exceed one percentum per month on unpaid balances.

Interest rates

36. A borrower may repay his loan in whole or in part on any day on which the office of the credit union is open for business.

Repayment

SUPERVISORY COMMITTEE

37. The Supervisory Committee shall:

Duties

(a) make an examination of the affairs of the credit union at least quarterly, and, if deemed necessary by the committee, call a meeting of the credit union for consideration of the report of the committee;

(b) unless an auditor has been appointed under section 38, make an annual audit and submit a report thereon to the annual meeting;

(c) fill vacancies in its own membership;

(d) if deemed necessary, by unanimous vote of all the members of the committee, suspend any officer, and call a meeting of the credit union to consider the report of the committee on such suspension;

- (e) call a special meeting to consider any matter or matters which, in the opinion of the committee, should be placed before the credit union.

**Appointment
of Auditor**

38. (1) Where the combined share capital and deposits of a credit union exceed two hundred and fifty thousand dollars the supervisory committee, subject to the approval of the Registrar, may recommend to the annual meeting that a qualified auditor be appointed to conduct an annual audit of the books and accounts of the credit union.
- (2) Upon such recommendation the members in annual meeting may appoint as auditor a chartered accountant or any other qualified person approved in either case by the Registrar.
- (3) Where an auditor is appointed the supervisory committee shall submit the auditor's report to the next annual meeting.

BORROWING POWERS

**Powers and
procedure**

39. Subject to the consent of the Registrar, a credit union may from time to time borrow moneys not exceeding in the aggregate twenty-five percentum of its combined capital, surplus and deposits, upon a vote of at least three-fourths of the members of the board of directors, and may from time to time borrow moneys not exceeding in the aggregate fifty percentum of its combined capital, surplus and deposits, upon a vote of three-fourths of the members present, or one-third of the total membership, whichever is the greater, taken at an annual meeting of the credit union or at a special meeting called for the purpose, with those voting in support of the resolution representing a majority of the shares issued.

**Powers of
hypotheca-
tion**

40. A credit union may charge, hypothecate, mortgage or pledge its real or personal property, rights and powers, undertakings, franchises, including book debts and unpaid calls of the credit union, to secure any liability for the repayment of moneys borrowed in pursuance of a resolution passed under Section 39.

APPORTIONMENT OF SURPLUS

41. After paying all expenses including interest, if any, on deposits and after making proper allowance for depreciation, the directors shall present to the annual meeting for confirmation a resolution respecting the apportionment of the surplus arising from the yearly business of the credit union, which resolution shall provide:

Apportionment

- (a) that there be set aside as a reserve fund against uncollectable loans and probable future losses, all entrance fees, fines collected from members and, at the end of each fiscal year, at least twenty-five percentum of the surplus, and so from year to year until such reserve fund is equal to at least ten percentum of the assets of the credit union from time to time;

and may provide:

- (b) that after setting aside such part of the surplus as is required for the reserve fund, a dividend of a specified amount, but not exceeding five percentum per annum, be paid to the shareholders on all fully paid-up shares shown by the books of the credit union as outstanding at the end of the preceding fiscal year;
- (c) that there be set aside, if the by-laws so provide, a specified amount, but not exceeding five percentum of the surplus, to be used for such educational purposes as the directors may determine, but the moneys so set aside from time to time shall be expended within three years after they are set aside, or transferred within such period to the reserve fund;
- (d) that there be set aside a specified amount for emergencies or estimated losses, or special expenditures needed to achieve the objects of the credit union, but the moneys so set aside shall be expended within three years after they are set aside, or transferred within such period to the reserve fund or paid as dividends on shares or as borrower dividends for the fiscal year preceding the annual meeting at which they are set aside;

(e) that, after making provision for a reserve fund, the payment of dividends on shares, an educational fund, if any, and an emergency fund, if any, the remainder, if any, of the surplus be divided among the members as a borrower dividend in proportion to the amount of interest paid by them to the credit union on all loans or on specified classes of loans during the preceding fiscal year.

Investment
and use of
reserve fund

42. (1) The reserve fund may be invested in the stocks, bonds or securities of the Government of Canada or may be deposited in accordance with clause (d) of section 17.

(2) The income received from such investments or deposits shall form a part of the general revenue of the credit union.

(3) The fund shall be held as a reserve against uncollectable loans or losses and shall not be used for any other purpose except on liquidation.

MEMBERSHIP

Minimum
membership

43. Every credit union shall have a membership of at least ten.

Members
limited to
groups

44. Subject to section 45, the membership of a credit union shall be limited to groups of persons having a common bond of occupation or association, or groups within a well defined neighbourhood, community, municipality or district.

Certain
corporations
may be
members

45. (1) Any other credit union may be a member of a credit union.

(2) An association incorporated under the "Co-Operative Association Ordinance" may be a member of a credit union if such association is composed for the most part of the same general group as that composing the membership of the credit union.

(3) A credit union or a co-operative association admitted as a member of a credit union may vote at meetings of the credit union by a duly appointed delegate, in

accordance with the supplemental by-laws of the credit union.

- (4) The terms and conditions upon which a member credit union or co-operative association may obtain loans shall be those set forth in a supplemental by-law of the lending credit union and not inconsistent with the provisions of this Ordinance but the total amount of all loans made by a credit union to member credit unions and co-operative associations shall not at any time exceed an amount equivalent to twenty-five per centum of its combined paid up capital and deposits.

46. A minor may be a member but a minor shall not vote until he has reached the age of sixteen years, nor shall he be elected as a director or as a member of the credit committee or supervisory committee until he has attained the age of eighteen years; and upon attaining the age of eighteen years he may enjoy all the rights of a member. Minors

47. A register, or list of shareholders, shall be kept by every credit union, and such register shall show and shall be prima facie evidence of: Registrar of members

- (a) the names, addresses and occupations of the shareholders, the number of shares held by them respectively, the numbers of such shares and the amount paid or considered as paid thereon;
- (b) the date on which each shareholder was registered;
- (c) the date at which any shareholder ceased to be such.

48. (1) The directors by at least a two-thirds vote, at a meeting duly called and at which a majority of the directors are present, may expel a member from the credit union. Expulsion of member

- (2) Within five days from the date on which the member is expelled, the secretary shall notify him in writing of the action of the directors.

(3) An appeal from the action of the directors may be taken by the member to the next general meeting of the credit union if written notice of the intention to appeal is given by him to the secretary within thirty days from the date of the receipt of the notice mentioned in subsection (2).

(4) At such meeting a majority of the members present may confirm or rescind the action of the directors.

Withdrawal
of member

49. A member may withdraw from the credit union at any time on giving such notice of withdrawal as may be required by the by-laws or such additional notice as, in any particular case, the directors may deem necessary and is approved by the Registrar.

Payments
to expelled
or withdraw-
ing member

50. All amounts paid in on shares or as deposits by a member who is expelled or withdraws and any relative dividends or interest shall be paid to him as funds become available and after deducting all amounts due from him to the credit union.

Effect of
expulsion on
withdrawal

51. A member who is expelled or withdraws shall have no further rights in the credit union but shall not be released, by such expulsion or withdrawal, from any remaining liability to the credit union.

Officers, etc.
not to with-
draw or
transfer
shares

52. No member entrusted with or participating in the direct management of the affairs of a credit union shall withdraw, or transfer or otherwise dispose of his shares, during the exercise of his functions, and in case of insolvency of the credit union any such withdrawal or transfer or disposal made by him within four months preceding such insolvency shall be null and void, and such member shall remain liable to the creditors of the credit union to the extent of such shares so transferred or disposed of.

Rules
governing
joint
membership
accounts

53. Subject to the provisions of this Ordinance, the method of operation of joint membership accounts shall be set forth from time to time in the standard by-laws governing all credit unions in the Yukon Territory.

MEETINGS

54. (1) The annual meeting shall be held before the end of March at such time as the credit union may determine. **Annual and special meetings**

(2) Special meetings may be called in the manner provided by the by-laws.

55. No member shall have more than one vote at any meeting, and no member may vote by proxy. **Voting**

FISCAL YEAR

56. The fiscal year of a credit union shall end on the thirty-first day of December. **Fiscal year**

OBLIGATIONS OF OFFICERS AND MEMBERS

57. Every person appointed to an office touching the receipt, management or expenditure of money for the purposes of a credit union shall, before entering upon the duties of his office, furnish a fidelity bond in accordance with the provisions of clause (g) of section 26. **Security**

58. The by-laws of every credit union shall bind the credit union and the members thereof to the same extent as if each member had subscribed his name and affixed his seal thereto and there were in such by-laws a covenant on the part of himself, his heirs, executors and administrators to conform to such by-laws subject to the provisions of this Ordinance. **By-laws binding**

59. (1) All moneys payable by a member of a credit union shall be a debt due from him to the credit union and shall be recoverable as such in any court of competent jurisdiction. **Debts due by members**

(2) The credit union shall have a lien on the shares and deposits of a member for any sum due from him to the credit union and for any loan indorsed by him.

RETURNS

Annual
return

60. Every credit union shall:

- (a) within two weeks after each annual meeting send to the Registrar an audited statement of the receipts and expenditures, assets and liabilities of the credit union and such other information as may be required by the Registrar;
- (b) supply gratuitously to every shareholder, on his application, a copy of the last annual return.

Other
returns

61. Every credit union shall furnish the Registrar with such information as may from time to time be required.

Form of
return

62. Every return and other document required for the purposes of this Ordinance shall be made in such form as the Registrar may prescribe.

INSPECTION OF CREDIT UNIONS

Duties of
Registrar
and Credit
Unions

63. (1) The affairs of every credit union shall be examined at least annually by or under the direction of the Registrar, and the credit union shall produce all books, documents and other papers required by the person conducting the examination.

(2) Such person may examine any officer of a credit union under oath.

OFFENCES AND PENALTIES

Offences

64. It shall be an offence against this Ordinance if any credit union:

- (a) fails to give any notice, send any return or document, or do or allow to be done any act or thing which the credit union is by this Ordinance required to give, send, do or allow to be done;
- (b) wilfully neglects or refuses to do any act or to furnish any information required for the purposes of this Ordinance by the Registrar or any other official or

person whose duties require him to obtain the information, or does any act or thing forbidden by this Ordinance;

- (c) makes a return or wilfully furnishes information in any respect false or insufficient.

65. Every offence by a credit union shall be deemed to have been also committed by every officer of the credit union who is bound by the by-laws thereof to fulfil the duties whereof such an offence is a breach or, if there is no such officer, then by each of the directors and members of the credit and supervisory committee, unless such officer, director or member of committee is proved to have been ignorant of or to have attempted to prevent the commission of such offence.

Liability
of officers
and directors

66. (1) No person, firm, corporation or association doing business in the Yukon Territory shall use the words "credit union" or "caisse populaire," or any abbreviation or derivative thereof, as part of its corporate or business name unless incorporated by or under the authority of an Act of Parliament of Canada or an Ordinance of the Yukon Territory.

Use of words
"credit union"
etc.

(2) Any person, firm, corporation or association contravening this section shall be guilty of an offence against this Ordinance.

67. Every person, firm, corporation, association or credit union guilty of an offence under this Ordinance shall on the complaint of any credit union or any member thereof or of the Registrar be liable on summary conviction to a fine of not less than ten dollars nor more than one hundred dollars.

Penalty

DISSOLUTION

68. (1) A credit union may be dissolved by consent of three-fourths of its members, shown by their signatures to an instrument of dissolution.

By consent
of members

(2) The instrument of dissolution shall set forth in detail the liabilities and assets of the credit union, the

number of members and the nature of their respective interests in the credit union, the claims of creditors, if any, and the provision to be made for their payment, and the intended appropriation or division of the funds or property of the credit union unless the same is stated in the instrument to be left to the award of the Registrar.

- (3) A statutory declaration shall be made by the president and secretary that the provisions of this Ordinance have been complied with, and shall be sent to the Registrar with the instrument of dissolution.
- (4) The Registrar shall cause a notice of the dissolution to be published, at the expense of the credit union, in the Gazette and in a newspaper circulating in the district in which the registered office of the credit union is situated.

**Dissolution
by Registrar**

69. (1) Subject to the approval of the Commissioner, the Registrar by order may dissolve a credit union if satisfied that:
 - (a) the incorporation of the credit union was obtained by fraud or mistake; or
 - (b) the credit union exists for an illegal purpose; or
 - (c) the number of members has been reduced to less than ten; or
 - (d) the credit union is not carrying on business or is not in operation; or
 - (e) the credit union has wilfully, after notice by the registrar, violated any of the provisions of this Ordinance.
- (2) The Registrar shall give the credit union not less than two months' notice of proposed dissolution, specifying the reason therefor and stating that, unless cause is shown to the contrary within the said period, the name of the credit union will be struck off the register and the credit union dissolved.

- (3) At the expiration of the time mentioned in the notice the Registrar may, unless cause to the contrary is previously shown by the credit union, strike the name of the credit union off the register, and in such case he shall publish notice thereof in the Gazette, whereupon the credit union shall be dissolved.

70. If a credit union is dissolved under this Ordinance the credit union shall nevertheless be considered as subsisting and be in all respects subject to the provisions of this Ordinance, so long and so far as any matter relating to the same remains unsettled, to the intent that the credit union may do all things necessary to the winding up of the concerns thereof, and the credit union may sue and be sued in respect of all such matters.

Settlements
in event of
dissolution

71. (1) If a credit union is wound up under Part IX of "The Companies Ordinance" the liquidation shall, when the affairs of the credit union have been fully wound up and a general meeting has been called for the purpose of having the liquidators' accounts laid before it, forward to the Registrar a duplicate of the return required to be made to the Registrar of Joint Stock Companies, and the Registrar shall file such return in his office.

Return

(2) If the liquidators make default in transmitting the return mentioned in subsection (1), they shall be severally liable on summary conviction to a fine of twenty dollars for every day during which the default continues.

72. (1) In the event of a surplus remaining after all debts and liabilities of a credit union have been satisfied in full, the liquidator may, subject to the approval of the Registrar, allow a reasonable rate of dividend, not exceeding five per centum on the paid up capital to the shareholders of record as of the date of the instrument of dissolution.

Disposal of
surplus

(2) After payment of a dividend under subsection (1), any surplus remaining shall, subject to the approval of the Registrar, be paid to one or more recognized local organizations or associations which have for their objects activities of a benevolent, charitable or educational

nature to promote occupational or community group welfare if such organization or association is in operation in the district and is of service to the group served by the credit union.

- (3) A receipt from the secretary or some authorized officer of the organization or association to which any payment is made under subsection (2) shall constitute a discharge to the liquidation of the credit union.

GENERAL

Fees payable
to Registrar

73. The fees payable to the Registrar for services under this Ordinance shall be those set forth in Form C in the schedule to this Ordinance.

Disposal of
fees

74. All fees received by the Registrar under or by virtue of this Ordinance shall be paid by him into and form part of the Consolidated Revenue Fund of the Yukon Territory.

Registrar
supplies
By-laws
upon
request

75. The Registrar shall upon written request supply a copy of the standard By-laws and prepare such supplemental By-laws as may be required for the regulation, government and management of a proposed credit union.

Inspection
of
documents

76. (1) Upon the payment of the prescribed fee, any person may inspect in the office of the Registrar the memorandum of association and the supplemental By-laws of any credit union incorporated under this Ordinance.

(2) A certified copy of the memorandum of association or supplemental By-laws of any credit union incorporated under this Ordinance may be furnished at cost.

(3) Except with the consent of the Registrar, no other document or part thereof relating to any credit union incorporated or registered under this Ordinance shall be available for search.

Federation
of credit
unions

77. (1) Any five or more credit unions may, in the manner hereinafter mentioned, organize a federation, with or without capital divided into shares, for the

furtherance of their common interests and the benefit of their members and, without limiting the generality of the foregoing, for the purpose of:

- (a) carrying on, encouraging and assisting educational and advisory work relating to credit unions;
 - (b) improving methods of management of credit unions and standardizing their bookkeeping, accounting and other procedure;
 - (c) reducing operating costs of credit unions by arranging for group bonding of credit union employees, insuring repayment of loans made by credit unions to their members, and purchasing bookkeeping and other supplies for sale to its members and other credit unions;
 - (d) accepting as members credit unions admitted by the directors of the federation;
 - (e) encouraging the organization into districts of credit unions which are members and prescribing such By-laws as are necessary for the administration of such districts;
 - (f) receiving moneys from its members either as payments on shares or as deposits;
 - (g) making loans to credit unions which are members, subject to Section 39;
 - (h) depositing or investing the savings of members in the manner mentioned in section 17;
 - (i) rendering to its members any other services incidental to its objects.
- (2) A memorandum of association, signed in duplicate by one member of each credit union affected who has been appointed by it for the purpose, shall be filed in the office of the Registrar.

- (3) The memorandum shall be in such form as the Registrar may require and shall state the name of the federation, the par value of the shares, if any, or the membership fee, if any, the objects of the federation, the place at which its registered office will be situated, the names and addresses of the subscribers to the memorandum and the names of the credit unions which they respectively represent, and shall be accompanied by a copy of the By-laws by which the federation is to be governed and such other documentary evidence as the Registrar may require.
- (4) Upon the filing of the memorandum of association and other documents the Registrar may, if satisfied that the registration is economically advisable and that it is otherwise expedient to do so, register the federation and upon registration shall issue a certificate of registration in form D in the schedule to this Ordinance and publish a notice of registration in the Gazette.
- (5) Upon the issue of a certificate of registration the credit unions mentioned in the memorandum of association and such other credit unions as may thereafter become members of the federation shall thereupon become and be a body corporate and politic under the registered name of the federation, and the provisions of this Ordinance shall in so far as applicable apply mutatis mutandis to the federation.
- (6) A federation incorporated under this section may pass such by-laws as it deems advisable for its purposes and, without limiting the generality of the foregoing, may pass by-laws providing:
 - (a) that the territory in which the federation has members shall be divided into districts and that such number of directors of the federation as may be designated in the by-law shall be elected by delegates representing the members in such districts in such manner as to provide representation for each district on the board of directors and that the other directors in such number as may be designated in the by-law

shall be elected by the delegates to represent the members at large;

- (b) that if a vacancy occurs in the board of directors the remaining directors may appoint a member of a member credit union to fill the vacancy until the next annual meeting of the federation when a successor shall be appointed for the unexpired term, if any;
 - (c) the manner in which the retirement of directors may be ordered at meetings of delegates.
- (7) No by-law shall become operative until approved by the Registrar.

FIRST SCHEDULE (Sec. 10(1))

Matters to be provided for in by-laws.

1. Where registered office will be situate.
2. Terms governing admission to and termination of membership.
3. Provisions as to withdrawal, redemption, forfeiture and transfer of shares.
4. Provisions as to deposits.
5. Provisions respecting applications for and granting of loans.
6. Provisions for the appointment and removal of directors, managers, members of the Supervisory Committee and Credit Committee and other officers and a statement of their respective duties and powers.
7. Provisions as to borrowing.
8. Rules for convening and holding general meetings, and right of voting.
9. Provisions for audit of accounts.
10. Provisions for application of profits.
11. Use and custody of Seal.
12. Method of altering by-laws.

SECOND SCHEDULE

Form A.

(Section 4.)

The Credit Union Ordinance

Memorandum of Association.

1. The undersigned are desirous of being incorporated under the provisions of "The Credit Union Ordinance."
2. The corporate name of the credit union is to be _____ (insert name proposed).....Credit Union Limited.
3. The place of business of the proposed credit union, to be the registered office thereof, is at.....
.....
4. The capital of the credit union shall be unlimited in amount and shall be divided into shares of five dollars each.
5. The names and addresses of the undersigned and the number of shares for which each has subscribed are as follows:

Name	Address	Number of Shares subscribed
.....
.....

6.will be the provisional secretary of the proposed credit union.
Dated atin the Yukon Territory
thisday of, 19.....

Signature of witness: _____ Signature of applicants:
.....

Form B

(Section 6)

The Credit Union Ordinance

Certificate of Incorporation

The Credit Union Limited, having filed a duly executed memorandum of association, is incorporated under "The Credit Union Ordinance," this day of, 19.....

In testimony whereof I, Walter Andrew Wardrop, have caused my Seal of Office to be hereunto affixed on the date first above written.

.....
Registrar of Credit Unions
for the Yukon Territory.

Form C

(Section 73)

The Credit Union Ordinance

Table of Fees to be paid to the Registrar under this Ordinance.

Filing application for registration	\$10.00
Filing supplemental by-laws at time of incorporation	1.00
Filing supplemental by-laws after incorporation, each by-law	.25
Filing amendments to supplemental by-laws, for each amendment	.25
Advertising notice of incorporation in "The Yukon Gazette," payable on filing
Search of records	.25
Advertising dissolution in the "Yukon Gazette."	

Form D

(Section 77 (4))

The Credit Union Ordinance

Certificate of Registration

The having filed the required documentary evidence, is registered under "The Credit Union Ordinance," thisday of....., 19.....

In testimony whereof I, Walter Andrew Wardrop, have caused my Seal of Office to be hereunto affixed on the date first above written.

Registrar of Credit Unions
for the Yukon Territory.

CHAPTER 11

THE YUKON GAME ORDINANCE

(Assented to October 11, 1951.)

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

- Short Title 1. This Ordinance may be cited as "The Yukon Game Ordinance."
- Definitions 2. In this Ordinance, unless the context otherwise requires:
- (a) "Close Season" means the period in which the hunting, killing, destroying, injuring, trapping, taking, capturing, selling, trading in, or molesting of game is prohibited or restricted by the Ordinance or by any Regulation.
 - (b) "Commissioner" means the Commissioner of the Yukon Territory.
 - (c) "Deer" means animals of the species commonly known as Coat or Columbia deer, mule deer, white-tailed deer and fallow deer.
 - (d) "Department" means the Department of Game and Publicity of the Yukon Territory.
 - (e) "Director" means the Director of the Department and includes the Assistant Director.
 - (f) "Fur Bearing Animals" means and includes beaver, fox, lynx, marten, mink, muskrat, otter, fisher, weasel and squirrel, but shall not include any bear, coyote, wolverine, wolf or rabbit.

- (g) "Game" means all wild mammals and wild birds and the heads, skins, and every part of such mammals and birds.
- (h) "Game Guardian" means any person appointed by the Commissioner for the purpose of enforcing the provisions of this Ordinance.
- (i) "Chief Guide" wherever used herein shall mean and include any person duly licensed as such and the person who, being a chief guide, is in charge of and guiding and conducting any big game hunter, duly licensed as such under the provisions of this Ordinance.
- (j) "Assistant Guide" shall mean any person duly licensed as such and any person so licensed acting as assistant guide under the direction of any such chief guide in guiding and conducting any such licensed hunter.
- (k) "Loaded Firearms" means and includes any airgun, shotgun, rifle or other firearm carrying a loaded shell, cartridge or other projectile in the magazine or chamber.
- (l) "Open Season" means the period during which such game may be hunted, killed, destroyed, trapped, taken, captured or possessed.
- (m) "Ordinance" means the Yukon Game Ordinance.
- (n) "Outfitter" means and includes any person duly licensed as such who carries on or who is engaged in or concerned in the business of lending, renting, or letting for hire any saddle horse, pack horse, vehicle, boat or other equipment for the purpose of being used in the hunting, taking or killing of any big game.
- (o) "Outpost" means a trading establishment in which the business of trading or trafficking in game is carried on by the holder of a Trading Post permit and under the authority of an Outpost permit.
- (p) "Person" includes Indians.

- (q) "Preserve" means an area set aside for the protection of game for the benefit of native Indians.
- (r) "Registered Trapline" means an area designated and registered under this Ordinance and under the Registered Trapline Regulations.
- (s) "Resident" means any Canadian citizen who has resided continuously in the Yukon Territory for not less than one year immediately prior to the date of his application for a licence under this Ordinance, or any member of His Majesty's Armed Forces or any member of the Royal Canadian Mounted Police who has resided continuously in the Yukon Territory for not less than thirty days immediately prior to the date of his application for a licence under this Ordinance.
- (t) "Sanctuary" means any bounded area set aside under the provisions of this Ordinance for the protection of all game.

**Game
Guardians**

3. (1) The Director, all members of the Royal Canadian Mounted Police and all Chief Guides shall be ex-officio game guardians under this Ordinance and the Commissioner may from time to time appoint other game guardians.
- (2) Every game guardian so specially appointed, before acting as such guardian, shall take and subscribe before any person authorized to administer oaths in the Territory, the following oath:

"I, A. B., a game guardian, in and for the Yukon Territory, do solemnly swear that to the best of my judgment I will faithfully, honestly and impartially fulfil, execute, and perform the office and duty of such game guardian, according to the true intent and meaning of the Ordinance respecting the preservation of game in the Yukon Territory, and of all regulations made or to be made thereunder."

4. (1) Unless otherwise provided in this Ordinance or the Regulations no person shall hunt or have in his possession any game except during the open season for that game. Seasons

(2) Unless otherwise provided by the Regulations the open seasons are as follows:

GAME	RESIDENTS OPEN SEASON	NON-RESIDENTS AND ALIENS OPEN SEASON
(a) Buffalo (Bison) Elk (Wapiti) Deer Polar Bear	} no open season throughout year	no open season no open season
(b) Pheasant Wilson's snipe Jack Snipe	no open season	no open season
(c) Bear	throughout the year	May 1st to June 30th Aug. 1st to Nov. 30th
(d) Caribou	Aug. 1st to Jan. 31st following	Aug. 1st to Nov. 30th
(e) Moose	Aug. 1st to Nov. 30th	Aug. 15th to Nov. 30th
(f) Mountain Goat Mountain Sheep	} Aug. 1st-Nov. 30th	Aug. 1st-Nov. 30th
(g) Ptarmigan Sharp-tailed Grouse Franklin Grouse Spruce Grouse (fool hen)	} Sept. 1st to Jan. 31st following	Sept. 1st to Nov. 30th
(h) Ruffed Grouse (Willow Grouse) Blue Grouse	} Sept. 1st to Oct. 31st	Sept. 1st to Oct. 31st

Seasons
(cont'd)

GAME	RESIDENTS OPEN SEASON	NON-RESIDENTS AND ALIENS OPEN SEASON
(i) Waterfowl (except the species prohibited under the Migratory Birds Convention Act and Regulations)	Sept. 1st to Oct. 31st	Sept. 1st to Oct. 31st
(j) Beaver	See Regulations governing same	
RESIDENTS AND CANADIAN NON-RESIDENTS ONLY		
(k) Fisher Otter	Nov. 1st to May 1st following	
(l) Fox	Nov. 1st to Jan. 31st following (South of Arctic Circle) Nov. 1st to March 31st following (North of Arctic Circle)	
(m) Lynx	Nov. 15th to Mar. 31st following	
(n) Marten Mink	Nov. 15th to end of Feb. following	
(o) Muskrat	March 1st to May 31st following (South of Arctic Circle) March 1st to June 15th following (North of Arctic Circle)	
(p) Squirrel	Nov. 1st to Mar. 15th following	
(q) Weasel (Ermine)	Nov. 1st to Mar. 31st following	
(3) Except as hereinafter provided, no eggs in the nest of any of the birds above mentioned, or in the nest of any other species of wild fowl, shall be taken, destroyed, injured, or molested at any time of the year.		

5. No person shall engage in hunting or trapping any game permitted to be taken under Section 4 of this Ordinance, without being the holder of a valid and subsisting licence or permit issued pursuant to this Ordinance, bearing his signature or duly witnessed mark on the face thereof. No person shall be entitled to register a trapline unless trapping is one of his main occupations.

6. The names of the several licences and the fees for the same shall be as follows:

(a) Resident hunting licence	\$ 2.00
(b) Resident bear and predator licence	Free
(c) Non-resident Canadian big game hunting licence	100.00
(d) Non-resident Alien big game hunting licence	150.00
(e) Non-resident bird licence	10.00
(f) For registration of trapline	10.00
(g) Renewal of registration of trapline	5.00
(h) Non-resident trapping licence	250.00
(i) Non-resident Canadian spring bear hunting licence	25.00
(j) Non-resident Alien spring bear hunting licence	50.00
(k) Resident Indian hunting licence	Free

A minor under the age of 14 years shall not be eligible for any licence. An Alien shall not be eligible for a registered trapline permit. However, where an Alien was, prior to 1947, a resident of the Territory, the holder of a trapping licence, and had by long use established an interest in a trapline together with its cabins and equipment, and has made application for citizenship under the Canadian Citizenship Act, the Commissioner may, pending completion of the citizenship application and the issue of the citizenship certificate, authorize the issue of a registered trapline permit to the said Alien. A resident hunting licence may, at the discretion of the Commissioner in Council, be issued to an Alien who has resided continuously in the Yukon Territory for not less than two years immediately prior to the date of his application for a licence.

Return of
licence

7. (1) Subject to subsection 2, every person to whom a licence has been issued shall, before leaving the Yukon Territory or as soon as practicable after the expiration of the licence, whichever first occurs, return the licence to the office of issue with the affidavit or declaration on the back of said licence duly completed setting forth the number and kind of game killed, trapped, taken, traded, or trafficked in under its authority.
- (2) Where a licensee is unable to return his licence to the office of issue as required by subsection 1, he shall before leaving the Yukon Territory or as soon as practicable after the expiration of the licence, whichever first occurs, forward to the nearest Game Guardian his affidavit setting forth the number and kind of game killed, trapped, taken, traded or trafficked in during the period covered by the licence.

Privileges
under
licences

8. (1) Bag-Limits shall be as follows:
- (a) For the holder of a resident hunting licence: one moose, one mountain sheep, one mountain goat, one woodland caribou, four migratory caribou.
- (b) For the holders of non-resident Canadian and non-resident alien big game hunting licences: one moose, one mountain sheep, one mountain goat, one caribou and one grizzly bear.
- (c) For the holders of non-resident Canadian and non-resident alien spring bear hunting licences: two grizzly bears and two black or brown bears.
- (d) Any quantity of game not protected by this Ordinance may be taken by the holder of any hunting licence.
- (e) For the holders of resident hunting and non-resident bird licences for the birds listed in paragraphs (g) and (h) of subsection 2 of section 4 of this Ordinance: fifteen in the aggregate in any day and thirty in the aggregate for the open season.

- (f) For the holders of Resident hunting and Non-resident bird licences for migratory birds: as laid down in the Migratory Birds Convention Act and Regulations thereto.
- (2) No female, nor any animal under the age of one year of the following species shall be killed (a) moose; (b) mountain sheep; (c) mountain goat; (d) any kind of caribou. Restrictions
under
licences
- (3) (a) No game shall be exported or taken from the Yukon Territory except under the authority of a permit which may be obtained from the Department upon production of a hunting licence in the case of non-resident hunters, duly completed and signed by the Chief Guide in charge of the party.
- (b) Every licence holder, upon request, shall be entitled to receive from the Department a certificate showing the game killed by him. Such certificate shall set forth a description of the game killed together with the measurements of the trophies obtained therefrom, the number of the licence, the locality where such game was killed and the name of the Chief Guide accompanying the licensee. The Director shall keep a record book of all such certificates issued containing the information set forth herein.
- (4) Except as herein provided, no party of non-resident big game hunters shall engage in hunting moose, mountain sheep, mountain goat, caribou or bear without having with them, in their employ, a licenced Chief Guide, and for each member of such party more than one there shall be a licenced Assistant Guide.
- (5) A resident or non-resident Registered Trapline Permit shall allow the taking of fur-bearing animals and to export the pelts and skins thereof upon compliance with the provisions of the Fur Export Tax Ordinance and such licence shall further entitle the holder thereof to kill for his own use and only to the extent necessary for such purpose, during the open season, the animals and birds

mentioned in paragraphs (d), (e), (f), (g), (h), and (i) of subsection 2, of Section 4 of this Ordinance, and such game as is not protected by this Ordinance.

Licensed
outfitters and
guides

9. (1) Outfitters' Licence.

(a) No person shall for hire, gain or reward, use, rent or let out any saddle horse, pack horse, vehicle, boat or other equipment for the purpose of being used in the hunting, taking or killing of any big game by Non-resident hunters without first obtaining an Outfitters licence as provided for under this section, provided, however, that nothing herein contained shall restrict any resident person from renting, hiring, or lending any additional saddle horse, pack-horse, vehicle, boats, or other equipment to any licenced Outfitter. All such horses, boats and necessary equipment shall be kept in good order and repair and shall be available for inspection by the Director or his duly appointed agent at all times. An Outfitters licence shall be valid for one year and shall expire on the 30th day of June.

(b) A return shall be made to the Commissioner or his duly appointed agents by each Outfitter showing the number of big game or game bird hunting parties outfitted by him during the season, which will include the name and address of each hunter and each guide and the number and species of game killed, and district where hunted.

Chief and
Assistant
Guides

(2) (a) "Chief Guide". The Commissioner or his appointed agents may issue to any person being resident of the Territory a licence to act as Chief Guide, providing such person was a licenced Chief Guide under this Ordinance, or to any person who has acted as a licenced Assistant Guide for a period of at least three years within the Territory, and can satisfy the Commissioner, or his duly appointed agents, that he is a fit and qualified person to assume the responsibilities of a Chief Guide. A Chief Guide Licence shall be issued annually and shall expire on the 30th day of June of each year.

(b). "Assistant Guide". The Commissioner, or his duly appointed agents, may issue to any person being a resident of the Territory a licence to act as an Assistant Guide providing such person was a licenced Assistant Guide prior to 1945, or to any person who can produce such evidence of his qualifications both as to ability and character, such as may be required by the Commissioner, or his duly appointed agents. An Assistant Guide's Licence shall be issued annually and shall expire on the 30th day of June each year.

(c) A Chief Guide, Assistant Guide, or Camp Helper or other employee while engaged as such shall not hunt any game as set forth in paragraphs (c), (d), (e), (f), (g), (h), and (i) of subsection 2 of Section 4 of this Ordinance.

(3) Any person who acts as Chief or Assistant Guide to any big game hunter, without first having procured a licence as required by this Ordinance, shall be guilty of an offence against this Ordinance.

(4) Fees for such licences respectively, shall be as follows:

Outfitters' Licence	\$40.00
Chief Guides Licence	20.00
Assistant Guides Licence	10.00

(5) Every Chief Guide and Assistant Guide licenced hereunder, who shall fail to report, or who refuses or neglects to lay information for any violation of this Ordinance, or who shall himself violate any of the provisions of this Ordinance, shall, in addition to any other penalty, have his licence revoked and shall be ineligible to act as guide for a period of at least two years from the date of conviction.

10. (1) Aircraft shall not be used in trapping or hunting operations except as a means of transportation between the settlement where a trapper or hunter is outfitted and his principal base camp.

Use of
aircraft in
trapping and
hunting

Before making use of aircraft as above every trapper or hunter shall notify the nearest game guardian in writing stating the location and name of the settlement in the Yukon Territory where he will be outfitted, and also giving the location of his principal base camp and the location of that portion of the Territory where he will trap or hunt.

- (2) The owner or operator of the aircraft used to transport a trapper or hunter shall also be required to report to the Department immediately after transporting a trapper or hunter to his base camp stating in writing the name of the trapper or hunter, date and number of his licence, name of settlement where trapper or hunter is outfitted, location of his principal base camp, and also when removing the trapper or hunter from his base camp to furnish a report in writing giving name of trapper or hunter, number and date of licence, and date and destination where trapper or hunter is taken by plane.
- (3) Every game guardian shall report immediately to the Department all information received under this Section.
- (4) Any operator or owner of an aircraft, who uses aircraft in transporting a trapper or hunter who is not licenced under this Ordinance, or any such operator or owner who fails to furnish the information as required by this Ordinance, shall be guilty of an offence against this Ordinance.

Trading and
Outpost
permits

11. No trading post or outpost shall be established or maintained in any part of the Territory except under the authority of a permit from the Commissioner or an officer authorized by him. Such permits may, in the discretion of the Commissioner, be cancelled if the trading post or outpost for which the permit is issued is not operated for at least eight months in the case of a trading post, and at least three months in the case of an outpost in each licenced year, or for any infraction of the Ordinance or Regulations. The permit shall not be transferable. A fee of One (\$1) Dollar shall be charged for each permit.

12. (1) Except those persons authorized by the Ordinance, no person shall engage in the business of trading and trafficking in the pelts and skins of fur-bearing animals and those wild animals not protected by this Ordinance in the Territory, without first securing a licence to do so. Fur trading licences

(2) The holder of such licence shall at all times have the right to trade and traffic in the pelts and skins of game legally killed or taken under this Ordinance. The licence shall authorize the person to whom it is issued to trade and traffic only at the trading post or outpost described in the licence.

(3) No person shall in any licence year acquire from anyone other than the holder of a Fur Trader's Licence, skins or pelts of game for his own use or otherwise, to a value exceeding One Hundred (\$100) Dollars.

(4) Every person trading or trafficking in the skins and pelts of animals mentioned in subsection (1) of this Section must obtain a separate licence for each trading post or outpost for which he has secured a permit under Section 11 of this Ordinance.

13. The fees for Fur Trading Licences shall be as follows, for each trading post or outpost: Licence fees

For a Resident Fur Trading Licence.....	\$25
For a non-resident Canadian Citizen.....	150

14. A Fur Trading Licence may be transferred, upon written request being made to the Commissioner or his duly appointed agents, and upon payment of a fee of \$5.00. Transfer of licence

15. Every holder of a Fur Trading Licence shall keep a true record of all furs purchased or sold by him, such record to show: Records of licences

- (a) Date of purchase or sale;
- (b) Name and address of vendor or purchaser;

- (c) Licence number of the trapper;
- (d) A sufficient description of the furs purchased or sold.

All entries are to be made as soon as practicable after purchase or sale and such records shall be open for inspection by any Game Guardian. A quarterly return, in a form prescribed by the Director, shall be forwarded to the Department within fifteen days after the end of each quarter.

Return of
licence

16. Every holder of a Fur Trading Licence shall, before leaving the Yukon Territory, or as soon as practicable after the expiration of the licence, whichever first occurs, return the licence to the nearest Game Guardian with the affidavit on the back of same duly completed.

Trading
Post
Assistants

17. Notwithstanding the provisions of Section 12, any person who is authorized to engage in the business of fur trading under this Ordinance may have other persons to assist him at the trading post or outpost described in the licence.

Issue of
licences

18. (1) All licences shall be issued by the Commissioner or persons specially designated by him for that purpose, and no licence shall be valid unless the signature of the person named in the licence is endorsed thereon.

(2) No licence issuer shall issue a licence until the applicant for such licence produces a receipt showing that he has paid the annual poll tax for the current year, or satisfies the licence issuer that he is a person exempt from said tax, under the provisions of "The Poll Tax Ordinance", being Chapter 1 of the Ordinances of the Yukon Territory, 1918.

Expiry date
of licences

- 19. (1) All resident hunting licences shall expire on the 31st day of January of the year next following the year of issue of such licences. All non-resident big game and bird licences shall expire on the 30th day of November in each year. All other licences issued under the

provisions of this Ordinance shall expire on the thirtieth day of June next following the year of issue of such licences.

- (2) Upon the request of a game guardian the holder of any licence issued under the provisions of this Ordinance shall submit his licence for inspection.

Inspection of licences

20. Any licence issued under this Ordinance may, in the discretion of the Commissioner, be cancelled or suspended, if the holder thereof is convicted of violation of the provisions of the Ordinance or Regulations made pursuant to the provisions of said Ordinance.

Cancellation of licences

21. Any person who makes a false report as to the number of game killed, trapped, taken or traded in, or who fails or neglects to return his licence within the time specified in the Ordinance, or Regulations, may, in addition to any other penalty provided in the Act or Regulations, be refused a licence in any subsequent year.

Penalties for false reports

22. It shall be unlawful for any person to have in his possession any game taken in violation of the provisions of the Ordinance or Regulations.

Illegal possession of game

23. Any game guardian may call upon any person at any time found in the possession of game or the pelt of any furbearing animal to state when, where, and from whom such game or pelt was obtained, and whenever he has reason to suspect that any person is illegally in the possession of any such game or pelt, he shall have the right to inspect any bag, or other receptacle, vehicle, or other conveyance in which he supposes any such game or pelt to be, and any person refusing, molesting, or obstructing any game guardian in the accomplishment of such duties shall be liable, upon summary conviction, to a penalty not exceeding Two Hundred (\$200) Dollars and costs, and, in default of payment to imprisonment for a period not exceeding three (3) months.

Powers of Game Guardians to search

24. Any game guardian who has reasonable grounds for believing that an offence has been committed under his Ordinance may enter upon the premises of any person where

Seizure and confiscation of game

he has reason to believe any game, or fur-bearing animal, or pelt may be, and make search therefor in any part thereof, and seize any game or fur-bearing animal or pelt in respect to which he believes such offence has been committed, and upon any seizure, shall notify the person, in whose custody such game, or fur-bearing animal or pelt was found, to appear before the nearest convenient Justice, at a time and place to be named to such person by said guardian in order to establish the rightfulness of his possession of such game, fur-bearing animal or pelt; and where practicable, such Game Guardian shall take the said game, fur-bearing animal, or pelt before said Justice, and in the event of such person failing to establish such right of possession the Justice may declare such game, fur-bearing animal, or pelt confiscated and the same may be dealt with in the manner provided by Section 32 of this Ordinance in regard to property confiscated.

Game
Guardians
may appoint
constables

25. (1) Any Game Guardian, when he considers it necessary to do so, may depute a constable or constables to apprehend any person who has done, or who he has reason to believe has done, anything in contravention of any of the provisions of this Ordinance or the Regulations.

(2) Such constable shall upon apprehending such person, arrest him and bring him for trial before the nearest Justice of the Peace, together with any game, eggs, or nests, or parts thereof, protected by this Ordinance or a Regulation, found in the possession of such person at the time of his apprehension.

Possession
of game

26. (1) No person shall have in his possession game killed or taken in violation of the provisions of this Ordinance. Illegal possession shall be constituted as follows:

(a) Possession at any time of the year of a buffalo, or bison, elk or wapiti, or any species of deer, dead or alive, or any part thereof, or

(b) Possession at any time of the year of eggs, of any of the birds mentioned in this Ordinance, or of eggs of any other species of wild fowl, or

(c) Possession during the close season of any game or parts thereof protected by paragraphs (c), (d), (e), (f), (g), (h) and (i) of subsection 2 of Section 4 of this Ordinance.

(2) Nothing in this section shall be construed to prevent the possession of game or game birds permitted to be taken under Section 4 of this Ordinance and such game, legally taken, may be held in possession for a period not over 60 days after the beginning of the close season. At the expiration of the period written authority for the possession of such game or game birds must be obtained from a Game Guardian.

27. Any Justice of the Peace, upon proper information that there is reason to suspect that a breach of any of the provisions of this Ordinance has been committed, or that any pelt of any fur-bearing animal or any beast, bird or eggs, or any part of any beast or bird in respect of which such a breach has been committed, is likely to be in any tent, or on any premises, or on board of any vessel, or at any other place, may by warrant under his hand authorize any Game Guardian to enter and search any place, and, if found, to seize any such pelt, beast, bird, or eggs, or any such part of any beast or bird to be dealt with as provided in regard to any pelt, beast or bird which has become confiscated under any provisions of this Ordinance.

Search warrants may be issued in certain cases

28. Notwithstanding anything in Section 4 of this Ordinance, any Indian or Eskimo, or any bona fide prospector who is actually engaged personally in any exploration, drilling or mining operations employing less than five men, if in dire need of food, may at any time of the year take or kill any of the game mentioned in subsection (2), paragraphs (d), (e), (f), (g), (h) and (i) of Section 4, or any game not protected by this Ordinance. Every person except Indians and Eskimos, who kill game under this Section shall report as soon as practicable to a Game Guardian the number and kind of game taken and furnish such other information relating to the killing as may be required by such Game Guardian.

When in dire need of food

Meat of
animals
killed must
be used for
food

29. The meat of mammals mentioned in paragraphs (d), (e), and (f), subsection (2) of Section 4 lawfully killed in the open season must be used for food purposes and the person taking the same who does not use the meat thereof for food himself or cause the same to be used for food shall be guilty of an offence and liable to a penalty not exceeding Five Hundred (\$500) Dollars and in default of payment, to imprisonment not exceeding three (3) months.

Permits to
take game for
scientific
purposes

30. (1) The Commissioner or any officer authorized by him may issue a permit to any person to take the eggs or nests of non-migratory birds for scientific purposes, or a permit to take or kill game for scientific purposes or for any public park or zoological garden. Each permit shall set out the name, address, and calling of the person to whom it is issued, the purpose for which it is issued and the number of specimens to be taken thereunder. The permit shall not be transferable.

(2) Such permits shall be returned to the Commissioner within sixty (60) days of the expiry date, together with a statement by the permittee setting forth the numbers and kinds of game taken under its authority.

Permits to
ship or
remove game

31. Except under permit from the Commissioner or an officer authorized by him, no person shall ship or remove from the Yukon Territory the meat, horns, antlers, or the raw pelt of any moose, deer, caribou, mountain sheep, or mountain goat, or any mammal not protected by this Ordinance.

Seizure of
guns, traps,
boats and
game

32. (1) All guns, ammunition, traps, boats, skiffs, canoes, punts, and vessels of every description, horses, dogs, wagons, sleighs, or other conveyance and other outfits, decoys, and appliances and materials of every kind used in violation of or for the purpose of violating this Ordinance, or any Regulations, may be seized upon view by any Game Guardian, or taken and removed by any person appointed for such purpose by a Game Guardian for delivery to a Justice of the Peace, who may order such chattels to be held pending the payment of any penalty for any offence committed.

- (2) (a) any game taken, caught, killed, or had in possession, in violation of this Ordinance, or any Regulation, and
- (b) Any poison, ammunition, explosives, traps, snares, spring guns, firearms and other implements, appliances and contrivances, the use of which is prohibited under the provisions of this Ordinance,

may be seized on view by any Game Guardian, and shall be forfeited to the Yukon Territory to be disposed of by the Commissioner by public auction, or in such public manner as he deems advisable, the proceeds thereof to form part of the Consolidated Revenue Fund of the Territory.

33. (1) No hunter or trapper, including Indians and Eskimos, shall have in his possession any poison compounds of strychnine, arsenic, phosphorus, antimony, barium, the cyanides, corrosive sublimate, or any other poison capable of being used for killing fur-bearing or game animals. Possession shall include presence of such poisons in camps, cabins, buildings, boats, or aeroplanes used by hunters, trappers, native Indians or Eskimos. Use of
poison
- (2) It shall be unlawful for any person to use any poison as mentioned in subsection (1) of this Section for the purpose of taking or killing any beasts or birds of any kind whatsoever, and the fact that a person places any poison or poisonous substance in such a position that it may be reached by any beast or bird shall be proof that it was used for such purpose and such placing of poison shall be deemed an offence against the provisions of this Ordinance.
- (3) Any Game Guardian who has reasonable grounds to suspect that any person has used poison for the purpose of taking or killing game, or has poison in his possession may, in search of poison, enter any premises or tent or board any vessel or conveyance of any common carrier or search any kit, parcel, chest, box, receptacle, outfit, or other belongings of such person.

- (4) Notwithstanding the provisions of this Section, the Commissioner may authorize the use of poison by Game Guardians for the destruction of predatory animals or by scientists for the preservation of scientific specimens.

Injury to
Beaver Dams,
Houses or
Muskrat
Houses
forbidden

34. (1) It shall be unlawful to dig up, injure or destroy any beaver dam, beaver house or runway or muskrat house or runway unless such injury or destruction becomes necessary in the carrying on of a bona fide mining operation or in the course of driving timber on any stream.

(2) No person shall at any time hunt, kill or attempt to kill any beaver by means of any spear or similar device or any shotgun or pistol.

(3) No person shall at any time hunt, kill or attempt to kill any muskrat with a shotgun.

Use of
batteries and
other con-
trivances
forbidden

35. (1) In this section "baiting" means placing or exposing corn, wheat, oats or other grain or the products thereof, or any other food or materials that may attract wild birds.

(2) No person shall kill, hunt, capture, destroy, injure, take or molest, or attempt to kill, hunt, capture, destroy, injure, take or molest any species of birds mentioned in this Ordinance or any other species of birds, at any time of the year;

(a) by the use of any of the contrivances known as batteries, swivel guns or sunken punts; or

(b) by the use of a gun larger than number ten gauge;
or

(c) by the use or aid of night lights; or

(d) by the use or aid of live birds as decoys; or

(e) by the use or aid of baiting; or

- (f) within one-half mile of any place, reserved or otherwise, where baiting is taking place; or
 - (g) from any motor vehicle or any wheeled vehicle or any vehicle to which a draft animal is attached; or
 - (h) by using a power boat, aeroplane or motor vehicle to disturb birds with the object of driving them towards a hunter; or
 - (i) with a shotgun of any description which has not been permanently plugged or altered, if necessary, so as to reduce its capacity to not more than three shells at any one time in the magazine and chamber combined.
- (3) No person shall kill, hunt, capture, injure, take or destroy or attempt to kill, hunt, capture, injure, take or destroy any game bird during the open season for such game bird except with a gun not larger than number ten gauge or with a bow and arrow or within one-half mile of any place where baiting has taken place less than fourteen days before the first day of such open season.

36. Any person using traps or other contrivances for trapping, taking, or killing game shall remove or spring the same before the close season and no person shall set or reset during the close season any trap or contrivance used in connection with the trapping, taking, or killing of any animal protected by this Ordinance.

Traps to be removed or sprung

37. Except under permit from the Commissioner or any officer authorized by him, no trap or contrivance shall be used during the close season for the capture of coyotes, wolves, wolverine, or other predatory animals not protected by this Ordinance, but predatory animals may be shot at all times.

Use of traps in close season

38. No traps, deadfalls, pits, snares or other such contrivances shall be used at any time for the trapping of moose, caribou, deer, mountain sheep, mountain goat, or bear.

Traps, deadfalls, or pits for big game

Disputes
regarding
traplines

39. Any dispute relative to rights in location of trap lines may be decided by the Game Guardian of the district. If the decision is appealed, it may be taken before a Justice of the Peace. Any person who fails to abide and comply with the decision of the said Justice of the Peace shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding One Hundred (\$100) Dollars, nor less than Five (\$5) Dollars, or to imprisonment, for any term not exceeding two (2) months, or to both fine and imprisonment.

Contracts
with
Indians
or others

40. No one shall enter into any contract or agreement with or employ any Indian, Eskimo, or other person, whether such Indian, Eskimo, or other person is an inhabitant of the Territory, or not, to hunt, kill, or take contrary to the provisions of this Ordinance, any of the beasts or birds mentioned in this Ordinance, or to take, contrary to such provisions, any eggs, nest or part thereof.

Application
for Fur Farm
Licence

41. No person shall engage in the business of farming fur-bearing animals in the Yukon Territory or possess them for propagation purposes without having obtained a Fur Farm Licence. The application for a licence shall set out the name and address of the applicant, a description of the location of the fur farm and the means by which the fur-bearers are to be secured.

Licence fee

42. If there is no valid objection to the establishment of a fur farm at the location described in the application the Commissioner, or any officer authorized by him, may, in his discretion, issue a Fur Farm Licence to the applicant therefor. The fee for a Fur Farm Licence shall be Five (\$5) Dollars.

Expiry date
of licence
and renewal

43. (1) Any such licence shall expire on the 30th day of June next following its date of issue.

(2) Upon proof that the holder thereof has complied with all the provisions governing the issue of such licence, the Commissioner or such officer authorized by him may issue renewals thereof from year to year. The fee for a renewal licence shall be Two (\$2) Dollars.

44. No person except a Game Guardian shall, without the consent of the owner of a ranch or enclosure where fur-bearing animals are kept in captivity for breeding purposes, enter upon such private grounds or within twenty-five yards of the pens or dens of such animals upon which notices forbidding trespassing on the premises are posted so as to be plainly discernable at the said distance of twenty-five yards. Provided, that where such dens or pens are located within twenty-five yards of a public highway, the rights of the public to use such highway shall not be restricted.

Trespassing
prohibited

45. The owner or caretaker of fur-bearing animals kept on any premises for breeding purposes pursuant to a licence issued hereunder may kill any dog found in the enclosure in which such animals are kept and there giving tongue or otherwise terrifying the said animals.

Dogs may
be killed

46. The holder of a Fur Farm Licence shall keep books and records which shall correctly set forth at all times the total number of fur-bearing animals in his possession, and full particulars in respect of all animals bred, purchased, or acquired, and the licensee shall at all reasonable hours allow any Game Guardian to enter and inspect the premises where operations are being carried on hereunder, and to inspect the books and records of such licensee relating thereto.

Inspection
of records

47. The holder of a fur farm licence shall on the 30th day of June in each year make a return in triplicate to the nearest Game Guardian, showing the number of each species of fur-bearing animals in his possession, the number born in captivity, the number disposed of during the preceding year, and the names and addresses of the purchasers.

Returns to
be made
yearly

48. No Fur Farm Licence issued hereunder shall be transferable without the written approval of the Commissioner first had and obtained.

Licence not
transferable

49. The Commissioner may cancel any Fur Farm Licence issued hereunder for failure to comply with any of the terms or conditions of the licence, or of this Ordinance, and may in his discretion refuse to issue any further licence to the person whose licence has been so cancelled.

Licence
may be
cancelled

Shipment
of pelts

50. The provisions of "The Fur Export Tax Ordinance" shall not apply with respect to nor shall the tax imposed thereunder be collected upon the pelts of animals raised in captivity by the holder of a Fur Farm Licence.

Permits to
take animals
for propaga-
tion purposes

51. (1) No person shall take or trap any game for propagation purposes except under authority of a permit from the Commissioner. The permit shall set out the address and calling of the person to whom it is issued, the purpose for which it is issued, and the number of each species to be taken under its authority.

(2) Such permit shall not entitle the holder thereof to take animals for propagation purposes from a registered trapline area unless the owner thereof has given his consent.

Permit fees

52. The fees for such permit when issued to the holder of a Fur Farm Licence shall be:

For each beaver, fox, fisher, martin, mink or otter (Limit Twenty-five (25) of each species)\$2.00

For Muskrat (Limit One Hundred (100) animals)each .25

Free
permits in
certain
cases

53. Free permits may be issued if the applicant is a resident Indian or Eskimo, or if he is the holder of a registered trapline permit issued under the provisions of this Ordinance, conditional, however, upon the said fur-bearers being taken during the open season as provided by this Ordinance.

When
fur-bearers
may be
exported

54. The provisions of Sections 52 and 53 of this Ordinance shall apply only to those persons who have been granted a Fur Farm Licence, and no person shall enter into any agreement to secure fur-bearing animals taken under the said authority or export them from the Yukon Territory without first obtaining a permit under Section 55 of this Ordinance.

Permit to
export
animals

55. The Commissioner or any officer authorized by him, may, in his discretion, issue a permit authorizing any person to take live fur-bearing animals, and to ship or transport

them from the Territory upon payment of the following fees:

- For each beaver, fox, fisher, marten, mink, or otter,
(limit Six (6) of each species)\$10.00
- For each muskrat (Minimum on any permit Twenty
(20) Limit One Hundred (100))50

Unless otherwise specified in the permit, game taken under this authority shall be secured during the open season. When the live fur-bearers are being shipped or transported every precaution shall be taken to prevent injury to the animals in transit. The animals shall be properly fed and cared for and shall be shipped or transported in well ventilated crates maintained in a sanitary condition.

56. The holder of a permit, if permitted to take fur-bearers during the close season, shall be required to take or capture the said fur-bearers by the use of box traps or a modification of same. When box traps shall be used

57. All permits issued under Sections 52 to 55 inclusive, shall be returned to the Commissioner upon the expiry date of the permit, together with an affidavit sworn setting forth the number and kind of game taken under its authority. Return of permits

58. (1) No person, other than a native-born Indian or Eskimo of the Yukon Territory, or the Northwest Territories shall hunt, trap, take, shoot at, wound, molest, kill, trade or traffic for any purpose whatsoever in any area created as a game preserve in the Yukon Territory for native Indians or Eskimos. Privileges of natives in preserves

(2) No licence or permit issued under the provisions of this Ordinance shall confer the right to hunt or trap, or take game within any such game preserve.

59. The remuneration of Game Guardians, constables, and any other person or persons employed to perform any duties imposed by this Ordinance, or any Regulation under it, shall be determined by the Commissioner. Remuneration of Game Guardians

May
administer
oaths

60. All Game Guardians and Guides shall, while acting as such under the provisions of this Ordinance, have and possess the powers of a "Commissioner for taking affidavits in and for the Yukon Territory," in relation to all matters coming within the provisions of this Ordinance.

Game
Guardians
have powers
of constables

61. Every Game Guardian shall have and is hereby given all the powers of a constable for the purpose of this Ordinance.

Commissioner
may appoint
persons to
issue
licences

62. Except as herein otherwise provided, the Commissioner may appoint such persons as he may deem from time to time necessary, with authority to issue licences authorized by this Ordinance.

Application
of Ordinance
to Indians

63. (1) This Ordinance shall apply to Indians except as herein otherwise provided. Indian Missions, Residential Schools and Hospitals, situate within the Yukon Territory may purchase or otherwise obtain, under permit issued by the Department, from Resident Indians only during the open season, such game as is set forth in paragraphs (d), (e), and (f), of subsection 2 of Section 4 of the Ordinance.

(2) Indian Missions, Residential Schools and Hospitals purchasing or obtaining game as set forth above, shall at the close of the hunting season, furnish the Department a full statement of the amount of game so purchased or obtained.

Sale of
game

64. (1) No person shall sell or buy, or offer for sale or kill for gain or reward any game or game birds or parts thereof, as set forth in paragraphs (d), (e), (f), (g), (h), and (i) of subsection 2 of Section 4 of this Ordinance except as otherwise provided under Section 63.

(2) No game, game birds or parts thereof, as set forth in paragraphs (d), (e), (f), (g), (h), and (i) of subsection 2 of Section 4 of this Ordinance shall be served for food in any public place unless such has been authorized by permit issued by the Commissioner or as herein otherwise provided under Section 63 of this Ordinance.

65. Any Game Guardian who violates this Ordinance, or any Regulations, or who aids, abets, or connives at any violation of this Ordinance, or any Regulations, shall be liable upon summary conviction to a penalty not exceeding Five Hundred (\$500) Dollars, and not less than One Hundred (\$100) Dollars, or to imprisonment for any term not exceeding six months, or to both fine and imprisonment.

Penalty
for offences
by Game
Guardians

66. Any person who wilfully furnishes false information to a Game Guardian respecting a violation of this Ordinance, or of any Regulations, the existence of, or the place of concealment of any game, nest or eggs, or portion thereof, captured, killed or taken in violation of this Ordinance, or of any Regulation, shall be guilty of a violation of this Ordinance.

Refusing
information
or giving
false inform-
ation

67. Any person who violates any of the provisions of this Ordinance, for which no other penalty is provided, or of any Regulation, shall be guilty of an offence, and shall be liable on summary conviction to:

Penalties

- (a) A fine not exceeding Five Hundred (\$500) Dollars and costs, nor less than One Hundred (\$100) Dollars and costs, or to imprisonment for any term not exceeding six (6) months, or to both fine and imprisonment, for any offence against Section 4, subsection (1), relating to the animals mentioned in paragraph (a) of subsection 2 of said Section 4.
- (b) A fine not exceeding Two Hundred (\$200) Dollars nor less than Fifty (\$50) Dollars and costs, or to imprisonment for any term not exceeding three (3) months, or to both fine and imprisonment, for any offence under Sections 5, 12 and 64.
- (c) A fine not exceeding One Hundred (\$100) Dollars and costs, nor less than Five (\$5) Dollars and costs, or to imprisonment for any term not exceeding two (2) months, or to both fine and imprisonment for any other offence against this Ordinance.

68. When, because of distance, or for want of conveyance or communication, or for any other cause, it is not

Confine in
suitable
buildings

convenient to confine any convicted person in the nearest gaol, or other place of confinement, the convicting authority shall have the power to confine such person in any suitable building which is more convenient to the place of trial, and to take all necessary precautions to prevent his escape therefrom.

Prosecution
within three
years

69. Prosecution for any offence committed against this Ordinance may be entered at any time within three years from the time when such offence was committed.

Arrest on
view

70. Any person found committing an offence against this Ordinance may be arrested on view by any Game Guardian.

Justice may
convict on
view

71. Every Justice of the Peace may, upon his own view, convict for any offence against this Ordinance or Regulations.

Burden of
proof as
to Licences

72. (1) In all actions and prosecutions under this Ordinance or the Regulations, the onus shall be upon the person charged to prove.

(a) That he is the holder of a valid licence required by this Ordinance;

(b) His bona fide residence is in the Yukon Territory.

Licence
moneys and
fines to form
part General
Revenue
Fund

73. All moneys received from licences or permits issued under the provisions of this Ordinance, and all fines resulting from convictions under this Ordinance shall form part of the Consolidated Revenue Fund of the Territory.

Restrictions
on use of
firearms
along or
near certain
roads

74. (1) No person shall hunt, trap, kill or molest any wildlife or discharge any firearm within the area extending a distance of one mile on either side of the centre of the Alaska Highway and of the Haines Cut-off Road.

(2) No person shall carry or have in his possession any loaded rifle or discharge any rifle within the area extending a distance of one mile on either side of the centre of the Whitehorse to Mayo to Dawson Highway.

(3) No person shall carry or have in his possession any loaded shotgun or discharge any shotgun within the

area extending a distance of one hundred yards on either side of the Whitehorse to Mayo to Dawson Highway.

- (4) The prohibitions contained in this section shall not apply to a game guardian or to a person who owns land in any area herein described if such person hunts, traps, kills or molests wildlife or discharges firearms in such area for the protection of livestock or of gardens or of other property from predatory animals and birds or rodents.
- (5) On the prosecution of any person, other than a game guardian, charged with committing a violation of the provisions of this section the burden of proving that his action was necessary for the protection of his livestock, gardens or other property shall be upon the person accused.

75. (1) The Commissioner may make such regulations and orders not inconsistent with this Ordinance as are necessary to carry out its provisions according to their obvious intent or to meet any cases which arise and for which no provision is made in this Ordinance, and such regulations and orders shall be part of this Ordinance; and, without restricting the generality of the foregoing, may make regulations: Regulations
- (a) for the appointment of such officers, servants and other persons whose assistance may be deemed requisite for the purposes of the Ordinance and Regulations, and for their remuneration;
 - (b) conferring upon certain officers by special appointment the powers of Justices of the Peace for the purposes of the Ordinances and of the Regulations;
 - (c) providing that every person holding any lease or licence issued under this Ordinance shall keep such records and make such reports and returns as may be prescribed;

- (d) governing the issue of licences and permits prescribing the terms and conditions thereof, the period for which the same shall be in force, and the fees payable in respect thereof;
- (e) for granting, without fee, a special permit to enable a guest of the Yukon Territory to hunt therein;
- (f) the granting, with or without fee to a licensed trapper or to a bona fide prospector residing or operating in such remote or outlying districts of the Territory as the Commissioner may designate, a special permit enabling the trapper or prospector to take or hunt game for food for his own use at specified seasons of the year.
- (g) designating certain parts of the Yukon Territory as Territorial game preserves or sanctuaries in which it shall be unlawful to hunt any game at any time of the year; subject to such exceptions as may be deemed advisable;
- (h) designating any portion of lands owned or controlled by the Government as a district to be known as a registered trapline district or as a fur rehabilitation block and prohibiting trapping or trespassing therein unless the person holds a permit to trap therein;
- (i) providing for the control and management of trapping in game preserves, registered trap line districts and fur rehabilitation blocks including, without restricting the generality of the foregoing; the setting of the seasons for trapping in those areas, limiting the number of permits to be issued to trap therein, and the number of pelts that may be taken under the authority of any permit issued, providing for the handling, marketing and sale of pelts taken by permit holders, setting the share of the proceeds to be retained by the Territory therefrom, and providing for the distribution of the balance of the moneys to permit holders in such manner as may be considered advisable;

- (j) authorizing and regulating the sale of game imported into the Territory and lawfully hunted, killed or procured according to the law of the province, state or country in which the same was killed or procured;
- (k) authorizing and regulating the fur or game farming or fur or game ranching industries and the breeding or propagating of game;
- (l) Prohibiting from time to time the hunting and possession in the Yukon Territory or any section thereof, of any game birds, non-game birds or any insectivorous birds, whether migratory or non-migratory, which may appear to require further protection than is afforded by this Ordinance;
- (m) prohibiting from time to time in the whole or any part of the Yukon Territory, the hunting or trapping of fur-bearing animals, or of any particular species thereof, which may appear to require further protection than is afforded by this Ordinance;
- (n) varying or closing any open season, as by this Ordinance or any Regulation prescribed, in any part of the Yukon Territory where local or climatic conditions may so require;
- (o) varying the close season as by this Ordinance or the Regulations prescribed, including the setting of different seasons for different parts or portions of the Yukon Territory;
- (p) limiting the number of game birds which may be hunted or taken by any person during the open season;
- (q) designating areas, including the road allowances contained therein or adjacent thereto, in which no one shall trap or hunt for fur-bearing animals except as in this paragraph provided; and providing for the issue of special permits to trappers resident on land adjacent to, or deemed by the Commissioner to lie

in the vicinity of, any such area, authorizing the permit holders to trap or hunt fur-bearing animals therein, and fixing the term and conditions subject to which a special permit shall be issued;

- (r) prohibiting or regulating the possession of firearms in any part of the Yukon Territory in which it may appear that it is desirable to take special means to prevent violation of this Ordinance;
- (s) prohibiting persons assisting hunters or hunting parties from acting as guides, except under the authority of a licence or permit;
- (t) requiring non-resident holders of hunting licences to employ licenced guides while hunting big game;
- (u) containing such further and other provisions as may be deemed necessary or desirable for the administration and enforcement of this Ordinance and of the Regulations.

- (2) Every order or regulation so made shall have force and effect only after the same has been published in the Yukon Gazette, and all such orders and regulations shall be laid before the Territorial Council within fifteen (15) days after the first day of meeting thereof.

Commissioner
may enter
into
Agreements

76. The Commissioner, subject to the approval of the Council, may, on behalf of the Territorial Government, enter into an agreement or agreements with the Government of Canada in connection with the development of fur rehabilitation blocks or registered trap line districts where such development will be beneficial to Indians, as defined in the Indian Act (Canada), resident in the area or areas to be developed; and such agreement or agreements may provide, among other matters, for contributions of the Government of Canada toward the cost of developing and administration of such fur rehabilitation blocks or registered trapline districts.

Kluane
Game
Sanctuary

77. (1) The following area is set aside as a game sanctuary to be known as "The Kluane Game Sanctuary":

Commencing at the point of intersection of the International Boundary between Yukon Territory and the Territory of Alaska with the middle of the main channel of White River in approximate North Latitude sixty-one degrees and forty-five minutes thence south and easterly following the said International Boundary to its intersection with the northern boundary of the Province of British Columbia; thence easterly following the said northern boundary of British Columbia to its intersection with the western boundary of the right of way of the Haines Highway; thence north and westerly following the said westerly and southerly boundary of the highway right of way to its intersection with the south boundary of the Alaska Highway; thence northerly and westerly following the southerly and westerly boundary of the right of way of the Alaska Highway to the middle of the main channel of the White River; thence southwesterly along the middle of said channel to the point of commencement, the said described land containing an area of approximately ten thousand one hundred and thirty (10,130) square miles more or less.

- (2) The following area is set aside as a Game Sanctuary to be known as "The McArthur Game Sanctuary": Commencing at the junction of the northwest and northeast branches of Kalzas River at approximately north latitude 62 degrees 52 minutes west longitude 135 degrees 25 minutes thence northwest along the northwest branch via the south bank of Kalzas Lake to the height of land at Woodburn Lake; thence northwest along Woodburn Creek to its junction with the south branch of Crooked Creek; thence northwest along the south branch of Crooked Creek to its junction with the north branch of Crooked Creek; thence northeast along the north branch of Crooked Creek to the height of land; thence northeast along the southwest branch of Avalanche Creek to its junction with the southeastern branch of Avalanche Creek; thence southeast along the southeast branch of Avalanche Creek to the height of land; thence southeast to the northeast branch of Kalzas River; thence southwest along Kalzas River to the point of commencement.

McArthur
Game
Sanctuary

No person
to hunt or
trap in a
game
sanctuary

- (3) No person, unless authorized by the Commissioner, may hunt, trap, take, kill, shoot at, wound, injure, or molest any game, or take, destroy, or molest the eggs or nests of birds in any game sanctuary at any time of the year. The possession of game or the nests or eggs of birds by any person within a game sanctuary shall be prima facie evidence of the guilt of such person and the onus of proof to the contrary shall rest upon him.

Firearms
to be sealed
within a
game
sanctuary

78. (1) No person residing in, travelling through or within any Territorial Game Sanctuary, except a salaried or appointed Game Guardian or others for which provision is hereinafter made, shall have in his possession or carry any rifle, shotgun, airgun or other gun, firearm or any device for trapping, capturing or destroying game, unless the same shall have been sealed by a Game Guardian or other officer authorized to do so by the Commissioner and such seal shall not be broken within a Territorial Game Sanctuary except under extreme necessity for the protection of life and property. It shall be the responsibility of any person unsealing a firearm within a Territorial Game Sanctuary to report such action as soon as possible to the nearest Game Guardian giving a full statement of why such action was necessary and, in cases where in the opinion of the Game Guardian any doubt exists, proof of such necessary action may be required.

Guides
responsible

- (2) Every Chief Guide or Guide employed by any party travelling through or within any Territorial Game Sanctuary shall be held responsible for seeing that all firearms in the party are sealed and that such seals are kept unbroken within the limits of such Sanctuary.

Firearms
may be
seized

- (3) Any unsealed rifle, shotgun, airgun, or other gun or firearm, found within any Territorial Game Sanctuary, except as herein provided, may be seized by a Game Guardian or other officer appointed by the Commissioner, for delivery to a Justice of the Peace, who may order such firearms to be held pending the payment of any penalty for the offence committed.

(4) The Commissioner may issue permits for the carrying of unsealed firearms within a Territorial Game Sanctuary to qualified persons requiring specimens for scientific purposes.

The
Commissioner
may issue
permits

(5) Any person violating the provisions of this Section shall upon summary conviction be liable to a penalty as set forth under Section 68, subsection (2) paragraph (b).

79. The Yukon Game Ordinance, being Chapter 3 of the Ordinances of the Yukon Territory, 1947, and amendments thereto, are hereby repealed.

Repeal

80. This Ordinance shall come into force on the first day of January, A.D. 1952.

Come into
force

CHAPTER 12

FUR EXPORT TAX ORDINANCE

(Assented to October 11, 1951.)

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 Fur Export Tax Ordinance".

Definitions

2. In this Ordinance, unless the context otherwise requires:

(a) "Department" means Department of Game and Publicity for the Yukon Territory.

(b) "Package" shall include any box, bale, trunk, bag or other receptacle containing or used for the purpose of carrying freight, baggage, or other effects.

(c) "Permit" shall mean and include the permit issued hereunder.

(d) "Tax" shall mean and include the tax imposed and authorized hereby.

(e) "Game Guardian" means a Game Guardian appointed under the provisions of the "Yukon Game Ordinance."

No Raw Fur
or Certain
Animals to
be exported
without
permit

3. No person, corporation, railway company, express company, or other common carrier, except in pursuance and by virtue of a permit as herein provided, shall at any time or in any manner export or cause to be exported or carried out of the limits of the Territory, without having first obtained such permit, any raw fur being the pelt or skin of any weasel, muskrat, lynx, wolverine, bear, otter, marten, mink, fox, wolf, coyote, beaver, fisher or squirrel.

4. Permits for the exportation of any pelts or skins may be granted and issued by the Department or by any person appointed for such purpose by the Commissioner, upon payment of the tax hereby imposed and as set forth in Schedule "A" hereto.

Who may grant permits on payment of tax

5. (1) Every person authorized hereby to grant any such permit and any Game Guardian shall have the right to open and inspect any package as well after as before consignment, which he may have reason to think or may suspect contains any pelt or skin of any fur-bearing animal described in Section 3 hereof, and, if the same has been delivered to or is in the possession of any transportation company or other common carrier or on board any outgoing vessel or on any railway train, air craft or vehicle for the purpose of exportation beyond the Territory, and, if no permit therefor has been issued as herein provided, the same may be seized on view by such person or Game Guardian.

Authority to open and inspect packages

(2) Any person or Game Guardian who seizes any pelt or skin under the provisions of sub-section (1) hereof shall forthwith deliver the same to a Justice of the Peace and make complaint to him, and upon summary conviction of the offender, the Justice of the Peace shall declare any such pelt or skin forfeit to the Yukon Territory to be disposed of as the Commissioner directs and such forfeiture shall be in addition to any other penalty which shall be imposed on the offender in respect of such pelt or skin or the possession thereof under the provisions of this Ordinance.

(3) The proceeds of any disposition of pelts or skins directed by the Commissioner under the provisions of this section shall be paid to the Territorial Treasurer for the use of the Territory and shall form part of the Consolidated Revenue Fund of the Yukon Territory.

(4) Any person and any company or other common carrier who may refuse, prevent or attempt to prevent any such inspection, or who may in any way assist in any attempt to prevent any such inspection, shall be guilty of an

Penalty for refusing or hindering inspection

offence against this Ordinance, and, upon summary conviction therefor, shall be liable to a penalty of not less than Twenty (\$20.00) Dollars and not exceeding One Hundred (\$100.00) Dollars for every such offence.

Marking of
receptacles

6. All receptacles, including bags, boxes, baskets, crates, hand-baggage, trunks, packages and parcels of every kind in which the skins of fur-bearing animals or the skins or pelts of protected animals or game are packed for transportation shall be plainly marked on the outside in such manner as to give a list and description of the contents, and the name and address of the consignee and consignor, and this applies to pelts or skins when being transported by hand or otherwise and skins or pelts of fur-bearing animals shall only be exported in such manner as may be prescribed by Regulations.

Form of
permit

7. The permit to be issued shall be in the Form "B" in the Schedule hereto or to the like effect, and shall be delivered by the person shipping the pelts to the carrier by or upon whose conveyance the pelts are to be carried and every such carrier or his agent shall forthwith complete and sign the certificate endorsed upon the permit and shall state in such certificate whether such pelts were exported by post or how otherwise, and return the same to the Department.

Amount of
tax

8. The tax to be paid before the issue of any such permit shall be as set forth in said Schedule "A" hereto.

Five per
cent. to
collectors

9. The persons authorized under the provisions of this Ordinance to grant any such permit and receive the tax shall be entitled to retain for his services five per centum of all sums paid to him, but this provision shall not apply to an employee of the Government of the Yukon Territory.

Returns to
be made
monthly to
Territorial
Treasurer

10. Every person appointed hereunder to grant permits and receive the tax shall, not later than the fifth day of each month, make return to the Treasurer of all permits granted and all moneys received by them respectively during the preceding month and shall with such return pay over to the Territorial Treasurer all moneys so received, less the amount which they may respectively be entitled to retain for commission, as above provided. Such return shall

show the number and date of each permit, the name of the person to whom it is issued, the description of the pelts and the amount of the tax paid as set out in the permit, and shall be signed by a person authorized to issue such permit.

11. Every person, corporation, railway, company, express company, and other common carrier violating or neglecting to obey any provision hereof, other than as provided by subsection 4 of Section 5 hereof, shall be guilty of an offence against this Ordinance, and liable on summary conviction therefor to a penalty not exceeding One Hundred (\$100.00) Dollars.

Penalties

12. All amounts received in payment of the tax hereby imposed shall be paid to the Territorial Treasurer for the use of the Territory, and shall form part of the Consolidated Revenue Fund of the Territory.

Tax to be paid to Treasurer for the use of the Territory

13. This Ordinance shall come into force on the first day of January, 1952.

14. "The Fur Export Tax Ordinance", being Chapter 8 of the Ordinances of the Yukon Territory, 1919, and amendments thereto, are hereby repealed.

Repeal

SCHEDULE "A"

(Section 4)

On each bear, white or polar	\$1.00
On each bear, not specified	.25
On each beaver	1.00
On each fisher	2.00
On each fox, black	.50
On each fox, blue	.50
On each fox, cross	.50
On each fox, red	.25
On each fox, silver	1.00
On each fox, white	.50
On each lynx	.50
On each marten	.75
On each mink	.75
On each muskrat (musquash)	.10
On each otter	1.50
On each weasel (ermine)	.10
On each wolverine	.50
On each squirrel	.01
On each wolf	.25
On each coyote	.25

SCHEDULE "B"

(Section 6)

No.

PERMIT

FUR EXPORT TAX ORDINANCE

Chapter 12, 1951 (Second Session)

Permission is hereby given to

of

to export from the Yukon Territory the following described raw furs or pelts:

. . . .	Bear, White, @	\$
. . . .	Bear, other, @	\$
. . . .	Beaver, @	\$
. . . .	Fisher, @	\$
. . . .	Fox, black @	\$
. . . .	Fox, blue, @	\$
. . . .	Fox, Cross, @	\$
. . . .	Fox, red, @	\$
. . . .	Fox, silver, @	\$
. . . .	Fox, white, @	\$
. . . .	Lynx, @	\$
. . . .	Marten, @	\$
. . . .	Mink, @	\$
. . . .	Muskrat, @	\$
. . . .	Otter, @	\$
. . . .	Weasel, @	\$
. . . .	Wolverine, @	\$
. . . .	Wolf, @	\$
. . . .	Coyote, @	\$
. . . .		
	Total	\$

Number of Bales or Packages

Examined by

The said

having paid the required fees and complied with the Ordinance.

DATED at _____, in the Yukon
Territory this _____ day of _____ 19____
Issuer

Original—See instructions at back.

CERTIFICATE TO BE ENDORSED ON PERMIT

(Reverse Side of Permit Form)

This certificate below is required to be filled out and signed by the Agent of Railway, Steamship or Express Companies, Postmasters or Game Wardens and forwarded to the Department of Game and Publicity, Whitehorse, Y.T.

I, _____
(Agent, Purser, Conductor, Postmaster, Game Warden, etc.),
do hereby declare that the within described furs or pelts have
been exported from the Yukon Territory by the within des-
cribed person or firm, by _____
(state whether by post or how otherwise)

DATED at _____
this _____ day of _____, 19____
(Agent, Purser, Conductor, Postmaster,
Game Warden, etc.)

OFFICE
STAMP.

CHAPTER 13

AN ORDINANCE TO AMEND
"THE COCKTAIL LOUNGE ORDINANCE"

(Assented to October 11, 1951.)

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

1. The Cocktail Lounge Ordinance, being Chapter 9 of the Ordinances of the Yukon Territory, 1950 (First Session), is amended hereby by striking out Section 3 thereof and substituting therefor the following:

"3. Nothing in this Ordinance shall be held to prohibit the sale of liquor in

(a) any mess or canteen of the Royal Canadian Mounted Police of which the Commanding Officer is the holder of a canteen permit;

(b) any mess or canteen of naval, military or air forces of which the Officer Commanding is the holder of a canteen permit;

(c) any club licensed under the provisions of the Government Liquor Ordinance."

2. The said Ordinance is amended further by striking out Section 23 thereof and substituting therefor the following:

"23. Liquor may be sold in Cocktail Lounges in licensed premises during the following hours: Monday to Saturday from seven o'clock in the forenoon until six o'clock in the afternoon, and from seven o'clock in the afternoon until twelve o'clock midnight."

CHAPTER 14

AN ORDINANCE TO AMEND
"AN ORDINANCE TO PROVIDE FOR THE IMPOSITION
AND COLLECTION OF A TOLL UPON THE
WHITEHORSE TO MAYO HIGHWAY"

(Assented to October 11, 1951.)

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

1. "The Ordinance to Provide for the Imposition and Collection of a Toll Upon the Whitehorse to Mayo Highway," being Chapter 6 of the Ordinances of the Yukon Territory, 1951 (First Session) is amended by striking out Schedule "A" thereto and substituting therefor the attached Schedule "A".

SCHEDULE "A"

	Whitehorse- Carmacks Division per ½ ton	Carmacks- Mayo Division per ½ ton	Whitehorse- Mayo Through Traffic per ½ ton	Mile 1 to Mile 40 (measured from junc- tion of Alaska Highway and Whitehorse- Mayo Highway)
--	--	--	--	---

COMMODITIES

NORTH BOUND TRAFFIC

FREIGHT VEHICLE

General Freight	\$.50	\$1.00	\$1.50
Coal	.25	.25	.25
Food for Human Consumption	.35	.65	1.00
Wood	.50 per cord	.50 per cord	.50 per cord.
Vehicle Weight	.25	.25	.50

SOUTH BOUND TRAFFIC

Ore and Concentrates	.85	.90	2.00
Coal	.25	.25	—
Wood	.50 per cord	.50 per cord	.50 per cord
Vehicle Weight	.25	.25	.50

NORTH AND SOUTH
BOUND TRAFFIC

Passenger Vehicle
(Commercial)

Per Passenger	.40	.60	1.00
Automobiles Owner	.75	1.25	2.00
Resident Farmer	Free	Free	Free

All Vehicles not carrying freight .35 return

No charge will be made for Vehicle Weight if Vehicle used for hauling wood until after April 1st, 1952.

Season Ticket \$5.00
May 1st to Sept. 30th
Jan. 1st to
Dec. 31st \$10.00

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