

JOURNALS AND PROCEEDINGS
of the
THIRD SESSION
of the
FORTY-~~THIRD~~ GENERAL ASSEMBLY
Second
of
NEWFOUNDLAND
1995

Begun and holden at St. John's in the Province of Newfoundland on Thursday, the sixteenth day of March, One Thousand, Nine Hundred and Ninety-Five, being the Forty-fourth year of the Reign of Her Majesty Our Sovereign Lady Elizabeth the Second by the Grace of God of the United Kingdom, Canada, and Her Other Realms and Territories, QUEEN, Head of the Commonwealth, Defender of the Faith.

His Honour the Lieutenant-Governor, the Honourable Frederick W. Russell, having fixed the hour at which he proposed to open the present Session of the Legislature at 2 o'clock in the afternoon of the 16th day of March, 1995, the Members of the House of Assembly met in the Assembly Chamber at 2 o'clock in the afternoon when Mr. Speaker Dicks took the Chair.

Thursday, March 16th, 1995

At 2 o'clock in the afternoon the Sergeant-at-Arms notified the Speaker that His Honour the Lieutenant-Governor, the Honourable Frederick W. Russell, had arrived.

His Honour the Lieutenant-Governor entered the Assembly Chamber preceded by the Sergeant-at-Arms.

The Speaker left the Chair.

His Honour the Lieutenant-Governor took the Chair.

His Honour was then pleased to open the Session with a Speech From the Throne.

His Honour then left the Assembly Chamber.

The Speaker resumed the Chair.

On motion of the Honourable the Government House Leader (Mr. Roberts) and by leave of the House, a Bill entitled, "An Act Respecting Advance Health Care Directives And The Appointment Of Substitute Health Care Decision Makers" (Bill No. 1) was introduced and read a first time.

On motion it was ordered that Bill No. 1 be read a second time on tomorrow.

The Speaker announced that His Honour the Lieutenant-Governor had been pleased to make a Speech to the Members met in the General Assembly and that for greater accuracy he had obtained a copy.

It was unanimously agreed that the Speech should be taken as read and copies distributed to Members.

It was moved by the Member for Harbour Main (Mr. Whelan) and seconded by the Member for Conception Bay South (Ms. Patt Cowan) that an Address of Thanks be presented to His Honour the Lieutenant-Governor in reply to the Gracious Speech with which he had been pleased to open the present Session of the Legislature, and that a Select Committee be appointed to draft the Address In Reply.

The Leader of the Opposition (Mr. Simms) and the Honourable the Premier (Mr. Wells) spoke to the motion.

The motion was adopted by the House and it was ordered accordingly that the following Members be appointed to the Select Committee:

Mr. Donald Whelan, Member for Harbour Main
Ms. Patt Cowan, Member for Conception Bay South
Mr. Alvin Hewlett, Member for Green Bay.

The Honourable the Premier gave notice that he would on tomorrow move the following Resolution:

"WHEREAS extensive efforts by both the Federal and Provincial Governments to achieve a diplomatic solution to the problem of foreign overfishing have not stopped the continued devastation of the fish stocks off our coast;

AND WHEREAS Canada as the adjacent Coastal state has an international obligation to protect the major food source for the entire world;

AND WHEREAS thousands of Newfoundlanders and Labradorians have been prohibited from fishing in the name of conservation;

AND WHEREAS some fish stocks are now reaching the point of commercial extinction and many people in this province face an uncertain future;

THEREFORE BE IT RESOLVED that this House of Assembly strongly support the direct actions taken by the Federal Government to stop the destructive fishing practices being carried out by foreign fleets off our coast."

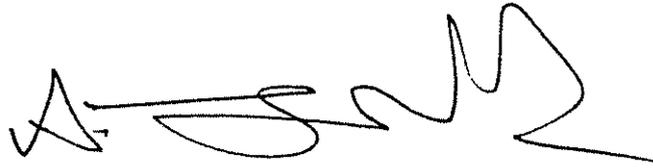
It was moved by the Government House Leader and agreed to by all Members that the Resolution introduced by the Premier would be debated on Monday, March 20th. It was further moved and agreed to by all Members that with the exception of the Honourable the Premier and the Leader of the Opposition who would have twenty minutes to speak to the motion, all other Members would speak for ten minutes.

The Speaker put the question on the motion.

The Speaker declared the motion carried.

It was ordered that when the House rose it would adjourn until tomorrow, Monday, March 20th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a prominent 'N'.

A. John Noel
Clerk of the House of Assembly

Monday, March 20th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Finance (Mr. Baker) tabled a copy of the Public Accounts of the Province and a copy of the Accounts of the Crown Corporations, Boards and other Authorities for the fiscal year ended March 31, 1994.

The Honourable the Speaker (Mr. Dicks), in accordance with section 13 of the **Auditor General Act**, tabled the Annual Report of the Auditor General for the fiscal year ended March 31, 1994.

The Honourable the Speaker, in accordance with section 39 of the **Royal Newfoundland Constabulary Act, 1992**, tabled the first Annual Report of the Office of the Royal Newfoundland Constabulary Public Complaints Commission for the period May 1, 1993 to March 31, 1994.

The Member for Grand Bank (Mr. W. Matthews) gave notice that he would on tomorrow move the following Resolution:

"**WHEREAS** three years ago, on March 13, 1992, this Honourable House unanimously approved a resolution calling on Canada to extend management jurisdiction to the limits of the continental shelf;

AND WHEREAS NAFO is still utterly unable to stop international overfishing on the Nose and Tail of the Grand Banks and in the Flemish Cap despite clear evidence that many fish stocks are being fished to extinction;

BE IT RESOLVED that this House once again call on the Government of Canada to extend management jurisdiction over the Nose and Tail of the Grand Banks and the Flemish Cap."

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of citizens in Jackson's Cove requesting Government to cause the Memorial Hall to be turned over to a publicly elected community board of directors.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Honourable the Premier (Mr. Wells):

"**WHEREAS** extensive efforts by both the Federal and Provincial Governments to achieve a diplomatic solution to the problem of foreign overfishing have not stopped the continued devastation of the fish stocks off our coast;

AND WHEREAS Canada as the adjacent Coastal state has an international obligation to protect the major food source for the entire world;

AND WHEREAS thousands of Newfoundlanders and Labradorians have been prohibited from fishing in the name of conservation;

AND WHEREAS some fish stocks are now reaching the point of commercial extinction and many people in this province face an uncertain future;

THEREFORE BE IT RESOLVED that this House of Assembly strongly support the direct actions taken by the Federal Government to stop the destructive fishing practices being carried out by foreign fleets off our coast."

The Speaker put the question on the Resolution.

The Speaker declared the Resolution carried unanimously.

It being 5 o'clock, it was agreed to stop the clock.

By leave, the Member for Harbour Main (Mr. Whelan), on behalf of the Select Committee appointed to draft a reply to the Speech of His Honour the Lieutenant-Governor, presented the Report of the Select Committee as follows:

"To His Honour the Lieutenant-Governor,
the Honourable Frederick W. Russell, CM, LLD

May it please Your Honour:

We, the Commons of Newfoundland and Labrador in Legislative Session assembled, beg to thank Your Honour for the Gracious Speech which Your Honour has addressed to this House.

signed

Don Whelan

Patt Cowan

Alvin Hewlett

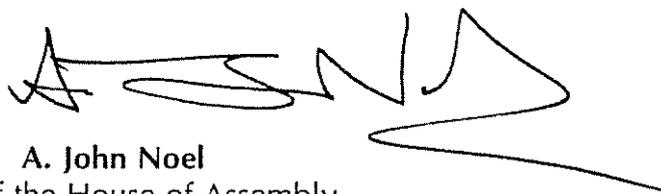
Assembly Chamber
March 20th, 1995"

On motion this Report was received and on motion the Debate on the Address in Reply was deferred until tomorrow.

It was agreed that the Notice of Motion given under the name of the Member for Grand Bank would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, March 21st at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Tuesday, March 21st, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid) made a statement respecting the establishment of a province wide enhanced 911 emergency telephone system.

The Member for Trinity North (Mr. Oldford), as Chairperson of the Social Services Committee, presented a Report of that Committee respecting Bill No. 41 "An Act Respecting Advance Health Care Directives And The Appointment Of Substitute Health Care Decision Makers", as introduced during the Second Session, and recommended that the Bill pass with a number of amendments.

The Honourable the Minister of Health (Mr. L. Matthews) tabled the Annual Report and audited financial statements of the Newfoundland Medical Care Commission for the year ended March 31, 1994.

The Honourable the Minister of Finance (Mr. Baker) gave notice that he would on tomorrow move:

"That The House Resolve Itself Into A Committee Of The Whole On Ways And Means To Consider The Raising of Supply To Be Granted To Her Majesty."

"That The House Resolve Itself Into A Committee Of The Whole On Supply To Consider Certain Resolutions For The Granting Of Supply To Her Majesty."

"That The House Resolve Itself Into A Committee of The Whole On Supply To Consider Certain Resolutions For The Granting Of Interim Supply To Her Majesty" (Bill No. 6).

The Government House Leader (Mr. Roberts) moved, seconded by the Leader of the Opposition (Mr. Simms) and the Member for St. John's East (Mr. Harris) the following arrangement for Private Members' Day on Wednesday, March 22nd, 1995:

"That the right to determine which motion to be called will rest with the Opposition and Government sides of the House alternately.

That the House Leader for the parliamentary group which has the right to select the motion for any given Wednesday will advise the House each Monday of the motion to be debated that week.

That the mover shall have 20 minutes to open the debate, and 20 minutes to respond. The other speakers shall be chosen by the Speaker alternately, and no Member shall speak for more than 20 minutes.

That Private Members' motions shall be debated for one day, and voted on the end of that day's sitting."

The Member for Pleasantville (Mr. Noel) moved that the speaking time of each Member be reduced to 15 minutes.

The Speaker put the question on the amendment to the motion that the speaking time for each Member, other than the mover, be reduced to 15 minutes.

The Speaker declared the amendment carried.

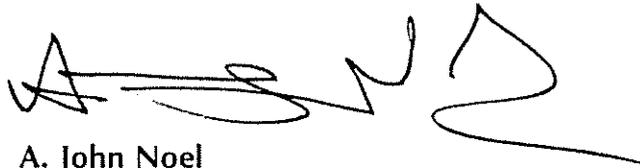
The Speaker put the question on the motion as amended and declared the motion as amended, carried.

Pursuant to order and on motion debate commenced on the Address in Reply and on motion debate was adjourned for further debate on tomorrow.

It being 5 o'clock, it was agreed to stop the clock.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, March 22nd at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Wednesday, March 22nd, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Grand Bank (Mr. W. Matthews):

"**WHEREAS** three years ago, on March 13, 1992, this Honourable House unanimously approved a resolution calling on Canada to extend management jurisdiction to the limits of the continental shelf;

AND WHEREAS NAFO is still utterly unable to stop international overfishing on the Nose and Tail of the Grand Banks and in the Flemish Cap despite clear evidence that many fish stocks are being fished to extinction;

BE IT RESOLVED that this House once again call on the Government of Canada to extend management jurisdiction over the Nose and Tail of the Grand Banks and the Flemish Cap."

The Member for LaPoile (Mr. Ramsay) moved, seconded by the Member for Eagle River (Mr. Dumaresque), the following amendment:

"That the Resolution be amended by deleting immediately following the words "**Grand Banks**" in the second recital, the words "**and in the Flemish Cap.**"

And That the Resolution be amended by deleting immediately following the word "**House**", the words "**once again**" and all words following "**Government of Canada**" in the last recital of the Resolution and substituting immediately therefor the following:

"To exercise for conservation purposes only, custodial management over the Nose and Tail of the Grand Banks."

The Speaker ruled the amendment in order.

Debate commenced on the amendment to the Resolution.

The Speaker put the question on the amendment to the Resolution.

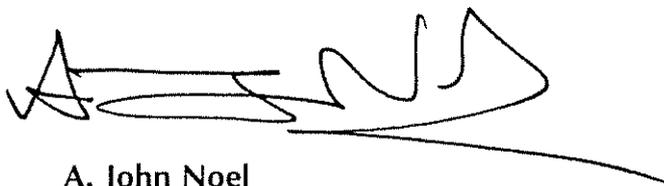
The Speaker declared the amendment carried.

The Speaker put the question on the Resolution as amended.

The Speaker declared the Resolution as amended carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, March 23rd at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke extending to the right.

A. John Noel
Clerk of the House of Assembly

Thursday, March 23rd, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Finance (Mr. Baker) moved that the House resolve itself into a Committee of Ways and Means and that the Speaker leave the Chair. In making the motion the Honourable the Minister of Finance delivered the Budget Speech.

It was moved by the Honourable the Minister of Finance that debate on the Budget Speech be adjourned for further debate on tomorrow.

The Speaker put the question.

The motion was carried.

The Honourable the Minister of Finance informed the House that he had received a Message from His Honour the Lieutenant-Governor. The Message was read to the House by the Speaker as follows:

"March 21, 1995

The Honourable the Minister of Finance:

I, the Lieutenant-Governor of the Province of Newfoundland, transmit Estimates required for the Public Service of the Province for the year ending March 31, 1996, in the amount of \$2,944,964,400 and, in accordance with the provisions of the **Constitution Act, 1867**, I recommend these Estimates to the House of Assembly.

Sgd. **Frederick W. Russell**
Lieutenant-Governor"

The budgetary documents were distributed.

It was moved by the Honourable the Minister of Finance that the Message together with the Estimates, be referred to a Committee of Supply.

The Speaker put the question.

The motion was carried.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole on Supply.

The Speaker left the Chair.
Mr. Snow took the Chair of Committee.
On motion the Committee rose.
The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee had considered the matters to it referred, had made some progress and asked leave to sit again.

On motion this report was received and adopted and it was ordered that the Committee have leave to sit again on tomorrow.

By leave, the Honourable the Premier (Mr. Wells) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act Respecting The Revision And Consolidation Of Subordinate Legislation" (Bill No. 7).

By leave, the Honourable the Government House Leader (Mr. Roberts) gave notice that he would on tomorrow move:

(a) that the following Heads of Expenditure be referred to the Government Services Committee:

Finance
Works, Services and Transportation
Employment and Labour Relations
Municipal & Provincial Affairs
Newfoundland and Labrador Housing Corp.
Public Service Commission;

(b) that the following Heads of Expenditure be referred to the Social Services Committee:

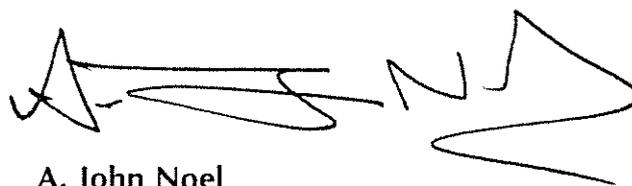
**Social Services
Education and Training
Health
Environment
Justice; and**

(c) that the following Heads of Expenditure be referred to the Resource Committee:

**Fisheries, Food & Agriculture
Natural Resources
Tourism, Culture and Recreation
Industry, Trade and Technology.**

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, March 27th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a large, stylized flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Monday, March 27th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Twillingate (Mr. Carter) gave notice that he would on tomorrow move the following Resolution:

"**AND WHEREAS** lighthouse keepers have throughout our history played an important role in saving many lives and helping to ensure the safety of many seafaring people;

AND WHEREAS the decision to move towards unstaffed lighthouses is being made by bureaucrats who know nothing of the important role of lighthouses keepers;

AND WHEREAS automated equipment is no replacement for the role that a human lighthouse keeper can play in saving lives;

THEREFORE BE IT RESOLVED that this House of Assembly does not support the destaffing of lighthouses and calls on the Federal Government to continue funding for staffed lighthouses."

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of certain citizens of Jackson's Cove requesting Government to cause the Memorial Hall to be turned over to a publicly elected community board of directors.

Pursuant to order the following Motion No. 5 standing in the name of the Honourable House Leader (Mr. Roberts) was moved:

(a) that the following Heads of Expenditure be referred to the Government Services Committee:

Finance
Works, Services and Transportation
Employment and Labour Relations
Municipal & Provincial Affairs
Newfoundland and Labrador Housing Corp.
Public Service Commission;

(b) that the following Heads of Expenditure be referred to the Social Services Committee:

**Social Services
Education and Training
Health
Environment
Justice; and**

(c) that the following Heads of Expenditure be referred to the Resource Committee:

**Fisheries, Food & Agriculture
Natural Resources
Tourism, Culture and Recreation
Industry, Trade and Technology.**

The Speaker put the question on the motion.
The motion was carried.

The Government House Leader announced that the Notice of Motion given under the name of the Member for Twillingate (Mr. Carter) would be debated on Private Members' Day on Wednesday.

The Government House Leader moved that the procedure for this week's Private Members' Day be the same as last Private Members' Day with the exception that the mover be allowed fifteen minutes to speak instead of twenty.

The Speaker put the question on the motion.
The Speaker declared the motion carried.

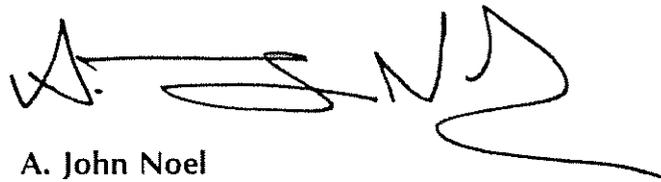
The Government House Leader moved that the House not adjourn at 5 o'clock.

The Speaker put the question on the motion and declared the motion carried.

Pursuant to order and on motion debate commenced on the Budget Speech and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, March 28th at 2 o'clock in the afternoon.

On motion the House then adjourned at 6 o'clock in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large, sweeping flourish at the end.

A. John Noel
Clerk of the House of Assembly

Tuesday, March 28th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Finance (Mr. Baker), on behalf of the Honourable the Premier, made a statement to announce that an agreement had been reached between the Mushuwau Innu representing the Band Council of Davis Inlet and the RCMP with respect to policing of Davis Inlet.

The Honourable the Minister of Tourism, Culture and Recreation (Mr. Grimes) made a statement to announce Government's decision to designate the main line of the province's railway corridor as a Provincial Park under the **Provincial Parks Act**.

The Honourable the Minister of Finance tabled the 21st Annual Report and audited financial statements of the Newfoundland Liquor Corporation for the fiscal year ended March 31, 1994.

The Honourable the Minister of Finance tabled the following:

- (a) A copy of Minute of Council 95-018 which relates to certain pre-commitments authorized under section 26(4) of the **Financial Administration Act** for purposes of the Department of Tourism, Culture and Recreation.
- (b) A copy of Minute of Council 95-087 which relates to certain pre-commitment's authorized under section 26(4) of the **Financial Administration Act** for purposes of the Department of Education and Training.
- (c) A Special Warrant as authorized by Order in Council 95-021 under section 28(2) of the **Financial Administration Act** for \$1,850,000 to be expended under the Department of Works, Services and Transportation Head of Expenditure.
- (d) A Special Warrant as authorized by Order in Council 95-019 under section 28(2) of the **Financial Administration Act** for \$2,500,000 to be expended under the Department of Works, Services and Transportation Head of Expenditure.

- (e) A Special Warrant as authorized by Order in council 95-119 under section 28(2) of the **Financial Administration Act**, for \$3,081,700 to be expended under the Department of Industry, Trade and Technology Head of Expenditure.
- (f) A Special Warrant as authorized by Order in council 95-084 under section 28(2) of the **Financial Administration Act**, for \$27,300,000 to be expended under the Department of Social Services Head of Expenditure.
- (g) A Special Warrant as authorized by Order in council 95-012 under section 28(2) of the **Financial Administration Act**, for \$5,000,000 to be expended under the Department of Employment and Labour Relations Head of Expenditure.

Pursuant to order and on motion the Bill entitled, "An Act Respecting The Revision And Consolidation Of Subordinate Legislation" (Bill No. 7) was introduced and read a first time and on motion it was ordered that the said Bill be read a second time on tomorrow.

The Honourable the Minister of Finance (Mr. Baker) informed the House that he had received a Message from His Honour the Lieutenant-Governor. The Message was read to the House by the Speaker as follows:

"March 16, 1994

The Honourable the Minister of Finance

I, the Lieutenant-Governor of the Province of Newfoundland, transmit Estimates required for the Public Service of the Province for the year ending March 31, 1996, by way of Interim Supply and, in accordance with the provisions of the **Constitution Act, 1867**, I recommend these Estimates to the House of Assembly.

Sgd. Frederick W. Russell
Lieutenant-Governor"

On motion of the Honourable the Minister of Finance the House resolved itself into a Committee of the Whole on Supply to consider a certain Resolution and Bill No. 6 for the granting of Interim Supply to Her Majesty.

The Speaker left the Chair.

Mr. Snow took the Chair of Committee.

The Committee considered the Resolution and Bill No. 6 for the granting of Interim Supply to Her Majesty.

On motion the Committee rose.

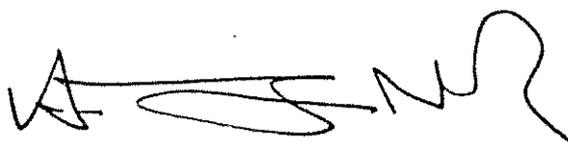
The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee of Supply had considered the matters to it referred, had made some progress and asked leave to sit again.

On motion the report of the Committee of Supply was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, March 29th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish at the end.

A. John Noel
Clerk of the House of Assembly

Wednesday, March 29th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Government House Leader (Mr. Roberts) made a statement seeking agreement from Members that the Speaker send letters of condolence to the families of the late Peter Walsh and Hal Andrews, former Members of the House of Assembly. The Members for Grand Bank (Mr. W. Matthews) and the Member for St. John's East (Mr. Harris) spoke in agreement.

In reply to a question for which notice had been given, the Government House Leader tabled a copy of Order in Council 95-082 setting forth the terms of reference of Honourable Nathaniel S. Noel, appointed a Commissioner to define and draw the boundaries of the Provincial Electoral Districts.

In reply to a question for which notice had been given, the Honourable the Minister of Fisheries, Food and Agriculture (Dr. Hulan) gave an answer respecting the circumstances involving the transfer of the Crab Processing License from Fleur de Lys to Old Perlican in 1989. The Minister also tabled his answer.

Pursuant to order and on motion the following Resolution standing in the name of the Member for Twillingate (Mr. Carter) commenced and concluded:

"AND WHEREAS lighthouse keepers have throughout our history played an important role in saving many lives and helping to ensure the safety of many seafaring people;

AND WHEREAS the decision to move towards unstaffed lighthouses is being made by bureaucrats who know nothing of the important role of lighthouses keepers;

AND WHEREAS automated equipment is no replacement for the role that a human lighthouse keeper can play in saving lives;

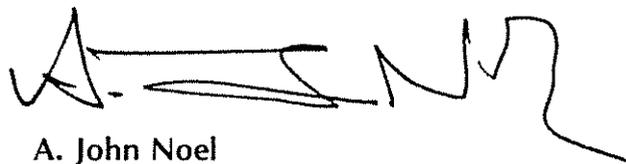
THEREFORE BE IT RESOLVED that this House of Assembly does not support the destaffing of lighthouses and calls on the Federal Government to continue funding for staffed lighthouses."

The Speaker put the question on the Resolution.

The Speaker declared the Resolution carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, March 30th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Thursday, March 30, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for St. John's East (Mr. Harris) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the current practice of the House of Assembly with respect to the conduct of Private Member's business does not conform to the existing rules of the House;

AND WHEREAS the current practice of the House of Assembly does not provide an opportunity for Private Members to have resolutions debated without the concurrence of either the Government House Leader or Opposition House Leader which restricts Members in representation of their constituents;

AND WHEREAS the current practice promotes the use of Private Member's Day as a government or opposition motions day with Private Members expected to vote in accordance with party discipline;

BE IT THEREFORE RESOLVED that the House of Assembly endorse a system that would provide that Private Member's Day be devoted to Private Member's business only with the exception that every fourth Wednesday the resolution for debate would be one designated by the Opposition House Leader and be considered an opposition motion, all other Wednesdays the motion for debate would be the one chosen by lot by the Speaker from those Private Member's resolutions of which notice has been given prior to the Monday of the week in which the debate is to take place;

BE IT FURTHER RESOLVED that the mover of a Private Member's or opposition motion may speak first and last on the day of the debate and that all speeches be limited to fifteen minutes, that all motions are to be votable and that it be clearly understood that party discipline does not apply to Private Members' resolutions;

BE IT FURTHER RESOLVED that the Clerk of the House of Assembly be requested to draft an appropriate rule incorporating the above principles for consideration and adoption by the House."

Pursuant to order and on motion the House resolved itself into a Committee of Supply to consider a certain Resolution and Bill No. 6 for the granting of Interim Supply to Her Majesty.

The Speaker left the Chair.

Mr. Snow took the Chair of Committee.

The Committee considered the Resolution and Bill No. 6 for the granting of Interim Supply to Her Majesty.

By leave, the Government House Leader (Mr. Roberts) gave notice that he would on tomorrow move the following motion amending the Standing Orders:

"1. That **The Standing Orders of the House of Assembly** are amended by striking out Standing Order 53.1 and by substituting the following:

Private

Members' Day

"53.1.(1) The determination of which Private Member's motion shall be called by the Speaker on Private Members' Day rests with each side of the House, with the Speaker calling a motion from each side of the House on a weekly alternating basis.

(2) At the beginning of a new session the Speaker shall follow the custom of recognizing a Private Member's motion from the Opposition side of the House on the first Private Member's Day.

(3) On the Monday before the Wednesday of the week in which a Private Members' motion is to be debated, the Government House Leader or the Opposition House Leader, as the case may be, shall announce to the House the Private Members' motion to be debated on that Wednesday.

(4) A Private Members' motion shall be debated for not more than one sitting day and at 5:00 o'clock in the afternoon at the close of the day the motion then under consideration shall be put by the Speaker, if the debate has not concluded by that time.

(5) Notwithstanding the provisions of Standing Order 49, no Member may speak for more than fifteen minutes on the debate on a Private Members' motion.

(6) The Member introducing a Private Member's motion has the right to close the debate and if at 4:45 o'clock on the day of debate on the motion the debate has not been concluded, the Speaker shall recognize that Member who shall then close the debate.

(7) On Wednesdays the question period shall commence not later than 2:30 o'clock in the afternoon, and the ordinary daily routine of business shall end not later than 3:00 o'clock in the afternoon, and at that time the Private Member's motion shall be called by the Speaker.

(8) In recognizing motions introduced by Members who sit in the Opposition, the Speaker shall ensure that motions made by Opposition Members who do not sit with the Official Opposition are called for debate in proportion to the number of those Members to the number of all the Members who sit in the Opposition, with the intent that each Member sitting in the Opposition shall have an opportunity to introduce a Private Member's motion once during a Session."; and

2. That **The Standing Orders of the House of Assembly** are amended by changing the daily sitting times of 3 o'clock, 6 o'clock, 10 o'clock and 1 o'clock to read 2 o'clock, 5 o'clock, 9 o'clock and 12 Noon respectively. The Standing Orders are further amended by consequently changing the other references to time wherever they occur so that the references to time shall read one hour earlier."

On motion the Committee rose.

The Speaker resumed the Chair.

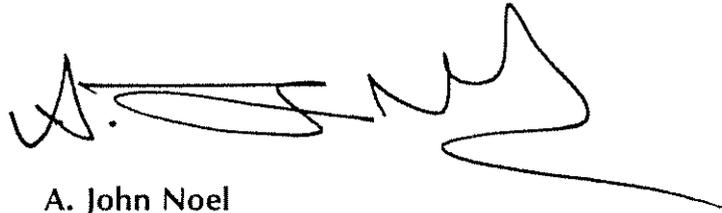
The Chairperson of the Committee reported that the Committee of Supply had considered the matters to it referred; had made some progress and asked leave to sit again.

On motion the report of the Committee of Supply was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

Pursuant to Standing Order 31, certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn.

The motion was carried.

The Speaker left the Chair until tomorrow, Friday, March 25th at 9 o'clock in the morning.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal stroke extending to the right.

A. John Noel
Clerk of the House of Assembly

Friday, March 31, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

The Honourable the Minister of Finance (Mr. Baker) made a statement announcing that Government is currently investigating the matter of the Workers' Compensation Appeal process in response to an issue raised in the House about certain overpayments made to the Chief Review Commissioner.

The Honourable the Minister of Natural Resources (Dr. Gibbons) made a statement respecting the trapper education program developed by the Wildlife Division.

The Government House Leader (Mr. Roberts) moved that the House not adjourn at 12 noon.

The Speaker put the question and the motion was carried.

Pursuant to order and motion debate commenced on Motion No. 2 respecting amendments to the Standing Orders standing in the name of the Government House Leader and on motion debate was adjourned for further debate on tomorrow.

Pursuant to order and on motion the House resolved itself into Committee of Supply to consider a certain Resolution and Bill No. 6 for the granting of Interim Supply to Her Majesty.

The Speaker left the Chair.

Mr. Snow took the Chair of Committee.

The Committee considered and passed a certain Resolution and a Bill entitled, "An Act For Granting To Her Majesty Certain Sums Of Money For Defraying Certain Expenses Of The Public Service For The Financial Year Ending March 31, 1996 And For Other Purposes Relating To The Public Services" (Bill No. 6).

On motion the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee of Supply had considered the matters to it referred and passed a certain Resolution and a Bill consequent thereto and recommended that a Bill be introduced to give effect to same.

Pursuant to order and on motion the following Resolution was read a first and second time:

"That it is expedient to introduce a measure to provide for the granting to Her Majesty for defraying certain expenses of the public service for the financial year ending March 31, 1996, the sum of \$1,054,155,600."

Pursuant to order and on motion a Bill entitled, "An Act For Granting To Her Majesty Certain Sums Of Money For Defraying Certain Expenses Of The Public Service For The Financial Year Ending March 31, 1996 And For Other Purposes Relating To The Public Services" (Bill No. 6) was read a first, second and third time and passed.

On motion it was also ordered that Bill No. 6 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

The Sergeant-at-Arms announced the arrival of His Honour the Lieutenant-Governor.

His Honour the Lieutenant-Governor took the Chair.

The Speaker addressed His Honour as follows:

"It is my agreeable duty on behalf of Her Majesty's dutiful and loyal subjects, Her Faithful Commons in Newfoundland and Labrador, to present to Your Honour a Bill for the appropriation of Interim Supply granted in the present Session."

Whereupon the Clerk read the following Bill:

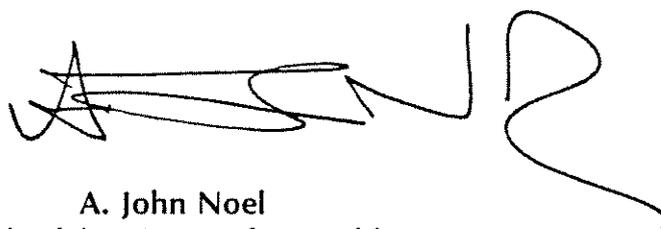
A Bill "An Act For Granting To Her Majesty Certain Sums Of Money For Defraying Certain Expenses Of The Public Service For The Financial Year Ending March 31, 1996 And For Other Purposes Relating To The Public Service" (Bill No. 6).

His Honour the Lieutenant-Governor then said, "In Her Majesty's Name, I thank her Loyal Subjects, I accept their benevolence, and I assent to this Bill".

His Honour the Lieutenant-Governor then left the Chamber.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, April 3rd at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a large, stylized flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Monday, April 3rd, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Finance (Mr. Baker) made a statement to announce that the Department of Finance will begin to distribute retail sales tax rebates to former policy holders of Hiland Insurance Limited.

The Honourable the Minister of Finance made a statement respecting an investigation into the matter of the alleged double billing of matters before the Workers' Compensation Review Commissioner.

The Honourable the Minister of Fisheries, Food and Agriculture (Dr. Hulan) tabled the Annual Report and audited financial statements of the Newfoundland Farm Products Corporation for the fiscal year ended April 2nd, 1994.

The Member for St. Mary's - the Capes (Mr. Manning) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the fishing industry has been, and will continue to be, the cornerstone of the culture and economy of Newfoundland and Labrador;

AND WHEREAS the fishery moratorium has placed this Province in a very critical situation;

AND WHEREAS the present situation demands a new sense of direction and strengthening;

AND WHEREAS the amalgamation of the Department of Fisheries into the new Department of Fisheries, Food and Agriculture weakens rather than strengthens efforts to revive the fishing industry in this Province;

BE IT THEREFORE RESOLVED that this House of Assembly strongly urge the Government of Newfoundland and Labrador and its Premier to reinstate a Department of Fisheries concerned solely with fisheries and fishery related matters; strengthened and revitalized; and, separate from the Department of Fisheries, Food and Agriculture announced by the Premier on August 26, 1994."

Pursuant to order and on motion debate continued and concluded on Motion No. 2 standing in the name of the Honourable the Government House Leader (Mr. Roberts) with respect to the following amendments to the **Standing Orders of the House of Assembly**:

"1. That the **Standing Orders of the House of Assembly** are amended by striking out Standing Order 53.1 and by substituting the following:

Private

Members' Day

"53.1.(1) The determination of which Private Member's motion shall be called by the Speaker on Private Members' Day rests with each side of the House, with the Speaker calling a motion from each side of the House on a weekly alternating basis.

(2) At the beginning of a new session the Speaker shall follow the custom of recognizing a Private Member's motion from the Opposition side of the House on the first Private Member's Day.

(3) On the Monday before the Wednesday of the week in which a Private Members' motion is to be debated, the Government House Leader or the Opposition House Leader, as the case may be, shall announce to the House the Private Members' motion to be debated on that Wednesday.

(4) A Private Members' motion shall be debated for not more than one sitting day and at 5:00 o'clock in the afternoon at the close of the day the motion then under consideration shall be put by the Speaker, if the debate has not concluded by that time.

(5) Notwithstanding the provisions of Standing Order 49, no Member may speak for more than fifteen minutes on the debate on a Private Members' motion.

(6) The Member introducing a Private Member's motion has the right to close the debate and if at 4:45 o'clock on the day of debate on the motion the debate has not been concluded, the Speaker shall recognize that Member who shall then close the debate.

(7) On Wednesdays the question period shall commence not later than 2:30 o'clock in the afternoon, and the ordinary daily routine of business shall end not later than 3:00 o'clock in the afternoon, and at that time the Private Member's motion shall be called by the Speaker.

(8) In recognizing motions introduced by Members who sit in the Opposition, the Speaker shall ensure that motions made by Opposition Members who do not sit with the Official Opposition are called for debate in proportion to the number of those Members to the number of all the Members who sit in the Opposition, with the intent that each Member sitting in the Opposition shall have an opportunity to introduce a Private Member's motion once during a Session."; and

2. That the **Standing Orders of the House of Assembly** are amended by changing the daily sitting times of 3 o'clock, 6 o'clock, 10 o'clock and 1 o'clock to read 2 o'clock, 5 o'clock, 9 o'clock and 12 Noon respectively. The Standing Orders are further amended by consequently changing the other references to time wherever they occur so that the references to time shall read one hour earlier."

The Government House leader moved that the motion be amended by adding after the text of the motion the following:

"(c) That Standing Order 8 of the **Standing Orders of the House of Assembly** is amended by adding after the words "At 11 of the clock p.m.", the words "or at 5 o'clock Friday afternoon".

The Speaker put the question on the amendment to the motion.

The Government House Leader noted that in accordance with section 6 of the **House of Assembly Act**, the Standing Orders must be changed by a vote of 2/3 of the Members of the Assembly.

A division was therefore called, whereupon there appeared in favour of the motion: the Hon. the Government House Leader (Mr. Roberts), the Hon. the Minister of Education & Training (Mr. Decker), the Hon. the Minister of Works, Services & Transportation (Mr. Efford), the Hon. the Minister of Environment (Mr. Aylward), Mr. Flight, Mr. Carter, the Hon. the Minister of

Finance (Mr. Baker), the Hon. the Minister of Tourism, Culture & Recreation (Mr. Grimes), Mr. Lush, Mr. L. Snow, Dr. Kitchen, the Hon. the Minister of Natural Resources (Dr. Gibbons), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Reid), the Hon. the Minister of Social Services (Ms. Young), the Hon. the Minister of Health (Mr. L. Matthews), the Hon. the Minister of Fisheries, Food & Agriculture (Dr. Hulan), Mr. Walsh, Mr. Ramsay, Mr. Penney, Mr. Crane, Mr. Langdon, Mr. Oldford, Mr. Gilbert, Mr. Andersen, Mr. Smith, the Leader of the Opposition (Mr. Simms), Mr. W. Matthews, Mr. Tobin, Mr. A. Snow, Mr. Windsor, Mr. Hewlett, Mr. J. Byrne, Mr. Fitzgerald, Mr. Shelley, Mr. Manning, Mr. Careen, Mr. Harris.

The Speaker declared the motion carried.

The Speaker put the question on the motion as amended.

There appeared in favour of the motion: the Hon. the Government House Leader (Mr. Roberts), the Hon. the Minister of Education & Training (Mr. Decker), the Hon. the Minister of Works, Services & Transportation (Mr. Efford), the Hon. the Minister of Environment (Mr. Aylward), Mr. Flight, Mr. Carter, the Hon. the Minister of Finance (Mr. Baker), the Hon. the Minister of Tourism, Culture & Recreation (Mr. Grimes), Mr. Lush, Mr. L. Snow, Dr. Kitchen, the Hon. the Minister of Natural Resources (Dr. Gibbons), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Reid), the Hon. the Minister of Social Services (Ms. Young), the Hon. the Minister of Health (Mr. L. Matthews), the Hon. the Minister of Fisheries, Food & Agriculture (Dr. Hulan), Mr. Walsh, Mr. Ramsay, Mr. Penney, Mr. Crane, Mr. Langdon, Mr. Oldford, Mr. Gilbert, Mr. Andersen, Mr. Smith, the Leader of the Opposition (Mr. Simms), Mr. W. Matthews, Mr. A. Snow, Mr. Windsor, Mr. Hewlett, Mr. J. Byrne, Mr. Fitzgerald, Mr. Shelley, Mr. Manning, Mr. Careen.

Against: Mr. Tobin, Mr. Harris.

The Speaker declared the motion, as amended, carried.

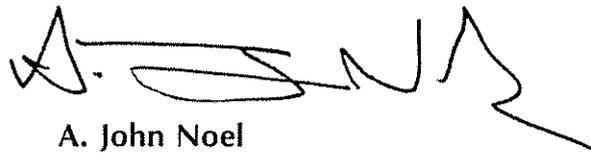
In reply to a question for which notice had been given, the Minister of Finance, by leave, tabled an answer respecting the construction costs of certain Health Care Centres.

Pursuant to order and on motion debate continued on the Budget Speech and on motion debate was adjourned for further debate on tomorrow.

It was agreed that the Notice of Motion standing in the name of the Member for St. Mary's - The Capes would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, April 4th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Tuesday, April 4, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Education and Training (Mr. Decker) made a statement to announce the formation of the Provincial Information and Library Resources Board to oversee the development of a network of Community Information Resource Centres.

The Honourable the Minister of Employment and Labour Relations (Mr. Murphy) tabled the 1994 Report of the Labour Relations Board and the Schedules to that Report.

The Member for Burgeo - Bay d'Espoir (Mr. Gilbert), as Chairperson of the Government Services Estimates Committee, reported that the Committee had considered the matters to it referred and had passed, without amendment, the following Heads of Expenditure:

Finance
Public Service Commission
Works, Services & Transportation
Employment & Labour Relations
Municipal & Provincial Affairs
Newfoundland & Labrador Housing Corporation.

On motion the Report was received and on motion debate on the Report was deferred until tomorrow.

The Honourable the Minister of Finance (Mr. Baker), in accordance with section 55(3) of the **Financial Administration Act**, tabled a list of guaranteed loans paid by the Province since his last report to the House.

The Honourable the Minister of Finance, in accordance with section 49(2) of the **Financial Administration Act**, tabled a list of temporary loans raised under section 48 of the Act between February 28, 1994 and March 15, 1995.

Pursuant to order and on motion the House resolved itself into a Committee of Supply.

The Speaker left the Chair.
Mr. Barrett took the Chair of Committee.

The Committee of Supply considered the Executive Council Head of Expenditure.

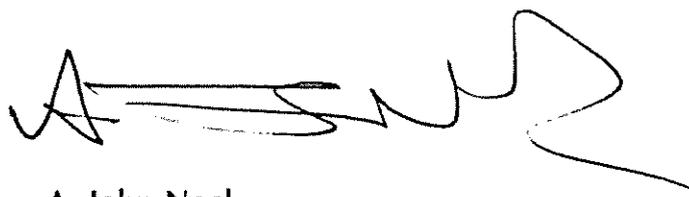
On motion the Committee rose.
The Speaker resumed the Chair.

The Chairperson of the Committee of Supply reported that the Committee had considered the matters to it referred, had made some progress and asked leave to sit again.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, April 4th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal stroke and a large loop at the end.

A. John Noel
Clerk of the House of Assembly

Wednesday, April 5th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

In reply to a question for which notice had been given, the Honourable the Minister of Employment and Labour Relations (Mr. Murphy) tabled an answer respecting a list of contractual employees hired by the Department to administer the Provincial Employment Creation Program.

The Member for Baie Verte - White Bay (Mr. Shelley) presented a Petition on behalf of residents of Shoe Cove requesting immediate repair and upgrading of the road in their community.

A Point of Order was raised by the Member for Bonavista North (Mr. Lush) with respect to tabling of documents by Private Members.

After some debate, the Speaker took the matter under advisement.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for St. Mary's - The Capes (Mr. Manning):

"WHEREAS the fishing industry has been, and will continue to be, the cornerstone of the culture and economy of Newfoundland and Labrador;

AND WHEREAS the fishery moratorium has placed this Province in a very critical situation;

AND WHEREAS the present situation demands a new sense of direction and strengthening;

AND WHEREAS the amalgamation of the Department of Fisheries into the new Department of Fisheries, Food and Agriculture weakens rather than strengthens efforts to revive the fishing industry in this Province;

BE IT THEREFORE RESOLVED that this House of Assembly strongly urge the Government of Newfoundland and Labrador and its Premier to reinstate a Department of Fisheries concerned solely with fisheries and fishery related matters; strengthened and revitalized; and, separate from the Department of Fisheries, Food and Agriculture announced by the Premier on August 26, 1994."

It being 5 o'clock, it was agreed to stop the clock.

The Speaker put the question on the Resolution.

The House divided.

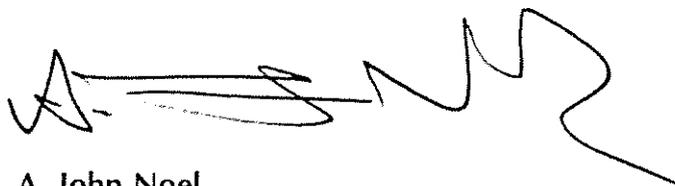
There appeared in favour of the motion: Mr. W. Matthews, Mr. Tobin, Mr. Woodford, Mr. J. Byrne, Mr. Hodder, Mr. Fitzgerald, Mr. Shelley, Mr. Manning, Mr. Careen, Mr. Harris, Mr. Carter

Against: The Hon. the Government House Leader (Mr. Roberts), the Hon. the Minister of Education & Training (Mr. Decker), the Hon. the Minister of Works, Services & Transportation (Mr. Efford), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Finance (Mr. Baker), the Hon. the Minister of Tourism, Culture & Recreation (Mr. Grimes), Mr. Lush, Mr. L. Snow, Mr. Barrett, Mr. Dumaresque, the Hon. the Minister of Natural Resources (Dr. Gibbons), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Reid), the Hon. the Minister of Social Services (Ms. Young), the Hon. the Minister of Health (Mr. L. Matthews), the Hon. the Minister of Fisheries, Food and Agriculture (Dr. Hulan), Mr. Walsh, Mr. Ramsay, Mr. Penney, Mr. Langdon, Mr. Oldford, Mr. Gilbert, Mr. Andersen, Mr. Smith, Mr. Whelan.

The Speaker declared the Resolution defeated.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, April 6th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal stroke extending to the right.

A. John Noel
Clerk of the House of Assembly

Thursday, April 6th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Environment (Mr. Aylward) made a statement respecting preliminary results of a soil gas survey on Rutledge Crescent in St. John's.

After Question Period, the Speaker ruled that a question asked of a Minister with respect to a matter under a former portfolio was not in order.

The Honourable the Minister of Finance (Mr. Baker) tabled the Actuarial Valuation and Cash Flow Study of the Members of the **House of Assembly (Retiring Allowance) Act** as at December 31, 1994.

The Honourable Minister of Finance tabled the Actuarial Valuation and Cash Flow Study of the Uniformed Services Pension Plan as at December 21, 1993.

The Honourable Minister of Social Services (Ms. Young) tabled the following:

- (a) The Report of the Social Assistance Program under the **Social Assistance Act** for 1993-94;
- (b) the Financial and Statistical Report of the Division of Developmental and Rehabilitative Services for 1992-1993; and
- (c) the Financial and Statistical Report of the Division of Family and Rehabilitative Services for 1993-1994.

Pursuant to order and on motion the House resolved itself into a Committee of Supply.

The Speaker left the Chair.
Mr. Barrett took the Chair of Committee.

The Committee of Supply considered the Executive Council Head of Expenditure,

On motion the Committee rose.
The Speaker (Mr. Snow) resumed the Chair.

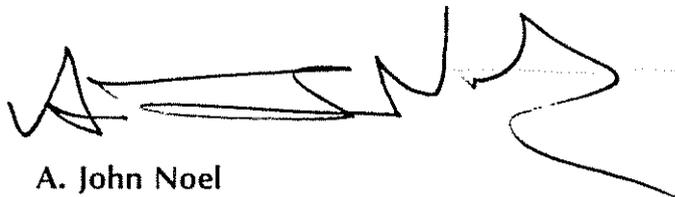
The Chairperson of the Committee of Supply reported that the Committee had considered the matters to it referred, had made some progress and asked leave to sit again.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

Pursuant to Standing Order 31, certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn.

The motion was carried.

The Speaker left the Chair until tomorrow, Friday, April 7th at 9 o'clock in the morning.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal stroke extending to the right.

A. John Noel
Clerk of the House of Assembly

Friday, April 7th, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

The Member for Trinity North (Mr. Oldford), as Chairperson of the Social Services Estimates Committee, reported that the Committee had considered the matters to it referred and had passed, without amendment, the following Heads of Expenditure:

Education
Health
Justice
Environment
Social Services.

On motion the Report was received and on motion debate on the Report was deferred until tomorrow.

In reply to a question for which notice had been given, the Honourable the Minister of Works, Services and Transportation (Mr. Efford) gave an answer respecting Transport Canada's new policy on emergency services at airports in the province.

Pursuant to order and on motion the House resolved itself into a Committee of Supply.

The Speaker left the Chair.
Mr. Snow took the Chair of Committee.

The Committee of Supply considered and passed the following Heads of Expenditure:

Executive Council
Consolidated Fund Services
Legislature.

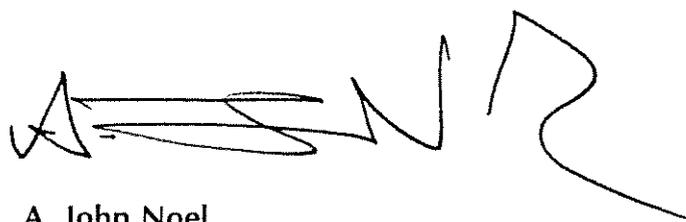
On motion the Committee rose.
The Speaker resumed the Chair.

The Chairperson of the Committee of Supply reported that the Committee had considered the matters to it referred, had passed the Heads of Expenditure of the Executive Council, Consolidated Fund Services and Legislature without amendment, and asked leave to sit again.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, April 10th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long, sweeping flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Monday, April 10th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Port au Port, as Chairperson of the Resource Estimates Committee, reported that the Committee had considered the matters to it referred and had passed, without amendment, the following Heads of Expenditure:

Tourism, Culture & Recreation
Fisheries, Food & Agriculture
Industry, Trade & Technology
Natural Resources.

On motion the Report was received and on motion debate on the Report was deferred until tomorrow.

The Minister of Works, Services & Transportation (Mr. Efford) tabled the Reports of the **Public Tender Act** Exceptions for the months of November and December, 1994 and January and February, 1995.

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of certain citizens of Jackson's Cove requesting Government to cause the Memorial Hall to be turned over to a publicly elected community board of directors.

The Government House Leader (Mr. Roberts) moved that the House not adjourn at 5 o'clock.

The Speaker put the motion.

The motion was carried.

Pursuant to order and on motion debate commenced and concluded on the Concurrence Motion with respect to the Report of the Government Services Estimates Committee.

The Speaker put the question on the motion.

The Speaker declared the motion carried.

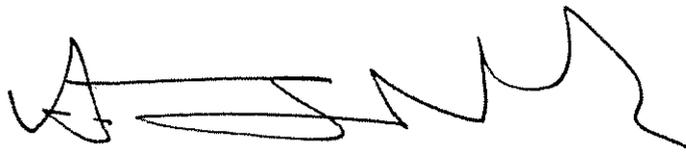
By agreement, the Government House Leader moved that Private Members' Day be dispensed with on April 12th and be replaced by Government business or regular Orders of the Day. The Government House Leader further moved that the first Private Members' Motion on May 10th, 1995, after the Easter adjournment, would be a motion from a Private Member sitting on the Government side.

The Speaker put the motion.

The Speaker declared the motion carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, April 4th at 2 o'clock in the afternoon.

On motion the House then adjourned at 5:16 o'clock in the afternoon.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized, cursive flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Tuesday, April 11th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Natural Resources (Dr. Gibbons) made a statement respecting this year's Hemlock Looper Control Program in the Province's forests.

The Honourable the Minister of Finance (Mr. Baker) moved that the House not adjourn at 5 o'clock in the afternoon.

The Speaker put the question on the motion.

The Speaker declared the motion carried.

Pursuant to order and on motion debate commenced and concluded on the Concurrence Motion with respect to the Report of the Social Services Estimates Committee.

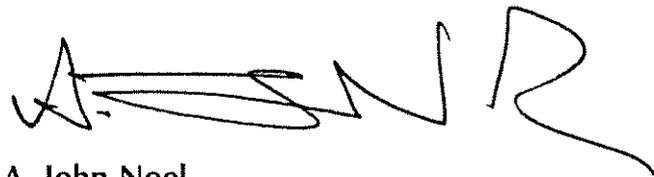
The Speaker put the question on the motion.

The Speaker declared the motion carried.

By leave, the Honourable the Premier (Mr. Wells), in reply to a question for which notice had been given, gave an answer with respect to community matters under the new regional economic development program.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, April 12th at 2 o'clock in the afternoon.

On motion the House then adjourned at 5:16 o'clock in the afternoon.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large, sweeping 'A' and 'N', and a long, horizontal stroke across the middle.

A. John Noel
Clerk of the House of Assembly

Wednesday, April 12th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Premier (Mr. Wells), followed by the Members for Windsor - Buchans (Mr. Flight), St. John's East (Mr. Harris), Grand Bank (Mr. W. Matthews) and Mount Pearl (Mr. Windsor), paid tribute to the Leader of the Opposition (Mr. Simms) upon his impending retirement as a Member of the House on May 1st. The Leader of the Opposition replied to the statements of tribute.

The Honourable the Government House Leader (Mr. Roberts), in accordance with section 16 of the **Statutes and Subordinate Legislation Act**, tabled editions of **The Newfoundland Gazette** published between March 11, 1994 and March 31, 1995.

In reply to a question for which notice had been given, the Honourable the Government House Leader gave an answer respecting the salary of the Lieutenant-Governor.

The Member for St. John's East (Mr. Harris) presented a Petition on behalf of certain citizens voicing their opposition to the use of fenitrothion in future spraying programs.

Pursuant to order and on motion debate commenced and concluded on the Concurrence Motion with respect to the Report of the Resource Estimates Committee.

The Speaker put the question on the motion.

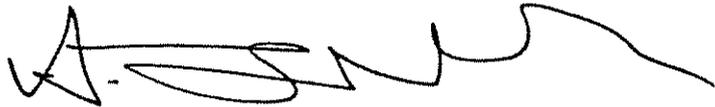
The Speaker declared the motion carried.

The Honourable the Government House Leader moved "That when this House adjourns today, it stands adjourned until Monday, May 8th, 1995 or earlier at the call of the Chair. The Speaker, or in his absence from the Province, the Deputy Speaker, may give notice and thereupon the House shall meet at the time and date stated by the notice of the proposed sitting." And the Honourable Government House Leader also moved that this House now adjourn.

The Speaker put the question on the adjournment motion.

The motion was carried.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal stroke extending to the right.

A. John Noel
Clerk of the House of Assembly

Monday, May 8th, 1995

The House met at 2 o'clock in the afternoon pursuant to the adjournment motion of April 12th, 1995.

By leave, the Honourable the Minister of Finance and Treasury Board (Mr. Baker) congratulated the new Leader of the Opposition (Ms. Lynn Verge) on her assumption of the leadership of the Official Opposition. The Leader of the Opposition replied to the remarks.

The Speaker ruled on a point of order raised by the Member for Bonavista North (Mr. Lush) on April 5th, 1995 relating to the tabling of documents by Private Members. The Speaker ruled that private members have neither the right nor the obligation to table documents unless by consent of all Members. A similar Ruling was made on December 5th, 1990.

The Honourable the Minister of Finance made a statement to mark the 50th Anniversary of the end of the Second World War on May 8th, 1945 the day the last German forces surrendered to advancing allied troops ending the war against Hitler's "Germany". As well, the statement recognized the men and women from the Province who served in the allied forces.

The Honourable the Government House Leader (Mr. Roberts) made a statement seeking agreement from Members that the Speaker send letters of condolence to the families of the late Charles Granger, former Member of Parliament and the House of Assembly and the late Moses Morgan, former President of Memorial University of Newfoundland. The Leader of the Opposition spoke in agreement.

The Honourable the Speaker tabled the 1994-95 Annual Report of the Commissioner of Members' Interests.

The Honourable the Minister of Finance and Treasury Board gave notice that he would on tomorrow ask leave to introduce the following Bills entitled:

"An Act To Amend The Gasoline Tax Act" (Bill No. 12)

"An Act To Amend The Liquor Control Act" (Bill No. 17)

"An Act To Amend The Financial Administration Act" (Bill No. 15).

The Honourable the Minister of Finance and Treasury Board gave notice that he would on tomorrow move that the House resolve itself into a Committee of the Whole to consider Certain Resolutions relating to the advancing or Guaranteeing of certain loans under **The Loan and Guarantee Act, 1957** (Bill No. 13).

The Honourable the Minister of Finance and Treasury Board gave notice that he would on tomorrow move that the House resolve itself into a Committee of the Whole to consider certain resolutions relating to the Guaranteeing of Certain Loans Under **The Local Authority Guarantee Act, 1957** (Bill No. 14).

The Honourable the Minister of Social Services (Ms. Young) gave notice that she would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Social Workers Association Act" (Bill No. 2).

The Honourable the Minister of Health (Mr. L. Matthews) gave notice that he would on tomorrow ask leave to introduce the following Bills entitled:

"An Act To Amend The Hospital And Nursing Home Association Act" (Bill No. 9)

"An Act To Amend The Tobacco Control Act" (Bill No. 10)

"An Act To Amend The Smoke-Free Environment Act" (Bill No. 11).

The Honourable the Minister of Fisheries, Food and Agriculture (Dr. Hulan) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Animal Protection Act" (Bill No. 3).

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Department of Works, Services and Transportation Act" (Bill No. 5).

The Honourable the Government House Leader (Mr. Roberts) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Evidence Act" (Bill No. 16).

The Member for St. John's Centre (Dr. Kitchen) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the issue of fire safety among the residents and owners of property in the older row housing units in St. John's is of prime concern;

AND WHEREAS many of the row houses in this area have inadequate fire blocks between attached houses, in some cases with common attics and no fire blocks at all between houses;

THEREFORE BE IT RESOLVED that the provincial government devote more of its financial resources to instituting programs and policies which would assist in the refurbishment of existing units and buildings, both private and publicly owned, in the downtown core of St. John's, and other communities with similar safety problems with row housing."

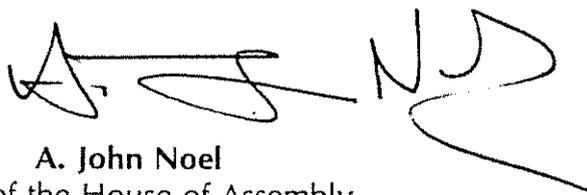
The Member for Ferryland (Mr. Sullivan) presented a petition on behalf of the residents of the Communities of Burnt Cove, St. Michael's and Bauline requesting the Department of Works, Services and Transportation to upgrade and pave the main road from the Southern Shore Highway #10 to the end of Bauline South.

Pursuant to order and on motion debate continued on the Budget Speech and on motion debate was adjourned for further debate on tomorrow.

The Honourable the Government House Leader announced that the motion standing in the name of the Member for St. John's Centre would be debated on Private Member's Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow Tuesday, May 9th, at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish extending from the end of the name.

A. John Noel
Clerk of the House of Assembly

Tuesday, May 9th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

Pursuant to order and on motion the following Bills were introduced and read a first time:

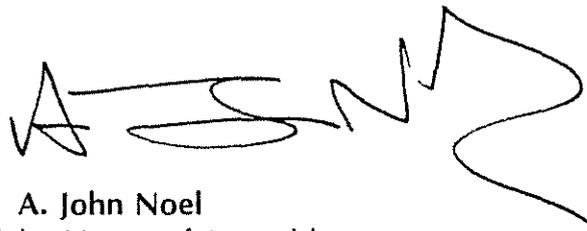
- A Bill "An Act To Amend The Gasoline Tax Act"
(Bill No. 12)
- A Bill "An Act To Amend The Liquor Control Act"
(Bill No. 17)
- A Bill "An Act To Amend The Financial Administration Act"
(Bill No. 15)
- A Bill "An Act To Amend The Social Workers Association Act"
(Bill No. 2)
- A Bill "An Act To Amend The Hospital And Nursing Home
Association Act" (Bill No. 9)
- A Bill "An Act To Amend The Tobacco Control Act"
(Bill No. 10)
- A Bill "An Act To Amend The Smoke-Free Environment Act"
(Bill No. 11)
- A Bill "An Act To Amend The Animal Protection Act"
(Bill No. 3)
- A Bill "An Act To Amend The Department of Works, Services
and Transportation Act" (Bill No. 5)
- A Bill "An Act To Amend The Evidence Act" (Bill No. 16).

On motion it was ordered that the said Bills be read a second time on tomorrow.

Pursuant to order and on motion debate continued on the Budget Speech and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow Wednesday, May 10th, at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Wednesday, May 10th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Environment (Mr. Aylward) made a statement to mark National Drinking Water Week in Canada, May 7 - 13.

The Honourable Government House Leader (Mr. Roberts) tabled the Report of the Honourable Mr. Justice Nathaniel S. Noel, appointed a Commissioner under the authority of MC 95-0153 for the purpose of defining and drawing the Provincial Electoral Districts.

The Honourable Minister of Works, Services and Transportation (Mr. Efford) tabled the Annual Report and audited financial statements of the C.A. Pippy Park Commission for the fiscal year ended March 31, 1994.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for St. John's Centre (Dr. Kitchen):

"WHEREAS the issue of fire safety among the residents and owners of property in the older row housing units in St. John's is one of prime concern;

AND WHEREAS many of the row houses in this area have inadequate fire blocks between attached houses, in some cases with common attics and no fire blocks at all between houses;

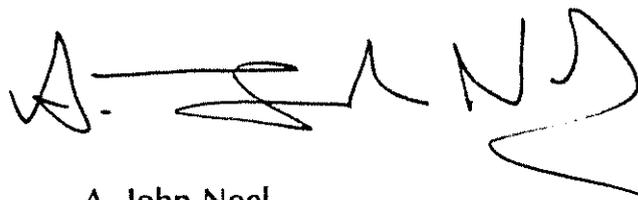
THEREFORE, BE IT RESOLVED that the provincial government devote more of its financial resources to instituting programs and policies which would assist in the refurbishment of existing units and buildings, both private and publicly owned, in the downtown core of St. John's, and other communities with similar safety problems with row housing."

The Speaker put the question on the Resolution.

The Speaker declared the Resolution carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, May 11th, at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read "A. JOHN NOEL". The signature is stylized and somewhat cursive, with a large, sweeping flourish at the end.

A. John Noel
Clerk of the House of Assembly

Thursday, May 11th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable Premier (Mr. Wells) made a statement respecting the award of a contract to Trans City Holdings for the building of health care facilities in Burgeo, Port Saunders and St. Lawrence. The statement contained correspondence from the Honourable Government House Leader and the Deputy Clerk of the Executive Council.

The Honourable Minister of Education (Mr. Decker) tabled the Audited Financial Statements of the Memorial University of Newfoundland Pension Plan for the year ended March 31, 1994.

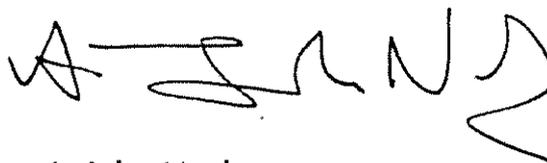
The Member for Green Bay (Mr. Hewlett) presented a petition on behalf of residents of the Communities of Little Bay Islands and Port Anson requesting that these communities not be removed from the District of Green Bay by virtue of the proposed electoral boundaries redistribution.

Pursuant to order and on motion debate continued on the Budget Speech and on motion debate was adjourned for further debate on tomorrow.

At 4:30 o'clock pursuant to Standing Order 31, certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn.

The motion was carried.

The Speaker left the chair until tomorrow Friday, May 12th at 9 o'clock in the morning.



A. John Noel
Clerk of the House of Assembly

Friday, May 12th, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

The Honourable Minister of Natural Resources (Dr. Gibbons) tabled the 1994 Annual Report and Consolidated Financial Statements of Newfoundland and Labrador Hydro Corporation.

The Honourable Minister of Industry, Trade and Technology (Mr. Furey) tabled the Annual Report and audited financial statement of Enterprise Newfoundland and Labrador Corporation for the fiscal year ended March 31, 1994.

The Honourable Minister of Employment and Labour Relations (Mr. Murphy) tabled the 1994 Annual Report of the Workers' Compensation Review Division.

By leave, the Honourable the Minister of Natural Resources showed Members a sample of ore from Voisey Bay.

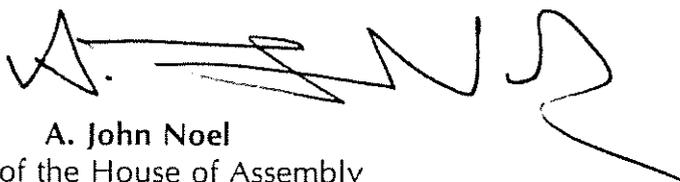
Pursuant to order and on motion debate commenced and concluded on Second Reading of a Bill entitled, "An Act Respecting Advance Health Care Directives And The Appointment Of Substitute Health Care Decision Makers" (Bill No. 1) and on motion it was ordered that Bill No. 1 be read a second time presently.

On motion the Bill entitled "An Act Respecting Advance Health Care Directives And The Appointment Of Substitute Health Care Decision Makers" (Bill No. 1) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate continued on the Budget Speech and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow Monday, May 15th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', is written over the typed name and title. The signature is stylized and somewhat cursive.

A. John Noel
Clerk of the House of Assembly

Monday, May 15th, 1995

The House meet at 2 o'clock in the afternoon pursuant to adjournment.

By leave, the Leader of the Opposition (Ms. Verge), asked the Speaker to send letters of congratulations to the Arts Award recipients and inductees into the Arts Hall of Fame as announced at the Newfoundland and Labrador Arts Council Arts Awards Ceremony on May 13th. The Honourable Premier (Mr. Wells) spoke in agreement.

The Member for Kilbride (Mr. Ed Byrne) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the Newfoundland Dockyard has been operating in Newfoundland and employing Newfoundlanders for most of the century;

AND WHEREAS the Dockyard has proven its ability to make a significant contribution to the Newfoundland economy, most recently having employed more than 700 people in 1994;

AND WHEREAS the Dockyard, being situated in Newfoundland, is strategically placed in the Northwest Atlantic Ocean to take advantage of shipping and other marine traffic routes;

AND WHEREAS the Government of Newfoundland and Labrador has a direct interest in the Dockyard through its \$8 - \$10-million investment in the Synchronlift;

AND WHEREAS recent decisions by Marine Atlantic in managing the facility have raised serious concerns about the Crown Corporation's plans for the future of the operation;

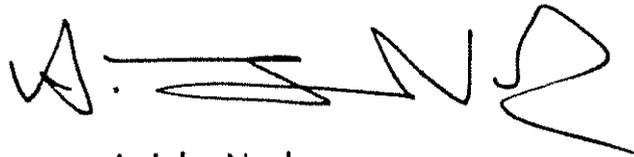
THEREFORE, BE IT RESOLVED that the Government of Newfoundland and Labrador strongly urge the Government of Canada to intervene promptly in the management of the Newfoundland Dockyard to revitalize the operation and safeguard the jobs it provides, by - among other things - permitting the Newfoundland Dockyard to bid on projects all across Canada and internationally."

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of residents of the Communities of Jackson's Cove, Triton, and Silverdale requesting that these communities not be removed from the District of Green Bay by virtue of the proposed electoral boundaries redistribution.

Pursuant to order and on motion debate continued on the Budget Speech and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow Thursday, May 16th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Tuesday, May 16th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable Minister Responsible for the Status of Women (Ms. Young) made a Statement to announce that the proportion of women appointed to Government Boards and Commissions had increased.

The Member for Bonavista South (Mr. Fitzgerald) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act Respecting The Good Faith Donation And Distribution Of Food".

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of residents of the Communities of Pilley's Island, Jackson's Cove, Silverdale and Langdon's Cove requesting that these communities not be removed from the District of Green Bay by virtue of the proposed electoral boundaries redistribution.

The Honourable Government House Leader (Mr. Roberts) moved, pursuant to Standing Order 21, that the Orders of the Day be now read.

The Speaker put the question and declared the motion carried.

Pursuant to order and on motion debate continued on the Budget Speech.

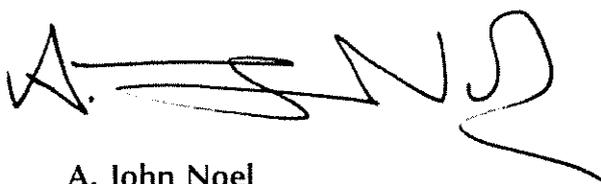
At 2:53 o'clock, the fire alarm in the Confederation Building went off, whereupon Mr. Speaker (Snow) recessed the House. After a recess of 10 minutes, the House resumed sitting.

Debate on the Budget Speech continued and on motion debate was adjourned for further debate on tomorrow.

The Honourable the Acting Government House Leader (Mr. Baker) announced that the motion standing in the name of the Member for Kilbride (Mr. Ed Byrne) would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow Wednesday, My 17th, at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish at the end.

A. John Noel
Clerk of the House of Assembly

Wednesday, May 17th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Green Bay (Mr. Hewlett) presented a petition on behalf of certain residents of his District requesting Government not to approve changing claim staking from ground staking to map staking.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Kilbride (Mr. Ed Byrne):

"WHEREAS the Newfoundland Dockyard has been operating in Newfoundland and employing Newfoundlanders for most of the century;

AND WHEREAS the Dockyard has proven its ability to make a significant contribution to the Newfoundland economy, most recently having employed more than 700 people in 1994;

AND WHEREAS the Dockyard, being situated in Newfoundland, is strategically placed in the Northwest Atlantic Ocean to take advantage of shipping and other marine traffic routes;

AND WHEREAS the Government of Newfoundland and Labrador has a direct interest in the Dockyard through its \$8 - \$10-million investment in the Synchrolift;

AND WHEREAS recent decisions by Marine Atlantic in managing the facility have raised serious concerns about the Crown Corporation's plans for the future of the operation;

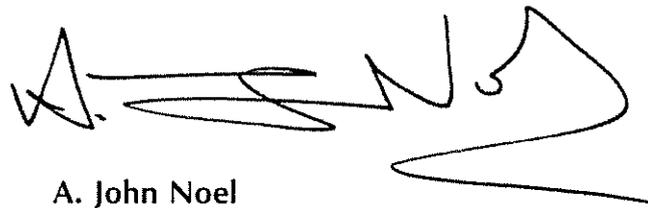
THEREFORE, BE IT RESOLVED that the Government of Newfoundland and Labrador strongly urge the Government of Canada to intervene promptly in the management of the Newfoundland Dockyard to revitalize the operation and safeguard the jobs it provides, by - among other things - permitting the Newfoundland Dockyard to bid on projects all across Canada and internationally."

The Speaker put the question on the Resolution.

The Speaker declared the Resolution carried unanimously.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, May 18th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large 'A' and 'N'.

A. John Noel
Clerk of the House of Assembly

Thursday, May 18th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

Honourable Minister of Finance and Treasury Board (Mr. Baker) tabled the Review of Payments to Review Commissioners of the Worker's Compensation Review Division.

The Honourable Minister of Municipal and Provincial Affairs gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The City Of St. John's Act" (Bill No. 19).

The Honourable Minister of Finance and Treasury Board gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Pension Benefits Act" (Bill No. 18).

The Honourable Minister of Natural Resources gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Mineral And The Mineral Holdings Impost Act" (Bill No. 21).

The Honourable the Government House Leader gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Judicature Act" (Bill No 20).

In reply to a question for which notice had been given, the Honourable the Minister of Education and Training (Mr. Decker) gave an oral answer respecting the budget of the Human Resources Division in the Department of Education and Training.

The Member for Green Bay (Mr. Hewlett) presented a petition on behalf of residents of the Communities of Springdale, Jackson's Cove, Harry's Harbour, Silverdale and Robert's Arm requesting that these communities not be removed from the District of Green Bay by virtue of the proposed electoral boundaries redistribution.

Pursuant to order and on motion debate continued on te Budget Speech.

The Leader of the Opposition (Ms. Verge) moved, seconded by the Member for Waterford-Kenmount (Mr. Hodder), the following amendment:

"That all of the words after the word "that" be struck out and replaced with the following:

"That this House condemn the government for its failure to accurately represent the true state of the economy of the province and the government's consequential failure to take appropriate budgetary action to deal with the real problems."

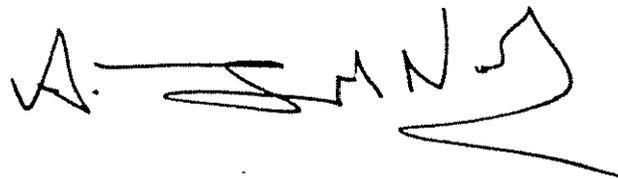
The Speaker (Mr. Snow) ruled the amendment in order.

Pursuant to order and on motion debate commenced on the amendment to the Budget motion (being a non-confidence motion) and on motion debate on the amendment was adjourned for further debate on tomorrow.

Pursuant to Standing Order 31, certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn.

The motion was carried.

The Speaker left the Chair until tomorrow Friday, May 19th at 9 o'clock in the morning.

A handwritten signature in black ink, appearing to read 'A. JOHN NOEL', with a large, sweeping flourish extending from the end of the name.

A. John Noel
Clerk of the House of Assembly

Friday, May 19th, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

Pursuant to order and on motion the following Bills were introduced and read a first time:

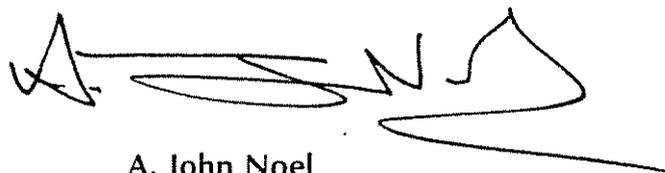
- A Bill "An Act To Amend The Pension Benefits Act"
(Bill No. 18)
- A Bill "An Act To Amend The City Of St. John's Act"
(Bill No. 19)
- A Bill "An Act To Amend The Mineral Act And The Mineral
Holdings Impost Act" (Bill No. 21)
- A Bill "An Act To Amend The Judicature Act" (Bill No. 20).

On motion it was ordered that the said Bills be read a second time on tomorrow.

Pursuant to order and on motion debate continued on the amendment to the Budget motion and on motion debate on the amendment was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow Tuesday, May 23rd at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Tuesday, May 23, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Pleasantville (Mr. Noel) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the value of Newfoundland and Labrador's fish resource continues to be a substantial factor in our economy;

AND WHEREAS government must do everything possible to create jobs and raise revenues necessary to maintain valuable public services at minimum and equitable tax levels;

AND WHEREAS government has a responsibility to ensure all citizens benefit to the highest and fairest extent from resources owned in common;

BE IT THEREFORE RESOLVED that the Government of Newfoundland and Labrador ensure that our fish resource is managed to provide the highest level of employment through maximum local processing where practical; and, where appropriate, through devising other means of ensuring the whole province benefits from value which may be derived above reasonable levels of return for harvesters and processors."

In reply to a question for which notice had been given, the Honourable the Minister of Fisheries, Food and Agriculture tabled an answer respecting the status of Government owned fish plants.

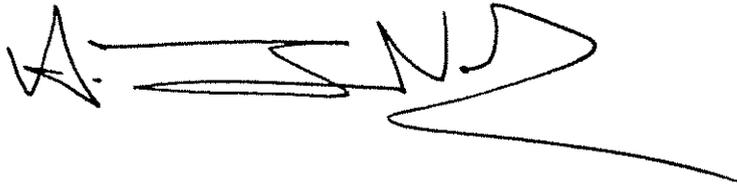
The Member for Green Bay presented a petition on behalf of residents of the Communities of Rattling Brook, Roberts Arm and Harry's Harbour requesting that these communities not be removed from the District of Green Bay by virtue of the proposed electoral boundaries redistribution.

Pursuant to order and on motion debate continued on the amendment to the Budget motion and on motion debate on the amendment was adjourned for further debate on tomorrow.

The Government House Leader (Mr. Roberts) announced that the motion standing in the name of the Member for Pleasantville (Mr. Noel) would be debated on Private Member's Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow Wednesday, May 24th, at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large, sweeping flourish at the end.

A. John Noel
Clerk of the House of Assembly

Wednesday, May 24th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Premier (Mr. Wells) made a statement to clarify several aspects of Government's tax regime as it will apply to the potential mining development at Voisey Bay.

In reply to a question for which notice had been given, the Honourable the Premier gave an oral answer and tabled statistics respecting out migration of the population from the Province.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Pleasantville (Mr. Noel):

"WHEREAS the value of Newfoundland and Labrador's fish resource continues to be a substantial factor in our economy;

AND WHEREAS government must do everything possible to create jobs and raise revenues necessary to maintain valuable public services at minimum and equitable tax levels;

AND WHEREAS government has a responsibility to ensure all citizens benefit to the highest and fairest extent from resources owned in common;

BE IT THEREFORE RESOLVED that the Government of Newfoundland and Labrador ensure that our fish resource is managed to provide the highest level of employment through maximum local processing where practical; and, where appropriate, through devising other means of ensuring the whole province benefits from value which may be derived above reasonable levels of return for harvesters and processors."

The Speaker (Mr. Snow) put the question on the Resolution.

The Speaker declared the Resolution carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow Thursday, May 25th, at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read "A. John Noel". The signature is stylized with a large initial "A" and "N".

A. John Noel
Clerk of the House of Assembly

Thursday, May 25th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) made a statement to announce that there were no accidents on the Province's highways during the Victoria Day holiday weekend.

By leave, the Honourable the Premier (Mr. Wells) made a statement to announce that the By-election for the District of Grand Falls will be held on June 27th, 1995.

The Honourable Government House Leader (Mr. Roberts) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Elections Act, 1991" (Bill No. 23).

The Honourable Government House Leader, on behalf of the Honourable Minister of Industry, Trade and Technology (Mr. Furey), gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Architects Act, The Chartered Accountants Act, The Dieticians Act, The Embalmers And Funeral Directors Act, The Engineers And Geoscientists Act, The Land Surveyors Act, 1991, The Private Investigation And Security Services Act And The Psychologists Act" (Bill No. 22).

The Honourable Minister of Health (Mr. L. Matthews) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Revise The Law Respecting Mental Health" (Bill No. 24).

The Member for Green Bay (Mr. Hewlett) presented a petition on behalf of residents of the Communities of King's Point, Springdale, Miles Cove, Sheppardville, Robert's Arm and Jackson's Cove requesting that these communities not be removed from the District of Green Bay by virtue of the proposed electoral boundaries redistribution.

The Honourable Government House Leader moved, seconded by the Leader of the Opposition (Ms. Verge), that the Speaker send a letter of condolence to the Member for Humber Valley Mr. Rick Woodford and his family on the passing of his mother.

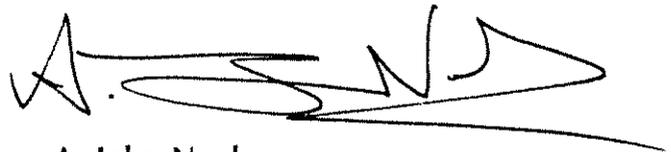
Pursuant to order and on motion the Bill entitled, "An Act Respecting The Good Faith Donation And Distribution Of Food" (Bill No. 100) was introduced and read a first time and on motion it was ordered that the said Bill be read a second time on tomorrow.

Pursuant to order and on motion debate continued on the amendment to the Budget motion and on motion debate on the amendment was adjourned for further debate on tomorrow.

Pursuant to Standing Order 31, certain questions raised by the Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn.

The motion was carried.

The Speaker left the Chair until tomorrow Friday, May 26th at 9 o'clock in the morning.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Friday, May 26th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) tabled the Reports of the **Public Tender Act** Exceptions for the months of March and April, 1995.

The Honourable the Premier (Mr. Wells) tabled the Annual Report and financial statements of the Advisory Council on the Economy, Newfoundland and Labrador, for the fiscal year April 1, 1993 to March 31, 1994.

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of residents of the Communities of Robert's Arm, King's Point, Jackson's Cove, Silverdale, Landgon's Cove and St. Patrick's requesting that these communities not be removed from the District of Green Bay by virtue of the proposed electoral boundaries redistribution.

The Member for St. Mary's - The Capes (Mr. Manning) presented a Petition on behalf of residents of his District requesting the Minister of Employment and Labour Relations to provide emergency funding to generate employment in the communities listed in the Petition.

By leave, the Government House Leader (Mr. Roberts) asked that the House send a letter of congratulations to Mr. Scott Chafe, a member of the Press Gallery, on the occasion of his 50th birthday.

Pursuant to order and on motion the following Bills were introduced and read a first time:

- | | |
|--------|---|
| A Bill | "An Act To Amend The Elections Act, 1991"
(Bill No. 23) |
| A Bill | "An Act To Amend The Architects Act, The Chartered Accountants Act, The Dieticians Act, The Embalmers And Funeral Directors Act, The Engineers And Geoscientists Act, The Land Surveyors Act, 1991, The Private Investigation And Security Services Act And The Psychologists Act" (Bill No. 22). |

On motion it was ordered that the said Bills be read a second time on tomorrow.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole.

The Speaker left the Chair.
Mr. Snow took the Chair of Committee.

The Committee considered and passed the Bill entitled, "An Act Respecting Advance Health Care Directives And The Appointment Of Substitute Health Care Decision Makers" (Bill No. 1).

On motion the Committee rose.
The Speaker resumed the Chair.

The Chairperson of the Committee of the Whole reported that the Committee had considered the matters to it referred and had passed the Bill entitled, "An Act Respecting Advance Health Care Directives And The Appointment Of Substitute Health Care Decision Makers" (Bill No. 1) without amendment and asked leave to sit again.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

On motion it was ordered that Bill No. 1 be read a third time presently.

Pursuant to order and on motion the Bill entitled, "An Act Respecting Advance Health Care Directives And The Appointment Of Substitute Health Care Decision Makers" (Bill No. 1) was read a third time and on motion it was ordered that Bill No. 1 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

Pursuant to order and on motion debate continued and concluded on the amendment to the Budget motion.

The Speaker put the question on the amendment to the Budget motion.

The motion to amend the Budget motion was defeated.

The Government House Leader moved that the House not adjourn at 12 noon.

The Speaker (Mr. Barrett) put the question that the House not adjourn at 12 noon.

The motion was carried.

Debate concluded on the Budget Speech.

The Speaker put the question on the Budget motion that he do now leave the Chair and that the House resolve itself into Committee of Ways and Means.

The Speaker left the Chair and Mr. Snow took the Chair of Committee of Ways and Means.

On motion the Committee of Ways and Means rose.
The Speaker resumed the Chair.

The Chairperson of the Committee of Ways and Means reported that the Committee had considered the matters to it referred, had made some progress and asked leave to sit again presently.

The Honourable the Minister of Finance and President of Treasury Board (Mr. Baker) informed the House he had received a Message from His Honour the Lieutenant-Governor.

The Message was read to the House by the Speaker as follows:

"April 12, 1995

The Honourable the Minister of Finance

I, the Lieutenant-Governor of the Province of Newfoundland, transmit Estimates required for the Public Service of the Province for the year ending March 31, 1996, by way of Further Supply and, in accordance with the provisions of the *Constitution Act, 1867*, I recommend these Estimates to the House of Assembly.

Frederick W. Russell
Lieutenant-Governor"

On motion of the Honourable the Government House Leader (Mr. Roberts) it was moved that the Message be referred to a Committee of the Whole on Supply.

The Speaker left the Chair.
Mr. Snow took the Chair of Committee of Supply.

The Committee of Supply considered and passed the total contained in the Estimates and directed that a Resolution and Bill be adopted to give effect to the same.

On motion the Committee of Supply rose.
The Speaker resumed the Chair.

The Chairperson of the Committee of Supply reported that the Committee of Supply had passed the amount of \$2,944,964,400 contained in the Estimates of Supply and asked leave to sit again.

Pursuant to order and on motion the Honourable the Government House Leader moved that the report of the Committee of the Whole on Supply with respect to the Estimates for 1995-96, together with a Resolution and Bill No. 8 consequent thereto be referred to a Committee of the Whole on Ways and Means and that the Speaker do now leave the Chair.

The Speaker put the motion and the motion was carried.

The Speaker left the Chair.
Mr. Snow took the Chair of Committee of Ways Means.

The Committee of Ways and Means considered and passed a Certain Resolution and a Bill entitled, "An Act For Granting Certain Sums Of Money For Defraying Certain Expenses Of The Public Service For The Financial Year Ending March 31, 1996 And For Other Purposes Relating To The Public Service" (Bill No. 8).

On motion the Committee of Ways and Means rose.
The Speaker resumed the Chair.

The Chairperson of the Committee of Ways and Means reported that the Committee of Ways and Means had considered the matters to it referred and had passed a certain Resolution and Bill No. 8 consequent thereto and recommended that Bill No. 8 be introduced to give effect to same.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again.

Pursuant to order and on motion the following Resolution was read a first and second time:

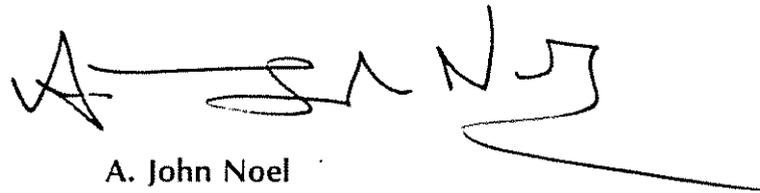
"That it is expedient to introduce a measure to provide for the granting to Her Majesty for defraying certain expenses of the Public Service for the financial year ending March 31, 1996, the sum of \$1,890,808,800."

Pursuant to order and on motion the Bill entitled, "An Act For Granting To Her Majesty Certain Sums Of Money For Defraying Certain Expenses Of The Public Service For The Financial Year Ending March 31, 1996 And For Other Purposes Relating To The Public Service" (Bill No. 8) was read a first, second and third time and passed.

On motion it was ordered that Bill No. 8 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, May 29th at 2 o'clock in the afternoon.

On motion the House then adjourned at accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Monday, May 29th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Natural Resources (Dr. Gibbons) made a statement respecting management of the the province's wood supply.

The Honourable the Government House Leader (Mr. Roberts) tabled the Annual Report of the Board of Commissioners of Public Utilities on the operations carried out under the **Automobile Insurance Act** for the period April 1, 1994 to March 31, 1995.

The Honourable the Minister of Finance and President of Treasury Board (Mr. Baker) tabled the Annual Report of the Administration of the **Pension Benefits Act**, for the fiscal year ended March 31st, 1995.

Pursuant to order and on motion debate was commenced and concluded on the Bill entitled, "An Act To Amend The Smoke-Free Environment Act" (Bill No. 11) and on motion it was ordered that Bill No. 11 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Smoke-Free Environment Act" (Bill No. 11) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate was commenced and concluded on the Bill entitled, "An Act To Amend The City Of St. John's Act" (Bill No. 19) and on motion it was ordered that Bill No. 19 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The City Of St. John's Act" (Bill No. 19) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

By leave, the Honourable the Government House Leader gave notice that he would on tomorrow move the following:

"THAT the Members for Bonavista North, Humber Valley and Trinity North are hereby appointed as a Select Committee to inquire into and to report upon the practicability, the utility, and the desirability of introducing a system of no-fault insurance to compensate persons who suffer damages as a result of the operation of motor vehicles in Newfoundland and Labrador, such inquiry and report to address the following issues, among others:

the relative merits in respect of Newfoundland and Labrador of a pure no-fault model, a threshold no-fault model, and a choice system;

the estimated cost of each plan, and in particular whether it will cause any rise in insurance premiums beyond that anticipated under the present tort system;

in the case of a threshold no-fault model, the appropriate threshold;

the financial implications for Government, including the recovery of hospital and medical care costs;

the potential of a no-fault plan to reduce the burden on the courts;

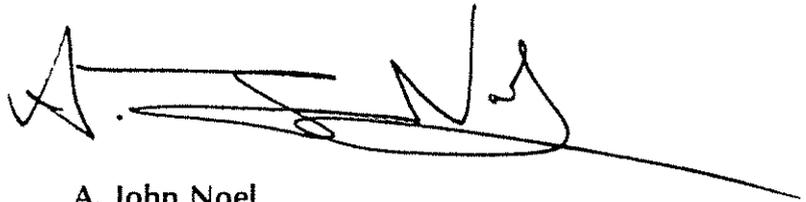
and generally the effect of the adoption of a new regime on those who own and operate motor vehicles, the insurance industry and the legal system.

THAT the Committee be authorized to send for persons and papers, to sit in Session and out, and to sit from place to place throughout Newfoundland and Labrador.

AND THAT the Committee are directed to report to the House by 30 June, 1996."

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, May 30th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal line extending to the right from the end of the signature.

A. John Noel
Clerk of the House of Assembly

Tuesday, May 30th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Tourism, Culture and Recreation (Mr. Grimes) made a statement to announce that Ms. Bernice Morgan had won the Canadian Authors' Association Literary Award for fiction for her latest book **Waiting for Time**.

The Honourable the Speaker (Mr. Dicks) tabled the Report of the Commission of Internal Economy for the 1994-95 fiscal year.

The Member for Fortune - Hermitage (Mr. Langdon) tabled the Report of the Select Committee appointed to inquire into the 1993-94 Report of the Commission of Members' Interests. On motion the Report was received and on motion the debate on the Report was deferred until tomorrow.

The Honourable the Minister of Employment and Labour Relations (Mr. Murphy) tabled the 1994 Annual Report and financial statements of the Workers' Compensation Commission.

Pursuant to order and on motion debate on the following motion No. 4 standing in the name of the Honourable the Government House Leader (Mr. Roberts) was commenced and concluded:

"THAT the Members for Bonavista North, Humber Valley and Trinity North be and they are hereby appointed as a Select Committee to inquire into and to report upon the practicability, the utility, and the desirability of introducing a system of no-fault insurance to compensate persons who suffer damages as a result of the operation of motor vehicles in Newfoundland and Labrador, such inquiry and report to address the following issues, among others:

the relative merits in respect of Newfoundland and Labrador of a pure no-fault model, a threshold no-fault model, and a choice system;

the estimated cost of each plan, and in particular whether it will cause any rise in insurance premiums beyond that anticipated under the present tort system;

in the case of a threshold no-fault model, the appropriate threshold;

the financial implications for Government, including the recovery of hospital and medical care costs;

the potential of a no-fault plan to reduce the burden on the courts;

and generally the effect of the adoption of a new regime on those who own and operate motor vehicles, the insurance industry and the legal system.

THAT the Committee be authorized to send for persons and papers, to sit in Session and out, and to sit from place to place throughout Newfoundland and Labrador.

AND THAT the Committee are directed to report to the House by 30 June, 1996."

The Speaker put the question on the motion.

The motion was carried.

Pursuant to order and on motion debate was commenced and concluded on Second Reading of the following Bills and on motion it was ordered that the following Bills be read a second time presently:

- | | |
|--------|--|
| A Bill | "An Act To Amend the Pension Benefits Act" (Bill No. 18) |
| A Bill | "An Act To Amend The Judicature Act" (Bill No. 20) |
| A Bill | "An Act To Amend The Architects And The Chartered Accountants Act, The Dieticians Act, The Embalmers And Funeral Directors Act, The Engineers And Geoscientists Act, The Land Surveyors Act, 1991, The Private Investigation And Security Services Act And The Psychologists Act" (Bill No. 22). |

On motion the said Bills were read a second time and on motion it was ordered that the said Bills be referred to a Committee of the Whole House presently.

It was agreed to stop the clock at 5 o'clock if necessary.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole.

The Speaker left the Chair.
Mr. Barrett took the Chair of Committee.

The Committee considered and passed the Bill entitled, "An Act To Amend The Smoke-Free Environment Act" (Bill No. 11).

The Committee considered and passed the Bill entitled, "An Act To Amend The City Of St. John's Act" (Bill No. 19).

The Committee considered and passed the Bill entitled, "An Act To Amend The Pension Benefits Act" (Bill No. 18).

The Committee considered the Bill entitled, "An Act To Amend The Judicature Act" (Bill No. 20).

The Honourable the Minister of Employment and Labour Relations (Mr. Murphy) moved the following amendment in Committee:

1. That Clause 1 of the Bill be amended by adding immediately after the word "judge" the words "as is from time to time required, to be held by a Chief Justice of Newfoundland or a Chief Justice of the Trial Division who has elected under the **Judges Act (Canada)** to perform only the duties of a judge of the Court of Appeal or the Trial Division, as the case may be."

The amendment was debated after which the Chairperson put the question and declared the amendment carried.

The Committee passed the Bill entitled, "An Act To Amend The Judicature Act" (Bill No. 20).

The Committee considered and passed the Bill entitled, "An Act To Amend The Architects Act, The Chartered Accountants Act, The Dieticians Act, The Embalmers And Funeral Directors Act, The Engineers And Geoscientists Act, The Land Surveyors Act, 1991, The Private Investigation And Security Services Act And The Psychologists Act" (Bill No. 22).

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee reported that the Committee had considered the matters to it referred and passed the following Bills, without amendment:

- A Bill "An Act To Amend The Smoke-Free Environment Act" (Bill No. 11)
- A Bill "An Act To Amend The City Of St. John's Act" (Bill No. 19)
- A Bill "An Act To Amend the Pension Benefits Act" (Bill No. 18)
- A Bill "An Act To Amend The Architects Act, The Chartered Accountants Act, The Dieticians Act, The Embalmers And Funeral Directors Act, The Engineers And Geoscientists Act, The Land Surveyors Act, 1991, The Private Investigation And Security Services Act And The Psychologists Act" (Bill No. 22).

On motion it was ordered that Bills No. 11, 19, 18 and 22 be read a third time presently by leave.

The Chairperson of the Committee also reported that the Committee had considered the matters to it referred and had passed the Bill entitled, "An Act To Amend The Judicature Act" (Bill No. 20), with an amendment, and asked leave to sit again.

The amendment to Bill No. 20 having been read a first and second time, on motion it was ordered that Bill No. 20 be read a third time presently by leave.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

Pursuant to order and on motion the following Bills were read a third time and passed:

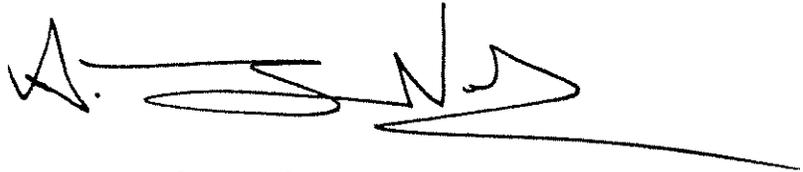
- A Bill "An Act To Amend The Smoke-Free Environment Act" (Bill No. 11)
- A Bill "An Act To Amend The City Of St. John's Act" (Bill No. 19)
- A Bill "An Act To Amend the Pension Benefits Act" (Bill No. 18)
- A Bill "An Act To Amend The Judicature Act" (Bill No. 20)
- A Bill "An Act To Amend The Architects And The Chartered Accountants Act, The Dieticians Act, The Embalmers And Funeral Directors Act, The Engineers And Geoscientists Act, The Land Surveyors Act, 1991, The Private Investigation And Security Services Act And The Psychologists Act" (Bill No. 22).

On motion it was ordered that the said Bills be printed being entitled as above and that they be submitted to His Honour the Lieutenant-Governor for His Assent.

It was announced that the motion for Private Members' Day would be the Second Reading Debate of the Bill entitled, "An Act Respecting The Good Faith Donation And Distribution Of Food" (Bill No. 100) standing in the name of the Member for Bonavista South (Mr. Fitzgerald).

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, May 31st at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read "A. John Noel". The signature is stylized with a large initial "A" and "N".

A. John Noel
Clerk of the House of Assembly

Wednesday, May 31st, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid), on behalf of the Honourable the Minister of Tourism, Culture and Recreation (Mr. Grimes), made a statement to mark the beginning of Tourism Week which will run from May 31st to June 10th.

The Honourable the Minister of Health (Mr. L. Matthews) made a statement respecting a three year pilot project on breast cancer screening.

By leave, the Member for St. John's East (Extern) (Mr. J. Byrne) asked that the Speaker send a letter of congratulations on behalf of the House to the Holy Trinity Senior Concert Band and Jazz Band on the occasion of the Bands' winning Gold Awards at the Musicfest Canada on May 17th in Calgary. The Honourable the Government House Leader (Mr. Roberts) and the Member for St. John's East (Mr. Harris) spoke in agreement.

The Honourable the Minister of Employment and Labour Relations (Mr. Murphy) tabled the Report of the Labrador West Dust Study (1982) Follow-up Report.

The Member for St. Mary's - The Capes (Mr. Manning) presented a Petition on behalf of residents of his District requesting the Minister of Employment and Labour Relations to provide emergency funding to generate employment in the communities listed in the Petition.

Pursuant to order and on motion debate commenced on the motion standing in the name of the Member for Bonavista South (Mr. Fitzgerald) that the Bill entitled, "An Act Respecting The Good Faith Donation And Distribution of Food" (Bill No. 100) be read a second time.

The Honourable the Government House Leader (Mr. Roberts) moved the following amendment:

"That the words after the word "that" be deleted and the following substituted:

THAT the House requests the Minister of Fisheries, Food and Agriculture, the Minister of Health and the Minister of Social Services to determine the legislative measures best suited to resolve the issues addressed by the Bill, and to report thereon to the House at an early time."

The House recessed for 20 minutes.

The Speaker resumed the Chair.

The Speaker (Mr. Snow) ruled that the amendment was in order.

Debate on the amendment commenced.

The Speaker put the question on the amendment to the motion.

The Speaker declared the amendment carried.

The Speaker put the question on the motion as amended.

The Speaker declared the motion as amended carried.

The Sergeant-at-Arms announced the arrival of His Honour the Lieutenant-Governor.

His Honour the Lieutenant-Governor took the Chair.

The Speaker addressed His Honour as follows:

"It is my agreeable duty on behalf of Her Majesty's dutiful and Loyal subjects, Her Faithful Commons in Newfoundland, to present to Your Honour a Bill for the appropriation of Supply granted in the present Session."

Whereupon the Clerk read the following Bill:

A Bill "An Act For Granting To Her Majesty
 Certain Sums Of Money For Defraying
 Certain Expenses Of The Public Service
 For The Financial Year Ending March 31,
 1996 And For Other Purposes Relating To
 The Public Service" (Bill No. 8).

His Honour the Lieutenant-Governor then said, "In Her Majesty's Name, I thank her Loyal Subjects, I accept their benevolence and I Assent to this Bill".

The Speaker further addressed His Honour as follows:

"May it please Your Honour, the General Assembly of the Province has at its present Session passed certain Bills, to which, in the name and on behalf of the General Assembly, I respectfully request Your Honour's Assent."

Whereupon the Clerk read the following Bills:

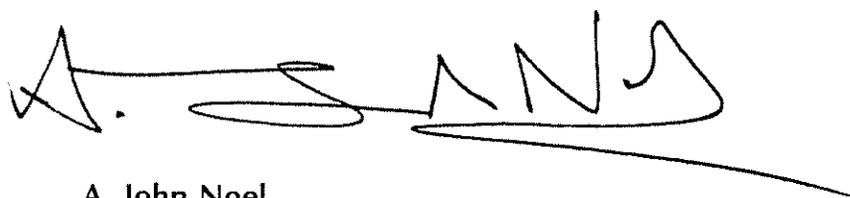
- A Bill "An Act Respecting Advance Health Care Directives And The Appointment Of Substitute Health Care Decision Makers" (Bill No. 1)
- A Bill "An Act To Amend The Smoke-Free Environment Act" (Bill No. 11)
- A Bill "An Act To Amend The City Of St. John's Act" (Bill No. 19)
- A Bill "An Act To Amend The Pension Benefits Act" (Bill No. 18)
- A Bill "An Act To Amend the Judicature Act" (Bill No. 20)
- A Bill "An Act To Amend The Architects Act, The Chartered Accountants Act, The Dieticians Act, The Embalmers And Funeral Directors Act, The Engineers And Geoscientists Act, The Land Surveyors Act, 1991, The Private Investigation And Security Services Act And The Psychologists Act" (Bill No. 22).

His Honour the Lieutenant-Governor then said, "In Her Majesty's Name, I Assent to these Bills".

His Honour then left the Chamber.

The Honourable the Government House Leader moved, "That when this House adjourns today, it stands adjourned until the call of the Chair. The Speaker, or in his absence from the Province the Deputy Speaker, may give notice and thereupon the House shall meet at the time and date stated by the Notice of the proposed sitting. And I also move that this House now adjourn."

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Tuesday, June 13th, 1995

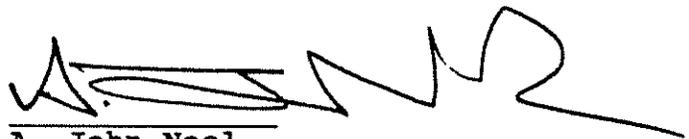
Be it known on this day in accordance with section 273(3) of the **Elections Act, 1991**, the Chief Electoral Officer sent to the Speaker and all Members of the House of Assembly the first Annual Report on Election Finances covering the period October 1, 1993 to December 31, 1994. This Report is deemed to have been tabled in the House of Assembly on this day.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal stroke extending to the right.

A. John Noel
Clerk of the House of Assembly

Tuesday, July 11, 1995

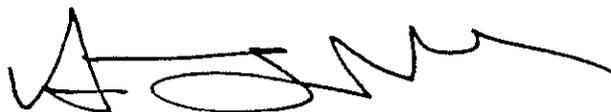
Be it known that on this day there appeared before the Honourable Frederick W. Russell, Lieutenant-Governor of the Province of Newfoundland, Michael J. Mackey, Member returned for the District of Grand Falls in the By-Election held on June 27, 1995, who took and subscribed to the Oath of Allegiance in the presence of the Clerk of the House of Assembly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal line extending to the right.

A. John Noel,
Clerk of the House of Assembly.

Wednesday, August 9, 1995

Be it known on this day the Honourable Paul D. Dicks, Q.C., M.H.A. tendered his resignation as Speaker of the House of Assembly to the Clerk of the House. Subsequently, the Clerk advised His Honour the Lieutenant-Governor.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Monday, October 16, 1995

At 11 o'clock in the morning, the Clerk of the House of Assembly and the Sergeant-at-Arms entered the Assembly Chamber. The doors were closed. The Sergeant-at-Arms placed the Mace upon the brackets under the Table.

The Clerk of the House addressed Members as follows:

"Members of the House of Assembly:

On the morning of August 9, 1995, I received from the Honourable Paul Dicks, the Member for the District of Humber West, his letter of resignation as Speaker of this Assembly. In accordance with the constitutional convention, I subsequently advised His Honour the Lieutenant-Governor of the vacancy in the Office of the Speaker."

In accordance with the constitutional convention, the following Commission was issued to the Clerk of the House:

"ELIZABETH THE SECOND, by the Grace of God of the United Kingdom, Canada and Her Other Realms and Territories QUEEN, Head of the Commonwealth, Defender of the Faith.

To Alexander Hickman
Administrator

Edward Roberts
Minister of Justice

Commission

To:

A. John Noel
Clerk of the House of Assembly

GREETING:

Whereas by a letter of resignation addressed to you as Clerk of the House of Assembly, the Honourable Paul Dicks, Q.C., M.H.A., vacated the position of Speaker of the House of Assembly on 9 August, 1995;

AND WHEREAS the House of Assembly will resume sitting at 2 o'clock in the afternoon on 16 October, 1995 in accordance with the adjournment motion passed by the House of Assembly on 31 May, 1995;

AND WHEREAS it is not convenient to bring the Assembly together on the said day until the Members of the House of Assembly have proceeded to the choice of Speaker, you, A. John Noel, are hereby authorized and directed to signify to the Members of the House of Assembly on 16 October, 1995, that it is my pleasure that they should proceed to the choice of some person to be their Speaker and present such person on that day for my approbation.

Witness: Our trusty and well-beloved the
Honourable T. Alexander Hickman,
Administrator in and for our
Province of Newfoundland.

AT OUR GOVERNMENT HOUSE in our City
of St. John's this 12th day of
October, in the year of Our Lord
one thousand nine hundred and
ninety five and in the forty-fourth
year of our Reign.

BY COMMAND

sgd. Arthur Reid
REGISTRAR GENERAL"

The Clerk of the House then said:

"I have received from the Crown a Commission under the Great Seal which reads in part: I have it in command of His Honour the Administrator to acquaint you that His Honour having been informed of the vacancy in the Office of Speaker of this Assembly and it being necessary that a Speaker of this Assembly should be chosen, it is His Honour's pleasure that you do proceed to the appointment of some proper person to be your Speaker; and that you present that person whom you shall so choose, here, today at two o'clock, for His Honour's approval."

The Honourable the Premier (Mr. Wells) then addressing himself to the Clerk, who standing up pointed to him and then sat down, moved "that Lloyd George Snow, Member for the District of Trinity - Bay de Verde, do take the Chair of this House as Speaker" which motion was seconded by the Leader of the Opposition (Ms. Verge).

No other person being proposed as Speaker, the question was put by the Clerk that Lloyd George Snow do take the Chair as Speaker of the House.

The motion was unanimously carried.

Mr. Snow was then conducted to and placed in the Chair by the Honourable Premier and the Leader of the Opposition.

The Sergeant-at-Arms placed the Mace on the Table.

Whereupon, the Speaker, standing on the steps, addressed the House, expressing his gratitude to Honourable Members for the high honour unanimously conferred upon him.

The Honourable the Premier moved, seconded by the Leader of the Opposition, that Percy Barrett, the Member for the District of Bellevue be elected Deputy Speaker of the House.

The motion was put by the Speaker and unanimously carried.

The Honourable the Premier, seconded by the Leader of the Opposition, moved that Melvin Penney, Member for the District of Lewisporte be elected as Deputy Chairperson of Committees.

The motion was put by the Speaker and unanimously carried.

The House then adjourned until 2 o'clock in the afternoon.

A handwritten signature in black ink, appearing to be 'A. John Noel', written in a cursive style.

A. John Noel
Clerk of the House of Assembly

Monday, October 16, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

At 2 o'clock the Sergeant-at-Arms notified the Speaker that His Honour the Administrator, Honourable T. Alexander Hickman, had arrived.

His Honour the Administrator entered the Assembly Chamber preceded by the Sergeant-at-Arms.

The Speaker left the Chair, whereupon the Administrator having taken his seat, the Honourable the Premier (Mr. Wells) addressed His Honour as follows:

"May it please Your Honour:

The House of Assembly, agreeable to Your Honour's Command, have proceeded to the choice of a Speaker, and have elected Lloyd George Snow, Esquire, Member for the District of Trinity - Bay de-Verde, to that office, and by their direction, I present him for Your Honour's approval."

His Honour was then pleased to reply:

"On behalf of Her Majesty, I assure you of my sense of your efficiency and I do most fully approve and confirm you as the Speaker."

Whereupon the Speaker addressed His Honour as follows:

"Your Honour having approved the choice of this House in constituting me as its Speaker, it now becomes my duty in the name of the representatives of Her Majesty's loyal subjects, the people of this Province, respectfully to claim of Your Honour their accustomed rights and privileges, especially that they shall have freedom of speech in their debates that they may be free from arrest during their attendance in Parliament and that I, as Speaker, may have full access to Your Honour's presence at all reasonable times, and that they have confirmed to them all their ancient rights and privileges which have been confirmed to them by Your Honour's predecessors."

His Honour was pleased to reply:

"On behalf of Her Majesty I do confirm this House in the enjoyment of all its ancient and undoubted rights and privileges."

His Honour then left the Assembly Chamber.

The Speaker resumed the Chair.

The Honourable the Premier made a statement to welcome to the House two new Members, namely, Mr. Michael Mackey, the Member for the District of Grand Falls and Mr. Gary Vey, the Member elect for the District of Gander.

The Honourable the Premier gave notice he would on tomorrow move the following Resolution:

RESOLUTION

"WHEREAS section 43 of the Constitution Act, 1982 provides that an amendment to the Constitution of Canada in relation to any provision that applies to one or more, but not all, provinces may be made by proclamation issued by the Governor General under the Great Seal of Canada where so authorized by resolutions of the Senate and House of Commons and of the legislative assembly of each province to which the amendment applies;

AND WHEREAS Term 17 of the Terms of Union of Newfoundland with Canada provides as follows:

"17. (1) In lieu of section ninety-three of the Constitution Act, 1867, the following Term shall apply in respect of the Province of Newfoundland:

In and for the Province of Newfoundland the Legislature shall have exclusive authority to make laws in relation to education, but the Legislature will not have authority to make laws prejudicially affecting any right or privilege with respect to denominational schools, common (amalgamated) schools, or denominational colleges, that any class or classes of persons have by law in Newfoundland at the date of Union, and out of public funds of the Province of Newfoundland, provided for education,

(a) all such schools shall receive their share of such funds in accordance with scales determined on a non-discriminatory basis from time to time by the Legislature for all schools then being conducted under authority of the Legislature; and

(b) all such colleges shall receive their share of any grant from time to time voted for all colleges then being conducted under authority of the Legislature, such grant being distributed on a non-discriminatory basis.

(2) For the purposes of paragraph one of this Term, the Pentecostal Assemblies of Newfoundland have in Newfoundland all the same rights and privileges with respect to denominational schools and denominational colleges as any other class or classes of persons had by law in Newfoundland at the date of Union, and the words "all such schools" in paragraph (a) of paragraph one of this Term and the words "all such colleges" in paragraph (b) of paragraph one of this Term include, respectively, the schools and the colleges of the Pentecostal Assemblies of Newfoundland."

NOW THEREFORE the House of Assembly of the Province of Newfoundland resolves that His Excellency the Governor General be authorized to issue a proclamation under the Great Seal of Canada amending the Constitution of Canada in accordance with the Schedule set forth below;

AND BE IT FURTHER RESOLVED that upon approval and adoption by this House of this Resolution, the Speaker be directed to forward a true copy of this Resolution to His Excellency the Governor General, certifying that the provisions of the Constitution Act, 1982, respecting the adoption of a Resolution by the House of Assembly of Newfoundland have been met.

SCHEDULE
AMENDMENT TO THE
CONSTITUTION OF CANADA

1. Term 17 of the Terms of Union of Newfoundland with Canada set out in the Schedule to the **Newfoundland Act** is repealed and the following substituted therefor:

"17. In lieu of section ninety-three of the **Constitution Act, 1867**, the following shall apply in respect of the Province of Newfoundland:

In and for the Province of Newfoundland, the Legislature shall have exclusive authority to make laws in relation to education but

- (a) except as provided in paragraphs (b) and (c), schools established, maintained and operated with public funds shall be denominational schools, and any class of persons having rights under this Term as it read on January 1, 1995 shall continue to have the right to provide for religious education, activities and observances for the children of that class in those schools, and the group of classes that formed one integrated school system by agreement in 1969 may exercise the same rights under this Term as a single class of persons;
- (b) subject to provincial legislation that is uniformly applicable to all schools specifying conditions for the establishment or continued operation of schools,
 - (i) any class of persons referred to in paragraph (a) shall have the right to have a publicly funded denominational school established, maintained and operated especially for that class, and
 - (ii) the Legislature may approve the establishment, maintenance and operation of a publicly funded school, whether denominational or non-denominational;
- (c) where a school is established, maintained and operated pursuant to subparagraph (b)(i), the class of persons referred to in that subparagraph shall continue to have the right to provide for religious education, activities and observances and to direct the teaching of aspects of curriculum affecting religious beliefs, student admission policy and the assignment and dismissal of teachers in that school;

- (d) all schools referred to in paragraphs (a) and (b) shall receive their share of public funds in accordance with scales determined on a non-discriminatory basis from time to time by the Legislature; and
- (e) if the classes of persons having rights under this Term so desire, they shall have the right to elect in total not less than two thirds of the members of a school board, and any class so desiring shall have the right to elect the portion of that total that is proportionate to the population of that class in the area under the board's jurisdiction."

Citation

- 2. This Amendment may be cited as the **Constitution Amendment, year of proclamation (Newfoundland Act)**.

ANNEXE
MODIFICATION DE LA
CONSTITUTION DU CANADA

1. La clause 17 des Conditions de l'union de Terre-Neuve avec le Canada figurant à l'annexe de la **Loi sur Terre-Neuve** est abrogée et remplacée par ce qui suit :

17. En ce qui concerne la province de Terre-Neuve, le texte qui suit s'applique au lieu de l'article quatre-vingt-treize de la **Loi constitutionnelle de 1867**.

Dans la province de Terre-Neuve et pour ladite province, la Législature a le pouvoir exclusif d'édicter des lois sur l'enseignement, mais :

- a) sauf dans la mesure prévue aux alinéas b) et c), sont confessionnelles les écoles dont la création, le maintien et le fonctionnement sont soutenus par les deniers publics; toute catégorie de personnes jouissant des droits prévus par la présente clause, dans sa version au 1^{er} janvier 1995, conserve le droit d'assurer aux enfants qui y appartiennent l'enseignement religieux, l'exercice d'activités religieuses et la pratique de la religion à l'école; les droits des catégories de personnes qui se sont regroupées par un accord conclu en 1969 pour constituer un système scolaire unifié sont assimilés à ceux dont jouit une catégorie de personnes en application de la présente clause;

- b) sous réserve du droit provincial d'application générale prévoyant les conditions de la création ou du fonctionnement des écoles :
 - (i) toute catégorie de personnes visée à l'alinéa a) a le droit de créer, maintenir et faire fonctionner une école soutenue par les deniers publics,
 - (ii) la Législature peut approuver la création, le maintien et le fonctionnement d'une école soutenue par les deniers publics, qu'elle soit confessionnelle ou non;
- c) toute catégorie de personnes qui exerce le droit prévu au sous-alinéa b) (i) conserve le droit d'assurer l'enseignement religieux, l'exercice d'activités religieuses et la pratique de la religion à l'école ainsi que d'y régir les activités académiques touchant aux croyances religieuses, la politique d'admission des étudiants et l'affectation et le congédiement des professeurs;
- d) les écoles visées aux alinéas a) et b) reçoivent leur part des deniers publics conformément aux barèmes fixés par la Législature sur une base exempte de différenciation injuste;
- e) si elles le désirent, les catégories de personnes jouissant des droits prévus par la présente clause ont le droit d'élire une proportion d'au moins deux tiers des membres d'un conseil scolaire et une de ces catégories a le droit d'élire le nombre de membres de cette proportion qui correspond au pourcentage de la population qu'elle représente dans le territoire qui est du ressort du conseil.

Titre

2. Titre de la présente modification : **Modification constitutionnelle de l'année de la proclamation (Loi sur Terre-Neuve).**"

The Honourable the Minister of Natural Resources (Dr. Gibbons) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 And The Crown Lands Act" (Bill No. 35).

The Honourable the Minister of Justice (Mr. Roberts) gave notice that he would on tomorrow ask leave to introduce the following Bills entitled:

A Bill "An Act To Amend The Children's Law Act" (Bill No. 34)

A Bill "An Act To Amend The Jury Act" (Bill No. 33)

A Bill "An Act To Provide For the Transfer Of The Trusteeship And Agency Business Of Central Guaranty Trust Company To TD Trust Company" (Bill No. 30).

The Honourable the Minister of Finance and Treasury Board (Mr. Dicks) gave notice that he would on tomorrow ask leave to introduce the following Bills entitled:

A Bill "An Act To Amend The Government Money Purchase Pension Plan Act, The Public Service Pensions Act, 1991, The Teachers' Pension Act, The Uniformed Services Pensions Act, 1991, The Memorial University Pensions Act, Chapter 18 of The Statutes Of Newfoundland, 1993 And the Pension Contributions Reductio Act" (Bill No. 29)

A Bill "An Act To Revise And Consolidate The Law Respecting Credit Unions" (Bill No. 28).

The Honourable the Minister of Environment (Mr. Aylward) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Waste Material Disposal Act And The Summary Proceedings Act" (Bill No. 27).

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of certain communities in his District requesting that these communities not be removed from the District of Green Bay in accordance with the proposed electoral boundaries redistribution.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the following Bills and on motion it was ordered that the following Bills be read a second time presently:

A Bill "An Act To Amend The Hospital And Nursing Home Association Act" (Bill No. 9)

A Bill "An Act To Amend The Social Workers Association Act" (Bill No. 2).

On motion the said Bills were read a second time and on motion it was ordered that the said Bills be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Amend The Evidence Act" (Bill No. 16) and on motion debate was adjourned for further debate on tomorrow.

By leave, the Member for Mount Scio - Bell Island (Mr. Walsh) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the Port aux Basques - North Sydney crossing is an essential economic and social link between Newfoundland and mainland Canada;

AND WHEREAS the Port aux Basques - North Sydney crossing is the main service offered by Marine Atlantic in Atlantic Canada and will within a year be the only essential service offered by Marine Atlantic;

AND WHEREAS the Port aux Basques - North Sydney crossing is vital to the economic development of our province;

AND WHEREAS this province will be the only province without a fixed link to the rest of Canada;

BE IT RESOLVED that this House of Assembly call on the federal government to:

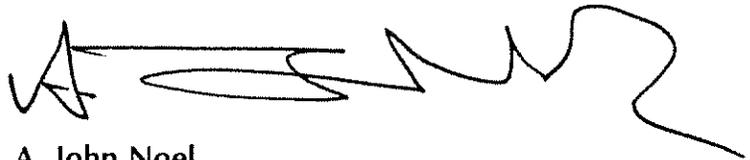
- 1.) Designate the Port aux Basques - North Sydney crossing as an extension to the Trans Canada Highway;
- 2.) Declare Marine Atlantic employees as essential and put in place a dispute resolution procedure which would prevent strikes."

The Honourable the Government House Leader (Mr. Roberts) announced that the motion standing in the name of the Member for Mount Scio - Bell Island would be debated on Private Members' Day on Wednesday.

It being 5 o'clock, it was agreed to stop the clock for a few minutes.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, October 17th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal line extending to the right.

A. John Noel
Clerk of the House of Assembly

Tuesday, October 17th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Fisheries Food and Agriculture (Dr. Hulan) tabled:

- a) the Annual Report and audited financial statements of the Newfoundland Crop Insurance Agency and the Newfoundland Crop Insurance Fund for the period April 1, 1994 to March 31, 1995; and
- b) the Annual Report and audited financial statements of the Livestock Owners Compensation Board and the Livestock Insurance Fund for the fiscal year ended March 31, 1995.

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 26).

The Honourable the Minister of Employment and Labour Relations (Mr. Murphy) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Workers' Compensation Act" (Bill No. 4).

The Honourable the Minister of Finance and President of Treasury Board (Mr. Dicks) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991 and the Uniformed Services Pensions Act, 1991" (Bill No. 25).

In reply to a question for which notice had been given, the Honourable the Premier (Mr. Wells) tabled the quarterly interprovincial out-migration for Newfoundland from 1961 to date. The Honourable the Premier also tabled the 1995 Fraser Forum publication entitled, "Waiting Your Turn: Hospital Waiting Lists in Canada".

The Member for Bonavista South (Mr. Fitzgerald) presented a Petition on behalf of residents of his District requesting funding to build a suitable access to the school parking lot at the Anthony Paddon Elementary School in Musgravetown.

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of residents of his District respecting the reduction in the number of teaching units in the H. L. Strong School in Little Bay Islands.

The Member for Baie Verte - White Bay (Mr. Shelley) presented a Petition on behalf of residents of his District expressing concern with the reduction in expenditures by the Department of Works, Services and Transportation with respect to road transportation safety.

Pursuant to order and on motion debate commenced on the Resolution, being Motion No. 11 standing in the name of the Honourable the Premier with respect to an Amendment to the Constitution of Canada (Term 17 of the Terms of Union of Newfoundland with Canada).

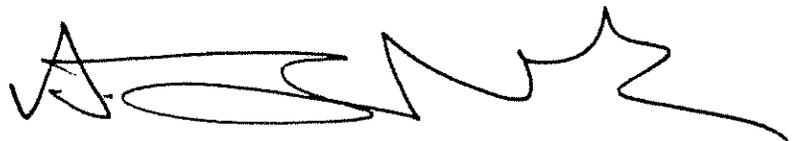
The Member for Conception Bay South (Ms. Cowan) moved that the House not adjourn at 5 o'clock in the afternoon.

The Speaker (Mr. Penney) put the motion and declared the motion carried.

Debate continued on the Resolution to amend the Constitution of Canada and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, October 18th at 2 o'clock in the afternoon.

On motion the House then adjourned at 5:02 o'clock.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal line extending to the right.

A. John Noel
Clerk of the House of Assembly

Wednesday, October 18th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable Minister of Social Services (Ms. Young) made a statement to recognize October 18th as Persons Day.

In accordance with section 273 (3) of the **Elections Act, 1991**, the Honourable the Speaker tabled the first annual report on Election Financing covering the period October 1, 1993 to December 31, 1994.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Mount Scio - Bell Island (Mr. Walsh):

"WHEREAS the Port aux Basques - North Sydney crossing is an essential economic and social link between Newfoundland and mainland Canada;

AND WHEREAS the Port aux Basques - North Sydney crossing is the main service offered by Marine Atlantic in Atlantic Canada and will within a year be the only essential service offered by Marine Atlantic;

AND WHEREAS the Port aux Basques - North Sydney crossing is vital to the economic development of our province;

AND WHEREAS this province will be the only province without a fixed link to the rest of Canada;

BE IT RESOLVED that this House of Assembly call on the federal government to:

- 1.) Designate the Port aux Basques - North Sydney crossing as an extension to the Trans Canada Highway;
- 2.) Declare Marine Atlantic employees as essential and put in place a dispute resolution procedure which would prevent strikes."

The Member for Humber Valley (Mr. Woodford) moved, seconded by the Member for St. John's East Extern (Mr. J. Byrne) the following amendment to the Resolution.

"That the resolution before the Honourable House of Assembly be amended by adding the following:

BE IT FURTHER RESOLVED that the provincial government request the federal government to exclude from their commercialization plans the operation of Marine Atlantic's ferry service between Port aux Basques and North Sydney."

The Speaker (Mr. Barrett) ruled that the amendment was in order.

Debate continued on the amendment to the Resolution.

The Speaker put the question on the amendment to the Resolution.

The Speaker declared the amendment carried.

The Speaker put the question on the Resolution as amended.

The Speaker declared the Resolution as amended, carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, October 19th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly



A. John Noel
Clerk of the House of Assembly

Thursday, October 19, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid) made a statement respecting a fire that took place at the Irving Oil Storage Tank Facility on the Southside of St. John's Harbour last evening.

The Honourable the Minister of Finance and Treasury Board (Mr. Dicks) tabled the financial statements of the Province of Newfoundland Pooled Pension Fund for the year ended December 31, 1994.

The Honourable the Minister of Finance and Treasury Board also tabled the following:

- (a) A Special Warrant as authorized by Order-in-Council 95-305 under section 28(2) of the **Financial Administration Act** for \$5,000,000 to be expended under the Department of Industry, Trade and Technology Head of Expenditure;
- (b) A Special Warrant as authorized by Order-in-Council 95-338 under section 28(2) of the **Financial Administration Act** for 3,000,000 to be expended under the Department of Works, Services and Transportation Head of Expenditure;
- (c) A Special Warrant as authorized by Order-in-Council 95-342 under section 28(2) of the **Financial Administration Act** for \$7,200,000 to be expended under the Department of Works, Services and Transportation Head of Expenditure;
- (d) A Special Warrant as authorized by Order-in-Council 95-343 under section 28(2) of the **Financial Administration Act** for \$1,800,000 to be expended under the Legislature Head of Expenditure..
- (e) A Special Warrant as authorized by Order-in-Council 95-390 under section 28(2) of the **Financial Administration Act** for \$9,255,000 to be expended under the Department of Tourism, Culture and Recreation Head of Expenditure.

By leave, the Honourable the Government House Leader (Mr. Roberts) moved that Motion 13 standing in the name of the Honourable the Minister of Employment and Labour Relations be changed to read the "Honourable the Minister of Finance and Treasury Board".

The Speaker put the motion and the motion was carried.

In reply to a question for which notice had been given, the Honourable Minister of Environment (Mr. Aylward) gave an answer in relation to the Beaver Brook Underground Exploration Antimony Project. The Minister also tabled:

- (a) the registration pursuant to section 6 of the **Environment Assessment Act** for underground exploration at the Beaver Brook Antimony Project by Roycefield Resources; and
- (b) the Beaver Brook Underground Exploration Environment Protection Plan.

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of certain communities in his District requesting that these communities not be removed from the District of Green Bay in accordance with the proposed electoral boundaries redistribution .

Pursuant to order and on motion the following Bills were introduced and read a first time:

- A Bill "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 and The Crown Lands Act" (Bill No. 35)
- A Bill "An Act To Amend the Children's Law Act" (Bill No. 34)
- A Bill "An Act To Amend The Jury Act, 1991" (Bill No. 33)
- A Bill "An Act To Provide For The Transfer Of The Trusteeship And Agency Business Of Central Guaranty Trust Company to TD Trust Company" (Bill No. 30)
- A Bill "An Act To Amend The Government Money Purchase Plan Act, The Public Service Pensions Act, 1991, The Teachers' Pension Act, The Uniformed Services Pensions Act, 1991, The Memorial University Pensions Act, Chapter 18 of The Statutes of Newfoundland, 1993 And The Pensions Contributions Reduction Act" (Bill No. 29)
- A Bill "An Act To Revise And Consolidate The Law Respecting Credit Unions" (Bill No. 28)

- A Bill "An Act To Amend The Waste Material Disposal Act and the Summary Proceedings Act" (Bill No. 27)
- A Bill "An Act To Amend The Highway Traffic Act" (Bill No. 26)
- A Bill "An Act To Amend the Public Service Pensions Act, 1991 and the Uniformed Services Pensions Act, 1991 (Bill No. 25)
- A Bill "An Act To Amend The Workers' Compensation Act" (Bill No. 4).

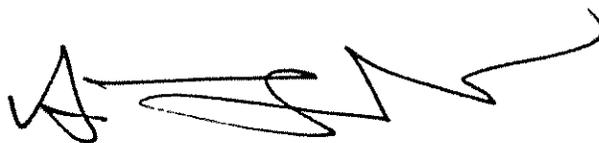
On motion it was ordered that the said Bills be read a second time on tomorrow.

Pursuant to order and on motion debate continued on the Resolution, being Motion No. 14 standing in the name of the Honourable the Premier with respect to an Amendment to the Consitution of Canada (Term 17 of the Terms of Union of Newfoundland with Canada) and on motion debate was adjourned for further debate on tomorrow.

Pursuant to Standing Order 31, certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn and it was further moved that the House adjourn until tomorrow, Monday at 2 o'clock..

The motion was carried.

The Speaker left the Chair until tomorrow, Monday, October 23rd at 2 o'clock in the afternoon.



A. John Noel
Clerk of the House of Assembly

Monday, October 23rd, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Finance and Treasury Board (Mr. Dicks) tabled a Special Warrant as authorized under Order-in-Council 95-492 under section 28(2) of the **Financial Administration Act** for \$160,500 to be expended under the Legislative Head of Expenditure.

The Member for Placentia (Mr. Careen) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the Rural Development movement in Newfoundland and Labrador has played a lead role in social and economic development in this province for almost 30 years;

AND WHEREAS the 59 regional development associations making up this movement provide a unique mechanism for rural people to help determine and shape their own economic destiny;

AND WHEREAS many smaller communities rely almost entirely on their own local development associations as a forum and a focus for issues of concern to them;

AND WHEREAS the recommendations of the Task Force on Community Economic Development, as presently being implemented, could lead to seriously jeopardize the opportunity for increased co-operation among all community development organizations at the regional and provincial levels;

AND WHEREAS effective community economic development depends on the involvement and participation of a strong and committed volunteer sector;

BE IT RESOLVED that this House of Assembly unanimously agree to provide administrative support for development associations and their volunteer members until such time as zonal boards are in a position to provide such administrative support and assistance."

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of residents of Port Anson in his District requesting the Government to cut away trees and scrubs from the highway for purposes of the safety of the travelling public.

The Member for St. Mary's - the Capes (Mr. Manning) presented a Petition on behalf of residents of his District supporting the Janeway Child Health Centre as a stand alone children's hospital.

Pursuant to order and on motion debate continued on the Resolution, being motion No. 4 standing in the name of the Honourable the Premier with respect to an amendment to the Constitution of Canada (Term 17 of the Terms of Union of Newfoundland with Canada) and on motion debate was adjourned for further debate on tomorrow.

The Government House Leader announced that the motion standing in the name of the Member for Placentia (Mr. Careen) would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, October 24th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a large, sweeping flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Tuesday, October 24th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Premier (Mr. Wells) made a statement to celebrate the 50th anniversary of the establishment of the United Nations.

The Honourable the Minister of Industry, Trade and Technology (Mr. Furey) made a statement to recognize Mr. Lorne Janes who was recently elected the National Chairman of the Canadian Manufacturers Association.

The Honourable the Speaker reported to the House with respect to the membership on the Commission of Internal Economy. The Members are:

The Hon. Minister of Justice and Attorney General
The Hon. Minister of Finance & President of Treasury Board
The Hon. Minister of Education & Training
The Member for Grand Bank
The Member for Burin - Placentia West
The Member for Bellevue
The Hon. the Speaker.

The Member for Humber Valley (Mr. Woodford) presented a Petition on behalf of residents of Jackson's Arm, Pollard's Point and Sop's Arm in his District requesting the Department of Education to provide funding to construct a new school during this fiscal year.

The Member for Baie Verte - White Bay (Mr. Shelley) presented a Petition on behalf of residents of his District expressing concern with the reduction in the expenditures by the Department of Works, Services and Transportation with respect to road safety.

The Honourable the Government House Leader (Mr. Roberts) moved that the House not adjourn at 5 o'clock. The Speaker put the question on the motion and the motion was carried.

Pursuant to order and on motion debate continued on the Resolution, being motion No. 4 standing in the name of the Honourable the Premier with respect to an amendment to the Constitution of Canada (Term 17 of the Terms of Union of Newfoundland with Canada).

The Member for Twillingate (Mr. Carter) moved, seconded by the Member for Fogo (Mr. Tulk) "That the English version of the Schedule to the Constitutional Resolution which would amend Term 17 of the Terms of Union of Newfoundland with Canada be amended as follows:

- (a) in line 11 of paragraph (a) by deleting the words "provide for" and by substituting the words "direct and determine";
- (b) by deleting the six lines before subparagraphs (i) and (ii) of paragraph (b) and by substituting the following:
"(b) where numbers warrant,"
- (c) in line 7 of paragraph (c) to insert the words "to determine and" after the words "to have the right"; and
- (d) in line 11 of paragraph (c) to insert the words "and determine" after the words "and to direct"."

The House recessed for 10 minutes after which the Speaker (Mr. Barrett) resumed the Chair and ruled that the amendment presented by the Member for Twillingate was in order.

Debate commenced on the Amendment to Motion No. 4.

At 6:40 o'clock in the evening, the House recessed for 20 minutes after which the Speaker (Mr. Penney) resumed the Chair.

The Speaker put the question on the amendment to Motion No. 4.

The House divided.

There appeared in favour of the motion: Mr. W. Matthews, Mr. Sullivan, Mr. Tobin, Mr. A. Snow, Mr. Woodford, Mr. Windsor, Mr. Hewlett, Mr. J. Byrne, Mr. Manning, Mr. Shelley, Mr. Fitzgerald, Mr. Careen, Mr. Mackey, Mr. Harris, Mr. Flight, Mr. Carter, Dr. Kitchen, Mr. Smith.

Against: The Hon. the Premier (Mr. Wells), the Hon. the Minister of Justice & Attorney General (Mr. Roberts), the Hon. the Minister of Industry, Trade & Technology (Mr. Furey), the Hon. the Minister of Education & Training (Mr. Decker), the Hon. the Minister of Works, Services & Transportation (Mr. Efford), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Finance & Treasury Board (Mr. Dicks), the Hon. the Minister of Tourism, Culture & Recreation (Mr. Grimes), Mr. Lush, Mr. Barrett, Mr. Dumaresque, the Hon. the Minister of Natural Resources (Dr. Gibbons), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Reid), the Hon. the Minister of Employment & Labour Relations (Mr. Murphy), the Hon. the Minister of Social Services (Ms. Young), the Hon. the Minister of Health (Mr. L. Matthews), the Hon. the Minister of Fisheries, Food & Agriculture (Dr. Hulan), Ms. Cowan, Mr. Walsh, Mr. Ramsay, Mr. Crane, Mr. Langdon, Mr. Oldford, Mr. Tulk, Mr. Andersen, Mr. Whelan, Mr. Hodder.

The Speaker declared the amendment to Motion No. 4 defeated.

On motion debate on Motion No. 4 was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, October 25th at 2 o'clock in the afternoon.

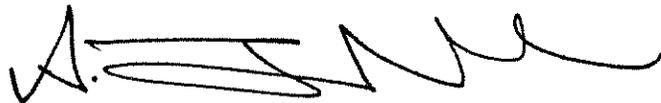
On motion the House then adjourned at 7:08 o'clock in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long, sweeping flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Wednesday, October 25, 1995

Be it known that on this day there appeared before the Honourable James Gushue, Administrator of the Province of Newfoundland, Gary Vey, Member returned for the District of Gander in the By-Election held on October 10, 1995, who took and subscribed to the Oath of Allegiance in the presence of the Clerk of the House of Assembly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is fluid and cursive, with a prominent initial 'A' and a long, sweeping tail.

A. John Noel
Clerk of the House of Assembly

Wednesday, October 25th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) tabled the **Public Tender Act** Exceptions for the months of May, June, July, August and September of 1995.

The Member for St. John's East (Mr. Harris) asked leave to move that Motion No. 5 standing in his name be withdrawn from the Order Paper.

The Speaker put the motion that Motion No. 5 be withdrawn and declared the motion carried.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Placentia (Mr. Careen):

"WHEREAS the Rural Development movement in Newfoundland and Labrador has played a lead role in social and economic development in this province for almost 30 years;

AND WHEREAS the 59 regional development associations making up this movement provide a unique mechanism for rural people to help determine and shape their own economic destiny;

AND WHEREAS many smaller communities rely almost entirely on their own local development associations as a forum and a focus for issues of concern to them;

AND WHEREAS the recommendations of the Task Force on Community Economic Development, as presently being implemented, could lead to seriously jeopardize the opportunity for increased co-operation among all community development organizations at the regional and provincial levels;

AND WHEREAS effective community economic development depends on the involvement and participation of a strong and committed volunteer sector;

BE IT RESOLVED that this House of Assembly unanimously agree to provide administrative support for development associations and their volunteer members until such time as zonal boards are in a position to provide such administrative support and assistance."

The Member for Fogo (Mr. Tulk) moved, seconded by the Member for LaPoile (Mr. Ramsay) that the Resolution be amended by deleting paragraphs 4 and 6 and replacing these paragraphs with the following:

"AND WHEREAS the strategic Regional Diversification Agreement is able to fund economic initiatives and provide support for organizations performing necessary economic development functions, based upon requests for support which demonstrate viability and a clear workplan;

AND WHEREAS all future support for regional economic development within the economic zones will be based upon regional strategic plans and performance contracts to implement those plans, with any funding for administration for sub-zonal organizations, such as Rural Development Associations, based upon contribution to economic development and performance;

AND WHEREAS Rural Development Associations have been key participants in the Task Force and Provisional Board process;

BE IT RESOLVED that this House of Assembly encourage Rural Development Associations and their volunteer members to continue their active participation in the Provisional Board process, and until the strategic economic plans for each zone are developed, to submit proposals to the SRDA, which can provide support based upon financial need, merit and the availability of funds."

The House recessed for 10 minutes after which the Speaker resumed the Chair and ruled that the amendments to Motion No. 5 were in order.

Debate commenced and concluded on the amendments to the Resolution.

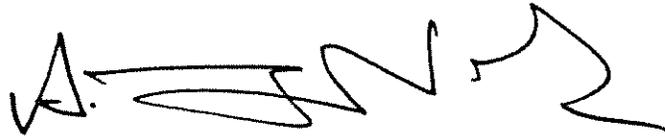
The Speaker put the question on the amendments to the Resolution.

The Speaker declared the amendments to the Resolution carried.

The Speaker put the question on the Resolution as amended and declared the Resolution as amended carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, October 26th at two of the clock.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Thursday, October 26, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

By leave, the Honourable Government House Leader (Mr. Roberts) moved the following Resolution in both official languages of Canada:

"WHEREAS Newfoundlanders and Labradorians are proud Canadians who have a special relationship with our Quebec neighbours and share their wish to change Canada in ways necessary to make the country better serve our respective provinces;

AND WHEREAS Quebec and its people have been major contributors to building the greatness of Canada;

AND WHEREAS Quebec is acknowledged to be a distinct society by reason of its culture, language and legal system and the Constitution should be amended to accommodate that distinctness;

AND WHEREAS a united Canada is essential to future prosperity for all of the provinces, including Quebec, and the territories of Canada;

BE IT RESOLVED that the Legislature of Newfoundland and Labrador, on behalf of the citizens of our province, appeals to the people of Quebec to vote NO in their upcoming referendum and join with other Canadians in renewing our commitment to working together and taking prompt action to find new ways, including constitutional change, of accommodating the legitimate concerns of Quebec and modernizing our federation to ensure that it provides the most promising and democratic opportunities for promoting the security, prosperity and cultural integrity of all Canadians."

"ATTENDU QUE les citoyens et citoyennes de Terre-Neuve et du Labrador sont fiers d'être Canadiens, qu'ils entretiennent des rapports spéciaux avec leurs voisins du Québec et qu'ils partagent avec eux le désir d'apporter les changements nécessaires qui permettront au pays de mieux répondre aux besoins de leurs provinces respectives;

ATTENDU QUE le Québec et ses citoyens et citoyennes ont grandement contribué à bâtir ce grand pays qu'est le Canada;

ATTENDU QUE le Québec est reconnu comme une société distincte de par sa culture, sa langue et son système de justice, et que la constitution devrait être amendée de façon à en tenir compte;

ET ATTENDU QU'il est essentiel d'avoir un Canada uni pour assurer la prospérité future de toutes les provinces, y compris le Québec et les territoires;

QU'IL SOIT RÉSOLU que l'Assemblée législative de Terre-Neuve et du Labrador, au nom des citoyens et citoyennes de la province, demande instamment aux Québécois et aux Québécoises de voter NON au prochain référendum et de se joindre aux autres Canadiens et Canadiennes pour renouveler leur engagement à travailler ensemble afin de trouver rapidement des nouveaux moyens de répondre aux préoccupations légitimes du Québec, notamment l'amendement de la constitution, et de moderniser la fédération pour promouvoir de la façon la plus efficace et la plus démocratique possible la sécurité, la prospérité et l'intégrité culturelle de tous les Canadiens et de toutes les Canadiennes."

The Speaker put the question on the Resolution which was carried without debate.

The Honourable the Minister of Social Services (Ms. Young) made a statement to announce the appointment of Dr. Linda Inkpen who has been asked to conduct a review of the overall custody functioning of the Newfoundland and Labrador Youth Centre and the Pleasantville Youth Centre.

The Honourable the Minister of Environment (Mr Aylward) made a statement to inform the House that a White Paper on Proposed Reforms to the Environmental Assessment Process, including a Draft Bill was now ready for public review. The Minister tabled the relevant documents.

The Member for Burgeo - Bay d'Espoir (Mr. Gilbert), as Chairperson of the Government Services Committee, presented a Report of that Committee recommending passage of the following bills without amendment:

A Bill	"An Act To Amend The Public Service Pensions Act, 1991 And The Uniformed Services Pensions Act, 1991" (Bill No. 25)
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A Bill "An Act To Amend The Government Money Purchase Pension Plan Act, The Public Service Pensions Act, 1991, The Teachers' Pensions Act, The Uniformed Services Pensions Act, 1991, The Memorial University Pensions Act, Chapter 18 of the Statutes of Newfoundland, 1993 and the Pensions Contributions Reduction Act" (Bill No. 29)

The Report of the Committee also recommended passage of:

A Bill "An Act To Amend The Highway Traffic Act" (Bill No. 26), with an amendment to clause 1(2) as noted in the Report.

On motion the Report of the Committee was received and adopted.

The Government House Leader (Mr. Roberts) moved that the House not adjourn at 5 o'clock in the afternoon. The Speaker put the question on the motion and declared the motion carried.

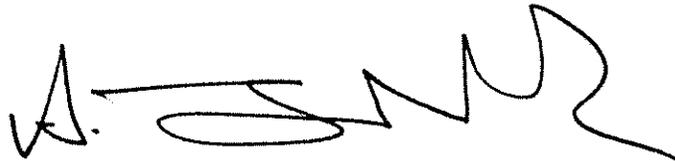
Pursuant to order and on motion debate continued on the Resolution, being Motion No. 4 standing in the name of the Honourable the Premier with respect to an amendment to the Constitution of Canada (Term 17 of the Terms of Union of Newfoundland with Canada).

Pursuant to Standing Order 31, certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn. The motion was defeated whereupon the House did not adjourn at 5 o'clock in the afternoon.

Debate continued on the Resolution, being Motion No. 4, and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Friday, October 27th at 9 o'clock in the morning.

On motion the House then adjourned at 7 o'clock in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Friday, October 27th, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

The Honourable the Minister of Justice and Attorney General (Mr. Roberts) made a statement respecting a judicial inquiry, under the provisions of the **Summary Proceedings Act**, into the death of Mr. Sylvester Lynch. The Minister tabled a copy of the Report of that Judicial Inquiry.

The Honourable the Minister of Tourism, Culture and Recreation (Mr. Grimes) made a statement to advise the House with respect to the publication of the book entitled, **Protecting Canada's Endangered Spaces**. Copies of the book were distributed to Members.

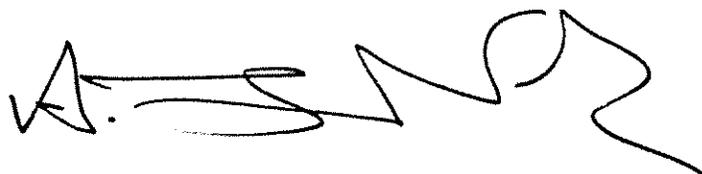
The Government House Leader (Mr. Roberts) noted that today was the birthday of the Leader of the Opposition (Ms. Verge) and the Member for St. John's East (Mr. Harris).

The Government House Leader proposed to the House that the time for the vote on Motion No. 4 would be agreed upon beforehand.

Pursuant to order and on motion debate continued on the Resolution, being Motion No. 4 standing in the name of the Honourable the Premier with respect to an amendment to the Constitution of Canada (Term 17 of the Terms of Union of Newfoundland with Canada) and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, October 30th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.



A. John Noel
Clerk of the House of Assembly

Monday, October 30th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

In reply to a question for which notice had been given, the Honourable the Minister of Finance (Mr. Dicks) gave an answer with respect to the proposed sale of the Holiday Inn hotel buildings in the Province.

In reply to a question for which notice had been given, the Honourable the Minister of Health (Mr. L. Matthews) gave an answer with respect to the Newfoundland Cancer Clinic Foundation.

The Member for Torngat Mountains (Mr. Andersen) presented a Petition on behalf of residents of the Town of Nain requesting the Government of the Province to cancel all permits issued for mineral exploration and drilling and to declare all land within the Town of Nain to be exempt from mineral exploration, activity and development.

The Honourable the Government House Leader (Mr. Roberts) moved that the House not adjourn at 5 o'clock in the afternoon. The Speaker put the question on the motion and declared the motion carried.

There was an agreement with respect to the time when the vote would be called on Motion No. 4.

Pursuant to order and on motion debate continued on the Resolution, being Motion No. 4 standing in the name of the Honourable the Premier with respect to an amendment to the Constitution of Canada (Term 17 of the Terms of Union of Newfoundland with Canada).

The Member for St. Mary's - The Capes (Mr. Manning) moved, seconded by the Member for Placentia (Mr. Careen):

"That the English version of the schedule of the Constitutional Resolution which would amend Term 17 of the Terms of Union of Newfoundland with Canada be amended as follows:

- (1) By deleting the words "be denominational schools" on lines 5 and 6 of paragraph (a) and adding the following:

"continue to be denominational schools within the meaning of Section 29 of the Charters of Rights and Freedoms";

- (2) By deleting the words "right to provide for" on line 11 of Paragraph (a) and adding the following:

"rights which now exist with respect to the provision of";

- (3) By adding to paragraph (b) on line 2 following the word "provincial" the word "viability";

- (4) By eliminating all words after the word "and" on line 10 in paragraph (c) and substituting with the following:

"to determine and direct the teaching of aspects of curriculum affecting religious beliefs and student admission policy and to establish and carry into effect policies regarding the assignment and dismissal of teachers in that school." "

The House recessed for 50 minutes in order for the Speaker (Mr. Barrett) to consider the amendment.

The Speaker resumed the Chair.

The Speaker ruled the amendment out of order because the first paragraph of the amendment would have the effect of negating the Resolution. The Speaker quoted Beauchesne, in particular paragraph 569(2).

Debate continued on the Resolution and was concluded by the Honourable Government House Leader who moved that the Speaker not call the question on the Resolution until after Routine Proceedings and before Orders of the Day are called on Tuesday, October 31, 1995.

The Speaker put the question on the motion that the vote on the Constitutional Resolution would take place on tomorrow. The Speaker declared the motion carried.

The Honourable the Government House Leader advised the House that the motion for Private Members' Day would be announced tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, October 31st at 2 o'clock in the afternoon.

On motion the House then adjourned at 6:50 in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long, horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Tuesday, October 31st, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

During question period, the Speaker reserved comment on an exchange between Members until he had an opportunity to review Hansard.

The Member for Eagle River (Mr. Dumaresque) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the unemployment insurance account is funded solely by employer and employee payroll deductions;

AND WHEREAS revenue has exceeded expenditures in recent years and the fund is projected to be self-supporting in the future;

AND WHEREAS this program is vital to the income security of thousands of our people who are seasonally employed;

BE IT RESOLVED that the House of Assembly endorse the government's position that seasonal workers not be treated any differently than others who access the program."

In reply to a question for which notice had been given, the Honourable the Minister of Employment and Labour Relations (Mr. Murphy) gave an answer respecting the amount of unemployment insurance money entering the Province.

In reply to a question for which notice had been given, the Honourable the Minister of Works, Services and Transportation (Mr. Efford) tabled an answer respecting highway signage on the Irish Loop Drive.

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of certain constituents in his District requesting that these communities not be removed from the District of Green Bay in accordance with the proposed electoral boundaries redistribution.

In accordance with the motion adopted by the House on October 30th, the Speaker put the question on the Resolution being Motion No. 4 standing in the name of the Honourable the Premier with respect to an amendment to the Constitution of Canada. (Term 17 of the Terms of Union of Newfoundland with Canada).

The House divided.

There appeared in favour of the motion: The Hon. the Premier (Mr. Wells), the Hon. the Minister of Justice & Attorney General (Mr. Roberts), the Hon. the Minister of Industry, Trade & Technology (Mr. Furey), the Hon. the Minister of Education & Training (Mr. Decker), the Hon. the Minister of Works, Services & Transportation (Mr. Efford), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Finance & Treasury Board (Mr. Dicks), the Hon. the Minister of Tourism, Culture & Recreation (Mr. Grimes), Mr. Lush, Mr. Barrett, Mr. Dumaresque, the Hon. the Minister of Natural Resources (Dr. Gibbons), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Reid), the Hon. the Minister of Employment & Labour Relations (Mr. Murphy), the Hon. the Minister of Social Services (Ms. Young), the Hon. the Minister of Health (Mr. L. Matthews), the Hon. the Minister of Fisheries, Food & Agriculture (Dr. Hulan), Ms. Cowan, Mr. Walsh, Mr. Ramsay, Mr. Crane, Mr. Langdon, Mr. Oldford, Mr. Noel, Mr. Gilbert, Mr. Tulk, Mr. Andersen, Mr. Vey, the Hon. the Leader of the Opposition (Ms. Verge), Mr. Hodder, Mr. Harris.

Against: Mr. W. Matthews, Mr. Sullivan, Mr. Tobin, Mr. A. Snow, Mr. Woodford, Mr. Windsor, Mr. Hewlett, Mr. J. Byrne, Mr. Manning, Mr. Shelley, Mr. E. Byrne, Mr. Fitzgerald, Mr. Careen, Mr. Mackey, Mr. Flight, Mr. Carter, Mr. Penney, Dr. Kitchen, Mr. Smith, Mr. Whelan.

The Speaker declared the motion carried.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Evidence Act", (Bill No. 16) and on motion it was ordered that Bill No. 16 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Evidence Act", (Bill No. 16) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Jury Act, 1991" (Bill No. 33) and on motion it was ordered that Bill No. 33 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Jury Act 1991" (Bill No. 33) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Provide For The Transfer Of The Trusteeship And Agency Business Of Central Guaranty Trust Company To TD Trust Company" (Bill No. 30) and on motion it was ordered that Bill No. 30 be read a second time presently.

On motion the Bill entitled, "An Act To Provide For The Transfer Of The Trusteeship And Agency Business Of Central Guaranty Trust company To TD Trust Company" (Bill No. 30) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

The Honourable the Government House Leader announced that the motion standing in the name of the Member for Eagle River would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, November 1st at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish at the end.

A. John Noel
Clerk of the House of Assembly

Wednesday, November 1, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Speaker ruled on the exchange of remarks between the Member for Mount Pearl (Mr. Windsor) and the Honourable the Premier (Mr. Wells). The Member for Mount Pearl withdrew certain unparliamentary remarks.

The Honourable the Minister of Health (Mr. L. Matthews) presented the Annual Report and audited financial statements of the Newfoundland Medical Care Commission for the year ended March 31, 1995.

The Honourable the Minister of Social Services (Ms. Young) tabled the Financial and Statistical Report of the Division of Family and Rehabilitation of the Department of Social Services for the fiscal year ended March 31, 1995.

In reply to a question for which notice had been given, the Honourable the Minister of Environment (Mr. Aylward) tabled an answer respecting the destruction by fire of a motel, restaurant and gas bar facility on the Trans-Canada Highway near Glovertown.

The Member for St. Mary's - The Capes (Mr. Manning) presented a Petition on behalf of residents of his District supporting the Janeway Child Health Centre as a stand alone children's hospital.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Eagle River (Mr. Dumaresque):

"WHEREAS the unemployment insurance account is funded solely by employer and employee payroll deductions;

AND WHEREAS revenue has exceeded expenditures in recent years and the fund is projected to be self-supporting in the future;

AND WHEREAS this program is vital to the income security of thousands of our people who are seasonally employed;

BE IT RESOLVED that the House of Assembly endorse the government's position that seasonal workers not be treated any differently than others who access the program."

The Member for Humber Valley (Mr. Woodford) moved, seconded by the Member for Burin - Placentia West (Mr. Tobin) that the Resolution be amended by adding at the end of the Resolution the following:

"AND BE IT FURTHER RESOLVED that the House of Assembly call upon the Federal Government, to ensure that there be no increase in the qualifying period, or reduction in the duration period for benefits."

The House recessed for 6 minutes.

The Speaker (Mr. Penney) ruled the amendment in order after which debate commenced on the amendment to the Resolution.

The Speaker put the question on the amendment to the Resolution.

The Speaker declared the amendment to the Resolution carried.

The Speaker put the question on the Resolution as amended and declared the Resolution as amended carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, November 2nd at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a horizontal line underneath.

A. John Noel
Clerk of the House of Assembly

Thursday, November 2nd, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of certain teachers of Little Bay Islands and Long Island respecting the revised ferry schedule and its negative effect on the education system during the next few weeks.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Gasoline Tax Act" (Bill No. 12) and on motion it was ordered that Bill No. 12 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Gasoline Tax Act", (Bill No. 12) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Liquor Control Act" (Bill No. 17) and on motion it was ordered that Bill No. 17 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Liquor Control Act" (Bill No. 17) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Financial Administration Act" (Bill No. 15) and on motion it was ordered that Bill No. 15 be read a second time presently.

On motion the Bill entitled, "An Act to Amend The Financial Administration Act" (Bill No. 15) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Amend The Children's Law Act" (Bill No. 34) and on motion debate was adjourned for further debate on tomorrow.

Pursuant to Standing Order 31, certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn.

The House adjourned until tomorrow, Friday, November 3rd at 9 o'clock in the morning.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish at the end.

A. John Noel
Clerk of the House of Assembly

Friday, November 3rd, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

The Honourable the Minister of Finance (Mr. Dicks) made a statement respecting the mid-year financial position of the Province.

The Honourable the Minister of Tourism, Culture and Recreation (Mr. Grimes) made a statement to announce the dissolution of the John Cabot (1997) 500th Anniversary Corporation.

The Member for Mount Pearl (Mr. Windsor) raised a point of Order respecting remarks made by the Honourable the Premier in connection with comments made by the Leader of the Opposition alleging that the Leader of the Opposition had falsified certain facsimile documents issued out of the Office of the Minister of Fisheries, Food and Agriculture.

The Speaker took the matter under advisement.

The Member for Trinity North (Mr. Oldford), as Chairperson of the Social Services Committee, presented a Report of that Committee recommending, without amendment, the passage of the following Bills:

- | | |
|--------|---|
| A Bill | "An Act To Amend The Children's Law Act" (Bill NO. 34) |
| A Bill | "An Act To Amend The Waste Disposal Act and the Summary Proceedings Act" (Bill No. 27). |

On motion the report was received.

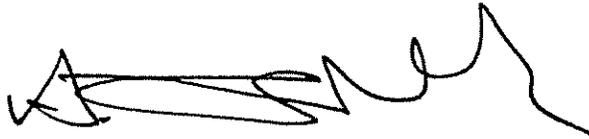
Pursuant to order and on motion debate continued and concluded on Second Reading of the Bill entitled, "An Act To Amend The Children's Law Act", (Bill No. 34) and on motion it was ordered that Bill No. 34 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Children's Law Act", (Bill No. 34) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Amend the Waste Material Disposal Act And The Summary Proceedings Act" (Bill No. 27) and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, November 6th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish at the end.

A. John Noel
Clerk of the House of Assembly

Monday, November 6th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Speaker ruled on a Point of Order raised on Friday, November 3rd. The Speaker ruled that certain words were not unparliamentary.

The Honourable the Premier (Mr. Wells) made a Statement respecting certain facsimiles sent from the Office of the Minister of Fisheries, Food and Agriculture to senior officers of corporations for purposes of political fundraising. The Premier also tabled a copy of Dr. Hulan's letter of resignation which was not accepted by the Premier.

The Honourable the Minister of Finance (Mr. Dicks) made a Statement to announce the sale of five hotel properties owned by Hotel Buildings Limited namely, the Holiday Inns of St. John's, Clarendville, Gander and Corner Brook and Hotel Port aux Basques.

The Member for Burin-Placentia West (Mr. Tobin) gave notice that he would on tomorrow introduce the following Resolution:

"WHEREAS, many Newfoundlanders and Labradorians have failed to qualify for unemployment insurance benefits;

AND WHEREAS Federal and Provincial Government cutbacks have been a contributing factor to this economic situation;

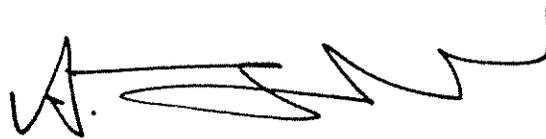
THEREFORE BE IT RESOLVED this House call upon Government to implement an emergency employment program to help alleviate the economic hardship facing many families in this Province."

The Member for St. Mary's-The Capes (Mr. Manning) presented a petition on behalf of residents of the Province requesting the Government of the Province to fund another centre to provide services to our citizens who have a developmental disability and to ensure the continued success of the Vera Perlin Society.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act Respecting The Revision And Consolidation Of Subordinate Legislation" and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, November 7th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish at the end.

A. John Noel
Clerk of the House of Assembly

Tuesday, November 7th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Mount Pearl (Mr. Windsor), as Chairperson of the Public Accounts Committee, presented the Report of the Public Accounts Committee for the fiscal year ended March 31, 1993.

On motion The Report of the Committee was received and adopted.

The Member for Trinity North (Mr. Oldford), as Chairperson of the Social Services Committee, presented a Report of that Committee recommending passage of a Bill entitled "**An Act To Amend The Jury Act, 1991**" (Bill No. 33), without amendment.

The Honourable the Minister of Justice and Attorney General (Mr. Roberts) tabled the audited financial statements of the Newfoundland Legal Aid Commission for the fiscal year ended March 31, 1995.

The Honourable Minister of Finance and Treasury Board (Mr. Dicks) gave notice that he would on tomorrow move that the House resolve itself into a Committee of the Whole on Supply to Consider Certain Resolutions for the Granting of Supply to Her Majesty.

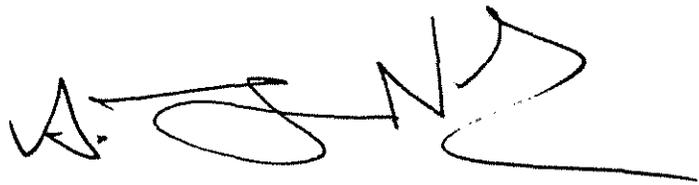
The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of residents of his District requesting Government to reconsider the changes to the ferry schedule affecting Little Bay Islands and Long Island.

Pursuant to order and on motion debate continued on Second Reading of the Bill entitled, "**An Act Respecting The Revision And Consolidation Of Subordinate Legislation**" (Bill No. 7) and on motion debate was adjourned for further debate on tomorrow.

The Honourable the Minister of Industry, Trade and Technology (Mr. Furey) advised the House that the motion for Private Members' Day would be the motion standing in the name of the Member for Burin-Placentia West (Mr. Tobin).

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, November 8th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', written in a cursive style.

A. John Noel
Clerk of the House of Assembly

Wednesday, November 8th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Justice and Attorney General (Mr. Roberts) made a statement respecting a judicial inquiry, under the provisions of the **Summary Proceedings Act**, into the deaths of Craig David Adey, Carl Robert Allwood, Kelly Ann Cleary and Mary Jane Lewis. The Minister tabled a copy of the report of this Judicial Inquiry.

The Minister of Industry, Trade and Technology (Mr. Furey) made a statement to update Members on the status of the EDGE Program. The Minister also tabled a list of companies that have entered into contacts with Government under the **Economic Diversification and Growth Enterprises Act**.

The Honourable the Minister of Finance (Mr. Dicks) made a statement respecting a judicial inquiry, under the provisions of the **Summary Proceedings Act**, into the death of Leette Renee Moores. The Minister also tabled a copy of the Report of this Judicial Inquiry.

The Honourable the Minister of Social Services (Ms. Young) tabled the financial and statistical report for the Division of Income Support of the Department of Social Services for the fiscal year 1994-95. The Minister also tabled the Annual Report and audited financial statements of the Provincial Advisory Council on the Status of Women for the fiscal year 1994-95.

The Member for Baie Verte-White Bay (Mr. Shelley) presented a petition on behalf of residents of his District requesting Government to reconsider reducing expenditures on highways.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Burin-Placentia West (Mr. Tobin):

"WHEREAS, many Newfoundlanders and Labradorians have failed to qualify for unemployment insurance benefits;

AND WHEREAS Federal and Provincial Government cutbacks have been a contributing factor to this economic situation;

THEREFORE BE IT RESOLVED this House call upon Government to implement an emergency employment program to help alleviate the economic hardship facing many families in the Province."

There was a quorum call following which the Speaker recognized the Member for Burin-Placentia West.

The House recessed for 6 minutes.

The Speaker (Mr. Barrett) resumed the Chair and noted that he had recognized the Member for Burin-Placentia West to close the debate.

The debate on the Resolution continued and concluded.

The Speaker (Mr. Snow) put the question on the Resolution.

The House divided.

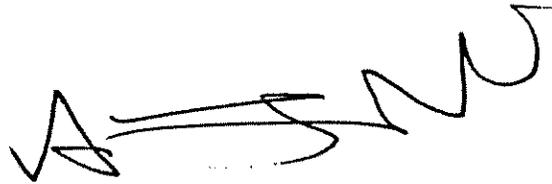
There appeared in favour of the motion: The Hon. the Leader of the Opposition (Ms. Verge), Mr. W. Matthews, Mr. Sullivan, Mr. Tobin, Mr. A. Snow, Mr. Woodford, Mr. Windsor, Mr. Hewlett, Mr. J. Byrne, Mr. Manning, Mr. Shelley, Mr. Fitzgerald, Mr. Hodder, Mr. Careen, Mr. Mackey, Mr. Harris.

Against: The Hon. the Minister of Justice and Attorney General (Mr. Roberts), the Hon. the Minister of Industry, Trade and Technology (Mr. Furey), the Hon. the Minister of Education & Training (Mr. Decker), the Hon. the Minister of Environment (Mr. Aylward), Mr. Carter, the Hon. the Minister of Finance & Treasury Board (Mr. Dicks), Mr. Lush, Mr. Barrett, Dr. Kitchen, Mr. Dumaresque, the Hon. the Minister of Municipal & Provincial Affairs (Mr. Reid), the Hon. the Minister of Employment & Labour Relations (Mr. Murphy), the Hon. the Minister of Social Services (Ms. Young), the Hon. the Minister of Health (Mr. Matthews), the Hon. the Minister of Fisheries, Food and Agriculture (Dr. Hulan), Ms. Cowan, Mr. Walsh, Mr. Ramsay, Mr. Crane, Mr. Langdon, Mr. Oldford, Mr. Smith, Mr. Vey.

The Speaker declared the Resolution defeated.

It is moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, November 9th at 2 o'clock in the afternoon.

On motion the House then adjourned at 4:26 in the afternoon.

A handwritten signature in black ink, appearing to read "A. John Noel". The signature is stylized with a large initial "A" and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Thursday, November 9th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid) made a statement to announce an expenditure reduction in the municipal operating grant of 22% for the 1996 calendar year.

The Speaker, in accordance with section 32(4) of the **Auditor General Act**, tabled the auditor's report and financial statements of the Office of the Auditor General.

The Honourable the Minister of Justice (Mr. Roberts) gave notice that he would on tomorrow ask leave to introduce the following Bills entitled:

A Bill "An Act To Amend the House of Assembly Act
 And The Electoral Boundaries Act" (Bill No. 31)

A Bill "An Act Respecting The Executive Council" (Bill No. 32).

The Member for Torngat Mountains (Mr. Andersen) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS Federal Fisheries policies in relation to groundfish licence retirement are discriminatory to many fishermen and plant workers throughout the province and especially in the District of Torngat Mountains;

AND WHEREAS Federal policy states that the groundfish licence holders eligible for TAGS are the only groundfish licence holders who will be eligible for the retirement program;

AND WHEREAS there are many fishermen and plant workers throughout the province who, for generations, have relied on the fishery for a living and are not recognized under the TAGS program;

AND WHEREAS it can be proven that thousands of fishermen and plant workers who just happened to be involved in the fishery at an arbitrary date set by DFO and not because of their historical attachment to the ground fish fishery, are on TAGS as opposed to those who fished 30-40 or 50 years or more and still do not qualify;

THEREFORE BE IT RESOLVED that the Government of Canada be called upon to include those fishermen and plant workers who can demonstrate an historical attachment to, and activity in, the prosecution of the groundfish fishery."

In reply to a question for which notice had been given, the Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid) gave an answer respecting a budgetary short fall in his Department.

In reply to a question for which notice had been given, the Honourable the Minister of Health (Mr. L. Matthews) gave an answer respecting the number of medically discharged people in acute care beds in St. John's.

In reply to a question for which notice had been given, the Honourable the Minister of Finance and Treasury Board (Mr. Dicks) gave answers respecting the sale of the Holiday Inn properties in the Province.

The Member for St. Mary's - The Capes (Mr. Manning) presented a Petition on behalf of residents of his District supporting the Janeway Child Health Centre as a stand alone children's hospital.

The Honourable Government House Leader (Mr. Roberts) moved that the House not adjourn at 5 o'clock. The Speaker put the question on the motion and the motion carried.

Pursuant to order and on motion debate continued and concluded on Second Reading of the Bill entitled, "An Act Respecting The Revision And Consolidation Of Subordinate Legislation" (Bill No. 7) and on motion it was ordered that Bill No. 7 be read a second time presently.

On motion the Bill entitled, "An Act Respecting The Revision And Consolidation Of Subordinate Legislation" (Bill No. 7) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate continued and concluded on Second Reading of the Bill entitled, "An Act To Amend The Waste Material Disposal Act and The Summary Proceedings Act" (Bill No. 27) and on motion it was ordered that Bill No. 27 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Waste Material Disposal Act and The Summary Proceedings Act" (Bill No. 27) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

At 4:30 o'clock in the afternoon, there being no questions pursuant to Standing Order 31, the House continued with regular business.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Revise And Consolidate the Law Respecting Credit Unions" (Bill No. 28) and on motion it was ordered that Bill No. 28 be read a second time presently.

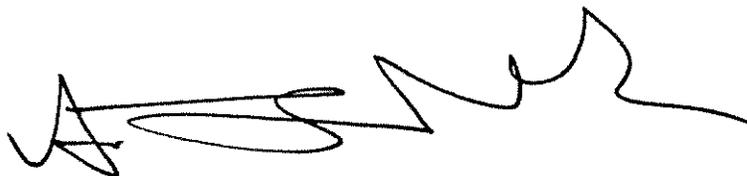
On motion the Bill entitled, "An Act To Revise And Consolidate the Law Respecting Credit Unions" (Bill No. 28) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Tobacco Control Act" (Bill No. 10) and on motion it was ordered that Bill No. 10 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Tobacco Control Act" (Bill No. 10) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, November 14th at 2 o'clock in the afternoon.

On motion the House adjourned at 6:04 o'clock in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel', written in a cursive style.

A. John Noel
Clerk of the House of Assembly

Tuesday, November 14th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

By leave, the Honourable the Minister of Finance and Treasury Board (Mr. Dicks) made a statement to announce the development of an Internet World Wide Web Site for the Government of Newfoundland and Labrador.

Pursuant to order and on motion the following Bills were introduced and read a first time:

A Bill "An Act To Amend The House of Assembly Act and The Electoral Boundaries Act" (Bill No. 31)

A Bill "An Act Respecting The Executive Council" (Bill No. 32).

On motion it was ordered that Bills 31 and 32 be read a second time on tomorrow.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Amend The Government Money Pension Plan Act, The Public Service Pensions Act, 1991, The Teachers' Pensions Act, The Uniformed Services Pensions Act, 1991, The Memorial University Pensions Act, Chapter 18 Of The Statutes of Newfoundland, 1993 and the Pensions Contributions Reduction Act" (Bill No. 29) and on motion debate was adjourned for further debate on tomorrow.

During the debate on Bill No. 29 certain remarks were made following which the Speaker (Mr. Barrett) took the matter under advisement.

The Honourable Government Leader (Mr. Roberts) announced that the motion standing in the name of the Member for Torngat Mountains (Mr. Andersen) would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, November 15th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.



A. John Noel

Clerk of the House of Assembly

Wednesday, November 15th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Employment and Labour Relations (Mr. Murphy) made a statement to announce that two framework agreements had been signed with the Federal Government. Under these agreements early retirement will be offered to older workers eligible under The Atlantic Groundfish Strategy.

The Member for Baie Verte - White Bay (Mr. Shelley) presented a Petition on behalf of residents of his District expressing concern with the reduction in expenditures by the Department of Works, Services and Transportation with respect to road transportation safety.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Torngat Mountains (Mr. Andersen):

"WHEREAS Federal Fisheries policies in relation to groundfish licence retirement are discriminatory to many fishermen and plant workers throughout the province and especially in the District of Torngat Mountains;

AND WHEREAS Federal policy states that the groundfish licence holders eligible for TAGS are the only groundfish licence holders who will be eligible for the retirement program;

AND WHEREAS there are many fishermen and plant workers throughout the province who, for generations, have relied on the fishery for a living and are not recognized under the TAGS program;

AND WHEREAS it can be proven that thousands of fishermen and plant workers who just happened to be involved in the fishery at an arbitrary date set by DFO and not because of their historical attachment to the ground fish fishery, are on TAGS as opposed to those who fished 30-40 or 50 years or more and still do not qualify:

THEREFORE BE IT RESOLVED that the Government of Canada be called upon to include those fishermen and plant workers who can demonstrate an historical attachment to, and activity in, the prosecution of the groundfish fishery."

The Member for Bonavista South (Mr. Fitzgerald) moved, seconded by the Member for Baie Verte - White Bay (Mr. Shelley) that the Resolution be amended as follows:

"BE IT FURTHER RESOLVED that all fishermen and plant workers who can demonstrate this historical attachment to the groundfish fishery be considered eligible for early retirement if they attain the age of 55 years while still entitled to the TAGS Program."

The House recessed for 12 minutes.

The Speaker (Mr. Snow) resumed the chair and ruled the amendment in order after which debate commenced on the amendment to the Resolution.

The Speaker (Mr. Penney) put the question on the amendment to the Resolution.

The Speaker declared the amendment defeated.

The Speaker put the question on the Resolution.

The Speaker declared the Resolution carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, November 16th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.



A. John Noel
Clerk of the House of Assembly

Thursday, November 16, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Justice (Mr. Roberts) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act Respecting The Investigation of Fatalities" (Bill No. 36).

The Member for Waterford - Kenmount (Mr. Hodder) presented a Petition on behalf of residents of the community of Muddy Brook who are opposed to the amalgamation of their community with the Town of Port Blandford.

Pursuant to order and on motion debate continued and concluded on Second Reading of the Bill entitled, "An Act To Amend The Government Money Pension Plan Act, The Public Service Pensions Act, 1991, The Teachers' Pensions Act, The Uniformed Services Pensions Act, 1991, The Memorial University Pensions Act, Chapter 18 Of The Statutes of Newfoundland, 1993 and the Pensions Contributions Reduction Act" (Bill No. 29) and on motion it was ordered that Bill No. 29 be read a second time presently.

On motion Bill No. 29 was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled "An Act To Amend The Public Service Pensions Act, 1991 and The Uniformed Services Pensions Act, 1991" (Bill No. 25).

The Speaker (Mr. Barrett) ruled on a point of order raised by the Opposition House Leader (Mr. W. Matthews) and the Member for Burin - Placentia West (Mr. Tobin) in response to a certain comment made by the Member for Eagle River (Mr. Dumaresque) on Tuesday. The Speaker ruled there was no point of order.

Debate continued and concluded on Second Reading of the Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991 and The Uniformed Services Pensions Act, 1991" (Bill No. 25) and on motion it was ordered that Bill No. 25 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991 and The Uniformed Services Pensions Act, 1991" (Bill No. 25) was read a second time and on motion it was ordered that the said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Walsh (temporarily) took the Chair of Committee of the Whole House after which Mr. Penney took the Chair.

The Committee of the Whole considered a certain Resolution and a Bill entitled, "An Act to Amend the Local Authority Guarantee Act, 1957" (Bill No. 14).

On motion the Committee rose.

The Speaker (Mr. Barrett) resumed the Chair.

The Chairperson of the Committee reported that the Committee of the Whole had considered the matters to it referred, had made some progress and asked leave to sit again.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

At 4:30 o'clock, pursuant to Standing Order 31 certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker (Mr. Penney) put the question that the House do now adjourn.

The motion was carried.

The Speaker left the Chair until tomorrow, Friday, November 17th at 9 o'clock in the morning.

A handwritten signature in black ink, appearing to read 'A. John Noel', written in a cursive style.

A. John Noel
Clerk of the House of Assembly

Friday, November 17th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

Pursuant to Standing Order 54.2(1), the Honourable the Government House Leader (Mr. Roberts) gave notice that he would on tomorrow move that the Bill entitled, "An Act To Revise And Consolidate the Law Respecting Credit Unions" (Bill No. 28) having received Second Reading be referred to the Standing Committee on Government Services.

Pursuant to order and on motion the Bill entitled, "An Act Respecting The Investigation Of Fatalities" (Bill No. 36) was read a first time and on motion it was ordered that Bill No. 36 be read a second time on tomorrow.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Penney took the Chair of Committee of the Whole House.

The Committee of the Whole considered a certain Resolution and a Bill entitled, "An Act to Amend The Local Authority Guarantee Act, 1957" (Bill No. 14).

On motion the Committee rose.

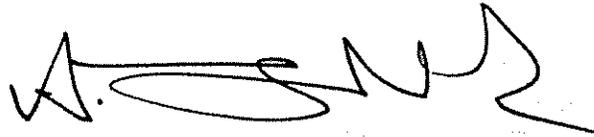
The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee of the Whole had considered the matter to it referred, had made some progress and asked leave to sit again.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, November 20th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a large, stylized flourish at the end.

A. John Noel
Clerk of the House of Assembly

Monday, November 20th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Justice and Attorney General (Mr. Roberts) made a statement respecting the death of a man in the St. John's lock-up.

The Honourable the Minister of Social Services (Ms. Young) made a statement to formally proclaim November 20th, 1995 as National Child Day in this Province.

The Honourable the Minister of Justice gave notice that he would on tomorrow ask leave to introduce the following Bills entitled:

- A Bill "An Act To Amend the Leaseholds In St. John's Act" (Bill No. 40)
- A Bill "An Act To Revise the Law Respecting Limitations" (Bill No. 38)
- A Bill "An Act Respecting Standards Of Conduct For Non-Elected Public Office Holders" (Bill No. 41).

The Honourable the Minister of Health (Mr. L. Matthews) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Hospitals Act" (Bill No. 39).

The Member for Green Bay (Mr. Hewlett) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the Government's balanced budget is now a deficit budget;

AND WHEREAS part of the budgetary problem is caused by cuts in federal transfers about which the Government has said little;

AND WHEREAS another part of the problem is due to the Administration's failure to cut waste in Government;

AND WHEREAS the Government has also failed to keep its commitment to reduce costs by significantly decreasing the number of seats in the House of Assembly;

AND WHEREAS Government's answer to its budgetary problem has been to download the burden onto municipalities and severely cut front-line health, education and social services;

THEREFORE BE IT RESOLVED THAT this Honourable House condemn the Government for:

- a) its approach to Ottawa;
- b) its handling of Government's finances; and
- c) the effects of its actions on the well-being of our citizens."

In reply to a question for which notice had been given, the Honourable the Minister of Finance (Mr. Dicks) gave an answer with respect to the installation of certain heat pumps in three Holiday Inns by Hotel Buildings Limited.

Pursuant to order and on motion and in accordance with Standing Order 54.2(3), the Bill entitled, "An Act To Revise and Consolidate The Law Respecting Credit Unions" (Bill No. 28) was referred to the Government Services Committee.

The Honourable the Government House Leader (Mr. Roberts) moved that the House not adjourn at 5 o'clock in the afternoon. The Speaker put the question on the motion and declared the motion carried.

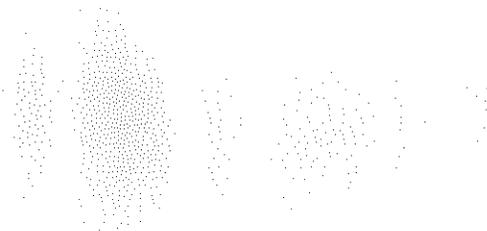
Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Amend The Amend The House of Assembly Act And The Electoral Boundaries Act" (Bill No. 31) and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, November 21st at 2 o'clock in the afternoon.

On motion the House then adjourned at 9:58 o'clock in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly



Tuesday, November 21st, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) made a statement to correct errors that had been reported by the media in relation to Government's light vehicle fleet.

Pursuant to order and on motion the following Bills were introduced and read a first time:

- A Bill "An Act To Amend the Leaseholds In St. John's Act" (Bill No. 40)
- A Bill "An Act To Revise the Law Respecting Limitations" (Bill No. 38)
- A Bill "An Act Respecting Standards Of Conduct For Non-Elected Public Office Holders" (Bill No. 41)
- A Bill "An Act To Amend The Hospitals Act" (Bill No. 39).

On motion it was ordered that the said Bills be read a second time on tomorrow.

The Honourable the Government House Leader (Mr. Roberts) moved that the House not adjourn at 5 o'clock. The Speaker put the question on the motion and declared the motion carried.

In consultation with the Speaker and the Clerk, the Member for Green Bay (Mr. Hewlett) made appropriate changes to the Resolution introduced by the Member on November 20th, and the Minutes of the House were changed accordingly.

Pursuant to order and on motion debate continued on Second Reading of the Bill entitled, "An Act To Amend The House of Assembly Act And The Electoral Boundaries Act" (Bill No. 31).

The Member for Grand Bank (Mr. W. Matthews) moved, seconded by the Member for Burin - Placentia West (Mr. Tobin) the following amendment:

"That all the words after 'That' be deleted and the following substituted therefor:

'This House declines to give Second Reading to Bill 31, "An Act To Amend The House of Assembly Act and The Electoral Boundaries Act", because the Minister did not accept the recommendations of the 1993 Electoral Boundaries Commission for Newfoundland and Labrador, chaired by Justice Mahoney, which recommended a 44-Seat House."

The House recessed for 13 minutes after which the Speaker (Mr. Barrett) took the Chair.

The Speaker ruled the amendment, as noted in quotation marks on the printed copy of the amendment, in order.

The debate commenced on the reasoned amendment to the motion that the Bill be read a second time and on motion debate was adjourned for further debate on tomorrow.

The Honourable the Government House Leader announced that the motion standing in the name of the Member for Green Bay (Mr. Hewlett) would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, November 22nd at 2 o'clock in the afternoon.

On motion the House then adjourned at 10 o'clock in the evening.



A. John Noel
Clerk of the House of Assembly

Wednesday, November 22nd, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Justice and Attorney General (Mr. Roberts) made a statement respecting an investigation into the sudden death of Mr. Kevin Smith at the St. John's Lockup on November 18th.

The Honourable the Minister of Health (Mr. L. Matthews) made a statement advising Members of Drug Awareness Week during the period November 19 - 25. This year's theme is **FACT - Families and Communities Together**.

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) gave notice that he would on tomorrow, "Move, pursuant to Standing Order 50, that the debate or further consideration of Second Reading of Bill No. 31 entitled, "an Act To amend the House of Assembly Act and the Electoral Boundaries Act", standing in the name of the Honourable the Minister of Justice and any amendments to that motion for Second Reading of Bill No. 31 shall not be further adjourned and that further consideration of any amendments relating to Second Reading of Bill No. 31 shall not be further postponed".

In reply to a question for which notice had been given, the Honourable the Minister of Social Services (Ms. Young) gave an answer respecting the inadvertent printing of a facsimile number in the Department's telephone directory.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Green Bay (Mr. Hewlett):

"WHEREAS the Government's balanced budget is now a deficit budget;

AND WHEREAS part of the budgetary problem is caused by cuts in federal transfers about which the Government has said little;

AND WHEREAS another part of the problem is due to the Administration's failure to cut waste in Government;

AND WHEREAS the Government has also failed to keep its commitment to reduce costs by significantly decreasing the number of seats in the House of Assembly;

AND WHEREAS Government's answer to its budgetary problem has been to download the burden onto municipalities and severely cut front-line health, education and social services;

THEREFORE BE IT RESOLVED THAT this Honourable House condemn the Government for:

- a) its approach to Ottawa;
- b) its handling of Government's finances; and
- c) the effects of its actions on the well-being of our citizens."

The Speaker put the question on the Resolution.

The Speaker declared the Resolution defeated.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, November 23rd at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly



A. John Noel
Clerk of the House of Assembly

Thursday, November 23, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Natural Resources (Dr. Gibbons) made a statement inviting companies to identify lands in Western Newfoundland on a request for bids under the **Newfoundland and Labrador Petroleum Regulations, 1991**.

The Honourable the Government House Leader (Mr. Roberts) on behalf of the Honourable the Minister of Natural Resources (Dr. Gibbons) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Mining and Mineral Rights Tax Act" (Bill No. 43).

The Honourable the Minister of Finance and President of Treasury Board (Mr. Dicks) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Public Accountancy Act" (Bill No. 42).

The Member for Gander (Mr. Vey) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS Newfoundland and Labrador are the most easterly points in North America which historically had and continues to have major importance as a strategic military location;

AND WHEREAS only two percent of Canada's National Defence budget is spent in Newfoundland and Labrador;

AND WHEREAS every other province of Canada, except two, receives a higher percentage of the Department of National Defence budget;

THEREFORE BE IT RESOLVED that this House of Assembly calls on the Government of Canada to increase its level of National Defence spending in Newfoundland and Labrador;

AND BE IT FURTHER RESOLVED that this House recognizes Gander as a strategic military location of world renown and urges the Government of Canada to take appropriate action to strengthen, modernize and expand Gander and other military locations throughout Newfoundland and Labrador."

In reply to a question for which notice had been given, the Honourable the Premier (Mr. Wells) gave an answer respecting the re-enactment of certain social assistance regulations.

In reply to a question for which notice had been given, the Honourable the Premier tabled an answer respecting the relative size of the Executive group in 1989 and 1995.

In reply to a question for which notice had been given, the Honourable the Minister of Fisheries, Food and Agriculture (Dr. Hulan) gave an answer concerning a surimi production facility at Clarendville.

In reply to a question for which notice had been give, the Honourable the Minister of Tourism, Culture and Recreation (Mr. Grimes) gave an answer respecting an application under the Program for Older Worker Adjustment in Baie Verte.

The Honourable Government House Leader moved that the House not adjourn at 5 o'clock and further that the House not adjourn at 10 o'clock.

The Speaker put the question on the motions and declared the motions carried.

Pursuant to order and on motion the Honourable the Minister of Works, Services and Transportation (Mr. Efford) moved pursuant to Standing Order 50, that the debate or further consideration of Second Reading of Bill No. 31 entitled, "An Act To Amend the House of Assembly Act and the Electoral Boundaries Act", standing in the name of the Honourable the Minister of Justice and any amendments to that motion for Second Reading of Bill No. 31 shall not be further adjourned and that further consideration of any amendments relating to Second Reading of Bill No. 31 shall not be further postponed".

The Speaker put the question on the motion and declared the motion carried.

Before the debate commenced the Speaker reminded Members of the procedure and rulings with respect to the debate on Second Reading of a Bill once the closure motion had been invoked. The Speaker referred to previous Rulings given on May 10, 1994 and April 8, 1991.

Pursuant to order and on motion debate continued on the reasoned amendment to Second Reading of the Bill entitled, "An Act To Amend The House of Assembly Act And The Electoral Boundaries Act" (Bill No. 31).

The Speaker (Mr. Barrett) put the question on the reasoned amendment to Second Reading of the Bill entitled, "An Act To Amend The House of Assembly Act And The Electoral Boundaries Act" (Bill No. 31).

The House divided.

There appeared in favour of the motion: Mr. Sullivan, Mr. A. Snow, Mr. Hewlett, Mr. J. Byrne, Mr. Manning, Mr. E. Byrne, Mr. Fitzgerald, Mr. Hodder, Mr. Careen, Mr. Mackey, Mr. Harris.

Against: The Hon. the Premier (Mr. Wells), the Hon. the Minister of Justice & Attorney General (Mr. Roberts), the Hon. the Minister of Education & Training (Mr. Decker) the Hon. the Minister of Works, Services & Transportation (Mr. Efford), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Finance & Treasury Board (Mr. Dicks), the Hon. the Minister of Tourism, Culture & Recreation (Mr. Grimes), Mr. Lush, Mr. Penney, Mr. Dumaresque, the Hon. the Minister of Natural Resources (Dr. Gibbons), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Reid), the Hon. the Minister of Health (Mr. Matthews) the Hon. the Minister of Fisheries, Food & Agriculture (Dr. Hulan), Mr. Walsh, Mr. Ramsay, Mr. Langdon, Mr. Oldford, Mr. Noel, Mr. Andersen, Mr. Smith, Mr. Whelan, Mr. Vey.

The Speaker declared the motion defeated.

The Member for St. Mary's - The Capes (Mr. Manning) moved, seconded by the Member for Placentia (Mr. Careen) the following amendment:

"That the motion be amended by deleting all the words after the word "That" and substituting the following therefor:

"Bill 31, An Act To Amend The House of Assembly Act and The Electoral Boundaries Act, be not now read a second time but that it read a second time this day three month's hence."

The House recessed for five minutes.

The Speaker (Mr. Penney) resumed the Chair and declared the amendment in order.

Debate commenced and concluded on the amendment that Bill No. 31 be not now read a second time but read a second time in three months.

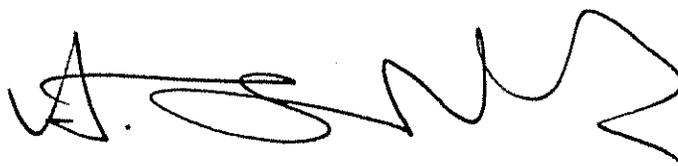
The Speaker (Mr. Barrett) put the question on the amendment and declared the amendment to second reading of Bill No. 31 defeated.

Pursuant to order and on motion debate concluded on Second Reading of the Bill entitled, "An Act To Amend The House of Assembly Act And The Electoral Boundaries Act" (Bill No. 31) and on motion it was ordered that the Bill be read a second time presently.

On motion the Bill entitled, "An Act To Amend The House of Assembly Act And The Electoral Boundaries Act" (Bill No. 31) was read a second time and on motion it was ordered that the said Bill be referred too a Committee f the Whole House on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Friday, November 24th at 9 o'clock in the morning.

On motion the House adjourned at 5:20 o'clock.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish at the end.

A. John Noel
Clerk of the House of Assembly

Friday, November 24th, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole.

The Speaker left the Chair.

Mr. Barrett took the Chair of Committee of the Whole House.

The Committee considered the Bill entitled, "An Act To Amend The House Of Assembly Act And The Electoral Boundaries Act" (Bill No. 31).

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) gave notice that he would on tomorrow "Move, pursuant to Standing Order 50, that the debate or further consideration of Bill No. 31 entitled, "An Act To Amend The House Of Assembly Act And The Electoral Boundaries Act", standing in the name of the Honourable the Minister of Justice shall not be further adjourned and that further consideration of any resolution or resolutions, clause or clauses, section or sections, preamble or preambles, title or titles, or whatever else might be related to debate in Committee of the Whole House respecting Bill No. 31 shall be the first business of the Committee when next called by the House, and shall not be further postponed."

The Member for Mount Pearl (Mr. Windsor) rose on a Point of Order.

The Committee recessed for 40 minutes after which the Chairperson (Mr. Barrett) resumed the chair and ruled that the notice period of the closure motion was in order in accordance with precedents of the House and in accordance with procedure in the House of Commons as noted in Beauchesne.

The Member for St. John's East (Mr. Harris) rose on a Point of Privilege. He alleged that his privileges had been violated by the moving of the closure motion with respect to Bill No. 31 in Committee of the Whole House.

The Committee recessed for 45 minutes following which the Chairperson resumed the Chair.

The Chairperson (Mr. Barrett) ruled that he could not deal with a matter of privilege in Committee of the Whole House and that the matter must be raised in the House.

The debate on Bill No. 31 resumed in Committee of the Whole.

At 12 noon, it was agreed to stop the clock for a few minutes.

Debate was adjourned.

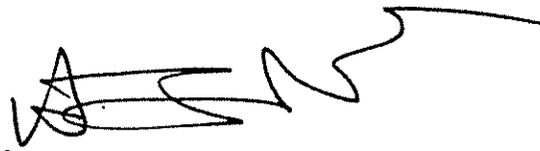
On motion the Committee rose.
The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee of the Whole had considered the matter to it referred, had made some progress and asked leave to sit again.

On motion the report of the Committee was received and on motion it was ordered the Committee have leave to sit again on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, November 27th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long, sweeping flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Monday, November 27th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of National Resources (Dr. Gibbons) tabled the Report of Mineral Licenses and Mineral Leases Issued for the Period April 1, 1994 to March, 1995.

The Member for Bonavista South (Mr. Fitzgerald), as Vice-Chairman of the Government Services Committee, presented a Report of that Committee recommending the passage of Bill No. 28, "An Act To Revise And Consolidate The Law Respecting Credit Unions" without amendment.

On motion the report was received.

In reply to a question for which notice had been given, the Honourable the Minister of Social Services (Ms. Young) gave an answer respecting the management and operation of the Newfoundland and Labrador Youth Centre and the Pleasantville Remand Centre.

In reply to a question for which notice had been given, the Honourable the Minister of Employment and Labour Relations (Mr. Murphy) gave an answer respecting certain layoffs at the Hibernia site.

In reply to a question for which notice had been given, the Honourable the Minister of Finance and Treasury Board (Mr. Dicks) gave an answer with respect to heat pumps at certain Holiday Inns.

It was agreed that when the House moved into Committee of the Whole House debate would not extend beyond 10 o'clock in the evening and that each Member could speak for 10 minutes and be able to speak more than once.

Pursuant to order and on motion the following Bills were introduced and read a first time:

- | | |
|--------|---|
| A Bill | "An Act To Amend The Mining And Mineral Rights Tax Act" (Bill No. 43) |
| A Bill | "An Act To Amend The Public Accountancy Act" (Bill No. 42). |

On motion it was ordered that the said Bills be read a second time on tomorrow.

The Honourable the Government House Leader (Mr. Roberts) made a declaration under section 33 of the **House of Assembly Act** declaring a possible conflict with respect to his participation in the debate on a Bill entitled, "An Act To Amend The Public Accountancy Act" (Bill No. 42). He informed the House that he would not participate in the debate nor vote with respect to this Bill.

The Government House Leader moved the House not adjourn at 5 o'clock.

The Speaker put the motion and declared the motion carried.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole.

The Speaker left the Chair.

Mr. Barrett took the Chair of Committee of the Whole House.

The Committee considered the Bill entitled, "An Act To Amend The House of Assembly Act and The Electoral Boundaries Act" (Bill No. 31).

Various amendments were moved in Committee and tabled by the Members for Burgeo-Bay d'Espoir, Grand Falls and Kilbride.

The Honourable the Minister of Education (Mr. Decker) moved the following Amendment to Bill No. 31:

"That Clause 2 and the Schedule be amended by deleting the words "Fortune & Hermitage Bays" and replacing them with the words "Fortune Bay - Cape La Hune."

The Chairperson ruled the amendment in order after which debate commenced and concluded on the amendment.

The Chairperson put the question on the amendment and declared the amendment carried.

The Member for St. John's East (Mr. Harris) moved certain amendments to Clause 2 and the Schedule of Bill No. 31. After some debate the Chairperson put the question on the amendments moved by the Member for St. John's East. The Chairperson declared the amendments defeated.

The Member for Windsor - Buchans (Mr. Flight) moved certain amendments to Bill No. 31. After some debate, the Chairperson put the question on the amendments moved by the Member for Windsor - Buchans. The Chairperson declared the amendments defeated.

The Member for St. John's East moved that clause 2 of Bill No. 31 be amended by deleting the words "Signal Hill & Quidi Vidi" and by substituting the words "Signal Hill - Quidi Vidi" with consequential amendments to the appropriate description of the districts in the Schedule.

After some debate the Chairperson put the question on the amendment moved by the Member for St. John's East and declared the amendment carried.

The Member for Kilbride (Mr. Ed. Byrne) moved that the description of the Districts of Kilbride and Ferryland be deleted and the following substituted:

"KILBRIDE

The District of Kilbride shall consist of and include all that part of the Province of Newfoundland bounded as follows:

Beginning at a point of intersection with the center line of Pitts Memorial Drive and the center line of Commonwealth Avenue;

Thence running in a northerly direction along the center line of Commonwealth Avenue to its intersection with the center line of Heavy Tree Road;

Thence running along the center line of Heavy Tree Road in a general northerly direction to its intersection with the center line of Brookfield Road;

Thence running along the center line of Brookfield Road to its intersection with the center line of the City of Mount Pearl Municipal Boundary (1991);

Thence running along the said boundary in a general northwesterly direction to its intersection with the center line of the northern branch of Fling's Brook;

Thence running in a northeasterly direction to a point of intersection with the center line of the Waterford River and the center line of an unnamed brook, more precisely situated south of Dunn's Road;

Thence running in a general northerly direction along the center line of Dunn's Road to its intersection with the center line of Topsail Road;

Thence running in a general easterly direction along the center line of Topsail Road to its intersection with the center line of Columbus Drive;

Thence running in a general southerly direction along the center line of Columbus Drive to its intersection with the center line of Waterford River;

Thence running in a general easterly direction along the center line of Waterford River to its intersection with the center line of an unnamed brook which extends between Beaver Pond and the Waterford River;

Thence running along the center line of the said river to its intersection with the shore line of Beaver Pond;

Thence running in a southeasterly direction to a point of intersection with the center line of Blackhead Road and the center line of an unnamed brook extending between Bentley Pond and Leamys Pond;

Thence running in a general southeasterly direction along the center line of Blackhead Road to its intersection with the center line of the road leading to Petty Harbour - Maddox Cove;

Thence running in an easterly direction to Woody Cove;

Thence running in a general southerly direction along the eastern shore line of the Avalon Peninsula to a point on the shore line of Empty Basket Cove;

Thence running west to a point of intersection with the Parallel of $47^{\circ} 29'$ North Latitude and the Meridian of $52^{\circ} 45'$ West Longitude, the said point being known as Turtle Hill;

Thence running in a southeasterly direction to its intersection with the center line of a bridge, which extends between First Pond and Second Pond;

Thence running in a southwesterly direction to its intersection with the center line of an unnamed river which extends between Second Pond and Third Pond;

Thence running along the center line of the said river to its intersection with the southern shore line of Third Pond;

Thence running along the southern shore line of Third Pond to its intersection with the center line of Cochrane Pond Brook;

Thence running along the center line of Cochrane Pond Brook to its intersection with the center line of Doyles River;

Thence running along the center line of Doyles River in a general northerly direction for a distance of 500 metres, more or less;

Thence running in a general northwesterly direction to an arbitrary point of intersection with the center line of Route #10, more precisely situated between Meadowbrook Drive and Fleming's Street, such that all dwellings located on Fleming Street are contained in the District of Ferryland;

Thence running in a general northerly direction along the center line of Route #10 to its intersection with the center line of Keith Drive;

Thence running along the center line of Keith Drive to its intersection with the center line of the Back Line;

Thence running west to its intersection with the center line of the Trans Canada Highway;

Thence running in a general northerly direction along the center line of the Trans Canada Highway to its intersection with the center line of Pitts Memorial Drive;

Thence running in a general easterly direction along the center line of Pitts Memorial Drive to the point of beginning;

All geographic coordinates being scaled and referenced to the Universal Transverse Mercator Map Projection and the North American Datum of 1983.

NOTE: This District shall include that part of the City of St. John's and surrounding area described above."

"FERRYLAND

The District of Ferryland shall consist of and include all that part of the Province of Newfoundland bounded as follows:

Beginning at a point on the shore line of Empty Basket Cove, north of Motion Bay on the eastern shore line of the Avalon Peninsula;

Thence running west to a point of intersection with the Parallel of $47^{\circ} 29'$ North Latitude and the Meridian of $52^{\circ} 45'$ West Longitude, the said point being known as Turtle Hill;

Thence running in a southeasterly direction to its intersection with the center line of a bridge, which extends between First Pond and Second Pond;

Thence running in a southwesterly direction to its intersection with the center line of an unnamed river which extends between Second Pond and Third Pond;

Thence running along the center line of the said river to its intersection with the southern shore line of Third Pond;

Thence running along the southern shore line of Third Pond to its intersection with the center line of Cochrane Pond Brook;

Thence running along the center line of Cochrane Pond Brook to its intersection with the center line of Doyles River;

Thence running along the center line of Doyles River in a general northerly direction for a distance of 500 metres, more or less;

Thence running in a general northwesterly direction to an arbitrary point of intersection with the center line of Route #10, more precisely situated between Meadowbrook Drive and Fleming's Street, such that all dwellings located on Fleming street are contained in the District of Ferryland;

Thence running in a general northerly direction along the center line of Route #10 to its intersection with the center line of Keith Drive;

Thence running along the center line of Keith Drive to its intersection with the center line of the Back Line;

Thence running along the southern boundary of the District of Kilbride, west to its intersection with the center line of the Trans Canada Highway;

Thence running in a general southwesterly direction along the center line of the Trans Canada Highway to its intersection with the center line of Route #90 (Salmonier Line);

Thence running in a southwesterly direction to Baker Head, located on the western shore line of Trepassey Bay;

Thence running in a general northeasterly, southeasterly and northerly direction along the shore line of Trepassey Bay and the eastern shore line of the Avalon Peninsula to the point of beginning, together with all islands adjacent thereto;

All geographic coordinates being scaled and referenced to the Universal Transverse Mercator Map Projection and the North American Datum of 1983.

NOTE: This District shall include the communities of Renewes, Caphayden, Fermeuse, Kingman's Cove, Port Kirwan, Aquaforte, Ferryland, Calvert, Cape Broyle, Admiral's Cove, Brigus South, La Manche, Bauline East, Burnt Cove, St. Michael's, Tors Cove, Mobile, Witless Bay, Bay Bulls, Petty Harbour-Maddox Cove, Daniel's Point, Trepassey, Biscay Bay, Portugal Cove South, and that part of the City of St. John's in the area of the Lower Goulds as described above."

Following some debate, the Chairperson put the question on the amendments moved by the Member for Kilbride and declared the amendments carried.

The Member for Burgeo - Bay d'Espoir (Mr. Gilbert) moved certain amendments to the Schedule to Bill No. 31. There was some debate on whether the amendments would violate the population variances under the **Electoral Boundaries Act**. The Committee recessed for 15 minutes.

The Chairperson ruled the amendments in order.

The Chairperson put the question on the amendments.

The Committee divided.

There appeared in favour of the amendments: Mr. Flight, Mr. Carter, Dr. Kitchen, Mr. Walsh, Mr. Gilbert, Mr. Tulk, Mr. Smith, Mr. Harris.

Against: The Hon. the Minister of Justice & Attorney General (Mr. Roberts), the Hon. the Minister of Education & Training (Mr. Decker), the Hon. the Minister of Works, Services & Transportation (Mr. Efford), the Hon. the Minister of Environment (Mr. Aylward), the Hon. the Minister of Tourism, Culture & Recreation (Mr. Grimes), Mr. Penney, Mr. Dumaresque, the Hon. the Minister of Natural Resources (Dr. Gibbons), the Hon. the Minister of Municipal & Provincial Affairs (Mr. Reid), the Hon. the Minister of Employment & Labour Relations (Mr. Murphy), the Hon. the Minister of Social Services (Ms. Young), the Hon. the Minister of Health (Mr. Matthews), the Hon. the Minister of Fisheries, Food & Agriculture (Dr. Hulan), Mr. Ramsay, Mr. Langdon, Mr. Oldford, Mr. Whelan, Mr. Vey, Mr. W. Matthews, Mr. Sullivan, Mr. A. Snow, Mr. Hewlett, Mr. J. Byrne, Mr. Manning, Mr. Shelley, Mr. E. Byrne, Mr. Fitzgerald, Mr. Hodder, Mr. Careen, Mr. Mackey.

The Chairperson declared the amendments moved by the Member for Burgeo - Bay d'Espoir defeated.

The Member for Grand Falls (Mr. Mackey) moved that the description of the Districts of Grand Falls - Buchans and Exploits be deleted and the following substituted:

"GRAND FALLS - BUCHANS

The District of Grand Falls - Buchans shall consist of and include all that part of the Province of Newfoundland bounded as follows:

Beginning at a point of intersection with the western shore line of Grand Lake and the Parallel of 49° North Latitude;

Thence running east along the said Parallel of 49° North Latitude to its intersection with the western shore line of Aspen Pond;

Thence running in a general southerly direction along the said shore line to its intersection with the center line of Aspen Brook;

Thence running in a general southerly direction along the center line of Aspen Brook to a point of intersection with the center line of the Trans Canada Highway;

Thence running in a general easterly direction along the center line of the Trans Canada Highway to its intersection with the center line of Victoria Street, located in the Town of Grand Falls - Windsor;

Thence running in a general northerly direction along the center line of Victoria Street to its intersection with the center line of the abandoned railway line;

Thence running in a general northeasterly direction along the center line of the abandoned railway line to its intersection with the prolongation of Wheeler's Avenue;

Thence running along the said prolongation in a general northeasterly direction to its intersection with the center line of Wheeler's Avenue;

Thence running in a general northwesterly direction along the center line of Wheeler's Avenue to its intersection with the center line of Earle Street;

Thence running in a general southwesterly direction along the center line of Earle Street to its intersection with the center line of Caribou Road;

Thence running in a general northeasterly direction along the center line of Caribou Road to its intersection with the center line of Princess Place;

Thence running north to a point of intersection with the Parallel of 49° North Latitude;

Thence running east along the said Parallel of 49° North Latitude to its intersection with the Meridian of $55^{\circ} 33'$ West Longitude;

Thence running along the western boundary of the District of Exploits, south along the said Meridian of $55^{\circ} 33'$ West Longitude to its intersection with the center line of the Trans Canada Highway, so that all dwellings located in Grenfell Heights are contained in the District of Grand Falls - Buchans;

Thence running in a general southwesterly direction along the center line of the Trans Canada Highway to its intersection with the Meridian of $55^{\circ} 35'$ West Longitude;

Thence running south along the said Meridian of 55° 35' West Longitude to its intersection with the northern boundary of the District of Fortune Bay - Cape La Hune;

Thence running west along the said boundary to its intersection with the Meridian of 57° 30' West Longitude;

Thence running north along the said Meridian of 57° 30' West Longitude to its intersection with the northern shore line of Grand Lake;

Thence running along the said shore line in a general northeasterly direction to the point of beginning;

All geographic coordinates being scaled and referenced to the Universal Transverse Mercator Projection and the North American Datum of 1983.

NOTE: This District shall include the communities of Crooked Lake, Badger, Buchan's Junction, Millertown, Red Indian Lake, Buchans, and that part of the Town of Grand Falls-Windsor as described above."

"EXPLOITS

The District of Exploits shall consist of and include all that part of the Province of Newfoundland bounded as follows:

Beginning at a point of intersection with the center line of Rattling Brook and the center line of a bridge which spans the said brook, on the Norris Arm - Bishops Falls Road;

Thence running along the center line of Rattling Brook in a general southerly direction to its intersection with the center line of the Trans Canada highway;

Thence running along the center line of the Trans Canada Highway in a general northeasterly direction to its intersection with the Meridian of 55° 18' West Longitude;

Thence running along the western boundary of the District of Gander, south along the said Meridian of 55° 18' West Longitude to its intersection with the northern boundary of the District of Fortune Bay - Cape La Hune;

Thence running west along the said boundary to its intersection with the Meridian of $55^{\circ} 35'$ West Longitude;

Thence running north along the said Meridian of $55^{\circ} 35'$ West Longitude to its intersection with the center line of the Trans Canada Highway;

Thence running in a general northeasterly direction along the center line of the Trans Canada Highway to its intersection with the Meridian of $55^{\circ} 33'$ West Longitude;

Thence running north along the said Meridian of $55^{\circ} 33'$ West Longitude to its intersection with the Parallel of 49° North Latitude;

Thence running west along the said Parallel of 49° North Latitude to its intersection with the Meridian of $55^{\circ} 35'$ West Longitude;

Thence running North along the said Meridian of $55^{\circ} 35'$ West Longitude to its intersection with the eastern shore line of Badger Bay;

Thence running in a general northeasterly, southerly, northerly and easterly directions along the shore lines of Seal Bay, New Bay and Notre Dame Bay to North Head;

Thence running in a general southerly direction along the western shore line of the Bay of Exploits to a point of land known as Wigwam Point, located southeast of the community of Peterview;

Thence running in a southeasterly direction to a point of intersection with the center line of Rattling Brook;

Thence running along the center line of Rattling Brook in a general southeasterly direction to the point of beginning, together with all islands adjacent thereto;

All geographic coordinates being scaled and referenced to the Universal Transverse Mercator Map Projection and the North American Datum of 1983.

NOTE: This District shall include the communities of Leading Ticks West, Glovers Harbour, Point Leamington, Pleasantview, Fortune Harbour, Cottrell's Cove, Point of Bay, Phillip's Head, Ritter's Arm, Moores Cove, Charles Brook, Northern Arm, Botwood, Peterview, Bishop's Falls, Bishop's Falls South, and Wooddale."

Following some debate, the Chairperson put the question on the amendments moved by the Member for Grand Falls and declared the amendments carried.

The Member for Burgeo - Bay d'Espoir (Mr. Gilbert) raised a point of order disputing the vote on the division with respect to his amendments to Bill No. 31. The Chairperson (Mr. Barrett) recessed the Committee.

After a period of 20 minutes, the Chairperson resumed the Chair of Committee and ruled that the division was in order.

The Committee passed the Bill entitled, "An Act To Amend The House of Assembly Act and The Electoral Boundaries Act" (Bill No. 31), with amendments.

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

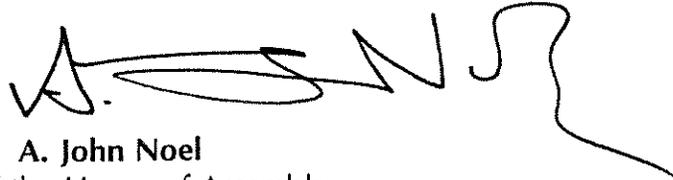
The Chairperson of the Committee reported that the Committee had considered the matters to it referred and had passed Bill No. 31 with amendments.

The amendments to Bill No. 31 having been read a first and second time, on motion it was ordered that Bill No. 31 be read a third time on tomorrow.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, November 29th at 2 o'clock in the afternoon.

On motion the House then adjourned at 7:50 o'clock in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel', written in a cursive style.

A. John Noel
Clerk of the House of Assembly

Tuesday, November 28th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid) tabled the Annual Report of the Newfoundland and Labrador Housing Corporation including the audited financial statements for the fiscal year ended March 31, 1994.

In reply to a question for which notice had been given, the Honourable the Minister of Social Services (Ms. Young) gave an answer respecting a personnel problem at the Youth Centre in Whitbourne.

The Member for Baie Verte - White Bay (Mr. Shelley) presented a Petition on behalf of residents of his District expressing concern with the reduction in expenditures by the Department of Works, Services, and Transportation with respect to road transportation safety.

The Member for Menihek (Mr. A. Snow) presented a Petition on behalf of residents of his District expressing concern with the reduction in expenditures by the Department of Works, Services, and Transportation with respect to road transportation safety.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act Respecting The Investigation Of Fatalities" (Bill No. 36) and on motion was adjourned for further debate on tomorrow.

The Honourable the Government House Leader (Mr. Roberts) announced the impending visit of His Excellency the Governor General of Canada and party. Consequently, it was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, November 29th at 2 o'clock in the afternoon.

On motion the House adjourned at 3:40 o'clock in the afternoon in order for Members to hear the address of His Excellency the Governor General.

At 3:45 o'clock in the afternoon, the Sergeant-at-Arms notified the Speaker that His Excellency the Governor General the Right Honourable Romeo LaBlanc, Her Excellency Mrs. Diane Fowler LaBlanc, the Lieutenant Governor of Newfoundland, Honourable Frederick Russell and Mrs. Russell and the Honourable the Premier and Mrs. Wells had arrived.

His Excellency the Governor General and party entered the Assembly Chamber preceded by the Sergeant-at-Arms.

The Speaker left the Chair.

His Excellency the Governor General took the Chair.

The Honourable the Premier spoke to welcome His Excellency the Governor General to the House of Assembly.

His Excellency the Governor General was then pleased to address the Members of the House.

His Excellency and party then left the Assembly Chamber following which a reception was held by the Speaker for guests and Members in the House of Assembly Lobby.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Wednesday, November 29th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Grand Bank (Mr. W. Matthews) raised a point of order that the comments made by the Minister of Social Services (Ms. Young) were incorrect and she had misled the House. The Speaker took the matter under advisement.

The Member for Menihek (Mr. A. Snow) presented a Petition on behalf of residents of his District requesting Government to allocate the necessary funding for the continued operation of a safe and reliable school bus program.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for Gander (Mr. Vey).

"WHEREAS Newfoundland and Labrador are the most easterly points in North America which historically had and continues to have major importance as a strategic military location;

AND WHEREAS only two percent of Canada's National Defence budget is spent in Newfoundland and Labrador;

AND WHEREAS every other province of Canada, except two, receives a higher percentage of the Department of National Defence budget;

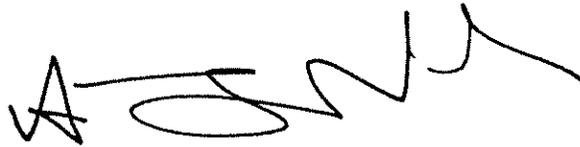
THEREFORE BE IT RESOLVED that this House of Assembly calls on the Government of Canada to increase its level of National Defence spending in Newfoundland and Labrador;

AND BE IT FURTHER RESOLVED that this House recognizes Gander as a strategic military location of world renown and urges the Government of Canada to take appropriate action to strengthen, modernize and expand Gander and other military locations throughout Newfoundland and Labrador."

The Speaker put the question on the Resolution and declared the Resolution carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, November 30th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Thursday, November 30th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Speaker ruled that there was no point of order with respect to a matter raised on November 29th. The Speaker referred to Beauchesne at page 151.

The Honourable the Minister of Finance (Mr. Dicks) tabled the following:

- (a) A copy of Minute of Council 95-578 which relates to certain pre-commitments authorized under section 26(4) of the **Financial Administration Act** for \$49,000,000 to be expended under the Department of Works, Services and Transportation Head of Expenditure.
- (b) A copy of Minute of Council 95-557 which relates to certain pre-commitments authorized under section 26(4) of the **Financial Administration Act** for \$700,000 to be expended under the Department of Tourism, Culture and Recreation Head of Expenditure.

The Member for St. John's East Extern (Mr. J. Byrne) presented a Petition on behalf of residents of Bell Island protesting the proposed increase in the fares for the Bell Island Ferry Service.

Pursuant to order and on motion debate continued and concluded on Second Reading of the Bill entitled, "An Act Respecting The Investigation Of Fatalities" (Bill No. 36) and on motion it was ordered that the Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act Respecting The Investigation Of Fatalities" (Bill No. 36) was read a second time and on motion it was ordered that Bill No. 36 be referred to a Committee of the Whole House on tomorrow.

The Honourable the Minister of Justice and Attorney General (Mr. Roberts) moved that pursuant to Standing Order 54.2(3) that the Bill entitled, "An Act Respecting The Investigation Of Fatalities" (Bill No. 36) be referred to the Social Services Committee.

The Speaker put the motion and declared the motion carried.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Leaseholds In St. John's Act" (Bill No. 40) and on motion it was ordered that the Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled "An Act To Amend The Leaseholds In St. John's Act" (Bill No 40) was read a second time and on motion it was ordered that Bill No. 40 be referred to a Committee of the Whole House on tomorrow.

The Honourable the Minister of Justice and Attorney General moved pursuant to Standing Order 54.2(3) that the Bill entitled, "An Act To Amend The Leaseholds In St. John's Act" (Bill No. 40) be referred to the Social Services Committee.

The Speaker put the question on the motion and declared the motion carried.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Revise The Law Respecting Limitations" (Bill No. 38).

It was agreed that the House would sit until 5:30 in the afternoon.

At 4:30 o'clock, pursuant to Standing Order 31 certain questions raised by Members were debated.

There was a disturbance in the public galleries. The Speaker warned the public of the rules of order in the House.

It was agreed that question No. 3 be withdrawn and debate continued and concluded on Second Reading of the Bill entitled "An Act To Revise The Law Respecting Limitations" (Bill No. 38) and on motion it was ordered that the Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled "An Act To Revise The Law Respecting Limitations" (Bill No. 38) was read a second time and on motion it was ordered that Bill No. 38 be referred to a Committee of the Whole House on tomorrow.

The Honourable the Government House Leader moved pursuant to Standing Order 54.2(3) that the Bill entitled "An Act To Revise The Law Respecting Limitations" (Bill No. 38) be referred to the Social Services Committee.

The Speaker put the question on the motion and declared the motion carried.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled "An Act Respecting Standards Of Conduct For Non-Elected Public Office Holders" (Bill No. 41) and on motion it was ordered that the Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled "An Act Respecting Standards Of Conduct For Non-Elected Public Office Holders" (Bill No. 41) was read a second time and on motion it was ordered that Bill No. 41 be referred to a Committee of the Whole House on tomorrow.

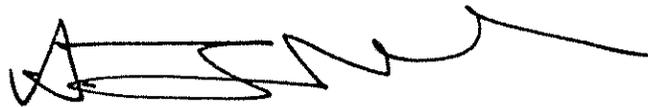
The Honourable the Government House Leader moved pursuant to Standing Order 54.2(3) that the Bill entitled "An Act Respecting Standards Of Conduct For Non-Elected Public Office Holders" (Bill No. 41) be referred to the Social Services Committee.

The Speaker put the question on the motion and declared the motion carried.

At 5:30 o'clock in the afternoon pursuant to Standing Order 31 and the agreement reached by Members, the Speaker put the question that the House do now adjourn.

The motion was carried.

The Speaker left the Chair until tomorrow, Friday December 1st, at 9 o'clock in the morning.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Friday, December 1st, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

The Honourable Minister of Health (Mr. Lloyd Matthews) made a statement to recognize World Aids Day.

The Honourable the Minister of Finance and Treasury Board (Mr. Dicks) gave notice that he would on tomorrow ask leave to introduce a Bill entitled "An Act To Amend The Pension Benefits Act ((No. 2)" (Bill No. 44).

The Member for Mount Scio-Bell Island (Mr. Walsh) presented a petition on behalf of residents of Bell Island protesting the fare increase in the Bell Island Ferry Service.

The Member for St. John's East Extern (Mr. J. Byrne) presented a petition on behalf of residents of Bell Island protesting the fare increase in the Bell Island Ferry Service.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Penney took the Chair of Committee of the Whole House.

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Hospital And Nursing Home Association Act" (Bill No. 9).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Social Workers Association Act" (Bill No. 2).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Evidence Act" (Bill No. 16)

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Jury Act, 1991" (Bill No. 33).

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee (Mr. Barrett) reported that the Committee of the Whole House had considered the matters to it referred and had passed the following Bills, without amendment:

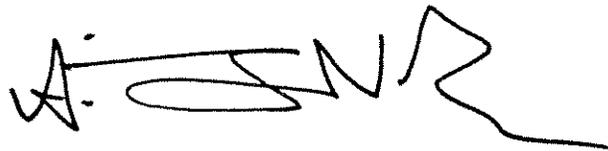
- A Bill "An Act To Amend The Hospital Nursing Home Association Act" (Bill No. 9)
- A Bill "An Act To Amend The Social Workers Association Act" (Bill No. 2)
- A Bill "An Act To Amend The Evidence Act" (Bill No. 16)
- A Bill "An Act To Amend The Jury Act, 1991" (Bill No. 33).

On motion it was ordered that Bills No. 9, 2, 16 and 33 be read a third time on tomorrow.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow Monday, December 4th, at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.



A. John Noel
Clerk of the House of Assembly

The the Member for St. Mary's - The Capes (Mr. Manning) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the Government of Newfoundland and Labrador has a responsibility to create an atmosphere where there will be an incentive for people to join the workforce;

AND WHEREAS the recently announced employment insurance program will be based, to some extent, on hours of work versus weeks;

AND WHEREAS many people in today's society have no alternative but to be employed in part-time work;

AND WHEREAS the cost of living has increased in recent years, and the collapse of the fishery has had a domino affect on many indirect jobs;

AND WHEREAS the minimum wage of Newfoundland and Labrador is, at \$4.75 per hour, the lowest in Canada, along with Prince Edward Island;

THEREFORE BE IT RESOLVED that as of April 1, 1996, the Government of Newfoundland and Labrador increase the minimum wage rate in this Province to \$5.75 per hour."

The Member for Menihek (Mr. A. Snow) presented a Petition on behalf of residents of his District requesting Government to allocate the necessary funding for the continued operation of a safe and reliable school bus program.

The Member for Baie Verte - White Bay (Mr. Shelley) presented a Petition on behalf of residents of his District expressing concerns with the reduction in expenditures by the Department of Works, Services and Transportation with respect to road transportation safety.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Pension Benefits Act (No. 2)" (Bill No. 44) was introduced and read a first time and on motion it was ordered that Bill No. 44 be read a second time on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act Respecting The Executive Council" (Bill No. 32) and on motion it was ordered that the Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act Respecting The Executive Council" (Bill No. 32) was read a second time and on motion it was ordered that Bill No. 32 be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.
Mr. Barrett took the Chair of Committee.

The Committee of the Whole considered and passed the Bill entitled, "An Act To Provide For The Transfer Of The Trusteeship And Agency Business of Central Guaranty Trust Company To TD Trust Company" (Bill No. 30).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Liquor Control Act" (Bill No. 17).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Financial Administration Act" (Bill No. 15).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Children's Law Act" (Bill No. 34).

The Committee of the Whole considered but did not pass the Bill entitled, "An Act Respecting The Revision And Consolidation Of Subordinate Legislation" (Bill No. 7).

The Honourable the Minister of Natural Resources (Dr. Gibbons) moved and tabled amendments to clauses 3 and 4 and a new clause 10 to Bill No. 7.

On motion the Committee rose.
The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee (Mr. Barrett) reported that the Committee of the Whole House had considered the matters to it referred and had passed the following Bills without amendment:

A Bill	"An Act To Provide For The Transfer Of The Trusteeship And Agency Business Of Central Guaranty Trust Company To TD Trust Company" (Bill No. 30)
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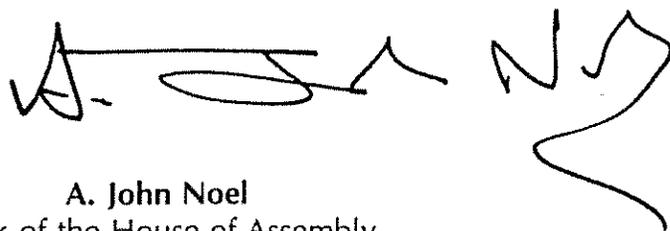
- A Bill "An Act To Amend The Liquor Control Act" (Bill No. 17)
- A Bill "An Act To Amend The Financial Administration Act" (Bill No. 15)
- A Bill "An Act To Amend The Children's Law Act" (Bill No. 34).

On motion it was ordered that Bills 30, 17, 15, 34 be read a third time on tomorrow.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, December 5th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a large, stylized flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Tuesday, December 5th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Finance and Treasury Board (Mr. Dicks) made a statement to announce Government's mid year financial position. In making his statement the Minister identified reductions in expenditures to realize a budgetary shortfall of \$60 million during the 1995-96 fiscal year.

The Honourable the Minister of Education and Training (Mr. Decker) tabled the audited financial statements of the Memorial University of Newfoundland Pension Plan for the fiscal year ending March 31st, 1995.

The Member for Menihek (Mr. A. Snow) presented a petition on behalf of residents of his District requesting Government to allocate the necessary funding for the continued operation of a safe and reliable school bus program.

The Honourable the Government House Leader moved that the House not adjourn at 5 o'clock in the afternoon.

The Speaker put the motion and declared the motion carried.

Pursuant to order and on motion the following Bills were introduced and read a first time:

- | | |
|--------|---|
| A Bill | "An Act To Amend The Shops' Closing Act" (Bill No. 49) |
| A Bill | "An Act To Amend The St. John's Assessment Act" (Bill No. 45) |
| A Bill | "An Act To Amend The Mineral Act" (Bill No. 46) |
| A Bill | "An Act Respecting Provincial Offences" (Bill No. 47) |
| A Bill | "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48). |

On motion it was ordered that the said Bills be read a second time on tomorrow.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.
Mr. Penney took the Chair of Committee.

The Committee considered the Bill entitled, "An Act Respecting The Revision and Consolidation of Subordinate Legislation" (Bill No. 7).

After some debate, the Chairperson put the question on the following amendments to Bill No. 7 moved by the Honourable the Minister of Natural Resources (Dr. Gibbons) on December 4th:

"1. That Clause 3 of Bill No. 7 be amended by striking out the words "on the coming into force of this Act" and by substituting the words and figures "on March 31, 1995".

2. That subclause 4(1) of the Bill be struck out and the following substituted:

"4.(1) All subordinate legislation in effect on March 31, 1995 ceases to have effect after June 1, 1996 unless re-enacted by the Lieutenant-Governor in Council under subsection 4(2) and filed with the registrar of subordinate legislation before that date."

That Bill be further amended by adding immediately after clause 9 the following:

"10. (1) The legislative counsel shall revise and consolidate all regulations enacted between April 1, 1995 and December 31, 1995.

(2) Regulations revised and consolidated under subsection (1) shall be filed before June 1, 1996 as provided for by the **Statutes and Subordinate Legislation Act**.

(3) On the day a regulation is filed under subsection (2), the regulation in force on that day that is revised and consolidated by it is repealed.

(4) A regulation revised and consolidated under this section has, upon being filed, the same effect as if it had been made by the Lieutenant-Governor in Council, the minister, board, commission or other body to which authority was given under an Act to make the regulation revised and consolidated under this section."

The Chairperson declared the amendments carried.

The Committee passed the Bill entitled, "An Act Respecting The Revision And Consolidation Of Subordinate Legislation" (Bill No. 7) with amendments.

The Committee considered and passed the Bill entitled, "An Act To Amend The Waste Material Disposal Act And The Summary Proceedings Act" (Bill No. 27).

The Committee considered and passed the Bill entitled, "An Act To Revise And Consolidate The Law Respecting Credit Unions" (Bill No. 28).

The Committee considered and passed the Bill entitled, "An Act To Amend The Tobacco Control Act" (Bill No. 10).

The Committee considered and passed the Bill entitled, "An Act To Amend the Government Money Purchase Pension Plan Act, The Public Service Pensions Act, 1991, The Teachers' Pensions Act, The Uniformed Services Pensions Act, 1991, The Memorial University Pensions Act, Chapter 18 of The Statutes of Newfoundland, 1993 and the Pensions Contributions Reduction Act" (Bill No. 29).

The Committee considered and passed the Bill entitled, "An Act To Amend The Public Service Pensions Act, 1991 And The Uniformed Services Pensions Act, 1991" (Bill No. 25).

The Committee considered and passed the Bill entitled, "An Act To amend The Gasoline Tax Act" (Bill No. 12).

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee (Mr. Barrett) reported that the Committee of the Whole House had considered the matters to it referred and had passed the following Bills without amendment:

- A Bill "An Act To Amend The Waste Material Disposal Act And The Summary Proceedings Act" (Bill No. 27)
- A Bill "An Act To Revise And Consolidate The Law Respecting Credit Unions" (Bill No. 28)
- A Bill "An Act To Amend The Tobacco Control Act" (Bill No. 10)
- A Bill "An Act To Amend the Government Money Purchase Pension Plan Act, The Public Service Pensions Act, 1991, The Teachers' Pensions Act, The Uniformed Services Pensions Act, 1991, The Memorial University Pensions Act, Chapter 18 of The Statutes of Newfoundland, 1993 and the Pensions Contributions Reduction Act" (Bill No. 29)
- A Bill "An Act To Amend The Public Service Pensions Act, 1991 And The Uniformed Services Pensions Act, 1991" (Bill No. 25)
- A Bill "An Act To Amend The Gasoline Tax Act" (Bill No. 12).

On motion it was ordered that Bills 27, 28, 10, 29, 25 and 12 be read a third time on tomorrow.

The Chairperson of the Committee also reported that the Committee had considered the matters to it referred and had passed the Bill entitled, "An Act Respecting The Revision And Consolidation Of Subordinate Legislation" (Bill No. 7) with amendments and asked leave to sit again.

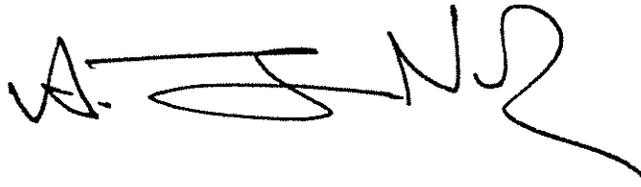
The amendments to Bill No. 7 having been read a first and second time, on motion it was ordered that Bill No. 7 be read a third time on tomorrow.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

The Honourable the Government House Leader announced that the motion standing in the name of the Member for Burin - Placentia West (Mr. Tobin) would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, December 6th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large 'A' and 'N'.

A. John Noel
Clerk of the House of Assembly

Wednesday, December 6th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Social Services (Ms. Young) made a statement to recognize the National Day of Remembrance and Action on Violence Against Women and the sixth anniversary of the murder of 14 women at Montreal's École Polytechnique.

The Honourable the Minister of Works, Services and Transportation (Mr. Efford) tabled the Report of the **Public Tender Act** Exceptions for October, 1995.

The Honourable the Minister of Fisheries, Food and Agriculture (Dr. Hulan) tabled the Annual Report and the audited financial statements of the Fisheries Loan Board for the fiscal year ended March 31, 1995.

The Member for Menihek (Mr. A. Snow) presented a Petition on behalf of residents of his District requesting Government to allocate the necessary funding for the continued operation of a safe and reliable school bus program.

The Honourable Government House Leader (Mr. Roberts) moved, seconded by the Member for Grand Bank (Mr. Matthews) and the Member for St. John's East (Mr. Harris) that the Speaker send a letter of condolence to the Member for Humber Valley (Mr. Woodford) and his family on the passing of his father. The Speaker put the motion and declared the motion carried.

Pursuant to order and on motion debate commenced on the following Resolution standing in the name of the Member for Burin - Placentia West (Mr. Tobin):

"WHEREAS many Newfoundlanders and Labradorians have failed to qualify for unemployment insurance benefits;

AND WHEREAS Federal and Provincial Government cutbacks have been a contributing factor to this economic situation;

THEREFORE BE IT RESOLVED this House call upon Government to implement an emergency employment program to help alleviate the economic hardship facing many families in this Province."

After some debate, the Honourable the Minister of Education and Training (Mr. Decker) moved, seconded by the Minister of Employment and Labour Relations (Mr. Murphy) the following amendment:

"That the word "will" in the second recital be replaced with the word "may"; and that all the words after "Therefore be it resolved" be replaced with the following: "That this House expresses concern with these potential negative consequences and requests the Government of Canada to enact only those changes that address the economic realities of Newfoundland and Labrador."

The House recessed for 15 minutes.

The Speaker (Mr. Barrett) resumed the Chair.

The Speaker ruled the amendment in order and quoted Beauchesne and in particular paragraphs 567 and 568, as authority for the ruling.

Debate continued and concluded on the amendment to the Resolution.

The Speaker put the question on the amendment to the Resolution.

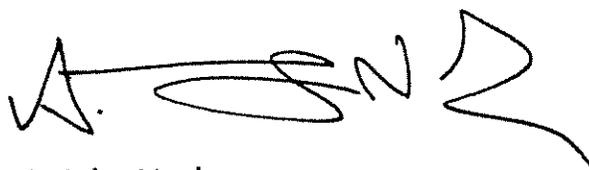
The Speaker declared the amendment to the Resolution carried.

The Speaker put the question on the Resolution as amended.

The Speaker declared the Resolution as amended, carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, December 7th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a stylized flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Thursday, December 7th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for St. Mary's - The Capes (Mr. Manning) presented a Petition on behalf of the residents of Trepassey and surrounding areas requesting Government to reconsider its decision to eliminate the position of heavy duty diesel mechanic in the Trepassey depot of the Department of Works, Services and Transportation.

On motion the House resolved itself into a Committee of the Whole.

The Speaker left the Chair.

Mr. Barrett took the Chair of Committee of the Whole House.

The Committee considered and passed the Bill entitled, "An Act Respecting The Executive Council" (Bill No. 32).

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee (Mr. Barrett) reported that the Committee of the Whole House had considered the matters to it referred and had passed the Bill entitled, "An Act Respecting The Executive Council" (Bill No. 32) without amendment and asked leave to sit again.

On motion it was ordered that Bill No. 32 be read a third time on tomorrow.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Elections Act, 1991" (Bill No. 23) and on motion it was ordered that the said Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Elections Act, 1991" (Bill No. 23) was read a second time and on motion it was ordered that Bill No. 23 be referred to a Committee of the Whole House presently.

On motion the House resolved itself into a Committee of the Whole.

The Speaker left the Chair.

Mr. Barrett took the Chair of Committee of the Whole House.

The Committee considered and passed the Bill entitled, "An Act To Amend The Elections Act, 1991" (Bill No. 23).

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee (Mr. Barrett) reported that the Committee of the Whole House had considered the matters to it referred and had passed the Bill entitled, "An Act To Amend The Elections Act, 1991" (Bill No. 23) without amendment and asked leave to sit again.

On motion it was ordered that Bill No. 23 be read a third time on tomorrow.

On motion the Report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Animal Protection Act" (Bill No. 3).

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Animal Protection Act" (Bill No. 3) was read a second time and on motion it was ordered that Bill No. 3 be referred to a Committee of the Whole House on tomorrow.

Pursuant to Standing Order 31, certain questions raised by Members were debated, following which pursuant to Standing Order 31, the Speaker put the question that the House do now adjourn.

The motion was carried.

It was agreed to stop the clock for a few minutes.

The House adjourned until tomorrow, Friday, December 8th at 9 o'clock in the morning.

A handwritten signature in black ink, appearing to read 'A. JOHN NOEL'. The signature is stylized with a large 'A' and 'N', and a horizontal line crossing through the middle of the letters.

A. John Noel
Clerk of the House of Assembly

Friday, December 8th, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

The Honourable the Minister of Finance and Treasury Board (Mr. Dicks) tabled a copy of the Public Accounts of the Province and a copy of the Accounts of the Crown Corporations, Boards and other Authorities for the fiscal year ended March 31st, 1995.

The Honourable the Speaker, in accordance with section 13 of the **Auditor General Act**, tabled the Annual Report of the Auditor General for the fiscal year ended March 31st, 1995.

The Member for LaPoile (Mr. Ramsay) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS the Economic Diversification and Growth Enterprises Act is an essential and integral part of Government's efforts to diversify our economy and to generate new employment opportunities for the people of Newfoundland and Labrador;

AND WHEREAS EDGE status has already been granted to 24 companies with the potential to create close to 600 new jobs and \$100 million in new investment in the Province;

AND WHEREAS closure of the groundfish fishery by the Government of Canada has had a negative effect on the economy of this province which could be partially redressed through the Federal Government's participation in an expanded EDGE program;

THEREFORE BE IT RESOLVED that this House of Assembly endorses government's efforts in aggressively marketing and promoting the EDGE program as a mechanism of encouraging new business growth in the Province and thereby providing new employment opportunities for Newfoundlanders and Labradorians;

AND BE IT FURTHER RESOLVED that this House of Assembly supports the Province's request that the Federal Government participate in the EDGE program by mirroring the corporate income tax provisions of it in an appropriate manner until such time as the full time equivalent jobs that were lost due to the federal closure of the groundfish fishery have been recouped."

The Honourable the Minister of Employment and Labour Relations (Mr. Murphy) made a declaration under section 33 of the House of Assembly Act declaring a possible conflict with respect to his participation in the debate on a Bill entitled, "An Act To Amend The Workers' Compensation Act" (Bill No. 4). He informed the House that he would not participate in the debate nor vote with respect to this Bill.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Workers' Compensation Act" (Bill No. 4) and on motion it was ordered that Bill No. 4 be read a second time.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Workers' Compensation Act" (Bill No. 4) was read a second time and on motion it was ordered that Bill No. 4 be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 26) and on motion it was ordered that the said Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 26) was read a second time and on motion it was ordered that said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debated commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The St. John's Assessment Act" (Bill No. 45) and on motion it was ordered that the said Bill be read a second time presently.

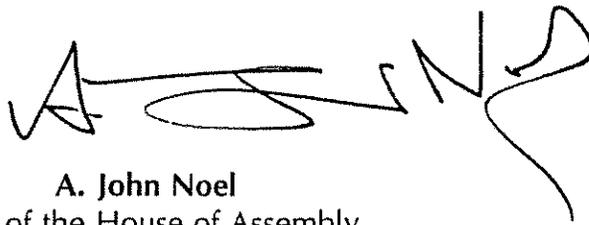
Pursuant to order and on motion the Bill entitled, "An Act To Amend The St. John's Assessment Act" (Bill No. 45) was read a second time and on motion it was ordered that said Bill be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debated commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Hospitals Act" (Bill No. 39) and on motion it was ordered that the said Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Hospitals Act" (Bill No. 39) was read a second time and on motion it was ordered that said Bill be referred to a Committee of the Whole House on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow Monday, December 11th, at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read "A. John Noel". The signature is stylized with a large, sweeping "A" and a long, horizontal stroke that extends across the middle of the name.

A. John Noel
Clerk of the House of Assembly

Monday, December 11th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

On motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Barrett took the Chair of Committee of the Whole.

The Committee considered and passed the Bill entitled, "An Act To Amend the Animal protection Act" (Bill No. 3).

The Committee considered and passed the Bill entitled, "An Act To Amend The Workers' Compensation Act" (Bill No. 4).

The Committee considered and passed the Bill entitled, "An Act To Amend The St. John's Assessment Act" (Bill No. 45).

The Committee considered and passed the Bill entitled, "An Act To Amend the Hospitals Act" (Bill No. 39).

The Committee considered the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 26).

The Honourable the Government House Leader (Mr. Roberts) moved the following amendment:

"That subclause 1(2) of the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 26) be amended by striking out in the proposed paragraph 2(j) the word "designed" and substituting the word "designated"."

The Chairperson (Mr. Barrett) put the question on the amendment and declared the amendment carried.

The Committee passed the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 26) with the amendment.

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee (Mr. Barrett) reported that the Committee of the Whole House had considered the matters to it referred and had passed the following Bills without amendment:

- A Bill "An Act To Amend The Animal Protection Act" (Bill No. 3)
- A Bill "An Act To Amend The Workers' Compensation Act" (Bill No. 4)
- A Bill "An Act To Amend The St. John's Assessment Act" (Bill No. 45)
- A Bill "An Act To Amend The Hospitals Act" (Bill No. 39).

On motion it was ordered that Bills No. 3, 4, 45 and 39 be read a third time on tomorrow.

The Chairperson of the Committee also reported that the Committee had considered the matters to it referred and had passed the Bill entitled, "An Act To Amend The Highway Traffic Act" (Bill No. 26) with an amendment and asked leave to sit again.

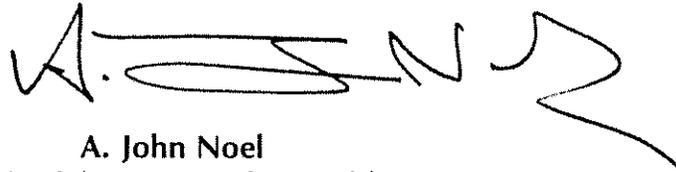
The amendment to Bill No. 26 having been read a first and second time, on motion it was ordered that Bill No. 26 be read a third time on tomorrow.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

Pursuant to order and on motion debate commenced on Second Reading of the Bill entitled, "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 and other Acts" (Bill No. 35) and on motion debate was adjourned for further debate on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, December 12th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read "A. John Noel". The signature is stylized with a large initial "A" and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Tuesday, December 12th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Premier (Mr. Wells) made a statement to announce that Petro Canada, as project operator, and the junior partners in the Terra Nova Project, will be proceeding with the preparation of a development plan application for submission to the Canada/Newfoundland Offshore Petroleum Board for the development of the Terra Nova oilfield.

The Member for St. John's East (Mr. Harris) gave notice that he would on tomorrow move the following Resolution:

"WHEREAS good labour relations are built on fairness between workers and their organizations and employers and their organizations and a fair balance of power when collective bargaining breaks down;

AND WHEREAS the use of "scabs" of replacement workers by employers during strikes or lockouts is a threat to bargaining rights and an incitement in breaches of the peace;

AND WHEREAS the experience of other provinces in Canada has shown that anti-scab legislation which bans the use of replacement workers during lawful disputes results in shorter strikes and lockouts and greater harmony between unions and employers;

BE IT THEREFORE RESOLVED that this House go on record as supporting the introduction of anti-scab legislation, banning the use of replacement workers in lawful strikes or lockouts;

AND BE IT FURTHER RESOLVED that the government be directed to introduce such legislation in the next session of the House of Assembly."

The Member for St. Mary's - The Capes (Mr. Manning) presented a Petition on behalf of residents of Trepassey and surrounding communities requesting Government to reconsider its decision to eliminate the position of heavy duty diesel mechanic in the Trepassey depot of the Department of Works, Services and Transportation.

The Member for Kilbride (Mr. Ed Byrne) presented a Petition on behalf of residents of the Province requesting the Minister of Employment and Labour Relations to provide emergency employment funding to generate needed employment in the Province.

The Member for St. John's East (Mr. Harris) presented a Petition on behalf of 53,000 residents of the Province requesting Government to maintain the Janeway Hospital as a separate stand alone children's hospital.

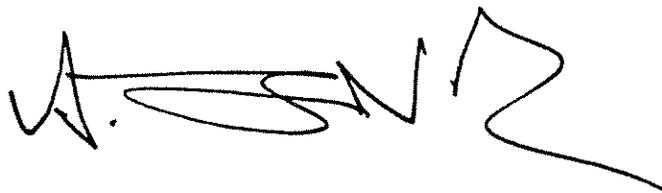
The Member for Burin - Placentia West (Mr. Tobin) presented a Petition on behalf of residents opposing the proposed Sunday opening of stores.

Pursuant to order and on motion debate continued on Second Reading of the Bill entitled, "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 And Other Acts" (Bill No. 35) and on motion debate was adjourned for further debate on tomorrow.

The Government House Leader (Mr. Roberts) announced that the Resolution standing in the name of the Member for LaPoile would be debated on Private Members' Day on Wednesday.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, December 13th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal line extending to the right.

A. John Noel
Clerk of the House of Assembly

Wednesday, December 13th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Tourism, Culture and Recreation (Mr. Grimes) made a statement and tabled three financial summaries respecting the John Cabot (1997) 500th Anniversary Corporation, the expenses incurred as a result of the Government's recent decision with respect to the Corporation and a revised budget of the 1997 Anniversary Celebrations.

The Member for Trinity North (Mr. Oldford) as Chairperson of the Social Services Committee presented the Report of the Social Services Committee recommending the passage of the following Bills without amendment:

- | | |
|--------|---|
| A Bill | "An Act Respecting The Investigation Of Fatalities" (Bill No. 36) |
| A Bill | "An Act To Amend The Leaseholds In St. John's Act" (Bill No. 40) |
| A Bill | "An Act Respecting Standards Of Conduct For Non-Elected Public Office" (Bill No. 41). |

On motion the Report was received.

The Honourable the Government House Leader (Mr. Roberts) gave notice that he would on tomorrow move, pursuant to Standing Order 50, that the debate or further consideration of Second Reading of Bill No. 35 entitled, "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 And Other Acts", standing in the name of the Honourable the Minister of Natural Resources and any amendments to that motion for Second Reading of Bill No. 35 shall not be further adjourned and that further consideration of any amendments relating to Second Reading of Bill No. 35 shall be not further postponed.

In reply to a question for which notice had been given, the Minister of Fisheries, Food and Agriculture gave an answer respecting an environmental study completed before the Kitchener Pelley Farm was permitted to switch from root crops to a dairy operation.

The Member for Burin - Placentia West (Mr. Tobin) presented a petition on behalf of residents who are strongly opposed to legislation permitting stores to open on Sundays.

Pursuant to order and on motion debate commenced and concluded on the following Resolution standing in the name of the Member for LaPoile (Mr. Ramsay):

"WHEREAS the Economic Diversification and Growth Enterprises Act is an essential and integral part of Government's efforts to diversify our economy and to generate new employment opportunities for the people of Newfoundland and Labrador;

AND WHEREAS EDGE status has already been granted to 24 companies with the potential to create close to 600 new jobs and \$100 million in new investment in the Province;

AND WHEREAS closure of the groundfish fishery by the Government of Canada has had a negative effect on the economy of this province which could be partially redressed through the federal government's participation in an expanded EDGE program.

THEREFORE BE IT RESOLVED that this House of Assembly endorses government's efforts in aggressively marketing and promoting the EDGE program as a mechanism of encouraging new business growth in the Province and thereby providing new employment opportunities for Newfoundlanders and Labradorians;

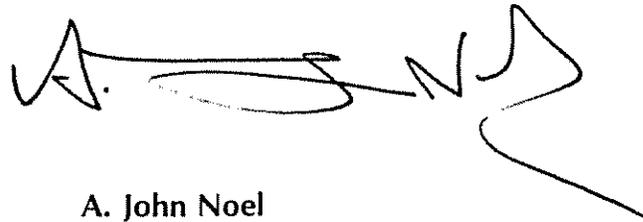
AND BE IT FURTHER RESOLVED that this House of Assembly supports the Province's request that the federal government participate in the EDGE program by mirroring the corporate income tax provisions of it in an appropriate manner until such time as the full time equivalent jobs that were lost due to the federal closure of the groundfish fishery have been recouped."

The Speaker (Mr. Barrett) put the question on the Resolution.

The Speaker declared the Resolution carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, December 14th at 2 o'clock in the afternoon.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large, sweeping 'A' and 'N'.

A. John Noel
Clerk of the House of Assembly

Thursday, December 14th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Justice and Attorney General (Mr. Roberts) on behalf of the Honourable the Minister of Finance and Treasury Board made a statement respecting Bill No. 43, "An Act To Amend the Mining and Mineral Rights Tax Act". The Minister stated that the purpose of the amendments would be to ensure that the profits accruing from non-renewable mineral resource development are shared fairly between industry and the people of the Province while maintaining a favourable and competitive tax regime for mineral investment.

During Oral Questions, the Member for Green Bay (Mr. Hewlett) used unparliamentary words. The Speaker asked the Member to withdraw the words. The Member for Green Bay refused to withdraw the words.

The Speaker again asked the Member for Green Bay to withdraw the words.

The Member for Green Bay again refused to withdraw the words.

The Speaker again asked the Member for Green Bay a third time to withdraw the words.

The Member for Green Bay refused, whereupon the Speaker named the Member for Green Bay, "Mr. Alvin Hewlett".

The Honourable the Government House Leader (Mr. Roberts) moved that the Member for Green Bay be suspended from the House for the remainder of the sitting day.

The Speaker put the question on the motion and declared the motion carried.

During Oral Questions, the Member for Kilbride (Mr. E. Byrne) rose on a point of order and used unparliamentary words. The Speaker asked the Member to withdraw the words. The Member for Kilbride refused to withdraw the words.

The Speaker again asked the Member for Kilbride to withdraw the words.

The Member for Kilbride again refused to withdraw the words.

The Speaker asked the Member for Kilbride a third time to withdraw the words.

The Member for Kilbride refused, whereupon the Speaker named the Member for Kilbride "Mr. Edward Byrne".

The Honourable the Government House Leader moved that the Member for Kilbride be suspended from the House for the remainder of the sitting day.

The Speaker put the question on the motion and declared the motion carried.

The Member for Kilbride did not withdraw from the Chamber.

The House recessed at 2:28 p.m.

The Speaker (Mr. Snow) resumed the Chair at 3:36 p.m. whereupon the Speaker afforded the Member yet another opportunity to accede to the Chair's direction to withdraw from the Chamber.

The Member for Kilbride again refused to withdraw from the Chamber.

The Speaker asked the Sergeant-at-Arms to escort the Member for Kilbride from the House. The Member refused to leave with the Sergeant-at-Arms, after which the Speaker called in the Commissionaires to assist the Sergeant-at-Arms. Certain Members surrounded the Member for Kilbride.

The House again recessed because of disorder.

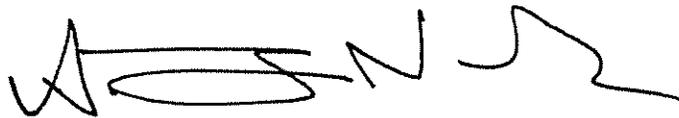
The Speaker resumed the Chair at 4:43 p.m.

The Speaker ruled that there was great disorder in the House and that it being past four-thirty and no questions for the adjournment debate had been put to the House, the Speaker put the motion that the House do now adjourn.

The motion was carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Friday December 15th at 9 o'clock in the morning.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Friday, December 15th, 1995

The House met at 9 o'clock in the morning pursuant to adjournment.

The Speaker made a ruling with respect to a disturbance in the House on Thursday. When the Member for Kilbride (Mr. E. Byrne) refused to obey the order of the House to withdraw from the Chamber for the remainder of that sitting day, the Speaker reminded the Member for Kilbride and all other Members that they have the right and the obligation to express their views. However, the Speaker also reminded Members that they have an equal obligation to act within the rules of the House. The Speaker called on the Member for Kilbride to apologize to the Chair and all Members of the House for his behaviour on Thursday. The Member for Kilbride subsequently rose to apologize to the Chair.

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Taxation Of Utilities And Cable Television Companies Act" (Bill No. 51).

The Honourable the Minister of Health (Mr. L. Matthew) gave notice that he would on tomorrow ask leave to introduce a Bill entitled, "An Act To Amend The Medical Act" (Bill No. 50).

The Member for Menihek (Mr. A. Snow) presented a Petition on behalf of residents of his District requesting Government to allocate the necessary funds for the continued operation of a safe and reliable school bus program.

The Member for Fogo (Mr. Tulk) gave notice with respect to a possible Point of Privilege after reviewing today's remarks by the Member for Kilbride.

The Member for Burin - Placentia West (Mr. Tobin) presented a Petition on behalf of residents of the Lewisporte area protesting legislation to approve Sunday shopping.

The Member for Burin - Placentia West rose on a Point of Order with respect to a remark made by the Government House Leader.

The Speaker reserved ruling on the remark until he had an opportunity to check Hansard.

The Government House Leader moved that the House not adjourn at 12 noon.

The Speaker put the motion and declared the motion carried.

By leave, pursuant to order and on motion the following Bills were introduced and read a first time:

A Bill "An Act To Amend The Taxation Of Utilities
And Cable Television Companies Act" (Bill No. 51)

A Bill "An Act To Amend the Medical Act" (Bill No. 50).

On motion it was ordered that Bills No. 51 and 50 be read a second time on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act Respecting Provincial Offences" (Bill No. 47) and on motion it was ordered that the Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act Respecting Provincial Offences" (Bill No. 47) was read a second time and on motion it was ordered that Bill No. 47 be referred to a Committee of the Whole on tomorrow.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Penney took the Chair of Committee of the Whole.

The Committee of the Whole considered and passed the Bill entitled, "An Act Respecting The Investigation of Fatalities" (Bill No. 36).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Leaseholds In St. John's Act" (Bill No. 40).

The Committee of the Whole considered the Bill entitled, "An Act Respecting Standards of Conduct for Non-Elected Public Office Holders" (Bill No. 41).

The Honourable the Minister of Natural Resources (Dr. Gibbons) moved the following amendments to Bill No. 41:

"1. That paragraph 14(2)(b) of Bill 41 be deleted and the following substituted:

"(b) monitor the administration and enforcement of this Act to ensure consistency of application to public office holders;"

2. (1) Subclause 17(1) of Bill No. 41 be amended by adding immediately after the word "section" the number and word "15 or";

(2) Subclause 17(2) of Bill 41 be deleted and the following substituted:

"(2) An appeal from a determination under section 16(1)

(a) by a public office holder other than political staff, chief operating officer or deputy minister is to the commissioner; and

(b) by political staff, chief operating officer or deputy minister is to the Trial Division."

3. Paragraph 18(d) of Bill 41 be amended by deleting the word "employee" and by substituting the words "public office holder".

The Chairperson put the question on the amendments and declared the amendments carried.

The Committee of the Whole passed the Bill entitled, "An Act Respecting Standards of Conduct for Non-Elected Public Office Holders" (Bill No. 41) with the amendments.

On motion the Committee rose.

The Speaker (Mr. Snow) resumed the Chair.

The Chairperson of the Committee reported that the Committee of the Whole House had considered the matters to it referred and had passed the following Bills without amendment:

- A Bill "An Act Respecting The Investigation
 Of Fatalities" (Bill No. 36)
- A Bill "An Act To Amend The Leaseholds In
 St. John's Act" (Bill No. 40).

On motion it was ordered that Bills No. 36 and 40 be read a third time on tomorrow.

The Chairperson of the Committee also reported that the Committee had considered the matters to it referred and had passed the Bill entitled, "An Act Respecting Standards of Conduct for Non-Elected Public Office Holders" (Bill No. 41) with amendments and asked leave to sit again.

The amendments to Bill No. 41 having been read a first and second time, on motion it was ordered that Bill No. 41 be read a third time on tomorrow.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Mineral Act And The Mineral Holdings Impost Act" (Bill No. 21) and on motion it was ordered that the Bill be read a second time presently.

Pursuant to order and on motion the Bill entitled, "An Act To Amend The Mineral Act And The Mineral Holdings Impost Act" (Bill No. 21) was read a second time and on motion it was ordered that Bill No. 21 be referred to a Committee of the Whole on tomorrow.

The House recessed at 12:15 o'clock in the afternoon.

The Speaker resumed the Chair at 1 o'clock in the afternoon.

The Honourable the Government House Leader moved Motion No. 5, pursuant to Standing Order 50, that the debate or further consideration of Second Reading of Bill No. 35 entitled, "An Act To amend The Hydro corporation Act, The Electrical Power Control Act, 1994, And Other Acts", standing in the name of the Honourable the Minister of Natural Resources and any amendments to that motion for Second Reading of Bill No. 35 shall not be further adjourned and that further consideration of any amendments relating to Second Reading of Bill No. 35 shall not be further postponed.

The Speaker put the motion and declared the motion carried.

Pursuant to order and on motion debate continued and concluded on the Bill entitled, "An Act To Amend the Hydro Corporation Act, The Electrical Power Control Act, 1994 and Other Acts" (Bill No. 35), pursuant to the closure motion, and on motion it was ordered that the bill be read a second time presently.

On motion the Bill entitled, "An Act To Amend the Hydro Corporation Act, The Electrical Power Control Act, 1994 and Other Acts" (Bill No. 35) was read a second time and on motion it was ordered that Bill No. 35 be referred to a Committee of the Whole House on tomorrow.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Monday, December 18th at 2 o'clock in the afternoon.

On motion the House then adjourned at 4:43 o'clock in the afternoon.

A handwritten signature in black ink, appearing to read 'A. John Noel'. The signature is stylized with a large initial 'A' and a long horizontal stroke.

A. John Noel
Clerk of the House of Assembly

Monday, December 18th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Fogo (Mr. Tulk) rose on a Point of Privilege in order to establish a prima facie case with regard to the action of the Member for Kilbride on Thursday and Friday of last week.

Various Members spoke to the matter.

The Speaker took the matter under advisement.

The Member for Green Bay (Mr. Hewlett) presented a Petition on behalf of residents of his District requesting Government not to approve the Indian River Watershed Management Plan without further widespread public input and debate.

The Honourable the Minister of Industry, Trade and Technology (Mr. Furey), as Acting Government House Leader, moved that the House not adjourn at 5 o'clock.

The Speaker put the motion and declared the motion carried.

On motion the House resolved itself into a Committee of the Whole on Supply.

The Speaker left the Chair.

Mr. Penney took the Chair of Committee.

The Committee of the Whole considered and passed a certain Resolution and a Bill entitled, "An Act To Amend The Local Authority Guarantee Act, 1957" (Bill No. 14).

The Committee of the Whole considered and passed a certain Resolution and a Bill entitled, "An Act To Amend The Loan And Guarantee Act, 1957 (No. 2)" (Bill No. 13).

On motion the Committee rose.

The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee of Supply had considered the matters to it referred and had passed certain Resolutions and Bills consequent thereto and recommended that Bills be introduced to give effect to these Resolutions.

Pursuant to order and on motion the following Resolutions were read a first and second time:

"That it is expedient to bring in a measure to amend **The Local Authority Guarantee Act, 1957**, to provide for the guarantee of the repayment of loans made to, and the advance of loans to certain local authorities."

"That it is expedient to bring in a measure to amend **The Loan And Guarantee Act, 1957**, to provide for the advance of loans to and the guarantee of the repayment of bonds or debentures issued by or loans advanced to certain corporations."

Pursuant to order and on motion the following Bills were read a first, second and third time:

A Bill "An Act To Amend The Local
 Authority Guarantee Act, 1957"
 (Bill No. 14)

A Bill "An Act To Amend the Local Authority
 Guarantee Act, 1957" (Bill No. 13).

On motion it was ordered that Bills Nos. 14 and 13 be printed being entitled as above and that they be submitted to His Honour the Lieutenant-Governor for His Assent.

The Honourable the Minister of Finance and Treasury Board (Mr. Dicks) informed the House that he had received a Message from His Honour the Lieutenant-Governor.

The Message was read to the House by the Speaker as follows:

"November 3, 1994

The Honourable the Minister of Finance

I, the Lieutenant-Governor of the Province of Newfoundland, transmit further Supplementary Estimates of sums required for the Public Service of the Province for the year ending the 31st day of March, 1995, by way of further Supplementary Supply and, in accordance with the provisions of the Constitution Act, 1867, I recommend these Estimates to the House of Assembly.

Sgd. **Frederick W. Russell**
Lieutenant-Governor"

On motion of the Honourable Acting Government House Leader, the House resolved itself into a Committee of the Whole on Supply to consider a certain Resolution and Bill No. 37 for the granting of further Supplementary Supply to Her Majesty.

The Speaker left the Chair.
Mr. Barrett took the Chair of Committee of Supply.

The Committee of Supply considered and passed a certain Resolution and a Bill entitled, "An Act For Granting to Her Majesty Certain Sums Of Money For Defraying Certain Additional Expenses Of The Public Service For The Financial Year Ending March 31, 1995 And For Other Purposes Relating To The Public Service" (Bill No. 37).

On motion the Committee rose.
Speaker resumed the Chair.

The Chairperson of the Committee of Supply reported that the Committee had considered the matters referred to it and had passed a certain Resolution and a Bill consequent thereto and recommended that a Bill be introduced to give effect to the Resolution.

Pursuant to order and on motion the following Resolution was read a first and second time:

"That it is expedient to introduce a measure to provide for the granting to Her Majesty for defraying certain additional expenses of the Public Service for the financial year ending March 31, 1995, the sum of \$57,854,800."

Pursuant to order and on motion a Bill entitled, "An Act For Granting To Her Majesty Certain Sums Of Money For Defraying Certain Additional Expenses Of The Public Service For The Financial Year Ending March 31, 1995 And For Other Purposes Relating To The Public Service" (Bill No. 37), was read a first, second and third time and passed.

On motion it was ordered that Bill No. 37 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Pension Benefits Act (No. 2) (Bill No. 44)" and on motion it was ordered that Bill No. 44 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Pension Benefits Act (No. 2) (Bill No. 44)" was read a second time and on motion it was ordered that Bill No. 44 be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Taxation of Utilities and Cable Television Companies Act" (Bill No. 51) and on motion it was ordered that Bill No. 44 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Taxation of Utilities and Cable Television Companies Act" (Bill No. 51) was read a second time and on motion it was ordered that Bill No. 51 be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48) and on motion it was ordered that Bill No. 44 be read a second time presently.

On motion the Bill entitled, "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48) was read a second time and on motion it was ordered that Bill No. 48 be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend the Mining And Mineral Rights Tax Act" (Bill No. 43) and on motion it was ordered that Bill No. 43 be read a second time presently.

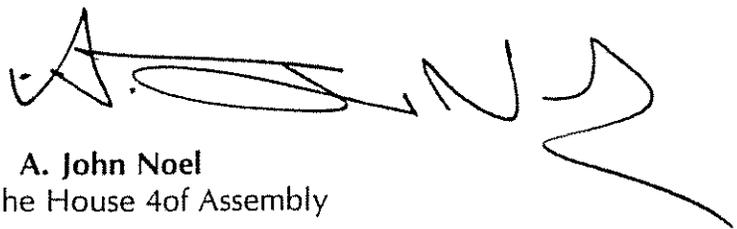
On motion the Bill entitled, "An Act To Amend the Mining And Mineral Rights Tax Act" (Bill No. 43) was read a second time and on motion it was ordered that Bill No. 43 be referred to a Committee of the Whole House on tomorrow.

The Honourable Acting Government House Leader moved that pursuant to Standing Order 54.2(3) that the Bill entitled "An Act To Amend The Mining And Mineral Rights Tax Act" (Bill No. 43) be referred to the Government Services Committee.

The Speaker put the motion and declared the motion carried.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Tuesday, December 19th at 2 o'clock in the afternoon.

On motion the House then adjourned at 6:33 o'clock in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel', written in a cursive style.

A. John Noel
Clerk of the House of Assembly

Tuesday, December 19th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Member for Kilbride (Mr. E. Bryne) rose on a point of order to apologize to the Speaker, Members and Officers of the House for his actions last week. The Member then withdrew for the remainder of the sitting day.

The Member for Fogo (Mr. Tulk) rose to withdraw his point of privilege as raised yesterday. The Member for St. John's East (Mr. Harris) also spoke in agreement. The Speaker made brief comments to the Members and the House agreed that the matter be withdrawn.

The Member for Trinity North (Mr. Oldford), as Chairperson of the Social Services Committee, presented the Report of the Social Services Committee recommending passage of the Bill entitled, "An Act To Revise The Law Respecting Limitations" (Bill No. 38) with some amendments.

On motion the Report was received.

The Member for Fogo (Mr. Tulk) presented a Petition on behalf of residents of his District requesting the Provincial Government not make changes to the school bus system on Fogo Island.

The Member for Placentia (Mr. Careen) presented a Petition on behalf of residents of his District requesting the Department of Works, Services and Transportation to upgrade and pave certain sections of Routes 91 and 92.

The Honourable the Minister of Industry, Trade and Technology (Mr. Furey) as Acting Government House Leader, moved that the House not adjourn at 5 o'clock.

The Speaker put the motion and declared the motion carried.

There was some discussion of Government business on Private Members' Day.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Medical Act" (Bill No. 50) and on motion it was ordered that Bill No. 50 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Medical Act" (Bill No. 50) was read a second time and on motion it was ordered that Bill No. 50 be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion debate commenced and concluded on Second Reading of the Bill entitled, "An Act To Amend The Mineral Act" (Bill No. 46) and on motion it was ordered that Bill No. 46 be read a second time presently.

On motion the Bill entitled, "An Act To Amend The Mineral Act" (Bill No. 46) was read a second time and on motion it was ordered that Bill No. 46 be referred to a Committee of the Whole House on tomorrow.

Pursuant to order and on motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Penney took the Chair of Committee of the Whole.

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Pension Benefits Act (No. 2)" (Bill No. 44).

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Taxation Of Utilities and Cable Television Companies Act" (Bill No. 51).

The Committee of the Whole considered the Bill entitled, "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48).

The Honourable the Acting Government House Leader (Mr. Furey) moved the following amendment to clause 14 of the Bill entitled, "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48):

"That the words "the word the word "Area" and by substituting the word should be "Act" " be deleted and the following substituted: "the word "Area" and by substituting the word "Act"."

The Chairperson put the question on the amendment and declared the amendment carried.

The Committee of the Whole passed the Bill entitled, "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48) with the amendment.

The Committee of the Whole considered and passed the Bill entitled, "An Act To Amend The Mineral Act and the Mineral Holdings Impost Act" (Bill No. 21).

The Committee of the Whole considered the Bill entitled, "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 and other Acts" (Bill No. 35).

The Honourable the Government House Leader (Mr. Roberts) moved the following amendment to the Bill entitled, "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 and Other Acts" (Bill No. 35):

"1. That clause 16 of Bill 35 be amended by striking out in the proposed section 5.1 the words "the determination of rates of public utilities" and by substituting the words "the determination of rate structures of public utilities".

The Chairperson put the question on the amendment and declared the amendment carried.

The Committee of the Whole passed the Bill entitled, "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 and Other Acts" (Bill No. 35) with the amendment.

On motion the Committee rose.
The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee of the Whole House had considered the matters to it referred and had passed the following Bills without amendment:

- A Bill "An Act To Amend The Pensions Benefits Act (No. 2)" (Bill No. 44)
- A Bill "An Act To Amend The Taxation of Utilities And Cable Television Companies Act" (Bill No. 51)
- A Bill "An Act To Amend The Mineral Act and the Mineral Holdings Impost Act" (Bill No. 21).

On motion it was ordered that Bills No. 44, 51 and 21 be read a third time on tomorrow.

The Chairperson of the Committee also reported that the Committee had considered the matters to it referred and had passed the following Bills with amendments and asked leave to sit again.

- A Bill "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48)
- A Bill "An Act To Amend the Hydro Corporation Act, The Electrical Power Control Act And Other Acts" (Bill No. 35).

The amendments to Bills No. 48 and No. 35 having been read a first and second time, on motion it was ordered that Bills No. 48 and 35 be read a third time on tomorrow.

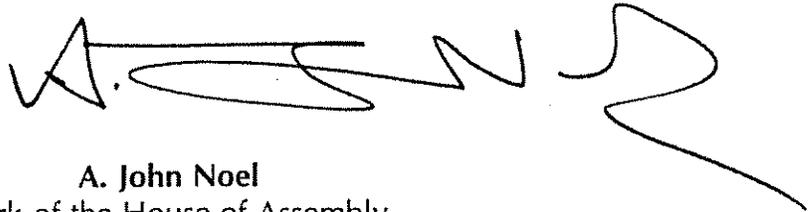
On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

It was agreed that Private Members' Day be dispensed with on December 20th and be replaced by Government business or regular Orders of the Day.

The Honourable the Government House Leader further agreed that the next two Private Members' Day would be motions from Private Members sitting on the Opposition side of the House.

It was moved and seconded that when the House rose it would adjourn until tomorrow, Wednesday, December 20th at 2 o'clock in the afternoon.

On motion the House then adjourned at 5:40 o'clock in the evening.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long, sweeping flourish extending to the right.

A. John Noel
Clerk of the House of Assembly

Wednesday, December 20th, 1995

The House met at 2 o'clock in the afternoon pursuant to adjournment.

The Honourable the Minister of Environment (Mr. Aylward) made a statement to announce Government's efforts to improve the air quality in Labrador West.

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid) made a statement to announce the Federal Government plans to extend federal funding for the Residential Rehabilitation Assistance Program (RRAP) until March, 1997.

The Member for St. John's Centre (Dr. Kitchen) presented a Petition on behalf of residents in his District requesting the Government of the Province to initiate immediately a multi-million dollar housing development program in the City of St. John's.

The Member for St. Mary's - The Capes (Mr. Manning) presented a Petition on behalf of residents of his District supporting the continuation of the Janeway Hospital as a stand alone children's hospital.

On motion the House resolved itself into a Committee of the Whole House.

The Speaker left the Chair.

Mr. Penney took the Chair of Committee of the Whole.

The Committee considered the Bill entitled, "An Act To Revise The Law Respecting Limitations" (Bill No. 38).

The Honourable the Minister of Municipal and Provincial Affairs (Mr. Reid) moved the following amendments to the Bill entitled, "An Act To Revise The Law Respecting Limitations (Bill No. 38):

1. That Subclause 8(2) of Bill 38 be struck out and the following substituted:

"(2) Notwithstanding sections 5, 6, 7, 9 and 22, where misconduct of a sexual nature has been committed against a person and that person was

- (a) under the care or authority of:
- (b) financially, emotionally, physically or otherwise dependant upon; or
- (c) a beneficiary of a fiduciary relationship with

another person, organization or agency, there shall be no limitation period and an action arising from that sexual misconduct may be brought at any time."

2. That clause 10 of Bill 38 be amended by striking out the word "has" and substituting the word "had".
3. That clause 12 of Bill 38 be amended by adding immediately after subclause (4) the following:
 - "(5) Notwithstanding paragraph 12(2)(b), an action shall not prejudice or detrimentally affect a purchaser who purchases, for value, in good faith, property which is the subject of that action."
4. That sub-clause 14(4) of Bill 38 is struck out.
4. Subclause 15(1) of Bill 38 be amended by adding immediately after the number "13" the words and figures "and subsection 14(3)".

The Chairperson put the question on the amendments and declared the amendments carried.

The Committee passed the Bill entitled, "An Act To Revise The Law Respecting Limitations" (Bill No. 38) as amended.

The Committee considered the Bill entitled, "An Act Respecting Provincial Offences" (Bill No. 47).

The Honourable the Minister of Education and Training (Mr. Decker) moved the following amendments to the Bill entitled, "An Act Respecting Provincial Offences" (Bill No. 47):

- "1. That paragraph 2(1)(c) of Bill 47 be amended by deleting the words "this Act" and by substituting the word and Roman numeral "Part II".

2. That clause 37 of Bill 47 be amended by striking out, wherever it occurs, the words "justice" and by substituting the word "judge".

3. That clauses 43 and 44 of Bill 47 be struck out and the following substituted:

"Minister may order inquiry

43. Where a person dies and there is reasonable cause to suspect that that person died under a circumstance referred to in section 5, 6, 7 or 8 of the **Investigation of Fatalities Act** and the minister is of the opinion that it is necessary for the protection of the public interest or in the interest of public safety that an inquiry be held, the minister may order a judge to hold an inquiry."

4. That clauses 45 to 56 of Bill 47 be renumbered as clauses 44 to 55.

5. That Bill 47 be further amended by re-numbering clause 54 as subclause 54(1) and adding immediately after subclause (1) the following:

"(2) Where this Act comes into force before the **Fatalities Investigations Act** comes into force, section 43 of this Act shall not apply, but sections 23 and 24 of the Summary Proceedings Act shall continue to apply, notwithstanding the repeal of the Act, until the **Fatalities Investigation Act** comes into force."

The Chairperson put the question on the amendments and declared the amendments carried.

The Member for St. John's East (Mr. Harris) moved an amendment being a new clause 38.1. The Chairperson put the question on the amendment and declared that amendment defeated.

The Committee passed the Bill entitled, "An Act Respecting Provincial Offences" (Bill No. 47).

The Committee considered and passed the Bill entitled, "An Act To Amend The Mineral Act" (Bill No. 46).

The Committee considered and passed the Bill entitled, "An Act To Amend The Medical Act" (Bill No. 50).

On motion the Committee rose.
The Speaker resumed the Chair.

The Chairperson of the Committee reported that the Committee of the Whole House had considered the matters to it referred and had passed the following Bills without amendment:

A Bill "An Act To Amend The Mineral
 Act" (Bill No. 46)

A Bill "An Act To Amend The Medical
 Act" (Bill No. 50).

On motion it was ordered that Bills No. 46 and 50 be read a third time on tomorrow.

The Chairperson of the Committee also reported that the Committee had considered the matters to it referred and had passed the following Bills with amendments and asked leave to sit again.

A Bill "An Act To Revise The Law Respecting
 Limitations" (Bill No. 38)

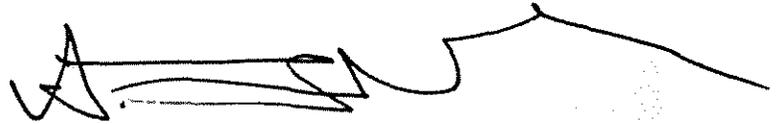
A Bill "An Act Respecting Provincial
 Offences" (Bill No. 47).

The amendments to Bill Nos. 38 and 47 having been read a first and second time, on motion it was ordered that Bills No. 38 and 47 be read a third time on tomorrow.

On motion the report of the Committee was received and adopted and on motion it was ordered that the Committee have leave to sit again on tomorrow.

In accordance with an agreement reached by all parties concerned, it was moved and seconded that when the House rose it would adjourn until tomorrow, Thursday, December 21st at 10 o'clock in the morning.

On motion the House then adjourned accordingly.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal line extending to the right.

A. John Noel
Clerk of the House of Assembly

Thursday, December 21st, 1995

The House met at 10 o'clock in the morning pursuant to adjournment.

The Member for St. Mary's-The Capes (Mr. Manning) presented a petition on behalf of residents of his District requesting the Minister of Employment and Labour Relations to immediately provide emergency funding in order to generate needed employment.

Pursuant to order and on motion the following Bills were read a third time and passed:

- A Bill "An Act To Amend The Medical Act" (Bill No. 50).
- A Bill "An Act To Amend The Mineral Act" (Bill No. 46)
- A Bill "An Act Respecting Provincial Offences" (Bill No. 47)
- A Bill "An Act To Revise The law Respecting Limitations" (Bill No. 38)
- A Bill "An Act To Amend The Mineral Act And The Mineral Holdings Impost Act" (Bill No. 21)
- A Bill "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48)
- A Bill "An Act To Amend The Taxation of Utilities And Cable Television Companies Act" (Bill No. 51)
- A Bill "An Act To Amend The Pension Benefits Act (No. 2)" (Bill No. 44)
- A Bill "An Act Respecting Standards Of Conduct For Non-Elected Public Office Holders" (Bill No. 41)

- A Bill "An Act To Amend The Leaseholds In St. John's Act" (Bill No. 40)
- A Bill "An Act Respecting The Investigation Of Fatalities" (Bill No. 36)
- A Bill "An Act To Amend The Hospitals Act" (Bill No. 39)
- A Bill "An Act To Amend The St. John's Assessment Act" (Bill No. 45)
- A Bill "An Act To Amend The Highway Traffic Act" (Bill No. 26)
- A Bill "An Act To Amend The Workers' Compensation Act" (Bill No. 4)
- A Bill "An Act To Amend The Animal Protection Act" (Bill No. 3)
- A Bill "An Act To Amend The Elections Act, 1991" (Bill No. 23)
- A Bill "An Act Respecting The Executive Council" (Bill No. 32)
- A Bill "An Act To Amend The Gasoline Tax Act" (Bill No. 12)
- A Bill "An Act To Amend The Public Service Pensions Act, 1991 And The Uniformed Services Pensions Act, 1991 (Bill No. 25)
- A Bill "An Act To Amend The Government Money Purchase Pension Plan Act, The Public Service Pensions Act, 1991, The Teachers Pensions Act, The Uniformed Services Pensions Act, 1991, The Memorial University Pensions Act, Chapter 18 Of The Statutes Of Newfoundland, 1993 And the Pensions Contributions Reduction Act" (Bill No. 29)

- A Bill "An Act To Amend the Tobacco Control Act"
(Bill No. 10)
- A Bill "An Act To Revise And Consolidate the Law Respecting
Credit Unions" (Bill No. 28)
- A Bill "An Act To Amend The Waste Material Disposal Act
And The Summary Proceedings Act" (Bill No. 27)
- A Bill "An Act Respecting The Revision And Consolidation Of
Subordinate Legislation" (Bill No. 7)
- A Bill "An Act To Amend The Children's Law Act" (Bill No.
34)
- A Bill "An Act To Amend The Financial Administration Act"
(Bill No. 15)
- A Bill "An Act To Amend The Liquor Control Act" (Bill No. 17)
- A Bill "An Act To Provide For The Transfer of The Trusteeship
And Agency Business Of Central Guaranty Trust
Company To TD Trust Company (Bill No. 30)
- A Bill "An Act To Amend The Jury Act, 1991"
(Bill No. 33)
- A Bill "An Act To Amend The Evidence Act" (Bill No. 16)
- A Bill "An Act To Amend The Social Workers Association Act"
(Bill No. 2)
- A Bill "An Act To Amend The Hospital And Nursing Home
Association Act" (Bill No. 9).

On motion it was ordered that the said Bills be printed being entitled as above and that they be submitted to His Honour the Lieutenant-Governor for His Assent.

Pursuant to order and on motion debate commenced and concluded on Third Reading of a Bill entitled, "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 And Other Acts" (Bill No. 35) and on motion Bill No. 35 was read a third time and passed.

On motion it was ordered that Bill No. 35 be presented being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

Pursuant to order and on motion debate commenced on Third Reading of a Bill entitled, "An Act To Amend The House of Assembly Act and the Electoral Boundaries Act" (Bill No. 31).

The Member for Burgeo - Bay d'Espoir (Mr. Gilbert) moved an amendment after which the Speaker ruled the amendment out of order.

Debate concluded on Third Reading of the Bill entitled, "An Act To Amend The House of Assembly Act and the Electoral Boundaries Act" (Bill No. 31) and on motion Bill No. 31 was read a third time and passed.

On motion it was ordered that Bill No. 31 be printed being entitled as above and that it be submitted to His Honour the Lieutenant-Governor for His Assent.

The House recessed for a few minutes to await the arrival of His Honour the Lieutenant-Governor.

The Sergeant-at-Arms announced the arrival of His Honour the Lieutenant-Governor.

The Speaker left the Chair.

His Honour the Lieutenant-Governor took the Chair.

The Speaker addressed His Honour as follows:

"It is my agreeable duty on behalf of Her Majesty's dutiful and Loyal subjects, Her Faithful Commons in Newfoundland, to present to Your Honour a Bill for the appropriation of Supplementary Supply granted in the present Session."

Whereupon the Clerk read the following Bill:

A Bill "An Act For Granting To Her Majesty Certain Sums Of Money For Defraying Certain Expenses Of The Public Service For The Financial Year Ending March 31, 1995 And For Other Purposes Relating To The Public Service" (Bill No. 37).

His Honour the Lieutenant-Governor then said, "In Her Majesty's Name, I thank her Loyal Subjects, I accept their benevolence and I Assent to this Bill".

The Speaker further addressed His Honour as follows:

"May it please Your Honour, the General Assembly of the Province has at its present Session passed certain Bills, to which, in the name and on behalf of the General Assembly, I respectfully request Your Honour's Assent."

Whereupon the Clerk read the following Bills:

A Bill "An Act To Amend The Local Authority Guarantee Act, 1957" (Bill No. 14)

A Bill "An Act To Amend The Loan And Loan And Guarantee Act, 1957" (Bill No. 13)

A Bill "An Act To Amend The Medical Act" (Bill No. 50).

A Bill "An Act To Amend The Mineral Act" (Bill No. 46)

A Bill "An Act Respecting Provincial Offences" (Bill No. 47)

A Bill "An Act To Revise The law Respecting Limitations" (Bill No. 38)

A Bill "An Act To Amend The Mineral Act And The Mineral Holdings Impost Act" (Bill No. 21)

A Bill "An Act To Remove Anomalies And Errors In The Statute Law" (Bill No. 48)

- A Bill "An Act To Amend The Taxation of Utilities And Cable Television Companies Act" (Bill No. 51)
- A Bill "An Act To Amend The Pension Benefits Act (No. 2)" (Bill No. 44)
- A Bill "An Act Respecting Standards Of Conduct For Non-Elected Public Office Holders" (Bill No. 41)
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- A Bill "An Act Respecting The Investigation Of Fatalities" (Bill No. 36)
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- A Bill "An Act To Amend The Elections Act, 1991" (Bill No. 23)
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- A Bill "An Act To Amend The Social Workers Association Act" (Bill No. 2)
- A Bill "An Act To Amend The Hospital And Nursing Home Association Act" (Bill No. 9)

- A Bill "An Act To Amend The Hydro Corporation Act, The Electrical Power Control Act, 1994 And Other Acts" (Bill 35)
- A Bill "An Act To Amend The House Of Assembly Act And The Electoral Boundaries Act" (Bill No. 31).

His Honour the Lieutenant-Governor then said, "In Her Majesty's Name, I Assent to these Bills".

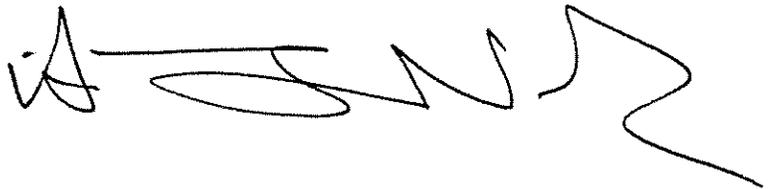
His Honour the Lieutenant-Governor wished all Members and their families Seasons Greetings. The Honourable the Premier (Mr. Wells) responded.

His Honour then left the Chamber.

The Speaker resumed the Chair.

The Honourable the Government House Leader (Mr. Roberts) moved, "That when this House adjourns today, it stands adjourned until the call of the Chair. The Speaker, or in his absence from the Province the Deputy Speaker, may give notice and thereupon the House shall meet at the time and date stated by the notice of the proposed sitting. And I also move that this House now adjourn."

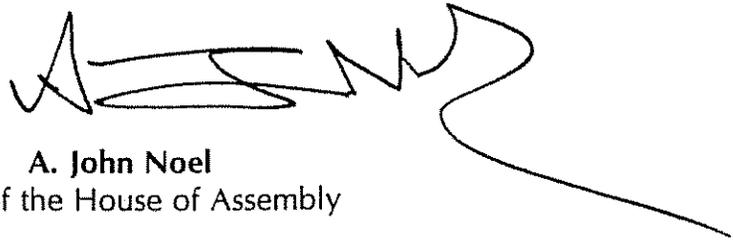
On motion the House then adjourned accordingly.



A. John Noel
Clerk of the House of Assembly

Monday, January 29th, 1996

His Honour the Honourable Frederick W. Russell, Lieutenant-Governor of the Province of Newfoundland, by his Proclamation, bearing the date of January 29th, 1996, dissolved the 42nd General Assembly and issued under the **Elections Act** Writs of Election for a General Election to be held on February 22nd, 1996.

A handwritten signature in black ink, appearing to read 'A. John Noel', with a long horizontal line extending to the right.

A. John Noel
Clerk of the House of Assembly