



Nunavut Canada

LEGISLATIVE ASSEMBLY OF NUNAVUT

6th Session

1st Assembly

HANSARD

Official Report

DAY 22

Thursday October 31, 2002

Pages 1394 - 1501

Pangnirtung

Speaker: The Honourable Kevin O'Brien, M.L.A.

Legislative Assembly of Nunavut

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(Akulliq)

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(Iqaluit Centre)

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**Pangnirtung, Nunavut
Thursday October 31, 2002**

Members Present:

Hon. Olayuk Akesuk, Mr. Ovide Alakannuark, Hon. Jack Anawak, Mr. James Arvaluk, Mr. Donald Haviyak, Mr. David Iqaqrialu, Mr. Enoki Irgittuq, Honourable Peter Kattuk, Honourable Peter Kilabuk, Mr. Glenn McLean, Mr. Jobie Nutarak, Honourable Kelvin Ng, Honourable Kevin O'Brien, Honourable Paul Okalik, Honourable Ed Picco, Mr. Uriash Puqiqnak, Hon. Manito Thompson, Mr. Hunter Tootoo.

Item 1: Opening Prayer

Speaker: I would like to call on Mr. Haviyak to say the opening prayer.

>>*Prayer*

Speaker: Welcome members. Before we go onto Item 2, I just want to acknowledge the ladies at the Qilla Sewing factory in Arviat for making my new seal skin white tabs. Thank you, ladies. Item 2. Ministers' Statements. Mr. Premier.

Item 2: Minister's Statements

Minister's Statement 063 – 1(6): Minister of Energy

Hon. Paul Okalik (interpretation): Thank you, Mr. Speaker. Mr. Speaker, in our time as members of this assembly we have often discussed issues related to fuel, petroleum products and energy. Nunavut has participated in the national dialogue on the Kyoto Accord. We know the impacts of global warming on our own communities.

We have had discussion on pricing and fuel quality, and we have passed legislation bringing home to Nunavut the jobs and economic interest related to electricity generation and the Nunavut Power Corporation. Both the Ikuma I and II reports have been tabled in this House, looking at the future of energy use and development in Nunavut.

(interpretation ends) From the budgets brought forward in this House we can see that almost 20% of the money GN spends each year is spent on fuel. We heat houses and schools, we fly on aircraft that use aviation gas and we burn diesel to run our power plants. We provide subsidies for electrical use and we support the delivery and distribution of fuel in Nunavut communities.

Some day Nunavut may be a producer of energy, because there are significant proven reserves of natural gas in Nunavut, but at the moment we import all of our fuel and we are dependent on the international markets as prices rise and fall.

Despite the many impacts of energy on Nunavut, to date we do not have any single location within the GN that is responsible for Energy and for developing the broader

policies around energy use and future energy self reliance in Nunavut. We can see that this sector is important to the future of Nunavut and a significant aspect of the national dialogue in Canada.

(interpretation) As a result I have asked the current Minister responsible for the Nunavut Power Corporation, the Honourable Ed. Picco, to expand on the mandate he currently has, and to serve this government as Minister of Energy, effective November 1, 2002.

(interpretation ends) Over the next weeks I know that Minister Picco will be bringing forward a number of initiatives, in business plans, budgets and legislation that will give you a clear picture of the vision, mandate and responsibilities of this new portfolio. I know that members look forward to hearing from him on these topics, because Minister Picco is always so brief and to the point.

(interpretation) Thank you. I also know he will seek your input and can expect your support in the work ahead. Thank you, Mr. Speaker.

>>Applause

Speaker: Thank you, Premier. Ministers' Statements. Mr. Picco.

Minister's Statement 064 – 1(6): Energy Mandate

Hon. Ed. Picco: Thank you, Mr. Speaker. Mr. Speaker, I'll be brief and to the point. Mr. Speaker, I am pleased to be making this statement as the first Minister for Energy for our Government in Nunavut.

Mr. Speaker, I am also please to announce that as my first task in this portfolio I have been asked to implement the recommendations of the Ikuma II report: *Meeting Nunavut's Energy Needs/Structures and Strategies for Energy Self Reliance* here in Nunavut. This report was tabled in the assembly this past spring and has been distributed widely in Nunavut.

Mr. Speaker, The report makes recommendation for the immediate future of energy consumption and distribution in Nunavut. It also addresses the long term issues of energy conservation and alternative energy strategies and approaches for our territory. A key recommendation is the creation of a Qulliq Energy Corporation, to be responsible for both electricity and fuel in Nunavut.

It is purposed that the Qulliq Energy Corporation have two major subsidiaries: the existing Nunavut Power Corporation and the proposed Qulliq Fuel Corporation. Mr. Speaker, Qulliq Fuel Corporation is designed to hold the assets and take on the responsibilities currently managed by the Petroleum Products Division of the Department of Public Works and Services. In effect this existing branch of government will become a new crown corporation.

Mr. Speaker, the Nunavut Power Corporation, established under the Qulliq Energy Corporation, would operate much the same way as it does now. However, the major difference will be that they will no longer be involved in fuel purchasing, fuel storage and pipelines. This now will be the responsibility of Qulliq Fuel.

The implementation of this plan and transition for all involved will be a joint effort between the Petroleum Products Division of Public Works and Services, as well as the Department of Executive and Intergovernmental Affairs, and the existing Board of Directors of our Nunavut Power Corporation, which we look forward to working with in the future as the new Board of the Qulliq Energy Corporation. Mr. Speaker, the framework for the purposed energy delivery services will be founded in legislation that will be reviewed by this House between now and the end of March 2003.

Mr. Speaker, I am looking forward to providing members with additional details and to engaging in lively dialogue as we move forward to implement this significant initiative. Thank you, Mr. Speaker.

>>Applause

Speaker: Ministers' Statements. Mr. Kilabuk

Minister's Statement 065 – 1(6): 2001-2002 High School Graduation Statistics

Hon. Peter Kilabuk (interpretation): Thank you, Mr. Speaker. Mr. Speaker, I am pleased to announce that the number of high school students receiving grade 12 diplomas continues to be strong. I am especially pleased to announce this while we are having a meeting in the school. A total of 131 students graduated from our high schools as of June 2002 and this continues the strong trend of the past three years.

Given our small population, variations from year to year is normal. Further, Inuit continue to make 83% of the graduates over the last four years, which is excellent news for Nunavut.

Mr. Speaker, 10 years ago there were only 47 graduates from 1992 across Nunavut. Ten years later we have approximately three times that many. The increase in graduates is a positive trend and indicates that Nunavut is headed in the right direction.

Our young people are staying in school longer and are achieving higher than in the past. This is a direct result of a change of policy 12 years ago that started implementing senior high school grades in all Nunavut schools.

Mr. Speaker, as Nunavut continues to grow we will need individuals that have increased levels of education. I am optimistic with the current trends and look forward to an increasing number of high school graduates each year. Thank you, Mr. Speaker.

>>Applause

Speaker: Thank you, Minister. Ministers' Statements. Mr. Kattuk

Minister's Statement 066 – 1(6): New Fuel Contracts

Hon. Peter Kattuk (interpretation): Thank you, Mr. Speaker. Mr. Speaker, I am very pleased to update the members on the new fuel contracts for Nunavut.

The Department of Public Works and Services is currently finalizing the contract for the supply of Bulk Refined Petroleum Products with Shell Canada for Baffin and Kivalliq communities and with Imperial Oil for Kitikmeot communities.

Mr. Speaker, these new supply contracts, for three years plus extension options, represents significant savings to the Government of Nunavut.

(interpretation ends) The tender for the transportation phase closed on October 17, 2002 and the evaluation will be completed within the next two weeks. I look forward to sharing more information with you when those contracts are finalized. Thank you, Mr. Speaker.

>>Applause

Speaker: Ministers' Statements. Mr. Akesuk.

Minister's Statement 067 – 1(6): Expansion of The Turbot Fishery and Baffin Fisheries Coalition

Hon. Olayuk Akesuk: Thank you, Mr. Speaker. Good afternoon everybody. Congratulations to the new Minister of Energy. Mr. Speaker, I would like to advise members of this House on some recent developments that have taken place in Nunavut's turbot fishery.

Turbot is the only ground fish species available in Nunavut to harvest. The offshore turbot fishery is a rapidly expanding area of our economy.

Mr. Speaker, during last year's session I had an opportunity to introduce the members to the newly formed Baffin Fisheries Coalition. This group consists of all the stakeholders that have been actively involved in Nunavut's offshore fishing industry. The long term objectives of the Coalition are to develop the capacity of Nunavut's fishing interest to harvest the resources in the waters adjacent to Nunavut, develop the credibility of Nunavut fisherman in the Atlantic fishing industry and to maximize fisheries development over the next five to ten years.

Mr. Speaker, I am please to announce that the Coalition has made significant progress since it's formation last year. In 2001 the Coalition harvested in excess of 2,500 tons of turbot from NAFO Division 0A (Davis Strait/Baffin Bay). More than 200 tons of this quota was landed here in Pangnirtung for further processing creating and extending significant employment opportunities. This year the Coalition has a quota of 4,000 tons

and to date has harvested more the 2,400 tons. Again this year a significant amount of this quota will be landed in Pangnirtung.

The Coalition has now completed a detailed business plan to guide it's development over the next five years. Key priorities for the Coalition for 2003 are to develop a trained workforce to enter into the offshore fishery as well as to pursue vessel investment opportunities. The Coalition is also investing into inshore developmental fisheries such as the test fishery conducted in Cumberland Sound this past summer. Such initiatives will ensure that the long term benefits of this industry will to the residents of Nunavut.

Mr. Speaker, my department fully supports the activities of the Baffin Fisheries Coalition. In this respect I have signed a partnership MOU with the Coalition to assist and support it's organizational development over the upcoming years. I view the formation and the emergence of this new industry group as the logical next step in the development of fisheries capacity in Nunavut that will provide lasting and sustainable economic benefits for the region.

Mr. Speaker, I am also please to announce that Nunavut's fishery industry will experience another significant increase in it's quota for 2003. Earlier this year the North Atlantic Fisheries Organization (NAFO) Scientific Council recommended that a quota increase of 4,000 tons should be implemented in NAFO Division 0A + 1A in 2003 based on research carried out in the area in 2001. This is in addition to the current 4,000 ton quota that already exists in this area and will result in a total quota of 8,000 tons for 2003.

As you are aware the offshore turbot stocks in Davis Straight and Baffin Bay are shared with Greenland. The actual sharing arrangements for this new quota will be discussed during the upcoming bi-lateral consultations with Greenland to be held in Ottawa this December. The Government of Nunavut, along with Nunavut Tunngavik Incorporated and the Nunavut Wildlife Management Board will be attending these meetings on behalf of Nunavut. I am quite confident that we are in a good position to claim a major share of this new quota based primarily on adjacency and historical attachment.

Mr. Speaker, I look forward to providing you with a further update in this new quota following the conclusion of the bi-lateral meetings with Greenland. Thank you, Mr. Speaker.

>>*Applause*

Speaker: Ministers' Statements. Mr. Anawak.

Minister's Statement 068 – 1(6): Flash Cards

Hon. Jack Anawak (interpretation): Thank you, Mr. Speaker. Mr. Speaker, as part of this year's Literacy Week, which took place at the end of September, the Department of Culture, Language, Elders and Youth developed a series of flash cards for distribution to

daycares across Nunavut in Inuktitut. The purpose of these flash cards is to help young children enjoy learning Inuktitut.

If we hope to preserve and promote the use of Inuktitut across the territory, we must begin with the youngest members of our society. There is no substitute for learning a language as a child. Teaching our children Inuktitut from the start will ensure that Nunavut turns into an Inuktitut speaking territory with the development of our children.

Mr. Speaker, we must provide our children with the tools they need to make Inuktitut a central part of their upbringing. Although the Department of Culture, Language, Elders and Youth can help through initiatives like this, it is essential that we as parents take the lead. Learning begins in the home. Without this support, Inuktitut will not thrive.

Mr. Speaker, I am pleased to provide the Members of the Legislative of Assembly with their own set of flash cards. These cards are one of the examples of how the Department of Culture, Language, Elders and Youth is supporting the preservation and promotion of our Inuktitut language and culture. Thank you. Mr. Speaker.

>> *Applause*

Speaker: Ministers' Statements. Mr. Picco.

Minister's Statement 069 – 1(6): Rankin Inlet Birthing Centre Expansion

Hon. Ed. Picco: Thank you, Mr. Speaker. Mr. Speaker, I rise today to announce the expansion of the Kivalliq Birthing Centre to a regional services facility.

As of October, the permanent staffing complement is in place with two Registered Midwives and one maternity worker. Two others will be hired over the next few months, as well as a receptionist.

Mr. Speaker, a third maternity worker (level three) position has been approved and staffed. This position will focus in training and maternity workers liaising with all communities in the Kivalliq, an exercise that promotes continuity of care as well as teaching for the nurses in the Health Centres.

The department will be involved in developing education curriculum for community midwives in partnership with the Nunavut Arctic College. Mr. Speaker, this will be done in consultation with elders who have knowledge of traditional birthing practices, and will lead them being registered Midwives in Nunavut.

Mr. Speaker, as you know the re-introduction of midwifery into Nunavut is a long desired goal and is a concrete example of Inuit Qaujimajatuqangit in action. Mr. Speaker, This expansion of the Kivalliq Birthing Centre to a regional service is a first step towards bringing midwifery back into more of our Nunavut communities in the future. Thank you, Mr. Speaker.

>> *Applause*

Speaker: The time allocation for Ministers' Statements is now over. We'll go to Item 3. Members' Statements. Mr. Puqignak.

Item 3: Members' Statements

Member's Statement 204 – 1(6): Required Boating Safety Regulations

Mr. Puqignak (interpretation): Thank you, Mr. Speaker. Mr. Speaker, I rise today since my constituencies always want to get us to represent them. Mr. Speaker, I know that my Member's Statement is quite lengthy so you can stop me when time is up.

Mr. Speaker, I rise today to express concern about boating safety. Mr. Speaker, there are over 2 hundred boating deaths every year across Canada. Most of them are avoidable. For example, this summer there was a tragedy in Repulse Bay, where two young lives were needlessly lost.

Mr. Speaker, federal legislation is currently in place that covers the use and operation of boats. In fact, new federal regulations were brought in recently. Mr. Speaker, these regulations state the minimum requirements for the safe operations of all kinds of watercraft, including kayaks.

Mr. Speaker, for kayaks and other small un-powered craft, the required equipment includes an approved personal flotation device or life jacket. A floating line of 15 meters, a watertight flashlight, approved flares, a signalling device, a paddle or an anchor and means of towing your vessel.

Mr. Speaker, currently there are official age restrictions on the use of powered vehicles and regulations on pleasure craft operator competency. However, they do not apply in N.W.T.

Mr. Speaker, I would like unanimous consent to conclude my statement.

Speaker: The member's seeking unanimous consent to conclude his statement. Are there any nays? There are no nays. Please proceed.

Mr. Puqignak (interpretation): Thank you, Mr. Speaker and thank you my colleagues. However, they do not apply in N.W.T. and Nunavut because the legislation was being brought forward at the time of the creation of Nunavut.

Mr. Speaker, the Department of Fisheries and Oceans is planning consultations for the Spring of 2003 on this and other issues. I'm aware that they would like to work with us on the issue of legislation in this area.

Mr. Speaker, the regulations are under the Canadian Coast Guard, however, they're not an enforcement agency. They are a safety agency. When the new regulations were brought forward, local Fisheries and Oceans officers and RCMP went on joint patrols in the bay outside of Iqaluit and handed out booklets. Earlier, we were given a flashcards these were exactly the same size.

Mr. Speaker, alcohol and boating do not mix. During any outdoor activity, alcohol greatly increases the risk to yourself and others. In the Arctic this is more relevant as the risk of hypothermia is even greater.

Mr. Speaker, operating any vehicle while under the influence of alcohol is against the law and falls under the criminal code, which is enforced by the RCMP.

Mr. Speaker, where can communities, schools, youth organizations, like Junior Rangers, Hunter's and Trapper's Organisation, Renewable Resource Officers do to help make people aware of both safety issues and relevant applicable regulations.

Generally, the RCMP does boat safety awareness in Nunavut and the Canadian Coast Guard Boat Safety Office in Yellowknife offers educational programs for schools and others.

Mr. Speaker, the Government of Nunavut Emergency Measures Office also has a Boat Safety Awareness Program. Mr. Speaker, we need to prevent any further senseless deaths. Mr. Speaker, later on I'll be asking questions to the appropriate Minister on this issue. Thank you, Mr. Speaker.

>>Applause

Speaker: Thank you, Mr. Puqiqnak. Just to remind members that whenever you go over your allotted time, it does take time from other members. For example, Mr. Puqiqnak's statement was 7 minutes long, as opposed to 2 ½ minutes that is allocated, although it was a very important message. Members' Statements, Mr. Havioyak.

Member's Statement 205 – 1(6): Mining and Inuit Employment Training Initiatives

Mr. Havioyak (interpretation): Thank you, Mr. Speaker. (interpretation ends) I rise today on the issue that I have raised many times before in this House.

I'm talking about the incredible potential of mining in Kitikmeot and Kivalliq. It is clear that tremendous potential exists for many industries in Nunavut. We have various mineral deposits here. Exploration is ongoing and it is only a matter of time before a new one begins operating in our territory.

In fact, Mr. Speaker, it seems like we hear news everyday on a new diamond find in Nunavut. Mr. Speaker, it is important that we work together to ensure that the economic benefits produced by mining are kept in Nunavut.

Mr. Speaker, keeping the money here means several things. It means developing a market for companies to purchase supplies for exploration, including fuel. That is why, Mr. Speaker, I am in full support of developing a large fuel storage facility in Kugluktuk to take advantage of the demand for fuel by mining companies.

Mr. Speaker, keeping the money in Nunavut also means ensuring that employment in the mining companies is accessed by Nunavummiut. That is why I've spoken many times in the Assembly on the importance of training to people, to prepare people for jobs in mining.

Mr. Speaker, I am pleased to note the recent job postings with the Department of Sustainable Development in Kugluktuk for a training position.

Mr. Speaker, this is a positive step towards Inuit employment and I would like to see the other departments create similar positions.

Mr. Speaker, I would like to stress my continued support of training initiatives aimed at preparing my constituents and the residents of Kitikmeot for employment in the mining sectors.

Mr. Speaker, in order to utilize these benefits, we must make Nunavut an attractive place for companies to do business. Mr. Speaker, I'm talking about improving infrastructure that will make it possible for affordable mining to occur. I will take this opportunity to express my disappointment with the level of support provided by the Federal Government with respect to funding large scale infrastructure projects such as Bathurst Inlet for road projects.

Some Members: Shame on the Federal Government

Mr. Havioyak: Mr. Speaker, without adequate transportation infrastructure, it will be difficult to attract investment in our territory. I encourage our government to continue to press the Federal Government on this important issue.

Mr. Speaker, many opportunities exist for mining in Nunavut and Nunavummiut must be prepared to take advantage of those opportunities. I will be asking questions to the minister at the appropriate time. Thank you, Mr. Speaker.

>>Applause

Speaker: Members' Statements. Mr. Alakannuark.

Member's Statement 206 – 1(6): Financial Support for Youth Counselling

Mr. Alakannuark (interpretation): Thank you, Mr. Speaker. I'll make a very brief Member's Statement coming from my heart. Our young people today are the majority of

our population in our communities or throughout Nunavut.

How can we find support and some assistance to our young people so that they can proud of who they are and to attain self-respect so that we can prevent suicides. I often wonder about the root causes because our young people nowadays no longer know the traditional methods, perhaps us adults who should be responsible for teaching our young people the traditional ways are not doing it.

And at times we should value the lives of young people and suicide is generally attempted when the young people get confused. So, how as older people and elders, can we give more support to our young people?

We require funding urgently to resolve this situation even though funding will not solve everything. I believe that it's the advice and counselling that saves lives and which will resolve some of the problems in life and that's how I see it.

I am very passionate about it and I would like to encourage the public so that we can give support to young people so that they can value their own lives too. For that reason, we were taught to value our lives by our elders and we have to pass on these values if we want them to live and that's how us older people should be contributing. We value these lives and we should work with them.

Whether you are young or old you can have problems and you can experience mental anguish, so we should ask ourselves how we can be more receptive to our youth and contribute to their lives more positively. Thank you, Mr. Speaker.

>> *Applause*

Speaker: Members' Statements. Mr. Nutarak.

Member's Statement 207 – 1(6): Human Rights In The Health Department

Mr. Nutarak (interpretation): Thank you. I didn't think my name was going to be called yet. I didn't expect it. I really don't know how to start this statement, Mr. Speaker because there are some people who lose their lives unexpectedly.

Even myself for example, I can lose my life, by drugs if I overdose myself. Perhaps I may still be alive after the incident, but I would not be normal and I'm sure it happens that there are some who turn out that way In Canada and the world. We also have those individuals who are no longer mentally capable....and I am talking about human rights for everyone.

What I'm talking about are these individuals who need special care and who are mentally incapable because human rights are not used by the health centres. For example, if my son was mentally handicapped I would need to look after him, and if I wanted to have a

rest, then they would have to send him out. They would ask the person if they wanted to leave, but if they do not wish to leave, then it becomes impossible.

So, these mentally handicapped should be looked after and given special assistance because all the community residents know who the mentally handicapped people are because they don't live the normal life like they used to. I would really appreciate it if we can give special support or assistance to these people and I'm sure that we'll need to reconsider this how we can give support and assistance to these kind of people. Thank you, Mr. Speaker.

>>Applause

Speaker: Members' Statements. Mr. Iqaqrialu.

Member's Statement 208 – 1(6): Fuel in Nunavut

Mr. Iqaqrialu (interpretation): Thank you, Mr. Speaker. I stand today to say regarding the fuel. For the past three years it has been problem in one of my communities. Especially for one of my constituent communities of Qikiqtarjuaq, last year the fuel tanks that were supposed to be constructed were not completed in time.

Although today it has been completed, last year the community ran out of gasoline as well as fuel oil. After the review of the accident that occurred in Clyde River, we expect that as a result of the spill, we are going to run out in April with the fuel oil.

I wonder why the contractees for the oil distribution don't fill up the tanks, I guess the measured amount is only what is needed and that is what is delivered. When we run out of fuel, especially for airplanes, it's dangerous and the weather is unpredictable in some of our communities.

It is very dangerous for airplanes when there is a shortage of fuel delivered to some of the communities and it can also be hazardous for our lives as well. If that's the way it's going to be applied in the future, then it needs to be corrected. I will ask a question at the appropriate time later on. Thank you, Mr. Speaker.

>>Applause

Speaker: Members' Statements. Mr. Picco.

Member's Statement 209 – 1(6): Compactor in the City of Iqaluit

Hon. Ed Picco: Thank you, Mr. Speaker. Mr. Speaker, first of all I would like to begin my member's statement by wishing all the people in Nunavut, Nunavummiut a very, very happy Halloween.

I mentioned to my youngest son Pakka in Iqaluit not to eat all his candies in one night. Mr. Speaker, today is Halloween and I would like to speak briefly on a very serious, a very serious, Mr. Speaker, and a very scary, a scary issue that has been ongoing in Iqaluit for sometime.

Mr. Speaker over the past several years with the increase in Iqaluit's population and increased construction, open-burning at the town dump has been an abomination on our community.

It is my understanding now, Mr. Speaker, that over the next three weeks, the open burning at the Iqaluit dump will finally Mr. Speaker, will finally end.

The City will be using a compactor to dispose of much of what today is burned, the issue of open burning in Iqaluit has been much debated and it would finally seem, it's at an end.

Mr. Speaker I want, Mr. Speaker I want to take this opportunity to congratulate the mayor and the council in Iqaluit for the effort and good work put into finally eliminating the eyesore of open burning at the Iqaluit landfill site. Quyannamiik Uqaqtii.

>>Applause

Speaker: Thank you, Minister Picco and I would like to acknowledge your very flamboyant necktie. Members' Statements. Mr. Kattuk.

Member's Statement 210 – 1(6): Future Meetings in Sanikiluaq

Hon. Peter Kattuk (interpretation): Thank you, Mr. Speaker. I want to say on behalf of my constituents, sometimes people come to Sanikiluaq for meetings and people who come in are welcomed.

I want to say that there were two Inuit who I wish to thank for coming to Sanikiluaq. Premier Paul Okalik came to our community and he received a warm welcome in Sanikiluaq and a little bit later on, our colleague, the Minister of Community Government and Transportation was able to come to our community and she also received a warm welcome.

And whenever the other Ministers wish to visit, the other Ministers are welcome and they should come to Sanikiluaq as well. Thank you, Mr. Speaker.

Speaker: Thank you, Minister Kattuk. Members' Statements. Mr. Kilabuk.

Member's Statement 211 – 1(6): Fish Plant in Pangnirtung

Hon. Peter Kilabuk (interpretation): Thank you, Mr. Speaker. I stand up today, it's my time up. Mr. Speaker, I'm happy to say that I was at the fish plant this morning and that

we were able to see the activities. Unfortunately, the others were too busy with the duties and this morning the fish catch was viewed during the flensing. These fish were caught in the Davis and Baffin bays. The turbot will provide employment throughout this winter.

Not all the workers were there this morning, but this winter, the full complement of workers will be coming totalling about fifty workers and this is a very important economic venture for the residents of Pangnirtung.

I have always worked towards improving the fishery, to keep it afloat and to ensure that it is not adversely affected by outside influences. It has been a lot of work over many years to bring it to where it is today.

My fellow ministers and members know that I will always work towards the fish plant because we worked very hard to attain our present level. I thank those members again for coming to the fish plant this morning and Mr. Speaker; if Kevin who I hope is watching us from Qikiqtarjuaq, I say a big hello. Thank you.

>>Applause

Speaker: Thank you, Minister. Members' Statements. Mr. Anawak.

Member's Statement 212 – 1(6): Support for Inuit Midwifery

Hon. Jack Anawak (interpretation): Thank you. Thank you, Mr. Speaker. Today as a MLA, I wish to thank the Minister of Health and Social Services, he spoke today regarding the proposed midwifery centre in Rankin Inlet.

I support this idea so much. It has been going on for quite some time, because the people in Rankin Inlet have really been pushing for a midwifery centre, because the young people leave for Churchill to deliver their babies, and some go to Winnipeg, Montreal, Iqaluit, or Ottawa for that matter.

The reason they were pushing it, pushing for a midwifery centre was because they wanted to deliver their babies with their relatives. When they deliver their babies here in their region, although it might not be their home, it's much easier and much better for both the newborn and the mother.

In fact, many of us for that matter, probably most of us here were born in Nunavut, not in wooden housing or whatever. Personally, I was born in a tent, but Inuit were born inside a tent or igloo or qammaq, not in hospitals.

They're capable. The midwives have a great deal of capabilities to deliver babies. We are the product of the Inuit midwives work. I want to thank the Minister for his earlier comments and I want to say I support it, but unfortunately even after all this time that it has been operating, there are still no Inuit midwives at the centre, just helpers. Let us

push for Inuit to become midwives. The women who have qualifications are passing away, let us utilize their knowledge and capabilities before it's too late.

The midwifery centre in Rankin should be supported. And let it also be utilized by the women who deliver babies in the past and let us better utilize their knowledge and their wisdom unto the Inuit youth when it comes to midwifery, because when they deliver babies in the communities, it's easier for the patients' peace of mind and their body. Thank you.

>>Applause

Speaker: Thank you, Minister. Members' Statements. Mr. McLean.

Member's Statement 213 – 1(6): Increase Minimum Wage in Nunavut

Mr. McLean: Mat'na, Uqaqti. Uqaqti, on April 6, 2000, I asked him, the justice minister when we would see an increase in minimum wage in Nunavut.

As usual, Uqaqti, the response I got was that the bureaucrats, our friends, would look into it. Well they must not have looked for very long or hard because on February 23rd, 2001, I asked the new minister of justice about when working people could expect to see an increase in the minimum wage.

Not surprisingly Uqaqti, the response I got was that the matter was under review and that no timeline could be committed to by the government.

Uqaqti, we now come to the afternoon of November 22nd, 2001, when again, I told the government that it was important to increase the minimum wage for folks who live and work in the jurisdiction with the highest cost of living in Canada.

What answer did I get? It was a little better this time, Uqaqti; I was told that my recommendation would be looked at by the cabinet ministers.

Uqaqti, we now come to April of the year 2002, when again, I asked to see whether or not the government would finally take some action and make a little better, make life a little better for the little guys.

The minister told me that change might happen by the fall and so here we are today. Uqaqti, today I am going to ask one more time, if the government will act now to ensure that the minimum wage goes up in time for Christmas.

Thank you, Mr. Speaker.

>>Applause

Speaker: Thank you, Mr. McLean. Members' Statements. Mr. Tootoo.

Member's Statement 214 – 1(6): Nunavut Employees' Union

Mr. Tootoo: Thank you Mr. Speaker. Mr. Speaker, today I'd like to congratulate the Nunavut Employees' Union on a successful convention held at Cambridge Bay.

Mr. Speaker, maybe I'm speculating that it could be a gesture by the union of hosting their convention in the community represented by the finance minister as a good gesture for the upcoming negotiations.

Mr. Speaker, I spoke at many times in this house about the important role that unions play in our communities in defending the rights of our workers.

Mr. Speaker, I want to congratulate Doug Workman on a successful re-election as the NEU president. I also want to congratulate the other candidates in the race for their commitment to the well being of the membership.

Mr. Speaker, I was pleased that the federation of Nunavut teachers came to an agreement earlier this month with the government, seemingly without the need for ultimatums being made by either side.

Mr. Speaker, we know that the collective agreement between our government and the Nunavut Employees Union expires in a few short months.

I strongly urge our government and the minister of finance to approach negotiations in a positive, cooperative, and conciliatory spirit.

Mr. Speaker, it's a hard fact that unemployment in our communities is high. It's a hard fact that the cost of living in the north often makes it effectively impossible for employees, especially working parents to exercise their right to strike in the event that bargaining breaks down.

Mr. Speaker, I don't think that the playing field is level enough. I continue to urge the government to strongly consider providing the option for binding arbitration.

Mr. Speaker, we often hear that the government says that our employees are our most valuable resource. I agree with this and something I strongly believe in myself. In the upcoming months, I look forward to our government putting its money where it's mouth is. Thank you, Mr. Speaker.

>>Applause

Speaker: Thank you, Mr. Tootoo. Members' Statements. Mr. Irqittuq.

Member's Statement 215 – 1(6): Breakwater Needed in Hall Beach

Mr. Irqittuq (interpretation): Thank you, Mr. Speaker. Before I begin, I wish to share some good news, the youngest one amongst us members in the House, our Olayuk Akesuk is now a grandfather.

>>Applause

I hope that doesn't take too much of my speaking time. I would like to say the problem that we face in our community, everybody knows that our community has a very linear shore and we have no natural harbours in the area for our boats.

In summertime, whenever the wind picks up, the boats whether they be large boats or not, they always have to be pulled unto shore. Due to this fact, the people who are going to be working on the breakwater will have to realize that the remarks made by our Minister last spring regarding the planning of the breakwater and that a consultation round would be utilized to determine which communities needs more work. I think that Hall Beach should be one of the first ones to be worked on.

And the people in my community are starting to wear their hulls down due to the incessant beaching and launching of their boats. Thank you, Mr. Speaker.

>>Applause

Speaker: Item 3. Members' Statements. Are there any further Members' Statements. Mister Akesuk

Member's Statement 216 – 1(6): New Baby Daughter

Hon. Olayuk Akesuk (interpretation): Thank you, Mr. Speaker. Enoki beat me to the punch about the fact that my daughter gave birth yesterday around 9 o'clock last night 9:03. And she had an 8lb 5 oz daughter and her name will be Meeka and we are going to adopt her. Thank you.

Speaker: Congratulations Minister. Members' Statements. Any further Members' Statements. Item 4. Returns to Oral Questions. Returns to Oral Questions. Are there any Returns to Oral Questions. Minister Kattuk.

Item 4: Returns to Oral Questions**Return to Oral Question 021 – 1(6): Gasoline for Kugaaruk**

Hon. Peter Kattuk: Nakurmiik Itsivautaq. Mr. Speaker this question was asked by Mr. Enoki Irqittuq on April 25, 2002. Mr. Speaker, I rise today to provide a response to questions posed to me by Mr. Enoki Irqittuq on April 25, 2002.

The member raised an issue on the Kugaaruk fuel supply. Mr. Speaker, the petroleum products division of the Department of Public Works and Services airlifted fuel from Kugluktuk into the community of Kugaaruk during the last week of March 2002.

Mr. Speaker, the member had also inquired about the excess fuel in Hall Beach. In this case, the gasoline was not used to supply Kugaaruk because of quality issues surrounding the 2001 gasoline supply.

Like all other Baffin and Kivalliq communities, the remaining 2001 gasoline supply was removed from Hall Beach for a new 2002 re-supply. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Item 4. Returns to Oral Questions. Mr. Kattuk.

Return to Oral Question 090 – 1(6): Communities Effected by Bad Gasoline

Hon. Peter Kattuk: Thank you, Mr. Speaker. Mr. Speaker, I rise today to provide a response to a question from Glen McLean on May 3, 2002. Concerns about 2001 gasoline supply were raised by a number of communities in the Baffin and Kivalliq.

Concerns were expressed through letters, faxes, radio, newspapers and here in the Legislative Assembly.

The following is a list of communities who contacted Petroleum Products Division of the Department of Public Works and Services regarding gasoline quality. Qikiqtarjuaq, Repulse Bay, Hall Beach, Clyde River, Whale Cove, Sanikiluaq, Coral Harbour, Rankin Inlet, and Iqaluit. Thank you, Mr. Speaker.

Speaker: Thank you, minister. Are there any further returns to oral questions. Item 5, Recognition of Visitors in the Gallery. Mr. Puqiqnak.

Item 5: Recognition of Visitors in the Gallery

Mr. Puqiqnak (interpretation): Thank you, Mr. Speaker. Since I've been in Pangnirtung, I have been recognizing a number of people unlike in Iqaluit, so I would like to recognize a person who, back in 1992, for about 7 years was the secretary manager while I was a mayor and our former secretary manager is now the secretary manager for the hamlet of Pangnirtung. Be assured Pangnirtung residents, that you have a very capable secretary manager, Mr. Greg Morash.

>>Applause

Speaker: Recognition of Visitors in the Gallery. Minister Kilabuk.

Hon. Peter Kilabuk (interpretation): Thank you, Mr. Speaker. First of all, I would like to recognize the person who couldn't be here because he wasn't feeling well earlier during our session. Our mayor Hezekiah Oshutapik, please stand;

>>Applause

And also right close to the door in the red jacket, I'd like to recognize her, even though all the members know her, the accomplishments that she has made in regards to social issues, counselling, healing and working at the church and going to different meetings. She has helped a lot of people in that area, Meeka Arnakak.

>>Applause

And also I'm happy to see that even though he is physically disabled but he has a wheelchair, Geesee Akulujuk, feel welcome to observe our proceedings. And Mr. Speaker, beside Meeka, Davidee Naujuk who is a regular hunter in Pangnirtung and he's also a Ranger and beside him is Tommy Papatsie. The reason why I mentioned him, you all knew his father; Isa Papatsie and he used to be in different kinds of organizations and he travelled within Nunavut and N.W.T. and assisted a lot of people. Thank you, Mr. Speaker.

Speaker: Welcome to the Gallery. Recognition of Visitors in the Gallery. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Speaker. I'd like to recognize two Cambridge Bay residents, of course who are known to many of the members in this house because they regularly provides quality Inuinnaqtun interpreting and translation for my colleague Mr. Havioyak over there and they're in the interpreter's booth, Henry Alakannuark and James Panioyak. Thank you.

>>Applause

Speaker: Item 5. Recognition of Visitors in the Gallery. Item 6, Oral Questions. Mr. Iqaqrialu.

Item 6: Oral Questions

Oral Question 220 – 1(6): Amount of Fuel Delivered to Clyde River

Mr. Iqaqrialu (interpretation): Thank you, Mr. Speaker. I'd like to ask a question to the Minister of Petroleum Products Division because I am not too sure and I would like a clear indication because I will be mentioning other communities.

Last summer a fuel ship went to the communities and it came to Pangnirtung because they delivered more fuel then they were suppose so therefore our community got less. So, we'll only have enough fuel till April. It's not that I'm jealous that they put it here in Pangnirtung but for the fact that they should go by because a lot of times in the other

communities if one community get more than they're suppose to then they of course the communities, other communities get less.

It should be enough for the community and I'm just wondering why they do this often. Thank you, Mr. Speaker.

Speaker: Minister Kattuk.

Hon. Peter Kattuk (interpretation): Thank you, Mr. Speaker. The question that he's raising, I'm not clear, I don't fully know the contents of his questions but going through the amount of fuel that is delivered to the communities and looking at it on a yearly basis we try and deliver adequate fuel for a whole year but even though that is a case we expect that it will last a whole year. Thank you, Mr. Speaker.

Speaker: Oral questions. Supplementary. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Speaker. Mr. Speaker, he just indicated that he expects it'll be enough for a whole year. I don't want to undermine him. I just know as residents of those communities that it'll only go as far as April and it's a lot less then what we received last year and last year even though we got, not last the year before that, we know the gasoline will be enough the but fuel and we didn't have enough Naphtha last year but it'll be enough this year.

We just know that fuel will not be adequate because as a community we always know what is enough and what is not and we know the fuel we got this year is a lot less than last year so therefore we expect that it will last only till April.

So, what will happen if we run out of fuel and what are your plans to fulfill our expectations so there will be enough fuel in our communities? Thank you, Mr. Speaker.

Speaker: Minister Kattuk.

Hon. Peter Kattuk (interpretation): Thank you, Mr. Speaker. Maybe if I can say to him that the Petroleum Products Division, 2 million, 640 litres was delivered and it is true that the 2 million, 500 thousand was delivered and it's about 30 thousand less than what we wanted but I just want to reassure the member of the Legislative Assembly that it will go past April 30, until the next fuel ship comes in but in case they run out before the next fuel ship comes in then we will make other arrangements and I want to reassure the other communities that if they run out of fuel that when the time comes we always to and manage to solve the problem that they have in the community. So, I want to reassure the member not to worry about that. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Oral Questions. Supplementary.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Speaker. I believe myself and I know for a fact that what we have been experiencing for year after year this is the least amount that we have received.

At this time there's hardly any aviation fuel and it won't be long until they won't be able to for the fact because they have to try and save it for the houses and that measure will have to be taken maybe you are not aware even though you work but we want the airlines to be able to get fuel whenever we have any instead of conserving it for others.

And we want them to have abundance of it so, if I were to say that in 2003 if we have inadequate fuel then I will be raising questions and I'd like to ask you again you seem to spend money lavishly on fuel products whether they can be delivered by airlines and that costs a lot of money.

Maybe you can put in place a better cost effective way of dealing with that problem. Thank you, Mr. Speaker.

Speaker: Mr. Iqaqrialu I believe the Minister has answered your question, I believe you are getting into another matter now that might be considered hypothetical but if the Minister wishes to address your question or issue. Mr. Kattuk.

Hon. Peter Kattuk (interpretation): Thank you, Mr. Speaker. The comments the members making makes a lot of sense but I just want to emphasize again as I stated before that we don't want the communities to be concerned or worried that they will run out of fuel before the next fuel ship comes in.

We don't want the communities to run out of fuel where they come to a point where there's no point and your concern is very logical and lot of times we get phone calls or inquiries from the communities saying that they are concerned that they won't have enough fuel in the community and when we do we check those.

So I just want to reassure the member again not to worry, and to all the members that if there is insufficient fuel this year that we can deal with it at the time when the time comes. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Oral Questions. Supplementary. Final Supplementary. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Speaker. I apologize that I raised two questions but just to continue on with my questioning. The airlines deliver to the communities and they can't always land in a community that they wish to go to.

If a plane happened to be diverted to our community then we wouldn't have enough aviation fuel, even for emergencies. Thank you, Mr. Speaker.

Speaker: Minister Kattuk.

Hon. Peter Kattuk (interpretation): Thank you, Mr. Speaker. Even though I'm not the pilot of the airplanes, but I have enough experience that I've been on enough airplanes that I usually know that they try and estimate that they'll have enough fuel for their destination. Even if they encounter bad weather or they have to divert to a different community they try and have fuel for those emergencies but I don't want the member to worry about that.

All we know is we want to reassure the communities that they won't go without heat. So we will deal with it if there is not enough fuel. Thank you, Mr. Speaker.

Speaker: Oral questions. Mr. Iqittuq.

Oral Question 221 – 1(6): Feasibility Studies on Docks

Mr. Iqittuq (interpretation): Thank you, Mr. Speaker. Mr. Speaker, in regards to the comment I made, I will ask the minister in regards to the Feasibility Studies of the Wharfs in the communities. What is the status on that? Thank you, Mr. Speaker.

Speaker: Minister Thompson.

Hon. Manitok Thompson (interpretation): Thank you, Mr. Speaker. The communities were going to be visited to do the Feasibility Study on getting Wharfs. Allen Johnston, who is one of my employees, and he was going to go to the different hamlets to check on the shorelines in the communities. At this time I'm not sure what stage he's at now, to see where they might need improvements but he went to the communities compiling the facts and statistics and information from the communities.

Mr. Speaker, we are aware of the status of the communities because of lack of funding so we will have to prioritize the communities as to their needs so I can get more information on this and give him an answer but I have directed by staff to do the study. Thank you, Mr. Speaker.

Speaker: Oral questions. Supplementary. Mr. Iqittuq.

Mr. Iqittuq (interpretation): Thank you, Mr. Speaker. Mr. Speaker, in regards to the study that's being done on wharfs and docks around Nunavut, I had told the minister to put Hall Beach on top of the list.

Was Hall Beach included in the study? Thank you, Mr. Speaker.

Speaker: Minister Thompson.

Hon. Manitok Thompson (interpretation): Thank you, Mr. Speaker. I don't know which community was the first to be studied but after all the information is compiled and all the

facts and then we will prioritize the communities and see who is going to be dealt with first. Thank you, Mr. Speaker.

Speaker: Oral questions. Supplementary. Mr. Irqittuq.

Mr. Irqittuq (interpretation): Thank you, Mr. Speaker. I understand exactly where you are coming from and why you're responding like that, but Hall Beach is extremely hard in the summer especially when it's windy out there and people through hard work and pulling their boats onto the beach have not lost any boats yet.

It's very open water, it's dangerous and the reason why I'm asking this question is because I told the Minister personally that Hall Beach should be placed on top of the list. Have you informed anybody about why Hall Beach should be placed first? Thank you.

Speaker: Minister Thompson.

Hon. Manitok Thompson (interpretation): Thank you, Mr. Speaker. We received only 500 thousand dollars from the federal government to be used for wharfs, docks and protected areas.

There's approximately six million dollars that would be used for other projects like roads and other infrastructures and even though we have a lot on the priority list we are going to be placing a priority on the ones that need it the most.

I could talk to the member personally outside of the House on this issue. I will of course have to talk to my employees first of all.

I could tell the member now we have a lot of priorities and the monies that we received for the wharfs and docks is not going to be able to fix all the beaches in Nunavut.

I can tell the member now that my employees will be giving me status update on the Hall Beach's beach and I will write a letter possibly and talk to the member about the status of this project. Thank you, Mr. Speaker.

Speaker: Oral Questions. Oral Questions. Mr. Puqiqnak.

Oral Question 222 – 1(6): Boating Safety Awareness in Nunavut

Mr. Puqiqnak (interpretation): Thank you, Mr. Speaker. Mr. Speaker I would like to direct my question to the Minister of Community Government and Transportation.

Mr. Speaker can the Minister tell me what current activities her department is doing to improve the awareness on boating and kayak safety in Nunavut. Thank you, Mr. Speaker.

Speaker: Minister Thompson.

Hon. Manitok Thompson (interpretation): Thank you, Mr. Speaker. The emergency measures people and especially Eric Doig have worked extremely hard on the awareness issue and the safety issue and next month my department will be going into the communities.

I'm not sure what they are called, the Coast Guards are going to be going to the communities next month and they will be working with the hamlets on this issue and that's part of what we are doing on the emergency measures and awareness of water safety and shorelines.

The Coast Guard, we supplemented the money that we got from the coast guard and we'll be using that monies to provide training programs to the communities and also to provide GPS's to the hamlets.

We also have satellite telephones that are being given to the hamlets. Those are some of the projects that we have initiated on the Emergency Measures whether it would be on land or water. We're providing a lot training programs on safety and awareness. Thank you, Mr. Speaker.

Speaker: Oral Questions. Supplementary. Mr. Puqiqnak.

Mr. Puqiqnak (interpretation): Thank you, Mr. Speaker. In my constituency and on behalf of my riding of Taloyoak, we are looking at taking action before any accidents happen and we would like to see better policies and stronger regulations.

Mr. Speaker, can the minister indicate whether there have been on the water campaigns or patrolling activities undertaken by her department to increase the awareness of boating safety in Nunavut. Are you going to be doing all these activities this summer or next year or when? Thank you.

Speaker: Minister Thompson.

Hon. Manitok Thompson (interpretation): Thank you, Mr. Speaker. The Emergency Measures division of our department are going to be going the communities next month and I think Taloyoak is on the list. We're going to try and cover all the Nunavut communities and the employees are going to have meetings with the hamlets.

The hamlets' recreation department were trained on shore activities and shore safety and were given pamphlets also. My department will be going into the communities next month and afterwards I will give you a schedule of when my department will be coming into your communities.

I will be giving you a schedule and that will be the trip the emergency people are going to be taking. Thank you.

Speaker: Mr. Puqiqnak.

Mr. Puqiqnak (interpretation): Thank you, Mr. Speaker and thank you Madam Minister for responding to my question on the tour that your department is going to be taking. Mr. Speaker, you stated that they will be going into the communities. Are they going to be going on the local radio stations to inform the public or are you going to be having public meetings so that you will know what the issues and concerns are of the general public. Thank you, Mr. Speaker.

Speaker: Minister Thompson.

Hon. Manitok Thompson (interpretation): Thank you. It's totally up to each of the individual communities. If the hamlet, Mr. Speaker if the hamlet would like these people to do activities or hold public meetings or go on the local radio stations that could be arranged as long as the scheduling and timing is set by the hamlet. I will leave it up to the hamlet councils to decide on what kind of arrangements they would like my employees to do.

I'm sure that the SAOs will be informed well ahead of time and you can do whatever you want with these people. Thank you, Mr. Speaker.

Speaker: Oral Questions. Mr. Havioyak.

Oral Question 223 – 1(6): Support for Mining Strategy

Mr. Havioyak (interpretation): Thank you, Mr. Speaker. (interpretation ends) Address the need or initiative to support development and mining sector including work in the areas of training and infrastructure.

I want to ask the Minister of Sustainable Development if there is a mining strategy in Nunavut. Koanaqtit.

Speaker: Minister Akesuk.

Hon. Olayuk Akesuk: Thank you, Mr. Speaker. Currently we are working with the Department of Sustainable Development and Education Department working on a plan, a strategy how we are going to work together to come up with a plan that will train people in mining sector from Nunavut.

So, I believe, I don't know how far we are right now but then again we are still working on this strategy. Thank you, Mr. Speaker.

Speaker: Oral Questions. Supplementary. Mr. Havioyak.

Mr. Havioyak (interpretation): Thank you, Mr. Speaker and thank you Mr. Minister. (interpretation ends) I know working on it. What are the main areas addressed in this strategy Uqaqti. Koanaqtit.

Speaker: Thank you. Minister Akesuk.

Hon. Olayuk Akesuk: Thank you, Minister. Where we are right now I can't tell you but I could get back to you as soon as I get the information. Thank you, Mr. Speaker. Taken as notice.

Speaker: Thank you, Minister. The question is taken as notice. There will be no further supplementaries. Oral Questions. Mr. Nutarak.

Oral Question 224 – 1(6): Homecare for the Mentally Handicapped

Mr. Nutarak (interpretation): Thank you, Mr. Speaker. I will direct my question to the Minister of Health and Social Services. Just a few minutes ago I mentioned something about the mental health strategy.

As I indicated earlier there are people who had perfectly normal lives and then went through mental stress. There's also individuals who are now living or institutionalized in Edmonton, they went through tremendous change from normal to mentally handicapped and usually the parents have to watch key words 24 hours a day seven days a week.

And I'm sure that could be very stressful and tiring on the individuals that are taking care of these mentally handicapped individuals.

We would like to give at least one or two weeks to give a break to the caregivers. These particular individuals were asked by the nurse if they could take a couple of weeks off and the caregivers turned it down.

The individual who is now mentally handicapped, what can we do or what kind of support or help can we provide to those handicapped and to their caregivers. Thank you, Mr. Speaker.

Speaker: Minister of Health and Social Services. Minister Picco.

Hon. Ed Picco: Thank you, Mr. Speaker. I'm not up on the actual case that the member is speaking about. What I can say is that we have over, at the present time we have over a 110 people across Nunavut who are being helped with our homecare program.

In the members community we have actually a dedicated nurse now for homecare. In this case we are parents, family members are struggling with the homecare patient.

We have provided in the past respite care and that's where you give a break for the patient as well as for the caregiver a break from the patient.

If it has been turned down in these circumstances the member has said, there must be other reasons for it. So, that's something that Mr. Speaker, we would have to follow up. I

can say that there are dedicated home care professionals in the member's community as well as a home care nurse. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Oral Questions. Supplementary. Mr. Nutarak.

Mr. Nutarak (interpretation): Thank you, Mr. Speaker. We have human rights. I can keep this mentally handicapped person even though I'm intoxicated but if I was intoxicated and the RCMP took me into custody I won't have much of choice.

I could take this as an example, there are these individuals who are now mentally handicapped, they can walk around, they can eat, they look normal but it could be compared to a person who is in extremely intoxicated state.

If the individual who is mentally handicapped says no, it would be the same thing as being a severely intoxicated person saying no to the RCMP who are trying to take him into custody for safety purposes.

Would the minister look into this issue and tell me what kind of support services will be made available to the handicapped individual and also to the care givers. Thank you, Mr. Speaker.

Speaker: Minister Picco.

Hon. Ed Picco: Thank you, Mr. Speaker. Mr. Speaker, we do have, as I said earlier, a home care program and the home care program is structured to allow for respite care where needed and as the member knows, we are in the process right now of opening up the first psychiatric, 24 hours a day, 7 days a week, psychiatric facility in Nunavut for the first time.

And if in the member's community or anyone's community, if we have people who are mentally handicapped, there are difference processes that are in place through the community health centre, as well as through the follow-up through home care.

So, what I would commit to do is work with the member, if the member could give me the specifics in letter form, I would be able to follow that up with the people in Pond Inlet to make sure we are providing the best care, not only for the patient but also for the parents who you know through a lot of work are helping in this case.

Mr. Speaker, and through home care we will be able to work on some of the logistics as well as the administrative supports that we can give to parents and to the care givers. Thank you, Mr. Speaker.

Speaker: Thank you, minister. Oral Questions. Mr. Tootoo.

Oral Question 225 – 1(6): Negotiation Process for Collective Agreement

Mr. Tootoo: Thank you, Mr. Speaker. Mr. Speaker, my question is for the Minister responsible for Finance and Negotiations, I guess today.

I'd like to ask the Minister, as I mentioned in my member's statement earlier, if he or his department has started the negotiation process or pre-negotiation process with the Nunavut Employees Union in regards to the upcoming collective agreement. Thank you, Mr. Speaker.

Speaker: Minister of Finance, Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Speaker. Mr. Speaker, I don't believe that the process have been an initiated. Thank you.

Speaker: Oral Questions. Supplementary. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Speaker. Mr. Speaker, does the Minister have an idea when these negotiations or the process is going to get started. Thank you, Mr. Speaker.

Speaker: Minister, Ng.

Hon. Kelvin Ng: Thank you, Mr. Speaker. Mr. Speaker I believe the process is that Nunavut Employee's Union the formally announces or presents us with a request to begin negotiations and at that point then we get together set up a schedule for the negotiating teams to get together and follow that schedule. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Oral Questions. Supplementary. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Speaker. Mr. Speaker I also mentioned in my members statement and I've done it before on a number of occasions in this House is, you know, the fact that I don't believe there is a level playing field out there and that is in regards to employees having an option to go on strike as identified in the current collective agreement.

I'd like to ask the Minister if he could commit to bringing forward to the Union a proposal or the option of looking at moving from the right to strike to binding arbitration in this upcoming negotiation. Thank you, Mr. Speaker.

Speaker: Minister Ng.

Hon. Kelvin Ng: Well thank you, Mr. Speaker. Mr. Speaker I'm not prepared to do that at this time. If you go back to some of the history to the predecessor organization, the Union of Northern Workers, they are the organization that requested the right to strike be put into the collective agreements with the, at that time the Government of the Northwest Territories.

Now if the current Nunavut Employee's Union wants to have that binding arbitration put back in then obviously the issue about the right to strike would have to be taken out. But again that would be up to the prerogative of the Union to bring forward in their position.

At this point I'm satisfied with the process that's in the collective agreement and will continue to work with that. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Oral Questions. Supplementary. Final Supplementary. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Speaker. Word final comes all too quick when you have lots of questions.

Mr. Speaker the Minister indicated that the current collective agreement came from the preceding Union representing all employees throughout the Northwest Territories and again to coin a phrase of my colleague from Baker Lake always states it's no secret that the demographics of the circumstances have changed regarding the civil service within Nunavut.

It is more specific to Nunavut and as I stated on a number of occasions employees in Nunavut cannot afford in most cases, very few of them, if any, could probably afford to go on strike and that's why I'm asking the Minister that the demographics have changed, the territory has changed.

And that's why I'm asking if this is something given those demographics, given this government's, it's always said that it's people is it's most important resource will the government in a gesture of good faith and willingness to work in a conciliatory manner look at introducing, or bringing forward a proposal to the Union to do exactly what the Minister has stated, one put in binding arbitration and removing the right to strike. Thank you, Mr. Speaker.

Speaker: Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Speaker. Mr. Speaker I'm not sure if the member recalls but the membership of the Nunavut Employee's Union accepted the last offer. They voted on it although we don't know the significance of the turnout was or what the results were. They did vote in favour of the collective agreement.

So there is a Nunavut Employee's Union Agreement right now. Again if the executive chooses to deal with this issue of binding arbitration in relation to their right to strike, I mean they have that prerogative.

Right now this is a made in Nunavut agreement, their employees all voted on it, their executive, their elected would like at this time to congratulate Mr. Workman on his re-

election as the president and all the other NEU executive that were elected at the selection meeting in Cambridge Bay.

Right now the process is working and I would beg to differ with the member on his interpretation of individuals not being able to afford to strike and that's certainly his opinion and he's entitled to that. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Oral Questions. Any further Oral Questions. Mr. McLean.

Oral Question 226 – 1(6): Minimum Wage Increase

Mr. McLean: Thank you, Mr. Speaker. I know Halloween night, we're on the eve of Halloween night and I'm not quite as dressed appropriately as the health minister there with his Halloween inspired garb.

My question today Mr. Speaker, is to the Minister of Justice regarding the minimum wage. Can the Minister of Justice let the people of Nunavut that toil hard for their pittance of minimum wage, if we're going to get this minimum wage increased in the near future. Thank you, Mr. Speaker.

Speaker: Minister responsible for Justice, Premier Okalik.

Hon. Paul Okalik: Thank you, Mr. Speaker. First, I would like to start off by thanking the member for his persistence on this issue. I believe that it is an issue that can improve the lives of all Nunavummiut.

I committed to consulting and also looking at this issue last spring and those consultations have concluded and I look forward to introducing the legislations in Iqaluit in the coming month. Thank you, Mr. Speaker.

>>Applause

Speaker: Oral Questions. Supplementary. Mr. McLean. Oral Questions. Mr. Havioyak.

Oral Question 227 – 1(6): Flash Cards in Inuinnaqtun

Mr. Havioyak (interpretation): I apologize. Thank you, Mr. Speaker. As I heard earlier, the Honourable Anawak's comments, we're very pleased in regards to the Inuktitut flash cards.

I would like to ask the minister in regards to these nice flash cards and I would like to see the flash cards in Inuinnaqtun as well. Has this process been planned yet? Thank you.

Speaker: Minister Anawak.

Hon. Jack Anawak (interpretation): Thank you, Mr. Speaker. To the question of the member, I appreciate his question. The flash cards that I talked about today, when we brought them up in Iqaluit, at the one of the day cares in Iqaluit, the Inuksuk Infant Development Centre daycare. When they heard about them, they wanted to have copies of them but we didn't know that they would be so popular. They wanted to purchase them and they wanted to find out where they can get copies of them.

So, what we're going to do is try to look for ways to produce more, but I could say to the member from Kugluktuk that yes, we will be providing them in Inuinnaqtun as well and as well to try and teach Inuktitut to children. We will provide it in Inuinnaqtun as well. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Oral Questions. Supplementary. Mr. Havioyak.

Mr. Havioyak (interpretation): Thank you for your response. I'm pleased to hear that.

As we know, the Inuktitut flash cards are now done, when we will see the Inuinnaqtun flash cards done. Thank you, Mr. Speaker.

Speaker: Minister Anawak.

Hon. Jack Anawak (interpretation): I'm sorry but I'm not really sure exactly how long it took us to do the Inuktitut ones, but I can state that we will start them as soon as possible to try and provide them in Inuinnaqtut.

Not today but perhaps within two months and I cannot exactly state for sure when they would be available. Thank you, Mr. Speaker.

Speaker: Thank you, Minister. Oral Questions. Mr. Irqittuq.

Oral Question 228 – 1(6): Correctional Facility in a Non-Decentralized Community

Mr. Irqittuq (interpretation): Thank you, Mr. Speaker. Yesterday there was a question and the Premier responded by saying about the correctional facility which is in the planning stages.

The Government of Nunavut stated that the non-decentralized communities would be considered when studying a location to build that correctional facility or other government facilities.

Will that happen where this facility is built in a non-decentralized community? Thank you, Mr. Speaker.

Speaker: Mr. Premier.

Hon. Paul Okalik (interpretation): Thank you, Mr. Speaker. I can't say whether it is going to be built in a decentralized community but to date, we have just one community requesting that the facility be built in their community.

As we initiate the planning later on this year, we will keep that in mind and will start producing ideas. I can only say that it will not be in Iqaluit, this new facility for Nunavut. Thank you, Mr. Speaker.

Speaker: Thank you, Premier. Oral Questions. Supplementary. Mr. Iqittuq.

Mr. Iqittuq (interpretation): Thank you, Mr. Speaker. The Government of Nunavut has stated that the non-decentralized communities would be considered for a building or a facility such as that.

My question was whether they will be considering to build that correctional facility in a non-decentralized community. Thank you, Mr. Speaker.

Speaker: Mr. Premier.

Hon. Paul Okalik (interpretation): Thank you, Mr. Speaker. What we want to do is hear from all the communities in every region, requesting that the facility be built in their community.

We welcome the communities requesting to have that facility built in their community. I would like to have a decision made prior to the next year.

We can't say exactly where it's going to be built but we have to review that long as there are no safety issues in that community we will consider any community who would like that facility to be built there.

If we were to receive other requests inviting the government into their community, we would consider that request seriously. Thank you, Mr. Speaker.

Speaker: Thank you, Premier. Oral Questions. Supplementary. Mr. Iqittuq.

Mr. Iqittuq (interpretation): Thank you, Mr. Speaker. According to his response, what does he mean by as long as there are no safety concerns? Is it more safe in bigger communities because of the better facilities, such as a hospital? Thank you, Mr. Speaker.

Speaker: Premier.

Hon. Paul Okalik (interpretation): Thank you, Mr. Speaker. I can't say at this time where the facility will be built. What we are doing right now is to review the matter and this has to be done before any facility is built, it doesn't matter which community it might be built in. There are a lot of other matters you have to consider prior to allocating a location.

We have to have a plan whereby if there's an emergency situation or if there is a safety concern then we have to consider these issues. Thank you, Mr. Speaker.

Speaker: Thank you, Premier. Final Supplementary. Mr. Iqittuq.

Mr. Iqittuq (interpretation): Thank you, Mr. Speaker. Apparently there's one community that has requested that facility to be built in their community.

Has the Nunavut government provided information to the communities to let them know that anyone wants that facility to be built in their communities has the opportunity to request this facility? Thank you, Mr. Speaker.

Speaker: Premier Okalik.

Premier Okalik (interpretation): Thank you, Mr. Speaker. I don't know of any community except for one community that have requested for that facility to be built in their community. And if that's the wish of the communities, then we could provide that information to the communities. We are still open to other ideas.

And what we want to do is finish reviewing the plans that we have in place to build a correctional facility but we would like to be able to find out after we review where the best location to build that facility would be. Thank you, Mr. Speaker.

Speaker: Thank you, Premier. Oral Questions. Mr. Nutarak.

Oral Question 229 – 1(6): Fire Arms Licensing Registration

Mr. Nutarak (interpretation): Thank you, Mr. Speaker. This is a question to the premier in regards to the firearms issue.

The firearms people did some work on the handling of firearms, both in the registration and the training courses for the Inuit. I just wondered if the minister knows, like those licensing people are not in the communities anymore. And I would like to be able to find out whether there will be other positions opening up to replace them? Thank you, Mr. Speaker.

Speaker: Mr. Minister.

Hon. Paul Okalik (interpretation): I have not heard any further thing on that because we are trying to do "challenge the legislation". Thank you, Mr. Speaker.

Speaker: Oral Questions. Supplementary. Mr. Nutarak.

Mr. Nutarak (interpretation): I'm trying to ask more questions before the question period is over.

Even though the Nunavut people are challenging the firearms legislation in court, this legislation is presently still applicable to us, but the firearms clerks are no longer working and we have no information on whether they will be replaced.

Perhaps if somebody buys my gun and it has to be registered, I have to have a firearms registration. And it's an inconvenience at this time.

Even though there's a court trial that's going on, I wonder if the Nunavut government could request or provide firearms registration officers? Thank you.

Speaker: Premier Okalik.

Premier Okalik (interpretation): Thank you, Mr. Speaker. We are already under some of the provisions, but more of them become applicable in 2003. Prior to that, we will try to assist NTI with the court challenge against the federal legislation.

I do not believe that this legislation is stronger than our aboriginal treaty rights. We believe that the rights outlined in the land claims agreement are stronger and we have tried to conduct more research into this area and whether we have a strong challenge against the gun law.

We are not just rubberstamping this legislation, we're going to ask Inuit to provide more information, and to send people to look after the firearms registration process. But we will also continue to go through court to challenge the federal government. If we are successful in our bid, then Inuit would not have to undergo this bureaucratic exercise. Thank you, Mr. Speaker.

Speaker: Oral questions. Supplementary. Mr. Nutarak.

Mr. Nutarak (interpretation): According to what I am hearing, it seems like the minister is saying that I shouldn't worry because the Federal Government has it under control. Perhaps I could tell my constituent that had the concern not to worry about it because the Premier has stated that we should not worry. Is that my understanding? Thank you, Mr. Speaker.

Speaker: Premier.

Hon. Paul Okalik (interpretation): Thank you, Mr. Speaker. What we are trying to do is challenge the Federal Government and until it is resolved, I can't really say anything right now because it is under the Federal Government mandate. But, whenever there are some problems that arise, then we have to try to bring up something that can resolve that problem.

What we are trying to do is get the Federal Government to agree with us, but they did not so we have moved along in the process. So, what we're going through court to challenge

them and perhaps this year we will go in front of the Supreme Court to deal with this. Thank you, Mr. Speaker.

Speaker: Oral Questions. Mr. McLean.

Oral Question 230 – 1(6): Fuel Contracts

Mr. McLean: Thank you, Mr. Speaker. Mr. Speaker, my question today is to the Minister of Public Works and Services.

Mr. Speaker, referring to his minister's statement today, and referring to the last paragraph, the tender for transportation phase closed on October 17, 2002 and the evaluation and I point out the word evaluation, will be completed within the next two weeks. I will look forward to sharing more information with you when these contracts are finalized.

Mr. Speaker, it's no secret that five or six years ago there was a large controversy in the Kivalliq regarding the fuel contracts. You, yourself were personally involved in it and I was involved in it also as the Chamber of Commerce President.

And at the time the concern was that, if we lost a fuel delivery contract out of the port of Churchill, then a dry cargo will be affected and subsequently maybe NTCL would pull out of the Kivalliq region. Because of this, there were a lot of unhappy people in the region thinking that we'd have to start ordering things through Montreal and historically the Kivalliq has a great working relationship with the province of Manitoba and I think our annual trade is around the number of 250 million a year and we're very comfortable with the service that NTCL delivers.

My question to the Minister is, when he's doing that evaluation, would he consider the level of service that we're currently receiving out of Churchill, Manitoba and that, that would be a factor, maybe in his evaluations on awarding this contract. Thank you, Mr. Speaker.

Speaker: Thank you, Mr. McLean. Minister.

Hon. Peter Kattuk: (interpretation): Thank you, Mr. Speaker. The member asked a very good question in regards to the transporting of petroleum products contract.

I can tell the member that when we do the review, that we will do our best to consider the fuel transportation and the petroleum transportation to the Kivalliq region versus the dry cargo. I will try and provide the people of Kivalliq with the best thing that they would like to get in terms of this contract. Thank you, Mr. Speaker.

Speaker: Oral Questions. Supplementary. Mr. McLean.

Mr. McLean: Thank you, Mr. Speaker. I'm glad to hear the minister say that this government's not above listening to the people territory wide but my point that I'm trying to get here is that currently, NTCL provides a level of service in Kivalliq that most communities get barge service once or twice a year and they do have a good working relationship with the province of Manitoba in regards to ordering lumber, trucks, cars, sealifts and other items.

The reason why I'm pressing the minister on this, is that before he decides or if the price is so low that he decides to give the petroleum contract to a company operating out of Montreal, that he first consult with the communities involved before it happens because like I say, I just want to make the minister aware that people in the Kivalliq are used to a level of service that NTCL currently provides. So could the minister confirm before he awards that contract, to let the mayors and the MLAs in the region know. Thank you, Mr. Speaker.

Speaker: Thank you, Mr. McLean. Minister Kattuk.

Hon. Peter Kattuk: Thank you, Mr. Speaker. Yes, Mr. Speaker.

Speaker: Thank you, Minister. Members will note that question period is now over. Returning to Orders of the Day. Item 7. Written Questions. Item 8. Returns to Written Questions. Item 9. Replies to Opening Address. Item 10. Petitions. Item 11. Reports to Standing and Special Committees. Item 12. Reports of Committees on the Review of Bills. Item 13. Tabling of Documents. Item 14. Notices of Motions. Mr. Tootoo.

Item 14: Notices of Motion

Motion 010 – 1(6): Call for Federal Investment in Nunavut Infrastructure

Mr. Tootoo: Thank you, Mr. Speaker. Mr. Speaker, I give notice that on Monday, November 3, I'll move the following motion.

I move seconded by the Honourable Member from Qammanikjuaq that the Legislative Assembly recommend that all minister of the Government of Nunavut commit themselves to a concerted campaign to raise awareness among their federal counterparts of Nunavut's circumstances and requirements and further I move that a special invitation be extended to the Federal Minister of Industry to come to Nunavut in order to gain first hand understanding of the challenges and opportunities we face.

Mr. Speaker, at the appropriate time I'll be seeking unanimous consent to deal with my motion tomorrow. Thank you, Mr. Speaker.

Speaker: Item 14. Notice of Motions. Item 15. Notice of Motions for First Reading of Bills. 16. Motions. Mr. Tootoo.

Item 16: Motions

Motion 009 – 1(6): Extended Adjournment

Mr. Tootoo: Thank you, Mr. Speaker. Mr. Speaker, I move seconded by the Honourable Member from Iqaluktuusiq, that withstanding rule for that when the house concludes its present sitting in Pangnirtung that it shall stand adjourned until 1:30 p.m. on November 19, 2002 in Iqaluit.

And that further that any time prior to November 19, 2002, if the speaker is satisfied after consultation with the Executive Council and Members of the Legislative Assembly, that the public interest requires the house should meet at an earlier time during adjournment the speaker may give notice there upon the house shall meet at the time stated in such notice and shall transact its business as it has been dually adjourned to that time. Thank you, Mr. Speaker.

Speaker: Thank you. The motion is in order. To the motion. Question has been called. All those in favour. All those opposed. The motion is carried. Item 16. Motions. 17. First Reading of Bills. Item 18. Second Reading of Bills. Mr. Ng.

Item 18: Second Reading of Bills

Bill 13 – An Act to Amend the Workers' Compensation Act – Second Reading

Hon. Kelvin Ng: Thank you, Mr. Speaker. Mr. Speaker, I move seconded by the Honourable Member for Rankin South, Whale Cove that Bill 13 and act to amend the Workers Compensation Act be read for the second time.

Mr. Speaker, the purpose of this amendment to the Workers Compensation Act is to increase the amount of years maxable insurable remuneration from 63 thousand, 350 dollars to 64 thousand, 500 dollars, effective January 1, 2003.

This amount will apply for both benefit and assessment purposes. Thank you, Mr. Speaker.

Speaker: Thank you, minister. The motion is in order to the Principle of the Bill. Question has been called. All those in favour. All those opposed. The motion is carried and Bill 13 has had second reading and accordingly the Bill stands referred to a committee. 18. Second Reading of Bills. Mr. Premier.

Bill 12 – The Human Rights Act – Second Reading

Hon. Paul Okalik: Thank you, Mr. Speaker. Seconded by the Honourable Member for Pangnirtung that Bill 12, the Human Rights Acts, be read for the second time.

Mr. Speaker, this new legislation will enhance the recognition and protect of the Basic Human Rights of all Nunavummiut. For the first time, we will have a meeting in Nunavut Legislation relating to this part of our lives.

(interpretation) Because we now have two Human Rights at the time we use it in Nunavut but this Human Rights Act is the jurisdiction of the Federal Government and we don't have our own Human Rights in Nunavut so therefore that's why we're trying to create Nunavut Human Rights Act, to protect the lives of the people of Nunavut.

And part of this, on Human Rights pertain to the Human Rights Act, federally, although they have provisions in the Human Rights Act, even though we don't deal with them we still have the responsibility to have Human Rights and Federal Human Rights Act recognize all the provinces so therefore we require our own territorial Human Right Act.

I know a lot of people will be opposed to this but there is no other way. Like even we try to stop this or stop this act we have to abide by the Federal Legislation. For that reason this Human Right Act, we want it to be Nunavut relevant and to be relevant to our culture as Inuit people we liked to have our Human Rights recognized for job opportunities and to protect these opportunities of people.

For that reason this Bill, I know that we'll have to reconsider it and I'll be requesting for support from my colleagues.

(interpretation ends) And hope that this Bill is introduced at our Legislative session in Pangnirtung. At the first consultations that lead to the development of the Nunavut Human Rights Act, a resident of Pangnirtung, Peter Kanayuk, told other participants, I'm very pleased to be part of this process, to develop Human Rights Legislation.

To us it's the reality of the dream of Nunavut. I believe that all members of this Legislature should be proud to have the Nunavut Human Rights Act fostering the life of our first Government of Nunavut, as an important indication at the priority we place in our people in the protection of their rights. Thank you, Mr. Speaker.

Speaker: Thank you, Premier. The motion is in order to the principle of the Bill. A question has been called. All those in favour. All those opposed. The motion is carried. Bill 12 has had second reading and accordingly the Bill stands referred to a committee.

Item 18. Second Reading of Bills. Item 19. Consideration of Committee of the Whole and Bills and other Matters. Bill 14, Bill 15, Bill 16. Mr. Puqiqnak in the Chair. And in accordance with the authority vested in me, by motion 02-1(6) the Committee of the Whole will stay in session until it reports itself out. We'll now take a short break and be back in about 15 minutes.

Sergeant-at-Arms

>>House recessed at 3.50 p.m. and resumed at 4.22 p.m.

Item 19: Consideration of Committee of the Whole and Bills and other Matters

Chairperson (interpretation): I would like to start the meeting. In regards to Bill 14, the Nunavut Elections Act, we'll proceed with that Bill. If the speaker and the witnesses could sit down at the witness table.

Please take your seats. In regards to the official copy of the names, so it will be shown on record, please introduce your witnesses, Mr. Speaker. Please tell us who your witnesses are.

Speaker: Two witnesses, on my right is Ms. Sandy Kusugak, Chief Electoral Officer for Nunavut. To my left, your right is Mr. Patrick Orr.

Chairperson (interpretation): First before we proceed with Bill 14, I'd like to ask our legal counsel on the changes to the Bill or other developments that may have occurred since our review of the Bill. Sue Cooper.

Ms. Cooper: Thank you, Mr. Chairperson. I've been asked to take this opportunity to advise members of a development, which will impact on deliberations on Bill 14; the Nunavut Elections Act.

Earlier today, the Supreme Court of Canada released a decision that affects the constitutionality of a provision of Bill 14, the Nunavut Elections Act.

We were aware that this matter was pending before the Supreme Court of Canada and we had been monitoring its progress, as we knew that the outcome of the court matter might require changes to the bill.

The decision of the court deals with the right of federal prisoners to vote. Federal prisoners are individuals who are serving sentences of two years or more.

Section 7 of Bill 14 provides that person serving a sentence of two years or more are not eligible to vote. This provision would affect prisoners serving a federal sentence and was consistent with elections provisions across the country.

A similar provision in the federal elections act was challenged by an inmate as being an infringement for a person's right to vote which is protected by section 3 of the Canadian Charter of Rights and Freedoms.

This morning, the Supreme Court of Canada held that federal prisoners do have the right to vote. And accordingly, in order to bring Bill 14 into compliance with the Supreme Court of Canada decision, two amendments to the Bill are required. One amendment will delete section 7, sub 2A, which prohibits prisoners serving sentences of two years or more from voting. In light of the decision of the court this morning, this provision is now unconstitutional.

The second amendment is to section 4, which deals with determining residence of voters. Section 4, sub10, sets out the criteria for determining the residency of inmates.

Currently, the provision only refers to inmates in correctional institutions, which is interpreted as institutions operated by the territorial government for prisoners serving sentences of less than two years.

This provision will have to be expanded to include penal institutions, which is interpreted as meaning institutions run by the federal government for prisoners serving sentences of more than two years.

The regular inmate who's serving a sentence outside of Nunavut, there right to vote in an election of members of the legislative assembly of Nunavut will now be turned by the general provisions relating to residency.

I'm advised that the Minister of Justice will be bringing the appropriate motions to amend the bill once the balance of the Bill has been considered by the committee. Thank you.

Chairperson: (interpretation): Thank you, Sue. When we were going clause by clause yesterday, we'll just continue on from the clause we left off yesterday. Agreed? We went as far as clause 119, agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 120. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 121. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 122. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 123. Agreed? Mr. Tootoo?

Mr. Tootoo: Mr. Chairperson, the whole idea of proxy voting, and if memory serves me correct from the consultations that we did, and some of the presentations in meetings that we had, prior to one the committee had.

One of the concerns that was raised was the abuse of proxy voting and I'd like to just ask someone to explain how those issues might've been, how they've been addressed, in this piece of legislation. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you. Ms. Kusugak

Ms. Kusugak: Thank you, Mr. Chairperson. Yes, it's certainly a concern across Canada, the abuse of proxy voting, so the restrictions here have been tightened up.

We continue to allow it for people who are unexpectedly taken away from home. Particularly people who go to hospitals, that would be our major users. Also, people who are must, you know, all of a sudden go to a meeting, miss the advanced poll, that's such a big mistake. They don't have any possibilities.

The restrictions around this are tight. You can, a person can be a proxy voter for only one person. The applications themselves are numbered, they're signed, they must be signed by the returning officer, they must be completed by the person who wishes to have somebody to vote in their place, and signed, etcetera.

So, there is no longer the abuse possible, it happened years ago not in our jurisdictions. But, where many people would be signed up, would just sign their name at the bottom of the page and other people would vote for them and they would come along and say, gee, I didn't know somebody was voting on my behalf.

So it's very tight now, but it still is there for people that need it and I think it serves the purpose. Thank you.

Chairperson (interpretation): Thank you, Ms. Kusugak. Clause 123 agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 124. Agreed? Mr. Arvaluk.

Mr. Arvaluk: Thank you, Mr. Chairperson. So we will have one proxy vote form and another form is called a certificate. Then there will be two forms there. Is that what the Speaker is saying? Quyanamiik.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Ms. Kusugak.

Ms. Kusugak: It can be one piece of paper that is applied for, and signed by the people as they need to do so. And can be faxed, you know, that of course is the situation that people find themselves in when they're away at a, waiting to go into a hospital for a medical appointment, etcetera, probably. Thank you.

Chairperson (interpretation): Mr. Arvaluk?

Mr. Arvaluk: This proxy voting is also the same as any race, as any election that the name of the proxy voter is his name or her name picked up from the list. Is that's how it is? Quyanamiik.

Chairperson (interpretation): Ms. Kusugak.

Ms. Kusugak: Yes, that is correct.

Chairperson (interpretation): Thank you. Clause 124. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 125. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 126. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 127, Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 128. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 129. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 130. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 131, Agreed? Mr. Arvaluk.

Mr. Arvaluk: Mr. Chairperson, on the clause 131, I think it's the rejection of ballots, okay. You have these agents, candidates' agents who are present at the counting of the ballots.

How do you determine whether the ballot is spoiled and to say, anybody for example, if a person marks an X beside and somebody should inadvertently tick the paper way somewhere else from that X, is that considered good or do you have guidelines as to when everybody can agree that this ballot is spoiled? Thank you, Mr. Speaker.

Speaker: Thank you. Ms. Kusugak.

Ms Kusugak: Thank you, Mr. Chairman. There are standards for accepting and rejecting ballots and these are forms that are sent to all election officials that give them examples of ballots that are good and ballots that are not.

Clearly there are sometimes ones where people have to make a decision, it's a subjective thing. But you know our elections officials are taught too that it's not a contest to see, to make sure that somebody never, part of their X never goes out of the circle. It's that clearly it must be in the circle, done in a generally excepted way and not identify the voter in any way.

Speaker: Thank you. Mr. Arvaluk, anything more? Is that it? Clause 131. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause. 132 Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 133. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 134. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 135. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 136. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 137. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 138. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 139. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 140. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 141. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 143, I'm sorry, Clause 142. Agreed?

Some Members: Agreed.

Chairperson (interpretation): I flipped two pages together, Clause 143. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 144. Agreed? Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): I'm sorry, going back to Clause 144, I have a comment on 143 that I want clarification on. Thank you, Mr. Chairman.

Chairperson (interpretation): Mr. Iqaqrialu would like to go back. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Proceed to Clause 143.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairman and colleagues. Under 4, it states that the candidate has to pay 250 to a judge for the challenge of a recount. I just want clarification as to exactly what it means Thank you.

Chairperson (interpretation): Thank you. Mr. Orr.

Ms. Orr: Thank you, Mr. Chairman. This is a deposit that's required by a voter who wants to challenge and election by having a recount. If a voter wants to apply to a judge separately for a recount they have to put a deposit of 250 dollars in case there is a cause for the candidate to challenge it. Thank you.

Chairperson (interpretation): Thank you. Clause 144. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 145. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 146. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 147. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 148. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 149. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 150. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 151. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 152. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 153. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 154. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 155. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 156. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 157, Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 158. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 159. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 160. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 161. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 162, Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 163, Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 164. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 165. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 166. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 167. Agreed?

Some Members: Agreed.

Chairperson (interpretation) Clause 168. Agreed? Mr. Arvaluk.

Mr. Arvaluk: Thank you, Mr. Chairman. I don't understand this, prohibition on making contributions. I think I'm going to need a lawyer for me to get that answer. Are you

saying that you have 35 days before the election that no one in Nunavut, individual or corporation, can contribute towards an election unless Canada has to clear that he's going to run or she's going to run before that you cannot do any fund-raising what so ever, is that how it reads. Thank you, Mr. Chairman.

Chairperson (interpretation): Ms. Kusugak.

Ms. Kusugak: Yes, Mr. Chairman that's true because of course, there is nothing in terms of accountability. We do not actually have candidates until the nomination period has started and so there is nothing to account for any expenditure of funds, if somebody decided not to run in the end.

Perhaps, is that explanation clear? If you find it still confusing maybe Mr. Orr can make it clearer. Thank you, Mr. Chairman.

Chairperson (interpretation): Mr. Arvaluk do you have another question?

Mr. Arvaluk: On the same question, I'm just thinking for those who have four communities, three communities, or two communities, have to start, have only 35 days, you have to do some fund-raising somewhere in order to fly over to the next community or communities when you have already decided that your going to run in the next election.

In this section it seem like you can't start accepting contributions towards your election until such time that it is being . . . How do you budget for the next 35 days what you will be able to afford in terms of campaign or traveling to other communities until you are allowed to received contribution within those 35 days. That's my concern. Qujannamiik.

Chairperson (interpretation): Thank you. Ms. Kusugak.

Ms. Kusugak: Well perhaps Mr. Orr can explain it better. It's the same as it has been Mr. Chairman, I guess you would have nothing to issue official receipts against, there would be no accountability if anything else were to happen.

Because there would be nothing to hold that person to actually being a candidate to actually running in that election and it's I think for the protection of the general public that this is the case. Perhaps Mr. Orr can explain it better.

Chairperson (interpretation): Koanaqtit Ms. Kusugak. Could you please clarify it.. Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. There are of course two sides to this issue. The first is accepting contributions and the other is making expenditures.

During the period before a candidate is officially nominated they are, they could be a Member of Legislative Assembly or not. But they have no official right as a candidate, so

it's only when their nomination is accepted or at least when the writ is dropped that the clock starts ticking on this.

Of course they can spend money in the pre-election period they are allowed the limit on spending goes into the pre-election period from the date the election is publicly announced even if that is before the writ is actually issued.

But for accepting contributions they have to be an official candidate, so they would have to arrange some kind of financing for that pre-election period if they wanted to spend money in that time. Thank you.

Chairperson (interpretation): Koanaqtit. Mr. Arvaluk.

Mr. Arvaluk: Thank you, Mr. Chairman. Let's not think about spending. Let's not, you know, I find it ironic, I find it funny because in a consensus government without party system that anybody who pays 200 dollars, does not owe income taxes or eligible under the in consideration section and pays 200 can run.

That's how we get six or seven candidates in a population of 700 people which is good, people need choices.

But in political parties you don't know if you are going to get nominated or not but in consensus government you know you are going to get nominated because you only require 15 people, 15 signatures.

And that's very, very, very easy to get. I guess what I'm interested is the exorbitant cost of trying to go from let's say Cape Dorset and Kimmirut, okay, you have to fly to Iqaluit and then down to Kimmirut and back again.

And if you cannot start accepting contributions, with, you know, before the election announcements, or when the nominations will actually open then there is no way to know what you will be able to afford in terms of campaigning trips.

You know, try the high. Arctic Bay and Grise Fiord and Resolute Bay and I'm have only have 35 days only to start not knowing how am I going to get to those communities.

When you are in Iqaluit that's fine. Isn't that a bit unfair on the part of those candidates who have three or more communities.

I just want to know if the corporation or the company don't mind getting an official receipt until the nominations open but knowing that you will be a candidate who wants to help you at least to start planning the budget, real campaign can or will still be allowed.

For example, open an account, an election account where you start keeping the books without actually giving the receipt to corporation or individuals who you will tell that sorry I'm not accountable right now but if you want to commit five thousand dollars

we'll take it but we cannot give you receipts. Okay. Will that be considered improper in the eyes of this section? Qujannamiik.

Chairperson (interpretation): Thank you. Mr. Speaker.

Mr. Speaker: Thank you, Mr. Chairman. Mr. Chairman the, what we are seeing here in this legislation is the same as it what was in the last legislation.

It has not changed and I know in the past that when members were getting ready to run there are costs that you have to absorb yourself, you know, I've seen other Ministers or members rather take loans out or borrow money whatever else to get started.

Prior to 1997 there were no rules in place, no announced or no dates set so but this is the same as it was in 1997 in the last two elections. I'm not sure if that helps you any Mr. Arvaluk but things have not changed in the last five or six years.

Chairperson (interpretation): Thank you. Mr. Arvaluk.

Mr. Arvaluk: Thank you, Mr. Chairman. Because I know that, that's what concerns me. In the last election I think most of us had to scramble, you know, try to convince the airlines, like in Kivalliq, Skyward and Kivalliq Air, I have no time at all to contribute or at least fundraise for travel between Coral Harbour and Chesterfield Inlet, you know, would you be kind enough to give me a ride or something while you charter.

I mean I don't think that should be the case. I think we should be allowed to do some fundraising way before the nominations are open so that you can prepare, at least be able to tell Grise Fiord people that I will be coming or whoever the candidate is for that area that he will be coming.

Or at least be able to Kimmirut that we'll be coming, we'll be you know producing this and that, that kind of thing. And it doesn't have to be done now Mr. Chairman, it's just that it's something that I think will have to be looked at sometime in the future.

Because if you look at other jurisdictions who have party systems, they do it way before, they have what they call a Liberal Party Association and they do fundraising all the time, \$100 a plate or \$50 a plate fundraising all the time. Here this section is saying we can't like other Canadians. Thank you.

Chairperson (interpretation): Koanaqtit, Uqaqti.

Mr. Speaker: Thank you, Mr. Chairman. I think the member brings up a reasonable point and again we are just here to explain what's in front of us and if members feel that they'd like to make changes, that's up to them or if they feel it can wait for another time this document can be amended at any time now or in the future. Thank you.

Chairperson (interpretation): Thank you. I have names here and they have to go in order, so wait for a bit. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you. This is regarding the contributions limit to candidates for an election. Today the costs of the airlines are ever increasing and already quite expensive. Just using my constituency as an example, if I were to try and get to my community, it would cost over 2 thousand dollars to get there and back. That's the way it is today.

But what I wanted to say is, for those of us who are in the smaller communities and let's say six of us wanted to run for the position or let's say four of us. Even then, the list of people who sign the nomination paper would disappear very fast so it wouldn't be appropriate if the time limit was shortened.

These are the types of situations that occur within these processes and the contributions are harder to come by in the smaller communities and to try and raise it is more difficult as well. That's going to be a problem in our smaller communities and number of the corporations available for donations are limited as well.

The government has set up the process this way and it seems they are punishing the candidates, perhaps they have not tried to have this outcome, but that's the way it is unfortunately. If this is going to pose a problem, I think it should be corrected within the next five year, especially referring to the contribution limit for candidates. Perhaps this could be clarified further. Thank you.

Chairperson (interpretation): Point of order. Mr. Okalik.

Point of Order

Hon. Paul Okalik (interpretation): Thank you, Mr. Chairman, I have a point of order to state. This insinuation is against the government, I wanted to point out that the legislation was not set by this government, this is a piece of law that we are trying to enact, this legislation is for all of us, not just the government. I just wanted to point out this fact to my colleague as I am part of the government, I don't want to be blamed. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you for answered me right away. My statement which I mentioned was in regards to the elections act so if I could get an answer regarding my questions about the issue, I'd be happy. Thank you.

Chairperson (interpretation): One of you, could you please raise your hand because there are three of you. Mr. Speaker.

Mr. Speaker: Mr. Chairman, we are going to ask the member if he would try and clarify his question so that we can try and provide an answer. Thank you.

Chairperson (interpretation): Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairman. As I mentioned earlier in smaller communities, it is very hard to come by contributions for a candidacy in the smaller communities.

For myself, it was very difficult because I did not even get one dollar. That goes to show you how hard it is for a candidate to get contributions in the smaller communities. Let us suppose that there were a number of candidates whether it's four or six, it would not be possible to get contributions if we follow the process according to what is written here.

In Nunavut although that does happen, are we going to recognize that. Am I clear? Thank you.

Chairperson (interpretation): Thank you. Ms. Kusugak.

Ms. Kusugak: If we're still talking about gathering funds prior to the election period, then I guess I think my answer is still the same, Mr. Chairman. If there are not actually nominated candidates then I think my answer is still the same Mr. Chairman. If there are not actually nominated candidates there is nothing to hold, nobody to hold accountable for those funds and the voters and the public are generally unprotected at that point.

I can see that it is difficult for people to raise funds within that period of time during the election.

As the Speaker said there is nothing to prevent a person from spending their own funds or perhaps taking out a loan in the pre-election period as long as the entire spending does not exceed the 30 thousand dollars.

I believe that in the party system that exists in other places, there is ongoing monitoring of parties and parties exist over a long period of time. So it's difficult to equate the two situations and provide the level of protection for the general public about this spending that occurs.

If, I believe if we were to change this, there is nothing to say if somebody believes they will be a candidate and then changes their mind at the, before the election period, they have received donations from corporations or from people in good faith and you did not have, you know, there is not an accountability for that.

I can understand the difficulty, but I don't see that we have a mechanism for resolving it both ways, Mr. Chairman. Thank you.

Chairperson (interpretation): I believe our legal counsel wanted to mention something else. Mr. Orr.

Mr. Orr: One other matter Mr. Chairman. Of course if a candidate, if a person proposes to the public that they are seeking election as a candidate before the writ is dropped, there is no obligation on them to run, it is only when the nomination papers are actually accepted that they are officially a candidate.

So, I think what Ms. Kusugak was saying is in that other period, there is no protection for the fact that you might be giving money to someone who says they will run but there is no obligation on them to run.

So, if we wanted to fix the problem of a lack of a party system here that would be a fairly complex provision that should be perhaps thought in greater detail. Thank you.

Chairperson (interpretation): Thank you. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairman. Thank you for clarifying the matter. I know that we will have to amend this later on in our future and it is something we should address. I've seen this Act, I looked at it at that time and it didn't pertain to me that much. I would like to know where this Bill was drafted. Thank you.

Chairperson (interpretation): Thank you. Which one of you, Ms. Kusugak. Oh, did you raise your hand? Mr. Speaker.

Mr. Speaker: Mr. Chairman, I believe that's more of a comment from the member in reference to the fact that he realizes that this could be changed in the future in the next four or five or six years. So, we don't have an answer for that. Thank you.

Chairperson (interpretation): Koanaqtit. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. Mr. Chairman on 168 (3), it talks about contributions to a candidate. In there, it states where a corporation carrying on business in Nunavut, how do you define that.

Does it mean that they have a physical presence in Nunavut or do they just have to be doing some work here you know, do business here without having any physical presence. So I'm just wondering if there is any guidelines around that. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. The phrase; "carry on business in Nunavut" is something that appears in other legislation of Nunavut, particularly the legal registries and there was an obligation for businesses that carry on business in the territory to register with the registries office.

So, there is a mechanism already in place for identifying these companies. This is fairly well established, meaning that they have got to have the commercial activity going on here, although they may not actually have to have an office here per se, but they are actually doing business here.

Chairperson (interpretation):

Mr. Tootoo: Thank you, Mr. Chairman. Mr. Chairman, also under 168 (4) it talks about group contributions and I'm just wondering if, I don't recall if this something new or if it was in there before. And if it was new, how come it was added in? Thank you, Mr. Chairman.

Chairperson (interpretation): Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. My understanding is, this is the same as section 168 (4) it is a coincidence that it is exactly the same number as the previous Act. It just worked out that way by coincidence, but it is the same that is what is in there at the moment. So there's no change on this point. Thank you.

Chairperson (interpretation): Thank you. Quyannamiik. Mr. Kilabuk.

Hon. Peter Kilabuk (interpretation): Thank you, Mr. Chairman. I don't agree with the two of them, with the two MLAs here about collecting contributions while still in office.

If you are going to be accepting contributions prior to leaving office, if the situation remains the same, to cite this example, we are Ministers and it is only when the new MLAs have been elected and sworn in, that we would be replaced.

I think we have to protect those who may want to give contributions. To use as an example, the limit can be 30 thousand dollars. If I were given 20 thousand dollars and I didn't use them for my campaign, but I use it for a vacation instead which would be embezzlement but the contribution funds copy has been forwarded to the electoral office, then person who had given that contribution would have no recourse to get the contribution back as it would already be filed with the election papers.

That's what I wanted to say. I do not think that a candidate should be benefiting from their present office and that I don't agree with collecting contributions prior to becoming a candidate. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. I don't hear any questions. Mr. Picco.

Hon. Ed Picco: Thank you, Mr. Chairman. Mr. Chairman, on 168 (3) and (4), as raised by Mr. Tootoo and the earlier question from Mr. Iqaqrialu. I wonder if the Speaker you know, he's gone through this a couple of times in elections.

I wonder, does he have an opinion on 168 (3) and (4) and indeed that the legal registry should be the modus operandi as it were for allowing the corporation to be based in Nunavut if that's for elections.

So I wonder if the Speaker could give us his feeling, you know, having gone through it a couple of times he has a good feel for that and as the guy that is introducing the Bill. Thank you, Mr. Chairman.

Chairperson: Koanaqutit. Uqaqtii.

Mr. O'Brien: Thank you, Mr. Chairman. I have no opinion on that. Thank you.

Chairperson (interpretation): Ms. Thompson.

Hon. Manitok Thompson (interpretation): Thank you, Mr. Chairman. In regards to 168 (3), I have a comment to make under this clause. Why this subsection is put here, it's not really a question, although I suppose it can be taken as such.

Prior to our government and the elections for the MLAs, if somebody was going to be making a 3 year contract for transportation, whether it be by airline or ship, the company could make a large contribution to a candidate using this sub-section.

And then in turn, after the elections and if the individual was successful they would, in turn, support that corporation that made a huge contribution. Maybe it's only I, who has a concern about this type of contribution from private companies, because Qallunaaq tend to have more money, they usually have more private businesses.

More Inuit are starting to get well established businesses and there are different birthright corporations out there, but Inuit who own their businesses while still small businesses are already losing out because the big corporations already make contributions.

If this clause applies, there would be contributions being made by the non-Inuit corporations and they could conceivably get more support from the individual, especially if there was a tendering process whereby the contract hinged between two companies, an Inuit business and the large corporation. The member would recall the previous contribution and use this against the Inuit business.

In regards to clause 168 (3), I would like to know for what reason was this inserted. Is it because you want huge contributions made to potential MLAs or did you want the MLAs to be bought by those corporations who are well versed in the contracting procurement business. I would like to know why this was drafted. I hope that is clear. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Ms. Thompson. Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. There is no change to the current law, so this is what we've, what you've got at the moment. There are a couple of factors. One is that, there is a generally limit on the maximum amount of contributions that can be made and it's 1 thousand 500 dollars although there is an exception for transportation services.

And of course, volunteer labour, but there has been no change to what's currently been the practice and the law here in Nunavut and there are no instructions to make changes on this in this regard, but perhaps I misunderstood the member's question.

Chairperson (interpretation): Thank you, Ms. Thompson.

Hon. Maniok Thompson: Thank you, Mr. Chairman. My question was, what was the intent of this (3). Right now, we are in a situation where most companies are owned by big companies with big dollars, who might not necessarily be small Inuit residents in the communities.

Right now, the big companies know what contracts are coming forward and of course they would be contributing to a lot of MLAs if they could. The Inuit companies would then suffer because they wouldn't have very much to contribute.

That's not my question. My question is, what was the intent of this (3) in your culture I suppose; according to my Inuit Qaujimajatuqangit, it's just not making sense. Thank you.

Chairperson (interpretation): Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. Now I understand the question much more clearly. The concept behind it is that individuals, like living persons have a physical location that is easy to identify, although in some cases as we've seen with residency, it may not be quite so easy. But, the idea is that living people have a residency as a way to identify where they are and whether they have a right to make a contribution to a candidate.

Now, when it comes to corporations, these are legal persons but they have no body that is easily identifiable. They carry on business. That is sort of the criterion that's used to identify where they are located.

So, the head office might be in Iqaluit, but they might be actually working in Rankin Inlet, so in that case it's not the head office is used as the place to identify where the company is but where its actually doing commercial activity.

So, carrying on business is where its actually conducting it work and its business. So, that is the means by which to identify the right to make a contribution if they are working and carrying on business in a place, then they can be affected by the government member for that place so that is why that's used as the criterion for corporations. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. I think Ms. Kusugak would like to make a supplementary. Ms. Kusugak.

Ms. Kusugak: Mr. Chairman, when we set about to create this act we used the recommendations that we had and then only altered those in light of like changes across the country that were important or differences in changes of laws and so, where we altered, we did not alter this from the old act that we had.

Those were the conditions under which people ran last time when there was no instructions from this body to change that section, so that why it virtually remained the same. Thank you.

Chairperson (interpretation): Thank you. Any further comments, Ms. Thompson. Mr. McLean.

Committee Motion 003 – 1(6): Amendment to Clause 168(1)(b)English Version of Bill
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Mr. McLean: Thank you, Mr. Chairman. I move that the word “and” be added after paragraph 168(1) (b) in the English version of Bill 14.

Chairperson (interpretation): To the motion. Agreed, opposed, carried. Mr. Anawak. Clause 168. Mr. Arvaluk.

Mr. Arvaluk (interpretation): Thank you, Mr. Chairman. Maximum contributions, which number is that? Clause 168 (5) (interpretation ends) no individual corporations will make a contribution to candidates exceeding fifteen hundred in total during an election period.

Go back to my airline friends again. 168 (5). Fifteen hundred dollars in total during an election period. Is that in cash or in kind, how is that contribution of fifteen hundred placed here. What’s that mean? Thank you.

Chairperson (interpretation): Ms. Kusugak.

Ms. Kusugak: Thank you, Mr. Chairman. 168 (8); where transportation services are given as a contribution of goods or services, the value of the contribution may exceed 15 hundred dollars during an election period.

That was an exception added at the request of the committee and this Assembly to allow for the variation in travel costs for various constituencies that obviously have several communities or none at all. So, this is a variation to assist those people. Thank you.

Chairperson (interpretation): Mr. Arvaluk.

Mr. Arvaluk: Okay. Thank you, Mr. Chairman. So are 15 hundred dollar contributions from individuals or corporation is consistent with other Election Acts. Quyanamiik.

Chairperson (interpretation): Thank you. Ms. Kusugak.

Ms. Kusugak: Yes, Mr. Chairman and it hasn't changed from the last Elections Act that we had.

Chairperson (interpretation): Okay. Thank you. Clause 168. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 169. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 170. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 171. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairman. Clause 171. A financial agent may accept an anonymous contribution, even from someone that they know, not exceeding 100 dollars.

Contributions exceeding 100 dollars where a financial agent receives an anonymous contribution, the financial agent they are to do this. Can you clarify that please? Thank you, Mr. Chairman.

Chairperson (interpretation): Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. The idea here is that for the purpose of maintaining an honest election, you need to identify people who are giving money to candidates and if a candidate gets a gift of a bag of money and there's no name on it and that is more than a 100 dollars, it either has to be somehow returned or it would be given to the consolidated revenue fund.

But the idea is that, you can pass the hat around and collect cash but if you collect cash more than 100 dollars you have to know who it came from and record it. Thank you.

Chairperson (interpretation): Okay. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairman. If I got money from an anonymous donor, an anonymous contribution and it exceeded 100 dollars, I would consider it a contribution to my election campaign funds and would not want to give it to anyone else.

If I wanted to keep this anonymous contribution and it exceeds 100 dollars, I would be breaking the Act and I'm sure that I would be liable in a court of law, even if I did not know who had submitted that bag of money. I think that we have to make an amendment to this 171.

Chairperson (interpretation): Is that a question Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Can we redraft it so that it is clearer in the future? I do not think it should be sent to the Consolidated Revenue Fund.

The anonymous contribution is given to the candidate's campaign, it should not matter who submitted the contribution. Thank you.

Chairperson (interpretation): Okay. Thank you. Ms. Kusugak.

Ms. Kusugak: I think this is the same as it has been in previous Acts, as well. And I believe, it speaks to the kind on things that Ms. Thompson was suggesting, you know, that an election is not improperly being influenced. That its clear who has given money and if you didn't have a section like this, it would be easy for somebody to say, oh gee, I just don't know where that money came from, or from a business or a corporation that wanted to, they could be providing money without attaching their name so that there would be no public record of the money.

It is not a change from the previous act and we were not asked to make a change in that area. Thank you, Mr. Chairman.

Chairperson (interpretation): Clause 171. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 172. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 173. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 174. Agreed? Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairperson. Clause 174 (a) the amounts given anonymously shall not be considered as a contribution or aid, no amount of money shall be received anonymously from any one person exceeding one hundred dollars and (b) the amounts given anonymously shall not be considered as a contribution for the purposes of calculating the one thousand five hundred limit in section 168(5).

I would like further clarification on that because we're talking about the minimum and maximum contributable from anonymous donors. I would like just like clarification. Thank you.

Chairperson (interpretation): Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. The idea here, is that if you have say a meeting of voters and you pass a hat around, you can collect more than the 15 hundred dollar limit that you would normally have as for the total collected at the meeting, but if anyone wanted to put in more than a hundred dollars into the hat, they would have to identify themselves.

So, if you pass the hat around you get 50 dollars, 20 dollars, you don't have to identify people. But if an individual gives more than a hundred dollars, they put in 120 dollars you would have to record their name. But the total collected at the meeting can, of course be more than be one person limit of 15 hundred dollars. It can be 15 hundred times the number of people at the meeting – up to 30 thousand dollars.

Chairperson (interpretation): Clause 174. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 175. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 176. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 177. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 178. Agreed? Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairman. My colleague beside me is pestering me. Perhaps he doesn't want to get re-elected.

Reading clause 178, only a financial agent or a person authorized in writing may enter into a contract to incur an election expense. When we're talking about a contract, I think it was the previous clauses before that, where contractors can work with the candidate, Mr. Chairman. I would like that further clarified please. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. Mr. Speaker.

Mr. Speaker: Thank you, Mr. Chairman. Mr. Chairman this item here basically means that every one of us in the past has an official agent and that person is in charge of accepting monies as donated to your campaign.

They are also responsible for paying the bills that you incur and that has to be done by that person, that's all this clause indicates.

Chairperson (interpretation): Thank you. Okay. Clause 178. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 179. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 180. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 181. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 182. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 183. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 184. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 185. Agreed? Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. Mr. Chairman, this clause deals with the return of the deposit and I know that I recall from the consultations that we did and it was a concern felt by some of the members and some of the witnesses that we talked to that, I think if memory serves me correct, the return of the deposit depended on the percentage of the vote that you received.

And another problem or challenge that was faced, also is a fact that sometimes if candidates ran and weren't successful, they weren't really and they didn't get that

percentage of votes, they didn't get their money back and there was no incentive for them so they weren't filing the returns.

And one of the suggestions was that it was felt that if you changed it to getting your deposit, take away the requirement for a percentage of the vote and just put in there that a candidate had to file the return might be more of an incentive to get those returns filed in a timely manner.

And that the candidates would get their money back and I'm just wondering again, and I commend the drafters of the legislation if that's what this section does it's just another example of the concerns and recommendations.

The concerns heard by the committee and the recommendations made by the committee been accepted and incorporated into this legislation. So, I'm just wondering if that's exactly where this came from. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. Ms. Kusugak.

Ms. Kusugak: Yes Mr. Chairman, that's exactly where it came from, the committee's recommendation.

Chairperson (interpretation): Okay. Thank you. Mr. Tootoo anymore. Mr. Arvaluk.

Mr. Arvaluk: Thank you, Mr. Chairman. I think this is debatable. Committee recommendation, fine, but a whole lot of people in the communities will disagree with it. Although the 200 dollars is not very much, it sort of opens for those who will get the 200 back anyways, that means no loss in expenditure, no loss of money if you bombard, I guess what I'm getting at here is the communities, people in general, take the election seriously, they want to be represented strongly as possible in the Legislative Assembly when they elect that person.

But if you're not going to get your \$200 back, and you know you're not going to get elected, by virtue of the community knows you, you can say whatever you want to say and some naive people will believe what you're saying is actually true.

Bizarre things like, you know, I will help the Anglican vestry to get some parish hall or something, which is not in the Financial Administration Act.

I'm just using that out of the blue, but having to lose nothing, if you don't get certain amount of votes, at least some show of respect from the community, could jeopardize the importance of the election.

I don't know if I am making any sense, Mr. Chairman, but I guess what I'm trying to say is let's try to keep those because people are serious about it. Just try to keep those who are serious in trying to win the election, be nominated with \$200 for those who go in

there just for fun, for fear that they are not going to lose their \$200, you know, I mean \$200 is small. Not just 100 people running in Kimmirut or Grise Fiord for that matter.

See what I am getting at? Did you weigh the pros and cons of this one after the commissioner's recommendation? Quyanamiik.

Chairman (interpretation): Thank you. Mr. Speaker

Mr. Speaker: Thank you, Mr. Chairman. Mr. Chairman this, I understand the point that the member's making.

At this point, all I can say is that this recommendation came from the committee, it was supported and approved by the legislative assembly and we just felt that it was the appropriate thing to do, was put it into the new act so that's why it's there.

There was support from the total assembly on this. But I understand the the point that the member's making. Thank you.

Chairman (interpretation): Thank you. Mr. Nutarak.

Mr. Nutarak (interpretation): Perhaps we'll come to it, but the amount of money that was deposited by a candidate, how many days does it take to, perhaps maybe 30 days to get your deposit back? Or do I have a limited number of days before I can get my deposit back, or how does it work? Thank you, Mr. Chairman.

Chairman (interpretation): Thank you. Mr. Orr.

Mr. Orr: Mr. Chairman, if the candidate gets the return filed quickly of course they have a certain amount of time available for that, assuming they have their return filed on time, then I assume that the normal ... would kick in and they would be with the normal period of time for payment on any depth of the government has. I think it's 30 days normally. Thank you.

Chairperson (interpretation): Thank you, is that it? Clause 185. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 186. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 187. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 188. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 189. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 190. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 191. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 192. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 193. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 194. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 195. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 196. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 197. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 198. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 199. Agreed? Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairperson. It's Clause 199, resignation provision. If the resignation of a returning officer shall not take affect earlier than the day it is accepted by the Chief Electoral Officer, I wonder if you can explain this section. If the Returning Officer resigns and what happens or why it doesn't take effect.

Chairperson (interpretation): Mr. Orr.

Mr. Orr: Thank you, Mr. Chairperson. The idea here, is that the Returning Officer has very serious duties under the Act. If a Returning Officer wishes to no longer perform those duties and wants to resign, the Returning Officer has to inform the Chief Electoral Officer and make arrangements to have that resignation accepted, otherwise, if a Returning Officer does write a letter saying that I resign and they walk off the job and no, it has not been accepted and there's been no arrangement for a successor, then there is a period of time when there is nobody available to do important functions. It's basically saying their still obliged to carry out their duties until the resignation is accepted. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Orr. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Yes, I understand that, but what if the Returning Officer resigns without telling the Chief Electoral Officer, what happens then?

Chairperson (interpretation): Thank you. Mr. Orr.

Mr. Orr: Technically, they would still be obliged to perform their duties. If the resignation has not been accepted, then there is no valid resignation and they would still be obliged to perform. And if they fail to do it, then they would be subject to some sanction. Thank you.

Chairperson (interpretation): Thank you. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairperson. Sometimes we get upset with something when we're working. Because of a person being very upset, they just walk out of the room. What if it happens, what if the Returning Officer walks out because he/she is upset then, what happens in that case? Thank you.

Chairperson (interpretation): Ms. Kusugak.

Ms. Kusugak: Well, if it's between election periods then clearly, this notwithstanding, you would appoint somebody new. If it's during an election period, that's why actually we have an Assistant Returning Officer, because there are a lot of unforeseen circumstances. People might become ill or have some other circumstances that cause them not to be able to perform their job.

Chairperson (interpretation): Clause 199. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 200. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 201. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 202. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 203. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 204. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 205. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 206. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 207. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 208. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 209. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 210. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 211. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 212. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 213. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 214. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 215. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 216. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 217. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 218. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 219. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 220. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 221. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 222. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 223. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 224. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 225. Agreed? Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairman. Clause 225 is very important. We can get a report; somebody can make a complaint about us on a false basis. So what if somebody makes a false complaint, what happens then? Can somebody explain that to me? Thank you.

Chairperson (interpretation): Thank you. Ms. Kusugak.

Ms. Kusugak: Thank you, Mr. Chairman. Okay. First of all, the chief electoral officer looks into it to see if it is a frivolous complaint, if that complaint is made to me. Otherwise the complaint might be made to the police who investigate and determine if there is a reason to go further.

That's their job and I'll guess we'll leave the rest of it for there but I believe that's the answer to the members' question.

Chairperson (interpretation): Thank you. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairman. Yes thank you, for the response, but if somebody makes a frivolous complaint about me as a candidate, would I have to declare myself ineligible to be a candidate or what happens then.

Chairperson (interpretation): Thank you. Mr. Speaker.

Mr. Speaker: Thank you, Mr. Chairman. I can just give an example that might help David see what happens when somebody does make a frivolous complaint in a case where the complaint was made by the, this is an actual situation, I don't have to say who or where it was, but where a person made a complaint about a candidate.

And it was the sister of the other candidate and the complaint was found to be false and it was very malicious and when the police investigated they couldn't get, they knew that the complaint was there and it was real, but they couldn't get the witnesses to come up forward and say yes, I heard that person make those statements against that member or that candidate.

So without the witnesses, it couldn't go through but we were told that if the complaint and the witnesses were verified and it was shown that it was, they would be charged and the person that made the complaint falsely would be charged, probably with mischief. Thank you.

Chairperson (interpretation): Thank you. Just to remind the members. Our rules only allow us to have clear water. Whoever has that Pepto Bismal, can you remove it from the House please. You can only have clear water in the House chambers. Clause 226. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 227. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 228. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 229. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 230. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 231. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 232. Agreed? Just a minute, 232 or 231. 231. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): It states that if the Integrity Commissioner believes that on the grounds that somebody has committed, is about to commit, or is likely to commit an act or a mission that could constitute an offence under this Act. I am not sure but it seems like the Integrity Commissioner should not be there as they are not an electoral officer. Well, what's he there for?

Chairperson (interpretation): Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. The Integrity Commissioner appointed by the Assembly to look after ethical affairs for the House. It's here under the capacity to try to sort out problems or alleged offences outside of the courts.

So the idea is, that the Integrity Commissioner can make an agreement with a person that is alleged to have committed an offence or someone who might be about to commit an offence to resolve the problem without someone having to go to court and there are a number of things that can be done including restitution, public apology or perhaps seeking advice from elders.

But the idea is to give an alternate means of dealing with problems outside of the court process. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. Clause 232. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 233. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 234. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 235. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 236. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 237. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 238. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 239. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 240. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 241. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 242. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 243. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 244. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 245. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 246. Agreed? Mr. Arvaluk.

Mr. Arvaluk: Thank you, Mr. Chairman. On 246 (5) 246 (6a), you explain to me what the difference between those two, influence of the order of the meeting and the exception, they seem to be identical? You are guilty of an offence in 246(5) but you are okay on 246(6)(a). Thank you.

Chairperson (interpretation): Thank you. Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. The general rule is, that you are not allowed to give money, things, food, to people to influence them. However, it's understood that you'll have meetings of voters at which you'll want to serve some refreshments. That is the meaning of (a), that if you serve soft drinks, and snacks or light meals or something, that's not considered to be influencing the voters. If however, you take them out to a very expensive meal, that might be a different matter. Thank you.

Chairperson (interpretation): Thank you. Mr. Arvaluk.

Mr. Arvaluk: Yes, that is what I wanted to understand, however, it says 246(5), meeting of voters assemble for the purpose of promoting the election of a candidate is a guilty offence. 246(6) is provided that the meeting of voters is for the purpose of promoting the election of a candidate. Both are assemble, for the purpose of promoting a candidate.

Is there a better way? How do you enforce this in court? Thank you.

Chairperson (interpretation): Thank you. Ms. Kusugak.

Ms. Kusugak: Thank you, Mr. Chairperson. I think the best way I could to explain the difference, I mean, not about the part that's enforceable in court, would be if you have some people over, when you are providing sandwiches and stuff, that's one thing and if you say, you can each take a box of steaks home when we're finisher here tonight, well, that's clearly another matter.

Obviously there are fine lines everywhere about what's subjective. I think this provides really, it's meant to provide good guidelines for candidates to know what is acceptable kind of behaviour and what's not and I hope that does.

Chairperson (interpretation): Thank you. Agreed? 246. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 247. Agreed? Mr. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairperson. A person is guilty of an offence by intimidation. I'm sure that this could be experienced by candidates because I have seen it myself during election times, trying to intimidate the voters or are we talking about someone else talking about placing votes. Is that what this is about? Thank you.

Chairperson (interpretation): Who will respond? Mr. Speaker.

Mr. Speaker: Mr. Chairperson, that's basically it, I guess, if somebody threatens you or another person to say that if you are not going to vote for me, I'm going to break your legs. That may happen, but certainly not here, so it's pretty basic, if somebody is threatening somebody or trying to force them to vote a certain way then that is illegal and the person can be charged. Or if somebody were to try tell you that your vote is not a secret, I can know, you should tell me how you're going to vote, that's illegal also. Thank you.

Chairperson (interpretation): Thank you. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you. I appreciate the response but the Nunavut residents have to understand the clarity of that provision. Thank you, Mr. Chairman for letting them clarify that to me.

Chairperson (interpretation): Okay. Are you finished? Clause 247. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 248. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 249. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 250. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 251. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 252. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 253. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 254. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 255. Agreed? Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. Mr. Chairman this one deals with broadcast on Election Day or the day before. A couple of things here and one it talks about the scope of the broadcast and (2) it says broadcast includes television, radio or internet and I know one form of communication in a lot of the communities is Citizens Band.

I was wondering if that would be considered as something that could be used because in some communities it is used more widely than the radio for getting information to travel around long distances. Maybe if I can get an answer to that one, I will have another question. Thank you, Mr. Chairman.

Chairperson (interpretation): Koanaqutit. Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. This was a specific recommendation, number 63 of the standing committee and we're implementing it in this place, particularly to take account of that situation and the new technology that is available for our broadcasting. Thank you.

Chairperson (interpretation): Thank you. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. I was asking specifically to CBs because I know when we were doing our consultation, there were issues raised around people talking to each other saying things on the CB that the whole community is listening to, about one candidate or another whether it be good or bad or indifferent but there was.

So I was just wondering if that issue was addressed or that wouldn't be covered under this broadcast issue and people could do that all they want and not be guilty of an offence. Thank you, Mr. Chairman.

Chairperson (interpretation): Okay. Thank you. Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. I would think that CB radios would be covered under the scope of broadcast as a radio. However the prohibition is against speeches entertainment or advertising for or against a candidate.

So I think that normal conversation on a CB radio would not be prohibited but if a candidate gave a speech on a CB radio or there was some kind of advertising that was clearly campaign related that would be prohibited.

Chairperson (interpretation): Okay. Are you finished? Mr. Anawak.

Hon. Jack Anawak (interpretation): Thank you, Mr. Chairman. Yes I was going to mention that myself. Like maybe it should be written and included through here the candidate, the campaign manager, I don't know. I know that I don't think we should include CB although people quit listening to the CB radio. But because CB radio is not like radio and television the question I have is; I know the candidate has until the day before the election day to campaign, but I don't think in Canadian elections the campaign manager is included.

I'm just thinking that perhaps we should have one for the campaign manager because they could talk on the CB radio, so the candidate and the campaign manager should be both identified in here. Thank you.

Chairperson (interpretation): Ms. Kusugak.

Ms. Kusugak: Thank you. Well I think it says any person who broadcasts it so on behalf, I think it rather takes that in.

I would like as the Chief Electoral Officer, I would have interpreted CB radio stuff to be the equivalent of broadcasting if it took on that tone and I think at some point, you know you have to be able to interpret, this Act is long and we tried to include everything.

I don't know if Mr. Orr will agree whether it needs an additional amendment or not. But I do have some provision for adapting this Act to carry out its intent and I think the intent is clear in this section. Thank you.

Chairperson (interpretation): Would you like to add comments, Mr. Orr?

Mr. Orr: Thank you, Mr. Chairman. I think that technically CB radios are broadcasting radio. However, the purpose of this is not to stop conversation or speech generally, but basically campaign related promotional material either for or against a candidate as opposed to just people conversing, which they also use the CB radio for.

Chairperson (interpretation): Mr. Anawak. Anything else? Mr. Kilabuk.

Hon. Peter Kilabuk: Thank you, Mr. Chairman. On that same note, in section 255 if an individual were to use the means of broadcasting, either on TV, radio, CB or internet, now is the candidate penalized if an individual comes on the radio and says I want this guy elected.

Is the candidate part of the investigation there and then, because I'm afraid that if we leave this open if Jack were to run against me here in Pang, the day before election he go on, he can go on the radio or have somebody go on the radio and say vote for Peter Kilabuk.

Now that would be seen to be my promotion when it's not and if the candidate is going to get penalized, then I think this is too open with use of the term broadcast.

Chairperson (interpretation): Mr. Speaker.

Mr. Speaker: Thank you, Mr. Chairman. The guidelines or the rules state that the person that makes the comment or statement on the radio is the person that would be charged.

Chairperson (interpretation): Mr. Kilabuk, you have any supplementary questions. Mr. Nutarak.

Mr. Nutarak (interpretation): Thank you, Mr. Chairman. You said that they could be charged. How could they find out, how could they be charged. Could I report them to the RCMP and if an individual says that "oh I didn't say that", then they could deny it because they do not speak the same language. Would they be charged? Should I report them to the RCMP? And if an individual could say, oh I didn't say that, they could deny it. What does that really mean?

I think we definitely need to amend that because if there's two of us witnessing it and hearing but if I was alone by myself, if I heard someone talk about, if I was a candidate and if I heard on the radio someone promoting another candidate would I be supported.

This definitely has to be clarified. I would prefer to have it clarified right to be because I've considered it myself because some elders go through the radio, even to the day before the election around 10:00 because these elders don't know the election laws. They are not allowed to broadcast around 9:00 the day before the election. I would like to have that clarified please. Thank you.

Chairperson (interpretation): Mr. Speaker.

Mr. Speaker: Thank you, Mr. Chairperson. Mr. Chairperson, I guess for the most, but there's no way that we can oversee and insure that every rule and every clause here is enforced, the member is right, you don't know, it could be whoever on the radio disguising their voice saying you know, vote for so and so or making slanderous remarks.

I think first of all we have to use some common sense first. They have to get on the radio, they have to have access to the radio and all of that live in small communities, we pretty much know who is who and who's on the radio and, but you really don't know, we can't say for sure who that voice is so, I guess for the most part, we're just trying to provide enough information so that people do know what's right and wrong but we'll never guarantee or insure that no laws are broken, that we can find out who did it, it's just almost impossible. Thank you.

Chairperson (interpretation): Clause 254. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 255. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 256. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 257. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 258. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 259. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 260. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 261. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 262. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 263. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 264. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 265. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 266. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause. 267. Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Thank you, Mr. Chairperson. Any person who makes a personal contribution or give other than to a financial agent or person authorized by a financial agent and be given to a non financial agent. That's an area that I don't quite understand and would like further clarification on it. Thank you.

Chairperson (interpretation): Either one of you. Mr. Speaker.

Mr. Speaker: Thank you, Mr. Chairperson. Mr. Chairperson, basically what it means is that we touched on this earlier that any donations have to go through the official agent and they can't be given to other people or the candidate. They have to be turned in to the official agent. Thank you.

Chairperson (interpretation): Clause 267. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 268. Agreed? Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): Clause 268. Provided in this act any person who contravenes this act is guilty of an offence and liable of summary conviction to a fine not exceeding five thousand, be imprisonment for a term not exceeding one year or see to both a fine and imprisonment.

It mentions here about imprisonment for that amount of money. If I was a candidate and ended up in prison, that's kind of harsh for running as a candidate. I don't think we see this too many times, but I just clarification. Thank you.

Chairperson (interpretation): Thank you. Mr. Orr.

Mr. Orr: Thank you, Mr. Chairman. The amount of the penalty is basically in keeping with other provinces.

The Canada Elections Act has a much higher penalty, of course and I think recently they had a compliance agreement where \$200 thousand was given away to avoid prosecutions. So these amounts are relatively low, but they're in line with other provinces and certainly in line with what has been the case under the current statute. Thank you.

Chairperson (interpretation): Thank you. If at all possible, as soon as I hit a clause, if possible, try to make your comments when I'm under that Clause so our meetings on recordings will be easier. Because it's very difficult to go back after we agree to it. So if you have any questions on say for numbers, Clause 268. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 269. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 270. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 271. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 272. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 273. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 274. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 275. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 276. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 277. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 278. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 279. Agreed? Mr. Nutarak.

Mr. Nutarak (interpretation): I just want clarification on Clause 279. Is that saying that we can't have photographs on there? Thank you.

Chairperson (interpretation): Clause 279. Either one of you respond to clause 279. Mr. Speaker.

Mr. Speaker: Mr. Chairperson, the question doesn't relate to the article here. This is just an amendment for Nunavut as a way to be appealed. So it's not related to the question that the member has.

Chairperson (interpretation): Okay. Mr. Nutarak.

Mr. Nutarak (interpretation): Thank you. I agree on 72. In terms of 73.1, I was getting confused but now I understand it. Thank you.

Chairperson (interpretation): Clause 278. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 279. Agreed? Mr. Iqaqrialu.

Mr. Iqaqrialu (interpretation): 280. This Act comes into force on a day or days to be fixed by order of the commissioner and it's quite thick. As we start using it, we will be able to see where we might encounter problems in the coming years.

I wonder how long will this act be in place before we can make amendments to the discrepancies we might have, even though we might have encountered problems with this Bill, when would we be able to revisit it and makes amendments to it. Thank you.

Chairperson (interpretation): Mr. Speaker.

Mr. Speaker: Thank you, Mr. Chairperson. Mr. Chairperson, from this point on, whether it be tonight or from this point on, at any time the House or the members can make changes to the act through a motion. Thank you.

Chairperson (interpretation): Thank you. Clause 280. Agreed? Mr. Okalik.

Committee Motion 004 – 1(6): Amend Clause 4(10) of Bill 14

Hon. Paul Okalik (interpretation): Thank you, Mr. Chairperson. Before we agree to the Bill as a whole, I'd like to go back to deal with those sections clause 4 and 7 in the Bill. Thank you, Mr. Chairperson.

Chairperson (interpretation): There is a motion on the floor. To the motion. Mr. Okalik.

Committee Motion 005 – 1(6): Amend Clause 7(2) of Bill 14

Hon. Paul Okalik (interpretation): Thank you, honourable members and Mr. Chairperson. (interpretation ends) I move that clause 410 of Bill 14 be amended by striking out “correctional institution” and substituting “penal or correctional institution”. Thank you, Mr. Chairperson.

Chairperson (interpretation): To the motion. All those in favour. Opposed. Carried. Mr. Okalik.

Hon. Paul Okalik: I move that clause 7 to Bill 14 be amended by striking out paragraph (a) and renumbering the following paragraphs accordingly.

Chairperson (interpretation): To the motion. All those in favour, to the motion? All those in favour of the motion? Opposed? Carried. Thank you.

Chairman (interpretation): Do members agree that Bill 14 is now ready for third reading as amended? Agreed?

Some Members: Agreed.

Chairman (interpretation): We should have a break and go to bill 15 and 16. We'll have half an hour break? Do you agree?

Some Members: Agreed.

>> *Committee recessed at 6.26 p.m. and resumed at 6.56 p.m.*

Chairperson (interpretation): Thank you. I would like to call the meeting to order. In committee of the whole, we have the following items to deal with. Bill 15 and Bill 16. I would like to call Mr. Ng. to state his opening comments. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairperson. I am pleased to appear before the committee of the whole to speak to Bills 15 and 16. Bill 15 is the supplementary appropriations # 5, fiscal year 2001-2002.

This Bill is to provide additional appropriations in the amount of \$24 million 152 thousand dollars to fund departmental over-expenditures for the fiscal year 2001-2002, in accordance with the provisions of the Financial Administration Act. The main components of this Bill are \$12.8 million dollars for the settlement of the pay equity dispute and \$9.4 million dollars for the Ed Horne settlement.

Bill 16 is supplementary appropriations # 2 for the fiscal year 2002-2003. This Bill is for providing additional funding of \$27 million 209 thousand dollars for increased capital expenditures for this year.

The major components of this Bill are \$10 million dollars to the Nunavut Housing Corporation for the required staff housing needs in Iqaluit and the decentralized communities. \$4 million dollars as a the capital contribution to the City of Iqaluit under a capital contribution agreement. \$3.7 million dollars to undertake the remaining repairs for the Pond Inlet sewage lagoon. \$1.4 million dollars for the projects under the strategic highways infrastructure program.

\$2 million 420 thousand dollars for the furniture, fixtures and equipment for the three health facilities. \$3 million 745 thousand dollars for the design, development and construction of the Kivalliq Health Centre. And \$1 million 483 thousand dollars for the funding to purchase the Sivumut building.

And now, with that Mr. Chairperson, I'd be pleased to answer any questions from the committee members. Thank you.

Chairperson (interpretation): Thank you. Minister Ng. I would like to ask the Minister, if you can hear me, I would like to ask if you could pretend to be me first because it's Halloween.

>>Applause

Chairperson (interpretation): Thank you. Mr. Ng, could you please introduce your officials. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairperson. I have with me, Mr. Paul Reddy, who is the Manager of budgeting for the Department of Finance. Thank you.

Chairperson (interpretation): Thank you, Minister Ng. Supplementary appropriation # 5, 20021-2002. That is the Bill that we are going to be dealing with and we'll turn to page number 6. Is everybody on the right page? Supplementary Appropriation # 5, 2001-2002, any comments? Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. Mr. Chairperson, This one there, \$2 million, 270 thousand dollars, was not previously authorized for the Legislative Assembly operations and maintenance. I'm just wondering if the minister could explain what those funds are going to be used for. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: These are the funds to finance the retirement allowances act for members from the period April 1st 1999 to March 31st 2002, so three years worth of accruals for that, those payments. Thank you.

Chairperson (interpretation): Thank you, Mr. Ng. Mr. Tootoo

Mr. Tootoo: Thank you, Mr. Chairperson. Mr. Chairperson, just to make it clear, I am just wondering if the minister indicated a further retirement allowances act. Is it for the regular retirement allowances act or the supplementary retirement allowances act that this appropriation was for? Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: Mr. Chairperson, the member is aware that it is for the supplementary allowances act that was passed earlier this year. Thank you.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. This \$2 million 270 thousand is what it's costing the government to fund the supplementary pension plan for the members of the legislative assembly that opted into that program, is that correct?

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: That is correct. Basically, this is the amount that is requested to the management and services administrative board where the member is a member that have come forward to the supplementary appropriation process. Thank you.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. Mr. Chairperson, if that's the amount that the government's putting in, is the minister aware of the amounts? Does that include like the members' contributions? Or is that just the government's cost for the first three years of

the pension, or does it cover the amounts going to the pensions for the whole term. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: Mr. Speaker, this is the Legislative Assembly's portion of it. It's not net of any recoveries that might take place through contributions. Thank you.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. And Mr. Chairperson, does the minister have any idea of what percentage or what portion of the total amounts going to the fund that this represents for that period? Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairperson. Mr. Chairperson, I don't have that information here. It was all debated and brought forward when the supplementary appropriation act was before the house earlier this year.

And at that time, all those figures were detailed and outlined. I am here on behalf of the legislative assembly on this particular item. Just like I am towards all the other departments sponsoring their request through the Department of Finance. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. I was wondering, I'm quite clear as to what it is now, that's the amount costing this government to fund the supplementary pension plan in the members for the past three years or the term. And that's totalling \$2 million 270 thousand.

Mr. Chairperson, I'd like to make a motion, but I'd like to wait until any other members have had an opportunity to ask questions before I make my motion. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Tootoo. I don't hear a question. Mr. Arvaluk.

Mr. Arvaluk (interpretation): Thank you, Mr. Chairperson. I was hoping to be noticed earlier. (interpretation ends) After \$2.27 million dollars, other contributions from the government to this account will be done on regular O & M, then after that they will not have to come in through the supplementary appropriation. Thank you.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairperson. That's correct because there was base adjustments made for the annual amounts in the O & M estimates for the Legislative Assembly. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Minister Ng. Anything else? Mr. Arvaluk? Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. Mr. Chairperson, as my friend from Qamanittuaq would say, it's no secret that this fund is something that I didn't agree with and still don't agree with. I think I could probably think of \$2 million 270 thousand other reasons, and places where this money could be more properly spent looking after the needs and concerns and issues and funding shortfalls throughout all 26 communities in Nunavut.

Given that Mr. Chairperson, I'd like to move that this amount be deleted from the supplementary appropriation. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Tootoo. We have yet to do the rest of the pages. There have been no debates yet, I believe it would be better if we do the entire supplementary appropriation # 5, before we go into motions. This was already approved by the Legislative Assembly meeting that was held in Iqaluit. That's for your information. Mr. Arvaluk.

Mr. Arvaluk: Mr. Chairperson, I'm not following you because I think the motion is in order because we can delete through a motion, from page to page if we need to. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Arvaluk. The motion is in order. There is a motion on the floor moved by Mr. Tootoo. Did you want to go ahead with it?

Some Members: Agreed.

Chairperson (interpretation): At this time, we have not seen a copy of the motion. Possibly it would be best if we see it in writing. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. Mr. Chairperson, I wasn't aware that it was a requirement for written motions in committee of the whole. I thought that was just for formal motions in the House. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Tootoo. It says here that we can take a ten minute break in order to get the motion written, translated and copied. What is the wish of the committee? Did you want to go ahead and deal with the motion?

Some Members: Agreed.

Chairperson (interpretation): Mr. Nutarak.

Mr. Nutarak (interpretation): I would like him to repeat the wording in the motion so that we'll all be clear on the contents. Thank you, Mr. Chairperson.

Chairperson (interpretation): Thank you, Mr. Nutarak. Mr. Tootoo, if you would repeat it please.

Mr. Tootoo: Thank you, Mr. Chairperson. Thank you for your indulgence. Mr. Chairperson, my motion is to delete the \$2 million, 270 thousand dollars from the supplementary appropriations # 5, Bill # 15. Thank you, Mr. Chairperson.

Chairperson (interpretation): Anything else? Mr. Nutarak. You will have to submit a copy of the motion to the Chairperson. You have to give the Chairperson a written copy of the motion and there's another clause where it says we can take a ten minute break in order to type, translate and duplicate the copy of the motion. I'm just waiting for a copy of the motion. Mr. Anawak.

Hon. Jack Anawak (interpretation): Thank you, Mr. Chairperson. I'm sure there are rules and regulations; it would probably have to be translated if we're going to see a copy of the English motion.

Chairperson (interpretation): If there is any motion as members of the Legislative of Assembly of Nunavut, we have agreed amongst ourselves that a copy of the motion will be typed, distributed among members and that it be translated into Inuktitut.

That's part of the rules and procedures. Members of the Legislative of Assembly, I'm the Chairperson, and I will apply the rules and regulations as required. That's the way the Chairperson works in order to coordinate the meeting. Minister. Ng.

Hon. Kelvin Ng: Yes, Mr. Chairperson, I recognise that there are rules that we abide by. But by the same token, Mr. Chairperson, we have the opportunity to bypass and waive our own rules. The intent of the motion, having a motion written, translated, is so that every member understands what the motion is before them.

I think there is no dispute about the issue that is before us. Mr. Tootoo, as everybody knows, is opposed to the supplementary pension plan. There's an opportunity here for him to put forward his position once again though the supplementary appropriation that we're dealing with here.

So, it's just a matter of if we support his motion or not. His motion is to delete the money so that it impacts not having the pension plan. So it's quite clear to me as a member. Now if there is a problem and other members want it in written form, that's fine, we can take a break and do that. But I think it's quite clear to all members what we're dealing with here.

If that's the case, I would ask that all members waive the rule to have that motion in writing, and to deal with is motion at this time if it is appropriate to do that Mr. Chairperson. Thank you.

Chairperson (interpretation): The motion is written. It will have to be translated and I will give an opportunity to the members to make their statements or comments. We have Mr. McLean, Mr. Anawak and Mr. Arvaluk. Mr. McLean.

Mr. McLean: Mut'na Iqsivauta. I agree with Kelvin Ng and his wording. We all understand this. We already dealt with this, numerous times and I just think it's political grandstanding right now. I think it's just somebody trying to politically grandstand and I don't agree that it should be written up and translated. I think we all understand it, we've dealt with it numerous times. Thank you.

Chairperson (interpretation): Mr. McLean, is that a motion or comment? Mr. McLean. So that's a comment? Did you want to see a translation of the motion? Mr. Anawak.

Hon. Jack Anawak (interpretation): I don't mind at all, not seeing a copy of the motion or a written motion. If there is going to be anything written it has to be translated.

Chairperson (interpretation): Mr. Arvaluk.

Mr. Arvaluk (interpretation): Even without the written motion, I think we all know what we're dealing with. We know the intent of the motion. All I want to say is, when we deal with acts that require money, we have to pay the bills. There is a portion of my salary that's put in here as part of the contribution, so that I can get my benefits at the end of the day.

If I'm making a contribution, then the government has to contribute to it as well because it's already there. The Finance and Administration Act, we have to make contributions, this \$2 million, 270 thousand is applied for three years, but we'll have to change the act. If we change the act, amend it or receive it and if there's no change or rescindment of the Retirement Allowances Act, then it has to be applied and therefore I'm going to be opposing the motion.

Chairperson (interpretation): Okay, with due process, this will play itself out with a vote, there is a motion on the floor. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. Mr. Chairperson, as a mover of the motion I agree with Minister Ng, that I think everyone understands it and there really isn't a requirement for it to be put in writing and translated. If we can just move forward and deal with the motion, that would be great. Thank you.

Chairperson (interpretation): Agreed?

Some Members: Agreed.

Chairperson (interpretation): Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairperson. Mr. Chairperson, I'd also like to call for a recorded vote on this.

Chairperson (interpretation): At this time, I'll give Mr. Anawak an opportunity to make a comment before we go into recorded vote. Mr. Anawak.

Hon. Jack Anawak (interpretation): I was just thinking, well, we had already voted on it during the budget session, so it's a little embarrassing to talk about it again.

Chairperson (interpretation): There's a motion on the floor. I will be requesting a recorded vote. Absolutely no raising of the hands. We'll have you stand up and your names will be called and recorded.

Chairman (interpretation): I'm very confused at this point. We are dealing with an issue that is over and done with. Perhaps this is just a ploy to score political points. Okay, we'll go for a recorded vote.

All agreed and nays will be recorded. Please rise if you agree with the motion. As a chair it is written in English and you know that I cannot read it. What I have here is in English. I could just throw it in the waste basket because I can't read it. It's just in English and I'm not going to read it.

I had asked you to take a 10 minute break so that there will be translation provided. I apologize but it's a fact, I'm the chair and I'm sorry if you didn't understand the fact that I cannot read English, I know we all understand the motion. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. Mr. Chairman, I thought we had an agreement from all the members here that it wasn't a requirement to go ahead and get it translated, it was pretty straight forward as to what the motion was and everyone agreed to that to go ahead and deal with it so, that's what my understanding of what we were doing. Thank you, Mr. Chairman.

If you want to take a 10 minute break to get it translated for yourself, everyone else here understands what it is. You can go ahead and do that. Thank you, Mr. Chairman.

Chairperson (interpretation): Well, that might be the case but I was told to read the motion and it will have to be translated if I'm going to read it. I can't read in English. That's why I threw it on the floor. It doesn't make any sense to me.

There is a requirement to translate it. We'll take a 10 minute break.

>>Committee recessed at 7.22 p.m. and resumed at 7.41 p.m.

Chairperson (interpretation): We can proceed already. Do all Members of the Legislative Assembly have copies of the motion?

Committee Motion 006 – 1(6): Delete \$2,270,000.00 from Supplementary Appropriation # 5, 2001-2002, O & M from Legislative Assembly

The motion is in order. To the motion. For the information of the members. Our recorded vote has been requested. All those agreed will stand up and your names will be called and when your names are called, please sit down. That's the procedure. Mr. Tootoo.

All nays. Please be seated after your names are called. All nays, please stand up.

Mr. Nutarak, Mr. Ng, Ms. Thompson, Mr. Akesuk, Mr. Kattuk, Mr. Kilabuk, Mr. Anawak, Mr. Puqiqnak, Mr. Alakannuark, Mr. Iqqittuq, Mr. Arvaluk, Mr. Havioyak, Mr. McLean.

Abstentions. No abstentions. The motion is defeated.

At this point, we'll go back to supplementary appropriation no. 2, 2001-2002. Legislative Assembly, Operations and Maintenance on page no. 6. Agreed?

Some Members: Agreed.

Chairman (interpretation): The total department, 2 million, 270 thousand dollars. Agreed? Total department, 2 million, 270 thousand dollars. Agreed?

Some Members: Agreed.

Chairman (interpretation): Okay. Turning the page. Page 7. Department of Finance and Administration, Operations and Maintenance, Mr. Arvaluk.

Mr. Arvaluk (interpretation): Thank you, Mr. Chairman. Do I understand that when we had the N.W.T there were various different departments such as the Women's Secretariat or Women's Department.

I guess it was to do with pay equity for work, I think. I guess, for that particular issue as the Minister stated, is that the amount of money that will be expended? Are there any expectations that the amount will increase in the future? Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, no, this is the pay equity portion of 12 million, 800 thousand dollars that is the expected amount to finalize all the settlements that are out there. It's the GN's portion, the Government of Nunavut's portion, excuse me, the Government of Nunavut's portion of the total liabilities. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Ng. Mr. Arvaluk.

Mr. Arvaluk (interpretation): And the other thing that I understand is that 19 million, 234 thousand dollars is to do with the court case in regards to Ed Horn and that has to be paid out as well to my understanding, is that going to continue or is that the end of the pay out for that court challenge as well? Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Again Mr. Chairman, that's expected to be the final amount again. It's the Government of Nunavut's portion of the overall settlement reached for the victims in the Ed Horn case. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. Anybody else. I have no more names on that page. Mr. Tootoo.

Mr. Tootoo: Mr. Chairman, those two areas, is that the only areas that this funding covers? It says other departmental over-expenditures, I'm just wondering if there is any other, what those expenditures were, that are not covered under those two sections. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Tootoo. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. No, Mr. Chairman, its just those two items in this particular portion of the supplementary appropriation, Department of Finance. Thank you.

Chairperson (interpretation): Thank you, Mr. Ng.

Department of Finance, Operations and Maintenance, not previously authorized. 19 million, 234 thousand dollars. Total department 19 million, 234 thousand dollars. Agreed?

Some Members: Agreed.

Chairman (interpretation): Turn the page. Page 8. Department of Health and Social Services, Operations and Maintenance not previous authorized. 2 million, 648 thousand dollars. Comments or questions, Mr. Arvaluk.

Mr. Arvaluk (interpretation): Thank you, Mr. Chairman. My understanding is, for the Department of Health and Social Services, they had, in 2001-2002 over-expenditures for Emergency Medical Attention in the amount of over 70 million dollars, on top of that there is over 2 million dollars that had to be expended again and my question is; the amount of money that is going to be expended, 2002-2003, is that amount of money going to be enough?

Do you think that amount of money will be sufficient, so, there won't be another Supplementary Appropriation to approve next year?

Chairperson (interpretation): Thank Mr. Arvaluk. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, in respect to the current year, Mr. McLean brought up the issue in the legislature earlier on exactly what we're expecting with the Department of Health and Social Services. We know, as indicated, that they will be coming back for an additional appropriation for the current fiscal year.

This time, we're working at trying to finalize what the amounts are and obviously to work with the Department of Health to try to identify where those problem areas are and help them to hopefully to work towards maintaining and minimizing some of the needs that they might have financially. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Ng. Mr. Arvaluk.

Mr. Arvaluk (interpretation): My last question, Mr. Chairman. The Air Ambulance, they have a contract with the Air Ambulance, Department of Health and Social Services has a contract with the Air Ambulances such as First Air and Kivalliq Air.

Do you have anything in place whereby all the airlines are able to provide air ambulance services or do you have any contingency plans whereby they can go by scheduled airlines and do you expect that you will need to spend as much money?

Chairperson (interpretation): Thank you, Mr. Arvaluk. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, I know that the Department of Health and Social Services does have some requests for proposals out for air transportation services right now and they are doing some evaluations for several requests for proposals in that area throughout Nunavut.

I don't know right now what the outcome of that will be, but I'm certain that you know, they will be making some decisions on that and hopefully, taken into account obviously not only the service but the cost efficiency as well. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Ng. At this time I don't have any more names. The Department of Health and Social Services, Operations and Maintenance not previously authorized. 2 million, 648 thousand dollars. Agreed. Total department, 2 million, 648 thousand dollars. Agreed.

Some Members: Agreed.

Chairman (interpretation): Turning to page 2. Going back to page 2. Page 2. Schedule 1, Operations and Maintenance. 24 million, 152 thousand dollars. Agreed.

Some Members: Agreed.

Chairman (interpretation): Opposed. Carried. Turning to page 3. Schedule 2. Capital. Appropriation required, 24 million, 152 thousand dollars. Agreed.

Some Members: Agreed.

Chairman (interpretation): Opposed. Wait. I'm sorry. Total Appropriation, 24 million, 152 thousand dollars. Any questions. Agreed.

Some Members: Agreed.

Chairman (interpretation): Carried. Page, I mean Bill 15. Going back to Bill 15. Do you have it? Hold on. In the legislation, in your binder, Bill 15; Supplementary Appropriations Act no. 5, 2001-2002. Clause 1. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 2. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 3. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 4. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 5. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 6. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 7. Agreed?

Some Members: Agreed.

Chairman (interpretation): Page 3. Schedule 1, Total Supplementary Appropriation, 24 million 152 thousand. Any comments? Agreed?

Some Members: Agreed.

Chairman (interpretation): Bill 1, I'm sorry. Bill 15 as a whole. Agreed?

Some Members: Agreed.

Chairman (interpretation): The Bill 15 could be read for the third time. Agreed?

Some Members: Agreed.

Chairman (interpretation): Bill 15 is carried and it stands for third reading.

We have to smile once in a while because it's Halloween today, tonight. Mr. Akasuk, I don't want you to pretend to be me tonight because you already won a prize.

Chairman (interpretation): At this time, we will move to Bill 16 Supplementary Appropriations Capital. Capital #2 2002-2003. Does everyone have it? Supplementary Appropriations Capital #2 2002-2003. Do you have it with you? Okay.

Page 4. Legislative Assembly Capital, not previously authorized. Office of the Clerk, 100 thousand. Agreed?

Some Members: Agreed.

Chairman (interpretation): Total of the Office of the Clerk 100 thousand. Agreed?

Some Members: Agreed.

Chairman (interpretation): Total department 100 thousand. Agreed?

Some Members: Agreed.

Chairman (interpretation): Turning the page. Page 5. Human Resources Capital, not previously authorized. Directorate 150 thousand. Agreed?

Some Members: Agreed.

Chairman (interpretation): Total Directorate. Mr. McLean.

Mr. McLean: Mut'na Iqsivauta. How long has the Government of Nunavut been in that building? Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. McLean. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman I believe that the government has been a tenant in that building since April 1, 1999 although it was through the divisional board of education, I understand at that time. Thank you.

Chairperson (interpretation): Thank you, Mr. Ng. Mr. McLean.

Mr. McLean: Thank you, Mr. Chairman. So they've been in that building since April 1, 1999 when we occupied that building it wasn't up to standards or it wasn't meeting our needs at the time. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. McLean. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. That was when we as a legal official entity took it. I'm sure that the board, the divisional board would have been there prior to April 1, 1999.

I can't tell you how long that and its also my understanding that the Housing Corporation was also a tenant there, as well so there were agencies funded by the government and I couldn't tell you how long they had been tenants in that building. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Ng. Mr. McLean.

Mr. McLean: Thank you, Mr. Chairman. Are we paying for the whole cost of the improvements or is the tenant contributing any of the costs. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. McLean. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Yes, as you know, Mr. Chairman, in this particular trigram building, the lease is in this particular spot.

There was, at one point, some plans for Human Resources to pay out 756 thousand dollars in total, for tenant improvements and as well, CLEY had also identified an amount of 452 thousand dollars, which is still in this Supplementary Appropriation.

After some negotiations with the landlord, we went through Public Works, they came to an understanding that has led to this request for a 150 thousand dollars this current year and what will happen is that, the 756 thousand dollars from Human Resources has been deleted for the Capital Plan for next year.

So in effect, you know, by moving forward this project and through the negotiations it saved the government 600 thousand dollars, instead of paying 756 next year we'll end up paying this 150 this year.

This is still along with the 452 with CLEY, of course and the building was brought up to standards to allow for both departments to function from leaseholds in that building. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Ng. I have no hands up. We are still on page 5, Human Resources Capital. Total department 150 thousand. Agreed?

Some Members: Agreed.

Chairman (interpretation): Okay turning the page. Page 6. We are on page 6. Mr. Arvaluk.

Mr. Arvaluk (interpretation): Thank you, Mr. Chairman. Not previously authorized 1 million 438 thousand was approved on June 11, 2002. I understand that it was approved by the government to purchase the Sivumut Building and the Government of Nunavut expects to assume the existing mortgage.

This 1 million 483 thousand, is that just the initial payment and how much percent is this payment from the total price.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, the overall purchase amount is basically 7 million 325 thousand dollars. The 1 million 483 thousand dollars is a down payment.

There's an assumable mortgage, with a balance of 5 million 842 thousand and 17 dollars and this was as May 31, 2002. And how this came about, Mr. Chairman, is that we were tenants in the building and through the lease agreement we had the right of first refusal.

There was an offer made by another developer to the owners, and we did a financial analysis of the purchase of the building. It was deemed to be a significant saving.

This was a building that has been reported as a significant premium to the government in one of the auditor general's reports. I believe our calculations show that we had been paying 18 to 26% premium on our lease costs, so it was cost effective for us to initiate this purchase. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Ng. Mr. Arvaluk.

Mr. Arvaluk: Thank you, Mr. Chairman. Are there other plans, rule me out of order Mr. Chairman, if I asked my questions, maybe related, maybe not. Is there other plans to purchase the other offices in other communities, that we have been leasing and grandfathering from the N.W.T. times that you've been leasing to purchase it.

Like for example, in Coral Harbour, we have four office spaces in one building and I believe that we have been paying approximately 10 thousand dollars a month for a room leased by the government and that has been there for approximately 15 years.

The 10 thousand a month times 50, you know, times 12, times 50, you know what I mean. It's an exorbitant cost to the government and not the fault of this government.

Is there plans also to purchase some of those buildings that should have been yours in the first place. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Arvaluk. You are in order. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, it would be on a case by case basis, depending on what was in the lease arrangements. If we did have the opportunity and it was cost effective to do so, such as what we found through the assessment on this particular building, then we would obviously initiate that. If it wasn't deemed to be beneficial for the cost value perspective for the government, then we wouldn't undertake that.

But first of all, I mean obviously, the owners would want to have to want to be able to sell to us or somebody else as in this case, that allows the right of first refusal. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Arvaluk.

Mr. Arvaluk: Mr. Chairman, last question. You do have inventory of these office spaces in the other communities and you probably know the conditions and what you're paying through the finance department. And you probably could see whether they are worth renting for that amount and of course, if you are leasing from the owner and if the owner does not want to sell, you also could break your contract, like if it's not being in the best interest of the Nunavummiut.

Will you be, how close, my question should be; how close are you in, how are you, I'll speak in Inuktitut...

(interpretation): Are you monitoring the buildings or evaluating them to make sure whether it's better to lease them and rent them or to purchase them so I was wondering if you have done those kinds of evaluations.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Please try and keep to the topic, to the capital supplementary appropriations. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, it actually isn't the Department of Finance that owes the payments for the leases or does the administration, the policies that surrounds these leases is the Department of Public Works.

For the offices they do have an inventory of the leases, obviously they administer it and they review it on a regular basis and when situations arise such as this, then they bring forward the request for the decision. The Department of Finance is obviously involved in evaluating, along with the Public Works staff, the cost benefits and recommendations whether to proceed or not. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. I have no more names on the list we will go back to Public Works and Services, Capital, not previously authorized. 1 million, 483 thousand dollars. Any comments. Agreed?

Some Members: Agreed.

Chairman (interpretation): Total department total Operations and Maintenance, 1 million, 483 thousand dollars. Agreed?

Some Members: Agreed.

Chairman (interpretation): Total department, 1 million, 483 thousand dollars. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Page 7. Community Government & Transportation, Capital, not previously authorized. Community Government & Transportation, 3 million, 7 hundred thousand dollars, under special roles. Any comments or questions. Agreed? Mr. Nutarak.

Mr. Nutarak (interpretation): Thank you, Mr. Chairman. Page 7. Are we on Page 7?

Chairperson (interpretation): Yes, page 7.

Mr. Nutarak (interpretation): Thank you. I would like to elaborate on the translations in Inuktitut. Kimmirut, for a new sanitation site, 4 hundred thousand or 4 million thousand or 4 thousand?

So, just lower down. Kimmirut. New sanitation site again. Those are the translations in Inuktitut. These two are the same are they not, in Kimmirut, these new sanitation sites. Perhaps the finance minister can elaborate to me the difference between the two and clarify to me. Although we understand it maybe he could clarify that so that translation could be corrected.

Chairperson (interpretation): Thank you, Mr. Nutarak. I know we're under total department but it is a good question, so I will allow it to proceed. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. I thank the member for pointing that out. We had it pointed out earlier and we had found out that for item no. 4, Kimmirut, it is

actually the new arena – design/construction, of three thousand dollars negative for that particular item, that is wrong in the Inuktitut version. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. Mr. Haviyak.

Mr. Haviyak (interpretation): Thank you, Mr. Chairman. I just want to ask a question. Looking at this, 107 thousand dollars, are over and above the appropriation. Is this the complete figure yet?

Is this still under construction?. My concern is that I would like to see this completed. You are probably aware of this, maybe the Minister of Community Government and Transportation knows about this as well. Because up to today, it's still not complete and this 107 thousand dollars is a remedial cost.

It looks like this amount is not enough. I want further clarification on this. Can the minister can clarify it for me. So, this way I'll have a clearer idea of this when I get home. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Haviyak. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman for all of the CGT projects that are negative adjustments, the total of 620 thousand dollars. What happened was the amounts were approved for a carryover into the current year, the 2002-2003 year.

But what actually happened was, that the Department of Community Government and Transportation did pay out invoices in the past current, sorry in the past year 2001-2002 year.

So in effect the carryover wasn't required for this current year because the actual work had been paid for, or portions of the work had been paid for last year. So that's why this adjustment is here. Thank you, Mr. Chairman.

I guess I should go onto say that, it doesn't mean necessarily that the jobs are finished, it is current year carryover so the work would be still continuing on this year. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. That's very clear now are you finished Mr. Haviyak. I have no more names on my list.

Department of Community Government and Transportation Capital, special warrants. Community Government, I'll call both of them after we approve the other one. 3 million 700 thousand special warrant, agreed?

Some Members: Agreed.

Chairman (interpretation): Going onto not previously authorized 3 million 934 thousand do you agree.

Some Members: Agreed.

Chairperson (interpretation): Moving onto page 8, total Community Government, 3 million 700 thousand.

Some Members: Agreed.

Chairperson (interpretation): 3 million, 934 thousand. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Transportation 1 million, 400 thousand. Agreed?

Some Members: Agreed.

Chairman (interpretation): Not previously authorized 47 thousand do you agree?

Some Members: Agreed.

Chairman (interpretation): Total Transportation 1 million 400 thousand do you agree?

Some Members: Agreed.

Chairman (interpretation): Total Transportation 47 thousand, do you agree?

Some Members: Agreed.

Chairman (interpretation): Total department 5 million, 100 thousand, do you agree?

Some Members: Agreed.

Chairman (interpretation): Total department 3 million 981, thousand, do you agree?

Some Members: Agreed.

Chairman (interpretation): Moving onto the next page, 9. Culture, Language, Elders and Youth Capital not previously authorized. Culture, Elders and Youth; 452 thousand do you agree? Other comments I'm sorry. Any comments. Do you agree. So I apologize again.

Total Culture, Elders and Youth 452 thousand, do you agree? Mr. Arvaluk.

Mr. Arvaluk (interpretation): I want clarification that the Trigram building was used by other departments too, and the new department, for example, when CLEY moved, there

was some reconfiguration within their new offices and how about when CLEY moves to another building, or if another department moves, will it be up to the liking of that particular department? Is that the usual case when different departments go to the building? Thank you.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. There are certain criteria that Department of Public Works and Services uses for office requirements, set space, finished material etc. that I'm not able to speak to but I certainly know that.

if they don't meet those specifications and there are requests put out for estimates in the process of going through the funding process to try and identify how to address those needs. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Arvaluk.

Mr. Arvaluk (interpretation): Yes, they will keep them to the standards and criteria if it doesn't meet the standard criteria of the Department of Public Works and Services, then it will have to be altered so that it meets those standards and criteria.

How are you now trying to settle the departments into permanent places so that we will not have to appropriate 452 thousand dollars on a yearly basis when we are moving around Iqaluit? Thank you.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Please try and stick with the item here. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Generally yes, I mean obviously if the government doesn't take a significant tenant improvement then in the end, it will revert to somebody else. They want to make sure they maximize the benefit from that.

In this case for the Trigram building, the CLEY department has already said that there is sufficient office space for the next ten years for them for their departmental needs as a result of this project. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Ng. That was the only person I had on my list. CLEY, Culture, Elders and Youth not previously authorized 452 thousand. Any more comments. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Total department, total Culture, Elders and Youth 452 thousand do you agree?

Some Members: Agreed.

Chairman (interpretation): Total department 452 thousand do you agree?

Some Members: Agreed.

Chairman (interpretation): Turn the page. Page 10. Education capital not previously authorized Corporate Services 48 thousand. Is there comments do you agree?

Some Members: Agreed.

Chairman (interpretation): Total Corporate Services 48 thousand dollars. Total department 48 thousand do you agree?

Some Members: Agreed.

Chairman (interpretation): Page 11. Department of Health and Social Services Capital special warrants for Directorate 3 million 475 thousand dollars. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. I just want to ask a question on this 2 million 420 thousand for current term fixtures and equipment for the three health facilities in the Kitikmeot, Kivalliq and Qikiqtani.

In the Kitikmeot and Kivalliq there's a little over a million dollars each and then 200 thousand for Qikiqtani. I know that these hospitals and health centres have even started construction on, they started a little bit of construction on the on in the Kivalliq.

Instead of buying equipment, furniture and fixtures why is that stuff being bought and ordered now before the construction of the facility pretty much has been started. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Tootoo. Mr. Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. In fact Mr. Chairman there's a in the Kitikmeot situation as well the foundation work is well underway for both the Kivalliq and Kitikmeot centre projects.

It's important to note right now that they are approaching final design, nearing 100% design completion and at that time the specific (FFE for short after this), the furniture, fixtures and equipment have to be identified, in order to find out if there is no mistake or there is no specific issues of, for example, x-ray equipment, incinerator equipment that have to be installed during the construction phase.

So they have to be matched up, otherwise you end up with a significant costs afterwards in trying to make modifications to meet the equipment needs. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. You finally provided very good answer and we understood it clearly. To go back to Health and Social Services for Capital, Directorate, Special Warrants. 3 million, 475 thousand dollars. Any other comments. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Not previously authorized, 2 million, 420 thousand dollars. Any comments. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Directorate. 3 million, 475 thousand dollars. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Not previously authorize, 2 million, 420 thousand dollars. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Total department, 3 million, 475 thousand dollars.

Some Members: Agreed.

Chairperson (interpretation): Not previously authorized, 2 million, 420 thousand dollars. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Carried. Turn the page to page 12. Nunavut Housing Corporation. Capital. Not previously authorized. Nunavut Housing Corporation. 10 million, do you agree? Hold on. Mr. Arvaluk.

Mr. Arvaluk (interpretation): Thank you, Mr. Chairman. I agree with it, but.. (interpretation ends) This 10 million, I understand is to off-set the shortage of the staff housing needs in Iqaluit.

Why do we need 10 million, rather than the companies building more staff housing for the government? Can you explain to me the difference? Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Minister Ng.

Hon. Kelvin Ng: I saw your microphone on so I was waiting for you to say something. Mr. Chairman, thank you.

It's specifically for the condominium project that we announced and we're actually building the units through the construction contracts obviously from the developers and so we've purchased the units, we're undertaking the purchase of the units, established condominium corporations and sell them off to our employees.

So, this is, and it's not specific to Iqaluit, although obviously a significant portion of the investments are there. There is also all the other decentralized communities as well. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Arvaluk.

Mr. Arvaluk: Thank you, Mr. Chairman, I understand that most Nunavummiut have to buy their housing on the mortgage system, the majority of Inuit. Will this be privately financed, the purchase of those condominiums by the perspective owners or will this be done on the access home type purchases? Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Arvaluk. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, the intent is to have individuals privately finance the units. There might be an interim step where the Housing Corporation would hold the financing until such a time as they can be converted over into more conventional mortgages. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Havioyak.

Mr. Havioyak: Thank you, Mr. Chairman. In these decentralized communities, which decentralized communities are in that, you say decentralized communities, is it all the communities that are decentralized or just some. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Havioyak. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, there is units going into every decentralized community. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng.

Hon. Kelvin Ng: With the exception of Baker Lake because they're so well positioned there and have such an abundance of staff housing in that community. It's the result of the good work the member does over there. Thank you.

Chairperson (interpretation): Mr. McLean.

Mr. McLean: Thank you, Mr. Chairman. I think the condominium programs show a lot of vision in the step in the right direction in Nunavut because not only in Iqaluit and the decentralized communities but in other communities that are, you know, suffering from a lack of housing in general.

What I'm starting to find in my community is I got a little bit of surplus of government staff housing but that'll be taken up probably with the next phase of decentralization when it happens in the near future.

But the thing is, is that I think it's a good program and people would like to own their own homes. That's a fact. We seem to have more private home owners but the reality is that there is going to be more pressure put on social housing.

My question, my question would be to, if a community decided they wanted to participate into the condominium program, whether it's a decentralized community or not a decentralized community to provide, you know, get people, there is a lot more government employees in every community now because of the Nunavut Government. It's a fact.

If there was a community or an organization or a group that wanted to build condominiums and get the government to assist them in building them and then selling them would the government be open to that? Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. McLean. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, definitely, I mean right now were focused on Iqaluit the and the decentralized communities because that's where the specific needs are because that's where right now, you know, there is more and more focus on staffing where we know there is a market because there is GN staff there at a minimum so there is opportunities and if its going to work, that's where it will work first.

Obviously there are other communities, they're will be opportunities there as well to try to establish some form of condominium housing program to assist those individuals that might want it. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. Mr. McLean.

Mr. McLean: Thank you, Mr. Chairman. Mr. Chairman, that's good news to know. Kelvin, what I'm getting to if and we know every community is short of staff housing, whether its public housing or staff housing.

I know I seen that. If an organization wanted to come to the Housing Corporation and say yes, we want to build a condominium, would you assist them or would your program people or your department assist them into getting into that condominium, if it looked like they could fill it or even half fill it? Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. McLean. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman, we would be open to taking a look at that. Of course, you know the whole goal is to try to provide some affordable housing to individuals that can afford it.

We'd have to be cautious I guess of you know if you have somebody else in there that's more geared towards the private profit sector I guess, that we'd have to balance that off.

I mean the other area of course is that if there are individuals interested themselves collectively, homeownership, through a coop housing program or something along those lines we could look at possible assistance as well.

So there are options and we would be willing to try and assist if that were to come forward. Thank you.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Puqiqnak.

Mr. Puqiqnak (interpretation): Thank you, Mr. Chairman. I want a clarification. Are you stating that the private corporations can get assistance from the government and can these corporations own those condos if they would be able to buy them? Thank you, Mr. Chairman.

Chairperson (interpretation): Minister Ng.

Hon. Kelvin Ng: Mr. Chairman, maybe I caused some confusion by using the word co-op, when I use the word co-op housing, I meant from the perspective of a bunch of home owners or individuals interested in private housing, their own housing forming a housing cooperative.

So, it would be jointly owned, there would shareholders etc. that type of a development. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Puqiqnak.

Mr. Puqiqnak (interpretation): For example, when we were still under NWT, they would let the businesses build houses which would be leased by the housing corporation. The corporation is not, I'm not talking about the federation or co-op, I'm just talking about bodies like the Kugluktuk Development Corporation.

Those kind of corporations that I'm talking about, if they wish to build condominiums are they are free to do so? Is it possible that they can get the funding if they wish to do so. Thank you.

Chairperson (interpretation): Thank you, Mr. Puqiqnak. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. I guess it's possible for anybody to build, it's a matter of how much rental income they get to pay their costs and we're not prepared as a housing corporation to give the money to corporations to do that.

I mean if they're competitive there's needs out there we go to proposal calls to give everybody an opportunity to bid and that's the way that we find the most cost effective way of trying to provide housing that we may require.

That's been the practice of this government and it will continue to be that practice. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you. Minister Ng. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. Mr. Chairman there's 10 million dollars here and I just asked the Minister how many units that represents. If he has an idea how many units 10 million dollars is going to get us. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman there's 10 million dollars that was approved for actual funding directly to the housing corporation they also received approvals for borrowing authority of approximately 9.7 million dollars totals and totalled 94 units.

I was just going to start adding them up but give we're give or take here around 94 units I believe. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. I think I heard the Minister they received authority to borrow as well another 9.7 million.

So for the 94 units is he saying they're looking at costing the corporation 19 million 700 thousand dollars. Is that the correct assumption. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman the member is correct we are more or less in 200 thousand dollars a unit average. Thank you.

Chairperson (interpretation): Thank you, Minister Ng. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. Mr. Chairman the 200 thousand dollars a unit I guess anywhere that's cheap housing and I'm just wondering if as a result of the government going out and financing and purchasing the volume I guess that they're getting, they're getting a good deal on these units.

I know in Iqaluit for example you can't find anything for under 240 to 250 thousand dollars. I'm just wondering if based on the volume and the climate of scale if the government is able to get these units at a lower rate. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman maybe I could ask Mr. Tootoo to repeat his question I didn't quite catch it all.

Chairperson (interpretation): Thank you Minister Ng. Mr. Tootoo.

Mr. Tootoo: Thank you, Mr. Chairman. Really short and sweet, basically 200 thousand dollars per unit is very cheap considering other housing units throughout the territory and the market does the Minister feel they are able to get that price per unit based on the volume of units that they were, through the whole process that they were getting constructed those 94 units. Thank you, Mr. Chairman.

Chairperson (interpretation): Thank you, Mr. Tootoo. Minister Ng.

Hon. Kelvin Ng: Thank you, Mr. Chairman. Mr. Chairman it's hard to say because in different communities there's different blocks, you know, there's different blocks in different communities right so it wasn't specific.

It didn't go out as a complete package for all 94 units. I believe the proposal calls were for 20 units that had initially been initiated by Public Works. There was 10 in 10 units, 10 with an option for 10 in different locations etc.

But I know there was significant interest because there were three of four proponents who put in, the average of three of four proponents on each of the proposal calls.

So, it probably led to some efficiencies and some competitiveness as a result of those proposal calls. Thank you.

Chairperson (interpretation): Thank you Minister Ng. I don't have anymore names. The housing expenses, capital 10 million do you agree?

Some Members: Agreed.

Chairman (interpretation): 10 million do you agree?

Some Members: Agreed.

Chairman (interpretation): All together 10 million do you agree?

Some Members: Agreed.

Chairman (interpretation): Back to page 2. Schedule 1 for capital. Capital Appropriations 27 million 209 dollars. Bill 16. Go back to Bill 16. Did you find them? It's in a big binder. Bill 16 Supplementary Appropriation for capital #2 for 2002-2003. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Clause 1. Agreed?

Some Members: Agreed.

Chairperson (interpretation): Clause 2. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 3. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 4. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 5. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 6. Agreed?

Some Members: Agreed.

Chairman (interpretation): Clause 7. Agreed?

Some Members: Agreed.

Chairman (interpretation): The schedule total Supplementary Appropriations 27 million, 2 hundred 9 thousand. Do you agree?

Some Members: Agreed.

Chairman (interpretation): Bill has a whole, do you agree?

Some Members: Agreed.

Chairman (interpretation): Do you agree that it's ready for third reading?

Some Members: Agreed.

Chairman (interpretation): What is the wish of the committee now. I want to say thank you before he moves from his seat, have you got anything to say Mr. Hon. Kelvin Ng. What's the wish of the committee now? Mr. Nutarak.

Mr. Nutarak (interpretation): I wish to report progress.

Chairperson (interpretation): Not debateable, do you agree. Mr. Speaker, you can come forward, now, any nays. Thank you, for having this meeting, Mr. Speaker, you can come forward, thank you.

Speaker: Returning to Orders of the day, Item 20. Report of the Committee of the Whole. Mr. Iqaqrialu.

Item 20: Report of Committee of the Whole

Mr. Iqaqrialu (interpretation): Thank you, Mr. Speaker. Mr. Speaker, your committee has been considering Bill 14, 15 and 16. We report that Bill 15 and 16, are ready for third reading and Bill 14 is ready for third reading as amended.

And Mr. Speaker, I move that Committee of the Whole be concluded with. Thank you, Mr. Speaker.

Speaker: Thank you, Mr. Chairman. There is a motion on the floor, is there a seconder. Do we have a seconder? Ms. Thompson. The motion is in order, all those in favour. All those opposed. The motion is carried. Item 21 Third Reading of Bills. Mr. Hon. Kelvin Ng.

Item 21: Third Reading of Bills

Bill 14 – Nunavut Elections Act – Third Reading

Hon. Kelvin Ng: Thank you, Mr. Speaker. Mr. Speaker, I move second honourable member for Baker Lake that Bill 14, Nunavut Elections Act be read for the third time. Thank you.

Speaker: Thank you Mr. Hon. Kelvin Ng: , the motion is in order. All those in favour. All those opposed. Motion is carried, and Bill 14 has had third reading. Item 21 third reading of bills. Mr. Hon. Kelvin Ng:

Bill 15 – Supplementary Appropriation Act # 5, 2001-2002 – Third Reading

Hon. Kelvin Ng: Thank you, Mr. Speaker. I move second by honourable member for Baffin South for Bill 15. supplementary appropriation act 5, 2001 and 2002 be read for the third time.

Speaker: Thank you Mr. Hon. Kelvin Ng. The motion is in order. All those in favour. All those Opposed. Motions Carried. Bill 15 has had third reading. Item 21, third reading of bills. Mr. Hon. Kelvin Ng: .

Bill 16 – Supplementary Appropriation Capital Act # 2 – 2001-2002 – Third Reading

Hon. Kelvin Ng: Thank you, Mr. Speaker. I move second by honourable member for Rankin South, Whale Cove, by Bill 16, supplementary appropriation number 2, 2001/2002 be read for the third time, Thank you.

Speaker: Thank you Minister. The motion is in order, all those favour. All those opposed. Motion is carried. Bill 16 has had third reading. Item 21. Third reading of bills. Item 22. Orders of the day. Mr. Clerk.

Item 22: Orders of the Day

Clerk (Mr. Quirke): Thank you, Mr. Speaker.

Orders of the Day for November 1st.

1. Prayer
2. Ministers' Statements
3. Members' Statements
4. Returns to Oral Questions
5. Recognition of Visitors in the Gallery
6. Oral Questions
7. Written Questions
8. Returns to Written Questions
9. Replies to Opening Address
10. Petitions
11. Reports of Standing and Special Committees
12. Reports of Committees on the Review of Bills
13. Tabling of Documents
14. Notices of Motions
15. Notices of Motions for First Reading of Bills
16. Motions
17. First Reading of Bills
18. Second Reading of Bills
19. Consideration in Committee of the Whole of Bills and Other Matters
20. Report of Committee of the Whole

21. Third Reading of Bills

22. Orders of the Day

Thank you.

Speaker: Thank you, Mr. Clerk. In accordance with the authority vested in me, by motion 2-1(6) this house stands adjourned until tomorrow, Friday, November 1st at 9 am. Reminder to the members that there is a function, or a dance or hip hop, at the high school that is sponsored by the assembly, with local entertainment started now.

Sergeant-At-Arms.

>>*House adjourned at 8.52 p.m.*

